Jurisdiction of Native Chiefs in British Red磡and

British Red磡and Proclamation 2 of 1855.

Section 31 "Native Chiefs in British Red磡and shall have original
and exclusive jurisdiction in all civil cases between natives
of their own tribes respectively; also in all civil cases between
natives of different tribes or between natives of different tribes and
the Resident Magistrates of the districts.

The jurisdiction of the Resident Magistrates of the districts
shall alone have jurisdiction, subject always to the
rights of appeal as heretofore provided; provided always
that the Resident Magistrate may, if he think proper, ascertain,
but shall in no case be bound by, the decision of the
Chief or headman as to any case wherein any native
shall be a party or shall be directly or indirectly
interested."

The British Red磡and Land Settlement Commission
of 1855 in its Report in 1856 found that the Red磡ing
chiefs in British Red磡and may be conveniently
classified in follow:

1. The Bora Tshidi Basoting who acknowledge, Kondtshina
as their Chief

2. The Bora Kapulana Basoting who obey Makokhato(Mbelwa)
of Kondtshina & Poluqetin, three headmen of Kondtshina
in Nakhoma. Further

Kondtshina's Basoting was extemated at 8860 and
Makokhato's Basoting at 960.

"As the jurisdiction of native chiefs among themselves is
almost invariably tribal and territorial, it has
hitherto remained unchallenged by defining any boundary
between tribes or sections of tribes. One of the reasons
that it will be found convenient for the Reserve
be made available for all natives, is rather that
Thus, rationality (i.e., tribal affiliation) may be a factor in the limit of the Chief's jurisdiction or government. The success of the Indian Reserve cannot be founded on the artificial denunciation of the Reserve made by the Commission of 1885.

Right to all land, by Preamble 35 of proclamation 2 of 1885. The right to all land is vested in the Government. As a matter of fact, the Government allows the Chief to allot land. It does not interfere unless complaints are made.
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