

C.S.

No. 561

S.S. Falkland Islands Misc:

SUBJECT.

1920

16th April

Previous Paper.

Comments on expenditure in connection with the Prize Vessels "Josephina" "Pangor" "Pan" and "Edna".

MINUTES.

Registrar/

To note.

*C.H.H.*  
for C.S.  
7/8/20.

Hon. Sol. Sec.

Notes. I should like to see the Despatch to the S. of S. covering claims on acc of Prize "Josephina" or "Graham Land"

*m c H*  
17. 8. 20

papers asked for received and returned on 27. 8. 20.

*m c H*  
27. 8. 20

Hon Sol. Sec.

Information asked for contained in enclosed memorandum.

*M. Craigie Walker*  
Registrar

28. 8. 20

*H.S.*  
Submitted  
for C.S.  
31/8/20

Subsequent Paper.

Despatch sent to Sec. of State No. 86 of 9/9/20.

J. S. Scott.  
for P. S.  
9/9/20.

Copy.



Admiralty Registry,  
Royal Courts of Justice,  
London, W.C.

S.S. "JOSEPHINA".

As regards ( 1 ) Charges for guarding this vessel, the proper charge is 5/- per day, which is Fee 48. This fee is charged in the statement of the fees in the Marshal's Office. By Order in Council November 16, 1917, this fee was abolished and in its place the following fee was approved:-

"On retaining possession of a ship with or without cargo, the expenses per day in respect of a shipkeeper".

But as these accounts were rendered in March 1917 prima facie no more than 5/- should be charged. If any necessary extra charges were incurred they should be explained.

(2) Repairs and incidental expenses. No particulars are supplied of these.

(3) Radio telegrams and cables. The reasons for and nature of these is not stated.

Page 3.

Entry of appearance - 3/-. As the Crown was proceeding against a ship I do not understand this charge which would be payable by the person entering an appearance.

Filing. Charged four times and stated to be under Fee 21. Fee 21 applies to a Petition of Right against the Crown - the proper charge is 5/- (Fee 22).

Page 4.

Charges under Fee 35. This fee is chargeable on the hearing of a cause of a petition that is on a final judgment with or without pleadings. The fee chargeable on interlocutory orders is 38. Under Order XX Rules 1 and 2 interlocutory applications should be made by summons or Motion. A petition (Order VII) is not applicable to such applications. Only the first charge of \$1 is proper and the other charges should be 5/-.

Attending delivery of Fee 47. This fee is only applicable in case of a sale of a ship. It covers the attendance of the Marshal on handing over bill of sale etc. It is not applicable to the release of a vessel on bail.

Fee

Fee on value as fixed by the Court. Fee 49  
refers to the sale of a ship. Here the vessel was  
released on bail.

The above observations appear to apply to  
all the bills as well as to this in the case of the  
"Josephina".

(St.) E.S. ROSCOE.

Registrar.

March 1st, 1920.

FALKLAND ISLANDS.

MISCELLANEOUS.

Downing street,

16th April, 1920.

Sir,

I have the honour to inform you that the statements forwarded with Sir Douglas Young's despatches Nos. 33, 34, 35, and 36, of the 8th March, 1917, relating to the expenditure in connection with the prize vessels "Josephina", "Banger", "Pax" and "Edna", have been referred to the Admiralty Registrar in this country, and I enclose, for your information, a copy of a report which he has submitted in the matter. A copy of the Order in Council dated the 16th November 1917 accompanied Mr. Long's circular despatch of the 27th idem.

2. With regard to the comment by the Admiralty Registrar in connection with the items relating to telegrams, I am replying to the effect that the messages in question may generally be described as referring either to the arrangements connected with the adjudication of the prizes and the disposal of their crews and cargoes or to the arrangements connected with the utilisation <sup>of</sup> ~~of~~ the vessels; and as regards the criticism of the charges in respect of fee 49 attention is being called to the Orders of the Court which were communicated in Sir Douglas Young's despatches Nos. 33 and 35 of the 8th March 1917.

3.

THE OFFICER ADMINISTERING

THE GOVERNMENT OF

THE FALKLAND ISLANDS.

3. I shall be glad to be furnished with your observations upon the other points raised by the Admiralty Registrar, and as regards the items alluded to in the opening paragraph of the report, I have particularly to ask that I may be informed whether the sums claimed are in respect of any special guard ordered by the Prize Court.

4. I have to add that the Lords Commissioners of the Admiralty have enquired whether the wages charges which are included in the accounts under notice refer to payments made to the original crew of the vessels for services prior to capture or to those made to the crews employed in bringing the vessels to this country; and I shall be glad if you will place me in a position to reply to this enquiry.

I have etc.,

(Sgd.) Milner.

Major annual concerning Report of the Admiralty Registrar on the subject of expenditure in connection with Prize vessels dealt with in the Supreme Court of the Falkland Islands.

Para.3 of S.of S.despatch of 16th April 1920.

The sums claimed are in respect of a special guard ordered by the Prize Court. In the case of the Prize "Josephine", an armed guard was supplied by the Falkland Islands Defence Force, the cost of this guard amounting to £37--4--10. After the military guard had been withdrawn two watchmen were placed on the vessel, cost of watchmen amounted to a sum of £22--13--0. The total cost of guarding the vessel amounted to £59--0--10, made up as follows:-

Military guard supplied by the F.I. Defence Force.....	£37--4--10
Two watchmen placed in charge of vessel.....	£22--13--0
Total .....	£59--0--10

(.) of Report of Admiralty Registrar. Repairs and incidental expenses.

Details as follows:-

Pilotage fees.....	£6--3--0
Anchor swivel.....	5--0--0
Cleaning engines and boiler of ship.....	7--5--5
Registration and re-marking vessel.....	4--6--8
Total	£ 22--15--1

Page 3, Fees incorrectly charged

Amendment of Admiralty Registrar accepted.

Para.4 of S.of S.despatch of 16th April 1920

Wages charges refer to payments made to the original crew of the vessels for services after capture. No payment was made locally to



crews employed in taking vessels to the United  
Kingdom or other destinations.

*M. Craig Barber*  
Registrar

Stanley,  
Falkland Islands,  
August 30th 1920