

L.N. 83 of 1958

**JURY ORDINANCE (CHAPTER 97)****Jury Exemption (Lagos) Notice (No. 2), 1958***Date of Commencement : 24th April, 1958*

In exercise of the powers conferred by section 6 of the Jury Ordinance, the Governor-General gives the following notice:

1. This order may be cited as the Jury Exemption (Lagos) Notice (No. 2), 1958, and shall apply in relation to service as a juror in any court established in and for Lagos.

Citation  
and  
Application.

2. The members of the staff of the Nigerian Broadcasting Corporation are hereby declared to be exempted from service as Jurors.

Exemption.

GIVEN at Lagos the 14th day of April, 1958.

A. F. F. P. NEWNS,  
*Secretary to the Governor-General*

GG02064/S.

L.N. 84 of 1958

**NON-PENSIONABLE RAILWAY SERVANTS' PROVIDENT  
FUND RESERVE (APPLICATION) ORDINANCE 1956  
(No. 16 OF 1956)**

**Meetings and Proceedings Regulations, 1958***Commencement : 24th April, 1958*

In exercise of the powers conferred by section 9 of the Non-Pensionable Railway Servants' Provident Fund Reserve (Application) Ordinance, 1956, the Governor-General, after consultation with the Council of Ministers, has made the following regulations:—

1. These regulations may be cited as the Meetings and Proceedings Regulations, 1958.

Citation.

2. (1) The trustees shall meet at the offices of the Nigerian Railway Corporation or at such other place as the trustees may decide upon.

Meetings.

(2) There shall be general meetings in January, April, July and October in every year and at such other times as the trustees may decide.

(3) The chairman or any three trustees may at any time summon a special meeting for any cause that seems to him or them sufficient.

3. (1) Notice in writing of every meeting shall be delivered or sent through the post to each trustee and to the person appointed under section 5 (1) of the Ordinance by the Secretary, or in the case of a special meeting by the person or persons summoning the meeting, at least 3 clear days before the date of the meeting. The notice shall state the place and time of the meeting, and every notice of a special meeting shall state the matter to be discussed.

Notice and  
Minutes.

(2) The minutes of each meeting shall be made available at all reasonable times by the Secretary for inspection by the chairman, to each trustee, and to the person appointed under section 5 (1) of the Ordinance.

**Appointment of Officers.**

4. (1) At the first general meeting in every year the trustees shall elect two of their members to be chairman and deputy chairman.

(2) The trustees shall so often as is necessary appoint one of themselves or some other fit person to be secretary, and may at any time revoke such appointment. The secretary may be paid such salary or other remuneration as the trustees may with the approval of the Minister of Finance from time to time decide.

**Expenses of trustees.**

5. No trustee shall in respect of his trusteeship receive any remuneration, except as provided for in regulation 4 (2): Provided however that the trustees may authorise the custodian trustee to reimburse to the trustees any cost of travelling to and from meetings of the trustees or committees thereof not exceeding a sum calculated at one shilling per mile.

**Application.**

**Schedule.**

6. (1) Applications for relief or educational assistance for the consideration of the Trustees in accordance with section 6 (1) (a) (ii) of the Ordinance shall be submitted to the Secretary on the form prescribed in the Schedule to these Regulations, and shall be considered at the next meeting of the Trustees.

(2) The Trustees may at their discretion defer consideration at any meeting of an application received less than three days before such meeting.

(3) No application for relief or educational assistance shall be considered by the trustees unless it is submitted in accordance with these regulations.

(4) Every application and every decisions made thereon by the trustees shall be recorded in the minutes kept by the trustees in accordance with section 6 (2) of the Ordinance.

**Matters to be considered.**

7. (1) The trustees shall satisfy themselves that any applicant is within one of the classes of persons specified in paragraphs (a), (b) and (c) of section 4 (1) of the Ordinance, which the chairman shall specify in writing on the application.

(2) Where an applicant is entitled to consideration by virtue of some relationship to a servant or former servant of the Nigerian Government Railway or the Nigerian Railway Corporation the trustees shall require satisfactory evidence of relationship in accordance with section 4 (2) of the Ordinance.

**Maximum benefit.**

8. No applicant shall be entitled to benefits in any one year exceeding the sum of £100 except in exceptional cases when the trustees may make recommendations to the Minister of Finance to vary this figure of maximum benefit.

**Method of payment.**

9. In respect of any favourable resolution recorded in the minutes the trustees shall issue a written authority to the custodian trustee to make the appropriate payment, which shall be signed by the chairman or deputy chairman and two other trustees, and by the secretary if he is not a trustee.

**Trustees with an interest.**

10. (1) It shall be the duty of any trustee to disclose to the meeting any relationship with or interest he has in any applicant.

(2) A trustee shall not vote in respect of any application by a person to whom he is related nor be present when a decision thereon is taken.

## APPLICATION FORM

(reg. 6)

## THE NON-PENSIONABLE RAILWAY SERVANTS' PROVIDENT FUND

## RESERVE (APPLICATION) ORDINANCE, 1956

1. FULL NAME OF APPLICANT.

2. PRESENT RESIDENTIAL ADDRESS.

3. STATUS (i.e. Married Single or Widow etc.) and AGE.

If a widow give names of any other wife(s) of the deceased and address.

4. STATE:—PARTICULARS OF SERVICE WITH NIGERIAN RAILWAYS CORPORATION.

(A) Were you in the Service of Railways?

(B) If not, give the FULL NAME and last address of the person who was in the service through or under whom you claim.

(C) Details of the service of the applicant or person mentioned under (B) above.

(D) Attach certificate of service or other documentary evidence in support.

5. (1) PURPOSE FOR WHICH ASSISTANCE IS REQUIRED—

(i) UNDER CLASS (a)

(ii) UNDER CLASS (b)

(iii) UNDER CLASS (c) (See notes at back of this form)

(2) STATE whether a GRANT and/or a PERIODICAL ALLOWANCE is required.

6. If the money is not to be paid to you state to whom it is to be paid (e.g., school or other institution)?

7. Have you previously applied to the Trustees for assistance? If so, with what result?

8. Have you any relative on the Board of Trustees?

9. (A) What is your present residential address.

(B) State name and address of your present employer.

(C) What is your monthly Salary?

(D) Have you any other income?

(E) Particulars of persons wholly dependent upon you :

NAMES ADDRESSES AGES

(F) Do you own any property ? If so, give full particulars.

(G) Have you any savings ? If so, state amount.

(B) If you rent a house or rooms what rent do you pay ?

10. STATE FULLY the general grounds for your application, the circumstances of hardship and any other information which may be of assistance to the Trustee when considering your application.

I hereby declare the above answers to be CORRECT and if between the date of making this application and receiving any form of assistance from the Trustees, my circumstances materially change I UNDERTAKE to inform the Trustees ; I agree that if any of my answers are incorrect or any material information has been withheld from the Trustees they shall be entitled to reject my application forthwith.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

Signed by the said Applicant in the presence of

Witness

Address

(Signature of Applicant)

TO BE FILLED IN BY INTERPRETER FOR APPLICANT who is Non-literate.

I \_\_\_\_\_ of \_\_\_\_\_ do solemnly declare that I have read and explained the whole of the contents of this form to the applicant and to the best of my knowledge, he fully understood them before affixing his Right Thumb Impression.

Signed

Occupation

FOR USE BY TRUSTEES ONLY

Date received by the Secretary

Railway service confirmed by

Classification of application

Interviewed

Considered at Board Meeting

## Result

Reference in minute Book Authorising Payment

F.P.T. instructed to make payment by

- (a) Chairman  
 (b) Secretary  
 a Trustee

MADE at Lagos the 1st day of April, 1958.

MAURICE JENKINS,  
*Acting Deputy Secretary to the  
 Council of Ministers*

## EXPLANATORY NOTE

These regulations prescribe the duties of the trustees further to those prescribed in the Ordinance. Further procedure of the trustees will be as may be determined by them.

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 P.16

## EXTRACT FROM ORDINANCE No. 16 OF 1956

## SECTION 4

(1) The trustees may apply the income of the Reserve Fund, and so much of the Reserve Fund as the Governor-General in Council may from time to time direct, to any or all of the following purposes:

Purposes to which Reserve Fund and income may be applied

(a) To provide relief by way of periodical or other compassionate allowances in deserving cases amongst the following persons and their families, that is to say, persons who, whether before or after the commencement of this Ordinance, have retired from the service of the Nigerian Government Railway or the Nigerian Railway Corporation, and—

(i) at the date of their retirement were depositors in the 1941 Provident Fund; or

(ii) at the date of their retirement were depositors in the 1944 Provident Fund; or

(iii) whose deposits in the 1941 Provident Fund were paid out to them, before their retirement, under the provisions of paragraph (b) of section 8 of the Nigerian Government-Railway Pensionable Officers Ordinance;

(b) The education of the orphan or other children of servants of the Nigerian Government Railway or the Nigerian Railway Corporation;

(c) to provide by way of periodical or other compassionate allowances for the relief of hardship among servants of the Nigerian Railway Corporation or their families where such hardship is caused by the sickness, injury or death of the servant of the Corporation.

Provided that a servant of the Nigerian Government Railway or the Nigerian Railway Corporation or his family shall not be debarred from continuing to receive assistance under paragraph (b) or (c) of this subsection by reason of his leaving the service of the Government Railway or the Corporation unless he shall have been dismissed for misconduct.

(2) For the purpose of this section the family of a person shall be deemed to comprise his mother, father, children and wife and, in the case of a person who is a member of a community which practises polygamy, and wife or wives to whom he is married according to the custom of that community but no other person.

(3) In this section :—

Ordinance 15  
of 1941.

“the 1941 Provident Fund” means the Non-Pensionable Railway Servants’ Provident Fund established by the Railway Servants’ Provident Fund Ordinance, 1941 ;

Cap. 181.

“the 1944 Provident Fund” means the Non-Pensionable Railway Servants’ Provident Fund established by the Railway Servants’ Provident Fund Regulations made under the Provident Funds Ordinance.

## L.N. 85 of 1958

### NON-PENSIONABLE RAILWAY SERVANTS’ PROVIDENT FUND RESERVE (APPLICATION) ORDINANCE, 1956

(No. 16 OF 1956)

#### Application of Income and Reserve Regulations, 1958

*Commencement : 24th April, 1958*

In exercise of the powers conferred by section 9 of the Non-Pensionable Railway Servants’ Provident Fund Reserve (Application) Ordinance, 1956, the Governor-General, after consultation with the Council of Ministers, has made the following regulations—

Citation.

1. These regulations may be cited as the Application of Income and Reserve Regulations, 1958.

Proportions  
of income  
and reserve  
fund to be  
applied.

2. (1) As near as may be reasonably practicable forty per cent of the income of the Reserve Fund accruing from time to time during each year and taking one year with another shall be applied towards relief by way of compassionate allowances under paragraph (a) of subsection (1) of section 4 of the Ordinance, and as near as may be reasonably practicable forty per cent of such income taking one year with another shall be applied for the education of children under paragraph (b) of that subsection.

(2) During each of the three years succeeding the date on which these regulations come into operation (inclusive of the year in which they come into operation) the trustees may apply the following sums namely £7,500 in the first year and the sum of £3,750 per annum in the second and third years respectively out of the Reserve Fund to the purposes set out in subsection (1) of section 4 of the Ordinance, and shall apply the said sums, so far as may be reasonably practicable, in the same proportions as are provided for in paragraph (1) of this regulation. The reference to year in this regulation shall mean a period of twelve months commencing on the 1st November in each year.



3. The sum of £2,000 shall be set aside from the reserve mentioned in the definition of the Reserve Fund in section 2 of the Ordinance for the purpose (if so required) of maintaining the payment of interest under the provisions of the Railway Servants' Provident Fund Regulations on the deposits and bonuses of those depositors in the fund to which those regulations relate who remain at the commencement of the Ordinance.

Setting aside of a sum in case of need for certain purposes.

MADE at Lagos the 1st day of April, 1958.

MAURICE JENKINS,  
Acting Deputy Secretary to the  
Council of Ministers

#### EXPLANATORY NOTE

The regulations prescribe the proportionate application of the income of the Reserve Fund as required by the Ordinance, prescribe a further amount of the capital which shall be similarly applicable, and set aside a sum for maintaining interest payment to the few remaining contributors.

L.N. 86 of 1958

#### NON-PENSIONABLE RAILWAY SERVANTS' PROVIDENT FUND RESERVE (APPLICATION) ORDINANCE, 1956

(No. 16 OF 1956)

Trustees' Investment Powers Regulations, 1958

Commencement : 24th April, 1958

In exercise of the powers conferred by section 9 of the Non-Pensionable Railway Servants' Provident Fund Reserve (Application) Ordinance, 1956, (as amended by the Non-Pensionable Railway Servants' Provident Fund Reserve (Application) (Amendment) Ordinance, 1957), the Governor-General, after consultation with the Council of Ministers, has made the following regulations—

1. These regulations may be cited as the Trustees' Investment Powers Regulations, 1958.

Citation.

2. Trust funds in the hands of the trustees (whether at the time in a state of investment or not) may be invested in the following, and the trustees may for such purpose hold or have an interest in land to the extent stated—

Powers of  
Investment.

(a) any investment from time to time sanctioned by any Act of the United Kingdom Parliament or the Federal Legislature for the investment of trust funds ;

(b) the purchase of freehold or leasehold land and buildings in Nigeria, if in the case of any leasehold land and buildings there is a term of not less than 60 years unexpired at the date of purchase : Provided that no investment in land and buildings shall be made if, having regard to the purchase price, more than one quarter of the estimated capital assets of the Reserve Fund used be held in the form of land and buildings : Provided further that no investment in land and buildings should be made unless the trustees

shall have been given a certificate in writing by the Chief Federal Land officer that he considers the title to be reasonably acceptable as a trustee investment and that the investment is unlikely to be a wasting one ;

(c) one or more investment trust equity stocks or equity securities of a similar nature, or equity stocks or shares in banking companies or insurance companies, to be chosen from a list of investments of such nature which are fully paid up, quoted on the London Stock Exchange and selected for such purpose by the Crown Agents for Overseas Governments and Administrations.

MADE at Lagos the 1st day of April, 1958.

MAURICE JENKINS,  
*Acting Deputy Secretary to the  
Council of Ministers*

#### EXPLANATORY NOTE

The regulations widen the powers of the trustees of the Reserve Fund by giving them certain powers to invest in land and equity stocks.