

L.N. 49 of 1959

FINANCE (CONTROL AND MANAGEMENT) ORDINANCE, 1958
(No. 33 of 1958)

Public Funds of the Federation (Disbursement) Rules, 1959

Commencement : 18th February, 1959

In exercise of the powers conferred by section 23 (1) of the Finance (Control and Management) Ordinance, 1958, the Governor-General, after consultation with the Council of Ministers, has made the following Rules—

1. These Rules may be cited as the Public Funds of the Federation (Disbursement) Rules, 1959.

Citation.

2. (1) The manner of disbursement from the funds specified in the First Schedule to the Finance (Control and Management) Ordinance, 1958 (other than the Development Fund and the Contingencies Fund) shall be as provided in these rules.

Disbursement from public funds.
No. 33 of 1958.

(2) No moneys shall be withdrawn from any of the Public Funds of the Federation except upon the authority of a warrant under the hand of the Governor-General or the Minister.

3. (1) The Stock Transfer Stamp Duty Fund shall be applied to the payment of stamp duties lawfully due on the transfer of Nigerian Government stocks where the Ordinance under which the loan giving rise to the issue of such stocks was raised so provides.

Stock transfer stamp duty fund.

(2) Disbursement from the Stock Transfer Stamp Duty Fund shall be made by the Accountant-General in accordance with periodical accounts submitted to him by the Crown Agents for Oversea Governments and Administrations.

4. (1) The Widows' and Orphans' Pension Fund shall be applied to the payment of benefits in accordance with the provisions of the Widows' and Orphans' Pensions Ordinance and any regulations made thereunder and to the payment of the costs of the management of the Widows' and Orphans' Pensions Scheme.

Widow's and Orphan's pension fund.
Cap. 231.

(2) Disbursement from the Widows' and Orphans' Pension Fund shall be made by the Accountant-General in accordance with periodical accounts submitted to him by the Crown Agents for Oversea Governments and Administrations.

5. (1) Disbursement from the Reserve Fund shall only be made by way of transfer from the Reserve Fund to the Consolidated Revenue Fund.

Reserve fund.

(2) No such transfer shall be made except on the authority of a Resolution of the House of Representatives.

6. (1) The Deceased Officers' Children's Education Grant shall be applied to the payment of grants in accordance with the provisions of the First Schedule to these Rules and to the payment of an annual contribution of £100 to the Nigerian Ex-Servicemen's Welfare Association.

Deceased Officers' Children's Education Grant.
First Schedule

(2) Disbursement from the Deceased Officers' Children's Education Grant shall be made by the Accountant-General of the Federation in accordance with the instructions of the Minister responsible for education in Lagos.

Sir Alfred Jones' Bequest. Second Schedule.

7. (1) The Sir Alfred Jones' Bequest shall be applied to the provision of scholarships for instruction in technical subjects in accordance with the provisions of the Second Schedule to these Rules.

(2) Disbursement from the Sir Alfred Jones' Bequest shall be made by the Accountant-General in accordance with the instructions of the Minister responsible for technical education in Lagos.

K. W. Merchant Memorial Fund. Third Schedule.

8. (1) The K. W. Merchant Memorial Fund shall be applied to the provision of an annual prize for biology at King's College, Lagos, in accordance with the provisions of the Third Schedule to these Rules.

(2) Disbursement from the K. W. Merchant Memorial Fund shall be made by the Accountant-General in accordance with the instructions of the Principal, King's College, Lagos.

University College Capital Account.

9. (1) The University College Capital Account shall be applied to the execution of such capital works at University College, Ibadan, as may be approved by the Governor-General in Council.

(2) Disbursement from the University College Capital Account shall be made by the Accountant-General in accordance with the instructions of the Minister.

Nigerian College of Arts, Science and Technology Capital Account.

10. (1) The Nigerian College of Arts, Science and Technology Capital Account shall be applied to the execution of such capital works at the Nigerian College of Arts, Science and Technology as may be approved by the Governor-General in Council.

(2) Disbursement from the Nigerian College of Arts, Science and Technology Capital Account shall be made by the Accountant-General in accordance with the instructions of the Minister.

University College Endowment Fund.

11. (1) The University College Endowment Fund shall be applied to meet a part of the recurrent expenditure of the University College, Ibadan.

(2) Disbursement from the University College Endowment Fund shall be made by the Accountant-General in accordance with the provisions of Sessional Paper No. 5 of 1958.

Personal Advances Funds.

12. (1) The Personal Advances Fund shall be applied to the payment of advances to Members of the House of Representatives or of the Public Service of the Federation.

(2) Advances to Members of the House of Representatives shall be made in accordance with instructions laid down from time to time by the Governor-General in Council.

(3) Advances to members of the Public Service of the Federation shall be made in accordance with the provisions of General Orders and Financial Instructions as from time to time amended.

(4) Disbursements from the Personal Advances Fund shall be made by the Accountant-General in accordance with the provisions of this Rule.

Nigerian Governments Clearance Fund.

13. (1) The Nigerian Governments Clearance Fund shall be applied to meet the temporary advances and to receive the temporary deposits from time to time in respect of transactions on current account between the Government of the Federation and the Governments of the Regions and of the Southern Cameroons.

(2) Disbursements from the Nigerian Governments Clearance Fund shall be made by the Accountant-General.

14. (1) The Treasury Clearance Fund shall be applied:—

Treasury
Clearance
Fund.

(a) to the payment of non-personal advances and to meet recoverable payments made on behalf of other administrations such as arise in the normal course of business; and,

(b) to receive and repay temporary deposits.

(2) Disbursement from the Treasury Clearance Fund shall be made by the Accountant-General.

FIRST SCHEDULE

(Rule 6)

DECEASED OFFICER'S CHILDREN'S EDUCATION GRANT FUND

1. The purpose of the Fund shall be to make grants towards the cost of educating the children of Nigerian or British parentage who are in distressed circumstances whose fathers are deceased provided that the father was at any time a member of the permanent establishment of a Nigerian Government, or that the father, not having been in the permanent establishment, was continuously employed by a Nigerian Government or Governments for a period of not less than 10 years and had rendered valuable service to Nigeria.

2. There shall be paid from the Fund grants towards the cost of educating children of deceased Officers who satisfy the conditions stated in paragraph 1 and such grants should be payable upon the authority of the Minister responsible for education in Lagos. Such grants shall be paid only on condition that the recipients of them are at least 12 years and under 15 years of age on the 1st June preceding the beginning of the school year in which the payment commences and that no payment shall be made after the recipient has attained his 19th birthday.

SECOND SCHEDULE

(Rule 7)

SIR ALFRED JONES' BEQUEST FUND

1. The rules contained herein are subject to the provisions of the bequest.

2. The fund shall be administered by the Minister responsible for education in Lagos (hereafter called "the Minister").

3. The income occurring from the investment of funds arising out of the bequest shall be used solely for the purpose of providing scholarships for Nigerians for instruction in technical subjects including the handicrafts of metal and woodwork.

4. Such scholarships shall be awarded for a period not exceeding three years from the date of the award.

5. Applications for such scholarships shall be addressed to the Principal of institutions approved for the purpose by the Chief Federal Adviser on Education.

6. Before a scholarship is awarded the candidates must—

(a) have successfully completed a primary school course in the Federal Territory of Lagos,

(b) be less than 16 years of age at the time of the award,

(c) have obtained admission to a school which is approved for grant-in-aid under regulation 22 of the Education (Grant-in-aid) Regulations, 1958 and which, in the opinion of the Chief Federal Adviser on Education, provides extensive instruction in handicrafts and technical subjects, and

(d) be selected on grounds of ability and need by a Committee nominated for the purpose by the Chief Federal Adviser on Education.

7. The Minister may award scholarships to candidates who satisfy the conditions of award in paragraph 6 and shall determine the value and number of such scholarships to be awarded annually.

8. The emoluments of any scholarship shall be paid to the Principal of the institution at which the scholarship is awarded and shall be wholly expended to the advantage of the holder of such scholarship.

THIRD SCHEDULE

(Rule 8)

KENNETH WALFORD MARCHANT MEMORIAL FUND

1. The rules contained herein are subject to the provisions of the trust.

2. The fund shall be administered by the Principal of King's College, Lagos (hereafter called "the Principal")

3. The income occurring from the investment of funds arising out of the trust shall be used solely for the purpose of providing an annual prize for Biology, to be called "The Kenneth Marchant Prize", at King's College, Lagos, in memory of Kenneth Walford Marchant, Inspector of Education at the School, who died on 22nd November, 1933.

4. The Kenneth Marchant Prize shall be awarded annually as the result of such examinations or qualifications as the Principal for the time being shall from time to time appoint, and shall be in the form of a microscope or other scientific instrument or of scientific books or otherwise as the Principal shall from time to time decide.

MADE at Lagos this 13th day of February, 1959.

MAURICE JENKINS,
Acting Deputy Secretary to the
Council of Ministers

L.N. 50 of 1959

THE FINANCE (CONTROL AND MANAGEMENT) ORDINANCE,
1958

(No. 33 of 1958)

The Development Fund (Operation) (Amendment) Rules, 1959

Commencement : 18th February, 1959

In exercise of the powers conferred by subsection (4) of section 23 of the Finance (Control and Management) Ordinance, 1958, the Governor-General after consultation with the Council of Ministers, has made the following rules—

1. These rules may be cited as the Development Fund (Operation) (Amendment) Rules, 1959.

Citation.

2. The Rules for the Operation of the Development Fund are amended by the insertion immediately after rule 5 (2) of the following :—

Amendment
of rule 5
of the
Second
Schedule,
Ordinance
No. 33 of
1958.

5. (2)(A) When in any financial year provision is made in the capital estimates or supplementary capital estimates under any Head for increased costs, the Minister of Finance may by Warrant increase the authorised expenditure under any sub-head of that Head provided that the total additional expenditure so authorised does not exceed the amount provided for increased costs.

(B) When in any financial year it becomes necessary to incur expenditure additional to that made in the capital estimates or supplementary capital estimates under any item of any sub-head the Minister of Finance may by Warrant authorise such additional expenditure provided equivalent savings can be quoted from the provision made in that year under another item of the same sub-head."

MADE at Lagos this 13th day of February, 1959.

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

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