

1930

Kenya.

No. 16314

SUBJECT

C0533/403

Appointment of Sir J. A. Byrne

as Governor of Kenya.

Previous

See 16287/30 (Amendment)

See 15754/29 (K. Customs  
(Amend) Order)

Subsequent

1. Minutes and a/c. correspondence as to draft offer.
2. To. Sir. J. Byrne. s/o. .... 1st. Sept. 30.
3. Sir. J. Byrne. s/o. .... 3rd. Sept. 30.
4. Minutes and copy of submission to H.M.  
 To. Kenya Confd. Tel. .... }  
 To. Sierra Leone. Confd. Tel. .... } 2nd. Oct. 3
7. Minutes in connection with the Press Notice.

DESTROYED UNDER STATUTE  
 DESTROYED UNDER STATUTE

*W. A. Smith*  
*L. C. K. K. K.*

all necessary formal action  
 as to confirmation, gazetting,  
 notice of various public  
 bodies & article for passage  
 allowance will be taken on  
 the 'Submission' which is registered  
 now in G. D. A point will  
 not be overlooked when  
 the Commission is sent to Sir J. Byrne  
 is that the term of Government  
 is normally for 6 years (with  
 one period of leave based  
 upon Ed. leave regulations)  
 & that the C. D. passage  
 allowance on giving up the  
 Government of the Colony  
 could not be issued in  
 full if Sir J. Byrne does  
 not hold the office  
 for that period. A case  
 of this might be made a  
 G. D. papers do not  
 tell forgotten?  
 - as to a Dept. action now.

(71117)  
 Jan 30

+ Informal to the  
 appointment.  
 noted for action  
 J.D.

J.D.

I think that we should send an official dispatch to the other House stating the terms upon which Mr. Byrnes was offered the app't. as Secretary - i.e. X-Y in No 2 in this file: that Secy might state would be public, but in a conf. disp. we might add as at Y-2

Further, a/desp. ord. he sent to the OAG on 15/7/24 [29] M 4 110 1 & 3 on that file saying that Byrnes wd. be glad if steps could be taken before the arrival of the new Governor to implement by legislation the decision to exempt from import duty goods imported into Canada by the Governor for his own use - and (as there is no reason why to name, who was OAG is "Governor" acc'd to the interpretation OAG, shd. be done out of the privilege to suit the personal convenience of the retiring Governor) say that Byrnes wd. suggest that the exemption be

Copy goes on this file as at

given effect to from 1st Oct. 1930 - 3  
 Send also a personal note to Mr. Byrnes. Filling him what was said in the last part of No 2 to Mr. Byrnes on this point.

Acc. Parkman  
 O.C. 30

See. I am taking the other points on the Secy file 7117.

J. S. Mulk  
 7.10.30

So proceed  
 Oct 7. 10. 30

- 8 To Hon. Mr. Moore - So. 14 OCT 1930  
 (Letter sent on 15/7/24/29)
  - 9. To: Gov 801. - Draft on 15/7/24/29 Kenya - 14 OCT 1930
  - 10. . . . 802. \_\_\_\_\_
  - 11. . . . 803. \_\_\_\_\_
- } 14 OCT 1930

DESTROYED UNDER STATUTE

Colours of 10-11-30  
 10/9/30

13. Rel. from OAG to H. S. Wilson  
 31 Oct 1930

Department  
 Acc. Parkman  
 O.C. 30  
 Oct 31. 10. 30

14 To Gov. Gen. General OAG (Canada) - 31/10/30

1894. 14. - 24. 6<sup>th</sup> Nov. '30  
Says that Gov's. will have passed unless Cth.  
without reduction - requests for motions, so to  
remission of Customs duties on goods, stores &c  
which members of Cth. are opposed to such measure.

Mr C. B. Colverson

It is the fact that the deficit was  
on the 13<sup>th</sup> Oct. part of the  
G. Council's emolument  
to £8000 instead of £8000 -  
i.e. salary of £8000 instead of  
£6000 as approved by  
the S.P.S. + £2500 duty  
allowance + £1000 or  
etc. for transport.

No explanation is given in  
the report of the deficit etc  
as to how this figure  
was arrived at. But  
see <sup>page</sup> 12509/10 Henry for the  
earlier corresp. in which  
the £4500 etc. was decided.

Mr E. G. Gigg's letter of 4.7.25  
in that file confirms - or  
clarifies - that the figure  
originally proposed by  
the all official members  
was based on a careful  
estimate of necessary  
expenses, so it may be  
that the statement in the  
file at K is correct -  
though I do not know  
what they may be  
so open as to actual  
customs duty payments.

It is not obligatory upon the  
S.P.S. to release the customs  
privilege for Mr J. Byrnes -  
see No 2 in which Mr J. Byrnes  
was inf. that the ~~S.P.S.~~  
had been able to arrange  
this for Mr E. Gigg's successor.

In the circumstances,  
it is difficult to resist  
Mr Gigg's advice that  
to press through the  
necessary legislation  
will prejudice Mr J. Byrnes  
with the unofficial element  
from the start, & I think  
that Mr S. Wilson will  
perhaps wish to reply  
that S.P.S. is sorry that  
this difficulty should have  
arisen, but in the  
circumstances he agrees  
that action upon C.O.  
Desp No 201 of 14<sup>th</sup> Oct  
(No. 9.) may be suspended,  
that position will be  
explained to Mr J. Byrnes  
when he comes to England  
& that if anything further  
is then to be done with  
will be sent to Mr  
by telegraph.



C. O.

- Mr. Parkinson. 8.12.30

Mr.

Mr.

Mr. Bottomley. 8.12.30

Sir J. Shackburgh.

Sir G. Griadls.

+ Permt. U.S. of S.

Parly. U.S. of S. 15.12-30

Secretary of State.

Conson

X. 16310/130/11/30

678

O.D.  
R 16DEC  
D 184

DOWNING STREET,

18. December, 1930.

Sir,

**DRAFT.**

KENYA

CONFIDENTIAL (2)

O.A.G.

[11]

[To be reviewed]

With reference to my confidential despatch of the 14th October regarding the emoluments of Sir Joseph Byrne as Governor of Kenya, I have the honour to refer to my despatch No. 998 of even date in which I have informed you that I have decided that the proposal to pass legislation to exempt ~~him~~ <sup>the Governor</sup> from payment of import duty on the goods imported for his own use, ~~a Governor~~, should not now be proceeded with.

2. In my confidential despatch under reference I informed you that it had been explained to Sir Joseph Byrne that if a High Commissioner were

appointed

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appointed in East Africa the emoluments of the Governor of Kenya might be revised to a lower figure, but that there was no reason to suppose that the reduced emoluments would be less than those now received by the Governor of the Tanganyika Territory, namely, £4,500 a year salary and £1,500 a year duty allowance. If there should be occasion to revise the emoluments of the Governor of Kenya in this way, it would be a suitable opportunity to arrange for him to receive at the same time the privilege of exemption <sup>from</sup> of payment of import duties, thus placing the Governor of Kenya exactly on a par with the Governor of the Tanganyika Territory in respect of his emoluments.

I have, etc.

(Signed) PASSFIELD.

explained to Byrd  
when he comes to  
England - if anything  
further is them to be  
done in the matter

Sec. of State will send  
you instructions  
by telegraph and

John



explained to Byrne  
when he comes to  
England - if anything  
further is then to be  
done in the matter  
Sec. of State will send  
you instructions  
by telegraph and

Secy

163114/30

8  
15

Tele. No. from the Officer Administering the Government  
of Kenya to the Secretary of State for the Colonies.

Dated 6th November, 1930.

(Received Colonial Office 3.37 p.m. 6th November, 1930.)

No. 375. Private and Personal. Following for Wilson  
begins.

*(Personal copy.)*

*(31 Dec.)*

*Aug 9 Feb 11/10/30*

*No. 114*

Reference to your private and personal telegram of 1st  
November Governor's vote 1931 has been backed by Select  
Committee with out reduction. It was however stated by  
Schwabach in Estimates debate that Elected Members of  
the Council were absolutely opposed to any reduction of  
Customs duties on goods imported by Governor and intended  
to maintain that attitude. I am satisfied from private  
enquiries that this is general view. If therefore I am to  
carry out instructions conveyed in Colonial Office despatch  
No. 114 of 14th October 1930 it will only be possible  
to do so by use of official majority in the face  
unanimous un-official opposition and will inevitably lead  
to demand for reconsideration of Governor's salary.

*no. 9*

Unofficially attitude is based on contention that when fixing  
Governor's total emoluments at £8,500 see page 6 of Report  
of Select Committee on 1928 draft Estimates - all factors  
such as Customs Duties were taken into consideration.

*/x*

In the event of appointment of High Commissioner question  
of Governor's salary will automatically come under  
review and question of Customs exemption could then  
be raised with general question. I should therefore  
welcome further instructions as I have no doubt that to  
raise this issue now will seriously prejudice generally  
good reception given to Governor's appointment.

*Flagged 'A'  
in Report  
below 787/26*

16311/30

Telegram from the Officer administering the Government of Kenya to the Secretary of State for the Colonies.

Dated 6th November, 1930.

(Received Colonial Office 3.37 p.m. 6th November, 1930.)

No. 376. Private and Personal. Following for Wilson begins.

*Personal copy.*

*31 Oct.*

Reference to your private and personal telegram of 1st November Governor's vote 1931 has been passed by Select Committee without reduction. It was however stated by Schwabach in Estimates debate that Elected Members of the Council were absolutely opposed to any reduction of Customs duties on goods imported by Governor and intended to maintain that attitude. I am satisfied from private enquiries that this is general view. If therefore I am to carry out instructions conveyed in Colonial Office despatch No. 801 of 14th October 1930 it will only be possible to do so by use of official majority in the face of unanimous un-official opposition and will inevitably lead to demand for reconsideration of Governor's salary. Unofficially attitude is based on contention that when fixing Governor's total emoluments at £8,500 see page 5 of Report of Select Committee on 1926 draft Estimates - all factors such as Customs Duties were taken into consideration.

The question of appointment of High Commissioner question of Governor's salary will automatically come under review and question of Customs exemption could then be raised with general question. I should therefore welcome further instructions as I have no doubts that to raise this issue now will seriously prejudice generally good reception given to Lyne's appointment.

*No. 44*

*Ans a Feb 11/10/30*

*no. 9*

*Flagged 'A' in report below 78/26*

*X*

O.O.

X. 16314730 Henry a 1/19

Mr. *add* 21.10.30

Mr.

Mo

X Sir C. Bottomley 31.10

Sir J. Shuckburgh.

Sir G. Grindle.

+ Permt. U.S. of S. *Eff. abona*

Parly. U.S. of S. 31.10.30.

Secretary of State.

*GC*

*Booked in  
to 7.0 p.m. 31/10/30  
H.P.*

Personal and Confidential

~~Att.~~ Your tel No. 370

DRAFT.

Code Vet.

Governor  
Yairishi

following from Wilson  
begins Byrne will  
draw same emolument  
as Geigg as Governor  
and High Commissioner  
Francis and  
no reduction must  
be made in  
Governor's vote  
for 1931  
possibility of

retention in Governor's  
salary ~~as per list~~

of High Commissioner

is appointed in ~~2d~~ has  
been made class to Bygone ©  
See Lyle's ~~for~~ conf. despatch  
and ~~the~~ despatch No. 802 of  
14 October for full statement  
ends

[10 ● 11]

leer

reduction in Governor's  
salary ~~as per~~ ~~order~~  
of High Commissioner

is appointed in E.A. has  
been made clear to Bygone  
See Lyle's ~~for~~ conf. despatch  
and ~~the~~ despatch No. P02 of  
14 October for full statement  
ends

[10011]

Secy

TELEGRAM from the Officer Administering the Government of Kenya to the Secretary of State for the Colonies.

Dated 31st October, 1930.

(Received Colonial Office 9.55 a.m. 31st October, 1930)

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No. 370.

Following for Wilson Private and Personal Begins. Question of reduction of Governor's salary in view of possible appointment of High Commissioner was raised by Francis Scott in Budget debate yesterday and is likely to be repeated in Select Committee. I am naturally ignorant of terms on which Byrne accepted appointment but presume I should resist alteration in Governor's vote 1931 in the absence of instructions from Secretary of State Ends.

TELEGRAM from the Officer Administering the Government  
of Kenya to the Secretary of State for the Colonies.

Dated 31st October, 1930.

(Received Colonial Office 9.55 a.m. 31st October, 1930)

\*\*\*\*\*

No. 370.

Following for Wilson Private and Personal  
Begins. Question of reduction of Governor's salary in  
view of possible appointment of High Commissioner was  
raised by Francis Scott in Budget debate yesterday and  
is likely to be repeated in Select Committee. I am  
naturally ignorant of terms on which Byrne accepted  
appointment but presume I should resist alteration in  
Governor's vote 1931 in the absence of instructions from  
Secretary of State Ends.

*[Handwritten signature and scribbles]*



C. O.

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Mr. Eastwood. *S/CO*  
 Mr. *Allen* *870*  
 Mr. *Salunsaq f.s.*  
 Mr. Bottomley.  
 Sir J. Shuckburgh.  
 Sir G. Grindle.  
 Perm. U.S. of S.  
 Parly. U.S. of S.  
 Secretary of State.

16314/30/Kenya.

Downing Street,  
 14 October 1980.

5 DRAFT

KENYA

CONFIDENTIAL

O. A. G.

*Copies on file of*  
*Sir J. Byrne*

Sir,

*In continuation of*  
 With reference to my

despatch No. 802 of even  
 date regarding the appointment  
*of Sir Joseph Byrne*  
 of Sir Joseph Byrne to be

Governor of Kenya, I have the  
 honour to inform you that <sup>it</sup> he has

*also*  
 been <sup>*explained to him that*</sup> ~~informed that while nothing~~  
~~while nothing~~  
 has been decided in the matter,

it is possible that <sup>it</sup> ~~was~~ a  
 High Commissioner <sup>was</sup> ~~to be~~ appointed  
*in East Africa*, <sup>the</sup> ~~his~~ emoluments <sup>of the</sup> as Governor of

Kenya might be revised to a  
 lower figure in view of the  
 reduced responsibility and  
 cost of entertaining. He <sup>was</sup> ~~has~~

been informed, however, that  
 there is no reason, so far as

can be seen, to suppose that

they

*reduced conditions*  
 they ~~will~~ <sup>would</sup> be less than those now  
 received by the Governor of the  
 Tanganyika Territory, namely,  
 £4,500 a year salary, and £1,500  
 a year duty allowance.

2. *As such reduction*  
 of emoluments <sup>have</sup> ~~will~~ <sup>is</sup> ~~are~~, I ~~will~~ <sup>have</sup>  
 affect those drawn by the  
 Colonial Secretary as Acting  
 Governor.

(Signed) PASSFIELD.

[ See CO sketch  
 14771<sup>x</sup> in  
 12509/25  
 Kenya ]

16314/30/Kenya.

10/12

- Mr. Eastwood.
- Mr. ~~Allen~~ <sup>9/10</sup>
- Mr. ~~Takinsay~~
- Mr. Bottomley.

Downing Street,  
 14 October 1930.

Sir J. Shuckburgh.  
 Sir G. Grindle.  
 Perm. U.S. of S.  
 Parly. U.S. of S.  
 Secretary of State.

Sir,

As you have already <sup>had the</sup> been  
 informed <sup>by</sup> His Majesty the King has  
 been pleased to approve the appoint-  
 ment of Brigadier-General Sir Joseph  
 Aloysius Byrne, K.C.M.G., K.B.E., C.B.,  
 Governor and Commander-in-Chief of  
 Sierra Leone, to be Governor and  
 Commander-in-Chief of the Colony and  
 Protectorate of Kenya in succession  
 to <sup>and except Colonel</sup> Sir Edward Gigg, whose term of  
 office has now expired.

**DRAFT. S.**  
 KENYA  
 NO. 802  
 O.A.G.

Copy of by memo. 123 - 14 OCT 1930

Copy to High Commr  
 for info  
 in copy available

Copy on file of  
 Sir J. Byrne.

I have decided that  
 Sir Joseph Byrne will not  
 assume duty until early in 1931. The  
 emoluments which he will receive as  
 successor viz :-  
 Salary £5,000 a year. Duty allowance  
 £2,500 a year. He has been  
 informed that the duty allowance to  
 payable

Salary £ 5000  
 Duty Allowance 2500  
 Net for transfer £ 8500

Salary £5,000 a year. Duty allowance  
 £2,500 a year. He has been  
 informed that the duty allowance to  
 payable

payable to the Officer Administering  
the Government when the Governor is  
absent on leave. <sup>but the</sup> He will receive in

addition an allowance of £1,000 as  
High Commissioner for Transport, Kenya  
and Uganda, <sup>which is paid</sup> from the funds of the Kenya  
and Uganda Railways and Harbours

Administration; <sup>will be treated</sup> ~~this allowance account~~  
<sup>the Governor</sup> as salary and will be drawn by him during  
leave.

<sup>however</sup> 3. It has been explained to Sir

Joseph Byrne that if the proposals of  
His Majesty's Government in the United  
Kingdom with regard to the question of  
closer union in East Africa are adopted,  
the appointment of a High Commissioner  
in East Africa <sup>would</sup> ~~must necessarily~~ affect  
in some degree the position of the Governor  
of Kenya, as also that of the Governors of  
Uganda and the Tanganyika Territory. <sup>It</sup> ~~He~~  
<sup>also explained that</sup> has been informed that if a High Commissioner  
<sup>in that office,</sup> were appointed in East Africa, the Governor of  
Kenya would cease to be High Commissioner

payable to the Officer Administering  
the Government when the Governor is  
absent on leave. <sup>let the</sup> He will ~~receive~~ in  
addition ~~an~~ allowance of £1,000 as  
High Commissioner for Transport, Kenya  
and Uganda, <sup>which is paid</sup> from the funds of the Kenya  
and Uganda Railways and Harbours  
Administration; <sup>will be treated</sup> this allowance ~~counts~~  
as salary and will be drawn by him during  
leave.

<sup>however</sup> 3. It has <sup>been</sup> explained to Sir  
Joseph Byrne that if the proposals of  
His Majesty's Government in the United  
Kingdom with regard to the question of  
closer union in East Africa are adopted,  
the appointment of a High Commissioner  
in East Africa <sup>would</sup> ~~most necessarily~~ affect  
in some degree the position of the Governor  
of Kenya, as also that of the Governors of  
Uganda and the Tanganyika Territory. <sup>It</sup> ~~He~~  
<sup>also</sup> ~~has~~ <sup>explained this</sup> been ~~informed~~ that if a High Commissioner  
<sup>in East Africa,</sup> were appointed ~~in East Africa~~ the Governor of  
Kenya would cease to be High Commissioner

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for Transport and would relinquish  
the emoluments attached to that  
office.

I have,

etc.

(Signed) PASSFIELD.

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*Orig on 15/5/29. Luya*

KENYA  
No. 801.

DEWING STREET,

14 October, 1930.

Sir,

S. of S. No. 425.6.6.29.  
Gov. No. 719.22.11.29.  
S. of S. No. 60.17.1.30.

I have the honour to refer to the correspondence noted in the margin, and to request that steps may be taken before the arrival of Sir Joseph Byrne in the Colony, to implement by legislation the decision to exempt from import duty goods imported into Kenya by the Governor for his own use.

I would suggest that provision should be made for the exemption to have retrospective effect as from the 1st October, 1930.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

(Signed) G. G. FIELD.

THE OFFICER ADMINISTERING  
THE GOVERNMENT OF  
KENYA.

15754/29.

Copy

Downing Street,

14 October, 1930.

My dear Moore

Despatches are coming to you by this week's mail telling you the terms on which Sir Joseph Byrne has accepted the Governorship of Kenya and asking that the decision about the exemption of the Governor from paying import duty should be put into effect before the new Governor arrives.

This is merely to add that when Sir J. Byrne was offered the appointment it was explained to him that, while the Secretary of State had approved of the Governor of Kenya enjoying the privilege of exemption from import duty in respect of goods imported by him for his own use, Sir Edward Grigg had not taken steps to secure the privilege for himself as the legislation would for special reasons have proved controversial. He was also informed that the Secretary of State hoped to be able to

arrange

HIS EXCELLENCY  
H.M.M. MOORE, C.N.G.

16  
arrange that the necessary legislation should be passed before he assumed office.

The Secretary of State has suggested that the exemption should take effect from the 1st October, 1930, since it is obviously unfair that you, as Officer Administering the Government of Kenya, should be deprived of the benefit of a privilege which you would have enjoyed but for the special reasons referred to.

*Your sincerely*

(Signed: ) J. PARKINSON.



O.O.

Mr. ACP 20/9/20

Mr. Jeffries 30/9

Mr.

X Sir C. Bottomley. 30-2 place

Sir J. Shuckburgh.

Sir G. Grindle.

4/ Permt. U.S. of S.

Parly. U.S. of S.

Secretary of State.

4/MS

DRAFT.

Press Notice

To be issued to the press for publication in morning papers of Friday 3 October

Not to be published in this country or overseas until Friday October 3 1930

The King has been pleased to approve the appointment of ~~Brigadier General~~

~~Brigadier~~  
Brigadier General  
Sir Joseph Aloysius  
Byrnes, (K.C.M.G., K.B.E.,  
C.B.), Governor  
and Commander-in-  
Chief of Sierra Leone,  
to be Governor and  
Commander-in-Chief  
of the Colony and  
Protectorate of Kenya  
in succession  
to Lieutenant

Accommodate to me for further details ACP

Palmer & Edward  
William ~~Maclean~~ Macleay,  
Snigg, K.C.M.G., K.C.V.O.,  
D.S.O., M.C., whose  
~~will vacate the office at the~~  
term of office has  
now expired.

Sir Joseph Byrne will  
~~not~~ not assume office  
~~before~~ ~~the~~ ~~1st~~ ~~of~~ ~~February~~  
until ~~February~~ or  
March 1931. ©

[A. S. Snigg will  
have full pay  
leave for  
3 months from  
arrival - i.e.  
till about  
3<sup>rd</sup> week in  
January 1931  
A.S.]

Colonial Office  
October 2, 1930.

Colonel Dr. Edward

William ~~Maclean~~ Macleay

Grigg, K.C., K.C.V.O.,

D.S.O., M.C., whose

~~will vacate the appointment~~

term of office has

now expired.

Sir Joseph Byrne will

~~not assume office~~

not assume office

~~until~~ until

until February or

March 1931.

[Sir E. Grigg will  
have full pay

leave for

3 months from

arrival - i.e.

till about

3<sup>rd</sup> week in

January

and

Colonel Office

October 2, 1930.

to Jeffrey  
to Dr. S. D. Row

to C. B. St. Aubert

to Cliffe to arrange me these papers  
with instructions from Sir J. Wilson  
to arrange for publication of  
Sir J. Byrnes' appointment.  
Technically, Sir E. Suggs' tenure  
of office expires tomorrow - i.e.  
5 years from date of first  
assumption - although he  
actually left office on the  
27 Sept.

I have chosen Friday, as  
on instructions - as date was  
given by Sir J. Wilson - but  
that should do a allow time  
for circulation of this paper,  
copying of notice letters to  
the Palace & P.M.'s P.S. etc.  
after public. We can get  
on with the Commission,  
gazetting etc.; also we  
shd. let Mr. Noble know the  
times in which Sir J. Byrnes  
will take the aspt. (see  
letter to him of 1 Sept 1930) -  
we must consider action  
as to Customs facilities  
(see the same letter).

A. C. Parkhouse

4/ 19

Lord Passfield, with his humble duty to the King, begs to submit for Your Majesty's approval the name of Brigadier General Sir Joseph Aloysius Byrne, K.C.M.G., K.B.E., C.B., for appointment as Governor and Commander-in-Chief of Kenya Colony and Protectorate, in succession to Lieutenant Colonel Sir Edward Grigg, K.C.M.G., K.C.V.O., J.S.O., M.C., who will relinquish the Governorship shortly on completion of five years in that office.

Sir Joseph Byrne has a distinguished military and civil record. He served in the South African war and in the late war. From 1916 to 1920 he held the appointment of Inspector General of the Royal Irish Constabulary. In 1922 he was appointed Governor of the Seychelles, and held that office until his appointment in 1927 as Governor and Commander-in-Chief of Sierra Leone, which office he still holds.

Lord Passfield is confident that Sir Joseph Byrne is well qualified for the appointment, for which his name is now submitted.

(Sd) Lord Passfield

Downing Street,

5th September, 1930.

Mr. Parkin

4<sup>10</sup>

Please have draft when you  
propose. [N.B. see Mr. Robinson's  
note on slip below].

Sir J. Pyne has told me  
(a) that he heard of his approaching  
oppo. to many a friend Mr. Boyd,  
Home Office, from Lady  
Kendal, & from Lady  
Solomon - long before he got  
Mr. Robinson's letter.

(b) that as he wishes to come home  
in Nov: (after Mr. J. Keane  
Estimates) in order to have a  
month or so here, he hopes  
that the secrecy (!) of the matter  
may be removed by then - & he  
intends to back up with  
or signing a report.

(The F. & S. should know of  
the time as soon as the  
submission is approved.)

W. S. P. 9. 20.

W. S. P. 9. 20.  
Mr. Parkin

~~Confidential~~

TELEGRAMS: BOODLES PICCY LONDON.  
TELEPHONE NO. 5466  
5467  
5468 GERRARD

Winham Club  
BOODLES.

ST JAMES' STREET,

S.W.1.

3 11  
5<sup>th</sup> Sept.

Dear Mr. Robinson

I received last night your confidential  
letter of the 1<sup>st</sup> September relating to  
the Kenya Government list.

I feel honoured at having been thought  
worthy of consideration for this important  
post & I should be grateful if you  
would convey my thanks to Lord  
Pensford - inform him that I am  
desirous of having my name submitted  
to H.M. the King.

I quite understand the position outlined  
in your letter & I realize that

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circumstances do not permit of the  
terms of the appointment being  
more definitely stated

Yours very truly  
H. D. Jones



C.O.

2 23

Mr. Allen 27/9/30

Mr. Parkinson 27. 8. 30

Mr.

X Sir C. Bottomley 27. 8. 30

Sir J. Shuckburgh

Sir G. Grindle

+ Perm. U.S. of S. *29/8/30*

Parly. U.S. of S. *29/8/30*

Secretary of State.

For signature by the Private Secretary.

Downing Street,  
1 Sept  
August, 1930.

DRAFT.

*Adm. Sir Joseph Byrne*

*Brigadier General  
Sir Joseph K. Byrne  
KCMG: KBE: CB*

Cmd. 3574.

Lord Passfield has asked me to ascertain from you whether you would <sup>with</sup> like your name to be submitted to <sup>and considered in Cmd</sup> the King for appointment as Governor of Kenya. The present emoluments of the office of the Governor of Kenya are salary 5,000 and Duty Allowance £2,500, the latter being payable to the Officer Administering the Government when the Governor is absent on leave. In addition, <sup>with Governor</sup> an allowance of £1,000 is payable <sup>and</sup> as High Commissioner for Transport, Kenya, <sup>and</sup> Uganda, from the funds of the Kenya, <sup>and</sup> Uganda Railways and Harbours Administration. This allowance counts as salary and is drawn by the Governor of Kenya during leave.

C.O.

2 23

Mr. Allen 27/8/30

Mr. Parkinson L.P. 30

Mr.

X Sir C. Bottomley 27. 8. 30

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~~Dear~~ Sir Joseph Byrne,

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an allowance of £1,000 is payable <sup>to Sir G. Grindle</sup> as High

Commissioner for Transport, Kenya <sup>and</sup> Uganda,

from the funds of the Kenya <sup>and</sup> Uganda

Railways and Harbours Administration.

This allowance counts as salary and is

drawn by the Governor of Kenya during

leave.

Cmd. 3574.

leave.

Lord Passfield desires me to explain that, <sup>if</sup> ~~the adoption~~ of the proposals of His Majesty's Government

with regard to the question of closer

union in East Africa, as set out in

*Commonwealth Report*

~~para.~~ 3574, of which I enclose a copy.

~~readapted,~~  
would involve the appointment of a High

Commissioner in East Africa, <sup>to whom</sup> ~~to whom~~

*to whom the position of*

the Governor of Kenya, as also, the

Governors of Uganda and Tanganyika,

would stand to a very considerable degree

in a subordinate position. If a High

Commissioner were appointed in East

Africa, the Governor of Kenya would

cease to be High Commissioner for Trans-

port, and would relinquish the emoluments

attached to that office. Also, while

nothing has been decided in the matter,

it is possible that the emoluments of

the Kenya <sup>might</sup> ~~would~~ Governorship ~~would~~ be revised

*This proposal would be the basis of the High Commissioner's position in Kenya and Tanganyika.*

in view of the increased  
responsibility and  
cost of maintaining,

to a lower figure, but there is no  
reason, so far as can be seen, to  
suppose that they would be less than  
those now received by the Governor of  
the Tanganyika Territory, namely, <sup>Salary</sup> £4,500  
with £1,500 Duty Allowance.

I am also to explain that  
while the Secretary of State has in  
fact approved of the Governor of Kenya  
enjoying the privilege of exemption  
from import duty in respect of goods  
imported by <sup>him</sup> ~~you~~ for his own use, the  
present Governor, Sir Edward Grigg, <sup>has</sup> ~~did~~  
not take ~~the~~ steps to secure the privi-  
lege for himself, as the legislation  
would, for special reasons, have  
proved controversial, and in the circum-  
stances, it is not proposed to take  
any further action in the matter pending  
Sir <sup>E.</sup> Edward Grigg's retirement. But the  
Secretary of State hopes to be able to  
arrange before Sir E. Grigg's successor



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assumes

assumes office that the privilege shall  
have been extended to the Governor of  
Kenya.

Sir <sup>E.</sup>Edward Grigg will be granted  
three months' full pay leave <sup>in this country</sup> when he  
comes home, in October next, and in any  
<sup>his successor</sup>  
event, ~~he~~ would not be able to embark  
from England for Kenya until that leave  
had expired.

Perhaps you would be so kind  
as to let me know your wishes in the  
matter.

Lord Passfield would be  
glad if you <sup>would</sup> ~~will~~ treat this letter in  
strict confidence. *He reports that, as*

-----  
*in certain present circumstances, the  
terms of the appointment cannot be  
more definitely stated.*

Yr. v. truly  
Edw. S. Robinson

THURSO CASTLE,  
THURSO,

CAITHNESS.

25

29<sup>th</sup> Aug 1930.

My dear Bottomley

I think this is all right.

We must make it clear to Bygone  
that if by any chance a H.C. is  
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it is bound to make a difference  
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allowed the Leg Council to vote him.

It is rather difficult to do so, as  
I think you had better get Private  
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Hope you are not being killed  
with work. Weather very bad here.

Yrs sincerely  
G. H. Wilson

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2.7.8. 20.

Dear Wilson

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It would of course be nicer  
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big scale for the whole of  
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we can assume that the  
Ionic Committee and its  
aftermath will run to years  
I don't if that would be  
justified - or is it intended?

If we put Cameron's  
embarrassment of the Union in view,  
it must have Cameron's freedom  
from Customs duties.

Yours

W.C. Stoney

*H. C. Robinson*

Mr. Parkinson.

Yes.

A.C.G.P.

The sounding, I presume, would take the form of a letter from the Private Secretary as in the case of that to Sir William Peel of the 3rd February, 1930 - see 70921/30 General.

But there are three points:-

- (1) The letter should also explain as regards the possibility of the appointment of a High Commissioner as in the last paragraph of Mr. Boyd's letter to Mr. Duff of the 3rd July.
- (2) Something will have to be said as to salary, and it is a question whether any change should be made in the existing emoluments.
- (3) All the other East African Governors, etc., have been, or are being, exempted from Customs Duties, and it is a question whether a similar exemption should be allowed to Sir Edward Grieg's successor, although there is at present no legal provision for it.

attach notes with regard to points (2) and (3).

(Sd) H.T. Allen.  
26.8.33.

As to (1):- This should certainly be included in the letter; and I think that it would be well to point out that if a High Commissioner is appointed in East Africa, (a) Sir J. Byrne would cease to be High Commissioner for Transport, Kenya-Uganda, and would give up the emoluments attached to that office, and (b) while nothing has been decided in the matter, it is possible that the emoluments

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emoluments of the Kenya Governorship would be revised to a lower figure.

As to (2):- For the time being there would seem to be no justification for reducing the salary, etc. The expenses of the Kenya Governorship as now constituted are undoubtedly high, and I suggest that the offer should include a statement of the emoluments as they now are, viz: salary £5,000 and duty allowance £2,500 plus High Commissioner for Transport £1,000 - with the cautionary observation proposed under (1) above.

Note. The Governor of the Tanganyika Territory receives £4,500 plus £1,500 duty allowance: a downward revision of the Kenya salary to that level would seem appropriate if a High Commissioner is appointed who will relieve the Governor of Kenya not only of responsibility, but of entertaining expenses; and perhaps it would be desirable to say once to Sir J. Byrne that if a reduction in the Governor's emoluments is made, there is no reason, so far as can be seen, to suppose that they would be less than those now received by the Governor of the Tanganyika Territory, viz: £4,500 with £1,500 duty allowance.

As to (3):- It should be stated that while the Secretary of State had in fact approved of the Governor of Kenya enjoying this privilege which has been extended to the other East African Governors, Sir E. Grigg has not taken steps to secure the privilege for himself, as the legislation would, for special reasons, have proved controversial, and in the circumstances it is not

not proposed to take any further action in the matter pending Sir E. Grigg's retirement, but the Secretary of State hopes to be able to arrange before Sir E. Grigg's successor assumes office, that the privilege shall have been extended to the Governor of Kenya.

Note. In that case, we must take up with the Officer Administering the Government of Kenya, as soon as Sir E. Grigg leaves, the question of introducing the necessary legislation.

Further, Sir J. Byrne should be advised that Sir E. Grigg will be granted three months full pay leave when he comes home in October, and that in any event Sir J. Byrne would not be able to embark from England for Kenya until that leave has expired

(30217 E.A.  
No.40)

acc Parkin

26.8.20

Part of this has been discussed  
I just let me see what - I  
may be able to do for S. Wilson

Oct 26.8.20

28  
END

As reported elsewhere  
this is a very large IF.

I think we have got  
to say something, &  
this makes sense  
Oval.