

SG - People

19

C.S.

MISCELLANEOUS

1927.

No. 621/27

Lt.-Cmdr F.B. Alison

SUBJECT.

1927

16th November.

VISIT OF LIEUT.COMMANDER ALISON TO STANLEY FOR THE PURPOSE OF SERVING ON COMMITTEE TO ENQUIRE INTO CASE OF DR. F.G.W. DEANE.

Previous Paper.

MINUTES.

Telegram from Magistrate, S. Georgia, of 16/11/27

Note. The Magistrate was ordered by telegram on the morning of 15th to proceed Stanley forthwith in order to sit on a committee of enquiry of the Ex. Co. in the case of Dr. F.G.W. Deane F.R.S., L.R.C.P., Col. Surgeon.

Just

*Telegram from Deputy Magistrate S. Georgia, of 17/11/27
" to Magistrate S. Georgia, of 17/11/27*

Subsequent Paper.

Telegram from Deputy Magistrate, S. Georgia of 18/11/27 4

Telegram from the Govt to S. of 19/11/27 5.

" to Magistrate, S. Georgia, of 19/11/27 6.

" from " " " of 18/11/27. 7.

" to " " " of 19/11/27. 8.

C.S. For Commission on Number of En. 6.

jud 21. 11. 27

Copy of Commission of 21st Nov 1927. 9.

y. 2. Commission submitted to y. 2's

Signature of approval.

jud

22. 11. 27

Mr C.S.

Harriet.

22-27) H.H.
"

Despatch to S. of S. no 246 of 22/11/27. 10.

Telegram from Mag. S. Georgia. of 19/11/27. 11.

W. Abin arrived Stanley 24. 11. 27

jud

C.S.O. No. 621/27

Inside Minute Paper.

Sheet No. 4

12 Ltr to Lt Commr J.B. Alison of 24/11/27

13 Govt Notice No 168 of 24. 11. 27.

by 24. 12. 27.

by 29. 11. 27.

14 Govt Notice no. 198 of 31. 12. 27.

15-16 Sup S Despatch No 32 of 11th Feb. 1928.

17-18 Despatch to S.F.S. no. 161 of 19th May, 1928.

621/27

DECODE.

1.

TELEGRAM.

From The Magistrate, South Georgia,

To The Colonial Secretary,

Despatched: 16th November, 1927. *Time:* 01.30.

Received: 16th November, 1927. *Time:* 10.40.

SECRETARY,
PORT STANLEY.

Will leave Fleurus daylight 16th November
wife child and nurse accept His Excellency's
invitation with thanks.

MAGISTRATE

CODE.

2

TELEGRAM.

From The Deputy Magistrate, South Georgia.

To The Colonial Secretary.

Despatched : 17th November, 1927 *Time* : 14.00

Received : 17th November, 1927 *Time* : 20.00

SECRETARY

PORTSTANLEY.

Fleurus with Magistrate and family on board hit ice-berg at 2 a.m. this morning and is returning to South Georgia for examination. Will keep you informed by telegraph.

DEPUTY MAGISTRATE.

DECODE.TELEGRAM.*From* The Colonial Secretary,*To* The Magistrate, South Georgia.

Despatched: 17th November, 1927. *Time*: 3.45.*Received*: 192.. *Time*: ...

MAGISTRATE,
SOUTH GEORGIA.

His Excellency much regrets to hear of the mishap to the *Fleurus* and trusts that you have made South Georgia safely. Please telegraph full report and also when it is probable that *Fleurus* will be able to leave. Since despatch of my telegram of 15th November it has been decided that the court of enquiry shall travel and examine witnesses at several farms on the spot. In the circumstances suggest that as there will be no accommodation for wife and family on board vessel you may think it desirable not to bring them with you on this occasion. In any event it is imperative that you should proceed Stanley as soon as can be arranged.

COLONIAL SECRETARY.

621/27

CODE.

TELEGRAM.

From The Deputy Magistrate, South Georgia.

To The Colonial Secretary.

Despatched: 18th November, 1927. *Time:* 1.30.

Received: 18th November, 1927. *Time:* 10.40.

SECRETARY,

PORTSTANLEY.

Ref 2 — Referring to my telegram of to-day's date
Fleurus damage not serious and in no danger
expects to arrive South Georgia to-morrow morning
Friday.

DEPUTY MAGISTRATE.

621/27.

DE CODE.

TELEGRAM.

From H. E.³ the Governor.

To The Secretary of State for the Colonies.

Despatched : 19th November, 1927 Time : 1120

Received : 192 Time :

CHAPELRIES,

LONDON.

Confidential my Telegram 17th November damage to Fleurus now reported to be superficial only. Vessel is due to leave South Georgia with Alison 20th November and to arrive Stanley 24th November. She will then proceed to Monte Video returning thence with mails about December 3rd. Hope that it will be possible for Committee of Enquiry to begin sitting November 28th.

GOVERNOR.

DE CODE.

621/27

TELEGRAM.

From The Colonial Secretary,

To The Magistrate, South Georgia.

Despatched : 19th November, 192 7. *Time* : 12.00

Received : 192 .. *Time* :

MAGISTRATE,
SOUTH GEORGIA.

Please convey to the captain of the
Fleurus a message from the Governor stating how
pleased and thankful His Excellency is that no
serious damage was done to the good ship Fleurus
on the occasion of her collision with the
iceberg.

COLONIAL SECRETARY

CODE.

671/27.

(1)

TELEGRAM.

From The Magistrate, South Georgia,

To The Colonial Secretary, Stanley.

Despatched: 18th Nov. 1927 Time: 21.00

Received: 19th Nov. 1927 Time: 10.30

SECRETARY,

PORTSTANLEY.

red 3 -

Your telegram of 17th of November, temporary repairs to Fleurus will be carried out locally and should be completed on 20th of November. Damages not serious and only above the water line. Will not bring wife and family. Request I may be informed approximate date of return.

MAGISTRATE.

CODE.

621/27

(8)

TELEGRAM.

From The Colonial Secretary,

To The Magistrate, South Georgia.

Despatched: 19th November, 1927. Time: 14.00.

Received: 1927 ... Time: ...

MAGISTRATE,
SOUTH GEORGIA.

red y — Your telegram of the 18th of November,
regret that it is not possible to give more
approximate date of your return than towards the
end of December.

COLONIAL SECRETARY.

BY HIS EXCELLENCY ARNOLD WIENHOLT HODSON, ESQUIRE,

Companion of the Most Distinguished Order of
Saint Michael and Saint George, Governor and
Commander-in-Chief in and over the Colony of
the Falkland Islands and its Dependencies.

L.S.

A 14
GOVERNOR.

TO LIEUTENANT-COMMANDER FREDERICK BLACK ALISON R.N. (Retd)

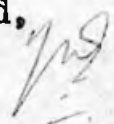
By virtue of the powers and authority in me
vested by Clause IV of the Instructions passed under the
Royal Sign Manual and Signet, dated the 28th of February,
1920, I do hereby constitute and appoint you the said

FREDERICK BLACK ALISON

to be provisionally a member of the Executive Council
of the Colony of the Falkland Islands with effect
from the 24th day of November, 1927.

Given at Stanley this 22nd day of November,
1927.

By Command,



Colonial Secretary.

GOVERNMENT HOUSE,

STANLEY,

22nd November, 1927.

FALKLAND ISLANDS.

No. 246.

Sir,

I have the honour to inform you that in the circumstances of which you are already aware and in pursuance of the instructions received from you I have appointed, by virtue of the powers and authority in me vested by Clause IV of the Royal Instructions dated the 28th of February, 1920, Lieutenant-Commander Frederick Black Alison, R.N. (Retd.), Magistrate, South Georgia, to be provisionally a member of the Executive Council with effect from the 24th day of November, 1927, and for such period as he is required to sit as a member of the Committee of the Executive Council appointed by me in accordance with the provisions of Colonial Regulation 56 to enquire into the question of the suspension of Dr. F.,G. W. Deane, Colonial Surgeon.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

ARNOLD HODSON.

THE RIGHT HONOURABLE

L. C. M. S. AMERY, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES.

CODE.

621/27.

TELEGRAM.

From The Magistrate, South Georgia.

To The Colonial Secretary.

Despatched: 19th November, 1927. *Time*: 21.30.

Received: 20th November, 1927. *Time*: 10.30.

SECRETARY,
PORTSTANLEY.

Sailed to-day in Fleurus. Fleurus may be delayed in Montevideo as may not pass temporary repairs effected here.

MAGISTRATE.

621/27.

24th November,

27.

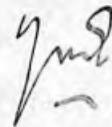
Sir,

I am directed by the Governor to inform you that, under Clause IV of the Instructions passed under the Royal Sign Manual and Signet to the Governor and Commander-in-Chief of the Colony of the Falkland Islands, dated the 23th of February, 1920, His Excellency has been pleased to appoint you to be provisionally a member of the Executive Council of the Colony, with effect from the 24th of November, 1927, and to enclose herewith your Commission.

I am,

Sir,

Your obedient servant,



Colonial Secretary.

Lieut.-Commandr. F. B. Alison, R.N. (Retd.)

Stanley.

No. 168.

GOVERNMENT NOTICE.

Colonial Secretary's Office,
Stanley, Falkland Islands,
24th November, 1927.

His Excellency the Governor has been pleased to make the following appointment under Clause IV of the Instructions passed under the Royal Sign Manual and Signet, to the Governor and Commander-in-Chief of the Colony of the Falkland Islands, dated the 28th of February, 1920:

LIEUT-COMMDR. FREDERICK BLACK ALISON, R.N.(retd)

Magistrate, South Georgia, to be provisionally a member of the Executive Council, with effect from the 24th of November, 1927.

By Command,



Colonial Secretary.

M.P. 621/27.

No. 198.

GOVERNMENT NOTICE.


Colonial Secretary's Office,
Stanley, Falkland Islands.

31st December, 1927.

With reference to Government Notice No. 168 of the 24th of November, 1927, it is hereby notified, for general information, that

LIEUT-COMMR. FREDERICK BLACK ALISON, R.N. (retd) Magistrate, South Georgia, was provisionally a member of the Executive Council from the 24th of November, 1927 to the 24th of December, 1927, both dates inclusive.

By Command,


Colonial Secretary.

M.P. 621/27.

DUPLICATE

FALKLAND ISLANDS.

No. 32



DOWNING STREET.

11 February, 1928.

Sir,

Rec 10

I have the honour to acknowledge the receipt of your despatch No. 246 of the 22nd November, and to inform you that some doubt has arisen as to the correctness of the procedure which you adopted in connection with the appointment of Lieutenant Commander Alison to be a member of your Executive Council for the purpose of the enquiry into the conduct of Dr. Beane.

2. In your despatch, you state that in pursuance of instructions from the Secretary of State you appointed Lieutenant Commander Alison to be provisionally a member of the Council by virtue of the powers vested in you by Clause IV of the Royal Instructions of 28th February, 1920. That Clause certainly empowers the Governor, in pursuance of instructions from the King through a Secretary of State, to make an appointment under the public seal, but such an appointment would not be provisional and could only be made for a limited period if His Majesty's instructions as to its duration had been definitely conveyed to the Governor. In referring to the Secretary of State's instructions you no doubt had in mind my telegram of 14th November suggesting that you should appoint Lieutenant Commander Alison in place of Mr. Gresham, whose appointment under the powers conferred by the last paragraph of Clause V of the Royal Instructions was proposed in your telegram of 10th November

GOVERNOR,
ARNOLD HODSON, Esq., C.M.G.,
etc., etc., etc.

November and reported in paragraph 2 of your despatch No 223 of 19th November.

3. On the receipt of my telegram of 14th November, you could, under the power given in the last 3 lines of Clause VI of the Royal Instructions, have revoked by an instrument under the public seal the provisional appointment of Mr. Crashee, and then, under the last paragraph of Clause V, have proceeded by the same or a further instrument under the public seal to appoint Lieutenant Commander Alison provisionally to be a member specifying in the instrument the period of his appointment.

4. You may of course have adopted that procedure or have regarded the telegram of 14th November as conveying His Majesty's disallowance (under Clause VI of the Royal Instructions) of Mr. Crashee's appointment. In either case the appointment of Lieutenant Commander Alison would have been made under Clause V.

5. I shall be glad to receive copies of any instruments issued by you in November last in this connection and to learn whether they were published in full in the Gazette.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

(for the Secretary of State)
(Signed) W. CRIMSBY GORE.

19th May, 1928.

FALKLAND ISLANDS.No. 161.

Sir,

I have the honour to acknowledge the receipt of your despatch No. 32 of the 11th of February, 1928, relative to the procedure adopted in the case of the appointment of Lieutenant Commander Alison to be a member of the Executive Council for the purpose of the enquiry into the conduct of Dr. F. G. W. Deane, and to express regret if any error of a technical nature has been made in this connection, particularly in view of the fact that the appointment was made with the express object of giving effect to your instructions that the enquiry should be carried out in strict accordance with the relative provisions of the Colonial Regulations.

2. I attach a copy of the instrument issued to Lieutenant Commander Alison together with copies of two Government Notices relating to his appointment. The latter only were published in the Gazette.

3. I should explain that on receipt of your telegram of the 14th of November, 1927, I regarded
the /

Enclosures
I & II.

THE RIGHT HONOURABLE

L. C. M. S. AMERY, I.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES.

the suggestion contained therein sufficient, as emanating from you, to warrant my proceeding with the appointment under Clause IV of the Royal Instructions, dated the 28th of February, 1920. I appreciate that I may have strained somewhat the interpretation properly to be borne by the phrase "from time to time" in taking it to cover this case of a temporary appointment for a specific purpose. I was however unable to see what other course was open to me in consideration of the fact that except for the ex-officio appointment of the Colonial Surgeon no appointment on the Executive Council was vacant and Mr. Gresham had already been additionally appointed under the last section of Clause V of the Royal Instructions.

4. I should explain also that I did not understand your telegram of the 14th of November, 1927, as conveying His Majesty's disallowance of Mr. Gresham's appointment and furthermore that I took no steps to ~~make~~ ^{revise} Mr. Gresham's appointment generally because I thought it desirable in the public interest that he should continue to serve on the Executive Council and particularly because so to have done in the circumstances at the time obtaining would have appeared most invidious. I attach for fullness of record a copy of the instrument issued to Mr. Gresham on the occasion together with copies of the two Government Notices relating to his appointment which alone were published in the Gazette.

5. I would add that I do not anticipate that any question will be raised in this connection and I trust that it will be possible in the light of the explanation given to allow the matter to rest.

I have the honour to be,

Sir,

Your most obedient,
humble servant,

Enclosures
III & IV.