

1935.

Kenya.

No. 38178.

SUBJECT

C0533/460

Legal Department Staff.

Previous

23174/34.

Subsequent

Promo 1194.

1936.

1. A. Governor Wade 364 \_\_\_\_\_ 25 July 35

C.I.  
Legal & Judicial

Seeks approval of the abolition of one post of Crown Counsel when a vacancy arises & the substitution of a post of Crown Solicitor carrying a similar scale of salary.

Mr Duncan

Woud be beyond enough to advise on this proposal.

C.I. Crossin  
20/8/35

(The scale of Crown Counsel in Kenya is £ 720-80-000-400-420)

Mr Crossin

The Attorney General's proposal that one member of his staff should be a solicitor seems to me to be a sound one, and I should be disposed to approve it in principle. The question as to the length of office experience necessary in the case of an appointment of this kind would have to be considered.

Mr. Crossin will be interested to see this, and before any action is taken with the matter I think you had better recirculate it to him, for his observations, on his return on Sept. 9.

31/8/35

A. Duncan.

minutes to Mr. Crossin - 20/8/35

Director  
21/9/35

22/9/35

Handwritten initials

W Bushel

Accumulated vice minutes - overleaf

D R 197

12/19/35

I have no objection - if as is usual  
the candidate is warned that promotion for  
a solicitor is restricted.

WBS

We have agreed to the proposal & hope they  
will be able to put up recommendations when the  
next meeting occurs

21.6.35

Z To Kings the (1.2.34) info

23 SEP 1935

By air mail  
6/8/36

~~W to Kings 6/8/36~~ - 6 AUG 1936

C. O.

20178 / 100 Kengo

23

Mr. Gamm 19.9.35

Mr. Franklin 18

Mr. Flood 18/9/35

Sir C. Parkinson.

Sir G. Tomlinson.

Sir C. Boddamley.

Sir J. Shuckburgh.

Permt. U.S. of S.

Parly. U.S. of S.

Secretary of State.

C.D.  
R 18SEP  
D 20

23 SEP 1935

**DRAFT.**

Kengo

No 760.

you

St

(1)

to be made in the  
 Department No 364 of the  
 25th of July and to  
 see no objection  
 upon you the  
 in principle to  
 the proposed  
 with a view to  
 in the case of Crown  
 Council on this should  
 be obtained and a  
 form of Crown Solicitor  
 being a number  
 scale of salary  
 substantiated.

you will see

done with

FURTHER ACTION.

for the feeling of the

for when a vacancy

occurs, but there may be difficulty  
in securing a suitable candidate in view  
of the limited openings which exist for the  
further promotion of solicitors in the public  
service

(Sgd.) MALCOLM MacDONALD

KENYA.

NO. 364



GOVERNMENT HOUSE,  
NAIROBI,  
KENYA

RECEIVED

15 AUG 1935

C. O. REGD

25 July, 1935.

Sir,

I have the honour to address you on the subject of the establishment of qualified officers in the Legal Department of this Colony.

2. The Attorney General, after careful consideration, has come to the conclusion that it would be in the interests of efficiency if one member of his staff were a Solicitor. His present staff consists of a Solicitor General and three Crown Counsel, who are all qualified barristers, but he contends that a considerable amount of work is carried out in his office which is essentially solicitor's work and he cites as examples Land Bank conveyancing, foreclosure suits, and the preparation of briefs. His suggestion is that, when a vacancy in the cadre of Crown Counsel arises, one post should be abolished and a post of Crown Solicitor carrying a similar scale of salary substituted therefor. The Crown Solicitor would perform all the solicitor's work in the office and, as solicitors and barristers have equal rights of audience before the Supreme Court in this Colony, would be available to appear in court when the office is shorthanded.

3. It would appear, from Sir Philip Cunliffe-Lister's Circular despatch of the 1st March, 1933, that candidates for professional employment in the

THE RIGHT HONOURABLE  
MALCOLM MACDONALD, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, LONDON S.W.

Colonial

5  
end

Colonial Legal Service should ordinarily have at least four years' practical experience in their profession before appointment. As it is understood that a solicitor's articles last five years, it would seem that any appointee would have at least nine years' office experience, which would no doubt prove exceedingly valuable.

4. There is no vacancy in the office at present, nor, as far as can be foreseen, is one likely to arise in the near future, but it is considered desirable to invite your approval of the principle involved now in order that, when a vacancy does arise, there may be no undue delay in substituting for one post of Crown Counsel that of Crown Solicitor and in filling the latter post.

I should be glad to learn, therefore, whether you would be prepared to approve the Attorney General's proposal in principle.

I have the honour to be,  
Sir,  
Your most obedient, humble servant,

*A. D. ...*

ACTING GOVERNOR.