

MP

EAST AFR. PROT

4419
H.C.
SER. 23 JAN 11

21/6

4 4 10/11

Hill J.
1915
18 Jan.
Last previous Paper.
W.O.
425

Arrest & in Prot.

Asks for copy of Gov report. threatens further action in Parliament & Press

Answer
Copy sent for 85 cases
Copy sent done 3/11

Feb 15/21

~~Mr. Buxton~~
Mr. G. Fiddes

I gather that he was not deported but that he was twice arrested in the Protⁿ & released & then permitted to leave the country by the grant of a 2nd class passage home. It might be well, however, to ask the Gov^t for a copy of Mr. Hill's letter of the 18th of Sep. I see one (H 47898) with a view to seeing whether Mr. H. is asked to be sent home.

Next subsequent Paper
5/15815

that
Ack: + say the Gov^t report is confidential & that Mr. Hill cannot be supplied with a copy of it but

but that Mr. [unclear] himself that there were adequate grounds ^{at the [unclear]} ~~grounds~~ for the action of the local authorities - & then, with ref: to the 2nd para: of his l^r, explain that his brother brought the case to our notice in a letter dated the 30th Sep: that this l^r was referred to the Fr^y on the 6th of Oct: & that the Fr^y reply was rec^d here on the 1st of Jan^y - & ~~after [unclear] to the [unclear] with [unclear] to [unclear] the [unclear] by [unclear]~~ when writing to the Fr^y as suggested above, ask also under what authority Mr. Hill was arrested. I cannot find that the S.A.P. has passed an Ord^r & similar to the J. Const Ord^r of No. 26 of 1904. & section 25 of the S. Afr. O. in C. 1902 does not appear to cover the case.

at the [unclear]
[unclear]
[unclear]
[unclear]

- copy of [unclear] to the D.O. with
ref: to previous [unclear] J7
H. J. P.

x and send
[unclear]

29/1/15

He was not deposited under the Ord^r, but
it may appear from the letter of 18 Sept
that he agreed or was willing to

to send home - at the expense of the Prot.
 of which we are, but to be informed what was
 the legal basis of his expulsion. It
 appears from 77 that action was taken
 by the Civil authorities acting on the
 advice or report of the military -
 We read tells me that martial law has
 not been proclaimed in G.A.P., but without
 any such proclamation there always
 exists the common law right of the Crown
 to take exceptional measures in grave
 emergencies such as invasion etc.
 The test of the legality of such measures
 is their reasonable necessity in the
 actual circumstances of the case.

Very possibly in the absence of a special
 order on the laws of the High Court
 giving the Crown extraordinary powers
 (as a substitute for martial law), the
 expulsion of Mr. Hish will be defended
 by the Crown on the ground suggested
 above, but we ought to be
 told what law he takes

Not so far
 as we know
 H. J. R.
 I have since been
 told that it was
 proclaimed very soon
 after the outbreak of
 war.
 H. J. R.
 8/12/15

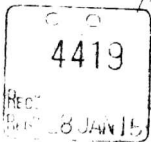
HJR
 29/1/15

llh 30.1.15

Yes, it is known
 more about it
 31.1.15

HJR 31.1.15

20



11, Lower English Road,
Museum Park

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January 15

Dear Under Secretary
of State
Colonial Office
S. S. P.

1915 - 15

Sir

With reference to your
letter of 27th, I shall be
glad if you will please
me copy of the report from
the East Africa Protectorate -

shall use my utmost
endeavour to bring my
case before the notice of the
House of Commons & the
public.
Yours faithfully,
H. C. C.

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Although, I may admit
that I fail to understand
how a report can have
been received from under
me so short a time considering
I did not communicate with you
until the beginning of Dec. last
yet I cannot receive notice
through the medium of a
Government Department I shall
place my case before his Secretary
thereout himself; & feeling
satisfaction in that direction

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3. 2. 1. 1.

H-4419/1915 - EAT

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5 February 1915.

Sir,

I am directed by Mr. Secretary Harcourt to acknowledge the receipt of your letter of the 18th of January and to inform you that the report received from the Gov. of the EAT on the subject of your arrest is confidential and that you cannot be supplied with a copy of it. Mr. Harcourt has however satisfied

DRAFT.

J. Hill Esq.

MINUTE.

Mr. Harper, 2/2/15.

Mr. Custonley, 2/4/15

Mr. Read 1/2

Mr.

Sir G. Fiddes.

Sir H. Just.

Sir J. Anderson.

Lord Islington.

Mr. Harcourt.

Com GPO 85 3 Feb 15
Com GPO 85 3 Feb 15

20/1/15

himself that there were adequate grounds for the action of the local authorities.

I with reference to the second paragraph of your letter I am to explain that your case was brought to the notice of the Dept. by your brother in a letter dated the 30th of Sept. 1914. This letter was referred to the Gov. on the 6th of Oct. and the Gov's reply was received on the 1st of January

H.
37624/14

Ser. 47/1914
415.

No. 4419/1915 - E.A.P



SE

March 15 1915

5 February 1915

Sir,

DRAFT

E.A.P.

No. 85

for Sir W. Keblefield

MINUTE

Mr. Harper, 2/2/15

Mr. Bottomley 2/2/15

Mr. Reid 2

Mr. Rinkley 3

Sir G. Piddes 3/2

Sir H. Just 2/2

Sir J. Anderson

Lord Bunsell (London)

Mr. Harcourt

Mr. Hill (London) (initial)
Mr. Hill (London) (initial)

W. Hill

24/6/15

[Seri 97/14/15]

With reference to your despatch No 993 of the 24th of Nov. I have the honour to inform you that I transmit to you for your information the accompanying copy of a paper written by Mr. J. Hill on the subject of his work in the Dept.

I am to request that you will

Copy No 5 Feb 15 3/15

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SECRETARY OF STATE

inform me under what legal
authority Mr. Hall was
arrested and sent to
his country, & also that
you will furnish me with
a copy of his letter of
the 18th of Sept, ^{which was acknowledged} referred to
by the letter from the Acting
Chief Secy (S. 9295) of the
21st of Sept.

Wm. L. HARGREAVES.