

40089

REGISTRARS

DATE
18TH AUGUST 1981

Page 15 of 21

SUBJECT

CABLE LAYD THE LICENSING

Enclosed 5 prints.

Sir G. Fiddler
Mr. Wood
Mr. [unclear]

Previous Paper

MINUTES

100
7833

Send 5 copies to [unclear]

Send Draft at 5/1/81

lots

17. [unclear] [unclear]
[unclear]

~~EAD~~

5 copies to Day 1290 - 22 Aug 81

[Handwritten signature]

Subsequent Paper

1/32

40388
 16 621
 12th August, 1921.

Mr.

We beg to refer to the letters quoted in the margin and other correspondence, and to send herewith, under separate cover, six prints of each of the following landing licences:-

- Gibraltar
- Malta
- Cyprus (Lease of Plot of Land)
 - (Landing Licence)
 - (Supplementary Agreement)
- Mauritius
- Seychelles
- Kenya
- Zanzibar
- Tanganyika
- Ceylon
- Straits Settlements
- St. Helena
- Gambia
- Sierra Leone
- Nigeria

Further copies of the above Licences can be furnished, if desired.

I am, etc.

(SIGNED) A. W. B. BENDIS
 per E. J. H.
 Traffic Accountant

1/32

C. P. Electra House,

47888

Finchley Park Road,

London.

15 621

E.O.

12th August, 1921.

Sir,

We beg to refer to the letters quoted in the margin and other correspondence, and to send herewith, under separate cover, six prints of each of the following landing licences:-

Gibraltar

Malta

Cyprus (Lease of Plot of Land)

• (Landing Licence)

• (Supplementary Agreement)

Mauritius

Seychelles

Kenya

Zanzibar

Tanganyika

Ceylon

Straits Settlements

St. Helena

Gambia

Sierra Leone

Nigeria

Further copies of the above Licenses can be furnished, if desired.

I am, etc.

(SIGNED) A. W. A. BRINDEN

per E.O.A.

Traffic Accountant

LANDING LICENCE FOR A CABLE AT LARNACA.

14TH DECEMBER, 1920.

This Indenture, made the 14th day of December, 1920, BETWEEN THE ACTING HIGH COMMISSIONER OF CYPRUS (hereinafter called "the High Commissioner") of the first part, HIS MAJESTY'S POSTMASTER-GENERAL (hereinafter called "the Postmaster-General") of the second part, and THE EASTERN TELEGRAPH COMPANY, LIMITED (hereinafter called "the Company") of the third part.

WHEREAS the Company have applied to the said High Commissioner for licence to continue to maintain and use the existing line of telegraphic cable upon the foreshore and bed of the sea belonging to His Majesty at Larnaca, and the said High Commissioner has agreed to grant such licence upon the terms and conditions hereinafter set out:

NOW THIS INDENTURE WITNESSETH that the High Commissioner does by these presents grant unto the Company licence and permission to continue to maintain and renew, and to use on and along the foreshore and bed of the sea belonging to His Majesty at Larnaca aforesaid in a seaward direction, as shown by the red line marked AB, in the plan hereunto annexed, a line of telegraphic cable to be carried direct to Alexandria, and to be there landed for the purpose of transmitting telegrams between Cyprus and that place and places beyond in either direction.

To HAVE AND TO HOLD the said licence hereby granted unto the Company until the 31st day of December, 1924.

YIELDING AND PAYING therefor during the said term unto the High Commissioner the yearly rent of one pound, in respect of the said cable to be paid to the High Commissioner on the 1st day of January in every year, the first payment (being due on the 1st day of January, 1920), to be made as soon as this Licence is signed by the Company

subject always to all the conditions laid down in respect of the said cable in the Licence dated the 7th day of March, 1910, as modified by the undermentioned conditions.

(1) The Company will from time to time furnish to the Postmaster General at his request all such information as to the rates of charge for telegrams, the extent and amount of its business and their income and expenditure, and their financial position, as the Postmaster General may from time to time reasonably require, having regard to the ordinary staff and administrative capacity of the Company. Provided that such information shall (except for the purposes of this Agreement and such determination of differences as hereinafter mentioned) be treated as strictly private, and shall be in no way published or publicly made use of (except as last aforesaid) without the consent of the Company.

(2) The Company shall not at any time, without the consent in writing of the Postmaster General, directly or indirectly increase the rates of charge for telegrams at any time to any amount by such an amount as shall be necessary to cover any amount by which their outpayments in respect of telegrams to other Administrations and Telegraph Companies (except any of the Eastern and Associated Companies) shall be increased after the date of this licence. The above expression "The Eastern and Associated Companies" means the Eastern Telegraph Company, Limited, the Eastern Extension Australasia and China Telegraph Company, Limited, the Eastern and South African Telegraph Company, Limited, the West African Telegraph Company, Limited, the Europe and Azores Telegraph Company, Limited, the African Direct Telegraph Company, Limited, and La Societe Anonyme Belge des Cables Telegraphiques.

(3) If the Postmaster General, without the consent to any increase in the rates of charge, the difference between the Postmaster General and the Company shall stand referred to the Railway and Canal Commission, who in determining such difference shall consider whether any increase in the rates of charge is just and reasonable.

(4) The Postmaster General may at any time by notice in writing delivered to the Company object to the rates of charge of the Company or any of them on the

To HAVE AND TO HOLD the said licence hereby granted unto the Company until the 31st day of December, 1920.

YIELDING AND PAYING therefor during the said term unto the High Commissioner the yearly rent of one pound, in respect of the said cable to be paid to the High Commissioner on the 1st day of January in every year, the first payment being due on the 1st day of January, 1920, to be made as soon as this Licence is signed by the Company.

Subject always to all the conditions laid down in respect of the said cable in the Licence dated the 7th day of March, 1910, as modified by the undermentioned conditions.

1. The Company will from time to time furnish to the Postmaster-General at his request all such information as to the rates of charge for telegrams, the extent and condition of their business, and their income and expenditure, and their financial position, as the Postmaster-General may from time to time reasonably require, having regard to the ordinary staff and administrative capacity of the Company. Provided that such information shall (except for the purposes of this Agreement and such determination of differences as hereinafter mentioned) be treated as strictly private, and shall be in no way published or publicly made use of (except as hereinafter provided) without the consent of the Company.

(2) The Company shall not at any time, without the consent in writing of the Postmaster-General, directly or indirectly increase the rates of charge for telegrams at present in force, except by such an amount as shall be necessary to cover any amount by which their outpayments in respect of telegrams to other Administrations and Telegraph Companies (except any of the Eastern and Associated Companies) shall be increased after the date of this licence. The above expression "The Eastern and Associated Companies" means the Eastern Telegraph Company, Limited, the Eastern Extension Australasia and China Telegraph Company, Limited, the Eastern and South African Telegraph Company, Limited, the West African Telegraph Company, Limited, the Europe and Azores Telegraph Company, Limited, the African Direct Telegraph Company, Limited, and La Société Anonyme Belge des Câbles Télégraphiques.

(3) If the Postmaster-General shall determine that by any increase in the rates of charge, the difference between the Postmaster-General and the Company shall stand referred to the Railway and Canal Commission, who in determining such difference shall consider whether any increase in the rates of charge is just and reasonable.

(4) The Postmaster-General may at any time by notice in writing delivered to the Company object to the rates of charge of the Company or any of them on the

ground that they are not just and reasonable or request the Company to make provision for specially low rates for traffic of a non-urgent character to be transmitted at times when the cables would not otherwise be fully used, provided that in considering the introduction of such low rates due regard shall be paid to any difficulties in respect of the provision of staff and the necessity of maintaining the full capacity of the line at all times.

(5) If when any such objection or requisition has been made the Postmaster-General and the Company are unable to agree as to the rates of charge which are the subject of the objection, or requisition, the difference shall be referred to the Railway and Canal Commission which shall have power to fix such rates of charge as they may consider just and reasonable.

(6) The Company may at any time after an interval of 12 calendar months from determination of such difference by the Railway and Canal Commission, by notice in writing delivered to the Postmaster-General, object to the rates of charge so fixed or any of them, on the ground that they are unremunerative to the Company and that a higher rate or rates would be just and reasonable.

(7) If when any such objection as last aforesaid has been made the Postmaster-General and the Company are

unable to agree as aforesaid, the difference shall stand referred to the Railway and Canal Commission with the like consequences as aforesaid.

(8) The provisions of the Telegraph (Arbitration) Act, 1909, shall apply to the determination of any such difference as is referred to in this clause.

2. The Company will from time to time furnish to the High Commissioner or the Postmaster-General at his request all such particulars of the traffic passing over their telegraphs, and originating in or destined for or passing in transit through the Colony (including the distribution of such traffic among the Company's cables during any specified periods of the day, night or week), as the High Commissioner or the Postmaster-General may from time to time reasonably require, provided always that regard shall be had to the ordinary staff and administrative capacity of the Company as regards the volume of statistics to be supplied, but such particulars shall (except as herein provided) be treated as strictly private, and be in no way published or publicly made use of, except with the consent of the Company or when included with other published General Returns.

ground that they are not just and reasonable or request the Company to make provision for specially low rates for traffic of a non-urgent character to be transmitted at times when the cables would not otherwise be fully used, provided that in considering the introduction of such low rates due regard shall be paid to any difficulties in respect of the provision of staff and the necessity of maintaining the full and regular service in a state of efficiency.

(5) If when any such objection or requisition has been made the Postmaster-General and the Company are unable to agree as to the rates of charge which are the subject of the objection or requisition, the difference shall be referred to the Railway and Canal Commission which shall have power to fix such rates of charge as they may consider just and reasonable.

(6) The Company may at any time after an interval of 12 calendar months from determination of such difference by the Railway and Canal Commission, by notice in writing delivered to the Postmaster-General, subject to the rates of charge so fixed or any of them, on the ground that they are unremunerative to the Company and that a higher rate or rates would be just and reasonable.

(7) If when any such objection as last aforesaid has been made the Postmaster-General and the Company are

unable to agree as aforesaid, the difference shall stand referred to the Railway and Canal Commission with the like consequences as aforesaid.

(8) The provisions of the Telegraph (Arbitration) Act, 1906, shall apply to the determination of any such difference as is referred to in this clause.

2. The Company will from time to time furnish to the High Commissioner or the Postmaster-General at his request all such particulars of the traffic passing over their telegraphs, and originating in or destined for or passing in transit through the Colony (including the distribution of such traffic among the Company's cables during any specified periods of the day, night or week), as the High Commissioner or the Postmaster-General may from time to time reasonably require, provided always that regard shall be had to the ordinary staff and administrative capacity of the Company as regards the volume of statistics to be supplied, but such particulars shall (except as herein provided) be treated as strictly private, and be in no way published or publicly made use of, except with the consent of the Company or when included with other published General Returns.

IN WITNESS WHEREOF the Acting High Commissioner hath hereunto set his hand and the Public Seal of the Colony, and the Postmaster General hath hereunto set his hand and Seal, and the Company have caused their Common Seal to be hereunto affixed the day and year first above written.

Signed, sealed and delivered by HIS EXCELLENCY CYRIL DOUGLAS FENN, Acting High Commissioner, in the presence of P. H. HINDS, Private Secretary

C. D. FENN, Acting High Commissioner



Signed, sealed and delivered by SIR GEORGE EVELYN PEMBERTON MURRAY, K.C.B., one of the Secretaries to the Post Office, for and in the name and as the seal and deed of His Majesty's Postmaster-General by virtue of the power in that behalf conferred by the Post Office Act, 1908, in the presence of T. M. BANKS, General Post Office, F.C., Private Secretary

A. H. ILLINGWORTH, BY G. F. R. MURRAY



The Common Seal of the Eastern Telegraph Company, Limited, was hereunto affixed in the presence of

J. C. DENISON-PENDER, Director, A. R. HARDIE, Secretary.



Dated 14th December, 1920.

THE HIGH COMMISSIONER OF
CYPRUS
THE POSTMASTER GENERAL,
AND
THE EASTERN TELEGRAPH
COMPANY, LIMITED.

Landing Licence
FOR A CABLE AT LARNACA.

40388/74 Kenya

132

July

19 Aug 1944

DRAFT.

Kenya No. 1200
O.S.

Sir,

I have the honor to refer to Sir Edward

Northey's report No. 42 of the 11th

of January, and to ~~conclude~~ ^{transmit to you}

five ~~other~~ points of the Landings

License for Cable at Mombasa

granted to the Eastern & South

African Telegraph Company Ltd

~~containing the following details~~

MINUTE.

- Mr. Clark 17/8/
- Mr. Robinson 18/8
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]
- Mr. [unclear]

Done 1/10/44