

1928

Kenya

No. 15005

SUBJECT

CO 533/373

Transport of timber

Previous

X 102  
(K.O. 102)

Subsequent

(K.O. 102)

16/12/27  
15/12/27  
14/12/27

8 Ton ~~tonnage~~ to Kenya as a ton

3/12/27 of age 7 of Jan 26 for X/48/26  
to pay a sum of £1000/- as a reward  
to the author of the letter  
for his efforts in saving the  
lives of the crew in the  
ship the "Kenya" on 1st December  
of 1874/27.

also Captain Macmillan

4/12/27, London copy to Mr. S.

10/12/27  
11/12/27  
12/12/27  
13/12/27  
14/12/27  
15/12/27  
16/12/27  
17/12/27  
18/12/27  
19/12/27  
20/12/27  
21/12/27

Kenya. Dated 16/12/27 (London)  
to Captain 3/12/27 (London -  
LAW INSTITUTE and 4/12/27)

Kenya. Dated 17/12/27  
concerning delivery of tonnage  
paid by the author in Kenya & Uganda.

I have spoken to Mr. H. H.  
18/12/27

19/12/27

3/12/27

4/12/27

5/12/27

8/12/27 instead as a X/48/26

Despatched - after much

you we can now

give definite answer

acc. Particulars

11/2/29

I think so. The Schedule - Contd  
of the amount of the order.

11/3

1/2

As per

acc

11/2/29

about

to H. J. T. 20 (Bank)

11/2/29

HIGH COMMISSIONER  
FOR EAST AFRICA.

OFFICE OF THE HIGH COMMISSIONER FOR TRANSPORT,  
GOVERNMENT HOUSE,  
Nairobi,  
KENYA.

SIR

I have the honour to acknowledge the receipt of your despatch No. 113 of the 6th of November referring the terms of the draft Order which it is proposed to issue under Article 5 (ii) (iii) of the Kenya and Uganda Transport Order in Council, 1928 and 1929.

1. As far as the railway on Main Line 11 and 19 of the Standard were affected, we have considered that they appeared to be unnecessary in view of the provisions of Article 2 (1) (ii) and (iii) which make ownership by the respective Governments of Kenya and Uganda an essential pre-requisite of a declaration by an Order of the High Commissioner. The control, working and management of the Railway, etc., declared to be included in the "Services" is vested in the High Commissioner and it is agreed that the Governments of Kenya or Uganda

2. For taking omission in the last line but one of the first page of the draft Order, it is regretted.

3. I have the honour to be,

HIGH COMMISSIONER.

THE RIGHT HONOURABLE  
LIEUTENANT COLONEL L.C.M.S. AMERY, M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET,  
LONDON, S.W.1.

Mr. Roosevelt

Mr. Allen 1/11

Mr. Hammill

Sir H. Foxwell

Sir J. L. M. 1/11

Sir S. Wilson

Mr. Grimsby-Gore.

Lord Loel.

Mr. Avery

DRAFT.TRANSPORT

Kenya &amp; Uganda

HIGH COMMISSIONER

No

1/3

C	1
B	2-NOW
D	11

Downing Street,

6 November 1928

SIX

I have the honour to inform

you that

the draft

on the 24th instant, I informed you that, subject to the further consideration of the Government, it is proposed to issue the following order:

3. (1) (i) of the  
Transport Order.

proposed to issue under

3. (1) (i) of the

Transport Order.

Please inform

as soon

as possible

of the

intention to issue that

two of the first  
for which  
Order the words

to have dropped after the

word "High Commissioner" or transport

for the Colony and".

3. I shall always be glad to be

informed in due course of the reasons

which led to the emission from

in clauses 16 and 19 of the

~~Schedule~~ Schedule of the ~~subsequent~~ referring

i.e. Ownership.

I have,

etc.

AMERY

67

OFFICE OF THE HIGH COMMISSIONER FOR TRIPOLITIA.

GOVERNMENT HOUSE,  
NAIROBI,

KENYA.

FIFTEEN

18 OCT 1928

G.G.L. OFFICE

September 1928.

I have the honour to transmit for your approval the ~~proposed~~ Order which I propose to issue under section 3 (1) (ii) of the Law and Usual Amendment Order 1928.

It is proposed to make an Order in Council of 3rd December 1928 publishing the Law and Usual Amendment Order 1928, and to make new laws and regulations as opportunity may offer for the service in the Suez Canal.

I have the honour to be,

Sir,

Most obedient,  
Your most  
obedient servant,

High Commissioner

THE RIGHT HONOURABLE

LIEUTENANT COLONEL L.G.M.S. ARMY, M.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET, S.W.1.

8

THE KENYA AND UGANDA (TRANSPORT) ORDERS  
IN COUNCIL, 1925 and 1927.

WHEREAS the High Commissioner for the Colony and  
Protectorate of Kenya and the Protectorate of Uganda is  
established.

AND WHEREAS it is provided inter alia by Article  
3 (1) of the said Order in Council, 1925, that the  
Services mentioned in the said Order in Council shall  
include all such railways, ports, harbours, wharves and  
steamship services as are now or may hereafter be owned,  
controlled or managed by the Government of Kenya or the  
Government of Uganda and as may be declared by the Order  
the High Commissioner, with the approval of the  
Secretary of State, to be included in the Services;

NOW THEREFORE, I Edward William Musgrave Griggs,  
Knight Commander of the Most Distinguished Order  
of Saint Michael and Saint George, Knight Commander of  
the Royal Victorian Order, Companion of the Distinguished  
Service Order, upon whom His Majesty has conferred the  
decorations of the Military Cross, Lieutenant Colonel in  
His Majesty's Army (retired), Governor and Commander-in-  
Chief of the Colony and Protectorate of Kenya,  
Transport for the Colony and  
Protectorate of Uganda, with the approval of the Secretary  
of State and in pursuance of the powers given by

Article 6 (1) (ii) of the said Order in Council, to  
hereby order and declare the railways, ports, harbours,  
wharves, steamship services and other items mentioned  
in the schedule hereto which are owned, controlled or  
managed by the Governments of Kenya and Uganda  
respectively to be included in the said Services.

SUMS dated the 3rd day of February, 1926, and  
the 12th day of October, 1926, published in the  
Official Gazette of the 3rd of February, 1926, and the  
12th of October, 1926, respectively are hereby  
cancelled.

*Edward Gray*

HIGH COMMISSIONER FOR TRANSPORT

RECORDED

This

MAY 19

1928,

*S. Chaudhury*

10

SCHEDULE.

1. Uganda Railway from Mombasa to Kisumu Pier including branch lines on the Island of Mombassa.
2. Voi-Kahe Branch Railway from Voi to Kahe Junction.
3. Magadi Railway from Magadi Junction to Lake Magadi.
4. Nyeri Branch Railway from Nairobi to Narro Moru.
5. Nakuru Gishu Railway from Nakuru Junction to Turbo.
6. Solai Branch Railway from Rongai to Solai.
7. Kitale Branch Railway from Lesere to Kitale.
8. Railway Extension from Turbo to Mwaklamati.
9. Fazia Railway from Jinja Pier to Mamasgali.
10. Port Bell-Kampala Railway from Port Bell Pier to Bell.
11. Tanga-Soroti Branch Railway from Tanga to Soroti.
12. Kavirondo Branch Railway from Kisumu to Kavirondo.
13. Thomson's Falls Branch Railway from Langata to Langata Falls.
14. Jinja-Kampala Railway from Jinja to Kampala.
15. Steamship tug and lighter services on Lake Victoria and all the ports, harbours, docks, piers, jetties, navigation signs and marks which are now or may hereafter be used in connection with and as part of the said Services.
16. Steamship and lighter services on Lake Albert between Namboole, Labeet, Garbwe, and Doro, and all the ports, harbours, docks, jetties, navigation signs and marks which are now or may hereafter be used in connection with and as part of the said Services.
17. Steamship, boat and lighter services on Lakes Albert, Abaya, and Nyanza and on the River Nile between Lakes Albert, Abaya, and Nyanza and all ports, harbours, docks, jetties, navigation signs and marks which are now or may hereafter be used in connection with and as part of the said Services.

hereafter be used in connection with and  
as part of the said Services.

18. Motor vehicles, garages and other buildings, etc., as  
are now or may hereafter be used in connection  
with and as part of the said Services.

the Ports, Harbours, Docks, Piers, Wharves, navigation  
lights and marks on the Coast of the Protectorate  
of Kenya to ~~other~~ <sup>either with</sup> services connected  
therewith and the ~~latter~~ <sup>present</sup> and ~~subsequent~~ services  
which are ~~present~~ or may hereafter be carried  
out at the Port of Mombasa by contractors.

Mr. Bottomley,  
Mr. E. J. Audubon.



Gen. Lewin's Esq.

Davy Crockett

lost meadow 1000 - 1000

Received

the Bank of New Hampshire

Hannibal Bank in Concord

right and equal sharing

from both

the day before my departure

Specification of the framing of the  
order in Council until it had  
been published in E.A.

be published in large type  
in the 2<sup>nd</sup> of May 1876  
therefore a few weeks are  
conceded to allow time to  
further check further specification

In this country in May 1876

Yours truly  
J. C. Smith

2  
X/4005  
25 Kenya  
Mr. E. J. Harding  
Mr. C. Smith  
Sir J. G. Robertson  
Mr. W. H. Allen  
Mr. W. H. Allen & Son  
London

DRAFT

Ansall  
post

Want leg is wanted

of fine and of 200 ft long

and you are wished

to have plain copies of an

order to see the projects in

London, and also to get

the 1<sup>st</sup> of May 1876

Kenya and Uganda

(Kenya) over which

you will be asked to

have twelve additional plain

copies are also enclosed

for record in the office

of the West African

Mr.

Mr.

Mr.

Mr. Bottomley.

Mr. W. J. Hardinge.

J. Shackburgh.

Sir G. Grindie.

Sir C. Davis.

Sir S. Wilson.

Mr. Ormsby-Gore.

Lord Lovat.

Mr. Astley.

## DRAFT.

With regard to the 14  
amendment of Article

17, I would point

out that it will

still be possible to

~~convey~~ ~~cause~~ them as a

~~matter of fact~~ as per

~~the~~ ~~as~~ ~~and annual~~

estimates of the Railway

& Post Services ~~are~~ are

~~connected~~

~~connected~~ to both the

R. and General Bu-

reaus ~~for~~ ~~for~~

the Island will have it's army  
and will be fully informed of the  
position of the Allies (as much as shown) & the  
action of the Allies against the Allies.

Heavy

can hardly be

met in the case of

an early engagement

The French to enter

France to defend the

French fleet

in the

French fleet

in the

French fleet

alone, w

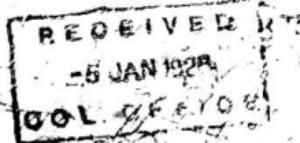
any

In case of non-acceptance of this subject please

THE CHIEF  
ADMIRALTY DEPT.

No. 2. S.

RIVY COL



Sir,

I am directed by the Admiralty to transmit to you the accompanying Order of the

Admiralty Council of the 20th ult. concerning the

"Kenya and Uganda Government

Order in Council, 1928,

and to request that you will lay the same before the

Secretary of State for the Colonies.

Yours faithfully, Secretary

H. F. G. [Signature]

The Under Secretary of State

for the Colonies

10

"AT THE , 20th AT BUCKINGHAM PALACE

The 20th day of November, 1897.

THE MOST EXCELLENT MAJESTY

Master of the Household — Secretary of State  
Secretary Sir W. Joynson-Hicks — Gilmour  
Hicks — Sir Arthur Balfour, M.P., and

Whence the Kenya and Uganda Transport Board by  
Circular 1925, made provision for the appointment of a  
Commissioner for Transport for the Colony and Protectorate  
of Kenya and the Protectorate of Uganda and for making  
thereof.

That you will be pleased to receive

the following Appendix:

NOW, THEREFORE, His Majesty, by virtue of the powers in this behalf by him lawfully reserved to him, doth hereby ordain and declare, that the Commissioner for Transport for the Colony and Protectorate of Kenya and the Protectorate of Uganda, and for making thereof, is appointed and shall be known by the name and title of

His Excellency Sir George Henry Balfour, M.P., and  
Admiralty and the Colonies and  
is, by virtue of his office, a member of the Council of the  
Protectorate of Kenya and the Protectorate of Uganda.

In the exercise of his functions as such, he shall be styled  
The Colonial Political Agent of the Colony and  
Protectorate of Kenya and the Protectorate of Uganda.

It is the intention of His Majesty to make such arrangements for the following said functions:

a. To be the head of all departments of the Government of the Colony and the Protectorate of Kenya and the Protectorate of Uganda.

b. To be the Head of the Native Affairs Advisory Committee, which shall consist of not more than two Native members representative of the Colony and the Protectorate of Kenya, and  
not more than two official members representative of the Protectorate of Uganda.

c. Not less than two additional members representative of the Colony and the Protectorate of Kenya, and  
not less than two additional members representative of the Protectorate of Uganda.

d. To be the representative of the Colony and the Protectorate of Kenya, and to be appointed by the Governor of Kenya, and  
to be the representative of the Colony and the Protectorate of Uganda, and to be appointed by the Governor of Uganda. The additional  
representatives shall be appointed by the Governor of Colony or Protectorate as the case may be.

e. To be a Native Advisory Board Committee, to be  
composed of all members of

f. The person holding the office of Commissioner of  
Transport for the Colony and Protectorate of Kenya and the  
Protectorate of Uganda.

- (b) Not more than two members who shall be appointed by the Governor of Kenya.
- (c) Not more than two members who shall be appointed by the Mombasa Chamber of Commerce.
- (d) Not more than one member who shall be appointed by the Association of East African Chambers of Commerce.
- (e) Not more than two members, of whom one shall be resident in Mombasa, who shall be appointed by the Governor of Uganda.

The persons appointed under paragraph (d) hereof shall be persons who, in the opinion of the Governor of Kenya, represent shipping interests. The persons appointed under paragraphs (c) and (d), hereof shall not be shall any of them be employed or be connected with any shipping company.

At least one member, may be present at all meetings of the Council or its sub-committee and take part in the discussion, but need not be entitled to vote.

Any person appointed by the High Commissioner to be the Agent Manager may be present at all meetings of the Board and take part in the discussion, but shall not be entitled to vote.

The name of all members appointed to the Council or the Board shall be forthwith read in the Official Gazette of Kenya and Uganda, and any number of a Gazette containing a notice of any such appointment shall be deemed sufficient notice thereof for all purposes.

(b) (1) Each official member of the Council shall hold office at the pleasure of the Governor by whom he is appointed, and each unofficial member shall hold office for a period of two years from his appointment subject to such conditions as may be fixed by the Governor in Council by whom he is appointed.

(2) Each member appointed to the Board shall hold office for three years from the date of appointment.

(3) The chairman of the Council shall be the senior official member representing the Colony and Protectorate of Uganda, provided that when meetings are held in Uganda the senior official member present representing the Protectorate of Uganda shall preside.

The chairman of the Council shall be the Commissioner of Customs.

If at any time if the chairman shall die, resign or become incapable of discharging his functions by reason of other causes from being unable to fulfil his place might be filled during his absence by another member of the Board, but the period of service of any member of the Board shall be preserved, and if after the death, resignation or incapacity of the chairman, the Board may appoint some other person to serve in his place until he shall return to service.

12. The High Commissioner may make, and when made may vary or revoke regulations prescribing as regards the Council or the Board—

- (a) The fees and expenses which may be paid or allowed to members.
- (b) The quorum necessary to constitute a meeting.
- (c) The intervals at which meetings shall be held, the manner in which the business shall be conducted, the method of voting, and the form in which the minutes shall be kept;

13.—(1) The High Commissioner may consult the Council or the Board upon any matter concerning the administration and working of the Services, and shall consult the Council or the Board or both the Council and the Board as he considers fit, on the following matters—

- (a) Alterations affecting rates, fares and charges of the Services.
- (b) All estimates of revenue and expenditure, including Local Budgets.
- (c) All Government Bills relating to the Services prior to submission to the Legislative Council of Kenya or Uganda, in the case of Uganda.
- (d) The application of any sum exceeding £1,500 in respect of any civil railway or harbour works or services other than a work or service covered by sanctioned works programme, or carried out under an authorized construction, betterment or renewals programme.
- (e) Alterations in the scales of salaries, wages or hours of employment, or other important conditions of employment.
- (f) Unjustifiable reduction of staff.
- (g) The abolition of any office in the Services carrying a salary of £1,000 per annum or over.
- (h) Substantial changes in the composition of the Services.
- (i) All questions of general policy in connection with the administration, control, working or management of the Services.

13.—(1) All Government Bills relating to the Services shall, prior to submission to the Legislative Council of Kenya or Uganda, as the case may be, be submitted to the High Commissioner by the Governor in introducing the Bill.

(2) The Council and the Board shall be entitled to receive a copy of the proposed Bill a month of starting the same as proposed Bill and it shall be the duty of the High Commissioner to forward such to the Board of Revenue Commissioners.

(3) The Council and the Board shall be entitled to the High Commissioner through the General Manager, the High Commission, work as soon as may be after the

receipt of any minute, and after considering any matter in connection therewith which may be represented to him by the General Manager, either act upon the minute or refer it back to the Council or the Board as the case may be for further consideration or reserve the matter for submission to the ~~High Commission~~.

17. There shall be formed a Railway and Harbour Fund, which shall be paid all revenues derived from the administration of the Services, and from which all disbursements shall be made.

Estimates of receipts and of expenditure on revenue and capital accounts, and from betterment and renewal funds or other funds established by contributions from revenue, shall be prepared by the General Manager before the commencement of the financial year in which the expenditure is to be incurred, and supplementary and additional estimates may be prepared from time to time as may be necessary. Such estimates shall be submitted to the Council and to the Board respectively for consideration, and shall thereafter be transmitted with the recommendations of the Council and of the Board to the High Commissioner for approval and transmission to the Secretary of State for sanction.

As soon as may be after approval by the High Commissioner and before sanction by the Secretary of State, such estimates shall be submitted to the Legislative Councils of Kenya and Uganda, which may by resolution approve or disapprove of the estimates or propose modifications. The resolutions of the Legislative Councils shall be submitted for the consideration of the Secretary of State. Sanction of the estimates by the Secretary of State shall be evidence and authority for expenditure thereon.

18. This Order may be cited as the Kenya and Uganda (Treaty port) Amendment Order in Council, 1925, and shall be laid before one with the Kenya and Uganda (Customs) Order in Council, 1925, in the said Orders may be cited also Kenya and Uganda (Customs) Orders in Council, 1925, and 1927.

M. P. A. Roscoe.