

1911

EAST AFR. PROT

5809

5809

22 FEB 1911

ad. S. D.
Col. 1911

Date.
1911
20 Feb.

Previous Paper

L. Mozadi ^{via} Tokeme.

States that Contract has been made public, & that this fact induced him to ask for copy. (Letter from Sarguel & Co enclosed).

H. Fiddell to Harcourt.

See the attached letter from L. Herz who is associated with the Swinshill on the directors ^{to be A. M. D.}

Reply that it is true that the list having been mentioned in the Prospectus of the Co^y had to be open for inspection in the office of the Co^y's solicitors during the time the lists were open for subscription, but that it is now ^{now} ~~is~~ ^{is} ~~not~~ ^{not} proposed to ~~be~~ ^{make} ~~open~~ ^{it} generally public at the present moment?

H. J. R.

It would not be proper to ^{22/2/11} ~~be~~ ^{is} ~~not~~ ^{not} proposed to ~~be~~ ^{make} ~~open~~ ^{it} generally public at the present moment?

35, LOWNDEN SQUARE,

10th, February, 1911.

S.W.

My dear Harcourt,

I am in receipt of yours of the 18th instant. The contract between the British East Africa Government and the Magadi Soda Co Ltd has already been made public, the prospectus of the ~~Company~~ being issued and the contracts open to inspection. It was this fact that induced me to write to you to ask you to kindly let me have a copy as the matter is now public property.

With kind regards,

Yours sincerely,

Alfred Jones

Right Hon Lewis Harcourt, M.P.

N. SAMUEL & CO.

TELEGRAMS LEUMAS LONDON
TELEPHONE LONDON WALL 5002
5003
5004

AGENTS FOR
SAMUEL BARNETT & CO. LTD
LONDON AND NEW YORK
SOLE AGENTS FOR THE
MAGNOLIA SODA CO. LTD
LONDON AND NEW YORK
S. SAMUEL & CO. LTD
LONDON

TELEGRAPHIC CODES USED
A. B. C. AND 27 OTHERS & CODES FOR 1908 & 1909
PRINTING THE 1908 ED. & SUPPLEMENT 2ND ED. 1904. LIEBENS' WESTERN UNION HILLS CODE.
STANDARD SHIPPING CODES MORNING & EVENING TELEGRAMS CODES

171

*Shell House
25 & 27 Bishopsgate*

London

21st Feb. 1911.

CO
5804
FEB 22 1911

... very much for your note. It seems to me that the statement of Sir A. Mond with regard to the publicity of the Contract between the Government and M. G. & Co. is not quite correct. It is true that this Contract having been mentioned in the Prospectus issued for the purpose of the subscription of the Capital of the Magnol Soda Co. had to be open for inspection in the Offices of the Company's solicitors during the time the lists for subscription were open, but since these lists have been closed no one has any longer the right to demand inspection of the Contract at the Solicitors' Offices.

Therefore I don't think that one could say that this Contract is an absolute public property at the present moment. I should say that probably it would be open to Sir A. Mond or any other M.P. to ask for a copy of the Contract in the House once the Contract is made, but at the present moment it seems to me that this is not yet the case. There

is nothing final but a short Optional Agreement, whilst the real Contract will only come into existence after it has been signed by both parties.

Further, there are several more or less important amendments to the Contract which have been agreed and embodied in a Supplementary Agreement, so that the definite Contract will have in several places a different wording from that attached to the Schedule to the Option Agreement;— although I am not sufficiently conversant with English law and etiquette to be able to put wishes before you in this matter. I should think it would be agreeable and in the interests of the Magadi Soda Co. that the Contract should not be made public property sooner than ^{absolutely} necessary, and I should say that such necessity would in any case not arise before the definite Agreements have been signed.

I am much obliged to you for having put this question before us, and with kind regards,

remain,

Yours sincerely,

M. Samuel

2 U Sub R
Please attach
to Haggart's letter
before

172

TELEGRAMS
BY POSTAGE

35 LOWRY'S BUILDING
S.W.

1st March 1911.

My dear Harcourt,

Many thanks for your letter of the 28th
February contents of which I have

Yours sincerely,

Robert M. Jones

Rt Hon Lewis Harcourt, M.P.