

L.N. 50 of 1961

**MINISTERS' STATUTORY POWERS AND DUTIES
(MISCELLANEOUS PROVISIONS) ORDINANCE
(CHAPTER 122)**

Transfer of Functions (Labour) Order, 1961

Commencement : 6th April, 1961

In exercise of the powers conferred by section 2 of the Ministers' Statutory Powers and Duties (Miscellaneous Provisions) Ordinance 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 Transfer of Functions (Labour) Order, 1961, and (so far as the context permits) shall be of Federal application.

Citation and application.

2. The Ordinances specified in the First Schedule to this Order are modified by the substitution for the words "Commissioner of Labour" of the word "Minister", wherever the former words occur in the sections or parts of such Ordinances specified in that Schedule.

General modifications
First Schedule.

3. The modifications set out in the Second Schedule shall be made in the Ordinances and sections or parts thereof specified in that Schedule.

Specific modifications
Second Schedule.

4. Sections 5 and 6 of the Transfer of Functions (Federation) Order, 1959, shall apply in respect of the modifications effected by this Order.

Application of sections 5 and 6 of L.N. 258 of 1959.

5. (1) The Transfer of Functions Order, 1960, is revoked.

Revocation.
L.N.168 of 1960.

(2) This Order is in substitution for the Order revoked by subsection (1), and where any enactment is referred to in this Order for the purposes of modification that enactment shall be read and construed for the purposes of this Order as if the Order revoked as aforesaid had not been made.

FIRST SCHEDULE

**GENERAL SUBSTITUTION OF "MINISTER" FOR
"COMMISSIONER OF LABOUR" IN CERTAIN ORDINANCES**

LABOUR CODE ORDINANCE (CHAPTER 91)

Sections 5, 14 (2), 20, 24, 26, 27, 29, 32, 34, 36 (2), 37, 38, 40, 41, 45, 46, 47, 48, 49, 58, 59, 61, 63, 75, 76, 77, 78, 80, 82, 83, 84, 85, 86, 87, 92, 94, 95, 96, 103, 108, 109, 124, 129, 132, 138, 139, 143, 146, 147, 155, 158, 163, 170, 183 (3), 184 (2), 191, 199, 200, 202, 207, 208 and 209.

**TRADES DISPUTES (ARBITRATION AND INQUIRY) ORDINANCE
(CHAPTER 201)**

Sections 3 and 4.

WAGES BOARDS ORDINANCE (CHAPTER 211)

Sections 15, 20 and 24.

First Schedule—Paragraph 2.

Second Schedule—Paragraph 2.

SECOND SCHEDULE

PARTICULAR MODIFICATIONS OF CERTAIN ORDINANCES
 FACTORIES ORDINANCE (CHAPTER 66)

Section 68.

Delete "Commissioner of Labour appointed under the Labour Code Ordinance" and *substitute*—

"Minister".

LABOUR CODE ORDINANCE (CHAPTER 91)

Section 2.

(a) *Delete* the definition of "Commissioner of Labour".

(b) After the definition of "manual labour" *insert*—

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

Section 7.

Delete "the Commissioner of Labour with the consent of".

Sections 14 (1), 154, 183 (1), 184 (1) and 192.

Delete "Commissioner of Labour may, with the approval of the" wherever those words occur, and after "Minister" wherever that word occurs *insert*—

"may".

Section 157.

(a) *Delete* "Commissioner of Labour" and *substitute*—
 "Minister".

(b) *Delete* ", with the approval of the Minister,".

Section 210.

Delete "Commissioner of Labour with the approval of".

TRADES DISPUTES (ARBITRATION AND INQUIRY)
 (FEDERAL APPLICATION) ORDINANCE (CHAPTER 202)

Section 5.

(a) *Delete* the whole of subsection (1).

(b) In subsection (2) *delete* "referred to in subsection (1) to the Commissioner of Labour or may, with the approval of the Governor of the Region, delegate any of the said powers" and *substitute*—

"which by virtue of this Ordinance are conferred on him by subsections (2) and (3) of section 4 and section 8 and subsections (1) and (3) of section 9 of the Trades Disputes (Arbitration and Inquiry) Ordinance".

WAGES BOARDS ORDINANCE (CHAPTER 211)

Section 2.

Delete "the definition of "Commissioner of Labour".

MADE at Lagos this 24th day of March, 1961.

ML. Db/16

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

EXPLANATORY NOTE

Under an Order published as Legal Notice 168 of 1960 certain powers of the Commissioner of Labour were purported to be transferred to the Minister of Labour. The enactments specified in that Order were with reference to the Revised Edition of the Laws, 1948, which was not in force when the Order was made. This Order which replaces it makes reference to the new Revised Edition of the Laws which was brought into force on the 30th August, 1960.

L.N. 51 of 1961

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

Public Funds (Specification) Order, 1961

Commencement : 6th April, 1961

In exercise of the powers conferred by subsection (2) of section 18 of the Finance (Control and Management) Ordinance, 1958, the Minister of Finance of the Federation has made the following Order—

1. This Order may be cited as the Public Funds (Specification) Order, 1961, and shall be of Federal application.

Citation and application.

2. The First Schedule to the Finance (Control and Management) Ordinance, 1958, is amended by the insertion in Part II of the following new item—

Amendment of First Schedule to Ordinance No. 3 of 1958.

"(4) Federal Government African Staff Housing Scheme Fund :

The Fund established by the appropriation of £150,000 from the Development Fund under Head 605 Item 35 of the Capital Expenditure Estimates for 1960/61 for the purpose of an African Staff Housing Scheme".

MADE at Lagos this 3rd day of March, 1961.

No. F.10056

R. A. CLARKE,
*Permanent Secretary,
Federal Ministry of Finance*

EXPLANATORY NOTE

This Order specifies the Federal Government African Staff Housing Scheme Fund as a public fund of the Federation established after the commencement of the Finance (Control and Management) Ordinance, 1958.

L.N. 52 of 1961

AIR NAVIGATION (SAFETY OF NAVIGATION)
ORDINANCE (CAP. 8)

Benin Aerodrome (Restrictions of User of Land) Declaration, 1961

Commencement : 6th April, 1961

In exercise of the powers conferred by subsection (1) of section 3 of the Air Navigation (Safety of Navigation) Ordinance, the Minister of Transport has made the following Declaration—

Citation.

1. This Declaration may be cited as the Benin Aerodrome (Restrictions on User of Land) Declaration, 1961.

Interpretation.

2. In this Declaration—

“Director” means the Director of Civil Aviation.

Areas subject to restriction.

3. The following areas are hereby declared to be subject to the restrictions set out in paragraph 4—

All those pieces or parcels of land in the vicinity of Benin Aerodrome in Benin Province the boundaries of which are described below and delineated on Plan No. 2, a copy of which may be inspected at the Headquarters Office of the Ground Services Division of the Ministry of Transport and Aviation, Lagos, and at the offices of the Local Government Adviser, Benin City.

(i) *North* : All that parcel of land forming a rectangle at the end of the runway bearing 189° (M) with sides 2,000 feet in width, that is 1,000 feet each side of the centre line of the runway, extending for a distance of 3,000 feet.

(ii) *South* : All that parcel of land forming a rectangle at the end of the runway bearing 009° (M) with sides 2,000 feet in width, that is 1,000 feet each side of the centre line of the runway, extending for a distance of 3,000 feet.

(iii) *North-East* : All that parcel of land forming a rectangle at the end of the runway bearing 234° (M) with sides 2,000 feet in width, that is 1,000 feet each side of the centre line of the runway, extending for a distance of 3,000 feet.

(iv) *South-West* : All that parcel of land forming a rectangle at the end of the runway bearing 054° (M) with sides 2,000 feet in width, that is, 1000 feet each side of the centre line of the runway, extending for a distance of 3,000 feet.

(v) *Centre* : (a) All that parcel of land forming a rectangle about the runway bearing 009°/189° (M) with sides 2,500 feet in width, that is 1,250 feet each side of the centre line of the runway ; and

(b) All that parcel of land forming a rectangle about the runway bearing 054°/234° (M) with sides 2,500 feet in width, that is 1,250 feet each side of the centre line of the runway.

Restrictions.

4. The restrictions imposed are the following—

(a) Within the areas described above and outlined in green or black on the said Plan No. 2, no building may be erected, added to, or altered, and no tree or other high-growing vegetation may be planted or permitted to grow except with the written approval of the Director ; and

(b) Within the four parcels of land measuring 3,000 feet in width and 3,000 feet in length extending outward from each of the areas described in paragraphs 3 (i) to (v) and outlined in red on the said Plan No. 2 no building or other structure, plant or tree or other high vegetation exceeding, or likely to exceed, thirty feet in height above the highest point on the aerodrome shall be erected or planted or permitted to grow except with the written approval of the Director and subject to such conditions as he may impose.

MADE at Lagos this 21st day of March, 1961.

TA0228/S. 3

E. H. COLEMAN,
Director of Civil Aviation

L.N. 53 of 1961

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

**Public Funds of the Federation (Disbursement) (Amendment)
Rules, 1961**

Commencement : 6th April, 1961

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

1. These Rules may be cited as the Public Funds of the Federation (Disbursement) (Amendment) Rules, 1961, and shall be of Federal application.

2. The Public Funds of the Federation (Disbursement) Rules, 1959, are amended by the addition after rule 16 of the following new rule—

"The
Federal
Government
African
Staff
Housing
Scheme
Fund".

"17. (1) The Federal Government African Staff Housing Scheme Fund shall be applied for the purpose of making advances to members of the Public Service of the Federation for the purchase, redemption or development of or improvement to land or dwelling houses in accordance with regulations which may from time to time be made by the Governor-General in Council and published in the Gazette.

(2) Repayments of advances under the Federal Government African Staff Housing Scheme and interest thereon shall be credited to the fund.

(3) Disbursements from the Federal Government African Staff Housing Scheme shall be made by the Accountant-General of the Federation in accordance with this rule."

Citation and
application

Amendment
of L.N. 49 of
1959.

MADE at Lagos this 24th day of March, 1961.

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

EXPLANATORY NOTE

These rules provide for the disbursements from the Federal Government African Staff Housing Scheme Fund.

L.N. 54 of 1961

INDUSTRIAL DEVELOPMENT (INCOME TAX RELIEF)
ORDINANCE, 1958 (No. 8 OF 1958)Industrial Development (Income Tax Relief)
(Tanning) Order, 1961*Commencement : 6th April, 1961*

WHEREAS representations have been made pursuant to subsection (7) of section 3 of the Industrial Development (Income Tax Relief) Ordinance, 1958, for the making of an order declaring the industry and products set out in the Schedule to this Order to be a pioneer industry and pioneer products;

AND WHEREAS all necessary steps have been taken pursuant to subsections (1) and (2) of section 3 of the said Ordinance, prior to the making of this Order;

NOW THEREFORE, in exercise of the powers conferred by subsection (2) of section 3 of the Industrial Development (Income Tax Relief) Ordinance, 1958 the Governor-General, acting in accordance with the advice of the Council of Ministers, has made the following Order :—

Citation and
application.

1. This Order may be cited as the Industrial Development (Income Tax Relief) (Tanning) Order, 1961 and shall be of Federal application.

Declaration.

2. It is hereby declared that—

(a) the industry set out in the Schedule hereto shall be a pioneer industry; and

(b) the products set out in the Schedule hereto shall be pioneer products of the industry.

SCHEDULE

<i>Industry</i>	<i>Products</i>
The tanning and/or dressing of hides and skins.	Leather

Lagos, 28th March, 1961.

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

L.N. 55 of 1961

PORTS ORDINANCE (CHAPTER 155)

Nigerian Ports Authority (Superannuation Fund Rules
Amendment) Regulations, 1961*Commencement : 6th April, 1961*

Cap. 155.

The Nigerian Ports Authority in exercise of the powers and authority vested in them by section 23 of the Ports Ordinance and of every other power in that behalf vested in them do make the following regulations :—

Title.

1. These regulations may be cited as the Nigerian Ports Authority (Superannuation) (Amendment) Regulations, 1961.

2. The Rules of the Superannuation Fund embodied as a Schedule to the Trust Deed referred to in the Nigerian Ports Authority (Superannuation) Regulations are hereby amended,—

Amendment
of Rules.

L.N. 111 of
1957.

(a) In the definitions in rule 1 as follows,—

(i) for the words "entertainment allowance and" in the definition of "pensionable emoluments" there shall be substituted the words "entertainment allowance, acting allowance and" ;

(ii) for the word "regulation" in the definition of "the date of commencement" there shall be substituted the words "regulations made under section" ;

(iii) after the definition of "Trust Deed" there shall be inserted the following definition— "the Trustees" means the trustees for the time being appointed under the Trust Deed :

(b) In Rule 10,—

(i) at the commencement of paragraph (c) there shall be added the words "being an officer or servant" ; and

(ii) the following proviso shall be added to the Rule :

"Provided that a member who has been dismissed by the Authority may forfeit all rights under this paragraph";

(c) In the marginal note to Rule 16 of the Rules, the words "prior to" shall be substituted for the word "after".

The Common Seal of the Nigerian Ports Authority was hereunto affixed this 13th day of January, 1961 in the presence of

C. A. DOVE,
Chairman

BAYO KEHINDE,
Secretary