

82
CO 42712 Resistance - 102 return.

C5522 4963

No Havelock to Holland 15/2/88 pl

With ref to Nos 53 and 55 gives moreingo on the affiars in Zululand. Generally the people are settling down. Have asked O for report on compensation and he reports that D has not complied with pointing out plots. In para 2 Osb. talks of D's / "avowed object of attacking Usibebu. I think mr. Osborn has unintentionally made a mistake in thus using the adjective avowed.

Whatever Dinuzulu's true intentions may have been, I have never heard of any avowal of intntention on his part to attack Usibebu" On the contrary he has repeatedly asserted that he did not intend to do so. A report by Addison jsut forwarded says of a visit on 7/1 / "When Usibebu came to the magistrates office with army we were territified. We then sent to Umnyamana asking for the people to protect Dinuzulu against Usibebu." D has consistently said that the assembled followers to defend himself against attack by Z.

Osb telegs on 13/2 that most of D's and Z's men have dispersed. /

Encl Res Comm to Havelock 5/2/88 p2

GH709
Reports. Dinuzulu advised by Ndabuko, being dissatisfied with the ablishment of the Zulu dynsaty / have done all they could during the last two months to cause dissatisfaction among the people, and to create, if possible, open disturbances. the return of Usibebu to re-occupy with his people the place upon which his tribe had up to 1884 dwelt for geenerations past, was made the ostensible cause of serious dissatisfaction, and a large body of armed men were assembled by Dinuzulu, and kept at

Z 82.

{ 2 A 67

his chief kraal, the Usutu, with the avowed object of attacking Usibebu.
his intention he has been prevented, hitherto, from carrying into effect.
Largest number assembled at suntu estimated at 3500

"Owing to the difficulty of finding privisions for so large a body of men, during a protacted period, it became, latterly impossible to hold the men together much longer, and about a fornicht ago they began to disperse... and as a result of this ...Usibebu had therefore ordered his own men to disperse and build their individual kraals, and he sent these tow messengers to fetch a portion of his own family now in the district of Eshowe."

D has paid his fine of 50 head and N has only ~~been~~ paid 7.

Report from Lower Umfolosi district dd2/2 satifactory and the young men sent to D's support have returned, / "including those sent by Chief Somkeli. The Assistant Commissioner has requiried the Chiefs to give him the names of all the men, who, in defiance of his orders went to Dinuzulu, with the view to their being suitably punished. The Chiefs concerned are rendering ready compliance with his demand and also their assistance otherwise in bringing to account those who had acted definatly The Chiefs, I believe, finding that Dinuzulu has been unable to assert his position as King in succession to Cetywayo by fortible menas, as he evdiently led them to expect he would, are now endeavouring, by a course of goo behaviour and loytalty to the Government, to obtain a conconation of the part taken by themselves in the late proceedings of Dinuzulu....

~~These~~ expeditious /0 feels that the good order in the Lower Umfolisi o is of a fraily permanent character./ /3/

C5522

Nol Havelock to Holland 15/2/88 pl .

Encl Res Comm to Havelock 5/2/88 p2 continued

p3 "I am of opinion that the late proceedings of Dinuzulu are entirely owing to his dissatisfaction at not bein allowed to succeed as an independent King over Zululand, and it is certain that he is storngly supported in the position by his uncle Ndabuko, who, it is equeally dertain, directs and instructs Dinuzulu in all he does. Neither of them has accpted he stipend and will never becoame loayl and will alwys be obstructive.

"the other Chiefs and the people generally will not, I think, be willing to again join "inuzulu to any great extent, should he attempt another collecting of forces." They responded fully to D's call on this occasion but as he was forced to abandon his hostiliee action due to the quick action of the Government they will not so readily join him again and suffer the consequences of his fulaure / "which their own late observationxxx has proved would be inevit ble. I believe that the great diesre of the people and Chiefs generally is to have rest and peace, and they know well that these conditions are absoltuley certain with British rule over the land."

Enc2 Minute by Res Comm Comments on reports from the 5 Assistant Magistrates towards the end of Janualry (Lower Umfoolosi, Nkandhla Nquiti Engonjaneni and Ndwandwe.) Genrally satifactory. Somekeil has left his stronghold and expressed regret for his misconduct and will now submit to the Magistrates orders.. In the Entonjaneni distcit Thsingana has recieved his Hanauary pension. Res Mag is wathcih Zeize, Ndabankulu

Muntuwapansi / "and will at the proper time make them account for their past reprehensible conduct. /

/ In the Ndawandwe Addison is still pressing for dispersion of Usuthu and I approve of his disarming 22 men from the New Republic, punishing them and refusing to return their arms as applied for by D. Will do his best to restrain sutnu Z stealing.

Enc3 Havelock to Osb 9/2/88 p4

Notes report of 5/2 and hopes that confidence in the strength and impartiality of the Government is growing on the part of D and Z ~~and others~~ Addison is keeping your instructions of 3/1, 17/1, 21/1 constantly before him.

ZA
In the despatch under ack nothing is mentioned of Addison's arrangements for compensation and requests info.

b Notes Addison's report of 21-28/1 and hopes that more Usuthu will decide to ack Z rather remove. Notes with regrets Z's people have ^{not} stolen corn. ~~they~~ Z should not only be punished for restraining his people but restitution ~~and~~ made and compensation given.

CO 427/2

4963

Hav to Hol 11 15/2/88 rpinted in C5522/1

Minutes ~~xx~~ / 5623 / shows that the question of compensated * the ^Usutus evicted by Usibebu for their crops is being attended to. / / IWith ref to Hav's of the 9/2 and Osb's of 5/2 / "in which he speaks of an intention that those who recently went to Dinuzulu should be suitably punished, ' I would observe that if the authority of the ovt. is now securely established it would seem desirable to extend clemency to acts arising out of the re-settlement of Usebebu in his old location. It is to be ~~remembered~~ ^{remembered} that that act caused alarm among the Usutus, and that whay may technically *regarded as disobedience to overnment was probably enough dictated by motives of self-defence. I am afraid Mr. ^Usborn is vindicitive and partisan - although doubtless able in his own line." E F 21/3 no comment up the line but Bramston puts question mark next to the remarks about MO /

22-2-88

Resistance : don't report

65

c5522

No2 Havelock to Holland 22/2/88 p5

Reports from Ndwandwe and L Umfolosi say nothing of importance has occurred and all is quiet.

Few men at Usuthu and no truth in the rumour that they were to attack Mnyamana. Measures have been taken to evaluate crops planted by Usuthu in Z's location

2328

Zululand. Report on Interference

86

GH 710

Z116

Osborn to Havelock 23/2/88 confidential Eshowe

Acks receipt of Hav's confidential desp of 20/2/ "directing me to report upon certain allegations to the effect that some Natal Kaffirs, well armed had been seen near Kwamagwaza nad also at another palce on their way to join Dinuzulu; and futher that there are several Boers from the New Republic staying with Dinuzulu reacy to give him assitance." Has recieived no info about the Natal Kaffirs and if any number had entered he would have received the info immediately. The Tugela has been flooded and so has the Buffalo which would make crossing very diffuclt but by ferry. ^{se people} thinks the armed Kaffers referred to belong to Qetuka who lives on this side of the Mhlatuze where the Eshowe and Nkanhla distrcts meet on that river and were going to see their chief in the Entonjaneni district. Dinuzulu seems to have disbanded his men.

A boer was seen entering the ^Usutu kraal with th4 Qulusi and he does beleive that Boers ~~from~~ the N R have planned to become Volunteers for D ata salary of 20 head of cattle a month and I have ordered Addison to expel forcibly if necessary any Boer i his district whom he supeds Addison in a letter dd 14/2 says a young ~~xxxx~~ Boer informed him confidentially that D had engaged two Boers but they had been stopped by Lucas Meyer

Qsb to Havelock 13/2/88

Z102

GH 709

CO 427/2

4278

Hav to Hol Teleg 3/3/88

✓ Minutes

"Settlement of Zululand continues to progress steadily. Position of affairs thereon the whole satisfactory."

CO 427/2

4016

Hav to Hol 9 30/3/88

/Acting on the authority grated by you in teleg of 13/12 I have appointed C F A Saunders, Zulu interpeter of the Supreme Court of Natal to be R^Esident Magistrate in Zululand and to be station in the Ehsowe district. He has discharged with duccess the duties of Admin of Native Law in Natal and wasrecently on the mission to Tonga nd.. Have also appointed Marshall as sub inspector of Zululand police. He has previosuly been conductor in the Commissariat ane Tranport Deaprtment, and is stornly reocmmended by Osborn. /

9-2-88

2's return

pro⁶⁵

23

GH 710
Z135

Usuthu - ~~islet~~ is 2's encroaches
Xenacted

Usuthu complaints about Z's return. Note that these taken here are earlier than those found in C5522/6/i and message to ColH although these were also enclosed in the same Minute Paper.

Addison to Osborn 9/2/88 Ivuna Ndwandwe district

Chief D has requested me to lay before you the objection of himself and N and their people to the boundaries of Z's location as defined by the Resdt Mag Ndwandwe district "and against the part of the country claimed by Ziwedu."

"No! We protest against the boundaries of Sibebu's location as defined by the Resident Magistrate...because they include lands and kraals of the following people. viz:-

~~Atelasia~~ Umtumbu ka Umbopa and his tribe who was in his present position by Mpande* at the same time as Mapita, Sibebu's father, was granted his portion of the country. Umsutywana ka Fuse and Umgande ^{ka} Nzobo. their lands were apportioned to them by ^{Kulu} Pande after the defeat of Dingaan by Mpande and the Boers. Gagahla ka Mfinyeli and Gamula ka Kigile were also granted the land they now occupy at the same time as Umsutyana. ^{Opprotests} against the removal of the Nzaza people who ~~now~~ live in the neighbourhood of the Magistrates office as they were placed on this land by Mpande.

All the above kraals have been ordered by the Resident Magistrate Ndwandwe District to move as they all fall within the new boundaries of Sibebu's location. I did not know that H E the Governor wished to move the people from their kraals and gardens, but I was told that Sibebu was

from those people to whom
he assigns the lands payment to be given to you.
Z must be instructed to collect from those people to whom
he assigns the lands payment to be the same as the amount of compensation paid
and this must go to the Treasury.]

only to occupy his old tribal lands, and leave the ^Usutu people in undisturbed possession of their kraals and gardens. I was not aware that Sibebu was given the corn of my people, and also that he could have the country of Tshaka. He is doing the same now as he did when the country was given to him first by the Englsih. He first robbed the people of their corn and then killed them. I see by the boundaries by Mr Addison he wishes Sibebu & myself to fight.

I wish to bring to H E 's notice that part of the country known as Ndabankulu, which my Uncle Ziwetu claims, was granted to him by Mpande, who merely located him there because he could not live at the Mfabani near the Black Umfolosi on account of Fever. The induna in charge of this district was Mongo. Ziwedu has no claim whatever to land in Zululand.

I also claim the part of the country known as the Umbelebeleni on which is built my kraal ~~at~~ Mugwa? Maduna, one of Sibebu's indunas, is living there at present. Dangazele - Maduna's father was the chief induna of the Umbelebeleni Kraal during the reign of Dingaan.

The Kraals and family of the late Hayiyana ka Mapita, ... belongs to the house of Cetywayo, because Sibebu and Hayiyana had a dispute about the Batweni cattle, and since then Hayiyana's people have belonged to my family. Names representatives of the above parties / " I also wish to employ Mr W Y Campbell solicitor, Durban as Counsel for me.

Osb to Addison Ehsowe 16/2/88 /Pleased that he has again visited D on 14/2 and awaits detailed report and reports of messengers. Authorises him to employ Galloway to evaluate crops / "abandoned" by suthu in Z's district if expenses dont exceed a pound a day. In reply to your question as to whether Z is to have the benefit of the abandoned crops for which the suthu are compensated

3-3-88

Umtokwane protest in PWB on 21/3/88 q 91

C5522

No6 Havelock to Knutsford 30/3/88 pl1

/Dinuzulu's complaints to Gov and H Colenso about Z's deprivations

XEROXED /

Enc i Statement by messengers to Mr Osborn 3/3/88 GH 710 Z135

Enc ii Hav to Osborn 22/3/88

Message from D delivered to the SNA by Umtokwane...&c 14/3/88 GH 710 Z135

" " " " Miss Colenso GH 710 Z135

Gov's reply GH 710 Z135

28/25 - 28/26 of November 1910
from the 1st to the 2nd of December 1910
and from the 1st to the 2nd of December 1910
who is interested in the manufacture of
paper in the town of Goparay SS 28/28
because there is a difference of opinion
between the two cities. CH 170 2732

3-3-88

Zo return The Common Project

C5522/6/i

+ Addison's Slavery/Torture.

80

(3-3-88)

72

~~22222~~ ZA 21 R 486/88

Did Hav ever see this

Addison to Osb 15/3/88 Ivuna Reply to yours of 16/3 forward my report
on the allegations of Umtokwana Utendeka and Songcongu

"1 As far as it has been possible Uisbebu and different small tribes u
under him, have, been located in their old tribal lands. The majority of these
tribes at the commencement of hostilities between Cetywayo and Uisbebu were
divided, and sided with either party. The Usutu party of the tribes were
expelled by Uisbebu from his location, after his defeat by the combined
forces of Boers and Sutu, these people returned and occupied their old
Kraals. Since the return of Uisbebu they armed and joined Dinizulu*

It will be simply impossible for these tribes to unite and live together
peaceably. There is hardly a family, even Uisbebus, in all these tribes
in which there has not been a division. 2 It was reported to me that
robberies of corn had been committed at Kagahla's, Humulanas and Umbopa's
Kraals. This was denied both by Mr Galloway and Uisbebu and evidence could
not be produced to identify the individuals. / As regards the ten
kraals belonging to ~~Ntini~~ Ntini's people this theft of corn was reported to
me also / My police could find no clue and it was impossible to say how much
as Ntini's people were removing the corn on my orders at the time. /

4 ~~Dxxm~~ / As I informed you D and N protested against Z's return from the
first. 5 Mahlonhlwana charged Z's izinduna Mahlahleni and Dundu for assault
but failed to prove the case. His rifle was restored to him. Feeling against
him is bitter as he was formerly Manhalkazi and after Z's defeat he captured
captured children to be impaled on the poles round the kraals.

6 The kraal referred to is nr the Nkinkwini and Xedeni and belongs

to Mahligivana who at N's insitagation complained a moth after the alleged robbery. Galloway and Z deny the charge.

7 Unkowana did bring 200 young mealie staks here said to have been broken by Z's men as the marched from Banognono here. He said they were worth £10 ~~thick~~ - their real value 2/- he refused to receive.

8 Previous to this I had given Uhlamba to leave Z's location which he did. Z does not wish Haiyiana's family to move as he says they are his. Nyonyana he took Hayiyana's wives according to custom will I hope return to his kraals and Z says he is willing to have all Mapita's children if they ack him as chief. The robbery of corn at Umtamo's alia, Nyonyanana's kraal was at night and the culprites cant be identified.

9 No ~~robberies~~ from Hashi Gaoza Nobanda or Valela's kraals have been reported to me. Corn may have been taken from pits out Uumulana's kraal but I've found full pits there. He refused to remove his crop.

10 I have never heard tha Z said he would take possession of the Kwa Minya kraal. Only after repeated visits to D at the suthu did the suthu disperse and this was more through hunger than anything else. But there are Qulusi at Ceza. Z's men are disbanded by Galloway's orders.

11 "I ~~not~~ notice inizulu complains that I have not abided by HE's order which was that Uisbebu and his people were to reoccupy their old tribal sites.

Under the head of Uisbebu and his people, it must be borne in mind that the following chiefs and their tribes, though not strictly beonging to the Mandhlagazi people have throughout these disturbances acknowledged Uisbebu and have been with him exiled from their Country.

(A) The tribe of Hlabisa, during the civil war between Cetywayo and Usibebu was already stated, difived into two parties, one porition under Umbopa and

Kabanina remaining loyal to Cet. and the larger portion under their propeor and hereditary Chief Somfula, who at present is in the Eshowe district, joining Uisbebu. Umkonto ka Somfula heir to the cheiftainship, who after Uisbebu's defeat remained with and acknowledged Dinuzulu as his Chief, has rejoined the former since his return, Umtubu ka Umbopa still remaining loyal to the suthu casuep and putting every obstacle in the way and the peaceful occupation of their old kraals, by the portion of the tribe under Somfula. Under these circumstances I have thought it fit to order the removal of

Umtumbu and his portion of the tribe, into the Lower Umfolozi District, which his people are doing, although Umtumbu himself treated the order with contempt, and threw away the pass I had furnished him with. ...

(B) The headman Unkasa ka Gamula of the Zungu tribe whose land Dinizulu claims, is with the whole of his people under Uisbebu. I fail to see how Dinizulu can lay claim to this prtion of the Country.

(C) Umbule ka Mfinyeli of the Xulu tribe who did not leave the Country after Uisbebu's defeat, has since his return acknowledged him sencechxxxxxx as his Chief the only memeberx of this tribe with Dinizulu at presnet is Gagahla ka Mfinyeli.

(D) the tribe under Zuya ka Mahlobo called Manqelwa tribe with a few exceptions is under Uisbebu and occupies a portion of the district known as the Ndabekulu, which is claimed by both Dinizulu and Siwetu.

I had given express orders to the headman Umsutywana to remain at his kraals and not to arm if summoned by dinizulu. He disobeyed these orders by allowing about 80 of his men to do so. the feeling between himself and Z ismost bitt er as he is said to have advised that the oers be brought to assit the suthu. /

"Umsutywana who at first was not willing to move in to the Lower Umfolozi District, has since then accepted a pass from me, and sent four of his headmen to inspect the portion of the country he is to occupy in that District. As already stated in my former reports it will be impossible for Uisbebu and Umsutywana to live peaceably together. Regarding the imprisonment I merely placed him under arrest until he complied with my orders. It is without his consent and knowledge that any mention is made to your Honour by Umtokwana and his companions regarding the land now occupied by Umsutywana. Umsutywana is living in the midst of people who are under Uisbebu, and is not on friendly footing with them, I came to the conclusion it was better to move him, and his tribe into the Lower Umfolosi District. The chief Somkeli having invited and was willing to receive him. I beg to refer Y H to my former reports regarding this Chief. / / The Nzuza tribe having in the neighbourhood of this Office who with the consent of Maqita were placed within his territory by Mpande are amongst and near the people belonging to Uisbebu's kraal Emangeweni. Only a small portion of their land has fallen within Uisbebu's present location, leaving sufficient ground for them to occupy this tribe which is considered 'King's people' (that is are directly under Dinizulu) have given in great deal of trouble as regards moving, and are very bitter against Uisbebu. / / The portion of the country belonging to the Umbelebeleni section which is claimed by Dinizulu is occupied by Uisbebu's kraal 'Eguvugeni and the headman Maduna with a number of other Kraals with the Mhlagazi tribe. / / There can be no doubt that there have been robberies of corn committed by Uisbebu's men especially during the time when he was expecting an attack from the Ustutu

and was obliged to send out patrols night and day, who being in a semi-official state of starvation and finding the kraals deserted helped themselves to whatever corn was found, without his knowledge and against his orders. The owners of the kraals invariably complained to me of these thefts, but could not produce evidence which could lead to a conviction I have given, repeatedly, orders to Dinizulu and his people to remove their corn, but which they neglected or were very tardy in doing. I visited several of the deserted kraals & I found the corn in the pits, but destroyed by water, I know of no people who are suffering from want of food from the loss of food from the loss of their corn, there being sufficient of last years crop to maintain their families until they receive compensation from the Government. The Chief Siwetu claimed the piece of country known as the Ndabenkuli, which he states was granted to him by Mpanda, his father, who removed them from the Mfabeti Hills, where he formerly lived on account of fever, to the Nongoma. I cannot believe that Siwetu could have sent such a message by Mntokwana and his companions, as I have since received a deputation of his men as reported to you H by my letter No 76 of the 10th instant Zuya ka Mahlogo and his tribe 'Magelwa' also occupy a portion of this country as already stated and if the boundary had been defined, as Siwetu wishes it would have excluded Zuya and his people from their old tribal lands, which were granted to his father Mahlogo by Dingana and other men belonging to the Impohlo Regiments. I have made enquiries among my native messengers, but am unable to ascertain the man who saw Usibebu's people robbing corn from Gagahla's Kraal."

CO427
1948

Manus
near

15892

309

6 No 199 Mitchell to Knutsford 31/8/89 p403

Ref to No 167 to statemtns of torutre by witnesses for the Crown on the part of Addison / " I consider that Mr. Addiosn was wholly unjustified in casuing this man to be struck and in resorting the artifice which he did, in order to extort evidence, but looking to the time, to the circumstances as detailed by him, and to the diturbed condition of the country, I am of opinion that Mr. Addison erred rather through excess of zeal than from any delieberate intention of acting cruelly or unjsutly. I therefore sumbit that na expression of your Lorship's disapproval will adequately meet the case.

Enc Res Comm to Gov.

Osb forwards Addison report saying he had no knowlege of the occurences nor was present in court when the ~~allegations~~ / "when the allegations are said to ha e been made.."

Addison to Res Comm 20/8/89 p404 /To do with a case of wtitchraft on 18 19/12/87. Addison was with Sub Insp Osborn and 6 native police to investigae could get no info. An insolent native who would not answe question was given six trokes with a sjambok by the head constable / "And, as I was dealing wit men who had no inclination to keep the law, I considered it necessary to sue special measures to obtian the information I required./para/ T then adopted a plan which had often bee practised during the Zulu , to gain infomration from proposers, which was to take one aside and fire a revolver over his head." /And so on ? A trail for assuatl came out of it and papers are enlosed /

No202 Knutsford to Mithcell 10/10/89 p407

"I am gald to learn that the statements made as to Mr. Addison's conduct are not wholly in accordance with the facts,, and that these were very different from the case as presented to the House of Commens.

Although I am unable to approve the steops taken by Mr Addio s to extort the truth on the occasion referred to, he seem s to have erred from excess of seal, and his promptaction"/seems to have save Hogoza ba's life /"

CO 427/6

20678

Mitch to Knut 20/9/89 159

Minutes "This may as well be printed in the first instance.

The force of Mr. Addissons's excuses, for what was according blot obscurus / our view an act of torture inflicted on an enemy, can only be judged when the Evidenc in the Zulu trials is ready to be considered.

"I agree with Sir C Mitchell that Mr. Addison's actionx was quite justifiable under the circumstances - but we had better wait for the whole evidence of the trials efore answering in that sense." JB 29/10

....

The question of Mr Addison's conduct appears now ripe for decision! E F 16/12

"Now write as proposed ~~thxx~~ this was evidence for the defence & if all Mr Escombe's boasted tyranny is equally false he must have known the falsity of some of it. / ~~One~~ witness is produce d said to have been shot by Addison which on on the gouund /?/ & fire at 3 or 5 besides Such a story is false on the face of it JG 17.12

"The reply should be confined to the folgging, & tobe to the effect that after ~~taking~~~~xx~~ making full allowance for the diffuclt position in which Mr Addison was placed & the total disregard of his ord ers by D & N I consider his action as deserving censrue." K 18/12.

CD. U2716
20618

310

No203 Michael to Knutsford 20/9/89 p407

/Replies to 178/ "here can be no doubt that Mr. Addison exceeded his authority, and inflicted what, in time of peace, would be considered an utterly illegal punishment, but regarded in the light in which he puts it, /that the suthu were preparing for war and that Add was without support/ "I am of opinion that, short of shooting these men as armed invaders of the cou ntry, he took what may fairly have been considered by him to have been the best means in his power to deter others from disturbing the peace of Zululand."

Enc 1 Addison to Res Comm 10/9/89 p408

/These suthu were crossing from the N R without interference from the Boer Field Cornets to make war and join D and considered himself justified in in adminsetering the lashes as a deterrendt. As I had no medical officer I attended the administration myself.

I am aware that under the Pass Law that the natives are punsishable by fine only but the offence is wrongly described in the records for not only where these men without passes but they had entered the country to overthrow the Government, despite numerous warning. / "The acts for which these three men received the lenient punishment were dealt with me under native law, accroding to which any native guilty of the same offence was, under the retime of Cetywayo, put to death without any further inquiry, the fact of his being found doing so being taken for sufficient warrant for his immediate destrcution.... I had before me /a rebeillion brewing and I had to to do all I could to stop it with a people who considered our laws and leniency in preserving order with contempt I had no jail and few police with me and what I did was through the urgency of the case.

CD. U2716
20618

No203 Mitchell to Knutsford 20/9/89
C5892

//Floggings contined. ^{The report of} This flogging by Addison was never printed. Would an examination of the Zululand Records reveal that it was common for the magistrates, their 'Basutos' and police, to administer 12 lashes to a heamen or perhaps a chief while he was being held face down on the ground - four months before the rebellion officially ~~xxxxxx~~ broke out? //

No178 Knutsford to Mitchell 18/7/89 p331

/acks above and the statements dispose of the question that the cat was of an unusually severe desrcption. But Knutsford wants the records of the evidence in the case as under section 13 of Zululand Regulations.

~~xxxxxx~~ Confirmation of the Chief Magistrates confirmation of the sentences before execution of the sentence as required by section 22 and a report by Mr O and Add as to the grounds on which they regard the offence chargedagainst the ~~three~~ principal natives as being one for which flogging may be inflicted under the law of Zululand.

~~xxxxxx~~ Being without a pass might be an offence but if so only punishable by a fine , and unlawful arming will be shows in the evideence although it is still questionable whether this was punishable ~~xxxxxx~~ flogging as Sec 8 says flogging is authorised for all acts held by the colony of Natal to be ofeces agisnt the person ro property. Unlawful arming in England would be an offence against thepublic peace but perhpas calssification of crime in SA is different. Ask Gallwey's opinion on this point. /

CO 327/3

3416

Question in the Commons on 20/2/88 By Sir Robert Fowler.

To ask the S of S whether he can confirm or deny the statement in the Cape Mercury of 17/1/88 to the effect that that Zibhebhu has attacked and driven away the people in a kraal of inuzulus, and if he will give the House the latest info in Zululand.

Minutes "We have not yet received the article referred to / What is alluded to is no doubt the removal of so-called "squatters" of the U sutu section of the Zulu nation from Usibepue's territory. I gather from passages in 1715 which I have marked that a certain number of removals had been /?/ already effected not only by Usibepue /?sp,/ but by the Magistrate(!) himself; and from 2073 it is plain that the Magistrate Mr. Addison and Mr. Osborn were anxious to be /?/ with further authority to carry out wholesale evictions 'without the least loss of time'.

Heir intentions were further made manifest in a despatch which is now with the printers (3041) but that despatch also contained among its enclosures a letter from Sir A E Havelock to a certain extent rebuking and restraining the seal of his subordinates. This letter has been approved by the Secretary of State." The S of S has also taken action himself in the same direction in desp of the 1/2 and his tele of 4/2 and AH replied in a satisfactory tele of 8/1 // obscure here, words seem to have been committed // " I would answer to the effect that Sir H Holland has not yet seen the paper referred to nor have I any reason to suppose that the report is correct. He is aware that a certain amount of frictions has taken place between Usebepu and his followers on the one hand and those Usutus

who had settled down in Usebepu's territory since 1884, and that he has taken steps to safeguard any legitimate interests which may * have grown up during Usebepu's absence from his country Adds that teleg of 8/2 shows that situation is generally quieting down. E F 21/2/88

The Times 22/2/88 Holland answers in just such a way. /

C5892

No192 Knutsford to Mitchell 29/8/89 p392

Questions have bee asked in Parliament as regards flogging in Zululand
I have laready asked for paritculars and returns (See No166) and now wants
pariculars of speicific cases. If these cases mentioned do not not
appear in official returns or if there are cases of irregularity call
on O for a speicial report.

Enc 13/8/89 Mr Thomas Ellis aksed in the house of commons whether on
24/8/88 theRes Mag of Ehsoe district sentenced Nratu, alias Umsidus, to
50 lashes in 10 instalments and whether on 20/11/87 Sikwata, Hahlatini,
and Ngunya were sentenced to 25 lashes each without refernce to Chief Mag
and whether in Jan 1888 Mgongosa, Umlunsuza and others were flogged at
Ndwandwe without trail or ref to Chief Mag.

No166 Knutsford to Mitchell 27/1/89 p253

Ref to letter in Natal Advertise 16/5 reporting that Zulu were flogged
by an unnamed mag with a cat loaded with pieces of iron.

Report as soon as possible as the letter has formed the basis of a
question in Parliament. Furnish me with returns of criminal offences
and punsihments.

No167 Knutsford to Mitchell 26/6/89

Thomas Ellis has asked questions in the House based on info that that
Crown witnesses had stated to extort ~~xxxxxxxxxx~~ evidence by torture ,

flogging, isolating men and making them believe the others were shot by firing a ~~xxxx~~ gun. Report on these allegations

171 Knutsford to Havelock 18/7/89

171 Havelock to Knutsford 4/6/89

Enc 1 H -0 17/5/89

Natal Advertiser 16/5/89 Extract. METAL CAT O' NINE TAILS

Writier George Burgess quotes from the evidence given before the C of SC by one Manongoza that he beaten by a cat loaded with ~~xx~~ iron at the end of the straps while he was held down spreadeagled on the ground. The magistrate did not note it in a book the witness said. The court did not examin the witness on the subject.

Enc2 O - H 29/5/89 p293 /No cat loaded with iron has been used in Zululand.

Res Mag Nqutu to Res Comm 23/5/89

Manongoza and 19 others under Chief Mbokwana and Manqozoba lived in the Tvl and were arrested by Basutos in Jaun 1888 and I disarmed them and forfeited their arms and punisihed the three leaders by flogging them 12 lashes with a cap for arming and being without a ~~xx~~ pass. Records of this will be found at the Ivuna magistracy. A few days later D applied for the restoration of their arms which I refused , and you ~~xxxxxx~~ D said they had only ~~xxxx~~ left their kraals through hunger.

294 The cat was made of whipcord attached to 18 inches of bamboo, and not any more severe than those used in gaols in Natal and Zululand. /

CO42718. 3637 in

Mitch-Kurt 29/1/90 C 6070
On Flogging

No Comment in Minutes

CO 427/6

19480

Mithc to Knut 149 31/8/89 Printed in C5892

Minutes "This despl and the reply to be made to it, will need to be publshd, but I presume they need not be sent to Mr T Ellis M.P. (see HC/12133) and thus probably given to the Daily News. / / ? Concur in sir C Mithcell's view as to stopping short aat disapproval: and express regret that Mr Osborn should have acted as he did. SW3/10

"Mr Addison should not have struck the man. But as to the 'arifice" I think he was jsutified. He did not resrot to to extort a confession of any particulaar kind but simply to make the man answer 'yets' or 'no' and it extracted the truth ~~through~~ ~~xxxxxx~~ though Mr. Addison did not think so.

We are bound to express a strong disapproval. The story which reached the Ho of Commons was a 'three black crows' story." ? 3/10

Ack / "& say that Lord Knutson red is glad to learn that the case is so different from that represted to the House of Commons. If this killing for supposed witchcraft is to be stamped out it cannot be done by far words, & the artifice was necessary to elicit the truth. Mr Addison in hothaste to prevent a murder if possible, & the natives could not proudece the supposed victim & would not say what they done with him - so strong measures were very propoer JB 4/10 RGHW 5/10

"So reply but after the Word 'Commons" Although a am unable to ~~xxxxxx~~ approve the steps taken by Mr Addison to exort the truth, yethe eems to have erred from excess of seal, & hispromot actionx appear to have been the means of saving Hogozaba's life" K 7/10

GH(Z)

724

Z561 Knuts to Officer Adminstering the Govt 27 June 1889

/ Has seen a letter signed ~~E~~ Goerge Burgess in Natal Advertise 16/5 regarding flogging my a Magistrate in Zululand. Investigate this as it has formed the basis of a question the H of C. Furnish returns on cirminal officnes similar to those returned by other Colonies in their Annual Blue Book. / "That for Zululand, which Sir A Havelock was instructe d to supply, hasnot yet been recievied but is no doubt now in a foward state of preparation."

// Minutes however are more concerned with getting Burgess. //

Minutes Mithcell to Sec for Zululand 27/7/89

"there is some considerable correspondence relating to this individuals conduct in respect I think, of his having made notes of confl. documents while he was Acting Clerk Ex Council and ~~xxxx~~ having used these notes afterwards...Look it up as it may be of use in replying to this despatch

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