

EAST AFR. PROT  
ZANZIBAR  
23666

C. O  
23666  
REC'D  
R. 216 JUL 09

See on Individuals

Foreign

1909

15 July

Previous Paper

21890

Mombasa Municipality

Does not consider the moment opportune for approaching the Powers as proposed, & repeats suggestion that creation of municipality be postponed till August 1911 when the treaty bet Zanzibar & Germany expires. With regard to water supply suggests that local auths. shd. decline to supply water to anyone who refuses to pay for it.

Mr Read,

I am not sure to what extent, if at all, the suggestion of the Foreign Office in the last paragraph, helps us in our difficulty. It would be a poor consolation to the Government if, after going to great expense in providing a water supply, their only remedy against people who did not wish to pay rates was to let the water supply lie idle instead of having it used and paid for. However, the time is hardly ripe for trying to come to a definite decision on this question.

I think we might now write to the Officer Administering the Government in the sense of the parts of my Minute on Gov/17399 marked (A), sending him a copy of our correspondence with the Foreign Office, and asking him to say what he can do in the way of the further preliminary investigations necessary with the resources already at his disposal; and say that, although no guarantee can be given that any funds can be specifically devoted to the purpose

Subsequent Paper

Copy made by 1754-6-17

14  
21

41  
on next year's Estimates, the Secretary of State would like to consider beforehand any proposals which he may wish to make for continuing the preliminary investigations in that year, and add that, when it is known to what extent such investigations can be carried out, and it is possible to forecast in some degree how the <sup>MAY ASPECT</sup> ~~results of them~~ the proposals for a water supply, the Secretary of State will give the whole matter his further consideration.

F.G.A.B.

July 28

Mr. Innes I refer from this that in 1911 we shall have a free land with regard to French as well as German subjects.  
Proceed as proposed?

H. J. R.

28/VII

If funds to be found, I see no objection water supply to be of the Govt. for such a choice to be (I understand) to be supplied (to the present cost) independently of the municipality or of rating.  
O.K. for London as proposed

above P. 28

Mr. Read ? first obtain definite statement from F.O. as to German Treaty & French Treaty etc. etc. I find that the 20 are not quite clear about these matters at once H. J. R.

345 C.O.  
23666

*L. Coates*

REC'D  
18 JUL 1909

In any further communication on this subject, please quote

No. 24239/09.

and address—

The Under-Secretary of State,  
Foreign Office,  
London.

FOREIGN OFFICE

July 15, 1909.

Sir:-

In reply to your letter, marked 17399/09 of the 26th ultimo, I am directed by Secretary Sir E. Grey to state, for the information of the Secretary of State of the Colonies, that he does not consider the moment opportune for approaching the Powers having Treaties with Zanzibar, with a view to ascertaining whether they would be willing to waive their rights so far as to allow the Government of the East Africa Protectorate to rate their subjects in Mombasa. He would therefore repeat the suggestion made in his letter of February 15th that the creation of a Municipality might be postponed till August 1911 (not 1910 as previously stated) when the Treaty between Zanzibar and Germany expires, by which, if at all, France benefits in virtue of the Most-favoured-nation clause of her Treaty with Zanzibar.

3597

In

Under Secretary of State,  
Colonial Office.

(24239/09).

In so far, however, as the question of the Water Supply is concerned, Sir E. Grey is of opinion that there appears to be no reason why the Mombasa Authorities should not do as the Zanzibar Authorities propose to do as soon as the water is laid on in that town, namely to decline to supply it to anyone who refuses to pay for it.

I am,

Sir,

Your most obedient,

humble Servant,

*W. Langley*

C  
H  
13

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2018

347

Zanzibar

~~10/11/04~~

~~10/11/04~~

and 35269

DRAFT.

U. S. of S.  
F. O.

Gray

13 Aug 1904.

MINUTE.

- Mr. Parkinison
- Mr. Read
- Mr. Just.
- Mr. Antrobus.
- Mr. Cox.
- Sir C. Lucas.
- Sir F. Hopwood.
- Col. Seely.
- The Earl of Crewe.

Sir, I am directed by the  
 Secy of State to ack: the  
 receipt of your letter N<sup>o</sup> 24239  
 of the 15<sup>th</sup> July, with reference  
 to the ratification of the subjects  
 of Powers having treaties  
 with Zanzibar.

for comment

2. I am to state, for  
 the information of Secretary  
 Sir E. Grey, that it is  
 of great importance  
 in connection with

the proposed continuation  
of the Treaty of Commerce,  
that a definite opinion  
might be obtained  
on the question of  
the Treaty rights  
propagated by ~~the~~ foreign  
Powers, especially  
with ~~reference~~ regard  
to their exemption  
from being rated  
by the Government  
of the  
East. ~~It~~

~~to request that a~~

3. Lord Curzon would  
be glad, if it  
could be stated  
definitely whether

the German Treaty will  
expire in 1911, and  
if so, whether any  
other nation will at  
that date have Treaty  
rights, that will  
prevent their <sup>rates</sup> subjects  
from being ~~of~~ levied  
on their subjects  
in Manchuria.

Lam

(S. 1000) H. BERTRAM COX.

F.O. / 23666.

E. A. P.  
Zanzibar 319

15  
19

DRAFT. E.A.P. N<sup>o</sup>. 567  
only.

Sir,  
17 Sept 1909.

MINUTE.

- Mr. Parkison 15/8
- Mr. Read 11/9
- \* Mr. Just. Fidler 13
- Mr. Antrobus.
- Mr. Cox.
- Sir C. Lucas.
- \* Sir E. Hopwood. 13/9
- \* Col. Seely. 14/9
- \* The Earl of Crewe. 14/9

I have the honor  
to acknowledge the receipt  
of your despatch N<sup>o</sup>. 226  
of the 30<sup>th</sup> April, trans-  
mitting memorandum  
by the Manager of the  
Uganda Railway to the  
Treasurer of the  
Mombasa water supply  
scheme, and  
in this connection  
I have transmit for  
you

for course: see 20/3069

To F.O. 28 June 17599  
From F.O. 15 July 25666  
To F.O. 13 Aug 22666  
From F.O. 15 Aug 22666

your information a copy  
of correspondence with  
the F.O. from which  
you will see that  
~~for the~~ there is no  
immediate prospect  
of inducing the Somers  
having treaties with  
Zanzibar to waive  
their rights of passage  
to allow the Govt. of the  
East to take their  
subjects in Mombasa.

2. ~~The~~ Unfortunately,  
the question of the  
water supply for the  
town is <sup>is</sup> closely  
bound up with  
European ~~disposal~~  
the question of water  
that ~~is~~ <sup>is</sup> a ~~very~~ <sup>very</sup> ~~great~~ <sup>great</sup>  
difficulty

difficulty is ~~serious~~  
~~is~~ removed, <sup>is</sup> 350  
assurance or guarantee  
~~of any kind~~ such  
as that suggested in the  
final para. of the  
resp. under ack<sup>t</sup>,  
<sup>can</sup> ~~should~~ be given.

3. However, in the  
meantime, further  
investigation of the  
Punta Rives should  
be carried out, this  
being a necessary  
preliminary to any  
definite proposal. But  
as no fund are  
provided for such  
investigation, it must  
be

be limited to <sup>one</sup> ~~that~~  
which can be effected  
with the resources  
already at your  
disposal, nor  
can any guarantee  
be given that a  
special provision  
will be made in  
next year's estimate  
for this service;  
but I should be  
glad to consider  
beforehand any  
proposals, which  
you may wish to  
make for the  
continuance of these  
preliminary investigations

Contd.

DRAFT.

MINUTE.

Mr.  
Mr.  
Mr. Just.  
Mr. Antrobus.  
Mr. Cox.  
Sir C. Lucas.  
Sir F. Hopwood.  
Col. Seely.  
The Earl of Crewe.

in that year, and when  
it is known to what  
extent such investigations  
can be carried out, some  
estimate can be formed  
as to how they may affect  
the proposals for a  
water supply, and  
give the whole question  
further consideration. 351  
I  
4 ~~is~~ ~~is~~ with regret  
<sup>it is necessary</sup>  
that I ~~have~~ to postpone  
the settlement of the question  
in which ~~to~~ the Mombasa  
community water supply  
feels ~~a~~ keen ~~and~~ interest;  
but ~~the~~ the delay is  
inevitable. If there should  
be discontent in  
Mombasa, as the  
result

result of this post-ponement  
you should make  
it ~~clearly~~ clear  
that the water supply  
& the power to lay  
rates are inseparably  
connected, and

that it will not be  
until 1911 that there  
will be no Power  
enjoying such Treaty  
Rights as the Public  
as will prevent rates  
from being levied on  
their subjects in  
Mombasa.

that ~~the~~ ~~question~~ of the  
latter question is still  
in doubt and it  
should be explained

~~that there is no  
ground for believing  
we have no  
opinion that  
the difficulty was  
creating will be  
actually removed  
in 1911 as was  
opinion by the  
Committee~~

the Committee's  
assumption is  
their Report  
that difficulties  
as to Treaty  
rights & nothing  
would disappear  
in 1911 is  
not strictly possible

Committee in their  
report 352

5 a It is <sup>also</sup> possible  
that representations  
may be made by  
the Mombasa community  
to the effect that it  
would be better to  
have a water supply  
managed at once  
managed by a  
private Company.  
I am of  
opinion that such a  
Company could be  
given powers to construct  
works, lay down  
main & supply  
water to ~~the~~ all who  
wished to take it at

a fair price, without  
violating any treaty  
treaty obligations, either  
on ~~the~~ the part of the  
Govt. as the grantor of  
such powers, ~~publicly~~,  
or of the Company, as  
the undertaker.

6 Nevertheless, there ~~are~~  
~~is~~ <sup>are</sup> obvious  
~~good~~ reasons for  
taking exception to the  
principle of placing  
the control of a water  
supply in the hands  
of a private company,  
unless a Govt. or  
municipal supply  
prove to be ~~wholly~~  
impracticable ~~and~~  
the cost to the consumer  
could

Cont'd.

would, <sup>moreover,</sup> ~~apparently~~ be  
~~largely~~ <sup>largely</sup> increased  
in the case of a 353  
private concern. ~~It~~

7 If, therefore, representation  
be made in favour  
of this solution of the

DRAFT.

MINUTE.

Mr.  
Mr.  
Mr. Just.  
Mr. Antrabus.  
Mr. Cox.  
Sir C. Lucas.  
Sir F. Hopwood.  
Col. Seely.  
The Earl of Crewe.

~~the~~ problem, you are a  
known  
liberty to make ~~public~~  
the conclusions of  
the Commissioners of  
Public Works as to  
the comparative cost  
of a water supply managed  
by the Govt. or municipality  
on the one hand, and  
by a private company  
on the other.  
I have