

1921

KENYA

604
30804
21 JUN 21

FROM
GOVERNOR MONTAGU
CONF
124

DATE
27th MAY 1921

FOR CIRCULATION:-

- Mr.
- Mr.
- Mr.
- Mr. Grinillo
- Sir H. Lambert
- Sir H. Reed
- Sir G. Fiddes
- Mr. Wood
- Mr. Churchill

SUBJECT

LEAS

GOVERNOR'S DECLARATIONS

Encloses 3 asked for in C.O. despatch of 12.5.21

Previous Paper

MINUTES

QV
30296

Handwritten: In present case, the...
to... interest

Handwritten: Report...
to... of...
of a... case

Handwritten: ...
...
5-14-21
...

Subsequent Paper

30296

Handwritten: Early...
...

MINUTES.

MINUTES NOT TO BE WRITTEN
ON THIS SIDE.

You may have the
to see in case you
have any ideas at
this stage.

Mrs

29. Dec. 21

Mr. Baker.

We ought to have
these instruments to keep.

Will you send them
to us - especially or especially

OK
30/8

has made
1975
Baker had piece
of 2 stone boxes

Mrs

1. Dec. 21

at

to Lind

then had then for

Mrs

PROTECTORATE OF KENYA

Kenya Protectorate
No. 124.

GOVERNMENT HOUSE,
NAIROBI.

BRITISH EAST AFRICA.

27th May 1921.

CONFIDENTIAL

C O
30804
Recd
21 JUN 21

Sir,

With reference to my Confidential
despatch No. 57 of the 11th March 1921 for-
warding copies of the General Loan and
Inscribed Stock Ordinance, 1921, I have the
honour now to transmit the three declarations
mentioned in paragraph 2 of Viscount Milner's
Confidential despatch of the 12th May, 1920.

lpo
10/1
Declarations
CO

I have the honour to be,
Sir,

Your humble, obedient servant,

Edward Northey
GOVERNOR.

THE RIGHT HONOURABLE

WINSTON CHURCHILL, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S.W.

WHEREAS by an Ordinance of the Colony of Kenya (hereinafter called the "Colony" entitled "The General Loan and Inscribed Stock Ordinance, 1921" provision is made amongst other things under or by virtue of which the Governor is empowered to borrow and raise money by the creation and issue of stock which is to form part of the Public Debt of the Colony:

AND WHEREAS the said Ordinance also makes provision that the Governor may from ^{time} to time, in manner therein mentioned, cause all or any of the loans therein specified to be converted into stock which is also to form part of the Public Debt of the Colony:

AND WHEREAS by the said Ordinance it is further provided that the Governor may from time to time make arrangements with the Crown Agents for the Colonies for the creation and issue by them of any such stock, as aforesaid and the effecting of any such conversion, as aforesaid, and for inscribing any such stock, as aforesaid, in a register to be kept by them and for managing the transfers of any such stock, and for other the objects and purposes in the said Ordinance more particularly mentioned:

AND WHEREAS by an Act of the Parliament of the United Kingdom of Great Britain and Ireland, entitled "The Colonial Stock Act, 1877", it is amongst other things enacted that where provision has been made by the Legislature of a Colony, and otherwise for the inscription and transfer in a register kept in the United Kingdom by some bank, Colonial officer, or person (which bank, officer

officer, or person is in the said Act referred to as the Registrar) of any stock forming the whole or any part of the public Debt of such Colony, and the Government of such Colony shall cause a Declaration under the seal of such Colony or by some person in that behalf authorised under that seal, stating such provision and identifying the stock with respect to which it has been made to be left with the Commissioners of Inland Revenue, those Commissioners upon payment of the proper fee, shall record the same and such record and Declaration shall be open to inspection at all reasonable times in manner directed by the said Commissioners upon payment of the proper fees;

AND WHEREAS by reason of the premises it is expedient that Agents should be appointed for the purposes hereinafter appearing:

NOW THEREFORE, I, Edward Northey Major General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, in pursuance and exercise of every power and authority enabling me in that behalf, and by and with the advice and consent of the Executive Council of the Colony do by this instrument, issued under the Seal of the Colony, authorise and empower the Crown Agents for the Colonies for the time being, or any one or more of them, as and to be Agents or Agent of the Government of the Colony, to make, with reference to any such stock as aforesaid, forming part of the Public Debt of the Colony, the said Declaration required by "The Colonial Stock Act 1877" and for the purposes of, or in connection with, such Declaration or the making thereof, or the leaving or recording thereof, with the Commissioners of
Inland

Public Revenue to execute, sign and do all such necessary instruments, acts, and things as might or could have been done by or on behalf of the Government of the Colony, for the purpose of complying with the said provisions of "The Colonial Stock Act, 1877".

Given under my hand and the Public seal of the said Colony, this 27th day of May, 1921.

(Sgd) Edward Northey
GOVERNOR.

DECLARATION under "The General Loan and Inscribed
Stock Ordinance 1921" that Loans are
convertible into Inscribed
Stock.

WHEREAS by the 32nd Section of "The General Loan and Inscribed Stock Ordinance 1921" provision is made under or by virtue of which the Governor of the Colony of Kenya may authorise the Crown Agents when issuing any loan in the form of debentures to declare that such debentures will be convertible into inscribed stock at such dates and on such terms and conditions as may be prescribed by the Crown Agents at the time of the issue of the debentures, and he may declare all or any of the Kenya loans, whether existing in the form of stock or to be issued under the provisions of the said Ordinance debentures, to be convertible into inscribed stock, and may authorise the creation and issue of such an amount of inscribed stock in exchange for the securities held for such loans as may be necessary and also may authorise the creation and sale of any such inscribed stock or debentures for the purpose of raising money for redeeming any outstanding loans, for paying any expenses in the creation of inscribed stock, and otherwise for carrying out the provisions of the said Ordinance; and any conversion so authorised may be effected either by arrangement with the holders of existing securities or by purchase thereof out of money raised by the sale of inscribed stock, or partly in

DECLARATION under "The General Loan and Incribed
Stock Ordinance 1921" that Loans are
convertible into Incribed
Stock.

WHEREAS by the 32nd Section of "The General Loan and Incribed Stock Ordinance 1921" provision is made under or by virtue of which the Governor of the Colony of Kenya may authorise the Crown Agents when issuing any loan in the form of debentures to declare that such debentures will be convertible into inscribed stock at such dates and on such terms and conditions as may be prescribed by the Crown Agents at the time of the issue of the debentures, and he may declare all or any of the Kenya loans, whether existing in the form of stock or to be issued under the provisions of the said Ordinance debentures, to be convertible into inscribed stock, and may authorise the creation and issue of such an amount of inscribed stock in exchange for the securities held for such loans as may be necessary and also may authorise the creation and sale of any such inscribed stock or debentures for the purpose of raising money for redeeming any outstanding loans, for paying any expenses in the creation of inscribed stock, and otherwise for carrying out the provisions of the said Ordinance; and any conversion so authorised may be effected either by arrangement with the holders of existing securities or by purchase thereof out of money raised by the sale of inscribed stock, or partly in

in one way and partly in the other:

AND WHEREAS it is expedient that the Governor of the said Colony should exercise the powers and authorities vested in him by the hereinbefore in part recited Ordinance: NOW THEREFORE I, EDWARD NORTHEY, Major General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, in pursuance and in exercise of every power and authority enabling me in that behalf, do by this instrument issued under my hand and the Public Seal of the said Colony hereby authorize the Crown Agents when issuing any loan in the form of debentures to declare that such debentures will be convertible into inscribed stock at such dates and on such terms and conditions as may be prescribed by the Crown Agents at the time of the issue of the debentures, and I do hereby declare all or any of the said Kenya loans, whether existing in the form of stock or debentures, to be convertible into inscribed stock to be issued under the provisions of the said Ordinance, and I do hereby authorize the creation and issue of such an amount of inscribed stock in exchange for the securities held for such loans as may be necessary, and further authorize the creation and sale of any such inscribed stock or debentures for the purpose of raising money for redeeming any outstanding loans for paying any expenses in the creation of inscribed stock, and otherwise for carrying out the provisions of the said Ordinance, and that any conversion hereby so authorized may be effected either by arrangement with the holders of the existing securities, or by purchase thereof out of moneys -

in one way and partly in the other:

AND WHEREAS it is expedient that the Governor of the said Colony should exercise the powers and authorities vested in him by the hereinbefore in part recited Ordinance: NOW THEREFORE I, EDWARD MORTHEY, Major General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, in pursuance and in exercise of every power and authority enabling me in that behalf, do by this instrument issued under my hand and the Public Seal of the said Colony hereby authorize the Crown Agents when issuing any loan in the form of debentures to declare that such debentures will be convertible into inscribed stock at such dates and on such terms and conditions as may be prescribed by the Crown Agents at the time of the issue of the debentures, and I do hereby declare all or any of the said Kenya loans, whether existing in the form of stock or debentures, to be convertible into inscribed stock to be issued under the provisions of the said Ordinance, and I do hereby authorize the creation and issue of such an amount of inscribed stock in exchange for the securities held for such loans as may be necessary, and further authorize the creation and sale of any such inscribed stock or debentures for the purpose of raising money for redeeming any outstanding loans for paying any expenses in the creation of inscribed stock, and otherwise for carrying out the provisions of the said Ordinance, and that any conversion hereby so authorized may be effected either by arrangement with the holders of the existing securities, or by purchase thereof out of

moneys -

moneys raised by the sale of inscribed stock, or partly in one way and partly in the other.

Given under my hand and the Public Seal of the said Colony this 27th day of May in the year of our Lord one thousand nine hundred and twenty one.

(Sgd) Edward Northey

GOVERNOR.

moneys raised by the sale of inscribed stock, or partly in one way and partly in the other.

Given under my hand and the Public Seal of the said Colony this 27th day of May in the year of our Lord one thousand nine hundred and twenty nine.

(Sgd) Edward Northey

GOVERNOR.

REQUEST to the Crown Agents for the Colonies under the General Loan and Inscribed Stock Ordinance 1921 to make arrangements for creation and inscription of Stock etc.

WHEREAS by the 37th Section of the General Loan and Inscribed Stock Ordinance 1921 provision is made under or by virtue of which the person or persons for the time being acting as the Crown Agents for the Colonies in England may from time to time at the request of the Governor make arrangements for all or any of the following things:-

- (1) For inscribing stock in their books
- (2) For managing the creation, inscription and issue of inscribed stock.
- (3) For effecting the conversion of loans into inscribed stock.
- (4) For paying interest on inscribed stock and managing the transfers thereof.
- (5) For issuing inscribed stock certificates to bearer and as often as occasion shall require re-inscribing them.

Now therefore I, Edward Northey, Major General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, in pursuance and in the exercise of every power and authority enabling me in that behalf do by this instrument issued under my hand and the Public Seal of the said Colony request the

person

REQUEST to the Crown Agents for the Colonies under the General Loan and Inscribed Stock Ordinance 1921 to make arrangements for creation and inscription of Stock etc.

.....

WHEREAS by the 37th Section of the General Loan and Inscribed Stock Ordinance 1921 provision is made under or by virtue of which the person or persons for the time being acting as the Crown Agents for the Colonies in England may from time to time at the request of the Governor make arrangements for all or any of the following things-

- (1) For inscribing stock in their books
- (2) For managing the creation, inscription and issue of inscribed stock.
- (3) For effecting the conversion of loans into inscribed stock.
- (4) For paying interest on inscribed stock and managing the transfers thereof.
- (5) For issuing inscribed stock certificates to bearer and as often as occasion shall require re-inscribing them.

Now therefore I, Edward Northey, Major General of His Majesty's Forces, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, Governor and Commander-in-Chief of the Colony and Protectorate of Kenya, in pursuance and in the exercise of every power and authority enabling me in that behalf do by this instrument issued under my hand and the Public Seal of the said Colony request the

person

person or persons for the time being acting as Crown Agents for the Colonies in England to make arrangements for all or any of the things above mentioned.

Given under my hand and the Public Seal of the said Colony this 29th day of May in the year of our Lord one thousand nine hundred and twenty-one.

(Sgd) EDWARD . NORTHY,

Governor.

(Seal)

to pay without further
information from the person
for which we have just
asked by telegraph. It is
impossible to say at present
whether it will be possible
to receive anything under
this head, but no reliance
can be placed upon it.

It should be noted that
the Treasurer's Report should
be made to draw further on
the Co., and the Co. should
be named "Semi-officially"

W.D.

5.11.21

This can come up when we
have got our letter (now
being drafted) on the
proposals of the house.
We shall also send figures to
the committee
with them

3.11.21

W.D.

to pay without further
information from the persons
for which we have just
asked by Telegram. It is
impossible to say at present
whether it will be possible
to secure anything under
this head, but no reliance
can be placed upon it.

It should be noted that
the Treasurer's Reports shall
have to draw funds on
the C.A. and the La. Rules
Bookstore, to be named "Semi-Officially"

JWB

3.11.21

This can come up when A.
have got our letter (now
very draft) on the
performance of the home
we shall use as well as give the
general public. W.C.
with them. 3.11.21

Page 6

TELEGRAM from the Governor of Kenya to the Secretary of
State for the Colonies.

Dated 28th May.

(Received Colonial Office 9.10 a.m. 1st June, 1921).

Rec'd

27223

21

285. 28th May. Your telegram 11th May about
230,000 only if overdraft with Crown Agents (assignable)
to loan. Balance of local funds falling and Treasurer
may have shortly to draw on Crown Agents. Principal
causes of overdraft are (1) exhaustion surplus balances
and funds out of which store and cash balances were
formerly financed (2) increasing surplus of liabilities
over assets ^{which are} now estimated at over £350,000 on 31st March
last (3) increased value of railway and Public Works
Department unallocated stores and possibly (4) debt
due by War Office to reduce which £200,000 has been
asked unless this has been paid already.

MORTHEY.

Tel. Address - "SIGNALLY AVE." LONDON. Telephone - 3240 LONDON WALL.

TELEGRAM

ISSUED FROM CHIEF CABLE STATION, ELECTRA HOUSE, FINSBURY PAVEMENT.
REPLIES SHOULD BE ORDERED

Via Eastern

Doubtful words should be OFFICIALLY repeated. See Rule Book.
No inquiry regarding this Telegram can be attended to without production of this Copy

See back of copy for list of Company's Stations in London and Telephone Numbers



Examples: PW-3.45 p.m.
HL-8.55 p.m.



Click Name. Time Received



617

DA 79 BH NAIROBI 80 OR 28 GVT

- CHAPELRIES EN -

28 May 1914

\$30,000

285 MARSHPEEP UNFRIABLE, ABOUT PINEBARREN

ca. [assignable]

ONLY IF OVERDRAFT WITH CUNEAU ASSIGABLE

TO BAN SILVERGOD *Balance of local funds* ASCENDANT FRUCTIFIED

FALLING AND TREASURER *my hand* MARSHTON *shortly*

Edman DREARIHOOD ON *ca* CUNEAU SILVERGOD *B* PRINCIPAL

ca OVERDRAFT ARE (ONE) EXHAUSTION

vs. Date Time handed in in letters see back above and 31000

1	2	3	4	5	6
1	2	3	4	5	6

Reference: **C.O. 533 / 259**

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TELEGRAPH COMPANY
CABLE ROUTES FOR TELEGRAMS
TO
INDIA, CHINA
EGYPT.

AVE., LONDON Telephone: 3240 LONDON WALL.

TELEGRAM

CHIEF CABLE STATION, ELECTRA HOUSE, PINSBURY PAVEMENT
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Via Eastern

be OFFICIALLY repeated. See Rule Book
can be taken without production of this copy
of form for list of cable stations in London Telephone Numbers



DL 3.45
NL 8.55

613

Da 49 BA. L

out of which
BUS. AND FUNDS OVIFERAS STORE AND

BALANCES WERE FORMERLY FINANCED (TWO)

ASING SURPLUS OF Liabilities LAPPOLINA ASSETS

estimated at
ENCHISEL OVER PINTDRINK ON MANSATE (THREE)

Value of
ASED THIRSTY RAILWAY AND P. Water Dept TRATORRY

ALLOCATED STORES AND POSSIBLY FOUR DEBT

TELEGRAPH COMPANY

ROUTES FOR TELEGRAMS
TO
INDIA, CHINA
EGYPT

AVE. LONDON. Telephone: 3240 LONDON WALL.

TELEGRAM

WIRE CABLE STATION, ELECTRA HOUSE, FINSBURY PAVEMENT.
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Via Eastern

be OFFICIALLY repeated. See Rule Book
This Telegram can be transmitted without production of this copy
of form for list of Telegram Stations in London and Telephone Numbers



Outer Circle, PW 3.45
Inner Circle, WL 8.55

613

Da 79 B.A. 2

out of which
RESUS. AND FUNDS OVIFERAS STORE AND
BALANCES WERE FORMERLY FINANCED (TWC)

Liabilities
ASING SURPLUS OF LAPPOLINA OVER ASSETS
added also
TO STADOR
31 months lost
ENCHISEL OVER PINTDRINK ON MANSATE (THREE)

Value of
BASED THIRSTY RAILWAY AND *P. Water Dept* TRATORLY
UNALLOCATED STORES AND POSSIBLY FOUR DEBT

GRAPH COMP
ROUTES FOR TELEGRAMS
TO
INDIA, CH
EGYPT

AVE. LONDON Telephone: 3240 LONDON WALL.

TELEGRAM

CHIEF CABLE STATION, ELECTRA HOUSE, FINSBURY PAVEMENT
COPIES SHOULD BE ORDERED

Via Eastern

be OFFICIALLY repeated. See Rule Book
Program can be altered without production of this type
of form for use of Station in London Telephone Numbers



613

Da 79 BH. 2

out of which
ASSETS AND FUNDS OVIFERAS STORE AND
BALANCES WERE FORMERLY FINANCED (TWO)

BASED SURPLUS OF LIABILITIES LAPPOLINA OVER ASSETS

estimated at \$350,000
ENCHISEL OVER PINTDRINK ON MANSATE (THREE)

BASED THIRSTY RAILWAY AND P. Water Dept TRATORLY

ALLOCATED STORES AND POSSIBLY FOUR DEBT

GRAPH COM
ROUTES FOR TELEGRAM
TO
INDIA, CHINA, J.
EGYPT, ALL PARTS OF

11, AVE., LONDON Telephone: 6240 LONDON WALL.

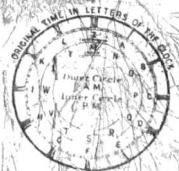
TELEGRAM

CHIEF CABLE STATION, ELECTRA HOUSE, FINSBURY PAVEMENT

COPIES SHOULD BE ORDERED

Via Eastern

Words should be OFFICIALLY repeated. See Rule Book.
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Form for list of Company's Stations in London and Telephone Numbers.



Examples, PW 2.45 p.m.
HL 5.55 a.m.

619

Da Y9 - 6H - 2

War Office *to reduce* *£200,000*

DAMAGE TIRATRICE REBRACE WHICH PINTASTE

has been asked *unless this* *has been paid*

ANTAGALLO TEXTERNA PANTOFLOAT ALREADY

= NORTHY