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Law No. 3 — A Law to provide for the Establishment of the Lagos State Sports Trust Fund and for connected purposes.

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Law No 3



Lagos State of Nigeria

MR. AKINWUNMI AMBODE  
GOVERNOR OF LAGOS STATE.

2017

**A LAW TO PROVIDE FOR THE ESTABLISHMENT OF THE LAGOS  
STATE SPORTS TRUST FUND AND FOR CONNECTED PURPOSES.**

( 1st February 2017 )

Commence-  
ment

THE LAGOS STATE HOUSE OF ASSEMBLY enacts as follows:

1. In this Law, unless the context otherwise requires –

Interpreta-  
tion.

“Board” means the Board of Trustees established under this Law;

“Commissioner” means the member of the State Executive Council for the time being charged with the responsibility for sports in the State;

“Fund” means the Lagos State Sports Trust Fund established under this Law;

“Governor” means the Governor of Lagos State of Nigeria;

“Local Government Areas” includes Local Council Development Areas;

“Member” means a member of the Board established under this Law and includes the Chairman;

“State” means Lagos State of Nigeria.

2. (1) There is established the Lagos State Sports Trust Fund (referred to in this Law as “the Trust Fund”).

Establishment  
of the Lagos  
State Sports  
Trust Fund.

- (2) The Trust Fund shall-

- (a) be a body corporate with perpetual succession and a common seal;
- (b) have power to sue and be sued in its corporate name; and

- (c) be capable of acquiring, holding and disposing of any property for the purpose of carrying out any of its functions under this Law.

Objectives of the Trust Fund

3. The objectives of the Trust Fund are to-
- (1) raise money through private and public donations for the development of sporting activities and facilities in the State;
  - (2) promote sports and sporting activities in the State; and
  - (3) be the depository of all monies received under this Law.

Establishment of Board of Trustees

4. There is established for the Trust Fund the Lagos State Sports Trust Fund Board of Trustees: (referred to in this Law as "the Board").

Functions of the Board of Trustees

5. The functions of the Board shall be to -
- (a) manage the Trust Fund;
  - (b) render advice to the Governor for the disbursement of the Trust Fund in accordance with the objectives of this Law;
  - (c) devise ways and means of generating money through contributions, levies, grants and donations for the Trust Fund as it may deem fit in accordance with the provisions of this Law;
  - (d) sensitize and mobilize the generality of the people of the State towards voluntary donations/grants to the cause of sports;
  - (e) conduct regular assessment of financial and facilities requirements of sports in the State, in conjunction with the Sports Commission;
  - (f) support financially or otherwise sports organizations, clubs, schools, associations in programmes designed for the purpose of encouraging participation in all forms of sports on the recommendation of the Sports Commission;
  - (g) grant scholarships to deserving athletes in the State on the recommendation of the Sports Commission;
  - (h) fund the training of athletes in different sports on the recommendation of the Sports Commission; and
  - (i) do such other things as may be approved by the Governor for the performance of its functions under the provisions of this Law.

Composition of the Board.

6. The Board shall consist of the following members:-
- (a) five (5) members from the business and financial community representing the five (5) divisions of the State who in the opinion of the Governor shall be persons of unquestionable integrity and sound judgment with keen interest in sports and have made positive contributions to the development of sports;
  - (b) the Chairman, Sports Commission;
  - (c) the Director-General Sports Commission;



Filling of Vacancy	11.	Where a vacancy occurs in the Board, such vacancy shall be filled within three (3) months, by appointing a new member in the manner provided in Section 7 of this Law.
Quorum	12.	The quorum for a meeting of the Board shall be seven (7) members which shall include at least two (2) members appointed from the business and financial community.
Meetings of the Board	13.	<p>(1) The Board shall meet at least four (4) times in a year and at other times as may be required for the due performance of its functions under this Law.</p> <p>(2) The Chairman shall preside at every meeting of the Board and in the Chairman's absence, the members present shall appoint one (1) of the members present to preside at that meeting.</p>
Committees of the Board	14.	The Board may appoint one (1) or more committee(s) to carry out on its behalf such of its functions as it may determine.
Power to Co-opt.	15.	<p>(1) Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt such person(s) who are not member(s) of the Board to any meeting of the Board or any committee.</p> <p>(2) Such co-opted person may take part in the deliberation of the Board or any committee meeting but shall not be entitled to vote or count towards quorum.</p>
Disclosure of Interest	16.	<p>(1) A member who is directly or indirectly interested in a transaction or project of the Board shall disclose the nature of the interest at the meeting of the Board.</p> <p>(2) The disclosure by a member of such interest shall be recorded in the minutes of meeting of the Board and the member shall not take part in any deliberation of the Board with respect to the transaction or project.</p>
Voting	17.	<p>(1) The decision of the Board shall be determined by a majority of votes of the members of the Board present and voting at the meeting.</p> <p>(2) The Chairman or the member presiding shall have a deliberative vote at a meeting and where there is equality of votes, the Chairman or the member presiding shall have a casting vote.</p>

- (d) the Executive Secretary of the Sports Trust Fund;
  - (e) Head of Overseas Investment Office or his representative;
  - (f) the Commissioner for Local Government and Community Affairs or the Permanent Secretary;
  - (g) one (1) Local Government Chairman representing all the Local Government Areas in the State;
  - (h) a representative of Youths recommended by the Ministry of Youths and Social Development; and
  - (i) a person of repute within the sports community.
7. (1) The Governor shall appoint the Chairman and members of the Board except the ex-officio members:
- Appointment of Members of the Board
- (2) The appointments of the Chairman of the Board and the Executive Secretary shall be subject to the confirmation of the House of Assembly.
8. All members of the Board except the Executive Secretary shall-
- Tenure of Office
- (a) serve on part-time basis;
  - (b) hold office for a term of four (4) years in the first instance and may be re-appointed for a further term of four (4) years only.
9. The Chairman and members of the Board excluding the ex-officio members shall be paid such remuneration and allowances as the Governor may approve.
- Remuneration and Allowances
10. (1) A member of the Board shall cease to hold office if the member -
- Cessation of Office of Member
- (a) resigns the appointment by giving one (1) month's notice in writing to the Governor;
  - (b) is unfit or unable to discharge the function of the office either by reason of infirmity or mental incapacity;
  - (c) has been convicted by a Court of Law for any offence involving dishonesty;
  - (d) is an undischarged bankrupt or is in obvious financial distress; or
  - (e) is guilty of gross misconduct in relation to the duties of the office.
- (2) Notwithstanding the provisions of subsection (1) of this Section, the Governor may remove any member of the Board on being satisfied that it is in the public interest to do so.



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| 18. | The common seal of the Trust Fund shall be such as may be determined by the Board and the affixing of the seal shall be authenticated by the signatures authorised generally or specifically for that purpose.  | Seal of the Trust Fund                 |
| 19. | <p>The Trust Fund shall comprise of –</p> <ul style="list-style-type: none"> <li>(a) grants by the Federal, the State and Local Governments;</li> <li>(b) such sums raised through donations or contributions from individuals and corporate organisations;</li> <li>(c) any funds accruing whether by way of gifts, testamentary dispositions, endowments or any other means;</li> <li>(d) all sums or assets which may in any manner become payable to or vested in the Trust Fund in respect of any matter incidental to its functions;</li> <li>(e) one (1) per cent of internally generated revenue of all Local Government Areas in the State; and</li> <li>(f) ten (10) per cent of money generated by the Lottery Board from Lottery Funds.</li> </ul>  | Sources of the Trust Fund.             |
| 20. | For the purpose of generating funds for the Trust Fund, the Board through its Committees may organize charity dances, shows, exhibitions and other fund raising events.   | Fund Raising Events.                   |
| 21. | <p>(1) There shall be an Executive Secretary for the Trust Fund who is the Administrative Head and Accounting Officer of the Trust Fund.</p> <p>(2) The Executive Secretary shall:-</p> <ul style="list-style-type: none"> <li>(a) be a person with relevant academic and professional qualifications;</li> <li>(b) possess sound knowledge of sports administration;</li> <li>(c) hold office for a term of five (5) years and may be re-appointed for a further term of five (5) years only; and</li> <li>(d) be paid such remuneration and allowances as may be approved by the Governor.</li> </ul> <p>(3) The Executive Secretary shall, subject to the general direction of the Board be responsible for –</p> <ul style="list-style-type: none"> <li>(a) the day to day administration of the Trust Fund;</li> <li>(b) keeping the books and proper records of the proceedings of the Board;</li> <li>(c) rendering account of all monies collected, paid or otherwise expended under this Law;</li> </ul> | Executive Secretary of The Trust Fund. |

		(d) the administration of the Secretariat of the Board; and
		(e) the general direction and control of all other employees of the Trust Fund.
Other Staff of the Trust Fund.	22.	The Board shall have power to request for the transfer or secondment from the State Civil Service such number of staff as may in the opinion of the Board be required to assist in the discharge of its functions under the provisions of this Law.
Accounts of the Board.	23.	The Board shall establish and maintain - <ol style="list-style-type: none"> <li>(a) a Treasury Single Account for the management of the Trust Fund with a reputable bank and operate in accordance with extant financial regulations of the State; and</li> <li>(b) another account from which it shall defray all its expenditures.</li> </ol>
Annual Accounts and Audit Report. Vol.2 Cap A13, Laws of Lagos State 2015.	24.	<ol style="list-style-type: none"> <li>(1) The Board shall keep proper accounts of its transactions in such form as the Accountant-General of the State may direct in conformity with standard accounting practice.</li> <li>(2) The accounts of the Board shall be audited annually by an Auditor appointed from a list of Auditors provided by the State Auditor-General in accordance with the State Audit Law.</li> <li>(3) The Board shall submit to the Governor through the Commissioner, an estimate of its income and expenditure for the next succeeding year in accordance with budgeting guidelines applicable in the State.</li> </ol>
Annual Report.	25.	The Executive Secretary shall prepare and submit to the Governor through the Commissioner within six (6) months after the close of each financial year, a report of its activities in the preceding financial year and the report shall include a copy of the audited accounts of the Trust Fund and the auditor's report on the account.
Representation of the Board.	26.	The Executive Secretary or any member of the Board authorized by resolution of the Board may appear before any court or in any legal proceedings on behalf of the Board.
Power to make Regulations. Vol. 9 Cap R4 Laws of Lagos State 2015.	27.	The Commissioner may make regulations generally in accordance with the Regulations Approval Law for the purpose of carrying into effect the provisions of this Law.



28. (1) Any person who without lawful authority levies or accepts any contribution from any person, purporting such donations/ contributions to be made for the purpose of this Law commits an offence and is liable on conviction to a fine of Five Hundred Thousand Naira (N500,000.00) or two times the value of collections received whichever is greater, or to a term of two (2) years imprisonment or both.
- (2) Where an offence under this Law is committed by a body corporate or firm or other association of individuals –
- (a) every director, manager, secretary or other similar officer of the body corporate;
  - (b) every partner or officer of the firm;
  - (c) every person concerned in the management of the affairs of the association; or
  - (d) every person purporting to act in any such capacity specified under this Section,
- shall be liable on conviction to be punished for the offence in like manner as if he had himself committed the offence.
29. The Lagos State Endowment Fund Law 1990 is repealed. Repeal.
30. This Law may be cited as the Lagos State Sports Trust Fund Law and shall come into force on the 1st day of February 2017. Citation and Commence-  
ment.

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This printed impression has been compared by me with the Bill which has been passed by the Lagos State House of Assembly and found by me to be a true and correctly printed copy of the said Bill.

**MR. AZEEZ. A. SANNI**  
*Acting Clerk of the House of Assembly*