

EAST AFR. PROT

C. O.
1923
RECS
REC'D FEB 10

4688

Field
No. 22

1913

Feb

Previous Paper

2825

Mica Lease

Your letter of Feb. 22
 500 acres, period of lease 21 years, rent \$0.50
 per acre per annum, royalty 5% on profits
 greater of area

Mr. Bottomley

The Commissioner of Mines is taking action
 under the Rules of 1902 found under 360
 of the East Africa Mining Regulations 1902.

This enactment, however, has been repealed
 by the Mining Ordinance 1912, but I hold that
 that this repeal does not affect the validity
 of the rules found under the former ordinance.

Under clause 44 of the 1902 rules the area
 which may be leased under a mineral lease
 must not exceed 500 acres, and this

is subject to the former provision which
 is copied to the foregoing lease no. 3211

of the territory under lease 40 acres, but any number
may be held by one person (under 1000), and
any number of persons occupying actual land
under lease [10-100]

As regards the part of 1000 acres a part of
the 1000 acres is under lease in the case of a
number of persons. It is proposed to have in the
proposed legislation to change the law of the area
Division of the land. It is proposed to have this
in writing the limits allowed to 1000 acres of the
proposed legislation.

There is some difficulty as regards the extent
of the land to be leased. The intention is
clear on the point that the land covered by
a proposed lease should not exceed 400 acres,
though it comprises other any number of
acres of land being held by one person.
From this it would appear that the intention
was that separate areas of land to any
particular person should not be contiguous
to the common boundary in his holding of 1000
acres, but should be the same of a single lease
to 400 acres.

Before commencing with Mr. Pugh
we might telegraph to the Governor asking

What is
the
intention?

reference to section 52 of the Ordinance and
concerning matters in view of the lease of
40 acres under the first section. The proposed
law is to be of 1000 acres, and a lease
out of 400 acres.

W. S. Cotton

12. 1913

The Secretary

The proposed legislation
On Dec 31 1913 the Gov proposed to
proceed under the 1902 Rules in the matter
of leasing the application made, there was
the no reference to area, and re.
Under the 1902 Rules, made under Regulation
was repealed, of any effect? If not,
I think we shall have to tell the Gov. no
advice. The matter of area is not until
a recent time can be given, but we do
not know in what other points of detail
the Gov. might go, and we are following
the 1902 Rules.

The Secretary
The Secretary has
no note made of any Rules under the law
(1913) Rules which, as to the Gov. on points
only, provides for a part of the area.
I don't quite know what the intention is
of the Gov. in this matter, but we are
proposing for a higher rate on our own
and we should like to know the true content of the
the real intention of the Gov. in this case?
Subject to your orders I am afraid we must

telegraph to the Gov. ...
going right on the matter. Apparently
to be changed back by ... royalty ...

repeated ...
repeated also ...
anything in the ...
But ...
The ...
order ...
the ...

But I don't think the
question arises here by ...
the law ...
But ...
in ...
to ...
forget ...
searched ...
has ...
I ...
not ...
are ...

See by ...
I think ...
any ...
includes ...
the ...

the ...
...
in the ...
profits ...
speculation ...

410
I think ...
the ...
You ...
Government ...
The ...
perhaps ...
therefore ...
...
I think ...
before ...
the ...

See ...
I don't like royalty on profits.
If the ...
as is ...
5% ...
and ...

See ...
I don't ...
much ...
profit ...
It ...
I ...
I ...
6177-13

...
...
...

I agree: but why not 5% on
output?

From previous reports & samples
which I remember this seems a
rather big thing.

Which since is invaluable for
inspection notes of furnaces etc.

H. 67.2.13



THE EASTERN TELEGRAPH CO. LTD.

LONDON STATION, 28 FEBRUARY 1913
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 5, LEADENHALL STREET, E.C. 3
 MARKET BUILDINGS, 29, MARK LANE, E.C. 3
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REMARKS

No. 119
 The following TELEGRAM Received at
 From Nairobi
 Foreign No. 27 Date 8 Time 1.50 p.m.
 Words chapelries
 No. of Words 27 Date 8 Time 1.50 p.m.

you fr. 6th February
 unballast mica
 lease quarriable area
 506
 22
 themperers six acres period
 of lease twentysone years
 5 years
 rent unchite per acre
 parentless royalty partleaves
 on profits
 Belfield

Recd 3.0 p.m.
 8.2.13

REPLIES SHOULD BE ORDERED *Via Eastern*

Doubtful words should be OFFICIALLY repeated. See Rule Book.

No inquiry respecting this Telegram can be attended to without the production of this Copy.

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Reference

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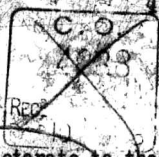
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688

1873



412



Telegram

The Governor of the East Africa Protectorate to the Secretary of State for the Colonies.

(Received, Colonial Office 3.0 p.m., 8th February, 1913.)

[Answered by No. 5384]

No. 22.)

400
3825

Your telegram 6th February re mica lease question of quarriable area, 506 acres; period of lease, twenty one years; rent, 5 rupees per acre per annum; royalty, 5% on profits.

BELFIELD

* No 3825

15370-20