

1922.

KENYA

C/O
45902

FROM

DATE

REC'D
15 SEP 22

India Office

Secret (1/1) Sep 15 1922

FOR CIRCULATION

SUBJECT

Mr.

Mr.

Mr.

Mr. Grindle 15

Sir H. Lambert

Sir H. Read

Sir J. MacLorton-Smith

Mr. Wood (Barnes)

Mr. Churchill

Position of Indians

175

Enclosed copy of let. from India
dated 11 September

Previous Paper

MINUTES

P.O. 45060/16 Secret

to be in the... 15 Sept. 22

Shows that Mr. Wood
before he wrote yesterday. He
thought it "a bit too bad"
"Ask S.O. & say that we
will communicate a copy of
the Kenya Act as soon as it is
passed & will then arrange a
meeting of Indian to be after

Subsequent Paper

No. 47177/22 Kenya
Secret

15. 11. 22
m

India Office,

Whitehall, S.W.1.

September 1922.

175

Dear Batterbee,

I send you copy of a letter of the 11th September from the Viceroy concerning observations of the Government of India on the proposed terms of their new constitution that when you receive it you will be in a position of course you will be in a position to meet the committee on the 14th and we are free to discuss the proposed terms of the new constitution.

All the proposals will continue. In the case of the franchise of the Indian Empire and India there should be a separate line of action. The committee should be asked to consider the proposals and to report on them. The committee should be asked to consider the proposals and to report on them. The committee should be asked to consider the proposals and to report on them.

India Office,

Whitehall, S.W.1.

September 1922.

176

Dear Batterbee,

I send you copy of the letter of the 11th September from the Viceroy concerning observations of the Government of India on the proposed terms of the new constitution that when you receive it you will let me know of any points of which you will let me know. I will be glad to discuss this with you if you wish.

will continue. In the future for membership of the Council of the League of Nations and India there should be special lines. The Council should be a body of statesmen.

Apart from the above considerations, the Government of India accept as the best obtainable in the circumstances the conclusions mentioned in paragraphs 4 to 7 of the proposed amendment given in your telegram of 31st August.

Respectfully

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CONFIDENTIAL
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MAY 1942
CONFIDENTIAL

Apart from the above considerations, the Government of India accept as the best obtainable in the circumstances the conclusions mentioned in paragraphs 4 to 7 of the proposed announcement given in your telegram of 31st August.

Revised

Head Office

Head Office

Approved by
H. Buttcher
Secretary

L.O. 10502/77 Kenya

19
September 1927
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DRAFT.

Dear Keshaw,

Thanks very much for

your note forwarding

the observations of the Govt

of India on the proposed

terms of the Kenya

Settlement.

I will send you a copy

of Kenya's observations

when we receive them,

and we can then

arrange a meeting

Mr. Louis Keshaw

K.C.S.I., C.I.E.

MINUTE.

Mr. Lushington 18.9.27.

Mr. Buttcher

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Ross.

Sir J. Masterton Smith.

Mr. Wood.

Mr. Churchill.

MINUTES

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No. 392 R.A.

GOVERNMENT OF INDIA.
DEPARTMENT OF REVENUE AND AGRICULTURE.

181

Emigration.

NOTIFICATION.

Simla, the 28th July 1922.

The following draft of the rules which it is proposed to issue in exercise of the powers conferred by section 24 of the Indian Emigration Act, 1922 (VII of 1922), is published, as required by sub-section (1) of the said section, for the information of all persons likely to be affected thereby, and notice is hereby given that the draft will be taken into consideration by the Governor General in Council on or after 31st October 1922.

Any objection or suggestion which may be received from any person with respect to the draft before the date fixed aforesaid will be considered by the Governor General in Council.

J. HULLAH

Secretary to the Government of India.

1. The following words in the rules shall bear the meaning specified against them.

(a) "The Act" means the Indian Emigration Act, 1922 (No. VII of 1922)

(b) "The Commissioner" means the Commissioner of Emigration.

(c) "Medical Inspector" means the Medical Inspector of Emigration.

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13. The remuneration to be paid to the emigration officers shall not depend on, or be regulated by the number of labourers sent by him, but shall be by the nature of fixed salary.

3. The Emigration Commissioner shall -

(a) be responsible for the diffusion of correct information regarding the country represented by him and

for all arrangements for securing emigrants and assisting them to emigrate to that country: and **183**

(b) control and be responsible for the operations of all persons engaged by him or under his orders for propaganda work connected with emigration to the country to be so appointed or for assisting labourers to emigrate to such country.

The Emigration Commissioner shall, with the approval of the Council, issue and provide into the country of destination such notices as he may think fit.

He shall also issue such notices as he may think fit to persons engaged in propaganda work connected with emigration to the country to be so appointed or for assisting labourers to emigrate to such country.

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He shall also issue such notices as he may think fit to persons engaged in propaganda work connected with emigration to the country to be so appointed or for assisting labourers to emigrate to such country.

(3) The Inspector of Emigration appointed under Rule 4 shall be appointed an Inspector of Emigration.

(1) Every Emigration Agent must be in possession of a valid license in force under the Schedule issued to him by the Emigration Commissioner.

(2) License shall be valid for a period of one year unless otherwise provided in the license.

(3) The number of persons with whom an Emigration Agent is authorized to assist to emigrate shall be limited by the license.

OFFICE OF THE
EMIGRATION COMMISSIONER
LONDON

be specified therein.

(4) Copies of all licenses issued by him shall be sent by the Emigration Commissioner to the District Magistrate of every district in which the Agent is authorized to carry on his work.

no person, except under and in accordance with a license granted under Rule 6, shall induce or attempt to induce any person to emigrate or to attempt to emigrate from any place for the purpose of emigrating.

no person shall enter into, or attempt to enter into, any contract with any person purporting to be a contract of emigration.

no person shall issue or attempt to issue any license under Rule 6, or shall attempt to induce any person to issue any such license, unless he is authorized to do so by the District Magistrate.

no person shall issue or attempt to issue any license under Rule 6, or shall attempt to induce any person to issue any such license, unless he is authorized to do so by the District Magistrate.

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order of the local Government, or of the District Magistrate to whom such magistrate or officer is subordinate.

II. Statement of information to be supplied in Migration

16. (1) An Emigration Agent shall furnish to every person whom he attempts to induce to emigrate a copy of the statement specified in sub-section (2) and a receipt therefor shall be furnished by the Emigration Agent to such person.

(2) The statement shall be in the form of a printed form in which shall be stated the name of the person to whom it is issued, the name of the vessel to which he is to be sent, the date of departure, the name of the agent, and the name of the vessel to which he is to be sent, and shall also contain such other information as may be required by the Government.

Part I

RULES REGARDING EMIGRATION OF

the country for the purpose of Emigration Staff. (1) The Government of every country in which it is lawful shall, unless it is otherwise provided by law, appoint a Commissioner for one or more of the ports of call of the country and shall also appoint a sub-commissioner for each of such ports of call. The appointment of a Commissioner or sub-commissioner shall not take effect until the person appointed has taken the oath of office and has been notified in writing by the Government of the country to which he is appointed.

(2) The Commissioner or sub-commissioner shall be a person of high character and shall be a citizen of the country to which he is appointed. (3) The Commissioner or sub-commissioner shall be appointed by the Government of the country to which he is appointed and shall hold office for such term as may be determined by the Government. (4) The Commissioner or sub-commissioner shall be subject to the control and supervision of the Government and shall be removable by the Government at any time. (5) The Commissioner or sub-commissioner shall be entitled to such allowances and expenses as may be determined by the Government. (6) The Commissioner or sub-commissioner shall be entitled to such other privileges and immunities as may be determined by the Government. (7) The Commissioner or sub-commissioner shall be entitled to such other benefits as may be determined by the Government. (8) The Commissioner or sub-commissioner shall be entitled to such other advantages as may be determined by the Government. (9) The Commissioner or sub-commissioner shall be entitled to such other facilities as may be determined by the Government. (10) The Commissioner or sub-commissioner shall be entitled to such other services as may be determined by the Government. (11) The Commissioner or sub-commissioner shall be entitled to such other assistance as may be determined by the Government. (12) The Commissioner or sub-commissioner shall be entitled to such other support as may be determined by the Government. (13) The Commissioner or sub-commissioner shall be entitled to such other aid as may be determined by the Government. (14) The Commissioner or sub-commissioner shall be entitled to such other help as may be determined by the Government. (15) The Commissioner or sub-commissioner shall be entitled to such other relief as may be determined by the Government. (16) The Commissioner or sub-commissioner shall be entitled to such other succour as may be determined by the Government. (17) The Commissioner or sub-commissioner shall be entitled to such other aid as may be determined by the Government. (18) The Commissioner or sub-commissioner shall be entitled to such other help as may be determined by the Government. (19) The Commissioner or sub-commissioner shall be entitled to such other relief as may be determined by the Government. (20) The Commissioner or sub-commissioner shall be entitled to such other succour as may be determined by the Government.

III. Places of accommodation in areas in which emigrants are obtained.

Establishment
Places of
accommodation.

17. In every district where the Local Government considers it necessary, the Emigration Commissioner shall provide sufficient and proper accommodation in a suitable place for such emigrants as he may collect pending their production before a magistrate and removal to the port of embarkation.

18. (1) The accommodation provided under rule 17 shall be considered sufficient if the following conditions are fulfilled:—
(a) The number of emigrants in such a number as would be required as emigrants by persons of their condition in the district in which they are obtained. The following points shall be taken into consideration:—
(i) The number of all persons who are awaiting or desiring to emigrate to the country to which they are to be sent.
(ii) The number of persons who are already in the country to which they are to be sent.

(2) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(3) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(4) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(5) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(6) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(7) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

(8) The Local Government may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained, and may, if it thinks fit, apply the provisions of this rule to any other place where emigrants are obtained.

every place of accommodation provided under Rule 17.

(2) The Local Government in a Presidency town and the District Magistrate elsewhere shall appoint a visiting committee composed of non-officials for the purpose of inspecting places of accommodation provided under Rule 17 and it shall be the duty of every member thereof to visit such places at such intervals as the Local Government or District Magistrate, as the case may be, may determine.

(3) Any authorized person inspecting a place of accommodation may record his remarks in an inspection book to be provided by the Immigration Commissioner. A copy of such remarks shall be forwarded at once by the Immigration Officer to the Immigration Commissioner and to the District Magistrate.

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...relative over 18 years of age...
...to emigrate.

1872

22. The number of unmarried men or men unaccompanied by their wives who may be assisted to emigrate to any one country in any one year shall not exceed one to every five persons over 15 years of age so emigrating: 189

Provided that the Governor General in Council may exempt any specified country from this Rule or may at his discretion modify the ratio fixed thereby.

V. Production before a magistrate.

23 (1) Prior to despatch to the port of embarkation every intending emigrant shall be produced before a magistrate appointed in this behalf by the Local Government and such magistrate may examine such emigrant regarding his reasons for emigrating and his knowledge of the conditions on which he is going. The Emigration Agent shall not be present at any such examination. Emigrants originating from the port of departure itself shall be produced before a Presidency or other magistrate appointed in this behalf at the port.

(2) The Emigration Agent shall submit in triplicate to the magistrate a nominal roll in form No. 2 in the Schedule of the persons whom he proposes to assist to emigrate.

24 (1) On production of intending emigrants before a Magistrate under Rule 23 (1) the Magistrate shall check the persons so produced with the nominal roll forwarded to him under Rule 23 (2) and shall examine them in order to satisfy himself that the Act and these Rules have been complied with.

(2) If on examination of any intending emigrant he finds -

(a) that (where such person is below the age of 15 or is a woman) he bears to one of the other intending emigrants not so disqualified the relationship stated in the Roll

(b) that in all other cases -

(i) he has been recruited by a licensed Emigration Agent.

(ii) he is willing to emigrate and understands the statement of information supplied to him under Rule 16.

(iii) he has not been induced to emigrate by any coercion, undue influence, fraud, misrepresentation or mistake.

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such Magistrate shall record in the three copies of the roll that such person is permitted to emigrate.

(3) If the magistrate is of opinion that any intending emigrant or any of his dependents should not be permitted to emigrate, he shall refer to the copies of this roll a certificate to that effect, stating his reasons.

(4) If the Magistrate is of opinion that the alleged facts stated in the certificate are not true, he may refer to the roll a certificate to that effect, stating his reasons.

to be satisfied that the person concerned is not an emigrant within the meaning of section 2 (b) (i) or 2 (b) (ii) of the Act (and the case may be) together with (in the case of a person claiming to be so exempted on the ground that he has already resided in the country to which he is desirous of emigrating) documentary evidence of his identity purporting to be attested by a Magistrate in such country.

(2) The Magistrate, after such enquiry as he thinks necessary shall if satisfied that the applicant is not an "emigrant" to such country within the meaning of section 2 (b) (i) or (ii), as the case may be, grant him a 191 certificate to that effect and shall endorse the

necessary evidence of identity (where such is produced).

(3) The certificate granted by a Magistrate under this section shall be valid only if produced before any Magistrate after the expiry of the period specified in the certificate and shall not be valid if produced after the expiry of the period specified in the certificate.

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(15) The certificate granted by a Magistrate under this section shall be valid only if produced before any Magistrate after the expiry of the period specified in the certificate and shall not be valid if produced after the expiry of the period specified in the certificate.

(16) The certificate granted by a Magistrate under this section shall be valid only if produced before any Magistrate after the expiry of the period specified in the certificate and shall not be valid if produced after the expiry of the period specified in the certificate.

(17) The certificate granted by a Magistrate under this section shall be valid only if produced before any Magistrate after the expiry of the period specified in the certificate and shall not be valid if produced after the expiry of the period specified in the certificate.

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agents.

29 (1) Persons who desire to obtain assisted passages, but do not desire the assistance of Emigration Agents, may apply direct to the Emigration Commissioner of the country.

(2) The Magistrate, after such enquiry as he thinks necessary shall if satisfied that the applicant is not an "emigrant" to such country within the meaning of section 2 (b) (i) or (ii), as the case may be, grant him a **191** certificate to that effect and shall endorse the documentary evidence of identity (where such is produced).

(3) A certificate granted by a Magistrate under this section shall be valid only if it is endorsed by the Magistrate under section 2 (b) (i) or (ii) as the case may be, and produced before any Magistrate before the expiry of the period of validity of the certificate. If the certificate is not so endorsed or produced, the Magistrate may refuse to issue a ticket for the emigrant, and the emigrant shall be liable to be detained in a place of safety.

(4) A certificate granted by a Magistrate under this section shall be valid only if it is endorsed by the Magistrate under section 2 (b) (i) or (ii) as the case may be, and produced before any Magistrate before the expiry of the period of validity of the certificate. If the certificate is not so endorsed or produced, the Magistrate may refuse to issue a ticket for the emigrant, and the emigrant shall be liable to be detained in a place of safety.

(5) The Magistrate, after such enquiry as he thinks necessary, may, if satisfied that the emigrant is not an emigrant to such country within the meaning of section 2 (b) (i) or (ii), as the case may be, grant him a certificate to that effect and shall endorse the documentary evidence of identity (where such is produced).

29 (1) Persons who desire to obtain assisted passage, but do not desire the assistance of Emigration Agents, may apply direct to the Emigration Commissioner of the country.

CO. 533

country to which they wish to proceed. The application shall be accompanied by a certificate in Form No. 3 in the Schedule from a local magistrate.

(2) If the Emigration Commissioner agrees to grant assisted passages to any persons applying to him under Rule 17, he shall not refuse to permit them to proceed to the place of destination, such passages as they are entitled to under Rule 17 and shall be subject to the same rules, regulations and conditions in the same manner as persons who are not assisted.

(3) Any person who is a person of European descent

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to be provided by the Emigration Commissioner shall be provided at the expense of the person applying for the same. The Emigration Commissioner may, if he thinks fit, require the person applying for the same to deposit with him a sum of money to be applied to the payment of the expenses of the passage and of the expenses of the person applying for the same.

and the person applying for the same shall be liable to pay the same. The Emigration Commissioner may, if he thinks fit, require the person applying for the same to deposit with him a sum of money to be applied to the payment of the expenses of the passage and of the expenses of the person applying for the same.

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34 (1) The Protector and the Medical Inspector shall, from time to time, and at least once in every week during which any emigrants may be kept in any place, inspect the emigrants and examine the state of such place, and the manner in which the emigrants therein are lodged, fed, clothed and otherwise provided for and attended to.

(2) The Protector and the Medical Inspector shall, in their inspection and supervision of the places, comply with the directions framed for their guidance by the Local Government.

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35. A resident medical officer, approved by the Medical Inspector, shall be appointed for each place of accommodation established under Rule 30 by the Emigration Commissioner, and his name shall be registered in the Protector's office. He shall keep a hospital register in Form No.5 in the Schedule and shall place it before that officer when he visits the place. The Emigration Commissioner may appoint any additional medical officer with the approval of the Protector.

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36. The site of every place of accommodation established under Rule 30 and the disposition and construction of the sheds appertaining thereto shall, from a sanitary point of view, be subject to the approval of the Medical Inspector who shall, if he approves the same, furnish the Protector with a certificate of such approval.

inspections of
visits to
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37 (1) Every place of accommodation established under Rule 30 shall be open to inspection by any non-official persons whom the Local Government may appoint for the purpose.

(2) A visitors' book shall be kept in each place of accommodation in which the Protector and Medical Inspector and any non-official visitors visiting the place under sub-rule (1) shall enter the date of their visit, and may make any such suggestions or remarks as they deem advisable.

(3) Friends and relations of emigrants shall also be permitted to visit the place of accommodation and shall be free to converse with and induce any emigrants to return to their homes.

The Emigration Commissioner shall reside or shall have a responsible representative to reside within or near the place immediately adjoining every place of accommodation, as assigned under Rule 30...

...shall be forward...

...to the Emigration Commissioner...

...to the Emigration Commissioner...

...to the Emigration Commissioner...

...to the Emigration Commissioner...

...to the Emigration Commissioner...

(2) Relatives accompanying an affected person to an outside hospital shall be provided with either food or a subsistence allowance.

Report of
casualties

41. The removal of any emigrant from the register kept in Form No. 6 for any cause other than embarkation, or any death or other casualty shall be reported in Form 11 in the Schedule to the Protector on the following day, and any death from whatsoever cause

(3) A certificate granted by a magistrate and the

Secretary, Customs of identity surrendered by the holder of

shall be deemed to be a certificate of identity

and shall be treated as such for all purposes of this Act

and shall be valid for the purpose of this Act until the holder thereof

has been notified otherwise by the Secretary, Customs

(4) A certificate of identity granted by a magistrate and the

Secretary, Customs shall be deemed to be a certificate of identity

and shall be treated as such for all purposes of this Act

the place

(1) When an emigrant

is at a place beyond the limits of the port of embarkation

and is not in possession of a certificate of identity

or a certificate of identity issued by the Protector

(1B) A certificate of identity issued by the Protector

shall be deemed to be a certificate of identity for all purposes of this Act

and shall be treated as such for all purposes of this Act

VI - Miscellaneous

(2) The Protector shall examine the emigrants and shall refuse permission to an emigrant to leave his country on any of the following grounds:

- (1) If the Medical Inspector reports that he is unfit to undertake the journey to the country of destination...
- (2) If the emigrant is unable to pay the expenses of his journey...
- (3) If the emigrant is unable to pay the expenses of his stay at the place of destination...

(4) If the emigrant is unable to pay the expenses of his stay at the place of destination...

(b) If the Protector has reason to believe that the requirements of the law are not being observed...

(2) The Protector shall examine the emigrants and shall refuse permission to an emigrant to leave the country on any of the following grounds:-

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- (i) If the Medical Inspector reports that he is unfit to undertake the journey to the country to which he or the person on whom he is dependent, as the case may be, has agreed to emigrate;
- (ii) If the provisions of the Act or of these rules have not been strictly observed or have been in any way contravened; or
- (iii) If he appears not to have understood the conditions on which he is proceeding, and such conditions being adequately explained to him, is unwilling to embark.

Recording of Protector's orders.

45 (1) The Protector shall state on each copy of the nominal roll prescribed by rule 43 whether each emigrant is permitted to embark or is refused permission recording briefly his reasons in the case of refusal.

(2) One copy of the nominal roll shall be recorded in the office of the Protector and the other copy made over to the Emigration Commissioner for record in his office.

Emigrant not to embark for three days.

46. No emigrant shall be allowed to embark until three days have elapsed from the date of his arrival at the place of accommodation established under Rule 39.

Retention of emigrant regarding whom any question has been raised.

47. Emigrants who are refused permission to embark by the Protector under rule 44 (2) (i) on account of temporary physical unfitness to undertake the voyage, shall, if the Medical Inspector so recommends, be maintained in the place of accommodation until permitted by the Protector to proceed. Any relative of the detained emigrant who wishes to remain with him in the place of accommodation shall also be maintained in it and, if an emigrant, not forced to embark.

Disposal of rejected emigrants.

48. Emigrants who are not permitted by the Protector to embark on account of permanent unfitness to undertake the voyage and other persons rejected on the grounds specified in rule 44 (2) (ii) and (iii) shall, together with their dependents, if any, be returned through the Protector's office to the villages from which they came at the expense of the Emigration Commissioner.

(2) The Protector shall examine the emigrants and shall refuse permission to an emigrant to leave the country on any of the following grounds:-

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- (i) If the Medical Inspector reports that he is unfit to undertake the journey to the country to which he or the person on whom he is dependent, as the case may be, has agreed to emigrate;
- (ii) If the provisions of the Act or of these rules have not been strictly observed or have been in any way contravened; or
- (iii) If he appears not to have understood the conditions on which he is proceeding and such conditions being adequately explained to him is unwilling to embark.

45 (1) The Protector shall state on each copy of the nominal roll prescribed by rule 43 whether each emigrant is permitted to embark or is refused permission recording briefly his reasons in the case of refusal.

(2) One copy of the nominal roll shall be recorded in the office of the Protector and the other copy made over to the Emigration Commissioner for record in his office.

46. No emigrant shall be allowed to embark until three days have elapsed from the date of his arrival at the place of accommodation established under Rule 30.

47. Emigrants who are refused permission to embark by the Protector under rule 44 (2) (i) on account of temporary physical unfitness to undertake the voyage, shall, if the Medical Inspector so recommends, be maintained in the place of accommodation until permitted by the Protector to proceed. Any relative of the detained emigrant who wishes to remain with him in the place of accommodation shall also be maintained in it and, if an emigrant, not forced to embark.

48. Emigrants who are not permitted by the Protector to embark on account of permanent unfitness to undertake the voyage and other persons rejected on the grounds specified in rule 44 (2) (ii) and (iii) shall, together with their dependents, if any, be returned through the Protector's office to the villages from which they came at the expense of the Emigration Commissioner.

Recording of Protector's orders.

Emigrant not to embark for three days.

Detention of emigrant regarding whom any question has been raised.

Disposal of rejected emigrants.

Examination of rejected emigrants before despatch to their homes.

49. All emigrants rejected shall be examined by the Medical Inspector on the day on which they are to be returned to their districts, and only those that are certified by him to be able to travel shall be allowed to return at the expense of the Immigration Commissioner. The rest shall be accommodated in the place of accommodation and be there kept until the Medical Inspector certifies to their return on the basis of health to undertake the journey to the place from which they were rejected.

Fee to be charged for emigrants permitted to depart.

50. A fee to be charged for each emigrant permitted to depart shall be fixed by the Immigration Commissioner and shall be paid by the emigrant at the time of his departure. The fee shall be in the nature of a deposit to be applied to the cost of the emigrant's return to his district.

Return of rejected emigrants to the place of origin.

51. Rejected emigrants shall be returned to the place of origin by the Immigration Commissioner or his agent. The cost of the return shall be paid by the emigrant at the time of his departure.

Return of rejected emigrants to the place of origin.

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Return of rejected emigrants to the place of origin.

55. Rejected emigrants shall be returned to the place of origin by the Immigration Commissioner or his agent. The cost of the return shall be paid by the emigrant at the time of his departure.

Despatch of returned emigrants to their homes.

56. Returned emigrants shall, if they desire it, and if the terms on which they emigrated entitle them to be so returned be returned to their native districts at the expense of the Immigration Commissioner.

the expense of the country concerned. Such returned emigrants are considered by the Medical Inspector to be physically or mentally helpless, shall be so considered by the Migration Commissioner under proper

... returned emigrants are to have separate... the assistance of the... Migration Commissioner under proper...

Expense of... and... returned...

... that they obtain... discouraged from... when.

... liable for the... of emigrants... together with... shall be

... the... together with... shall be... the Migration

... of the... together with... shall be... the Migration

Agents... Section

... the... together with... shall be... the Migration

(2) They shall obtain information on any matters affecting the welfare and status of emigrants in the countries



57. Every application under section 11 of the Act for permission to engage, or to assist any person or persons to emigrate for the purpose of any of the trades, vocations, professions, occupations or other employments referred to therein, shall be made in the name of the applicant, his father, or his guardian, and shall state his residence, and his occupation or profession.

58. Where the permission applied for is granted by the Local Government, it shall forward to the Secretary of State a copy of the application, together with a copy of the passport issued to the applicant.

59. The Secretary of State may, if he thinks fit, require the Local Government to furnish him with such information as he may require in relation to the application, and to the person or persons to whom the permission is granted.

60. The Secretary of State may, if he thinks fit, require the Local Government to furnish him with such information as he may require in relation to the application, and to the person or persons to whom the permission is granted.

61. The Protector shall maintain a register of all permits received by him under section 11 of the Act, and shall, during their absence from India or after their return, as well as record briefly the results of any investigation made by him in connection therewith, and shall be empowered to call for any records in the possession of the Local Government.

SCHEDULE TO THE RULES.

FORM No. 1

201

Form of license.

described hereunder, is assigned to to
the country of _____
this State and is authorized to _____
on the license of _____

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REPUBLICAN PARTY
SOUTH OF BOSTON
PHILIP W. WATSON, Secy.

Form of Certificate for persons applying for assisted passages without the intervention of Emigration Agent.

Applicants listed	Dependants						Residence
	Name	Relationship to Applicant	Sex	Age	Caste	Occupation	

I hereby certify that the above named persons are the dependants of the applicant and are registered in the registers of the British India Steam Navigation Co. Ltd. and are bona fide emigrants and have applied for passage to the United Kingdom or to some other British possession.

I have also to certify that the above named persons are not prohibited by the Emigration Act, 1920, from being granted assisted passages.

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Magistrate of

1	Date of admission into the place
2	Place of accommodation No
3	Name
4	Father's name
5	Name
6	Relationship to others accompanying
7	Sex
8	Age
9	Caste
10	District
11	Town
12	Village
13	Street
14	House No
15	Place of birth
16	Date of birth
17	Place of birth
18	Date of birth
19	Place of birth
20	Date
21	Cause
22	Date of birth
23	Name of

204

GOVERNMENT
 PUBLIC STORE OFFICE, LONDON
 THE
 PERMISSION OF THE
 OFFICE, LONDON

Date of death

Serial No.

Name

Particulars of articles found

No. in register of place of accommodation

Form of register of deceased (to be filled in by the Registrar) of deceased individuals as recorded in the year

FORM NO. 7

Name of person

Immigration Agent License to Miscellaneous articles

Holder of

Place of delivery of goods or property

No. of...

Property

Registrar

Commissioner

Return of ...

a)	District from which emigrating
b)	Number despatched from place of accommodation in recruiting district
c)	Infants born on the way
d)	Left behind on the way
e)	Released
f)	Deserted
g)	Died
h)	Arrived from ...
i)	...
j)	...
k)	...
l)	...
m)	...
n)	...
o)	...
p)	...
q)	...
r)	...
s)	...
t)	...
u)	...
v)	...
w)	...
x)	...
y)	...
z)	...
aa)	...
ab)	...
ac)	...
ad)	...
ae)	...
af)	...
ag)	...
ah)	...
ai)	...
aj)	...

Quantity on route

the year 19

Form of report of sickness among emigrants accommodated in the place of accommodation...

Return of sickness among emigrants accommodated in the place of accommodation of the _____ Agency during the month of _____ 19____.

Cases under treatment from last month.	Number admitted during the month.		Under treatment during the month.		Discharged	Deaths		Under treatment at close of the month.	Remark
	Men	Women	Men	Women		Men	Women		

Persons	

Persons	

Number remaining in the place of accommodation at the close of last month _____ Admitted during the month _____ Total _____

- (a) Daily average strength
- (b) Daily average of sick
- (c) Percentage of sick to strength
- (d) Percentage of deaths to strength.

Dated at _____ To _____

W.H. - The following information is observed.

- (a) To find the daily average strength of emigrants, divide the sum of the total number of persons present daily by the total number of days.
- (b) To find the daily average number of sick add together the number of sick in hospital for each day, and divide the total by the number of days.
- (c) To find the percentage of sick to strength, take the daily average number of sick and multiply the number by 100, and divide the product by the daily average strength.
- (d) To find the percentage of deaths to strength multiply the total number of deaths by 100, and divide the product by the daily average strength.

Instructions: This monthly report to be forwarded to the Medical Inspector and a duplicate to the Protector of Emigrants. The report should be accompanied by a certificate of the month following that which it relates. Notes: - When cases of sickness are observed, which are not either measles, typhoid or malarial fever, a note should be made of the nature of the disease, the symptoms and duration.

Resident Medical Officer.

Immigration Commissioner for

Return of sickness among emigrants accommodated in the place of accommodation of the Agency during the month of 19__

No. remaining under treatment during the month	Under treatment during the month		Discharged		Under treatment at close of the month	Remark
	Men	Women	Men	Women		

Persons

Persons

Number remaining in the place of accommodation at the close of last month

Admitted during the month

Total

- (e) Daily average strength
- (b) Daily average of sick
- (c) Percentage of sick to strength
- (d) Percentage of deaths to strength.

Dated at 19__

The following is a statement of the sickness observed.

(a) To find the total strength of emigrants, divide the sum of the total number of persons present daily by the total number of days.

(b) To find the daily average strength of emigrants, divide the total by the number of days.

(c) To find the percentage of sick to strength, take the daily average number of sick and multiply the number by 100, and divide the product by the daily average strength.

(d) To find the percentage of deaths to strength, take the total number of deaths by 100 and divide the product by the daily average strength.

(e) To find the percentage of persons present daily, multiply the number by 100, and divide the product by the daily average strength.

Instructions: This monthly report to be forwarded to the Medical Inspector, and to replicate to the Director of the Agency, at the close of each month, for the purpose of compiling the statistics of sickness, and to be used for the purpose of determining the health of the emigrants, and to be used for the purpose of determining the health of the emigrants, and to be used for the purpose of determining the health of the emigrants.

Note: When the number of emigrants is small, the daily average strength should be calculated on the basis of the total number of days, and not on the basis of the number of months.

Dated 19__

Resident Medical Officer.

Immigration Commissioner for

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Form of Report to be submitted by the place of accommodation.

Return of sickness among migrants accommodated in the place of accommodation of the _____ Agency during the _____ month of _____ 19 _____

No remaining under treatment from last month	Number admitted during the month	Under treatment during the month		Discharged		Deaths		Under treatment at close of the month	Remark
		Men	Women	Men	Women	Men	Women		

Persons

Persons

- (a) Daily average strength
- (b) Daily average of sick
- (c) Percentage of sick to strength
- (d) Percentage of deaths to strength.

Number remaining in the place of accommodation at the close of last month _____

Admitted during the month _____

Totals _____

Dated at _____ 19 _____

The following information is observed.

- (a) To find total strength of emigrants, divide the sum of the total number of persons present daily by the total number of days.
- (b) To find daily average strength of emigrants, divide the total by the number of days.
- (c) To find the percentage of sick to strength, take the daily average number of sick and multiply the number by 100, and divide the product by the daily average strength.
- (d) To find the percentage of deaths to strength, take the daily average number of deaths and multiply the number by 100, and divide the product by the daily average strength.

To be forwarded to the Medical Inspector and a duplicate to the Protector at _____

_____ 19 _____

Resident Medical Officer.

Immigration Commissioner for _____

Form No 10
Part of Weekly Hospital Report.

Return of diseases to which emigrants were treated in the Hospital place of accommodation for the week ended 19...

On the sick list		Removed from the sick list					Remarks
Remaining from last week	Admitted during the week	Total number	Discharged	Deceased	Discontinued	Total discharges	
							The following diseases amongst the emigrants arrived are:- Fever Diarrhoea Cholera Measles Small-pox Syphilis Ophthalmia Anaemia Dysentery Hydrocele Jaundice Other diseases

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Caste	Sex	Age	District	Admitted to place	Admitted to hospital	Disease	Date of death

average of depot population. Percentage of sick to population.
 average of sick. Percentage of deaths to population.
 When cases are returned as 'fever' and are not either simple, continued malarial fever, a note should be added specifying the kind of fever from which the emigrants are suffering.

Forwarded, to the Medical Inspector, in connection with the...
 at...
 Migration Commission for...

Dated at
The

209

Names of emigrants and dependents

Father's name.

Caste

Age

Sex

Date of magistrate's order
permitting emigration.

District from which obtained

Name of Emigration Agent

Date of admission into
place of accommodation.

Number in place of
accommodation

Date

1911, 15

Result of examination

of emigrants in place of accommodation

209

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Particulars of case

Cause to be specified

as to whether

1. On account of religious

of religious, or

2. Irregular recruitment

3. Unwilliness to

4. Unwilliness of

relatives to

5. Claims of relatives

6. For requirement

Remarks.

Commissioner for

Orders of
the
Protector.

Serial No. of the
order.

State

County

City

Name of the

Party

to be

Examined

By

Commissioner

of

Corrections

State of

Illinois

Order No.

of the

Commissioner

of

Corrections

State of

Illinois

dated

the

_____ day of

_____ 19__

is

That

be

Examined

By

on

the

_____ day of

_____ 19__

at

in

_____ County

State of

Illinois

That

be

Examined

By

on

the

_____ day of

_____ 19__

at

in

_____ County

State of

Illinois

That

be

Examined

By

on

the

_____ day of

_____ 19__

at

in

_____ County

State of

Illinois

That

be

Examined

By

on

the

_____ day of

_____ 19__

at

in

_____ County

State of

Illinois

Serial No.

Place at which produced before magistrate

Date of signature



Form of Certificate to be granted by the Protector to an applicant to engage, or to assist emigrants for skilled labour.

212

Certified that _____ resident of _____ has been permitted by Government of _____ to engage, or to assist the person or persons, named below, to emigrate for the purpose of _____ and that the requirements of Chapter IV of the Indian Emigration Act, 1922, and of the rules hereunder have been fulfilled.

Particulars of person or persons engaged or assisted to emigrate, and of his or their dependents, if any.

Name	Father's name	VILLAGE or town, taluk, taluq and district or residence.	Serial Number as registered under Sec 18 of the Indian Emigration Act, 1922.
<p>None of the persons engaged to emigrate.</p>			
Date and number of registration of Emigrant in Register maintained under Section 18 of the Indian Emigration Act 1922.	Date of complaint.	Particulars of complaint.	Serial Number of Emigrant.

Office

1/22

by the Govt.

of the Govt.

of the Govt.

of the Govt.

of the Govt.

of India

of India

of India

of India

of India

Under Secretary of State.

COLONIAL OFFICE.

GOVERNMENT OF INDIA
Department of Agriculture

214

Secretary, Ministry of State for India,
Industries & Commerce Department,
India Office, London.

Simla, 5th October, 1932.

Specimen of an Emulsion
of Manufacture

CO 533

287

Governor of Kenya,
Nairobi, No.S.4589/32

Kenya, and Governor
of the Governor of
Kenya dated the

Emulsion

Agents, the Kenya Society and Protectorate at Bombay

I have, etc.

(Sd.) P. S. S. S.

Secretary

Copy of a letter from His Excellency the Governor of
Kenya Colony and Protectorate to His Excellency the
Governor of Bombay, No.S.4589/139, dated the 15th July 1922.

215

With reference to my Despatch No.S.4589/125 of the
13th February, I have the honour to inform Your Excellency
that I have approved of the appointment of Mr. Arthur
Turnbull Orr Deas, of the firm of Messrs. Mackinnon
Mackenzie and Company, to act as Emigration Agent for
the Colony and Protectorate of Kenya in Bombay, in
place of Mr. Robert Stuart.

2. Mr. Deas' appointment took effect from the
18th April, 1922, and is due to the transfer of Mr.
Stuart to the Calcutta Office of his firm.

24th September 1922

Your Excellency,
The Hon. Robert Coryndon, K.C.M.G.,
Governor of Kenya Colony and
Protectorate, Nairobi.

Your Excellency,

I have the honour to acknowledge the receipt
of Mr. Edward Norrley's letter, N.S. 4589/29, dated
15th July 1922, addressed to His Excellency the
Governor of Bombay, regarding the appointment
of Mr. Donald Turnbull O.S. as an Immigration Officer
at Mombasa and Mr. Robert Stewart.

2. As Your Excellency is no doubt aware
to British East Africa for Immigration, Mr. Turnbull
was exempted under Section 107 of the Indian
Act of 1908, from the operation of some of the provisions
of the Act and the rules framed thereunder. One of
the conditions of this exemption was that an Emigration
Agent for the Protectorate should be appointed in
accordance with Section 107 of the Act.

3. I enclose a copy of the Indian Immigration Act,
VII of 1922, which has repealed the Act of 1908. The
new Act contains no provision similar to Section 107
of the Act of 1908 and no exemption has been made in the
new Act in favour of the Kenya Colony. Moreover
while emigration to Kenya for skilled work is lawful
under Chapter IV of the Act of 1922 under Section 10 of

the

24th September 1939

18. Excellence,
The Hon. C. G. C. M. G.
Governor of Kenya Colony and
Protectorate, Nairobi.

Your Excellency,

I have the honour to acknowledge with thanks
Mr. Edward Northey's letter No. S. 4589/39, dated
15th July 1932, addressed to His Excellency the
Governor of Bombay, regarding the appointment
of Mr. d. Turnbull O.C. D. as an Agent
at Mombasa for Mr. Robert Stuart.

2. As Your Excellency is no doubt aware
to British East Africa for employment, all such
was exempted under Section 107 of the Indian
Act of 1908. For the operation of some of the provisions
of the Act and the rules framed thereunder, one of
the conditions of this exemption was that an Emigration
Agent for the Protectorate should be appointed in
India in accordance with Section 107 of the Act.

3. I enclose a copy of the Indian Migration Act,
VII of 1925, which has repealed the Act of 1908. The
new Act contains no provision similar to Section 107
of the Act of 1908 and no exemption has been made in the
new Act in favour of the Kenya Colony. Moreover
while emigration to Kenya for skilled work is lawful
under Chapter IV of the Act of 1922 under Section 10 of

the

...the act of 1907
...the Government of
...to appoint
...a large
...of the old Act. It is
...the 1907 Act.

...before approving
...the 1907 Act.
...the 1907 Act.
...the 1907 Act.
...the 1907 Act.

I have, etc.,

(Sd.) Reading.

Viceroy and Governor-General of India.

1922

KENYA

C O
60695

FROM
INDIA

DATE
7TH DECEMBER 1922

REC
REL 8 DEC 22

FOR CIRCULATION
[Handwritten scribbles and notes]

SUBJECT
218
MEMORANDUM FOR INDIAN OFFICERS OF SECURITY OF
GRATUITIES

Encloses copy of telegram received from govt
of India. No communication received from Kenya
cannot make exception to rule that no charge or
or assignment of gratuity will be recognised.
I.O.

MINUTES

S. H. [Signature]

Pl. see my minute on 59166.

... from the I.O. to a certain

Forward for the info of the
Secretary of the Govt of India,

*... as, but can be, in my opinion,
... to take the work of
... in a similar case,
... of the I.O. to a certain*

*... 2 Feb. ...
... the I.O. ...
... of the ...
... to the ...*

*Refer to ...
copy to you*

Subsequent Paper

*S.O.
11/30/22*

*... by ...
... of 60695 ...
... receipt of 59166 ...*