

1925

KENYA

446

26023

REC'D
REC'D JUN 25

N OMMANNEY AND
VER.

DATE _____

19th June 1925.

MAGADI SODA CO.

Comment on information received from Official Receiver regarding claim of Colony and Uganda Railway against the old Magadi Co. Ask for further information as to apportionment of figures.

Previous Paper

MINUTES

The first mention of figures in this connection, so far as I know, is in 7003648/2 (para 4 of doc). See also 5192/25, on which we ask for full details, which were sent on ^{only} 20686/25 (para 10, Enclos 15 etc).

The Col Gov^t figures seem plain enough, and in the absence of any indication as to how the Officer Receiver based his estimate of Kenya's claim at £4,823, there is no reason to assume that he is right. Unfortunately we have (to my knowledge) no more detailed figures here; and I do not think that we can even tell the Solicitors the figure of the Colony's and the Railway's claim as at 8th April 1924.

Subsequent Paper

728430

Thenceforth 1872 Oliver, who
regarded the matter as not of so great urgency
as the original communication by telegram,
was somewhat more difficult to make clear.
There was still the money 80,000
which was not executed.

Send copy of this letter to OMA.
17th June 1872 (1868/25)

It seems that it appears to be necessary
to make a statement as to the
amount of money which has been
received by the colony since 1st April.
The amount of money between 1st April
and 1st May is the period covered for

the purpose of the year that the
statement is made of the balance of the
colony's account as at 1st April against the
balance of the colony's account as at 1st April.
The statement of 1st April is the only one.

[When report of
23/7/04
it did not seem
likely that only
the first claim
had been taken
into account]

Ord.
24/6/72

It is not clear that it appears to be no
necessity for the colony to be
able to pay for the colony's full claim
as at 1st April. It is not clear
whether the colony is to be paid
for the full claim.

It is not clear that it appears to be no
necessity for the colony to be
able to pay for the colony's full claim
as at 1st April. It is not clear
whether the colony is to be paid
for the full claim.

24/6/72

Thence spoken 1872 Oliver, who
says that the matter is not of so great urgency
as to require communication by telegraph,
and that it would be difficult to make clear
there is no risk of losing the money & others
as the reasons are unexcited

second copy of this letter to CMG

4th person in line dep. 7:17 June (10686/25)

Planned to meet at 11:00 AM on the morning
of the conference. Statements as to the
amount of work done by the two
groups, ^{respectively} by the 1st & 2nd, 8 April,
and the amount of work done by the 1st & 2nd
groups, and the period covered for

To a man. Therefore I am glad that the
the attainment of one of the Glories of the
of the world as it is against the
figure of the world. Hence, therefore,
I testify that of 890, how many women.

[illegible]

There was no reply to Blake's priority of
claiming office, but that did not
matter (legal action later)

50. 8 24 0 47

[I have a first OR
 23/5/54
 a very
 + had not seen
 long that only 3
 the first 1/2
 had been taken
 not...

Wash.
29.64-

SUTTON, OMMANNEY & OLIVER.

E. G. OLIVER.

H. M. OMMANNEY.

TELEGRAPHIC ADDRESS—OMMANNEY, LONDON.

NO 1255

NO 9318

LONDON MAIL



3 & 4, GREAT WINCHESTER STREET,

LONDON, E.C.2.

28028/1925

4th July 1925.

Sir,

Nagadi Soda Company Limited.

We beg to acknowledge receipt of your letter of the 3rd instant on the subject of the claim of the Government of Kenya and the Uganda Railway against the former Nagadi Soda Company Limited, together with the accompanying copy of a despatch addressed to the Acting Governor of Kenya.

We observe the instructions contained in your letter and, in accordance with paragraph 3, are writing to the Official Receiver to ascertain whether any payment has yet been made in respect of other debts and, if not, requesting him to take no further action pending receipt of further information as to the claim of the Government of Kenya.

We have the honour to be,

Sir,

Your obedient Servants,

The Under Secretary of State

Colonial Office,

S.W.1.

SPR

*As all in
the 'A' had an action*

Big (red)

6/7/25

[Handwritten signature]

SUTTON OSMANNEY & OLIVER,

E. G. OLIVER
H. M. OSMANNEY

TELEGRAPHIC ADDRESS: "OSMANNEY, LONDON"

NO. 1259 } LONDON WALL
NO. 9316 }

28023

REC
JUN 25

3 & 4, GREAT WINCHESTER STREET,

LONDON, E.C.2.

19788/25.

19th June, 1925.

Sir,

re Nagadi Soda Company Limited.

With reference to the last paragraph of your letter of 1st June, and to the documents which accompanied that letter, relating to the claim of the Governor of Kenya Colony and the Uganda Railway Company against the old Nagadi Soda Company Ltd., we have been in communication with the Official Receiver.

The claim formulated on the lines of the information you sent us amounts to about £14,500 and the Official Receiver informs us that it would be quite impossible to pay such an amount in cash under the reconstruction scheme.

He states that in calculating the amount of cash required for extinction of debts having priority, it was assumed for the purposes of the scheme that the total amount of such debts would not exceed £20,000. In this estimate the claim of the Colonial Government was included at £4,823.

-2-

and that of the Uganda Railway at about £4,300. The claim of the Clearing Office was estimated at £9,050.

The sum stated by the Official Receiver as the estimate for the claim of the Uganda Railway Co. viz: £4,300 closely approximates to the amount actually claimed viz: £4,295., but we are entirely unable to reconcile the Official Receiver's figure of £4,823 due to the Colonial Government with the figures which accompanied your letter.

You will observe that, according to these figures, the claim of the Colonial Government calculated only to 31st December 1923, amounts to £7,780. 8. 6, and this would be increased by addition of a further amount in respect of the period 1st January to 8th April 1924, the date of the liquidation of the Company.

In connection with the figures furnished by the Colonial Government, we would also point out that the amount of the claim against the Liquidator must be limited to the sum due on 8th April 1924, the date of the liquidation. Any sums accruing due in respect of the period

-3-

8th April 1924 to 30th June 1924 would be payable by the Receiver for the debenture holders. It will, therefore, be necessary to have these figures ascertained. Is any information on the subject available in London?

We have the honour to be,

Sir,

Your obedient Servants,

Arthur ... *...*

The Under Secretary of State for the Colonies,
Colonial Office,

S.W.

2.
 28023/25

el. 30.6.25

Monday 1.7.25 p

had

Key

Blackburn.

Ward.

Indle.

Walterton Smith

Country Cove

very.

DOWNING STREET.

3 July, 1925.

DRAFT.

Sutton, Company and
 Oliver,

Gentlemen,

I am etc., to acknowledge the receipt of
 your letter of the 19th of June, on the
 subject of the claims of the Government of
 Kenya and of the Uganda Railway against the
 former Magadi Soda Company Limited, and to
 transmit to you for your information the
 accompanying copy of a despatch which has been
 addressed to the Acting Governor of Kenya in
 this matter.

2. As indicated in the enclosed despatch,
 Mr. Amery is not aware of any reason why the
 full claim of the Colonial Government should

not

copy to Sir G. G. G. 25/7/25

25/7/25)

and really

JUL 1925

not be presented to the Official Receiver, but he proposes to await the Official Receiver's reply before requesting you to take action accordingly. I do, however, to suggest that you should ascertain in the meantime whether any payment has yet been made by the Official Receiver in respect of other debts of the former Masani Soda Company having priority, and that if not you should request the Official Receiver to take no action in respect of payment of any of these debts until the receipt of further information as to the assets of the Government of Kenya.

Yours faithfully,

(Signed) W. Q. BOTTOMLEY.

2802B/25

Seel 20.6.25

50 Nov. 4. 1.7.25 for file

Key

Huckburgh.

Gore.

Gordon.

Gordon Smith.

Gore.

Gore.

DOWNING STREET.

3 July. 1925.

DRAFT.

No 609

Sm

3 JUL 1925

26/6/25

So 10

So 10

M. J. J. J.

Copy to Letter - Summary Office

26/6/25

With reference to paragraph 4 of my despatch No. 497, of the 2nd of June, I have etc., to transmit to you for your consideration the accompanying copy of ^{comes} letter from Messrs. Sutton, Gorman and Oliver, the Solicitors to the Crown Agents for the Colonies, regarding the amount due by the former Magadi Soda Company, Limited to the Government of Kenya and to the Uganda Railway.

2. You will observe from the enclosed letter that it will be necessary to furnish separate statements as to the amounts due by the Company to the Government and to the

Uganda

(Signed) W. Q. BOTTOMLEY.

not be presented to the Official Receiver, but he proposes to await the Acting Governor's reply before requesting you to take action accordingly. I am, however, to suggest that you should ascertain in the meantime whether any payment has yet been made by the Official Receiver in respect of other debts of the former Magadi Soda Company having priority, and that if not you should request the Official Receiver to take no action in the event of payment of any of these debts pending the receipt of further information from the Government of Kenya.

Yours faithfully,

Uganda Railway respectively up to and including the 8th of April, 1924, and the amounts due for the period between the 9th of April, 1924, and the end of the period for which the claim is presented i.e. 30th June, 1924; and I have to request that you will furnish me with such statements.

3. I have also to invite your attention to the fact that the Official Receiver's estimate of the claim of the Colonial Government amounts to £4,823, as against the figure of £9,999.11. 0 which is shown in enclosure I to your despatch No. 410 of the 9th of April. / I shall be

(20686/25).

glad to learn whether you have any comments

upon this discrepancy) *that present advice* but [I am not aware

of any reason why the solicitors should not be instructed to put forward the full claim of the Government of Kenya although some adjustment may eventually be found to be necessary; but

I have, etc.,

(Signed) L. S. AMERY