

L.N. 74 of 1969

## QUARRIES DECREE 1969

(1969 No. 26)

## Quarries Decree (Commencement) Order 1969

In exercise of the powers conferred upon me by section 42 (2) of the Quarries Decree 1969 and of all other powers enabling me in that behalf I hereby make the following Order :—

1. The Quarries Decree 1969 shall come into operation on 1st April 1970.
2. This Order may be cited as the Quarries Decree (Commencement) Order 1969.

Commence-  
ment.

Citation.

MADE at Lagos this 29th day of November 1969.

R. A. B. DIKKO,  
*Commissioner for Mines and Power*

L.N. 75 of 1969

## THE QUARRIES DECREE 1969

(1969 No. 26)

## THE QUARRIES REGULATIONS 1969

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L.N. 75 of 1969

## THE QUARRIES DECREE 1969

(1969 No. 26)

## The Quarries Regulations 1969

*Commencement : 1st April 1970 .*

In exercise of the powers conferred by sections 17 and 38 of the Quarries Decree 1969 and of all other powers enabling me in that behalf, I hereby make the following regulations :—

*Preliminary*

Citation,  
application  
and com-  
mencement.

1.—(1) These regulations may be cited as the Quarries Regulations 1969 and shall apply throughout the Federation.

(2) These regulations shall come into force on 1st April 1970.

Interpreta-  
tion.  
1969 No. 26.

2.—(1) In these regulations, unless the context otherwise requires expressions used have the meanings assigned to them in the Quarries Decree 1969.

(2) In these regulations any reference to a regulation or Schedule not otherwise identified is a reference to that regulation or Schedule of these regulations.

*Applications*

Application  
for a lease,  
etc., and  
accompany-  
ing plan.

3.—(1) Every application for a lease shall be in Form II in Schedule 1 and such application shall be in sextuplicate.

(2) Every copy of such application shall—

(a) be signed by the applicant ;

(b) be accompanied by a plan of the proposed quarry drawn to a scale of 1 : 2,500 ; and

(c) be submitted to the inspector for the area in which the proposed quarry is situated.

(3) Every plan accompanying an application for a lease shall show the following :—

(a) the position of the temporary beacons erected in accordance with the provisions of these regulations ;

(b) the approximate magnetic bearing and distance from each corner beacon to the next corner beacon ;

(c) the topographical features including the courses and names of rivers within and adjacent to the area as shown on the 1 : 50,000 topographical sheet covering the district ;

(d) the position of any areas under title which may be within or adjacent to the area ; and

(e) the estimated area of the deposit of quarriable minerals with relevant information as to the tonnage and thickness of deposits found in the area.

Application  
for a licence,  
etc., and  
accompany-  
ing sketch  
plan.

4.—(1) Every application for a licence shall be in Form III in Schedule 1 and such application shall be in duplicate.

(2) An applicant for a licence shall, before submitting his application, ensure that Part B of one copy thereof is completed and signed by or on behalf of the local authority of the area in which the proposed quarry is situated.

(3) Every application for a licence shall—

(a) be submitted to the inspector for the area in which the proposed quarry is situated ;

(b) be accompanied by a sketch plan of the area of the proposed quarry which shall sufficiently identify the area of the proposed quarry and indicate the position of the beacons erected in accordance with the provisions of these regulations.

(4) An applicant for a licence shall at the time of making his application pay to the inspector or any other person appointed in that behalf by the Commissioner a fee of ten pounds which shall be deemed to cover all royalty charges, rents and other fees payable under these regulations.

5.—(1) An applicant for a lease or licence shall have the boundaries of the land of the proposed quarry bounded by straight lines and such boundaries shall be demarcated by intervisible temporary beacons which shall comply with the provisions of regulation 6.

Erection of  
beacons, etc.

(2) For the purpose of erecting temporary beacons in accordance with the provisions of this regulation (and for no other purpose whatever) the applicant for a lease or licence may enter the land in which the proposed quarry is situated if—

(a) the owner or occupier of such land consents, or

(b) if the applicant holds a certificate in Form I in Schedule 1 signed by or on behalf of the local authority in charge of the area in which the proposed quarry is situated.

6. A temporary beacon erected in accordance with the provisions of regulation 5 shall bear, in distinct indelible characters not less than one inch high, on the post or on a board or metal plate securely attached to the post and so placed as to face outwards, the following information :—

Inscription  
on  
temporary  
beacons.

(a) the name of the person, company or partnership on whose behalf the application is being made ;

(b) the kind of title desired, that is, whether it is a lease or a licence that is being applied for ;

(c) the date of erection (or if the beacons are not all erected on the same day, then the date on which the first beacon was erected) ;

(d) one of the following groups of letters :—

L.B., if a location beacon,

D.B., if a direction beacon,

B.B., if a boundary beacon,

C.B., if a corner beacon followed by the number of the corner—1 or 2 or as the case may be.

7.—(1) Every applicant for a lease who erects any temporary beacon shall lodge his application within 14 days of the erection of the beacon :

Provided that the Commissioner may for any good cause grant an extension of such period.

Application  
for a lease to  
be lodged  
within  
14 days.

(2) If an applicant fails to lodge his application within the said period or extended period he shall immediately upon the expiration of such period notify the Chief Inspector of the failure and remove the beacons, and if

he fails to do so, the Chief Inspector may have the beacons removed and any magistrate may, in addition to imposing any penalty incurred for a breach of paragraph (1) above, order that the cost of removal be repaid by the applicant.

(3) If any application made in accordance with paragraph (1) is refused or withdrawn, the applicant shall, unless the application is renewed within 7 days of the refusal or withdrawal, immediately on being notified of the refusal of the application, or on withdrawing it, as the case may be, remove all temporary beacons erected by him for the purposes of his application, and if he fails to do so the Chief Inspector may have all such beacons removed and any magistrate may in addition to imposing any penalty incurred for a breach of any of the provisions of this regulation, order that the cost of the removal be paid by the applicant.

Beacons to be kept in good condition.

8. All temporary beacons erected in accordance with these regulations shall be kept in good condition and repair by the applicant.

After grant, official number and date to be shown on beacon.

9. Within three months of the grant of a lease or licence the lessee or licensee, as the case may be, shall clearly show at every beacon on the side facing outwards from his area the official number and the date of his grant.

Fees to be deposited.

10.—(1) When making application for a lease, an applicant shall pay to the inspector to whom his application is addressed a deposit to cover the approximate charges—

Cap. 194.

- (a) under the Survey Regulations ;
- (b) under Schedule 2 of these regulations for the preparation of the lease ;
- (c) under Schedule 2 of these regulations for the first year's rents ;
- (d) under the Registered Land Act 1965 (where applicable) ;
- (e) where exemption from survey is requested under regulation 14.

1965  
No. IV.

(2) Where the actual expenses are less than the deposit the balance shall be returned to the applicant, and if the deposit is insufficient he shall pay the balance in accordance with the provisions of paragraph (3) of this regulation.

(3) The applicant shall within one month after demand pay to the inspector or any other person appointed by the Commissioner, the balance of all payments due, not met by any deposit in compliance with paragraph (1) above and any other payment which may be demanded ; and if the applicant fails to pay the sum demanded within the time specified in this paragraph the Commissioner may refuse the application.

Commissioner not to grant lease unless notice is given to owner or occupier.

11. Notwithstanding anything contained in these regulations, the Commissioner shall not grant a lease unless he is satisfied that adequate notice of the application for the lease has been given by the applicant for the lease to the owner or occupier of the land to which the application relates.

Withdrawal of application for a lease or licence.

12. An applicant for a lease or licence desiring to withdraw his application shall give notice of such intention to the inspector in writing and pay the fee prescribed in Part B of Schedule 2 unless such fee is reduced or varied in accordance with the provisions of regulation 22.

13. Every application for the renewal of a lease or licence shall be made in the form specified in Schedule 1 and shall be made within the time specified in section 6 of the Decree.

In this regulation and in regulations 18 and 21 "the Decree" means the Quarries Decree 1969.

14.—(1) Where an application is made for a lease, the Commissioner at the request of the applicant and on the applicant's undertaking to carry out survey subsequently if called on to do so, may grant exemption from survey for such period as he may think fit:

Provided that the Commissioner, in his discretion may at any time before the application is granted or during the currency of the lease revoke the exemption from survey.

(2) An applicant for exemption from survey shall pay the fee prescribed in Part B of Schedule 2.

(3) Where the period for which exemption is granted expires or where the Commissioner revokes exemption from survey, the exemption fee shall be treated as a deposit in respect of survey fees and shall be disposed of as provided in regulation 10.

#### General

15.—(1) Every holder of a lease shall provide and maintain at every site at which quarrying operations are being carried on by him a plan drawn to a scale of 1 : 2500 showing—

(i) the area of land appertaining to the quarry and the boundaries thereof, and

(ii) all surface workings, bore holes and dumps.

(2) The plan shall be made available at all times for inspection at the site by an inspector or quarry officer.

16. Where overburden, tailing or other spoil is not deposited in a natural water course, the holder of a lease or licence shall retain all such overburden, tailing or spoil within his lease or licence or within any right of occupancy granted for the purpose and shall, to the satisfaction of the Chief Inspector, secure such overburden, tailing or spoil from spreading beyond the boundary of the holder's lease or licence or the boundary of any right of occupancy as aforesaid, as the case may be.

17.—(1) Every holder of a lease or licence when not personally resident in Nigeria and every company shall appoint and at all times have an attorney resident in Nigeria with powers to represent the holder in all matters relating to his lease or licence except the surrender thereof and shall, as soon as possible after making such appointment or any change in such appointment send to the Commissioner and the Chief Inspector a copy each of the power of attorney and of any document by which such power of attorney is altered.

(2) Should the holder as aforesaid fail either to appoint an attorney or to confer adequate powers upon the attorney as provided in paragraph (1) above the Commissioner may, by notice published in the Gazette, prohibit the continuance of operations in the area comprised in the lease or licence.

#### Duties and Powers of Inspector and Quarry Officer

18.—(1) Any inspector or quarry officer may enter upon any land on which quarrying operations are being carried on or which is the subject of a lease or licence and inspect any quarrying operations or make a survey.

Renewals.

1969 No. 26.

Exemption from survey.

Plan of workings, boreholes, etc., to be kept at the site.

Dumps not to spread.

Appointment of resident attorney.

Power to enter quarry, etc.



(2) Any inspector or quarry officer may inspect and take copies or extracts from any books, papers, plans or documents dealing with the quarrying operations to which a lease or licence relates and required by the Decree or these regulations to be kept by the lessee or the licensee.

(3) Any inspector or quarry officer may at any time take samples, make surveys and do all such things as he may deem necessary for the purpose of making any report authorized by the Decree or these regulations.

Power of  
inspector  
to request  
holder to  
define  
boundaries.

19. In the event of doubt arising as to whether quarrying operations are being carried on within the boundaries of a lease or licence an inspector may call upon the holder to define the area of his grant and may cause the quarrying operations in question to be suspended forthwith until such area has been defined to the inspector's satisfaction.

### *Rents, Fees and Royalties*

Rents.

20.—(1) The rents set out in Part A of Schedule 2 shall be paid as prescribed, save that the Commissioner may, whenever he may think fit, reduce or remit either temporarily or for the remainder of the term of a lease or licence the amount of any rents payable under this regulation.

(2) The rents payable under this regulation shall be payable annually in advance without demand and shall be paid to the inspector for the area in which the quarry is situated or any other person designated in that behalf by the Commissioner and shall be in addition to any royalties or any rents payable for surface rights.

(3) If the rents payable under this regulation are not paid within one month of becoming due an amount of twenty-five *per cent* of the amount due shall, unless the Accountant-General of the Federation is satisfied that there was good cause for the failure to pay the rent, be added to the rent and shall be due and payable as if it were part of the rent :

Provided that the Commissioner may on application remit the whole or part of this penalty.

Surface  
rents.

21. Any surface rents that may be payable by the holder of a lease in accordance with the provisions of section 31 of the Decree shall be paid annually in advance to the inspector for the area in which the quarry is situated.

Fees.

22. The fees set out in Part B of Schedule 2 shall be paid as prescribed except that the Commissioner may whenever he may think fit, reduce, waive or refund in whole or in part any fee payable under this regulation :

Provided that the Chief Inspector may, upon good cause shown, reduce, waive or refund in whole or in part the fee payable on the withdrawal of any application.

Royalties.

23.—(1) Royalties shall be paid on all quarriable minerals won by a holder of a lease at the rate specified in Schedule 3.

(2) Where the royalties payable on quarriable minerals in accordance with Schedule 3 are expressed to be a percentage of the price or value of the minerals, the Chief Inspector shall from time to time publish in the *Gazette* a statement of what in his judgement is the local average price or value of those minerals and the royalties payable shall be calculated on the price or value so published.

(3) Royalties shall be paid by the holder of the lease when the monthly returns reporting the winning of the quarriable mineral concerned is submitted in accordance with regulation 28.



*Safety and Health*

24.—(1) In addition to any provision of any law, the following provisions of this regulation shall apply where explosives are used for quarrying operations.

Precautions relating to blasting operations.

(2) Before any charge is fired the shot firer shall take adequate measures to prevent injury to persons and damage to property by blasting operations.

(3) Except with the written permission of the inspector for the district in which the quarry is situated, and subject to any special conditions the inspector may impose having regard to public safety, not more than one shot hole at a time shall be fired within five hundred yards of any building, public thoroughfare, railway, power line or any place to which the public have access.

(4) At least three minutes before a charge is fired the shot firer shall give due warning of the firing and shall station a competent person carrying a red flag at a safe distance at each avenue of approach to the place where the charge is about to be fired and such person shall give warning of the firing and shall remain at his station until the firing is completed and he is recalled by the shot firer.

(5) No person who is warned in accordance with paragraph (4) of this regulation shall remain in or enter the unsafe area surrounding the place where the firing is to take place.

25.—(1) Where in the extraction of any quarriable mineral there is produced or likely to be produced any dust and no control or allowable standard of concentration of dust is otherwise prescribed, the concentration thereof shall not exceed the standard from time to time prescribed by the Chief Inspector; and the liberation of dust in the atmosphere shall be effectively controlled by the use of water or other dust allaying agent or by a dust extraction system.

Precautions relating to accumulation of dust.

(2) Dust masks shall in the case of any concentration of dust within paragraph (1) above, be provided for employees working in the area.

26. No quarrying operations shall be carried on between the hours of sunset and sunrise except with the permission of an inspector who shall not give such permission unless he is satisfied that adequate facilities exist at the quarry in question to ensure that there is no danger to life or property.

Restriction of hours of quarrying.

27.—(1) The provisions of Parts I to V and X, XI, XII and XIV of the Minerals (Safe Mining) Regulations shall with any necessary modifications apply in relation to quarries as they apply in relation to mines.

Application of Minerals (Safe Mining) Regulations to quarries. Laws of the Federation, Vol. IX, page 1533.

(2) Save as provided in paragraph (1) of this regulation nothing in these regulations shall be construed as limiting the application of the provisions of the Minerals (Safe Mining) Regulations in so far as those provisions deal with mining operations generally.

*Miscellaneous*

28. Every holder of a lease shall on or before the twentieth of each month submit to the Chief Inspector a written statement in duplicate setting forth in respect of the month immediately preceding the month in which the return is made, the following information :—

Monthly returns.

(i) particulars of labour employed, distinguishing between indigenous and expatriate personnel ;

- (ii) wages paid including leave pay ;
- (iii) the amount of quarriable minerals won and the amount of quarriable minerals sold ;
- (iv) the type and horse power of machinery used at the quarry ;
- (v) such other information as the Chief Inspector may specifically require.

Surrender  
of lease.

29.—(1) A holder of a lease desiring to surrender his lease shall give three months' notice of his intention to the Chief Inspector and shall specify in the notice the date on which the surrender is to take effect.

(2) On or before the date on which a surrender is to take effect in accordance with paragraph (1) above, the holder shall forward the original lease issued to him and the surrender fee prescribed in Part B of Schedule 2 to the Chief Inspector.

(3) The surrender of a lease shall not affect any liability incurred before such surrender shall have taken effect and shall not entitle the holder of a lease to have any rent which may have been paid refunded to him.

Offences and  
penalties.

30.—(1) Any person who contravenes or fails to comply with the provisions of any of these regulations shall be guilty of an offence and liable on summary conviction to a fine not exceeding one hundred pounds and, in addition, where the offence is a continuing one be liable to a fine of five pounds in respect of each day the offence continues.

(2) When under the provisions of these regulations a duty is placed upon any person the onus of proving that all reasonable steps have been taken to fulfil that duty shall lie upon the person charged with the breach of that duty.

## SCHEDULES

FORM I

SCHEDULE I

Reg. 5

### *Quarries Regulations 1969*

#### CERTIFICATE TO ENTER LAND AND ERECT BEACONS

1. Name of Applicant.....
2. Address of Applicant.....
3. Location of land in which beacons are to be erected.....

I hereby certify that :

- (a) the owner/occupier of the land has been notified and that satisfactory arrangement for payment of compensation has been made ;
- (b) there are no local objections to the erection of beacons on the land.

.....  
(Designation)  
for Local Authority

Date .....

Reg. 3

## FORM II

## Quarries Regulations 1969

APPLICATION FOR A QUARRYING LEASE  
OR RENEWAL OF A QUARRYING LEASE

To the.....Inspectorate.

No. of Application..... (Not to be filled by Applicant)

1. Name of Applicant.....
2. Nationality of Applicant.....
3. Address in Nigeria at which notices may be served.....
4. Name of Company if different from 1 above.....
5. Name of Manager.....
6. Date of erection of beacons.....
7. Area.....
8. Mineral(s) to be quarried.....
9. The length of term desired.....
10. (i) Whether temporary grant is required.....  
(ii) The proposed method of working.....
11. Amount deposited in accordance with Quarries Regulations 1969.....
12. Statement of geographical position of the area and its position in relation to some town, village or river crossing or junction on the sheets of the 1/250,000 or the 1/500,000 map of Nigeria (if any) in area applied for.....
13. A consecutive description of the boundary beginning at the location beacon :  
The location beacon consists of.....  
and is situated .....  
The first corner beacon consists of.....  
and is situated .....feet approximately  
distant from the location beacon on the approximate magnetic  
bearing of .....degrees.  
The third corner beacon consists of.....  
and is situated .....feet approximately  
distant from the second corner beacon on an approximate magnetic  
bearing of .....degrees.

The fourth corner beacon consists of.....  
 and is situated.....feet approximately  
 distant from the third corner beacon on an approximate magnetic  
 bearing of.....degrees,  
 and is.....feet approximately  
 from the location beacon on an approximate magnetic bearing of  
 .....degrees.

I hereby declare that the above particulars are true and correct.

Date.....19.....

.....  
*Signature of Applicant*

I certify that the applicant has deposited the sum of £ : :

.....  
*Inspector of Quarries*

Place.....Inspectorate

Reg. 4

*Quarries Regulations 1969*

APPLICATION FOR A QUARRYING LICENCE OR  
 RENEWAL OF A QUARRYING LICENCE

PART A

FORM III

1. Name of Applicant.....
2. Address of Applicant.....
3. Name of Blasting Certificate Holder (if any).....
4. No. of Blasting Certificate and date of issue.....
5. Date of erection of beacons.....
6. Mineral(s) to be quarried.....
7. Area of Licence.....

.....  
*Signature of Applicant*

PART B

- I certify that the above application has been considered by me, and that :
- (a) there are no local objections to approval of the licence ;
  - (b) satisfactory arrangement for payment of compensation to the owner/occupier of the land has been made ; and
  - (c) I have no reservations regarding the use of explosives in the area/ save any that has been expressed in the covering letter\*

.....  
*(Designation)*  
*for Local Authority*

\* Delete if not applicable.

## SCHEDULE 2

Regs. 20, 21 &amp; 22

## PART A

*Rents*

|   | £ | s | d |
|---|---|---|---|
| 1. By the lessee of a quarrying lessee, in respect of each acre or part thereof .. .. . | 0 | 1 | 0 |

## PART B

*Fees*

|  |    |   |   |
|--|----|---|---|
| 1. For sanction to assign a quarrying lease or quarrying licence or any right or interest thereunder .. .. .                   | 1  | 0 | 0 |
| 2. On surrender of a quarrying lease .. .. .   | 2  | 0 | 0 |
| 3. On surrender of a quarrying licence .. .. .   | —  |   |   |
| 4. On renewal of a quarrying lease .. .. .   | 5  | 0 | 0 |
| 5. On grant or renewal of a quarrying licence .. .. .  | 10 | 0 | 0 |
| 6. For permission to lessee or licensee to dispose of quarriable mineral other than those specified on the lease or licence .. | 5  | 0 | 0 |
| 7. For the preparation of a quarrying lease .. .. .  | 3  | 0 | 0 |
| 8. For exemption from survey in respect of a quarrying lease   | 25 | 0 | 0 |
| 9. (a) Upon withdrawal of an application for a quarrying lease after the grant of a title in respect thereof .. .. .           | 25 | 0 | 0 |
| (b) Upon withdrawal of an application for a quarrying lease in any other case .. .. .  | 5  | 0 | 0 |
| (c) Upon withdrawal of an application for a quarrying licence .. .. .  | 5  | 0 | 0 |

## SCHEDULE 3

Reg. 23

*Royalties**Quarriable Minerals**Royalty payable*

|                           |                            |
|---------------------------|----------------------------|
| 1. China clay .. .. .     | Two per cent of the price  |
| 2. Fuller's earth .. .. . | Two per cent of the value  |
| 3. Gypsum .. .. .         | 6d per ton                 |
| 4. Limestone .. .. .      | 6d per ton                 |
| 5. Marble .. .. .         | Two per cent of the value  |
| 6. Mica .. .. .           | Five per cent of the value |
| 7. Pipe clay .. .. .      | Two per cent of the price  |
| 8. Slate .. .. .          | Two per cent of the value  |
| 9. Sand .. .. .           | Two per cent of the value  |
| 10. Stone .. .. .         | Two per cent of the value  |
| 11. Laterite .. .. .      | Two per cent of the value  |
| 12. Clay .. .. .          | Two per cent of the value  |
| 13. Gravel .. .. .        | Two per cent of the value  |

MADE at Lagos this 29th day of November 1969.

R. A. B. DIKKO,  
*Commissioner for Mines and Power*

L.N. 76 of 1969

# IMMIGRATION ACT 1963

(1963 No. 6)

## Prohibited Immigrants (Extended Designation) Notice 1969

*Commencement : 1st September 1963*

In exercise of the powers conferred upon me by section 17 (2) of the Immigration Act 1963 and of all other powers enabling me in that behalf, I hereby give the following notice :—

Amendment  
of section 1  
of Immigra-  
tion Act 1963  
1963 No. 6.

1. Section 17 of the Immigration Act 1963 (which amongst other things provides for deportation from Nigeria of certain classes of persons) is hereby amended :—

(a) in subsection (1), by the insertion after sub-paragraph (vi) of paragraph (h) of the following new paragraphs—

“(i) any person convicted of an offence against any of the following, that is to say—

- (i) the Weights and Measures Act 1962,
- (ii) the Companies Decree 1968,
- (iii) any of the fiscal laws of Nigeria ;

(j) any person found by a tribunal of inquiry to be guilty of acts of bribery and corruption involving public officials.” ;

(b) in subsection (3)—

(i) by the insertion after paragraph (b) of a new paragraph (bb) as follows—

(bb) “fiscal laws” means the following and, for the avoidance of doubt, includes any subsidiary instruments made thereunder, that is—

- 1958 No. 55. (i) the Customs and Excise Management Act 1958,
- 1965 No. 3. (ii) The Customs Tariff Act 1965,
- 1965 No. 30. (iii) the Excise Tariff Act 1965,
- 1962 No. 16. (iv) the Exchange Control Act 1962,
- 1961 No. 22. (v) the Companies Income Tax Act 1961,
- 1968 No. 44. (vi) the Capital Gains Decree 1968,
- 1968 No. 46. (vii) the Super Tax Decree 1968, and

(viii) income or other tax laws in force in any of the States of the Federation ;’ ;

(ii) by the insertion after paragraph (g) of a new paragraph (h) as follows—

“(h) “tribunal of inquiry” means a tribunal (howsoever designated) set up under either—

(i) the Tribunals of Inquiry Decree 1966, or any similar law in force in any of the States of the Federation, or

(ii) the Investigation of Assets (Public Officers and Other Persons) Decree 1968.’ ;



(c) after paragraph (b) of subsection (4), by the insertion of the following new subsection (5) as follows—

“(5) For the purposes of this section a person shall not be treated as convicted unless either—

(a) the time for bringing an appeal against the conviction has expired without such an appeal having been brought ; or

(b) such an appeal has been brought and abandoned, or finally determined otherwise than by the quashing of the conviction.”

2.—(1) This notice may be cited as the Prohibited Immigrants (Extended Designation) Notice 1969 and shall apply throughout the Federation.

Citation,  
commence-  
ment and  
savings.

(2) This notice shall be deemed to have come into force on the day appointed for the Immigration Act 1963, that is to say, on 1st September 1963, so however that nothing in this notice shall be construed as enabling the conviction of any person for a criminal offence on account of any act or omission which did not constitute such an offence when it took place or as authorising the imposition of a heavier penalty than that in force when the offence was committed.

GIVEN at Lagos this 28th day of November 1969.

KAM SELEM,  
*Federal Commissioner for Internal Affairs*

L.N. 77 of 1969

FINANCE (CONTROL AND MANAGEMENT) ACT 1958  
1958 No. 33

**Public Funds of the Federation (Disbursement)  
(Amendment) Rules 1969**

*Commencement : 5th April 1968*

In exercise of the powers conferred by section 23 (1) of the Finance (Control and Management) Act 1958 and of all other powers enabling me in that behalf, I hereby make the following rules :—

Amendment  
of L.N. 49  
of 1959.

1. Schedule 9 of the Public Funds of the Federation (Disbursement) Rules 1959 as inserted by the Public Funds of the Federation (Disbursement) (Amendment) Rules 1968 is hereby amended by the deletion of paragraph 2 thereof and the substitution therefor of the following :

“2. The Chairman, the Chief Inspector of Mines or his nominee and one other member of the Committee shall form a quorum, and the Committee shall meet once every three months or at such times as may be considered necessary by the Chairman of the Committee.”

Citation and  
application.

2.—(1) These rules may be cited as the Public Funds of the Federation (Disbursement) (Amendment) Rules 1969 and shall apply throughout the Federation.

(2) These rules shall be deemed to have come into force on 5th April 1968.

MADE at Lagos this 1st day of December 1969.

O. AWOLOWO,  
*Federal Commissioner for Finance*