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ABUJA MUNICIPAL AREA COUNCIL FCT ABUJA, NIGERIA
BYE-LAWS OF ABUJA MUNICIPAL AREA COUNCIL (AMAC)
FEDERAL CAPITAL TERRITORY, ABUJA, NIGERIA



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S. I. No. 37 of 2019

ABUJA MUNICIPAL AREA COUNCIL FCT ABUJA, NIGERIA

BYE-LAWS OF ABUJA MUNICIPAL AREA COUNCIL (AMAC)
FEDERAL CAPITAL TERRITORY, ABUJA, NIGERIA

BYE-LAWS 2012 (AS AMENDED)

[13th Day of May, 2019]

Commence-
ment.

WHEREAS, IT IS NECESSARY—

In accordance with the provisions of Section 7 and Fourth Schedule to the Constitution of the Federal Republic of Nigeria 1999 (as amended) and the relevant provisions of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006 and other applicable enabling Laws, the Abuja Municipal Area Council promulgates a Bye-law in the interest and for the promotion of the welfare and unity of the people of Abuja Municipal Area Council, Federal Capital Territory and Nigeria.

Enabling
Law.

PART I—PRELIMINARY

1. This Bye-Law and any amendment(s) therein may be cited as Abuja Municipal Area Council Bye-Law 2012 (as amended).

Short Title
and
Commence-
ment.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

BYE-LAWS 2012 (AS AMENDED)

PART II—ENABLING LAW, APPLICATION, FUNCTIONS OF THE AREA COUNCIL AND ESTABLISHMENT OF THE AREA COUNCIL DEPARTMENTS

In accordance with the provisions of Section 7 and Fourth Schedule to the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and Part XIII of the Local Government Act, Laws of the Federal Capital Territory Abuja 2006 and other enabling laws, Abuja Municipal Area Council hereby promulgates the Council's Bye-Law as follows—

Enabling
Law.

1. This Bye-Law shall apply to all parts and on all persons in Abuja Municipal Area Council.

Application.

2. The Area Council shall perform the Government function assigned to it under Part VII of the Area Council Act, Laws of the Federal Capital Territory Abuja 2006 and Section 7(5) of the fourth schedule to the Constitution, Federal Republic of Nigeria 1999 (as amended) and any other functions assigned to it by law, or any applicable legislation.

Functions of
the Area
Council.

3. It shall be created for the Abuja Municipal Area Council, Seven (7) departments as follows—

Establishment
of
Departments.

- (a) Agricultural and Natural Resources Department ;
- (b) Education and Social Development Department ;
- (c) Works and Housing Department ;
- (d) Primary Health Care Department ;
- (e) Personnel Management Department ;
- (f) Finance and Accounts Department ; and
- (g) Environmental Services Department.

Whose functions shall be stated as follows—

(1) AGRICULTURAL AND NATURAL RESOURCES DEPARTMENT

The Agricultural and Natural Resources is divided into five (5) Sections—

- (i) Agricultural Section.
- (ii) Forestry Section.
- (iii) Veterinary Section.
- (iv) Co-operative Section.
- (v) Fishery Section.

Functions of
the
Agricultural
Division.

- (A) The functions of the Agricultural Division include :
- (a) Taking care of tractor hiring service.
 - (b) Overseeing planting of seeds germination and improvement.
 - (c) Inspection and co-ordination of farm crops.
 - (d) Organizing general training on farming/farming practices.
 - (e) Furtherance of development of agricultural land and natural resources.
 - (f) Control of erosion and other farm hazards.
 - (g) Agricultural extension services.

Functions of
the Forestry
Division.

- (B) The functions of the Forestry Division include :
- (a) Policing and Patrolling forests to ensure compliance with the relevant forest regulations.
 - (b) Measuring forest product for assessment of fees and royalties.
 - (c) Performing routine manual mechanical work in nursery shed, garden, plantation, forest or sanctuary.
 - (d) The forest division shall perform any other functions in collaboration with, and/or as directed by the FCT Department of Agriculture and Natural Resource.

Functions of
the
Veterinary
Division.

- (C) The functions of the Veterinary Division shall include :
- (a) Creation of Veterinary Clinic and provision of animal health service.
 - (b) Making sure that animal infected by diseases are isolated from other animals and ensure they are treated.
 - (c) Provision of vaccines and vaccination services.
 - (d) Provision of other extension services.
 - (e) Supervision and control of slaughter houses/abattoirs.

Functions of
the Co-
operative
Division.

(D) The Co-operative Division shall among other things function in collaboration with FCT Abuja Co-operative Societies, and as directed by the Ministry of Agriculture and Natural Resources.

- (a) Register and control agricultural co-operative societies.
- (b) Perform such other function incidental to its primary functions.

Functions of
the Fisheries
Division.

- (E) The function of the fisheries division shall include :
- (a) Performing fisheries extension duties.
 - (b) Giving advice to, and conducting simple demonstration for fish farmers and fishermen in the locality.
 - (c) Performing such other related duties/services as may be directed by the FCT Department of Agriculture and Natural Resources.

(ii) The Sport Division shall liaise with the FCT Sport Council in the organization of sporting activities within the Area Council with a view to bringing up gifted and talented youths for sporting activities in the state.

(iii) Any other function(s) incidental to or as may be assigned to it by the council.

Powers and
functions of
trade
Division.

(D) The Trade Division of the Education and Social Development Department shall be responsible for the following :

(i) Identification and allocation of trade sites within the Area Council.

(ii) Organization and/or participation in trade fairs of all categories whether within the Area Council or at national level.

(iii) Supervision and keeping of an up-to-date data on small, medium and large scale industries within the Area Council.

(iv) Coordinate and recommend to the council, prospective cooperative societies for registration.

(v) Recommendation of eligible fuel seller to the Minister of FCT for the issuance of trade licenses.

(vi) Any other function(s) incidental too as may be assigned to the council towards boosting trade activities in the locality.

4. WORKS AND HOUSING DEPARTMENT

The works and Housing Department shall be divided into five (5) Divisions namely :

(i) Building and Construction Division.

(ii) Quantity Survey Division.

(iii) Mechanical and Electrical Division.

(iv) Planning and Survey Division.

(v) Estate and Valuation Division.

BUILDING AND CONSTRUCTION DIVISION

Functions of
Building and
Construction
Division.

(A) The Division shall be responsible for the following :

(i) The provision and maintenance of (dual roads) roads within the Area Council.

(ii) It shall observe and oversee technical services financed by the Area Council.

(iii) Provision of good rural water in the Area Council for domestic consumption either by hand dug well, hand pump wells, boreholes, pipe borne, water tanker etc.

(iv) Provision of necessary materials for the maintenance of effective performance of the above mentioned water generating source or any other not herein mentioned.

(2) EDUCATION AND SOCIAL DEVELOPMENT

The Education and Social Development shall be divided into five (5) divisions as follows :

Education
and Social
Development.

- (i) Community Development Division.
- (ii) Social Welfare Division.
- (iii) Information and Sport Division.
- (iv) Trade Division.
- (v) Education Division.

(A) The Community Development Division shall perform the following functions :

Powers and
Functions of
Education
and Social
Development/
Main
Division.

(i) Registration, supervision and co-ordination of the activities of both uniform and non-uniform, voluntary, self-help, and social organizations within the Area Council.

(ii) Advice, Assist and lead organizations and clubs on social and advancement-oriented programmes as well as assisting them therewith.

(iii) Liaise and collaborate with any individual, clubs, organizations or self-help associations any time the council organizes or embarks on any community development project.

(iv) Any other functions incidental to or as may be assigned to it either by the HOD or the Area council towards the general development of Area Council.

(B) The Social Welfare Division shall be entrusted with the following functions :

(i) Assessment of outbreak of natural disaster such as flood, fire, storm, earthquake, and/or any other natural disaster.

(ii) Advice and recommend to the council the kind of assistance to be rendered to the victim of such disaster, and the measures to take so as to forestall a possible reoccurrence.

(iii) Provision of materials and human resources for the effective actualization of any programme or project initiated by the Federal, State or Local Government for the purpose of improving the general welfare of the communities within the municipality.

(iv) Organization and provision of essential facilities for training, seminars or workshops to organizations, clubs, self-help associations and women groups that are legally registered with the Area Council.

(C) The information and Sport Division shall have the following functions :

Powers and
functions of
Information
and Sport
Division.

(i) Information source, cover, store, record and disseminate information pertaining to all activities of the council as well as the print and electronic media.

(v) Organize and conduct in collaboration with the information unit of the community and social development enlightenment campaign on population on the collective role in the maintenance of the water generating devices so provided.

(vi) Any other function(s) incidental to the provision of good water in the Area Council or as may be assigned to it by the council, FCT Administration.

(D) The Mechanical and Electrical Division shall be responsible for the following:

Functions of
Mechanical
and
Electrical
Division.

(i) Provision of rural electrical supply within the available, affordable and limited resources of the council.

(ii) Provision of necessary materials for the maintenance and effective performance of the power generating systems.

(iii) Liaise with the rural electrification board and the national power supply company.

(iv) Any other function(s) incidental thereto or as may be assigned to it by the HOD or the council towards ensuring the provision of electricity to the communities in the Area Council.

(E) The functions of the Lands Planning and Surveying Division shall include the following:

Functions of
Land
Planning and
Survey
Division.

(a) Identification, designation and demarcation of plots for residential, commercial, agricultural and other related purposes within the Area Council.

(b) Liaise with the Development Control Department of the Federal Capital Development Authority (FCDA) in matters relating to approval of plans or buildings thereof.

(c) Any other function(s) incidental thereto or as may be assigned to it by the council.

(F) The building section shall be responsible for the following:

Functions of
Building
Sections.

(i) Construction of Culverts and Drainages.

(ii) Clearing of blocked culverts and drainages.

(iii) General Building.

(G) The functions of Land Unit shall include the following:

Functions of
Land Unit.

(a) Supervise, process and administer land matters generally within the Area Council.

(b) Process change of ownership certificate, letter of grant, searches, commission rates and issuance of certificate of indigenization.

5.—(i) PRIMARY HEALTH CARE DEPARTMENT

The primary health care department shall be divided into three (3) Divisions as follows:

(1) General Clinical Division.

(2) Maternity Division.

(3) Immunization.

(i) Curative Unit.

(ii) Preventive Unit.

Functions of
Curative
Unit.

(a) The Curative Unit shall be vested with the following responsibilities :

(i) Treatment of persons afflicted with some ailments.

(ii) Organize and carry out rehabilitation programs.

(iii) Keep and dispense drugs and other medications.

(iv) Organize and conduct preventive enlightenment programs within the Area Council.

(v) Liaise with the FCT Department of health.

(vi) Any other functions incidental thereto or as may be assigned to it by the council.

Functions of
Preventive
Unit.

(b) The preventive unit shall be responsible for the following :

(i) Prevention and control of infectious diseases in the Area Council in collaboration with the FCT Department of health.

(ii) Organize and carry out educative and enlightenment programs on health related matters in both electronic and print media and by using public address system where the circumstances so demands.

(iii) Carry out inspection of food stores, restaurants, fast food joints, bars, taverns and all other places of public resort where food or drinks are sold and consumed.

(iv) Inspection of small and medium scale industries with a view to ensuring compliance with the preventive health measures of both their staff and community at large.

(v) Inspection of dwelling houses where such visit is intended to reveal unsound condition of the houses and its inhabitants with a view to forestalling outbreak of diseases in the neighbourhood and the Area Council in general.

(vi) Carry out detailed investigation on any outbreak of communicable diseases and suggest possible ways of avoiding reoccurrence of same in future.

(vii) Inspection of medicine, drugs and related products with a view to detecting and preventing the sale of fakes ones within the Area Council.

6. FUNCTIONS OF ENVIRONMENTAL UNIT

The Environmental Services Department shall be responsible for the following:

(1) *The Environmental Services Department* : The Environmental Services shall have the power to carry out a survey of the affected areas with a view to isolating the affected areas and report same to the Sanitation Committee of the Area Council. This shall however be in conformity with the directives of the Abuja Environmental Protection Board (AEPB) and Federal Ministry of Environment.

(2) *Inspection Officer* : An Officer engaged in the inspection of an area within the Area Council shall have the power to do all and any of the following :

Functions of
Inspection
Officer.

(a) Carry out the inspection between the hours of 8:00 am to 4:00 pm between Monday to Friday and before 2:00 pm on Saturday.

(b) Confiscate any product which is in contravention of the recommended health requirements.

(c) Enter any store, shop or house/building where he has reasonable ground to believe that it contains or harbours food or goods dangerous to human health.

(d) Not to be held liable personally for any act done in the lawful execution of his assignment.

7.—(i) PERSONNEL MANAGEMENT DEPARTMENT :

The personnel management department shall have the following functions :

Functions of
the
Personnel
Management
Department.

(a) Provide secretarial services to the Council.

(b) Co-ordinate the activities of all other departments within the Area Council.

(c) Be responsible for the general administration of the Area Council staff.

(ii) The personnel management department of Abuja Municipal Department Area Council shall have the following Division :

Unit of
Personnel
Management
Department.

(a) Establishment Division.

(b) Special Services Division.

(c) Stores Division.

(d) Legal Division.

(e) Planning Research and Statistics (PRS) Division.

(iii) The Establishment Division shall have the following functions :

Functions of
the
Establishment
Division.

(a) Processing and preparing briefs for recruitment, promotion and discipline of staff.

(b) Processing of Pension and Gratuity of Retirees to ACSPB.

(c) Prepare and process staff annual leave and formalization of appointment.

(d) Procurement Division.

(e) Chieftaincy Affairs Division.

(f) Corporate Affairs Division.

(g) Training and Staff Development Division.

(iv) The function of the Special Division Service includes but not limited the following :

Functions of
the Special
Services
Unit.

(a.) Liaise with security agencies and other security personnel in providing an up to date security report within the Area Council.

Function of
the Legal
Division.

- (b) Settlement of land disputes, through arbitration and reconciliation.
- (c) And any other function(s) to be assigned by the council.
- (v) The functions of the Legal Division shall but not limited to the following :
 - (a) Draft and vet local government bye-laws and regulations and contract documents.
 - (b) Render legal advice to the Area Council.
 - (c) The legal officers shall attend to Court matters involving the Council.
 - (d) Prepare legal document relating to the administration of the Area Council.
 - (e) Perform such other duties as may be assigned by the Area Council authority.

Functions of
Planning,
Research
Planning,
Research and
Statistic
Unit (PRS).

- (vi) The functions of the Planning, Research and Statistic Unit (PRS) shall include the but not limited to the following :
 - (a) Collect and collates data from departments in the Area Council.
 - (b) Store and document information in respect of Area Council administration, policy guide lines and traction circulars.
 - (c) Such other duty/duties as may be assigned to it by the council.

Functions
and Powers
of the
Treasury
and Finance
Department.

- 8.—(1) The functions of Finance & Account Department shall include the following :
 - (a) Collection of revenues for the Area Council directly through the staff of the department/council or in concert with technical partners or agents.
 - (b) Keep and maintain.
 - (c) in regular records of the Area Councils accounts.
 - (d) Payment of all staff salaries, allowances, gratuities, etc.
 - (e) Keep accounts for recurrent and capital expenditures of the Area Council.

Issuance of
licence
procedures
for issuance.

- 9.—(1) Any person or organization undertaking or who wishes to undertake any of the of license businesses listed in the schedule to this Bye-Law shall obtain a license for that purpose from the Area Council.
 - (a) Payment(s) and record keeping.
 - (b) In granting such license, the fees listed in schedule two (2) to this Bye-Law shall obtain a license for that purpose from the Area Council.
 - (c) Any license granted pursuant to subsection (1) of this section shall be renewable every year upon payment of 75% of the fees listed in the schedule two (2) to this Bye-Law.
 - (d) License and revenue fees listed in schedule two (2) of this Bye-Law may be paid by monthly instalment.

(e) Every auctioneer and prospective auctioneer shall obtain a license for that purpose upon the payment of such amount as contained in schedule two (2) to this Bye-Law.

(f) Such license shall expire after one year upon the payment of such amount listed in schedule two (2) to this Bye-Law.

(g) Provided that this section shall not apply to officers of the local, state and/or federal government.

(2)(a) Application for a license shall be made in writing to the relevant authority of the local Government.

Application
and grant of
licence.

(b) Before granting any license under this Bye-Law, the licensing office shall make such same without explanation

(c) Any person to whom a license has been refused may appeal to the council of the Area Council which may direct otherwise

(3) The council may on the recommendation of the licensing authority suspend or revoke the license of an auctioneer.

Revocation
of licence.

There shall be Area Council Revenue Committee/Local Government Revenue Committee which shall be the only lawful authority responsible for assessment and collection of all taxes and levies on behalf of the Council. The committee may, in the discharge of its functions, engage services of tax experts for consultancy purpose only. The committee shall have at least 7 members to be appointed and supervised by the Hon. Chairman.

Establishment
of ACRC.

Duly passed by the Abuja Municipal Area Council Legislative Arm.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART III—REGISTRATION OF MARRIAGES, BIRTHS AND DEATHS

BYE-LAW (No. 2) 2012 (AS AMENDED)

In accordance with the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and other enabling laws, Abuja Municipal Area Council hereby promulgates the following Bye-Law :

Enabling
Law.

1. This Bye-law may be cited as the Registration of Marriages, Births and Deaths Bye-law 2012 (As Amended).

Citation.

2. In this Bye-law, unless the context otherwise provides—

Interpretation.

“*Appointee*” herein means any person appointed by the Area Council.
“*Birth*” herein means bringing forth a child dead or alive from the uterus of woman by natural means or with the aid of a Medical Doctor by means of a Caesarian operation or in any manner howsoever.

“*Court*” herein means an Area Court.

“*Death*” herein means termination of life by any cause.

“*Medical Officer*” herein means any staff of a Health Centre who has the duty of treating patients.

“*Married Couples*” herein means parties to a Customary or Islamic Law Marriage or any other kind of Marriage other than Statutory Marriage.

“*Registrar*” herein means a person appointed as such by the Area Council to keep the register of marriages, deaths and births.

“*Area Council*” means Abuja Municipal Area Council.

“*Traditional Chief*” herein means a traditional head of a village, ward, community or town whether or not he enjoys salaries.

“*Ward Chief*” herein means any person that is the leader of any ward/group.

“*Appropriate Authority*” means as security agent.

3.—(1) there shall be registration zones for marriages, births, and deaths.

Registration
Zone.

(2) The traditional chief, ward head or appointee within these Zones shall be responsible for the collection of names of parents into whose families children are born or in whose families any death is recorded and also names of newly married couples.

4. No party to a marriage shall be granted any relief sought by him in a Court in relation to such marriage if he does not produce a Certificate of Registration of such marriage.

Production
of certificate
in Court.

PROVIDED however that any receipt for the payment of fees for such registration shall be sufficient proof of the registration of such marriage.

Registration
of marriages
and Death.

5.—(1) there shall be the registrar of marriages, births and deaths who shall :

- (a) Enter into the register the name of any dead person ;
- (b) Enter into the register the names of parents of a new born baby and the name of such baby ;
- (c) Enter into the registrar the names of newly married couple and collect such fees as the Area Council may prescribe from time to time.

(2) The registers in this Section shall be called the Registers of Deaths, Births and Marriages respectively.

Separate
Registers.

6. The Registrar shall maintain separate manual and electronic registers for the registration of deaths, births and marriages and the pages of such register shall be as shown in the First/Second Schedule hereto.

Concealment
of marriages,
death and
births.

7. Any person who conceals, takes any step to conceal any information that relates to the birth, death or marriage of any person from a Chief or any appointee of the Area Council shall be guilty of an offence and upon conviction, shall be liable to Fourteen days imprisonment or pay Five Thousand (₦5,000.00) Naira as fine.

Failure to
register.

8. Any person who fails, neglects or refuses to register any birth, death or marriage in accordance with this Bye-law shall be guilty of an offence and upon conviction be liable to pay Five Thousand (₦5,000.00) Naira fine or imprisonment for three months

PROVIDED further that a marriage, death or birth that occurs outside the Area Council need not be registered.

Forwarding
of
Information.

9. A Chief, ward head or any appointee shall forward to the Area Council information relating to any death, birth or marriage within his zone/group before the expiration of the month next to the one of such death, birth or marriage.

Marriage
before this
Bye-Law.

10. No marriage contracted within the Area Council before this bye-law shall be dissolved by any Court or any relief thereof granted until such certificate in accordance with this bye-law is produced by a party seeking the relief.

PROVIDED however that notwithstanding anything contained in this bye-law, a court may summon the registrar to find out if a marriage has been registered or the loss of a certificate or receipt is alleged by any person.

Persons to
Report
Deaths,
Births and
Marriages.

11. Deaths, Marriages, Births shall be reported for registration by the person shown in the second schedule hereto upon receipt of information of such deaths, marriages and births from the relations, parties or parents of the child as the case may be.

12. The death, birth or marriage certificate shall be produced by its holder upon the demand of any appointee of the Area Council or appropriate authority.

Death. Birth or Marriage Certificate produced by its holder.

13.—(1) the deaths and births of persons which occurred before this Bye-law need not be registered.

Production of certificate upon demand.

(2) Upon the death of a ward Head or Chief, his successor shall perform functions conferred on him by this Bye-law.

14. The Area Council may delegate any power conferred on it by this Bye-law to any person except power to assess and collect taxes, fees and levies.

Delegation.

15. Any child born dead shall be registered in the registers of birth and death simultaneously.

Registration of child born dead.

16.—(1) Subject to the provisions of Section 7 and 8 above, any person who contravenes any provision of this Bye-law shall be guilty of an offence and upon conviction shall be liable to Three Months Imprisonment or Five Thousand (N5,000.00) Naira fine.

Offences and Penalties

(2) The Complainant in such case shall be the Area Council and the fine paid to Court shall accrue as revenue to the Area Council.

FIRST SCHEDULE

Section 6

REGISTRATION OF MARRIAGES, BIRTHS AND DEATHS
BYE-LAW (No.2) 2012 (AS AMENDED)*A page of the Register of Marriages*

<i>S.No</i>	<i>Names of Parties</i>	<i>Residential Address</i>	<i>Date of Birth</i>	<i>Place of Birth</i>	<i>Marriage Type</i>	<i>Date & Place contracted</i>

A page of the Register of Births

<i>S.No</i>	<i>Names of Parties</i>	<i>Residential Addresses</i>	<i>Date of Birth</i>	<i>Place of Birth</i>	<i>Sex of Child</i>

A page of the Register of Death

<i>S.No</i>	<i>Names of Parties</i>	<i>Residential Address</i>	<i>Date of Birth</i>	<i>Place of Birth</i>	<i>Sex of Child</i>	<i>Date of Death</i>	<i>Likely Cause of Death</i>

FIRST SCHEDULE

Section 11

REGISTRATION OF MARRIAGES, BIRTHS AND DEATHS
BYE-LAW (No.2) 2012 (AS AMENDED)

MarriagesAny one of the Couple.
BirthAny one of the Parents.
DeathAny of the Next-of-Kin of deceased.

MADE at the Bwari Area Council this day

EXPLANATORY NOTE

*(This note does not form part of this Bye-Law
and has no Legal Effect)*

The purpose of this Bye-Law is to enable the Area Council obtain information on the number of Marriages, Birth and Deaths that occur in each year for future planning purposes.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART IV—COMMERCIAL VEHICLES PICKING UP PASSENGERS BYE-LAW (No. 3) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

PART A—MOTOR PARKS

COMMERCIAL VEHICLES PICKING UP PASSENGERS

1.—(1) No Person in charge of a commercial motor vehicle shall Pick-up or drop passengers or their goods within Abuja Municipal Area Council except at a motor park, bus stop or a place designated for such purpose.

Motor Parks
(Commercial
Vehicle
picking up
passengers).

(2) The Council may restrict the parking of vehicles in a motor park to any class of vehicles and may erect notices at the entrances of any motor park indicating the class of vehicles which may be parked therein.

(3) No person or authority shall operate a private motor park, without the consent and permission of the Council first sought and obtained.

(4) The Council may appoint any person whether individual or body corporate to provide technical advice and support to the Council's Revenue Committee at a motor park, and to collect fees and enforce compliance with the provisions of this Bye-Law from time to time.

(5) Any person entering a motor park shall observe and obey the instructions of the duly authorized officer(s) of the council as to the control of the vehicles, carts, goods, animals and persons therein.

(6) Any person using a motor park shall at any time between the hours of 6.00 am when the park shall open and 6.00 pm when the park shall close pay to the attendant or any duly authorized officer(s) of the Council a fee which is equivalent to 10% of the total earning per loading hereto or as may be reviewed from time to time by the Council. The amount mentioned in this section shall be paid by way of obtaining a ticket or receiving a receipt upon payment to the authorized officer.

(b) Any person operating commercial motor vehicle within Abuja Municipal Area Council including a motor vehicle used for car hire services or for inter-state transport and on any feeder road within the Council but not using a motor park shall at any time before 12.00 pm noon (Mondays to Saturdays) or on demand pay to any duly authorized officer of the Council, a fee which is equivalent to the earning per loading as stipulated in the

preceding sub-section or as may be reviewed from time to time by the Council and failure to obtain a ticket after 10:00 am shall attract a fine of ₦10,000 or three (3) months imprisonment or both.

(c) The authorized officer of the Council shall issue a ticket or receipt in the form authorized by the Council in respect of any fees paid under this section.

(d) Any person operating commercial motor vehicle within Abuja Municipal Area Council including a motor vehicle used for car hire services or for inter-state transport and those also using a motor park shall on demand by any official or authorized agent of the Council show evidence of payment of the fees herein any time after 12 noon and the production of such evidence afterwards shall not prevent the booking of the offender.

Offence/
Penalty.

2.—(1) Any person who contravenes or fails to comply with any provision of this Bye-Law shall be guilty of an offence and liable on conviction to a fine as specified in this Bye Law, or to imprisonment for a period not exceeding three (3) months or both.

(2) Any person who obstructs, hinders, molests or assaults any official authorized by the Council to collect fees here under, or to enforce this Bye-Law shall be guilty of an offence and liable on conviction to imprisonment for a period not exceeding six months.

Jurisdiction
of Court.

3.—(1) Magistrate Court and Area Courts of Whatever Grade have jurisdiction to try any person who contravenes or fails to comply with any provision of this Bye-Law.

(2) The Council may constitute and/or establish a mobile court to try any person who contravenes or fails to comply with any provision of this Bye-Law.

(3) The Court shall have powers to order that any vehicle in respect of which an offence has been committed under this Bye-Law be impounded until the provisions of the Bye Law are complied with and any fine imposed by it paid, and to order its release upon compliance with the said provision(s) and payment of such fine.

Enforcement.

4.—(i) The Council or its duly authorized officers shall operate in conjunction with officers of the Vehicle Inspection Officer (VIO), Federal Road Safety Corps, Nigeria Police or Civil Defence Corps to enforce compliance at the motor parks and along the roads.

(ii) The Council or its duly authorized officer shall have the power to enter upon any park (whether Public or private) between the hours of 6am and 6pm to ascertain the compliance with the provisions of this Bye-Law and in so doing may clamp the wheels of any defaulting vehicle for two (2) hours

after which the defaulting vehicle shall be towed to a pound yard or any authorized venue until the owner complies with the provisions of this Bye-law. A clamped vehicle shall be issued with a ticket/ notice (as in Schedule to this Bye-law) stating the offence and mode of compliance.

5. For the purposes of enforcement of this Bye-law, the Council and/ or its authorized staff are empowered to demobilize, tow, clamp or, in any other way whatsoever reasonable, restrict the movement of a contravening vehicle.

Miscellaneous.

6. Under the provision of the motor-parks Bye-Law :

Interpretation.

"*The Council*" means Abuja Municipal Area Council ;

"*Authorized Officer*" means a person appointed as such under Section 1(4) of this Bye – Law ;

"*Booking*" means allowing the driver to load ;

"*Car*" means any type of load-carrying vehicle drawn or pushed by an animal or by hand ;

"*Commercial Motor Vehicle*" means a mechanically propelled road vehicle used to carry goods or passengers for hire or reward; and this shall also include tricycles and motorcycles ;

"*Court*" means Magistrate Court or Area Court of any grade ;

"*Goods*" means goods including livestock for which freight is paid or is payable ;

"*Motor Park*" means any parking place lawfully designated by the council as a Motor Park where commercial motor vehicles assemble for loading and off-loading of passengers or goods ;

"*Persons in charge of a Commercial Motor Vehicle*" means the owner, the driver or other person(s) for the time being having control of such vehicle.

"*Private Motor Vehicle*" means a motor vehicle other than a commercial motor vehicle.

SCHEDULE

*It is an offence for an authorized person to remove
or interfere with this notice.*

ABUJA MUNICIPAL AREA COUNCIL

MOTOR PARKS (PARKING) DEFAULTERS NOTICE AMAC.....

DEFAULTER'S CHARGE NOTICE (DCN)

(ABUJA MUNICIPAL AREA COUNCIL MOTOR PARKS (COMMERCIAL VEHICLES
PICKING-UP PASSENGERS) BYE-LAW, No. 3 OF 2012) (AS AMENDED)

Vehicle Registration No.

Location.....

Zone Mark

Date.....

Time.....

Offence Code :

In contravention of a prohibition or restriction imposed under Abuja Municipal
Area Council Motor Parks (Commercial vehicles picking up passengers) Byc-
law, No. 3 of 2012 (AS AMENDED).

The vehicle bearing the identity mark as above, has been fitted with an
immobilization device by the undersign being an authorized person for the
purposes of Section 4 of Abuja Municipal Area Council Motor Parks
(Commercial Vehicles Picking Up Passengers) Bye-laws, No. 3 of 2012 (AS
AMENDED).

Arrangement will be made for the removal of the immobilization device following
the payment by the owner of the vehicle (or person authorized by the owner)
of the prescribed charge of :

₦25,0000 to Abuja Municipal Area Council

I. D. No.:

Any Authorized Person or Enforcement Officer

WARNING

No attempt should be made to drive vehicle or otherwise to put in motion
until the immobilization device has been removed. It is an offence for a person
to interfere with a clamping device affixed to a vehicle.

Please, refer to the reverse side of the immobilization notice of payment
methods.

ABUJA MUNICIPAL AREA COUNCIL

PART B—LOADING/OFF-LOADING PARKING AND CONTROL OF
TRAFFIC BYE-LAW (NO. 8) 2012 (AS AMENDED)

1.—(i) As from the commencement of this bye-law, transporters operating in all the approved motor parks within the council shall pay loading/off-loading fee (as may be determined by the Council) on every single loading/off-loading of passengers and goods to the Council through the Council's staff or agents, notwithstanding the fees in the schedule to this law.

Loading/Off-loading.

Failure to comply with the provision shall attract a fine as may be determined by the court.

(ii) As from the commencement of this Bye-Law it shall be an offence for any person to park or abandon his vehicle on the highway or obstruct the free flow of traffic in any place other than an approved car park within the Area Council.

Unauthorised Parking.

2.—(i) Where it becomes evident to authorized person that a vehicle is parked or abandoned on the highway or in a place other than approved car park or obstruct the free flow of traffic, the vehicle involved shall be impounded by the authorized person and towed to the Area Council premises.

Power of Council to impound vehicle.

(ii) Any person who claims to be the owner or recovering the vehicle impounded pursuant to section 2(1) above shall be entitled to recover same on payment of the fees prescribed in the schedule to this bye-law, and additional ₦1000 for every subsequent day spent within the Area Council premises.

Penalty before recovering.

3.—(i) A minimum parking fee of ₦100.00 and a maximum of ₦500 per vehicle depending on the type according to the tariff in existence shall be payable by any person who uses any of the authorized car park so designated within the hours of 6.00am and 6.00pm.

Fine for obstruction.

(ii) Such person shall obtain an official ticket and show same to the park wardens on demand.

Ticket obtainable.

(iii) Any person who obstructs an authorized officer in the discharge of his duties under this bye-law is guilty of an offence and liable on conviction to a fine of ₦50,000 (Fifty Thousand Hundred Naira) or a term of six months imprisonment or both.

Fee for parking.

4. Pursuant to the provisions of this bye-law, the Area Council shall :

Powers and duties.

- (a) Provide and maintain parking lots.
- (b) Develop truck terminals and horizontal high and Parking lots.
- (c) Charge fees on private commercial parks.
- (d) Charge and collect fees on parking lots or facility provided by it.
- (e) Issue permits on private parking development.

(f) Take necessary steps on private parking development.

(g) Enter into contracts for the provision, maintenance, control, regulation and management of parks with the FCT Administration under the Law or Minister's executive fiat.

(h) Provide suitable facilities for the removal of vehicle contravening Section 1 of this bye-law.

(i) Provide and maintain proper record containing particulars of each removed vehicle and content specifying the date of its removal the parking facility in which it is kept as provided under the Road Traffic Act.

Power to
make
Regulations.

5. The Area Council Chairman may in consultation with the Engineer and Chief Traffic Officer, make regulations generally for the purpose of this bye-law.

Exemptions.

6. For the avoidance of doubts, the provisions of this bye-law shall not apply in respect of the following types of vehicles: Ambulance, Fire service vehicles, Hearse and Refuse collection vehicles.

Interpretation.

7. In this Bye-Law, unless the context otherwise requires :

"*Approved Car Park*" includes motor parks, Private parking lots or anyother place(s) designated by the Area Council.

"*Authorized Person*" means the Area Council traffic officers, park warden, police officers designated officials of the Area Council and such other person(s) as the Area Council may from time to time appoint.

"*Highway*" Includes any road, street, crescent or alley to which the public have access.

"*Area Council*" means Abuja Municipal Area Council.

"*Local Government Supervisor*" means the Area Council supervisor charged with the responsibility for Works and Housing.

"*Obstruct*" means to hinder, prevent, impede, and to make accomplishment of the duties imposed under this bye-law difficult and slow.

"*Vehicle*" means a mechanically propelled vehicle intended or adopted for use on roads and shall include motorcycle.

"*Court*" means the Magistrate Court of any grade.

Citation/
Commence-
ment.

8. This bye-law may be referred to as Loading/Off-loading, Parking and Control of Traffic Bye-Law 2012 and shall become operational with effect from 1st January, 2012 (as amended).

SCHEDULE

LOADING AND OFF-LOADING

S/No	Type of Vehicle	Fees
1.	Lorries/ Tippers	25,000
2.	Car/Buses/Vans/Pick-ups	10,000
3.	Dyna Delivery Vans/ J5	20,000
4.	Luxurious Buses	36,000
5.	Trailers	36,000
6.	Cranes	40,000
7.	Earth-moving Equipment	40,000

WRONG PARKING/LOADING AND OFF-LOADING

S/No	Type of Vehicle	Fees
1.	Lorries/ Tippers Penalty	36,000
2.	Car And Buses Penalty	5,000
3.	Trucks/ Mini Buses Penalty	10,000
4.	Luxurious Buses Penalty	20,000
5.	Parking Stores/ Warehouse Depot Penalty	250,000

CORPORATE PARKING PERMIT FEES/PER ANNUM

S/No	Body	Large	Small
1.	Lorries/Tippers	500,000	250,000
2.	Car/Buses/Vans/Pick-ups	1,000,000	200,000
3.	Dyna Delivery Vans/J5	200,000	150,000

MOTOR PARK ENTRY FEES

S/No.	Type	Fees
1.	Saloon/ Hiace	300
2.	Lorries/ Luxurious	1000/1500
3.	Tanker/ Trailer	1500/2000
4.	Private	1000/2000
5.	Town Service in front of Motor Park and Inter State	10% Total Loading Fee or Totaling Income
6.	Loading/Off-loading	10% of Every Single Loading and Off-loading

This law repeals the AMAC (Motor Park) Bye-Law 2012 (As Amended). Repeal.
Duly passed by the Abuja Municipal Area Council Legislative Arm.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART V—ENVIRONMENTAL SANITATION AND PROHIBITION OF INDISCRIMINATE DUMPING OF REFUSE SILTS AND OTHER ENVIRONMENTAL HEALTH OFFENCES BYE-LAW (No. 4) 2012 (AS AMENDED)

In accordance with the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and other enabling laws, Abuja Municipal Area Council hereby promulgates the following Bye-Law :

Enabling
Law.

ENVIRONMENTAL SANITATION AND PROHIBITION OF INDISCRIMINATE DUMPING OF REFUSE SILTS AND OTHER ENVIRONMENTAL HEALTH OFFENCES

1. As from the commencement of this Bye-Law every owner, tenant and occupier of any building shall :

Duty of
Owner,
Tenant,
Occupier,
etc.

(a) Keep clean the gutter area along the building frontage sides and back at all times.

(b) Bind all old newspapers, loose papers, rubbish and rags before putting them for collection.

(c) Put refuse into securely tied plastic bags or leak proof dustbins with tightly fittings lids.

(d) Keep refuse dustbins within their premises until the time for collection.

(e) Ensure that refuse dustbins are covered at all times with tight fitting cover.

(f) Not dump yard sweeping, hedge cutting, grass, leaves, earth, stones, bricks or business waste with household refuse.

(g) Not use dustbins which may be leaking or permitting litter to escape or which might injure people handling them.

(h) Not litter, sweep out, or throwashes, refuse, paper, nylon and rubbish into any street, public place or vacant plot.

(i) The occupiers of the premises shall remove daily all refuse to a public refuse depot, or dispose of it in such a place as the health officer shall approve.

2. As from commencement of this Bye-Law, every tenant, and occupier of any building shall ensure the cleanliness of his premises particularly the backyard and the courtyard.

Cleanliness
of backyard.

3. As from the commencement of this Bye-Law every owner or operator of public or commercial places such as restaurant, hotel, night club, clinic/ hospital and school shall ensure the cleanliness of all toilets and bathrooms within the premises.

Cleanliness
of Toilets/
Bathrooms,
Restaurants/
Hotels, etc.

Disinfection
of hotels,
restaurants,
bakery,
factories, etc.

4. Every operator of hotel, restaurant, bakery, factory within the Area Council shall on instruction of the medical officer of health immediately ensure the disinfection of the premises to prevent invasion of mosquitoes, rats, mice, larvae and other such parasites that may endanger the health of the public

Use of
sanitary
litter bins.

5.—(1) No pedestrian shall dispose of any scrap paper, newspaper, can wrapper, fruit peels and similar refuse anywhere except in litter bins. To this end, the Council shall provide street bins.

(2) No person shall use household litter bins for commercial or industrial waste.

Every
Commercial
Vehicle.

6.—(1) As from the commencement of this Bye-Law every Commercial Vehicle in the Area Council shall carry a litter bin for the passengers use.

(2) No passenger shall throw any litter fruits peel, scrap paper or other items unto the road from any vehicle.

(3) Where no litter bin is provided, the driver shall be liable for contravention of sub section (2) of this section.

Obstruction
and
improper
disposal or
dumping of
refuse.

7.—(1) All side walk shall be free from obstruction to allow free flow of pedestrian traffic.

(2) All street shall be free from obstruction and from construction or demolition materials.

(3) No person shall use another person's dustbin in his or another building far or near from where he resides.

(4) No person shall dump indiscriminately any domestic, industrial or commercial waste or discarded vehicles spare parts or tyres along highways, roads channels gorges, vacant land directly or through private operators except at designated refuse disposal sites.

Disposal of
refuse.

8. No person shall dispose of domestic refuse or waste except through designated officials of the Council.

Prohibition
of pasting of
posters. etc.

9. No person shall :

(a) Paste any handbills, posters, notice, sign or advertisements that bear the name of his organization or business by side walk, trees, bridges, dustbins, hydrant, highway or on any street without the permission of the Area Council authority.

(b) Tear down deface or destroy any notice, handbills, sign, advertisement or posters put up or posted by or under the direction of the government or any of its agency.

10. No person shall :

- (1) Construct or put up any structure on roads, rails, foot pat.
- (2) Use any road, street or other set-back as mechanic workshop.
- (3) Defecate or urinate in drainage or any open space, and
- (4) Organize or hold any social parties or religious activities on any major road without permission from the Council.

Structures
on road.
setback.
track and
abuse of
open space.

11.—(1) No person shall dig across any road for any purpose without prior written approval or permit from the Area Council Authority.

Prohibition
of cutting of
road without
approval.

(2) It shall be the duty of the person who lawfully digs a road to reinstate the part of the road dug within seven days.

(3) The reinstatement referred in subsection (2) of this Section shall be considered undone until an assessment is made by the Area Council head of works as the case may be.

12. There shall be payment for such permit referred to in sub-section (1) of section 11 of this Bye-Law, the sum of ₦100, 000.00 (One Hundred Thousand Naira only) which fee shall be subject to review by the Abuja Municipal Area Council as at when necessary.

Fees for
permit.

13. Every person shall :

(a) Clean and maintain any drain in the frontage, sides or rear of his tenement or Building, and

(b) Provide suitable holding tank for liquid waste or sewage liquid and ensure regular evacuation and disposal of same.

Maintenance
of Drains.
Sewage,
Spite Tanks.

14.—(1) Every grantee, lessee, or licensee of any vacant land shall ensure that there is no heap of refuse, rubbish, overgrown weeds or offensive material on such land.

Vacant lands.

(2) No person shall use heap of refuse or rubbish to fill vacant land, swamp, gorge or marshy land.

15.—(1) All vehicles or containers used in and for transporting or conveying transport refuse shall be securely covered in such a way that the content does not litter the road.

Covered
vehicles
container to
transport
refuse.

(2) Where a vehicle or container issued in transporting or conveying refuse contrary to subsection (1) of this section, the driver or carrier shall be guilty of an offence under this Bye-Law.

(3) All domestic refuse must be packed in plastic waste bags before disposal.

(4) All waste from markets, restaurants, schools, and shops, religious premises and other commercial institutions shall be packed in plastic waste bags before disposal.

Prohibition
of waste
burying,
storage or
burning of
trade waste
on tenement
and use of
incinerator
without
permit.

16. No person shall :

(1) Burn or bury refuse on any tenement or open place, throw or bury industrial or commercial waste on any tenement.

(2) Erect, construct or use an incinerator permit without prior approval or permit by the Abuja Municipal Area Council.

Silt removal.

17. No person shall leave silt, earth or other materials, excavated during construction or materials, drains on the roadside beyond 48 hours.

Obnoxious,
or Poisonous
waste.

18. No obnoxious, toxic or poisonous waste shall be deposited in a waste dustbin.

payment of
waste
disposal/
Sanitation
levy.

19. As from the commencement of this Bye-Law every premises shall pay Waste Disposal/Sanitation levy as specified under the first schedule to this bye-law.

Offence and
penalties
(Second
Schedule).

20.—(1) Any individual who contravenes or fails to comply with any of the provisions of section 1-18 of this Bye-Law is guilty of an offence and shall, on conviction be liable to the fine specified under the second schedule to this Bye-Law.

(2) Where an offence has been committed under this Bye-Law by a company or corporate body such a company shall on conviction be liable to a fine as reflected on the second schedule to this law.

Registration
of Private
Refuse
Operation.

21.—(1) As from the commencement of the Bye-Law, no person shall establish, carry on or run a private refuse collection outfit except such outfit is registered with the Abuja Municipal Area Council.

(2) All tenements, Markets, Motorparks, Stores and other places shall provide a standard waste bin with tyre for the collection of domestic, garden and commercial refuse to designated landfill sites.

Designation
of Refuse
Disposal
Site.

22. For the purpose of this Bye-Law, refuse disposal sites for deposit of refuse or waste shall be designated by the Area Council.

23. Any private refuse collection operator who fails to register with the Area Council and to obtain a license from them is guilty of an offence and shall be liable to fine or imprisonment as specified under the schedule to this bye-law.

Offence and Penalties (Second and Third Schedule).

24.—(1) Authorized officers of the Abuja Municipal Area Council or any other law enforcement agent authorized in writing by the Abuja Municipal Area Council may between the hours of 8.am and 6.pm enter and examine any tenement or frontage, back or any side of a tenement in order to ascertain the existence of any nuisance.

Power of the Area Council.

(2) The Area Council may authorize in writing any of its officers to :

(a) Inspect any open space, public place, recreation ground, drain or drainage system, restaurants and such places as may be designated.

(b) Carry out other works in a lawful manner on a drainage system for the continuous flow of such drain or drainage system.

(3) The Area Council may construct any structure which may be deemed necessary for the clearing or inspection of drain or drainage system.

25. Any person who obstruct any authorized officer or any person engaged in carrying out the provisions of this bye-law is guilty of an offence and upon conviction shall be liable to a fine of ₦50,000.00 (Fifty Thousand Naira Only) or to imprisonment of six months.

Offence and Penalties.

26.—(1) Authorized officers of the Area Government, if satisfied of the existence of a nuisance, shall serve in writing an abatement notice.

Issuance of Abatement Notice.

(2) Any person who upon being served with the notice referred to in sub-section (1) of this section fails to abate the nuisance is guilty of an offence and shall be liable to a fine of :

(Third Schedule).

(a) ₦20,000.00 (Twenty Thousand Naira Only) in the case of individual.

(b) ₦100,000.00 (One Hundred Thousand Naira) in case of a company.

27. If the authorized officer of health considers that any premises used as hotel, restaurant, guest houses, motels, bakeries, food manufacturing, food preserving and food processing establishment should in the interest of the public health be closed, he may by notice in writing prohibit the proprietor or occupier from using such premises for any such purposes until such time as such prohibition shall be withdrawn.

Closure of the Premises.

28. Any person who commits a nuisance or an offence under this bye-law may be arrested by a police officer or an authorized sanitary officer.

Arrest of offenders.

29. The chairman may from time to time make regulations generally for the purpose of carrying into effect the provisions of this bye-law and specifically for the following :

Regulations.

- (a) Period for carriage of waste of any description through the street.
- (b) Poisonous or dangerous matter, domestic refuse, industrial or commercial waste from any tenement.
- (c) Design of dustbin, incinerator, refuse chute, refuse containers and waste receptacles, and
- (d) Design of beautification and conservation projects and programs.

Restriction
on Civil
proceedings.

30. No civil proceeding of any kind whatsoever shall without the written consent of the Attorney-General be brought against any person for damages or compensation in respect of any measures taken or to be taken under this bye-law to promote environmental sanitation and/or prevention of outbreak of epidemic.

Bye-Law.

31. Magistrate Court have jurisdiction to enforce and give effects to this bye-law.

Interpretation.

32. In this Bye-Law, unless the context otherwise requires :

“*Industrial Waste*” means waste generated from any premises used wholly or partially for the purpose of manufacturing or servicing operation or business and it includes waste from mines or quarry ;

“*Owner*” means a landlord, a state lessee, a joint owner, tenant for life, mortgages in possession or any persons in actual possession and it includes a person acting with the authority of the owner ;

“*Person*” means an individual and shall include a limited liability company or an organization duly registered under the Company and Allied Matter Act 1990 ;

“*Refuse*” means garbage and other discarded solid material from agricultural operations and from community activities and it includes solid scrap building materials ;

“*Structure*” includes a fence, kiosk, stationary vehicle used for the display of wares or cafeteria ;

“*Tenement*” means land with building which is held or occupied as distinct or separate holding or tenancy of any wharf or pier and it includes a shop or market stall ; and

“*Waste*” includes waste of all description of any substance which constitutes scrap materials, an effluent or other unwanted substances arising from application of any process..

Citation.

33. This Bye-Law may be cited as the Environmental Sanitation and Prohibition of Indiscriminate Dumping of Refuse Silts and other Environmental Health Offences Bye-Law (No. 3) 2012 (as amended).

SCHEDULES

FIRST SCHEDULE

(Section 19)

CHARGEABLE RATES FOR WASTES DISPOSAL/SANITATION LEVY

S/No.	Establishment	Monthly (Charges) ₦	Annual Rate
1.	Factory/Industry	25,000.00	300,000.00
2.	Corporate Organization	10,000.00	120,000.00
3.	Departmental Stores/ Super Stores	15,000.00	180,000.00
4.	Super Market	10,000.00	120,000.00
5.	Petrol Station	10,000.00	120,000.00
6.	Furniture Store/ Show Room	10,000.00	120,000.00
7.	Hotel/ Apartment	13,000.00	156,000.00
8.	Guest Inn/ Motel	10,000.00	120,000.00
9.	Bakery	8,000.00	96,000.00
10.	Printing Press	10,000.00	120,000.00
11.	Cinema House	20,000.00	240,000.00
12.	School	10,000.00	120,000.00
13.	Hospital/ Clinic	10,000.00	120,000.00
14.	Cafeteria	12,000.00	144,000.00
15.	Restaurant	10,000.00	120,000.00
16.	Buka	1,000.00	12,000.00
17.	Shop	1,000.00	12,000.00
18.	Workshop	1,000.00	12,000.00
19.	Kiosk	1,000.00	12,000.00
20.	Car Stand	5,000.00	60,000.00
21.	Small and Medium Scale Manufacturers	1000.00	120,000.00
22.	Warehouse	10,000.00	120,000.00
23.	Shops in the Market	1,000.00	12,000.00
24.	Kiosk/ Open Space in the Market	750.00	9,000.00
25.	Shops in Motor Park	750.00	9,000.00
26.	Residential Apartment	3,000.00 (per flat)	36,000.00
27.	Hawkers	50.00	600.00
28.	Mai-shayi/ Suya Sport	50.00	600.00

SECOND SCHEDULE

(Section 20)

ALL MERCHANTS, CORPORATE ORGANIZATIONS, BUSINESS STORES,
RESTAURANTS, HOTELS, ETC FINES

S/No	Violation	Minimum	Maximum	Imprisonment
1.	Failure to clean sidewalk	1,000.00	3,500.00	1 month
2.	Littering/ throw-out	2000.00	5,500.00	1 month
3.	Sweep-out	1,000.00	2,000.00	1 month
4.	Failure to use proper dust bins	25,000.00	50,000.00	1 month
5.	Failure to cover dust bins	10,000.00	25,000.00	6 months
6.	Improper placement of dust bins	10,000.00	25,000.00	1 month
7.	Loose rubbish	5,000.00	10,000.00	1 month
8.	Exposure to material	10,000.00	20,000.00	1 month
9.	Failure to separate waste	10,000.00	20,000.00	1 month
10.	Sidewalk obstruction	25,000.00	50,000.00	6 months
11.	Street obstruction	25,000.00	50,000.00	1 year
12.	Commercial waste disposal	50,00.00	100,000.00	1 year
13.	Illegal dumping of refuse	50,000.00	100,000.00	6 months
14.	Posting of Bills	50,000.00	100,000.00	2 months
15.	Protection of city advertisement	7,000.00	12,000.00	6 months
16.	Structure on road setback and drainage alignment	30,000	60,000.00	3 years
		Fine and demolition of structure		
17.	Failure to clean drains	20,000.00	25,000.00	6 months
18.	Sewage disposal (Company)	100,000.00	200,000.00	3 years
19.	Waste burning	20,000.00	50,000.00	6 months
20.	Storage of trade waste	20,000.00	50,000.00	6 months
21.	Burning of the waste	20,000.00	50,000.00	6 months
22.	Silt depositing along drains	25,000.00	50,000.00	3 years
23.	Direct dealing with unregistered private refuse contractors	5,000.00	10,000.00	1 month
24.	Cutting of road by company without approval	300,000.00	500,000.00	2 years
25.	Sealing up of motor parks, markets, stores and other places of business	25,000.00	50,000.00	2 years

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of2012.

THIRD SCHEDULE

(Section 26)

.....
.....
.....

Dear Sir/Madam,

ABATEMENT OF NUISANCE NOTICE UNDER ENVIRONMENT
SANITATION BYE-LAW

Inspection carried out under the above mentioned Bye-Law on tenement
situate atwithin Abuja Municipal
Area Council on..... has revealed
that you have failed to keep your tenement and its surrounding free from
filth, rubbish, refuse or waste of all description and/or
.....abate the said nuisance within
three (3) days after the service of this notice the provisions of the above-
named Bye-Law will be enforced and you will be prosecuted as provided
by the Environmental Sanitation Bye-Law No. 3 of 2012.

.....
Head of Primary Health Care Dept.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART VI—CONTROL OF ADVERTISEMENT BYE-LAW (No. 5) 2012 (AS AMENDED)

In accordance with the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and other enabling laws, Abuja Municipal Area Council hereby promulgates the following Bye-Law :

Enabling
Law.

PART A—CONTROL OF ADVERTISEMENT

1. As from the commencement of this Bye-Law no person shall display an advertisement within Abuja Municipal Area Council Area without a permit issued by the Area Council.

Prohibition
of display
advertisement
without
permit.

(2)(i) A permit may be obtained from the Area Council on application as set out in Form A and upon payment of the fee prescribed in the First Schedule and depending on the various Categories as contained in the said Schedule to this Bye-Law.

Issuance of
permit.

(ii) A permit under this Bye-Law shall be set out in Form B in Second schedule and shall be signed by the Council Manager on behalf of the Area Council.

2.—(1) Any permit issued shall expire on the 31st December of the year of issuance of the permit.

Duration and
renewal.

(2) Any permit issued under sub-section (1) of Section 1 of the Bye-law shall be renewed annually on payment of a prescribed fee for the type of advertisement. Form C may be used for this purpose.

3.—(1) An application made under sub-section (2) of this Bye-Law may be refused upon the grounds set out in form D.

Refusal to
grant/
Renewal of
permit.

(2) An application made under sub-section (3) (ii), of this Law may be refused upon any of the grounds listed in form E or any reasonable grounds.

4.—(1) A permit may be obtained on application for temporary display of an advertisement for the purpose of a visit, travels, circus, fair entertainment or anything of a similar nature within the Area Council.

Temporary
permit.

(2) An advertisement mentioned in subsection 4 (1) above shall not exceed one square metre in area and not displayed above four (4) metres from ground level.

(3) No such advertisement shall be displayed earlier than seven (7) days before the first performance of the entertainment or the opening of the circus or fair.

(4) An advertisement for which a permit is granted under sub-section 4(1) of this Bye-law shall :

(a) Not be displayed or sited so as to obstruct, or hinder any road traffic sign or render hazardous the use of a highway, railway, inland water way, metro line signals or airfield.

(b) Be removed on the last day of event for which the permit was granted.

Revocation
and
Modification
of permit.

5. Without prejudice to the provisions of this Bye-Law, the Area Council may revoke or modify a permit if it appears expedient for it to do so, and may issue a notice as in FORM F.

Local
Government's
right to
reject
obscene
language.

6. The Area Council reserves the right to reject any obscene language appearing on any advertisement to which a permit is sought.

Enforcement
Notice.

7.—(1) Where it appears to the Area Council that any advertisement has been displayed without a permit, the Area Council may serve on the owner or occupier of the land and also on any other person known to be displaying the advertisement without permit or has displayed it in contravention of conditions, an enforcement notice as set out in Form G as the case may be.

(2) If after a period specified in the enforcement notice, the notice is not complied with, the Area Council may remove the Advertisement at the expense of the person that displayed it.

(3) Notwithstanding the provision of sub-section 7 (1) above, the Area Council shall demolish immediately any advertisement board declared by it to be dangerously displayed.

(4) Where a person on whom an enforcement notice is served under this Bye-Law is aggrieved by the notice he may at any time within the period specified in the notice appeal against the notice to the Area Council which shall :

(a) Withdraw the notice to which the appeal relates if it is satisfied that the advertisement was displayed with a permit or that it is not an advertisement to which this Bye-Law applies or that the conditions of the permit was complied with,

(b) Vary the notice to which the appeal relates if the Area Council is not so satisfied but satisfied that the requirements of the notice exceed what is necessary for restoring the land to its condition before the display, and

(c) Dismiss the appeal where it is satisfied that the notice is validly served. The decision of the Area Council shall be final.

8. An advertisement displayed prior to this Bye-Law shall continue to be displayed for a period of three months from the commencement of this Bye-Law during which time application shall be made by the owner for a permit and unless a permit is issued the display shall cease at the expiration of the three months.

Existing
Advertisement.

9.—(1) This Bye- Law shall apply to all advertisement displayed within the territorial jurisdiction of the Area Council.

Application.

(2) Without prejudice to the provisions of sub-section 9(1) above this Bye-law shall not apply to the following :

(a) Any advertisement relating specially to a pending General, Local Government or Bye-Elections ;

(b) any advertisement required to be displayed by any enactment or standing orders of the National, State or Area Council Government ;

(c) Any advertisement in the nature of signs for the control, guidance or safety of Traffic, and displayed in accordance with an authorization given by the Secretary or Director responsible for Transport, Federal Road Safety Commission or by an Authorized Area Council or Police Officer ;

(d) Any advertisement relating the promotion of activities of faith based organizations and non-Governmental organizations.

10.—(1) Any person who contravenes the provisions under this Bye-Law shall be guilty of an offence and liable upon conviction to a fine as follows :

Offence/
Penalty.

(a) If an individual to a fine not exceeding Twenty Thousand Naira (₦20,000.00) or a term of imprisonment not exceeding three (3) months or both.

(b) If a corporate body to a fine of not less than ₦50, 000.00 (Fifty Thousand Naira).

(2) In the case of a continuing offence, an individual shall be liable to a fine of ₦1,000 (One Thousand Naira) for each day during which the offence continues after conviction.

11. A customary court Grade A or B within the Area Council Area shall have jurisdiction to hear and try offences under this Bye-Law.

Court with
jurisdiction.

12. In this Bye-Law, unless the context otherwise requires :

Interpretation.

“*Advertisement*” means works, letter model sign, placard, Board notice, device or representation whether illuminated or not.

“*Existing Advertisement*” means any advertisement which is being displayed prior to and at the date this Bye-Law came into force.

“Owner” or “Occupier” means the person who owns or maintains the display of the advertisement, the owner or occupier of the land on which the advertisement is being displayed and it includes a person whose goods, trade or business is being advertised.

FIRST SCHEDULE		Section 1(2) (i)
<i>S/No</i>	<i>Type</i>	<i>Minimum</i>
1.	School Sign Board	10,800.00
2.	Neon Sign	20,200.00
3.	Metal Fixed	10,400.00
4.	Wooden Fixed	10,800.00
5.	Metal Standing (Two Faces)	10,800.00
6.	Metal Standing (Dual Face)	10,400.00
7.	Wooden Standing	10,000.00
8.	Wooden Standing (Two Faces)	20,000.00
9.	Electrical Fixed	15,000.00
10.	Plastic Fixed	15,000.00
11.	Electrical Standing	20,000.00
12.	Electrical Standing (Two Faces)	38,000.00
13.	Plastic Standing	20,000.00
14.	Plastic Standing (Two Faces)	38,000.00
15.	Special Sign Board	150,000.00
16.	Carving	8,000.00
17.	Banners	10,000.00
18.	Posters	5,000.00
19.	Tin Plates	20,000.00
20.	Advert On Cloth (Prior Or Colour)	30,000.00
21.	Street Naming	50,000.00
22.	Major Highway/Town Bill Boards	350,000.00
23.	Street Signs	60,000.00
24.	Lamp Plate Advert	60,000.00

Section 1(2) (i)

ABUJA MUNICIPAL AREA COUNCIL
CONTROL OF ADVERTISEMENT BYE-LAW (No. 5) 2013 (AS AMENDED)

APPLICATION FOR DISPLAY OF ADVERTISEMENT
FORM A

1. Name, Address and telephone No. (If any) of the Applicant
2. Particulars of proposed advertisement :
 - (a) Site of Advisement.
 - (b) Nature of advertisement (Whether a hoarding, shop, sign, overhanging Sign etc.).
 - (c) Dimension of the advertisement: height above the ground, extent of projection etc.
 - (d) If illuminated, State type of illumination and colour (*i.e.* whether discharge tube neon).
 - (e) Does the application relate to any business, profession, trade or other activity carried on the building or on the land ?

Signature and Date.....

This application must be submitted in duplicate together with duplicate drawing showing type, size and shape of the proposed advertisement and its position in relation to adjoining property and the highway.

SECOND SCHEDULE

Section 1(2) (ii)

ABUJA MUNICIPAL AREA COUNCIL

CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)

FORM B

Advertisement Permit.....
 Permit No.....Permit is
 hereby granted to.....to
 display the advertisement as thereafter described and shown in the
 drawing and duly attached hereto subject to the terms and conditions as
 hereinafter set.

Situation of Premises/Location/Advertisement

Description of

Advertisement

Dimension

Height:

Length:

Breadth:

The Holder of this permit shall:

1. Maintain any hoarding of a similar structure, or any sign, placard, board erected or use principally for the purpose of displaying advertisement condition to the satisfaction of the issuing authority.

2. Maintain all advertisements displayed and land used for the display of advertisement in a clean and tidy condition to the satisfaction of the issuing authority, observe and be bound by the conditions specified under the law.

3. Not to site or display any advertisement so as to obstruct any Advertisement or block interpretation of any road traffic sign, railway signal or aid to navigation or air or so as otherwise render hazardous the use of any highway.

4. This permit shall expire on the 31st day of December, of the year of issue

DATED at Abuja Municipal Area Council this20

.....
 Signature and Date

(Section 2(2))

ABUJA MUNICIPAL AREA COUNCIL
CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)

APPLICATION FOR RENEWAL OF PERMIT TO DISPLAY
AN ADVERTISEMENT

FORM C

- (1) Permit No.
- (2) Name, Address and Telephone No of Applicant
- (3) Particulars of Advertisement permit for renewal *i.e.* :
 - (a) Is the site of advertisement unchanged ?
 - (b) Nature of the advertisement
 - (c) Dimension
 - (d) Illumination and Colour

.....
Signature and Date

Note : This application must be submitted in duplicate together with duplicate showing type, size and shape of the proposed advertisement.

ABUJA MUNICIPAL AREA COUNCIL
CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)
NOTICE OF REFUSAL OF PERMIT
FORM D

In accordance with powers granted under this Bye Law, Abuja Municipal Area Council hereby refuses to grant the permit for the display of the Advertisement proposed by you in your application dated the..... day of20.....

See below for reason(s) for refusal of permit.

.....
Signature and Date

1. Non-disclosure of type of business for which advertisement is made/ permit is being sought.
2. Non submission of drawing showing type, size and shape of proposed advertisement.
3. Failure to state type of illumination and colour.
4. Failure to state height above the ground and extent of projection.
5. Place of advertisement not defined.
6. Others.

** Tick which is appropriate.

(Section 3(2))

ABUJA MUNICIPAL AREA COUNCIL
CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)

NOTICE OF REFUSAL OF RENEWAL PERMIT
FORM E

In accordance with powers granted under this Bye Law, Abuja Municipal Area Council hereby refuses to grant the permit for the display of the Advertisement proposed by you in your application dated the..... day of20..... And copies of the accompanying such application for the reason set out hereafter.

.....
Signature and Date

1. No evidence of previous permit.
2. That you neglected to clean the site of your advertisement.
3. That your sign post blocks the view of road users.
4. That you neglected to maintain advertisement erected.
5. Others.

(Section 5)

ABUJA MUNICIPAL AREA COUNCIL
 CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)
 NOTICE OF REVOCATION OF PERMIT
 FORM F

NOW THEREFORE, ABUJA MUNICIPAL AREA COUNCIL DO HEREBY GIVE YOU NOTICE pursuant to its power(s) under the said bye-law to remove the advertisement within 21 days of the notice thereof.

.....
 Signature and Date

(Section 7)

ABUJA MUNICIPAL AREA COUNCIL
 CONTROL OF ADVERTISEMENT BYE-LAW 2012 (AS AMENDED)
 NOTICE OF ENFORCEMENT OF PERMIT
 FORM G

Whereas it appears to the Area Council that the Advertisement is being displayed in contravention with the conditions set out in the permit.

No.datedday of 20and listed in the scheduled hereto.

NOW THEREFORE, ABUJA MUNICIPAL AREA COUNCIL DO HEREBY GIVE YOU NOTICE pursuant to its power(s) under the said bye-law to comply with the conditions within twenty eight days of the service of this notice hereof :

AND FURTHER TAKE NOTICE that at the expiration of the twenty eight days the Notice is not complied with, the said permit No shall be revoked under bye-lawof the above cited bye-law.

.....
 Signature and Date

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART B

REGULATION OF MOBILE ADVERTISEMENT BYE-LAW (NO. 6) 2012 (AS AMENDED)

(OWNERS OF BRANDED AND OPERATIONAL VEHICLES)

(1) As from the commencement of this bye-law, no person or company shall maintain within the Area Council any branded vehicle or car having on it any sticker, logo or personalized painting and sign, which in accordance with this bye-law constitutes advertisement without first obtaining a permit to that effect from the Area Council. In the same vein, any operational vehicle registered in the name of an organization and being used to aid income generating activities shall also obtain a permit.

Owners of
Branded/
Operational
Vehicles, etc.
to obtain
permit.

(2) Any vehicle registered in the name of a company or person resident in the Area Council or who carries on business or part of its/his business within Abuja and found anywhere within the Area Council or any vehicle normally used to carry on business within the Area Council notwithstanding where the company or person in whose name it is registered is resident shall be deemed to be maintained within the Area Council.

Vehicle
deemed
maintained
within the
Area
Council.

3.—(i) A permit may be obtained upon payment of the fees prescribed in the First schedule hereto on all the vehicles in the fleet of the company or person maintained within the Area Council.

Permit.

(ii) Any company or person who uses a vehicle within Abuja Municipal Area Council as defined in section 2.

4. A permit issued under this Bye-Law shall be signed by the chief revenue officer to the Area Council (who shall also be the Secretary of Internal Revenue Generation Committee) or any agent appointed under this Bye-Law or person authorized by the Chairman of the Area Council.

5. Upon payment of the fees prescribed hereto, a permit for mobile environmental sanitation and hackney permit shall also be obtained and shall be included in the documents for mobile advertisement.

6. Any permit issued under this Bye-Law shall expire on the 31st day of December of the year of issue, and shall be renewed annually upon the payment of the fees prescribed in this Bye-Law or as may be reviewed from time to time.

7. The Area Council shall have powers to charge and collect arrears of the prescribed fees of the preceding year together with interest assessed at ten per cent.

Appointment
of agent.

8. The Area Council may upon recommendation of the internal Revenue Committee, appoint as agent any person whether individual or corporate body to partner with it towards the collection of fees and enforcement of the provision of this Bye-Law.

Demand
Notice.

9. The Area Council or its agent shall issue a seven-day Demand Notice on the person or company liable to obtain the permit under this Bye-Law and await the expiration of the Notice before prosecution in court for any default. Collection of the Demand Notice and failure to comply with same shall attract the payment of twice the amount on the Demand Notice.

Lawyers
only can
prosecute
even with
security.

10. The Area Council shall have powers to charge through lawyers before the court any person who contravenes the provisions of this Bye-law.

11.—(i) Any company or person who refuses or neglects to obtain a permit as required by this Bye-Law or pay the fees prescribed for such permit shall be guilty of an offence and liable upon conviction to a fine equivalent to three times the fee payable for the permit in respect of which default has been made or imprisonment for a period not exceeding six months or both.

Offences and
penalties.

(ii) Any permit issued under this Bye-Law shall not be transferable and any person who transfers same or who mutilates the permit as to delete the portion for the registration number of the vehicle shall be guilty of an offence and liable upon conviction to a fine equivalent to three times the fees paid or payable on the permit or to imprisonment for a period not exceeding six months or both.

Offences by
body
Corporate.

(iii) Any person who obstructs, hinders, molests, or assaults any person authorized by the Area Council in the enforcement of this Bye-Law shall be guilty of an offence and liable upon conviction to an imprisonment not exceeding six months.

Powers of
court to
impound
vehicles.

12. The Court shall have powers to order any vehicle in respect of which default has been made in obtaining a permit as required by this Bye-Law to be impounded until the permit is obtained, or the provisions of this Bye-Law are complied with and any fine imposed by it paid, and to order its release upon compliance with the provisions of this Bye-law.

Offences by
body
Corporate.

13.—(i) Where an offence under this Bye-Law has been committed by a body corporate or firm or other association of individuals; a person who at the time of the commission of the offence was an officer thereof or was purporting to act in such capacity is guilty of the offence and liable to be prosecuted and punished for the offence in like manner as if he had himself committed the offence, unless he proves that the act or omission constituting the offence took place without his knowledge, consent or connivance.

(ii) In this section, "Officer", includes :

(a) In the case of a body corporate, a director, chief executive by whatever name called, manager, accountant and secretary of the body corporate.

(b) In the case of a firm, a partner, manager, accountant, and secretary of the firm ; and

(c) In the case of any other association of individuals, a person concerned in the management of the affairs of the association.

14. In this Bye-law unless the context otherwise requires :

Interpretation.

"*Agent*" means a person appointed by the Area Council under section 8 of this Bye-Law.

"*The Area Council*" means Abuja Municipal Area Council of the Federal Capital Territory.

"*Court*" means magistrate court of any grade.

"*Mobile Advertisement*" means any word, letter, model, sign, printed notice, logo, identification, representation on the body of a vehicle or any notice or representation whether illuminated or not (in the nature of or employed wholly or in part for the purpose of advertisement including outdoor advertisement or notice on the body of the vehicle.

"*Owner*" means the person or company who has the title to the vehicle and shall include the driver or other person for the time being in possession of or having control of the vehicle.

"*Person*" Includes Individuals, Firms, Institution and Companies.

SCHEDULES

FIRST SCHEDULE

(Section (3))

CHARGEABLE FEES FOR MOBILE ADVERTISEMENT/AREA
COUNCIL STICKERS PERMIT

<i>S/No.</i>	<i>Type Of Vehicle</i>	<i>Mobile Advert</i>
1.	Industrial Motorcycle	7,500
2.	Car/Buses/Vans/Pick-ups	20,000
3.	Dyna Delivery Vans/ J5	25,000
4.	Tippers/ Lorries	27,000
5.	Trailers	30,000
6.	Cranes	40,000
7.	Earth-moving Equipment	40,000

Repeal.

This Bye-Law repeals the Abuja Municipal Area Council Bye-Law on
Vehicle Mobile Advert, 2002.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART VII—CUTTING OF ROAD TAR BYE-LAW (No. 9) 2012 (AS AMENDED)

Pursuant to the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999(as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

CUTTING OF ROAD TAR BYE-LAW

1.—(i) As from the commencement of this Bye-Law it shall be an offence for any person to carry out or engage in cutting of road Tar without first obtaining a permit from Abuja Municipal Area Council.

Offence.

(ii) A permit may be obtained on application and upon payment of a minimum fee of ₦15,000 (Fifteen Thousand Naira) or such amount as may be determined by the Area Council from time to time.

2. Any permit Issued shall be for the period specified therein.

Duration of
permit.

3. Any permit issued under this Bye-Law shall be produced by the person to whom it is issued on demand by an authorized person.

Production
of permit.

4. Where it becomes evident to an authorized person that the necessary permit has not been obtained before commencement of work resulting in cutting of road tar under this Bye-Law, the authorized person shall arrest the workman and confiscate the equipment found at site.

Penalty.

5. Any person who obstructs an authorized person in the discharge of his duties under this Bye-law shall be guilty of an offence and liable on conviction to a term of six months imprisonment or a fine of ₦10,000 or both as may be determined by the Magistrate Court.

Penalty of
obstruction.

6. This Bye-Law shall apply to all corporate bodies and persons engaged in cutting of Road Tar or provision of speed breakers across any road within the jurisdiction of the Area Council.

Application.

7. In this Bye-Law, unless the context otherwise requires :

Interpretation.

“*Authorized Person*” means any official off the Area Council or any person who may be authorized to perform any function under this Bye-Law.

“*Area Council*” means the Abuja Municipal Area Council.

"Cutting of Road Tar" includes cutting of road or street laid out with laterite for purposes of provision of speed breakers, laying of water pipes and cables across the road.

"Permit" means the License issued by the Area Council to the holder allowing him to carry out the operation of cutting of the road speed breakers lying across the said road.

Citation/
Commence-
ment.

8. This Bye-Law may be referred to as "Cutting of Road Tar Bye-Law 2012, and shall become operational with effect from 1st day of January, 2012 (as amended).

Duly passed by the Abuja Municipal Area Council Legislative Arm thisday of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART VIII—MOVEMENT AND KEEPING OF PETS BYE-LAW

(No. 10) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

MOVEMENT AND KEEPING OF PETS BYE LAW

1.—(a) As from the commencement of this Bye-Law, it shall be compulsory for every person(s) individual or corporate body having charge or custody of pet(s) to register and obtain permit from the Area Council. The permit shall be in the form set out in the First Schedule to this Bye-Law and shall expire on the 31st day of December in the year they were issued. The fee for permit shall be as may be determined by the Council. A Register shall be kept for this purpose containing sufficient particulars of permit holder and of his pet(s).

Dogs permit.

(b) No permit shall be issued in respect of any pet(s) unless the pet(s) has been vaccinated against disease and a valid certificate is produced on payment of prescribed fee such certificate shall be in the form set out in the Second Schedule of this Bye-Law.

Certifying
pet(s)
medically fit.

(c) The pet(s) permit thereof shall be renewed every year. Permit includes licence.

Renewal.

2. As from the commencement of this Bye-Law, it shall be an offence for the owner/keeper of any pet(s) to allow same to stray or move about the streets, lane, crescent or any part of the territorial confines of the Abuja Municipal Area Council.

Straying of
pets.

3. "Keeper of pet(s) that contravenes any of the provisions of Sections (1) and (2) of this Bye-law shall be guilty of an offence and upon conviction shall be liable to a minimum fine of ₦5,000.00 (Five Thousand Naira) or to a maximum fine of ₦10,000.00 (Ten Thousand Naira) or to a minimum term of imprisonment of three (3) months or a maximum term of imprisonment of six (6) months or both fine and imprisonment.

Contravention
and Penalty.

4. Any pet that strays into the street, road, crescent, lane etc. within the territorial confines of Abuja Municipal Area Council shall be caught/trapped and be taken to the custody of the council health department until the owner / keeper pays appropriate fines.

Penalty.

Medically
unfit pet.

5. Where any pet(s) appears medically unfit to an environmental health officer(s), he shall take the pet(s) concerned into custody until the pet(s) is medically fit and sound and shall be released to the owner after payment of the appropriate fines.

Court with
jurisdiction.

6. The Magistrate Court of any grade.

Citation/
Commence-
ment.

7. This Bye-Law shall be referred to as "Movement and Keeping of Pet(s) Bye-Law 2012 (as amended).

Interpretation.

"*Pets*" mean Animal or bird that are kept at home for pleasure rather than work or food which includes dogs, cats, parrots, etc.

FIRST SCHEDULE

(Section 1 (a))

ABUJA MUNICIPAL AREA COUNCIL

MOVEMENT AND KEEPING PET(S) BYE-LAW (No. 10) 2012 (AS AMENDED)

FORM OF PERMIT OR LICENCE

Date.....

Licence is hereby granted to.....of
 to keep the pet(s) following
 (set-out a description of the pet(s)
 sufficient for identification and each pet the distinguishing mark of the badge
 provided for the pet(s)), the applicant having paid the prescribed fees.

FCC N

Date

.....
(Signature, Name and Rank of Issuing Officer)

**Note : This licence expires on 31stDecember,

SECOND SCHEDULE

(Section 1 (b))

ABUJA MUNICIPAL AREA COUNCIL

MOVEMENT AND KEEPING PET(S) BYE-LAW (No. 10) 2012 (AS AMENDED)

VACINATION CERTIFICATE

Owner's Name and Address.....

Breed of pet(s)

Sex of pet(s)

Markings

Batch No. and Type of

Vaccine

This Certificate is valid until

Centre where issued

.....
Medical Officer

Duly passed by the Abuja Municipal Area Council Legislative Arm this
day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART IX—HOUSE NUMBERING/STREET NAMING REGULATION BYE-LAW (No. 11) 2012 (AS AMENDED)

Pursuant to the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999(as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

1. As from the commencement of this Bye-Law, no person shall mount a sign post to identify a street, lane, crescent etc. As his/her own without seeking the approval and consent of the Abuja Municipal Area Council. The Council shall take into consideration ; the applicant's contribution to the society/ Community as envisaged in Section 3of this bye-law.

Approval
and Consent

2. Any person who desires to have a Street, Crescent, Road, Lane, Avenue etc. named after himself/herself shall apply formally to the Abuja Municipal Area Council and pay a sum that may be prescribed by the Council from time to time.

Application
for Street
Naming. etc.

3. The formal application referred to in Section 2 hereof shall be in typed form, signed and dated by the applicant, giving his/her particulars, such as Name, Address, Occupation, Status in life, Level of achievement/ contributions to the community/ society and any such other information that may be required by Abuja Municipal Area Council as prescribed in Schedule to this bye-law.

4. Any person who contravenes or violates the provision of this Bye-law shall be guilty of an offence and shall be liable upon conviction to a minimum fine of ₦10,000 or imprisonment for a term of three (3) Months or to both fine and imprisonment.

Violation
and
penalties.

5. The Magistrate Court of any grade.

Court with
Jurisdiction.

6. This Bye-Law shall be referred to as "House Numbering/Street Naming Regulation Bye-Law (No. 10) 2012" and shall become operational with effect from 1st day of January, 2012 (as amended).

Citation and
Commence-
ment.

Duly passed by the Abuja Municipal Area Council Legislative Arm
thisday of, 2012.

ABUJA MUNICIPAL AREA COUNCIL

PART X—REGISTRATION OF DRY CLEANING AND LAUNDRY HOUSES BYE-LAW (No. 12) 2012 (AS AMENDED)

Pursuant to the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999(as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

REGISTRATION OF DRY CLEANING AND LAUNDRY HOUSES

1. As from the commencement of this Bye-Law, no person(s) (whether natural or artificial) shall carry on the business of Dry Cleaning/ or Laundry services except with prior license issued by the Abuja Municipal Area Council.

License.

2. The operating license referred to in Section 1 of this Bye-Law shall be obtained by the Dry Cleaning and/or laundry outfit upon a formal application being made to Area Council and subject to the payment of the license fee that may be prescribed from time to time by Abuja Municipal Area Council.

Issuance of
license and
payment of
prescribed
fee.

3. The amount of license fee to be paid by the Dry Cleaning and/or Laundry outfit shall depend on the size and location of the outfit.

Assessment
of fee.

4. No operating license shall be issued by Abuja Municipal Area Council until an inspection of the business premises of the Dry Cleaning and/or Laundry outfit shall be made and a report written on the inspection by the authorized officer or agent of the Abuja Municipal Area Council.

Inspection
and
reporting.

5. The operating license issued by Abuja Municipal Area Council pursuant to the provisions of this Bye-Law shall be renewed annually, and every license shall be deemed to expire upon the expiration of twelve (12) months from the date of the license by which time the prescribed renewal fee shall become due and payable to the Area Council by the concerned Dry Cleaning and Laundry outfit.

Renewal.

6. Any Dry Cleaning and/or Laundry outfit or any person(s) who carries on business within the territories or jurisdiction of Abuja Municipal Area Council without prior operating license having been issued by the Abuja Municipal Area Council shall be guilty of an offence and upon conviction be liable :

Offence and
Penalty.

(a) If a natural person(s) to a minimum fine of ₦25,000 (Twenty Five Thousand Naira) or a maximum fine of ₦50,000 (Fifty Thousand Naira) or a minimum term of imprisonment of three (3) months or maximum term of imprisonment for six months.

(b) If corporate body to a fine of ₦50,000 (Fifty Thousand Naira) or closure for a minimum of one (1) month or maximum period of three months, or both fine and closure.

Court with jurisdiction.

7. Any court established pursuant to any enactment of the National Assembly shall have jurisdiction to try offences and offender under this Bye-Law.

Citation and commencement.

8. This Bye-Law shall be referred to as "Registration of Dry Cleaning and Laundry House Bye-Law 2012 (as Amended)", and shall become operational with effect from 1st day of January, 2012.

Duly passed by the Abuja Municipal Area Council Legislative Arm thisday of, 2012.

ABUJA MUNICIPAL AREA COUNCIL

PART XI—MARKET REGULATION BYE-LAW (NO. 13) 2012 (AS AMENDED)

Pursuant to the provisions of section 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999(as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

ESTABLISHMENT, CONTROL AND MANAGEMENT OF MARKET

1. No person shall establish or maintain a market without the approval of the Area Council.

Establishment
of market.

2. All markets established within the territorial jurisdiction of the Area Council shall be under the control and management of the Area Council.

Control and
Management.

3. Any person who contravenes the provision of Section 1 hereof shall be liable on conviction to a fine of ₦100,000 or 3 months imprisonment or both. Such market shall be closed/sealed up until an approval is obtained in writing from the Area Council.

Offence and
penalty.

4. Markets shall be opened on such days and between such hours of the day as the Area Council may approve.

Market days
and hours.

5.—(i) Tolls and Stall ages fixed by the Area Council from time to time shall be paid by all persons selling or carrying on trade or calling in the market.

Tolls and
Stallages.

(ii) The tolls and payable by each category of shop/stall are as specified in the Tariff of the Area Council.

6. All tolls and stallages shall be paid monthly or quarterly or half yearly in advance to the revenue Collectors of Abuja Municipal Area Council Treasury or in such other manner or to such person(s) as the Area Council may direct.

Advance
payment of
tolls.

7 Any person who exposes goods or merchandise for sale in the market or exercises any right in the market in respect of which stallages or tolls are payable without having first paid the appropriate stallages or tolls may be ejected as trespasser and shall be guilty of the offence and liable on conviction to a fine of ₦50,000 (Fifty Thousand Naira) or 3 months imprisonment or both.

Penalty for
failure to
pay Tolls/
Stallage.

8. Any person who sells or purchases goods/ merchandise in the market or carries on his trade or calling in the market on any day or at any hour when the market is not approved for opening in accordance with section 4 hereof shall be guilty of an offence and liable on conviction to a fine of ₦50, 000 or 3 months imprisonment or both.

Offence and
penalty for
selling and
buying on
unauthorised
day or hours.

Consent of Area Council to erect stall.	9. No person shall erect a stall, shed, building, wall, fence or enclosure within the market or within 3 metres of the market boundary without approval of the Area Council.
Alteration to stalls	10. No person shall make any alteration in any stall, building, fence, wall or enclosure within any market existing as from the date of the application of this Bye-Law without the approval of the Area Council.
Construction requirement.	11. All stalls, shed, building, walls, fence or enclosure constructed after the date of the application of this Bye-Law in any market shall conform in all respect to the requirement of the Area Council.
Allotment of stalls.	12. The Area Council may allot to any person the exclusive use of the Area Council stall for a period exceeding one year upon payment in advance of the appropriate stallage fee.
No subletting or assignment without approval of Area Council.	13. No person to whom a stall has been allotted shall assign, sublet, or otherwise part with the possession of the stall or any part thereof except with the prior consent of the Area Council which may be given upon terms as the Area Council may specify as to the amount of dues to be paid by the stall holder, or as to other conditions to be satisfied by the person to whom the stall is to be assigned, sublet or otherwise part with in whole or in part.
Power of a Market Master to eject Stallage defaulter.	14. A Market Manager, may eject from any stall, any person, together with his wares and other belongings, where such person has not paid stallage payable in respect of the stall in accordance with the provisions of this Bye-Law.
Unsafe and Unsanitary stall.	15.—(i) If any stall other than an Area Council stall appears to be unsafe or unsanitary the Area Council may by order in writing require the owner or occupier thereof to render the same safe or sanitary. If the said owner within one week of the receipt of the order neglects to do as aforesaid, the Area Council may cause the stall to be removed and the owner or occupier shall be liable for the cost of its removal. (ii) The provisions of section 14 shall be without prejudice to any action that may be taken by the Area Council under any other provision(s) of this Bye-Law.
Unauthorised erection and penalties. etc.	16.—(i) Any person who in contravention of sections 8 and 9 of this Bye-Law erects any building, wall, fence, or enclosure within the market or three metres of the market boundary, may be compelled to remove the stall, building, wall, fence, or enclosure by the Area Council. If any such person refuses or neglects to comply with the order of the Area Council, he shall be guilty of an offence and liable on conviction to a fine of ₦150,000.00 or six months imprisonment or both.

(ii) The Area Council may after the expiration of the time fixed in respect of any work in accordance with paragraph (I) of Section 16 of this Bye-Law remove the same and sell, and the money recovered from such sale shall be applied towards the expenses of the removal and any balance shall be paid to the owner.

17. Any person who contravenes any provision of this bye-law in respect of which no specific penalty is provided shall be guilty of an offence and liable on conviction to a fine of N150,000⁺ or six months imprisonment or both.

Offences and
Penalty.

18. No stall in the market shall be used as a dwelling place.

Stall not to
be used as
dwelling.

19. No person shall constitute a nuisance in the market.

Nuisance.

20. Every occupier of a stall, table or place in a market shall keep the same in perfect clean state and after close of every day's business, and before brush, sweep and clear away all dirt and filth, and dump same in the refuse bag.

Cleanliness
and space
adjoining.

21. Magistrate Court of any grade shall have jurisdiction.

Court with
Jurisdiction.

22. In this Bye-Law :

Interpretation.

"*Area Council*" means the Abuja Municipal Area Council.

"*Fees*" means all monies payable to the Area Council under the provisions of this Bye-Law but shall not include fines or other penalties levied for contravention of any provision of this Bye-Law.

"*Market Manager*" means the person so appointed by the Area Council to oversee the affairs of all markets within the Area Council.

"*Stall/Shop*" means any erection permanently or temporary designed to give the occupant(s) protection from weather or any construction affixed to the ground for the display of goods for sale.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL

PART XII—SHOPS AND KIOSKS TRADE LICENCE, PRIVATE LOCK-UP SHOPS AND
ALLIED MATTERS BYE-LAW (NO. 14) 2012 (AS AMENDED)

Pursuant to the provisions of section 7 and the Fourth Schedule to the Constitution of the Federal Republic of Nigeria 1999(as amended), and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

SHOPS AND KIOSKS, LOCK-UP SHOPS AND ALLIED MATTERS

1. As from the commencement of this Bye-Law it shall be an offence for any person to establish or operate shops/ kiosks or carry on any business, trade or occupation without obtaining a permit from the Area Council.

Prohibition
of operation
of work-
shop, etc.

2.—(i) A permit may be obtained on application and payment of the fees prescribed in the First Schedule depending on the business category.

Issuance of
permit.

(ii) Enforcement of payment for permit or renewal of permit under this Bye-Law shall be preceded by a notice of demand as in the second schedule.

3.—(i) Any permit issued shall expire on the 31st December of the year of issue of the permit.

Duration/
Renewal of
Permit.

(ii) Any permit issued under section 2 (i) of this Bye-Law shall be renewed annually on payment of a prescribed fee and shop/ kiosk owner shall have up to 31st March of the current year to renew the permit.

4.—(i) Where it becomes evident that the necessary permit has not been obtained by a person operating a shop/kiosk or carrying on any business or trade as directed under this Bye-Law, the Area Council shall on the order of the Court seal up the shop/ kiosk or business premises on which the trade is being carried on.

Sealing up of
defaulting
premises.
etc.

(ii) The shops/kiosks or business premises shall remain sealed until the order made under Subsection (1) set aside by the Court. A penalty fee twice the amount which an applicant shall have paid for a permit for the affected category of trade or business as on the first schedule may be ordered by the Court.

5 The Magistrate Court shall have jurisdiction.

Court with
Jurisdiction.

6. “Permit” means a written authority issued by the Council upon payment of the prescribed fees.

Interpretation.

7. “Shop or Kiosk” include any place where you can buy goods or services.

FIRST SCHEDULE *Sections 2(i) and 4(ii)*

CATEGORY A—PERMIT

Large Shop	₦200,000
Medium Shop	₦100,000
Small Shop	₦50,000
Warehouse	₦250,000

CATEGORY B—LOCKUP SHOP

Large Shop	₦100,000
Medium Shop	₦75,000
Small Shop	₦40,000
Parking Space	₦25,000 – ₦30,000

CATEGORY C—KIOSK AND CANOPY EXTENSION

Large Shop	₦50,000
Medium Shop	₦40,000
Small Shop	₦30,000

CATEGORY D

Petty Trade (Attachments)	₦5,000-₦10,000
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SECOND SCHEDULE *(Section 2 (ii))*

NOTICE OF DEMAND

<i>Amount Details</i>	<i>Amount Due and Payable</i>
CURRENT.....
ARREARS
TOTAL

Payment in cash or cheque is to be made at the Bank so designated by the Area Council between the hours of 8.00 am and 4.00pm.

If payment is not made within 7 days of this Demand, Legal proceedings shall commence against you.

This demand note must be produced at the time of payment.

.....
Signature and Date

THIRD SCHEDULE

Section 2 (ii)

NOTICE OF INTENSION TO SUE FOR THE NON-PAYMENT OF
TRADE PERMIT BYE-LAW (NO. 14) 2012 (AS AMENDED)

I write to inform you that records available to us showed that your Company/
Organization has not settled the trade permit Bill of N.....
Served on you in the month ofwhich allowed
you 14 days within which payment must be made

Your refusal to pay the said amount is viewed as deliberate act of defrauding
the Government and failure to comply with the conditions of the Trade Licence,
Lock up shop and provisions Bye-Law 2008

For avoidance of doubt, a further 7 days from the date of this notice is given to
settle the bill or to conform to paragraph 2 above following which a court
action shall be taken against you without any further notice from this office.

It is however anticipated that you will co-operate to avoid any embarrassment.

****See below attached for detailed analysis of your indebtedness.**

.....
Signature and Date

FOURTH SCHEDULE
SHOPS AND KIOSKS RATES

Establishment	Rates Per Annum
Chemist/ Pharmacist (Small)	30,000
Chemist/ Pharmacist (Big)	100,000
Patent Medicine	30,000
Porter – Natives	9,000
Printer (Small)	20,000
Printer (Medium)	50,000
Printer (Big)	200,000
Optician	40,000
Mechanic Workshop	20,000
Vulcanizing	5,000
Watch Repairing Workshop	5,000
Rice Hauling	10,000
Welding	20,000

Welding (Medium)	30,000
Electrical Workshop	10,000
Palm Oil Processing (Manual)	10,000
Kernel Cracking	5,000
Panel Beater Workshop	25,000
Spare Part (Vehicle)	20,500
Spare Part (Motorcycle)	15,000
Spare Part (Bicycle)	8,000
Hawking	5,000
Video House	30,000
Departmental Store	500,000
Paint Depot/Dealer	100,000
Night Clubs/Casino (Small)	75,000
Night Clubs/Casino (Big)	150,000
Bureau De Change	150,000
Furniture Showroom	150,000
Interior Decoration	150,000
Factory/Manufacturing Industry (Big)	450,000
Factory/Manufacturing Industry (Medium)	250,000
Factory/Manufacturing Industry (Small)	150,000
Shops and Kiosks rates continues	150,000
Car Stand (New)	250,000
Car Stand (Old)	150,000
Elect/Electronic Equip. Installation Industry (Small)	100,000
Elect/Electronic Equip. Installation Industry (Medium)	150,000
Elect/Electronic Equip. Installation Industry (Big)	450,000
Electronic/Electric Manufacturers	300,000
Chemical/Paint Depot (Standard) Small	80,000
Chemical/Paint Depot (Standard) Medium	150,000
Chemical/Paint Depot (Standard) Big	300,000
Telecommunication (Small)	100,000
Telecommunication (Medium)	250,000
Telecommunication (Big)	750,000
Soap and Detergent	50,000
Tobacco Distributor (Big)	100,000

Tobacco Distributor (Medium)	50000
Tobacco Distributor (Small)	20,000
Cooking Gas Retailer	15,000
Building Material Dealer	100,000
Palm Oil Centre	30,000
Block Moulding (Big)	50,000
Block Moulding (Medium)	30,000
Block Moulding (Small)	20,000
Fabricating Engineer	10,000
Bakery and Confectionery	150,000
Timber Retailer/ Seller	15,000
Furniture Workshop	40,000
Carpentry Workshop	15,000

FIFTH SCHEDULE
OTHER PLACES OF BUSINESS RATES

<i>Establishment</i>	<i>Rates Per Annum</i>
Estate Surveyor/ Valuers	100,000
Land Surveyors	100,000
Security Organization	100,000
Architect	100,000
Draftsman	40,000
Courier Service Agencies (Small)	100,000
Courier Service Agencies (Medium)	80,000
Courier Service Agencies (Large)	150,000
Travel Agencies/ Transport	100,000
<i>Other places of business rates continues</i>	
Hospital/ Maternity (Medium)	100,000
Hospital/ Maternity (Big)	150,000
Laboratories	50,000
Maternity	50,000
Blacksmith	10,000
Dentist	35,000
Herbalist	30,000

Car Wash	10,000
Pool Proprietor	20,000
Pool Office (Small)	15,000
Water Pump/Borehole	10,000
Vehicle Hire	100,000
Airlines	300,000
Engineers	150,000
Media Houses (Print/Electronic)	300,000
HOTELS	
1 Star	100,000
2 Star	120,000
3 Star	150,000
4 Star	300,000
5 Star	750,000
Insurance Office (Branch)	100,000
Insurance Office (H/Q, Area/Reg. Office)	375,000
Insurance Brokerage	100,000
Construction Company (Big)	750,000
Construction Company (Small)	300,000
Construction Company (Medium)	450,000
Quarrying	750,000
Petrol Filling Station	200,000
Petroleum Product Exploration (H/Q)	750,000
Petroleum Product Marketing (H/Q)	750,000
Gas Filling Station	150,000
Bank HQ/Area/Regional Office	750,000
Bank Branches	300,000
Finance House	300,000
Corporate Organization (Others)	250,000
Driving School	50,000
Gas Depot	50,000
Private Secondary School	300,000
Private Nursery/Primary School	150,000
Computer Training School	75,000
Sand Digging/Excavation	30,000
Digging of Borehole	150,000
Fishing/Fishery	150,000

Other places of business rates continues

SALE OF ANIMAL

Cattle/ Horses/ Donkey

30,000

Sheep/ Goat/ Pig

10,000

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XIII—RADIO AND TELEVISION BYE-LAW

(No. 15) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

RADIO AND TELEVISION

1. As from the commencement of this Bye-Law any person who owns or is in control of Radio or Television device or other items of the same or similar kind within the territorial jurisdiction of Abuja Municipal Area Council shall pay an annual licence fee of same to the Area Council.

Radio and
Television.

2. The amount to be paid as annual licence fee shall depend on the use to which the items referred to in section 1 hereof are put (Private/commercial), and the volume or numbers of the items or devices in the premises concerned.

Determination
of Annual
licence fee.

3. The amount of annual licence fee to be paid on the items referred to in section 1 hereof shall be in accordance with the conditions contained in the Schedule to this Bye-Law.

4. The appropriate officer of or agent of Abuja Municipal Area Council shall at all working hours of any working day have the power to enter any premises whether residential or commercial for the purpose of inspection so as to give effect to the intendment of this Bye-Law.

Power to
enter
premises
and inspect.

5. It shall be an offence for anybody within the territorial jurisdiction of Abuja Municipal Area Council to act in any manner as to constitute an impediment in the way or obstruction to any Area Council official the discharge of his duties envisaged by this Bye-Law.

Offence of
obstruction.

6. Any person who contravenes the provisions of this Bye-Law in any respect shall be guilty of an offence and liable as follows :

Penalty.

(a) If an Individual, to a fine of ₦5,000 (Five Thousand Naira) or a term of imprisonment for three (3) months or both.

(b) If a corporate body, to a fine off ₦10,000 (Ten Thousand Naira) or closure of premises for a period not exceeding one (1) month or both fine and closure.

7. The provision of this Bye-Law shall be applicable to all person(s) natural as well as artificial and all premises (residential as well as commercial) within the territorial Jurisdiction of the Abuja Municipal Area Council.

Application.

Court with
Jurisdiction.

8. A Magistrate Court established pursuant to any enactment for the FCT.

Citation and
Commence-
ment.

9. This Bye-Law may be referred to as "Radio & Television Licence Bye-Law 2012 (AS AMENDED)" and shall become operational with effect from 1st day of January, 2012 (as amended).

SCHEDULE

CATEGORY A—N1,500,000

1. Headquarters of Organizations, including Multi-National Companies, Banks (merchant banks inclusive), Financial Institutions, Oil Companies and other corporate Bodies.

CATEGORY B—N1,000,000

2. Branches of multi-national companies, Banks, Insurance and Financial Institutions including Merchant Banks, Textiles and Fabric Companies, Equipment Leasing Companies, Motor Factories Engineering Companies, Packaging Companies, Automobile Motor Factories, Security, Technical Equipment and Machinery Companies, Pharmaceutical Companies, Investment Companies, Architectural Consultancy Companies, Computer Service Generally, Manufacturing Companies and High Class Hotels, and other similar kinds of entities.

CATEGORY C

Large — N200,000 Medium — N100,000 Small — N50,000

3. Airline/Travel Agencies, Courier Services Companies, Petrol/Filling Stations, Haulage and light storage Companies, Marine Ocean Graphic and Inter Marine Companies, Telecommunication Companies, Agro Allied Companies, Manufacturing Companies Generally, Supermarkets, Boutiques, Gas Laboratory and Hospital Equipment Companies etc., Dry Cleaning and Laundry Services, fast food Centres, Public Relation/Photographic Companies, Photocopying and Duplicating Centres, and other similar entities.

CATEGORY D

Duplex - N20,000 Flat - N10,000 Bungalow - N5000
Self Contain Apartment - N3,500

4. An Individual: Residential Premises.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
..... day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XIV—TRICYCLE (KEKE) AND MOTORCYCLE FOR COMMERCIAL USES (REGULATION AND CONTROL) BYE-LAW (No. 16) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and sections 55 and 56 of Niger State Local Government Laws of 1976, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

COMMERCIAL TRICYCLE (KEKE) OPERATION PURPOSE

1.—(a) As from the commencement of this Bye-Law it shall be an offence for any person to operate a Tricycle popularly called “Keke” or a motorcycle for commercial purposes within the territorial Jurisdiction of Abuja Municipal Area Council except in strict adherence and compliance with the provisions of this Bye-Law.

Strict
compliance
with
provision.

(b) A tricycle (Keke) for the purposes of this Bye-Law means a three-wheeled, motor-driven contraption intended to carry two or more passengers.

2. Any person who seeks to operate or who operates a motorcycle or a tricycle for commercial purposes within Abuja Municipal Area Council shall register it within the Area Council to ply designated routes.

Registration.

3. The operators shall pay to the Abuja Municipal Area Council an annual registration fee of N5, 000 (Five Thousand Naira) on each Tricycle or motorcycle operating commercially within Abuja Municipal Area Council.

Annual
Registration
fee.

4 Subject to sections 2 and 3 hereof, registration shall be the basis for the lawful operation of Motorcycles or tricycles for commercial purposes within the territorial Jurisdiction of Abuja Municipal Area Council.

Basis for
lawful
operation.

5. All Tricycles or motorcycles operating for commercial purposes within Abuja Municipal Area Council Area shall pay to the Abuja Municipal Area Council a daily operation fee of N100 (One Hundred Naira).

Daily
operation
fee.

6. All Tricycles and motorcycles used for commercial purposes must possess all safety equipment such as helmet and be in good operating condition.

Safety.

7. Any person, who contravenes the provisions of this Bye-law shall be guilty of an offence, and be tried summarily and on conviction be liable to a fine of N3,000 (Three Thousand Naira) only or Imprisonment for three (3) months or both.

Penalty for
Contravention.

Court with
Jurisdiction.

8. Magistrates court established under the law of FCT shall have Jurisdiction for the trial of offences under this Bye-Law.

Citation and
Commence-
ment.

9. This Bye-Law may be referred to as "Tricycle (Keke)/ Motorcycle commercial use Regulation and Control Bye-Law" 2012, and shall become operational with effect from 1st day of January, 2012.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
..... day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XV—FOODSTUFF AND REGULATED PREMISES

BYE-LAW (No. 17) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and sections 55 and 56 of Niger State Local Government Laws of 1976, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

FOODSTUFF AND REGULATED PREMISES : PREPARATION AND SALE OF FOODSTUFF

1. No person shall display or offer for sale to the public in any market, regulated premises or any other public place the following :

(a) Any of the foodstuffs specified in the first column of the first schedule to this bye-law, unless these foodstuffs are suitable and protected from contamination and kept in any one of the appropriate containers specified in the second column of the first schedule opposite the particular foodstuff.

(b) Any aerated or other mineral water unless the aerated or other mineral is retained in the container in which the manufacturer has produced it.

2. All cooking pots, calabashes, bottles, trays, containers or other receptacles and all utensils used in or for the preparations, display or offering for sale of any foodstuff whether used in regulated premises or otherwise, shall be kept in a clean and sanitary condition; and all coverings of any kind used for protecting such foodstuff shall be kept healthy and clean.

Cooking
Utensils
must be kept
clean.

REGULATED PREMISES

3.—(a) The proprietor or occupier of any regulated premises who desires to carry on business in those premises shall obtain a license in respect thereof from the council before the regulated premises are put into use.

Licence to be
granted by
Area
Council.

(b) The Area Council shall not grant license in respect of any regulated premises unless the premises comply with any Health Regulations for the time being applicable in the FCT and the provision of this Bye-Law, and on inspection and approval by an AMAC Health Officer.

(c) There shall be paid in respect of each licence the appropriate fee set out in the second schedule provided that where a baker uses machinery for baking, the licence fee in respect of the regulated premises in which the machinery is housed shall be the appropriate fee set out in the second schedule.

(d) A licence granted by the council under this Bye-Law shall be in the form set out in the third schedule.

(e) Food regulated premises bill shall be prepared and served by an environmental health officer.

(f) The licensing of all regulated premises shall be renewed yearly and conditions of any such renewal shall be the same as those specified in the case of the original license in section 3 paragraph A of this Bye-law.

Regulations.

4.—(a) No regulated premises shall have direct linkage with any other premises.

(b) The oven of any baking house shall not be situate in the kneading room or the store room in which pans, flour and other foodstuffs are kept.

Descriptions of Regulated premises.

5. All regulated premises shall have :

(a) An area of not less than 200 square feet ;

(b) An average height of not less than 10 feet ;

(c) A smooth floor paved with not less than 2 inches of concrete and drained to carry off all waste water.

Washing of regulated premises.

6. The interior of all regulated premises shall be lime washed at least once every twelve months.

Prohibition of use of regulated as dwelling houses.

7.—(a) No person shall sleep in any regulated premises or use same in any manner as a dwelling house.

(b) No animal or bird shall be allowed or kept in any regulated premises.

Pre-cautionary measures.

8. Every reasonable precaution shall be taken by the proprietor or occupier of regulated premises :

(a) To keep the same fly-proof

(b) To keep down vermin.

(c) To provide adequate means of escape to the open-air from the exhaust fumes engendered by any machinery or engine in use on the regulated premises.

Use of water in regulated premises.

9. All water used in any regulated premises shall be obtained from a source approved by a health officer.

Sanitary Condition of regulated premises.

10. All regulated premises shall have adequate sanitary toilet facilities approved by a health officer.

Persons to be employed.

11. No person suffering from an infectious disease shall be employed in any regulated premises.

12. No person shall use or allow a milling machine to be used between the hours of 7.00 pm and 6.00 am.

Period of use of milling machine.

13. An Environmental Health Officer shall :

Duties/ Powers of an Environmental Officer.

(a) Have right to inspect any regulated premises at all reasonable times ;

(b) Carry out inspection of regulated premises, to prevent, discourage and disallow food displayed or kept in an unsanitary or unhygienic environment.

(c) Seize or confiscate any unwholesome food items.

14. It shall be compulsory for the owner(s) (individual or management) of every establishment to carry out medical examination of all food handlers in their establishment to certify their health fitness.

Medical Certificate of fitness for food handlers.

15. No person(s) shall display or offer for sale, food meant for human consumption on verges or setback or road, top of drains/canals, open spaces or any part of building/premises in a manner that exposes such food to contamination by germs.

Prohibition of sales of food on roads, setbacks etc. in a manner likely to cause contamination by germs.

16. It shall be deemed legal to institute charge(s) against any act or omission or thing which appears or is deemed to be illegal, dangerous, injurious and against social norm, welfare, health and hygiene or sanitation.

Institution of charges.

17. Where any proprietor or occupier of any regulated premises has been prosecuted and convicted for a second or subsequent offence against this bye-law, the council may, if it considers it necessary in the interest of public health, revoke the licence under which such regulated premises are in use.

Revocation of licence.

18. Anybody (individual or corporate) who obstructs an Environmental Health Officer (or his delegate) in the process of performing his/her duty shall be guilty of an offence.

Offence of obstruction.

19.—(1) Any person who contravenes or fails to comply with any of the provisions of this Bye-Law shall be guilty of an offence and on conviction, shall be liable to a fine of ₦5,000 (Five Thousand Naira) for individual and ₦50,000 (Fifty Thousand Naira) in case of corporate firm or, in default of payment, to imprisonment not exceeding three month.

Penalty.

(2) Without prejudice to the foregoing, in deserving cases such premises may be ordered sealed up unless conditions imposed are complied with.

Variation of
Schedule.

20. The schedules to this Bye-Law may be varied by a resolution of the Area Council.

Court with
Jurisdiction.

21. A Magistrate Court established under the law of FCT shall have Jurisdiction for the trial of offences under this Bye-Law.

Interpretation.

22. In this Bye-Law :

“*Aerated water factory*” means any premises in which aerated and mineral waters, and fruit drinks other than imported ones are prepared and stored for sale ;

“*Bake house*” means any premises set apart or intended for the preparation or baking of bread and similar food stuffs for sale ;

“*Corn-mill*” means any premises set apart or intended for the preparation of flour and similar food for sale ;

“*The Council*” means the council which has adopted this Bye-Law ;

“*Dairy*” means any premises where milk, other than imported preserved milk is produced or kept for sale ;

“Food preparation and food preserving establishment means any premises where foodstuff are prepared or preserved or exposed for sale for human consumption ;

“*Medical Officer of Health*” means a medical officer of health having authority in the area of the Area Council in accordance with section 3 or 4 of the public health laws.

“*Regulated Premises*” Include bake houses, corn mills, rice-mills, aerated water factories, dairies, eating houses and food preserving and food preserving establishments ;

“*Rice-mills*” means any premises set apart for the clearing and preparation of rice for sale.

Citation and
Commence-
ment.

23. The Bye-Law may be cited as “Foodstuff and Regulated Premises Adoptive Bye-Law (No. 17) 2012 and shall become operational with effect from 1st day of January, 2012.

FIRST SCHEDULE

Section 1

Varieties of foodstuff	Container and Covering
1. Akara (all varieties). Ojojo, Moza or Masa (all varieties), Moyinmoyin, Amala, Idele, Igbala, Abodo, Boiled or Roasted Maize (all varieties), Boiled or Fried Plantain (all varieties), Roasted or Fried Yam, Cocoyam, Sweet Potato, Puff-puff, Boiled, Fried or Roasted Meat/ Fish or Poultry, Peeled and/or Sliced Fruits, Chinchin (pastry), Adur, Fura (all varieties), Ogi (all varieties), Milgao, Bread, Rice, (all varieties), Sugar, Sliced Coconut or Coconut Cake, Shelled, Boiled or Roasted Groundnuts, Tuwo, Stews, and Soup (all varieties).	To be kept in a calabash bowl, dish or similar container fitted with a close fitting lid or cover in basket or trays (metal or wooden) covered by a white cloth.
2. All varieties of stew or soup and all other foodstuffs referred to in (1) above in the course of preparation for sale by cooking.	To be prepared in earthenware or metal cooking pots fitted with a suitable close fitting lid or cover.
3. Sugar, sweet, meat and other sugar products	To be kept in covered glass jars or containers.

SECOND SCHEDULE

Section 3(c)

<i>S/No.</i>	<i>Regulated Premises Types</i>	<i>Rate Per Month</i>
CATEGORY "A"		
1.	Ice Cream Stall	5,000.00
2.	Soft Drink Store (50 crates and above)	5,000.00
3.	Snack Shop/ Bar (small)	5,000.00
4.	Public Eating House (small)	5,000.00
5.	Food Coolers (2 or more)	5,000.00
6.	Food Cooler	5,000.00
7.	Food Stuffs/ Provision Shop (small)	5,000.00
8.	Provision Stall (medium)	5,000.00
9.	Provision Stall (small)	5,000.00
CATEGORY "B"		
1.	Soft Drink Shop (less than 5 crates)	4,000.00
2.	Drink Shop (100 crates and above)	7,500.00
3.	Food Kiosk	4,000.00
4.	Ice Cream Tricycles	4,000.00
CATEGORY "C" (BAKERY)		
1.	Electric Oven	150,000.00
2.	Mud Oven (Medium)	100,000.00
3.	Mud Oven (Small)	50,000.00
CATEGORY "D" (RAM SELLER)		
1.	Ram Seller (Temporary)	20,000.00
2.	Ram Seller (Small)	15,000.00
CATEGORY "E"		
1.	Food processing factories (small)	10,000.00
2.	Private slaughter house (medium)	10,000.00
3.	Public eating house (large)	15,000.00
4.	Public eating house (medium)	10,000.00
5.	Aerated water factories (small)	10,000.00
6.	Canteen	10,000.00
7.	Bread van (large)	10,000.00
8.	Meat van (large)	15,000.00
9.	Snack kitchen	10,000.00
10.	Snack shop/bar	10,000.00
11.	Foodstuff shop/store (large)	10,000.00
12.	Foodstuff shop provision stall (large)	10,000.00
13.	Cold storage (medium more than one)	15,000.00

14. Freezer	10,000.00
15. Cold storage (small) one freezer	10,000.00
16. Restaurant (medium)	10,000.00
17. Snack tricycle	10,000.00

CATEGORY "F"

1. Butcher shop (market per stall)	15,000.00
2. Corn mill (small scale)	7,000.00
3. Nevadan (small)	5,000.00
4. Food vendor van	5,000.00
5. Ice cream shop	5,000.00
6. Meat van (small)	5,000.00
7. Snack shop/bar (medium)	5,000.00
8. Food stuff (medium store)	5,000.00
9. Ice cream popcorn production	5,000.00
10. Foodstuff milling machine	5,000.00
11. Provision stall (large)	10,000.00
12. Pepper grinding machine (machine only)	5,000.00
13. Pepper grinding machine (2 machines)	7,000.00

CATEGORY "G"

1. Aerated water factory/ depot (large)	50,000.00
2. Breweries depot	100,000.00
3. Cold room (standard)	20,000.00
4. Cold room (large)	30,000.00
5. Distilleries	20,000.00
6. Food processing factories (medium)	20,000.00
7. Ice cream factories	20,000.00
8. Public eating house, Restaurant	30,000.00
9. International standard	20,000.00
10. Super markets (large)	20,000.00
11. Staff canteen (small)	10,000.00
12. Aerated water factory (medium)	75,000.00
13. Departmental stores	12,500.00
14. Food warehouse (standard)	20,000.00

CATEGORY "H"

1. Cold room (medium) cold storage	10,000.00
2. Food processing factories (large)	25,000.00
3. Private slaughter house (large)	10,000.00
4. Rice, milk and tinned food, water	10,000.00
5. Staff canteen (medium)	10,000.00
6. Rice/ hill cassava corn grinding mill	5,000.00
7. Ingredient grinding mill	5,000.00

ABUJA MUNICIPAL AREA COUNCIL (AMAC)
HEALTH AND ENVIRONMENT SERVICE DEPARTMENT
PERMIT TO OPERATE FOOD PREMISES

Local Government Act, Laws of the FCT Abuja, 2006 regulation relating to food health

Mr/Mrs.....ofhereby
authorized to operate the

Atfor the year Dated
the Fee
.....Council Receipt No.

.....
P.S.H. Food

.....
Medical Officer of Health

N.B.: Permit should be exhibited in a conspicuous place in the food premises.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XVI—HOTEL, GUEST INN, RESTAURANTS/EATING HOUSES, BAKE HOUSES, DAIRIES AERATED WATER MANUFACTURES, FOOD PRESERVING ESTABLISHMENT AND PLACES OF SALES OF FOOD TO THE PUBLIC AND OTHER RELATED MATTERS BYE-LAW (No. 18) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and Section 55 the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

1. All hotels, guest inn, restaurants/eating houses, bake houses, dairies, aerated water manufacturers, food preserving establishments and place of sales of food to the public and other related matters shall be registered annually in the office of the Area Council by the proprietor or occupier carrying on the business.

Annual
Registration.

2. No person shall set up hotels, guest inn, restaurants/eating houses, bake houses, dairies, aerated water manufacturers, food preserving establishments and places of sales of food to the public and other related matters within the Area Council unless prior permission has been obtained from the Council.

Permission
to Set-up
business
under this
Bye-law.

3. The Area Council may grant permission to a named applicant upon his application to operate a restaurant if :

Conditions
for
permission.

(a) A health Officer has certified the premises to be used to be hygienically fit for the purpose.

(b) A health Officer has certified the applicant/or any one working with him to be free from any communicable diseases or any other diseases that may be transmissible through the handling of food.

(c) The applicant pays such fees as is specified under this Bye-Law, and

(d) The applicant meets such other conditions as the Area Council may stipulate from time to time.

4. There shall be paid in respect of every registration in accordance with section 1 above a fee to be determined by the Area Council and the Area Council shall issue the desirable certificate of registration.

Fee and
Certificate.

5. The production of receipt of payment of fees in accordance with this Bye-law shall be prima facie evidence of compliance with Section 1 of this Bye-Law.

Receipt of
payment.

Fees for
permit.

6. Fees for granting a permit and for the yearly renewal of same shall be determined by the council which may from time to time review same.

Non-
registration.

7. Any premises which are not re-registered in the month of January in each year shall be deemed to be unregistered premises.

Power of the
Council.

8. The authorised officers of Area Council may consider the size of any business outfit under this Bye-Law and affix a higher fee than stipulated herein.

Paving of
Premises.

9. All hotels, guest inn, restaurants/eating houses, bake houses, dairies, aerated water manufacturers, food preserving establishments and places of sales of food to the public and other related matters shall be paved or concreted, and drained to the satisfaction of the medical officers of health. The area of such premises shall in no case be less than two hundred square feet.

Clearing of
Premises.

10. All hotels, guest inn, restaurants/eating houses, bake houses, dairies, aerated water manufacturers, food preserving establishments and places of sales of food to the public and other related matters shall be lime washed inside throughout once every six months, or thoroughly cleaned periodically to the satisfaction of the health officer.

Prohibition
of animals.

11. No animal or bird shall be allowed on premises used as bake houses, dairies or aerated water manufacturing, and all such premises shall be made fly proof to the satisfaction of the medical officer of health.

Use of room
as sleeping
apartment.

12. No room used for any purpose mentioned in section 11 shall be used as a sleeping apartment.

Sanitary
condition of
premises.

13. The sanitary arrangements and conveniences of all premises mentioned in section 1 shall be to the satisfaction of the medical officer of health.

Use of
Water.

14. No water shall be used in any of the premises mentioned in section 1 except that obtained from a source approved by the medical officer of health.

Use of
equipment
within the
premises.

15. All flour, foodstuffs and water used in connection therewith shall be kept adequately covered and all pans, moulds and other utensils shall be maintained and kept clean to the satisfaction of the health officer.

Vermis
prevention.

16. Measures to the satisfaction of the health officer shall be taken by the owner(s) or occupier(s) of the premises mentioned in section 1 to keep down vermin.

17. The Area Council may revoke any permit that has been granted to any person if such person refuses to : Revocation of permit.
- (a) Obey the lawful directives of a Health Officer.
- (b) Keep the premises in a good sanitary state.
- 18.—(a) A permit granted under this Bye-law shall expire on the 31st of December of the year of payment. Duration of permit.
- (b) Such permit as in hereinmentioned may be renewed by the Area Council from year to year upon the application of the holder.
19. Any holder who fails to renew his/her permit within two months from the expiration thereof and notwithstanding, remain in business shall be guilty of an offence and on conviction be liable to a fine of ₦50,000 (Fifty Thousand Naira) or six month imprisonment or to both such fine and imprisonment. Offence/ Penalty.
20. Where no new permit is issued upon payment of renewal fees, the old permit notwithstanding the date thereof shall remain valid for the year of such renewal. Non-issuance.
21. Any person operating or owning hotels, guest inn, restaurants/eating houses, bake houses, dairies, aerated water manufacturing, food preserving establishments and places of sales of food to the public and other related matters shall : Obligations of Owners/ Operators.
- (a) Keep the surrounding and interior of such premises clean to the satisfaction of the Health Officer.
- (b) Open such business premises for the inspection of the health Officer on request at any time between 06.00 hours in the forenoon and 18.30 hours in the evening
22. The health officer may prohibit any person suffering from any disease or ailment from entering or remaining in any of the premises mentioned in section 1 above should he/she, for sanitary reasons, deem it necessary. Prohibition.
23. If the medical officer of health shall consider that any premises used for any of the purposes mentioned in section 1 above should, in the interest of the public health be closed, he may by notice in writing prohibit the proprietor or occupier from using such premises for any such purposes until such time as such prohibition shall be withdrawn. Power of Medical Officer.
24. The Restaurant and Places of Sale of Food Bye-Law 202 is hereby repealed. Repeal.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XVII—PUBLIC TOILET BYE-LAW

(No. 19) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and Section 55 the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

PUBLIC TOILET

1. As from the commencement of this bye law it shall be an offence for any person or group of person(s) to establish/operate public toilet/bathroom without approval from the council.

Prohibition
of Public
Toilet.

2.—(i) any person or group of person(s) who wants to establish or Operatea public toilet/bathroom shall seek approval from the council before commencement of operation.

Approval of
establish
Toilet.

(ii) The owner of the approved application shall pay a prescribed fee as may be determined by the Council by notice depending onthe size of the structure to be used.

3.—(i) A prescribed fee as may be determined by the Council by notice shall be paid annually for renewal of the permit/licence.

Renewal of
license.

(ii) Any person who contravenes the provisions of sections 1 and 2 of this Bye-Law shall be guilty of an offence and shall on conviction be liable to penalty not less than ₦50,000 (Fifty Thousand Naira) or 3 months imprisonment or both.

4. Government owned public toilets, shall be managed by the Council, or the Council may allocate the management of such a toilet to agent or contractor on terms specified with the prescribed fees to be paid every month. Any allottee found wanting shall have his approval/licence withdrawn.

Area Council
owned
Public
Toilet.

5.—(i) the operator of public toilet (private/government) toilet operator shall clean and maintain any drain, side walls, front, and/or rear of the public toilet.

Obligations
of Public
Toilet
Operator.

(ii) The operator shall provide suitable holding tank for liquid waste or sewage liquor and ensure regular evacuation and disposal of same.

(iii) No person shall cause or knowingly permit any trade or sewage effluent or liquid waste tobe discharged into any drain or drainage system, road, water courses or any part thereof except at such place as may beauthorised by the FCTA or the Area Council.

(iv) Any operator who contravenes the provisions of this section is guilty and shall be liable to fine of ₦70,000 (Seventy Thousand Naira) or three months imprisonment or both such fine and imprisonment.

Dislodging
of Septic
Tank/Soak
away pit.

6.—(i) Any private dislodging tank/vehicle owner who wishes to operates within the Jurisdiction of Abuja Municipal Area Council shall be registered with the Environmental Health Department with ₦100, 000 (Hundred Thousand Naira).

(ii) The License thereof shall expire on 31st December of the year of issuance.

(iii) Any dislodging vehicle owner that operates without licence within the council is guilty of an offence under this section and on conviction is liable to a fine of ₦70,000 (Seventy Thousand Naira) or three months imprisonment or to both such fine and imprisonment.

No alteration
without
authority.

7. No person without the authority of the council shall damage, remove, block up or in any way alter the fixing position or arrangement of any pipe, valve, tank or any other fittings or appliance in any public toilet, or wilfully destroy, deface or damage any wall, floor, roof or any part of the structure of such public toilet.

Repair of
Toilet.

8. The agent/contractor shall ensure the constant repair of the commodes, sinks, tanks and other plumbing work in the public toilet.

Dwelling
premises
toilet.

9. Toilets in premises for dwelling shall not be used as public toilet.

Offence/
Penalty.

10. Any person or group of person(s) that contravenes any of the provisions of this Bye-Law shall be guilty of an offence and on conviction be liable to a fine of ₦10, 000 (Ten Thousand Naira) or three months imprisonment or both.

Duties of
Health
Officer.

11. Environmental Health Officer(s) shall inspect the public toilet to ensure maintenance for maximum compliance with the provisions of this Bye-Law.

Applicable
Area of
Authority.

12. This Bye-Law shall be applicable throughout the geographical area of Abuja Municipal Area Council.

Interpretation.

13. In this Bye-Law :

“*Council*” means Abuja Municipal Area Council having Jurisdiction over this Bye-Law.

“*Health Officer*” means Environmental Health Officer, or any other person acting under the authority of Medical Officer of Health, whether Sanitary Inspector or Cleaning Officer.

"Person" means an individual and shall include Limited Liability Company or an organization.

"Agents" means a contractor or allottee who manages the toilet business.

"FCTA" means the Federal Capital Territory Administration.

14. This Law may be cited as, "Public Toilet Bye-Law" 2012, and shall become operational with effect from 1st day of January, 2012 (as amended).

Citation/
Commence-
ment.

Duly passed by the Abuja Municipal Area Council Legislative Arm thisday of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XVIII—PEST CONTROL BYE-LAW

(No. 20) 2012(AS AMENDED)

Pursuant to the provisions of Section 55 of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

PEST CONTROL

1. As from the commencement of this Bye-Law any premises within the territorial jurisdiction of Abuja Municipal Area Council which contains rat holes or rat runs or other similar holes or which are infested with rats shall be de-ratted, disinfected and fumigated for the destruction of rats, mice and other kinds of vermin, fleas, bugs or other parasites.

Destruction
of Rat and
other
Insects/Pest.

2.—(a) An Health Officer(s) may order the disinfection and derealisation of any premises where there is a case or suspected cases of infectious diseases, or articles or things which may be considered necessary in the interest of public health.

Duties of
health
Officer.

(b) An Environmental Health Officer shall ensure a high standard of sanitation to maintain vector free status by inspection, detection and destruction of pest, and embark on scientific measures effective for achieving a vector free environment.

(c) An Environmental Health Officer shall enforce statutory provisions on pest control activities and supervise the activities of private pest control firm operating within the council.

3.—(a) It shall be compulsory for every owner(s), occupier(s), and owners, occupiers of adjoining premises to promptly report any case of incidence/menace of insects, rodents, reptiles and any form of vermin to the health office for necessary action.

Incidence
reporting.

(b) Every owner /occupier shall embark on measures necessary for preventing the existence or continual breeding of pest within their premises.

(c) The owner(s)/occupier(s) shall be responsible for the cost of the service(s) rendered/ required in their premises such amount being determinable by the Council from time to time.

4. All regulated food premises/ establishment shall be thoroughly fumigated before registration at the beginning of each year and it shall be repeated quarterly.

Fumigation
of Food
premises.

The certificate issued shall be one of the requisite conditions for registration/ annual renewal of food premises permit.

Penalty.

5. Any Person(s) who contravenes any of the foregoing provisions of this Bye-Law shall on conviction be liable to a fine of ₦50, 000 (Fifty Thousand Naira) for individual and ₦100, 000 (One Hundred Thousand Naira) for corporate body and closure of the premises until comprehensive fumigation is carried out.

Registration
of pest firm.

6.—(a) Any pest control firm which wishes to operate within the Council Area shall be registered with Medical Officer of Health/Environmental Health Department with ₦100,000 (One Hundred Thousand Naira).

(b) The licence thereof shall expire on 31st December of the year of issuance.

(c) Any pest control firm that operates within the territorial Jurisdiction of Abuja Municipal Area Council without approval shall be liable to a fine of ₦75,000 (Seventy Five Thousand Naira) or three months imprisonment.

Obstruction
and Penalty.

7. Any person(s) who obstruct an Environmental Health Officer in the process of performing his/her duty under this Law shall be deemed to have committed an offence under this Bye-Law, and on conviction shall be liable to a fine of ₦50,000 (Fifty Thousand Naira) for individual and ₦100,000.00 (One Hundred Thousand Naira) in case of corporate firm, or imprisonment for three (3) months.

Court with
Jurisdiction.

8. A Magistrate Court established for the FCT shall have jurisdiction for the trial of offences under this Bye-Law.

Interpretation.

9. In this Bye Law :

“*Premises*” means and include tenements, buildings, lands, vehicles, restaurants, shop/stores, warehouses and structures of any kind.

“*De-rat*” means elimination of rat, rodent and other reptile with bait.

“*Fumigation*” means elimination of Insect pest with strong smelling smoke, gas or chemical.

“*Disinfection*” means make free from infection by killing disease germs.

10. This Law may be cited as “Abuja Municipal Area Council Pest Control Bye-Law” (No.21) 2012 (AS AMENDED), and shall become operational with effect from 1st day of January, 2012 (as amended).

Duly passed by the Abuja Municipal Area Council Legislative Arm thisday of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XIX—CONTRACTORS BYE-LAW

(No. 21) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and sections 55 and 56 of Niger State Local Government Laws of 1976, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

CONTRACTORS

1. Any person or organization that undertakes any form of contract shall register with the council upon payment of prescribed registration fees.

Registration/
Fees.

2.—(1) Any person who undertakes or was in operation before the promulgation of this bye-law shall pay the following prescribed fees :

(a) Surface Tank Petroleum	N100,000.00
(b) Temporary Shed	N50,000.00
(c) Cultural Activities	N40,000.00

Pursuant to Section (2) above, such permit shall be renewable at the beginning of every year upon payment of the following fees :

(a) Surface Tank Petroleum	N50,000.00
(b) Temporary Shed	N20,000.00
(c) Cultural activities	N30,000.00

3. It shall be lawful for the council to receive as fees payable on the following events :

- (a) Agreement fees on sale of land and other disposition.
- (b) Fees for certificate of occupancy.
- (c) Fees for change of ownership.
- (d) Searches.

The council shall have the power to fix and review all the yearly fees required to be paid by this Bye-Law.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XX—TENEMENT RATE COLLECTION BYE-LAW

(No. 22) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and sections 55 and 56 of Niger State Local Government Laws of 1976, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

TENEMENT RATE COLLECTION BYE-LAW

VALUATION OFFICE

1.—(1) There is hereby established the Abuja Municipal Area Council Valuation office which shall be under the supervision of the Local Government Revenue Committee and shall carry out assessment of all rateable properties in the Council Area.

Establishment
of Abuja
Municipal
Area Council
Valuation
Office.

(2) The Valuation office shall have zonal offices in each district of the council as may be considered appropriate by the Chairman.

(3) The valuation office or any one or body or committee authorized in that behalf by the Chairman shall be the only body in the council empowered to levy and collect rates under this bye-law

(4) The valuation office shall consist of the Head of valuation and such number of other staff as may be required to assist the Head in the execution of his duties under this bye-law.

2.—(1) The Chairman shall appoint the head of valuation who shall be both the Professional and Administrative Head.

Appointment
of the Head
of Valuation.

(2) The head of valuation appointed under this bye-law shall be responsible to the Chairman through the LGRC.

(3) The valuation office shall be responsible for :

(a) The identification, survey and valuation of rateable properties in the Council for the compilation of the valuation list.

(b) Nomination or appointment and supervision of professional advisers for valuation of rateable properties in the council.

3.—(1) The Head of Valuation in consultation with the Chairman may appoint persons who shall be qualified Estate Surveyors and Valuers registered by the Estate Surveyors and Valuers Registration Board of Nigeria or other relevant Professional Body for the purpose of this Bye-Law.

Appointment
of Appraiser.

(2) The person appointed under sub-section (1) of this section shall be subject to and under the control and supervision of the head of valuation.

Power of
Appraiser.

4. An appraiser may :

(a) Require any person to give all such information orally or in writing as he may require, which may affect the assessed value of a tenement so as to ascertain and assess the property.

(b) Call upon any person liable to pay rate upon a tenement to exhibit to him any document required in connection with evaluation of a tenement.

(c) On any day (except a non-working day) between the hours of eight o'clock in the morning and six o'clock in the evening enter into or upon any tenement for the purpose of making valuation thereof, and take such measurements and other particulars, as he may deem necessary for the purpose.

(d) Call upon the occupier of any tenement for him or her to furnish his or her name and where the occupier is not the owner, the name and address of the owner thereof.

(e) Require the owner /occupier or agent for any tenement to inform him as to the boundaries of the tenement.

Power of the
rating
Authority.

5. The rating authority may—

(a) Demand and collect tenement rates from owners or occupiers of tenements and buildings after due notice of demand have been sent to them.

(b) Call upon any person liable to any rate upon tenements to exhibit to it any account, receipts for rents and rate in connection with the valuation of a tenement.

(c) Call on the occupier if he or she is not owner to furnish the name and address of the owner(s).

Assessment
and
collection of
Tenement
Rate : First
General
Assessment.

6.—(a) As soon as practicable after the appointment of the Head of Valuation, the Head shall cause the value of every tenement subject to rate in the council to be ascertained and assessed by an appraiser, and such assessment shall be known as the First General Assessment.

(b) Not less than once in every five years after completion of General Assessment, the Head of valuation shall cause a new general assessment to be made in the manner provided under paragraph (a) of this section, of every tenement subject to rate in the council.

Preparation
of valuation
List.

7. As soon as the first or any subsequent general assessment has been completed, the appraiser shall make a list of the several tenements assessed and their respective valuation to any person authorised by the Area Court for

signature subject to any alteration which may be made on the order of the Assessment Appeal Tribunal or a Magistrate Court.

8. The valuation office, after the preparation of the valuation list or an amendment to a valuation list, shall :

Publication
of Valuation
list and place
for public
inspection.

(a) Give notice in any of the widely read daily newspapers of the fact that a valuation list has been prepared and as to the place at which it may be inspected; and shall make available the list for inspection at the place mentioned during ordinary office hours for twenty-one days from the date of publication of such notice ; and

(b) Serve upon the occupier/owner of each tenement contained in the valuation list a notice showing the assessed value thereof.

9. Subject to any alteration, which may be made on the order of the Assessment Appeal Tribunal or Magistrate Court or Area Court.

Period during
which
Valuation
List is in
force.

(a) A valuation list prepared on a General Assessment shall, for the purpose of any rate to be levied in respect of the tenement assessed, be the valuation list for the year in which the same is published and for the next following year.

(b) In any other year the valuation list as amended and in force at the commencement of the year, shall for the purpose of any rate to be listed in respect of the tenement assessed be the valuation list.

10.—(1) In every year in which there is no general assessment the Head of Valuation shall in the month of January, or as soon as may be convenient thereafter, cause a copy of the existing valuation list to be prepared with such additions or alterations only as are necessary to give effect to any new assessment or re-assessment of tenements, in such situations as follows :

Annual
Assessment.

(a) Where whether by construction of building, destruction of building or other alterations in structural condition, their assessed value has been increased or reduced ;

(b) Where being rateable or about to become rateable has not been assessed ; or.

(c) In respect of which any person claiming to be the owner thereof have delivered to the rating authority a written request for re-assessment on or before the first day of January to be ascertained and assessed.

(2) Such valuation list when prepared, shall be signed by the Head of Valuation and subject to any alteration which may be made on the order of the Assessment Appeal Tribunal or a Magistrate Court, shall be the valuation list for the year for which the then existing list has been made.

Notice and
Exhibition of
the Valuation
List.

11. Notice of the preparation of the valuation list mentioned in section 8 of the Bye-law and of the place at which the same may be inspected, shall be given in the manner prescribed in section 8 and the said list shall be open for inspection for the same period as a list of the first or subsequent general assessment.

Exemptions
from
Assessment
and Rating

12. The following tenements shall be exempted from assessment and rating :

- (a) All lands and buildings used exclusively for the purpose of public worship and recognized as such by law.
- (b) Cemeteries and burial grounds.
- (c) Recognized and registered Public institutions or educational institution certified to be non-profit making.
- (d) Any tenement specifically exempted by the Chairman where it is in the public interest, and
- (e) All palaces of recognized traditional rulers subject to paragraph (d) of this section.

Basis of
Valuation.

13—(1) For the purpose of this Bye-law all properties in the Council shall be valued by reference to the gross value.

(2) The rentable value shall be arrived at by deducting an amount from the gross value. Such amount shall reflect the outgoing that will be incurred to earn the gross value.

Methods of
Assessment.

14—(1) In assessing a tenement, an appraiser shall in determining the gross value take cognizance of either the actual rent passing on the tenement or the rent passing on the tenement within the vicinity which has been properly analyzed by him.

(2) Where it appears to an appraiser either that a tenement cannot be valued by reference to a direct rent by reason of the special nature of such property due to paucity of rental evidence for such tenement in the particular area, the appraiser may decide to use the "depreciated replacement cost" method or any other relevant method known to be in consonance with the training and practice of the Estate Valuation and Surveying Profession.

(3) For the purpose of ensuring uniformity of assessment, the appraiser shall if determining the rentable value either by reference to annual rent or current replacement cost, have regard to the level of rent prevailing in the locality for the particular type of tenement or of the building costs in the locality for that particular class of tenement.

15.—(1) A rate upon tenement shall be at a uniform rate of 4kobo per Naira of the Calculation assess value.

Calculation
of rate.

(2) Such a uniform rate per naira shall be for the time being charged at the rate of 4 per cent or 4k in the Naira.

(3) The rate referred to in subsection (2) of this Section, whenever deemed appropriate shall be subject to periodic review by notice in a Gazette.

NOTICE OF OBJECTION

16.—(1) Any owner or occupier of a tenement who may be dissatisfied with the valuation of such tenement as appearing in the valuation, may lodge with the Head of valuation, a notice of objection. Provided that such notice shall be displayed within the valuation office and the list is open for public inspection as provided in Sections 9 and 12 hereof.

Notice of
Objection.

(2) The notice of objection shall state fully the grounds on which the objection is made.

(3) The person lodging an objection shall deposit with the Head of valuation a sum equal to 50 percent of the amount of rate due pending the determination of the objection, such deposit shall be credited to the rate payer's account and shall be used to offset part or the whole of the rate depending on the outcome of the objection.

17. If a notice of objection with the prescribed sum is lodged within the prescribed period the Assessment Appeal Tribunal shall give notice to the objector and to the Head of Valuation of the date and place at which the objection will be heard.

Notice of
hearing of
objection.

18. The Onus for proving that a valuation of a tenement is wrong shall lie on the owner or occupier aggrieved by the valuation.

Onus of
proof.

19. A Committee set up pursuant to Section 16, may confirm, reduce, increase or alter an annual valuation made in accordance with this Bye-law.

Decision of
Committee.

20. A Committee set up pursuant to Section 16, may :

Power of
Committee.

(i) Extend invitation for the attendance of any person and may require answers to any questions which it may deem fit concerning the matter before it.

(ii) Require and enforce the production of all books, papers and documents which it may consider necessary.

21. The Head of Valuation may, in case of an appeal against a valuation of a tenement be represented by an appraiser or any other person appointed by him in writing or by a legal practitioner.

Representation
of Head of
Valuation.

Further Appeals to the High Court.

22. An appeal against the decision of a Committee set up pursuant to Section 16 shall lie before the Magistrate Court :

(a) At the instance of an appellant other than the rating authority.

(b) At the instance of the rating authority where the decision of the Assessment Appeal Tribunal is in respect of a matter in which the rating authority claims that the correct valuation was in the sum of N600 or more.

(c) The cost of an appeal shall be at the discretion of the High Court.

(d) The decision of the High Court shall be final.

Time to Appeal.

23. The time allowed for an appeal shall be thirty days after Service of Notice of assessment, provided that the Committee shall have the power to extend the time within which to make such appeal. And the appeal against the decision of the Committee shall be lodged within thirty (30) days from the date of decision of the Committee.

Condition for Appeal.

24. An appeal shall not lie unless :

(a) Notice is given in the prescribed manner ;

(b) The prescribed fee is paid ; and

(c) In the case of a person aggrieved with his tenement rate, at least one half of the assessed rate being disputed is deposited with the rating authority.

Demand and Collection of Rates

Procedure for the demand and collection of rates.

25.—(1) A rating authority shall give notice of every rate demanded by it and of the day on which such rate can become due and payable.

(2) A notice under sub-section (1) of this section may be given by :

(a) Affixing a copy of the notice in a public and conspicuous place within the council, or

(b) Publishing a copy of the notice in one or more daily Newspapers circulating in the Area Council.

(3) Any document which is required or authorized to be served on the owner or occupier of any premises may be addressed "the Owner" or "the Occupier" as the case may be, of those premises (naming them) without further name or description and shall be deemed to be dully served :

(a) If the document so addressed is sent or delivered by registered post or delivered at the residence or place of business of the Occupier or Owner ;

(b) If the document so addressed or a copy thereof so addressed is affixed to some conspicuous part of the premises assessed.

26.—(1) Where notice has been given of the demand of a rate that has been due under section 28 of this Bye-law, a person liable to pay shall pay the amount of rate due within 21 days from the service of the notice.

Sur-charges.

(2) Any person liable to pay rate shall pay the amount of rate due not later than 21 days or any other date specified in the notice.

(3) Where a rate remains unpaid from the date it became due and payable, a surcharge calculated from the day following the expiration of such period shall be charged and recovered by the rating authority at the rate of Twenty- Five (25%) percent per annum for each month for which the rate remains unpaid.

27.—(1) Occupier or subsequent purchasers of a tenement shall be primarily liable while owners of such tenement or his agent shall be secondarily liable for the payment of rate except in cases where the owner also resides in the premises and in such cases the owner becomes primarily liable.

Liability to
pay
Tenement
Rate.

(2) Notwithstanding the provision in sub-section (1) of this section if the rating authority believes that the collection of rates from occupiers of a property in multi-occupation will present problems or that it is uneconomical to bill individual tenants, the rating authority may make the owner primarily liable.

(3) Every rate demanded and levied on a tenement shall except in the case of tenement vested in the council be a charge against the tenement rated.

28.—(1) The rating authority may appoint rate collectors.

Rate
Collectors.

(2) A person shall not be appointed a rate collector without his consent except he is an employee of the rating authority.

29. A rate collector shall :

Duties of
a Rate
Collector.

(a) Collect and receive rates, including surcharges from person(s) liable for the payment of rates in the area in which the rate collector has been posted.

(b) Make returns and furnish information on the rates including surcharges which he is required to collect.

(c) Pay all the amount of rates including surcharges collected to the rating authority.

30. A claim for the amount of rate payable under the provisions of this Bye-law shall be prior to all other claims against the person liable to pay the rate, except claim by the Federal Government.

Claim for
amount of
rating
authority.

Valuation
Court.

31.—(1) Where a person fails to pay a rate for which he is liable, the rating authority may take the rate defaulter to the valuation court to obtain judgment against the rate defaulter.

(2) The judgment obtained may :

(a) Order the rate payer to pay the rate within 21 days from the date the judgment was delivered.

(b) Empower the Council to recover the rate due and payable as a civil debt together with any surcharge due and costs.

(c) Empower the council to seal up any tenement.

(3) The Council or its authorized agents shall have the power to seal up any tenement until the Court is seized of the matter or pending the obtaining of judgment from the Court.

OFFENCES RELATING TO RATE

Offences
relation to
rate.

32. Any person who :

(a) Fails to comply with the provisions of this bye-law, or

(b) Without reasonable excuse makes an incorrect return by omitting or understating an income of which he is required to make in accordance with this bye-law, or

(c) Refuses or neglects to comply with any of the provisions of this Bye-law when required to do so by a rating authority or an appraiser ; or

(d) Prevents, hinders or obstructs any employee or agent of a rating authority or of the valuation office in the cause of his lawful duty from entering, inspecting or measuring any tenement, shall be guilty of an offence and liable on summary conviction to a fine of ₦50,000 or imprisonment for a term of three months.

Penalty for
inciting any
person not
to pay rate.

33. Any person who :

(a) Incites any person to refuse to pay any rate by him under this Bye-law on shall be guilty of an offence and shall be liable on summary conviction to a fine of ₦100,000.00 or to imprisonment for a period of three months.

(b) Incites or assists any person to misrepresent in any way his rateable capacity, shall be guilty on summary conviction to a fine of ₦100,000.00 or to imprisonment for a period of three months.

Penalty in
respect of
illegal
collection
of rate
collectors.

34.—(a) any person who, not being authorized under this Bye-law by the head of valuation or by the rating authority or collector, collects or attempts to collect any rate imposed under this Bye-law, or

(b) Collects or attempts to collect any rate other than the rates which may be imposed under this Bye-law, shall be guilty of an offence and shall

be liable on summary conviction to a term of two years imprisonment without option of fine.

35. Any rate collector who :

(a) Fails to deposit with the rating authority any sum of money collected by him as rate, or

(b) Demands from any person an amount in excess of the duly assessed rates, or

(c) Falsifies receipt either by printing illegal receipt or presenting such with intention to cheat the rating authority, shall be guilty of an offence and liable on summary conviction to imprisonment for a period of one year or payment of a fine of ₦500,000 or to both such fine and imprisonment.

Penalty in respect of offence by rate collectors.

36. Magistrate Court of whatever grade shall have jurisdiction to try any person who contravenes or fails to comply with any provision of this Bye-law. Such Magistrate Court shall also hear appeals from decisions of Committees on valuation objection.

Court with Jurisdiction.

37. For the purpose of giving effect to the provisions of this Bye-law and for seeking redress in the Court, any Officer of the Legal Unit of the Council or any other Legal Practitioner authorized by the Council shall be competent to represent the Council in Court to plead or defend the cause of the Council.

Representation.

38.—(1) Any person who without lawful justification or excuse refuses to pay rate payable by him on tenement under this Bye-law on or before the date on which it is payable, shall be liable to pay an amount not exceeding double of rate owed to cover cost of recovering same from him.

Penalty for refusal to pay rate.

(2) Failure to pay amount due from him/her in the past shall be liable to pay the accumulated rate up to the last five years.

(3) Any judgment obtained may :

(a) Empower the Council to seal up any tenement.

(b) Order the Occupier or Owner to pay the rate within 14 days from the date the judgment was delivered.

(c) Empower the Council to recover the rate due and payable as a civil debt together with any surcharge due and costs.

AMAC Bye-Law to make provisions for the levying and collection of tenement rates 2014 is deemed to have come into force on 1st day of January, 2015.

Duly passed by the Abuja Municipal Area Council Legislative Arm this 6th day of October, 2014.

ABUJA MUNICIPAL AREA COUNCIL (AMAC)
PART XXI—PRIVATE SECTOR PARTICIPATION REFUSE
OPERATIONS (PSPRO) BYE-LAW
(No. 23) 2012 (AS AMENDED)

Pursuant to the provisions of sections 7 and the fourth schedule to the Constitution of the Federal Republic of Nigeria 1999, and sections 55 and 56 of Niger State Local Government Laws of 1976, and other relevant Sections of the Local Government Act, Laws of the Federal Capital Territory, Abuja, 2006, Taxes and Levies (Approved List for Collection) Acts 1998 and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

PRIVATE SECTOR PARTICIPATION REFUSE OPERATIONS

1. As from the commencement of this Bye-Law, every owner or occupier of premises, private sector participation building and tenement shall engage the services of a private sector participation Refuse Operator registered and/or licensed by the Abuja Municipal Area Council for the purpose of removal, transportation and disposal of refuse from such building, premises and/or tenement.

Compulsory
patronage of
PSP refuse
Operator.

2. It shall be an offence for any unregistered PSP Refuse Operator to carry on business and/or operation within any part of the territorial jurisdiction of the Area Council.

Compulsory
registration
of PSPRO.

3. It shall be an offence for any owner or occupier of any building or tenement within the territorial jurisdiction of the Area Council to dispose of refuse other than by and/ or through the instrumentality of PSP operator registered by Abuja Municipal Area Council.

Owner/
Occupier
only to
patronize.

4. It shall be an offence for any person whether an individual or a body corporate or unincorporated to obstruct a registered and/ or licensed PSP Refuse Operator or its agent or delegate in the process of performing the legitimate duty of refuse collection under this Bye-Law.

Obstruction
of PSPRO or
his/her
delegate.

5. This Bye-Law may be referred to as "Private Sector Participation Refuse Operations Bye-Law" 2012 and shall become operational with effect from 1st day of January, 2012.

Citatiojn/
Commence-
ment.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
day of, 2012

ABUJA MUNICIPAL AREA COUNCIL (AMAC)

PART XXII—LIQUOR LICENCING BYE-LAW

(No. 24) 2012 (AS AMENDED)

1. As from the commencement of these Bye-Laws, no person shall carry out the sale of any liquor without a license issued by the Abuja Municipal Area Council for that purpose.

Publication
of sales of
liquor
without
licence.

2.—(a) The following description of licenses including those in the First Schedule hereunder for the sales of liquor may be granted by the Area Council :

Description

- (a) A tavern license.
- (b) A wine and beer on- license.
- (c) A wine and beer off- license.
- (d) A hotel liquor license.
- (e) A club liquor license.
- (f) A general wholesales liquor license.
- (g) A general retail liquor license.
- (h) Restaurant/Bar liquor license.

(b) A license granted under this law shall not be transferred to a third party. Such license shall be surrendered to the Area Council if the holder winds-up business and/or intends to leave the Area Council.

3. A license may be obtained on application and upon payment of the fees prescribed from time to time by the Area Council in accordance with the classification set out in section 2 hereof and as reflected at the first schedule. The Area Council shall have powers to prescribe separate fees for those categories of licenses not included in the First Schedule hereunder.

Application
for licence.

4. Any licenses issued shall expire on the 31st of December of the year of issue.

Duration of
Licence.

5. A license issued shall be renewed annually and on payment of the prescribed fees.

Renewal of
Licence.

6. Any license issued under these Bye-Laws shall be displayed at a conspicuous place within the place of sale of such liquor.

Display of
Licence.

7. Subject to the provision of these Bye-Laws :

Authority
conferred by
licence.

(a) A tavern license as in Form 'A' (Second Schedule) shall authorize the licensee, therein named to sell liquor by retail, during the permitted hours.

(b) A wine and beer on license Form 'B' (Third Schedule) shall authorize the licensee therein named to sell retail wine and beer, during the permitted hours, to be consumed on the premises therein specified.

(c) A wine and beer off license shall authorize the licensee therein named to sell on the premises therein specified, during the permitted hours, wine and beer, in quantities not exceeding twelve bottles during the space of 24 hours to any one person, for consumption off the said premises.

(d) A hotel liquor license Form 'C' (Fourth Schedule) shall authorize the licensee therein named to sell liquor by retail on the premises therein specified :

(i) to a person sleeping on the premise.

(ii) During the permitted hours, to person not sleeping on the premises, to be consumed on the premises.

(e) A club liquor license shall authorize the sale by retail of liquor to members of the club to be consumed on the premises of the club.

(f) A general wholesale liquor license shall authorize the person therein named to sell liquor by whole sale on the premises therein specified during the permitted hours for consumption off the premises.

(g) A general retail liquor license shall authorize the person therein named to sell liquor by retail on the premises therein specified, during the permitted hours for consumption off those premises.

Publication
of sale of
liquor with
licence.

8. A wine and beer on license, and a wine and beer off license shall not authorize the sale of wine or beer containing more than twenty per Centum of pure alcohol.

9. The hours during which liquor may be sold under :

(a) a tavern license.

(b) a wine and beer on license.

(c) a wine and beer off license.

(d) a hotel liquor license.

(e) a general wholesale liquor license.

(f) a general retail liquor license.

Shall be between 8.00 a.m. and 12 midnights on any day :

(i) Provided that liquor may be sold under a hotel license to person sleeping on the premises to be consumed thereon, on any day and at any hour.

(ii) Liquor may be sold under a club liquor license to members of the Club on any day and at any hour.

Temporary
Liquor
licenses.

10.—(a) Subject to the provision of these Bye-laws, the Area Council may grant temporary liquor license by retail.

(b) a temporary liquor license

(i) Shall not be granted for the sale of liquor at any place other than a place of recreation, amusement or assembly.

(ii) Shall not be granted for a period exceeding three days.

(iii) Shall specify the number of days during which and the hours between which the sale of liquor is authorized by the license.

(11) Any person authorized by the Area Council may from time to time enter any premises for the purpose of inspecting the license issued under these Bye-Laws during official hours not exceeding 8: 00 p.m.

Inspection of premises used for the sale of liquor.

12. All alcoholic, that is, drinks of any description are prohibited for sale in the following areas:

Prohibited areas for sale of liquor.

(a) Schools.

(b) Motor Parks.

(c) Markets.

(d) Residential quarters.

(e) Worship centres.

(f) Cinema homes.

(g) Hospitals.

(h) Cemetery.

(i) Police Station.

(j) Any other places as the Area Council may name in a Public Notice.

13. Where in the course of inspection of the licensed premises it becomes evident to the authorized person that there is default, he shall arraign the occupier owner, or proprietor before a court of competent jurisdiction and such court shall have power to enforce the compliance with the provision of these Bye-Laws.

Penalty for failure to produce or procure licence.

14.—(a) A person shall not sell liquor unless he holds a license issued under these Bye-laws ; nor shall a licensee sell a liquor at any place except that at which the license authorizes sale.

Offences.

(b) If any person acts in contravention of the provision of section 14(a) hereof, he shall be guilty of an offence and shall be liable on conviction to fine of ₦200,000.00.

15. The holder of a retail license who :

Offences by retail licence holder.

(a) Permits drunkenness or any riotous or quarrel some conduct to take place upon his premises.

(b) Sells liquor to any person already in a state of intoxication or by any means encourage or incites any such person to drink intoxicating liquor.

(c) Sells liquor to a child under sixteen years of age for consumption on the licensed premises.

(d) Sells or supplies liquor to a Soldier, Civil Defence officer or Police officer on duty or knowingly harbours or suffers to remain on his premise

any such Soldier or Police Officer or Civil Defence Officer unless for the purpose of keeping or restoring order or inexecution of his duty.

(e) Permits the premises to be used as a brothel or the habitual resort or place of meeting of prostitutes, or allows any such person to remain on the licensed premises longer than is necessary for the consumption of any liquor purchased by her.

(f) Fails to admit or obstructs any authorized person or any Police Officer wishing to enter the licensed premises in execution of his duty or fails to produce his license when requested to do so by the said persons.

(g) Keeps his premises open for sale of liquor during any time when he is not authorized by his license to sell liquor or allow any liquor to be consumed on such premises during any such time, or

(h) Being the holder of a tavern license, a wine and beer license or a general retail liquor license, permit gaming or any unlawful game to be played on the licensed premises or,

(i) Not being a holder of license, obstructs any authorized persons or Police Officer from inspecting the premises where the sale of liquor takes place for the purpose of ascertaining whether the required license was obtained in accordance with these Bye-Laws, shall be guilty of an offence and liable on conviction to sum of ₦200,000.00 or 6 (six) months imprisonment.

Offences by
person other
than licence
holder.

16. Any person who :

(a) Not being the occupier or a servant or a member of the family of the occupier, personates as such so as to remain beyond 12 midnight to consume any intoxicating liquor on premises licensed for the sale of liquor ; or

(b) Obtains or attempts to obtain intoxicating liquor during the hours when sale of liquor is prohibited by falsely representing himself to be a person sleeping on a hotel premises: shall be guilty, of an offence and, liable on conviction to a fine ₦50,000.00.

Application.

17.—(1) Every holder of a license (other than a club license) granted by the Area Council authorizing the sale of liquor by retail, shall suspend or affix, and maintain over the entrance to the license premise a board on which shall be printed in legible characters the name of the license and the class of the license of which he is the holder.

(2) A breach of the foregoing shall attract a fine of ₦100,000.00.

Monitoring
Committee.

18.—(a) the chairman AMAC shall raise a monitoring committee of such number as he may think fit on liquor to be headed by council or in-charge of social development.

(b) It shall be the responsibility of the committee to ensure compliance of operators to this Bye-Laws.

19.—(i) No person who is not licensed shall have any words on his premises purporting that he is licensed, and no licensed person shall have any word or title on his premises suggesting that he is licensed in any other way than in which he is duly licensed. Personation.

(ii) A breach of the foregoing shall attract a fine of ₦100,000.00.

20. These Bye-Laws shall apply to all persons within the geographical sphere of the Abuja Municipal Area Council. Application.

21. In these Bye-Laws, unless the context otherwise require : Interpretation.

“*Authorized Person*” means any official of the Area Council or any person who may be authorized to perform any function under these Bye-Laws ;

“*Tavern license*” means a license granted to an inn ;

“*Beer*” includes every description beer; porter, cider and Perry and fermented malt liquor ;

“*Court of competent Jurisdiction*” means magistrate courts ;

“*Intoxicating Liquor*” and “*Liquor*” means any liquid which, if used as a beverage may have an intoxicating effect and wines, and beers ;

“*Area Council*” means the Abuja Municipal Area Council ;

“*Monitoring Committee*” means the liquor monitoring committee of Abuja Municipal Area Council.

22. This Bye-Law may be cited as Liquor Licensing Bye-Law and shall commence on the 1st day of January, 2012.

FIRST SCHEDULE

Section 3

<i>S/No.</i>	<i>Description</i>	<i>Large A</i>	<i>Medium B</i>	<i>Small C</i>
1.	Wholesale Liquor	200,000	100,000	50,000
2.	Depot (Beer)	500,000	250,000	150,000
3.	Departmental/Super Store Liquor	200,000	100,000	50,000
4.	Supermarket/ Shop	50,000	20,000	15,000
5.	Restaurant Liquor	20,000	10,000	5,000
6.	Hotels	500,000	200,000	70,000
7.	Beer Parlour	20,000	10,000	5,000
8.	Native Liquor	1,500	500	100
9.	Club Liquor	150,000	100,000	50,000

SECOND SCHEDULE

(Section 7(a))

FORM A

LIQUOR (LICENSING) BYE-LAW 2012 (AS AMENDED)

TAVERN LICENCE

.....ofis hereby
 Licensed to sell by retail intoxicating liquor on
(description and situation of
 premises) to be consumed on the said premises between the hour of
 6.00am and 12 midnight.

The license is issued subject to the provisions of the liquor (Licensing)
 Bye-laws 2001 and the following special conditions :

1.
2.
3.
4.

Dated this.....day of20.....

Fee:

Council Receipt No.....

.....
Area Officer

THIRD SCHEDULE

(Section 7(b))

FORM B

LIQUOR (LICENSING) BYE-LAW 2012 (AS AMENDED)

WINE AND BEER ON LICENCE

.....ofis
 hereby authorized to sell by retail wine and beer on
to be consumed on the said premises between
 the hour of 6.00 a.m. and 12 midnight.

The license is issued subject to the provisions of the liquor (Licensing)
 Bye-laws 2001 and the following special conditions :

1.
2.
3.
4.

Dated this.....day of20.....

Fee:

Council Receipt No.....

.....
Area Officer

FIFTH SCHEDULE

(Section 7(d))

FORM C

LIQUOR (LICENSING) BYE-LAW 2012 (AS AMENDED)

HOTEL LIQUOR LICENCE

.....of.....is hereby authorized to sell
ret ant intoxicating liquor.

(a) On any day at any Hour to person sleeping on the premises to be
consumed thereon.

(b) Between the hours of 6.00 a. m. and 12 midnight to person not
sleeping on the premises. To be consumed on the premises.

The license is issued subject to the provisions of the liquor (licensing)
Bye-Laws 2001 and the following special conditions :

1.
2.
3.
4.

Dated this.....day of20.....
Fee:
Council Receipt No.....

.....
Area Officer

Repeal.

The AMAC Liquor Licencing and Control Bye-Law, 2001 is hereby
repealed.

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 2012

ABUJA MUNICIPAL AREA COUNCIL BYE-LAW 2018
PART XXIII—ESTABLISHMENT OF MICROFINANCE BANK,
BYE-LAW 2018

13th day of May, 2019

Commence-
ment.

WHEREAS, IT IS NECESSARY ...

In accordance with the provisions of Section 7 and the Fourth Schedule to the Constitution of the Federal Republic of Nigeria 1999 (as amended) and the relevant provisions of the Revised CBN Regulatory and Supervisory Guidelines for Microfinance Banks (MFB) in Nigeria and relevant sections of the Banks and Other Financial Institutions Act (BOFIA) 1991 (as amended) as applicable to deposit taking financial institutions and the Company and Allied Matters Acts (CAMA) 1990, the Abuja Municipal Area Council promulgates the Bye-law for the establishment of AMAC Microfinance Bank Limited for the social well-being and economic development of the people.

PART 1—PRELIMINARY

1. This Bye-law and any amendment(s) therein may be cited as Abuja Municipal Area Council Establishment of AMAC Microfinance Bye-law 2018 and shall come into force on the 27th March, 2018.

ABUJA MUNICIPAL AREA COUNCIL ESTABLISHMENT OF
MICROFINANCE BANK, BYE-LAW 2018

In accordance with the provisions of Section 7 and the Fourth Schedule to the Constitution of the Federal Republic of Nigeria 1999 (as amended) and the Central Bank of Nigeria's Revised Regulatory and Supervisory Guidelines for Microfinance Banks (MFBS) in Nigeria and other enabling laws, Abuja Municipal Area Council (hereby) promulgates the Council's Bye-law to establish a Microfinance Bank as follows:

1. It shall be established for the Area Council, Microfinance to be known as AMAC MICROFINANCE BANK LIMITED.

Establishment
and name of
the
Microfinance
Bank.

2. It shall be established for the Council, a state Microfinance Bank.

Category.

3. The Council shall collaborate with the private entities to establish Microfinance Bank under the Public, Private Partnership (PPP). The Council shall hold 40% and the private investors shall hold 60% of the total equity share capital of Microfinance Bank.

Ownership.

4. The Head Office of the Bank shall be in AMAC Secretariat, Area 10, Olusegun Obasanjo Way Garki or any other location within the Area Council, with branches to be established in different parts of the FCT as may be deemed necessary.

Head office
and
Branches.

- Minimum Paid Capital. 5. The minimum paid capital of the Microfinance Bank shall be One Hundred Million Naira (₦100,000,000.00).
- Functions. 6. In accordance with the regulatory and supervisory guidelines of the Central Bank of Nigeria, the Microfinance Bank shall carry on the business of providing financial services such as savings and deposits, loans, domestic fund transfers, other financial and non-financial services to Microfinance clients. It shall perform any other functions as may be prescribed by the Central Bank of Nigeria on Microfinance Banks.
- Target Clients. 7. The target client for the microfinance Bank shall include the economically active low income earners, low income households, the un-banked and underserved people in particular vulnerable groups such as women, physically challenged, youths, micro-entrepreneurs, informal sector operators, subsistence farmers in urban and rural areas, etc.
- Board and Management Team. 8. In line with the provisions of the operational laws guiding the operations of microfinance Bank, there shall be a Board of Directors, Management team and operational staff for the Bank.
- Board. 9. The Board of Directors shall comprise of a minimum of 5 and maximum of 10 Board Members/ Directors or as may be directed by the Central Bank of Nigeria (CBN).
- The Management Team. 10. The Management Team of the Microfinance Bank shall comprise of the following :
 (i) A Managing Director.
 (ii) Executive Directors.
 (iii) Head of Banking Operations.
 (iv) Head of Finance and Accounts.
 (v) Head of Credit and Marketing.
 (vi) Head of Human Resources and legal.
 (vii) Head of Audit and compliance.
 (viii) Head of Information and Communication Technology.
- Supporting Staff. 11. There shall be supporting staff working in the various departments and branches depending on the needs of such departments and branches.
- Qualification for Appointment. 12. Qualification for appointments into the Board, Management Team or supporting staff shall be in accordance with the provisions of the guidelines as provided by the Central Bank of Nigeria.
- External Auditor. 13. The microfinance Bank shall appoint an approved external Auditor, whose primary duty shall be to prepare a report for the shareholders on the annual financial statements of the company, and every such report shall contain an opinion on the true and fair view of the financial statements

and such other information as may be prescribed from time to time by the Central Bank of Nigeria.

14. The approved Auditor shall satisfy the requirements laid down by the Central Bank of Nigeria (CBN).

Eligibility
for
appointment
as External
Auditor.

15. The sources of funds of the Microfinance Bank shall consist of the following:

Funding.

- (i) Shareholders' funds—(Paid-up share capital and reserves).
- (ii) Deposits/Savings of customers.
- (iii) Debenture/qualifying medium to long term loans.
- (iv) Grants/ donations from individuals, organizations, various tiers of government and commercial funding from international sources with prior CBN's approval of the draft Memorandum of Understanding (MOU).
- (v) Fees and commissions.
- (vi) Interest income.
- (vii) Borrowing from MFBs, other financial institutions, individual and Non-Financial Institutions.
- (viii) Any other source as may be authorized by Central Bank of Nigeria (CBN).

16. The Board of Directors of the Microfinance Bank shall ensure that the bank keeps proper books of accounts with respect to all transactions at the principal administrative office and in all the branches in English Language only.

Books of
Account.

17. In compliance with the provisions of Section 58(2) b of Banking and Other Financial Institution Act (BOFIA) 1991 (as amended) the following returns shall be made to CBN by the Microfinance Bank :

Rendition
of returns.

- (a) Statement of Assets and Liabilities.
- (b) Profit and Loss Account.
- (c) Schedule of Loans and Investments on sector basis (number and value).
- (d) Schedule Liabilities (deposits) on maturity basis (number and value).
- (e) Interest Rate structure.
- (f) Schedule of balances held with Banks and other Financial Institutions.
- (g) Returns on :
 - (i) Borrowings from other Microfinance Banks and Other Financial Institutions, individuals and non-financial institutions.

(ii) Credits to other Microfinance Banks, other financial institutions, individual/non-financial institutions, shareholders, and affiliates.

(iii) Non-performing credits.

(iv) Off balance sheet engagements.

(v) Non-performing other assets, and

(vi) Other items as may be specified by the Central Bank of Nigeria.

Other
Provisions.

18.—(a) The Abuja Municipal Area Council (the Council) shall access the Federal Government of Nigeria (FGN) economic empowerment and poverty alleviation programmes such as the Central Bank of Nigeria (CBN) Micro, Small and Medium Enterprises (MSME) Fund, Agricultural Credit Support Scheme (ACSS), Commercial Agriculture Credit Scheme (CACS), Bank of Industries (BOI) Intervention Fund, etc. through AMAC Microfinance Bank (the Bank). Some of these programmes shall be accessed with the collaboration of the Federal Capital Territory Administration (FCTA).

(b) The Council shall execute its economic empowerment and poverty alleviation programmes such as Conditional Cash Transfers, Skill Acquisition and Seed money Disbursements Schemes, Enterprise Box Schemes, etc. through the Bank.

(c) The bank shall serve as a vehicle through which the Council can reach out to the active poor, indigent and vulnerable individuals and groups in its area.

(d) All staff and appointees of the Council and its related bodies shall be encouraged to open and maintain salary accounts with the bank.

(e) All the Councils Technical Partners shall be encouraged to open and maintain Revenue Collection Accounts with the Bank.

(f) All the Councils contractor shall be encouraged to open and maintain accounts with the Bank and their bills shall be paid through the Bank.

(g) The Council's miscellaneous fees such as Tender Fees, Marriage Registry Fees, Contract Agreement Fees, etc. could be collected through the Bank.

(h) The Council shall encourage the Market Associations in all the Council's markets and plazas to open and maintain account with the Bank to enable them access all the inherent benefits.

(i) The AMAC Investment and Properties Development Company Limited (AMAC IPDC) shall be encouraged to open and maintain accounts with the Bank, market and receive proceeds of sales of its properties through the Bank.

(j) The Council shall encourage its partner developers to open and maintain accounts with the Bank as a pre-condition for registration with the Council.

(k) The Council shall encourage its developers to market its properties and receive sales proceeds through the Bank.

(l) The Council shall not hesitate to uphold, approve and/or execute other initiatives, measures and programmes that will enhance the viability of the Bank and further its mutual relationship with the Council.

19. Except with the prior consent of the Governor of the Central Bank of Nigeria, the Microfinance Bank shall not enter into agreement or arrangement.

Restructuring
and Re-
Organisation.

(a) Which will result in a change in the control of the Microfinance Bank.

(b) For the sale, disposal or transfer of the whole or any part of the business of the Microfinance Bank.

(c) For the amalgamation or merger of the Microfinance Bank with any other company.

(d) For the restructuring of the Microfinance Bank ; and

(e) To employ a managing agent or to transfer its business to any such agent.

20. The condition for exit of the Microfinance Bank shall be as prescribed by the relevant sections of the Bank and Other Financial Institutions Act (BOFIA) 1991 (as amended) as applicable to deposit taking financial institutions and the Companies and Allied Matters Act (CAMA) 1990.

Exit.

21. This Bye-law may be cited as Abuja Municipal Area Council Establishment of AMAC Microfinance Bank Bye-law 2018.

Citation.

Duly passed by the Abuja Municipal Area Council Legislative Arm thisday of 2018.

SIGNED
Chairman

THE ABUJA MUNICIPAL AREA COUNCIL
PART XXIV—ON-STREET PARKING BYE-LAW 2017

In the exercise of the powers conferred upon Abuja Municipal Area Council (AMAC) by Section 11(e) Road Traffic Act Laws of the FCT, 2006 Sections 55(q) and 56 of the Local Government Act, Laws of the Federal Capital Territory, 2006, Part III, Item 9 of the Taxes and Levies (Approved List for Collection) Act, 2004, LFN and Section 7(5) and Item 1(e) of the Fourth Schedule to the 1999 Constitution of the Federal Republic of Nigeria (as amended) and Section 13 and 2nd Schedule to the Federal Capital Territory Act, 2004, LFN, the Abuja Municipal Area Council makes the following Bye-Law (No. 1) of 2017.

Citation and
Provision of
Law.

1. Interpretation :

Interpretation.

- (a) "*Concessionaire*" means a licensee of on-street parking scheme.
- (b) "*Park*" or "*Parking*" means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.
- (c) "*Parking meter*" means an electronic or mechanical device, for the purpose of issuing parking receipts for parking space and for measuring and indicating the parking time for which payment has been made and indicating when such time will elapse.
- (d) "*Private Taxi Hire Service*" means a vehicle which is made available with a driver to the public for hire for the purpose of carrying passengers, other than a licensed taxi.
- (e) "*Predatory Towing Practices*" includes towing of cars by licensees without giving the owners of vehicle ample opportunity for remedying a wrong or charging unwarranted or excessive fees, particularly in connection with towing vehicles from parking spaces which do not display any warning to the vehicle owners.
- (f) "*On-Street Parking*" means parking of a car, vehicle, etc. at the sides of a street that is allowed by law.
- (g) "*Off-Street Parking*" includes designated parking spaces associated with a particular building or other structure duly licensed which are not located on public streets. It is a location that is not by the road, where an individual can park his or her car.
- (h) "*Traffic Officer*" means any staff of the Council or Concessionaire whom a district has been concessioned for the on-street parking within the Council.

Approval
and Consent.

ON-STREET PARKING

Miscellaneous

Application
on Parking.

1. The Council may time to time, for the purpose of traffic management; controlling and regular parking in the Municipality designate operational areas.

Zones or street for the purpose of on-street parking from 6am to 6pm, Monday to Friday, public holidays are excluded.

2. For the purpose of the operation of on-street parking, the Council shall license concessionaires with proven track record of experience; technical and financial wherewithal to operate the scheme on a designated district and such concessionaire shall be deemed to be an agent of the Council and shall operate in the name of the Council.

3. The licensees for the purpose of measuring and recording the time during which a vehicle has been parked and the amount of fee to be collected, shall install, maintain and operate parking machines or such electronic or computerized devices or appurtenances with well trained staff to operate them.

4. In the on-street parking area, every person using a parking space therein shall park totally within the parking space designated as such upon payment of the prescribed fees as provided in the First Schedule to this Bye-law.

5. The operator of every vehicle that parks a vehicle in an on-street parking are shall pay the parking rates in the amount and manner as may be set out in writing displayed on a signpost placed on the street from time to time which is in conformity with the First Schedule to this Bye-law.

Approval
and Consent.

6. The Head of Administration may from time to time with approval of the Executives, in writing issue and/or review operational guidelines and directives to licensed concessionaires to comply.

7. The licensees shall install in or on any street or parking facility such as signages and markers or other devices as may be necessary for the safe and efficient operation of such parking area.

8. The licensees shall cause the amount of the fee for parking to be displayed in an area, place or in each street by means of a sign or signs provided that such signs shall be approved by the Council.

9. No person shall park a vehicle in or on any area, zone and/or street designated by the Abuja Municipal Area Council as an on-street parking zone, unless the vehicle has a valid parking machine receipt clearly displayed.

Violation and
penalties.

10. A person who contravenes Section 10 of the Bye-law commits an offence and is liable on conviction to a fine as prescribed in the Second Schedule to this Bye-law or imprisonment for 1 month.

11. Where a vehicle is parked in contravention of Section 11 of this Bye-law, the licensees may clamp such vehicles, provided that the licensees may tow to the authorized dump site/pound yard ;

(a) Any vehicle parking for more than 1 hour in an on-street parking area clamped for failure to pay fee or penalty ;

(b) Any vehicle parked in an area designated by the Council as a no parking area or zone.

12. All vehicles parked in an on-street parking zone/area and who having paid for a parking ticket but exceed the paid period by 30mins shall be liable to pay a penalty in addition for the amount due for the hours of parking otherwise the vehicle shall be towed to the authorized dump site/pound yard.

13. All cost and charges for the removal, care and storage thereof, if any, are to be borne by the owner of the vehicle and shall pay a sum as prescribed in the Second Schedule to this Bye-law.

14. No concessionaire shall in the operation of the licenses carry out predatory towing practices or any illegal activity.

15. A person who contravenes Section 15 of this regulation commits an offence and is liable on conviction to a fine not exceeding (N3,000,000.00) Three Million Naira or imprisonment for (6 months) Six Months.

Operating On Street Parking Scheme Without License

16. No person except a licensee shall operate on-street scheme within the Council.

17. Any person who operates an on-street parking scheme in contravention of Section 17 of this Bye-law shall be guilty of an offence and shall be liable on conviction to a fine not exceeding (N3,000,000.00) Three Million Naira or to imprisonment for a term not exceeding 6 months or to both.

License to Operate On-Street Parking Scheme

18. Subject to the provisions of this Bye-law, the Council may, on the application of any person, grant a license to that person to operate an on-street parking scheme for such period as may be specified in the license.

19.—(1) An application under Section 19 of this Bye-law shall be made to the Council in such form and manner as the Council may require.

(2) All procurement under this Bye-law shall be conducted :

(a) By open competitive bidding

(b) In a manner which is transparent, timely, equitable for ensuring accountability and conformity with this Bye-law.

(4) All bidders shall :

(a) Possess the necessary :

(i) Professional and technical qualifications to carry out particular procurement ;

(ii) Financial capability ;

(iii) Equipment and other relevant infrastructure ;

(iv) Have trained personnel to discharge the obligations of the procurement engagements ;

(b) Possess the legal capacity to enter into the procurement exercise ;

(c) Be in compliance with tax payment, pensions and social security contributions.

(4) The Council shall advertise and solicit for bids by a notice to be pasted on the NOTICE BOARDS of the Council for a period not exceeding seven (7) days.

(5) All bids shall be submitted before the deadline or date specified in the tender documents or any extension of the deadline.

(6) The Council shall appoint the bidder with the requisite experience and trained personnel as the successful bidder.

20. A licensee shall under this Bye-law operate the on-street parking scheme specified in the license for the period specified in the license unless the license is earlier revoked, cancelled or suspended under the provisions of this Bye-law.

21. The fee for a license to operate an on-street parking scheme shall be such amount as may be stipulated by the Council.

Electronic Ticketing for On-Street Parking Scheme

22. The Council shall also designate and license a company with the requisite financial capability and technical knowhow as the sole provider of the electronic ticket payment management solution for the on-street parking scheme. The Council shall give the licensee the option of first refusal for the provision of the electronic ticket payment management solution for the on-street parking scheme.

23. The licensee for the electronic ticket payment management solution shall be the sole provider of the ticketing meters for the on-street parking scheme in the Council and is entitled to a share of 0.75% of the net profit of each parking zone.

Matters to be Considered by Council in Granting license

24. In exercising its discretion to grant a license, the Council shall regard to the financial standing of the applicant and his ability to maintain and operate an adequate, satisfactory, safe and efficient on-street parking and must be a member of a parking professional body with requisite experience in the industry and trained professionals.

Conditions of License

25. In granting a license, the Council may impose such condition as it thinks fit.

Directions Affecting Licensees

26. The Council may give directions to any licensee on or in respect of matters affecting the interests of the public in connection with the service provided by the licensee as it relates to the operation of on-street parking.

Suspension or Cancellation of License, etc.

27. Subject to this Bye-law, if any licensee contravenes any of the conditions of this license or any direction given by the Council under Section 27 of this bye-law, the Council under Section 27 of this bye-law, the Council may, by notice in writing to the licensee, do all or any of the following :

- (i) Rectify the non-compliance and recover the costs of such rectification from the licensee ;
- (ii) Suspend or cancel the license of the licensee;

Provided that in case of cancellation, the licensee shall be compensated adequately for his expenses incidental to carrying out the concession.

28. The Council may, on the application of a licensee, at any time before the expiration of the license renew same on such conditions as it thinks fit.

29. The fee for any renewal of license shall be such amount as may be stipulated by the Council.

Approval
and Consent.

30. Every person using an on-street parking space shall park totally within the parking space designated as such by lines or markings painted upon the surface of the parking facility and shall display their parking tickets on the dashboard, windscreen or passenger window of the vehicles, facing up, and easy to read from outside the vehicle and left there for the duration of the time paid for.

31. From the commencement of this Bye-law, it shall be an offence for commercial buses/taxis to pick or drop passengers on the first lane or in any parking space designated for on-street parking within the Council.

Violation and
Penalty.

32. Any person who contravenes Section 32 of this bye-law commits an offence and is liable on conviction to a fine not exceeding (N15,000.00) Fifteen Thousand Naira or 1 month imprisonment.

Mobile Courts

Court with
Jurisdiction.

33. The Chief Judge of the High Court of the Federal Capital Territory shall establish Mobile Courts to be presided over by Magistrates who shall sit in a designated place for the purpose of trying offenders under this Bye-law.

34. The proceeding of the Mobile Court shall be held in public unless the Magistrate considers that in the interest of justice private sitting of the Mobile Court may be held.

PENALTIES FOR UNDISCLOSED OFFENCES

Penalty for
failure to
comply for
all
provisions.

35.—(1) Any person who contravenes any of the provisions of this Bye-law shall be an offender and upon conviction shall be liable as follows :

(a) As a first offender to a fine of Twenty Thousand Naira (N20,000.00) ;

(b) As a subsequent offender to a fine of Thirty Thousand Naira (N30,000.00) or imprisonment for a term of three (3) years or both.

(2) In addition to any penalty that may be provided for failure to comply with any provision of this Bye-law, where such failure occurs, the vehicle may, upon conviction, be forfeited to the Council.

Immunity of
traffic
Officer.

36.—(1) No Road Traffic Officer while on duty shall be liable for any lawful act done by him in the exercise of his duty and within the limit of the powers conferred by any law or the Bye-law.

(2) It shall be an offence for any person to interfere with or obstruct a Road Traffic Officer from doing his duties under this Bye-law or in the course of his official assignment.

Offences by
Corporate
Organization.

37.—(1) Where a corporate body commits an offence under this Bye-law, any person who at the time to the commission of the offence was a director, Manager, Secretary or other similar officer of the body corporate, or who was purporting to act in any capacity commits that offence unless the person proves that :

(i) The offence was committed without his knowledge or consent, or

(ii) The person took all reasonable steps to prevent the commissioning of the offence.

Additional
Penalties.

38.—(1) A court convicting a person of an offence under this Bye-law may :

(a) In addition to any other penalty imposed, suspend the driver's license for specified period or declare the person disqualified from holding a license for a specified period.

(b) Direct those particulars of the conviction and/ or any order of the court made under this section be endorsed upon his license.

39. This Bye-law shall be cited as Abuja Municipal Area Council On-Street Parking Bye-law (No. 1) 2017.

Duly passed by the Abuja Municipal Area Council Legislative Arm 14th day of March, 2017.

FIRST SCHEDULE

CHARGES FOR ON-STREET PARKING IN AMAC

Tabulated below is the list of charges presently approved for prospective on-street parking operators in Abuja Municipal Area Council (AMAC)

<i>S/N</i>	<i>Regular Parking Charges</i>	<i>Rate (₦)</i>
1.	Up to 30 minutes	50.00
2.	Up to 1 hour	100.00
3.	Up to 2 hours	150.00
4.	Up to 3 hours	200.00
5.	Up to 4 hours	250.00
6.	Up to 5 hours	300.00
7.	Up to 6 hours	350.00
8.	Up to 7 hours	400.00
9.	Up to 8 hours	450.00
10.	Up to 9 hours	500.00
11.	Up to 10 hours	550.00
12.	Up to 11 hours	600.00
13.	More than 11 hours	650.00

<i>S/No.</i>	<i>Violation</i>	<i>Fines</i>
1.	Parking without payment.	Clamping and payment of ₦5,000.00.
2.	Parking beyond paid time.	Clamping and payment of ₦5,000.00.
3.	Failure to abide by (i) or (ii) above.	Towing of vehicle to an authorized auto pound. Payment of (towing fee and fine) ₦15,000.00.
4.	Demurrage on (iii) above per day.	Payment of ₦2,000.00 per day.

ALL AMENDED BYE-LAWS ASSENTED TO BY

HON. ABDULLAHI ADAMU CANDIDO
Executive Chairman
Abuja Municipal Area Council

We certify that the above amended Bye-laws were duly passed into law
by the ABUJA MUNICIPAL AREA COUNCIL and the MUNICIPAL AREA COUNCIL.



SEAL IS HEREBY AFFIXED TO THIS BYE-LAW.

.....
HON. DANIEL SHANYIBWA MICHAEL
Speaker of Legislative Council

.....
HON. ABDULLAHI ADAMU CANDIDO
Executive Chairman
Abuja Municipal Area Council

ABUJA MUNICIPAL AREA COUNCIL

PART XXV—COMMUNITY TAX AND ALLIED MATTERS

BYE-LAW (NO. 14B) 2019

Pursuant to the provisions of sections 7 and the Fourth Schedule to the Constitution of the Federal Republic of Nigeria 1999, and other relevant Sections of the Local Government Act, 1976, and all other laws enabling it in that behalf, the Abuja Municipal Area Council hereby makes the following Bye-law :

Enabling
Law.

COMMUNITY TAX AND ALLIED MATTERS

1. As from the commencement of this Bye-Law it shall be an offence for any person other than a civil servant to reside within the Area Council without payment of annual community tax to it and obtaining a receipt from the Area Council.

Prohibition
of residing
without
payment of
community
tax.

2. There shall be a body called the Area Council Revenue Committee or its authorised officials who shall be responsible for collection and enforcement of this bye-law.

Issuance of
receipt.

2—(i) A receipt may be obtained on application and payment of the fees prescribed in the First Schedule depending on the person.

(ii) Enforcement of payment for community tax under this Bye-Law may be preceded by a notice of demand as in the second schedule.

3.—(i) Any such payment for community tax shall be for the relevant year which shall expire on the 31st December of the same.

Duration/
Renewal of
payment.

(ii) Any payment pursuant to section 2 (i) of this Bye-Law shall be renewed annually on payment of a prescribed fee and the resident shall have up to 31st March of the current year to renew the payment.

4.—(i) Where it becomes evident that the necessary payment has not been made as at when due by a residence of the Council person's as directed under this Bye-Law, the Area Council shall on the order of the Court seal up the person's place of residence.

Sealing up of
defaulting
premises,
etc.

(ii) The place of residence shall remain sealed until the order made under Subsection (1) set aside by the Court. A penalty fee twice the amount which an applicant shall have paid for a permit for the affected category of Persons as on the first schedule may be ordered by the Court.

5. The Magistrate Court or Area Court of any grade shall have jurisdiction.

Court with
jurisdiction.

6. "Receipt" means written evidence issued by the Council upon payment of the prescribed fees.

Interpretation.

7. "*place of residence*" include any place where a person resides within the Area Council.

8. Any person includes a human being of eighteen years and above and artificial person with registered office address or place of business with Area Council.

FIRST SCHEDULE

1. Individual ₦1000.....
2. Corporate body etc. ₦1000.....

SECOND SCHEDULE

NOTICE OF DEMAND

To :

.....

.....

.....

.....

1. You are hereby demanded to pay your community tax for the year.....on or before the.....day of....., 20.....

2. All payment shall be made through the following designated account(s) :

Account Name :

Account No. :

Bank :

3. Please be advised that failure to heed to this demand shall attract the invocation of the full wrath of the law against you.

DATED this..... day of, 20.....

.....
Revenue Officer

Signature and Date

Duly passed by the Abuja Municipal Area Council Legislative Arm this
.....day of, 20.....

ALL AMENDED BYE-LAWS ASSENTED TO BY

HON. ABDULLAHI ADAMU CANDIDO
Executive Chairman
Abuja Municipal Area Council

We certify that the above amended Bye-laws were duly passed into law
by the ABUJA MUNICIPAL AREA COUNCIL and the MUNICIPAL AREA COUNCIL.



SEAL IS HEREBY AFFIXED TO THIS BYE-LAW.

DATED this 13th day of May, 2019.

.....
HON. DANIEL SHANYIBWA MICHAEL
Speaker of Legislative Council

.....
HON. ABDULLAHI ADAMU CANDIDO
Executive Chairman
Abuja Municipal Area Council