

L.N. 47 of 1961

## NIGERIA (CONSTITUTION) ORDER IN COUNCIL, 1960

## Adaptation of Laws (Miscellaneous Provisions) Order, 1961

*Commencement : 30th March, 1961*

In exercise of the powers conferred by subsection (2) of section 3 of the Nigeria (Constitution) Order in Council, 1960, the Governor-General, acting in accordance with the advice of the Council of Ministers, has made the following Order :—

1. This Order may be cited as the Adaptation of Laws (Miscellaneous Provisions) Order, 1961 and (so far as the context permits) shall have application throughout the Federation.

Citation, etc.

2. The existing laws specified in the Schedule hereunder shall be read and construed with the adaptations and modifications specified in the Schedule.

Adaptation.  
Schedule.

3. Sections 5 and 6 of the Adaptation of Laws Order, 1954, shall apply in respect of the adaptations and modifications effected hereby.

Application  
of sections  
5 and 6 of  
L.N. 131 of  
1954.

## SCHEDULE

## MINERALS ORDINANCE (CHAPTER 121)

## Section 7

*Delete* "of the province" and *substitute*—

"or Regional Minister as the case may be," ;

## Section 75

(a) in subsection (1) *delete* "of the province" and *substitute*—

"or the Regional Minister as the case may be" ;

(b) in subsection (2) *insert* after the word "Resident" the words—

"or Regional Minister as the case may be," ;

## Section 78

*Insert* in subsection (1) immediately after the word "Resident" the words—

"or Regional Minister as the case may be".

NIGERIAN EX-SERVICEMEN'S WELFARE ASSOCIATION  
ORDINANCE (CHAPTER 136)

## Section 7

In subsection (4) *delete* "Financial Secretary" and *substitute*—

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

## POLICE ORDINANCE (CHAPTER 154)

## Section 3

*Delete* "in" and *substitute*—

"for".

## Section 4

*Delete* "Governor-General" and *substitute*—

"this or any other Act".

### Section 5

*Delete this section and substitute—*

"Constitution of the Force.

5. There shall be an Inspector-General of the Nigeria Police and a Commissioner for each Region and such other officers of such ranks as may from time to time be appointed by the Police Service Commission of the Federation."

### Section 6

*Delete this section and substitute—*

"Command of the Force.

6. The Nigeria Police Force shall be under the command of the Inspector-General and contingents of the Force stationed in a Region shall, subject to the authority of the Inspector-General, be under the command of the Commissioner of that Region."

### Section 7

For section 7 as replaced by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960 *substitute—*

"Public safety and public order.

7. (1) The Prime Minister or such other Minister of the Government of the Federation as may be authorised in that behalf by the Prime Minister may give to the Inspector-General such directions with respect to the maintaining and securing of public safety and public order as he may consider necessary and the Inspector-General shall comply with those directions or cause them to be complied with.

(2) Subject to the provisions of subsection (1) of this section, the Commissioner of a Region shall comply with the directions of the Premier of the Region or such other Minister of the Government of the Region as may be authorised in that behalf by the Premier with respect to the maintaining and securing of public safety and public order within the Region or cause them to be complied with :

Provided that before carrying out any such direction the Commissioner may request that the matter should be referred to the Prime Minister or such other Minister of the Government of the Federation as may be authorised in that behalf by the Prime Minister for his directions."

### Section 8

*Delete "Governor-General" and substitute—*

"Prime Minister".

### Section 11

(a) *delete* "Governor-General" and *substitute—*

"Police Service Commission" ;

(b) *delete* all words after "strength".

### Section 13

(a) in subsection (3) *delete* references to "Governor-General" where they occur and *substitute—*

"Police Service Commission" ;

(b) in subsection (8) *delete* "Governor-General" and *substitute—*

"Police Service Commission" ;

- (c) in subsection (9) *delete* all words following "duties" and *substitute*—  
 "without the approval of the Police Service Commission or any police officer authorised in writing by the Police Service Commission".

#### Section 14

- (a) in subsection (1) *delete* "a Commissioner may" and *substitute*—  
 "in Lagos or any Region any police officer not below the rank of Deputy Commissioner may with the approval of the Police Service Commission";
- (b) in subsection (3) *delete* "a Commissioner may declare" and *substitute*—  
 "a police officer not below the rank of Deputy Commissioner in Lagos or any Region may certify in writing";
- (c) in subsection (4) *insert* after the word "Commissioner" the words—  
 "in Lagos or the Region as the case may require";
- (d) in subsection (7) *delete* "Governor-General" and *substitute*—  
 "Police Service Commission".

#### Section 15

- (a) in subsection (3) *delete* "Governor-General" and *substitute*—  
 "Prime Minister on the recommendation of the Nigeria Police Council";
- (b) in subsection (4) *delete* "Governor-General may, on the recommendation of a Commissioner," and *substitute*—  
 "Prime Minister may, on the recommendation of any police officer not below the rank of a Deputy Commissioner in Lagos or any Region";
- (c) in subsection (5) *delete* the word "Commissioner" and *substitute*—  
 "any police officer not below the rank of a Deputy Commissioner in Lagos or any Region";
- (d) in paragraph (a) of subsection (6) *delete* the words "Governor-General" wherever the words occur and *substitute*—  
 "Prime Minister on the recommendation of the Nigeria Police Council";
- (e) in paragraph (b) of subsection (6) *delete* the words "Governor-General" may, on the recommendation of a Commissioner" and *substitute*—  
 "Prime Minister may, on the recommendation of any police officer not below the rank of a Deputy Commissioner in Lagos or any Region".

#### Section 16

- Delete* the words "Governor-General" wherever the words occur and *substitute*—  
 "Prime Minister on the recommendation of the Nigeria Police Council".

#### Section 17

- Delete* the word "Commissioner" and *substitute*—  
 "any police officer not below the rank of a Deputy Commissioner in Lagos or any Region".

#### Section 18

- Delete* the words "Governor-General" wherever the words occur and *substitute*—  
 "Prime Minister acting on the recommendation of the Nigeria Police Council".

#### Section 37

- Delete* the words "consent of the Governor-General signified in writing under his hand" and *substitute*—  
 "written consent of the Nigeria Police Council or any person to whom such power is delegated".

*Section 38*

*Delete the word "Government" and substitute—*

"Government of the Federation or Government of any Region".

*Section 47*

*Delete this section and substitute—*

"Power to 47. The Prime Minister may make regulations on the re-make regu- commendations of—  
lations.

(a) the Nigeria Police Council with respect to the organisation and administration of the Force,

(b) the Police Service Commission with respect to appointments to offices in the Force, promotion, transfer, dismissal and disciplinary control of officers."

*Section 48*

*Delete this section and substitute—*

"Standing 48. (1) The Prime Minister may make Standing Orders for  
Orders. the good order, discipline and welfare of the Force after consultation with—

(a) the Nigeria Police Council with respect to any matter relating to organisation and administration of the Force, or

(b) the Police Service Commission with respect to any matter relating to appointments to offices in the Force, promotion, transfer, dismissal and discipline of members of the Force.

(2) The Nigeria Police Council with the approval of the Prime Minister may make such Standing Orders as they may think fit and "proper with respect to any matter relating to the duties and operational control of the Force.

(3) Such Standing Orders shall be binding upon all police officers but need not be published in the Gazette."

*Section 50*

*Delete this section.*

## STAMP DUTIES ORDINANCE (CHAPTER 191)

*Section 114*

In subsection (1) as amended by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960 *delete* "Federal Legislative Houses" and *substitute—*  
"House of Representatives".

EXCISE TARIFF ORDINANCE, 1958  
(No. 58 OF 1958)*Section 3*

In subsection (1) as modified by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960 *delete* "Federal Legislative Houses" and *substitute—*  
"House of Representatives".

*Section 4* (as amended by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960),

*Delete and substitute—*

"Order to 4. (1) Every Order made by the Governor-General under  
be con- section 3 shall be submitted to the House of Representatives  
firmed, etc., at the meeting of the House next following the date of publication  
by resolu- of the Order in the Gazette.  
tion.

(2) The House of Representatives may, by resolution, confirm, amend or revoke such Order.

(3) Upon publication of such resolution in the Gazette it shall come into effect and the Order shall then expire.

(4) If any Order made under section 3 is not submitted to the House of Representatives as provided in subsection (1) such Order shall expire on the day following the last day of the meeting referred to in that subsection."

#### CUSTOMS TARIFF ORDINANCE, 1958 (No. 60 OF 1958)

##### Section 6

In subsection (1) as modified by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960 *delete* "Federal Legislative Houses" and *substitute*—"House of Representatives".

Section 7 (as amended by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960),

*Delete and substitute—*

"Order to be confirmed, etc., by resolution." 7. (1) Every Order made under section 6 shall be submitted to the House of Representatives at the meeting<sup>1</sup> of the House next following the date of publication of the Order in the Gazette.

(2) The House of Representatives may, by resolution, confirm, amend or revoke such Order.

(3) Upon publication of such resolution in the Gazette it shall come into effect and the Order shall then expire.

(4) If any Order made under section 6 is not submitted to the House of Representatives as provided in subsection (1) such Order shall expire on the day following the last day of the meeting referred to in that subsection."

#### IMPORTS PROHIBITION ORDER, 1959 (L.N. 81 OF 1959) (Made under the Customs and Excise Management Ordinance, 1958)

In Second Schedule,

Item (14) *delete* "Governor-General" and *substitute*—"Minister".

#### POLICE REGULATIONS

##### Regulation 2

*Delete the word "A" and substitute—*

"Except as provided by the Ordinance or any law, a".

Regulations 6, 10, 16, 19, 27 and 35

*Delete the words "Governor-General" wherever the words occur and substitute—*

"Police Service Commission".

MADE AT LAGOS this 29th day of March, 1961.

C. O. LAWSON,  
*Acting Deputy Secretary to the Council of Ministers*

L.N. 48 of 1961

THE ROAD TRAFFIC ORDINANCE (CHAPTER 184)  
ROAD TRAFFIC (CONTROL OF TRAFFIC) (LAGOS)  
(AMENDMENT) ORDER 1961

*Commencement : 30th March, 1961*

In exercise of the powers conferred by section 11 of the Road Traffic Ordinance the following Order is hereby made by the Lagos Town Council as the local authority within the town of Lagos.

Short title.

1. This Order may be cited as the Road Traffic (Control of Traffic) (Lagos (Amendment) Order, 1961.

Amendment.

2. The second schedule to the Road Traffic (Control of Traffic) (Lagos) Order, 1960 is amended by the addition of the following:

*"1st Column*

*2nd Column*

39. Olumegbon Street, Surulere

From its junction with Onitolo Street, Surulere in that direction.

40. Suenu Street, Surulere

.. From its junction with Western Avenue in that direction"

MADE by the Lagos Town Council this 7th day of March, 1961.

S. J. MAYAKI,  
Town Clerk

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