

EAST NEW FROT
No. 17034

17034
RE-C
RE 14 15

1907

Subject

Customs Duties

Refers to Bureau Circular regarding...
agrees to the articles... and except
that it will be made... special
concessions are made...
that they... are allowed...

Address

Mr. Read

As our legal advisors both here
you & [unclear] advise that the
Co. is entitled to these refunds we
have no objection but to grant it
I instruct the Gov. accordingly
As to the question whether all such
special exemptions are contrary to
the Bulet Act, I thought Mr.
[unclear] concurred that the exemption
might be defended, and apparently
by the F.O. well upon the
assumption originated was of
the same opinion. However...

to me rather convenient to have such
a ground as the Berlin Act for referring
such exceptions to commissioners
in future, & accordingly I sh^d.
not pursue the matter further
by stating a case for the
opinion of the Law Officers, but
simply decide to give no such
exceptions in future & so in
form Gov. W. H. R.

It is not clear that this is a copy or
a draft of the original & I should
simply say that the original intended
to give an account of the article
transcribed bodily & that he must have
it - & leave him to take the rest

H. R.
23/5

Gov. I received no tidings
of the last part
of our letter to the
Comrs was not covered by the
original, & I am forced to
draw it out of my pocket - had been

Called to it
M. H. R. 31
at end

In the reply to this letter the following
Number should be quoted.

17039

Rec^d
Rec^d 14 MAY 07

213

TREASURY CHAMBERS,

13 May 1907.

Sir,

I have laid before the Lords Commissioners of His Majesty's Treasury Mr. Antrobus's letter of the 30th ultimo (13504/1907) on the subject of the claim of the Nairobi Electric Lighting and Power Company to a refund of Customs duties on goods purchased by them locally for the construction of their works &c.

In reply I am to state that, as the Earl of Elgin is advised that under clause 27 of the Concession the Company are entitled to this refund, My Lords agree that the local Government must be instructed to make it.

As regards however the last paragraph of the letter under reply in which the Secretary of State proposes that, if in any future case such an exemption from Customs duties is allowed, it shall be strictly confined to goods actually imported by the concessionaires, I am to refer to the letter from this Department of the 3rd November last (No. 18096/06); and I am to state that, as such special exemptions are breaches of the Berlin Act, they should, in Their Lordships' opinion, not be allowed in future at all.

I am,

Sir,

Your obedient Servant,

Under Secretary of State,
Colonial Office.

J. Murray

near EAP
17059

July 1907

Indy

Sir

DRAFT.

EAP no. 328

for
Lt. Col. Hayes Siddle

MINUTE.

Mr. Bostonly 1/6

Mr. Read 7001/6

Mr. Just

Mr. Latrous

Mr. Cox

Mr. Lucas

Sir F. Hopgood

Mr. Churchill

The Earl of Elgin

for ~~London~~

I have the honor to
ack. the rec. of your letter
Jackson's despatch no. 40
of the 22nd of March
~~the subject of the~~
and to inform you that
it was not intended that
the Manitoba Electric
Lighting and Power Co.
should receive a refund
of the ^{import} duty on goods
purchased by them locally
for the construction of
their works, and that
therefore, no payment
on this account
should be made to
them

17037

216

June 7 1907

Sir,

DRAFT.

No. 328

St. Col. Hayes Sells

MINUTE.

Mr. Dutton 1/6

Mr. Read 70/1/6

Mr. Just.

Mr. Andrews

Mr. Oak

Mr. Lucas

Mr. H. Hymwood

Mr. Churchill

The Ed. of the

for cotton

I have the honor to
 ack: the receipt of your letter
 of the 25th of March, on
 the subject of the
 and to inform you that
 it was not anticipated
 the receipt of the
 by the Light and Power Co.
 should receive a refund
 of the duty on goods
 purchased by them locally
 for the construction of
 their works and plant.
 Therefore, no payment
 on this account
 should be made to
 them.

~~2. As regards future~~
~~concerns of the~~
~~nature of any of the~~

2. As regards future
concerns of the
nature of any of the

that is should
be taken for
import duty free basis

of the general list of
the conference of
which they should
not be exempt at

all, either in respect
of goods purchased
locally or of goods

imported by the
concessionaires

may be exempted to

and we should
then to give
objection on
- fiscal grounds