

1923

Z

KENYA

C O
41429
REC'D
REV 20 AUG 23

FROM
A. S. BOWRING,

TEL
1923

DATE
18th AUGUST 1923.

FOR CIRCULATION :-

SUBJECT

546

Mr. *High* *Kisley*
Mr. *Perkins*

ALLEGED MURDER OF NATIVE.
CASE OF MR J. ABRAHAM.

Asst. U.S. of S.

".....In absence of special recommend-
ation or application Abraham will serve sentence
locally?"

Asst. U.S. of S.

Asst. U.S. of S.

Secretary of State.

Previous Paper

G. Q. Q
39932

MINUTES

We can, of course, send the
substance of this to the
Minister of Derby. But if we
do, he will at once
raise the Q. as to a special
recommendation or application.
We should be prepared for that:
w'd you, please, advise
whether, viz to, by whom
such a recommendation
or application may - or
must - be made?

28 Vandenburgh & Derby, s.o. 22 Aug 23

Subsequent Paper

M. P.
46261

To be as clear as possible from the
Mr. Minister Removal
Act 1884, it is a matter
of health or prison
accommodation: but I cannot
see that provision is made

concerns his health and effect
I would suggest from this that
that Abraham's physical health
perhaps an such that his
case cannot at present be
held to fall within (a) -
other questions therefore will have
to be considered - viz.

likely to press on,
I would say, as he
is not all right
for a long time
at all

There is no
doubt of course.
- 3/8 in 1915.
G.C.B.

Cases are so rare
that I doubt if there
is a usual practice:
The last European, of
whom we heard,
certainly received
his sentence locally,
and it was stated
that Abraham
is

- (1) & these proper prisons accom-
modation in Kenya for
whites serving long sentences
- (2) Are such whites usually
removed to the U.K. for
safer custody, or on the
ground that their sentences
can be more efficiently carried
into effect here?

~~of the answer to (1) is no~~
~~of the answer to (2) is no~~

of the answer to (1) is no,
Abraham can, and I think
should, be removed to this
country.

of however it is yes, no (2)
reasons of importance, and
(in order to avoid any, allegation
of favouritism in the case
of a Bishop's son) Abraham
should not be removed
unless that is the usual
practice on the other grounds
indicated in no (2)

J.L.R.
21/8/23

Warrant for committal
Reed
11.8.23

P.O.

conveying his sentence into effect.

I rather agree from this that
that Abraham's general health
is such that his
case cannot at present be
held to fall within (a).

yes
acc?

Other questions therefore will have
to be considered - e.g.

(1) & then proper prison accom-
modation in Kenya for
wholes serving long sentences?

(2) Are such whistles usually
removed to the U.K. for
safe custody, or on the
ground that their sentences
can be more efficiently carried
into effect here?

Whistles prison,
I don't say, w. be
quite all right
for a 2 yr. sentence
acc?

There is no
history of cases
- 3 in 1915.
6/23.

Cases are so rare
that I doubt if there
is a usual practice:
The last European, of
whom we heard,
certainly received
his sentence locally,
but it was shorter
than Abraham's
acc?

~~of the answer to (1) is yes~~
~~Abraham can and should~~

of the answer to (1) is yes &
Abraham can, and should
be removed to this
country.

of however it is yes, no (2)
because of importance, and
(in order to avoid any allegations
of favouritism in the case
of a Bishop's son) Abraham
should not be removed
unless that is the usual
practice on the other grounds
indicated in no (2)

J.R.

21/8/23

Warrant for comm
acc?
11.8.23

B.D.

Hi / Bentley

You may like to see the
Bentley's reply of
23 Aug. attached

all
24/8/23

Mr. Parkinson

Thank you Ben

MM
24/8/23

Patry all

25.8.23
all over

MM

Mr. Bentley

You may like to see the
Bishop's reply of
23 Aug. attached

all
24/8/23

Mr. Parkinson

Thank you for

been

24/8/23

Patry

all

25.8.23

all over

Mr

1. 23.

REGION
DEPT

written permission

I am unable to do so
 for both your letters
 for the B.S.A. through
 the Bureau. I have copied the
 letters which deal with the
 subject, and return the
 copies to you.

Your first letter of April last
 indicates that all the conditions
 for your new 'B.S.A.' have
 had in any way anticipated
 with regard to visits and
 letters etc.

Unless, as you say, certain
 changes may have been
 introduced since July 1914
 which may be the expression
 of needs at the outbreak of
 war.

I quite agree that it is not
advisable to write on this
especially now to take up
and would not wish just
to come to you myself of your
kind offer to write me off
to the Colonial Secretary.
We will go on reading things
I say other son - and take
chance of their reaction
as far as is then possible.

The information you have
gathered for me, as concerning
the year second culture of
is most valuable, and well
had a good deal of confidence
most of the grounds for my
my application would not
in his case, concerning
proper acknowledgment will
or safe custody, or
in carrying the substance
effect. The possible danger
health in another matter

The Government REGION
would be important DEBTS
some even of the
no later than
I imagine.
I do not believe and that
would wish
of it is possible but
course have no knowledge
Here, one way or the
other.

It looks to me as if the best
way I could do now would
be to put out these maps if
is soon as may be, and
requests are being made.
It may not be possible, but
I have to kindly mention
are with all possible
materials for decision
I am yours very truly
Charles D. W. Bay.

I quite agree that it is not
advisable to write on this
especially, as it is dangerous
and would not wish just
to be a record myself of your
kind offer to write me off
to the Colonial Secretary.

We will go on studying
any other son - and have
chance of new specimens
as far as is then possible.

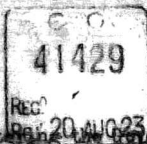
The information you have
gathered for me, as to
my second letter of
is most valuable, and will
read a good deal of course
most of the grounds for recommending
in application would not
in his case, concerning
proper accommodation would
in a safe custody, or
in carrying the substance
effect. The possible danger
to health is another matter

The Government REGION
would be improved DERBY
are our opponents, and
we have our own
- singly.

There will be a new kind
would wish to see
of it - we should
course have no knowledge
in this one way or the
other.

It looks to me as if the best
thing I could do would
be to get out these maps of
as soon as may be, and
suggestions are being made.
However, not be possible, but
you have so kindly provided
me with all possible
materials for discussion.

I am yours very truly,
Charles D. D. D.



Telegram from the Officer Administering the Government of
Kenya to the Secretary of State for the Colonies.

Dated 18th August.

(Received Colonial Office 9.20 a.m. 19th August, 1923).

19732
235 18th August your telegram 11th August
in the absence of special recommendation or application
Abraham will serve sentence locally

OFFICE TELEGRAMS

No. of Telegram 551

W

Recd. from
By

This form must accompany any inquiry made respecting this Telegram

Sent
To 41429
By

Office

Office of Origin, Foreign Number, No. of Words, Date, Time

RECEIVED 83

WIRELESS
Nairobi obys 1254 10 18

Chapelries London.

235 Yachryotei jejwiskianw oeff
apombzafle bahsaushde nyebrie
lebiguone

(Circular stamp)

Aug 4 1892

552



In my opinion
and
D. S. C.

DRAFT.

The Rt Hon. The Bishop of Exeter
Repton

Exeter

22 Aug 92

MINUTE.

- Mr. Cecil
- Mr. J. Rusby
- Mr. Davis
- Mr. G. Grindle
- Mr. H. Road
- Mr. J. Masterton Smith
- Mr. Ormsby-Gore
- Duke of Devonshire

Dear Bishop of Exeter
 Mr. H. Road has written
 to you on the 9th of August
 suggesting that you
 do not decide about
 going to E. Africa
 until you had heard
 further from the C.O.

A tel. was sent to
 the A.P.C. asking him
 to report whether you
 would be sent to
 this country, if so
 when, & whether
 you will be able to leave

access to him, in the absence of
the Govt's reply is
in the absence of a stated
recommendation or application,
the certificate will be issued
locally.

It appears that in the present
case, which is governed by
the provisions of the Colonial Prisons
Removal Act 1924, the only
grounds on wh. such an applicⁿ or
applicⁿ could be based are

- (1) possible danger to ~~the~~
life or permanent injury to health
from local imprisonment;
- (2) absence of proper prison
accommodation locally;
- (3) special reasons wh. would
make removal to Great
Britain expedient for the
safer custody of the prisoner
or for more efficiently
carrying the sentence into
effect.

Should such an application
be made, it will have to be
sent by the Govt. to the
Governor of Kenya,
London to my office