

Assented to in Her Majesty's name this 22nd day of September, 1959.

**R. F. A. GREY,**  
*Officer Administering the  
Government of the Federation*

(L.S.)

No. 18

1959



**Federation of Nigeria**

IN THE EIGHTH YEAR OF THE REIGN OF

**HER MAJESTY QUEEN ELIZABETH II**

**SIR RALPH FRANCIS ALNWICK GREY, K.C.M.G., K.C.V.O., O.B.E.**

*Officer Administering the Government of the Federation*

**AN ORDINANCE TO AMEND THE LAGOS LOCAL GOVERNMENT LAW, 1953  
(WESTERN REGION LAW NO. 4 OF 1953), TO PROVIDE FOR ITS REDESIGNATION AND FOR MATTERS INCIDENTAL AND SUPPLEMENTARY TO THE PURPOSES AFORESAID.**

Title.

[24th September, 1959]

Commencement.

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

Enactment.

1. This Ordinance may be cited as the Lagos Local Government (Amendment) Ordinance, 1959 and shall be of application in the Federal Territory of Lagos.

Short title and application.

General provisions as to amendment W.R. Law 4 of 1953.  
Amendment of section 1.  
Amendment of section 2.

2. The Lagos Local Government Law, 1953 (hereinafter referred to as the principal Law) is amended in accordance with the provisions of this Ordinance and references to sections in the succeeding sections of this Ordinance shall be taken to be references to sections of the principal Law.

3. Section 1 is amended by the repeal of subsection (2) and the deletion in subsection (1) of the figure "(1)".

4. Section 2 is amended—

(a) by the deletion of the definition of the "Head of the House of Ado" and the substitution therefor (in its proper alphabetical order) of the following—

"Oba of Lagos" means the Oba of Lagos recognised in accordance with the Oba and Chiefs of Lagos Ordinance, 1959;";

(b) by the addition at the end of the definition of "qualifying date" of the following proviso—

"Provided that when in accordance with the rules in Part I of the First Schedule the Federal Register of Electors constitutes the official list of voters the qualifying date shall be the date utilised for the purpose of that Register;".

5. Section 7 is amended by the deletion of the words "a grave danger and menace" and the substitution of the words—  
"a danger".

6. Section 8 is amended—

(a) by the deletion in subsection (1) of the words "and may delegate to them such of his functions as he may think fit";

(b) by the deletion of subsection (2) and of the figure "(1)" in subsection (1).

7. Section 9 is amended by the deletion in subsection (1) of the words "by the Governor-General in Council", by the repeal of subsection (2), and by the deletion in subsection (1) of the figure "(1)".

8. The principal Law is amended by the insertion in Part II after section 9 of the following new section—

"Power to make regulations or providing for—  
9A. The Governor-General may make regulations prescribing

(a) means of ensuring that any service provided by the council in respect of which a grant may be paid under section 93A is maintained in accordance with such standards as the Minister may require;

(b) the establishment of a commission to be known as the Municipal Service Commission for the purpose of advising the council on matters relating to appointments and conditions of service of employees of the council, and the constitution, powers, duties, procedure and other matters relating to the commission;

(c) the establishment of a board to be known as the Municipal Transport Board for the purpose of administering the transport service provided by the council;

(d) the form in which estimates shall be submitted under section 94."

Amendment of section 7.

Amendment of section 8.

Amendment of section 9.

Insertion of new section 9A.

9. Section 10 is amended by the deletion in subsection (1) of the words preceding "there shall be in and for the town of Lagos".

Amendment  
of section  
10.

10. Section 11 is amended by the repeal of subsections (1) and (2) and the substitution of the following—

Amendment  
of section  
11.

"(1) The Oba of Lagos shall be the President of the council.

(2) The remuneration of the President shall, with effect from the 1st day of April, 1959, be eighteen hundred pounds per annum which shall be paid from the funds of the council, together with such allowances as may be voted by the council and approved by the Minister."

11. Section 12 is amended—

Amendment  
of section  
12.

(a) by the deletion in subsection (1) of the words "or the Headship of the House of Ado is vacant" and the substitution of the words—

"or there is no Oba of Lagos";

(b) by the insertion after subsection (1) of the following new subsection—

"(1A) The remuneration of the chairman shall be such as may be voted by the council with the approval of the Minister, together with such allowances as may be so voted and approved."

"(1B) The members of the council shall receive such sitting allowances as may be voted by the council and approved by the Minister."

12. Section 13 is amended by being re-numbered as subsection (1) and by the addition of the following—

Amendment  
of section  
13.

"(2) A traditional member shall come into office on the day that his election is recognised by the Governor-General and shall hold office until the next election of traditional members."

13. Section 17 is amended—

Amendment  
of section  
17.

(a) by the deletion of paragraph (b) of subsection (1) and the substitution of the following—

"(b) on the qualifying date was ordinarily resident in Lagos and is a British subject or a British protected person, and for the purpose of this paragraph ordinary residence shall be determined by reference to the tests applied for the purpose of an election to the House of Representatives."

(b) by the addition after paragraph (c) of subsection (2) of the following—

"(d) is disqualified in accordance with any law relating to corrupt practices at elections."

14. Section 19 is amended—

Amendment  
of section  
19.

(a) by the deletion of the word "shall" where it first appears and the substitution of the following—

"may";

(b) by the deletion in paragraph (b) of the words "to electoral officers".

15. Section 20 is repealed and replaced by the following—

Replace-  
ment of  
section 20.

"Chief  
registrat<sup>o</sup>n  
officer and  
returning  
officer.

20. The Governor-General shall appoint a chief registration officer and a returning officer as occasion may arise and may provide that one person shall hold both offices."

Replacement  
of sections 22  
and 23.

16. Sections 22 and 23 are repealed and replaced by the following—  
 “Deputy  
returning  
officer. 22. (1) The returning officer may, by writing under his hand, appoint one or more fit persons (but not more than there are wards in which elections are taking place) to be his deputy or deputies for all or any purposes of an election.

(2) A deputy shall receive such remuneration as the Minister may determine.

(3) Any functions which the returning officer is authorised or required to discharge in relation to the election may be discharged by a deputy so appointed.

Registration  
and revising  
officers. 23. The chief registration officer may, with the approval of the Minister, appoint registration officers and revising officers who shall receive such remuneration from the funds of the council as the Minister may determine.”

Amendment  
of section  
25.

17. Section 25 is amended—

(a) by the deletion in subsection (1) of the words “chief electoral officer on the recommendation of the”;

(b) by the deletion in subsection (2) of the words “chief electoral officer” and the substitution of the following—  
 “returning officer”.

Amendment  
of section  
27.

18. Section 27 is amended by the deletion of paragraph (b) and the substitution of the following—

“(b) his name appears in the official list of voters”.

Amendment  
of section  
29.

19. Section 29 is amended—

(a) by the insertion in paragraph (a) of subsection (1) after the words “place of profit” of the following—

“(other than that of chairman of the council)”;

(b) by the insertion after paragraph (e) of subsection (1) of the following—

“(f) is under any law in force in Nigeria declared to be of unsound mind or adjudged to be a lunatic.”

Amendment  
of section  
34.

20. Section 34 is amended—

(a) by the deletion of the words “the council shall” and the substitution of the following—

“the town clerk (with the approval of the chairman) shall”;

(b) by the deletion of the words “signed by the town clerk” and the substitution of the following—

“signed by him”.

Amendment  
of section  
35.

21. Section 35 is amended by the deletion in subsection (6) of the words “by the council” and the substitution of the following—

“by the town clerk”.

Amendment  
of section  
37.

22. Section 37 is amended—

(a) by the deletion in paragraph (a) of subsection (1) of the words “or the council” and the substitution of the following—

“or the town clerk”;

(b) by the deletion of paragraph (b) of subsection (1) and the substitution of the following—

“(b) in any other case, within sixty days after the town clerk has declared the office to be vacant;”;

(c) by the deletion in subsection (2) of the words “chief electoral officer” and the substitution of the following—

“returning officer”.

23. Section 49 is amended—

Amendment  
of section  
49.

(a) by the deletion of the words ‘when marking his vote’ in subsection (1) and the substitution of the following—

‘when casting his vote’;

(b) by the deletion in subsection (1) of the words ‘No person shall’ to the end of the subsection’.

24. Section 61 is amended by the repeal of subsection (3) and the substitution of the following two subsections—

Amendment  
of section  
61.

“(3) The local education committee constituted under the Education (Lagos) Ordinance, 1957, shall be deemed to be the education committee of the council and subject to the provisions of that Ordinance shall be exclusively charged with the functions of the council in relation to education.

(4) With the exception of the education committee, committees constituted under this section shall consist of members of the council.”.

25. Section 65 is amended by the addition at the end of the proviso to subsection (1) of the following—

Amendment  
of section  
65.

“, nor power to incur any expenditure on behalf of the council other than expenditure previously authorised in accordance with estimates approved in accordance with section 95.”.

26. Section 68 is amended—

Amendment  
of section  
68.

(a) by the deletion of the words “and municipal treasurer” and the substitution of the following—

“municipal treasurer and chief education officer.”;

(b) by the addition of the following new subsection—

“(3) No officer shall render professional assistance or advice to private persons or firms whether on payment or otherwise except by the permission of the Minister and if in exceptional cases such permission is given any remuneration shall be paid into the funds of the council.”.

27. Section 71 is amended by the repeal of subsection (2).

Amendment  
of section 71.

28. Section 73 is amended by the deletion of the words “or municipal treasurer” and the substitution of the following—

Amendment  
of section  
73.

“, municipal treasurer or chief education officer”.

29. Section 76 is amended by the deletion of the words “or municipal treasurer” and the substitution of the following—

Amendment  
of section  
76.

“, municipal treasurer or chief education officer”.

30. Section 79 is amended by being re-numbered as subsection (1) of the section and by the addition thereto of the following—

Amendment  
of section  
79.

"(2) Where an officer is dismissed or his appointment is terminated (other than in the case of an officer on probation) and the ground of his misconduct was inefficiency such officer may appeal in writing to the Minister.

(3) The Minister may after consideration of any appeal and the representations thereon made by the council, either confirm or set aside the decision of the council and where such decision is set aside the council shall forthwith retrospectively reinstate the officer concerned in his former post on terms and conditions no less favourable than those on which he was formerly employed, subject only to any variation thereof as the Minister may sanction.

(4) The right of appeal shall not apply to such classes of officers, or to officers holding such posts, as the Minister may by order declare, and no appeal shall be entertained unless it is lodged with the Permanent Secretary of the Ministry concerned within three months of the date of dismissal or termination."

Amendment  
of section  
80.

31. Section 80 is amended—

(a) by the deletion in subsection (1) of the words "executive and";

(b) by the addition after subsection (5) of the following—

"(6) The town clerk shall have the additional powers and duties specified in the Eighth Schedule."

Insertion of  
new sections  
80A and  
80B.

32. The principal Law is amended by the insertion after section 80 of the following new sections—

"Status and duties of town engineer, medical officer of health and municipal treasurer. 80A. The status, powers and duties of the town engineer, medical officer of health and municipal treasurer shall be as specified in the Eighth Schedule.

Amendment of Eighth Schedule. 80B. The Minister may at the request of the council amend or add to the provisions in the Eighth Schedule."

Amendment  
of section  
81.

33. Section 81 is amended—

(a) by the deletion of the word "twelve" and the substitution of the following—

"six";

(b) by the insertion at the end thereof of the following—

"or Chairman."

Amendment  
of section  
82.

34. Section 82 is amended by the addition after subsection (4) of the following—

"(5) The General Orders and Financial Regulations of the Government of the Federation relating to matters for which provision may be made by regulations under this section shall, if no corresponding regulations under this section are in force, apply to officers and servants of the council with such modifications as may be necessary to make them so applicable."

35. The principal Law is amended by the insertion in Part IX after section 93 of the following new sections—

"Grants payable from public revenues.

93A. (1) Grants may be paid to the council in accordance with the provisions of this section out of the general revenues of Nigeria in respect of expenditure by the council on the services specified in the first column of the Table hereunder of amounts equivalent to—

(a) in respect of expenditure other than capital expenditure, the percentage of such expenditure specified in the second column of the Table; and

(b) in respect of capital expenditure, the percentage of such expenditure specified in the third column of the Table.

TABLE

Service	Percentage of Grant	
	Ordinary Expenditure	Capital Expenditure
Health .. .. .	50	50
Roads Maintenance—Trunk .. .. .	100	—
Maintenance—Special list .. .. .	50	—
Improvement and alteration .. .. .	50	—
Traffic lights .. .. .	75	100
Street lighting .. .. .	50	50
Fire Brigade:		
First and second year of expenditure .. .. .	100	100
Third year of expenditure .. .. .	75	75
Thereafter .. .. .	50	50
Welfare .. .. .	50	50
Education .. .. .	70	100
Parks and Amenity .. .. .	50	50

(2) Any grant payable under this section shall be paid in accordance with the following provisions—

(a) in respect of expenditure other than capital expenditure—

(i) the grant shall normally be assessed on the audited expenditure of the year preceding the year in which the grant is made;

(ii) the grant shall be paid at the end of each quarter of the year in arrears;

(b) in respect of capital expenditure—

(i) where the expenditure relates to a project and is incurred over a period of time, the grant shall be paid in instalments as the work on the project proceeds;

(ii) where the expenditure relates to a single payment, the grant shall be paid on a claim, supported by confirming vouchers issued by the council.

Insertion of new sections 93A and 93B.

(3) No grant shall be paid under this section in respect of capital expenditure unless the expenditure was approved by the Minister before it was incurred and such requirements in relation to the expenditure as the Minister may have made were complied with.

(4) The amount of a grant paid under this section may be reduced by the amount of any debt or part of a debt owed by the council to the Government of the Federation.

(5) The Governor-General may by order amend the Table set out in subsection (1).

Safe-guarding of monies.

93B. The council shall make safe and efficient arrangements for the receipt of monies paid to it and those arrangements shall be carried out under the supervision of the municipal treasurer."

Amendment of section 94.

36. Section 94 is amended—

(a) by the insertion in subsection (1) after the words "in each year" of the following—

"or before any date prescribed in substitution therefor by the Minister,"

(b) by the addition after subsection (2) of the following—

"(3) Estimates submitted under this section shall be in such form as may be prescribed by regulations made under section 9A."

Replacement of section 97.

37. Section 97 is repealed and replaced by the following—

"Council's powers to vary estimates.

97. (1) The council shall be bound by the Estimates as finally approved by the Minister and shall not incur expenditure unless it is covered by an item in the approved estimates, save as provided in subsections (2), (3) and (4) hereof.

(2) Save as hereinafter provided, the council may re-allocate the approved provisions between items within the same sub-head of the approved estimates (but not from one sub-head to another under any head) provided that the total amount re-allocated by the council within all sub-heads of a head relating to any committee shall not exceed twenty-five per cent of the original approved provision for that committee, and provided further that no expenditure shall in any case be incurred for a purpose in respect of which an item in the estimates has been disapproved by the Minister.

(3) Save as hereinafter provided, the council may approve expenditure on new items under any sub-head (other than any item already disapproved for the financial year) provided that the total of expenditure so approved is covered by equivalent savings under other items within the same sub-head.

(4) The council may not effect any increase in the approved staff establishment or the regrading of an approved office unless the Minister approves such increase or regrading and (without necessarily requiring the submission of revised estimates) any additional expenditure necessary to give effect to the same.

(5) The Minister may approve expenditure on new items of any sub-head without necessarily requiring the submission of revised estimates providing that the total of new items of expenditure so approved shall not exceed ten per cent of the original approved provision for the head."

38. Section 112 is amended by the repeal of subsection (1) and the substitution of the following two new subsections—

Amendment  
of section  
112.

"(1) Within six months of the close of the financial year the council shall cause a summary of the accounts to be prepared and laid before the auditor for examination and report, and shall furnish two copies thereof to the Minister.

(1A) The summary shall include a balance sheet and shall specify—

(a) amounts set aside during the year for repayment of debt by way of periodical contribution to a sinking fund, to a loans fund, or otherwise;

(b) sums borrowed;

(c) sums received from sale or alteration of property;

(d) the amount of the annual revenue, the amount of rates collected and the amount of sums in arrear or remaining unpaid at the close of the accounts;

(e) the amounts of all sums paid and sums remaining unpaid of any expense incurred during the year distinguishing capital expenditure from expenditure out of annual revenue."

and is further amended by the insertion after subsection (2) of the following—

"(2A) The council shall cause the audited accounts to be laid before them and taken into consideration within nine months after the end of the financial year, or within such time as the Minister may in each year prescribe."

39. Section 115 is amended by the repeal of subsection (2) and the deletion in subsection (1) of the figure "(1)".

Amendment  
of section  
115.

40. Section 116 is amended by the deletion of paragraph (b) of subsection (1) and the substitution of the following—

Amendment  
of section  
116.

"(b) by way of mortgage, issue of stock, debentures or annuity certificates, as may be approved by the Minister;"

41. Section 138 is amended by the repeal of subsection (1) and the substitution of the following—

Amendment  
of section  
138.

"(1) If any person fails to pay any rate or any part thereof, for which he is liable within one month after the same becomes due and payable, the council may recover the same with costs, and if any rate or any part thereof is not paid within six months after the same becomes due and payable it shall be increased by a sum equal to five per cent thereof and shall be similarly increased by five per cent of the original rate or such part thereof in respect of each complete period of six months for which it is outstanding:

Provided that the council may in any particular case by resolution for good reason waive any percentage increase or part thereof provided for by this subsection."

42. Section 140 is amended—

Amendment  
of section  
140.

(a) by the insertion in paragraph (1) after the word "swine" of the words—

" , sheep and goats";

(b) by the deletion of paragraph (4) and the substitution of the following—

"(4) to provide and maintain public markets, pounds and slaughter-houses and all such things as may be necessary for the convenient use of the same and to impose fees, rents and tolls for the use of the same, and to supervise and control them together with all private markets and slaughterhouses ;"

(c) by the insertion after paragraph (12) of the following two new paragraphs—

"(12A) to provide in accordance with the Education (Lagos) Ordinance, 1957, such primary or other education as may be prescribed by such Ordinance ;

(12B) to provide a school health service ;"

43. Section 141 is amended—

(a) by the insertion after paragraph (4) of the following—

"(4A) to undertake fire-fighting outside the Federal Territory of Lagos when necessary, if responsibility for fire-fighting services has been transferred to the council under paragraph (13) of section 140 ;"

(b) by the deletion of paragraph (19) ;

(c) by the deletion in paragraph (20) of the words "any bank licensed under the Banking Ordinance, 1920" and the substitution of the following—

"any duly licensed bank" ;

(d) by the insertion after paragraph (22) of the following new paragraphs—

"(23) to collect any water rate in accordance with any arrangement so to do, and to declare such rate to be part of the rate levied under Part XII of this Ordinance for the purpose of such collection, and to nominate a representative upon the board of any water authority ;

(24) to establish maternity homes ;

(25) to restrict or prohibit beggars and loiterers in places to which the public have access."

44. Section 142 is amended by the deletion in subsection (1) of the words "fifteen pounds" and the substitution of the following—

"fifty pounds".

45. Sections 143, 144 and subsection (1) of section 145 are amended by the deletion of the word "regulations" wherever it appears and the substitution of the following—

"bye-laws",

and section 145 is amended by the deletion in subsection (2) of the words "and regulations".

46. Section 163 is amended by the deletion in subsection (1) of the words "of Nigeria" and the substitution of the following—

"at Lagos".

47. Section 172 is amended by the addition in subsections (1) and (2) after the words "Governor-General in Council" of the following—

"or the Minister".

48. Section 175 is amended by the deletion in paragraph (b) of subsection (2) of the words "where there is no person on the premises to whom it can be delivered,".

Amendment  
of section  
141.

Amendment  
of section  
142.

Amendment  
of sections  
143, 144  
and 145.

Amendment  
of section  
163.

Amendment  
of section  
172.

Amendment  
of section  
175.

49. Section 185 is repealed and replaced by the following—

"Payments. 185. All payments by the council shall be made in pursuance of an order of the finance committee of the council signed by two members of that committee present at the meeting of the committee at which the order is made and countersigned by the town clerk. The same order may include several payments and all cheques for payment of monies issued in pursuance of such an order shall be signed by the municipal treasurer."

Replace-  
ment of  
section 185.

50. Section 187 is amended by the addition at the end of subsection (1) of the following—

" : Provided that the council may stipulate such conditions as may be approved by the Minister before taking over any street which falls to become vested in it under this section and before the same becomes vested, and the street shall not become vested nor shall its maintenance become the responsibility of the council under paragraph (9) of section 140 if the Minister is satisfied that such conditions have not been fulfilled."

Amend-  
ment of  
section 187.

51. The principal Law is amended by the insertion after section 187 of the following—

"Notice of street works to be given. 187A. (1) Where, under powers conferred by any enactment, a corporation intends to carry out works in any street vested in the council, the corporation shall (save in the case of an emergency) give at least four weeks notice to the town clerk of its intention before commencing such works.

Insertion of  
new section  
187A.

(2) A corporation carrying out works in any such street shall pay to the council the cost of restoring or repairing any damage caused to the property of the council by the carrying out of such works."

52. The First Schedule to the principal Law is amended by the addition after rule 10 of the following—

"11. The Governor-General may in respect of any election by order declare that the Register of Electors prepared for Lagos for the purpose of elections to the House of Representatives shall constitute the official list of voters for the purpose of such election and such order shall take effect accordingly."

Amendment  
of First  
Schedule.

53. The principal Law is amended by the addition at the end thereof and as the Eighth Schedule thereto the matter contained in the Second Schedule hereto.

Addition  
of new  
Eighth  
Schedule.

54. (1) The principal Law, as amended by section 2 of the Lagos Local Government (Amendment) Ordinance, 1956, is amended by the deletion of the words "the Governor-General in Council" wherever they appear in the sections and parts thereof specified in the First Schedule hereto, and the substitution in each case of the following—

Miscella-  
neous  
amend-  
ments.  
First  
Schedule.

"the Minister",

and by the further consequential amendments specified in that Schedule.

(2) Any transfer effected by this Ordinance of any power conferred by the principal Law shall not affect the validity of anything done prior to such transfer, and any delegation by the authority from whom the power is transferred shall continue to be effective until revoked or replaced by the authority to whom the power is transferred.

Redesignation and reprinting of the principal Law.

55. (1) As soon as may be after the coming into operation of this Ordinance, the Federal Government Printer shall print and publish in the Gazette copies of the principal Law with all the necessary additions, omissions, substitutions, adaptations and amendments effected by this Ordinance or any other Ordinance or Law or Order, and upon such reprint being made, such copies shall, with effect from the date to be appointed by the Minister by notice in the Gazette, be deemed to be authentic copies of the principal Law so amended.

(2) From the date so appointed by the Minister, the principal Law shall be re-designated the Lagos Local Government Ordinance, 1959, the word "Law" wherever it appears in the principal Law shall be amended to read "Ordinance", and all copies shall bear an appropriate note to indicate that the principal Law was enacted by the Legislature of the Western Region but by virtue of the Constitution the same takes effect as an Ordinance of the Federal Legislature. Notwithstanding such re-designation a reference in any other Ordinance, in any subsidiary legislation or in any instrument to the principal Law shall take into account the re-designation effected hereby.

#### FIRST SCHEDULE (section 54)

##### I.—INSTANCES WHERE "MINISTER" IS TO BE SUBSTITUTED FOR "GOVERNOR-GENERAL IN COUNCIL"

(1) Sections 21, 26 (3), 31 (1), 59 (8), 74 (1) and (2), 75 (1) and (2), 78 (2), 80 (2), 82 (3), 83 (2), 84, 94 (1), 95 (1), (2), (3) and (4), 96, 98, 99 (1), (2) and (3), 100 (2), 104 (1), 105 (1) and (2), 108, 111 (1) and (2), 112 (2), 114 (2), 116 (1) and (2), 117, 118, 119, 123 (1) and (2), 127 (1), (3) and (6), 128 (1), (3) and (4), 131, 133 (1), (2) and (3), 135 (2), 141 (5), 141 (7) and (8), 146, 147, 149, 151 (1), 157 (1).

(2) The Seventh Schedule, first paragraph.

##### II.—FURTHER CONSEQUENTIAL AMENDMENTS

(1) The title of Part II shall read—

"Powers of the Governor-General in Council and the Minister".

(2) Marginal notes shall be amended appropriately when substitutions have been effected by Part I of this Schedule.

#### SECOND SCHEDULE (section 53)

##### NEW EIGHTH SCHEDULE TO BE INSERTED IN PRINCIPAL LAW

#### "EIGHTH SCHEDULE (secs. 80 and 80A)

##### PART I.—STATUS, POWERS AND DUTIES OF TOWN CLERK

(1) The powers and duties specified in section 80.

(2) The preparation of an agenda for each meeting of council and any committee.

(3) The custody of and responsibility for the records and documents of the council, which shall be kept as the council may direct.

(4) The duty of ensuring that the business of the council is carried out with order, regularity and expedition in accordance with the bye-laws, regulations and resolutions of the council, and the responsibility for the general correspondence of the council and the conduct of such negotiations on behalf of the council as the council may require.

(5) The responsibility for conveying decisions of the council to officers of the council relating to their work or conduct.

(6) General legal advice to the council, and to officers of the council on questions arising with regard to their duties and obligations.

(7) The submission not later than the 30th of June in each year to the Chairman, for the information of the council, of a report on the administration of the council, for the previous period ending the 31st March, including a summary of the general state of the town, together with such observations and recommendations as he may consider expedient or necessary.

#### PART II.—STATUS, POWERS AND DUTIES OF TOWN ENGINEER

(1) The maintenance and repair of all roads, drains and bridges within the municipality (but excluding the trunk roads), including street lighting, traffic signals and street furniture, lorry parks, taxi parks, and other similar amenities.

(2) The collection and disposal of all refuse and sewage arising within the municipality and maintenance of sewage pumping stations, sewers and public lavatories.

(3) The maintenance of all cemeteries, markets and parks including a municipal pool.

(4) The construction and maintenance of all municipal buildings including offices and quarters.

(5) The control of workshops, handling repairs and maintenance of all council vehicles and plant.

(6) The control of works yards producing precast concrete products, bituminous macadam and asphalt, joinery work, and other similar works.

(7) Maintenance and repair of municipal abattoirs and lairages and distribution of meat to the markets.

(8) The examination and approval of all plans submitted in respect of new buildings or alterations to existing buildings, the inspection of all buildings under construction or alteration, the demolition of buildings contravening the bye-laws, the inspection of dangerous buildings and the testing, repair or demolition of same.

PART III.—STATUS, POWERS AND DUTIES OF MEDICAL OFFICER  
OF HEALTH

The Medical Officer of Health shall be the chief medical officer of the council and shall be responsible for all matters relating to health for which the council is responsible and in particular without prejudice to the generality of the foregoing—

- (a) births, deaths and burials;
- (b) destruction of mosquitoes;
- (c) dogs;
- (d) leprosy;
- (e) markets;
- (f) sale of food;
- (g) vaccination;
- (h) the school cart service;
- (i) the infectious diseases hospital;
- (j) maternity homes.

## PART IV.—STATUS, POWERS AND DUTIES OF MUNICIPAL TREASURER

(1) The municipal treasurer shall be the principal financial officer of the council.

(2) He shall be primarily charged with all matters of finance and accounts of the council and for such purpose shall in such books as may be necessary record and keep true and proper accounts of all money received and receivable and paid and payable on behalf of the council for the correctness of which he shall be responsible.

(3) He shall attend all meetings of the finance committee and such other meetings as his duties may render necessary.

(4) He shall keep true accounts of all moneys received and receivable and paid and payable by the Chairman or the council for any charitable purpose of which the Chairman or the council may assume the charge.

(5) He shall be responsible for the raising of all loans, the issuing of bonds, the opening and closing of all accounts, the preparation of the annual accounts and balance sheet and such monthly or other statements as may be desirable, or as he may be directed to prepare by the council.

(6) He shall, subject to the bye-laws and regulations of the council and the approval of the finance committee, supervise the storekeeping of the council and ensure that proper records are kept of all stores.

(7) He shall be responsible for establishing and maintaining a proper and adequate system of accounting in such a way that the assets and liabilities of the council are properly recorded and that the cost of any particular service may be easily ascertained. He shall also ensure the effective financial control of the revenue and expenditure of the council and the balancing of all accounts and the safe keeping of all records of his department.

(8) He shall from time to time carry out departmental inspection of all financial transactions of the council and shall immediately bring to the notice of the town clerk for the information of the finance committee and the council any error or discrepancy apparent in the books of the council.

(9) He shall whenever required submit to the finance committee a trial balance sheet and such other financial reports and statements as may be necessary for their information and shall, not later than the last day of November in every year, submit to the finance committee a report along with the accounts and balance sheets showing the complete accurate financial position of the council for the period ended the 31st March of the preceding accounts year.

(10) He shall, not later than the last day of November in each year, prepare and submit to the finance committee (after review by the other committees of their own estimates) a full and proper estimate of the income receivable and the expenditure to be incurred on revenue and capital account during the financial year commencing on the 1st April next following.

(11) He shall at the request in writing of any member or members of the council and with the consent of the finance committee submit for inspection of such member or members any book of account or record of the council."

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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

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