

Copy 36978 / K... ..

O. D.
R 25 JUL
D

DRAFT.

- 1. ~~Agenda~~ No. 871 for Thursday's mail
- 2. T.T. No. 874
- 3. 2'6m No. 880
- 4. Nyasaland No. 829
- 5. Swaziland No. 858

- 1. for
- 2. for
- 3. as per
- 4. order
- 5. for

MINUTE.

di-

25 July 1923

- Mr. Parkin 24/7/23
- Mr. Bostrom 25/7/23
- Mr. Stachey 25/7/23
- Mr. Davis
- Sir G. Grindle.
- Sir H. Read.
- Sir J. Masterton Smith
- Mr. Ormsby-Gore
- Duke of Devonshire

I have the honor to acknowledge the receipt of your reply, the accompanying copies of the Parliamentary Paper ...
 Kenya down is sent to you

6 copies to 1, 2, 3. (As the original is in the library)
 3 copies to 4, 5.
 20 copies to 25
 20 copies to 25

... copy of a ...
 It has been sent to the ...
 ... of ...

DEPARTMENT OF ...

the necessary and they have
to use in the practical
points at issue.

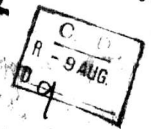
(2) The greatest part of the
text of Part II of the memorandum
has already been adopted and
is in publication locally,
but a receipt of this important
manuscript should be
made for publication in the
of the complete text of this
Parliamentary Paper.

A further despatch will be
sent to you as a
section which will be
revised by the
department.

(4) I am sending you a copy of the
Parliamentary Paper to the
other - signed by the
in view

Signed DEVONSHIRE

Copy 56978 Kenya



Downing Street,
9 August, 1923.

To Mr. ...
mail

Sir,

DRAFT.

KENYA.

No. 1125

O.A.G.

MINUTE.

- Mr. Pakenham 6/8/23
- Mr. Dalton 6.8.23
- Mr. ...
- Mr. Davis.

Sir G. Brindle.

- Mr. H. Read.
- Mr. J. Magdon Smith.
- Mr. Ormsby-Gore.
- Duke of Devonshire.

30/8/23
To Governor of Uganda
7/8/23

457/1/1/5/3/25
1.0 - 24 October 23 on 27/10/23

I have the honour to refer to
my despatch No. 1037 of the 25th of
July, in which I forwarded for your
information copies of Command Paper
No. 1922 - Indians in Kenya.

His Majesty's Government have
now placed on public record the prin-
ciples which are to guide the adminis-
tration of Kenya. It is not necessary

for me to enlarge on the statement in
the memorandum under "General Policy".

But I would ask that you give your
earnest consideration to the applica-
tion of these principles in practice,
and I may say at once that you can rely
upon full support from myself in res-
pect of any measures designed to that

end.

id. ~~There is admittedly much to be~~
~~done for the advancement of the African~~
~~population in Kenya.~~ The limitations
imposed on the Government of the Colony
by considerations of finance cannot be
overlooked. But within those limits, I am
satisfied that everything possible
will be done for the intellectual,
social and economic development of the
native population.

Proposed schemes with this
object should be submitted to me, as
expedient as possible,
and in the
light of the draft estimates of the
Colony for the year 1934, very careful
attention should be given to the allocation
of funds for appropriate purposes,
such as native education, medical work
among the natives and economic develop-
ment in the native reserves.

Further, I have to request
that a special report on native affairs
may be prepared annually, the first of

and. ~~There is admittedly much to be done for the advancement of the African population in Kenya.~~ The limitations imposed on the Government of the Colony by considerations of finance cannot be ignored; but within those limits, I am most anxious that everything possible should be done for the intellectual, social and economic development of the natives. *African population*

Considered schemes with this

object should be submitted to me, as *expediently as possible* and in the

framing of the draft Estimates of the

Colony for the year 1924, very careful

attention should be given to the allocation of funds *in as far as possible* for appropriate purposes,

such as native education, medical work

among the natives and economic develop-

ment in the native reserves.

Further, I have to request

that a special report on native affairs

may be prepared annually, the first of

such

such reports to be rendered for the year 1924 not later than the end of February 1925. I do not wish to lay down the form of the report, but it should survey generally the position and a statement should be given to show exactly what progress has been made by the Government during the year with schemes for the advancement of the natives.

3. Turning to the practical points at issue which are dealt with in paragraphs 3 to 9 of Part II of the memorandum, I have to offer the following observations as to action arising out of the decisions of His Majesty's Government:-

(i) Legislative Council.

(a) It will be necessary for your Government to take in hand at an early date the preparation of the legislation to give effect to the decisions as to

the

the franchise for Indians and Arabs, so that these communities may elect members to the Legislative Council at the General Election which is due in the early part of 1924. In the first place you should ascertain and communicate to me by telegraph the views of the Indian and Arab communities on the qualifications which they would desire to have prescribed for voters and for candidates. His Majesty's Government are prepared to grant a wide franchise, and it is hoped that the proposals submitted will be such as can be properly accepted without amendment. As soon as the question of qualifications has been settled, a Bill can be drafted, and if time permits, I should wish to have an opportunity of studying its provisions in detail before it is

passed through the Council, *but it is important that they should forward the completion of the action: note in letter for the General Election*
 As stated in the memorandum, the

views



Adams
 views of the members in Kenya should also be ascertained before a decision is taken upon the actual arrangement of the constituencies to be represented by the five Indian elected members.

[This is being worked out on a separate paper now with C.C.D. act]

(b) Meanwhile, I will submit for His Majesty's approval the detailed amendments to the Royal Instructions necessitated by the change which is to be made in the composition of the Council. These will include provision for the appointment of a Missionary to the Council as a nominated unofficial member specially to advise on matters affecting the African population.

I shall communicate with you further in this matter; but pending the issue of amended Instructions, no action should be taken in regard to the nomination of this additional unofficial member.

(11) Executive Council.

the appointment of an additional unofficial

non-official member of the Executive Council, whose advice on matters affecting Africans will in your opinion be of value, should be submitted for approval at the first convenient opportunity. Preferably, this member should be a Missionary; but you will not be limited to the appointment of a Missionary, if you have reasons for thinking that another appointment would prove more useful.

(iii) Municipal Councils.

I have to request that you will furnish me with a full statement of the present position of the Nairobi municipality and with the considered proposals of your Government for the future constitution of the Nairobi Municipal Council.

(iv) Segregation in Townships.

His Majesty's Government have decided that the policy of segregation as between Europeans and Asiatics in the townships

townships must be abandoned. In view of this decision, it will now be possible to proceed with the sale of township plots which has been long suspended.

The rigid enforcement of sanitary, police and building regulations, without racial discrimination, must be made effective at the earliest possible date, but I should be glad if you would forward for my information copies of the regulations which it is proposed to apply, and at the end of a year I shall wish to receive a full report on their working.

(v) Reservations of the Highlands.

His Majesty's Government have decided that the existing practice must be maintained as regards both initial grants and transfers of farms in the Highlands. This decision excludes the possibility of any statutory

reservation

I think we ask for them
 from you, or the Dept.
 not simply consultation
 e.g. with D.O., but also
 again they can go to
 Dept. of the Interior
 they object to it
 we must if we
 take it up
 as it

townships must be abandoned. In view of this decision, it will now be possible to proceed with the sale of township plots which has been long suspended.

The rigid enforcement of sanitary, police and building regulations, without racial discrimination, must be made effective at the earliest possible date. I should be glad if you would forward for my information copies of the regulations which it is proposed to apply, and at the end of a year I shall wish to receive a full report on their working.

I think we ask for these forms, as this does not imply consultation e.g. with S.O., but when again they come for info. of the survey. They objection are. we want if more full it up and!

(v) Reservation of the Highlands.

His Majesty's Government have decided that the existing practice must be maintained as regards both initial grants and transfers of farms in the Highlands. This decision excludes the possibility of any statutory

reservation

reservation of this area to a particular community or communities.

Similarly, in regard to the area in the lowlands which is to be set aside temporarily for Indian occupation, there is to be no legislative enactment reserving the area.

It will be observed that the area in the lowlands for temporary reservation for Indian agriculturists is to be selected so as not to infringe on native reserves or to conflict with native requirements. Previous proposals were made by Sir Edwardortkey for such an area. I have to request that you will re-examine the matter and submit detailed suggestions, together with a full description of the agricultural possibilities of the area which you would propose to set aside for this purpose.

and such information will enable us to satisfy with the native interests in a fair settlement

(vi) Immigration.

This is a matter to which I must

ask

ask you to give early consideration.

It presents many difficulties, but I feel sure that you and your advisers will be able to formulate proposals, in consultation with the Government of Uganda, for giving effect to the policy which His Majesty's Government have decided upon for the protection of the economic interests of the natives in Kenya and Uganda. The proposals should set out fully the procedure which it is desired to adopt, with a

~~A detailed estimate of any expenditure that may be involved, and special~~

consideration would be given to the method by which a strictly impartial examination of applications for entry

into Kenya can be best achieved. A *draft* *estimate of expenditure* *should be submitted*

I enclose for your information a copy of a despatch to the Governor of Uganda, in which, as you will observe, I have asked him to

place

place himself in communication with you

on the question of immigration

I have etc.

(Signed) DEVONSHIRE

place himself in communication with you

on the question of immigration.

I have etc.

(Signed) **DEVONSHIRE**

once the question of immigration
is to submit proposals for giving
effect to the policy decided upon
by the Govt. (see para. 9 of part
II of the memorandum). It is
essential that in this matter
there should be full consultation
between yourself & the
Govt. & I shall be glad if
you will communicate with him
with a view to arranging for
discussion with the formulation
of proposals.

There is one other decision
of importance which affects
Uganda no less than Kenya.
It has now been decided by
H.M.G. that the policy of
segregation in ^{in Kenya} towns & villages
between Europeans & Asiatics
must be abandoned.
At the same time ~~it is~~ ^{there will be}
~~that~~ ^{the} rigid enforcement of
sanitary, police & licensing
regulations with the object of

+ order of having
the develop^t of
the town on
sound lines.

preserving public 620

health & The
principle thus laid
down for the guidance
of the Govt. of Kenya will
apply equally in Uganda.
There will therefore be no
residential or commercial
segregation as between
Europeans & Asiatics.

DRAFT.

MINUTE.

Mr.

Mr.

Mr.

Mr. Davis

Sir G. Grenville

Sir H. Read

Sir J. Masterton Smith

Mr. Ormsby Gore

Duke of Devonshire

in towns in Uganda,
but the necessary
regulations to ^{secure} ~~secure~~
^{effects referred to above}
the preservation of public
health must be
(if not already in course)
framed & rigidly
enforced. I have to
request that you will
forward as you
convenient copies of all reports
which it is proposed to
~~adopt~~ ^{submit} ~~submit~~
~~the position in Uganda with~~

copy, & as the end
of twelve months a
special report on the
working of the furnished.

(Signed) DEVONSHIRE

2

copy, & at the end
of twelve months a
special report on the
working of the furnished.

(Signed) DEVONSHIRE

2

Communications on this subject
could be addressed to—

THE UNDER SECRETARY OF STATE,
COLONIAL OFFICE,

LONDON, S.W.1.



and the following
number quoted: 36978/23.

DOWNING STREET.

August, 1923.

Sir,

I am directed by the Duke of Devonshire to transmit to you, for your information, the enclosed copy of a despatch which is being sent to the Officer Administering the Government of Kenya, indicating the action to be taken on the decisions as to policy etc. announced in Command Paper No.1922 - Indians in Kenya.

2. The despatch should reach the Colony at the same time as you assume again the administration.

3. I am to request that you will give very early consideration to the despatch after your arrival in the Colony.

I am,

Sir,

Your obedient Servant,

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COLONIAL OFFICE,

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and the following

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3. I am to request that you will give very early consideration to the despatch after your arrival in the Colony.

I am,

Sir,

Your obedient Servant,

H J Mack

copy 35978 Kowloon

To go only a week or so

Sc (or better, the handed column
2pm. a Wednesday (Majesty's))

not received until 6/8
Lsd. 6/8

DRAFT.

to Robert Curzon, Kowloon

a copy of 23

MINUTE.

- Mr. Parvins 4/19/23
- Mr. A. Stanley 6/8/23
- Mr. Davis
- Sir G. Grindle
- Sir H. Reid
- Sir J. Musterton Smith
- Mr. Ormsby-Gore
- Duke of Devonshire

to
 I am etc. to be to you,
 for you will, the
 enclosed copy of a Dip.
 It is being sent to
 the only of Kowloon
 indicating on
 a ~~the subject of~~
 action ~~as far as~~ the taken
 the decisions as to
 policy etc. announced
 in (Government Paper
 No. 421 - Madras.
 in Kowloon.
 The Dip. had had

Received
 by Kowloon
 17/7/23

the Colony at the same
time as you assume
again the ~~Governorship~~
administration.

(3) I am to request that you will give
very early notice ~~and~~
~~be given~~ to the District
after your arrival in
the Colony.

(Signed) H. J. READ

the Colony at the same
time as you assume
again the ~~Governorship~~
administration.

(5) I am to request that you will give
very early concern ~~and~~
begin to the Dispatch
after your arrival in
the Colony.

(Signed) H. J. READ