

1923

NYASALAND PROT.

20508

REC  
SER: 2 25 23

to the  
of the local allowance  
affidavit. I have the  
migration report center  
to your instructions to re

MINUTE  
The Judge in this should  
go to the history for observation?  
The case is of the document  
submitted by the  
of the case.

1920

is said (8'2(2) to be "in addition to" and "not in addition to" President

Phillips with  
does not apply to the  
shown in (a) (b) above and  
to persons of other states. 18

The present provision seems  
to be in force. It  
applies to the STAs  
which are included in the  
list of 1913, (and which  
are not of it, certainly)  
if certain the necessary  
are under it.  
and of the etc.

High level by  
and in the the fact  
"negotiated" as to the  
of the to be and by

It is the the  
and the  
to be covered of and  
may not be and the  
of the

as the enactment...  
 differentiation in the...  
 Kenya and Uganda ceased to operate...  
 Amalgamation Ordinance, 1918...  
 ing of goods into the Uganda Protectorate...  
 shows that the Tariffs imposed by subsection...  
 do not apply to importations through...  
 which governed by the Kenya Tariff Ordinance...  
 cases where special concessions were provided...  
 of the Customs (Amendment) Ordinance, 1922...  
 legal anomaly...  
 present tariff...  
 during the intervening...  
 the Uganda Protectorate...  
 for purposes of import...

5. It would appear...

merchants had no legal...  
 change in tariff...  
 equally to them...  
 imported via...  
 instances...  
 Departmental...  
 goods books...  
 force would...  
 under the...  
 was repealed...  
 27th September...

6. The Acting Governor...

November...  
 that the...  
 was notified to local...  
 and...

DEPARTMENT OF AGRICULTURE  
DRAFT

and herewith Mr. R. G. Wood, Cotton Specialist of the United States Cotton Growing Corporation, submitted in accordance with instructions under the reference quoted by him.

2. I may state that I am in general agreement with the conclusions expressed by Mr. Wood in his report on the use for cotton in the Territory, and that the research of the most highly specialized and purely academic nature, and the existence of facilities and properly balanced scientific staffs.

3. In addition, the work of the properly staffed would be of general benefit in relation to agriculture; and cotton production in this benefit, with other crops. In consideration, that what assists other crops equally assists their inseparable companion, cotton, cannot be ignored.

Signed: A. H. KIRBY.

DIRECTOR.

Copy to the Cotton Specialist.

EMPIRE COTTON...  
has been...

Secretary to Government

despatch...  
contribute...  
contact...  
Sir,

I used orally...  
his suggestion...  
November 3rd...  
only is enclosed...  
to inform you that I...  
Warner. Sir J.

February. My sta...  
R.C. Wood...  
industry

received...  
to report, whether...  
point of view of the...  
drap...

J. de...  
up...  
reply however needs some...

reply...  
the...  
the...

DRAFT

See

Empire Cotton Spinning Corporation

to be read before the Council

MINUTE.

of the Empire Cotton Spinning

Mr. Burt July 27

Corporation, a copy of a despatch

Mr. Mackay

Mr. ...

from the port of Singapore, 7

Mr. ...

dated Feb 2nd 1913 forwarding

Mr. ...

Mr. ...

~~copy of the report~~

Mr. ...

Duke of ...

a Conference of representatives

of the ...

1/10/13  
1/10/13  
1/10/13



to examine the  
the question  
has been considered by a  
Committee appointed in Uganda,  
and a copy of this Committee's  
enclosed. The rest  
of the  
grading of the

MAP

(3)

MINUTE

Mr.  
Mr.  
Mr.  
Mr. Davis.  
Mr. G. G. G.  
Mr. H. H. H.  
Mr. J. J. J.  
Mr. K. K. K.

provisional  
which members of the  
colony staff may  
claim to return, and  
as the recommendations  
the Ctee are supported  
by the Govts. of Kenya and  
the Tang. Terr., the S. G.  
submit them for the  
approval of the  
Committee



which are on  
borderline

on the whole, it  
as they are designed  
to replace ~~some~~  
practice they can  
properly be regarded  
as part of the officer's  
salary, and not as  
duty allowance, attached  
to the posts of A & B

? So decide

and copy of ~~the~~ the

copy to reply to

2. 24. 0

9. 24. 0

H. 24. 0

1. 24. 0

2. 24. 0

3. 24. 0

23. 0. 0

Minister of Customs Kenya to the  
Zanzibar.

H.M. CUSTOMS  
MOMBASA

28th Nov 1951

His Excellency, Sir Robert Boyd,  
Zanzibar, has asked the preparation of a  
provisional arrangement for the manufacture of soap shall be  
free of Customs duty on importation into  
Zanzibar, similar privileges being accorded,  
in respect of Zanzibar, to goods which are the growth  
produce or manufacture of Kenya or Uganda.

At the present time the principal items which would be  
affected by such an arrangement are soap and fresh fruit  
from Zanzibar and meat and bacon from this territory. The  
trade in these goods, with the possible exception of soap,  
is inconsiderable from a revenue point of view, but the  
removal of restrictions should certainly encourage inter-  
territorial trade and a net loss in revenue would be  
than counterbalanced by increased prosperity, with consequent  
increased revenue from other sources.

An agreement with the Government of Tanganyika  
Territory has been reached and it is hoped that the legisla-  
tion necessary to give effect to it will be enacted at the  
meeting of the Legislative Council to be held

His Excellency has  
to advise you direct in order that no time  
that you will be informed to inform  
you in agreement.

themselves as one territory and to make such arrangements as they wish relating to internal tariffs but whether, in view of the Declaration between Great Britain and Zanzibar of 1862 guaranteeing the independence of the Sultan of Zanzibar, His Highness's objections could be included in such an arrangement, appears to be open to question.

I regret that in writing my confidential letter of the 12th of last August to the Secretary of State the question of the treaty obligations as these may affect the subject of a Customs Union, was overlooked and it will appear before going further into the economic aspect of the proposal that an authoritative decision as to the extent to which Zanzibar is bound by these obligations should be obtained.

6. I may, however, mention that in looking at the question from an economic point of view, the matter to be kept in mind is the large and old established trade with India which far exceeds in value that with any other country. India takes half the country's produce and pays for them by exports chiefly of cotton piece goods, flour and ghee. Neither Kenya Territory or Uganda is in a position to compete with India. It is therefore obvious that any change in arrangements which might have the effect of disturbing existing trade relations with India requires the fullest consideration.

I have, etc.

SA. JAMES H. STUBBINS

PRINCE RESIDENT

STATEMENT OF REVENUE

- 1. Title.
- 2. Location.
- 3. Date.
- 4. Taxes when due.
- 5. Dates or may pay.
- 6. Rates.
- 7. Penalties.
- 8. Mode of collection.
- 9. Method for defaulters.
- 10. Recovery by civil suit.
- 11. Collector's, or require production of receipt for tax.
- 12. Powers of the Governor.
- 13. Magistrates in any case in which they are concerned.
- 14. Application of Ordinance to German hut and poll tax.

TERRITORY



27th JUNE 1922

Ordinance to make provision for the payment of Hut and Poll Taxes

No. 12 of 1922

ENACTED BY THE GOVERNOR AND COUNCIL OF THE TERRITORY

That there may be levied as the Hut and Poll Tax

1. In this Ordinance, unless the context otherwise requires, the word "native" means any member of an African race, is a subject of the State or Somali, or any other tribe or clan, and includes any hut, building, or shed, or any other structure commonly used by natives as a dwelling.

2. The word "collector" includes an administrative officer and any person appointed by the Governor to assist in the collection of taxes payable under this Ordinance.

3. There shall be due and payable to His Majesty for the purposes of His Government of the Territory on the first day of April 1922, and on every subsequent first day of April in respect of every hut a tax hereinafter referred to as hut tax of such amount as the Governor in accordance with section six hereof may prescribe.

The owner and occupier of every hut shall jointly and severally be liable for the payment of hut tax. Provided always that, where the hut is occupied by the occupier, he shall be entitled to recover the amount of hut tax from the owner, and shall for this purpose be entitled to deduct the amount of hut tax from any rent payable.

4. Where the owner of any hut occupies and has living with him not more than one wife, he shall be liable to pay an additional tax in respect of each wife after the first.

5. Every able-bodied male native of the apparent age of sixteen years or over who is not the owner of a hut shall pay annually a poll tax of such amount as the Governor in accordance with section six hereof may prescribe.

subject to instructions before conference.  
 The Board as European  
 The Resident point out that  
 distinction is made in the new Code of  
 regulations between the non-European  
 Subordinate Staff & the ungraded staff  
 of illiterate Africans, & that to meet  
 the case of Africans educated in the  
 Govt schools should be employed in the  
 higher grade educational posts, as the  
 distinction is being made between  
 Africans educated in Zangibar  
 & those educated elsewhere.

Somaliand is against any

change

Irishmen

British

of 5 years' probation,  
 as has been suggested elsewhere to  
 in respect of British clergy  
 employed. Copy of existing  
 regulations enclosed.

Propose to

as a result of the  
 5 years' probation  
 as there is to be no  
 length of probation

As previously stated  
 the Board as European  
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 distinction is made in the new Code of  
 regulations between the non-European  
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 Africans educated in Zangibar  
 & those educated elsewhere.

C.G. 533 300

MUSEUM OF THE UNIVERSITY OF CAMBRIDGE

Circular

Before promotion from Grade IV  
 must serve for three years in  
 that pass an examination or be certifi-  
 cated by his Department as deserving of  
 accordance with the scheme set out  
 in the enclosed circular. If a clerk duly  
 promoted from Grade IV to Grade II  
 appear to be no good reason why he  
 should be promoted on the completion of three  
 years of failure to qualify he  
 should continue to serve as a  
 clerk being dispensed with  
 Government in the event of  
 promotion to  
 therefore, the minimum  
 three years a clerk who is not  
 properly qualified should continue to serve on agree-  
 ment for any length of time. There are of  
 course a large number of clerks who have entered the  
 service at a grade higher than Grade IV and no reason why they  
 should not be promoted after three years' service  
 if their qualifications were engaged  
 time it was impossible  
 pay offered in Grade IV  
 The opinion expressed above is based  
 on a consideration of the question as affecting the  
 staff only, but I wish to bring to Your  
 attention another set of considerations which  
 I deem to keep the list of clerks out of the  
 Government service open as far as possible for

...of pensions... was authorized, subject... procedure. The... measure, and... he could... territory could... any expenditure of this account... the afore made further enquiry on this point to which the General Officer Commanding replied that pensions were debitable to Imperial Funds.

NOTE

Administrative Officers were accordingly requested to submit the names of applicants for pension and all relevant particulars.

LEAVE SPACE

At present 20 pensioners are on roll and are in receipt of aid which totals \$128 12s 6d per month.

3. The Kenya Government has from time to time to what Department of the Government the cost of carrier pensions was able, but nothing definite seemed to be settled. A recent letter was received from the Colonial Secretary, Nairobi, of which a copy is enclosed.

Nairobi  
April 1923.

To give effect to the procedure in paragraph 2 of that letter it is proposed, if Your Grace agrees, to submit quarterly claims to the Ministry of Pensions through the Agents for reimbursement. As regards paragraph 2 no instructions have been received by this Government cancelling those previously issued and pensions dating back to 1st January 1921 have only recently been sanctioned, while some claims are still outstanding having been referred

RECEIVED  
OFFICE LONDON

in order to be able to meet the Govt.  
I should like to see a quarter  
of high cost work, which would  
be to be made in the estimation,  
I am with the provision of office  
with the provision of quarters  
available.

I should like if possible to  
arrange matters so that it is  
not necessary to vary the  
terms of Apr. 4th & the agreement,  
both of which concern other dependants.  
The above have also in a  
definite condition of service +  
must be considered upheld: the  
intention is to abolish or reduce  
to a minimum the cases in  
which it is payable.

Then relevant words of  
Apr. 4th are:

Govt. quarters free of  
rent, fuel, light, gas or similar  
outgoings, or furnished with  
water, heating, electricity, etc.

available when such quarters are  
available, but if other temporary shelter  
is provided or in certain cases an allowance  
in lieu of quarters is granted at  
the discretion of the Govt.

The usual form of agreement  
says:

Govt. quarters free of rent  
(but not of rates or other necessary  
outgoings) will be provided, if  
single men when such quarters  
are available when such quarters  
are not available the  
engaged will be provided with  
temporary shelter  
which will be  
at the discretion of the Govt.

There is nothing therefore in  
the contract with officers about  
provision of a house  
the 1st of the grant of any  
allowance is purely discretionary, a  
"temporary shelter" is regarded  
as quarters.

The alteration would therefore  
appear to be necessary if  
proposed before any



QUARTERS ALLOWANCE (1) Officers stationed in a town or recognised Station who are provided with Government Quarters are entitled to an Allowance in lieu thereof.

(2) Government Quarters are free of all charges, such as rates and taxes, rent, light, water, sanitary services, or other outgoings.

(3) Quarters mean accommodation in a Government building of permanent or semi-permanent nature, the best the Government can provide in the circumstances.

(4) Officers who cannot be supplied with regular quarters owing to the condition of their employment, e.g., constant travelling, or the nature of the work in which they are stationed, will be provided with suitable shelter, and are not entitled to an Allowance in lieu of quarters.

(5) Where regular quarters have been allocated, an officer will not be entitled to an Allowance during absence on tour or local leave. When the quarters of an officer are on tour or local leave, the period of absence will be taken into account in the production of vouchers in support of his claim.

(6) When an Officer entitled to an allowance in lieu of quarters is on tour or local leave, no deduction will be made for the period of such absence. Officers travelling on transfer from one station to another or proceeding on leave will not be entitled to an allowance for quarters.

QUARTERS ALLOWANCE - (1) Officers stationed in a town or recognised Station who are provided with Government quarters are entitled to an Allowance in lieu thereof.

(2) "Government quarters" mean quarters free of all charges, net of rates and taxes, payment for light, gas, water, sanitary services or other outgoings.

(3) "Quarters" mean accommodation in a Government building of permanent or semi-permanent nature, i.e., the best the Government can provide in the circumstances.

(4) Officers who cannot be supplied with regular quarters owing to the condition of their employment, e.g., constant travelling, or the nature of the work in which they are stationed, will be provided with a suitable shelter, and are not entitled to an Allowance in lieu of quarters.

(5) Where regular quarters have been allocated, an officer will not be entitled to an Allowance during absence on tour or local leave. When the quarters of an officer are on tour or local leave, the period of absence on tour or local leave and necessarily incurred in effecting such period will be taken into consideration in the production of vouchers in support of his claim.

(6) When an Officer entitled to an Allowance in lieu of quarters is on tour or local leave, no deduction will be made for the period of such absence.

Officers travelling on transfer from one station to another or proceeding on leave will not be entitled to an Allowance for quarters.

TO DESPATCH

OF 25 1921

324

CHIEF SECRETARY'S OFFICE,

ENTEBBE, UGANDA,

18TH FEBRUARY, 1921.

### HOUSE ALLOWANCE.

In view of the present state of quarters the Secretary of State for the Colonies has approved of the following temporary house allowance being paid to European Officers at stations where there are hotels and no Government quarters are available, viz. the weekly cost of hotel accommodation excluding board, up to a maximum of F's. 90/- per month in the case of single officers, and F's. 130/- per month in the case of married officers accompanied by their wives.

2. This concession may be withdrawn at any time and in any case will be subject to review in December 1921.

Geo. LYALL,

Chief Secretary to the Government

TO DEPUTY

324

CHIEF SECRETARY'S OFFICE.

ENTEBBEZ, UGANDA,

18TH FEBRUARY, 1921.

HOUSE ALLOWANCE.

In view of the present shortage of quarters the Secretary of State for the Colonies has approved of the following temporary house allowance being paid to European Officers at stations where there are hotels and no Government quarters are available, viz. the whole cost of hotel accommodation excluding board, up to a maximum of F1s. 90/- per month in the case of single officers, and F1s. 180/- per month in the case of married officers accompanied by their wives.

2. This concession may be withdrawn at any time and in any case will be subject to review in December 1921.

GEO. LYALL,

*Chief Secretary to the Government.*

(16 100)

CIRCULARS TO DESPATCH  
No. 356 OF No. 623

327

CIRCULAR  
No. 30 OF  
1922.  
(S.M.P. 14/8/22)

CHIEF SECRETARY'S OFFICE,  
ENTEBBE, UGANDA,  
14TH AUGUST, 1922.

QUARTERS, ALLOWANCE IN LIEU OF.

Circular No. 24 of 1922 is hereby amended by the deletion of paragraph 1(a).

E. S. ELIOT,  
*Chief Secretary to the Government*

- TO
- ALL HEADS OF DEPARTMENTS
- PROVINCIAL COMMISSIONERS
- DISTRICT COMMISSIONERS
- OFFICER COMMANDING TROOPS

(807)

Gov 3634/23

E. Africa

21 Aug, 1923

DRAFT

Uganda

114,500

1/11/23

114,500

I have the honor to acknowledge the receipt of your letter No. 356 of the 20th inst. in the subject of the payment of allowances in lieu of free quarters for European officers in Uganda.

I agree with you that the position is unsatisfactory, but

no instruction has been issued that would of itself create any difficulty, but which has been felt for some time past.

- Mr. ...
- Mr. ...
- Sir G. ...
- Mr. ...
- Mr. ...
- Mr. ...

Copy to ...  
 Copy to ...  
 Copy to ...

required after

please

at the ...  
of the ...  
with the ...  
particular

Yours truly

any important ...  
Govt. quarters is available

DRAFT.

4

MEMORANDUM

Mr.

Mr.

Mr.

Mr. Davis

Sir G. ...

Sir H. ...

...

...

Date of ...

to make private arrangements for accommodation

which cannot be arranged in the ...

of the Govt. In

such cases the allowance

should be at the rate

of 5 per cent of the

initial salary of the

officer's grade, as

is set down in the

conditions of service

...

...

...

local regulations ...

apply to ...

required to ...

...

Rule 14. Is only one copy of the original document required to be filed with the High Court (see the Order in Council 1921) (Appeal to the Privy Council) Order in Council 1921.

The Judge's notes being in this Provisional only record of evidence, it is presumed that they be sent in a certificate of evidence. It is not clear who meant by "the original record of the High Court," in addition to the old rule No. 12 (see Article 2 of the West African (Appeal to the Privy Council) Order in Council 1921).

Rule 15. There is one paragraph in three paragraphs of this rule.

Rule 17. Is the Registrar (Registrar) of Appeal to be empowered, under this rule, of his own motion to call for reports from the trial Judge upon any matter which the Registrar thinks fit. Is it desirable that the Registrar should have this power having regard to the relation of his office to that of a Judge? (see sec. 3 of the Original Appeals Act, 1907).

Rule 20. Paragraph 2 (of. old rule 27) Does not the power of the Court of Appeal to deal with contempt depend on its establishment as a superior Court of Record under Article 2 of the Order in Council 1921. If so is it necessary or possible for the Court to give itself powers in this matter.

Rule 21. "the Order in Council 1921"

Rule 20 paragraph 2. Would it not be well to empower the trial Court to require a deposit of or security for such sum as that Court considers sufficient to cover the expenses mentioned? Should not provision be



MEMORANDUMS AND ARGUMENTS MADE  
FILED WITH MEMORANDUM.

12. The appellant shall file with the Court of Appeal, in writing the grounds of appeal, and such arguments as he may think fit to put forward in support of his appeal. The appellant may also file with the Court of Appeal such arguments as he may think fit to put forward in support of his appeal.

SERVICE OF NOTICE

13. The Registrar of the Court shall serve Notice of Appeal, together with a duplicate copy of the Memorandum of Appeal, and such arguments as may be filed, on the appellant and on any person who appeared in the cause in which the appeal was made and the notice may also be served on the Registrar of the Court.

14. When a person to be served with any Notice under these Rules cannot be found within the jurisdiction of the Court, the Notice shall be advertised in the "Official Gazette" and no further Notice shall be necessary.

PERSONS TO BE SERVED WITH NOTICE.

13. Such Notice shall be served upon all parties directly affected by the Appeal, but the Court of Appeal may direct Notice to be served upon any person and in the meantime may postpone or adjourn the hearing of the Appeal upon such terms as may be just, and may give such judgment and make such order as might have been given or made if the persons served with such Notice had been parties directly affected by the Appeal and originally served with Notice. Any Notice of Appeal may be amended at any time as the Court of Appeal may think fit.

REPORT OF JUDGE OF TRIAL.

17. The Registrar when he has received <sup>10. Supra Notice</sup> an Appeal or a Notice of application for leave to appeal or a Notice of application for extension of the time within which such Notice shall be given or whenever it appears to be necessary for the proper determination of any appeal or application may, and, whenever in relation to any appeal the Court of Appeal or any Judge thereof directs him so to do, shall, request the Judge of the Court of trial to furnish him with a report in writing, giving his opinion upon the case generally or upon any point arising upon the case of the Appellant and giving his reasons for any decision and the Judge of the Court of trial shall furnish the same to the Registrar in accordance with such request.<sup>1</sup>

The report of the Judge shall be made to the Court of Appeal, and except by leave of the Court or a Judge thereof the Registrar shall not furnish to any person any part thereof.

and...  
Case 14. But as said...

I suggest...  
The... asked to...

matter...  
as to... concerning...

... conclusions...  
... accordingly.

I see...  
... to...

... with...  
... no...

Jan 13, 23

I... to A, the... being given...  
... that of the...

... can be removed...  
... like... the...

... On other...  
... (non... I... of...  
... with... obtain...

... of the...  
... with... on...  
... of the...  
... Oct. 17, 23



the...  
... removed...

as proposed...

at once

H. J. R.

3/2/23

H. J. has seen...  
... with...

Oct 10, 1923

30th July, 1953.

423870  
REC'D  
16 AUG 53

My Lord, Sir,

With reference to Your Grace's Order of June 1952... is granted to certain members of Government... members of the... to exempt... from payment of poll tax or... of tax on the... for life are granted... in the following... :-

1. Police Certificate No. 6 of 1921 Section 52 (2).
2. Kenya African Police Certificate No. 102 of 1921 Section 17 (a) and 102.
3. Kenya African Police Certificate No. 102 of 1921 Section 17 (a).
4. Order of 30th May 1921 issued under the... of the King's African Empire.
5. Order of 20th June 1921... Territory resident in Kenya... entitled to exemption in Tanganyika Territory.
6. Order of 20th August 1921... while carrying out... years... good service.

In forwarding to me a copy of his...

deputy No. 202 of May 1st addressed to... Sir O. S. Archer observed that the... to recommend the... of exemption... of poll tax... largely...

Yours faithfully,  
[Signature]

not Tanganyika  
July 3, 1921.  
Tanganyika  
July, 1921.

and the attention was  
Copies of the corre-  
Tanganyika are copies  
to whom a similar  
reply specifically  
but furnished Mr  
Confidential det  
addressed to Your

3. The Principal  
opinion that Dr  
will be required  
of sleeping sickness  
Your Grace should ed  
Carpenter's sugges  
is eminently suited

CC-10A