

1925

W.B.H.O.

K
KENYA

761

C O
57645
REC
REL 23 DEC 25

DATE

22nd December 1925.

GOVERNOR GRIGG.

TEL
593

FOR CIRCULATION :-

Mr.
Mr. *Burke*
Mr.
Asst. U.S. of S.

RAILWAY ORDER-IN-COUNCIL.
LOCAL ORDER.

Local Order has been approved by Executive Council. Indicates provisions; ports of Mombasa and Kilindini, including Mbaraki, Port Reitz and Port Tudor are at present excluded. Copy of draft Order leaves by mail of 23rd December.

Asst. U.S. of S.
Asst. U.S. of S.
Secretary of State.

Previous Paper

MINUTES

The return of the O. in C. from the Council Office has so far been delayed for final printing. We will see about that. In the meantime will you please say if you see any "bug" in this summary of the local Order? The Mbagadi Rly. though not insured is certainly "controlled and managed".

If it is all right, we can, then we get the O. in C., send it out and telegraph that it is coming, and it may be brought into operation at

*copy to Gov. signed - 5 Jan. 26
on copy 448/26
Lyn 55939
And. Tel. 5th Jan. '26 (X/U.S. of Kenya)
MA*

Subsequent Paper

M.O. 48

a total commitment to change, of course,
& the Reg., as soon as it is possible
that we have received and agreed the
best order?

W.B. Sweeney
23.12.25

I trust that the words "underlined" only
refer to navigation signs & marks & not
to dress ports etc - because Art 3 (1) (ii)
was intended to reduce to certainty the
 vague terms of 3 (1) (i).

This is the first I have heard of a
motor service. Under which category in
3 (1) does that come? We shall probably
have to call it a port service - & risk it.

It should have drafted as follows -

Masindi Port (including motor service between
the port & Bushiaba)

I am more troubled by the first point
because these ports harbours etc. should be
set out by name or description.

Otherwise everything is left in the air.

H. (B) 24/12

Off. lit. discussed with Mr. Pugh
& held up for O. in C. Now passed
on X405.

W.B. 5.1.26

W.B.

Telegram from the Governor of Kenya to the Secretary of State for the Colonies.

Dated 22nd December.

57645
RECⁿ
RE 23 DEC 25

(Received, Colonial Office, 7.50 p.m. 22nd December, 1925.)

762

No. 593. 22nd December.

5077
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Your telegram of 17th November. Local Order has been approved in Executive Council as drafted by legal adviser in conjunction with General Manager and seen by Attorney General of Uganda who concurs. After preamble it states that under Article III(1) and (2) of Order in Council High Commissioner declares the railway(s) ports harbour(s) wharf(ves) steamship service(s) and other items mentioned in the schedule to be included services. Schedule includes railway Mombassa to Kisumu pier including branch line Mombassa Island, Voi-Kahe, Magadi, Nairobi-Nyeri, Uasin Gishu to Turbo, Rongai-Solai, Leseru-Kitale, Turbo Mbulamuti, Busoga, and Port Bell Kampala specifying where these are under construction. Also includes Tug and Lighter service, ports, harbour(s), docks, pier(s), wharf, ^{ves} navigation signs and marks now or hereafter be owned by Kenya or Uganda or which are used or may hereafter be used in connection with and as part of the service on Lakes Victoria, Kioga, Kwania, Lake Albert and on the Nile between Namasagali and Atura and between Lake Albert and Nimule, and finally motor transport service between Masindi port and Butiaba. The ports Mombassa and Kilindini including Mbaraki, Port Reitz and Port Tudor are at present excluded.

I am sending a copy of the draft order by the mail leaving tomorrow.