

Home (1919) Department.

Miscellaneous

Copy SERIES.

G.O. No. 370

DATED 18-2-19

[Despatch Abstract.]

Passport.-

Recording papers relating to the grant of a
visa on the ----- of Baroness Von Engelhardt.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Collector's Office.

My dear Todhunter

Your D.O. of the 14th releave.

I have no leave due to me at once. And also there are many men who have been out longer than I have. But I have been feeling my head troubling me a good deal this last three months and I do not think I ought to attempt another hot weather if there is a possibility of getting leave. I am pretty sure to get a medical certificate.

But is there any possibility of getting passages now? I have not enquired for myself yet but other people who want them seem to have great difficulty in getting them.

One other thing only stands in the way of my going at once. I could not go home ~~and leave~~ without taking my wife and her Mother. My wife is of course entitled to an English passport. but her Mother is in the unfortunate position of being a Russian subject and coming from the Baltic. Her Father was a Russian Admiral and a Minister of the Czar but they are German speaking people.

Some little time ago I applied to get my Mother-in-law naturalised as a British subject as she has nothing to tie her to Russia under the new Regime. But the Government of India seemed to have received instructions not to admit anyone at that time. I feel that I have a right to claim some concession in such a case. It is ~~not~~ ~~only~~ impossible to get a Russian Passport and therefore my Mother in law cannot get a Passport at all unless it is an English one.

She is sufficiently well known in this presidency as she has lived her since 1899. Canon Sell of the C.M.S. and Mr Stewart of Royapuram know her well. The Gillespies would also be able to tell you how far she is from having any anti Ally or "Hostile" proclivities. Do you think I could get such a Passport? If not I shall have to apply for leave in India at some time. I think you know her name is ~~the~~ Baroness von Engelhardt.

If I could arrange a passage and this matter of Passports I should ~~like~~ to go at once and would apply for a medical certificate ~~at once~~.

Yours very sincerely

25 XI 1918

GOVERNMENT OF MADRAS

24/11/18

Note for CS.

I am sorry these papers came to me the next moment after Mr. Legh who called on me this morning (in the absence of CS) to see. However Mr. Legh promised to call again when CS would be more at leisure so I send on these papers with a note

LWS

7.12.18

P.T.O.

Collector's Office,

191

My dear Todhunter

Your circular letter to hand. I am putting in a medical certificate and a formal application for leave in due course. I have been feeling rather seedy lately and I do not think it safe to risk not getting away this season. Meanwhile would you mind letting me know what is the best way for me to go about getting a passport for my Mother-in-law under the circumstances stated in my last letter. I have myself thought of applying to have her included in my own passport as a dependent. She is under present conditions entirely dependent on me and therefore this seems perfectly proper. Would the Government have any objection to issuing a passport of this sort in case no other is possible? Or is there any other way possible? I must apologize for troubling you with this but it is a problem which I cannot solve without some help.

Yours very sincerely

[Signature]
8/12/18

CURRENT NO.

~~8274~~ 3824

PUBLIC

Regd: 4-12-18.

CHIEF SECRETARY
4- DEC 1918
GOVERNMENT OF MADRAS

R.F. XXII M. 16 (2) - 8,000 - 20-7-15.

Pulicia deph

Note:
The passport
provided only for
wife & child
under 16
years
he included
in the passport
H.P.

650
18

VE

3

191

Director's Office.

5862

Dear Todhunter

I hope to come to Madras for the week end. We are travelling by the day train tomorrow. I should like to come in and see you on Saturday morning if I may to try and find out what is possible in the way of getting a Passport for my Mother-in-law.

We shall be staying at the Rainy Hospital Tondiyarpet which is on the Telephone in case you want to send a message.

Yours very sincerely

612-18

Please ask Home to have all parties called ready about this particular question &

6-12-18

CHIEF SECRETARY
6-DEC-1918
GOVERNMENT OF MADRAS

H

Home (Misc) 3674

Public H.O. 3722-1

6-12-18

REGISTERED HOME DEPARTMENT
6-DEC-1918
GOVT. OF MADRAS

Received
at 4-55 PM
CR
H

Home (Misc) 3674

6-12-18

7-9-0

Home (Miscellaneous) Department.

Secretary.

An application was made on behalf of Baroness Von Engelhardt, ^{in February 1918} ~~applicant at first~~ for a certificate of naturalization under Act XXX of 1852. The Government ~~were~~ of opinion that there was no objection to the grant of a certificate and asked Mr. Legh to advise the Baroness to apply for a certificate formally. But the Baroness preferred to have a certificate under the British Nationality and status of Aliens Act, 1914. A reference had to be made to the Government of India for ^{a certificate of Imperial} Naturalization. ~~under the Imperial Act who~~ ^{they} said that in view of the probable changes in the policy regulating the naturalization of aliens they did not consider it advisable that a certificate under the said Act should be granted for the present. This decision was communicated to the Baroness and on Mr. Legh's request for a promise of ^{the} British Government's protection for the Baroness until she obtained a certificate of naturalization, he was informed that it was ~~improbable~~ ^{impossible} that the Baroness ~~will~~ ^{would} be made to suffer for her nationality.

2. British passports are granted only to British subjects, natural born or naturalized. The Baroness cannot in the circumstances stated, be given a British passport before she is naturalized. Perhaps the Government of India may be asked to ascertain whether the Secretary of State will have any objection to the Baroness proceeding to England in the special circumstances of her case.

The case as it relates to a foreigner should be dealt with in the Public (War) Section.

Ans. & sent to Public (War) Sec. 2nd 8.12.18

page 1 of the notes to 5.5.7
17.7.4

pages 3 and 4 of notes
to 5.5.7
17.7.18

page 3 of 4. in the same
file.

to 6 of 20

to 7 of 20

see under in the same
file to 6.50
11.9.18

to 8 of 20

NOTES.

Page 5

Mr. High will send us a full statement of the case which may then be dealt with a d.o. to Mr. Hall and asking him to advise as how Mr. High should proceed in the new situation that has arisen viz that he has to proceed to England for his health and cannot do so unless he can take his mother-in-law with him.

8

8.12.18

My dear Todhunter

I shall have to apply for leave on Medical Certificate very shortly. I cannot however see the way to go to Europe owing to the difficulty of getting a Passport for my Mother-in-law the Baroness von Engelhardt.

As you know she is a Russian subject but she came to India in the Year 1899 with my wife who was in the C.E.Z.M.S. Since 1912 neither my wife nor her Mother have been out of India.

My Mother-in-law's Russian Passport was sent to Russia to be renewed in the year 1917 as the enclosed paper shews. She has now only this temporary certificate as proof of her Nationality.

I judge from recent papers that for a Russian subject to return to Europe with incomplete papers would mean either that she would be refused admittance or that she would be interned as a suspect.

On the other hand there is no Russian Government now to grant a Passport and a passport purporting to come from the present regime would itself be likely to be a hindrance.

Hence I do not see how my Mother-in-law is to leave India. But my wife and I cannot go and leave her behind nor can I go alone and leave my wife and her Mother behind. Hence I have been thinking how the difficulty could be got over.

My Mother-in-law is since the Revolution entirely dependent upon us: hence it appears to me that I can properly ask that she be allowed to travel as such on my Passport. But she being herself a Russian subject and her name and her native language being German there would be a number of difficulties to face unless I can get a certificate which I could present on her behalf to the Consul of an Allied power or to the Home authorities.

About six months ago I applied to have papers of Naturalisation issued. Before applying I received the assurance that there would be no objection raised to granting them. When however the papers went to the Government of India fresh instructions had been received from England and I was informed that the application could not then be entertained. I take it that the time has not yet come at which it would be possible to renew the application. I therefore fall back on the idea of getting some sort of certificate of Identity.

The only Government which could make enquiries and certify as to my Mother-in-law's antecedents and her attitude to the Allied Powers is the Government of Madras. Though I realise that no subject of a foreign power has the right to claim any such certificate from the Government, yet as an officer of the Government I feel that I have some right to ask that the powers of the Government may be exercised to make it possible for a member of my own family to travel with me to Europe. I am therefore writing to ask whether the Government would be willing after such enquiry as is deemed necessary to grant some such certificate as I have drawn up on the paper attached. In conversation you suggested that to make such a certificate likely to obtain acceptance with the Home Government or with the Consul of an Allied power it would be better to obtain the signature of an officer in the Political Department or if necessary of a still higher authority. I should be very grateful indeed if the Government of Madras would make an application to obtain such a signature for me as without it some assurance that we shall all be allowed to land in England or (if we have to go early in the year) in France I shall hesitate to leave India.

The facts concerning the personal history of my Mother-in-law were all reported to you with the application for Naturalisation about six months ago.

With apologies for troubling you
Yours very sincerely

Rudolph

9/12/18 Coe. Secy. Salem.

Would you kindly return the enclosed papers as they are the only papers of nationality my Mother-in-law has.

Yrs. R.

Retained. Certified copies attached

29.12.18

7 7
It is hereby certified
that the Baroness von Engelhardt is Russian subject (from the
Baltic Provinces). That since the year 1899 her residence
has been in the Madras Presidency and since the year 1912
she has not been out of British India. That she is now
a member of the household of her son-in-law E.W. Legh
of the Indian Civil service.

And it is further certified

That the Baroness von Engelhardt harbours no sentiments
hostile to His Majesty the King of England or to His Allies
and has no connection with the Bolshevist Regime in Russia.

It being impossible to obtain at this time a valid Russian
Passport this

Certificate of Identity and Approval
is issued by the Government of
to enable the Baroness von Engelhardt to travel with her
son-in-law to England via Italy and France.

CERTIFICATE.

The Russian Consulate General hereby certifies that the bearer of present Baroness Elizabeth E. Von ENGELHARDT is a Russian citizen and that her national passport has been sent to Petrograd for renewal.

The present certificate is valuable as a certificate of nationality only for British India.

Calcutta, the 23rd April 1917.

Sd./ P.A. Mogolsky,
Actg. Vice-Consul.

))))))))))))))))

Russian Consulate General.
Calcutta, 23rd April 1917
No. 234.

Baroness
E. Von Engelhardt,
Coonoor.

Dear Madam,

I will forward your passport, list of questions and the application to the Minister of Interior for prolongation - to the Second Department, Foreign Office, Petrograd. In the same time I shall write to Mr. Weiss asking him to apply to the said Department for settlement of passport dues and any questions that may arise in connection with this affair. I will send him too the certificate for drawing the pension.

I enclose herewith a temporary certificate. The Consular fees for endorsing your application for passport temporary certificate and certificate for drawing the pension amount to Rs. 10 - 8.

I have the honour to remain, &c.
Your most obedient servant,
P.A. Mogolsky,
Actg. Vice-Consul.

True copies,
C.G. Todhunter,
Ag. Chief Secretary.

Special
CR
10/12/18

Department.

ROUTINE NOTES (WHICH ARE NOT TO BE (a) SENT OUT OF THE OFFICE
OR (b) INCLUDED IN THE ORIGINALS OF PROCEEDINGS
UNLESS THE NOTES ARE SPECIALLY MARKED
FOR RETENTION OR (c) PRINTED).

Subject of file.

Certificate in lieu of passport for the
Barons von Engelhardt.

p 6 mpy

Please see Mr. High's do.

I think the best thing to do is
to seek the advice of Mr. Holland,
who is now Secretary in the Political
Dept, semi-officially.
Will have Dept kindly advise
in the first instance?

S
9.12.18

Home (Mrs) 841

See

Submitted that this dept may
agree to the course indicated at A above
being adopted.

Agreed to in Home (Mrs)

CURRENT NO.
4600
Public War

Regt. 12-12-18

Ans
10/12/18
has
10/12/18

Pub. no.
101218

File obtained
from Public
Library

D
14/12

10
10

The draft d.o. below to
Mr Holland is for approval.

D. O. 4600 wa. 107 12-12-18

My dear Holland,
I am writing to ask if you will kindly advise
me how to proceed with regard to

p6/ups

p8 ante

the accompanying copy of
a d.o. d. the 9th instant (with
enclosures) from Legh
bringing to notice the difficulties
which stand in the way of
his mother-in-law, Baroness
Von Engelhardt, accompanying
him and his wife to England
via Italy and France when
he goes home on leave. In
Feb. last, the Baroness
applied for a certificate of
naturalization under the
British Nationality and
Status of Aliens Act, 1914,
and this Govt. forwarded
the application to the Govt
of India Home Dept, with
Mr. Swaminathan Pillai's
letter No 961-1 Home (Mis), d.
the 21st March 1918. The
Govt of I, however, declined to
grant the certificate in
view

pp 3-7 of

80557 d 17.7.18
A

f. l. d. d.

p7 d. d.

1/1/18

about the way of the ...

July 1st ...

to the United Kingdom

Lawyer

8.11.11

11.15.18

in view of the probable changes in the policy regulating the naturalization at home ...

p. 7 of A

p. 5 supra

p. 6 supra

p. 7 supra

In view of the situation that has now arisen ... the necessity would you kindly advise us whether the course suggested by Legh, viz. the taking of a Certificate on the terms drafted by him will enable him to take his mother-in-law with him to the United Kingdom without trouble, and if not, how best the matter could be arranged. If the proposed Certificate would suffice, I am to enquire whether the Govt. of India will issue one if a formal application is made to them.

12/12/18

R.E. Holland Esq. 6.1.E.965 Pol. Secy to the Govt. in the Foreign and India Dept. with copy of pp 6 and 7 and p 8 in original (keep copy)

20/12/18 CM 11.12.18

11.12.18

12
Lt. No. war 4861.
Reg. 30-12-18

Foreign and Political Department, 12

Delhi, the 25th December 1918.

D.O.No. 2867-G.



Dear Mr Toddhunter

As Colonel Holland is away from Delhi and will not be returning until 1st January, I am desired to reply to your demi-official letter, No. 4600-W-1, dated the 12th December 1918, regarding the difficulties which stand in the way of the Baroness Von Engelhardt proceeding to England via Italy and France.

I am to suggest your replying to Legh that the most suitable solution of the problem would be for the Baroness to obtain a fresh passport from the Russian Consulate-General at Calcutta, and that an application should now be made, unless the Consul-General has already expressed his inability to take the necessary action.

If for any reason the application is unsuccessful, it would be open to the Madras Government formally to exempt the Baroness by an order in writing under rule 4 of the Defence of India Passport Rules, specifying in the exemption certificate granted to her the full reasons for the exemption, i.e. the impossibility of getting a Russian Passport and the strong grounds shown by Mr. Legh for the Baroness to accompany him to England. This certificate would no doubt satisfy the authorities in England



13

13

England and en route, and it would be open to the
Baroness to put in another application for
naturalization in England.

Yrs sincerely

H. O. Fitzg

To

The Hon'ble Mr. C.G. Todhunter,

Acting Chief Secretary

to the Government of M A D R A S.

64

Pub Dept (war)

the following draft D.O. to Mr. Legh is
subd for approval:

D.O. Hbook-2

My dear Legh,

With reference to the
Correspondence ending with your
demi-official letter dated 9-12-18
regarding the passport for Baroness
Von Engelhardt, I ~~am~~ ^{write} ~~am~~ ^{to}
inform you that ^{from India that} the most suitable
solution of the problem would be
for the Baroness to obtain a fresh
passport from the Russian Consulate-
General at Calcutta, and that an
application ^{for this} should now be made
unless the Consul-General has
already expressed his inability
to take the necessary action.

If for any reason the
application is unsuccessful, the
question of issuing an order of
exemption in favour of the Baroness
under rule 4 of the Defence of India
Passport Rules, ^(giving therein the full reasons for the exemption) ~~may~~ be considered.
This Certificate would no doubt
satisfy the authorities in England

pb aut

39 So 49:3 Pub.
26-4-17

NOTES.

Page 15

and en route, and it would be open to the Baroness to put in another application for naturalization in England.

E. W. Legh Esq., Esq.,
Collector of Salem

ms
30.12.18
cm
30.12.18

30.12.18

Collector's Office.

My dear Todhunter.

I enclose herewith the Passport which the Russian Consul has given to my Mother-in-law and his letter in reply to ours saying that she does not want to go to Russia. It practically means I suppose that this is all he can do. Now I should be very grateful if you would let me know how I should proceed to get this Passport so visaed as to permit my Mother-in-law to go with us to England. I hope that this may be possible in Madras as we hope to be there by Tuesday and although I have not yet got anything better than /C 3 I have sent in to day a further certificate which I hope may raise me to A or B as we were unable to secure any berth this month with a C. May I leave this in your hands and call next Wednesday. We have also to get Visas for France and Italy. But I expect if you can get me an English one I shall have no difficulty about the others.

Yours very sincerely

[Signature]
p. 244.



R.F. XXII M. 16 (2) - \$,000-20-7-16.

[Handwritten signature]

[Handwritten text]

[Handwritten initials]
6/2

Will have Dept. kindly see at once what can be done?

7/24/19
7-2-4
[Signature]

[Handwritten note:]
I understand to risk but if
the 5-15 may, Calcutta
will probably be
p. 244
7/24/19

NOTES.

Telegram to W. L.

Baroness von Engelhardt
Russian subject born Russian
ppr. applies for visa to England.
Baroness Engelhardt is mother
of Mrs. High wife of E. J. High
U.S. Collector of Salem. Mrs. &
Mrs. High proceeding England and
Baroness desires accompany
them to make her home there.
She is 76 years old.
Does not desire return of visa.
Please wire if visa may
be granted. This not recommended.

429.

5
may also issue?

Yes please
429 W. J. H.

Submitted that a formal reference
to the Govt of India would appear un-
necessary in view of the correspondence
that has already passed between the

Chambers
and

NOTES.

18

Chief Secretary and the Foreign & Political Dept. vide pp 10-13 ante.

The passport may perhaps be vised as follows "Spec. Travelling to England".
For news.

Recd.

7.2.19

S.

I had not seen the

above correspondence - we had
you may the ppt be
vised?

7/2

Keep it vised ready for delivery
to Mr. Kemp next Tuesday.

7/2/19

his

The passport is subd for the
signature of the Vise.

A fee of 1/2 shilling marks recovered.

Ans.
10.2.19.

Pres
copy

SL
10.2

For Mr. Kemp
when he calls

10/2/19

order 370
his 18.2.19
Recorded.

When given for copying

When copied _____ } 191 .

When examined _____

When signed _____

READ AGAIN G.O. No.
191 .

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH LITTO.

PAPERS NOT FILED UP, BEING WANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.

B = Not to be copied.

P = Copy abstract only.

Q = Copy heading only.