

Assented to in Her Majesty's name this 5th day of March, 1959.

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 1



1959

Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.

Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE MINERALS ORDINANCE (CHAPTER 134 OF THE REVISED EDITION OF THE LAWS, 1948).

Title.

[12th March, 1959]

Commence-
ment.
Enactment.

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

1. This Ordinance may be cited as the Minerals (Amendment) Ordinance, 1959.

Short title.

2. Section 2 of the Minerals Ordinance is amended by the insertion, in paragraph (c) of the definition of minerals after the word "gypsum", of the following—

Amendment
of section 2.
Cap. 134.

"limestone,".

3. Section 36 of the Minerals Ordinance is amended by the insertion in subsection (1), after the words "twenty-one years", of the following—

Amendmen
of section 36.

"(or not being more than seventy years in the case of non-metallic minerals as classified in paragraph (c) of the definition of minerals in section 2)".

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 2

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II.

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.
Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE CRIMINAL PROCEDURE ORDINANCE (CHAPTER
43 OF THE REVISED EDITION OF THE LAWS, 1948).

Title.

[12th March, 1959]

Commence-
ment.

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

Enactment.

1. This Ordinance may be cited as the Criminal Procedure (Amendment)
Ordinance, 1959.

Short title.

Amendment
of section
382. Cap.
43 and No.
22 of 1952.

2. Section 382 of the Criminal Procedure Ordinance (hereinafter referred to as the principal Ordinance) as the section was substituted by the Criminal Procedure (Amendment) Ordinance, 1952, is amended by the deletion in subsection (4) of the words "authorised by the written law", and by the substitution therefor of the following—

"authorised as a punishment for the offence by the written law".

Amendment
of section
390.

3. Section 390 of the principal Ordinance is amended by the deletion in subsection (3) of the words "six months", and by the substitution therefor of the following—

"two years".

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 3

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.

Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE PORTS ORDINANCE (No. 27 OF 1954).

[1st May, 1959]

Title.

Commence-
ment.

Enactment.

Short title
and
commence-
ment.

Amendment
of section 41.
(No. 27 of
1954).

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

1. This Ordinance may be cited as the Ports (Amendment) Ordinance, 1959, and shall come into operation on the 1st day of May, 1959.

2. Section 41 of the Ports Ordinance, 1954 (hereinafter referred to as the principal Ordinance) is amended by the insertion after the word "port" where it first appears of the following—"or the approaches thereto".

Amendment
of section 42.

3. Section 42 of the principal Ordinance is amended by the addition at the end of paragraphs (a), (b) and (c) of the following in each case—"and the approaches thereto".

Amendment
of sections
61, 67 and
76.

4. Sections 61, 67 and 76 of the principal Ordinance are amended by the insertion after the word "port" of the following in each case—"or the approaches thereto".

Amendment
of Fourth
Schedule.

5. The Fourth Schedule to the principal Ordinance is amended by the deletion of paragraph 10 and the substitution therefor of the following—

"Committees. 10.—(1) The Authority shall from time to time appoint a General Purposes and Finance Committee from among its Members and may appoint in like manner such Committees either of a general or special nature and consisting of such numbers of persons as the Authority thinks fit for any purposes which in the opinion of the Authority would be better regulated and controlled by means of the Committees and may delegate, with such restrictions or conditions as it may think fit, any of its powers or duties to any such Committee.

(2) Every Committee shall report all its actions and proceedings to the Authority."

Further
amendment
of the
Fourth
Schedule.

6. The Fourth Schedule to the principal Ordinance is further amended by the deletion of paragraph 12 and the substitution therefor of the following—

"12. Subject to the provision of this Ordinance, the Authority shall, with the approval of the Minister, from time to time make, vary and revoke Standing Orders for the purpose of regulating the meetings and proceedings of the Authority or of any Committee thereof, and such Standing Orders shall include, *inter alia*, provisions with respect to the notices to be given of such meetings, the proceedings thereat and the custody of and the production for inspection of the Minutes of such proceedings."

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 4

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.
Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE DOGS ORDINANCE (CHAPTER 56 OF THE REVISED EDITION OF THE LAWS, 1948).

[12th March, 1959]

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

1. This Ordinance may be cited as the Dogs (Amendment) Ordinance, 1959.

**2. Section 6 of the Dogs Ordinance is amended by the deletion of the words "three months" and the substitution therefor of the following—
"six months".**

Title.

Commence-
ment.

Enactment.

Short title.

Amendment
of section 6.
Cap. 56.

Amendment
of section 15.

3. Section 15 of the Dogs Ordinance is amended by being renumbered as subsection (1) of section 15 and by the addition thereto of the following new subsection—

"(2) Rules made under subsection (1) may provide that an owner or person having the custody, control or care of a dog shall ensure that such dog is inoculated against rabies, and may provide for the production of a certificate of such inoculation before a licence may be issued in accordance with Part II."

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 5

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.

Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE CUSTOMS TARIFF ORDINANCE, 1958
(No. 60 OF 1958).

Title.

[12th March, 1959]

Commence-
ment.

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

Enactment.

1. This Ordinance may be cited as the Customs Tariff (Amendment) Ordinance, 1959.

Short title.

2. Section 3 of the Customs Tariff Ordinance, 1958, is amended by the deletion of the words "in accordance with the provisions of the customs laws",

Amendment
of section 3.
No. 60 of
1958.

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 6

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.

Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE CUSTOMS AND EXCISE MANAGEMENT
ORDINANCE, 1958 (No. 55 OF 1958).

Title.

[12th March, 1959]

Commence-
ment.

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

Enactment.

1. This Ordinance may be cited as the Customs and Excise Management
(Amendment) Ordinance, 1959.

Short title.

2. Section 14 of the Customs and Excise Management Ordinance, 1958
(hereinafter referred to as the principal Ordinance) is amended by the insertion
in subsection (6) after the word "commanded" of the following—
"or piloted".

Amendment
of section 14.
No. 55 of
1958.

Amendment
of section 21.

3. Section 21 of the principal Ordinance is amended by the insertion in subsection (1) after the words "other than a customs airport" of the following—

"otherwise than as permitted in writing by the Board".

Amendment
of section 88.

4. Section 88 of the principal Ordinance is amended by the insertion in subsection (2) after the word "Board" of the following—

"by notice in the Gazette".

Amendment
of section
121.

5. Section 121 of the principal Ordinance is amended by the deletion from subsection (1) of the words "the Board shall, but in the case of lost goods only if it is satisfied that they have not and will not be used or consumed in Nigeria, remit or repay any duty chargeable or paid thereon" and the substitution therefor of the following—

"the Board shall remit or repay any duty chargeable or paid thereon, but in the case of lost goods to which paragraph (a), (b) or (c) applies only if it is satisfied that they have not been and will not be used or consumed in Nigeria, and in the case of lost goods to which paragraph (d) applies only if it is satisfied that they have not been and will not be exported".

Amendment
of section
147.

6. Section 147 of the principal Ordinance is amended by the insertion after the word "customs" of the following—

"or excise".

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 7

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.
Governor-General and Commander-in-Chief

**AN ORDINANCE TO MAKE NEW PROVISION FOR THE CORPORATION SOLE KNOWN
AS THE MINISTRY OF FINANCE INCORPORATED, AND FOR MATTERS RELATING
THERE TO.**

Title.

[12th March, 1959]

Commence-
ment.

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

Enactment.

**1. This Ordinance may be cited as the Ministry of Finance Incorporated
Ordinance, 1959.**

Short title.

2. In this Ordinance—

**"corporation" means the Ministry of Finance Incorporated referred to
in section 3 ;**

^
Interpreta-
tion.

"Minister" means the Minister charged with responsibility for matters relating to finance ;

"Permanent Secretary" means the Permanent Secretary having supervision over the departments of government which are under the control of the Minister ;

"property" includes all estates, interests, easements and rights, whether equitable or legal, in to or out of property, and things in action.

Ministry of Finance to be a corporation sole.

3. (1) The corporation sole known as the Ministry of Finance Incorporated shall continue to be a corporation sole under that title.

(2) The corporation may sue and be sued in its said name and shall have perpetual succession and a corporate seal which may from time to time be broken, changed, altered and made anew as to the corporation seems fit, and, until a seal is provided under this section, a stamp bearing the inscription "Federal Ministry of Finance" may be used as the corporate seal.

Powers of the corporation generally.

4. The corporation may enter into contracts and may acquire, purchase, take, hold and enjoy movable and immovable property of every description, and may convey, assign, surrender and yield up, charge, mortgage, demise, reassign, transfer or otherwise dispose of, or deal with, any movable or immovable property vested in the corporation upon such terms as to the corporation seems fit.

Powers of the corporation in respect of investments to secure money lent by Government.

5. (1) The corporation may enter into, sign, seal, execute and perfect any contract, instrument, mortgage, deed, surrender or assurance for securing the repayment of money, together with interest thereon, if any, lent by the Treasury or by any person appointed by the Governor-General to other parties or of money due and payable to the Government of the Federation by other parties, and may sign and execute in the same manner receipts, releases, reconveyances and acquittances and other assurances of the lands and property which shall have been mortgaged as security therefor, and may consent to any such alteration of the conditions of the said securities or any of them as the Minister shall think fit.

(2) Without prejudice to the generality of the provisions of subsection (2) of section 3, the corporation may commence any action or other proceeding in any court for the recovery of any sum of money, right, title, interest, property or thing whatsoever due or payable or for the enforcement of any covenant under any of the securities referred to in subsection (1) and also may take such other lawful means for recovering any such sum of money as occasion may require.

Execution of documents.

6. (1) All deeds and other instruments requiring the seal of the corporation shall be sealed with the seal of the corporation in the presence of the Permanent Secretary and signed by the Permanent Secretary, and such signing shall be sufficient evidence that the said seal was duly and properly affixed and that the same is the lawful seal of the corporation.

(2) Any other document requiring the signature of the corporation shall be signed by the Permanent Secretary.

Power of Minister to transfer property by Order to public officers or authority.

7. The Minister may, by Order, vest in any public officer or authority any property, movable or immovable, for the time being vested in the corporation and, upon the coming into operation of any such Order, the property to which such Order relates shall, without any conveyance, assignment or transfer whatever, vest in such officer or authority for the like title, estate or interest and on the like tenure and for the like purposes as the same was vested or held immediately before the coming into operation of the Order.

8. (1) Any contract, instrument, mortgage, deed, surrender or assurance for securing the repayment of money entered into, signed, sealed, executed or perfected by, and any receipt, release, reconveyance or acquittance or other assurance of lands or property which shall have been mortgaged as security signed or executed by, and any consent given to an alteration of the conditions of any security by the corporation sole known prior to the 30th day of August, 1957, as the Financial Secretary of the Federation Corporation Sole or, after that date, as the Ministry of Finance Incorporated shall continue to be valid and shall be deemed to have been entered into, signed, sealed, executed, perfected or given as the case may be by the corporation under and in accordance with the provisions of this Ordinance :

Validity of
previous
instruments,
etc.

Provided that nothing in this subsection shall operate to validate or cure any defect in any of the said instruments which were invalid or defective immediately prior to the coming into operation of this Ordinance.

(2) All contracts, instruments, mortgages, deeds, surrenders or assurances executed by the former Financial Secretary of the Federation or any of his predecessors in office as chairman of the African Staff Housing Board or in any other official representative capacity to secure the repayment of money lent by the said Board or by or on behalf of the Government vested in the corporation and enuring for the benefit of the Treasury immediately prior to the coming into operation of this Ordinance shall continue to vest in the corporation and enure for the benefit of the Treasury, and all receipts, releases, reconveyances and acquittances and other assurances of lands and property which shall have been mortgaged as security for any money lent as aforesaid, executed by the Permanent Secretary on behalf of the corporation whether before or after the coming into operation of this Ordinance or executed by any previous holder of the office of Financial Secretary of the Federation as a corporation sole are hereby declared to be effectual discharges for all such sums repaid.

(3) Without need for any change of title in any instrument existing prior to the 30th day of August, 1957, the Permanent Secretary may carry out any of the functions referred to in this Ordinance as though he were carrying out such function in respect of the corporation sole known prior to that date as the Financial Secretary of the Federation Corporation Sole.

9. The Ministry of Finance Incorporation Ordinance is repealed.

Repeal of
Cap. 71.

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 8

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.
Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE LOCAL LOANS (REGISTERED STOCK AND SECURITIES) ORDINANCE (CHAPTER 120 OF THE REVISED EDITION OF THE LAWS, 1948).

Title.

[12th March, 1959]

Commence
ment.

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

Enactment.

1. This Ordinance may be cited as the Local Loans (Registered Stock and Securities) (Amendment) Ordinance, 1959.

Short title.

2. Except as provided in sections 3, 5, 10, 13 and 14 of this Ordinance, the Local Loans (Registered Stock and Securities) Ordinance (hereinafter referred to as the principal Ordinance) is amended by the deletion—

General
amendment.
Cap. 120.

(i) of the words "Accountant-General of the Federation" throughout and the substitution therefor of the following—

"Central Bank";

(ii) of the words "Governor-General" throughout and the substitution therefor of the following—

"Minister".

Amendment
of section 2.

3. Section 2 of the principal Ordinance is amended—

(i) by the deletion therefrom of the definitions of "Accountant-General of the Federation" and "Government promissory note";

(ii) by the deletion from the definition of "security" of the words "or a Government promissory note"; and

(iii) by the insertion in their proper alphabetical order of the following definitions—

" 'Central Bank' means the Central Bank of Nigeria;";

" 'the Minister' means the Minister for the time being charged with responsibility for matters relating to finance;".

Amendment
of section 5.

4. Section 5 of the principal Ordinance is amended by the insertion after subsection (1) of the following new subsection—

"(1A.) In the case of a loan appropriated and applied or to be appropriated and applied for lending to the Government of a Region or of the Southern Cameroons such directions shall not require the Government of the Federation to establish a sinking fund but shall specify—

No. 18 of
1958.

(a) that the terms and conditions for such lending have been approved in accordance with paragraph (b) of section 3 of the Loan (Internal Borrowing) Ordinance, 1958, and

(b) the rate at which a half-yearly appropriation out of the general revenue and assets of each Region concerned or of the Southern Cameroons is required."

Amendment
of section
15.

5. Section 15 of the principal Ordinance is amended by the deletion from subsection (2) of the words "Accountant-General of the Federation" and the substitution therefor of the following—

"General Manager of the Central Bank".

Revocation
of sections
16, 17, 18,
35 and 38.

6. The principal Ordinance is amended by the revocation of Part IV and sections 35 and 38.

Amendment
of section
19.

7. Section 19 of the principal Ordinance is amended by the deletion from subsection (1) of the words "Accountant-General of the Federation" and the substitution therefor of the following—

"General Manager of the Central Bank".

Amendment
of section 24.

8. Section 24 of the principal Ordinance is amended by the deletion therefrom of the word "Treasury" and the substitution therefor of the following—

"Central Bank".

9. Sections 27 and 28 of the principal Ordinance are amended by the deletion therefrom of the words "Crown Agents" and the substitution therefor of the following—

"Central Bank".

Amendment
of sections 27
and 28.

10. Section 36 of the principal Ordinance is amended by the deletion therefrom of the words "Accountant-General of the Federation" and the substitution therefor of the following—

"General Manager of the Central Bank".

Amendment
of section 36.

11. Section 40 of the principal Ordinance is amended—

(i) by the deletion from lines four and five thereof of the words "or on the renewal of a promissory note under section 35,";

(ii) by the deletion from lines eight and nine thereof of the words "or promissory note"; and

(iii) by the repeal of the proviso to the section.

Amendment
of section
40.

12. Section 41 of the principal Ordinance is amended by the deletion from the second line of paragraph (c) thereof of the words "or section 35".

Amendment
of section
41.

13. Section 42 of the principal Ordinance is amended—

(i) as to subsection (1)—

(a) by the deletion from the second line of the words "or to a promissory note";

(b) by the deletion from the seventh and eighth lines of the words "or promissory note";

(c) by the repeal of paragraph (b);

(d) by the substitution for paragraph (c) of the following new paragraph—

"(c) where any such stock relates to a loan not due for repayment, authorise the registration of the name of such person in substitution for the name of the deceased.";

(ii) as to subsections (1) and (4) by the deletion therefrom of the words "Accountant-General of the Federation" and the substitution therefor of the following—

"General Manager of the Central Bank";

Amendment
of section
42.

14. Section 43 of the principal Ordinance is amended—

(i) by the deletion therefrom of the words "Accountant-General of the Federation" and the substitution therefor of the following—

"General Manager of the Central Bank";

(ii) by the deletion from the third line of the words "promissory note".

Amendment
of section
43.

15. Section 44 of the principal Ordinance is amended by the repeal of subsection (2).

Amendment
of section
44.

16. Nothing in this Ordinance shall affect any loan raised under the principal Ordinance before the coming into operation of this Ordinance.

Saving.

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No 9

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.
Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE MINERAL OILS ORDINANCE (CHAPTER 135 OF THE REVISED EDITION OF THE LAWS, 1948).

Title.

[12th March, 1959]

Commence-
ment.

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

Enactmen .

1. This Ordinance may be cited as the Mineral Oils (Amendment) Ordinance, 1959.

Short title.

Amendment
of section 10.
Cap. 135.
No. 3 of
1950.

2. Section 10 of the Mineral Oils Ordinance (as such section was inserted by the Mineral Oils (Amendment) Ordinance, 1950) is amended by the insertion after the words "territorial waters" of the following—

"and submarine areas beneath any other waters which are or at any time shall become subject to the legislative competence of the Legislature of the Federation in respect of mines and minerals".

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives

J. W. ROBERTSON,
Governor-General

(L.S.)

No. 10

1959



Federation of Nigeria

IN THE EIGHTH YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

SIR JAMES WILSON ROBERTSON, G.C.M.G., G.C.V.O., K.B.E.

Governor-General and Commander-in-Chief

AN ORDINANCE TO AMEND THE NIGERIAN NAVY ORDINANCE, 1956 (No. 28 OF 1956).

Title.

[By Notice, see section 1 (2)]

Commence-
ment.

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

Enactment.

1. (1) This Ordinance may be cited as the Nigerian Navy (Amendment) Ordinance, 1959.

Short title
and com-
mencement.

(2) This Ordinance shall not come into operation until a day to be appointed by the Governor-General by notice in the Gazette after Her Majesty in Council has been pleased to approve the provisions hereof.

Amend-
ment of
section 4,
No. 28 of
1956.

2. Section 4 of the Nigerian Navy Ordinance, 1956 (hereinafter referred to as the principal Ordinance) is amended by the insertion in subsection (2) after the word "Director" of the following—

"or any other officer".

Amend-
ment of
section 19.

3. Section 19 of the principal Ordinance is amended by the insertion after the word "Director" of the following—

"or any other officer".

This printed impression has been carefully compared by me with the Bill which has passed the House of Representatives, and is found by me to be a true and correctly printed copy of the said Bill.

B. ADE. MANUWA,
Clerk of the House of Representatives