

25

1923

KENYA

39400

RE 8 AUG 23

FROM Registry of Friendly Societies

DATE

7 Aug, 1923

FOR CIRCULATION:-

SUBJECT

Mr.  
Mr.  
Mr.  
Asst. U.S. of S.

Winding up of B. & S. & Co. Ltd.  
S. & Co. Ltd. Office in B.

Genl. U.S. of S.  
Part U.S. of S.  
Secretary of State.

ask whether a resolution  
Supreme Court can  
wind up a company  
incorporated in B. & S.  
of fact and with no  
office in B. & S.

Previous Paper

MINUTES

*Mr. Botsomley*  
*In your own name.*  
*W.C.S.*  
*8/8/23*

33676

*Ans. - 15 Aug. 1923.*  
*Can com. B.S. 1164 come 16 Aug 23.*  
*Am. Ind. - 4 JAN 1924 B.S. 1164 5/10/23*

Mr. Botsomley,

They cannot of course in Kenya wind up a Company incorporated here, but they can wind up its business in Kenya. This, I presume, is all that they are going and the authority for it is to be found in Part 6 of the Companies Ordinance, a foreign corporation coming within the expression "unregistered company". There are similar provisions to this in our Companies Consolidation Act, 1908, sections 267 et seq. and I believe that under these sections we purport to wind up the business in this country of a foreign corporation.

Subsequent Paper

43335  
100 D  
#1127

MINUTES.

MINUTES NOT TO BE WRITTEN  
ON THIS SIDE.

corporation. I think we had better  
say that we do not anticipate  
that anything done in Kenya would have  
the effect of winding up this  
company in the sense of putting  
an end to it, but that what they  
are doing, we imagine, is to wind up  
the business pursuant to Part 9 of the  
local Companies Ordinance which  
corresponds to sections 267 et seq.  
of the United Kingdom Companies  
Consolidation Act, 1908, but that  
we are referring to the Governor,  
and do so, sending the correspondence.

113  
10/8  
W.S.  
108.23  
W.S.

MINUTES.

MINUTES NOT TO BE WRITTEN  
ON THIS SIDE.

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4.13.

10/5

WCS

(0.8.2)

at

All communications to be addressed to the Registrar.

REGISTRY OF FRIENDLY SOCIETIES,  
CENTRAL OFFICE,



30

11, NORTH AUDLEY STREET,

39400  
RE 8 AUG 23

W. I.

7 AUG 1923

Telegram—  
Twickenham Audley London.  
Phone—  
Mayfair 7000

Sir,

British East Africa Disabled Officers  
Colony Ltd. Reg. No. 7305 R, Lond.

Messrs. Tribe, Clarke, Painter, Darton & Co., Chartered Accountants of Balfour House, 119-125, Finsbury Pavement, E. C. 2 have forwarded to us Notice of the compulsory winding up of the above Society by the Supreme Court of the Colony of Kenya. The Society is incorporated under the Industrial and Provident Societies Acts 1893 to 1913 and was registered on 22nd September 1920. The registered office is situate at Balfour House, Finsbury Pavement, E. C. The Notice referred to purports to be by virtue of the provisions of the Companies Ordinance 1921, your copy of which is returned with thanks.

Section 58 of the Industrial and Provident Societies Act, 1893 provides that a registered Society shall wind up in the manner directed by the Companies Acts, and we shall be glad if you will be so good as to inform us whether there is any authority whereby the Supreme Court of a British Colony can wind up a Society incorporated by Act of Parliament and with a registered office in England.

I am, Sir,

Your obedient Servant,

Under Secretary of State,  
Colonial Office,  
Downing Street,  
S. W. 1.

*John Fox*

Assistant Registrar.

## REGISTRY OF FRIENDLY SOCIETIES.

CENTRAL OFFICE

Communications to be  
addressed to the Registrar.

General Enquiries to  
the Registrar  
at 7, Whitehall



30  
10, WHITEHALL, LONDON, W. 1

39400

RE

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8 AUG 23

7 AUG 23

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British East Africa Disabled Officers  
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Your obedient Servant,

Under Secretary of State,  
Colonial Office,  
Downing Street,  
S. W. 1.

*John Fox*  
Assistant Registrar.

## REGISTRY OF FRIENDLY SOCIETIES,

CENTRAL OFFICE



11, SOUTH GILES STREET

32400

REF

RE 8 AUG 23

17 AUG 1923

Sir,

British East Africa Disabled Officers  
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I am, Sir,

Your obedient Servant,

Under Secretary of State,  
 Colonial Office,  
 Downing Street,  
 S. W. 1.

Assistant Registrar.

NO. 39400/23 Kenya

C. D.  
R 14 AUG.  
D 14

DRAFT.

15 August 1923.

Registrar of  
Friendly Societies

Sir,

I am to act the recd

MINUTE.

of your letter of the 7<sup>th</sup> of  
August, regarding the British  
Africa Disabled Officers  
Colony, Limited, & to inform  
you that he does not anticipate  
that any action which has  
been taken in Kenya with

Mr. Brett

Aug 13

~~Mr. Hutchinson~~

Mr. Buschell

Mr. Davis

Sir G. Grindle.

Sir H. Ross.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire

14/8

No. 39400/23 Kenya

H

C. D.  
R 14 AUG  
D 14

DRAFT.

15 August 1923

Registrar of  
Friendly Societies

XX

Sir,  
13/8/23  
13/8/23  
13/8/23

I am to act the recd

MINUTE

Mr. Brett Aug 13/23

Mr. [unclear]

Mr. [unclear]

Mr. Davis

Sir G. Grindle

Sir H. Read

Sir J. Masterton Smith

Mr. Ormsby-Gore

Duke of Devonshire

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2/11/23



report to this concern would  
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up the company in the sense  
of putting an end to it. His  
Grace assumes that what is  
being done is to wind up the  
business <sup>of the company in the Colony</sup> pursuant to Part 9  
of the Local Companies Ord<sup>ce</sup>,  
which corresponds to Sections  
267 et seq. of the United  
Kingdom Companies  
Consolidation Act,  
1908.

1908.

2. The obj. of  
Kenya will however  
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on the matter

DRAFT.

MINUTE.

Mr.

Mr.

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Jr

(Signed) H. J. READ

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1908.

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 on the matter.

Jr

(Signed) H J READ

DRAFT.MINUTE.

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Mr.

Mr.

Mr. Davis.

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Ms. 39400/23 Kenya

421

H

Annual  
62540

83

DRAFT.

6 - 14 June 1923

7A  
V0 1164

oaf.  
MINUTE.

With ref. to my ltr. of  
the 31<sup>st</sup> of July, I have re  
to transmit to you, for

Mr. Bruce Aug 13  
Mr. Parkin  
Mr.  
Mr. Davis.

Your cousin, a copy of  
corr<sup>s</sup> with the Registrar  
of Friendly Societies,  
regarding the winding

Sir G. Grindle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Ormsby-Gore.

Duke of Devonshire.

Registrar of Friendly Societies  
15 Aug

To 23  
(Companion draft)  
39400

up of the British Empire  
Disabled Officers' Colony

~~1~~  
(2) I shall be glad  
to receive a reply  
to this note as  
soon as possible

(Signed) DEVONSHIRE