

1911

EAST AFR. PROT.

C O  
34775

REC'D  
FRI 28 OCT 11

34775

NUMBER 539

STANDARD

Date.

7th Sept

at previous Paper.

FINE OF THE SAMURU CLAN  
UNDER COLLECTIVE PUNISHMENTS ORDINANCE

Reports circumstances in connection with the escape  
of prisoner Okomba s/o Mawza. The clan has been fined 15  
head of cattle. Trust's action will be approved.

*W. J. J. J.*

This appears to be a clear case under  
Sec 2 (a) of the Collective Punishment Ordinance

1909

*I approve.*

*H. B.*

*Nov.*

*Alonso [Signature] 1/11*

34775  
REC'D  
GOVERNMENT HOUSE,  
NAIROBI.

236

EAST AFRICA PROTECTORATE.

BRITISH EAST AFRICA

No. 539

September 27th, 1911.

Sir,

I have the honour to report the following matter.

2. On the 28th of November 1910 one Okombe s/o Msungu, a Kisii of the Samaru clan, was sentenced by the District Commissioner, South Kavirondo, to imprisonment for one year. He escaped on the 5th of December and orders were sent to the Headman of his location to make every endeavour to arrest the fugitive and to warn all his people that they were on no account to harbour him. Some weeks after his escape it was reported to the District Commissioner that he was in hiding near his village, but as repeated orders to the headman bore no result, it became necessary to send

THE RIGHT HONOURABLE  
LEWIS HARCOURT, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,  
PARLIAMENT STREET,  
LONDON, E.C.

send out police, with the result that he was arrested in a cattle village in his

3. It is now admitted by his head that he had been living openly in his loc for three months before his recapture, and this fact was well known to the whole of therefore appears evident that the Sagar as a whole conspired together to conceal whereabouts, and I have accordingly deemed necessary to put in force the Collectivment Ordinance 1902 and to inflict a fine this clan of 15 head of cattle.

4. I trust that you will approve of action in the matter.

I have the honour to be,

Sir,

Your humble, obedient servant

GOVERNOR.

sand out police, with the result that Okote was arrested in a cattle village in his location.

3. It is now admitted by his headman that Okote had been living openly in his location for three months before his recapture, and that this fact was well known to the whole clan. It therefore appears evident that the Smaur clan as a whole conspired together to conceal his whereabouts, and I have accordingly deemed it necessary to put in force the Collective Punishment Ordinance 1002 and to inflict a fine upon this clan of 15 head of cattle.

4. I trust that you will approve of my action in the matter.

I have the honour to be,

SIR,

Your humble, obedient servant,

  
GOVERNOR.

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3 Nov 1911

Sir,

I have to ack the receipt  
 of your des<sup>n</sup> No 539 of the 27<sup>th</sup>  
 of September, to inform you  
 that I approve your action  
 in inflicting a fine upon the  
 same. We can see from the  
 facts stated to cancel these  
 the contents of the Okanda,  
 an escaped prisoner.

Yours  
 Have

DRAFT

Gar  
 No 638  
 Gar. to Ecclestone

MINUTE

- Mr. Penning  $\frac{0}{4}$
- Mr. Butler  $\frac{2}{4}$
- Mr. Fiddes
- Sir H. Just.
- Sir J. Anderson
- Lord Lucas
- Mr. Harcourt