

EAST AFR. PROT

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U. Ak
Bowring 409
1917
9 August
Last previous Paper.

FINE UNDER COLLECTIVE PUNISHMENT ORDINANCE 1909
ON VILLAGES IN KIBU DISTRICT OF KENIA PROVINCE

Reports ^{of} subject to approval imposed fine of Rs 400
in circumstances stated.

30/8/1917
6/8/1917
1909
W. Read.
approve
Jas.
12.10.17
at once.
H. J. K.
12/10/17
3
Next subsequent Paper.

W. Read.
approve
Jas.
12.10.17
at once.
H. J. K.
12/10/17

AFRICA PROTECTORATE
No. 459

GOVERNMENT HOUSE
NAIROBI,
BRITISH EAST AFRICA

August 9th, 1917.

Sir,

I have the honour to inform you that, with the advice of my Executive Council, I have, subject to your sanction, approved the imposition of a fine of Re. 400/- under the Collective Punishment Ordinance 1909, upon the villages adjacent to the camp of Headman Muruambeni, in the Embu District of Kenya Province.

2. The circumstances of the case are as follows:-

On May 23rd 1917, a Somali trader named Hadji Farah left Shuka, proceeding along the main road from Chuka to Embu with a number of goats. He arrived at the camp of Headman Muruambeni in the evening of May 24th and pitched his tent there. A young native lent him a hut for his goats near his tent and the animals, numbering 76 in all, were placed in it for the night. In the morning Hadji Farah discovered that

THE RIGHT HONOURABLE
WALTER LONG, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET,
LONDON, W.

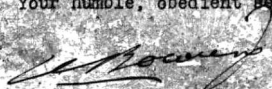
that only 72 goats remained. He examined the hut and found that some poles had been cut away from the wall: he also saw the tracks of goats proceeding from this outlet. Though these tracks were followed to a native hut close by, there was nothing in the evidence tending to implicate two native women residing in this hut.

3. The locality where the incident took place is closely populated, and, if the goats had strayed, it is impossible that their presence would not at once become known to the inhabitants. The elders of the vicinity, however, deny all knowledge of the goats. The Attorney General considers that this case is one where the provisions of the Collective Punishment Ordinance may properly be applied, and I have therefore the honour to ask your formal sanction to the imposition of the fine referred to in the first paragraph of this despatch. I consider it highly desirable that thefts of this nature should be severely punished, as if trade is to be encouraged the first essential is to ensure the safety and protection of travellers on the main roads.

I have the honour to be,

Sir,

Your humble, obedient servant,



ACTING GOVERNOR.

For 29962/17 Cal



See

DRAFT.

oag Cal
No 789

17 October 1917

MINUTE.

- Mr. Charley 1300
- Mr. Boltonky 15-10-17
- Mr.
- Mr. Grindle.
- Mr. Lambert.
- Mr. Road.
- Sir G. Fiddle.
- Sir A. Steel. Maitland.
- Mr. Long.

Sir

I have the honor to acknowledge the receipt of your despatch No 409 of the 9th of Aug & to inform you that in the circumstances you have obtained approval of the imposition of a fine of Rs 400 under the Collective Punishment Ordinance, 1909, upon the villages adjacent to the camp of Headman Muzumbar in the Comba District of Khasi Province.