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22 July

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Mr. Smith's presence present

While agreeing as to impropriety of my first  
expressed satisfaction that he is no longer to pay  
presence. Think not that Mr. Smith cannot  
appeal to Army Council under Section 7 Army Act  
as he suggests. I explain his legal position

Mr. Smith  
Mr. Fielder

Copy of this to the Genl, with  
ref to previous correspondence, & request  
him to inf. Mr. Smith in the  
sense of para 3 ?

H. J. R.

7/VII

Yes

C. H. 8/7/10

At Home  
R. 9



Any further communication on this subject should be addressed to

The Secretary.

War Office,

London, S.W.

and the following number quoted:

20434

REC'D JUL 10

War Office

London, S.W.

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0165/6163. (A.G.3.)

4<sup>th</sup> July, 1910.

Sir,

I am commanded by the Army Council to acknowledge the receipt of your letter No. 11243/1910, dated 13th May 1910, forwarding for their information a copy of correspondence relating to the deduction of guarantee premia from the salaries of Major G.F. Smith, C.M.G., and other officers of Royal Engineers employed under the Colonial Office in the East Africa Protectorate.

While agreeing with the Colonial Office as to the impropriety of the tone adopted by Major Smith in protesting against this deduction, the Army Council are glad that the Earl of Crewe has thought fit to direct its discontinuance, as it was evidently regarded by the officers concerned as derogatory to the corps to which they belong; and for such a view the traditions and reputation of the corps afford some justification.

It is observed that Major Smith appealed for redress to the Army Council, presumably under Section 49 of the Army Act. In the opinion of the Council he was mistaken in so doing, and I am to suggest that he should be informed accordingly. When military officers on the active list voluntarily accept employment under a Civil Department of State, they must be held to come under the

control

The Under Secretary of State,  
Colonial Office,  
Downing Street,  
London, S.W.

control of that Department in regard to the conditions of their employment, and an appeal does not lie to Army Council should such conditions prove distasteful.

It is, however, open to an officer so circumstanced to apply to be allowed to revert to military duty.

I am,

Sir,

Your obedient Servant,

*R. G. Wade*

W.O. ~~copy~~  
20434/10  
CAP. ~~22~~

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DRAFT.

CAP. No 417

for  
Gironard  
MINUTE

12 July 10.

- Mr. Noall
- Mr. Butler
- Mr. Fiddes
- Mr. Juel
- Mr. Cox
- Sir G. Lucas
- Sir F. Hopwood
- Col. Seely
- Lord Curzon

Sir,

With refer to my despatch  
No 263 of the 13<sup>th</sup> of May, on  
the subject of the payment  
by officers of the R.S. of  
guarantee premiums, I have  
the honour to transmit to  
you the accompanying  
copy of a ltr from the  
W.O., & to request you

W.O. July 10

to inform Major Smith  
in the sense of the 2<sup>nd</sup>  
para of that letter.

REGISTERED No. *20794 S/10 E.A.P.***NOTICE TO BINDER.**PLEASE LEAVE SPACE HERE FOR INSERTION OF *6* SHEETS.

From

*War Office*

Date

*6 July*

Subject

*German military forces.**(Paper not available at time of binding.)*