

1923

KENYA

C.O.
557831923
TREASURER

1923

1923 OCTOBER 1923

RET
19 NOV 23

SUBJECT

ALIBARY REPRESENTATION

The same. By the Treasurer detailing grounds on which he is unable to accept D.C.A.'s representations. Fully supported by trustee's representations will be accepted.

- 4 -

- 5 -

- 6 -

Meeting Date

Sir E. Stephenson

MINUTE

Is it likely that after a Treasurer's account? I
dare say we shall have
to agree before the next
meeting with the C.A. and
not proceed to any decision.

Ces 22 x 23

Mr. Stephenson

I think that another discussion
would be desirable. I find it difficult
to understand why Kenya Colony is unable
to furnish a satisfactory account showing

the

Received Date

1923
1923

The above statement was presented
at this meeting at 1100 hours
on account of general
by the War Office, (See the
original letter to Kenya 32384/20)

and 800/- were owing due
to the War Office, and
therefore a balance of 100/-
remained in their hands, which
had been prepared by 100/-
sterling, as however the War
Office had Kenya 100/-

From this statement it
will be seen that, on the basis
of conversion from rupee to
sterling at the ruling rates
of exchange, the War Office
stated that the balance outstanding
to Kenya Colony at the end March
1922 amounted to £207,480.1.10.

that is to say £10,000.0.0 less
than the amount (£210,480.1.10.)
arising from conversion at the
official rates, as shown by the

Official Receipt Account of
Kenya (see Statement (A) to
Kenya 32384/20), and this dif-
ference represents a loss to
Kenya which appears to be pro-
perly recoverable from the War
Office. The converted sum of
£207,480.1.10 which the
Treasury of Kenya claims to
be recoverable from the War

Office does not represent a loss
on exchange but is, in point of
fact, merely a book difference
which was created by the alteration
in the official rate of conversion.
On the 1st April 1920, from 1s 4d.
to Rs 1/- the rupee. On the basis
of conversion at varying rates of
exchange it appears to me there-
fore that the balance owing by the
War Office to Kenya Colony on the
31st March, 1922 amounted to
£207,480 1.10 + £10,316.0.2., making
£210,480.1.10 as shown in the state-
ment above referred to. But to
this figure should I think be
added certain credits which were
given by the Treasurer to the War
Office in the year 1919-20, through
the Common Dispersal Account, purport-
ing to be in respect of gains on
exchange in connection with ster-
ling expenditure net by the Crown
Agents in this country. In my
opinion these credits should be
reversed in the Kenya Colony Accounts
for the reason that no gains on
exchange could possibly accrue to
the War Office in sterling trans-
actions in this country. The total
sum thus overrepresented to the War
Office in the Kenya Colony Accounts
amounted apparently to £1,566.0.2.
(Rs 861,903.00) up to the end of
July 1920 (vide Report of Director
of Military Audit on War Expenditure

and I addressed from the Adjutor
of Regt. Below you will find
written copies were given to the
two officers authorized to receive

August 14th to 15th
W.O. 14th to 15th

14th - 15th August 1923

VO

Frank Deacon
14th August 1923

and we have subsequently
discussed finally the accompanying
memorandum on the
matter with the Adjutor
as no higher authority

If no conference in this matter
is arranged, the W.O. shall
be written to as in draft
submitted for work hereafter.

Aug 14th 1923

Frank Deacon

The memo is quite clear. I do
not disagree the point that
no papers, so not written, training
can't be done away with, & that
Lt E Stephenson has no objection
whatsoever to a decision, for the further
of the training up, different from the
fact, in which his assistants, if
accorded him, can give.

Very my stat on over is not
adjusted to the facts of Krag's
briefing by its author. Then, as
concerns with the training, I
will find that this "must be a
fixed number", I did not see
any fixed one (found, allowing
to cover the meeting of these
events) and he would

J. A. R. 14th Aug. 1923

The Inter-Departmental Committee on East African War Expenditure has now nearly completed its main task i.e. we have agreed on the percentages of the joint accounts which are chargeable to the Dependencies "under the arrangements entered into during the war", and the calculation of the totals to be divided is nearly complete.

We have had to consider, inter alia, three questions which are not strictly part of the question what percentage each Government is liable for, but which arise out of exchange difficulties affecting certain outstanding adjustments between the local Governments and the War Office.

These are:

(1) The calculation of the sterling amounts, to be deducted from the Dependencies' ascertained shares, in respect of the current contributions already made.

(2) The assessment of the amounts to be paid by the 3 Dependencies and Tanganyika in respect of their garrison expenditure in 1919-1920 when the local authorities found it impossible to keep garrison accounts separate from the general war expenditure accounts.

(3) The assessment of the balance at April 1st 1922 as between the War Office and the Government of Kenya in respect of the actual financing of the war expenditure in the Northern East Africa theatre.

This memorandum concerns the last point only, but it is necessary to refer to the other two, as we shall

shall have to show that what we propose on (3) will not affect the other points.

Briefly the difficulty as to (3) is as follows:- When the War Office began to finance the expenditure in the East African campaign it was arranged that the Auditor of Kenya, as local Director of Military Audit should audit the accounts (which in effect consisted of advances received from the War Office by the Government of Kenya and sums handed out by the Government of Kenya to the various local disbursing officers) and that the certificate of the Director of Colonial Audit on the audited accounts should be accepted. At the time when this was arranged the rupee stood at 15 to the £ and the accounts were kept in sterling on this basis. The principle of sterling accounts was followed and has, in fact, been followed to the end by the Director of Colonial Audit. When the rupee began to appreciate, the Government of Kenya still kept the military accounts, like their own accounts, at 15 rupees to the £, and controversy has arisen between the Treasurer of Kenya and the Director of Colonial Audit as to the adjustments necessary to harmonize the accounts kept on this artificial basis with the actual facts. On the other hand, the War Office on the assurance of the local military authorities that accounts could not be rendered according to the fluctuating rate of exchange, have proceeded on the assumption that the accounts must be in local currency, since (apparently) any change would render necessary important alterations in the Army Accounts as rendered to the Controller and Auditor General.

There is no dispute as to the numbers of local coins received and expended respectively, and the War Office and the Treasurer of Kenya are, it appears, agreed that the sum due from the War Office to Kenya in respect of the period up to 31.3.1902 is £470,000. The Director of Colonial Audit on the other hand, on a basis of periodical conversions into sterling, with certain adjustments which need not be set out in detail, does not make the amount more than £407,000. It is, therefore, to the advantage of the Government of Kenya to accept the War Office view.

The question was discussed sometime ago at a Conference with representatives of the War Office, the Director of Colonial Audit being present, and it has subsequently been discussed on several occasions with the Director of Colonial Audit alone.

It is obviously difficult to throw over the Director of Colonial Audit's certificate of the accounts and adopt another method for purpose of the necessary adjustment, but we are satisfied that, in principle, the view of the Treasurer must be upheld and that it would have been adopted from the beginning if the fluctuation of the rupee could have been foreseen. The position is that the Treasurer of Kenya acted for this particular purpose purely as an agent for the War Office, receiving and disbursing local currency and having nothing to do with sterling. To convert the balance into sterling at a particular date (immediately prior to a change in the rate of exchange) and to convert it back into local currency at the new rate (which is in effect what the Director of Colonial Audit has done) implies actual remittances between Africa and

and this country at the date in question and, as nothing of the kind took place, gives an entirely artificial complexion to the account. Actually if at that date the Treasurer held a balance of rupees, or, on the other hand, had had to supply a deficiency in rupees from Kenya's resources, the change in the rate left the Treasurer's position unaltered, whatever effect it may have had in regarded in terms of sterling.

Taking this view of the Treasurer's position i.e. simply as an agent dealing with local currency only, it is obvious that what he now requires to close this account is the amount of local currency in which the War Office advances have been deficient.

Sir E. Stephenson's difficulty in accepting this view is that the accounts have been certified by him on the basis previously agreed and that he cannot go back on them. If, however, the two Departments of State are agreed to effect the adjustment on the basis recommended above, he sees no difficulty in accepting the decision and disposing of the discrepancy by an adjusting entry in the next account.

It was necessary for us to consider carefully whether this arrangement, by which this adjustment is treated as one of local currency which is urged on us by the War Office and is to the advantage of Kenya, - might not recall us in connection with some other branch of the war expenditure account. We have satisfied ourselves,

that

that this is not likely to be the case and Sir R. Stephenson agrees with our view in this. At a recent meeting of the Committee it was agreed that "the Protectorates would be charged with a share of the amount of sterling provided by the War Office". There is therefore no difficulty either as regards the assessment of current contributions or as regards the assessment of the total war burden which is dependent simply upon the amount of money due and not upon any question of responsibility or otherwise. As regards the remaining point, the guarantee due to the four Governments in respect of garrison expenditure for 1919-1920 the War Office have now agreed to treat the matter on an independent basis on which the payments to be made have been definitely assessed. That question is therefore now settled.

On the assumption that the above is accepted, it appears desirable to write to the War Office as in draft herewith.

TAX OF 1918
in account with

KENYA COLONY.

Amounts by Kenya Colony	Date	Local Currency	Date	£. s. d.
Advances, August 1914 to				
Interest 1914-1917	180,498,307.80	1/4	6,966,583.18. 8.	
Interest 1st Oct 1917				6,966,583.18. 8.
Interest 1st October 1917	6,463,548.23	1/3	417,820.10. -	
Interest 1st October 1917	14,276,51.25	"	2,477,502.15.10.	
	6,479,358.48	£	2,935,323. 5.10.	
Interest 1st July 1919	129,761.76	1.6	324,732. 4. 7.	
Interest 1st July 1919	229,681.56	"	2,469,726. 8. 4.	
Interest 1st July 1919	22,984.14	"	2,083.17. 9.	
	17,280,933.75	£	2,796,512.10. 8.	
Interest 1st July 1919				
Interest 1st September 1919	129,761.76	1.8	185,549.13. 8.	
Interest Payments remitted	178,572.86	"	114,889. 4. 9.	
	3,245,267.05	£	270,436.18. 5.	
Interest brought down 31				
March 1919	1,850,512.00	2.2	185,061.14. -	
Interest 1st December 1919	1,922,022.34	"	392,202. 4. 8.	
	5,772,539.34	£	577,253.18. 8.	
Balance brought down 31st				
March 1920	1,472,539.34	2/-	147,253.18. 8.	
Interest 1st April 1920	5,523,410.58	"	552,341. 1. 2.	
	6,995,949.92	£	699,594.19.10.	

Balance brought down being amount
repaid by Kenya Colony on 31st
March 1920 on basis of conversion
from rupees to sterling at ex-
change rates.

Add: Loss on exchange recoverable by Kenya

**War Office Advances to
Kenya Colony.**

1914-15	1915-16	1916-17
22,551,000.00	1/4	9,808,753. 8. 6.

By Advances Aug 1914 to Sept:
30th, 1917.....

* Balance carried down

1914-15	1915-16	1916-17
22,551,000.00	1/4	9,808,753. 8. 6.

By Advances 1st October 1917
to 30th June 1918

* Balance carried down

1914-15	1915-16	1916-17
36,858,403.28	1.9	8,610,941. 7. 3.

1914-15	1915-16	1916-17
4,584,488.23	"	704,778. 4. 7.

1914-15	1915-16	1916-17
41,439,886.46	2.0	8,374,861. 3. 10.

By Advances 1st July 1918 to
30th June 1919

1914-15	1915-16	1916-17
17,286,833.75	1.8	8,796,818.10. 8.

1914-15	1915-16	1916-17
37,286,833.75	2.8	8,796,818.10. 8.

By Balance brought down 1st
July 1919

1914-15	1915-16	1916-17
24,548.00	1.6	8,088.17. 8.

* Advances 1st July 1919 to

30th September 1919

1914-15	1915-16	1916-17
1,000,000.00	"	83,882. 6. 8.

1914-15	1915-16	1916-17
7,220,620.40	"	188,981.14. -

1914-15	1915-16	1916-17
3,245,267.00	2	270,436.18. 8.

By Advances 1st October 1919
to 31st March 1920

1914-15	1915-16	1916-17
4,300,000.00	2/-	430,000. -.

1914-15	1915-16	1916-17
1,472,539.34	"	147,888.10. 8.

1914-15	1915-16	1916-17
5,772,539.34	2	577,253.18. 8.

By Advances 1st April 1920
to 31st March 1922.....

1914-15	1915-16	1916-17
3,319,745.00	2/4	331,745. 6. -.

1914-15	1915-16	1916-17
3,676,206.98	"	367,680.15.10.

1914-15	1915-16	1916-17
6,995,949.92	2	699,594.19.10.

1914-15	1915-16	1916-17
6,995,949.92	2	699,594.19.10.

(a) Balance due to Kenya on basis of conversion at exchange rates.

(b) Difference between balance due on basis of exchange rates (£367,620.15.10) and on basis of official ranges of conversion (£366,937.3.0).

(c) Balances due to Kenya as shown by the audited accounts of Kenya Colony

TAX OFFICE

in account with

KENYA COLONY.

Amounts by Kenya Colony	Total Debtors	Exch. Rate	£. s. d.
By Advances August 1914 to 30th September 1914.....	89,495.307.80	1/4	5,986,583.18. 8.
			£ 5,986 583 18. 8.

War Office Advances to
Kenya Colony

By Advances Aug 1914 to Sept
30th, 1917
* Balance carried down

Total Debtors	Exch. Rate	£. s. d.
82,631,000.00	1/4	£ 826 100 00
		826 100 00

By Advances 1st October 1917
to 30th June 1918
* Balance carried down

36,858,403.29	1/4	£ 368 584 03 29
4,584,458.81	*	458 458 81
41,442,861.10	1/4	£ 414 442 86 10

By Advances 1st July 1918 to
30th June 1919.....

17,286,833.78	1/4	£ 172 883 33 78
		172 883 33 78
		172 883 33 78

By Balance brought down 1st
July 1919.....

24,844.85	1/4	£ 248 448 5
1,000,000.00	*	1000 000 00
2,220,820.40	*	2220 820 40

3,245,267.05	1/4	£ 324 526 7 05
		324 526 7 05

By Advances 1st October 1919
to 31st March 1920.....

4,300,000.00	1/4	£ 430 000 00
1,472,539.34	*	1472 539 34

5,772,539.34	1/4	£ 577 253 18 8
		577 253 18 8

By Advances 1st April 1920
to 31st March 1922.....

3,319,745.00	1/4	£ 331 974 6 00
3,676,206.98	*	3676 206 98

6,995,949.98	1/4	£ 699 594 19 10
		699 594 19 10

Amounts brought down 1st April 1919.....	1,850,517.00	2/-	185,051.14. -.
Advances 1st October 1919	3,922,022.34	*	392,202. 4. 8.
	5,772,539.34	1/4	577,253.18. 8.

Amounts brought down 1st April 1920.....	1,472,539.34	2/-	147,253.18. 8.
Advances 1st April 1920	5,523,410.58	*	552,341. 1. 2.
	6,995,949.98	1/4	699,594.19.10.

To Balance brought down being amount
overpaid by Kenya Colony on 31st
March 1922 on basis of conversion
from rupees to sterling at ex-
change rates.

Add:- Less on exchange recoverable by Kenya

£367,680.18.10.

19.06. 9. 2.

£104.00

-(a) Balance due to Kenya on basis of conversion at exchange rates.

-(b) Difference between balance due on basis of exchange rates
 (£367,680.18.10) and on basis of official rates of conversion
 (£366,937.3.0).

-(c) Balance due to Kenya as shown by the audited accounts of Kenya.



D.R.A. Nairobi, 1968.

55783

Gov
27/4/68

Mr. Eric Dyer,

I have the honor to acknowledge No. 1143 of the 8th September, relating to the payment of the account ~~between~~ between the Colony and the War Office in connection with their advice War Department and to transmit copy of a memorandum by the War Office detailing the amounts on which he can claim ~~in respect~~ the remittance received by the Colony from the Audit in the amount of Two Thousand Pounds in No. 1143 of the 13th August 1968.

2. I am in full agreement with the arguments of my financial adviser, which will be a corollary on the attitude adopted in paragraph 3 of Kenya despatch No. 1681 of the 10th June 1968. Mr. Stephenson does not appear to recognize the position of this Colony as an Agent of the War Office for the distribution of funds in the British Army to serving Officers in respect of transfers from serving in the South African theatre of operations Agent from Kenya and I am unable to accept the view that the Colony may should bear the total loss resulting from fluctuations in the rate of exchange. In view arising from actual disbursements in local currency and their subsequent allocation in Accounts on a sterling basis are, I submit, a legitimate charge against the Principal.

GRACE

THE CHIEF SECRETARY,
CROWN OF ENGLAND, L.D., P.O., S.C.C.B., S. 1968/11/11
SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET,

LONDON, S. W.

- 3 -

5. At the same time I expect the
Secretary's conclusion that the simplest as well
as the fairest solution is the presentation of the
Secretary's Balance Sheet for 1929-30 and following
years in figures of local currency.

6. I trust that your views will be
prepared to accept and support these recommendations.

I have the honor to be,

By yours truly,

Your Secretary's Best regards
and every pleasant expression,

H. H. K. H. -

SECRETARY'S DIRECTOR.

INCLOSURE

6 December 1982

RECEIVED
S. H. 2000/24/2000

Accra, 22nd September 1982.

The Rev. General Secretary,

LAWYERS

Dear Sir, I beg to inform you that I have been requested by the Bar Association of Ghana to act as your legal counsel in the matter of the suit between you and Mr. Justice A. S. Dyer.

I am glad that the following instructions have been given to me. It would be appreciated should a copy of this letter be sent to the General Secretary of the Bar Association of Ghana and the Legal Secretary of the Bar Office.

1. The office of the general secretary of the Bar Association of Ghana and other members of the Bar Association will do well to take advantage of our mutual association to engage my services, and to approach them whenever for a number of different transactions, such as drawing out of £100 each, and in the capacity of a lawyer to the Bar Office, preparing and examining legal documents on behalf of their offices. My fee of £100 shall not be less than £100.00 or less, and that we are about preparing and examining legal documents for the principal, it is entitled to claim that any debt in legal expenses should be due to us from the members of such firm and we shall be discharged in full, regardless of the cost to arriving to the principal to discharge the debt.

2. There is no doubt that the Lawyer's books, which are kept exclusively in legal expenses and which have been examined and found correct, constitute a true and accurate record of the actual number of fees drawn and also worked on behalf of the Bar Office. It has already stated in my memorandum No. 04/0/2/29 of the 22nd November 1982 that those credited to the account "Legal expenses" are

"Bank Charges" were deducted through the medium of the legal costs and the Order Agents, and that in the former case legal costs were actually received while in the latter the sterling credits which appeared to the Order Agents accounts were converted into local currency at the prevailing rates of exchange. On the Agent's books were:

- (1) That at 31st March 1950 the following had been paid on behalf of the Bar 1971 on:

Re. etc.
148,714,732 337,433,064.93

Local

(The Agent's books and Agents
Statement No. 2 before 1950
showed that a sum of £10,000
in Pounds is payable to Fiduciary
and Company Ltd. of 1950
agents for local law services
and £10,000 should be paid to
Agents on 1st April 1950.

- (2) That at the same date the
Fiduciary had received from the
Bar 1971 as a number of
legal debts.

£4,244,342 1,08,446.93

- (3) That at the same date and
the amount of legal debts
arising as referred to behalf
of the Bar 1971 was received the
amount of legal debts actually
received from the Bar 1971
by

£4,236,633 1,406,446.93

In other words the Agent's books show that acting as the Agent of the Bar 1971 the Fiduciary advanced on behalf of the Principal
£4,236,633.00 or £4,236,633.00 in excess of the number of
local debts which it had received from the Principal. I respectfully
submit that the amount of advance was after the fact that the debt
due to the Principal was to be paid in £4,700,000 local sterling
which at, representing the sum in terms of the present currency,
£4,000,000.00 local sterling would be a sum to take a note for
£103,000,3.30 as the sum of expenses suggested I should have to
credit the Bar 1971 account in my books with its equivalent
in local currency £103,000,3.30 and that this would mean
that the Principal (the Bar 1971) will be relieved, and the
Agent (the Fiduciary) would have to shoulder a part of the cost shown
by the Agent's books to be due from the Principal, notwithstanding
the fact that the accuracy of the Agent's

with the statement made by the Treasurer, I entirely disagree with such a suggestion.

2. Mr Edward Hayneson submitted all that the above arguments stand for with the remark that "the Treasurer's claim to settle with the Bar Office on the basis of the Flora figures as shown in the Head Treasury books is reasonable for the reason that it means settling Flora debts or exchange is synonymous with debts incurred up to the last April 1, 1862".

3. Mr Edward Hayneson also submitted that "it is reasonable to assume that the debts of Flora do not apply".

4. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

5. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

6. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

7. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

8. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

9. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

10. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

11. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

12. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

13. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

14. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

15. Mr Edward Hayneson further submitted that "it is reasonable to assume that the debts of Flora do not apply".

the past have been mere equivalents of local currency figures and the basis in which these equivalents were arrived at were hopelessly incorrect during the period that the sterling value of the Rupee was fluctuating. As an example of what I mean, the actual number of Rupees received in 1919-1920 and credited to the account "Accrued to meet War Expenses - Common Charges" in the Treasury books was 4,321,329 that being the actual number of coins received by the Colony, all sterling credits having been converted at the actual rates of exchange prevailing. Now although the rate of exchange varied five times during the year commencing at 1/-
s d
 ending at 2/- and rising in the interval as high as 2/4 Nevertheless
 these Rupees were converted for the purposes of the sterling statements submitted to and certified by the Director of Colonial
s d
 Audit at a fixed rate of 1/4. These incorrect sterling equivalents were reflected throughout Sir E. Stephenson's statements submitted

I gather that Sir Edward Stephenson is of the opinion that because the net sterling liability on the account of the old Imperial Loans had not been increased in the sterling Balance Sheet as a result of the currency fixation therefore the net sterling asset in respect of the advances from the War Office should not have been increased. These two sets of transactions however are entirely different. In the one case (Imperial Treasury Loans) the Colony was lent a certain number of pounds sterling and its liability is to repay that number of pounds sterling and not a number of local coins. Any gain or loss on exchange in converting that number of pounds into local currency and vice versa is obviously the concern of the Colony and not of the Imperial Treasury. In the other case (The War Office advances) the War Office placed a certain number of local coins with the local Government to discharge certain War Office local liabilities and any loss or gain in providing those local coins must obviously concern the War Office alone. The following simple illustration will perhaps make my meaning more clearly. If A had borrowed £100/- in London from B before the currency fixation and at the time when the Rupee was at 1/4 he could have converted that £100 locally into Rs. 1,500/-. After the currency fixation took place and the

...~~... stood at 2/- his Rs.1,500/- would have been worth to him £150/-. His debt to A, however, would have remained £100/- and he would have made a profit of £50/- on the transaction, paying his debt of £100/- to A and keeping the gain on the exchange for himself. This is the case of the Imperial Loans. (2) If A in London had had liabilities in Kenya amounting to Rs.1,500/- which he desired B to meet on his behalf he A would have paid to B's credit in London, if the transaction had taken place while the Rupee was at 1/4 £100/- sterling which would have given B in Kenya the required Rs.1,500/-. Now suppose for some reason there were Rs.1,500/- which were A's property and not B's, had had to be returned to A after the Rupee had been fixed at 2/- without the local liability having been discharged B would obviously have owed A in sterling £150/-, the gain on the exchange belonging to A and not to B who merely acted as A's agent. (3) If B in Kenya had advanced to meet a debt in Kenya on behalf of A in London Rs.1,500/- it would have cost A to discharge that debt with the Rupee at 1/4 £100/- but with the Rupee at 2/- £150/-. (2) & (3) represent the case of the War Office advances. If B had shown these three sets of transactions in his Balance Sheet before the fixation of the Rupee he would have shown the amount in sterling in each case as £100. After the fixation he would correctly have shown his sterling liability in the case of (1) as £100/- and in the case of (2) as £150/-. In the case of (3) he would have shown a ~~local~~ sterling amount of £150. This is what has been done in the Colony's accounts. The question as to what the sterling equivalent of the Rupee was when a debt in local currency was incurred by an agent in Kenya for a principal in London, is, I submit, of no importance whatever. The vital consideration in such a case is the sterling equivalent of the debt when that debt has to be paid.~~

6. A point that must be borne constantly in mind in

dealing with this matter is that the expenditure recorded in the Upper Charges Account was not incurred in respect of Kenya alone but that, as the title of the account explains expenditure common to the Imperial Government and to a number of Colonies. If at a later date the charges are allocated against the several countries concerned therewith Kenya will of course bear her proportion of any losses that may have arisen in respect of exchange but to ask the Colony as I understand Sir Edward Stephenson does to bear the whole of such losses is I submit altogether unreasonable.

M/- R. CLIFFTON GRAFTON.

T H E A U T H O R .

DRAFT.

Secretary,
War Office.

MINUTE.

Received 15/12/23
Reference 4/12/23
Mr. J. G. Smith
1/2/23
1/2/23
1/2/23
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1/2/23

To C. S. C.
In Committee



Downing Street,

16 December, 1923.

Sir,

SC

I am directed by the Duke of Devonshire to acknowledge the receipt of your letter No. 81045/1923 p. 1 of 16th October regarding the adjustment of the current account between the War Office and the Treasurer of Kenya in respect of East African War Expenditure, and to request you to inform the Army Council that after further consultation with the Director of Colonial Audit and the Government of Kenya His Grace is disposed to accept the view of the Council that the arrears should be settled on a proper (or fiscal) basis.

2. The Secretary of State understands that there is no difference of opinion as to the amount of local income received and disbursed respectively by the Treasurer of Kenya, namely

164,014,309 rupees or florins and
158,714,582 rupees or florins, so that
the deficiency to be made up from Army
Funds amounts to 4,702,223 florins or
£470,223. G. S. We will be glad to
learn that the Army Council agree that
this figure should be accepted.

I am etc.,

(Signed) H. J. READ

164,014,369 rupees or florins and
166,716,532 rupees or florins, so that
the deficiency to be made up from Army
funds amounts to 4,702,223 florins or
\$470,222. G. O. He will be glad to
learn that the Army Council agree that
this figure should be accepted.

I am etc.,

(Signed) H. J. READ