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KENYA

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Architects & Surveyors Ordinance

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Point out that the Bill will hygienically affect members of designating profession & suggests that the rights of contracted members might be safeguarded by insertion of clause 12A in Schedule Settlement Bill.

This position seems reasonable

as a result of protest from various bodies of engineers (

list in the minute 1/34/1923 in draft 46 (74/25) the Shacks Bill on similar lines was amended by the (a) the insertion of a new Clause 15 and (b) the deletion of 1 in the 1<sup>st</sup> Schedule to the order of various approved engineering bodies (see order No 117/1923 - Shacks 20039/26)

Send copy to former Kenya obs replying the Bill is to be set off 3/1/33 and inform him to action, enclosing a copy of the 5 books order and of the report of the Select Chs rendered with deposit 1/22/3/1926 - 8500/2683 and ask I informing that he might have been informed and promising a further communication G D should see the draft

Mr. Pong's M/T  
11/2/33

Points out that the Bill will prejudicially affect members of engineering profession & suggests that the rights of chartered members might be safeguarded by inclusion of a clause to that effect in the Bill.

Also protest against the amendment

as a result of protest from various bodies of engineers

list - the majority of Engineers in Strathspey (46/74/25) the Strathspey Bill on

similar lines was amended

by (a) the insertion of a new

Clause 15 and (b) the exclusion of

in the Schedule to the order of various

approved surveying bodies (see

order NO. 12 of 1926 - Strathspey)

~~200 39/26~~

Send copy to former Kenya offices

inform the Bill is to pass on 7/2/1933

and inform him as above

submitting a copy of the draft

order and of the Report of the

Select Committee enclosed with the

despatch of 22/3/1926 - 85-8/26/25

and ask him informing that he

will have been informed and promised

a copy of the same.

G D should see the draft

Mrs. Poole's letter  
11/2/33

I agree - to "Trust him".

This image shows a severely damaged document page. The original text is completely illegible due to heavy horizontal and vertical lines drawn across the entire surface. There are also several large, irregular black marks and smudges scattered across the page, further obscuring any potential markings or text.

卷之三

*1st Nov*

The Bill was not taken at the Dec. session  
of the Legislature.

The two members to take

22/11/35

*[Signature]*

~~DESTROYED UNDER STATUTE~~

To Inst. of Structural Engineers (Lanc.) 23/1/53

To Gov 147 (w/c/c on file + of  
S.S. Code No 128476  
w/Report on date 8/2/66)

Inst. of Structural Engineers \_\_\_\_\_ 1<sup>st</sup> March 33  
Acks. No. \_\_\_\_\_  
**DESTROYED UNDER STATUTE**

DESTROYED UNDER STATUTE

R-118

S. & W. 1933

*London, B. & W. 200.*

S, to which a formal statement of  
plan to claim the passage of the bill through Congress  
complete desired by the Institute of Science.

J. Smith a drap

*H. E. Parris*

卷之三

To the First of Standard Congress.

- 2574/3

Instn of Structural Engineers 26 Apr 33

Adm No 69 asks that he may be informed from time to time whether amendment to Clause 3 has been adopted.

They will be informed if

Revised when Authorised

or when the orders come

15 March

28/4/33

Ans

They are to be informed

Authorised  
and revised

Teleg. Address: 21124

RECEIVED

27 APR 1933

POST OFFICE

Regius Commiss' Sloane, London.

# The Institution of Structural Engineers

Founded 1908 and Incorporated 1909

Secretary  
Major Sir Hardinge and Clegg, K.C.B., F.R.S.  
10, Upper Belgrave Street

London

Your Reference: 3034/33

D 25th April 1933.

Recd 3/4  
25057/14

The Under Secretary of State,  
Colonial Office,  
London S.W.1.

ACKD. BY P.C.

P.C.

Sir,

No. 6

I acknowledge with thanks receipt of your letter of the 20th April which has reference to correspondence that has passed as between this Institution and the Colonial Office, on the subject of a Bill to establish an Institute of Architects and Quantity Surveyors in Kenya Colony.

I note that it is proposed to introduce the Bill as published into the Legislative Council of Kenya Colony, and to move an amendment to Clause 3 which, if adopted, will have the effect of meeting our representations. I shall be greatly obliged if you will inform me in due course whether the amendment to Clause 3 has been adopted.

I am,

Sir,

Your obedient servant,

*Donaldand*

Secretary.

C. O.

Mr. Priestman 24/4  
Mr. Jesselton 24/4

3034/33 Kenya.

Mr. Parkinson

Mr. Tomlinson

Sir C. Bottomley

Sir J. Shuckburgh

Perm. U.S. of S.

Parly. U.S. of S.

Secretary of State



25 April, 1933.

Sir:

I am etc. to refer to your

DRAFT.

THE SECRETARY,

THE INSTITUTION OF

STRUCTURAL ENGINEERS

(4) letter of the 1st of March and  
previous correspondence on the subject  
of a Bill to establish an Institute of  
Architects and Quantity Surveyors  
in Kenya Colony.

2. I am to say that intimation  
has now been received from the Governor  
of Kenya that it is proposed to  
introduce the Bill as published into  
the Legislative Council, and to move  
an amendment to Clause 3 during the  
committee stage, which, if adopted,  
will have the effect of meeting your  
representations.

I am, etc.

(Signed) J. E. W. FLOOD



KENYA.

GOVERNMENT HOUSE,  
NAIROBI,

NO. 200

RECEIVED.

20 APR 1933

50

MARCH, 1933.

G.O.L. OFFICE

Sir,

No. 3

With reference to your despatch No. 147  
of the 2nd March, 1933, I have the honour to inform  
you that it is proposed to introduce in Legislative  
Council the Architects' and Quantity Surveyors' Bill  
as published in the Official Gazette of 6th September,  
1933.

Representations similar to those made by  
the Institution of Structural Engineers in their  
letter of 3rd February, 1933, have also been made to  
Government by local members of the Institution, with  
the result that Government proposes to move an amend-  
ment to Clause 5, during the passage of the Bill  
through Committee, granting the exemptions desired.

I am advised by the Attorney General that  
in the event of the Bill being enacted by the  
Legislative Council with an amendment as proposed the  
representations made to you by the Institution of  
Structural Engineers will have been fully met.

I have the honour to be,

Sir,

Your most obedient, humble servant,

W. G. YOUNG,  
BRIGADIER GENERAL,  
GOVERNOR.

THE RIGHT HONOURABLE  
MAJOR SIR PHILIP CUNLIFFE-LISTER, P.C., G.B.E., M.C., J.P.,  
SECRETARY OF STATE FOR THE COLONIES,  
DOWNING STREET,  
LONDON S.W.1.



in-Council to add, from time to time,

to the Schedule of exempted persons.

A copy of the Straits Settlements

Ordinance in question (No. 12 of 1926)

is enclosed, together with a copy of the

Report of the Select Committee appointed

to consider the Bill.

3. I suggest that unless you

see any objection the Bill might, with

advantage, be amended in its particular

on the lines on the Straits Settlements

Ordinance, and I shall be glad to re-

ceive an expression of your views on

the question for communication to

the Institution of Structural Engineers.

I have, etc.,

(Sgd.) P'CUNLIFFE-LISTER.

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to the schedule of exempted persons.

A copy of the Straits Settlements

Ordinance in question (No. 12 of 1926)

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Report of the Select Committee appointed

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advantage, be amended in this particular

on the lines of the Straits Settlements

Ordinance, and I shall be glad to re-

ceive an expression of your views on

the question for communication to

the Institution of Structural Engineers.

I have, etc.,

(Sgd.) P' CUNLIFFE-LISTER.

# The Institution of Structural Engineers.

Founded 1918, and Incorporated 1920.

Major R. F. Mathland, OBE, MSc, MInstCE, President.

10, Upper Belgrave Street,  
London, S.W.1.

3rd February 1933.

ACKD BY PL

The Secretary of State  
Colonial Office,  
Downing Street  
S.W.1.

4-FEB-1933

ODL

Sir,

Kenya Colony.  
Bill to establish an Institute of Architects  
and Quantity Surveyors.

I am instructed by my Council to inform you  
that they have had under consideration a Bill to establish  
an Institute of Architects and Quantity Surveyors in Kenya  
Colony.

From a perusal of a copy of this Bill which is  
published in the Official Gazette of the Colony dated 8th  
September, 1932, it would appear to affect very prejudicially  
the members of the engineering professions in the Colony,  
many of whom are members of the Institution of Structural  
Engineers. The Bill has been promoted by the local Insti-  
tute of Architects and Quantity Surveyors and, if passed,  
will benefit members of that Institute at the expense of  
engineers upon whom it will inflict injustice.

I am instructed therefore to submit with the  
greatest deference the following opinions on the Bill for  
your consideration :-

1. The work of the two professions, namely Engineering  
and Architecture, overlap in certain kinds of work so  
that it would appear to be not possible to draft a

The Institution of Structural Engineers.

Continuation Sheet, No. I

- Bill which would benefit one profession without penalising the other. Engineers design power stations, factory buildings and other structures which are also designed by Architects; while an Architect can carry out bridges, piers and other structures which are also carried out by Engineers. If therefore the Bill becomes law the position of the local Architect will be such that an Engineer will only obtain work in a consultant capacity and will be prevented from carrying out his normal function of designing and erecting structures.
2. The question of minimum fees as proposed in the Bill should be carefully considered, since in practice fees vary considerably and are dependent upon the character of the work (See Clause 10).
3. The words "Quantity Surveyor" and "Quantity Surveying" embrace all quantities and quantity surveying. There is no limit placed on these expressions in the draft Bill and they therefore can include engineering quantities and quantity surveying. It would not seem to be possible to avoid encroaching on the activities of the engineer who gets out his own quantities. It would appear that an engineer is not eligible for election as a Quantity Surveyor and, if he were, it would place him in the invidious position that in order to practice one or the duties of his own profession he would be required to belong to the Institute of another profession.

You were good enough to give instructions that the rights of corporate members of this Institution were to be safeguarded by the inclusion of a special clause in the Architects Registration Bill in the Straits Settlements (Ordinance No. 12, 1926, 4th Schedule).

The Institution of Structural Engineers.

Continuation Sheet, No. 2.

I am instructed to submit that similar action might be taken with the Bill above referred to, and that a clause on the following lines, together with a Schedule, might be inserted :-

"Exemption of persons holding certain qualifications."

(1) Nothing in this Ordnance contained shall be construed so as to prevent any person to whom any one of the descriptions set out in the . . . Schedule hereto applies from performing any function or exercising any power which he might lawfully have performed or exercised if this Ordnance had not been passed."

The Schedule.

1. Bachelor of Engineering or Bachelor of Science (Engineering) of any British or British Colonial University.

2. Member or Associate-Member of the Institution of Structural Engineers.

I need hardly say that my Council would be very appreciative if it were possible for you to direct that a clause on the above lines should be inserted in the proposed Kenya Colony Bill.

I have the honour to be, Sir,

Your obedient Servant,

*D. M. Attwadkar*

Secretary.