

1923

KENYA

343

38440

REC'D
REV. 1 AUG 23

FROM

Delaware, Ld.

DATE

25 July 1923

FOR CIRCULATION :-

Mr. B. M. M. M.

Mr.

Mr.

Asst. U.S. of S.

+ Sr. H. H.

1/9/23

+ Perm. U.S. of S. -

Perm. U.S. of S.

Secretary of State.

SUBJECT

Forward memorandum signed by members of European Delegation regarding Comand Paper issued on Indian Question

Previous Paper

M. 9

38438

MINUTES

Registered Secret for min present.

It is for common knowledge a reply shd. have been sent by Sept. to 2nd Delaware.

Had Delaware's address :-

The Adelphi Hotel

Liverpool.

adef

1-8-23

Until yesterday we had no word from conversation with Mr. Archer that the conversation was blank on Monday.

in that case the answer shd. Delaware would have been affected by the news expressed of it being we have known for his leaving

Handwritten notes on the left margin:
- 14 Aug '23
- Copy arrives from R. Congdon - 7 Aug '23
- To C. B. M. M. M. - 7 Aug '23
- Copy com to Gen. 1102 & Aug '23

Subsequent Paper

6.08

38462

MINUTES.

MINUTES NOT TO BE WRITTEN
ON THIS SIDE.

the views of which cannot
be expected soon - perhaps
not all the delegates
return. In the view
an answer should be
sent before they leave?

(1) 1/18/13
Clearly - I think.

H. J. R.
1/18/13

draft for com.
have discussed with
Lo. Adm. Secy.
1/18/13

Mr. Nathan

Sir H. Read

Sir J. Macleod-Smith

Please see request on red slip annexed.

The only difficulty is as to the paragraph underlined

This means, not of course that the Secretary of State for the Colonies should not have a say, but that the Europeans do not want the Government of India to dictate. It is out of the question that the India Office should not be consulted when, e.g. the proposals for an immigration board are sent home.

- ? (1) simply ask receipt of this official letter.
- (2) at the same time S. of S. might reply personally to Lord Delamere who sent him the original statement thank him for his letter and the statement, say that he notes with much pleasure that, in spite of certain points of detail in the decisions of H.M.G. not commending themselves to the delegation, the delegation recognise the full and careful consideration given by H.M.G. to the very difficult question at issue and anticipate that the European community in Kenya will accept the position as now established by H.M.G.'s pronouncement, - as regards the reference in paragraph 5 of the statement to confining to the local channels provided by the Constitution of the Colony the detailed legislative and administrative application of the principles involved, the delegation cannot of course carry out the duty of seeing that the principles are put into practice without referring to his colleagues in the Government and the other Departments of Government are necessarily concerned - and go on to say that the Secretary of State to take this opportunity of expressing his thanks again to the delegation not only for having been invited

at no little inconvenience to themselves to place their views before H.M.G. but also for the moderation and patience which they have displayed - and then say that S. of S. welcomes the statement in the last paragraph of the enclosure to Lord Delamere's letter as to the obligation of the European settlers in Kenya to work for the general well-being of the Colony, an obligation which the S. of S. is sure they will whole-heartedly fulfil.

(These were words used yesterday's H. of State by the S. of S. applied to both relations)

- (3) Send to Sir R. Coryndon s.o. copy of Lord Delamere's letter and encl. and S. of S's reply.
- (4) Send officially to O.A.G. in short despatch copy of Lord Delamere's letter and enclosure, and the S. of S's reply.

(Ita) W.C.P.

27.7.33

I fear it is essential to take notice of the passage underlined - it is difficult, but Mr. Parkinson's suggestion will meet the case?

(Ita) W.C.P.

27.7.33

I think so

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27.7.53

I think so

(Ita) A.C.P.

27.7.53

3:6

S. J. S. in person
& affectionate
taken. P.S. 30.7.

Sir J. Masterman Smith

at 5.15 Mr Archer rang up
about the telegram which he
Lord Delamere told you that
they would send to the Convention.
The meeting is early on Monday and,
therefore, we must send the message.
After perusing as he said as I dare
as Mr Archer pointed out, the
result of referring (I send might be
serious) for the message to be
sent

S. J. S. n. p. u.
 & affectionate
 M. M. J. S. J. S. J.

Sir J. Masterman Smith.

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about the telegram which he
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The meeting is early on Monday and
 therefore, we must send the message.

After pressing as hard as I dared
 as Mr Archer pointed out, the
 result of refusing (stand might be
 serious) for the message to be
 sent

sent to me in claim I agreed
in the absence of higher authority
to send it to the speaker. He told me
that the tension from first to last
was that the Convention ought to
accept the settlement as the
delegation had done - on the
same understanding [as to
finality & local settlement
of outstanding points] -
the addition of a reference
to the C. O. tel. about
immigration sent to day

The word undelivered are
 going to give trouble unless
 they were cleared up in
 your discussion in the
 morning papers had gone
 on to you about them.

Miss Parker

Ms. A. 1. 1. 1.

man, no the original
 for Mr. Adelman

(copy)

28/7/13

22, GROSVENOR PLACE,
LONDON, S.W. 1

25th July, 1923.

Sir,

I have the honour to enclose copy of the Memorandum which we have to-day addressed to The Secretary of State for the Colonies.

I have the honour to be,

Sir,

Your obedient Servant,

Chambers Baker

To

The Under-Secretary of State for the Colonies,
~~10, Whitehall Court,~~
~~Whitehall, W.~~

Downing Street

WE, the Members of the Kenya European Delegation, desire to express our gratitude to H.M.'s Government for the full and careful consideration given to the constitutional and administrative issues which have been raised in our Colony by pressure from India.

We wish to record our view that the numerical representation accorded by the decision of H.M.'s Government to the Indian Community is excessive and not warranted by the importance of the Indian Community relatively to the other Communities of the Colony.

We believe that the principle of Residential Segregation is conducive to the happiness and well being of communities differing so widely in social habits as the communities of Kenya, and regret that the principle is not definitely established in the decision.

We recognise, however, that the fundamental constitutional principles, for which we have stood in the earnest belief that they are essential to the stability of the British Empire, are confirmed by the decision.

On the understanding that this decision as to principles is final on the part of H.M. Government, and that controversy as to the detailed legislative and administrative applications of these principles will hereafter be confined to the local channels, provided by the Constitution of the Colony, we hereby accept the decision in the hope and belief that the European Community in Kenya will realise the special difficulties confronting H.M.'s Government in these complicated issues, and will also accord its general acceptance.

We recognise that the Charter provided by these principles constitutes a special obligation on the part of His Majesty's European subjects in Kenya to strive for the general well-being of the Colony.

Signed, Delawere

Mr. A. Wood

Herbert Aches

Lucy Green

Northrup W. Miller

James Scott

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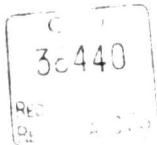
Delaware
~~John J. ...~~
 Kenneth Baker

Percy C. Green
 North ...
 James Scott

33, GROSVENOR PLACE.

S.W.

July 25 / 1923



Dear Grace

I have the honour
 to enclose a Memorandum drawn
 up by the Members of
 the Delegation. It is with
 great pleasure I am able to
 forward this to your Grace
 on behalf of the Delegation.
 I hope it is the opening of
 a new era in Kenya affairs

33, GROSVENOR PLACE.

S.W.

and that the administrative
action taken locally will
justify us in our acceptance
of a decision which in one
or two particular respects
widely from our hopes.
It is sincerely to be hoped
that our people in Kenya
will equally accept the
decision as a settlement.
owing to the fact that the
Government Memorandum

33, GROSVENOR PLACE.

S.W.

as only at our disposal
 today, it has been
 impossible for us to
 communicate with them.
 I am expressing our gratitude
 for your help in
 this matter.

I beg to remain

Your friend's humble devoted
 Servant

(Delaware
 for the Delegation)

Arthur and Major Crowdie see
 say.

33, GROSVENOR PLACE.

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Your friend's humble devoted
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(Delaware
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Arthur and Major Crowdie see
way.

33 Grosvenor Place, N. W. 1

July 28th 1923

LHR

Your Grace,

I have the honor to enclose a Memorandum signed by the Members of the Delegation. It is with great pleasure I am able to forward it to Your Grace on behalf of the Delegation. I hope that the opening of a new era in Kenya will be met with administrative action taken today which will receive the acceptance of a decision which will be made by His Highness separately from our point of view. It is our earnest hope that our people in Kenya will equally accept the decision as a settlement. Owing to the fact that the Government Memorandum was only at our disposal yesterday it was seen impossible for us to communicate with them. Again, express our gratitude to you for your help in this matter.

I beg to be,

Yours faithfully,

for the Delegation.

Dr. Arthur and Major Crowley are away.

33 Grosvenor Place, S.W. 1

July 25th 1923

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(sd) Delamere

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(sd) Delamere

Thomas F. Wood

C. Kenneth Archer

Percy C. Green

Northrup McMillan

Francis Scott

For signature by S. of S.

DRAFT.

Lord Delamere,
Midland Hotel,
Liverpool.

Downing Street,
August, 1923.

MINUTE.

- Mr. Packman 3/17/23
- Mr. Bottomley 3/18/23
- Mr. Davis
- Mr. G. Grindle
- Sir H. Read 3/11/23
- Sir J. Masterton Smith
- Mr. Ormsby-Gore
- Duke of Devonshire

Copy to C. G. G. - 7 Aug. 23
 for 1102 & Aug. 23

I have to thank you for your letter of the 25th of July in which you sent me a memorandum signed by yourself and other members of the Delegation from Kenya relative to the decisions announced by His Majesty's Government on the 25th of July in Command Paper No. 1922 on the general policy to be followed in the administration of Kenya and on the practical points at issue arising out of the claims of Indians domiciled in Kenya.

I note with much pleasure that although

in my attention
 exactly carries out
 instructions
 but
 that is so.

S. P. S.
 In your consideration
 this is the form of
 which I recommend.
 The reference to
 "para 5" in the
 important para.

S. P. S.

For signature by S. of S.

DRAFT.

Lord Delamere,
Midland Hotel,
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- Mr. Davis.
- Sir G. Grindle.
- + Sir H. Read. 3/18/23
- X Sir J. Masterton Smith.
- Mr. Ormsby-Gore.
- + Duke of Devonshire.

Copy for R. G. G. - 7 Aug 23
Gov. 1102. 8 Aug 23

S.P.S.
In your consideration.
This is the form of
which I recommend.
The reference to
"para 5" in the
important paper.

in my attention
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at 20.

ke

Downing Street,
4th August, 1923.

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I note with much pleasure that
although

although on certain points the
decisions of His Majesty's
Government do not commend themselves
to the delegation, you and your
colleagues recognise the full and
careful consideration given by ~~the~~ *Jim's*
Government to the very difficult questions
dealt with in the Command Paper, and
that you anticipate that the
European community in Kenya which
the delegation represents will
accept the position as now
articulated by the pronouncement
of His Majesty's Government. ~~There~~
There is perhaps
~~is however~~ one point in the
memorandum to which ~~I think~~ I should
refer. In paragraph 5 the view is
expressed that controversy as to the
detailed legislative and administrative
applications of the principles
embodied

embodied in the decisions of His Majesty's Government should hereafter be confined to the local channels provided by the Constitution of the Colony. I need not remind you that, as Secretary of State for the Colonies,

I am answerable
~~I cannot~~ *in saying that the*
~~principles are carried into practice;~~ *in the Colony*
~~the Government as a whole;~~ *implemented*
~~but in~~ *H. M. Govt. are*
 direct myself of my responsibility to *the Secretary*
 have no doubt appreciated this point,
 the Government as a whole; but in

order that there might be no room for misunderstanding, I have thought it desirable to record this in replying to your letter.

There is no need for me to comment on the memorandum in detail; but I should like to say how greatly I appreciate the concluding statement in which you refer to the obligation of the British settlers in Kenya to work for the general well-being of the Colony. I

feel

feel sure that they will fulfil this
obligation whole-heartedly, and I
look forward most hopefully to a new
era of prosperity ~~and happiness~~ for
the Colony.

May I ~~now~~ take this opportunity
of expressing again to you and your
colleagues my thanks not only for your
coming to England at no little
inconvenience to yourselves in order
to place your views before His Majesty's
Government, but also for the
moderation and patience which you
have displayed throughout the
discussions.

(sgd) Devonshire

6.

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discussions.

(sgd) Devonshire

57 3rd class

Done in the presence
of action

DRAFT.

Mr Robert P. ...

7th Aug 1923

MINUTE.

Mr. Pakenham 3/8/23

Mr. Biddiscombe 3.8.23

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Mr. Biddiscombe 27 July

To Mr Biddiscombe
10 minutes

Dear Mr Robert -

I am sending you
for your refⁿ a copy
of Lord Selkirk's
letter of the 25th of July
with the memorandum
by the Canadian
delegation on the
Indian settlement
& a copy of the
Sgt's reply.
Copies are being

H-1

of 3000000000
2000DRAFT.C. Kenneth Archer
Inland Road
LiverpoolMINUTE.

Mr. Parkin 3/8/23

Mr. Bellamy 3/8/23

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

in com

as sent to S/S by P. King separately
(H. Read D.)

7th Aug 23

Sir,

I am etc. to acknowledge the receipt of your letter of the 25th of July and to thank you for forwarding a copy of the memorandum signed by Lord Selborne and the

members of the Kenya
Empire Delegation
relative to the decisions
announced by H.M.G.
in Command Paper 222.

(Signed) H. J. READ

Office Kenya

DRAFT.

Kenya No 23
1102

adg.

8 Aug 23

MINUTE.

- Mr. Parkin & Mrs. Taylor, for you if
- Mr. Battersby 3.8.23
- Mr. Davis.
- Sir G. Grindle.
- Sir H. Read.
- Sir J. Masterton Smith.
- Mr. Ormsby-Gore.

2 h. - the 2. to the
The enclosed copy
of correspondence with
Lord Delamere
relative to
the decisions
announced by
H.M.G. on the

Duke of Devonshire.

to the com
Delamere 25/8/23
to Delamere
for comment

25: of July in Command
Paper No 1922 on the
general policy to be
followed in the
administration of
Kenya & on the
practical points at
issue arising out of
the claims of persons
domiciled in Kenya