



# Lagos State of Nigeria

## Official Gazette

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*Lagos State Government Notice No. 3*

The followings are published as supplement to this Gazette:

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ASSENTED TO AT IKEJA, THIS 28<sup>TH</sup> DAY OF JANUARY 2019.

MR. AKINWUNMI ANIBODE  
GOVERNOR OF LAGOS STATE.

Law No. 3

2019



Lagos State of Nigeria

**A LAW TO ESTABLISH THE LAGOS STATE MERIT AWARDS SCHEME,  
TO SPECIFY AMONG OTHER THINGS, THE PRIVILEGES OF THE  
RECIPIENTS AND FOR CONNECTED PURPOSES.**

*Commencement (28<sup>th</sup> January, 2019)*

**THE LAGOS STATE HOUSE OF ASSEMBLY enacts as follows:**

Interpretation.

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

“Council” means the Governing Council of the Lagos State Merit Award Scheme established by Section 4 of this Law;

“Commissioner” means the Commissioner for Special Duties and Inter-Governmental Relations or a member of the State Executive Council for the time being charged with the responsibility for Special Duties and Inter-Governmental Relations;

“Governor” means the Governor of Lagos State;

“House” means the Lagos State House of Assembly; and

“State” means Lagos State of Nigeria.

Objective of the Law.

2. The objective of this Law is to give award to deserving personalities and corporate bodies who have made outstanding contributions to the growth and development of the State.

Establishment of the  
Lagos State Merit Award  
Scheme.

3. (1) There is established the Lagos State Merit Award Scheme (referred to in this Law as “the Award”).

(2) The Lagos State Merit Award established under subsection (1) of this Section shall be an order of dignity and entitle the recipient to –

- (a) use the designation Lagos State Merit Award (LSMA) after his name;
- (b) certificate and medal; and
- (c) such other privileges as are enjoyed by recipients of high levels of State Honours.
- Establishment of the Lagos State Merit Award Council. 4. (1) There is established the Lagos State Merit Award Council (referred to in this Law as the "Council").
- (2) The Council shall –
- (a) be a body corporate with perpetual succession and a common seal; and
- (b) have power to sue and be sued in its corporate name.
- Composition of the Council. 5. (1) The Council shall consist of –
- (a) a Chairman, who shall be a person with cognate professional, academic and administrative experience; and
- (b) five (5) members representing the five (5) Divisions of the State.
- (2) The Chairman and members of the Council shall be persons of proven integrity and sound judgement to be appointed by the Governor subject to confirmation of the House.
- Tenure of Office. 6. A person appointed as a member of the Council shall hold office on part-time basis for a period of four (4) years and may be eligible for re-appointment for one (1) further term of four (4) years only.
- Remuneration and Allowances. 7. The Chairman and members of the Council shall be entitled to such remuneration and allowances as the Governor may approve.
- Cessation of Membership. 8. (1) The Chairman or any member of the Council shall cease to hold office if the member –
- (a) resigns by giving one (1) month notice in writing addressed to the Governor;
- (b) is unfit or unable to discharge the functions of the office either by reason of infirmity or mental incapacity;
- (c) is convicted of a crime;
- (d) becomes bankrupt; or
- (e) is guilty of serious misconduct or dereliction of duty.
- (2) The Chairman or any member of the Council may be removed from office by the Governor, if the Governor is satisfied that it is not in the interest of the public that such a member should continue in office.
- Functions of the Council. 9. The functions of the Council shall be to –
- (a) organise the State Awards and Honours Ceremonies;
- (b) determine the guidelines and criteria for the selection of awardees;
- (c) conduct the Award in accordance with the provisions of this Law;
- (d) propose to the State Government the mode of reward or recognition of recipients;
- (e) carry out periodic review of prize money benefits;



- (f) carry out periodic review of the guidelines and criteria for the various categories of awards in light of the existing realities of the State; and
- (g) do such other things which in the opinion of the Council are necessary to ensure the efficient performance of its functions under this Law.

## Powers of the Council.

10.

The Council shall have powers to -

- (a) constitute ad-hoc Specialised Advisory Committees as deemed necessary to assist in the selection of candidates or companies proposed for an award;
- (b) enter into such contracts as may be expedient for the carrying into effect the provisions of this Law; and
- (c) take all such other lawful measures as may be considered necessary to assist in carrying out its functions under this Law.

## Proceedings of the Council.

11.

The Council shall have power to regulate its own proceedings and may make standing orders for that purpose.

## Validity of Proceedings.

12.

The validity of proceedings of the council shall not be invalidated by -

- (a) any vacancy in its membership or the absence of any member;
- (b) any defect in the appointment of a member; or
- (c) that a person not entitled to do so took part in its proceedings.

## Quorum.

13.

The quorum at any meeting of the Council shall be one- third (1/3) of its membership.

## Procedure for Nomination.

14.

(1) The nomination of a person or organisation for consideration by the Council for an award may be made by any person or organisation to the Council and any person may, where not sponsored by another person, apply to the Council for this purpose.

(2) Every nomination under this Section shall be in writing, addressed to the Secretary of the Council and set forth in respect of the person or organisation nominated -

- (a) full name and address;
- (b) biographical data;
- (c) personal attainments and specific contributions to the State development in the field of-
  - (i) Science, Technology, Engineering and Medicine;
  - (ii) Humanities, Arts, Social Sciences, Culture, Sports, Education;
  - (iii) other fields of human endeavours; and
- (d) such other particulars as would, in the opinion of the person making the nomination, assist the Council in arriving at a determination in respect of each nomination.

(3) Subject to the provisions of subsection (1) of this Section, the Council may consider nomination of a person for an extraordinary act of bravery and heroism extending far above and beyond the normal call

of duty or service performed at great risk to the person's life in an effort to save human life or property in the State.

(4) The decision of the Council shall be subject to the approval of the Governor.

Power to Appoint  
Ad-hoc Committee.

15. (1) Subject to the provisions of Section 9 of this Law, the Council may appoint an ad-hoc Specialised Advisory Committee to assist the Council in the selection of candidates or organisations proposed for any award under this Law.

(2) The Council shall have power to regulate the proceedings of any committee it sets up and the quorum of any such committee shall be as may be determined by the Council.

(3) Every Committee appointed under this Section shall be made up of such persons appearing to the Council to be suitably qualified by reason of their professional, academic or administrative qualification(s).

(4) A decision of the Committee appointed by the Council shall be of no effect until it is confirmed by the Council.

Making of Awards.

16. (1) Where the Council after the consideration of the report of the ad-hoc Committee, is of the opinion that an award should be made to a particular person or organisation or that a joint award should be made to two (2) persons or organisations in the field concerned, it shall transmit its decision to the Commissioner not later than 30<sup>th</sup> March in each year to enable the Governor to make the Award to the recipient or recipients concerned on the 27<sup>th</sup> May of each year.

(2) Notwithstanding the provisions of subsection (1) of this Section, the Council shall not be under obligation to make an award in a particular year, where the Council, by reason that none of the persons or organisations nominated should be given an award or for any sufficient reason, is of the opinion that no award should be made in that particular year.

Categories of Awards.

17. (1) Subject to the provisions of this Law, the following shall be the categories of awards to be awarded to any person or organisation under the Lagos State Award Scheme-

- (a) Meritorious Service Award (MSA);
- (b) Bravery Medal (BM); and
- (c) Industry Award (IA).

(2) The guidelines for these awards are as set out in the Schedule to this Law.

(3) Notwithstanding the provisions of subsection (1) of this Section, nothing in this Law or any other enactment shall prevent the State from adding to or changing the categories of these awards.

Withdrawal of Award.

18. (1) The Governor shall on the recommendation of the Council withdraw an award from the awardee where the awardee is convicted of a felony or of any offence involving -

- (i) dishonesty; or
- (ii) corruption; etc.

- Secretary to the Council. 19. (2) The Governor may where he deems fit withdraw an award from the awardee in the interest of the State.
- (1) There shall be a Secretary to the Council who shall be an officer not less than Grade Level 15 in the Public Service of the State and shall be responsible to the Council in the discharge of its functions.
- (2) The Secretary shall also be responsible for -
- (a) arranging meetings of the Council;
  - (b) preparing the agenda and minutes of meetings;
  - (c) conveying the decisions of the Council to the members of the Council;
  - (d) arranging for the payment of allowances of members of the Council and other related matters; and
  - (e) performing generally all other duties affecting the Council as may be assigned by the Chairman.
- Financial Provisions. 20. The Council shall maintain a fund which shall consist of such moneys as may be -
- (a) appropriated by the House; and
  - (b) received by the Council in the course of its operations or in relation to the exercise of its functions under this Law.
- Annual Estimates and Expenditure. 21. The Council shall prepare and submit to the Commissioner for the Governor's approval, its annual estimates of income and expenditure for the period commencing on the 1<sup>st</sup> day of January and ending on 31<sup>st</sup> December of the year, not later than three (3) months to the expiration of the current year.
- Accounts and Audit. 22. The Council shall keep proper record of its funds, which shall be audited by a firm of auditors appointed by the Council from the list of auditors provided by the Auditor-General of the State.
- Power to make Regulations. 23. The Commissioner may make regulations generally in accordance with the Regulations Approval Law of Lagos State for carrying into effect the provisions of this Law.
- Establishment of the Lagos State Heroes Register. 24. (1) There is established the Lagos State Heroes Register (referred to in this Law as "the Register") in which shall be inscribed in a permanent form, the names of heroes (whether dead or alive) deserving a place of honour in Lagos' history.
- (2) The Register shall be kept within the premises of the Lagos State Records and Archives Bureau and shall, subject to such conditions necessary for securing its safety and preservation as may be prescribed by the Governor, be open to inspection by members of the public.
- Chief Registrar. 25. (1) The Secretary to the State Government shall be the Chief Registrar and shall, subject to the provisions of this Law, do or cause to be done, all such things as may be necessary for the purposes of this Law.



(2) In pursuance of subsection (1) of this Section, the Secretary to the State Government may designate such number of public officers to be Registrars to assist in the discharge of the functions of the office under this Law.

Eligibility for  
Heroes Register.

26. (1) A person shall not be nominated for consideration as a Lagos State hero unless the person –
- (a) has rendered meritorious service of a public nature (whether or not in the Public Service of the State);
  - (b) is a person of undoubted integrity;
  - (c) has achieved distinction in a chosen occupation, profession, calling or in any field of human endeavour; and
  - (d) such other criteria as may be approved by the Governor.

(2) Notwithstanding the provisions of subsection (1) of this Section, a person holding any Executive, Legislative or Judicial office in the Government of the State or Local Government/Local Council Development Area shall not be nominated for consideration as a State hero while still holding any such office and shall continue to be ineligible for nomination, until after the expiration of a period of five (5) years upon ceasing to hold such office or upon the person's death.

(3) Where a person who ceased to hold office for such period or longer period is thereafter re-elected or appointed to again hold any such office, the period of five (5) years stipulated in subsection (2) of this Section shall be computed from the time the person finally ceased to hold any such office.

Power to Direct  
Registration.

27. Where the State Executive Council is of the opinion upon the receipt of a nomination that the circumstances are such that the name of the person concerned should be inscribed in the Register, the State Executive Council shall advise the Governor accordingly, and the Governor may give such directions as the Governor may think fit:

Provided that the Governor shall not direct the inclusion of the name of more than five (5) living persons in the Register in a particular year if there are already other living persons in the relevant part of the Register.

Parts of the Register.

28. The Register shall be divided into two (2) parts, namely-
- (a) Part A, for persons who are dead; and
  - (b) Part B, for living persons.

Power to make  
an Order.

29. (1) The Governor shall, by Order published in the State Official Gazette list the names of persons declared as State heroes, whose names have been duly inscribed in the Register.
- (2) The Governor shall, by Order published in the State Official Gazette, add to the list, names of other persons who may be declared as State heroes and whose names have been duly inscribed in the Register.

Citation and  
Commencement.

30. This Law may be cited as the Lagos State Merit Awards Scheme Law 2018 and shall come into force on 28<sup>th</sup> day of January 2019.

**SCHEDULE**  
**GUIDELINES FOR AWARD**

Section 17 (2)

**1. MERITORIOUS SERVICE AWARD**

(1) The Lagos State Meritorious Service Award shall be in two categories namely-

- (i) Meritorious Service Medals; and
- (ii) Medal for Bravery.

(2) Meritorious Service Medal (MSM)

This shall be for persons (Nigerians and Foreigners) who have rendered outstanding service to the State at various levels, starting from the highest as follows-

(a) **IBILE Meritorious Service Medal (IMS)**

For persons who have rendered exceptional service at the level of the State Executive Council, Legislature, Judiciary, Traditional Rulers, Religious Leaders, Captains of Industry, Philanthropists and others in that category.

(b) **Meritorious Service Medal (MSM)**

For persons who have recorded outstanding achievements in services rendered in the State and communities within the State in various fields of human endeavour.

(c) **Public Service Medal (PSM)**

Performance by a Public Service employee which results in an exceptional contribution to improving the State.

(d) **Lagos State Sport's Person (LSSP)**

For a sports person who has recorded outstanding achievements for the State in the field of sport within a calendar year or who contributes to the development of sports in the State.



MR AKINWUNMI AMBODE  
*Governor of Lagos State*

LAW No. 4

2019



Lagos State of Nigeria

**A LAW TO PROVIDE FOR THE ESTABLISHMENT OF THE LAGOS STATE  
TOURISM PROMOTION AGENCY AND FOR CONNECTED PURPOSES.**

Commencement (28th January, 2019)

THE LAGOS STATE HOUSE OF ASSEMBLY enacts as follows:

Interpretation.

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

“Commissioner” means the Commissioner for Tourism or a member of the State Executive Council for the time being charged with the responsibility for tourism;

“Environmental Impact Assessment” means a systematic examination conducted to determine whether or not a programme, activity or project will have any adverse impact on the environment;

“Governor” means the Governor of Lagos State;

“House” means the Lagos State House of Assembly;

“Hotel” includes a facility used for the reception of guests, travelers and tourists desirous of dwelling or sleeping;

“State” means Lagos State of Nigeria;

“Sustainable Tourism” means tourism development that meets the needs of visitors while protecting and enhancing tourism opportunities for the future;

“Tourism Operator” means the registered owner of a tourism establishment; and

“Tourism Establishment” includes –

- (i) an establishment that provides temporary accommodation for a guest, for a continuous period of less than one (1) month, and includes a building, structure or place in which accommodation or lodging, with or without food is provided for a price to travelers, such as cabin, cottage, house keeping unit, hotel lodge, motel, inn, hostel, bed and breakfast establishment, resort, travel trailer, travel trailer park, recreational vehicle park, house boat, camping cabin and camp ground;
- (ii) a tour guide operator; or
- (iii) a tourism promotion services establishment.

Establishment  
of the Lagos  
State Tourism  
Promotion  
Agency.

2.

- (1) There is established the Lagos State Tourism Promotion Agency (referred to in this Law as “the Agency”).
- (2) The Agency shall –
  - (a) be a body corporate with perpetual succession and a common seal;
  - (b) have powers to sue and be sued in its corporate name; and
  - (c) be capable of acquiring, holding, managing or disposing of moveable or immovable property for the purpose of performing its functions under this Law.

Objectives of  
the Law.

3.

The objectives of this Law are to–

- (a) promote, market and develop the State domestically and internationally as a major tourist destination, by highlighting its uniqueness and assisting the development of its tourism products and services;
- (b) develop and promote the State as a premier travel and tourist destination;
- (c) attract and increase tourist arrivals and direct tourism investment;
- (d) identify and develop potential tourism destinations in the State;
- (e) maximise the economic and social benefits of tourism;
- (f) encourage and promote improved standards of tourist establishments, facilities, attractions and services offered to tourists;
- (g) facilitate closer cooperation between government and participants in the tourism industry in the State;

- (h) enhance revenue generation for the State in the tourism sector;
- (i) increase employment opportunities in the tourism sector; and
- (j) encourage active Public Private Partnership in the development of tourism in the State.

4. (1) The functions of the Agency shall be to –
- (a) advise private organisations, State and Local Governments on matters relating to tourism;
  - (b) formulate and implement campaigns and other strategies to promote the State locally and internationally as a major tourist destination;
  - (c) promote the State's tourism industry to achieve international best practices in the delivery of tourism products and services;
  - (d) encourage the provision, improvement and marketing of tourism facilities and products in the State locally and internationally;
  - (e) undertake and conduct necessary research for the promotion and improvement of the tourism industry in the State;
  - (f) ensure regular local and international advertisement of the State as a major tourist destination;
  - (g) facilitate the creation of investment opportunities for tourism development by focusing on the following key segments -
    - (i) Beach and Leisure;
    - (ii) Culture and Heritage;
    - (iii) Arts and Entertainment;
    - (iv) Nature and Adventure;
    - (v) Wellness and Medical Tourism; and
    - (vi) Business Meetings, Incentives, Conferences and Events (MICE);
  - (h) develop and promote the State as a center for international meetings, conventions, exhibitions, sports, medical and wellness, nature and adventure, beach and leisure, culture and heritage, arts and entertainment tourism and other special events;
  - (i) market the State as a business tourism destination by –
    - (i) coordinating biddings for the State;
    - (ii) collaborating with persons, suitable bodies or organs of the State to develop and promote tourism in the State;

Functions  
of the  
Agency.



- (j) maintain relations with tour operators, travel agents and the hotel industry in respect of tourism in the State;
- (k) promote places of entertainment and night clubs;
- (l) create and beautify recreational parks, zoos and gardens within designated tourism zones;
- (m) coordinate the activities of tourism organisations in the State;
- (n) identify tourism market needs and trends and advise tourism stakeholders accordingly;
- (o) undertake and co-ordinate tourism research and analysis in accordance with the provisions of this Law;
- (p) collate and analyse information for the tourism sector and its clients in the private and public sectors, relating to-
  - (i) tourism products and services at local, regional and international levels;
  - (ii) trends in tourism;
  - (iii) processes or activities likely to impact on sustainable tourism; and
  - (iv) tourism statistics.
- (q) assess strategies and techniques for product development and marketing;
- (r) undertake market intelligence;
- (s) determine, in consultation with lead agencies, the capacities of the various tourism destinations and conservation needs and priorities;
- (t) assess information that is the basis of integrated tourism development area plans;
- (u) research on sustainable tourism and other emerging areas;
- (v) organise symposia, conferences, workshops and other meetings to promote the exchange of views on issues relating to tourism research and analysis;
- (w) publish annually, research findings and communicate recommendations to the relevant lead agencies, institutions and other stakeholders in the tourism sector;
- (x) collaborate with the Nigerian Tourism Development Corporation and other Federal Government Agencies for the purpose of achieving the objectives of this Law;
- (y) explore and market tourism resources and products;
- (z) attract, promote, facilitate and service large scale tourism events, fairs, conventions and expositions;
- (aa) devise and maintain a data platform for the collation of data and information about tourism;
- (bb) develop wide and varied tourism products in alignment with the key focus sectors referred to in this Law;

- (cc) develop tourist centers within the State;
  - (dd) receive in consideration of the services rendered by the Agency such commission or payment as may be agreed upon;
  - (ee) ensure that licences issued under the Hotel and Licensing Law Ch. H7 Laws of Lagos State 2015, are monitored for compliance with the provisions of this Law; and
  - (ff) do all such acts as appears to it to be requisite and advantageous for carrying out its functions under this Law.
- (2) Prescribe the principles, objectives, standards, indicators, procedures and incentives for the development, management and marketing of sustainable tourism and shall, in particular prescribe-
- (a) the packaging of niche tourism products and services;
  - (b) standards for tourism development area plans;
  - (c) measures to facilitate and enhance domestic and regional tourism;
  - (d) priority areas for tourism development, capacity building and training;
  - (e) innovative schemes, incentives and ethics to be applied in the development and marketing of sustainable tourism, including public private partnerships;
  - (f) clear targets indicating projection in tourism growth annually;
  - (g) measures necessary to ensure equitable sharing of benefits in the tourism sector;
  - (h) adaptation and mitigation measures to avert adverse impacts of climate change on tourism, tourism products and services;
  - (i) plans for the development, implementation and co-ordination of a national tourism marketing strategy; and
  - (j) the State as a premier tourist destination at international, regional, national and local levels.

Establishment and Composition of the Lagos State Tourism Promotion Agency Governing Board.	5.	(1) There is established for the Agency, the Lagos State Tourism Promotion Agency Governing Board (referred to in this Law as "the Board").
	(2)	The Board shall comprise of – <ul style="list-style-type: none"><li>(a) the Chairman;</li><li>(b) five (5) members who shall be appointed from the five (5) Divisions of the State, from the public or private sector;</li><li>(c) the Commissioner for Tourism or a representative not below Grade Level 15;</li><li>(d) a representative each from the Lagos State Chapter of the –<ul style="list-style-type: none"><li>(i) Nigeria Hotel Association;</li><li>(ii) National Association of Nigerian Travel Agencies;</li><li>(iii) Federation of Tourism Association of Nigeria;</li></ul>and</li><li>(e) the General Manager.</li></ul>
	(3)	<ul style="list-style-type: none"><li>(a) The Chairman shall be a person of proven integrity with relevant qualifications and passion for tourism and tourism development in the State.</li><li>(b) The members of the Board, other than the ex-officio members shall be persons of proven integrity and ability with relevant professional qualifications and experience in the field of tourism, entertainment and hospitality.</li></ul>
	(4)	The Chairman and members of the Board, other than the ex-officio members shall be appointed by the Governor subject to the confirmation of the House.
Tenure of Office.	6.	Members of the Board, other than the General Manager, and ex-officio members, shall hold office on part-time basis for a period of four (4) years and may be re-appointed for one further term of four (4) years only.
Remuneration and Allowances.	7.	Members of the Board, shall be paid such remuneration and allowances as the Governor may approve.
Cessation of Office of Members of the Board.	8.	<ul style="list-style-type: none"><li>(1) A member of the Board shall cease to hold office if the member –<ul style="list-style-type: none"><li>(a) becomes of unsound mind or incapable of carrying out the duties of the office;</li></ul></li></ul>



- (b) has been convicted of a felony or any offence involving dishonesty;
  - (c) is an undischarged bankrupt or is in obvious financial distress; and
  - (d) is guilty of gross misconduct in relation to the duties of the Office.
- (2) A member of the Board may resign from the appointment by giving one (1) month's notice in writing addressed to the Governor and the membership shall cease on the date of the resignation.
- (3) The Governor may remove any member of the Board if satisfied that it is in the interest of the public to do so.
9. (1) The Board shall meet at least four (4) times every calendar year and at other times as may be required for the due performance of its functions under this Law. Meetings.
- (2) The Chairman shall convene an extra-ordinary meeting not later than twenty-one (21) days from the receipt of a notice written and signed by at least five (5) members stating the matter to be discussed.
- (3) If the Chairman fails to convene the meeting as requested by the members in accordance with subsection (2) above within the prescribed time, the Secretary shall convene the meeting.
- (4) If the Chairman is absent from any scheduled meeting of the Board, the members present shall elect one of the members to preside at that meeting.
10. An act or proceeding of the Board shall not be invalidated by reason of any vacancy among its members, defect in the appointment of a member or by reason that a person not entitled to do so, took part in the proceedings. Validity of Proceedings.
11. The quorum for a meeting of the Board shall be seven (7) members. Quorum.
12. (1) A decision of the Board shall be determined by the majority of the members present and voting. Voting.
- (2) Where there is equality of votes the Chairman or the person presiding shall have a deliberative and casting vote.

Power to  
Co-opt.

13. Where the Board desires to obtain the advice of any person on a matter, the Board may co-opt that person to be a member for such meeting(s) as may be required, and the person so co-opted, shall have all the rights and privileges of a member but shall not be entitled to vote on any question or count towards a quorum.

Disclosure of  
Interest.

14. (1) A member who is in any way directly or indirectly interested in a transaction or project of the Agency shall disclose the nature of the interest at a meeting of the Board.

(2) The disclosure of interest by a member shall be recorded in the minutes of the Board and the member shall not take part in any deliberation of the Board with respect to the transaction or project.

Powers of  
the Board.

15. The Board shall have powers to –
- (a) market the State as a tourist destination throughout the year;
  - (b) open and operate such offices within or outside the State as may be necessary for effective performance of its functions;
  - (c) act as agent of the State Government for the transaction of any business connected with any tourism related enterprise;
  - (d) assist to improve on the facilities for the development of the State as a premier tourist destination;
  - (e) engage in local and international publicity to project the State as a tourist destination;
  - (f) determine standards to be maintained by tourism enterprises within the State;
  - (g) enter into such contracts as may be expedient for carrying into effect the provisions of this Law;
  - (h) form or participate in the formation of any company for the purpose of carrying out all or any of the functions of the Board;
  - (i) enhance the tourism sector's contribution to the economy of the State;
  - (j) direct and coordinate the resources and efforts of Government, private sector and allied fields for the full realisation of tourism plans and programmes of the State;
  - (k) promote tourism and performing acts in consonance with tourism by attending conventions and other events with a view to promoting the State as a tourists destination;
  - (l) promote and confirm appointment of persons employed by the Agency;
  - (m) exercise disciplinary control over any person employed by the Agency; and
  - (n) do all other things necessary and incidental to the performance of its powers.

- |     |   |   |
|-----|---|---|
| 16. | The Agency may invest any money belonging to it by way of endowment (whether for general or special purposes) and any such money not immediately required for current expenditure, in any investment or security and shall have power to vary such investment in accordance with the extant financial regulations of the State.   | Power to Invest.                                    |
| 17. | (1) The Agency may enter into any joint private venture for the purpose of carrying into effect the objectives of this Law.<br><br>(2) Any joint private venture entered into by the Agency shall be subjected to the Public Private Partnership Law.   | Joint Private Venture.                              |
| 18. | (1) The Governor may give to the Board directions that is not inconsistent with the provisions of this Law or any regulation made under it and the Board shall give effect to such directions.<br><br>(2) The Board shall furnish the Governor with information with respect to its properties and activities as the Governor may require.  | Directions by the Governor.                         |
| 19. | (1) The Board may in its discretion, appoint from among its members or other persons who are not members, to be members of committees formed, for carrying out its functions under this Law or to give effect to the decision(s) of the Board.<br><br>(2) The Board may in writing and subject to such conditions as it may determine, delegate or assign any of its powers or duties under this Law to –<br>(a) any committee of the Board;<br>(b) an employee of the Agency; or<br>(c) with the concurrence of the General Manager, any other suitable body.<br><br>(3) The Board may continue to exercise powers conferred upon it, or perform a function under this Law or any other Law, notwithstanding the delegation of such power or function under subsections (1) and (2) of this Section. | Appointment of Committees and Delegation of Powers. |
| 20. | (1) There shall be for the Agency, a General Manager who shall be appointed by the Governor, subject to the confirmation of the House.<br><br>(2) The General Manager shall be –  | Appointment of the General Manager.                 |



- (a) a person of proven ability and integrity with cognate and relevant experience;
- (b) the Chief Executive and Accounting Officer of the Agency, subject to the general control of the Board; and
- (c) responsible for the execution of the policies and day to day administration of the affairs of the Agency in accordance with the provisions of this Law.

(3) The terms and conditions of appointment of the General Manager shall be as specified in the letter of appointment.

Secretary of  
the Agency.

21. (1) There shall be for the Agency, a Secretary with at least ten (10) years cognate experience, to be appointed from the Public Service or Private Sector of the State and shall be responsible to the General Manager.
- (2) The duties of the Secretary includes -
- (a) making arrangements for meetings of the Board;
  - (b) preparing the agenda and the minutes of such meetings;
  - (c) conveying decisions of the Board to its members and all concerned; and
  - (d) generally performing all other duties affecting the Agency as may be specifically assigned by the General Manager.

Legal  
Adviser of  
the Agency.

22. (1) There shall be for the Agency a Legal Adviser who shall be a legal practitioner with at least ten (10) years post call experience.
- (2) The Legal Adviser shall be responsible to the General Manager in the performance of the functions of the Office.
- (3) The Legal Adviser shall be responsible for the following --
- (a) provide legal advice with respect to the duties of the Board;
  - (b) attend to legal issues affecting the Agency; and
  - (c) general performance of all other duties affecting the Board as may be assigned by the General Manager.

Staff of  
the Agency.

23. The Agency may, subject to the approval of the Governor engage such other staff as may be necessary for proper execution of its functions under this Law and pay to such persons so employed such remuneration and allowances as may be determined by the Board in accordance with the extant policies of the State Government.

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| 24. | (1) The Pensions Law shall, in its application to any office under this Law, have effect as if the office were in the Civil Service of the State.  | Application of the Pensions Law.                         |
|     | (2) Nothing in this Section shall prevent the appointment of a person to any office on terms which precludes the grant of pensions in respect of service in that office.   |  |
| 25. | (1) The Agency shall establish and maintain a fund from which shall be defrayed all its expenditures.  | Funds of the Agency.                                     |
|     | (2) The funds of the Agency shall consist of subventions made to it by the State Government and such other sums as may accrue to it in accordance with the provisions of this Law.   |  |
|     | (3) There shall also be paid to the fund –   |  |
|     | (a) all moneys paid to the Agency by way of grants, loans, subsidies, donations, gifts, charges, fees, subscriptions, interests and royalties;   |  |
|     | (b) all moneys which may vest in the Agency under any enactment; and   |  |
|     | (c) all other sums or property which may in any manner become payable to or vested in the Agency in respect of any matter incidental to its powers or functions under this Law.  |  |
| 26. | The Agency shall have borrowing powers as may be allowed under the extant financial regulations of the State, subject to the approval of the House.  | Power to Borrow.   |
| 27. | (1) Subject to the provisions of subsection (2) of this Section, the Agency may accept money, grants, gifts, endowments, donations and testamentary dispositions or other property in aid of the objectives of the Agency, on such conditions, if any, as may be specified by the donor. | Power to Accept Gifts, Donations, Grants and Endowments. |
|     | (2) The Board shall not accept any gift if the conditions attached to such gifts are inconsistent with the functions and policies of the Agency.   |  |
|     | (3) A register shall be kept of all donations to the Agency including the names and particulars of the donors.   |  |
|     | (4) All properties or monies donated and received for any approved purpose shall be administered in accordance with such purpose.  |  |

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| Audit.            | 28. | The Agency shall prepare at the end of each financial year, statements of its accounts which shall be audited by a firm of external auditors appointed by the Board from the list of approved auditors provided by the Auditor-General of the State in accordance with the State Audit Law.  |
| Annual Estimates. | 29. | <p>(1) The Agency shall, in accordance with the State Administrative Policies and Guidelines prepare and submit to the Governor through the Commissioner a report of its activities and operations with a certified copy of the audited accounts of the Agency and the Auditor's report and within such period as may be indicated.</p> <p>(2) The Agency shall prepare and submit to the Commissioner for the Governor's approval, its annual estimate of revenue and expenditure for the period commencing on the 1st day of January and ending on the 31st day of December of each year in accordance with extant directives on budget preparation.</p>   |
| Registers.        | 30. | <p>(1) The Agency shall keep and maintain registers of—</p> <ul style="list-style-type: none"> <li>(a) standards for the tourism development area plans formulated by the Board under the provisions of this Law;</li> <li>(b) tourism facilities, activities and services approved under this Law;</li> <li>(c) public and private sector institutions or associations involved in tourism or tourism related activities and services;</li> <li>(d) authorised expatriates, in consultation with the Ministry relating to Immigration, working in the tourism and hospitality sector within the country; and</li> <li>(e) institutions offering tourism and hospitality training.</li> </ul> <p>(2) All registers kept and maintained under this Section shall be open for inspection to members of the public during official working hours, at the Agency's office, on the payment of a prescribed fee.</p> |
| Tourism Levy.     | 31. | <p>(1) The Commissioner shall by Notice, require all persons engaged in tourism activities and services in the State to pay a Tourism Levy every year to be determined by the Regulations made under this Law.</p> <p>(2) The Tourism Levy Notice may make different provisions in relation to different tourism activities and services.</p>  |



(3) All monies received in respect of the Tourism Levy shall be paid into the Fund of the Agency and be used solely for the development of tourism in the State.

(4) A person who fails to comply with the provisions of this Section commits an offence, and is liable on conviction to a fine of Two Hundred and Fifty Thousand Naira (₦250,000.00) in addition to the Tourism Levy.

(5) In addition to the penalty imposed under subsection (4) a tourism operator or the operator of a tourism related business who fails or refuses to pay the levy imposed, shall be denied access to government services and closure of the tourism establishment.

32. The Agency may appoint-

- (a) an employee of the Agency; or
- (b) any company with whom the Agency has entered into a contract or an individual employed by such a company, as a tourism standards officer for the purposes of this Law and the regulations made under it.

Tourism  
Standards  
Officer.

33. (1) A duly authorised officer of the Agency shall have power to enter and conduct an inspection of a tourism establishment for the purpose of ensuring that the tourism establishment meets the requirements of this Law, the regulations made under it and other relevant laws of the State as may be incidental to the operation and maintenance of a tourism establishment.

Power to  
Enter and  
Inspect.

(2) For the purpose of enforcing this Law and the regulations made under it, a duly authorised officer may, at any reasonable time, and without a warrant -

- (a) enter the premises of any tourism establishment; and
- (b) inspect the premises and the register of any tourism establishment.

(3) A duly authorised officer shall not enter any part of a tourism establishment that is a-

- (a) dwelling unit rented and actually occupied by a tourist or member of the public; or
- (b) private dwelling of the owner or staff of the tourism establishment;

without the consent of the occupier or without a warrant.

34. A person shall not obstruct or assault a tourism standards officer while the tourism standards officer is exercising authority or performing a duty under this Law or the regulations made under it.

Obstruction  
of Tourism  
Standards  
Officer.

Register to  
be kept  
by a Tourism  
Establishment.

35. (1) Every tourism operator of a licensed tourism establishment shall ensure that a register is maintained for the tourism establishment and that, for every person who rents a unit or site at the tourism establishment, there is entered in the register, the-
- (a) name and address of the person;
  - (b) number and type of the unit or site rented by the person;
  - (c) motor vehicle licence number of the person, if the person is travelling by motor vehicle;
  - (d) number of people in the travel party, if the person is sharing the units or sites rented; and
  - (e) such other information of the person as may be required by the regulations made under this Law.
- (2) The tourism operator of a tourism establishment shall ensure that an occupancy return for the tourism establishment is prepared and submitted to the Agency every month, in accordance with the regulations made under this Law.
- (3) A tourism operator or manager of a tourism establishment shall not knowingly enter a false statement or knowingly permit such a statement to be entered in the register or on an occupancy return for the tourism establishment.
- (4) A person shall not, when registering in a tourism establishment-
- (a) represent as bearing a name other than the person's own name; or
  - (b) make any false statement as to the person's place of residence.

Provision of  
Identification.

36. Every user of a tourism establishment shall provide a valid and acceptable means of identification when registering.

Eviction  
from a  
Tourism  
Establishment.

37. A registered person with a tourism establishment may be evicted where the person -
- (i) acts in a way that may endanger the reputation of the tourism establishment; or
  - (ii) disturbs the comfort of the guests of the tourism establishment.

Lien on  
Baggage.

38. Every tourism operator has a lien on the baggage and property of every person registered at the operator's tourism establishment for the value of any accommodation or service provided.

45. A person who has reason to believe that the provisions of this Law have been, are being, or are about to be violated, may petition the High Court for-
- (a) a declaration that the provisions of this Law are being, have been or are about to be contravened;
  - (b) an injunction restraining any specified person from carrying out the contravention;
  - (c) a writ of mandamus against an officer or a person who has failed to perform a duty imposed by this Law; or
  - (d) ~~any remedy at law or equity for preventing or enforcing~~ the provisions of this Law.
46. The Common Seal of the Agency shall be determined by the Board and the affixing of the common seal shall be authenticated by the signatures of the General Manager and the Secretary, or any other member authorised by the Board to act for that purpose.
47. The provision of Section 39 shall not relieve a tourism establishment of the liability to pay compensation or damages to a person for an injury to that person, the person's property or the person's interests caused by the exercise of the powers conferred on the Agency by this Law or by any other Law or by the failure, whether wholly or partially.
48. (1) The Commissioner may, on the recommendation of the Agency, make regulations prescribing all matters which by this Law are required to be prescribed or which are necessary for the carrying out of the provisions of this Law.
- (2) Without prejudice to the generality of subsection (1), Regulations made under subsection (1) may provide for the —
- (a) conditions which a licence or permit may be granted or issued under this Law in conjunction with other relevant Agencies of Government;
  - (b) criteria for standardisation and classification of tourism facilities and services;
  - (c) classification of tourism activities and services;
  - (d) fees and other charges required to be paid under this Law;
  - (e) restriction, regulation or other control of tourism activities and services;
  - (f) beach management;
  - (g) training of personnel for the tourism agencies and the tourism and hospitality sector in general;

Restraint of Breaches.

Common Seal.

Liability for Damages.

Power to make Regulations.



- (h) Code of Practice for the tourism and hospitality sector; and
  - (i) co-operation and consultation with the agencies of Government for higher education in matters relating to the regulation of the courses or programmes of instruction leading to the award of certificates and diplomas in the Tourism and Hospitality sector.
- (3) Regulations made under this Section may require acts or things to be performed or done to the satisfaction of the Commissioner, and may empower the respective tourism agencies to issue orders imposing conditions and dates upon, within or before which the acts or things shall be performed or done.
- (4) Regulations made under this Law shall be made in accordance with the Regulations Approval Law of Lagos State 2015.

Violation of - 49. the Integrated Tourism Development Area Plan.

- A person shall not fraudulently alter or revoke —
- (a) an approved integrated tourism development area plan required to be developed; or
  - (b) an approved integrated tourism development area plan under this Law.

Prohibition of Pollution of a Designated Tourism Development Area.

50. (1) A person shall not—
- (a) discharge any dangerous material, substances or oil into a designated tourism development area contrary to the provisions of this Law or any other Law; or
  - (b) pollute wildlife habitats and ecosystems, or discharge any pollutant to the environment contrary to the provisions of this Law or any other Law in a designated tourism development area.

(2) A person who contravenes any of the provisions of subsection (1) of this Section commits an offence and is liable on conviction, to a fine not exceeding Five Hundred Thousand Naira (₦500,000.00), or imprisonment, in case of a natural person, to a term not exceeding three (3) years, or both. In case of a corporate body to a fine not less than Ten Million Naira (₦10,000,000.00)

- (3) In addition to the fine imposed under subsection (2), the court may direct the convicted person to —
- (a) pay the full cost of cleaning up the polluted wildlife habitat and ecosystem and mitigating effects of the pollution; and
  - (b) clean up the polluted habitats and ecosystems and mitigating effects of the pollution to the satisfaction of the Agency.

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| 45. | A person who has reason to believe that the provisions of this Law have been, are being, or are about to be violated, may petition the High Court for-   | Restraint of Breaches.     |
|     | <ul style="list-style-type: none"> <li>(a) a declaration that the provisions of this Law are being, have been or are about to be contravened;</li> <li>(b) an injunction restraining any specified person from carrying out the contravention;</li> <li>(c) a writ of mandamus against an officer or a person who has failed to perform a duty imposed by this Law; or</li> <li>(d) any remedy at law or equity for preventing or enforcing the provisions of this Law.</li> </ul>   |                            |
| 46. | The Common Seal of the Agency shall be determined by the Board and the affixing of the common seal shall be authenticated by the signatures of the General Manager and the Secretary, or any other member authorised by the Board to act for that purpose.   | Common Seal.               |
| 47. | The provision of Section 39 shall not relieve a tourism establishment of the liability to pay compensation or damages to a person for an injury to that person, the person's property or the person's interests caused by the exercise of the powers conferred on the Agency by this Law or by any other Law or by the failure, whether wholly or partially.   | Liability for Damages.     |
| 48. | <p>(1) The Commissioner may, on the recommendation of the Agency, make regulations prescribing all matters which by this Law are required to be prescribed or which are necessary for the carrying out of the provisions of this Law.</p> <p>(2) Without prejudice to the generality of subsection (1), Regulations made under subsection (1) may provide for the —</p> <ul style="list-style-type: none"> <li>(a) conditions which a licence or permit may be granted or issued under this Law in conjunction with other relevant Agencies of Government;</li> <li>(b) criteria for standardisation and classification of tourism facilities and services;</li> <li>(c) classification of tourism activities and services;</li> <li>(d) fees and other charges required to be paid under this Law;</li> <li>(e) restriction, regulation or other control of tourism activities and services;</li> <li>(f) beach management;</li> <li>(g) training of personnel for the tourism agencies and the tourism and hospitality sector in general;</li> </ul> | Power to make Regulations. |

- (h) Code of Practice for the tourism and hospitality sector; and
  - (i) co-operation and consultation with the agencies of Government for higher education in matters relating to the regulation of the courses or programmes of instruction leading to the award of certificates and diplomas in the Tourism and Hospitality sector.
- (3) Regulations made under this Section may require acts or things to be performed or done to the satisfaction of the Commissioner, and may empower the respective tourism agencies to issue orders imposing conditions and dates upon, within or before which the acts or things shall be performed or done.
- (4) Regulations made under this Law shall be made in accordance with the Regulations Approval Law of Lagos State 2015.

Violation of - 49.  
the  
Integrated  
Tourism  
Development  
Area Plan.

- A person shall not fraudulently alter or revoke —
- (a) an approved integrated tourism development area plan required to be developed; or
  - (b) an approved integrated tourism development area plan under this Law.

Prohibition  
of Pollution  
of a Designated  
Tourism  
Development  
Area.

50. (1) A person shall not—
- (a) discharge any dangerous material, substances or oil into a designated tourism development area contrary to the provisions of this Law or any other Law; or
  - (b) pollute wildlife habitats and ecosystems, or discharge any pollutant to the environment contrary to the provisions of this Law or any other Law in a designated tourism development area.

(2) A person who contravenes any of the provisions of subsection (1) of this Section commits an offence and is liable on conviction, to a fine not exceeding Five Hundred Thousand Naira (₦500,000.00), or imprisonment, in case of a natural person, to a term not exceeding three (3) years, or both. In case of a corporate body to a fine not less than Ten Million Naira (₦10,000,000.00)

- (3) In addition to the fine imposed under subsection (2), the court may direct the convicted person to —
- (a) pay the full cost of cleaning up the polluted wildlife habitat and ecosystem and mitigating effects of the pollution; and
  - (b) clean up the polluted habitats and ecosystems and mitigating effects of the pollution to the satisfaction of the Agency.