

EAST AFR. PROT.  
29568

29568

SEP 00

344

Serial No  
460

1909

Aug

POLICE ORDINANCE 1909.

For consideration with explanatory memo:  
by the Crown Advocate. In view of careful consideration  
given to Ordinance trusts assent will be accorded. Remarks  
as to flogging and Mr. Hollis's protest.

Previous Paper  
4/15/1909

SR Mr Butler [handed to me on  
the 6th of Oct]

We are still waiting for Mr. P. J. ...  
marks on Capt Edwards' ...  
about on the Police. But I do not  
think that the decision ...  
this ordinance need wait for the  
consent of that report. The present  
ordinance is concerned mainly with  
administration & discipline, while the  
report chiefly deals with questions of  
training, personal etc.

Serial 460

Subsequent Paper

15342

P.S.

The Comm. advocate appends to his  
memo. a table showing in detail  
the allegations from the Uganda adu  
& explaining the reasons for such allegations.  
The Comm. ~~should~~ he has I think made  
out a good case for the allegations  
made, but we as his hon. mem.  
should consider

Section 35 In the Uganda adu when  
a constable has served 30 months  
service he cannot be dismissed on the  
ground that he is not likely to become  
an efficient officer. In the present adu  
it is proposed to delete the words  
"within six months of attestation"  
and to give the Comm. power to  
dismiss at any time if he is not  
satisfied with the Constable's efficiency.  
It is argued that it may not be  
possible to test the capabilities of a police officer

within six months, and that it  
is very unadvisable to have to detain  
a man, just because his inefficiency  
was not discovered within the first  
six months. I think that the  
allegation may stand.

Section 51. Slapping. In the proposed  
Order a sentence of corporal punishment  
is to be imposed by the Council of Ashmole  
Hall in the Ed. Order it is proposed  
to transfer this power to magistrates.  
After the exception of Mr. Walker & Mr. Wilson,  
who object for reasons fully explained  
in the table of Remarks, the Council  
were unanimous in recommending  
this alteration, and I do not think  
that he should be justified in opposing  
this recommendation. The Council  
Advocate desires I think a proper

Mr. Mason I hope them to agree to the  
provisions proposed in this letter 346

Without such provisions it is unlikely  
to expect an efficient police force

WRS 29/4

~~Mr. Risley:~~

Mr. Read.

I am sorry to have kept this paper so long, but  
it seemed to require a good deal of looking at.

Section 2. We ought to be told why it has been  
thought necessary to substitute "The Commissioner" for  
"The Inspector General" throughout the Ordinance.  
This change appears to alter the whole balance of power  
as compared with the Uganda Ordinance and we must know  
the reasons for it. If the reasons are good in the  
case of East Africa it may be necessary to apply the  
change in Uganda also.

Section 35. I agree that it is desirable to reserve  
the power to dismiss Constable at any time if the  
Commissioner considers that he is unlikely to become  
efficient, without limiting this power to the first six  
months of service. A similar provision coupled with  
that limit was originally included in the W.A.F.F. laws,  
but we were eventually compelled by strong representa-  
tions from the Commanding Officers to abolish the  
limit. They found it impossible to say once and for  
all after only six months trial whether a native soldier  
would or would not eventually be thoroughly efficient.

objection is based on the curious and unconvincing grounds that this power of inflicting what he considers to be a proper and necessary form of punishment, has not been conferred upon Assistant District Commissioners. He is apparently ~~placed~~ <sup>held</sup> the inferior position in which the latter officers are thus placed. We cannot attach much importance to the grounds of Mr Hollis's objection, but I think the whole question of flogging Police needs consideration. We raised very strong objection to it in our despatches to the Governor of the East Africa Protectorate No.393 of the 16th of July 1907, and No.89 of the 25th of February 1908. The matter was allowed to slide for the time being, but the Governor was asked to furnish a further report on the subject at the end of six months. This report was due over a year ago, but has not yet appeared. It also appears to me that section 51 of the Ordinance as it at present stands is inconsistent with one of the grounds on which the practice of flogging Police was defended by the Governor. It is evident that the present Section contemplates the infliction of flogging by an Inspector, who is a very subordinate European officer, on a salary of £150 rising by various increments to £250. We cannot expect any great amount of discretion in so delicate a matter from an officer of so low a rank. In paragraph 6 of his despatch of the 17th of September 1907, the Governor solemnly informed us that corporal punishment was only administered by order of the Inspector General of Police or the Deputy Inspector General of Police (The latter post has since been abolished) and that the power was not allowed either

579  
 7949/07  
 50  
 23/07/07

ap.

have now been through the order & correct generally  
in Mrs Butler's mind.

most of the substantial departures from the original  
order (i.e. the omission of legends §§ 74-77) are due  
to local considerations which call for no special  
criticism.

July 24/11/10

Mrs Butler (away)

Sir F. Hopwood.

In the first place write to  
the firm as proposed by Mrs Butler?

H. V. R.

25/11

Yes, Mrs.

Yours

26/11

Admission

C. O.  
29568

4 SEP 33

Governor's Office,

Nairobi,

349

EAST AFRICA PROTECTORATE.

August 11th 1909.

No. 460

(Incl. 2)

My Lord,

I have the honour to transmit herewith for Your Lordship's consideration copies of the Police Ordinance 1909 together with a Memorandum by the Crown Advocate.

2. Your Lordship will observe that the Ordinance was carefully considered by Special Committee as well as by the whole of the Legislative Council and I trust that Your Lordship's assent may be accorded thereto.

3. With regard to Section 51 the question of punishment by flogging was very carefully considered and Your Lordship will perceive that with the exception of Messrs. Hollis and J. H. Wilson the Council were unanimous in agreeing to the adoption of this Section.

4.

H.M. PRINCIPAL SECRETARY OF STATE

FOR THE COLONIES,

DOWNING STREET,

LONDON, S.W.

Ordinance

Crown Advocate  
Jul. 14th

4. I do not agree with Mr. Hollis' arguments which are given in the Column headed "Remarks" in the Crown Advocate's memorandum but in accordance with his request I have the honour to make Your Lordship acquainted with the protest entered by him.

I have the honour to be,  
With the highest respect,

My Lord,

Your Lordship's most obedient

humble servant,

J. J. Falkner



INCLOSURE *102*

In Despatch No. *100* of 11.8. 1909

C. O.  
29563

4 SEP 1909

MEMORANDUM.

351

--:102-10:--

THE POLICE ORDINANCE 1909.

1. The measures adopted and advocated by the Inspector General for the re-organisation of the Police force necessitate considerable alterations in the Police Ordinance of 1906.
2. The new Ordinance is based upon the "Uganda Police Ordinance 1908" which was drafted under the directions of Captain Edwards, who, for reasons which were fully appreciated by both Official and Non-official members of the Legislative Council, was anxious that that the latter Ordinance should be adopted for this Protectorate with only such alteration as the difference in the constitution of the two forces necessitated and he recommended. It was therefore only after very careful consideration by both a Special Committee and the whole Council that the very considerable number of alterations shown and explained in the attached table were made in the Bill as introduced at his request.
3. The Ordinance should be submitted to the Secretary of State for his sanction before being assented to.

*B. P. ...*

CROWN ADVOCATE.

114-4-09

THE EAST AFRICA POLICE ORDINANCE 1909.

---:sO&amp;O-O&amp;O:---

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 1. of citation.		
Section 2. Interpretation as.	Section 2.	<p>The "Commissioner" is substituted for the "Inspector General" throughout the Ordinances.</p> <p>The term "Superior Police Officer" denoting a Police Officer above the rank of Inspector has been substituted for "Officer of Police" throughout the Ordinance to prevent confusion which might arise from the use of the terms "Police Officers" and "Officers of Police" as denoting officers of different rank. The definition of the word "carriage" has been altered. <i>articles as provided in statute of "Cattle"</i></p>
Section 3. Institution of	Section 3.	
Section 4. force to Police about the territory.	Section 4.	<p>The last line of the Uganda Ordinance reads "when called upon to discharge military duties <u>in manner hereinafter appearing</u>". It does not appear clear in that Ordinance as to who can call upon</p>

Police Finance 1909.	Uganda Police Ordinance 1908.	Remarks.
		the Police to perform military duties. To remove any doubt the wording of the Section has been altered.
Section 5. Superintendence Governor.	Section 5.	
Section 6. Powers & Duties Inspector General.		New Section.
Section 7. Constitution of Police.	Section 6.	The last paragraph has been altered to permit of the Police employed by the Veterinary Department being enrolled under this Ordinance.
Section 8 (1) Commissioner of Police.  (2) Superintendents. Relations with Local Authorities.  (3) Cases where there is no Officer of Police.	Section 7 (1)	This Section has been altered with the object of more clearly defining the relations between the Police and the Magistrate in matters connected with the Criminal Administration in the area within which the Magistrate is and must continue to be responsible for the maintenance of law and order.
Section 9. Powers of Magistrates not to be altered.	Section 8.	The reference to the Civil Procedure Code has been omitted as Magistrates obtain no powers from that law. The last part of the Section from and including the words "or in any law" is new.

Uganda Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 10. Appointment of Superior Police Officers and Inspectors.	Section 9.	This Section has been altered as it is considered that officers of and above the rank of Inspectors should be appointed and removed in the like manner to other officers in the Protectorate Service, unless the Secretary of State should otherwise order.
Section 11. Appointment of Superior Police Officers.	Section 10.	This Section has been altered to the extent of providing that European Constables and Asiatic Inspectors shall be appointed by the Commissioner subject to the Governor's instructions.
Section 12. The Governor may make such regulations as he may think fit. The Commissioner may issue such instructions.	Section 11.	
Section 13. The Commissioner to exercise the command of the Force. The Commissioner may issue such instructions to the Assistant Commissioner.	Section 12.	The words "other than those of Superior Police Officers and Inspectors" are new.
Section 14. The Commissioner may issue such instructions to the Assistant Commissioner.	Section 13.	
Sections 14, 15, 16, 17, 18, 19 & 20.		These Sections have been omitted from the East Africa Ordinance. Some of the matters, such as responsibility for stores, are already dealt with by

Police Ordinance 1909.	Uganda Police Ordinance 1906.	Remarks.
		<p>regulations applicable to all the Government Departments and it is considered that no sufficient reason has been shown for any departure from these regulations or for incorporating the regulations in the Ordinance.</p> <p>It is considered that instructions regarding the duties of the Quarter Master and the rendering of account could be more conveniently and satisfactorily dealt with by departmental instructions especially having regard to the fact that it may be necessary to alter the instructions from time to time.</p>
<p>on 15. e Officers to prescribed and make ms.</p>	<p>Section 21.</p>	
<p>on 16. Officer in of Police up books and returns as governor may</p>	<p>Section 23.</p>	
	<p>Section 22.</p>	<p>This has been omitted. The Governor does not require the authority of this Ordinance to enable him to direct his officers to submit returns relating to departmental matters.</p>

Police Finance 1909.	Uganda Police Ordinance 1906.	Remarks.
		<p>regulations applicable to all the Government Departments and it is considered that no sufficient reason has been shown for any departure from these regulations or for incorporating the regulations in the Ordinance.</p> <p>It is considered that instructions regarding the duties of the Quarter Master and the rendering of account could be more conveniently and satisfactorily dealt with by departmental instructions especially having regard to the fact that it may be necessary to alter the instructions from time to time.</p>
<p>15. Officers to prescribed and make s.</p>	<p>Section 21.</p>	
<p>16. Officer in of Police books and returns as governor may</p>	<p>Section 23.</p>	
	<p>Section 22.</p>	<p>This has been omitted. The Governor does not require the authority of this Ordinance to enable him to direct his officers to submit returns relating to departmental matters.</p>

Uganda Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 17. Police Officers may be employed in any part of Protectorate.	Section 24.	
Section 18. Police Officers.	Section 25.	
Section 19. Police Officer may information etc.	Section 26.	
	Section 27. Power to search bundles etc.	This Section has been omitted. There is a very real danger of the powers conferred by the Section being abused by the Native Constables.
	Section 28.	This Section consequent on the Accounting for preceding one has been omitted. possession of property.
Section 20. Police Officers to inspect places.	Section 29.	The words "or of being in possession of anything", have been inserted.
Section 21. Suspension of Police Officers, Act of	Section 30.	The provision regarding the pay of the Officer during period of suspension is new.
Section 22. Police Officer to resign without leave.	Section 31.	

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 23. Police Officer to engage in other employment.	Section 32.	The words in the Section in the Uganda Ordinance "unless expressly permitted to do so in writing by the Inspector General" have been omitted. These words were inserted in the Uganda Ordinance for the purpose of enabling a Police Officer when ordered by the Inspector General to enter into some employment or business in the course and for the purposes of detective work. As it is not conceivable that a Police Officer will be punished departmentally for carrying out the orders of his Superior Officer and as there is a danger of a misunderstanding of the intention of the authority given to the Inspector General the provision has been omitted in the East Africa Ordinance.
Section 24. Authority to be exercised by Police Officers.	Section 33.	
Section 25. Cost of prosecution by Police Officers.	Section 34.	
Section 26. Chargeable with bonds etc.	Section 35.	The Section has been altered so as to exclude bonds etc. issued or taken by a Court and in respect of which fees may or may <sup>not</sup> be required under the regulations relating to Court fees.



Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 27. Classification of Police.	Section 36.	The last part of the Section in the Uganda Ordinance applying the provisions of the Ordinance to clerks and interpreters has not been adopted in the East African Ordinance. Such persons are not Police Officers and there appears to be no sufficient reason for bringing them within the Ordinance.
Section 28. Termination of Service.	Section 37.	The first Sub-section is new. It being necessary to make a distinction in this section and throughout this part of the Ordinance between European Constables and Asiatic and Native Constables.
Section 29. Engagement and Continuance of Service.	Section 38.	The first Sub-section is new.
Section 30. Termination of and re-engagement.	Section 39.	Sub-sections (1) and (2) are new and apply the ordinary leave regulations applicable to European and the Non-European Officers of the Protectorate Service to European and Asiatic Police Officers.
Section 31. Termination of Service.	Section 40.	This Section has been altered to permit of the oath on enlistment being taken before a Superior Police Officer.

Police Ordinance 1908.	Uganda Police Ordinance 1908.	Remarks.
Section 32. Termination of service in cases of death, etc.	Section 41.	This Section has been altered so as to include Police Officers of all ranks and not only Non-commissioned Officers or Constables.
Section 33. Charge on termination of service.	Section 42.	
Section 34. Police Officers not to all discharges until full discharge.	Section 43.	
Section 35. Charge when dismissed for service being dismissed on purchase of discharge.	Section 44.	Under the Uganda Section a Constable cannot be dismissed on the ground that he is not likely to become an efficient Officer if he shall have survived six months' service. The Inspector General points out with considerable reason that it may be many months before a Police Officer's qualifications as such can be tested and that it is not in the interest of the service that the Commissioner should be compelled to retain in the force an officer who has been shown to lack some qualifications necessary to an efficient Officer merely because the opportunity of testing him has not arisen within six months of his engagement. For this reason (c) of this Section has been altered by the deletion of the words "within six months of attestation".

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
		Provision has been made in this Section for the purchase of a discharge from the police force.
Section 36. for reckon- Service.	Section 45.	
Section 37. sequence of charge or disposal.	Section 46.	This Section has been altered by the deletion of the words which follow and qualify the term "ceases to belong to the force". There would appear to be no reason for explaining or qualifying that term.
Section 38. duties on charge.	Section 47.	Sub-section (1) is new and provides that European Constables shall be eligible for pension in accordance with the rules for the time being laid down for European Officers in the Protectorate Service.
Section 39. duties on duty.	Section 48.	
Section 40. kinds of cloth- etc. are the property of the Government.	Section 49.	
Section 41. to deliver equipment to be a Officer.	Section 50.	

Police since 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 42. applicable to [illegible]	Section 51.	The reference to the King's African Rifles Ordinance 1902 has been omitted. That Ordinance does not enact a military law for the Protectorate but applies military law to the King's African Rifles and to person serving with that force when employed on active service.
Section 43. not to accrue of imprisonment sentence.	Section 52.	
Section 44. to be recover- stoppages.	Section 53.	Sub-section (1) of this Section has been altered so as to refer only to fines imposed by Officers of the Police and not to fines imposed by a Magistrate.
Section 45. of Fines.	Section 54.	Sub-section (1) of this Section has been altered in the like manner as the preceding Section. (c) of Sub-section 3 is new and provides that money recovered under Section 56 may with the Governor's sanction be expended in replacing the property lost or destroyed.
Section 46. extension of [illegible]	Section 57.	
	Sections 55 & 56	Inserted later.
Section 47. of [illegible]	Section 58.	

Police since 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 48. of complaint Police Officer	Section 59.	
Section 49. offences.	Section 60.	"ammunition" has been inserted in (17), and (23) has been deleted.
Section 50. punishment.	Section 61.	The Proviso to this Section is new.
Section 51. punishment for offences.	Section 62.	<p>The Uganda Ordinance provides that a sentence of corporal punishment imposed by an Inspector shall be confirmed by the Commissioner of Police. In the East Africa Ordinance the Magistrate has been substituted for the Commissioner for this purpose.</p> <p>Having regard to the opinion expressed by the Secretary of State on the subject of flogging in the Police Force the provisions of this Section with regard to that form of punishment were carefully considered by the Legislative Council with the result that with the exception of Mr. Hollis and Mr. Wilson all the members were of opinion that it was essential that the officers who are required to maintain discipline in a force the rank and file of which is recruited from uncivilized tribes should be empowered to order flogging in the</p>

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
		<p>case of a serious offence against discipline. This opinion is in accordance with that expressed by the present and late Inspector General and by others who have had experience in dealing with the police force of this Protectorate.</p> <p>Mr. Hollis who has asked that his protest against officers being thus empowered may be forwarded with the Ordinance to the Secretary of State, admits that flogging is a proper and necessary form of punishment to be inflicted on the Natives of the Protectorate but contends that since -- Assistant District Commissioners are not authorised to flog Natives who offend against the law neither should the Junior Superior Officers of the Police have the power to order persons for whose discipline they are responsible to be flogged.</p> <p>The cases are however entirely different. An Assistant District Commissioner is expected to deal only with the less serious offences, whilst serious offences are tried and punished by the District Commissioner. If a serious offence is reported to an Assistant District Commissioner the culprit can be detained in prison to await trial</p>

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
		<p>by the District Commissioner without danger to the public peace. The Police Officer on the other hand is in charge of an armed force stationed perhaps some hundreds of miles from head quarters and unable to communicate with and receive replies from the Commissioner of Police for some weeks. In the case of serious offences against discipline which if not instantly and properly punished may affect the discipline of the whole force, it is essential that the Officer on the spot should be in a position to deal instantly with the offender in a manner which will not only punish the offender as he deserves but which act as a warning to and check others who may be inclined to offend in like manner, The Superior Officers of the Police are fully aware that the form of punishment in question should only be imposed in the most aggravated cases of misconduct, and there are no grounds for supposing that they will abuse the powers conferred upon them by this Section.</p>
<p>Section 52. ... ated or ted offences reported to Commissioner.</p>	<p>Section 53</p>	<p>This and the following Section has been altered.</p>

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
		<p>Section 64 of the Uganda Ordinance empowers the Commissioner of Police to sentence a Police Officer to six months imprisonment. Under the East Africa Ordinances the maximum term of imprisonment which may be imposed by a Police Officer fourteen days, and such imprisonment must be undergone in a guard room, or cell set apart for the purposes and not in a common goal.</p> <p>Provision is made by Section 57 for a Police Officer to be tried and punished by a Magistrate as it is considered that should a Police Officer be guilty of such misconduct as could be only dealt with by a term of imprisonment in an ordinary prison, he should <sup>be</sup> confined on the orders of a Magistrate.</p>
Section 53. Arrestment by Magistrate.	Section 64.	
Section 54. Provisions as to Arrestment of Non- Commissioned Officers.	Section 55.	
Section 55. Provisions as to Arrestment and Punishment.	Section 56.	



Police Ordinance 1909.	Uganda Police Ordinances 1908.	Remarks.
Section 56. and damage to treatments to be good by stop- of offender's	Section 65.	"ammunition" has been inserted.
Section 57. Police Officer prosecuted Magistrate offence discipline.	New.	See remarks on Section 52.
Section 58. ing members force to	Section 66.	
Section 59. ing to Mutiny,	Section 67.	
Section 60. ully harbour- stables.	Section 68.	
Section 61. ul possession etc.	Section 69.	
	Section 70.	Omitted from the East Africa Ordinance. This matter is sufficiently dealt with by "The Uniforms Ordinance 1906".
Section 62. of Action.	Section 71. Section 72.	Omitted as necessary.
Section 63. at act was under warrant.	Section 73.	

Police Ordinance 1908.	Uganda Police Ordinance 1908.	Remarks.
	Sections 74, 75, 76 & 77.	<p>These Sections relating to the Enforcement of Civil Contracts against Police Officers have been omitted.</p> <p>In this Protectorate the creditor of a Police Constable is more often than not a Native who through respect for or possibly fear of the Police will give <i>him</i> credit whatever his chances may be of getting his money and who requires protection in such matters rather than the Police. The salary of the Police is sufficiently protected by the provisions of the Civil Procedure Code.</p>
64. Officers to be in charge of property subject to State's orders for disposal.	Section 78.	In this and the following Sections any Magistrate is substituted for the District Magistrate.
65. Magistrate may take possession of property.	Section 79.	
66. Claimant for property.	Section 80.	
67. Additional Police to be employed at the expense of individual.	Section 81.	This Section is altered so as to permit of the Governor, should he think fit, to order that the expense of the additional Police should not be paid by the applicant.

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Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 68. Department of Additional Police in the neighbourhood of railway and other places.	Section 82.	
Section 69. Disturbance of Additional Police in the disturbed or troubled districts.	Section 83.	
Section 70. Compensation to sufferers by misconduct of officers or persons interested therein.	Section 84.	In the last paragraph of the Uganda Section the reference to the two preced- ing Sections appears to be a mistake and has been altered in the East Africa Ordinance to "this and the preceding Section".
Section 71. Payment of moneys under Sec- tions 67 to 70 and of the same received.	Section 85.	Sub-section 2 has been altered and provides that moneys paid for the services of additional Police shall be used for the purposes of defraying the cost of such Police and shall not be credited to the General Revenue Account.
Section 72. Additional Police Officers.	Section 86.	A Justice of the Peace is authoris- ed to exercise the powers of a Magis- trate under this Section and a proviso is added to Sub-section (1) based on the English Act, requiring the Magistrate or Justice of the Peace to forthwith inform the Governor of any order made under the Section. Sub-section 2 which

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Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
		exempts certain persons from service as a special constable and Sub-section 3 which provides for special constables being paid are new.
Section 73. Officers of Special Police Officers.	Section 87.	
Section 74. Police Officers to serve Special Police Officers.	Section 88.	
Section 75. Regulation of public assemblies and processions and licensing of same.	Section 89.	
Section 76. Provisions with regard to assemblies and processions violating conditions of licence.	Section 90.	
Section 77. Provisions to keep order on public roads etc.	Section 91.	
Section 78. Provisions for discharging orders under the three Sections.	Section 92.	
Section 79. Provisions for control of the Magistrate.	Section 93.	

Police Ordinance 1908.	Uganda Police Ordinance 1908.	Remarks.
Section 80. Arrestment of offences roads etc.	Section 94.	This Section is altered to the extent of providing that the imprisonment which may be imposed may be of either description.
Section 81. Power to prosecute other law force.	Section 95.	"Law" has been substituted for "Regulation".
Section 82. Imposition of penalties and fines imposed Magistrate.	Section 96.	The specific reference to the Indian Code has been omitted.
Section 83. Uniform as Police and Fines	Section 97.	
Section 84. Registration, certificate of person, whom to be paid the event of his intestate, and alteration which desired to be made.	Section 98.	
Section 85. of Will.	Section 99.	
Section 86. Distribution in of intestacy.	Section 100.	
Section 87. payment of	Section 101.	

Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 102. Property distributed to rights holders.	Section 102.	
Section 89. Property undisposed of to Police.	Section 103.	
Section 90. and decora- tions accepted.	Section 104.	
	Section 105.	This Section has been omitted.  There appears to be no sufficient reason why the Government should in the case of a man deserting and failing to claim money due to him, pay such money to some person who is not entitled to it. In the case of a man deserting and being punished for the offence he should receive any moneys due to him.
Section 91. which to Asiatic African W.C.O's also to Inspectors and Sub-Inspectors.		New.  Assistant Sub-Inspectors are either Asiatics or Natives.
Section 92. prints to Ken.		New.  The Inspector General considers that this provision is necessary for the purpose of identification. Especially in cases when discharged constables seek to rejoin the force under an assumed name.

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Police Ordinance 1909.	Uganda Police Ordinance 1908.	Remarks.
Section 93. Power of carrying out sentences of imprisonment.		New. See remarks on Section 52.
Section 94.		Repeal.

800 East  
29568

373

C. D.  
A. U  
D. H

8 Feb  
1911

Sir

I have the honor to

DRAFT

no 71  
in P. forward

inform you that I have

had under my concern

the Jackson's

great deep. No 460 of

the 11<sup>th</sup> of August last

forwarding copies of the

Police Ordinance 1909.

Before authorizing you to

assent to it, I desire

to make the following observations

with regard to certain points

2. Section 2. I shall

be glad to be informed

by the various

Recd. 15342/10  
34787/10

MINUTE.

- Mr. N. B. 5/1
- Mr. Butler 28
- Mr. Kealey 29
- Mr. Reid 31
- Mr. J. Fiddes 1/2
- Mr. Coz.
- Sir G. Lucas.
- Sir F. Hopwood. 1.2
- Col. Seely. 1/2
- Lord Crewe. 1/2

C. 4. II

for answer



increase the power to  
business a nation police  
constitute at any time <sup>37A</sup>  
if the Com. consider  
that he is unable to  
become efficient, without  
limiting his power to  
the post sea member of  
Service. I feel some  
doubt, however, with regard  
to allowing his power  
to be exercised, at any  
rate by the Com. of  
Police, in the case of  
European Police Constables.  
As appears to be contemplated  
by the Commission as it  
at present stands, and I

with the pension rules  
from time to time 375  
presented for "Lithuanian  
European officials" in  
the Protocols. The  
post of John-Constable  
is not at present a  
pensionable appointment,  
and it will be necessary  
to obtain Treasury sanction,  
before it can be made so.  
I shall be glad if you will  
send me a statement of  
salaries, which can be  
advanced to the Treasury  
in favour of this slip.

RAFT.

MINUTE.

Fiddes.

Just.

Cor.

Lucas.

Hopwood.

eeley

rewe.

In the latter of these  
despatches <sup>your predecessor</sup> ~~the~~ <sup>was</sup>  
requested 376  
~~to~~ to present a  
paper report on the  
Subject at the end  
of his month, but as  
that has as yet been  
received. The present  
Section, as it now stands,  
seems to conflict with  
one of the grounds <sup>on</sup> ~~the~~  
which the practice of  
flogging police was then  
defended by the Gov.  
The Section contemplates  
the infliction of flogging  
by an Inspector, a very

DRAFT.

MINUTE

Mr.  
Mr.  
Mr. Fiddes.  
Mr. Just.  
Mr. Cox.  
Sir C. Lucas.  
Sir F. Hopwood.  
Col. Seely.  
Lord Crewe.

Ordinance on this subject  
which I have had 377  
Some further Explanation  
on this point, and have  
also received a general  
report on the practice  
of stopping Police, such  
as should have been  
more than  
furnished (a year ago  
request that I  
6. Section 11. I cannot  
approve the provision  
in the second Subsection  
of this Section. All houses  
paid or received in respect  
of police funds employed  
at the cost of individuals  
should be credited to general

under the surface of  
the Saperditeus side 378

Shan et