

DESPATCH

EAST AFR. PROT.

No. 4574-6

50
45746
29 JUL 1905

Serial No.
650

1905

Dec

Previous Paper.

(Subject.)

Ordinance No 12. 1905.

Transit and Re-shipment

Submits.

(Minutes.)

Mr. Ruxley

Notes

H.S.R.

30/12

W.S. 12.5

Mr. Anderson

I see no legal objection to this but do not
know unless there are any political or other considerations
involved

H.S.R. 31/1/06

I see no objection, but we
may have some protests from
importers.

M. Stone

Mr. James to
at once

Subsequent Paper.

45746

Commissioner's Office,

Mombasa,

December 7th 1905.

EAST AFRICA PROTECTORATE

No. 690

(Incl. 5.)

Sir,

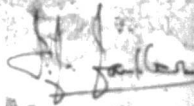
I have the honour to transmit herewith eight
 copies of the Transit and Re-export Ordinance No. 12
 of 1905 which I have caused to be published in the
 Official Gazette at the request of the Chief of
 Customs and Crown Advocate, copies of whose letters
 on the subject are enclosed.

I have the honour to be,

Sir,

Your most obedient,

humble servant,



H. M. Principal Secretary of State

for the Colonies,

Downing Street,

LONDON.

~~copies.~~
~~H. Combe~~
~~No. 19~~
~~H. Marsden~~
~~No. 21~~

45745

29 JUL 25

COPY

Crown Advocate's Office,

Mombasa,

November 24th 1905.

39

Sir,

In reference to the Chief of Customs No. 51 of the 23rd instant enclosing for your approval a draft Ordinance Amending the Transit and Re-export Regulations 1900, I have the honour to inform you that as a result of an interview with the Chief of Customs I am satisfied that it is impossible for the Customs officials at Mombasa with the very limited space at their disposal to deal satisfactorily with the large quantity of goods landed at Mombasa, and that some legislation is necessary in order that imported goods should be to some extent diverted from Mombasa to Kilindini where the Custom House and go-down accommodation is much larger.

A large quantity of goods are consigned to Mombasa for transit by the Uganda Railway to German East Africa. Under the provisions of the Transit and Re-export Regulations 1900 such goods are exempt from import duty. It appears to me that these goods might will be diverted from Mombasa to Kilindini and that the owners or consignees of such goods could have no ground for complaint at the expense which would have to be incurred in sending cargo in barges from Mombasa Harbour to Kilindini. As however some expense would thereby be incurred agents will, notwithstanding any requests or notices

THE ACTING COMMISSIONER,

MOMBASA.

notices to the contrary, continue to land transit cargo at Mombasa unless some penalty can be imposed on persons so doing.

Under the existing regulations the Customs Officer cannot legally refuse to receive transit cargo at the Mombasa Customs House, or discourage the landing thereof by the imposition of additional warehouse or other charges. It appears to me therefore, that the best means of obtaining the desired result is to amend the Transit and Re-Export Regulations by limiting the benefit of these regulations, in so far as the same relates to goods shipped to this Island, to goods landed at Kilindini. I have accordingly drafted an amending ordinance, and would suggest that, if you are of opinion that the accommodation at the Mombasa Customs is so far inadequate as to require the diversion of a class of goods, the ordinance should be made and published.

I have &c., &c.,
Sd/- R. W. Combe,
CROWN ADVOCATE.

Mombasa,

November 23rd, 1905.

No. 51.

SIR,

I have the honour to inform you that in consequence of the heavy arrivals of cargo which the present godown accommodation at the Mombasa Custom house is quite inadequate for, I have approached the Crown Advocate with a view to draw up regulations diverting all transit cargo to Kilindini and beg to enclose herewith a proposed Ordinance on the subject to be inserted in the next Official Gazette and to come into operation on the 1st April 1906.

If approved of, I beg that you will sign and return the same.

I took the opportunity of discussing the position with Mr. Currie during his visit to the Coast and am now in a position to inform you that the godown

accommodation

J. Jackson, Esq., C.E., C.M.G.,
P.M. Acting Commissioner and
Commander-in-Chief,

Mombasa.

accommodation and the Railway facilities generally will be ready by the first of April next to deal with that portion of the trade which is being diverted to Kilindini.

I have, &c., &c.,

Sd/- A. Marsden,

Chief of Customs.