

25372

25372

London

1910

Italy

Land at Kasimaya leased to Italian Govt

Copy note from Italian Amb. copy
of delegate to show & delay the gov
of Italy's... in... what...
1910/5
1910/2

The... will be sent to the
B. of the S.M.P. with instructions
to show...
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Part of
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In any letter concerning
this subject, please write

29066

the Under-Secretary of State,
Foreign Office,
London.

(1) The Under-Secretary of State for Foreign Affairs presents
his compliments to the Under-Secretary of State for the Colonies
and is directed by the Secretary of State for Foreign Affairs to
transmit the accompanying note from the Italian Ambassador
respecting the appointment of a delegate to choose
and delimit the zone of territory leased to the
Italian Government in the Bay of Kismayu.

The Secretary of State would be glad to be informed
what answer should be returned to the Marquis Imperiali

Foreign Office,

August 16, 1910.

instation.

LONDON,

August 4th, 1910.

Sir:

The Governor of Italian Somaliland has asked the Governor of the British East Africa Protectorate to take steps to appoint the delimitation commission, according to paragraph II of the notes exchanged between the Italian and British Governments on January 13th, 1905 in connection with the Italian delegate to choose and delimit the part of territory leased to the Italian Government in the Bay of Kisimayu.

In accordance with my instructions I have the honor to ask you to be good as to cause the authorities of the British East Africa Protectorate to be instructed to comply as soon as possible with the request directed to them.

I have &c.,

(Signed) Imperiali.

Imperiali,
 &c., &c.,

exceeds 5,000, then the lease shall be in force for sixty-six years; or, if the amount so shown to be spent exceeds 10,000, then the lease shall be in force for ninety-nine years.

5. On the determination of the lease the buildings erected on the land shall become the property of His Britannic Majesty's Government.

6. The Italian Government shall be at liberty to erect on the area of land referred to in Article 1 such accommodation as may be necessary for the temporary shelter of Italian troops landing at Kisumu en route for Gumbo in the Italian sphere, but no such troops shall be landed at Kisumu without the previous consent of His Britannic Majesty's Government.

This restriction, however, shall only apply to the landing of such troops for expeditionary purposes; and in the case of ordinary reliefs, it shall be sufficient if due notice is given beforehand to the local British Commandant.

7. Import duties imposed on goods landed at the pier to be erected by the Italian Government shall be levied in accordance with the Transit and Re-export Regulations for the time being in force in the British East Africa Protectorate if the goods are eventually removed to the Italian sphere.

8. Nothing herein shall be construed to extend either the land leased or persons thereon from the Laws and Regulations in force in the British East Africa Protectorate, subject to which he, every employe of the Italian Government resident in the leased territory, shall be liable as respects the said territory as if it were a colony.

I beg your Excellency to do me the honour to inform me whether the Italian Government intend to accept of the foregoing terms. I have, Sir, the honour to be, Sir, your obedient servant,
H. KIMBOWE

No. 4.—*Signor Pansa to the Marquis of Londonderry.*

(Translation.)

Italian Embassy, London, January 13, 1905.

My Lord,
With reference to your preceding note of today, I have received the note of the same date which your Lordship has done me the honour of addressing to me, communicating in the following terms the conditions of an Agreement for the lease to the Italian Government of a plot of land in the neighbourhood of Kisumu, as well as the right of passage between that place and a point in Italian territory near the mouth of the Juba—

That His Britannic Majesty's Government agree to lease to the Italian Government an area of land on the east side of Kisumu, the

No. 3.—*The Marquis of Londonderry to Signor Pansa.*

YOUR EXCELLENCY,

Foreign Office, January 13, 1905.

With reference to my other note of this day's date, I have the honour to submit to your Excellency the following terms of an Agreement dealing with the lease to the Italian Government of a plot of land in the neighbourhood of Kisumu, as well as the right of passage between that place and a point in Italian territory near the mouth of the River Juba—

1. His Britannic Majesty's Government agree to lease to the Italian Government an area of land on the east side of Kisumu in the British East Africa Protectorate, not exceeding 150 yards square for the erection of a landed warehouse or other necessary building. His Britannic Majesty's Government will also lease to the Italian Government without ground on the forebank of the sea lying westward of the existing British pier at Kisumu, for the erection of a pier for the use of the Italian Government, together with a right of way from the said pier to the warehouse mentioned above, and from there to a point on the River Juba opposite Thabua.

2. The said site of the area of land and of the pier, and the course of the right of way, shall be agreed locally by two officers, one on each Government, and appointed. The said area of land shall, in so far as possible, be contiguous to the pier. When the boundaries of the area of land and the site of the pier, and the course of the right of way, have been agreed and marked out by the two officers, a plan thereof, signed by both of them, shall be sent to the Government.

3. The Italian Government shall pay for the land leased an annual rent of £11.

4. The lease shall be in force for thirty-three years from this date, but if the Italian Government shall show to the satisfaction of His Britannic Majesty's Government that the amount spent within ten years from this date on the erection of the pier and buildings

the British East Africa Protectorate, not exceeding 150 yards square, for the erection of a bonded warehouse or other necessary building. His Britannic Majesty's Government will also lease to the Italian Government sufficient ground on the southern side of the spit to the southeast of the existing British post at Kismayu for the erection of a pier for the use of the Italian Government, together with a right of way from the said pier to the warehouse mentioned above, and also from a point on the liver Juba opposite Gumbo.

The exact site of the area of land adjacent to the pier, as well as the course of the right of way in question, shall be fixed on the spot by the officers, each of whom shall be appointed by his respective Government. The said area of land shall be, as far as possible, contiguous to the pier. When the boundaries of the area of land, and the site of the pier, and the course of the right of way, shall have been agreed upon and worked out by the two officers, they shall make a plan thereof, to be signed by both, and forward it to their respective Governments.

"k. The Italian Government shall pay for the land leased as aforesaid rent of £1.

"l. The lease shall be in force for thirty-three years from the present date, but if the Italian Government shall show to the satisfaction of His Britannic Majesty's Government that the amount spent within ten years from this date on the erection of the pier and buildings thereon exceeds £150,000, then the lease shall be in force for sixty-six years, as if the aforesaid amount should be spent upon it within the ten years.

"m. On the termination of the lease, the buildings erected on the land shall remain the property of His Britannic Majesty's Government.

"n. The Italian Government shall be at liberty to erect on the pier and buildings thereon in Article f such accommodation (buildings) as may be necessary for the necessary shelter of Italian troops, but no other troops shall be quartered on the Italian pier, or buildings thereon, except by special leave and permission of the Government of His Britannic Majesty's Government.

"o. The Italian Government shall only take on the landing of such stores, baggage, &c., as may be required by the Italian Government, and shall be allowed to use the said landing for the purpose of such stores, baggage, &c., as may be required by the Italian Government.

"p. Import duties imposed on goods landed at the pier to be managed by the Italian Government shall be refunded, in accordance with the terms of the proposed Regulations for the time being in force in the Italian East Africa Protectorate, if the goods are re-exported to any other part of the Italian Protectorate.

"q. Nothing in these Articles shall be construed to apply either

the land leased of the persons residing thereon from the Laws and Regulations in force in the British East Africa Protectorate, subject to which, however, employees of the Italian Government residing in the leased territory shall be free to exercise the functions of their respective offices."

In accordance with instructions received from his Excellency the Minister for Foreign Affairs in Rome, I have the honour to inform your Lordship that the Government of His Majesty the King of Italy accept the proposals referred to above, subject to the necessary approval of the Italian Parliament.

I have, &c.

The Marquess of Lansdowne.

PANSA.

7.0/1900 25372

Dep. Ex. P. No. 522

For Mr. Guinand

26 Aug. 1900

Sr.

Please be so good to transmit
 to you for your info &
 guidance the accompanying
 copy of a letter from
 the F.O. covering a
 note from the Italian
 Ambassador respecting
 the efft. of delegates
 to those will limit the
 zone of territory leased
 to the Italian Govt.
 in the Bay of His Majesty

AP 18/8

Recd
 from Mr. Guinand
 25/8/00
 (original)
 for com.

structure a rpt.
 H.F. in order
 to carry out
 the statement in
 the F.O. as to
 instructing for
 place himself
 comm. etc
 all

to request that
you will place
yourself in communication
with the local
Italian authorities

on the subject.

I enclose a copy of the agreement

between Great Britain
and Italy dated 11th

13th January 1905.

enclosed herewith.

Yours
faithfully

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DRAFT

U.S. 75.

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MINUTE

Mr. Pichon off

Mr. Read 17/1

Mr. Fildes

Mr. Juhl

Mr. Cox

Mr. C. Lucas

Sir F. Hopwood

Col. Seely

Lord Grey

Hi,

20 August 1905
I have the honor to acknowledge
of your letter N^o 29066 of

the 16th of August, and
in reply to inform you that

nothing is being done from the
Italian Ambassador's

respecting the appointment of
delegates to choose a

committee to be sent to
London for the purpose of

negotiating the terms of the
Treaty of Commerce between
Italy and the United States

~~My letter
will be
sent to you
by the post
of the 17th
of August~~