

EAST AFR. PROT.

23087

No. 23087

JUN 08

Radler Tel. no.

1908

26 June

Last previous Telegram

Murder of M. London

Refers to his despatch of 27<sup>th</sup> June. Reported  
appal to Perry Cess being prepared, a conscientious  
execution stopped. Original file is at ...  
of documents will be sent by next mail. ...  
approved. He also appears to have ...  
has by Aggravated Assault. (Minutes)

W. H. ...

24/6

Mr. Cox

I want you to the Council Office ...  
the matter. The applicant ...  
not been lodged ...  
date ...  
attend in the ...  
to be granted ...  
and ...  
with a ...  
applicant ...  
we must ...  
as to whether ...  
to appear ...

Mr. ...

50 ...

27/6

26 June 08  
at ...

Copy of ...

...

23268

23037

28 JUN 08 87

TELEGRAM. The Governor of the East Africa Protectorate to the Secretary of State for the Colonies.

(Received Colonial Office 1.7 P.M. 26th June, 1908.)

No. 126.

26th June. Your Lordship's telegram of 25th June my despatch No. 275 5th June. I reported appeal to Privy Council was being preferred and that in the meantime I had stayed execution of sentence. Original file is at Zanzibar and will be required for Privy Council if appeal admitted. Copies of relevant documents and Judge's notes are being made from certified copies and will be sent by next mail. Combs should be consulted. It would be desirable that he should appear for us. Acting Government Advocate has already sent him his full file.

SAILKR.

# THE EASTERN TELEGRAPH CO. LTD.

LONDON STATIONS  
OFFICE STATION 11, OLD BROAD STREET, E.C. 4

23087



RECEIVED  
STATION W  
26 JUN 1898

BRANCH STATIONS  
S. AFRICA BRUNSWICK  
S. AFRICA PORT ELIZABETH  
PORT ELIZABETH  
THE EASTERN TELEGRAPH CO. LTD.  
11, OLD BROAD STREET, E.C. 4

41, PARLIAMENT ST., S.W.

TELEGRAM

To  
From  
Priority  
No. of Words

To  
Date

*Handwritten:* To do

*Handwritten:* 26 June  
of tonight my despatch to  
the most affect to Army Council  
I had a copy of the original  
will be sent for Army Council  
admitted forwarding

REPLIES SP. OR. REG. Eastern



# THE EASTERN TELEGRAPH CO., LTD.

LEARNED STATIONS  
 CHIEF STATION 21, OLD BROAD STREET, E.C.  
 2, LEADENHALL STREET, E.C.  
 3, GREAT TOWER STREET, E.C.  
 37, HOLBORN VIADUCT, E.C.  
 ADELPHI STRAND, W.C.  
 BRANCH STATION TESTHILL OFFICE  
 1, THE EAST GATE, SOUTHAMPTON

NO. 174 26 P

TELEGRAMS RECEIVED AT  
 FROM  
 TO  
 DAY  
 HOUR

*My judgment is that the following  
 should be forwarded to the  
 Ministry of Education for their  
 consideration. It would be  
 desirable that the Government  
 should appoint a committee to  
 investigate the various  
 proposals. It is suggested that  
 the Ministry should be kept  
 advised as to any further  
 developments. The enclosed  
 copy is for the Ministry.*

REPLIES SHOULD BE ORDERED *via Eastern*

Despatch orders should be **OFFICIALLY** completed by *Eastern*

Gov  
23087

89

1 July 1908

DRAFT

Secretary  
Treasurer

MINUTE

Mr. Lobb 30/11  
Mr. Riley 30  
Mr. ~~...~~  
Mr. Andrews 30  
Mr. ~~...~~

Mr. L. Lucas  
Mr. E. Hammond  
Mr. Smith  
The Executive Council

Sir  
I have directed by  
the E.C. to  
transmit to you, for  
the info of the  
Govt of the Treasury,  
the account (copy)  
of correspondence  
relative to the  
murder of death  
of the E.A.P.  
on 5/1/1908  
for the murder of a  
European Engineer.  
2. W. refers to the  
letter of the 25<sup>th</sup> of

B. Whitt. a. Holt. 25 June 08  
(22913)  
B. Whitt. 25 June 08  
(22913)  
E.A.P. Tel. 26 June 08  
(23087)

of June from Messrs  
McMillan & Co. (22913)

it is understood that  
an application for  
special leave to  
appeal against the  
conviction and  
sentence of the  
instance is granted  
with the proviso that  
the applicant shall  
appear on the 2<sup>nd</sup> of July  
and that leave  
will accordingly be  
granted if Their Lordships  
are satisfied  
to take the  
necessary steps  
for the case to be  
represented  
at the proceedings  
which shall  
ensue.

I can find no authority for  
the proposition that  
when you call a person to  
the witness stand you are bound to  
ask him to answer the questions  
put to him. I said in the  
case of *McMillan & Co. v. The  
Director of Public Health* that  
it is not necessary to ask  
a witness to answer questions  
put to him if he objects to  
do so. It is sufficient to  
ask him to answer the questions  
put to him if he objects to  
do so. It is sufficient to  
ask him to answer the questions  
put to him if he objects to  
do so.

at the  
hearing of the application for  
leave, as well as at the  
hearing of the case itself.

the application to  
grant

has been the case with  
the applicant in this  
case. It has been held  
that the applicant is  
bound to appear on the  
2<sup>nd</sup> of July.

judgments delivered in the Court  
of Appeal for Southern Africa  
accompanying this letter, and a  
copy of the judgment of the  
Court of Appeal for Southern Africa  
is forwarded to you.

Signed H. L. LANTIER