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BOARD OF
EDUCATION

SHOOTING OF WILLIE CASE AT NA RURI SCHOOL

Forwards letter and local press cutting as matter appears to be one for C.O.

Mr. [Name]
This is an [unclear] letter [unclear]
[unclear] [unclear]
[unclear] [unclear]
The Headmaster of the school is
on leave - a [unclear] in his
absence there will be [unclear]
supervision.

ask you to [unclear] full report on the case & any
action which has been taken

ACED
30/9/10

Certain [unclear] have been
disputed [unclear] supervision

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subsequent Paper.

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Robert F. Young

July 15 1920

The Chief of Education Department

Whitehall LONDON

Dear Sir , As an old resident in British East Africa

with children to educate I consider that what has happened at the Government School particulars of which I enclose is a disgrace I am a farmer but would not risk sending them to Nairobi to get shot

Mr ORR why is it this man gives so much time to his own private work and neglects the work he was sent to do

I am sending these particulars to a member of the House of Commons to ask the Duties of a Director of Education

Enclosures of

Shooting Tragedy

Remarkable Statements At Inquest Yesterday
Regarding Firearms.

PROMISCUOUS SHOOTING.

School Authorities Censured For Lack Of Supervision.

The inquest into the circumstances surrounding the death of the schoolboy Willie Hall who received wounds at the European School, Nairobi, on Wednesday, from which he eventually died, was held before Mr. Connelly, in the Magistrate's Court, Nairobi, yesterday.

Mr. Twiss, Acting Headmaster at the school, giving evidence at the opening of the proceedings said he heard the boy Jack Kirwin tell the Assistant Master Mr. Spalding that he had shot Hall so he went with Mr. Spalding to the out-boarding quarters and found Hall lying on the floor suffering from a wound in his face. He had not sent to the school hospital and sent for the doctor. Drs. Gilks and Norton arrived. Examined by the magistrate, witness said he came saw the boy Kirwin in the school premises with a big revolver of the service type and asked him if he had any ammunition for it. The boy said no. This incident occurred a few weeks ago.

Mr. Gordon Stanfield, Assistant Master said that about 9.40 a.m. on the 7th inst he was in his office at the school when the boy Jack Kirwin told him he had shot Willie Hall. Mr. Twiss came and he went with witness to the out boarding quarters where they found Hall lying on the ground with Mr. Spalding bending over him. The room was used as a bed room for three boys and was furnished with Mr. Spalding sitting room. Hall was bleeding from the head and there was a pool of blood beside him. He did not speak at all and was in a collapsed state and unconscious to all appearances. Witness telephoned to the police while Mr. Twiss sent for the doctor and the boy was removed to the school infirmary. Witness saw a 22 rifle and a revolver in the room. He saw Kirwin unload an automatic and throw it on the bed. He was also present when the police arrived and saw the discovery of further ammunition. He had never seen any boys with firearms at the school with the exception of an air gun. He had never heard any shots fired in the vicinity of the school but there was an incident some time ago when lady teachers were disturbed by firing through the night and the matter was reported to the police. It was not his duty to make any inspection of the boys' quarters and he had no instructions to do so. There was a matron in charge of the dormitories and an assistant master in charge of the boarding quarters. He would, however, consider it a duty to report any boy he saw with firearms.

Question of Supervision

Mr. J. Spalding, Physical Instructor at the school and in charge of the out boarding premises said Kirwin lived in that part of the school. At about 9.40 on the morning of the 7th, witness was in his sitting room when he heard a shot from the direction of Kirwin's bedroom next door. He immediately opened the door and on entering the room he found the boy Hall lying on the floor bleeding profusely from a wound in his head. Before he heard the shot he heard the murmur of conversation in the room but gave no special attention to it. Jack Kirwin was present and was leaning over Hall. He said nothing to witness who was rather excited and cried out "My God You have shot the man". Kirwin did not reply. There was a native boy's presence who had been folding up blankets in the room when the incident happened. Witness sent Kirwin to the headmaster and also sent the native to bring the school nurse. After a few minutes both of them arrived. When he first entered the room he noticed a 22 rifle lying beside the wounded boy and there was also a revolver lying on Jack Kirwin's bed but he attended to Hall and did not examine the firearms. Hall was moving about and groaning but apparently unconscious.

During the last week one of the boys had an air gun. On the night of the 6th, two days before the accident, witness discovered that Kirwin had a revolver. The boy was in bed and the revolver was under his pillow. There had been a number of water pistols in the school recently and it occurred to him that it might have been a water pistol and he did not examine it. He could not remember what he said to Kirwin about the pistol. He was only in the room a few seconds. He certainly did not think it was a loaded revolver, but the in-

frances he was to take them from the gun report in the headmaster's room. He only heard the shots from the precincts. The owner of the rifle was Alan Tarlton. He had often seen Tarlton walking about with the rifle but had never actually seen him fire it. Tarlton kept the rifle in his bedroom. Witness was always under the impression that it was an air gun as he had never examined it until several days ago. He then altered his opinion as he heard Tarlton talk about the rifle. No report was made that Tarlton had the rifle as the fact that he had it was known throughout the school by the authorities. Tarlton did not attempt to hide the rifle in any way.

By Court—Can you not tell the difference between an air gun and a 22 rifle being fired?
One is certainly louder in the report than the other but from a little distance you would take a 22 for an air gun. I have not actually seen him fire it.

Are you in charge of the bedroom in which Tarlton sleeps?
In the corner.

What is about in this bedroom, was it a rifle generally kept?
Yes. I was 14 years in the army. Do you mean to tell me you do not know the difference between an air gun and a 22 rifle?

We do not use air guns or 22 rifles in the 303. The only rifle I used was the 303.

You say you saw a number of water pistols about. Are they the same shape as this revolver?
There is certainly a difference. I suppose you have seen a number of revolvers before? Yes.

Do you seriously tell me that you considered this to be a water pistol when you saw it there?
It crossed my mind.

Answer the question, yes or no. I treated the matter very lightly. I want you to answer the question which is, do you consider this a revolver?

I did not consider it to be a revolver loaded.

I am not asking that. Did you consider this was a revolver or a water pistol?

A water pistol.
You say you have seen many revolvers before and handled many.

Yes.
Just tell me what it was that caused you to form an opinion that this was a water pistol.

Well, the children in school had been using water pistols. Was that the only reason?

I concluded to me when I saw it that it was a water pistol and I did not pay any attention to it.

The Mr. Justice suggested to the police that a water pistol be obtained for the information of the Court.

Witness examining his evidence said he had never on any occasion seen any weapons except the automatic rifle and the air gun.

By Court—Was the headmaster ever made an inspector of the boarding quarters?

Yes. He was frequently there. Does he make a proper inspection of it?

No. That is the work of the matrons.

When did the headmaster last visit the place?

I could not say.

He heard no sound of quarrelling in the room before he heard the shot.

Medical Evidence.

Dr. J. I. Gilks, Medical Officer in charge of the European Hospital, who was called to the scene of the accident, said he found Hall being attended by Dr. Nerrie in the school infirmary. He was unconscious and had got collapsed. There was a wound under the right eye and he was bleeding profusely from the right ear. The skull at the back of the head was fractured and a bullet could be felt under the scalp at the back. The boy was removed to the European Hospital and died the following morning. When the wounds received by Hall were not extracted at the operation would have done no good to his condition. The wound could have been produced by a bullet such as was shown to him. When the incident occurred, if the boy must have had the revolver. There was

little doubt that the bullet was fired from the revolver which was the only one of its kind in the school. It was a .22 calibre Smith & Wesson revolver and was the only one of its kind in the school.

Witnesses recalled that on the morning of the accident, the school was in a state of confusion. Many boys were seen running about the school grounds, some carrying rifles and some carrying shotguns. There was a general air of excitement and disorder.

It was stated that the school authorities were not aware of the presence of any firearms in the school at the time of the accident. The headmaster and other staff members were engaged in their normal duties and were not alerted to any potential danger.

The evidence presented at the inquest strongly suggested that the school authorities were negligent in their supervision of the school grounds and in their failure to conduct regular inspections for weapons. This negligence was seen as a contributing factor to the tragedy.

The court heard that the school was a boarding school with a large number of boys living on the premises. The school was situated in a rural area and had extensive grounds for sports and recreation.

The magistrate expressed his disappointment that the school authorities had failed to take adequate measures to ensure the safety of the boys. He emphasized the importance of maintaining a secure environment for children in a boarding school.

The court then turned to the question of the revolver and its whereabouts. It was established that the revolver was in the possession of a boy named Tarlton, who had been seen with the weapon on several occasions.

The magistrate concluded that the school authorities were responsible for the tragedy and that appropriate measures should be taken to prevent such incidents from occurring in the future.

The court reserved its judgment on the charges against the school authorities until the next day. The case was adjourned for the verdict.

The Verdict

The magistrate, giving his decision, said that the school authorities were guilty of the charges of negligence. He found that they had failed to exercise the duty of care owed to the boys by the school.

This accident, he contended, which had been prevented but for the culpable lack of supervision by the school authorities, was a tragedy which should be a warning to all boarding schools.

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An Objectionable Gun

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Ammunition Bought

Alan F. Tarlton, another school boy, was not present when the accident occurred. He was the owner of the rifle and when he was on his way to school, he saw the rifle lying on the table. He obtained the rifle from another boy by exchanging it for bicycle parts.

Witnesses also said that Tarlton had been seen with the rifle on several occasions in the school grounds. He was seen with the rifle on the 6th, 7th, 8th and 9th inst.

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Mr. Lewis, Acting Headmaster at the school, giving evidence at the opening of the proceedings and he heard that the boy Jack Kirwin told the Assistant Master Mr. Spalding that he had shot Hall so he went with Mr. Spalding to the out-housing quarters and found Hall lying on the floor suffering from a wound in his face. He had the boy taken to the school hospital and sent for the doctor. Drs. Gilks and Norcote arrived. Examined by the magistrate, witness said he once saw the boy Kirwin in the school premises with a big revolver. He was asked if he had any ammunition for it. He replied yes. This incident occurred a few weeks ago.

Mr. Gordon Standfield, Assistant Master said that about 9.40 a.m. on the 7th inst he was in the office at the school when the boy Jack Kirwin told him he had shot Willis-Hall. Mr. Twells came and he went with witness to the out-housing quarters where they found Hall lying on the ground with Mr. Spalding bending over him. The room was used as a bed room for three boys and, according to Mr. Spalding sitting round, Hall was bleeding from the head and there was a pool of blood beside him. He did not speak at all and was in a collapsed state and unconscious to all appearances. Witness telephoned to the police while Mr. Twells's boy for the doctor and the boy was removed to the school infirmary. Witness saw a 22 rifle and a revolver in the room. He saw Kirwin unload an automatic and throw it on the bed. He was also present when the police arrived and saw the discovery of further ammunition. He had never seen boys with firearms at the school with the exception of an air gun. He had never heard any shots fired in the vicinity of the school but there was an incident some time ago when lady teachers were disturbed by firing through the night and the matter was reported to the police. It was not his duty to make any inspection of the boys' quarters and he had no instructions to do so. There was a matron in charge of the dormitories and an assistant master in charge of the boarding quarters. He would, however, consider it a duty to report any boy he saw with firearms.

Question of Supervision.

Mr. J. Spalding, Physical Instructor at the school and in charge of the out-housing premises said Kirwin lived in that part of the school. At about 9.40 on the morning of the 7th, witness was in his sitting room when he heard a shot from the direction of Kirwin's bedroom next door. He immediately opened the door and on entering the room he found the boy Hall lying on the floor bleeding profusely from a wound in his head. Before he heard the shot he heard the murmur of conversation in the room but gave no special attention to it. Jack Kirwin was present and was leaning over Hall. He said nothing to witness who was rather excited and cried out "My God, you have shot the man." Kirwin did not reply. There was a native boy also present who had been folding up blankets in the room when the incident happened. Witness sent Kirwin to the headmaster and also sent the native to bring the school nurse. After a few minutes both of them arrived. When he first entered the room he noticed a 22 rifle lying beside the wounded boy and there was also a revolver lying on Jack Kirwin's bed but he attended to Hall and did not examine the firearms. Hall was moving about and groaning but evidently unconscious.

During the last term one of the boys had an air gun. On the night of the 6th, two days before the accident, witness discovered that Kirwin had a revolver. The boy was in bed and the revolver was under his pillow. There had been a number of water pistols in the school recently and it occurred to him that it might have been a water pistol and he did not examine it. He could not remember what he said to Kirwin about the pistol. He was only in the room a few seconds. He certainly did not think it was a loaded revolver but the impression left on his mind was that it was a water pistol. Before the police found the ammunition witness had seen nothing before except the air gun pellets.

The matron examined the boxes of the boys when they arrived at the school and an inventory was taken of the contents. He produced a copy of the inventory of Kirwin's box, made on his arrival. After that had been done the boxes were generally emptied and the contents placed in lockers while the boxes were left in the bedroom. Witness was in the quarters almost every night and passed the lockers dozens of times. Although he did not specially examine them he could always see what was in them. If he found that a boy was in possession of

but he never actually seen him fire a rifle. Tritton kept the rifle in his bedroom. Witness was always under the impression that it was an air gun and never examined it. It was a .22 bore rifle. He then turned back to the rifle. No report was made that Tritton had this rifle at the fact that he had it was known throughout the school by the pupils. Tritton did not attempt to hide the rifle in any way.

By the Court—Can you not tell the difference between an air gun and a 22 rifle being fired?
One is certainly loud in the report than the other but from a little distance you would take a 22 for an air gun.

Are you in charge of the bedroom in which Tritton sleeps?
Yes.

Where about in the bedroom, was the rifle normally kept?
In the wardrobe.

Have you had any experience of firearms at all?
Yes. I was 14 years in the army.

Do you mean to tell me you do not know the difference between an air gun and a 22 rifle?
Yes. The only rifle I used was the 22.

Did you see a number of water pistols in the room?
Yes. There is certainly a difference. I suppose you have seen a number of water pistols. Yes.

Did you consider that to be a water pistol when you saw it there?
It crossed my mind.

Answer the question, yes or no.
I treated the matter very lightly.

I want you to answer the question which is, do you consider this a revolver?
I did not consider it to be a revolver loaded.

I am not asking that. Did you consider this was a revolver or a water pistol?
A water pistol.

You say you have seen many revolvers before and handled many.
Yes.

Just tell me what it was that caused you to form an opinion that this was a water pistol?
Well, the children in school had been using water pistols. Was that the only reason?

It occurred to me when I saw it that it was a water pistol and I did not pay any attention to it.

The Magistrate suggested to the police that a water pistol be obtained for the information of the Court.

Witness continuing his evidence, said he had never on any occasion seen any weapons except the automatic, the rifle and the air gun.

By Court—Does the headmaster ever make an inspection of this out-housing place?
Yes. He is frequently there.

Does he make a proper inspection of it?
No. That is the work of the matrons.

When did the headmaster last visit the place?
I could not say.

He heard no sound of quarrelling in the room before he heard the shot.

Medical Evidence.

Dr. J. L. Gilks, Medical Officer in charge of the European Hospital who was called to the scene of the accident, said he found Hall being attended by Dr. Norris in the school infirmary who was unconscious and had quite collapsed. There was a wound under the right eye and he was bleeding profusely from the right ear. The skull at the back of the head was smashed and a bullet could be felt under the scalp at the back. The boy was removed to the European Hospital and died the following morning. The bullet was not extracted as the operation would have done no good to his condition. The wound could have been produced by a bullet such as that shown to him. When the accident occurred the boy must have been facing the revolver. There was no sign of burning round the wound and witness could not say how close Hall must have been to the revolver.

William Hal, L.M.O.R.N., father of the deceased boy, said his son was 11 years and 9 months old and had been at the European School for 3 years. He never possessed any firearms at school but used a 22 bore rifle during the past six months while at home. He had never asked to take his rifle to school and knew he would not be allowed to do so. He was fond of firearms. On Wednesday a car was sent out to tell witness what had occurred and took him to the European Hospital.

Jack Kirwin, aged about 16, a pupil at the European School, Nahal, where he had been for over a year, said on the occasion the only boy

was not known to have been employed in the school. He was a native employed in the school. He was a native employed in the school. He was a native employed in the school.

Alfred Tritton, who was in charge of the out-housing premises, said he had seen Kirwin with a revolver in the school. He had seen Kirwin with a revolver in the school. He had seen Kirwin with a revolver in the school.

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The Verdict. The magistrates, giving his decision said that the boy Willis Hall met his death by a revolver shot which was accidentally discharged by Jack Kirwin and therefore also by inadvertence of the school.

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- 1 Show case ... 200
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- 1 Bacon slicer ... 1000
- 1 Cash register ... 1050
- 1 Large all brass counter scale with weights complete ... 150
- 1 Counter with drawers and shelves ... 250
- 3 Small scales with weights complete ... 60 each.
- 1 Family scale ... 10
- 1 Bottle washing, drying and corking machine. ... 250
- 1 Large cupboard with sliding doors & shelves. ... 150

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On and after Monday 12th July a Motor Passenger Bus Service (Europeans only) will run as follows.

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Hill from Hurlingham Hotel via Woodlands Road, Caledonia Road, Girouard Road Crauford Road to the Corner House and Railway Station.

Buses leave the Parklands and Hill Terminals at 8 a.m., 9.45 a.m., 1.45 p.m., 5 p.m., and 6 p.m.

The Railway Station at 8.30 a.m., 12.45 p.m., (Lancaster Road) 1.30 p.m., and 5.30 p.m.

Buses will stop to take up and let down passengers where and when required.

Books containing 60-25 cent tickets may be purchased from the proprietors.

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An hourly service will be established as soon as petrol is available, and monthly Season Tickets issued as follows—

- Parklands Route Rs. 30
- Hill Route Rs. 30
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- Children's Seasons all routes Rs. 15

Special school buses will be run for which Children's Season Tickets will be available. Adults' season Tickets will only be available for regular hourly buses.

Special buses will be run for the Races at the Turf Club Dances.
Private parties can be arranged.

[7109]

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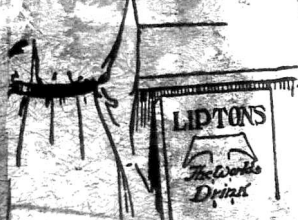
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Naivasha, Thursday, 15th July, at 11-30 a. m.

200 Head Really First Class
Heifers in Calf.

Farmers will be well advised to miss this sale.

Further Entries Invited.

Newland, Tarlton & Co., Ltd.

AUCTIONEERS.

7035]

FOR SALE.

- 1 Royal Barlock typewriter with Brief Roller ... Rs. 250
- 1 Show case ... 100
- 1 Large counter with drawers and scales ... 500
- 1 Bacon slicer ... 100
- 1 Cash register ... 100
- 1 Large all brass counter scale with weights complete ... 150
- 1 Counter with drawers and scales ... 250
- 8 Small scales with weights complete ... 80 each.
- 1 Family scale ... 20
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Hill from Highlands Hotel via Woodlands Road, Celebration Road, Girouard Rd to Airport Road to the Corner House and Railway Station.

Buses leave the Parklands and Hill at 8 a.m., 8.15 a.m., 1.45 p.m., 5 p.m. and 9 p.m.

The Buses will leave at 8.30 a.m., 9.45 p.m., 10.45 p.m., 1.45 p.m., 5 p.m. and 9 p.m.

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