

7579

REC'D
FEB 14



EAST AFR PROT

4579

The Govr Conf 17

LAND

1914

Last previous Paper.
Govr 4563

... of removal of restrictions on purchase. Subject's observations as to suitability of title under the ordinance for existing leases and licences. Pro. as to certain clauses in Bill as to automatic conversion.

Andolf 31 March 14

And 7563
Mr. G. Fisher
The Bill (Gov/3960) is in circulation. The ^{necessary} papers are here. The restrictions on purchase which we gave up on 43507 were
(1) One man one free at one sale
(2) No one to bid who held land of the Govt already

As regards conversion of title, we must I think finally give way, as the Govt is strong on the point of uniformity.

It means that the price we get at future auctions will be determined by what existing holders, who have either got their land by allotment (i.e. without premium) or at auction for an occupation licence title, will sell their converted title

Last subsequent Paper
Govr 40828

The Commission on the Bill is
 (The Commission may)
 consider the merits of any bill
 given to under the Act had they 1917
 or any bill given under the C.L.
 Act 1902 and given to the House a
 lease under the Act of the year
 the subject of the memorandum anticipated
 in case"

There is now of course a prospect of perpetual
 leases; but it is no use asking the Gov.
 if he would modify his view, because
 his original proposal as to conversion
 was made in connexion with his recommendation
 (not accepted) of a perpetual title

p 147 of 1917

[I am not sure that Sir H. Selfield
 altogether appreciates the fact that
 great sacrifices have been made in
 shelling away the policy agreed upon
 18 months ago.]

~~to be~~

I think we may say that in view of
 this representation the S. of A. is prepared
 to accept the principle of conversion
 to be

see also 7563

4/3/14
 H. 22
 4/17/14
 4.3.14
 4.3.14
 4.5.14

~~4.3.14~~
 This letter is returned to S. R. Kelly
 27.3.14

91579

7539

EAST AFRICA PROTECTORATE

GOVERNMENT HOUSE, NAIROBI,
BRITISH EAST AFRICA

CONFIDENTIAL No. 17



2nd February 1914.

Sir,

I have the honour to acknowledge the receipt of your Confidential despatch of January 9th, 1914, on the subject of the rules regarding the alienation of land in this Protectorate, and I note with satisfaction that you have been pleased to approve the removal of the restrictions on purchase mentioned in my Confidential despatch of November 18th, 1913.

2. With reference to the question of the substitution of title under the new Ordinance for existing leases and licences, I desire to express my view that little disadvantage, if any, will arise as the result of such concession, and that if such is in fact apparent it will be more than counterbalanced by the advantages attendant on the retention of a principle which encourages uniformity of title and of the terms of occupation. I would observe that the power of controlling the operations of the holder of an occupation licence will be in no way weakened by the admission of this principle, as the obligations

THE RIGHT HONOURABLE
LEWIS HARCOURT, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET, LONDON, S.W.

* No 4331
No 4331
Africa No 925

obligations imposed by the conditions of a lease under the new Ordinance, and the penalties resultant on non-compliance therewith, will enable a strict supervision to be maintained over the proceedings of the lessee as over those of the holder of a licence.

3. As by paragraph 4 of your despatch under reply you have been pleased to leave to my discretion the retention or variation of the principle of automatic conversion, I propose to retain in the draft Bill those clauses which legalise such conversion and prescribe the means of effecting it.

I have the honour to be,

Sir,

Your humble, obedient servant,

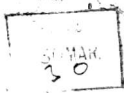


DEPUTY GOVERNOR.

(Drafted by the Governor.)

Govt 7579/1914
Sd/-

905



Draft

March 1914.

Sir,

I have the honour to acknowledge the receipt of your conf. despatch, No. 17, of the 2nd of Feb'y, ~~and to inform you that~~ on the subject of the rules regarding the alienation of land in the Pro^{vs}. ^{with regard} to the ~~contents~~ ^{of} your ~~inform~~ ^{despatch} ~~you prepared~~ ^{and} ~~new~~ ^{of} your ~~representations~~.

I am prepared to accept the principle of ~~the~~ ^{the} ~~conversion~~ ^{conversion} ~~of~~ ^{of} ~~titles~~ ^{titles}.

CONF.
No. 2 Conf
Govt. Secy. H. C. Belfield

28/3/14
B. Cottonley 30/3/14

ccadmon

23
I have from school
in the field down on
the ~~top~~ ^{side} of the
road corner

I have also
of the monument