

1911

EAST AFR. PROT.

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32541

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32541

and Copy

Date

Deportation of Mr. J. Cole.

12 Sept.

Confirms let. 12 Sept. & sends protest in original.

in previous Paper.

32546

inf. Fiddes

The petition has been answered on 30057.

Put by?

H. J. R.

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Subsequent Paper

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32541
GOVERNMENT HOUSE
NAIROBI
BRITISH EAST AFRICA

EAST AFRICA PROTECTORATE.

September 16th 1911.

CONFIDENTIAL (76)

(Incl. I)

Sir,

*y
30057*

I have the honour to confirm my telegram No. 192 of the 12th September giving the names of the signatories to and the text of a protest raised against the order of deportation issued to the Hon. G. Cole. The protest is transmitted herewith in original.

I have the honour to be,

Sir,

Your humble, obedient servant,


GOVERNOR.

THE RIGHT HONOURABLE

LEWIS HARCOURT, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DONNING STREET, LONDON, S.W.

C O
32541

To
His Excellency,

Sir Percy Girouard, K.C.M.G., D.S.O., R.E.,
Governor.

Your Excellency,

We, who have attached our signatures hereto, desire to lodge with Your Excellency our protest against the order of deportation served on September 6th. on the Hon. Galbraith Cole.

We presume the warrant has been issued because of his acquittal by a Jury in a recent trial at Nakuru from a charge of the murder of a native. We presume this because this is the only occasion in our knowledge in which the conduct of the Hon. G. Cole has ever been challenged. We know the career of Mr. Cole since his residence in British East Africa, and we know that he has been one of our most respected, loyal, law abiding and useful colonists during this period. He is equally so regarded by all the natives of this country who know him.

We consider that the ordinance of 1902, quoted in the warrant referred to, was never intended to apply to an instance where a Colonist has been tried by a Court of Justice and acquitted and consequently we consider the act of issuing the warrant against the Hon. G. Cole under the ordinance of 1902 as unconstitutional and creating a precedent endangering the liberty of all His Majesty's subjects

(subjects) in this Colony.

Owing to the absence of several prominent colonists from Nairobi we are unable to obtain their signatures to this.

We pray Your Excellency to cause this protest to be cabled to His Majesty's Government in London on our behalf.

Signed this 9th day of September 1911, in Nairobi.

Robert A. ...

Manager. National Bank of India Ltd.,

James ...

Manager. Standard Bank of South Africa.

John ...

Messrs. Mackinnon Bros.,

John ...

Member of the Legislative Council.

Charles ...

Newland Tarlton & Co., Ltd.,

James ...

East African and Uganda Corporation Ltd.

Charles ...

Highland Transport Company.

James ...

Editor. "The Leader".

James ...

Editor. The "East Africa Standard".

James ...

Messrs The Roma Trading Co Ltd.