

EAST AFR. PROT
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REC'D 22 NOV 13

Selfield Cont
24

1913

Magisterial Staff.

25 Oct.

Last previous Paper.

for Gobos/2

Requests permission to provide in 1914-15 Sal. for
(1) new Magistrate £400-20-000-110 duty. (2) new
Deputy Registrar High Court £300-20-100. (3) present
Deputy Registrar to be placed on scale £300-20-100.
(4) Registrar to be placed on scale £400-25-000-110 duty.
Total cost £765.

~~Mr. J. Atkinson~~ Sir G. Fiddes

Cont Cont 1913-14

The final decision must
wait until we can consider
the different estimates for 1914-15.
At present I should be
disposed to agree to the
app't. of a 7th Magistrate
@ £200-£20-£500+£20,
which is the recognised scale
for these officers.

As regards ~~the Registrar~~ the Registrar or a second
Deputy Registrar - we have

Next subsequent Paper

9334

have done -

① Registrar of High Court - £200

Allowⁿ. as Reg. of C^t. of Appeal - £60

② Dep. Reg. of High Court - £250. to £300.

The holders of these posts are -

① W. W. S. Wright - who was

app^d. as A. S. C^t. in Uganda

in May 1907 & transferred

to his present post in Aug 1909.

② W. J. F. A. Fawcett - who

was appointed in Aug 1910.

Present salary £295.

For W. Wright we might allow

£200 - £20 - £500 + £200,

abolishing the special allowⁿ.

of £60 & giving him

£420 from 1 April 1914.

He will not lose in total

emoluments & £20 more

will be pensionable. But

the fact that Lab. is now

self-supporting should not

make the Gov. any too anxious
to increase salaries certainly
generally in his proposed
scale £400. £420. £450 + £480
is in my opinion open to
objⁿ: ① because it is
exceptional.

② because it is
not one of our recognised scales.

③ because Mr. Wright,
had he remained in the Uganda
admⁿ, we have been on
the £200. £250. £300 + £350
scale since 1892 by now.

For the Deputy Registrar, two
give the recognised scale
£200. £250. £300: again,
we should not be in a hurry
to introduce new & improved
rates of pay in East

As to a second Deputy Registrar,
I think we must accept
the Governor's recommendation
but I advise with alarm

The hint that a fourth Ple
Judge may be required.

This, however, can stand
over provision if or when
such a recommendation
is actually put forward.

? subject to money
being available provide

- * in ~~the~~ Est. 1911-15 for
7 Magistrates - £200. £15. £300 + £40.
- * Registrar - £620 + £20 in £200. 20. 500 + £20
- * 2 Deputy Registrars - £250. £15. £200

ALCS

27/11/13

I agree on all points. Considering that
Mr. Farwell has got a salary of 30
months standing for the £250-£350 scale
as acting Registrar, I do not think there
should be any difficulty in getting a
suitable man for £250-£400

28/11/13

ALCS 28/11/13

* J L
28/11/13

at home
27/11/13

Provision made in 1911-15 Est.
as above ALCS 19/12/13

GOVERNMENT HOUSE,
Mombasa,
BRITISH EAST AFRICA.

EAST AFRICA PROTECTORATE.

25th October 1913.

CONFIDENTIAL (139)

Sir,

I have the honour to inform you that I find it necessary to address you on the subject of an increase to the Magisterial Staff of the Protectorate.

2. There are at present, as you are aware, five stations to which Magistrates have been appointed, viz: Nairobi, Mombasa, Nakuru, Lamu and Eldoret. Six Magistrates have been appointed to fill these posts but the number is not sufficient to provide for the ordinary routine relief of officers on leave, much less for the emergencies of the service.

3. Between now and August of next year three Magistrates are due for leave, but I fear that they will all have to overstay their time as their relief cannot be arranged for with the present staff.

4. With the increasing population the amount of Court work has increased to a very great extent and it is essential in my opinion that each of the stations mentioned above should always have a Magistrate in residence. Of late it has not been possible to post one to Lamu as no one has been available.

5. I recommend, therefore, that one new Magistrate be appointed on a salary of £400 by £20 to £500 plus

£40

THE RIGHT HONOURABLE

LEWIS HARCOURT, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S.W.

(2)

£40 duty and that I be authorized to provide for this in the Estimates of 1914-15.

6. I desire also to invite your attention to the necessity for appointing another Deputy Registrar of the High Court. The work in the Town Magistrate's office, Nairobi, has of late become so much heavier that I feel he should be given assistance. Much of his time is taken up with purely office work and I propose that a Deputy Registrar should be appointed to relieve him of this and allow him to attend to the more important duties of the bench.

If it is decided to appoint a Judge of the High Court to Nairobi and I think that this will have to be done eventually, the Deputy Registrar would take control of the work connected with the High Court as well. Meanwhile he will be kept fully employed in the Town Magistrate's office and will also be available to relieve the Registrar or Deputy Registrar at Mombasa when their leave falls due.

7. I propose, therefore, that the appointment be made under the ensuing year's estimates on the scale of salary £300 by £20 to £400. The present scale of salary of the Deputy Registrar is £250 by £15 to £350 which I think is inadequate for a professionally qualified man and I trust that you will ^{approve} of this increase and allow me to insert provision in the Estimates for the salaries of both Deputy Registrars on the scale above mentioned.

8. Finally I think that the scale of salary for the Registrar of the High Court needs revision. This officer combines with his judicial work that of Registrar of Companies, Trade Marks, Inventions and Designs

Designs and Newspapers, all of which entail a considerable and increasing amount of work.

The post is one which is not easily open to advancement but it is of great importance to the Department that it should be as little subject to change as possible. The present holder of the post receives a fixed salary of £400 plus £60 as Registrar of the Court of Appeal and in order to better his prospects I propose that the scale should be £400 by £25 to £600 with a duty allowance of £40. The present duty allowance of £60 would lapse if the new scale is approved.

9. The foregoing proposals would entail an increased expenditure of £765 for 1914-15, made-up as follows:-

1 Magistrate ...	£440
1 Deputy Registrar of High Court ...	300
Increase to salary of present Deputy Registrar of High Court	20
Increase to actual emoluments of Registrar of High Court	5
	<hr/>
	£765

10. I have recommended the above additions to Staff and increases of salary after full consideration of the circumstances and conditions of the Judicial service and I trust that you will see your way to approve them as they stand.

I have the honour, to be,

Sir,

Your humble, obedient servant,

H. Conway

GOVERNOR.