The following Bills, which will in due course be presented to the House of Representatives for enactment, are published for general information.

A BILL

FOR

An Ordinance to make Supplementary Provision for the Service of the Federation of Nigeria for the Year ending on the Thirty-first Day of March, One Thousand Nine Hundred and Fifty-seven,

Title.

Commence ment.

5-57) Ordinance 1956 a num

sum Preamble sand, No. 21 of dera-1956.

WHEREAS by the Appropriation (1956-57) Ordinance, 1956, a sum not exceeding Thirty-two Million, Two Hundred and Sixteen Thousand, Nine Hundred and Thirty Pounds was provided for the service of the Federation of Nigeria for the year which ended on the 31st day of March, 1957, to be applied and expended in the manner therein described for the services set forth in the Schedule thereto:

AND WHEREAS certain sums have been applied and expended in the said year for the services set forth in the Schedule hereto beyond the sums provided for those services in the Appropriation Ordinance:

Enactment.

NOW, THEREFORE, BE IT ENACTED by the Legislature of the Federation of Nigeria as follows-

Short title.

1. This Ordinance may be cited as the Supplementary Appropriation (1956-57) Ordinance, 1958.

Additional expenditure for 1956-57 legalised. Schedule.

2. The sums set forth in the Schedule hereto are hereby declared to have been duly and necessarily applied and expended for the services therein set forth and are hereby approved, allowed and granted in addition to the sums provided for such services by the Appropriation (1956-57) Ordinance, 1956. COMPANIE

TO THE RESERVE OF THE PERSON O	SC	HEDU	1.6			A11
Heads						÷. £
21. The Governor-General	i			••	• •	6,687
22. Chief Secretary's Office						7,104
22A.Nigerianisation Office	• •					1,879
23. External Affairs	• •		• •		• •	19,175
25. Defence	• •	• •	••	••	••	86,810
27. Prisons	••	••	• •	• •	••	45,315
29. Posts and Telegraphs	• •	• •	• •	••	••	425,475
35. Printing and Stationery		••	••	••	••	23,499
44. Land	•	* *	• •	••	••	58,343
79. Miscellaneous	٠٠.	••	~ ··.	• •	••	13,084
83. Contributions to the D	evelo	pment	Fund	••	* *	1,158,726
85. Inland Waterways	: :	• •	• •		• •	22,104
87. Ministry of Internal Af	tairs	••	• •	••	••	5,259
		20				** ***

1,1,873,460

Objects and Reasons

This Bill makes provision for the services of the Federation of Nigeria for the year 1936-57 and respect of certain Heads of expenditure which exceeded the amounts authorised by the Appropria tion (1956-57) Ordinance, 1956.

The Bill is of a customary nature; the following notes however aim to give greater detail in respect of the contents of the Schedule.

Although it is necessary to provide a further appropriation of £1,873,460 to cover the amounts shown under the various Heads set out in the Schedule to this Bill, there were savings under the other Heads of expenditure amounting to £2,800,837. This the out-turn of expenditure under all Heads as compared with the Schedule to the Appropriation Ordinance shows a net saving of £927,377. If, however, the excess under Head 83.—Contributions to the Development Fund is discounted the next saving in £2,086,102. discounted the net saving is £2,086,103.

The following are details of the major items of expenditure which contributed to the excesses, Appropriation Ordinance. It will be seen that in nearly all cases the total of the additional amounts detailed for each Head exceed the total additional sum appropriated for the same Head in the Schedule to the Bill. This is because the additional sums appropriated under each Head represent the net overall increase in expenditure and the extra expenditure detailed below was in most cases are included for the same Head in the schedule to the Bill. This is because the additional sums appropriated under each Head represent the net overall increase in expenditure and the extra expenditure detailed below was in most cases are included for the same appropriated under each Head represent the net overall increase in expenditure and the extra expenditure of the same of the extra expenditure of the same of the extra expenditure and the extra expenditure of the extra expenditure of the extra expenditure and the extra expenditure of the extra expenditure of the extra expenditure of the extra expenditure and the extra expenditure and the extra expenditure of the extra expenditure and the extra expension of the extra expension partially offset by savings under other sub-heads of the same Head.

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11. Air-	conditioning U	nits for Government Hous	е	••	••	••	2,160
	(8		10		20		£7,960

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Sub-head				(a) (a) (a)			E 8	£
1. Personal Emoluments	112.00	**						10,845
7. Courses of Instructions	, General	: visits	to works	, etc.		••		1,850
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sub-head	-11 A		in	eta II	17 00	d Prin	cinat	£
23A. Accommodation of F		OHIMINSTC	mer in	the O	ite an		cibur	16,322
33A. Accommodation for D	irector of	Students	: repair	s. etc.				2 726
33B. New Office Expenses.								2,162
		s Office i	n the Su	dan				E
40. Personal Emoluments	1 ugum	. Одис.		• •				2,440
49. Motor Vehicles .	. !!			••		**		1,022
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passed before the He	ouse appr	roved th	e establ	ishmer	t of t	ne Nig	gerian	165
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iuh-head						_		29,766
6. Rations for Prisoners .		* *	**		••	••	• •	7,992
8. Prison Stores					• •		• •	
11. Approved School		••	••	••	• •	•.•		2,947 2,416
19. Utility Services 26. Minimum Security Pri	enn · Kal	mri ''	• • •	••	••		5 E	8,327
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(Various) Approved by reso	olution of	the Leg	talature	••	••	• •		31,471
28 Motor Vehicles.		••	• •	••	•••	••	• •	10,000
31. Radio Distribution Ser 33. Telephone Communica	vice	balami C	ement I	actory	• • •		7	6,444
35. Meteorological Automa	atic Recei	iving and	Transr	nitting	Equir	ment		. 6,650
38. Police-Wireless Apps	ratus					. *		10,456
40. Police—River Extension	n Schem	e				• •		5,100
44. Telephone Systems—(Bovernme	ent Lodg	e, Kadu	na	• •	••	• •	12,000
47. V.H.F. Radio Mobile	Equipmen	nt	••	• •	• •	,	r ••	5,400
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* 7				_	. 8			£877,771
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Sub-head						121	×.
6. Paper and Materials		• • •	••	**	**		1,963
9. Printing executed elsewhere				n#		**	2,909
11. Departmental Purchases, Fr	eight and	Other Chi	arges				2,995
13. Machines		••				••	28,412
· de sance					4		
9 · · · · · · · · · · · · · · · · · · ·							£36,279
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20. Crown Agents Commission,	Tantanon of	voicis		***	**	••	23,430
33. Loss of Government Funds	THEOREMIC	senter rush	ection (CHAIR	c3		33,131
	**		••		••	••	66,720
41. Passages	••	••	••	* *	**	••	46,224
43. Refund of Customs Duty pa	id by N A	AFT	**		** -	••	25,603
53. Reimbursement to Regional	Governme	nts of the	cost of	comp	leting F	ede-	,
ral Buildings	100	7					10.721
65A. W.A.S.U.—Contribution to	o the cost	of purchas	se of He	ostel			6,000
77. Revision of Salaries			10		9		52,551
79. Loan to Nigerian Football A	ssociation						10.000
or transmission					- 1		
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HEAD 83C	ONTRIBUTO	ONE TO DI	EVELOPY	CENT !	FUND	354	324
Sub-head	*		20 0				£
4. Export Taxes : Federal Gov	ernment si	are in ex	cess of	C4.00	0.000		390.843
5. Reimbursement of expenditu	ire appear	ing in Car	ital Bu	dget			167,834
6. Non-Recurrent Revenue							694,912
	vmec74 15653					sanso.	
		14				£	1,253,644
							A market management of the

The transfers from revenue to the Development Fund are charged to this Head of expenditure and based on actual receipts under certain Revanue Heads. The excess expenditure is due to the collection of more revenue than estimated.

HEAD 85,-INLAND WATERWAYS

A resolution of the Legislature authorised the setting up of the Inland Waterways Department and the incurring of expenditure for this purpose. Nevertheless the total spent is included in the schedule to the Bill because the creation of the Department was approved after the Appropriation Ordinance was published and it was not therefore provided for in that Ordinance.

HEAD 87.—MINISTRY OF INTERNAL AFFAIRS

This Ministry was exeated during the course of the financial year 1956-57 on the recommendation of the Standing Committee on Finance.

With the exception of that under Head 83—Contributions to the Development Fund and a few other items, all the additional expenditure incurred under the sub-heads shown above has been authorised by the Standing Committee on Finance and has formed part of the Reports submitted to the Legislature in accordance with Standing Order No. 66.

F. S. OKOTIE-EBOH, Federal Minister of Finance

A BILL

AN ORDINANCE TO AMEND THE NIGERIAN MILITARY FORCES, ROYAL WEST AFRICAN FRONTIER FORCE, ORDINANCE (PREVIOUSLY KNOWN AS THE ROYAL WEST AFRICAN FRONTIER FORCE (NIGERIA REGIMENT) ORDINANCE) (CHAPTER 200 OF THE REVISED EDITION OF THE LAWS, 1948).

[By Notice, vide section 1]

Commence-

BE IT ENACTED by the Legislature of the Federation of Nigeria as follows-

Enactment.

I. This Ordinance may be cited as the Nigeria Military Forces, Royal West African Frontier Force, (Amendment) Ordinance, 1958, and shall come into operation upon such date as may be notified by the Governor-General in the Gazette after Her Majesty has signified Her pleasure thereon.

Short title and commencement. Amendment of section 43. Cap. 200, amended by No. 22 of 1956.

- 2. Section 43 of the Nigerian Military Forces, Royal West African Frontier Force, Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following—
- "Mode of complaint by soldier.
- 43. If any soldier thinks himself wronged in any matter by any officer, other than his commanding officer, or by any soldier, he may complain to his commanding officer; and if he considers himself wronged by his commanding officer, either in respect of his complaint not being redressed or in respect of any other matter, he may complain thereof to the Commandant; and if a soldier considers himself wronged by the Commandant either in respect of his complaint or in respect of any other matter he may complain thereof to the Governor-General; and every officer to whom a complaint is made in pursuance of this section shall cause such complaint to be enquired into, and shall, if on enquiry he is satisfied of the justice of the complaint so made, take such steps as may be necessary for giving redress to the complainant in respect of the matter of which complaint is made."

Amendment of section 44.

- 3. Section 44 of the principal Ordinance is amended by the repeal of paragraph (vi) of the proviso and the substitution therefor of the following—
 - "(vi) where a soldier on active service is guilty of any offence, it shall be lawful for a court martial to award for that offence field punishment not exceeding ninety days in accordance with section 73 of the Army Act and the rules made thereunder;".

Amendment of sections 50 and 51.

- 4. Section 50 of the principal Ordinance is amended by the repeal of subsection (10), and section 51 is amended by the repeal of subsection (4), and in each case the following is substituted and numbered subsection (10) or subsection (4) as the case may be
 - in all cases or matter before the court the proceedings of the court and the rules of evidence thereat shall be, as nearly as possible, in accordance with the Army Act and the Rules of Procedure made under sections 103 to 105 thereof, and the provisions as to evidence contained in section 189 and in sections 198 to 200 thereof."

Amendment of section 53.

- 5. Section 53 of the principal Ordinance is amended by the repeal of subsection (1) and the substitution therefor of the following—
 - "(1) When any soldier has been absent without leave from his duty for a period of twenty-one days, a board of inquiry convened in accordance with rules made under section 135 of the Army Act may inquire respecting the fact of such absence and the deficiency, if any, in the arms, ammunition, equipment, instruments, service necessaries or clothing of the soldier, and if satisfied of the fact of such soldier having absented himself without leave or other sufficient cause, the board shall report as provided in section 136 of the Army Act respecting such absence and the period thereof and the said deficiency (if any), and the commanding officer of the absent soldier shall enter in the service books a record of the report of the board."

6. Section 56 of the principal Ordinance is repealed and replaced by the following-

Amendment of section 56.

"Pay not to accrue during absence without leave or imprison-

ment.

- 56. (1) No pay shall accrue or become due to any soldier of the Forces in respect of any day during which he is absent on descrition or without leave or undergoing any sentence of imprisonment or field punishment.
- (2) Any such period of absence or imprisonment of field punishment lasting six hours or upwards, whether wholly in one day or partly in another, may be deemed for the purposes of this section to constitute a day of absence or day of imprisonment: Provided that where the soldier has been thereby prevented from fulfilling any military duty which shall consequently be thrown upon any other person any such period of absence may for the purposes of this section be deemed to constitute a day, notwithstanding that the duration thereof was less than six hours."
- 7. Section 59 of the principal Ordinance is repealed and replaced by the following-

Amendment of section 59.

"Penal deductions of pay for certain damage.

- 59. (1) In addition to the penal deductions of pay for which provision has hereinbefore been made a penal deduction may be made from the pay due to a soldier, such deduction being made as a stoppage of pay and not as a fine, in respect of the share he is required to contribute, as belonging to a unit, towards compensation for damages to barracks during a period while such unit was in occupation, or for loss of or damage to public property, which after due investigation in accordance with section 148 of the Army Act appears to have been occasioned by the wrongful act or negligence of a person belonging to the unit who cannot be identified.
- (2) In this section the expression "unit" includes any part of
- 8. Section 61 of the principal Ordinance is repealed and replaced by the following

Amendment of section 61.

"Arrest, cte., absentees.

61. The provisions of sections 186 to 190 of the Army Act of deserters shall apply to the arrest and the powers of a magistrate in respect of deserters and absentees from the Forces as they apply to soldiers of the regular forces of the United Kingdom.

9. Section 64 of the principal Ordinance is amended by the repeal of subsection (2) and the substitution therefor of the followingAmendment of section 64.

'(2) In every inquiry in which evidence is taken on oath or affirmation, the proceedings in evidence shall be recorded in writing and the course of proceedings with regard to the taking of evidence and the conduct of the inquiry shall be as nearly as may be in conformity with the Army Act and the Rules of Procedure made under sections 103 and 105, and the . rules made under section 135 and the regulations made under section 137 of that Act, as may be appropriate having regard as to whether the inquiry is in relation to the investigation of charges or by way of a board of inquiry or regimental inquiry."

Amendment of section 109. 10. Section 109 of the principal Ordinance is repealed and replaced by

"Application 109. The Army Act and any rules and regulations made of Army thereunder shall, as to the provisions therein contained respecting discipline, apply...

(a) at all times to officers and British warrant officers, noncommissioned officers and soldiers appointed or attached to

the Forces;

(b) to non-commissioned officers, privates and followers during their residence in the United Kingdom or when attached to any arm of the Imperial forces for the purposes of undergoing instruction or training or other duty or employment;

(c) to non-commissioned officers, privates and followers when serving with any part of Her Majesty's Imperial forces;

(d) to non-commissioned officers, privates and followers when the Forces, or any part thereof, have been placed under the orders and directions of the Army Council pursuant to the provisions of section 3 (2) (c), or are serving with part of Her Majesty's Imperial forces, and in such cases, so far as this Ordinance has not provided for their government and discipline, the said Act shall, subject to such exceptions and modifications as may be specified in the General Orders of the General Officer Commanding them or the Imperial forces with which they are serving, apply to the soldiers subject to this Ordinance."

Amendment of section 111. 11. Section 111 of the principal Ordinance is amended-

(a) by the deletion of paragraph (14) and the substitution therefor of the following—

"(14) 'service' when used adjectivally means belonging to or connected with the Forces or any part thereof or with any part of Her Majesty's Imperial forces in the United Kingdom.";

(b) by the addition at the end of paragraph (16) of the following.

"but in section 27 it does include a British warrant officer or non-commissioned officer.";

(c) by the insertion in paragraph (17) after the words "non-commissioned officers" of the following—

"British warrant officers and non-commissioned officers.";

(d) by the deletion of paragraph (18) and the substitution of the following four new paragraphs—

"(18) "unit' means a battalion, battery or any formation of troops which is commanded by a Commanding Officer;

(19) 'the Army Act' means the Act of the United Kingdom Parliament called the Army Act, 1955, and any Act of that Parliament amending

(20) 'public' when used adjectivally means belonging to the Government of the Federation or of any part of Nigeria or the Government of the United Kingdom;

(21) 'military law' in relation to any person means the application of the Army Act to such person."

12. The sections of the principal Ordinance specified in the first column of the First Schedule are amended by the deletion of the matter set out in the second column of such schedule and the substitution therefor of the matter set out in the third column of such Schedule.

13. The principal Ordinance is amended by the repeal and deletion of the sections and parts thereof specified in the Second Schedule.

Miscellaneous substitution First Schedule.

Miscellaneous repeals and deletions. Second Schedule.

FIRST SCHEDULE

Matter to be

Sections affacted 17. and marginal note

18. (para. (d).)

24. (para. (a).) 26. (para. (a).)

54. (subsection (2).)97. (1) (c) 24. (para. (d).)

Matter to be deleted "regimental or garrison"

"or belonging to any regimental band, regimental or garrison institute, or any public property"

"regimental"

comrade, or to an officer or to any regimental mess or band, or to any regimental institute, or any public property"

44. (para. vii of the proviso) 49. (para. #)

50. (subsections (4) and (5).)

51. (subsections (1) and (3).)

all ordinary pay" "his ordinary pay" "held a commission in His

Majesty's service" "to military law"

"Government stores" "battalion"

(Sec. 12)

substituted "or service"

"or any public or service property"

"service"

"a person subject to this Ordinance or to military law, or any public or service property"

"all pay"

"his pay" "been an officer"

"to this Ordinance"

"public property" "unit"

(Sec. 13)

SECOND SCHEDULE

PROVISIONS TO BE DELETED

(1) The proviso to section 40;

(2) section 47;

(3) para. (b) of subsection (9) of section 50;

(4) the proviso to para. (a) of section 52 (to the end of para. (a).);

(5) para. (i) of section 72;

(6) subsections (1) and (2) of section 76;

(7) paras. (2), (10) and (15) of section 111.

Objects and Reasons

The object of this Bill is to bring into accord with the new disciplinary procedure which applies to the military forces by virtue of the Army Act, 1955, the provisions of the Nigeria Military Forces, Royal West African Frontier Force, Ordinance. The amendments are to a great exteat formal and relate to phraseology, but in particular they provide that course martial shall be conducted in accordance with the new rules of procedure which the Army Act introduced.

ABUBAKAR T. BALEWA, Prime Minister of the Federation

Bill. 466. S/521.

BILL

FOR

AN ORDINANCE TO AMEND THE PENSIONS ORDINANCE, 1951 (No. 29 of Title. 1951).

Commencement.

BE IT ENACTED by the Legislature of the Federation of Nigeria as follows-

Enactment.

1. This Ordinance may be cited as the Pensions (Amendment) Short title. Ordinance, 1958.

Repeal and replacement of section 16 of Ordinance No. 29 of 1951.

2. The Pensions Ordinance, 1951, is amended by the repeal of section 16 and the substitution therefor of the following section-

"Gratuity where an officer dies in the service or after retirement.

- 16. (1) Where an officer holding a pensionable office who is not on probation or agreement, or an officer holding a non-pensionable office to which he has been transferred from a pensionable office in which he has been confirmed, dies while in the service of the Federation, the Governor-General may grant to his legal personal representative a gratuity of an amount not exceeding either his annual pensionable emoluments, or his commuted pension gratuity if any, whichever is the greater.
 - (2) For the purposes of subsection (1)-

(a) "annual pensionable emoluments" means the emoluments which would be taken for the purpose of computing any pension or gratuity granted to the officer if he had retired at the date of his death in the circumstances described in paragraph (6) of section 7;

(b) "commuted pension gratuity" means the gratuity, if any, which might have been granted to the officer under regulation 26 of the Pensions Regulations, 1951, if his public service had been wholly in the Federation and if he had retired at the date of his death in the circumstances described in paragraph (6) of section 7 and elected to receive a gratuity and reduced.

pension.

(3) Where any such officer to whom a pension, gratuity or other allowance has been granted under this Ordinance dies after retirement from the service of the Federation, and the sums paid or payable to him at his death on account of any pension, gratuity or other allowance in respect of any public service are less than the amount of the annual pensionable emoluments enjoyed by him at the date of his retirement, the Governor-General may grant to his legal personal representative a gratuity equal to the deficiency.

Objects and Reasons

This Bill is designed to replace section 16 of the principal Ordinance by a new section making more appropriate provision for the dependents of a deceased officer or pensioner.

Where an officer dies in the public service, a gratuity equal to one year's pensionable emoluments may be paid to his estate.

If, however, the officer concerned has more than about seventeen years' service, this gratuity will be less than the lump sum for which, if he had lived to retire, he could have commuted onequarter of his pension. Subsection (1) of the proposed new section 16 provides that the gratuity payable on death shall be whichever of the two sums is greater.

Where an officer retires on pension and dies soon afterwards it may be found that the sums which he has drawn under the Pensions Ordinance amount to less than one year's annual pensionable emoluments. In such a case subsection (2) of section 16 will make the difference payable to his estate.

> F. S. OKOTIE-EBOH, Federal Minister of Finance

A BILL

FOR

An Ordinance further to amend the Liquor Ordinance (Chapter 114 of Title The Laws of Nigeria, 1948)

Commencement.

BE ITTENACTED by the Legislature of the Federation of Nigeria as follows-

1. This Ordinance may be cited as the Liquor (Amendment) Ordinance, 1958.

Enactment,

Repeal of section 31 (2) of principal Ordinance. Cap. 114. 2. Subsection (2) of section 31 of the Liquor Ordinance (hereinafter referred to as the principal Ordinance) is repealed.

Amendment of section 68 (a) of principal Ordinance. 3. Paragraph (a) of section 68 of the principal Ordinance is amended by the insertion after the words "for licences" in line 1 thereof, of the words "and on the making of applications for licences or for renewals of licences".

Validation. Regulations 32 of 1953.

- 4. (1) Subject to the provisions of this section the Liquor (Amendment) Regulations, 1953, shall be deemed to have been as validly made by the Governor in Council on the 11th day of June, 1953, as if the amendments to the principal Ordinance effected by sections 2 and 3 of this Ordinance had already been made.
- (2) The validity conferred upon the said regulations by subsection (1) shall apply in respect of—

(a) any fee paid under the said regulations in any part of Nigeria between the 1st day of July, 1953 (on which day the said regulations came into operation) and the 30th day of September, 1954; and

(b) any fee paid under the said regulations between the 1st day of October, 1954, and the date on which this Ordinance comes into operation, for any application in respect of which the legislature of the Federation is empowered to make provision for fees.

Objects and Reasons

In the Liquor (Amendment) Regulations, 1953, the fees payable for licences under the Liquor Ordinance were revised but, owing to an oversight, the fee to be charged on an application for a licence or for the renewal of a licence was also raised by these regulations from 5s to 7s-6d. This was not a matter which could be dealt with by regulations since that particular fee is laid down in section 31 (2) of the Ordinance itself. The purpose of this Bills to confer power to fix this fee, like all other fees, by regulations for the future and to validate any excess in the amounts charged on such applications since the 1st of July, 1953 so far as it is in the power of the Federal legislature to do so.

J. M. JOHNSON, Minister of Internal Affairs, Federation of Nigeria

Oi.2 (534) MIA, L. 21

A BILL

FOR

An Ordinance to amend the Education (Lagos) Ordinance, 1957 (Ordinance 26 of 1957).

Ī

Commence:

BE IT ENACTED by the Legislature of the Federation of Nigeria as follows

Enactment.

1. This Ordinance may be cited as the Education (Lagos) (Amendment) Ordinance, 1958.

Short title.

2. Section 62 of the Education (Lagos) Ordinance, 1957, is amended by the addition thereto of the following new subsection—

Amendment of section 62. (No. 26 of 1957.)

- "(4) It is hereby declared that in respect of the following schools the Minister, notwithstanding that such schools have been re-built or are being re-built outside the Federal territory of Lagos, may make grants-in-aid in accordance with regulations made under this section, subject to any special conditions that he may think fit to impose or that may be prescribed in such regulations—
 - (a) the Church Missionary Society Grammar School previously carried on at Broad Street, Lagos, and re-built or being re-built at Bariga;
 - (b) the Baptist Academy previously carried on at Broad Street, Lagos, and re-built or being re-built at Shomolu Villages, Ikorodu Road, north of Igbobi."

Objects and Reasons

Grants-in-aid may only be made to schools within the Federal territory of Lagos. Two schools drawing all or most of their pupils from the Federal territory are committed to re-building programmes nearing completion outside Lagos. The object of the Bill is to provide that in these two specific cases grants-in-aid may be made, subject to any necessary special conditions.

AJA NWACHUKU, Minister of Education

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