

DOMESTIC

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REC.
REG. 16 FEB 09

Office of Individual

Foreign

1909

15 Feb.

Previous Paper

Municipality at Mombasa

Refers to points raised in Co. Letter 28 Jan. Submits that in order to avoid difficulties with Foreign Powers establishment of municipality be postponed till 1910 when the former Zanzibar Treaty expires & the negotiations on the subject of the Arms Traffic at Mombasa may have reached a conclusion.

W: Instructions

Requiesce to the ^{referred} ~~the~~ ^{in the last para.} ~~of this letter~~ ^{of this letter} send copy of ~~instructions~~ ^{instructions} to the ^{for} ~~for~~ ^{for} info. ~~of~~?

If, however, we have to wait until the negotiations on the subject of the Arms Traffic have reached a conclusion before we can do anything, we might as well at the present date of progress wait for the French. I believe, however, that the F.O. are trying to stir up the French.

H. J. R.

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18.2

JR

JR
18.2

Subsequent Paper

How

Left copy with you Conf 23/2/09

In any further communication on this subject, please quote

No. 3882/09.

and address--

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

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C. O.
5597 70
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FOREIGN OFFICE

February 16, 1909.

Sir:-

I am directed by Secretary Sir E. Grey to acknowledge the receipt of your letter 432 of the 28th ultimo requesting information on three points in connection with the proposed establishment of a municipality at Mombasa.

I am to state in reply that

(1) Extra-territorial jurisdiction in the ten mile strip has been surrendered by all the Powers but that the various Treaties with their most-favoured-nation clauses still exist.

(2) Even supposing that the German-Zanzibar Treaty of 1885 had lapsed or was non-existent, the most-favoured-nation clauses still apply to the French Treaty with Zanzibar so that it would not be possible to differentiate between French Citizens and other foreigners. All foreigners must be rated, or

none.

The Under Secretary of State,
Colonial Office.

(3882/09)

none.

(3) If rates are to be levied as of right and not, as heretofore, by the consent of the parties rated, anyone refusing to pay could certainly be excluded from the Town Council.

Sir E. Grey would however submit for the consideration of the Secretary of State for the Colonies that in order to avoid difficulties with Foreign Powers there might be considerable advantage in postponing the establishment of the municipality until 1910 when the German Zanzibar Treaty expires and the negotiations on the subject of the Arms Traffic at Muscat may have reached a conclusion.

I am,

Sir,

Your most obedient,
humble Servant,

W. S. Douglas

(3882/09)

none.

(3) If rates are to be levied as of right and not, as heretofore, by the consent of the parties rated, anyone refusing to pay could certainly be excluded from the Town Council.

Sir E. Grey would however submit for the consideration of the Secretary of State for the Colonies that in order to avoid difficulties with Foreign Powers there might be considerable advantage in postponing the establishment of the municipality until 1910 when the German Zanzibar Treaty expires and the negotiations on the subject of the Arms Traffic at Muscat may have reached a conclusion.

I am,

Sir,

Your most obedient,

humble Servant,

W. Langley

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23 Feb 09

Sir,

- MINUTE 18/2
- Mr. Noall 19/2
- Mr. Butler 20/3
- Mr. Just.
- Mr. Antrobus.
- Mr. Cox.
- Sir C. Lucas.
- Sir E. Hopwood.
- Col. Seely.
- The Earl of Crewe.

I am directed by the E. of Crewe to ask the receipt of your L^r N^o 3882/09 of the 15th of February & to state for the info of Sec: Sir Edward Grey, that his Lordship concurs in the view that in order to avoid difficulties with Foreign Powers it would be of advantage to postpone the establishment of a municipality in Hombasa until 1910.

(Signed) R. L. ANTROBUS

Copy for Conf 23 Feb