Extraordinary



Federal Republic of Nigeria Official Gazette

No. 145	Lagos - 15th September, 2020	Vol. 107
Government Notice	e No. 173	
The following	g is published as supplement to this Gazette :	
S. I. No.	Short Title	Page
	ways (Right of Way) Notice, 2020 agamu Inter-Change Road)	B 959-1122
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FEDERAL HIGHWAYS ACT (CAP F 13, LFN, 2004)

FEDERAL HIGHWAYS (RIGHT OF WAY -BENIN - SHAGAMU INTER-CHANGE ROAD) NOTICE, 2020

[3rd day of September, 2020]

In exercise of the powers conferred on me by sections 1 and 25 of the Federal Highways Act, Cap F 13, Laws of the Federation of Nigeria, 2004 and other powers enabling me in that behalf, I, BABATUNDE FASHOLA, SAN, Honourable Minister of Works and Housing, make the following Notice-

1. The objectives of this Notice are to-

Objectives.

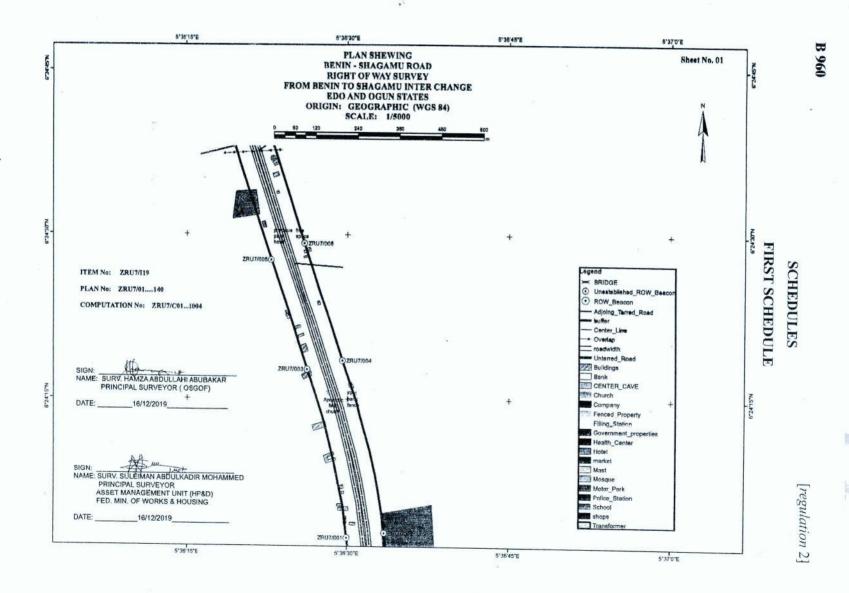
(i) make public the right of way of Federal Roads in Nigeria; and

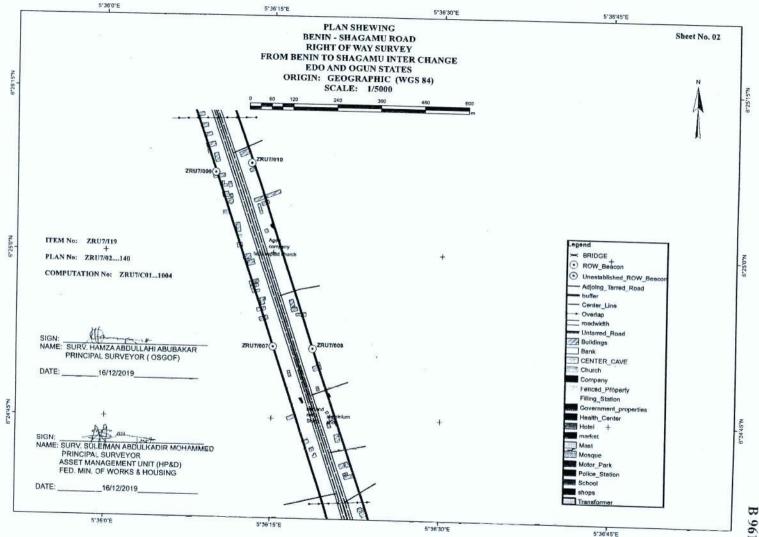
(*ii*) ensure the avoidance of future encroachment on such roads.

2. The Federal Government of Nigeria hereby notifies the public of its Right of Right of Way from Benin - Shagamu Inter-Change Road of which the details of Way. Survey and the Co-ordinate Register are specified in the schedules to this Notice.

Benin - Shagamu Inter-Change Road) Notice, 2020.

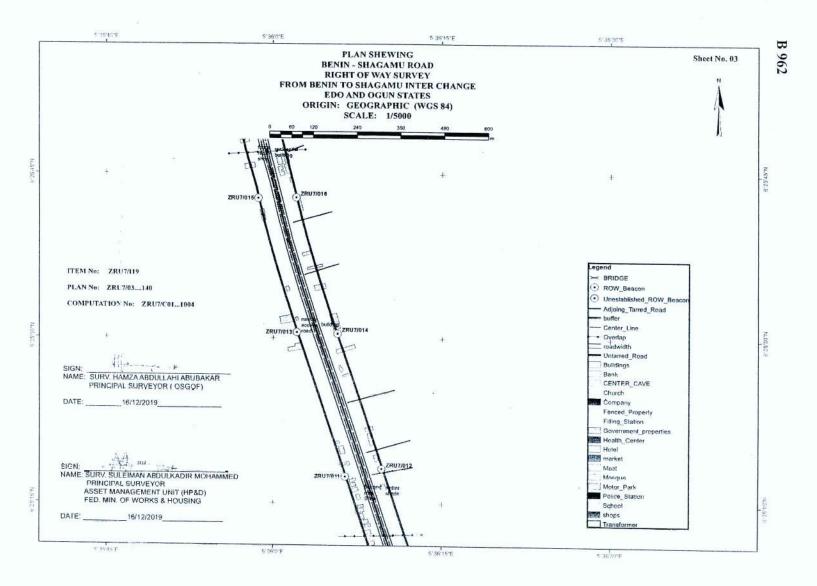
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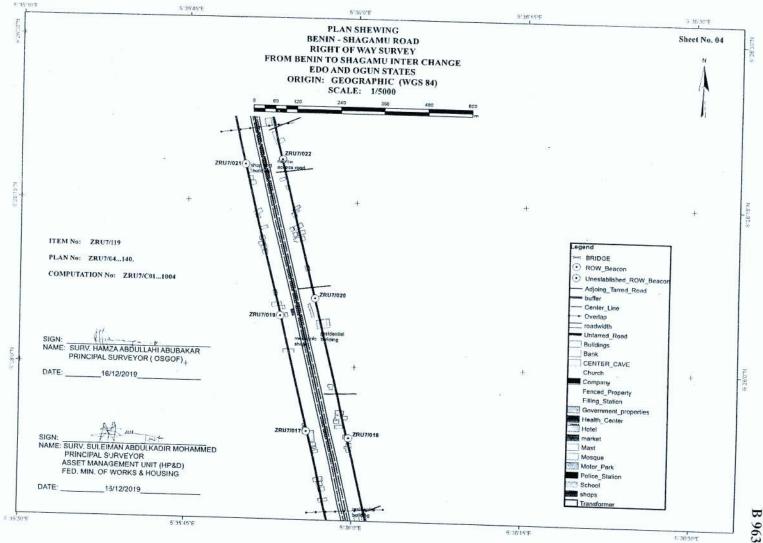


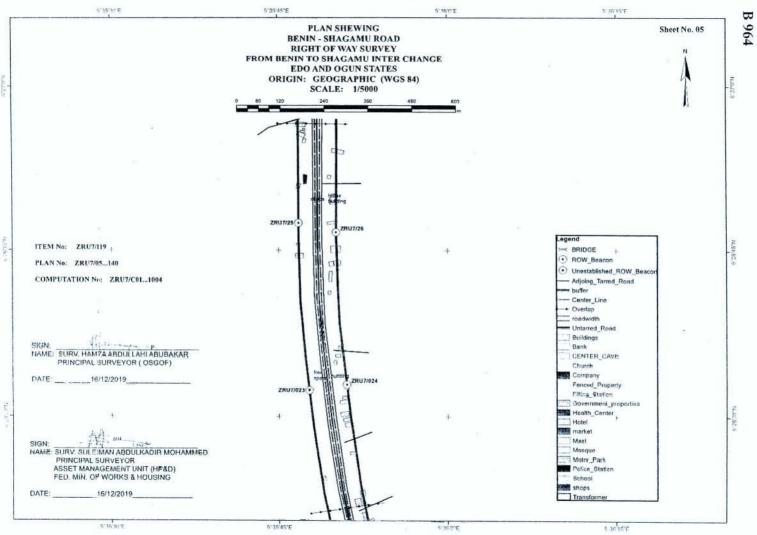


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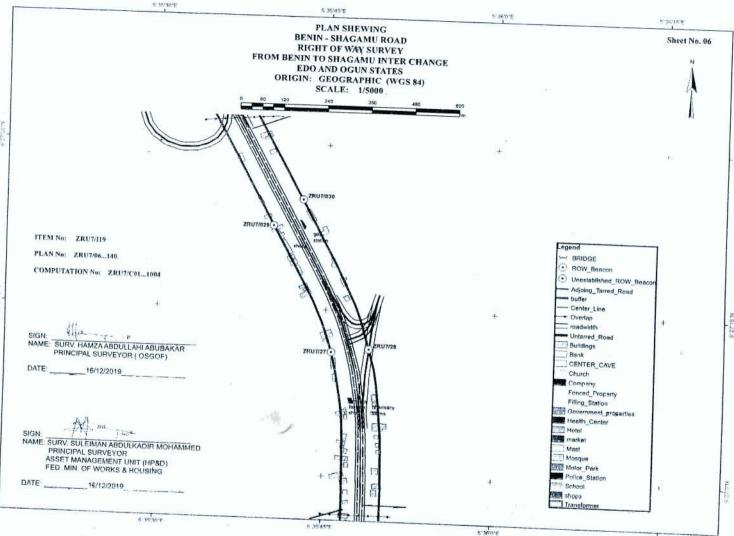
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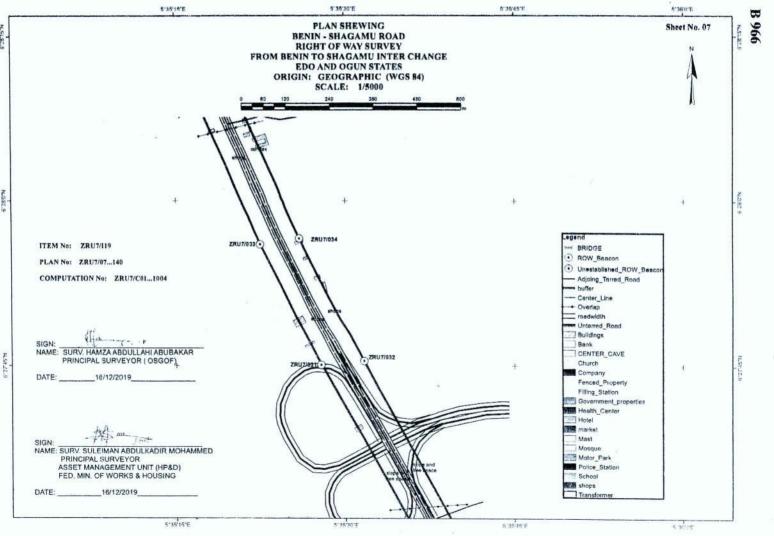
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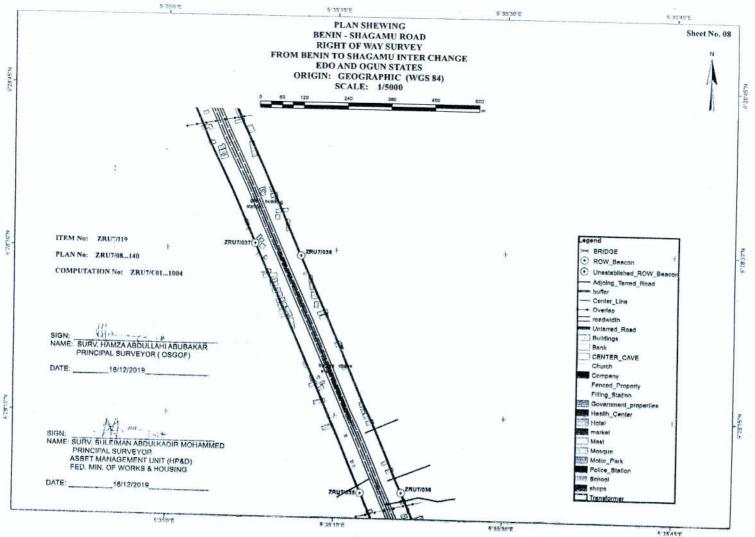


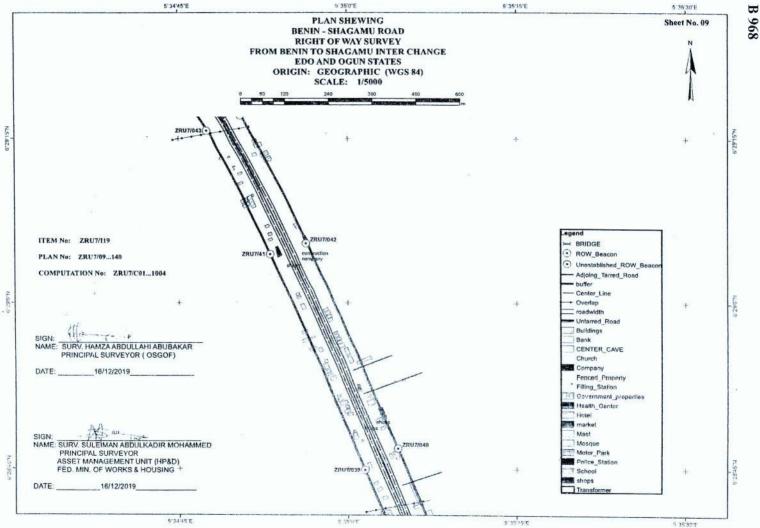
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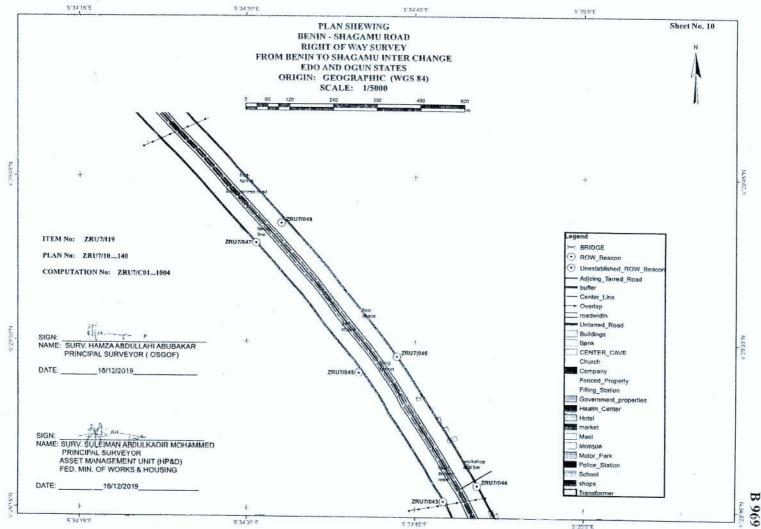
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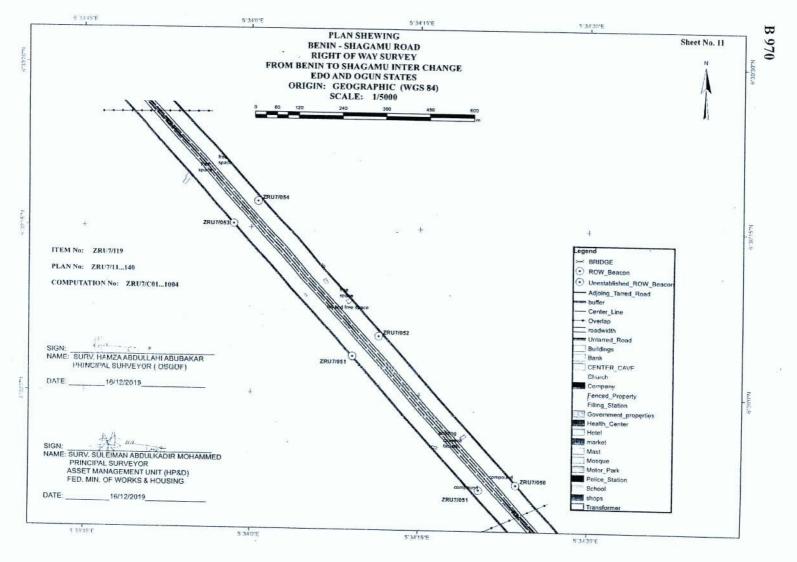
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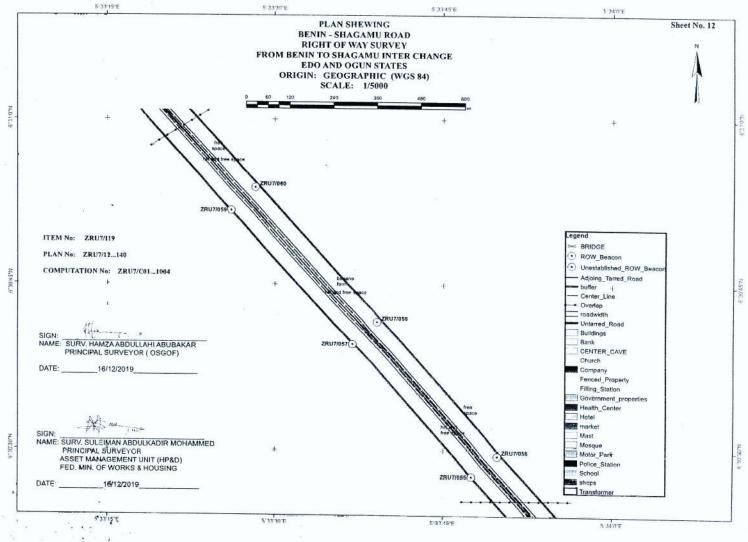






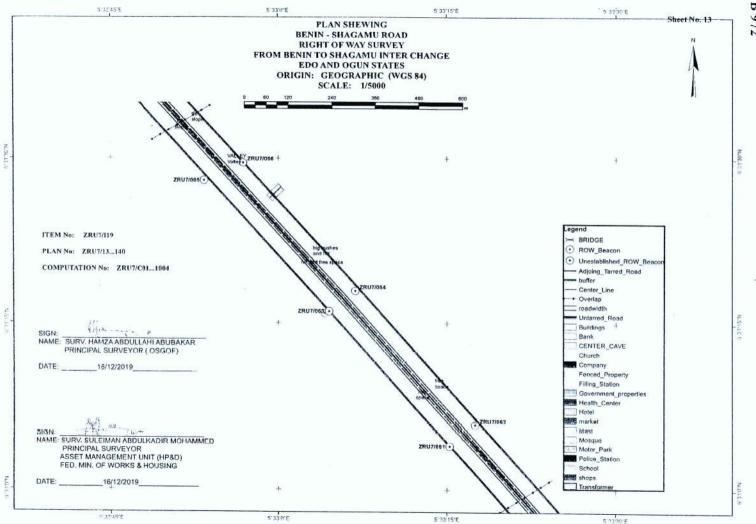


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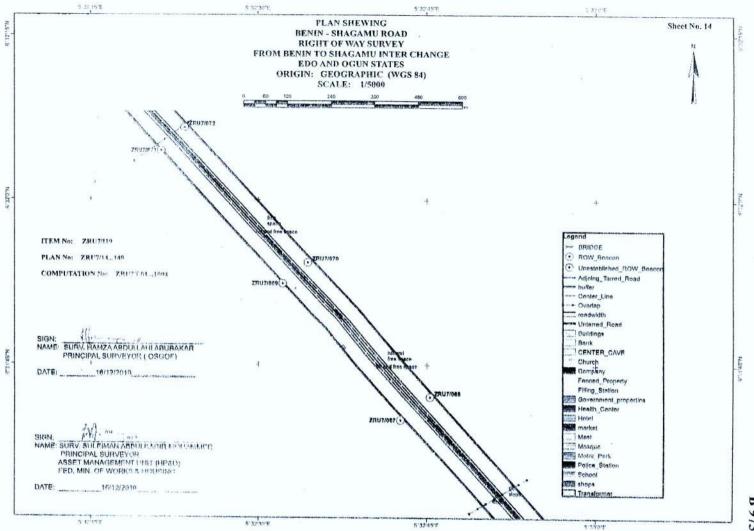


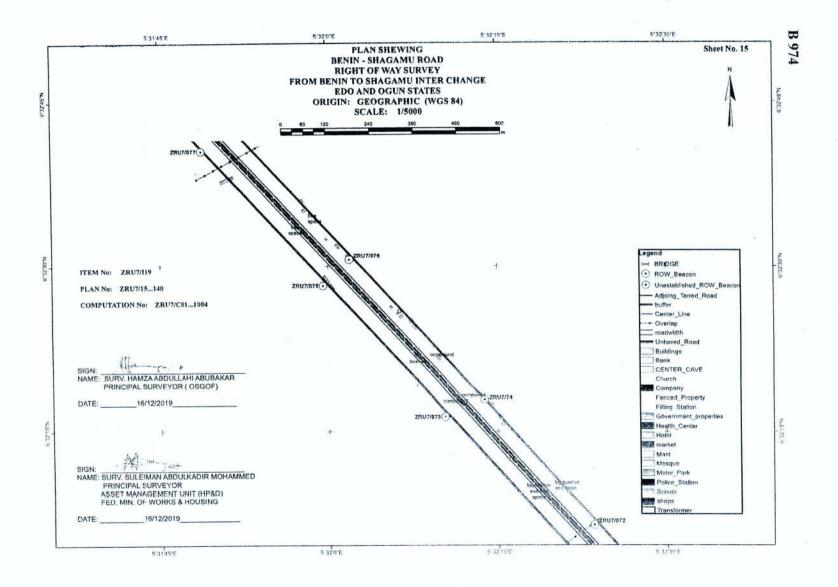
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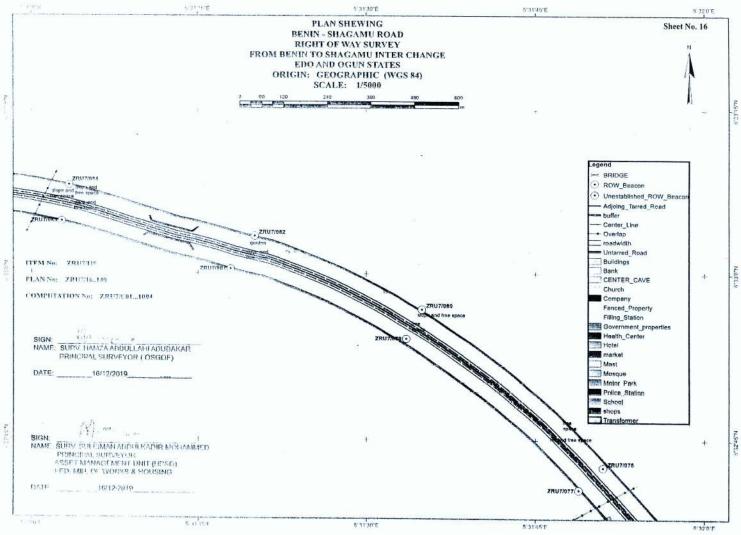
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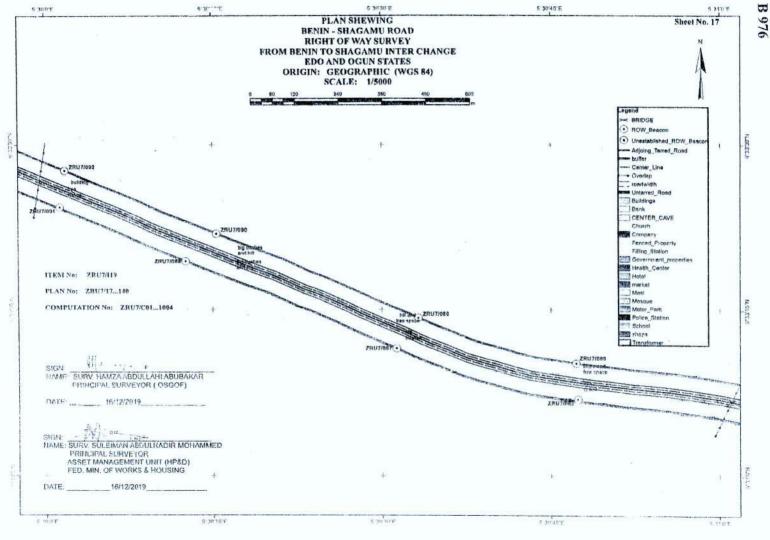


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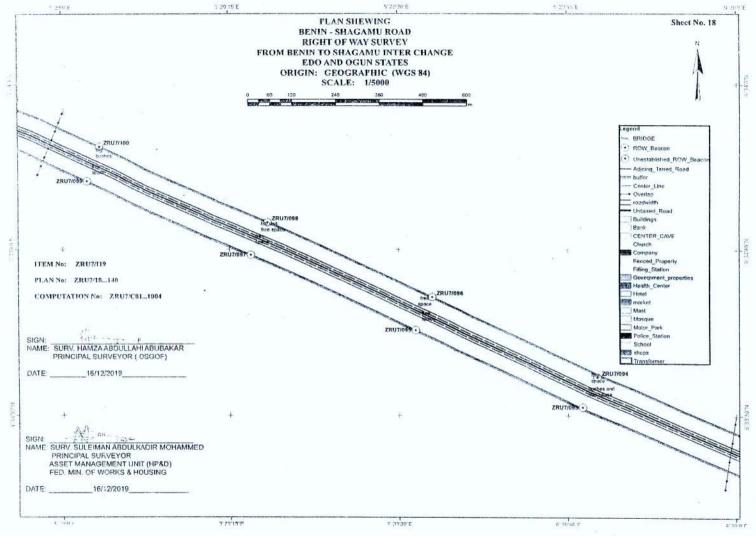


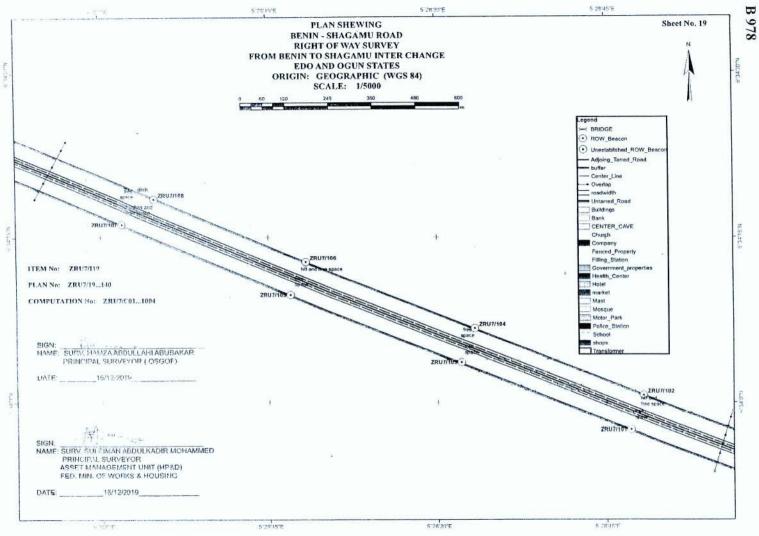


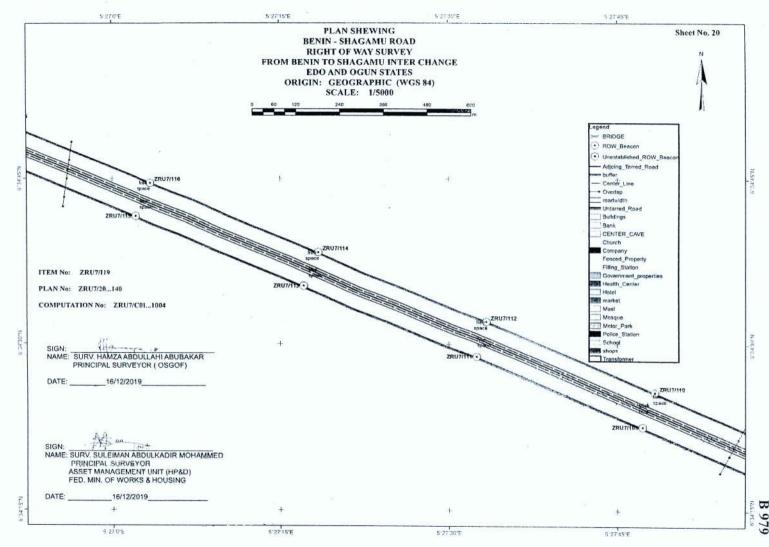


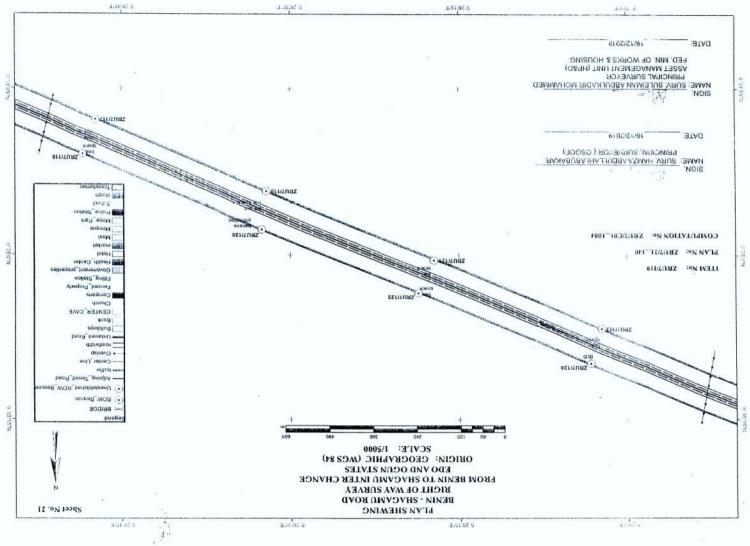


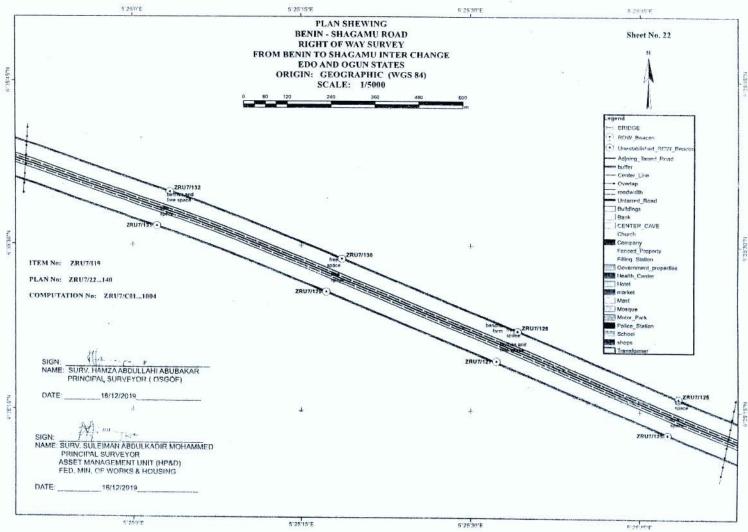
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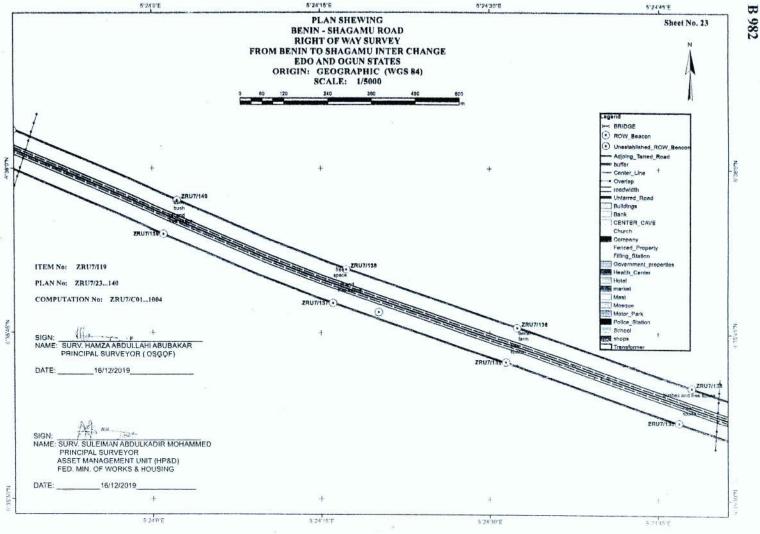


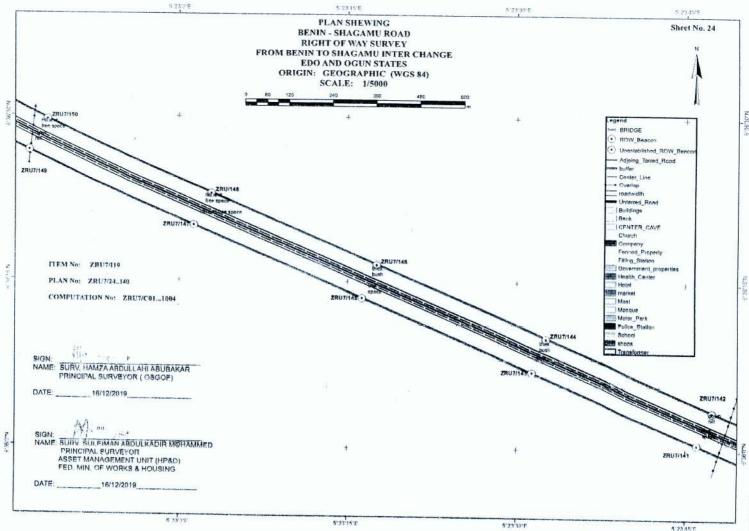


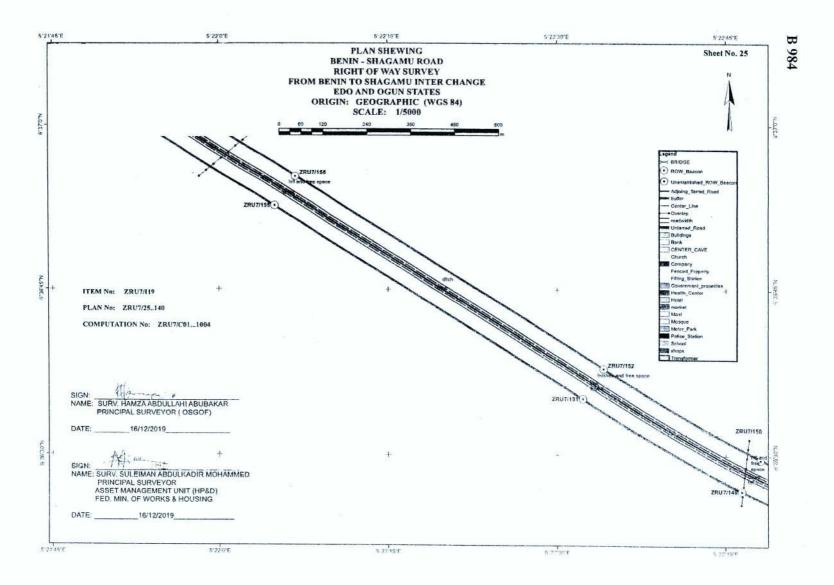




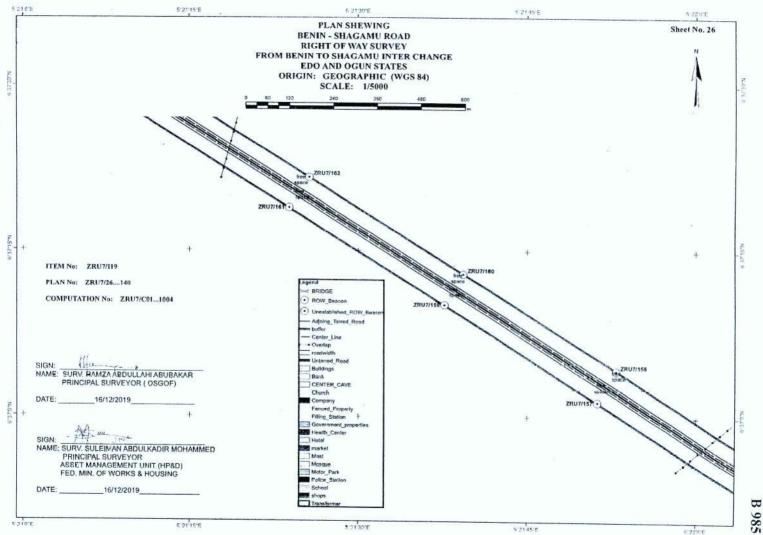


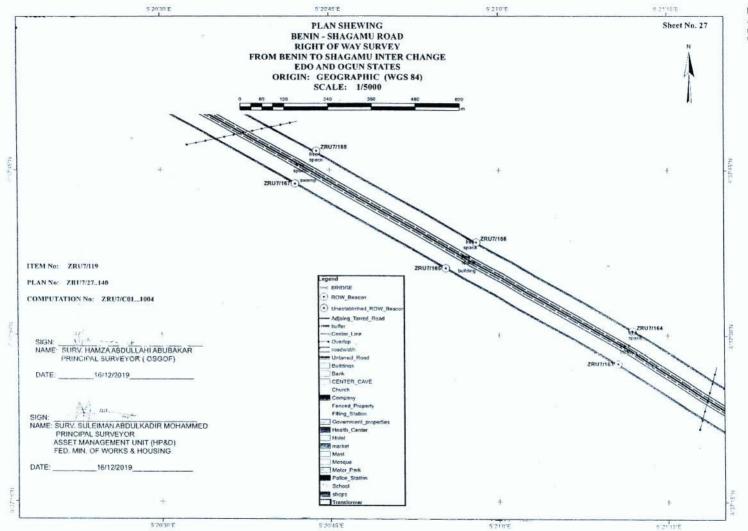


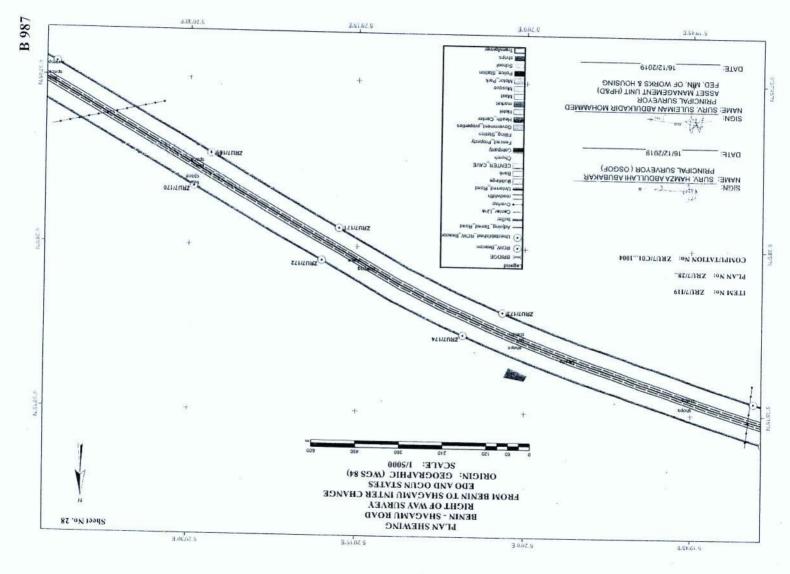




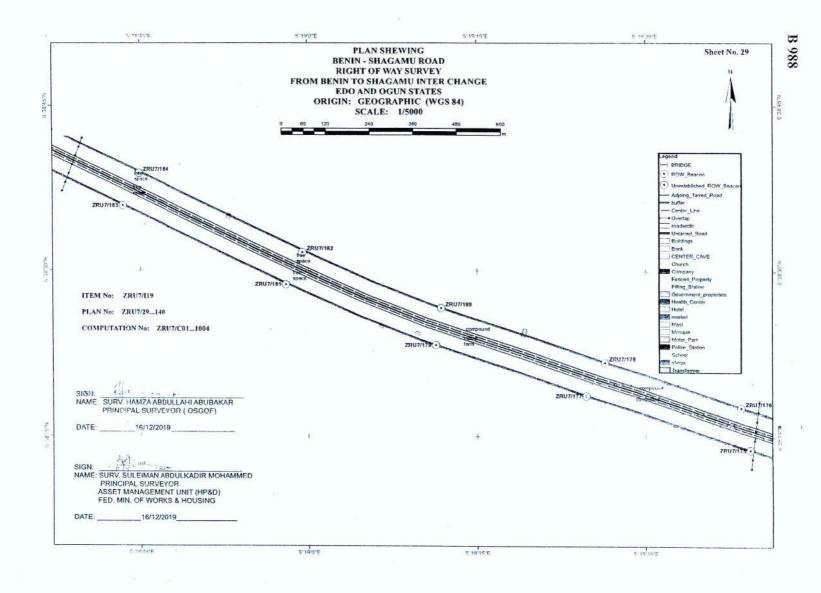
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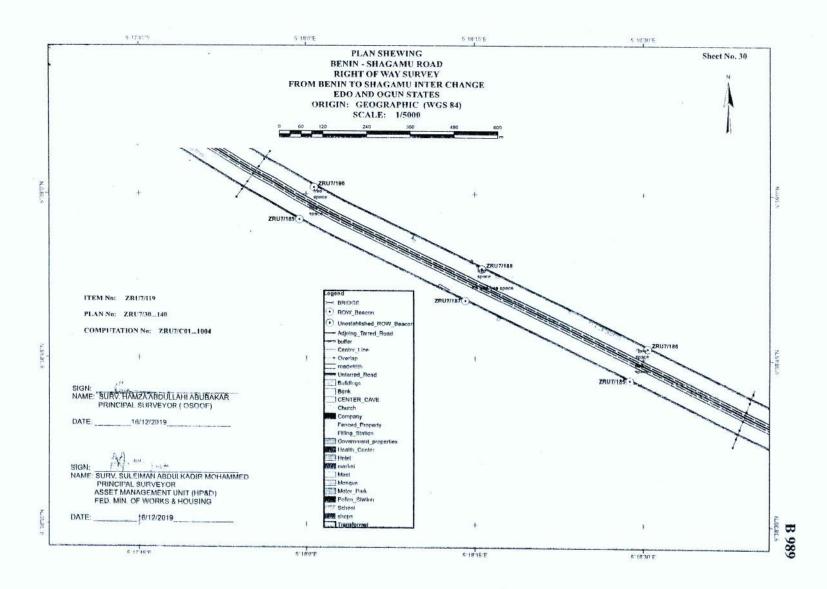




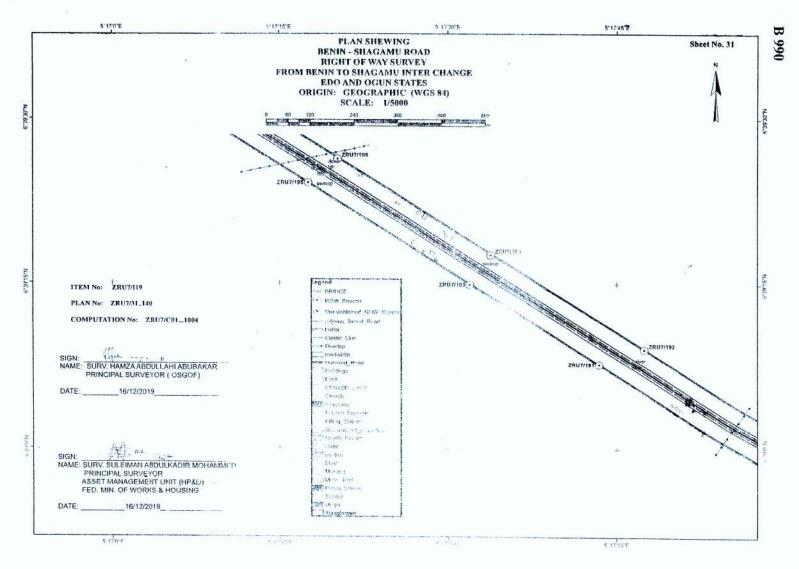
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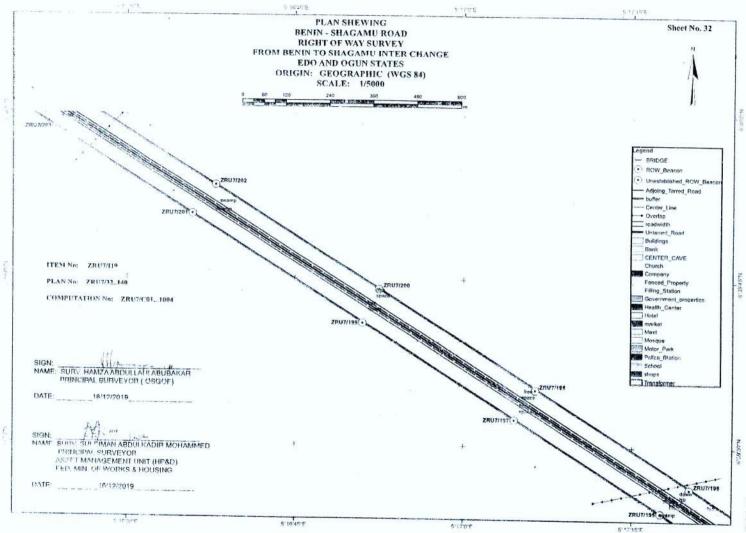
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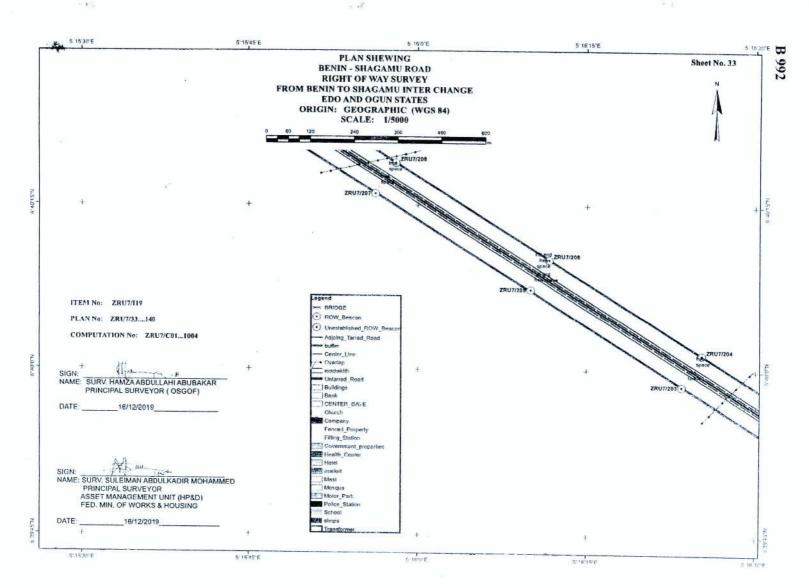
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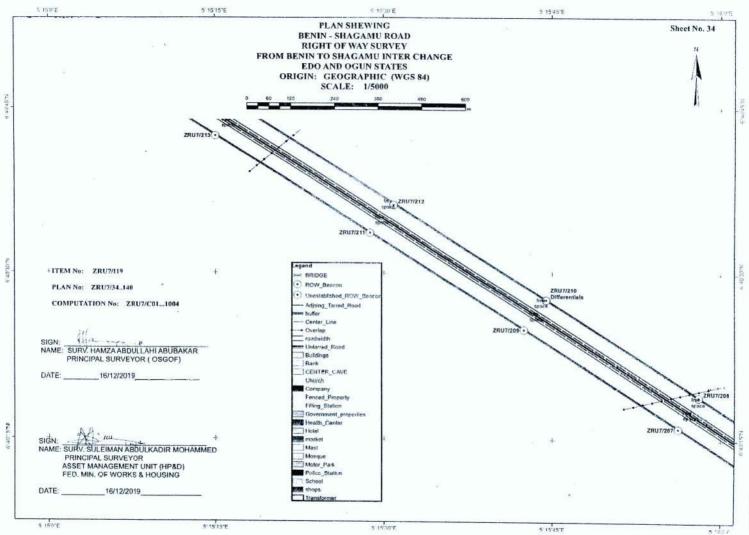
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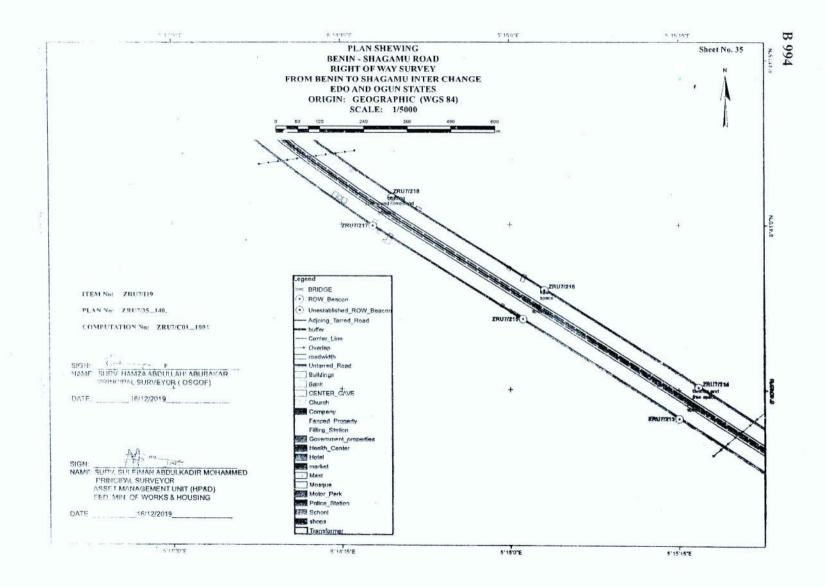
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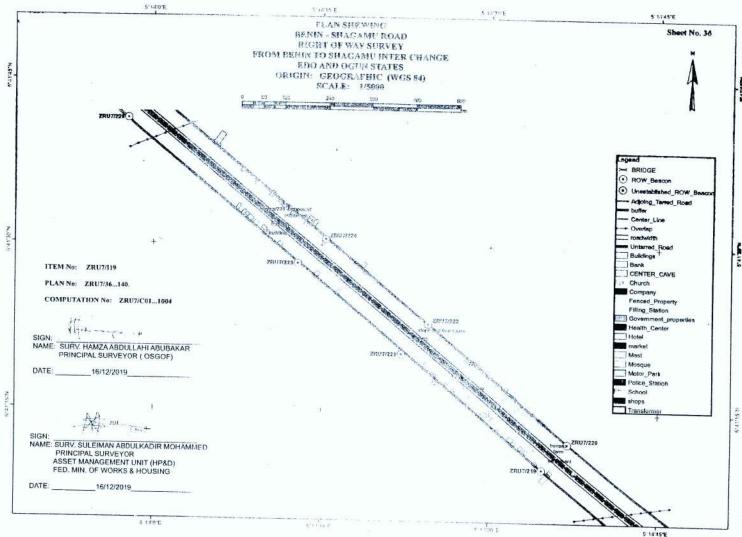
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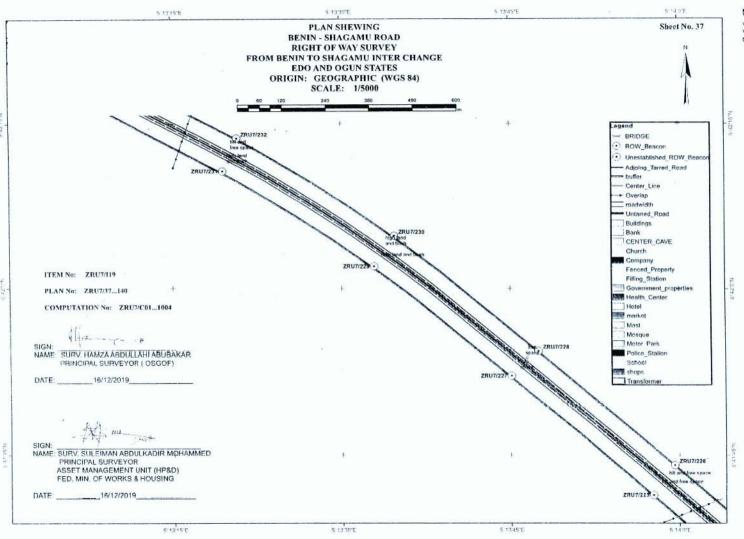


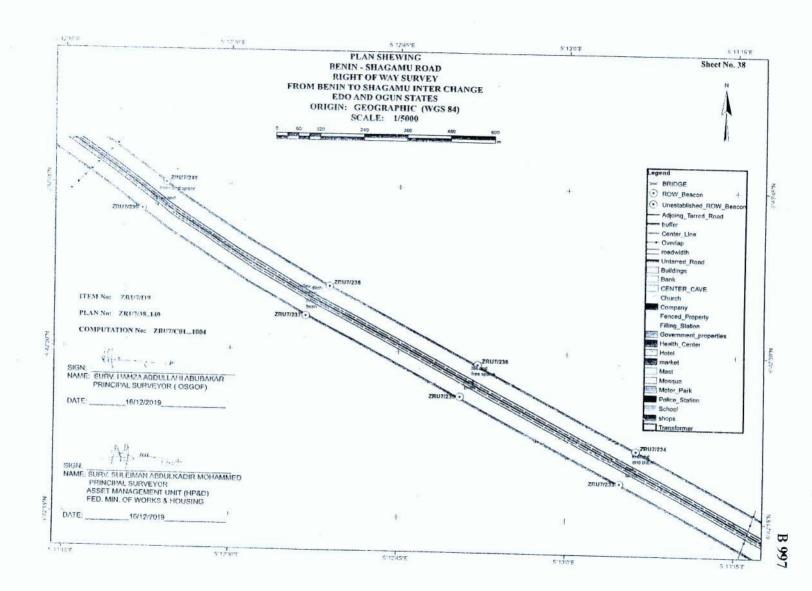
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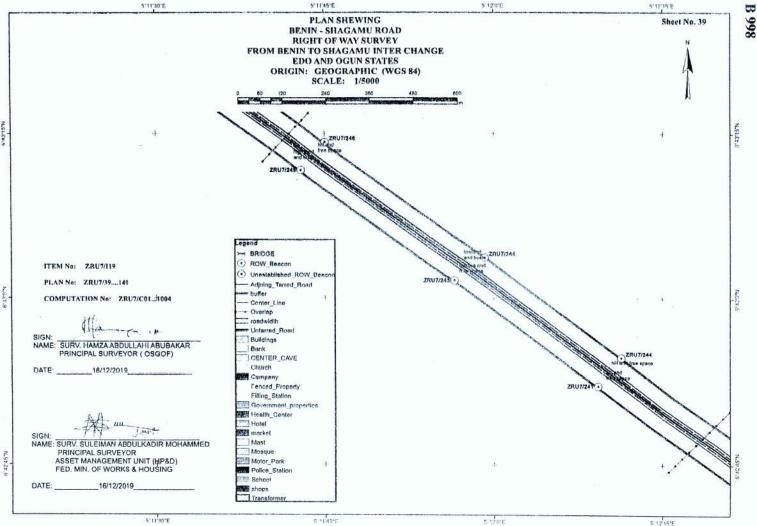
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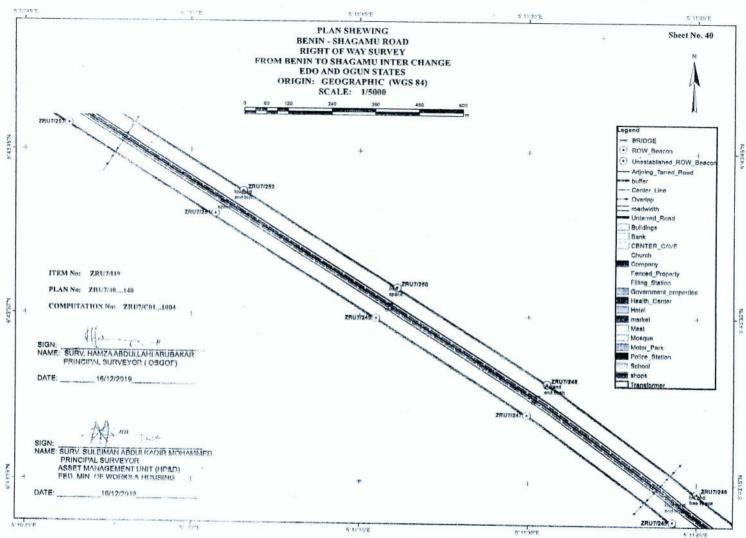




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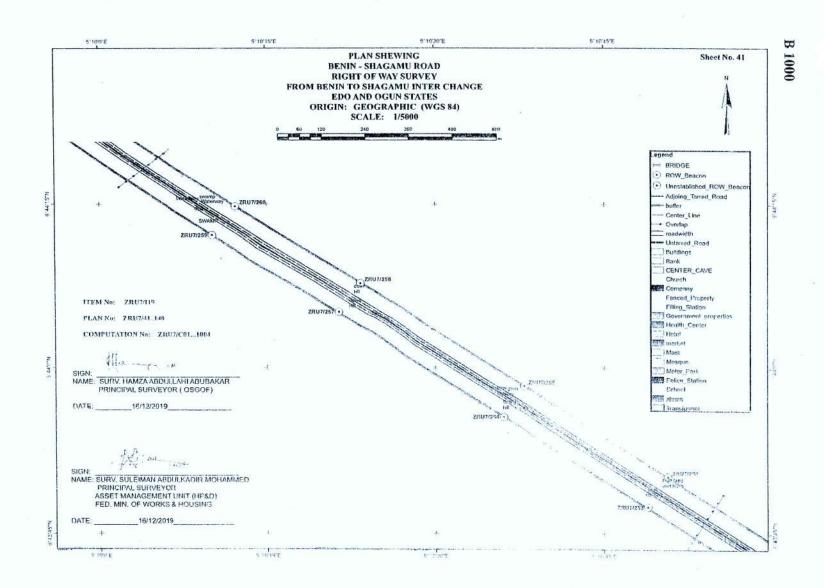
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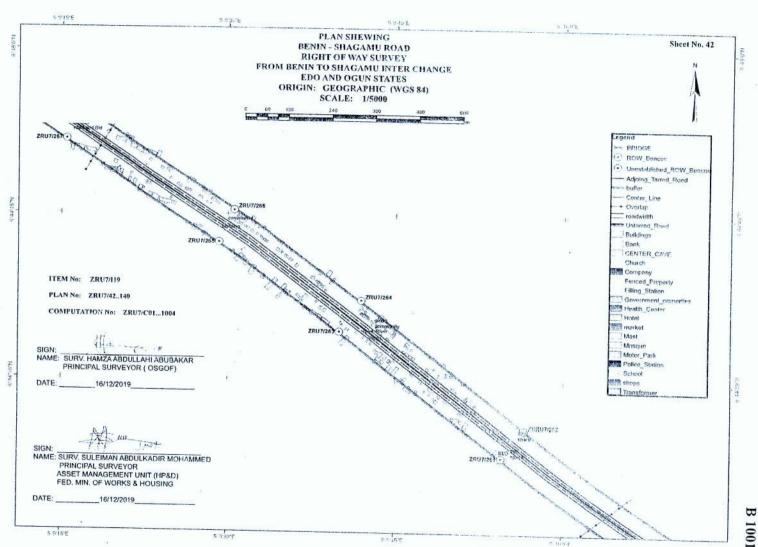


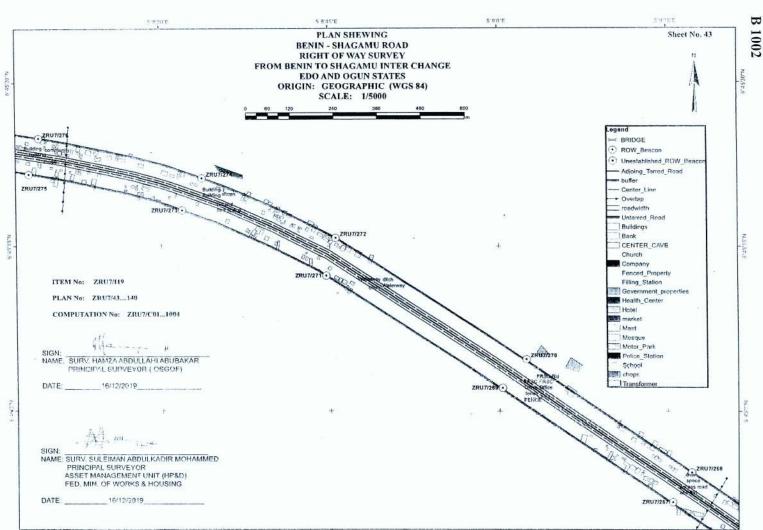
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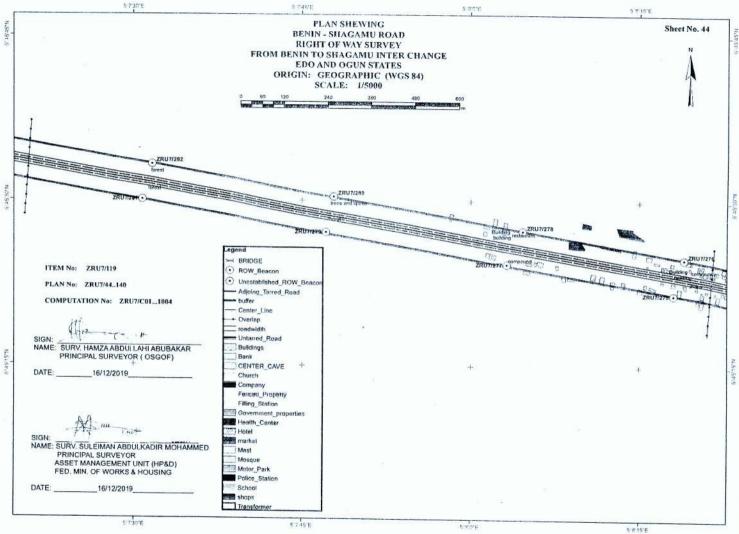
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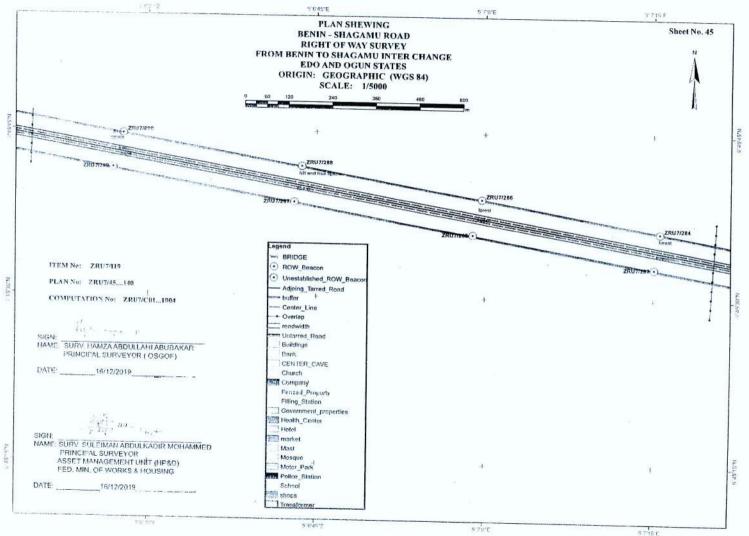
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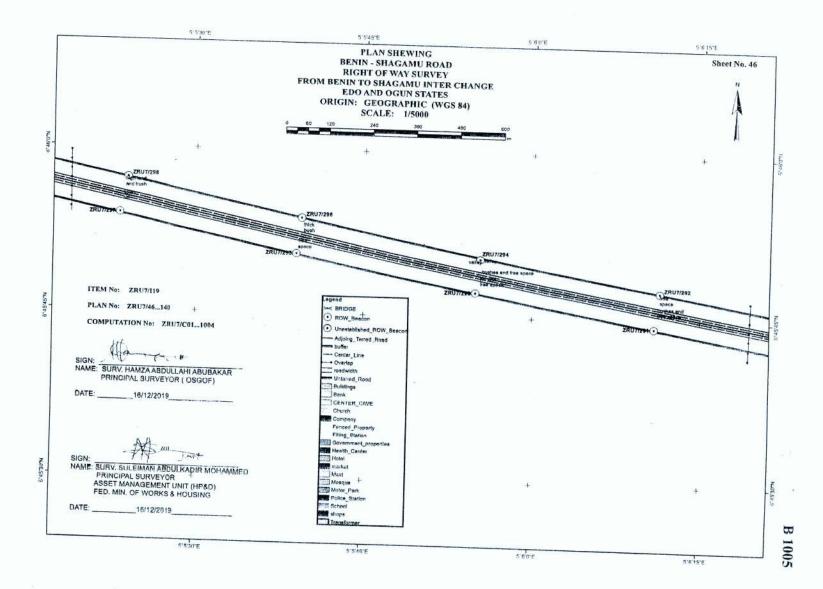


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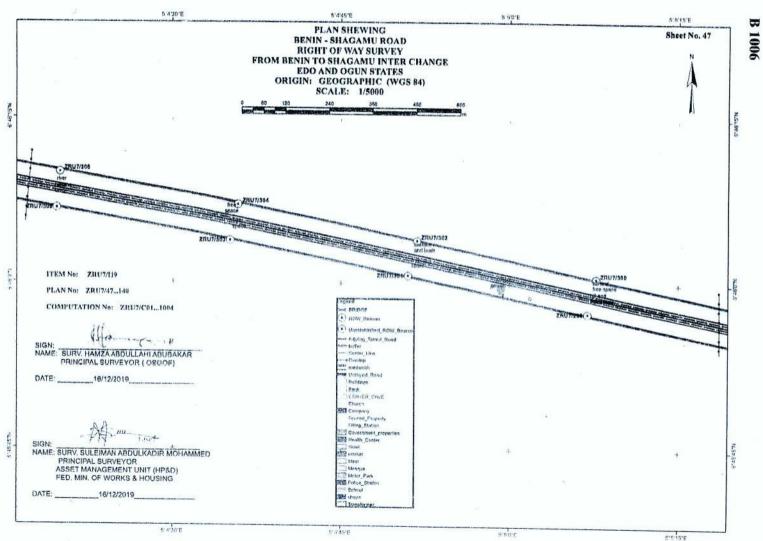
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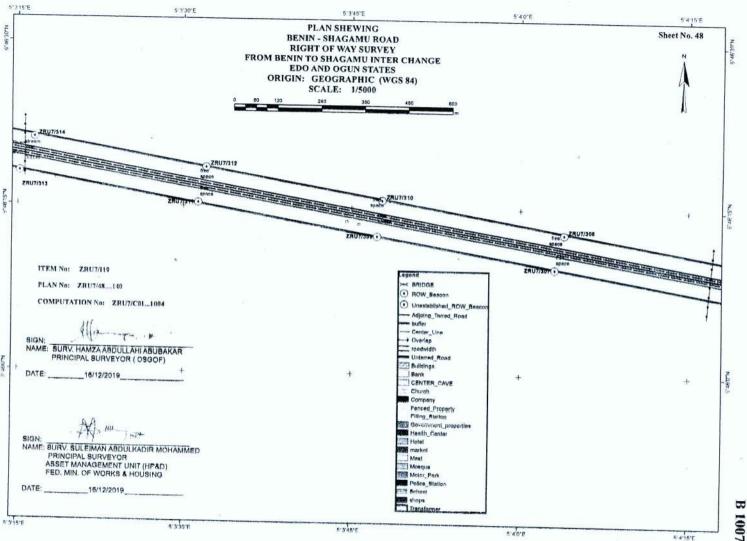
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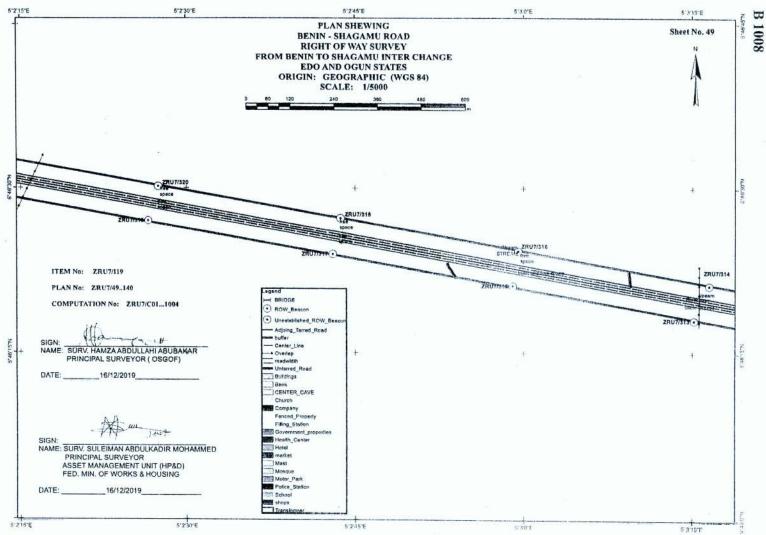
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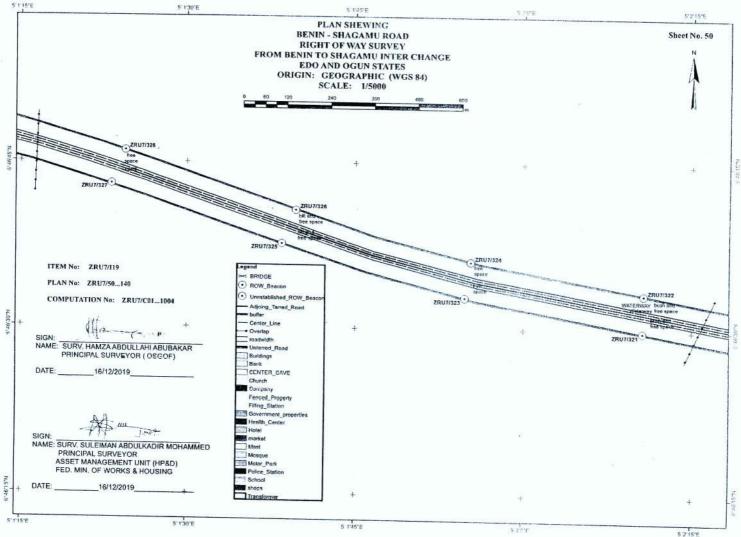
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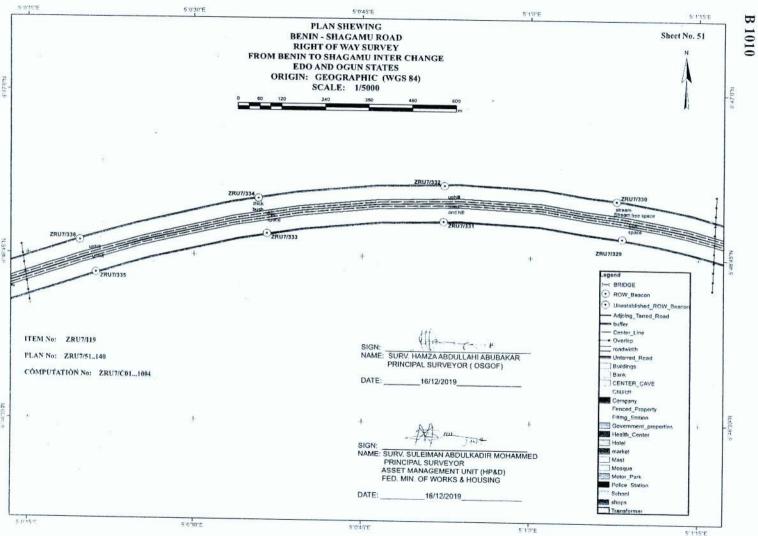




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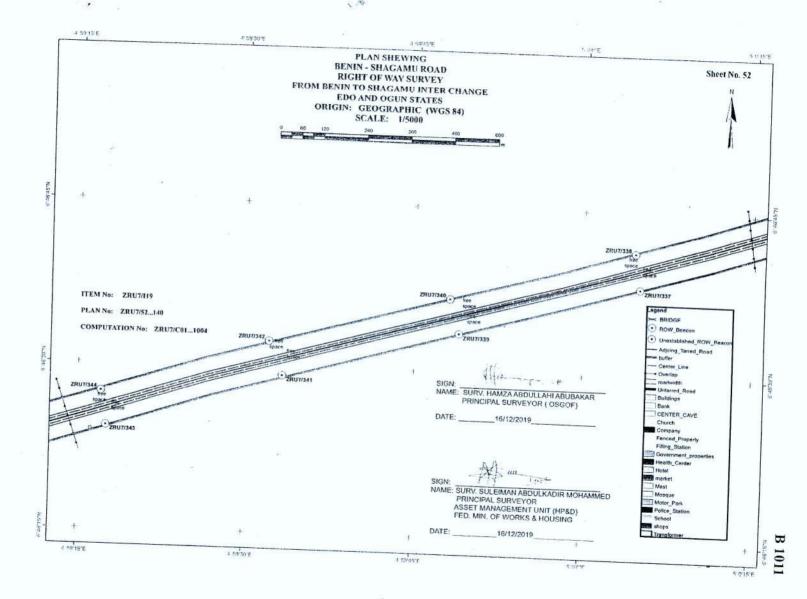


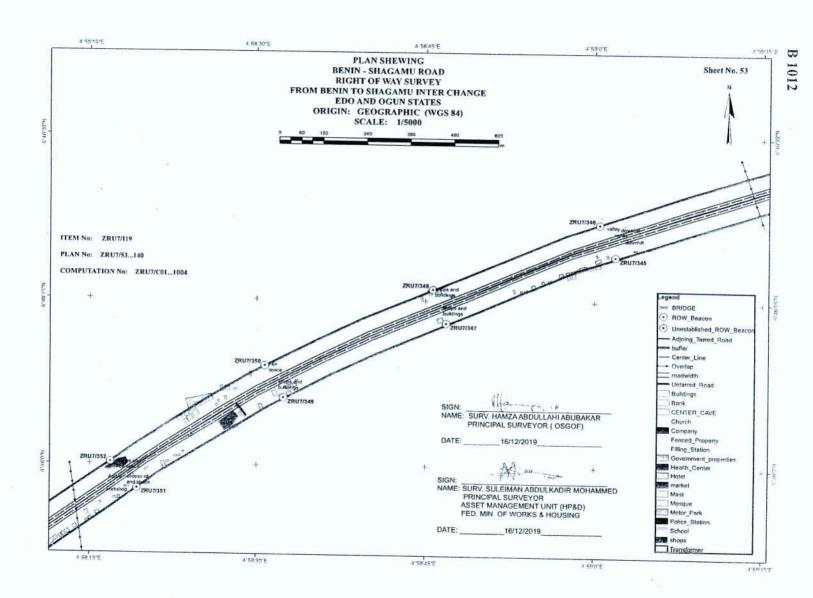
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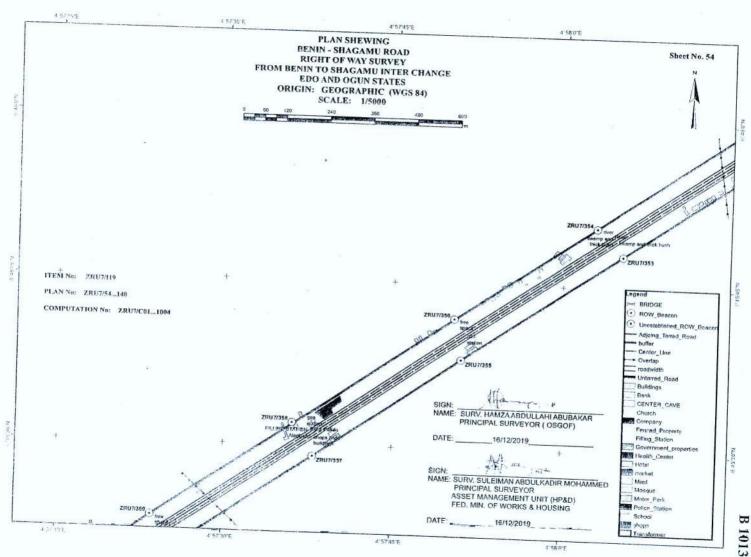
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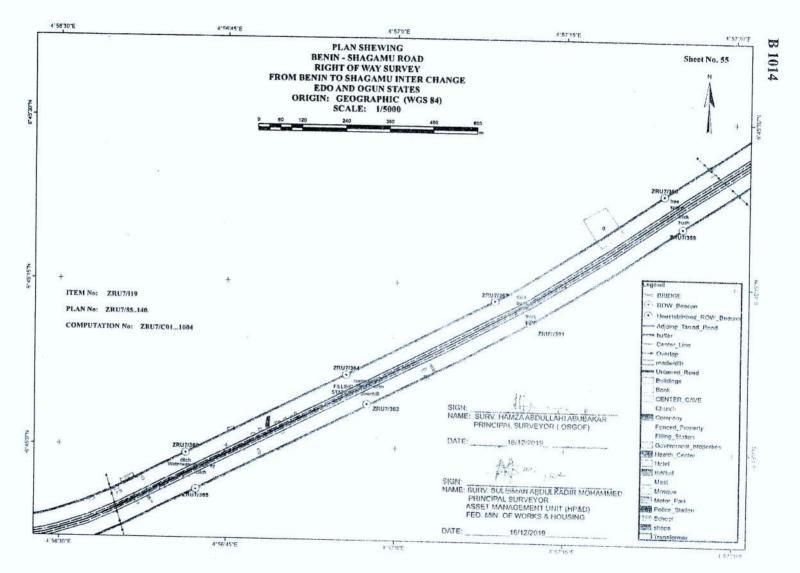




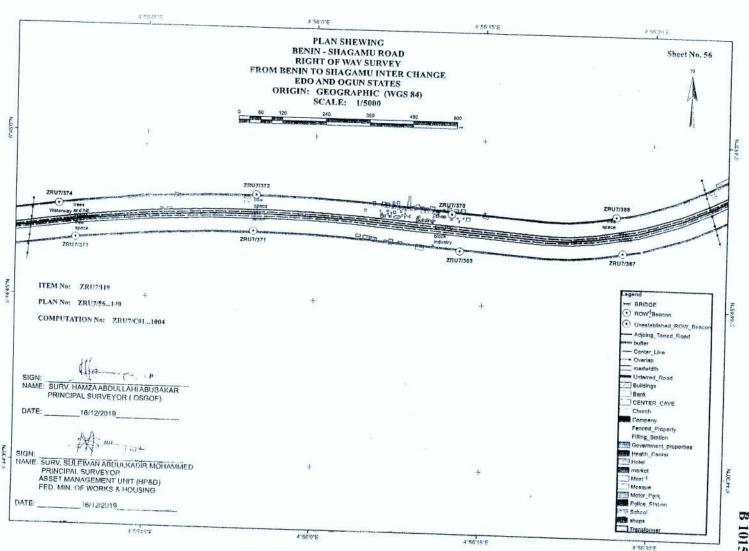
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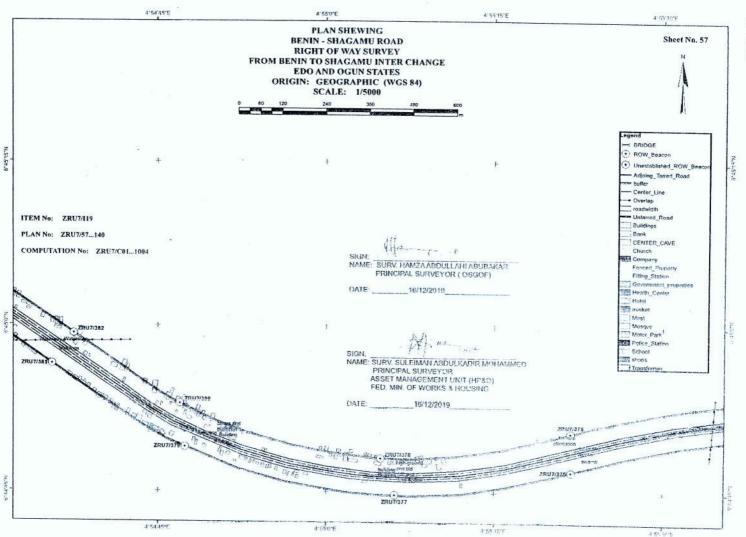


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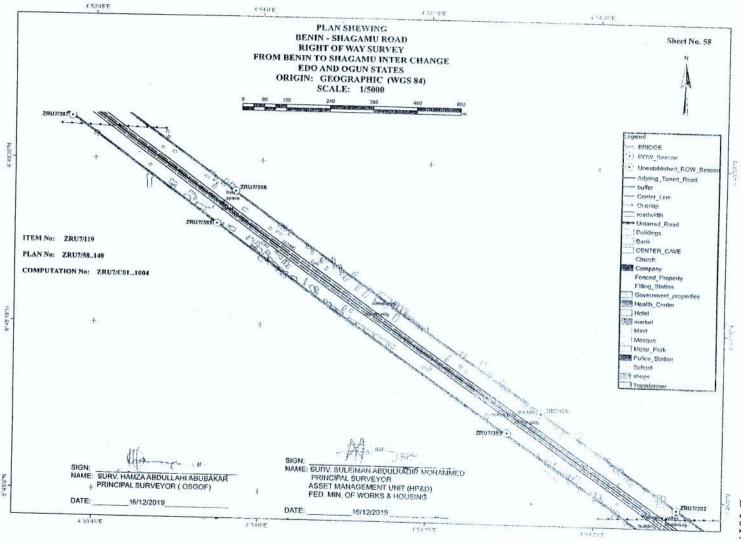




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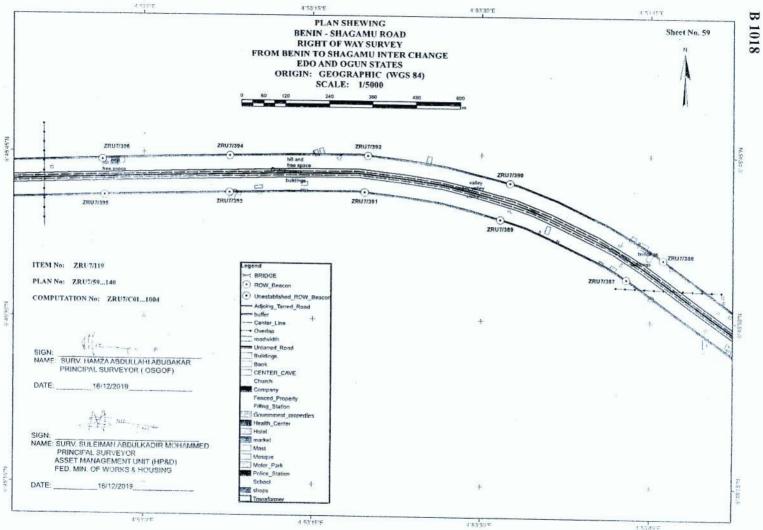




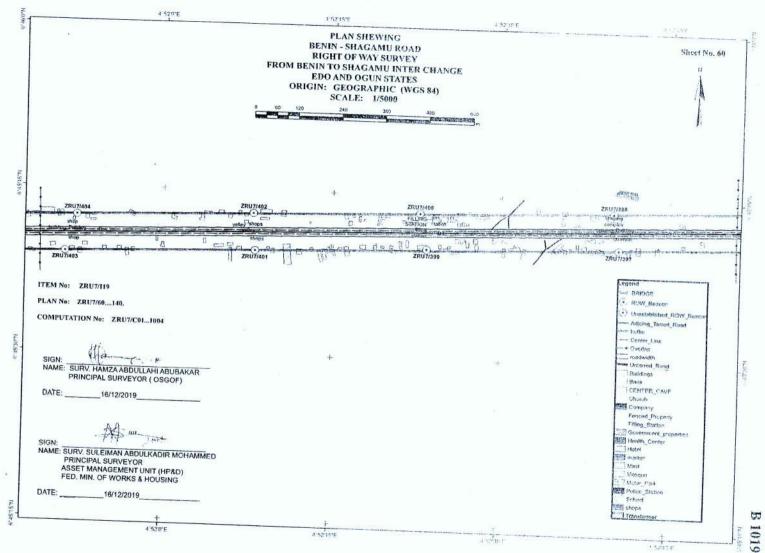


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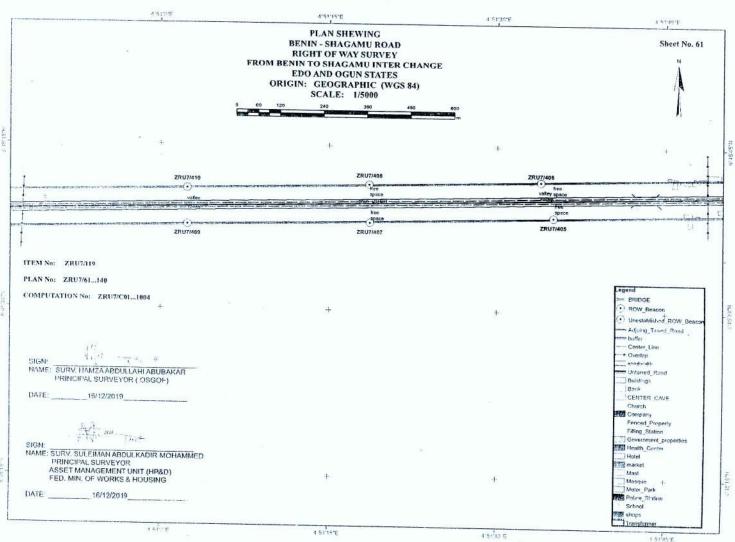




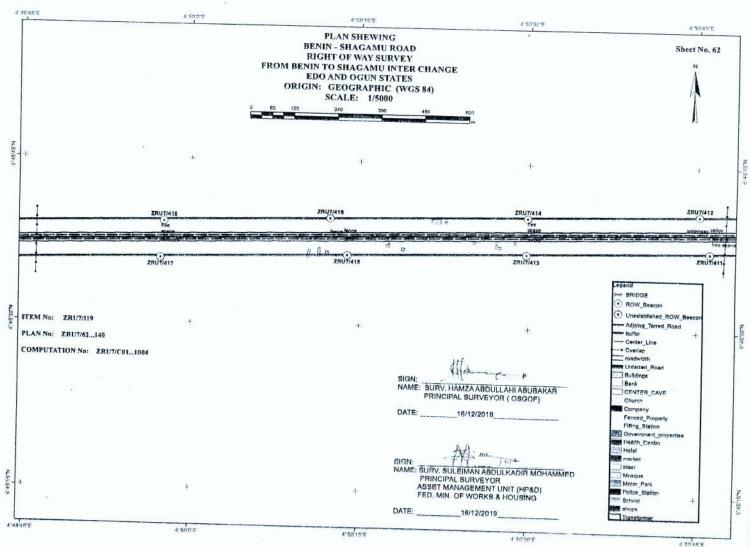
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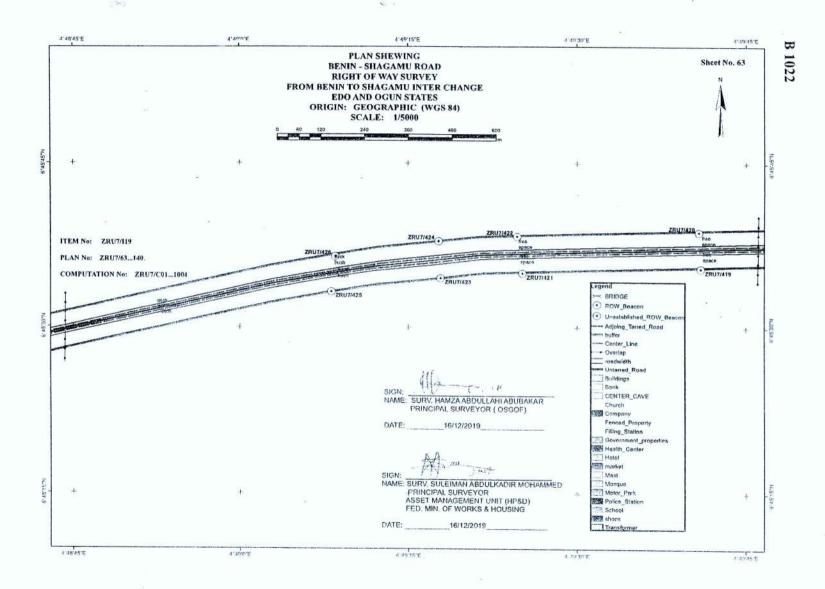


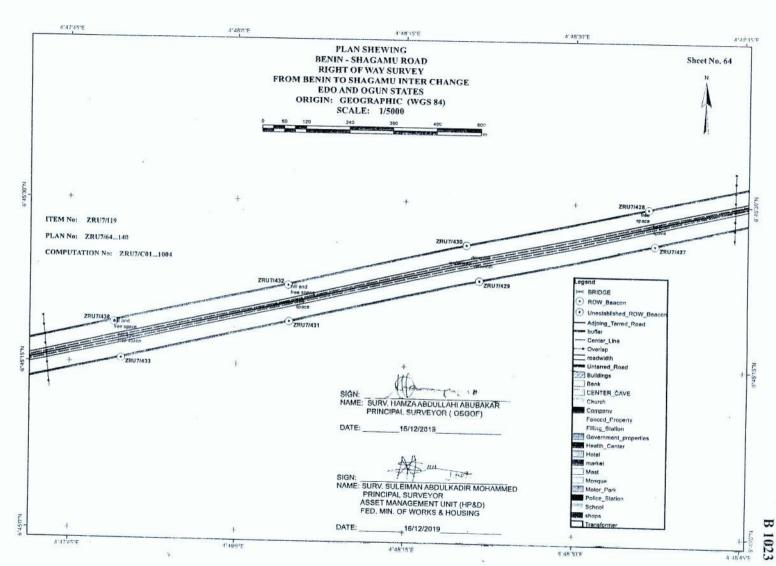
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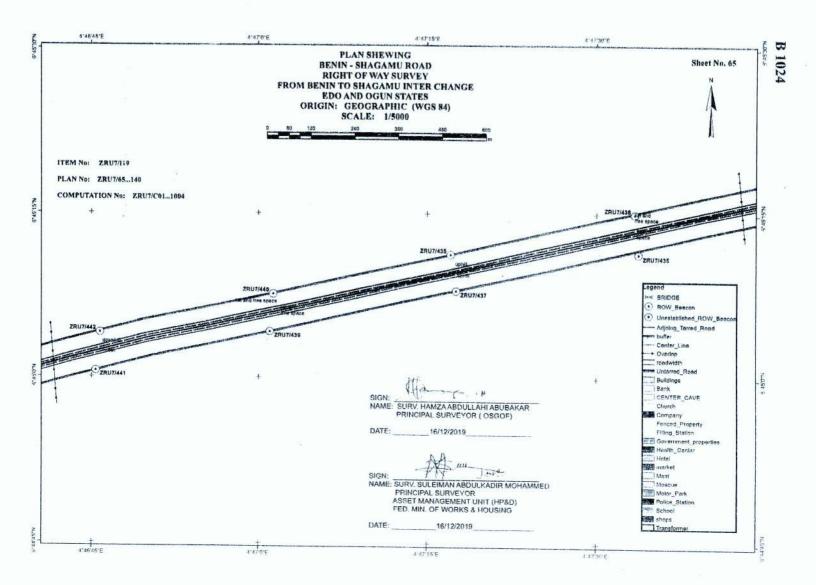
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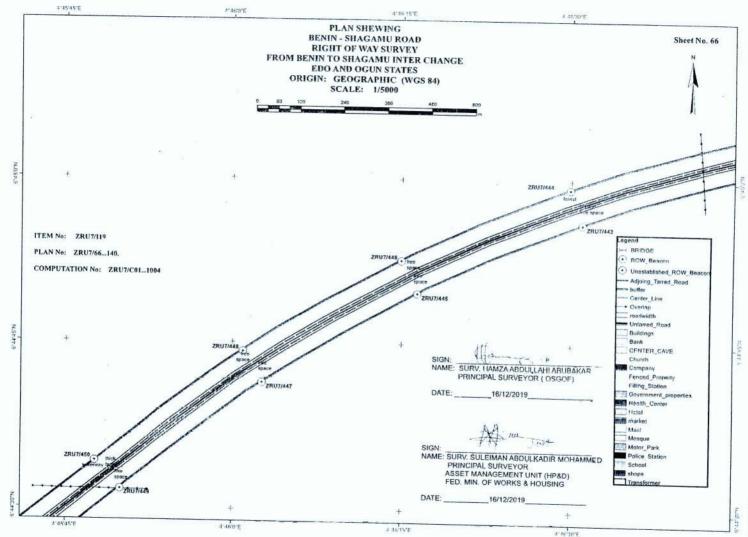




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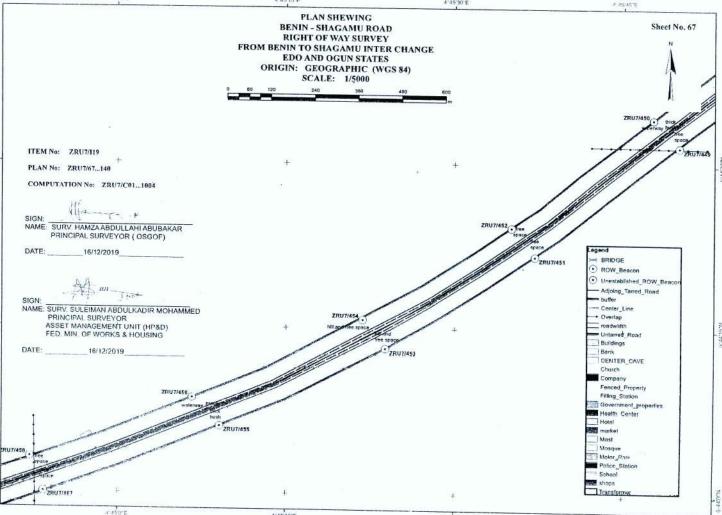
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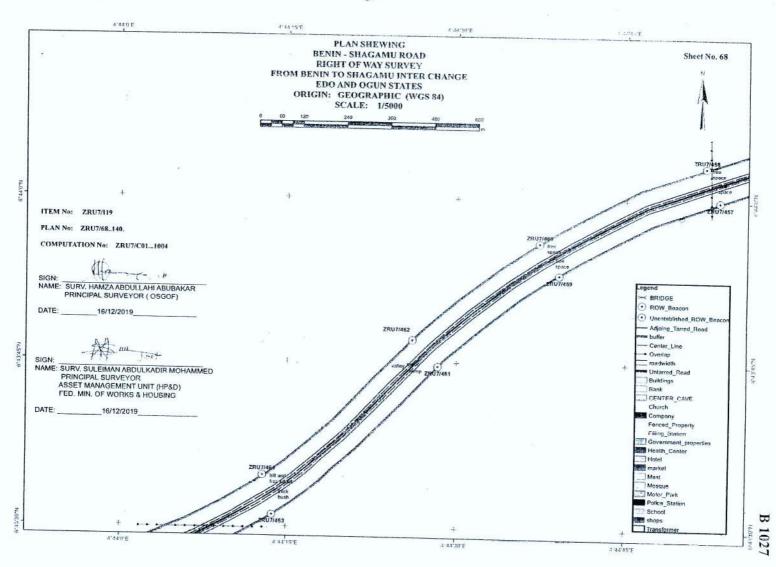


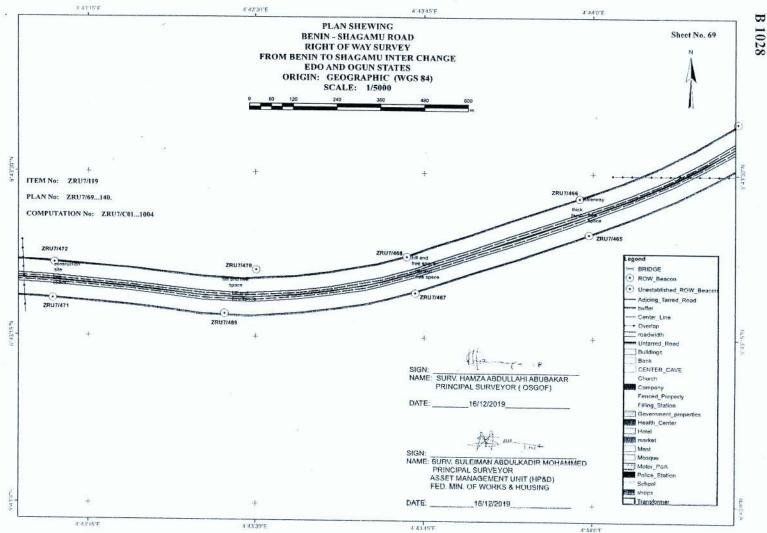
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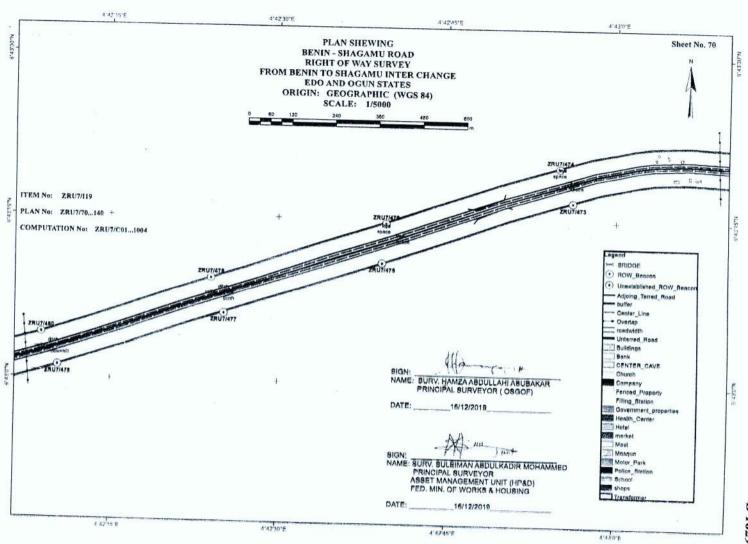
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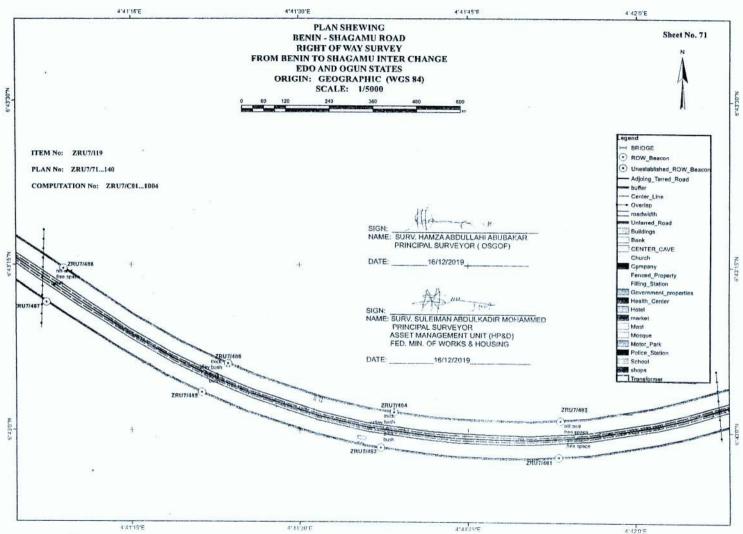
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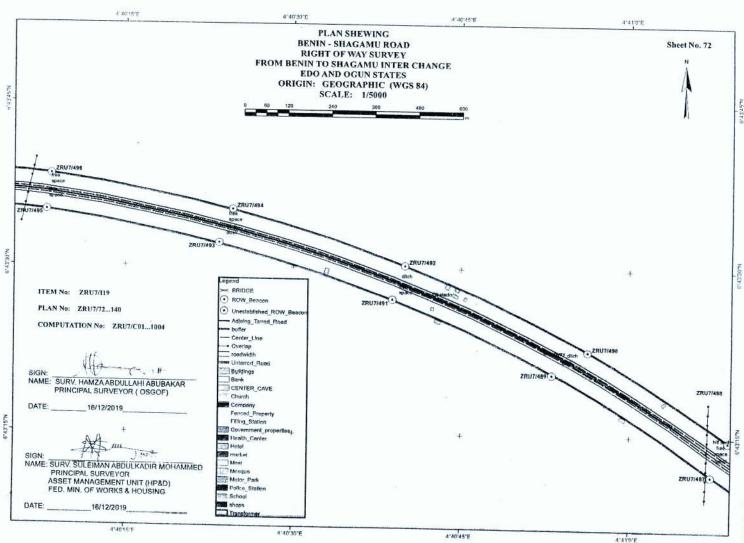
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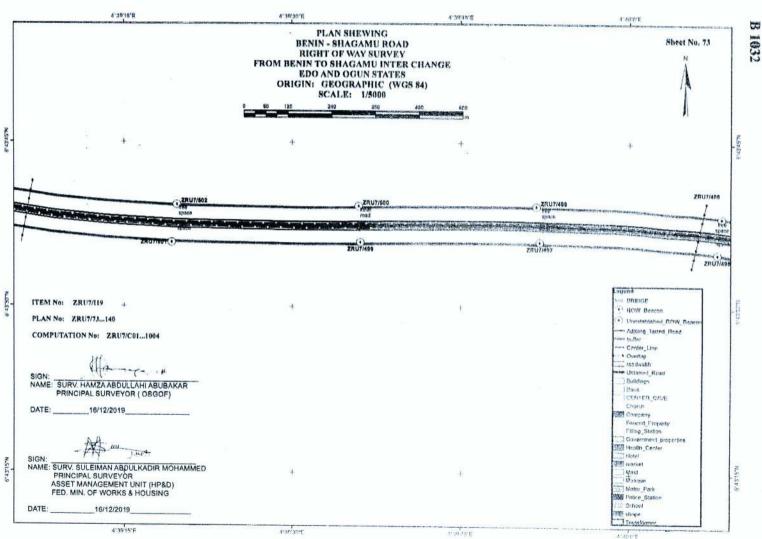




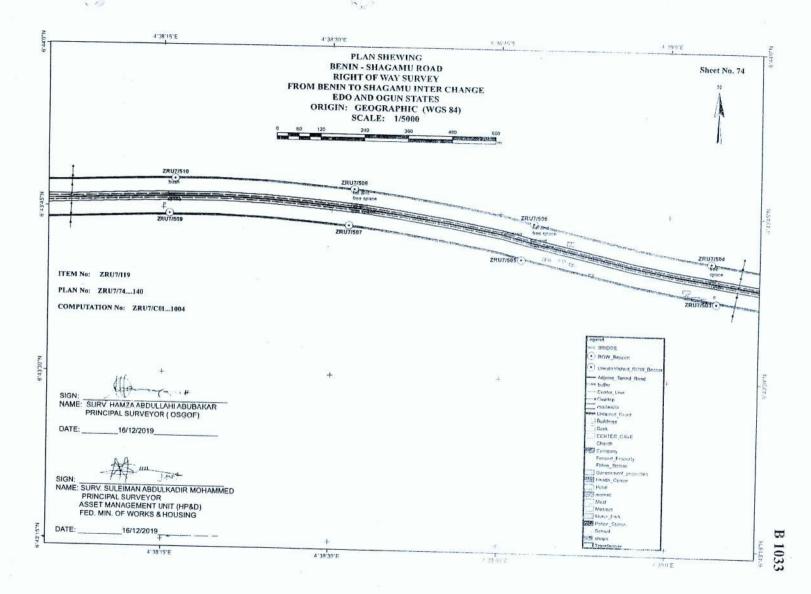


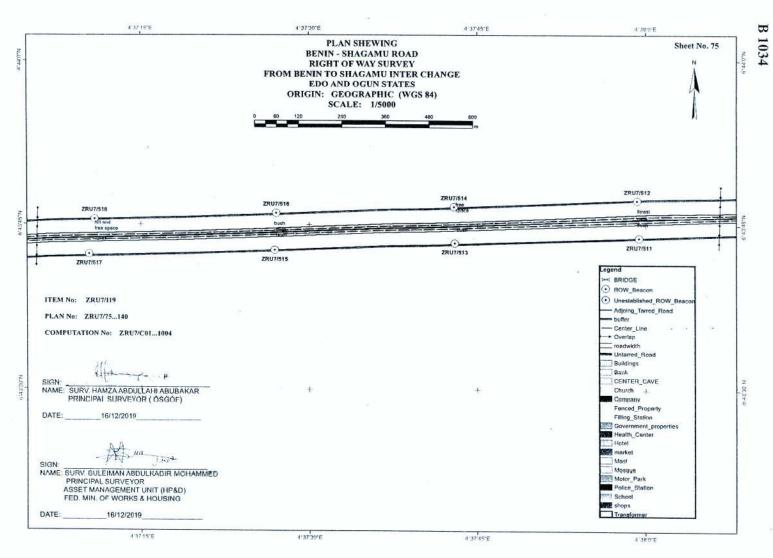
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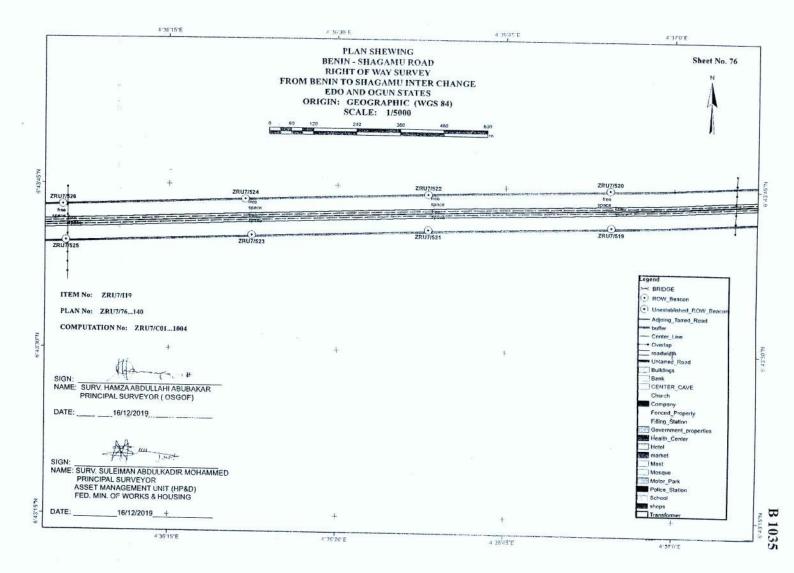




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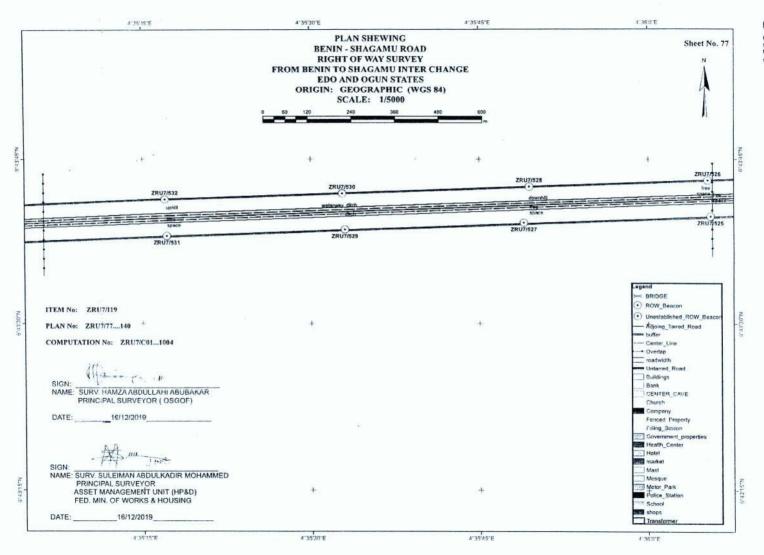


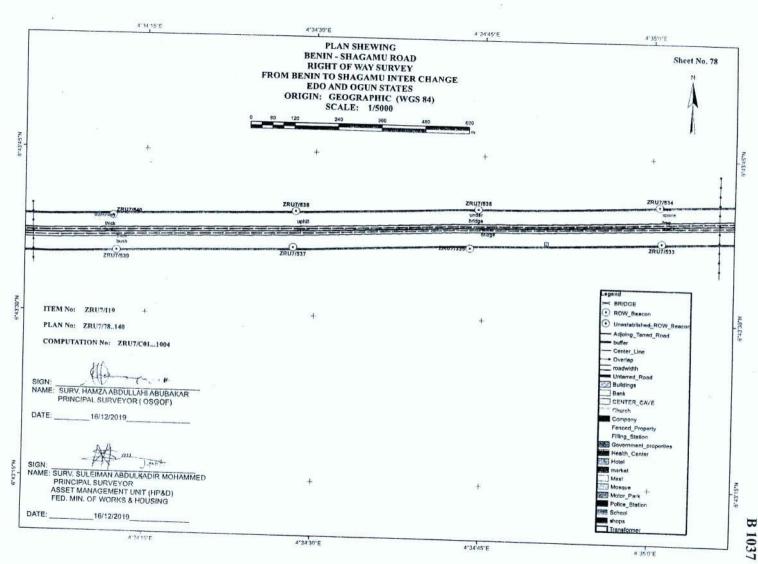






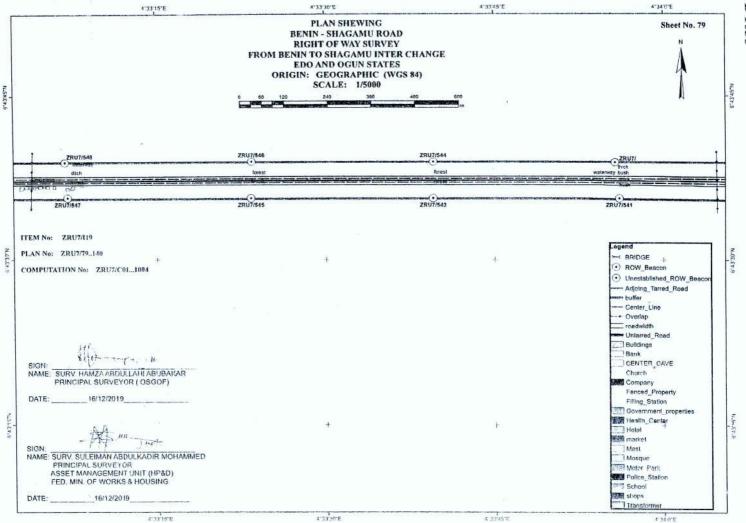






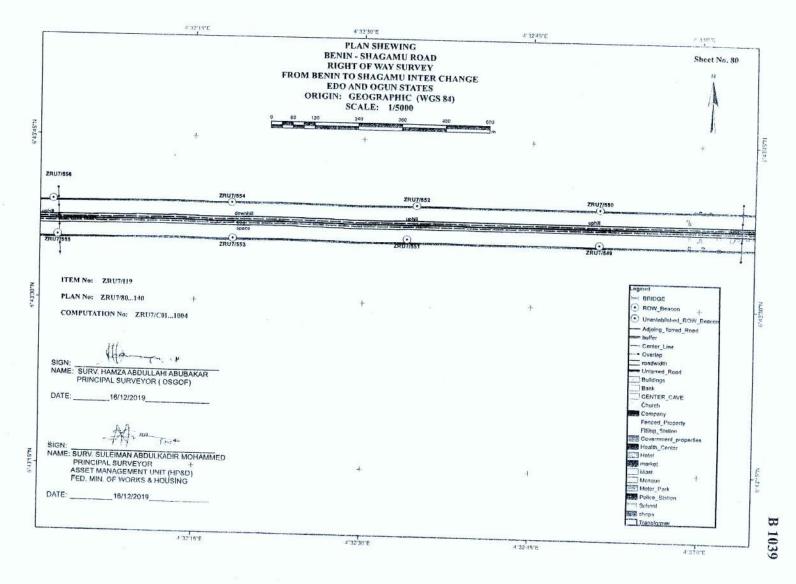
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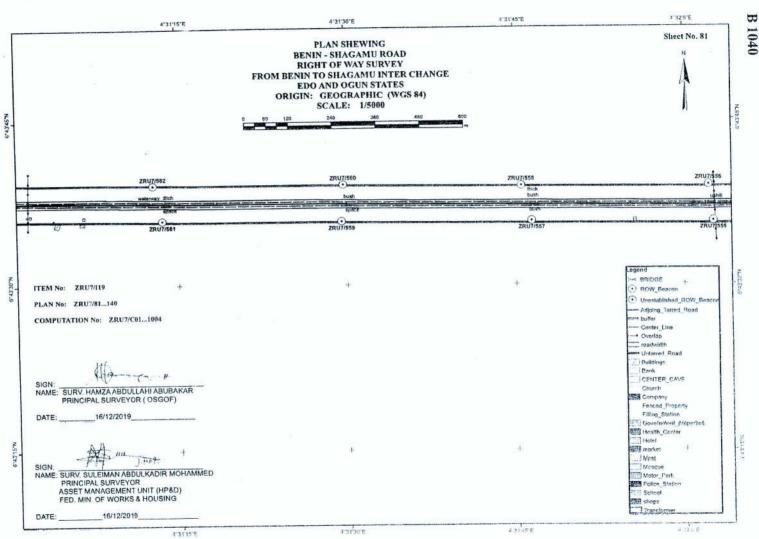


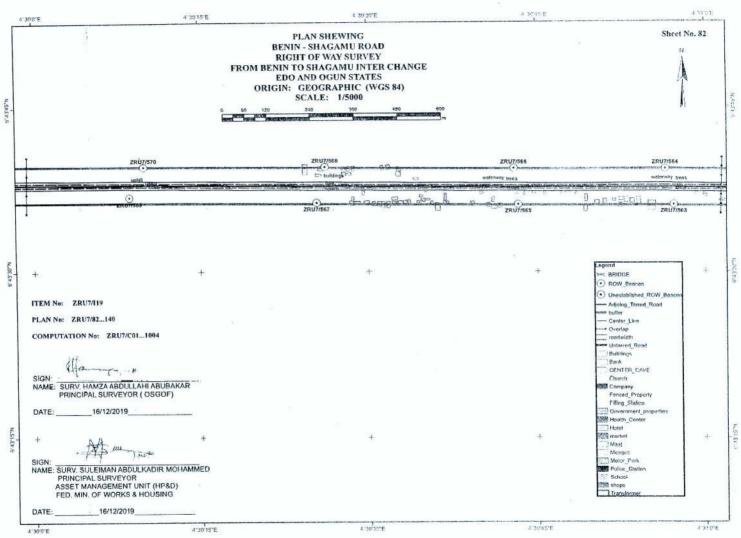




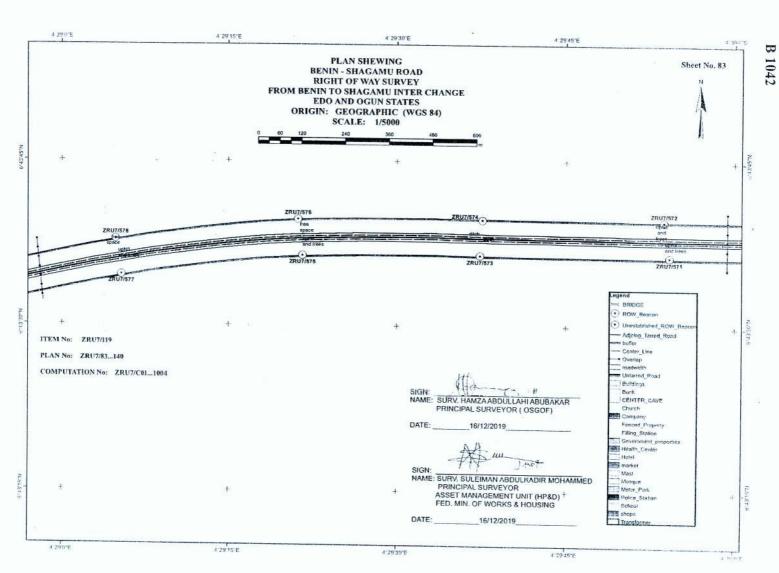
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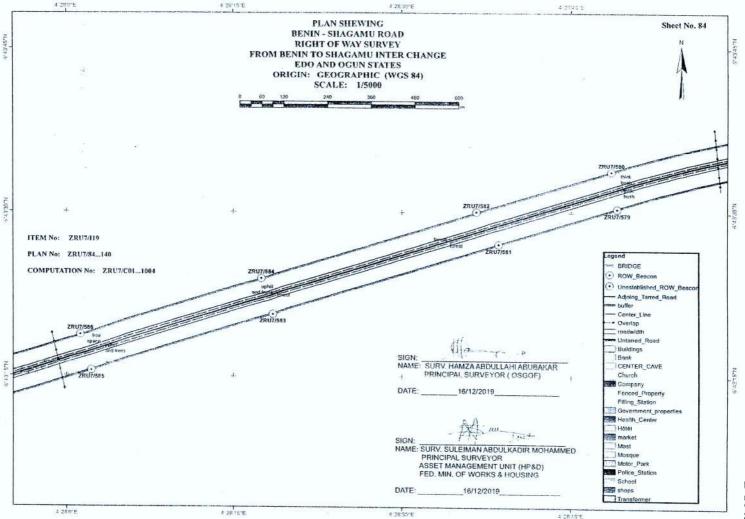


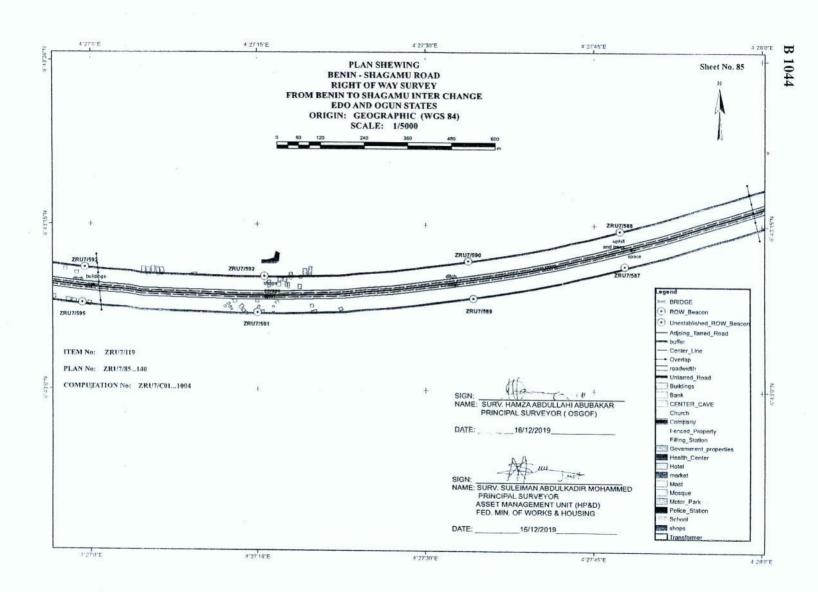
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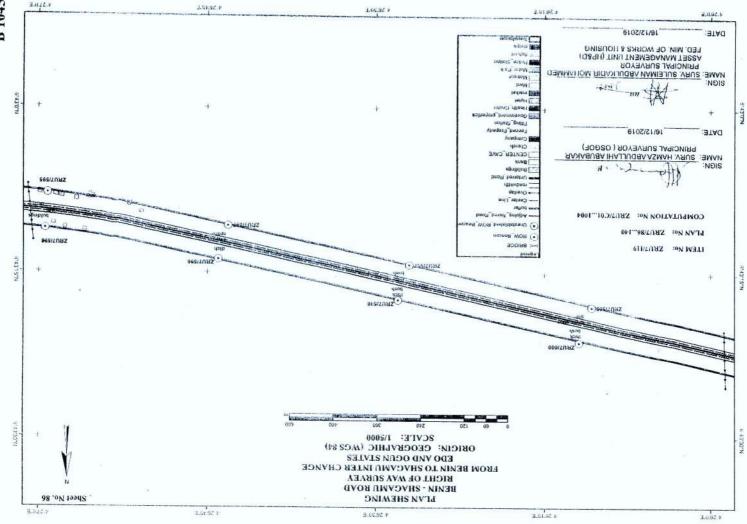






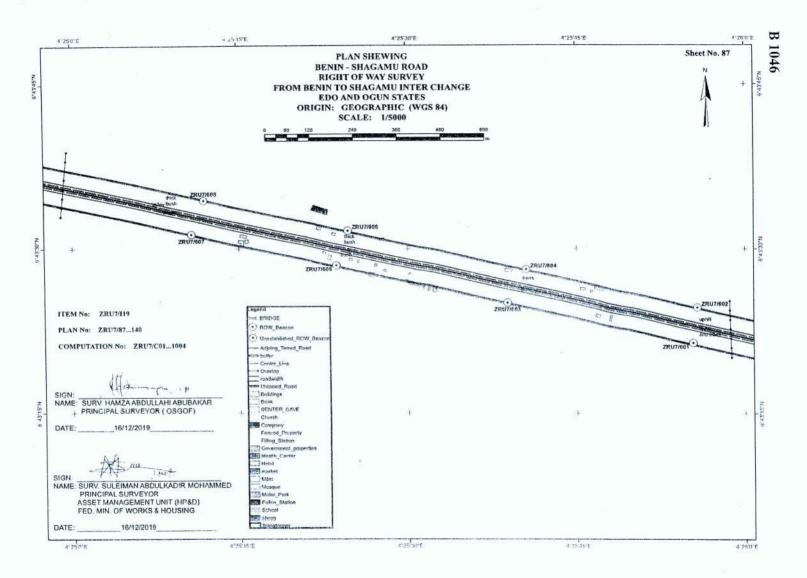


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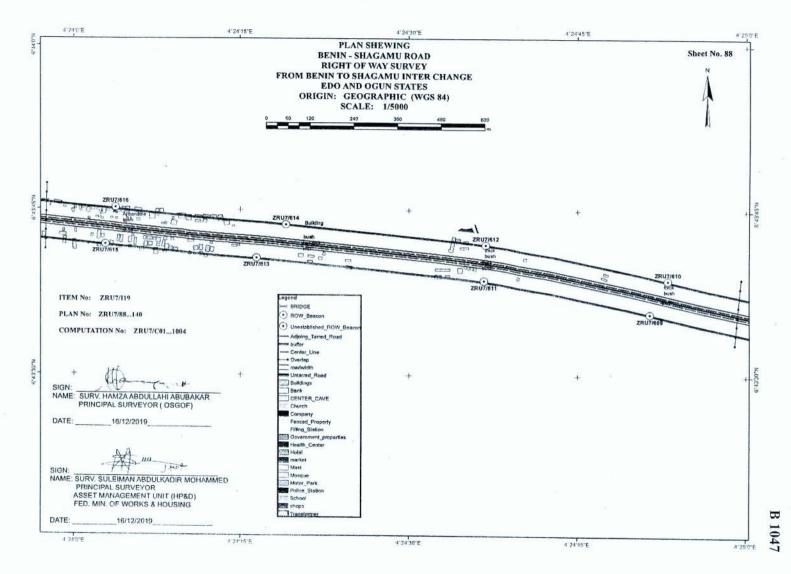
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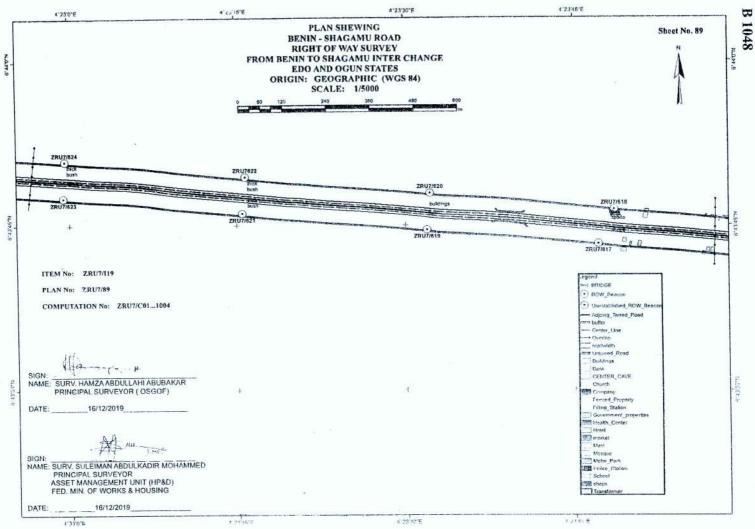
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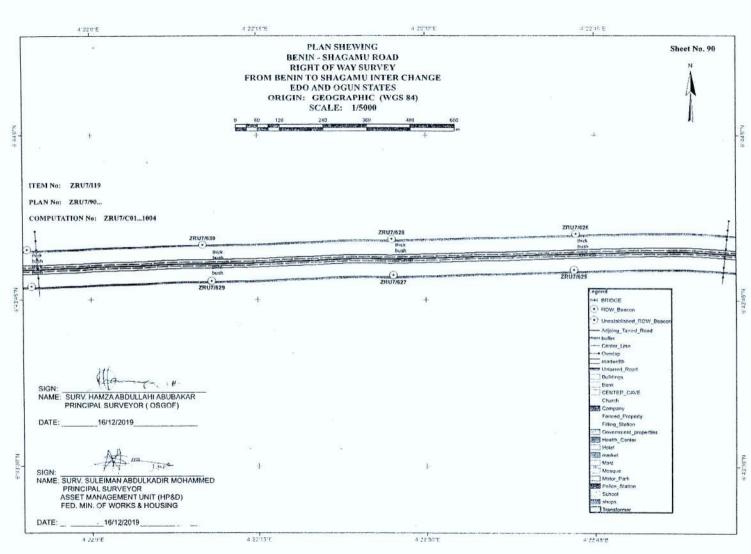






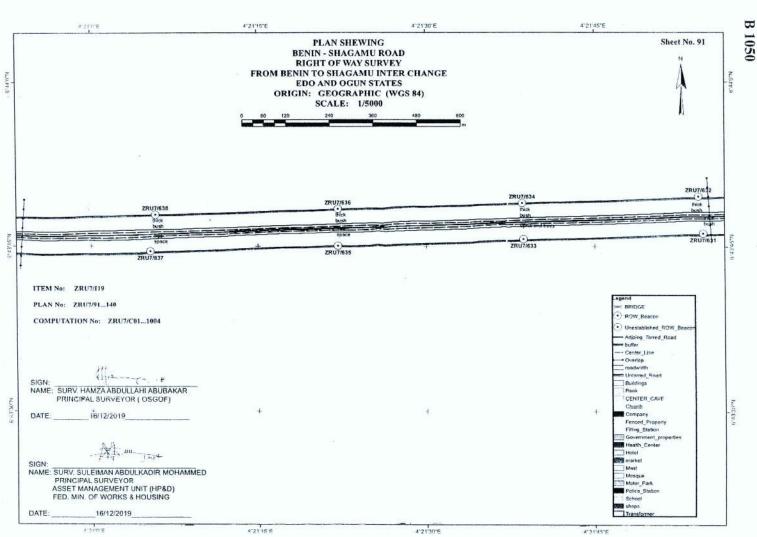


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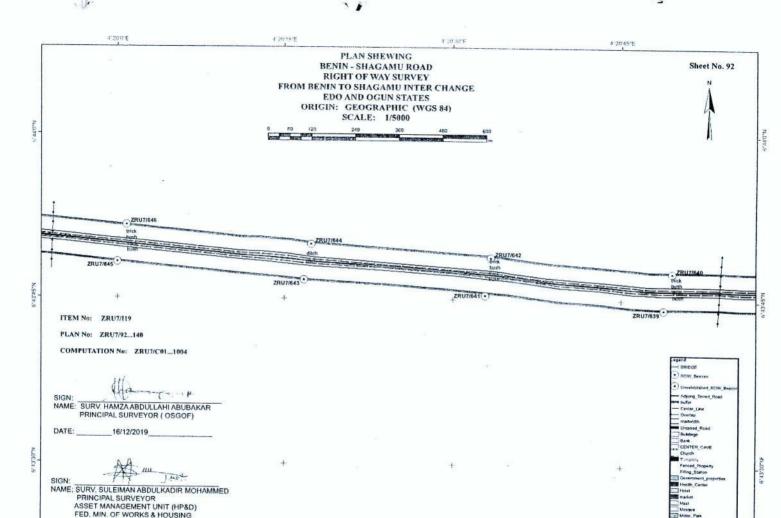


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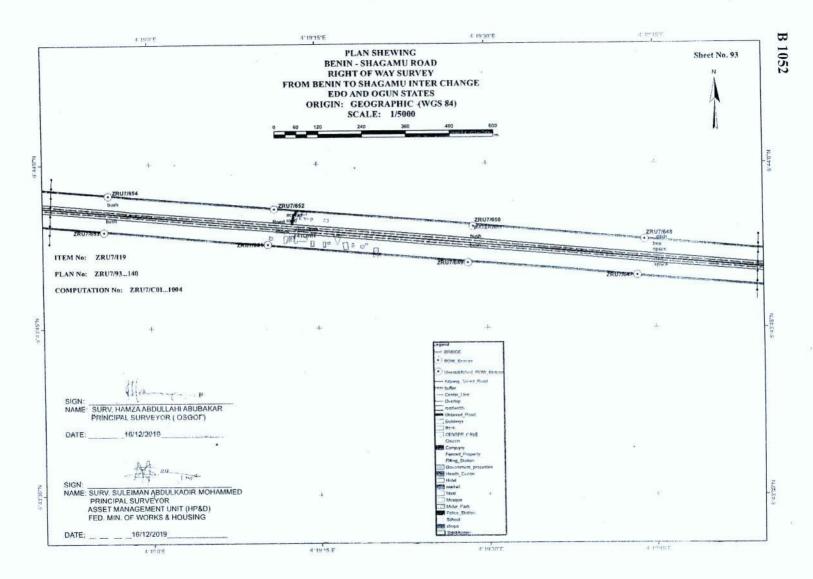
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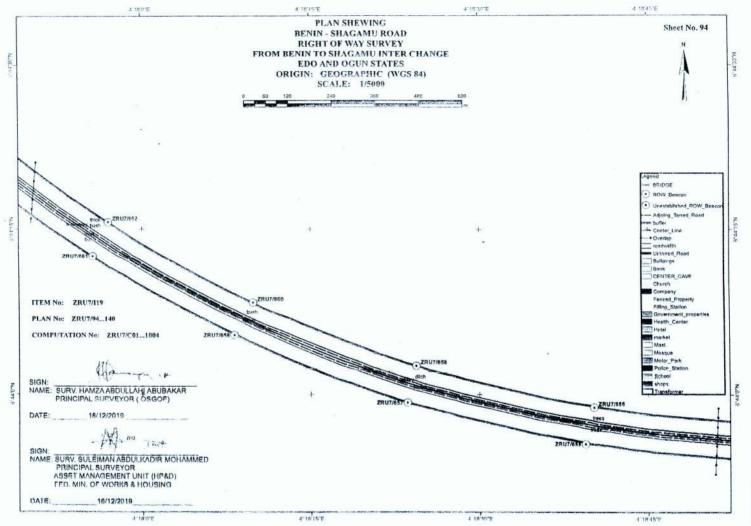






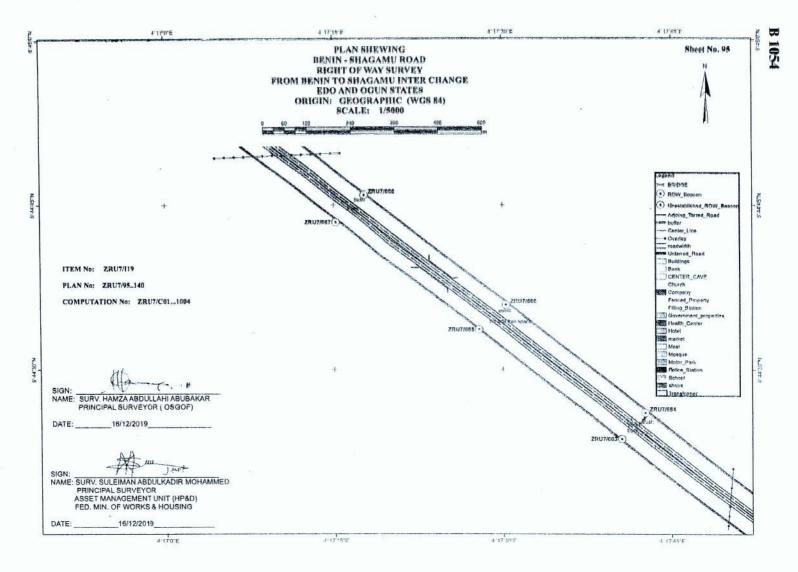


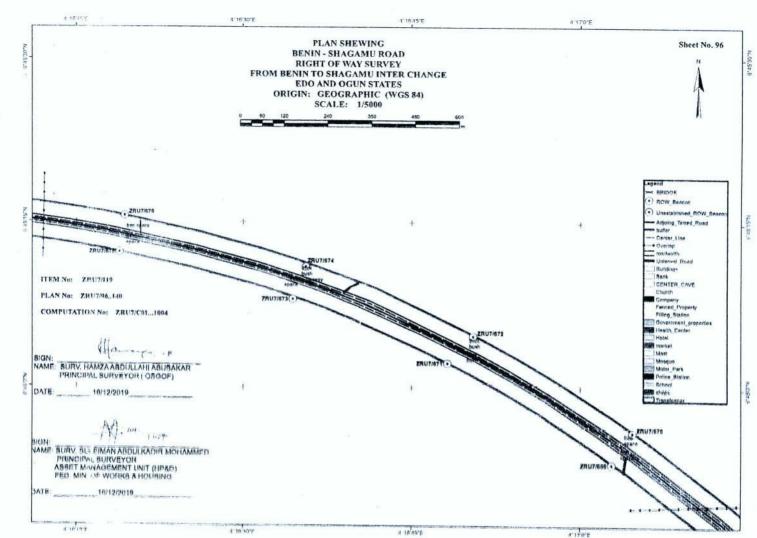












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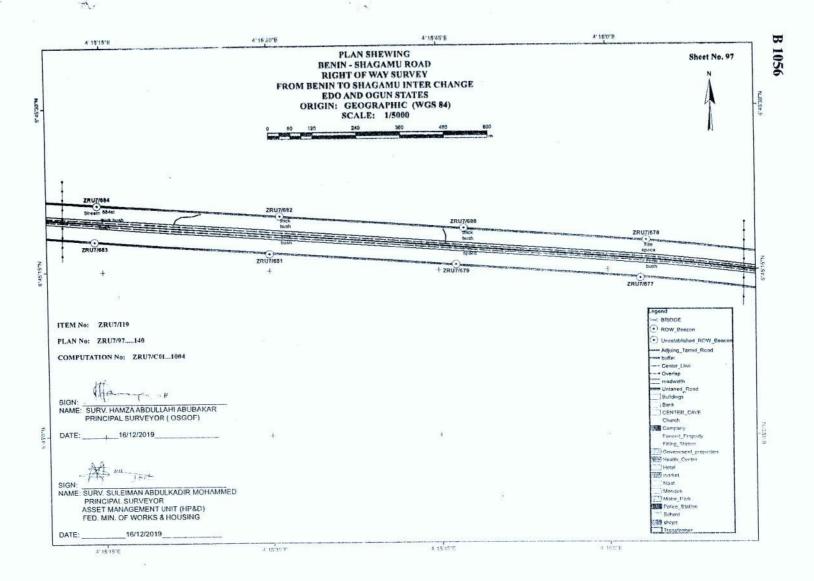
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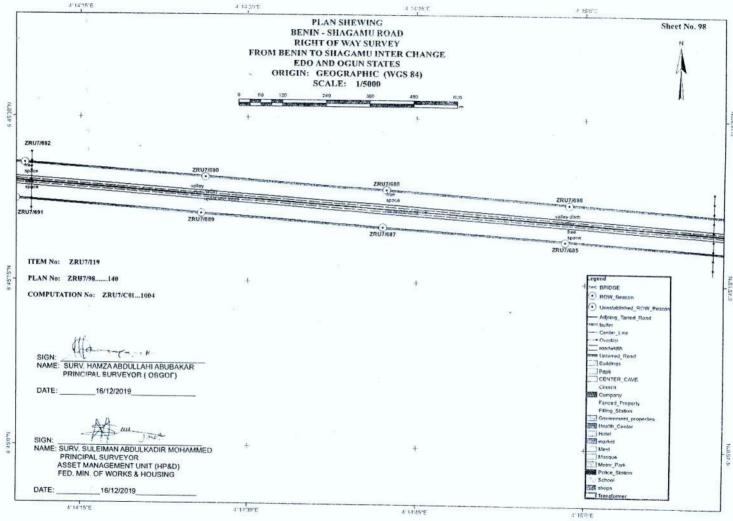
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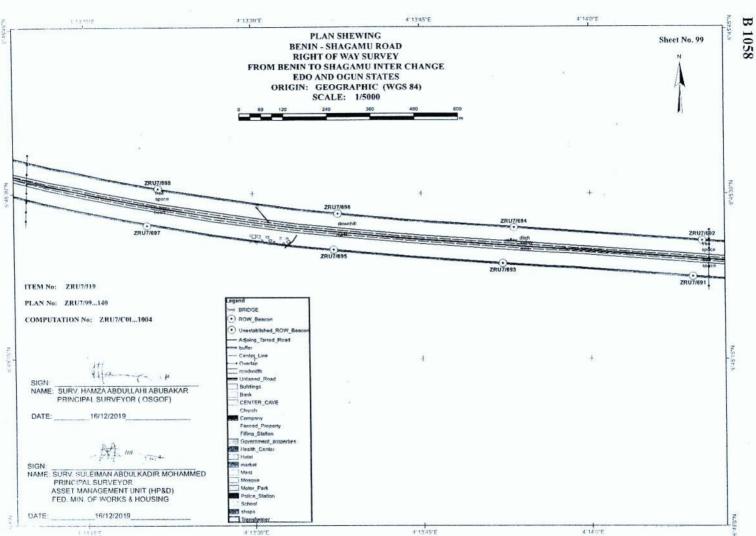
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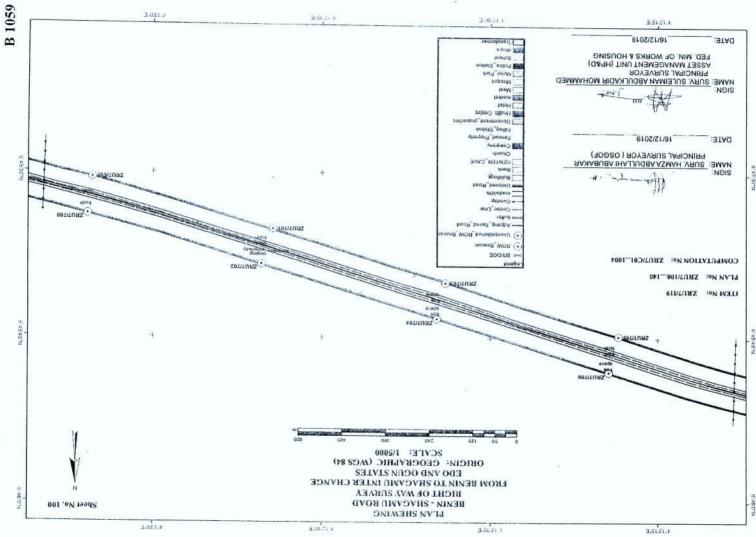




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4"14"0"E

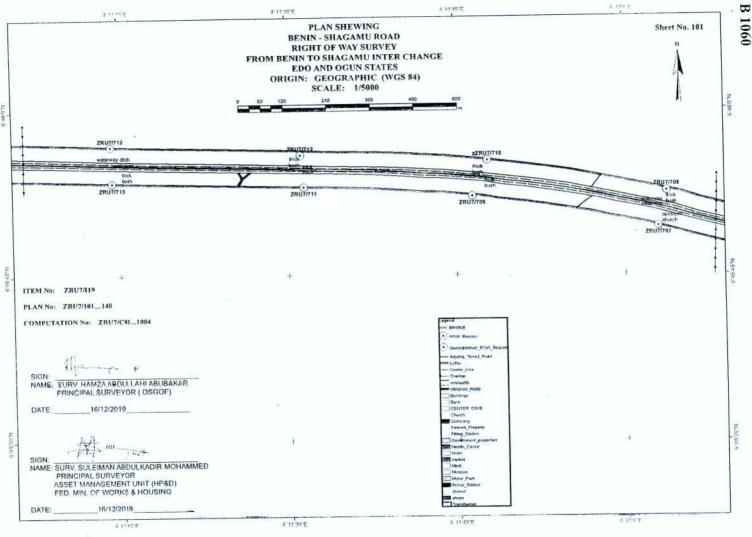


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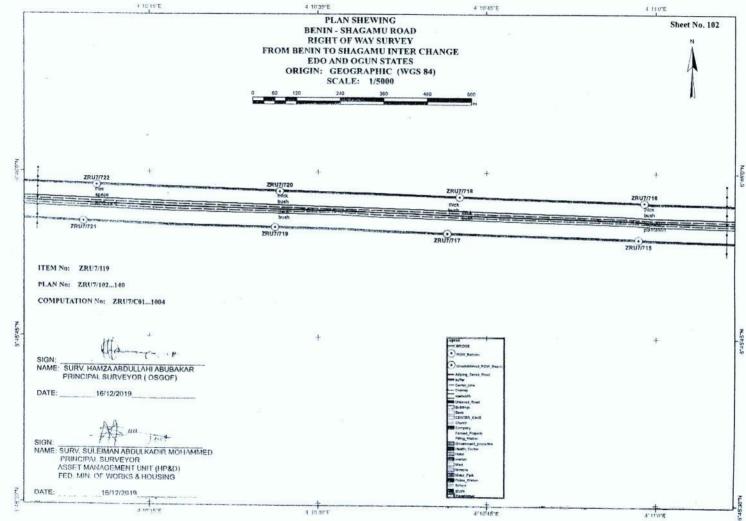
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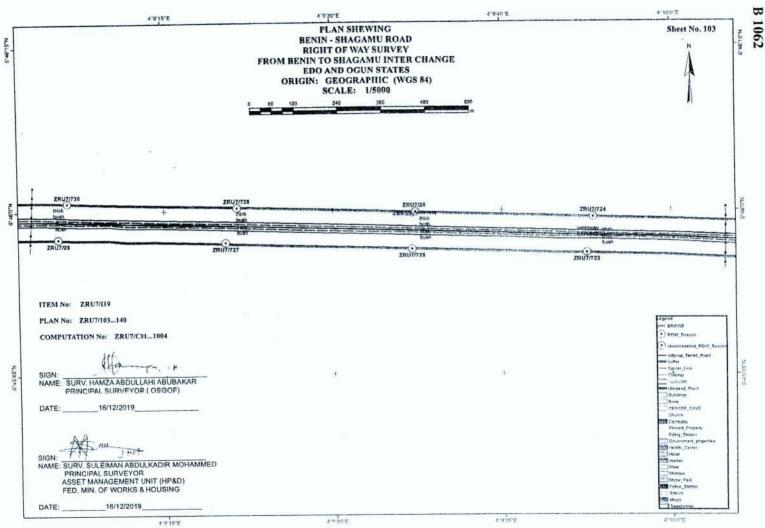


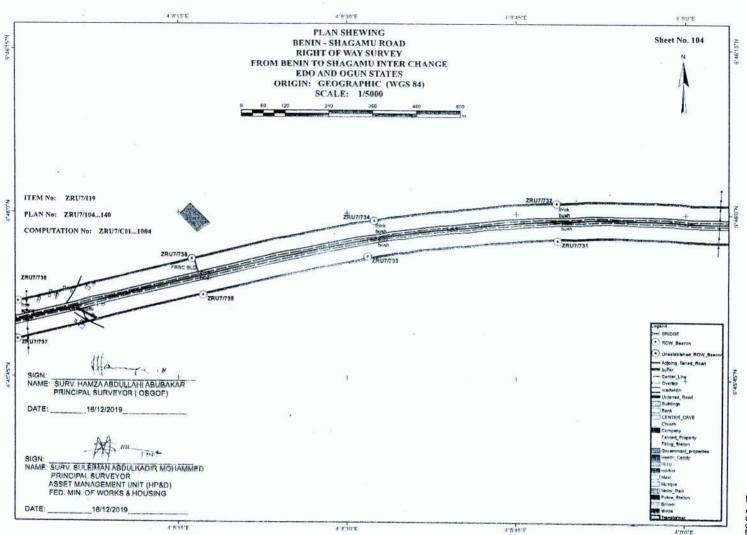


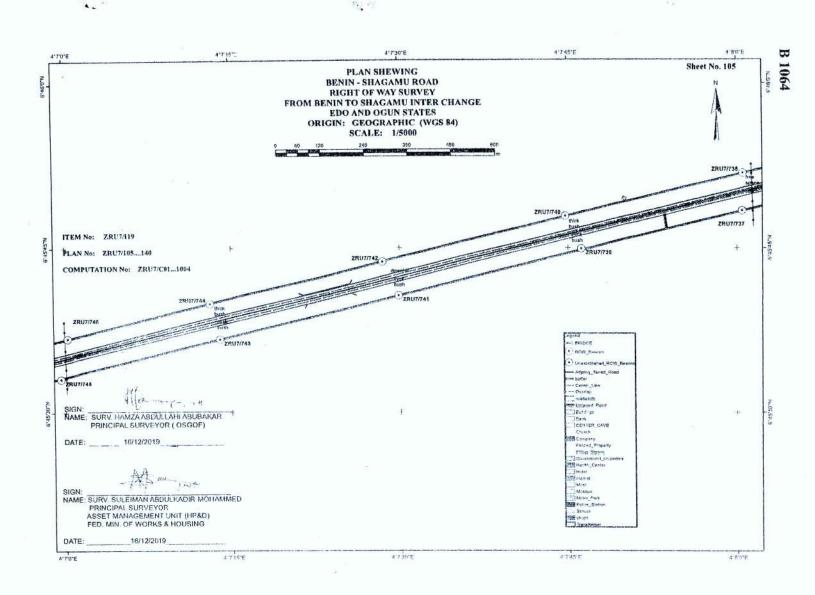


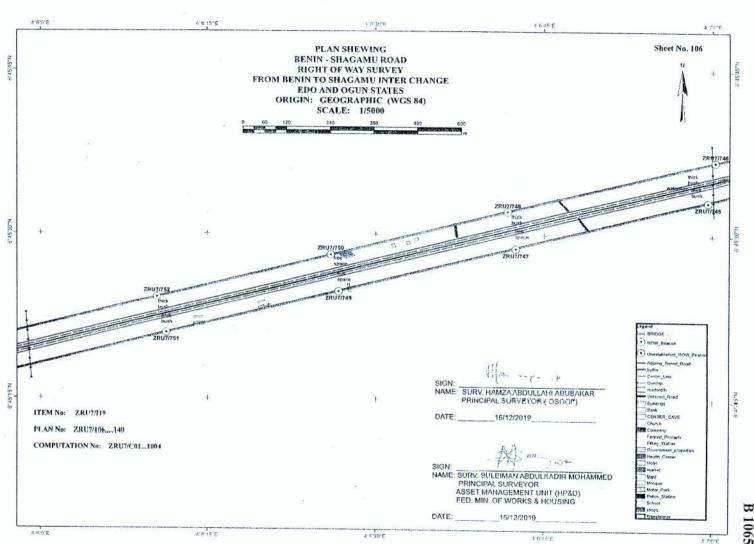


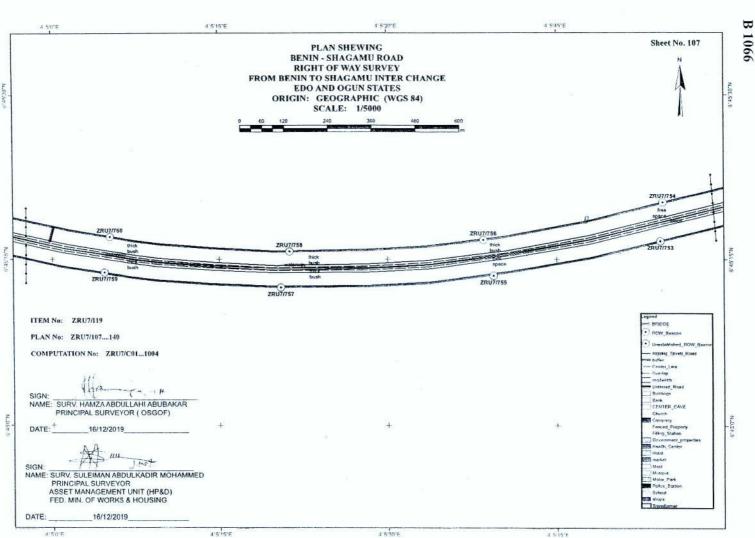


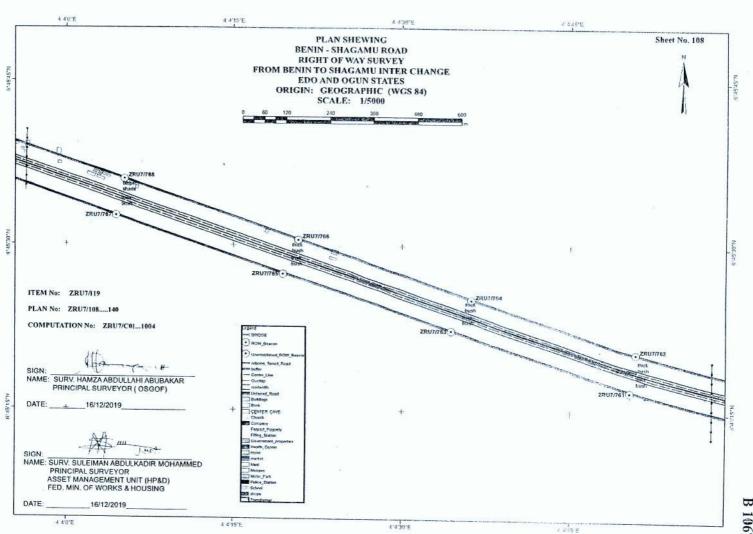






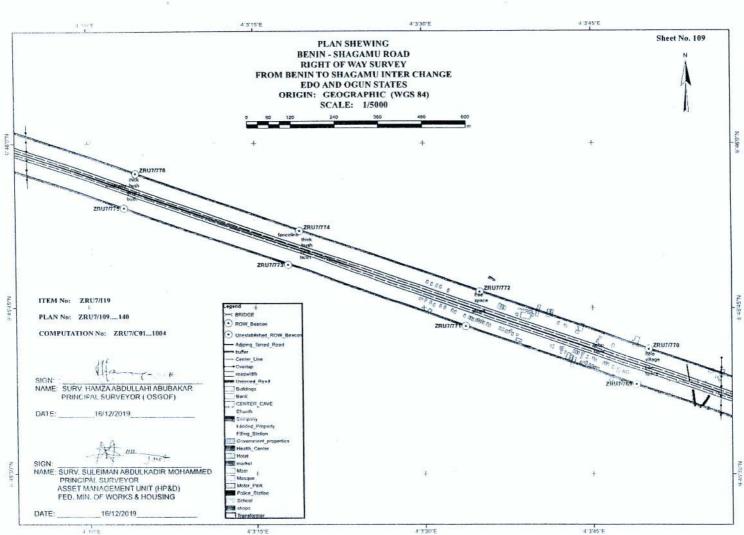




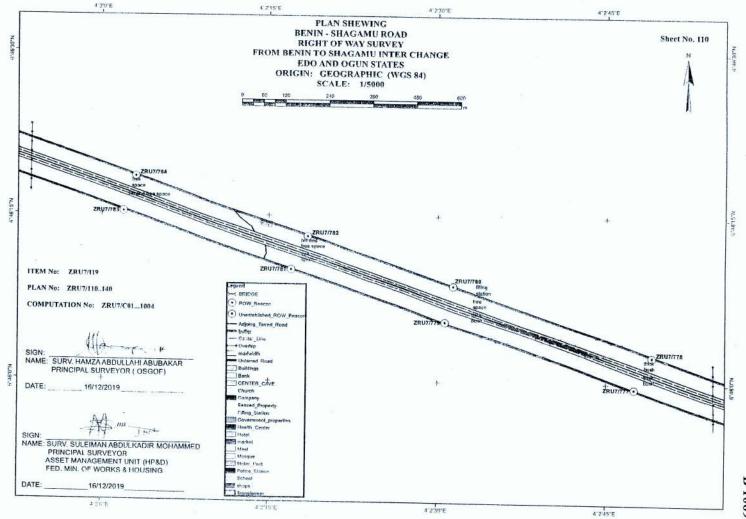


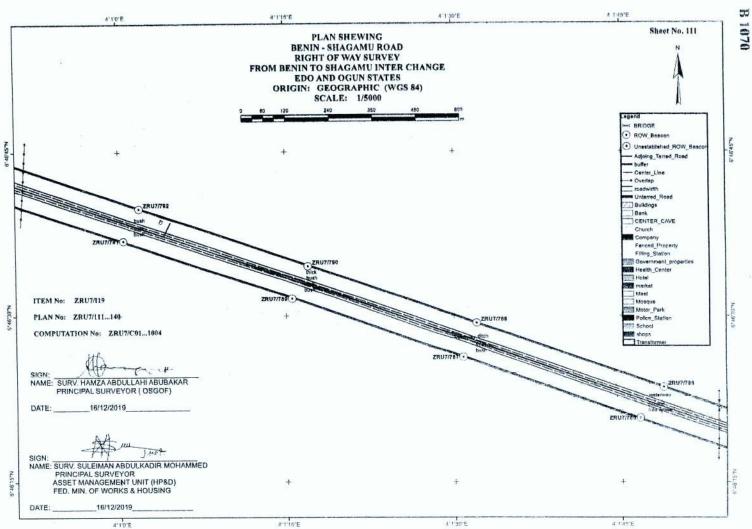
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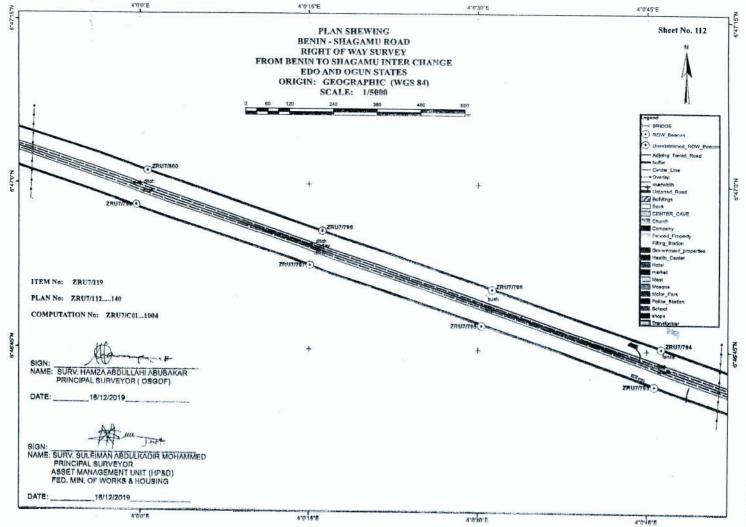




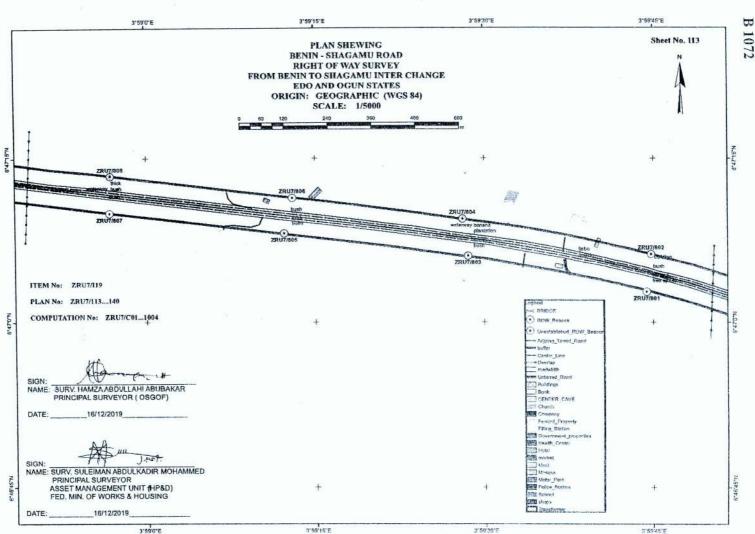






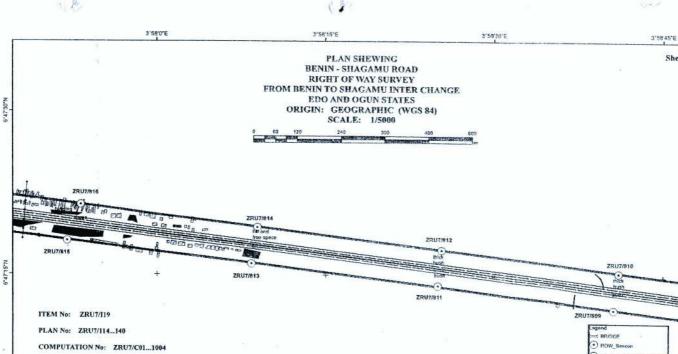


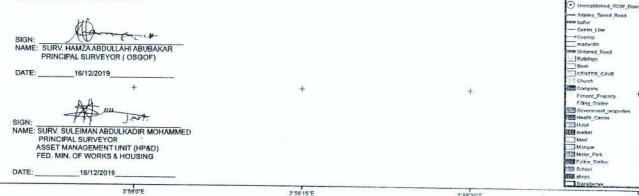
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3"58'30"E

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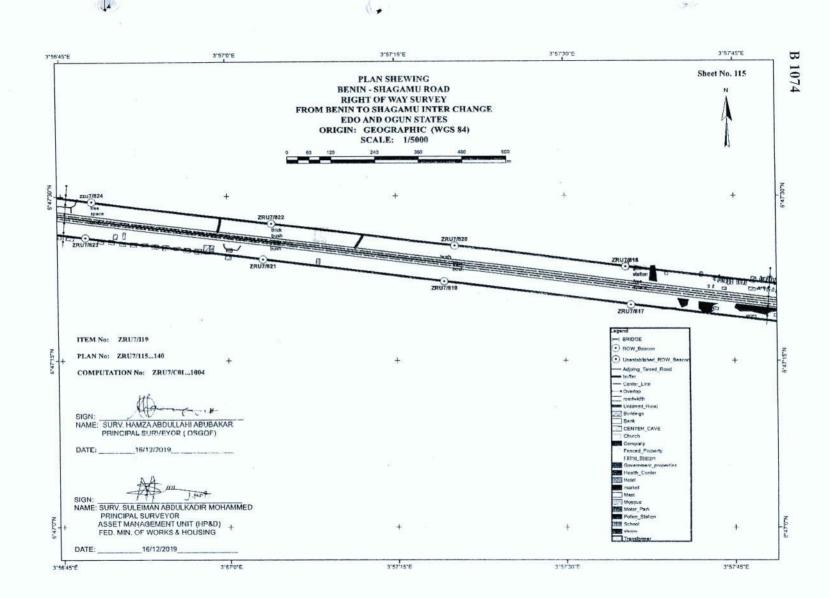
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Sheet No. 114

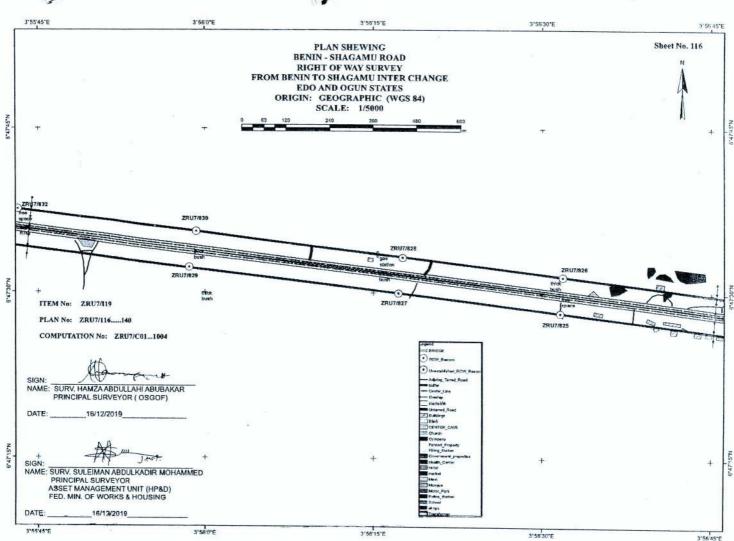
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B 1073

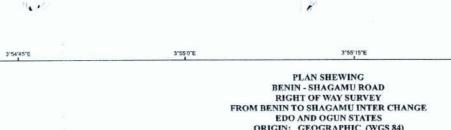
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Sec. 1







.48.0.

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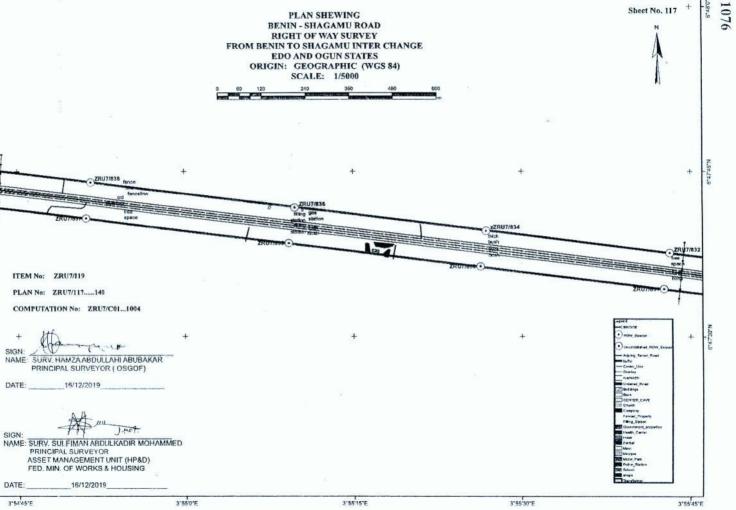
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3'54'45'E

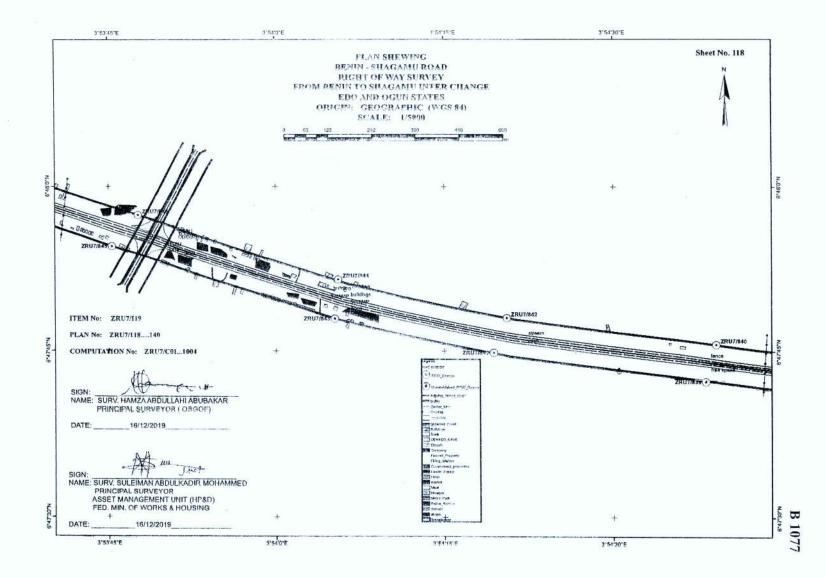


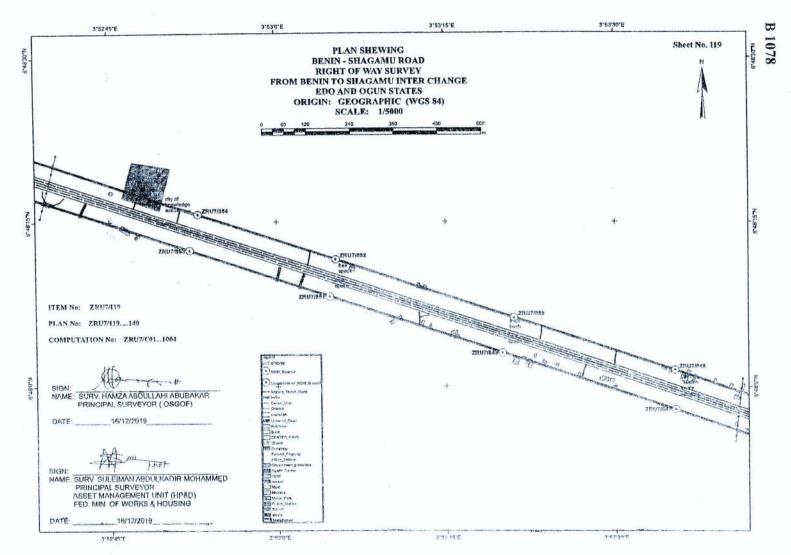
3*55'30"E

3"55'45'E

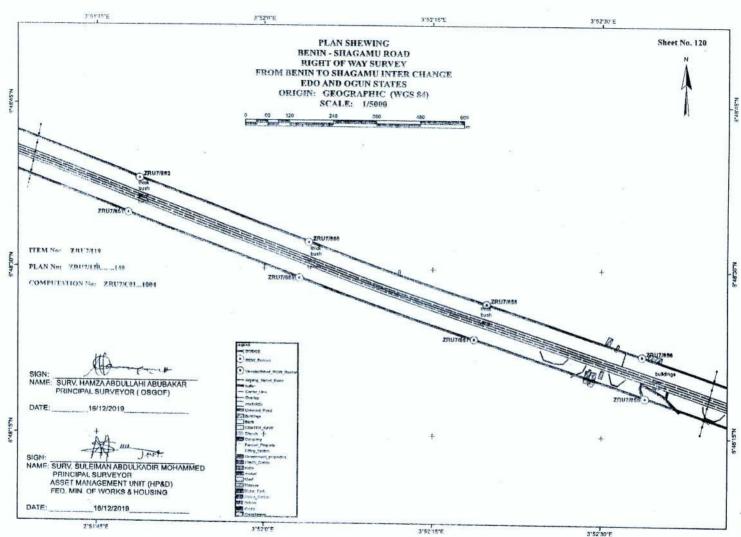






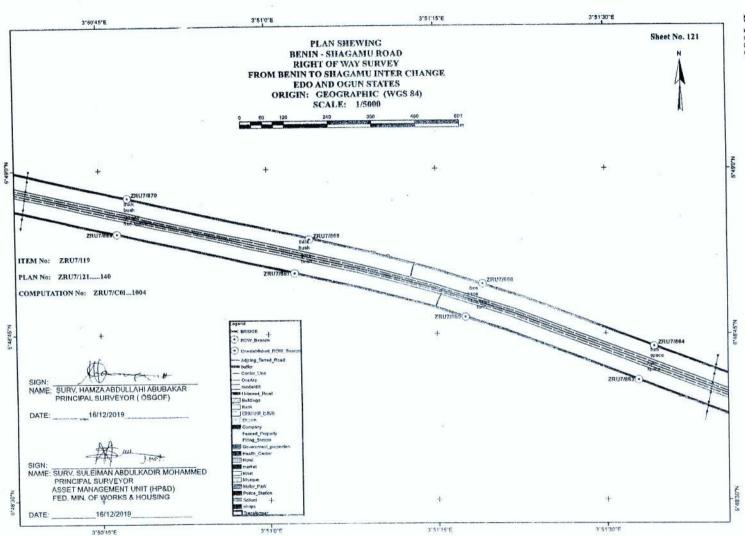


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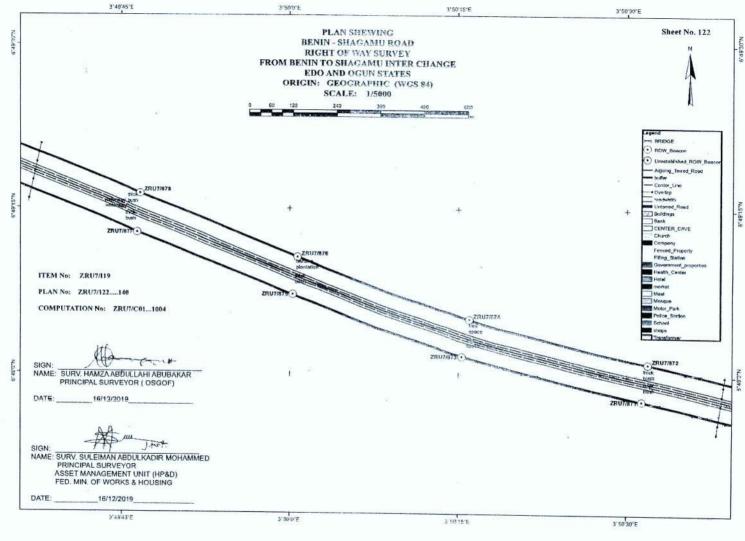


23.5

XV



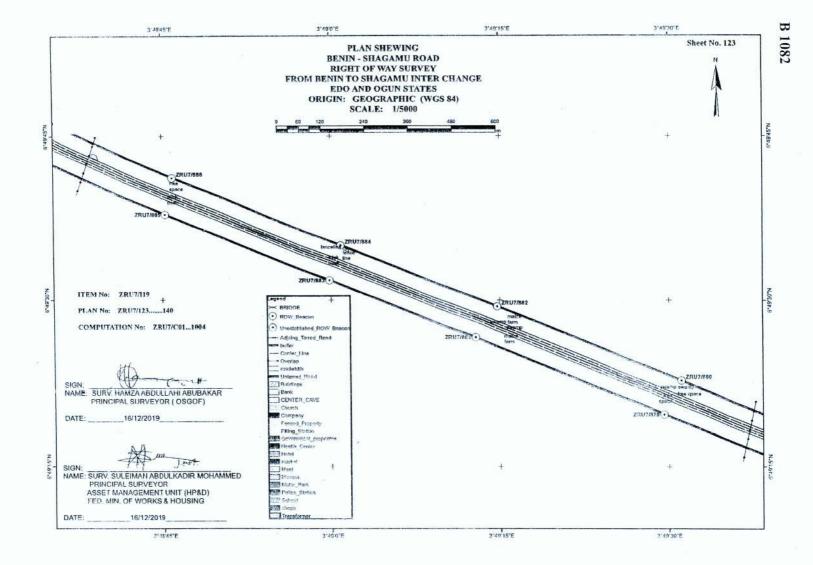








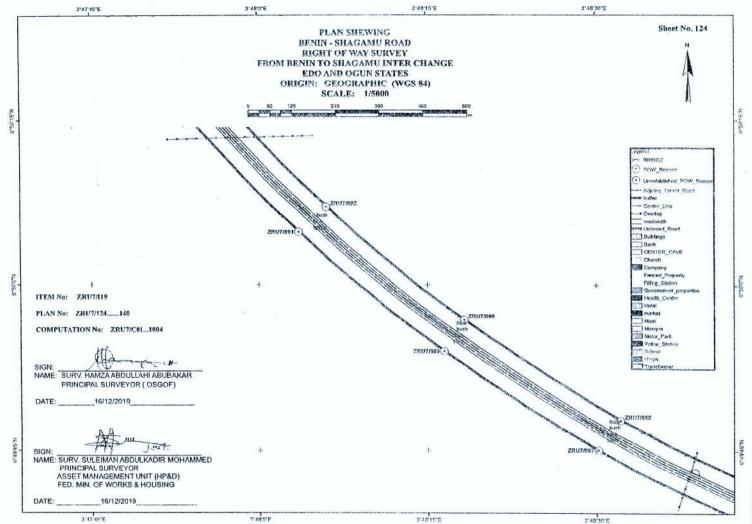




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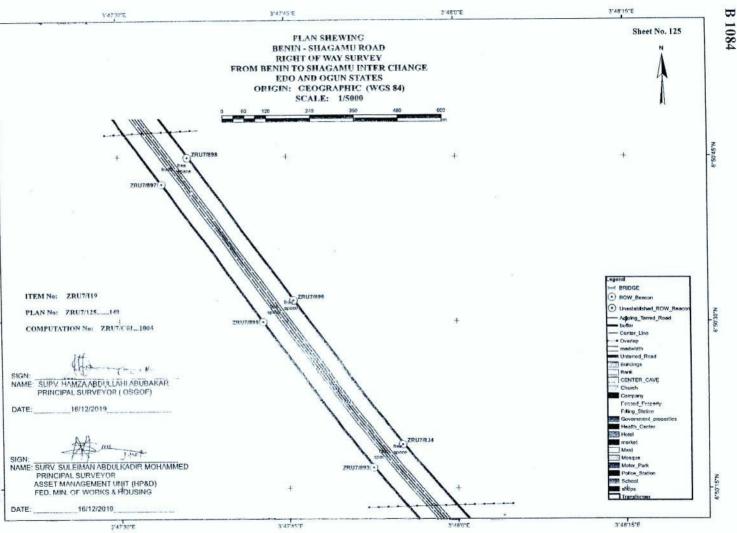




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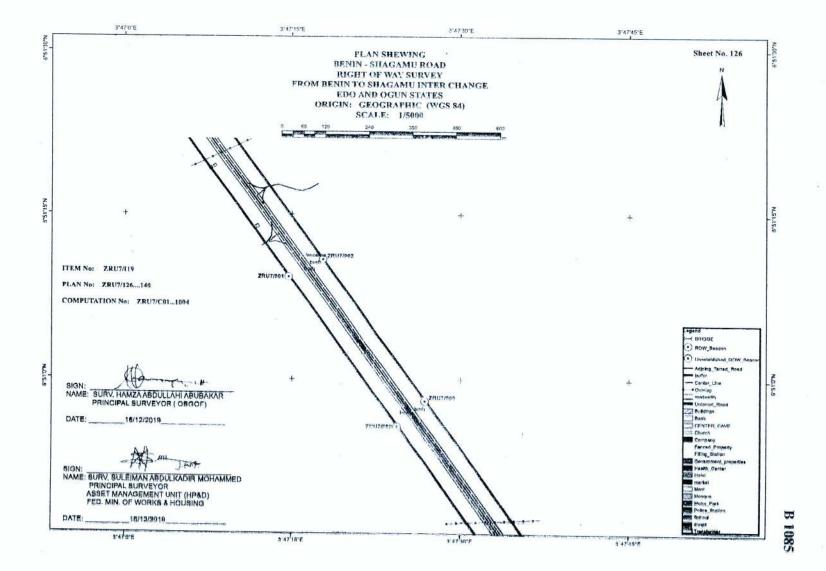


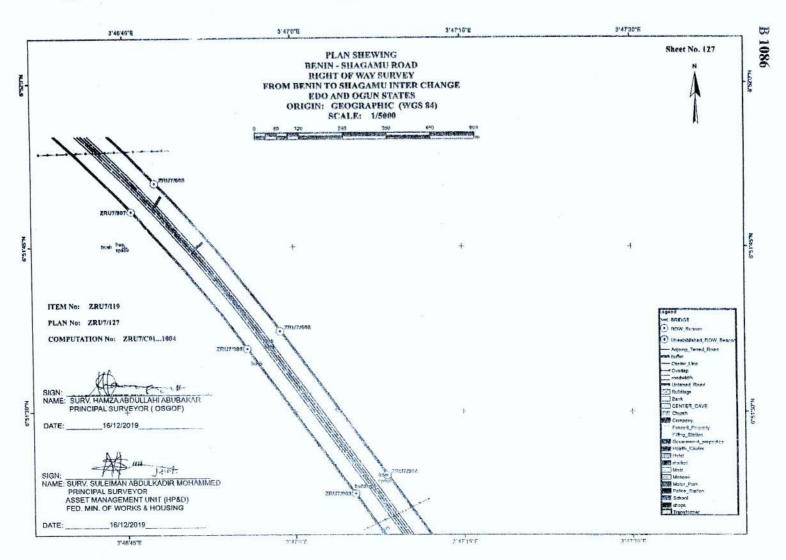
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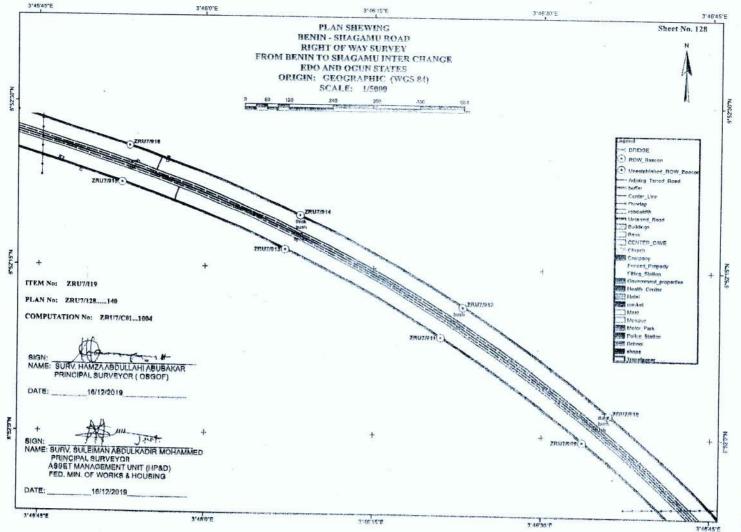




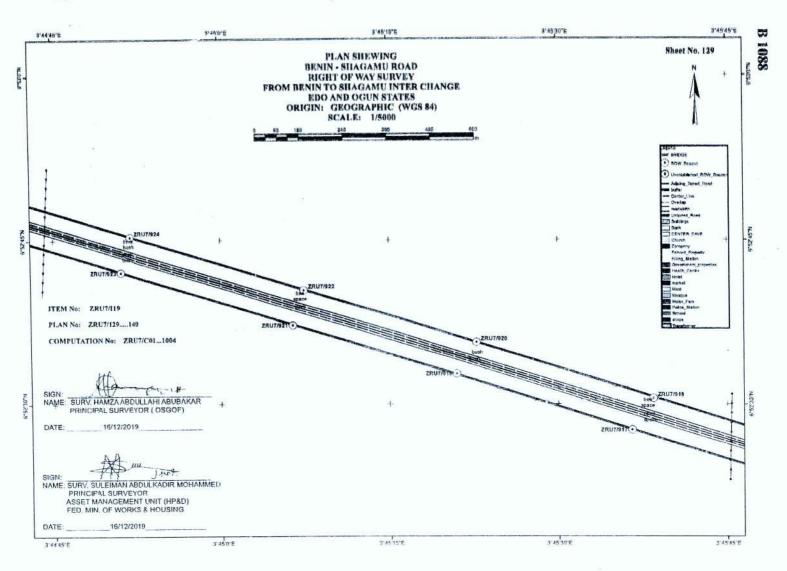
N. 4





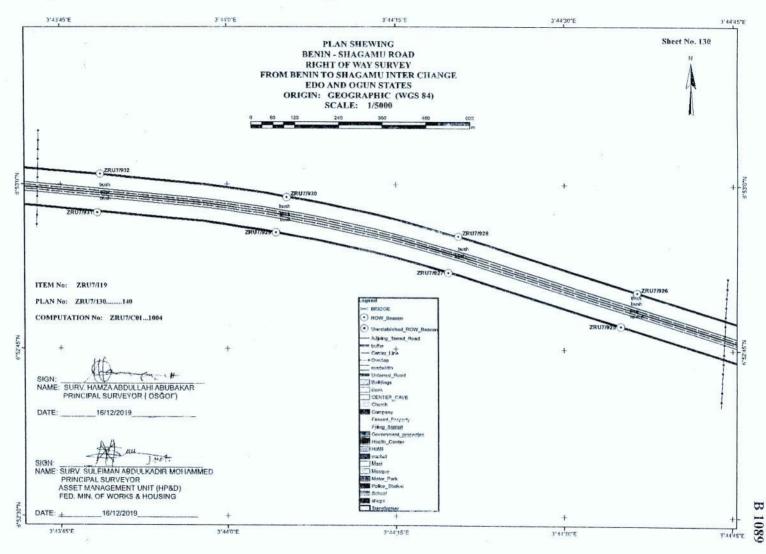




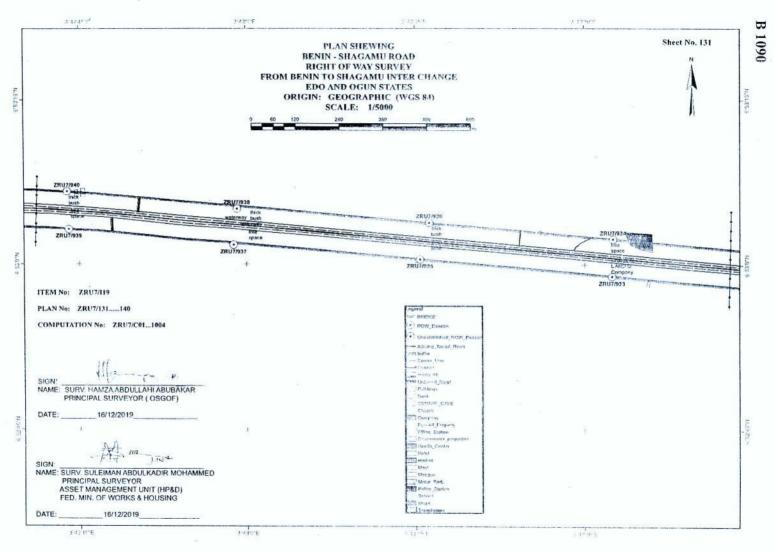


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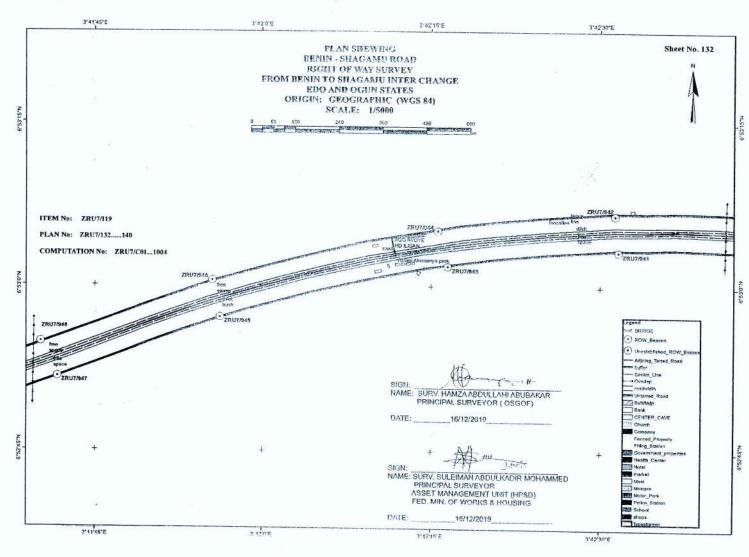






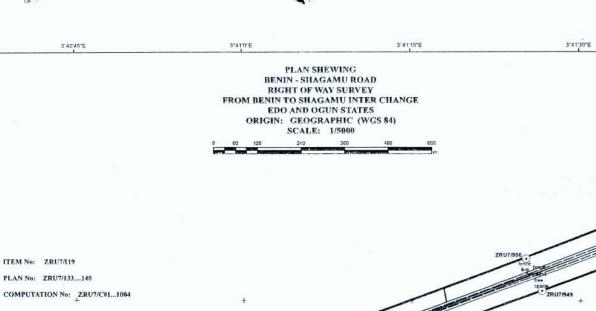






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ZRU7/952

ZRU7/94

B 1092

Sheet No. 133

Government_properties Health Center

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- Adicing Tarred Read net buffer

marker Mast ASSET MANAGEMENT UNIT (HP&D) Mosque FED. MIN. OF WORKS & HOUSING Motor Park Police Station 71 School ahopa Tranel

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NAME: SURV. SULEIMAN ABDULKADIR MOHAMMED PRINCIPAL SURVEYOR

NAME: SURV. HAMZA ABDULLAHI ABUBAKAR

16/12/2019

PRINCIPAL SURVEYOR (OSGOF)

3'410'E

ZRU7/953

ZRU7/954

ZRU7/951

SIGN:

DATE:

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3.41 15'E

SIGN:

3'41'30'E

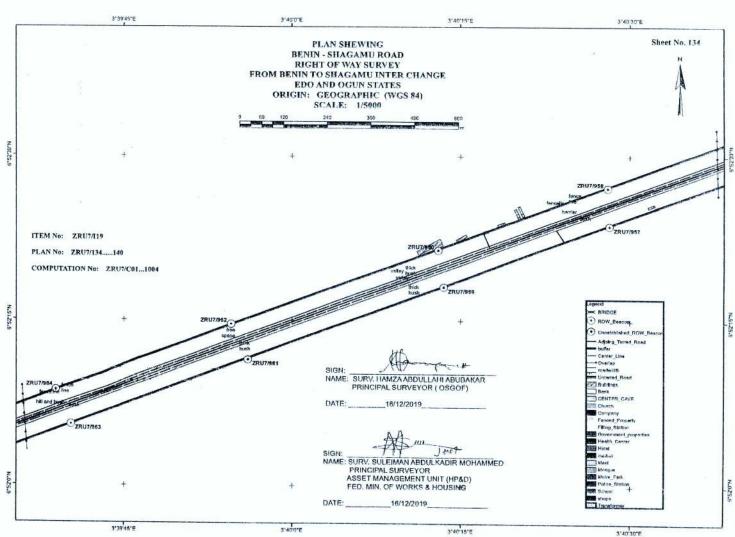
6 1

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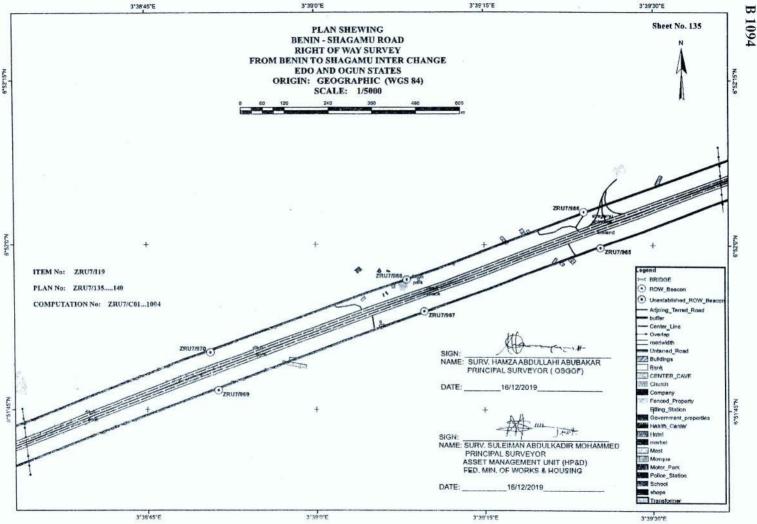
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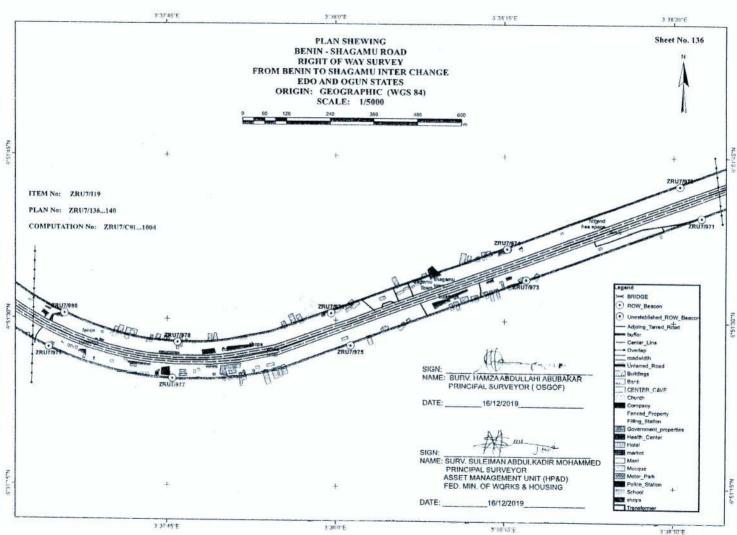
ZRU7/957

3 4045 E

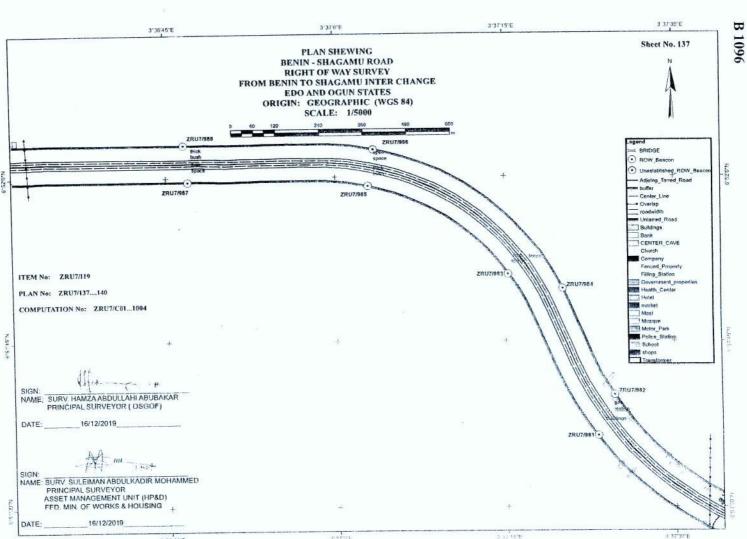








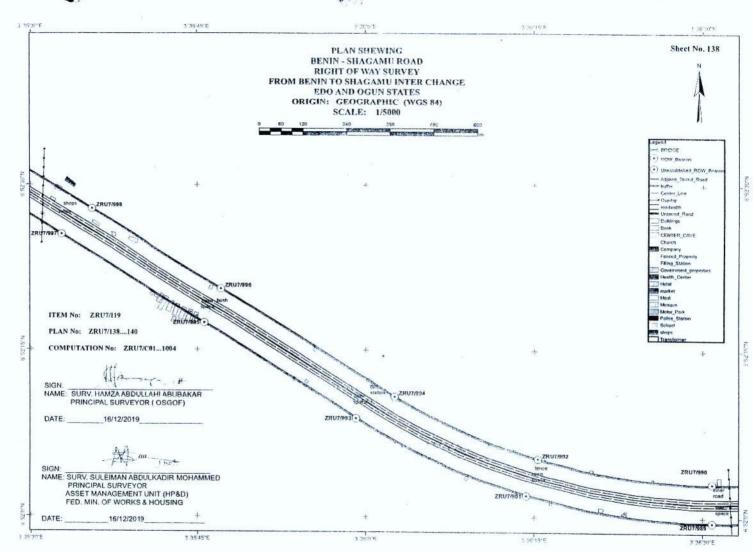
в 1095



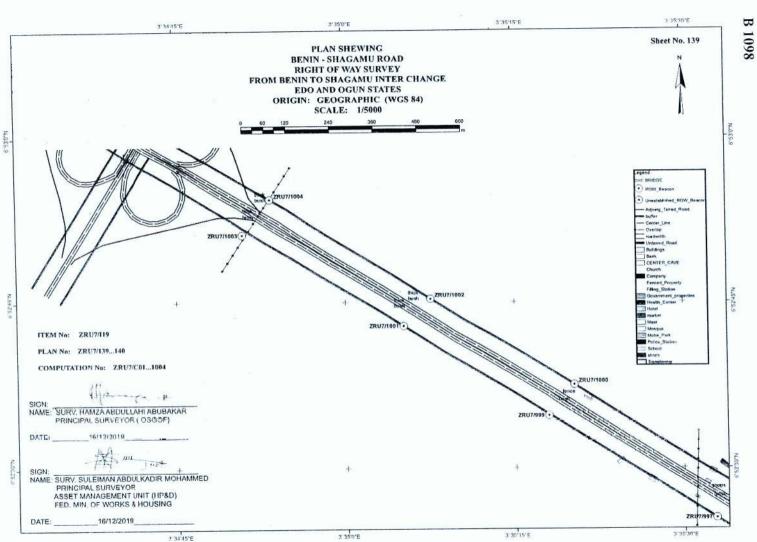
3 3545'E

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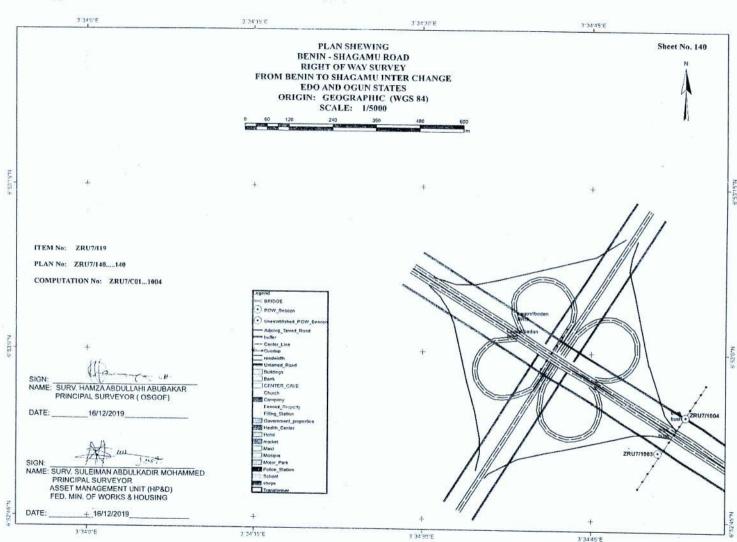
3.32.15 年



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SECOND SCHEDULE

CO-ORDINATE REGISTER FOR BENIN - SHAGAMU ROAD RIGHT OF WAY SURVEY BEACONS IN EDO AND OGUN STATES. CO-ORDINATE ORIGIN: UTM ZONE 31 (WGS 84)

	CO-ORDINAL				D
S/No.	East	North	Height	Beacon	Remark
5/140.	(<i>m</i>)	<i>(m)</i>	(<i>m</i>)	Number	
	700541.040	708228.903		ZRU7/001	Computed
1.	788541.949	708228.303		ZRU7/002	Computed
2.	788649.117	708243.304		ZRU7/003	Computed
3.	788424.626	708097.950		ZRU7/004	Computed
4.	788526.041	709003.650		ZRU7/005	Computed
5.	788320.757	7090051.050		ZRU7/006	Computed
6.	788415.520			ZRU7/007	Computed
7.	788076.172	709733.220		ZRU7/008	Computed
8.	788185.071	709729.304		ZRU7/009	Computed
9.	787911.065	710218.335	8	ZRU7/010	Computed
10.	788008.954	710245.495		ZRU7/011	Computed
11.	787805.425	710532.308		ZRU7/012	Computed
12.	787904.974	710554.533		ZRU7/012	Computed
13.	787670.432	710933.521		ZRU7/014	Computed
14.	787781.856	710930.778		ZRU7/015	Computed
15.	787563.429	711308.230		ZRU7/016	Computed -
16.	787666.899	711311.195		ZRU7/017	Computed
17.	787474.236	711658.211		ZRU7/018	Computed
18.	787590.598	711642.034		ZRU7/019	Computed
19.	787396.221	711976.713		ZRU7/020	Computed
20.	787491.021	712027.187		ZRU7/020	Computed
21.	787292.935	712400.963		ZRU7/021	Computed
22.	787394.288	712416.771		ZRU7/022	Computed
23.	787218.640	712831.884		ZRU7/024	Computed
24.	787320.659	712847.859		ZRU7/024 ZRU7/025	Computed
25.	787188.132	713296.380		ZRU7/023 ZRU7/026	Computed
26.	787290.447	713270.723		ZRU7/020 ZRU7/027	Computed
27.	787146.663	714024.547		ZRU7/028	Computed
28.	787248.913	714035.392		ZRU7/029	Computed
29.	786980.384	714372.421		ZRU7/030	Computed
30.	787059.281	714448.515			Computed
31.	786596.830	715063.715		ZRU7/031 ZRU7/032	Computed
32.	786714.091	715074.690		ZRU7/032 ZRU7/033	Computed
33.	786430.496	715399.646		ZRU7/033 ZRU7/034	Computed
34.	786536.295	715416.227			Computed
35.	786271.477	715766.714	(ii)	ZRU7/035	Computed
36.	786383.676	715769.417		ZRU7/036	Computed
37.	785972.921	716456.974		ZRU7/037	Computed
38.	786098.927	716425.365		ZRU7/038	Computed
39.	785776.939	716898.048		ZRU7/039	Computed
40.	785866.776	716959.090		ZRU7/040	Computed

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S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
41.	785516.618	717498.270		ZRU7/041	Computed
42.	785614.081	717529.540		ZRU7/042	Computed
43.	785342.355	717842.450		ZRU7/043	Computed
44.	785434.420	717886.237		ZRU7/044	Computed
45.	785108.187	718195.242		ZRU7/045	Computed
46.	785213.251	718240.709	142.919	ZRU7/046	Observed
47.	784826.232	718555.223		ZRU7/047	Computed
48.	784894.993	718611.427	139.651	ZRU7/048	Observed
49.	784603.673	718952.166	100.001	ZRU7/050	Computed
50.	784152.152	719303.403	141.252	ZRU7/051	Observed
51.	784223.892	719360.042	130.614	ZRU7/052	Observed
52.	783824.470	719667.722	121.802	ZRU7/052	Observed
53.	783890.222	719731.250	116.123	ZRU7/054	Observed
54.	783486.423	720044.821	135.738	ZRU7/055	Observed
55.	783557.175	720102.621	125.819	ZRU7/056	Observed
56.	783159.338	720408.456	135.683	ZRU7/057	Observed
57.	783226.413	720470.575	129.958	ZRU7/058	Observed
58.	782825.688	720780.070	151.568	ZRU7/059	Observed
59.	782891.108	720843.892	146.063	ZRU7/060	Observed
60.	782489.213	721154.600	160.491	ZRU7/061	Observed
61.	782558.288	721214.495	156.728	ZRU7/062	Observed
62.	782156.232	721525.547	155.065	ZRU7/062 ZRU7/063	Observed
63.	782227.838	721525.347	154.670	ZRU7/064	Observed
64.	781814.499	721889.402	122.982	ZRU7/065	Observed
65.	781920.589	721940.381	122.902	ZRU7/066	Computed
66.	781481.872	722259.492	133.578	ZRU7/067	Observed
67.	781561.892	722323.889	130.041	ZRU7/068	Observed
68.	781157.963	722636.850	127.488	ZRU7/069	Observed
69.	781226.549	722697.351	125.896	ZRU7/070	Observed
70.	780824.384	723006.595	129.027	ZRU7/071	Observed
71.	780888.094	723072.182	119.109	ZRU7/072	Observed
72.	780481.864	723368.037	124.384	ZRU7/073	Observed
73.	780589.662	723416.575	124.504	ZRU7/074	
74.	780149.720	723734.000	112.806	ZRU7/075	Computed Observed
75.	780220.989	723807.292	103.589	ZRU7/075	Observed
76.	779818.370	724109.933	90.517	ZRU7/077	Observed
77.	779884.844	724172.785	82.765	ZRU7/078	Observed
78.	779345.431	724526.296	55.483	ZRU7/079	Observed
79.	779388.040	724607.412	57.819	ZRU7/080	Observed
80.	778864.727	724716.500	\$1.01J	ZRU7/081	Computed
81.	778929.972	724809.421	45.922	ZRU7/081 ZRU7/082	Observed
82.	778396.839	724846.735	10.722	ZRU7/082	Computed
83.	778416.669	724948.338		ZRU7/084	Computed
84.	777925.137	724912.443	43.478	ZRU7/085	Observed
85.	777919.962	725011.753	10.170	ZRU7/085	Computed
86.	777429.489	725050.479		ZRU7/087	Computed
30.202				2000/100/	Compared

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
87.	777488.998	725135.735		ZRU7/088	Computed
88.	776854.132	725291.155		ZRU7/089	Computed
89.	776938.108	725368.490		ZRU7/090	Computed
90.	776506.418	725440.028	105.846	ZRU7/091	Observed
91.	776518.590	725542.681		ZRU7/092	Computed
92.	776043.931	725635.261	101.918	ZRU7/093	Observed
93.	776084.222	725717.330	106.098	ZRU7/094	Observed
94.	775588.745	725844.745	113.251	ZRU7/095	Observed
95.	775633.919	725936.666	116.971	ZRU7/096	Observed
96.	775138.121	726052.921	99.837	ZRU7/097	Observed
97.	775183.836	726143.953	103.199	ZRU7/098	Observed
98.	774685.974	726257.541	102.705	ZRU7/099	Observed
99.	774720.139	726353.488	102.650	ZRU7/100	Observed
100.	565069.292	760200.360		ZRU7/1000	Computed
100.	564606.156	760364.219		ZRU7/1001	Computed
101.	564680.886	760439.991		ZRU7/1002	Computed
102.	564168.938	760619.805	117.283	ZRU7/1003	Observed
105.	564244.854	760718.347		ZRU7/1004	Computed
101.	774223.265	726449.090	126.826	ZRU7/101	Observed
106.	774257.733	726544.573	132.693	ZRU7/102	Observed
100.	773759.483	726633.442	126.138	ZRU7/103	Observed
107.	773795.629	726728.274	131.900	ZRU7/104	Observed
100.	773293.147	726819.403	129.292	ZRU7/105	Observed
110.	773334.139	726912.541	137.095	ZRU7/106	Observed
111.	772829.904	727015.626	135.106	ZRU7/107	Observed
112.	772919.680	727085.914		ZRU7/108	Computed
113.	772376.792	727208.870	160.285	ZRU7/109	Observed
114.	772410.038	727304.559	166.610	ZRU7/110	Observed
115.	771922.043	727400.497	169.601	ZRU7/111	Observed
116.	771948.151	727498.574	172.748	ZRU7/112	Observed
117.	771448.799	727595.206	171.329	ZRU7/113	Observed
118.	771487.966	727689.495	172.560	ZRU7/114	Observed
119.	770986.077	727787.094	164.237	ZRU7/115	Observed
120.	771027.526	727879.645	164.566	ZRU7/116	Observed
121.	770531.459	727975.612	148.618	ZRU7/117	Observed
121.	770565.523	728071.364	146.526	ZRU7/118	Observed
123.	770062.467	728171.085	155.566	ZRU7/119	Observed
124.	770074.269	728277.449		ZRU7/120	Computed
125.	769604.537	728360.986	170.547	ZRU7/121	Observed
126.	769646.549	728453.153	168.001	ZRU7/122	Observed
127.	769146.072	728550.955		ZRU7/123	Computed
128.	769175.274	728648.439	172.933	ZRU7/124	Observed
129.	768688.701	728738.544		ZRU7/125	Computed
130.	768718.057	728838.552	168.471	ZRU7/126	Observed
131.	768219.237	728937.214	167.471	ZRU7/127	Observed
132.	768276.518	729021.142		ZRU7/128	Computed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
133.	767755.823	729127.852	174.681	ZRU7/129	Observed
134.	767797.823	729221.513	176.674	ZRU7/129 ZRU7/130	Observed
135.	767292.167	729310.091	175.315	ZRU7/130 ZRU7/131	Observed
136.	767327.073	729405.500	178.628	ZRU7/132	Observed
137.	766821.514	729470.053	174.124	ZRU7/132	Observed
138.	766855.865	729566.124	176.063	ZRU7/134	Observed
139.	766346.690	729632.184	174.304	ZRU7/135	Observed
140.	766377.211	729728.721	174.969	ZRU7/136	Observed
141.	765873.627	729794.438	172.465	ZRU7/137	Observed
142.	765909.626	729889.582	167.687	ZRU7/138	Observed
143.	765409.557	729986.236	166.401	ZRU7/139	Observed
144.	765446.714	730080.792	157.424	ZRU7/140	Observed
145.	764948.274	730184.846	148.994	ZRU7/141	Observed
146.	764989.374	730276.405	139.203	ZRU7/142	Observed
147.	764496.591	730379.785	116.004	ZRU7/143	Observed
148.	764534.237	730471.981	112.903	ZRU7/144	Observed
149.	764032.407	730578.386	100.926	ZRU7/145	Observed
150.	764071.877	730671.831	102.957	ZRU7/146	Observed
151.	763571.040	730778.247	92.463	ZRU7/147	Observed
152.	763619.014	730866.739	89.402	ZRU7/148	Observed
153.	763113.452	730983.279	78.933	ZRU7/149	Observed
154.	763163.463	731070.134	90.577	ZRU7/150	Observed
155.	762676.794	731235.889	91.219	ZRU7/151	Observed
156.	762733.115	731320.058	89.327	ZRU7/152	Observed
157.	761835.753	731769.809	97.436	ZRU7/155	Observed
158.	761891.721	731852.471	96.014	ZRU7/156	Observed
159.	761412.354	732037.239	80.450	ZRU7/157	Observed
160.	761463.736	732123.570	83.309	ZRU7/158	Observed
161.	760993.175	732302.319	87.890	ZRU7/159	Observed
162.	761044.474	732389.438	83.199	ZRU7/160	Observed
163.	760568.988	732571.974	95.781	ZRU7/161	Observed
164.	760622.997	732657.145	92.655	ZRU7/162	Observed
165.	760158.548	732831.774	88.951	ZRU7/163	Observed
166.	760196.770	732923.936	83.718	ZRU7/164	Observed
167.	759686.609	733097.148		ZRU7/165	Computed
168.	759769.802	733170.031	76.180	ZRU7/166	Observed
169.	759275.674	733331.048	51.704	ZRU7/167	Computed
170.	759333.903	733422.120	54.726	ZRU7/168	Observed
171. 172.	758849.241	733575.258	53.483	ZRU7/169	Observed
172.	758895.502 758495.818	733665.246 733773.028	52.711	ZRU7/170 ZRU7/171	Observed
173.	758541.843	733864.746		ZRU7/172	Computed
174.	758044.999	734001.928		ZRU7/172 ZRU7/173	Computed Computed
175.	758153.068	734067.226		ZRU7/173 ZRU7/174	Computed
170.	757348.290	734245.035		ZRU7/174 ZRU7/175	Computed
178.	757322.113	734361.258		ZRU7/176	Computed
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B 1103

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
179.	756897.793	734391.458		ZRU7/177	Computed
179.	756948.073	734483.334		ZRU7/178	Computed
181.	756485.804	734528.785		ZRU7/179	Computed
181.	756500.193	734632.826		ZRU7/180	Computed
182.	756076.937	734696.424	46.262	ZRU7/181	Observed
184.	756121.642	734787.151	42.760	ZRU7/182	Observed
185.	755627.167	734914.903	50.300	ZRU7/183	Observed
186.	755671.263	735005.835	51.432	ZRU7/184	Observed
187.	755176.141	735133.583	58.353	ZRU7/185	Observed
188.	755224.267	735222.866	56.457	ZRU7/186	Observed
189.	754725.206	735353.172	67.426	ZRU7/187	Observed
190.	754770.768	735442.669	69.083	ZRU7/188	Observed
191.	754271.248	735578.039	56.005	ZRU7/189	Observed
192.	754311.053	735668.265	56.356	ZRU7/190	Observed
193.	753778.597	735880.631		ZRU7/191	Computed
194.	753901.559	735924.170		ZRU7/192	Computed
195.	753423.739	736103.368	34.066	ZRU7/193	Observed
196.	753480.669	736186.757	33.869	ZRU7/194	Observed
197.	752981.048	736385.479		ZRU7/195	Computed
 198.	753060.644	736452.152	41.568	ZRU7/196	Observed
199.	752579.343	736636.960	43.426	ZRU7/197	Observed
200.	752636.726	736720.293	43.595	ZRU7/198	Observed
201.	752162.452	736900.541	42.056	ZRU7/199	Observed
202.	752207.680	736994.341	43.373	ZRU7/200	Observed
203.	751696.173	737199.151		ZRU7/201	Computed
204.	751759.679	737279.301		ZRU7/202	Computed
205.	751314.958	737436.075	49.000	ZRU7/203	Observed
206.	751368.822	737524.751	45.657	ZRU7/204	Observed
207.	750900.085	737703.518	63.373	ZRU7/205	Observed
208.	750950.412	737787.884	62.269	ZRU7/206	Observed
209.	750474.104	737967.990	61.199	ZRU7/207	Observed
210.	750530.015	738055.150	60.916	ZRU7/208	Observed
211.	750051.036	738236.947	43.258	ZRU7/209	Observed Observed
212.	750111.582	738321.084	49.376	ZRU7/210	
213.	749628.572	738505.318	44.692	ZRU7/211 ZRU7/212	Observed Observed
214.	749693.146	738582.364	46.267	ZRU7/212 ZRU7/213	Observed
215.	749205.212	738774.056	48.104 47.314	ZRU7/213	Observed
216.	749258.276	738860.393 739047.307	53.347	ZRU7/214 ZRU7/215	Observed
217.	748777.622	739047.507	53.341	ZRU7/216	Observed
218.	748835.649 748366.355	739306.026	53.025	ZRU7/217	Observed
219.	748366.355	739384.683	55.025	ZRU7/218	Computed
220. 221.	747963.828	739612.564	49.758	ZRU7/219	Observed
221.	748033.626	739684.819	49.063	ZRU7/220	Observed
222.	747575.272	739925.926		ZRU7/221	Computed
223.	747648.831	740009.884	50.470	ZRU7/222	Observed
224.	11010.001		and a function of the Trian		

S/No.	East	North	Height	Beacon	Remark
	<i>(m)</i>	<i>(m)</i>	(m)	Number	
225.	747288.778	740175.064		ZRU7/223	Computed
226.	747364.599	740243.635		ZRU7/224	Computed
227.	746820.075	740575.358	80.912	ZRU7/225	Observed
228.	746878.372	740658.312	80.806	ZRU7/226	Observed
229.	746432.308	740902.974	67.582	ZRU7/227	Observed
230.	746506.375	740971.668	70.758	ZRU7/228	Observed
231.	746057.043	741205.151	64.303	ZRU7/229	Observed
232.	746112.280	741290.581	65.778	ZRU7/230	Observed
233.	745643.917	741468.767	66.805	ZRU7/231	Observed
234.	745682.990	741560.982	76.545	ZRU7/232	Observed
235.	745190.349	741705.955	88.122	ZRU7/233	Observed
236.	745234.046	741796.895	84.929	ZRU7/234	Observed
237.	744750.021	741937.277	88.291	ZRU7/235	Observed
238.	744798.171	742026.412	89.507	ZRU7/236	Observed
239.	744325.080	742154.673		ZRU7/237	Computed
240.	744390.329	742238.558		ZRU7/238	Computed
241.	743871.782	742446.200	82.816	ZRU7/239	Observed
242.	743939.087	742520.892	89.207	ZRU7/240	Observed
243.	743480.871	742731.761	94.965	ZRU7/241	Observed
244.	743543.799	742809.811	96.527	ZRU7/242	Observed
245.	743086.530	743024.177	74.614	ZRU7/243	Observed
246.	743168.371	743088.947		ZRU7/244	Computed
247.	742667.033	743330.097	92.159	ZRU7/245	Observed
248.	742732.893	743408.432	93.994	ZRU7/246	Observed
249.	742265.613	743621.134	69.275	ZRU7/247	Observed
250.	742320.934	743706.554	75.563	ZRU7/248	Observed
251.	741851.925	743884.480	82.044	ZRU7/249	Observed
252.	741909.902	743968.626	72.743	ZRU7/250	Observed
253.	741410.801	744171.929	85.145	ZRU7/251	Observed
254.	741487.498	744235.274	76.662	ZRU7/252	Observed
255.	741004.106	744422.054	91.446	ZRU7/253	Observed
256.	741058.349	744508.051	100.503	ZRU7/254	Observed
257.	740607.813	744670.322		ZRU7/255	Computed
258.	740663.881	744755.931		ZRU7/256	Computed
259.	740156.688	744961.308	75.989	ZRU7/257	Observed
260.	740215.878	745042.277	80.061	ZRU7/258	Observed
261.	739810.788	745176.257		ZRU7/259	Computed
262.	739873.823	745257.575		ZRU7/260	Computed
263.	739327.768	745513.292		ZRU7/261	Computed
264.	739390.078	745590.431	108.052	ZRU7/262	Observed
265.	738880.012	745855.902		ZRU7/263	Computed
266.	738939.777	745943.592		ZRU7/264	Computed
267.	738548.009	746101.457		ZRU7/265	Computed
268.	738589.223	746191.339	86.378	ZRU7/266	Observed
269.	738122.564	746385.692		ZRU7/267	Computed
270.	738174.526	746469.127	77.719	ZRU7/268	Observed

11

B 1105

S/No.	• East	North	Height	Beacon	Remark
	(<i>m</i>)	<i>(m)</i>	(m)	Number	
271.	737656.731	746700.523		ZRU7/269	Computed
272.	737722.124	746780.500		ZRU7/270	Computed
273.	737176.164	747013.168		ZRU7/271	Computed
274.	737201.960	747119.479		ZRU7/272	Computed
275.	736782.590	747194.383		ZRU7/273	Computed
276.	736836.748	747284.396		ZRU7/274	Computed
277.	736357.437	747293.975		ZRU7/275	Computed
278.	736385.354	747395.699		ZRU7/276	Computed
279.	735899.677	747375.686	82.291	ZRU7/277	Observed
280.	735943.028	747469.256		ZRU7/278	Computed
281.	735406.179	747461.761	76.520	ZRU7/279	Observed
282.	735427.230	747560.621	81.740	ZRU7/280	Observed
283.	734904.015	747548.796		ZRU7/281	Computed
284.	734930.291	747647.236	83.903	ZRU7/282	Observed
285.	734422.359	747633.162	92.385	ZRU7/283	Observed
286.	734437.667	747733.026	91.928	ZRU7/284	Observed
287.	733924.465	747720.034	94.018	ZRU7/285	Observed
288.	733948.836	747818.592	95.087	ZRU7/286	Observed
289.	733435.253	747803.952	100.970	ZRU7/287	Observed
290.	733455.369	747904.669	100.949	ZRU7/288	Observed
291.	732935.542	747893.312	95.739	ZRU7/289	Observed
292.	732963.778	747990.244	96.706	ZRU7/290	Observed
293.	732448.975	747976.484	96.939	ZRU7/291	Observed
294.	732463.703	748077.239	102.639	ZRU7/292	Observed
295.	731958.341	748064.207	123.665	ZRU7/293	Observed
296.	731969.556	748161.040		ZRU7/294	Computed
297.	731466.771	748163.101	117.237	ZRU7/295	Observed
298.	731479.703	748263.457	122.649	ZRU7/296	Observed
299.	730976.981	748264.963	113.322	ZRU7/297	Observed
300.	730998.416	748364.069	127.112	ZRU7/298	Observed
301.	730482.693	748367.810	117.142	ZRU7/299	Observed
302.	730505.669	748466.000	118.889	ZRU7/300	Observed
303.	729989.835	748469.440	117.377	ZRU7/301	Observed
304.	730014.213	748567.437	117.335	ZRU7/302	Observed
305.	729503.220	748563.312	113.733	ZRU7/303	Observed
306.	729524.467	748662.804	112.637	ZRU7/304	Observed
307.	729024.228	748649.252	103.806	ZRU7/305	Observed
308.	729032.836	748749.235	100.901	ZRU7/306	Observed
309.	728520.392	748736.571	102.412	ZRU7/307	Observed
310.	728544.967	748834.653	110.869	ZRU7/308	Observed
311.	728033.272	748821.406	113.759	ZRU7/309	Observed
312.	728046.201	748922.149	120.926	ZRU7/310	Observed
313.	727542.223	748907.745	109.111	ZRU7/311	Observed
314.	727563.400	749006.832	114.217	ZRU7/312	Observed
315.	727045.554	748988.701		ZRU7/313	Computed
316.	727086.097	749087.871		ZRU7/314	Computed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
317.	726549.387	749083.030	99.263	ZRU7/315	Observed
318.	726564.364	749180.428		ZRU7/316	Computed
319.	726057.611	749168.914	89.285	ZRU7/317	Observed
320.	726078.732	749268.745	94.950	ZRU7/318	Observed
321.	725552.403	749259.215	94.558	ZRU7/319	Observed
322.	725580.043	749354.218	99.690	ZRU7/320	Observed
323.	725063.142	749344.401	92.582	ZRU7/321	Observed
324.	725065.034	749448.238		ZRU7/322	Computed
325.	724574.451	749433.044	94.499	ZRU7/323	Observed
326.	724590.476	749534.289	95.519	ZRU7/324	Observed
327.	724073.344	749579.019	103.539	ZRU7/325	Observed
328.	724111.041	749672.385	103.117	ZRU7/326	Observed
329.	723602.268	749740.979	103.551	ZRU7/327	Observed
330.	723640.574	749834.748	99.496	ZRU7/328	Observed
331.	723141.770	749857.525	103.928	ZRU7/329	Observed
332.	723125.569	749962.368		ZRU7/330	Computed
333.	722652.665	749898.626	114.736	ZRU7/331	Observed
334.	722654.858	749999.061	112.468	ZRU7/332	Observed
335.	722169.169	749858.199	114.793	ZRU7/333	Observed
336.	722145.771	749956.777	116.516	ZRU7/334	Observed
337.	721696.853	749741.797	110.896	ZRU7/335	Observed
338.	721651.765	749831.866	111.553	ZRU7/336	Observed
339.	721204.230	749580.837	99.041	ZRU7/337	Observed
340.	721188.812	749681.135	99.780	ZRU7/338	Observed
341.	720711.181	749438.156	107.420	ZRU7/339	Observed
342.	720684.573	749534.805	105.222	ZRU7/340	Observed
343.	720230.806	749304.665	119.580	ZRU7/341	Observed
344.	720192.969	749399.088	121.428	ZRU7/342	Observed
345.	719746.550	749151.694	142.412	ZRU7/343	Observed
346.	719731.574	749246.889	135.902	ZRU7/344	Observed
347.	719265.001	748991.889	132.718	ZRU7/345	Observed
348.	719221.563	749081.630		ZRU7/346	Computed
349.	718804.747	748798.843	133.853	ZRU7/347	Observed
350.	718767.897	748893.414	132.967	ZRU7/348	Observed
351.	718361.805	748586.156	122.649	ZRU7/349	Observed
352.	718310.708	748674.001	122.691	ZRU7/350	Observed
353.	717959.653	748329.440		ZRU7/351	Computed
354.	717885.641	748402.251	108.650	ZRU7/352	Observed
355.	717529.644	748024.060		ZRU7/353	Computed
356.	717457.685	748101.060		ZRU7/354	Computed
357.	717095.128	747718.729		ZRU7/355	Computed
358.	717074.745	747833.039	94.483	ZRU7/356	Observed
359.	716696.731	747439.588		ZRU7/357	Computed
360.	716639.214	747531.257		ZRU7/358	Computed
361.	716309.654	747173.532	93.089	ZRU7/359	Observed
362.	716257.403	747263.113	92.261	ZRU7/360	Observed

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B 1107

S/No.	East (m)	$\frac{North}{(m)}$	Height (m)	Beacon Number	Remark
363.	715897.615	746899.269	94.586	ZRU7/361	Observed
364.	715800.758	746959.805	511000	ZRU7/362	Computed
365.	715453.446	746664.167	94.548	ZRU7/363	Observed
366.	715397.404	746744.745		ZRU7/364	Computed
367.	714990.020	746421.196		ZRU7/365	Computed
368.	714961.553	746521.676		ZRU7/366	Computed
369.	714533.155	746236.350	93.639	ZRU7/367	Observed
370.	714513.806	746337.720	94.164	ZRU7/368	Observed
371.	714088.314	746228.434	5	ZRU7/369	Computed
372.	714064.460	746331.894		ZRU7/370	Computed
373.	713522.747	746266.649	96.040	ZRU7/371	Observed
374.	713529.601	746368.214	92.077	ZRU7/372	Observed
375.	713032.758	746234.265	99.307	ZRU7/373	Observed
376.	712985.416	746328.287		ZRU7/374	Computed
377.	712519.078	746129.302		ZRU7/375	Computed
378.	712517.615	746236.806	95.947	ZRU7/376	Observed
378.	712036.073	746060.802	104.921	ZRU7/377	Observed
380.	711997.293	746162.888		ZRU7/378	Computed
381.	711461.689	746189.854		ZRU7/379	Computed
382.	711447.481	746310.928		ZRU7/380	Computed
383.	711093.355	746417.727		ZRU7/381	Computed
384.	711153.162	746503.109		ZRU7/382	Computed
385.	710684.381	746702.951	118.367	ZRU7/383	Observed
386.	710776.026	746759.020		ZRU7/384	Computed
387.	709878.742	747266.090		ZRU7/385	Computed
388.	709928.832	747357.561	112.823	ZRU7/386	Observed
389.	709474.065	747560.700		ZRU7/387	Computed
390.	709485.569	747627.886	119.608	ZRU7/388	Observed
391.	709129.651	747721.992		ZRU7/389	Computed
392.	709155.652	747823.279		ZRU7/390	Computed
393.	708759.381	747792.581		ZRU7/391	Computed
394.	708767.803	747894.738		ZRU7/392	Computed
395.	708390.343	747787.720		ZRU7/393	Computed
396.	708390.692	747890.329		ZRU7/394	Computed
397.	708046.019	747776.140	115.618	ZRU7/395	Observed
398.	708039.295	747875.637	115.319	ZRU7/396	Observed
399.	707556.505	747757.258		ZRU7/397	Computed
400.	707540.656	747859.500		ZRU7/398	Computed
401.	707032.082	747742.071		ZRU7/399	Computed
402.	707012.424	747842.069		ZRU7/400	Computed
403.	706563.534	747722.666		ZRU7/401	Computed
404.	706557.117	747826.994		ZRU7/402	Computed
405.	706038.885	747705.451		ZRU7/403	Computed
406.	706070.390	747809.085		ZRU7/404	Computed
407.	705546.058	747691.745	101.055	ZRU7/405	Observed
408.	705511.778	747790.756		ZRU7/406	Computed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
409.	705044.362	747671.230	102.854	ZRU7/407	Observed
410.	705042.126	747777.769	95.316	ZRU7/407	Observed
411.	704544.260	747659.857	107.182	ZRU7/409	Observed
412.	704543.285	747761.173	105.602	ZRU7/410	Observed
413.	704045.282	747643.032	122.870	ZRU7/411	Observed
414.	704015.346	747745.925	122.070	ZRU7/412	Computed
415.	703544.017	747627.716	113.035	ZRU7/413	Observed
416.	703546.158	747729.810	117.124	ZRU7/414	Observed
417.	703055.675	747615.283		ZRU7/415	Computed
418.	703008.118	747716.480		ZRU7/416	Computed
419.	702546.295	747596.520	112.454	ZRU7/417	Observed
420.	702554.764	747698.695	117.462	ZRU7/418	Observed
421.	702045.106	747581.334	114.318	ZRU7/419	Observed
422.	702039.702	747682.864	110.517	ZRU7/420	Observed
423.	701558.217	747564.929	105.493	ZRU7/421	Observed
424.	701543.655	747667.845	108.358	ZRU7/422	Observed
425.	701334.876	747549.834		ZRU7/423	Computed
426.	701329.278	747653.401		ZRU7/424	Computed
427.	701036.606	747510.245		ZRU7/425	Computed
428.	701047.535	747608.533	129.212	ZRU7/426	Observed
429.	700086.692	747292.514	159.236	ZRU7/427	Observed
430.	700067.825	747394.362	158.021	ZRU7/428	Observed
431.	699607.724	747185.963		ZRU7/429	Computed
432.	699571.771	747284.731		ZRU7/430	Computed
433.	699090.557	747062.982	138.175	ZRU7/431	Observed
434.	699086.979	747164.364	140.720	ZRU7/432	Observed
435.	698629.167	746951.303	134.704	ZRU7/433	Observed
436.	698608.624	747051.430	131.700	ZRU7/434	Observed
437.	698140.183	746826.531		ZRU7/435	Computed
438.	698129.033	746938.521	119.367	ZRU7/436	Observed
439.	697643.768	746720.151	125.963	ZRU7/437	.Observed
440.	697628.130	746821.477	129.039	ZRU7/438	Observed
441.	697135.870	746600.951		ZRU7/439	Computed
442.	697144.770	746707.488	132.613	ZRU7/440	Observed
443.	696655.918	746488.603		ZRU7/441	Computed
444	696667.779	746595.295	113.312	ZRU7/442	Observed
445.	696214.408	746349.385	140.854	ZRU7/443	Observed
446.	696180.233	746446.645	129.333	ZRU7/444	Observed
447.	695767.537	746149.008	139.520	ZRU7/445	Observed
448. 449.	695722.696	746241.341	134.637	ZRU7/446	Observed
	695345.427	745895.144	129.406	ZRU7/447	Observed
450. 451.	695292.739 694956.619	745980.815	130.721	ZRU7/448	Observed
451.	694956.619	745595.456 745672.909	123.505	ZRU7/449	Observed
452.	694564.896	745672.909	126.022	ZRU7/450 ZRU7/451	Computed
454.	694500.312	745265.702	120.022	ZRU7/451 ZRU7/452	Observed Observed
4.54.	074500.512	745505.900	151.027	ZRU 1/432	Observed

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S/No.	East	North	Height	Beacon	Remark
	(m)	(m)	(m)	Number	
455.	694157.278	745023.349	126.730	ZRU7/453	Observed
456.	694095.006	745103.841	129.474	ZRU7/454	Observed
457.	693705.584	744803.127	115.131	ZRU7/455	Observed
458.	693629.497	744881.784		ZRU7/456	Computed
459.	693220.119	744615.930	128.605	ZRU7/457	Observed
460.	693181.762	744711.159	128.507	ZRU7/458	Observed
461.	692782.759	744402.221	123.745	ZRU7/459	Observed
462.	692729.052	744490.450	128.385	ZRU7/460	Observed
463.	692455.955	744141.470		ZRU7/461	Computed
464.	692385.720	744213.331		ZRU7/462	Computed
465.	692009.084	743722.633		ZRU7/463	Computed
466.	691981.653	743831.856	134.457	ZRU7/464	Observed
467.	691576.553	743518.976	121.141	ZRU7/465	Observed
468.	691550.612	743619.225		ZRU7/466	Computed
469.	691103.426	743349.369	113.965	ZRU7/467	Observed
470.	691079.764	743451.134	112.971	ZRU7/468	Observed
471.	690581.750	743287.307	112.416	ZRU7/469	Observed
472.	690602.019	743389.363	102.907	ZRU7/470	Observed
473.	690107.479	743325.211	87.819	ZRU7/471	Observed
474.	690111.499	743426.858	87.977	ZRU7/472	Observed
475.	689626.584	743273.777	89.230	ZRU7/473	Observed
476.	689590.553	743369.482	89.860	ZRU7/474	Observed
477.	689108.640	743094.573		ZRU7/475	Computed
478.	689118.360	743206.033	95.313	ZRU7/476	Observed
 479.	688678.020	742945.076	110.766	ZRU7/477	Observed
480.	688642.255	743044.168		ZRU7/478	Computed
481.	688219.742	742789.733		ZRU7/479	Computed
482.	688173.878	742880.892		ZRU7/480	Computed
483.	687694.639	742681.078		ZRU7/481	Computed
484.	687698.240	742782.073	108.483	ZRU7/482	Observed
485.	687205.436	742704.579	117.018	ZRU7/483	Observed
486.	687241.548	742802.979		ZRU7/484	Computed
487.	686714.919	742854.108	105.782	ZRU7/485	Observed
488.	686787.173	742933.770		ZRU7/486	Computed
489.	686284.410	743103.948		ZRU7/487	Computed
490.	686331.133	743199.352	133.486	ZRU7/488	Observed
491.	685848.464	743377.681		ZRU7/489	Computed
492.	685945.750	743441.492		ZRU7/490	Computed
493.	685410.498	743579.877	115.315	ZRU7/491	Observed
494.	685444.064	743674.701	120.085	ZRU7/492	Observed
495.	684934.715	743731.272	110.760	ZRU7/493	Observed Observed
496.	684971.328	743825.328	116.323	ZRU7/494	Observed
497.	684456.594	743817.422	130.660	ZRU7/495	Observed
498.	684468.422	743918.482	131.024	ZRU7/496	Observed
499.	683970.673	743846.324	128.592	ZRU7/497 ZRU7/498	Observed
500.	683961.195	743946.878	122.159	LKU //470	Observed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
501.	683480.058	743842.495	115.099	ZRU7/499	Observed
502.	683474.930	743943.929	114.182	ZRU7/500	Observed
503.	682964.901	743837.877		ZRU7/501	Computed
504.	682979.035	743944.108	121.522	ZRU7/502	Observed
505.	682504.263	743878.917		ZRU7/503	Computed
506.	682488.681	743989.999	124.112	ZRU7/504	Observed
507.	681968.828	743988.035		ZRU7/505	Computed
508.	682002.202	744088.435	121.870	ZRU7/506	Observed
509.	681496.878	744072.407	134.599	ZRU7/507	Observed
510.	681510.637	744173.441	132.595	ZRU7/508	Observed
511.	681007.207	744096.712	124.090	ZRU7/509	Observed
512.	681022.023	744194.491	124.544	ZRU7/510	Observed
513.	680511.354	744075.556	114.052	ZRU7/511	Observed
514.	680505.813	744180.006	125.499	ZRU7/512	Observed
515.	680006.862	744058.366	117.818	ZRU7/513	Observed
516.	680004.299	744159.917	115.629	ZRU7/514	Observed
517.	679513.283	744035.957	110.497	ZRU7/515	Observed
518.	679517.878	744139.911	113.599	ZRU7/516	Observed
519.	679001.003	744021.822	110.098	ZRU7/517	Observed
520.	679016.545	744120.612	109.999	ZRU7/518	Observed
521.	678514.387	743997.322	101.669	ZRU7/519	Observed
522.	678511.249	744100.492	103.704	ZRU7/520	Observed
523.	678014.315	743981.812	110.203	ZRU7/521	Observed
524.	678013.932	744080.567	107.242	ZRU7/522	Observed
525.	677531.138	743960.233	111.764	ZRU7/523	Observed
526.	677513.656	744060.636	109.879	ZRU7/524	Observed
527.	677016.459	743939.167	123.632	ZRU7/525	Observed
528.	677007.786	744039.951	122.142	ZRU7/526	Observed
529.	676505.133	743919.633	117.582	ZRU7/527	Observed
530.	676519.787	744020.779	111.397	ZRU7/528	Observed
531.	676016.079	743898.520	104.222	ZRU7/529	Observed
532.	676009.051	743999.936	104.222	ZRU7/530	Computed
533.	675530.436	743879.066	99.306	ZRU7/531	Observed
534.	675525.081	743981.468	103.658	ZRU7/532	Observed
535.	675029.617	743859.650	105.787	ZRU7/533	Observed
536.	675021.775	743961.097	97.484	ZRU7/534	Observed
537.	674505.520	743832.736	27.404	ZRU7/535	Computed
538.	674526.907	743942.103	83.961	ZRU7/536	Observed
539.	674022.313	743821.043	98.095	ZRU7/537	Observed
540.	674028.081	743922.536	100.536	ZRU7/538	Observed
541.	673536.781	743800.630	94.338	ZRU7/539	Observed
542.	673526.849	743897.731	2	ZRU7/540	Computed
543.	673039.531	743797.302	99.186	ZRU7/541	Observed
544.	673027.601	743898.388		ZRU7/542	Computed
545.	672532.077	743795.471	107.008	ZRU7/543	Observed
546.	672532.727	743897.391	101.861	ZRU7/544	Observed
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S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
547.	672035.284	743794.506	109.463	ZRU7/545	Observed
548.	672036.924	743896.928	102.430	ZRU7/546	Observed
549.	671529.877	743794.067	103.654	ZRU7/547	Observed
550.	671522.516	743893.262		ZRU7/548	Computed
551.	671040.744	743795.504	120.468	ZRU7/549	Observed
552.	671041.464	743894.365	112.003	ZRU7/550	Observed
553.	670515.505	743797.871	111.453	ZRU7/551	Observed
554.	670540.784	743892.985	113.112	ZRU7/552	Observed
555.	670038.982	743789.977	93.113	ZRU7/553	Observed
556.	670036.322	743890.833	101.296	ZRU7/554	Observed
557.	669554.880	743790.640	113.670	ZRU7/555	Observed
558.	669541.824	743891.002	115.854	ZRU7/556	Observed
559.	669057.446	743790.808	107.375	ZRU7/557	Observed
560.	669029.892	743888.769	110.695	ZRU7/558	Observed
561.	668539.436	743790.155	101.141	ZRU7/559	Observed
562.	668544.528	743892.366	96.831	ZRU7/560	Observed
563.	668050.096	743791.999	92.520	ZRU7/561	Observed
564.	668025.327	743890.805		ZRU7/562	Computed
565.	667546.861	743793.357	87.719	ZRU7/563	Observed
566.	667522.775	743893.903		ZRU7/564	Computed
567.	667120.851	743792.977		ZRU7/565	Computed
568.	667108.464	743894.345		ZRU7/566	Computed
569.	666570.116	743796.971		ZRU7/567	Computed
570.	666592.738	743897.110	70.570	ZRU7/568	Observed
571.	666056.882	743811.683	93.310	ZRU7/569	Observed
572.	666097.071	743896.892	91.611	ZRU7/570	Observed
573.	665612.191	743800.544	79.427	ZRU7/571	Observed
574.	665596.895	743899.006	89.524	ZRU7/572	Observed
575.	665094.216	743800.094	87.350	ZRU7/573	Observed
576.	665100.781	743899.560		ZRU7/574	Computed
577.	664609.486	743795.902	103.571	ZRU7/575	Observed
578.	664596.875	743897.124	97.737	ZRU7/576	Observed
579.	664112.073	743737.249	91.531	ZRU7/577	Observed
580.	664095.576	743837.460	81.068	ZRU7/578	Observed
581.	663613.565	743607.737		ZRU7/579	Computed
582.	663596.931	743711.239	70.797	ZRU7/580	Observed
583.	663289.267	743505.527		ZRU7/581	Computed
584.	663228.420	743596.325		ZRU7/582	Computed
585.	662674.015	743306.071		ZRU7/583	Computed
586.	662641.977	743406.625		ZRU7/584	Computed
587.	662174.555	743145.065		ZRU7/585	Computed
588.	662143.851	743245.977	70.012	ZRU7/586	Computed
589.	661730.057	743016.623	79.913	ZRU7/587	Observed
590.	661715.801	743115.587		ZRU7/588	Computed
591.	661317.191	742923.839		ZRU7/589	Computed
592.	661301.903	743028.333		ZRU7/590	Computed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
593.	660725.694	742879.683		ZRU7/591	Computed
594.	660744.260	742981.288	66.239	ZRU7/591 ZRU7/592	Observed
595.	660240.370	742904.898	69.833	ZRU7/592 ZRU7/593	Observed
596.	660247.186	743003.983	07.055	ZRU7/594	Computed
597.	659747.499	742990.993	65.961	ZRU7/595	Observed
598.	659774.078	743086.182	57.964	ZRU7/595	Observed
599.	659252.557	743099.174	74.543	ZRU7/597	Observed
600.	659282.629	743197.103	75.337	ZRU7/598	Observed
601.	658753.038	743213.399	83.209	ZRU7/599	Observed
602.	658787.319	743311.892	73.363	ZRU7/600	Observed
603.	658280.202	743315.809	92.939	ZRU7/601	Observed
604.	658291.690	743415.425	97.705	ZRU7/602	Observed
605.	657771.885	743426.150	51.105	ZRU7/603	Computed
606.	657822.718	743520.261	85.913	ZRU7/604	Observed
607.	657304.562	743529.842	71.177	ZRU7/605	Observed
608.	657336.673	743626.825	81.437	ZRU7/606	Observed
609.	656909.660	743615.991	01.107	ZRU7/607	Computed
610.	656943.348	743710.661		ZRU7/608	Computed
611.	656316.193	743746.919		ZRU7/609	Computed
612.	656365.065	743841.381	75.295	ZRU7/610	Observed
613.	655861.264	743837.544	77.689	ZRU7/611	Observed
614.	655865.700	743937.800	76.732	ZRU7/612	Observed
615.	655239.506	743897.737		ZRU7/613	Computed
616.	655320.037	743991.689		ZRU7/614	Computed
617.	654821.363	743932.753		ZRU7/615	Computed
618.	654849.613	744036.376		ZRU7/616	Computed
619.	654339.440	743976.284		ZRU7/617	Computed
620.	654382.935	744073.525	46.603	ZRU7/618	Observed
621.	653871.587	744014.489	45.227	ZRU7/619	Observed
622.	653880.227	744117.682	50.597	ZRU7/620	Observed
623.	653367.659	744060.000	59.258	ZRU7/621	Observed
624.	653375.974	744162.263	62.810	ZRU7/622	Observed
625.	652875.531	744102.076	73.503	ZRU7/623	Observed
626.	652879.619	744204.864	69.980	ZRU7/624	Observed
627.	652374.878	744108.486	68.924	ZRU7/625	Observed
628.	652379.324	744210.165	89.746	ZRU7/626	Observed
629.	651880.665	744090.816	58.709	ZRU7/627	Observed
630.	651875.766	744192.880	67.639	ZRU7/628	Observed
631.	651384.039	744073.267	67.762	ZRU7/629	Observed
632.	651359.487	744174.814	77.982	ZRU7/630	Observed
633.	650884.530	744056.537	74.601	ZRU7/631	Observed
634.	650872.017	744159.292	73.737	ZRU7/632	Observed
635.	650392.931	744038.628	66.744	ZRU7/633	Observed
636.	650389.443	744138.836	54.052	ZRU7/634	Observed
637.	649885.599	744017.969	65.268	ZRU7/635	Observed
638.	649885.639	744120.410	67.238	ZRU7/636	Observed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
639.	649371.618	744000.886	70.972	ZRU7/637	Observed
640.	649385.643	744103.206	74.478	ZRU7/638	Observed
641.	648861.631	743988.981		ZRU7/639	Computed
642.	648885.096	744091.178	67.964	ZRU7/640	Observed
643.	648373.072	744024.959	72.163	ZRU7/641	Observed
644.	648388.541	744129.217	72.127	ZRU7/642	Observed
645.	647878.128	744063.666		ZRU7/643	Computed
646.	647898.023	744162.884		ZRU7/644	Computed
647.	647363.508	744109.444		ZRU7/645	Computed
648.	647389.285	744212.794	75.675	ZRU7/646	Observed
649.	646854.880	744155.786		ZRU7/647	Computed
650.	646874.196	744255.748		ZRU7/648	Computed
651.	646392.018	744190.147	66.525	ZRU7/649	Observed
652.	646406.365	744292.083		ZRU7/650	Computed
653.	645846.943	744240.840		ZRU7/651	Computed
654.	645864.740	744340.553		ZRU7/652	Computed
655.	645394,648	744275.271	63.517	ZRU7/653	Observed
656.	645406.578	744378.078	60.410	ZRU7/654	Observed
657.	644889.229	744327.169	66.645	ZRU7/655	Observed
658.	644912.167	744428.610	69.131	ZRU7/656	Observed
659.	644403.121	744440.638	52.001	ZRU7/657	Observed
660.	644426.860	744541.800		ZRU7/658	Computed
661.	643930.129	744624.657	34.828	ZRU7/659	Observed
662.	643981.534	744716.651	40.390	ZRU7/660	Observed
663.	643539.557	744845.501		ZRU7/661	Computed
664.	643582.305	744941.232		ZRU7/662	Computed
665.	643078.658	745189.678		ZRU7/663	Computed
666.	643143.409	745261.733	48.170	ZRU7/664	Observed
667.	642689.459	745491.296	51.866	ZRU7/665	Observed
668.	642763.000	745560.730	52.878	ZRU7/666	Observed
669.	642299.118	745791.480		ZRU7/667	Computed
670.	642375.767	745867.304	36.785	ZRU7/668	Observed
671.	641916.529	746091.359	48.488	ZRU7/669	Observed
672.	641973.219	746179.448	45.993	ZRU7/670	Observed
673.	641467.924	746366.406		ZRU7/671	Computed
674.	641538.053	746441.560	39.022	ZRU7/672	Observed
675.	641045.351	746543.183	38.864	ZRU7/673	Observed
676.	641080.859	746633.966		ZRU7/674	Computed
677.	640568.486	746671.260	39.758	ZRU7/675	Observed
678.	640582.299	746773.612	47.466	ZRU7/676	Observed
679.	640076.498	746731.381		ZRU7/677	Computed
680.	640093.002	746837.195	45.791	ZRU7/678	Observed
681.	639574.681	746769.278	46.872	ZRU7/679	Observed
682.	639596.497	746871.074	58.885	ZRU7/680	Observed
683.	639066.413	746799.642		ZRU7/681	Computed
684.	639094.859	746905.185	57.049	ZRU7/682	Observed

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	S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
	685.	638585.276	746835.249	65.631	ZRU7/683	Observed
	686.	638592.258	746937.544	00.001	ZRU7/684	Computed
	687.	638091.062	746867.759	76.082	ZRU7/685	Observed
	688.	638101.797	746970.876	10.002	ZRU7/686	Computed
	689.	637593.203	746903.354	83.646	ZRU7/687	Observed
	690.	637602.834	747007.111	74.753	ZRU7/688	Observed
	691.	637096.760	746937.342	82.416	ZRU7/689	Observed
	692.	637108.077	747038.443		ZRU7/690	Computed
	693.	636583.359	746974.476	77.249	ZRU7/691	Observed
	694.	636608.199	747075.422	72.957	ZRU7/692	Observed
	695.	636063.748	747009.730		ZRU7/693	Computed
	696.	636094.159	747110.015		ZRU7/694	Computed
	697.	635601.495	747046.635		ZRU7/695	Computed
	698.	635613.139	747147.975	89.056	ZRU7/696	Observed
	699.	635092.540	747113.294		ZRU7/697	Computed
	700.	635123.092	747216.629	81.522	ZRU7/698	Observed
	701.	634626.200	747217.499	74.807	ZRU7/699	Observed
	702.	634638.872	747319.968	70.269	ZRU7/700	Observed
	703.	634132.780	747356.715	62.870	ZRU7/701	Observed
	704.	634163.737	747455.306		ZRU7/702	Computed
	705.	633660.626	747505.029	65.977	ZRU7/703	Observed
	706.	633683.802	747606.308	72.364	ZRU7/704	Observed
	707.	633187.773	747652.301	67.824	ZRU7/705	Observed
	708.	633214.444	747752.556	61.617	ZRU7/706	Observed
0	709.	632707.330	747790.319	61.757	ZRU7/707	Observed
	710.	632730.838	747887.903		ZRU7/708	Computed
	711.	632199.418	747874.906		ZRU7/709	Computed
	712.	632241.284	747974.344	58.603	ZRU7/710	Observed
	713.	631738.972	747901.229		ZRU7/711	Computed
	714.	631730.521	747989.616	67.170	ZRU7/712	Observed
	715.	631212.908	747913.910		ZRU7/713	Computed
	716.	631209.316	748015.828		ZRU7/714	Computed
	717.	630725.896	747927.846	63.145	ZRU7/715	Observed
	718.	630741.441	748030.553	62.801	ZRU7/716	Observed
	719.	630205.037	747942.208		ZRU7/717	Computed
	720.	630238.925	748044.526	63.894	ZRU7/718	Observed
	721.	629734.818	747956.172		ZRU7/719	Computed
	722.	629748.123	748056.984	63.086	ZRU7/720	Observed
	723.	629206.710	747970.234		ZRU7/721	Computed
	724.	629243.447	748072.258	66.638	ZRU7/722	Observed
W.	725.	628701.801	747988.877		ZRU7/723	.Computed
	726.	628718.998	748089.606		ZRU7/724	Computed
	727.	628225.099	747998.529	64.978	ZRU7/725	Observed
	728.	628234.702	748102.520	topic contra	ZRU7/726	Computed
	729.	627716.941	748016.583	67.819	ZRU7/727	Observed
	730.	627747.762	748114.728	67.146	ZRU7/728	Observed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
731.	627255.679	748027.926		ZRU7/729	Computed
732.	627281.677	748128.519		ZRU7/730	Computed
733.	626740.802	748028.871	72.239	ZRU7/731	Observed
734.	626737.558	748133.133	67.906	ZRU7/732	Observed
735.	626224.189	747981.663	53.505	ZRU7/733	Observed
736.	626241.510	748081.696	51.909	ZRU7/734	Observed
737.	625775.265	747870.745	57.341	ZRU7/735	Observed
738.	625744.121	747972.787		ZRU7/736	Computed
739.	625262.714	747743.900		ZRU7/737	Computed
740.	625263.808	747849.387	48.638	ZRU7/738	Observed
741.	624824.471	747636.275	43.403	ZRU7/739	Observed
742.	624780.831	747727.158	36.961	ZRU7/740	Observed
743.	624324.902	747504.293	31.786	ZRU7/741	Observed
744.	624281.269	747598.799	32.117	ZRU7/742	Observed
745.	623835.707	747380.524	31.202	ZRU7/743	Observed
746.	623808.701	747480.995	31.397	ZRU7/744	Observed
747.	623395.082	747268.512		ZRU7/745	Computed
748.	623414.431	747382.177		ZRU7/746	Computed
749.	622868.727	747135.218	45.061	ZRU7/747	Observed
750.	622846.762	747237.684	46.477	ZRU7/748	Observed
751.	622385.221	747012.649	50.623	ZRU7/749	Observed
752.	622363.707	747115.148	49.487	ZRU7/750	Observed
753.	621914.149	746893.810	43.095	ZRU7/751	Observed
754.	621888.068	746993.833	43.431	ZRU7/752	Observed
755.	621388.826	746761.346		ZRU7/753	Computed
756.	621395.375	746869.962	36.274	ZRU7/754	Observed
757.	620933.448	746662.376	39.127	ZRU7/755	Observed
758.	620905.646	746763.311	36.915	ZRU7/756	Observed
759.	620353.258	746627.700		ZRU7/757	Computed
760.	620376.883	746729.474		ZRU7/758	Computed
761.	619868.640	746669.224		ZRU7/759	Computed
762.	619883.734	746769.545		ZRU7/760	Computed
763.	619425.706	746761.616	36.096	ZRU7/761	Observed
764.	619442.201	746867.460		ZRU7/762	Computed
765.	618937.417	746927.449	36.048	ZRU7/763	Observed
766.	618992.849	747015.377	38.482	ZRU7/764	Observed
767.	618477.065	747084.264	39.886	ZRU7/765	Observed
768.	618519.025	747180.092	42.151	ZRU7/766	Observed
769.	618017.602	747243.781	39.489	ZRU7/767	Observed
770.	618040.256	747345.698	44.046	ZRU7/768	Observed
771.	617539.276	747409.428	64.128	ZRU7/769	Observed
772.	617573.008	747507.226	62.084	ZRU7/770	Observed
773.	617072.841	747570.381	58.297	ZRU7/771	Observed
774.	617111.271	747666.991	62.811	ZRU7/772	Observed
775.	616588.082	747740.682	41.570	ZRU7/773	Observed
776.	616619.383	747836.595		ZRU7/774	Computed

S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark	
777.	616138.309	747899.005	x7	ZRU7/775	Computed	
778.	616171.675	747994.809		ZRU7/776	Computed	
779.	615652.779	748066.152		ZRU7/777	Computed	
780.	615701.786	748153.824	43.228	ZRU7/778	Observed	
781.	615135.489	748244.399	15.220	ZRU7/779	Computed	
782.	615157.889	748344.006		ZRU7/780	Computed	
783.	614715.374	748386.983	39.174	ZRU7/781	Observed	
784.	614760.528	748480.297	55.433	ZRU7/782	Observed	
785.	614253.307	748545.715	62.747	ZRU7/783	Observed	
786.	614289.017	748643.662	55.181	ZRU7/784	Observed	
787.	613781.098	748712.939		ZRU7/785	Computed	
788.	613845.523	748798.027		ZRU7/786	Computed	
789.	613296.251	748879.828	57.175	ZRU7/787	Observed	
790.	613332.877	748975.142		ZRU7/788	Computed	
791.	612827.199	749042.311	75.079	ZRU7/789	Observed	
792.	612870.599	749134.376	75.259	ZRU7/790	Observed	
793.	612363.326	749204.123		ZRU7/791	Computed	
794.	612407.359	749295.032	63.065	ZRU7/792	Observed	
795.	611909.409	749356.866	68.635	ZRU7/793	Observed	
796.	611928.226	749459.979	69.929	ZRU7/794	Observed	
797.	611438.489	749519.742	77.625	ZRU7/795	Observed	
798.	611467.536	749620.445	78.069	ZRU7/796	Observed	
799.	610969.762	749686.590		ZRU7/797	Computed	
800.	611003.456	749782.281		ZRU7/798	Computed	
801.	610495.092	749851.225		ZRU7/799	Computed	
802.	610526.618	749947.688		ZRU7/800	Computed	
803.	610027.873	749996.104	85.900	ZRU7/801	Observed	
804.	610039.597	750101.710		ZRU7/802	Computed	
805.	609540.857	750095.379		ZRU7/803	Computed	
806.	609526.152	750199.533		ZRU7/804	Computed	
807.	609039.974	750157.761		ZRU7/805	Computed	
808.	609062.674	750257.255	81.948	ZRU7/806	Observed	
809.	608561.031	750213.372	70.359	ZRU7/807	Observed	
810.	608563.518	750317.618		ZRU7/808	Computed	
811.	608069.099	750274.577	70.524	ZRU7/809	Observed	
812.	608083.122	750376.685		ZRU7/810	Computed	
813.	607588.639	750336.925	74.987	ZRU7/811	Observed	
814.	607599.099	750436.835		ZRU7/812	Computed	
815.	607079.779	750395.701	86.208	ZRU7/813	Observed	
816.	607095.987	750497.863	84.444	ZRU7/814	Observed	
817.	606571.116	750458.152	85.820	ZRU7/815	Observed	
818.	606608.698	750559.690		ZRU7/816	Computed	
819.	606079.686	750518.121	79.040	ZRU7/817	Observed	
820.	606065.316	750624.438		ZRU7/818	Computed	
821.	605571.208	750582.483	67.644	ZRU7/819	Observed	
822.	605600.339	750682.773	65.382	ZRU7/820	Observed	

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B 1117

S/No.	East (m)	$\frac{North}{(m)}$	Height (m)	Beacon Number	Remark
823.	605076.788	750643.759	79.365	ZRU7/821	Observed
824.	605100.156	750744.869	80.012	ZRU7/822	Observed
825.	604586.507	750704.452	112	ZRU7/823	Computed
826.	604604.318	750805.895		ZRU7/824	Computed
827.	604107.890	750763.452		ZRU7/825	Computed
828.	604114.959	750866.010	76.209	ZRU7/826	Observed
829.	603666.267	750818.344	101202	ZRU7/827	Computed
830.	603677.751	750918.198		ZRU7/828	Computed
831.	603094.331	750888.340	75.201	ZRU7/829	Observed
832.	603113.736	750988.896	72.970	ZRU7/830	Observed
833.	602604.396	750949.491	1	ZRU7/831	Computed
834.	602619.855	751050.012	76.723	ZRU7/832	Observed
835.	602104.561	751010.974		ZRU7/833	Computed
836.	602119.608	751111.106	69.637	ZRU7/834	Observed
837.	601580.456	751075.441		ZRU7/835	Computed
838.	601596.430	751174.751		ZRU7/836	Computed
839.	601024.677	751144.037		ZRU7/837	Computed
840.	601037.751	751244.641		ZRU7/838	Computed
841.	600624.873	751190.273	68.488	ZRU7/839	Observed
842.	600652.377	751293.027		ZRU7/840	Computed
843.	600047.663	751268.634		ZRU7/841	Computed
844.	600083.301	751365.309		ZRU7/842	Computed
845.	599614.362	751362.149		ZRU7/843	Computed
846.	599623.743	751472.012		ZRU7/844	Computed
847.	599000.866	751563.465		ZRU7/845	Computed
848.	599073.847	751650.800		ZRU7/846	Computed
849.	598695.044	751667.282		ZRU7/847	Computed
850.	598693.431	751776.394		ZRU7/848	Computed
851.	598223.456	751822.685	79.073	ZRU7/849	Observed
852.	598254.746	751922.189	80.140	ZRU7/850	Observed
853.	597752.125	751979.817	78.449	ZRU7/851	Observed
854.	597768.350	752084.783		ZRU7/852	Computed
855.	597371.097	752109.393		ZRU7/853	Computed
856.	597393.983	752209.815		ZRU7/854.	Computed
857.	596806.329	752296.207	79.031	ZRU7/855	Observed
858.	596798.196	752410.010		ZRU7/856	Computed
859.	596340.083	752453.872		ZRU7/857	Computed
860.	596374.078	752551.456		ZRU7/858	Computed
861.	595861.471	752621.076	70.883	ZRU7/859	Observed
862.	595887.633	752721.203	73.023	ZRU7/860	Observed
863.	595393.470	752800.537	71.233	ZRU7/861	Observed
864.	595425.302	752897.718	70.498	ZRU7/862	Observed
865.	594932.966	752975.362	67.101	ZRU7/863	Observed
866.	594976.488	753070.135	67.810	ZRU7/864	Observed
867.	594463.088	753151.148		ZRU7/865	Computed
868.	594509.876	753244.522	64.509	ZRU7/866	Observed

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	S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark	
	869.	593997.402	753274.894	64.402	ZRU7/867	Observed	
	870.	594038.327		65.472	ZRU7/868	Observed	
	871.	593512.776		63.556	ZRU7/869	Observed	
	872.	593542.534		63.976	ZRU7/870	Observed	
	873.	593042.525	753494.176	53.681	ZRU7/871	Observed	
	874.	593059.084	753596.554	52.106	ZRU7/872	Observed	
	875.	592550.824	753613.351	36.039	ZRU7/872	Observed	
	876.	592571.624	753716.319	34.645	ZRU7/874	Observed	
	877.	592088.439	753782.893	36.593	ZRU7/875	Observed	
	878.	592101.743	753886.825	33.952	ZRU7/875		
	879.	591663.491	753953.336	55.752	ZRU7/877	Observed	
	880.	591671.759	754062.842		ZRU7/878	Computed	
	881.	591145.148	754165.054	33.385	ZRU7/879	Computed Observed	
	882.	591192.839	754259.063	55.565	ZRU7/880		
	883.	590632.041	754376.752		ZRU7/880 ZRU7/881	Computed	
	884.	590691.208	754462.555		ZRU7/881 ZRU7/882	Computed	
	885.	590233.879	754535.428	48.724	ZRU7/882 ZRU7/883	Computed	
	886.	590264.666	754633.990	40.724	ZRU7/883 ZRU7/884	Observed	
	887.	589784.700	754719.656	53.053	ZRU7/884 ZRU7/885	Computed	
	888.	589804.699	754822.092	46.254	ZRU7/885 ZRU7/886	Observed	
	889.	589321.043	754940.356	51.148	ZRU7/886 ZRU7/887	Observed	
	890.	589380.782	755022.239	46.007	ZRU7/887 ZRU7/888	Observed	
	891.	588900.844	755212.259	51.713	ZRU7/888 ZRU7/889	Observed	
	892.	588955.058	755300.803	47.400	ZRU7/889 ZRU7/890	Observed	
	893.	588504.330	755546.171	59.131	ZRU7/890 ZRU7/891	Observed	
	894.	588579.873	755615.958	55.447		Observed	
	895.	588163.313	755914.299	60.698	ZRU7/892 ZRU7/893	Observed	
	896.	588243.448	755979.048	57.639	ZRU7/893 ZRU7/894	Observed	
	897.	587866.043	756315.912	69.567	ZRU7/894 ZRU7/895	Observed	
	898.	587948.642	756376.598	64.510	ZRU7/895 ZRU7/896	Observed	
	899.	587592.251	756702.222	65.524	ZRU7/890 ZRU7/897	Observed	
	900.	587662.917	756775.666	65.737	ZRU7/897 ZRU7/898	Observed	
	901.	587297.301	757109.326	77.524	ZRU7/898 ZRU7/899	Observed	
	902.	587373.322	757179.346	77.870	ZRU7/900	Observed	
	903.	587000.436	757523.868	88.886	ZRU7/900 ZRU7/901	Observed	
	904.	587094.761	757572.671	00.000	ZRU7/902	Observed	
	905.	586712.307	757931.181		ZRU7/903	Computed	
	906.	586797.205	757982.992	96.337	ZRU7/904	Computed Observed	
	907.	586420.666	758333.064	90.358	ZRU7/905	Observed	
	908.	586510.089	758382.306	90.977	ZRU7/905 ZRU7/906	Observed	
	909.	586105.778	758716.424	87.414	ZRU7/907	Observed	
	910.	586171.468	758796.470	86.703	ZRU7/908	Observed	
ŝ	911.	585737.060	759065.570	88.196	ZRU7/908 ZRU7/909	Observed	
	912.	585808.555	759140.331	88.840	ZRU7/910	Observed	
	913.	585349.272	759349.201	88.397	ZRU7/911	Observed	
	914.	585409. <mark>30</mark> 4	759433.028	87.641	ZRU7/912	Observed	

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S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
915.	584923.202	759588.997	90.863	ZRU7/913	Observed
916.	584963.513	759684.869	89.557	ZRU7/914	Observed
917.	584473.827	759770.713	91.346	ZRU7/915	Observed
918.	584495.356	759873.810	91.001	ZRU7/916	Observed
919.	583983.942	759926.202		ZRU7/917	Computed
920.	584042.578	760013.540	90.401	ZRU7/918	Observed
921.	583505.947	760080.590	90.159	ZRU7/919	Observed
922.	583560.649	760168.449	88.761	ZRU7/920	Observed
923.	583059.428	760215.982		ZRU7/921	Computed
924.	583090.105	760315.641	88.648	ZRU7/922	Observed
925.	582588.736	760364.863		ZRU7/923	Computed
926.	582614.926	760464.798	83.942	ZRU7/924	Observed
927.	582095.628	760520.706	89.200	ZRU7/925	Observed
928.	582139.814	760615.014	89.421	ZRU7/926	Observed
929.	581622.961	760668.715	92.511	ZRU7/927	Observed
930.	581650.122	760769.899	94.542	ZRU7/928	Observed
931.	581153.459	760779.781	89.972	ZRU7/929	Observed
932.	581182.121	760877.976	90.371	ZRU7/930	Observed
933.	580661.932	760833.548		ZRU7/931	Computed
934.	580669.764	760941.425	93.139	ZRU7/932	Observed
935.	580174.415	760880.425		ZRU7/933	Computed
936.	580176.417	760984.533	95.614	ZRU7/934	Observed
937.	579649.814	760926.164		ZRU7/935	Computed
938.	579675.636	761028.837	79.598	ZRU7/936	Observed
939.	579142.538	760965.051		ZRU7/937	Computed
940.	579152.118	761066.050		ZRU7/938	Computed
941.	578688.350	761007.816	71.515	ZRU7/939	Observed
942.	578683.867	761114.088	69.908	ZRU7/940	Observed
943.	578307.688	761008.953		ZRU7/941	Computed
944.	578297.820	761110.246		ZRU7/942	Computed
945.	577842.044	760965.125		ZRU7/943	Computed
946.	577815.372	761064.694		ZRU7/944	Computed
947.	577222.193	760818.659	84.274	ZRU7/945	Observed
948.	577200.727	760922.476	82.234	ZRU7/946	Observed
949.	576772.743	760649.865	84.362	ZRU7/947	Observed
950.	576727.532	760747.678	83.622	ZRU7/948	Observed
951.	576312.110	760474.332	86.858	ZRU7/949	Observed
952.	576268.876	760564.158		ZRU7/950	Computed
953.	575764.661	760266.834		ZRU7/951	Computed
954.	575678.331	760343.281		ZRU7/952	Computed Observed
955.	575376.551	760116.575	91.936	ZRU7/953	Observed
956.	575356.488	760217.842	89.353	ZRU7/954	Observed
957.	574905.176	759938.985	81.560	ZRU7/955	Observed
958.	574879.843	760041.636	81.267	ZRU7/956 ZRU7/957	Computed
959.	574521.172	759789.004		ZRU7/957 ZRU7/958	Computed
960.	574516.544	759895.781		ZKU //330	Computed

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S/No.	East (m)	North (m)	Height (m)	Beacon Number	Remark
961.	574070.467	759615.988		ZRU7/959	Computed
962.	574055.326	759718.950		ZRU7/960	Computed
963.	573535.160	759410.363		ZRU7/961	Computed
964.	573489.208	759509.463	66.667	ZRU7/962	Observed
965.	573047.217	759228.036	55.371	ZRU7/963	Observed
966.	573004.501	759323.243		ZRU7/964	Computed
967.	572592.616	759050.807		ZRU7/965	Computed
968.	572546.614	759151.059	76.260	ZRU7/966	Observed
969.	572112.109	758870.014		ZRU7/967	Computed
970.	572063.985	758960.024		ZRU7/968	Computed
971.	571548.251	758649.292		ZRU7/969	Computed
972.	571527.078	758753.998		ZRU7/970	Computed
973.	570970.246	758428.140		ZRU7/971	Computed
974.	570911.689	758516.652		ZRU7/972	Computed
975.	570493.642	758250.987		ZRU7/973	Computed
976.	570441.870	758337.849		ZRU7/974	Computed
977.	570015.234	758064.095		ZRU7/975	Computed
978.	569962.086	758152.805		ZRU7/976	Computed
979.	569528.613	757968.308		ZRU7/977	Computed
980.	569543.055	758069.261		ZRU7/978	Computed
981.	569186.060	758052.330		ZRU7/979	Computed
982.	569229.320	758146.630		ZRU7/980	Computed
983.	568842.944	758331.140		ZRU7/981	Computed
984.	568888.193	758443.188		ZRU7/982	Computed
985.	568600.744	758780.111	78.088	ZRU7/983	Observed
986.	568749.199	758739.813		ZRU7/984	Computed
987.	568221.645	759027.597	93.809	ZRU7/985	Observed
988.	568237.403	759130.921		ZRU7/986	Computed
989.	567731.261	759040.201	98.749	ZRU7/987	Observed
990.	567720.671	759144.795	100.434	ZRU7/988	· Observed
991.	567236.745	759038.946	103.423	ZRU7/989	Observed
992.	567236.710	759146.100	104.749	ZRU7/990	Observed
993.	566729.132	759111.019	106.892	ZRU7/991	Observed
994.	566761.089	759213.159		ZRU7/992	Computed
995.	566263.169	759323.468	100.741	ZRU7/993	Observed
996.	566368.958	759382.945		ZRU7/994	Computed
997.	565847.758	759585.990		ZRU7/995	Computed
998.	565893.538	759681.063	100.368	ZRU7/996	Observed
999.	565454.109	759831.925		ZRU7/997	Computed
1000.	565537.913	759904.402		ZRU7/998	Computed
1001.	564999.414	760114.771	106.620	ZRU7/999	Observed

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XI

MADE at Abuja this 3rd day of September, 2020.

BABATUNDE R. FASHOLA, SAN Minister of Works and Housing

B 1121

EXPLANATORY MEMORANDUM

(This note does not form part of the above Notice but is intended to explain its purport)

This instrument seeks to establish the right of way of Federal Roads in Nigeria to ensure the avoidance of future encroachments.

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CHAPTER M7

PART 1

Matrimonial Causes Act

ARRANGEMENT OF SECTIONS

Section:

Jurisdiction

- 1. Institution of matrimonial cause proceedings only under this Act
- 2. Jurisdiction in Matrimonial causes
- 3. Void marriage and prohibited degrees of consanguinity
- 4. Marriage of persons within prohibited degrees of affinity
- 5. Voidable marriages
- 6. Validity, etc. of certain marriages not affected
- 7. Special provisions as to wife's domicile
- 8. Law to be applied
- 9. Staying and transferring of proceedings
- 10. Courts to aid one another.

Part: II - Matrimonial relief - Reconciliation

- 11. Reconciliation
- 12. Hearing when reconciliation fails
- 13. Statement, etc. Made in course of attempt to effect reconciliation
- 14, Marriage conciliator to take oath of secrecy

Dissolution of marriage

- 15. Grounds for dissolution of marriage
- 16. Provisions supplementary to section 15
- 17. Additional Provisions to encourage reconciliation
- 18. Constructive desertion
- 19. Refusal to resume cohabitation
- 20. Desertion continuing after insanity
- 21. Restriction on finding or non-consummation
- 22. Aggregation of concurrent sentences in reckoning imprisonment
- 23. Restriction on finding or non-maintenance
- 24. Restriction on finding of insanity
- 25. Power to refuse to make decree without maintenance etc. in proper case
- 26. Condonation and connivance
- 27. Collusion

28. Discretionary bars

Matrimonial Causes Act

- 29. No dissolution where petition for nullity before court
- 30. Petition within two years of marriage
- 31. Claim for damages
- 32. Joinder of adulterers, etc.
- 33. Effect of dissolution of marriage.

Nullity of marriage

- 34. Ground for decree of nullity of marriage
- 35. Who may insitute proceedings
- 36. Incapacity to consummate marriage
- 37. Restrictions on certain grounds
- 38. Effect of decree of nullity of a voidable marriage

Judicial separation

- 39. Grounds for Judicial separation
- 40. Application to judicial separation of sundry sections of this part
- 41. Effect of decree of judicial separation
- 42. Effect on rights to sue, devolution of property etc.
- 43. Exercise of joint powers not affected
- 44. Decree of judicial separation not to bar subsequent proceedings for dissolution
- of marriage
- 45. Discharge of decree of judicial separation on resumption of cohabitation
- 46. Application of sections 41 to 45 to certain decrees

Restitution of conjugal rights

- 47. Ground for decree of restitution of conjugal rights
- 48. Agreement for separation
- 49. Sincerity of petitioner
- 50. Notice as to home
- 51. Enforcement of decree

Jactitation of marriage

52. Ground for decree of jactitation of marriage, and discretion of court

General

- 53. Facts etc occuring before commencement of Act or outside Nigeria
- 54. Institution of proceedings
- 55. Duty of court
- 56. Decree nisi in first instance
- 57. Decree absolute where children under sixteen years, etc
- 58. When decree becomes absolute
- 59. Certificate as to decree absolute
- 60. Rescission of decree nisi where parties are reconciled, etc
- 61. Rescission of decree nisi on ground of miscarriage of justice

Part III - Intervention

- 62. Intervention by Attorney-General on request from court
- 63. Intervention of Attorney-General in other cases
- 64. Delegation by Attorney-General
- 65. Intervention by other persons
- 66. Rescission of decree nisi in consequence of intervention
- 67. When proceedings are finally disposed of
- 68. Proceedure on intervention

Part IV Maintenance Custody and settlement

- 69. Interpretation of "marriage" etc in the application of this part
- 70. Powers of court in maintenance proceedings
- 71. Powers of court in custody, etc. proceedings
- 72. Power of court in proceedings with respect to settlement of property
- 73. General Powers of court.
- 74. Execution of deeds, etc. by order of court
- 75. Power of court to make order on dismissal of petition.

Part V - Appeals

- 76. General right of appeal
- 77. Appeals with leave
- 78. Appeals from court of summary jurisdiction
- 79. Appellate jurisdiction and powers

Part VI - Recognitino of decrees

- 80. Effect of decrees
- Recognition of other decrees

Part VII - Evidence

- 82. Standard of proof
- 83. Evidence of husband and wives
- 84. Evidence of non-access
- 85. Evidence as to adultery
- 86. Proof of marriage, etc.
- 87. Evidence of rape, etc.

Part VIII - Enforcement of decrees

88. Attachment

- 89. Enforcement of decree by other High courts
- 90. Recovery of money as judgement debt
- 91. Summary enforcement of orders for maintenance
- 92. Enforcement of maintenance orders by attachment of earnings
- 93. Enforcement by other means
- 94. Enforcement of existing decree
- 95. Power to make rules of court for purposes of this part.

Part IX - Transitinal provisions

- 96. Definitions
- 97. Pending proceedings generally
- Continuance of proceedings for dissolution or nullity of marriage or judicial separation.
- 99. Application of this Act to pending proceedings for dissolution or nullity of marriage, or judicial separation.
- 100. Continuance of other pending proceedings
- 101. Special provisions as to pending appeals or existing right to appeal.
- 102 Decrees of restitution of conjugal rights under previous law

Part X Miscellaneous

.....

103. Hearings to be in open court

104. Proceedings to be heard by judge alone

105. Transactions intended to defeat claims

106. Service of process

107. Position of clergy as to re-marriage

108. Restriction on publication of evidence

109. Injunctions

110. Costs

111. Frivoluous or vexatious proceedings

112. Rules of Courts

113. Savings for sundry domestic and foreign decree, etc.

114. Interpretation

115. Short title

Schedules

First Schedules	Prohibited degrees of consanguinity and affinity
Second Schedules	Oath or affirmation by marriage conciliator
\$ Third Schedules	Enforcement of orders for maintenance.

MATRIMONIAL CAUSES ACT

An Act to make provisions for matrimonial causes.

[1970) No. 18.]

Commencement

[17 March 1970]

PART 1 Jurisdiction

- 1. Institution of Matrimonial cause proceedings only under this Act
- (1). After the commencement of this Act, a matrimonial cause shall not be instituted otherwise than under this Act.
- (2) If a matrimonial cause has been instituted before the commencement of this Act but not completed, it shall be continued and dealt with only in accordance with the provision of this Act.
- (3) Where before or after the commencement of this Act a matrimonial cause has been or is instituted and whether or not it has been completed, proceedings in relation thereto for any relief or order of a kind that could be sought under this Act, shall be instituted after the commencement of this Act only under this Act, so however that, subject to the succeeding provisions of this and the next section.
- (a) any jurisdiction of a court of summary jurisdiction of a state or of a court of appeal from such a court, under the law of that State to make
 - (i) orders with respect to the maintenance of wives or children or the custody of or access to children, or
 - (ii) separation orders or other orders having the effect of relieving a party to a marriage from any obligation to cohabit with the other party, shall not be affected by this Act or any proceedings thereunder, and

(b) proceeding for or in respect of such an order, or for its enforcement, may be continued or instituted as if this Act had not been made.

(4) Where a Marriage is dissolved or annulled by a decree of a Court of competent jurisdiction under this Act.

- (a) any jurisdiction of such a court or of a court on appeal from such a court, to make orders to the kind specified in subsection (3) (a) of this section shall, by virtue of this subsection cease to² be applicable in relation to the parties to the marriage or the children of the marriage; and
- (b) any order of that kind (unless it is a maintenance order when subsection (6) of this section will apply made by such a court in relation to those parties or children shall cease to have effect.

(5) A court in the exercise of its jurisdiction under this Act may, at anytime by order direct that an order of the kind specified in subsection (3)(a) of this sections made by a court of summary jurisdiction, or by a court on appeal from such a court, shall cease to have effect and that order shall cease to have effect accordingly.

(6) Where an order of the kind specified in subsection (3)(a) of this section made with respect to the maintenance of a wife or of children ceases to have effect under subsection (4) or (5) above, the order made may, in so far as it relates to any period before it so of this section ceased to have effect, be enforced as if this Act had not been made.

2. Jurisdiction in matrimonial causes

(1) Subject to this Act, a person may institute a matrimonial cause under this Act in the High Court of any State of the Federation, and for that purpose the high Court of each State of the Federation shall have jurisdiction to hear and determine.

(a) matrimonial causes instituted under this Act and

(b) matrimonial causes (not being matrimonial causes to which section 101 of this Act applies) continued in accordance with the

provisions of Part IX of this Act, so however that jurisdiction under this Act in respect of matrimonial causes within this paragraph shall be restricted to the court in which the matrimonial cause was instituted, and in any case where maintenance is ordered in proceedings in a High Court, a court of summary jurisdiction in any State shall have jurisdiction to enforce payment in a summary manner.

- (2) Proceedings for a decree
 - (a) of dissolution of marriage; or
 - (b) of nullity of a voidable marriage; or
 - (c) of nullity of a void marriage; or
 - (d) of judicial separation; or
 - (e) or restitution of conjugal rights; or
 - (f) of jactitation of marriage,

may be instituted under this Act only by a person domiciled in Nigeria.

(3) For the avoidance of doubt it is hereby declared that a person domiciled in any State of the Federation is domiciled in Nigeria for the purposes of this Act and may institute proceedings under this Act in the High Court of any State whether or not he is domiciled in that particular State.

3. Void Marriage and prohibited degrees of consanguinity

- (1) Subject, to the provisions of this section, a marriage that takes place after the commencement of this Act is void in any of the following cases but not otherwise, that is to say, where:
 - (a) either of the parties is, at the time of the marriage, lawfully married to some other person;
 - (b) the parties are within the prohibited degrees of consanguinity or, subject to section 4 of this Act, of affinity;
 - (c) the marriage is not a valid marriage under the law of the place where the marriage takes place, by reason of a failure to comply with the requirements of the law of that place with respect to the form of solemnization of marriages;

- (d) the consent of either of the parties is not a real consent because
- (i) it was obtained by duress or fraud; or
- (ii) that party is mistaken as to identity of the other party; or as to the nature of the ceremony performed; or
- (*iii*) that party is mentally incapable of understanding the nature of the marriage contract;
- (e) either of the parties is not of marriageable age.
- (2) The prohibited degrees of consanguinity and affinity respectively on and after the commencement of this Act shall be those set out in the first Schedule to this Act, and none other.
- (3) A marriage solemnized before the commencement of this Act shall not be violable on the grounds of consanguinity or affinity of the parties unless the parties were, at the time of the marriage, within one of the degrees of consanguinity or affinity set out in the first Schedule to this Act; but nothing in this subsection shall make violable a marriage that would not apart from this provision, be violable.

4. Marriage of persons within prohibited degrees of affinity.

- (1) Where two persons who are within the prohibited degrees of affinity wish to marry each other, they may apply, in writing, to a judge for permission to do so.
- (2) if the judge is satisfied that the circumstances of the particular case are so exceptional as to justify the granting of the permission sought he may, by order, permit the applicants to marry one another.
- (3) where persons marry in pursuance of permission granted under this section, the validity of their marriage shall not be affected by the fact that they are within the prohibited degrees of affinity.
- (4) The President may arrange with the Governor of a State for the performance by judges of the High Court of that State of functions under this section.
- (5) In this section. "Judge" means a judge in respect of whom an arrangement made under subsection (4) of this section is applicable.

CAP M7

(6) Rules made under section 112 of this Act may make provision for the practice and procedure in and in connection with applications under this section, and may include provision for or in relation to the summoning of witnesses, the production of documents, the taking of evidence on oath or affirmation, and the payment of expenses of witnesses.

5. Voidable Marriages

- (1) Subject to this Act, a marriage that takes place after the commencement of this Act not being a marriage that is void; shall be violable in the following cases but not otherwise, that is to say, where at the time of the marriage.
- (a) either party to the marriage is incapable of consummating the marriage;
- (b) either party to the marriage is;-
 - (i) of unsound mind; or
 - (ii) a mental defective; or
 - (iii) Subject to recurrent attacks of insanity or epilepsy
 - (c) either party to the marriage is suffering from a venereal disease in a communicable form; or
 - (d) the wife is pregnant by a person other than the husband
- (2) For the purpose of this section, "mental defective" means a person who, owing to an arrested or incomplete development of mind, whether arising from inherent causes or induced by disease or injury, requires oversight care or control for his own protection or for the protection of others and is by reason of that fact, unfitted for the responsibilities of marriage.
- 6. Volidity, etc, of certain marriages not affected.
- (1) Save as expressly provided in this Part of this Act, nothing in this Part shall affect the validity or invalidity of a marriage that took place before the commencement of this Act.
- (2) A provision of this Act shall not affect the validity or invalidity of a marriage where it would not be in accordance with the rules of private international law to apply that provision in relation to that marriage.

7. Special provisions as to wife's domicile

For the purposes of this Act:

- (a) a deserted wife who was domiciled in Nigeria either immediately, before her marriage or immediately before the desertion shall be deemed to be domiciled in Nigeria, and
- (b) a wife who is resident in Nigeria at the date of instituting proceedings under this Act and has been so resident for the period of three years immediately preceding, that date shall be deemed to be domiciled in Nigeria at that date.

8. Low to be applied

The jurisdiction conferred on a court by this Act shall be exercised in accordance with this Act; and any law in force immediately before the commencement of this Act which confers jurisdiction in divorce or matrimonial causes on the High court of a State or provides for the law and practice to be applied in the exercise of that jurisdiction shall, to the extent that it does so, cease to have effect.

9. Staying and transferring of proceedings

- (1) Where it appears to a court in which a matrimonial cause has been instituted under this Act that a matrimonial cause between the parties to the marriage or purported marriage has been instituted in another court having jurisdiction under this Act. the court may in its discretion stay the matrimonial cause for such time as it thinks fit.
- (2) Where it appears to a court in which a matrimonial cause has been instituted under this Act (including a matrimonial cause in relation to which subsection (1) of this section applies) that it is in the interest of justice that the matrimonial cause be dealt with in another court having jurisdiction to hear and determine that cause, the court may transfer the matrimonial cause to the other court.
- (3) The court may exercise its powers under this section at any time and at any stage either on application by any of the parties, or of its own motion.

CAP M7

(4) Where a matrimonial cause is transferred from a court in pursuance of this section

(a) all documents of record filed in that court shall be transmitted by the registrar or other proper officer of that court to the registrar or other proper officer of the court to which the case is transferred; and

(b) the court to which the cause is transferred shall proceed as if the cause had been originally instituted in that court, and as if the same proceedings had been taken in that court from which the cause was transfered but all subsequent proceedings shall be in accordance with the practice and procedure of the court to which the cause is transferred;

10. Court to aid one another

All courts having jurisdiction under this Act shall severally act in aid of and be auxiliary to one another in all matters under this Act.

Part II

Matrimonial Relief

Reconcilation

11. Reconcilation

- (1) It shall be the duty of the court in which a matrimonial cause has been instituted to give consideration, from time to time, to the possibility of a reconciliation of the parties to the marriage (unless the proceedings are of such a nature that it would not be appropriate to do so), and if at any time it appears to the judge constitute the court, either from the nature of the case, the evidence in the proceedings or the attitude of those parties, or of either of them, or of counsel, that there is a reasonable possibility of such a reconciliation the judge may do all or any of the following that is to say he may:
- (a) adjourn the proceedings to afford those parties an opportunity of becoming reconciled or to enable anything to be done in accordance with either of the next two succeeding paragraphs

- (b) with the consent of those parties, interview them in chambers, with or without counsel, as the judge thinks proper, with a view to effecting a reconciliation;
- (c) nominate a person with experience or traning in marriage conciliation, or in special circumstance some other suitable person to endeavour with the consent of the parties, to effect a reconciliation.
- (2) If, not less than fourteen days after an adjourment under subsection (1) of this section has taken place, either of the parties to the marriage requests that the hearing be proceeded with, the judge shall resume the hearing or the proceedings may be dealt with by another judge, as the case may require, as soon as practicable.

12. Hearing when reconciliation fails.

Where a judge has acted as conciliator under section 11 (1) (b) of this Act but the attempt to effect a reconciliation has failed, the judge shall not, except at the request of the parties to the proceedings, continue to hear the proceedings, or determine the proceedings, and in the absence of such a request, the proceedings shall be dealt with by another judge.

13. Statements etc, made in course of attempt to reconciliation.

Evidence of anything said or of any admission made in the course of an endeavour to effect a reconciliation under this Part of this Act shall not be admissible in any court (whether exercising federal jurisdiction or not) or in proceedings before a person authorised by any enactment, federal or state, or by consent of parties, to hear, receive and examine evidence.

14. Marriage conciliator to take oath of secrecy.

A marriage conciliator shall before entering upon the performance of his function as such a conciliator, make and subscribe, before a person authorised in Nigeria to take affidavits, an oath or affirmation of secrecy in accordance with the form in second Schedule to this Act.

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Dissolution of Marriage

15. Grounds for dissolution of marriage.

- A petition under this Act by a party to a marriage for a decree of dissolution of the marriage may be presented by either party to the marriage upon the ground that the marriage has broken down irretrievably.
- (2) The court hearing a petition for a decree of dissolution of a marriage shall hold the marriage to have broken down irretrivable if, but only if, the petitioner satisfies the court of one or more of the following facts;
 - (a) that the respondent has willfully and persistently refused to consummate the marriage;
 - (b) that since the marriage the respondent has committed adultery and the petitioner find it intolerable to live with the respondent;
 - (c) that since the marriage the respondent has behaved in such a way that the petitioner cannot reasonably be expected to live with the respondent;
 - (d) that the respondent has deserted the petitioner for a continuous period of at leaset one year immediately preceding the presentation of the petition;
 - (e) that the parties to the marriage have lived apart for a continuos period of at least two years immediately proceedings the presentation of the petition and the respondent does not object to a decree being granted;
 - (f) that the parties to the marriage; have lived apart for a continuos period of at least three years immediately preceding the presentation of the petition;
 - (g) that the other party to the marriage has for a period of not less than one year, failed to comply with a decree of restitution of conjugal rights made under this Act;
 - (h) that the other party to the marriage has been absent from the petitioner for such time and in such circumstances as to provide
 reasonable grounds for presuming that he or she is dead.
- (3) For the purpose of subsection (2)(e) and (f) of this section the

parties to a marriage shall be treated as living apart unless they are living with each other in the same household.

16. Provisions supplementary to section 15.

- (1) Without prejudice to the generally of section 15 (2)(c) of this Act, the court hearing a petition for a decree of dissolution of marriage shall hold that the petitioner has satisfied the court of the fact mentioned in the said section (15) (2) (c) of this Act if the petitioner satisfies the court that:
- (a) since the marriage, the respondent has committed rape, sodomy, or bestiality or
- (b) since the marriage, the respondent has, for a period of not less than two years;
 - (i) been a habitual drunkard; or
 - (ii) habitually been intoxicated by reason of taking or using to excess any sedative, narcotic or stimulating drug or preparation, or has for a part of such a period, been a habitual drunkard and has, for the other or parts of the period, habitually been so intoxicated; or
- (c) since the marriage, the respondent has within a period not exceeding five years.
 - (i) suffered frequent convictions for crime in respect of which the respondent has been sentenced in the agregate to imprisonment for not less than three years; and
 - (ii) habitually left the petitioner without reasonable means of support; or
- (d) since the marriage, the respondent has been in prison for a period of not less than three years after conviction for an offence punishable by death or imprisonment for life or for a period of five years or more, and is still in prison at the date of the petition; or
- (e) since the marriage and within a period of one year immediately preceding the date of the petition, the respondent has been convicted of;

(*i*) having attempted to murder or unlawfully to kill the petitioner; or (*ii*) having committed an offence involving the intentional

infliction of grievous harm or grievous hurt on the petitioner or the intent to inflict grievous harm or grievous hurt on the petitioner; or

- (f) the respondent has habitatully and willfully failed, throughout the period of two years immediately preceding the date of the petition, to pay maintenance for the petitioner:
 - (i) ordered to be paid under an order of, or an order registered in, a court in the Federation; or
 - *(ii)* agreed to be paid under an agreement between the parties to the marriage providing for their separation; or
- (g) the respondent:

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- (i) is, at the date of the petition, of unsound mind and unlikely to recover; and
- (ii) since the marriage and within the period of six years immediately preceding the date of the petition, has been confined for a period of, or for periods aggregating, not less than five years in an institution where persons may be confined forunsoundness of mind in accordance with law, or in more than one such institution.
- (2) Where a petition is based on the fact mentioned in section 15(2) (h) or this Act:
- (a) proof that, for a period of seven years immediately preceding the date of the petition, the other part to the marriage was continually absent from the petitioner and that the petitioner has no reason to believe that the other party was alive at any time within that period is sufficient to establish the fact in question, unless it is shown that the other party to the marriage w a s alive at a time within that period; and
- (b) a decree made pursuant to the petition shall be in the form of a decree of dissolution of marriage by reason of presumption of death.

17. Additional provisions to encourage reconciliation

(1) Where the petitioner alleges that the respondent has behaved in such a way that the petitioner cannot reasonably be expected to live with him but the parties to the marriage have lived with

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each other for a period or periods after the date of the occurence of the final incident relied on by the petitioner and held by the court to support his allegation, that fact shall be disregarded in determining for the purpose of section 15 (2) (c) of this Act whether the petitioner cannot reasonably be expected to live with the respondent if the lenght of that period or of those periods together was six months or less.

- (2) In considering for purposes of section 15 (2) of this Act whether the periods for which the respondent has deserted the petitioner or the period for which the parties to a marriage have lived apart has been continuous, no account shall be taken of any one period (not exceeding six months) or of any two or more period (not exceeding six months in all) during which the parties resumed living with each other, but no period during which the parties lived with each other shall count as part of the period of desertion or of the period for which the parties to the marriage lived apart, as the case may be.
- (3) Refrences in this section to the parties to a marriage living with each other shall be construed as references to their living with each other in the same household.

18. Constructive Desertion.

A married person whose conduct constitutes just cause or excuse for the other party to the marriage to live separately or apart, and occasions that other party to live separately or apart, shall be deemed to have willfully deserted that other party without just cause or excuse, notwithstanding that person may not in fact have intended the conduct to occassion that other party to live separately or apart.

19. Refusal to resume cohabitation.

(1) Where husband and wife are parties to an agreement for separation, whether oral, in writing or constituted by conduct, the refusal by one of them, without reasonable justification, to comply with the other's *bonafide* request to resume cohabitation shall constitute, as from the date of the refusal, willful desertion without just cause or excuse on the part of the party so refusing.

(2) for the purpose of this section, "reasonable justification" means justification that is reasonable in all the circumstance including the conduct of the other party to the marriage since the marriage, whether that conduct took place before or after the agreement for separation.

20. Desertion continuing after unsanity.

Where a party to a marriage has been willfully deserted by the other party, the desertion shall not be deemed to have been terminated by reason only that the deserting party has become incapable of forming or having an intention to continue the desertion, if it appears to the court that the desertion would probably have continued if the deserting party had not become so incapable.

21. Restriction on funding of non consummation.

The court shall not find that a respondent has willfully and persistently refused to consummate the marriage unless the court is satisfied that, as at the commencement of the hearing of the petition, the marriage had not been consummated.

22. Aggregation of concument sentences in reckoning imprisonment. Where:

- (a) a person has been sentenced to imprisonment in respect of each of two or more crimes that, in the opinion of the court hearing the petition, arose substantially out of the same acts or omissions and
- (b) the sentences were ordered to be served, in whole or in part, concurrently, then, in reckoning for the purposes of section 16 (1) (c) of this Act the period for which that person has been sentenced in the aggregate, any period during which two or more of those sentences were to be served concurrently shall be taken into account once only.

23. Restriction on finding of non-maintenance

A finding in accordance with section 16(1)(f) of this Act shall not be made unless the court is satisfied that reasonable attempts have been

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made by the petitioner to enforce the order or agreement under which maintenance was ordered or agreed to be paid:

24. Restriction on findings of insanity.

A finding in accordance with section 1 (l)(g) of this Act shall not be made unless the court is satisfied that, at the commencement of the hearing of the petition, the respondent was still confined in an institution referred to in the said section 16(l)(g) and was unlikely to recover.

25. Power to refuse to make decree without maintenance, etc., in proper case. On the application of the respondent made in the course of proceedings for a decree of dissolution of marriage, the court may, if it considers it just and proper in the circumstances of the case to make provision for the maintenance of the respondent or other provision for the benefit of the respondent, refuse to make a decree unless and until it is satisfied that the petitioner has made arrangements satisfactory to the court to provide the maintenance of other benefit as aforesaid upon the decree becoming absolute.

26. Condonation and connivance

Except where section 16(l)(g) of this Act applies, a decree of dissolution of marriage shall not be made if the petitioner has condoned or connived at the conduct constituting the facts on which the petition is based.

27. Collusion

A decree of dissolution of marriage shall not be made if the petitioner, in bringing or prosecuting the proceedings, has been guilty of collusion with intent to cause a perversion of justice.

28. Discretionary bars

The court may, in its descretion, refused to make a decree of marriage if since the marriage.

THE COMPLETENCE THE COMPLETENCE

(a) the petitioner has committed adultery that has not been condoned by the respondent or having been so condoned has been revived.

- (b) the petitioner has willfully deserted the respondent before the happening of the matters relied upon by the petitioner, or, where those matters involve other matters occuring during, or extending over, a period, before the expiration of that period, or
- (c) the habits of the petitioner have or the conduct of the petitioner has, conduced or contributed to the existence of the matters relied upon by the petitoner.

29. No disolution where petition for nullity before court

Where both a petition for a decree of nullity of a marriage and a petition for a decree of dissolution of that marriage are before a court, the court shall not make a decree of dissolution of the marriage unless it has dismissed the petition for a decree of nullity of the marriage.

30. Petition within two years of marriage

- (1) Subject to this section, proceedings for a decree of dissolution of marriage shall not be instituted within two years after the date of the marriage except by leave of the court.
- (2) Nothing in this section shall apply to the institution of proceedings based on any of the matters specified in section 15 (2)(a) or (b) or 16(l) (a) of this Act, or to the institution of proceedings for a decree of dissolution of marriage by way of cross-proceedings.
- (3) The court shall not grant leave under this section to institute proceedings except on the ground that to refused to grant the leave would impose exceptional hardship on the applicant or that the case is one involving exceptional depravity on the part of the other party to the marriage.
- (4) In determining an application for leave to institute proceedings under this section, the court shall have regard to the interest of any children of the marriage and to the question whether there is any reasonable probability of a reconciliation between the parties before the expiration of the period of two years after the date of the marriage.
- (5) Where, at the hearing of proceedings that have been instituted by leave of the court under this section the court is satisfied that

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the leave was obtained by misrepresentation or concealment of material facts, the court may:

- (a) adjoured the hearing for such period as the court thinks fit: or dismiss the petition on the ground that the leave was so obtained.
- (6) Where, in a case to which subsection (5) of this section applies, there is a cross-petition, if the court ajourns or dismisses the petition under that subsection, it shall also adjourn for the same period, or dismiss, as the case may be, the cross-petition; but if the court, having regard to the provisions of this section, thinks it proper to hear and determine the cross-petition, it may do so, and in that case it shall also hear and determine the petition.
- (7) The dismissal of a petition or a cross-petition under sub-section (5) or (6) of this section shall not prejudice any subsequent proceedings on the same, or substantially the same facts as those constituting the ground on which the dismissed petition or cross-petition was brought.
- (8) Nothing in this section shall prevent the institution of proceedings, after the period of two years from the date of the marriage, based upon matters which have occurred within that period.
- (9) In this section, a reference to the leave of the court shall be deemed to include a reference to leave granted by a court on appeal.

31. Claim for damages

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- (1) A party to a marriage, whether husband or wife, may in a petition for a decree of dissolution of the marriage alleging that the other party to the marriage has committed adultery with a person or including that allegation, claim damages from that person on the ground that the person has committed adultery with the other party to the marriage and, subject to this section, the court may award damages accordingly.
- (2) The court shall not award damages against a person where the adultery of the respondent with that person has been condoned, whether subsequently revived or not, or if a decree of dissolution of the marriage based on the fact of the adultery of the respondent with that person or on facts including that fact is not made.

- (3) Damages shall not be awarded under this Act in respect of an act of adultery committed more than three years before the date of the petition.
- (4) The court may direct in what manner the damages awarded shall be paid or applied and may, if it thinks fit direct that they shall be settled for the benefit of the respondent or the children of the marriage.

32. Joinder of adulterers, etc.

- (1) Where, in a petition for a decree of dissolution of marriage or in an answer to such a petition, a party to the marriage is alleged to have committed adultery with a specified person, whether or not a decree of dissolution of marriage is ought on the basis of that allegation, that person shall except as provided by the rules of court, be made a party to the proceedings.
- (2) Where, in a petition for a decree of dissolution of marriage or in an answer to such a petition, a party to the marriage is alleged to have committed rape or sodomy on or with a specified person, whether or not a decree of dissolution of marriage is sought on the basis of that allegation, that person shall, except as provided by rules of court, be served with notice that the allegation has been made and is thereupon entittled to intervene in the proceedings.
- (3) Where, a person has been made a party to proceedings for a decree of dissolution of marriage in pursuance of subsection (1) above, the court may, on the application of that person, if it is satisfied after the close of the case for the party to the marriage who alleged the adultery that there is not sufficient evidence to establish that person committed adultery with the other party to the marriage, dismiss that person from the proceedings.

33. Effect of dissolution of marriage

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Where a decree of dissolution of marriage under this Act has become absolute, a party to the marriage may marry again as if the marriage had been dissolved by death.

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Nullity of Marriage

34. Ground for decree of nullity of marriage

Subject to the following provision of this part of this Act, a petition under this Act for nullity of marriage may be based on the ground that the marriage is void, or on the ground that the marriage is violable at the suit of the petitioner.

35. Who may institute proceedings

A decree of nullity of marriage shall not be made upon the petition of:

- (a) the party suffering from the incapacity to consummate the marriage on the ground that the marriage is violable by virtue of section 5(1)(a) of this Act, unless that party was not aware of this existence of the incapacity at the time of the marriage;
- (b) the party suffering from the disability of the disease, on the ground that the marriage is violable by virtue of section 5(1)(b) or (c) of this Act; or
- (c) the wife, on the ground that the marriage is violable by virtue of section 5(1)(d) of this Act.

36. Incapacity to consumate marriage

(1) Adecree of nullity of marriage shall not be made on the ground that the marriage is violable by virtue of section 5(1)(a) of this Act, unless the court is satisfied that the incapacity to consummate the marriage also existed at the time when the hearing of the petition commenced and that;

- (a) the incapacity is not curable
- (b) the respondent refuses to submit to such medical examination as the court considers necessary for the purpose of determinig whether the incapacity is curable; or
- (c) the respondent refuses to submit to proper treatment for the purpose of curing the incapacity.
- (2) A decree of nullity of marriage shall not be made on the ground that the marriage is violable by virtue of section 5(1)(a) of this Act where the court is of opinion that;

- (a) by reasonof:
 - (i) the petitioner's knowledge of the incapacity at the time of the marriage; or
 - (ii) the conduct of the petitioner since the marriage; or
 - (iii) the lapse of time; or
- (b) for any other reason, it would, in the particular circumstances of the case, be harsh and oppressive to the respondent, or contrary to the public interest, to make a decree.

37. Restrictions on certain grounds

A decree of nullity of marriage shall not be made on the ground that the marriage is violable by virtue of section 5(1)(b)(c) or (d) of this Act unless the court is satisfied that:

- (a) the petitioner was, at the time of the marriage, ingnorant of the facts constituting the ground;
- (b) the petition was filed not later than twelve months after the date of the marriage, and
- (c) marital intercourse has not taken place, with the consent of the petitoner since the petitioner discovered the existence of the facts constitution the ground.

38. Effect of decree of nullity of a voidable marriage

- (1) A decree of nullity under this Act of a violable marriage shall annul the marriage from and including the date on which the decree becomes absolute.
- (2) Without prejudice to the operation of subsection (1) of this section in other respects a decree of nullity under this Act of a violable marriage shall not render illegitimate a child of the parties born since, or legitimated during, the marriage.

Judicial Separation

39. Grounds for Judicial separation

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Subject to this part, a petiition under this Act by a party to a marriage for a decree of judicial separation may be based on one or more of the facts and matters specified in section 15 (2) and 16 (1) of this Act.

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40. Application to judicial separation of sundry sections of this part The provisions of section 18 to 24 and section 26 to 32 of this Act shall apply to and in relation to a decree of judicial separation and proceedings for such a decree and for the purposes of those provisions as so applying a reference in those provisions to a decree of dissolution of marriage shall be read as a reference to a decree of judicial separation.

41. Effect of decree of judicial separation

A decree of judicial separation relieves the petitioner from the obligation to cohabit with the other party to the marriage while the decree remians in operation, but, except as provided by this part, it shall not otherwise affect the marriage or the status, right and obligations of the parties to the marriage.

42. Effect on rights to sue, devolution of property, etc.

- (1) While a decree of judicial separation is in operation, either party to the marriage may bring proceedings in contract or in tort against the other party.
- (2) Where a party to a marriage dies intestate as to any property while a decree of judicial separation is in operation, that property shall devolve as if that party had survived the other party to the marriage.
- (3) Where upon, or in consequence of, the making of a decree of judicial separation a husband is ordered to pay maintenance to his wife, and the maintenance is not duly paid, the husband shall be liable for necessaries supplied for the wife's use.

43. Exercise of joint powers not affected

Nothing in this part shall prevent a wife, during separation under a decree of judicial separation, from joining in the exercise of any power given to herself and her husband jointly.

44. Decree of judicial separation not to bar subsequent proceedings for dissolution of marriage

(1) A decree of judicial separation shall not prevent the institution by either party to the marriage of proceedings for a decree of dissolution of marriage.

- (2) Subject to the next succeeding subsection the court may in any proceedings for a decree of dissolution of marriage on the same, or substantially the same, facts as those on which a decree of judicial separation has been made, treat the decree of judicial separation as sufficient proof of the facts cosntituting the ground on which that decree was made.
- (3) The court shall not grant a of dissolution of marriage without receiving evidence by the petitioner in support of the Petition.

45. Discharge of decree of judicial separation on resumption of cohabitation.

Where, after the making of a decree of judicial seperation the parties voluntarily resume cohabitation, either party may apply for an order discharging the decree, and the court shall, if both parties consent to the order, or if the court is otherwise satisfied that the parties have voluntarily resumed cohabitation, make an order discharging the decree accordingly.

46. Application of section 41 to 45 to certain decrees

The provisions of section 41 to 45 of this Act shall apply to and in relation to a decree of judicial separation made before the commencement of this Act by a court in Nigeria as well as to such a decree made after the commencement of this Act.

Restitution of conjugal rights

47. Ground for decree of restitution of conjugal rights.

A petition under this Act by a party to a marriage for a decree of restitution of conjugal rights may be based on the ground that the parties to the marriage, whether or not they have at any time cohabited, are not cohabiting and that, without just cause or excuse, the party against whom the decree is sought refuses to cohabit with, and render conjugal rights to, the petitioner.

48. Agreement for separation

An agreement for separation, whether entered into before or after the commencement of this Act, shall not constitute a defence to proceedings under this Act for a decree of restitution of conjugal rights.

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49. Sincerity of petitioner

The court shall not make a decree of restitution of conjugal rights unless it is satisfied.

- (a) that the petitioner sincerely desires conjugal rights to be rendered by the respondent and is willing to render conjugal rights to the respondent; and
- (b) that a written request for cohabitation, expressed in concilliatory language, was made to the respondent before the institution of the proceedings, or that there are special circumstances which justify the making of the decree notwithstanding this such a request was not made.

50. Notice as to home

Where the court makes a decree of restitution of conjugal rights on the petition of a husband, the petitioner shall, as soon as practicable after the making of the decree, and at such other times as rules of court so require give to the respondent notice, in accordance with rules of courts of the provision made by the petitioner, or which the petitioner is will to make, with respect to a home, for the purpose of enabling the respondent to comply with the decree.

51. Enforcement of decree

A decree of restitution of conjugal rights shall not be enforceable by attachment.

Juctitation of marriage

52. Ground for decree of jactitation of marriage, and discretion of court

A petition under this decree for a Act of jactitation of marriage may be based on the ground that the respondent has falsely boasted and persistently asserted that a marriage has taken place between the respondent and the petitioner but the making of the decree shall be in the discretion of the court, notwithstanding anything contained in this Act.

General

Facts etc. occurring before commencement of Act or outside Nigeria

- (1) A decree may be made or refused under this part of this Act by reason of facts and circumstances notwithstanding that those facts and circumstance or some of them, took place before the commencement of this Act or outside Nigeria.
- (2) For the purpose of this section, the provision of section 18, 19 and 20 of this Act shall be deemed to extend to maters which occurred before the commencement of this Act.

54. Institution of proceedings

- Subject to the next succeeding subsection, a matrimonial cause of a kind referred to in paragraph (a) or (b) of the definition of "matrimonial cause" in section 14(1) of this Act shall be instituted by petition.
- (2) A respondent may, in the answer to the petition, seek any decree or declaration that the respondent could have sought in a petition.
- (3) Proceedings of a kind referred to in paragraph (c) of the definition of "matrimonial cause" in section 114(1) of this Act that are in relation to proceedings under this Act for a decree or declaration of a kind referred to in paragraph (a) or (b) of that definition:
 - (a) may be instituted by the same petition as that by which the proceedings for that decree or declaration are instituted and
 - (b) except as permitted by the rules or by leave of the court, shall not instituted in any other manner.
- (4) The Court shall, so far as is practicable, hear and determine at the same time all proceedings instituted by the one petition.

55. Duty of Court

Save where other provision in that behalf are made by this Act, the court, upon being satisfied of the existence of any ground in respect of which relief is sought, shall make the appropriate decree.

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56. Decree nisi in first instance

A decree of dissolution of marriage or nullity of a voidable marriage under this Act shall, in the first instance, be a decree nisi.

57. Decree absolute where children under sixteen years, etc.

- (1) Where there are children of the marriage in relation to whom this section applies, the decree nisi shall not become absolute unless the court, by order has declared.
 - (a) that it is satisfied that proper arangements in all the circumstances have been made for the welfare and, where appropriate, the advancement and education of those children or
 - (b) that there are such special circumstances that the decree nisi should become absolute notwithstanding that the court is not satisfied that such arrangements have been made.
- (2) In this section, "children of the marriage", in relation to whom this section applies means:
 - (a) the children of the marriage who are under the age of sixteen years at the date of the decree nisi and
 - (b) any children of the marriage in relation to whom the court has, in pursuance of the next succeding subsection, ordered that this section shall apply.
- (3) The court may in a particular case, if it is of opinion that there are special circumstances which justify its so doing, order that this section shall apply in relation to a child of the marriage who has attained the age of sixteen years at the date of the decree nisi.

58. When decree becomes absolute

- (1) Subject to this section, where in relation to decree nisi:
 - (a) section 57 of this Act applies, the decree nisi shall become, absolute by force of this section at the expiration of:
 - (i) a period of three months from the making of the decree; or
 - (ii) a period of twenty-eight days from the making of an order under subsection (1) of that section, whichever is the later, and

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- (b) section 57 of this Act does not apply, the decree nisi shall become absolute by force of this section upon the expiration of a period of three months from the making of the decree.
- (2) Where a decree nisi has been made in any proceedings, the court of first instance (whether or not it made the decree), or a court in which an appeal has been instituted, may; either before or after it has disposed of the proceedings or appeal and whether or not a previous order has been made under this subsection.
- (a) having regard to the possibility of an appeal or further appeal, make an order extending the period at the expiration of which the decree nisi will become absolute; or
- (b) if it is satisfied that there are special circumstances which justify, its so doing, make an order reducing the period at the expiration for which the decree nisi will become absolute.
- (3) Where an appeal is instituted (whether or not it is the first appeal) before a decree nisi has become absolute, then notwithstanding any order in force under the preceeding subsection at the time of the institution of the appeal, the decree nisi, unless reversed or rescinded, shall become absolute by force of this section.
- (a) at the expiration of a period of twenty-eight days from the day on which the appeal is determined or discountinued; or
- (b) on the day on which, in the particular circumstances, he decree would have become absolute under subsection (1) above if not appeal had been instituted, which ever is the later.
- (4) A decree nisi shall not become absolute by force of this section where either of the parties to the marriage has died.
- (5) In this section, "appeal"; in relation to a decree nisi, means:
 - (a) an appeal, application for leave to appeal of intervention, in against or arising out of.
 - (i) the decree nisi; or
 - (ii) an order under the last preceding section in relation to the proceedings in which the decree nisi was made; or
 - (b) an application under section 60 or 61 this Act for rescission of the decree or an appeal or application for leave to appeal arising out of such an application.

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59. Certificate as to decree absolute

- (1) Where a decree nisi becomes absolute, the registrar or other proper officer of the court by which the decree was made shall prepare and file a memorandum of the fact and of the date upon which the decree became aboslute.
- (2) Where a decree nisi has become absolute, any person shall be entitled, on application to the registrar or other proper officer of the court by which the decree was made on payment of the appropriate fee, to receive a certificate signed by the registrar or other proper officer that the decree nisi has become absolute, and a certificate given under this subsection shall in all courts and for all purposes be evidence of the matters specified in the certificate.

60. Rescission of decree nisi where parties are reconciled etc.

Notwithstanding anything contained in this part, where a decree nisi has been made in proceeding for a decree of dissolution of marriage, the court may, at any time before the decree becomes absolute, upon the application of either of parties to the marriage, rescind the decree on the ground that the parties to the marriage have become reconciled.

61. Rescission of decree nisi on ground of marriage of justice

Where a decree nisi has been made but has not become absolute, the court by which the decree was made may on the application of a party to the proceedings, if it is satisfied that there has been a miscarriage of justice by reason of fraud, perjury, suppression of evidence or any other circumstances, rescind the decree and, if it thinks fit, order that the proceedings be reheard.

Part III - Intervention

62. Intervention by Attorney-General on request from court In any proceedings under this Act where the court requests him to do so, the Attoney-General of the Federation may intervene in, and contest or argue any question arising in, the proceedings. r

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63. Intervention of Attorney-General in other case

In proceedings under this Act for a decree of dissolution or nullity of marriage, judicial separation or restitution of conjugal rights, or in relation to the custody or guardianship of children, where the Attorney-General of the Federation has reason to believe that there are matters relevant to the proceedings that have not been, or may not be, but ought to be, made known to the court, he may, at any time before the proceedings are finally disposed of intervene in the proceedings.

64. Delegation by Attorney-General

- (1) The Attorney-General of the Federation may, either generally or in relation to a matter or class of matters and either in relation to the whole of the Federation or to a State, by writing under his hand, delegate all or any of his powers and functions under this Part of this Act (except this power of delegation) to the person occupying from time to time, while the delegation is in force, the office of AttorneyGeneral of a State and a power or function so delegated may be exercise or performed by the delegate in accordance with the instrument of delegation.
- (2) A delegation under this section shall be revocable at will and the fact that any power or function has been delegated shall not prevent the exercise of the power or the performance of the function by the Attorney-General of the Federation.
- (3) More than one delegation may be in force under this section at the one time in relation to the whole of Nigeria or in relation to the same part of Nigeria and a delegation in relation to the whole of Nigeria may be in force at the same time as a delegation in relation to parts of Nigeria.

65. Intervention by other persons

 In proceedings under this Act for a decree of dissolution or nullity of marriage, judicial separation or restitution of conjugal rights, where a person applies to the court for leave t intervene in the proceedings and the court is satisfied that that person may be able to prove facts relevant to the proceedings that have not been, or may not be, but ought to be, made known

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to the court, the court may, at any time before the preceedings are finally disposed of, make an order entitling that person to intervene in the proceedings.

(2) An order under this section may be made upon such conditions as the court thinks fit, including the giving of security for costs.

66. Rescission of decree nisi in consequence of intervention

Where an intervention takes place under this Part of this Act after a decree nisi has been made and it is proved that the petitioner has been guilty of collusion with intent to cause a perversion of justice, or that material facts have not been brought before the court the court may rescind the decree.

67. When proceedings finally disposed of

Where a decree nisi has been made in any proceedings, for the purpose of this part of this Act, the proceedings shall not be taken to have been finally disposed of until the decree nisi has become absolute.

68. A person intervening under this Part or Part II of this Act shall be deemed to be a party in the proceedings with all the rights, duties and liabilities of a party.

Part IV - Maintenance custody and settlements

69. Interpretation of marriage etc in the application of this part In this Part of this Act, - "marriage" includes a purported marriage that is void, but does not include one entered into according to Muslim rites or other costomary law, and "children of the marriage" includes:

- (a) any child adopted since the marriage by the husband and wife or by either of them with the consent of the other
- (b) any child of the husand and wife born before the marriage, whether legitimated by the marriage or not and
- (c) any child of either the husband or wife (including an illegitmate child of either of them and a child adopted by either of them) if, at the relevant time, the child was ordinarily a member of the

household of the husband and wife, so however that a child of the husband and wife (including a child born before the marriage, whether legistimated by the marriage or not) who has been adopted by another person or other person shall be deemed not to be a child of the marriage;

"relevant time" means in relation to proceeding under this part of this Act either.

- (a) the time immediately preceeding the time when the husband and wife ceased to live together or, if they have ceased on more than one occasion to live together, the time immediately preceding the time when they last ceased to live together before the institution of the proceedings; or
- (b) if the husband and wife were living together at the time when the proceedings where instituted, the time immediately preceding the institution of the proceedings.

70. Powers of court in maintenance proceedings

- (1) Subject to this section, the court may, in proceedings with respect to the maintenance of a party to a marriage, or of children of the marriage, other than proceedings for an order for maintenance pending the disposal of proceedings, make such order as it thinks proper, having regards to the means, earnings capacity and conduct of the parties to the marriage and all other relevant circumstances.
- (2) Subject to this section and to rules of court, the court may in proceedings for an order for the maintenance of a party to a marriage, or of children of the marriage pending the disposal of proceedings, make such order as it thinks proper, having regard to the means, earnings capacity and conduct of the parties to the marriage and all other relevant circumstances.
- (3) The court may make an order for the maintenance of a party notwithistanding that a decree is or has been made against that party in the proceedings to which the proceedings with respect to maintenance are related.
- (4) The power of the court to make an order with respect to the maintenance of children of the marriage shall not be exercised for the benefit of a child who has attained the age of twenty-one

years unless the court is of the opinion that there are special circumstances that justify the making of such an order for the benefit of that child.

71. Powers of court in custody, etc, proceedings

- (1) In proceedings with respect to the custody, guardianship, welfare, advancement ro education of a marriage the court shallregard the interest of those children as the paramount consideration
 - and subject thereto, the court may make such order in respect of those matters as it thinks proper.
- (2) The court may adjourn any proceedings within subsection (1) of this section until a report has been obtained from a welfare officer on such matters relevant to the proceedings as the court considers desirable and any such report may thereafter be received in evidence.
- (3) In proceedings with respect to the custody of children of a marriage, the court may, if it is satisfied that it is desirable to do so, make an order placing the children, or such of them as it thinks fit, in the custody of a person other than a party to the marriage.
- (4) Where the court makes an order placing a child of a marriage in the custody of a party to the marriage, or of a person other than a party to the marriage it may include in the order such provision as it thinks proper for access to the child by the other party to the marriage or by the parties or a party to a party to the marriage, as the case may be.

72. Power of court in proceedings with respect to settlement of property.

(1) The court may in proceedings under this Act, by order require the parties to the marriage, or either of them to make for the benefit of all or any of the parties to, and the children of the marriage, such a settlement of property to which the parties are, or either or them is, entitled (whether in possession or reversion) as the court considers just and equitable in the circumstances of the case. (2) The court may in proceedings under this Act, make such order as the court considers just and equitable with respect to the application for the benefit of all or any of the parties to, and the children of the marriage of the whole or party of property dealt with by antenuptial or post-nuptial settlements on the parties to the marriage or either of them.

(3) The power of the court to make orders of the kind referred to in this section shall not be exercised for the benefit of a child who has attained the age of twenty-one years unless the court is of opinion that there are special circumstances that justify the making of such an order for the benefit of that child.

73. General powers of court

- (1) The court in exercising its powers under this part of this Act, may do any of all of the following that is to say, it may:
- (a) order that a lump sum or a weekly, monthly, yearly or other periodic sum be paid;
- (b) order that a lump sum or a weekly, monthly, yearly or other periodic sum be secured;
- (c) when a periodic sum is ordered to be paid, order that its payment be wholly or partly secured in such manner as the court directs;
- (d) order that any necessary deed or instrument be executed, and that the documents of title be produced or such other things be done as are necessary to enable an order to be carried out effectively or to provide security for the due performance of an order;
- (e) appoint or remove trustees;

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- (f) order that payments be made direct to a party to the marriage, or to a trustee to be appointed or to a public officer or other authority for the benefit of a party to the marriage;
- (g) order that payment of maintenance in respect of a child be made to such persons or public officer or other authority as the court specifies;
- (h) make a permanent order, an order pending the disposal of proceedings, or an order for a fixed term or for a life or during

joint lives, or until further orders;

(i) impose terms and conditions;

(j) in relation to an order made in respect of a matter referred to in section 70, 71, or 72 of this Act, whether made by the court or by another court, and whether made before or after the commencement of this act.

- (i) discharge the order if the party in whose favour it was made marries again of if there is any other just cause for so doing;
- (*ii*) modify the effect of the order or suspend its operation wholly or in part and either until further order or until a fixed time or the happening of some future event;
- (iii) revive wholly or in part an order suspended under subparagraph (ii) of this paragraph; or
- (*iv*) subject to subsection (2) of this section, vary the order so as to increase or decrease any amount ordered to be paid by the order;
- (k) sanction an agreement for the acceptance of a lump sum or periodic sums or other benefit in lieu of rights under an order made in respect of a matter referred to in subsection 70, 71, or 72 of this Act, or any right to seek such an order;
- (l) make any other order (whether or not of the same nature as those mentioned in the preceding paragraphs of this subsection, and whether or not it is in accordance with the practice under any other enactment or law before the commencement of this Act) which it thinks it is necessary to make to do justice;
- (m) include in its decree under another Part of this Act its order under this Part; and
- (n) subject to this Act, make an order under this Part of this Act at any time before or after the making of a decree under another Part thereof;
- (2) The court shall not make an order increasing or decreasing an amount ordered to be paid by an order unless it is satisfied-
- (a) that, since the order was made or last varied, the circumstances of the parties of them, or of any child for whose benefit the order was made, have changed to such an extent as to justify its so doing; or

- (b) that material facts were withheld from the court that made the order or from a court that varied the order or that material evidence previously given before such a court was false.
- (3) The court shall not make an order increasing or decreasing.
- (a) the security for the payment of a periodic sum ordered to be paid; or
- (b) the amount of a lump sum or periodic sum ordered to be secured; unless it is satisfied that material facts were withheld from the court that made the order, or from a court that varied the order, or that material evidence given before such a court was false.

74. Execution of deeds, etc, by order of court

- (1) Where a person who is directed by an order under this Part of this Act to execute a deed or instrument refuses or neglect to do so, the court may appoint an officer of the court or other person to execute the deed or instrument in his name and to do all acts and things necessary to give validity and operation to the deed or instrument.
- (2) The execution of the deed or instrument by the person so appointed shall have the same force and validity as if it had been executed by the person directed by the order to execute it.
- (3) Where a deed or instrument is executed pursuant to this section, the court may make such order as it thinks just as to the payment of the costs and expenses of and incidental to the preparation and executioon of the deed or instrument.

75. Power of court to make orders on dismissal of petition

- (1) Save as provided by this section, the court shall not make an order under this Part of this Act where the petition for the principal relief has been dismissied.
 - (2) Where
 - (a) the petition for the principal relief has been dismissed after a hearing on the merits; and
 - (b) the court is satisfied that
 - (i) the proceeding for the principal relief were instituted in good faith to obtain that relief; and

- (ii) there is no reasonable likelihood of the parties becoming reconciled, the court may, if it considers that it is desirable to do so make an order under this Part of this Act, other than an order under section 72 of this Act.
- (3) The court shall not make an order by virtue of sub-section (2) of this section unless if has heard the proceedings for the order at the same time as, or immediately after, the proceedings for the principal relief.
- (4) In this section, "**principal relief**" means relief of a kind referred to in paragraph (a) or (b) of the definition of "matrimonial cause" in section 114 (1) of this Act.

Part V - Appeals

76. General right of appeal

- Subject to section 77 to this Act an appeal shall lie as of right from a decision of the High Court of a State in the exercise of its jurisdiction under, this Act.
- (a) to the court of Appeal of the State and thence to the Supreme court;
- (2) In this section "decision" means any decree, order or other determination.

77. Appeals with leave

An appeal under this Act:

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- (a) from any order made ex-part
- (b) from any order relating only to costs;
- (c) from any order made with the consent of the parties; or
- (d) in the case of a party to proceedings for dissolution or nullity of marriage who having had time and opportunity to appeal from any decree nisi in the proceedings, has not so appealed, from any decree absolute founded upon the decree nisi, shall lie only with the leave of the court from which, or the court to which, the appeal is sought to be made.

78. Appeal from court of summary jurisdiction

Subject to section 77 of this Act, where:

- (a) a maintenance order is registered in a court of summary jurisdiction under section 91 (1) of this Act and
- (b) in relation to the maintenance order;
 - (i) that court makes any order or does any other thing by way of enforcment of the maintenance order; or
 - (ii) that or another court of summary jurisdiction makes an attachment of earnings order under paragraph 4 of the third schedule Schedule 3 to this Act, then, without prejudice to any right of appeal which may exist against the making of the maintenance order, there shall exist in respect of the order made or other thing done by the court such rights of appeal (if any) as would have existed if the order had been made or the other thing done in the exercise of hte court's ordinary civil jurisdiction.

79. Appellate jurisdiction and powers

The court hearing an appeal under this Part:

- (a) is hereby invested with the necessary jurisdiction,
- (b) may confirm, vary or reverse any decree judgement order or other determination appealed from, order a re-hearing or make such other order as it considers proper to determine the real issue of the appeal, and
- (c) subject to this part, shall otherwise have the same powers as it has in its ordinary appellate jurisdiction in civil proceedings.

Part VI – Recognition of decrees

80. Effect of decrees

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Where a decree is made under this Act it shall have effect in all States' of the Federation.

81. Recognition of other dcrees

(1) A decree of dissolution or nullity of marriage made before the commencement of this Act by a court in Nigeria or made after the commencement of this Act by such a court in accordance

with the transitional provisions of this Act shall be recognized as valid in all States of the Federation.

- (2) A dissolution or annulment of a marriage effected in accordance with the law of a foreign country shall be recognized as valid in Nigeria where, at the date of the institution of the proceedings that resulted in the dissolution or annulment, the party at whose instance the dissolution or annulment was effected (or, if it was effected at the instance of both parties, either of those parties).
- (a) in the case of the dissolution of a marriage or the annulment of a violable marriage, was domiciled in that foreign country; or
- (b) in the case of the annulment of a void marriage, was domiciled or resident in that foreign country.
- (3) For the purpose of subsection (2) of this section:
- (a) where a dissolution of a marriage was effected inccordance with the law of a foreign country at the instance of a deserted wife who was domiciled in that foreign country either immediately before her marriage or immediately before the desertion, she shall be deemed to have been domiciled in that foreign country at the date of the institution of the proceedings that resulted in the dissolution; and
- (b) a wife who, at the date of the institution of the proceedings that resulted in a dissolution or annulment of her marriage in accordance with the law of a foreign country, was resident in that foreign country and had been so resident for a period of three years immediately preceding that date shall be deemed to have been domiciled in that foreign country at that date.
- (4) A dissolution or annulment of a marriage effected in accordance with the law of a foreign country, not being dissolution or annulment to which subsection (2) of this section applies, shall be recognized as valid in Nigeria if its validity would have been recognized under the law of the foreign country in which, in the case of a dissolution, the parties were domiciled at the date of the dissolution or in which, in the case of an annulment either party was domiciled at the date of the annulment.
- (5) Any dissolution or annulment of a marriage that would be recognized as valid under the rule of private international law

but to which none of the preceding provisions of this section applies shall be recognized as valid in Nigeria, and the operation of this subsection shall not be limited by any implication from those provisions.

- (6) For the purposes of this section, a court in Nigeria, in considering the validity of a dissolution or annulment effected under the law of a foreign country, may treat as proved any facts found by a court of the foreign country or otherwise established for the purposes of the law of the foreign country.
- (7) A dissolution or annulment of a marriage shall not be recognized as valid by virtue of sub-section (2) or (4) of this section where, under the rules of private international law, recognition of its validity would be refused on the ground that a party to the marriage had been denied natural justice or that the dissolution or annulment had been obtained by fraud.
- (8) Subsection (2) to (7) of this section shall apply in relation to dissolution and annulments effected, whether by decree, legislation or otherwise, before or after the commencement of this Act.
- (9) In this section "foreign country" means a country, or part of country, outside the Federation.

Part VII – Evidence

82. Standard of proof

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- (1) For the purposes of this Act, a matter of fact shall be taken to be proved if it is established to the reasonable satisfaction of the court.
- (2) Where a provision of this Act requires the court to be satisfied of the existence of any ground or fact or as to any other matter, it shall be sufficient if the court is reasonably satisfied of the existence of that ground or fact, or as to that other matter.

83. Evidence of husbands and wives

(1) Subject to this part of this Act, all parties and the wives and husbands of all parties are competent and compellable witnesses in proceeding under this Act.

- (2) Subject (3) of this section in proceedings under this Act a husband is competent, but not compellable, to disclose communications made between him and his wife during the marriage, and a wife is competent, but not compellable to disclose communications made between her and her husband during the marriage.
- (3) Where a husband and wife are both parties to proceedings under this Act each of them is competent and compellable to disclose communications made between them, during the marriage.
- (4) Subsections (2) and (3) of this section shall apply to communications made before, as well as to communications made on or after the commencement of this Act.

84. Evidence of non-access

Notwithstanding any rule of law in proceedings under this Act either party to a marriage may give evidence proving or tending to prove that the parties to the marriage did not have sexual relations with each other at any particular time, but shall not be compellable to give such evidence if it would show or tend to show that a child born to the wife during the marriage was illegitimate.

85. Evidence as to adultery

- (1) A witness in proceedings under this Act who, being a party, voluntarily gives evidence on his own behalf or, whether he is a party or not, is called by a party may be asked and shall be bound to answer a question the answer to which may show, or tend to show, adultery by or with the witness, where proof of that adultery would be material to the decision of the case.
- (2) Except as provided by subsection (1) of this section a witness in proceedings under this Act (whether a party to the proceedings or not) shall not be liable to be asked, or bound to answer a question the answer to which may show, or tend to show that the witness has committed adultery.

86. Proof of marriage, etc

In proceedings under this Act the court may receive as evidence of the facts stated in it a document purporting to be either the original or a certified copy of any certificate, entry or record of a birth,

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death or marriage alleged to have taken place whether in Nigeria or elsewhere.

87. Evidence of rape, etc.

- (1) In any proceedings under this Act:
- (a) evidence that a person, being a party to a marriage, was after the marriage convicted, whether in Nigeria or elsewhere, of the crime or offence of rape or any other crime or offence in which sexual intercourse with a person of theopposite sex is an element shall be evidence that the former person committed adultery with the person on whom the rape or other crime or offence was committed; and
- (b) evidence that a person, being a party to a marriage, was after the marriage convicted, whether in Nigeria or elsewhere, of the crime or offence of sodomy or bestiality shall be evidence that that person committed, sodomy or bestiality.
- (2) In proceedings under this Act a certificate of the conviction of a person for a crime or offence on a date specified in the certificate by a court of a State of the Federation being a certificate purporting to be signed by the registrar or other appropriate officer of that court shall be evidence of the fact and date of the conviction and if the certificate shows that a sentence of imprisonment was imposed, of the fact that that sentence was imposed.

Part VIII - Enforcement of decrees

88. Attachment

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- (1) Subject to rules of court, a court having jurisdiction under this Act may enforce by attachment or other process an order made by it under this Act for payment of maintenance or costs or in respect of the custody of, or access to, children.
- (2) The court shall order the release from custody of a person, who has been attached under this section upon being satisfied that that person has complied with the order in respect of which he was attached and may at any time, if the court is satisfied that it is just and equitable to do so, order the release of such a person notwithstanding that he has not complied with thatorder.

(3) Where attachment or other process remains, unsatisfied for not less than six weeks, the person who has been attached under this section in consequence of his failure to comply with an order for the payment of maintenance or cost shall be deemed to be an insolvent person and may be kept in custody under the attachment for a period not exceeding six months after the expiry of the period of six weeks aforesaid, unless the court otherwise orders.

89. Enforcement of decrees by other high courts.

- (1) A decree made under this Act by a court having jurisdiction under this Act may, in accordance with rules of court, be registered in another court having jurisdiction under this Act.
- (2) A decree registered in a court under this section may subject to rules of court, be enforced as if it had been made by the court in which it is registered.
- (3) A reference in this Part of this Act to the court by which a decree was made shall be construed as including a reference to a court in which the decree is registered under this section.

90. Recovery of moneys as judgement debt

- (1) Where a decree made under this Act orders the payment of money to a person, any moneys payable under the decree may be recovered as a judgment debt in a court of competent jurisdiction.
- (2) A decree made under this Act may be enforced, by leave of the court by which it was made (or in which it is registered) and on such terms and conditions as the court thinks fit, against the estate of a party after that party's death.

91. Summary enforcement of orders for maintenance

(1) Where pursuant to this Act a court has made an order for payment of maintenance the order may be registered in accordance with rules of court in a court of summary jurisdiction of a State of the Federation, and an order so registered may, subject to rules of court be enforced in the same manner as if it were an order for maintenance of a deserted wife made by the court of summary jurisdiction.

(2) The several courts of summary jurisdiction of the state of the Federation are hereby authorized to do all things necessary for the purposes of subsection (1) of this section.

92. Enforcement of Maintenance orders by attachment or earnings

An order under this Act for the payment of maintenance may be enforced in accordance with the third Schedule to this Act and the provisions of that Schedule shall have effect in relation to the enforcement of any such order.

93. Enforcement by other means

Subject to this Act, rules of court may make provision for the enforcement of decrees made under this Act by means other than those specified in the preceding provisions of this Act.

94. Enforcement of existing decrees

A decree made in a matrimonial cause before the commencement of this Act by a court in Nigeria or by an officer of such a court may be enforced:

- (a) in the manner in which it could be enforced if this Act had not been made or
- (b) subject to rules of court, in the manner in which a like decree made by that court under this Act may be enforced.

95. Powers to make rules of court for purposes of this part Section 112 of this Act shall include power to make rules of court for the purpose of this Part and shall apply in relation to any such rules.

Part LX – Transitional Provisions

96. Definitions

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In this Part of this Act, "pending proceedings" means proceedings instituted in the High Court of a state before the date of commencement of this Act but not completed before that date; "the court", in relation to pending proceedings, means the court in which the proceedings were instituted.

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97. Pending proceedings generally

Pending proceedings constituting a matrimonial cause may be continued and dealt with in accordance with and by virtue of this part of this Act and not otherwise.

98. Continuance of proceedings for dissolution or nullity of marriage, or judicial separation.

- (1) Except as provided by this Part of this Act, the law to be applied, and the practice and procedure to be followed in and in relation to pending proceedings, being proceedings for a decree of dissolution or nullity of marriage or of judicial separation, shall be the same as if this Act had not been made.
- (2) Without prejudice to any power that the court has by virtue of subsection (1) of this section to amend or permit the amendment of a petition, the court may in any such proceedings upon application by the petitioner and on such conditions, if any, as the court thinks fit, permit the petitioner to amend the petition so as to include a ground of relief provided by this Act and not already included in the petition: and where such a ground is so included, then in relation to that ground the provisions of this Act applicable in relation to that ground shall apply as if the proceeding had been instituted under this Act.
- (3) Notwithstanding section 114 (4) of this Act, a reference in this Act to the date of the petition or the date of institution of proceedings shall in relation to a ground of relief included or sought to be included in a petition by virtue of the subsection (2) of this section, be read as a reference to the date on which the application for leave to amend the petition was instituted.
- (4) Where, in pending proceeding for a decree of dissolution of marriage the facts and circumstances that have been established whether before or after the commencement of this Act, by the petitioner in support of a ground included in the petition are such that they would have established a ground or grounds for the same relief under this Act if this Act had been in force at the date of the petition and the proceedings had been instituted under this Act, the bars to relief applicable in relation to the ground

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included in the petition shall be those that would be applicable in proceedings on the ground that would have been established under this Act, or if more than one ground would have corresponded to the ground included in the petition, and no other bars.

- (5) In the case of pending proceedings, being proceedings for a decree of nullity of marriage on the ground that the marriage is violable by reason of the parties being within the prohibited decrees of consanguinity or affinity under the law of a State, a decree of nullity of the marriage shall not be made after the commencement of this Act if the parties were not at the time of the marriage within one of the decree of consanguinity or affinity set out in the first Schedule to this Act.
 - (6) A decree of dissolution or nullity of marriage or of judicial separation may be made in pending proceedings either;
- (a) on any basis of jurisdiction that would have been applicable to the proceedings if this Act had not been made or
- (b) on any basis of jurisdiction applicable to proceedings under Part II of this Act for the same relief.
- (7) A reference in this section to a bar to relief shall be read as a reference to a bar to the granting of the relief sought, whether absolute or in the discretion of the court, other than a bar arising by virtue of section 30 of this Act.

(8) In this section:

"date of the petition", in relation to a petition, means the date on which the petition was filed in, or issued out of a court

* "petition" includes a writ of summons, a cross-petition a counterpetition, a counter-claim and an answer;
* "petition" includes a plaintiff a cross petitionary defended.

"petition" includes a plaintiff, a cross, petitioner, a defendant counter-claiming and a respondent seeking relief in an answer.

99. Application of this Decree to pending proceedings for dissolution or nullity of marriage, or judicial separation

 Subject to section 101 of the Act, the provision of section 11 to 14, 18 to 20 including in respect to sections 18 to 20 those sections as applying to proceedings for a decree of judicial

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separation by virtue of section 40). Section s33, 28, 41 to 45 and 53, section 62 to 95, and sections 103 to 112 of this Act apply so far as they are capable of application to and in relation to pending proceedings, being proceedings for a decree of dissolution or nullity of marriage or judicial separation as if those proceedings had been instituted under this Act and any decree made in proceedings so instituted.

(2) Subject to section 101 of this Act the provisions of section 56 to 61 of this Act shall apply to and in relation to pending proceedings being proceedings for a decree of dissolution of marriage or nullity of a violable marriage other than proceedings in which a decree nisi has been pronounced before the commencement of this Act, as if those pending had been instituted under this Act and any decree made in the proceedings had been made in proceedings so instituted.

100. Continuance of other pending proceedings

Subject to section 101 of this Act, pending proceedings constituting a matrimonial cause, not being of decree of dissolution or nullity of marriage or of judicial separation, shall be deemed to have been instituted and dealt with under this Act and may be continued and dealt with under this Act.

101. Special provisions as to pending appeals or existing rights to appeal

- (1) Notwithstanding section 97 of this Act where in any proceedings constituting a matrimonial cause a decree has been made before commencement of this Act, the following provisions of this subsection shall have effect as if it had not been made, that is to say:
- (a) any appeal in respect of that decree may be continued or instituted,
- (b) any new trial or rehearing ordered upon the hearing of such as appeal, or upon an appeal heard before the commencement of this Act may be heard and completed and;
- (c) any decree may be made upon such appeal, new trial or rehearing and if a decree so made is a decree nisi, the decree may be made or become absolute.

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- (2) In this section. "appeal" includes:
 - (a) an application for leave or special leave to appeal;
 - (b) an application for a new trial or a rehearing; and
 - (c) an intervention.

102. Decrees of restitution of conjugal rights under previous law

- (1) Subject to this section, section 15(2)(g) of this Act shall be deemed to apply in relation to a decree of restitution of conjugal rights made by a court in Nigeria before the commencement of this Act in like manner as it applies in relation to decree made under this Act.
 - (2) Where there has been, whether before or after the commencement of this Act, a failure to comply with a decree referred to in subsection (1) of this section made before the commencement of this Act and that failure enable, or would, if this Act had not been made, have enabled, the party in whose favour the decree of restitution of conjugal rights was made to institute proceedings for dissolution of marriage forthwith upon that failure, proceedings for dissolution of marriage may be instituted by that party under this Act as if the words "for a period of not less than one year" were omitted from the said section 15(2)(g) and as if section 30 of this Act had no application to proceedings on the ground specified in that paragraph.
 - (3) For the purposes of proceedings brought by virtue of this section (other than proceedings under subsection (2) above), the requirements of a decree of restitution of conjugal rights made before the commencement of this Act shall, notwithstanding that any time limited by law for compliance with those requirements has expired, be deemed to have continued so long as the decree did not, by order of a competent court, cease to have effect.

Part X

Miscellaneous

103. Hearings to be in open court

(1) Except to the extent to which rules of court make provision for proceedings or part of proceedings to be heard in chambers, the

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jurisdiction of a court under this Act shall, subject to the next succeeding subsection, be exercised in open court.

(2) Where in proceedings under this Act the court is satisfied that there are special circumstances that make it desirable in the interest of the proper administration of justice that the proceedings or any part of the proceedings should not be heard in open court, the court may order that any persons not being parties to the proceedings or the legal advisers shall be excluded during the hearing of the proceedings or the part of the proceedings, as the case may be.

104. Proceedings to be heard by judge alone

Proceedings at first instance constituting a matrimonial cause shall be heard and determined by a judge sitting along as the court.

105. Transactions intended to defeat claims

- (1) In proceedings under this Act, the court may set aside or restrain the making of an instrument or disposition by or on behalf of, or by direction or in the interest of, a party, if it is made or proposed to be made to defeat an existing or anticipated order in those proceedings for costs, damages, maintenance or the making or variation of a settlement.
- (2) The court may order that any money or real or personal property dealt with by any such instrument or disposition may be taken in execution or charged with the payment of such sums for cost, damages or maintenance as the court directs, or that the proceeds of a sale shall be paid into court to abide its order.
- (3) The court shall have regard to the interest, and shall make any order proper for the protection, of a *bona fide* purchaser or other person interested.
- (4) A party or a person acting in collusion with a party may be ordered to pay the costs of any other party, or of a bonafide purchaser or other person interested, of and incidental to any such instrument or disposition and the setting aside or restraining of the instrument or disposition.
- (5) In this section "disposition" includes a sale and a gift.

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106. Service of process

Service of process of a court under this Act may be effected in or outside the Federation in accordance with rules of court, so however that the court, where it thinks it necessary or expedient to do so, may dispense with service or process.

107. Position of Clergy as to re-marriage

A minister of religion shall not be bound to solemnize the marriage of a person whose former marriage has been dissolved, whether in Nigeria or elsewhere, otherwise than by death.

108. Restriction on publication of evidence

- (1) Except as provided by this section, a person shall not in relation to any proceedings under this Act print or publish, or cause to be printed or published, any account of evidence in the proceedings, or any other account or particulars of the proceedings, other than:-
- (a) the names, addresses and occupations of the parties and witnesses and the name or names of the member or members of the court and of the legal advisers of the parties;
- (b) a concise statement of the nature and grounds of the proceedings and of the charges, defences and counter-charges in support of which evidence has been given;
- (c) submissions on any points of law arising in this course of the proceedings, and the decision of the court on those point; or
- (d) the judgment of the court and observations made by the court in giving judgment.
- (2) The court may, if it thinks fit in any particular proceedings, order that none of the matters referred to in subsection (1) (a) to (d) of this section shall be printed or published, or that any matter or part of a matter so referred to shall not be printed or published.
- (3) Any person who contravenes subsection (i) of this section, or prints or publishes, or causes to be printed or published, any matter, or part of a matter, in contravention of an order of a court under subsection (2) of this section shall be guilty of an

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offence punishable on conviction:-

- (a) in the case of a first offence (or a second or subsequent offence if prosecuted summarily) by a fine not exceeding N1,000 or imprisonment for a term not exceeding six months; and
- (b) in the case of a second or subsequent offence, being an offence prosecuted otherwise than in a summary manner, by a fine not exceeding N2,000 thousand pounds or imprisonment for a term not exceeding one year.
- (4) Proceedings for an offence against this section shall not be commenced except by, or with the written consent, of the Attorney- General of the Federation.
- (5) The proceeding provisions of this section shall not apply to or in relation to:-
- (a) the printing of any pleading, transcript of evidence or other document for use in connection with proceedings in any court or the communication of any such document to persons concerned in the proceedings;
- (b) the printing or publishing of a notice or report in pursuance of the direction of a court;
- (c) the printing or publishing of any publication *bona fide* intended primarily for the use of members of the legal or medical profession, being:-
 - (i) a separate volume or part of a series of law reports; or
 - (ii) any other publication of a technical character; or
- (d) the printing or publication of a photograph of any person, not being a photograph forming part of the evidence in proceedings under this Act.
- 6. In this section "court" includes an officer of a court investigating a matter in accordance with rules of court and "judgement of the court" includes a report made to the court by such an officer.

109. Injunctions

A court exercising jurisdiction under this Act may grant an injunction, by interlocutory order or otherwise (including an injunction in aid of the enforcement of a decree), in any case in which it appears to the court to be just or convenient to do so and either unconditionally or upon such terms and conditions as the court thinks just.

110. Costs

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In proceedings under this Act the court may, subject to rules of court, make such order as to costs and security for costs, whether by way of interlocutory order or otherwise, as the court thinks just.

111. Frivolous or vexatious proceedings

- The court may at any stage of proceedings under this Act, if it is satisfied that the proceedings are frivolous or vexatious, dismiss the proceedings.
- (2) The court may at any stage of proceedings under this Act, if it is satisfied that the allegations made in respect of a party to the proceedings are frivolous or vexatious, order that that party be dismissed from the proceedings.

112. Rules of court

- (1) The Chief Justice of Nigeria, after consultation with the Chief Justice of the States and the Presidents of the Court of Appeal, may make rules for or in relation to the practice and procedure of the courts (including courts of summary jurisdiction) having jurisdiction under this Act, or any of them, and without prejudice to the generality hereof, the rules may:
- (a) prescribe matters relating to the costs of proceedings and the assessment or taxation of those costs;-

- (b) prescribe the court fees to be charged in respect of proceedings under this Act or in relation to declarations, affidavits, instruments, documents, searches or extracts;
- (c) authorize a court to refer to an officer of the court for investigation, report and recommendation claims or applications for or relating to the custody of children or maintenance or any other matter before the court;

Matrimonial Causes Act

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- (d) authorize an officer making an investigation referred to in paragraph (c) of this subsection to take evidence on oath or affirmation and to obtain and receive in evidence a report from a welfare officer, and provide for the summoning of witnesses before an officer making such an investigation for the purpose of giving evidence or producing books and documents;
- (e) regulate the procedure of a court upon receiving a report of an officer who has made an investigation referred to in paragraph
 (c) of this subsection;
- (f) authorize an officer of a court to perform and exercise on behalf of the court or otherwise, in relation to proceedings under this Act, functions and powers not involving the exercise of the judicial power of the Federation or of a State and enable the court to review the decision of that officer in relation to the performance or exercise of any function of power;
- (g) provide for proceedings in *forma pauperis* and the remission of court fees in the case of persons authorized to proceed in *forma pauperis*; and
- (h) prescribe matters incidental to the matters specified in the proceeding paragraphs of this subsection.
- (2) Subject to subsection (3) of this section, the power of the appropriate authority under the law of a State to make rules of court in relation to the practice and procedure of courts of summary jurisdiction, the High Court of the State shall extend to the making for that State of rules of court for any matter in respect of which rules may be made under subsection (1) of this section.
- (3) Rules made under subsection (2) of this section; shall be subject to rules made under subsection (1) of this section, and, if there is any inconsistency between rules made under those subsections, the rules made under subsection (1) of this section shall prevail and the rules made under subsection (2) of this section shall be void to the extent of the inconsistency.

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113. Savings for sundry domestic and froegin decrees, etc.

For the avoidance of doubt it is declared:-

- (a) that a decree, judgment, order or sentence of the High Court of a State of the Federation given, made or pronounced before the commencement of this Act in the exercise of jurisdiction invested or conferred upon it in respect of matrimonial causes and in force immediately before the commencement of this Act shall, notwithstanding the repeal of any legislation under which the decree, judgment, order or sentence was given, made or pronounced, continue to have effect throughout the Federation; and
- (b) that the validity of a decree, judgment, order or sentence given, made or pronounced by a court of competent jurisdiction in the commonwealth (elsewhere than Nigeria) before the commencement of this Act by virtue of any enactment passed or made in respect of a marriage entered into during the war of 1939-1945 and in force immediately before the commencement of this Act shall, if reciprocal arrangements are made for the recognition of the like decrees, judgments, orders or sentences given, made or pronounced in Nigeria in respect of any such marriages, be accorded in Nigeria the same recognition as if they were decrees, judgments, orders or sentences given, made or pronounced by a court of competent jurisdiction in Nigeria.

114. Interpretation

 In this Act, unless the contrary intention appears "adopted", in relation to a child, means adopted under the law of any place (whether in or out of Nigeria) relating to the adoption of children; "appeal" includes an application for a rehearing;

"court" of "the court", in relation to any proceedings, means the court and includes the High Court of the Federal Capital Territory, Abuja exercising jurisdiction in those proceedings by virtue of this Act;

"court of summary jurisdiction" means a magistrate's court or district court;

"crime" means an offence punishable by imprisonment;

"cross-petition" includes an answer in which the respondent to

a petition seeks a decree or declaration of a kind referred to in paragraph (a) or (b) of the definition of "**matrimonial cause**" of this subsection; "decree" (not being an Act having effect as an enactment made by the Federal Military Government) includes a decree absolute or decree *nisi* a judgment, and any order dismissing a petition or application or refusing to make a decree or order; "**marriage conciliator**", means a person authorized to endeavour to effect marital reconciliations; or a person nominated by a judge, in pursuance of section 11 of this Act, to endeavour to effect a reconciliation:-

"matrimonial cause" means:

- (a) proceedings for a decree of-
 - (i) dissolution of marriage;
 - (ii) nullity of marriage;
 - *(iii)* judicial separation;
 - (iv) restitution of conjugal rights; or
 - (v) jactitation of marriage;
- (b) proceedings for a declaration of the validity of the dissolution or annulment of a marriage by decree or otherwise or of a decree of judicial separation, or for a declaration of the continued operation of a decree of judicial separation, or for an order discharging a decree of judicial separation;
- (c) proceedings with respect to the maintenance of a party to the proceedings, settlements, damages in respect of adultery, the custody or guardianship of infant children of the marriage or the maintenance, welfare, advancement or education of children of the marriage, being proceedings in relation to concurrent, pending or completed proceedings of a kind referred to in paragraph (a) or (b) of this subsection, including proceedings of such a kind pending at, or completed before, the commencement of this Act.
- (d) any other proceedings (including proceedings with respect to the enforcement of a decree, the service of process or costs) in relation to concurrent, pending or completed proceedings of a kind referred to in paragraph (a), (b) or (c) of this subsection, including proceedings of such a kind pending at, or completed before, the commencement of this Act; or

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(e) proceedings seeking leave to institute proceedings for a decree of dissolution of marriage or of judicial separation, or proceedings in relation to proceedings seeking such leave,

"petition" includes a cross-petition;

"petitioner" includes a cross-petitioner;

"proceeding" includes a cross-proceedings;

"respondent" includes a petitioner against

whom there is a cross petition;

"State" means a State of the Federation;

"welfare officer" means a person authorized by the Attorney-General of the Federation by instrument in writing to perform duties as a welfare officer for the purposes or temporarily of this Act, being

- (a) a person who is permanently or temporarily employed in the public service of the Federation; or
- (b) a person who is permanently employed in the public service of a State and whose services have been made available for the purposes of this Act in pursuance of an arrangement between the Federation and the State; or
- (c) a person nominated by an organization undertaking child welfare activities.
- (2) A reference in this Act to a court having jurisdiction under this Act or exercising jurisdiction under this Act, shall be deemed not to include a reference to a court having jurisdiction under this Act or exercising jurisdiction under this Act by virtue only of section 91 or 92 of this Act or the Third Schedule to this Act.
- (3) In this Act, "the Division" occurring in a group of sections under an italicized cross-heading means that group of sections.
- (4) For the purpose of this Act, the date of a petition shall be taken to be the date on which the petition was filed in a court having jurisdiction under this Act.

[Third Schedule]

(5) For the purposes of this Act, a person shall be deemed to have been convicted of an offence if he has been convicted of that offence otherwise than by a court in its exercise of summary jurisdiction or on appeal from such a court.

(6) Nothing in this Act shall have effect in relation to a marriage which is not a monogamous marriage or which is entered into in accordance with Muslim rites or with any customary law in force in Nigeria.

115. Short Title

This Act may be cited as the Matrimonial Causes Act.

SCHEDULES

FIRST SCHEDULES

[Section 3]

Prohibited degrees of consanguinity and affinity

Consanguinity Affinity

Marriage of a man is prohibited if the woman is, or has been his:

Ancestress Descendant Sister Father's Sister Mother's Sister Brother's daughter Sister's daughter Wife's mother Wife's grandmother Wife's daughter Wife's son's daughter Wife's daughter's daughter Father's wife Grandfather's wife Son's son's wife Daughter's son's wife

Marriage of a woman is prohibited if the man is, or has been, her-
AncestorAncestorHusband's fatherDescendantHusband's grandfather

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Brother Father's brother Mother's brother Brother's son Grandmother's husband Sister's son Husband's son Husband's daug son's son Husband's daughter's son Mother's husband Daughter's husband Son's daughter's husband Daughter's daughter's husband

For the purposes of this Schedule, it is immaterial whether the relationship is of the whole blood or half-blood, or whether it is traced through, or to any person of illegitimate birth.

SECOND SCHEDULE

[Section 14]

Oath or affirmation by marriage conciliator

I, A. B., do swear by Almighty God (or solemnly and sincerely affirm and declare) that I will not disclose to any person any communication or admission made to me in my capacity as a marriage conciliator except in so far as it is necessary for me to do so for the proper discharge of my function as a marriage conciliator.

SCHEDULE 3

[Section 92]

Enforcement of orders for maintenance

1. In this schedule, unless contrary intention appears:-"attachment of earnings order" means an order under paragraph 4 below:

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"defendant", in relation to a maintenance order, means the person liable to make payments under the order;

"earnings", in relation to a defendant, means any sums payable to the defendant-

- (a) by way of wages or salary (including any fees, bonus, commission, overtime pay or other emoluments payable in addition to wages or salaries);
- (b) by way of pension, including-
 - (i) an annuity in respect of past services, whether or not the services were rendered to the person paying the annuity; and
 - (ii) periodical payments by way of compensation for the loss, abolition or relinquishment, or any diminution in the emoluments, of any office or employment, but not including any pension payable to the defendant in respect of injury, disablement or disability;

"employer", in relation to a defendant, means a person (including the Federal Republic or a State thereof as the case may be) by whom, as a principal and not as a servant or agent, earnings are payable or are likely to become payable to the defendant;

"maintenance order" means an order under this Act for the payment of maintenance, and includes such an order that has been discharged if any arrears are recoverable under the order;

"net earning" in relation to a pay-day, means the amount of the earnings becoming payable on that pay-day, less any sum deducted from those earnings under any law relating to income tax;

"normal deduction" in relation to an attachment of earnings order and in relation to a pay-day, means an amount representing a payment at the normal deduction rate specified in the order in respect of the period between that pay-day and either the last proceeding pay-day or, where there is no last preceding pay-day, the date on which the employer became, or last became, the defendant's employer; "pay-day" means an occasion on which earnings to which an attachment or earnings order relates become payable;

"protected earnings" in relation to an attachment of earnings order and in relation to a pay-day, means the amount representing a payment at the protected earnings rate specified in the order in respect of the period between that pay-day and either the last preceding pay-day or, where there is no last preceding pay-day, the date on which the employer became, or last became, the defendant's employer.

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2. In this Schedule:-

- (a) a reference to a person entitled to receive payments under a maintenance order is a reference to a person entitled to receive payments under the maintenance order either directly or through another person or for transmission to another person;
- (b) a reference to proceedings relating to an order includes a reference to proceedings in which the order may be made; and
- (c) a reference to costs incurred in proceedings relating to a maintenance order shall be read, in the case of a maintenance order made by the High Court of a State, as a reference to such costs as are included in an order for costs relating solely to that maintenance order.

3. Subject to this Schedule, a person entitled to receive payments under a maintenance order may apply to-

- (a) the court that made the order; or
- (b) the court in which the order is for the time being registered under section 89 or 91 of this Act for an attachment of earnings order.

4. If the court is satisfied that the defendant is a person to whom earnings are payable or are likely to become payable and:

- (a) that, at the time when the application was made, there was due under the maintenance order and unpaid an amount equal to not less than:-
 - (i) four payments in the case of an order for weekly payments; or

(ii) two payments in any other case; or

- (b) that the defendant has wilfully and persistently failed to comply with the requirement of the order, the court may in its discretion by an order require a person who appears to the court to be the defendant's employer in respect of those earnings or a part of those earnings to make out of those earnings or that part of those earnings payments in accordance with paragraph 11 below.
- 5. The court shall not make an attachment of earnings order if it appears to the court, in a case to which paragraph 4 (a) above applies, that the failure of the defendant to make payments under the maintenance order was not due to his wilful refusal or culpable neglect
- 6. An attachment of earnings order shall specify the normal deduction rate, that is to say, the rate at which the court considers it to be reasonable that the earnings to which the order relates should be applied in satisfying the requirements of the maintenance order but not exceeding the rate that appears to the court to be necessary for the purpose of-
- (a) securing payment of the sums from time to time failing due under the maintenance order; and
- (b) securing payment within a reasonable time to any sums already due and unpaid under the maintenance order and any costs incurred in proceedings relating to the maintenance order that are payable by the defendant.
- 7. An attachment of earnings order shall also specify the protected earnings rate, that is to say, the rate below which, having regard to the resources and needs of the defendant and of any person for whom he must reasonably may provide, the court considers it to be reasonable that the net earnings of the defendant should not be reduced by a payment under the order.
- 8. An attachment of earnings order shall provide that payments under the order are to be made to an officer of the court specified in the order.

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- **9.** An attachment of earnings order shall contain such particulars as the court thinks proper for the purpose of enabling the person to whom the order is directed to identify the defendant.
- 10. An attachment of earnings order does not come into force until the expiration of seven days after the day on, which a copy of the order is served on the person to whom the order is directed.
- 11. An employer to whom an attachment of earnings order is directed, being an attachment of earnings order that is in force, shall in respect of each pay-day, if the net earnings of the defendant exceed the sum of-
- (a) the protected earnings of the defendant; and
- (b) so much of any amount by which the net earnings that became payable on any previous pay-day were less than the protected earnings for the purposes of that pay-day as has not been made good on any other previous pay-day pay, so far as that excess permits, to the officer specified for the purpose in the order both the normal deduction and so much of the normaldeduction for the purpose of any previous pay-day as was not paid on that pay-day and has not been paid on any other previous pay-day.
- 12. A payment made by the employer under the last proceeding paragraph is a valid discharge to him as against the defendant to the extent of the amount paid.
- 13. Where proceedings for attachments are brought in a court under section 88 of this Act, or where proceedings are taken in a court of summary jurisdiction to enforce an order registered in that court under section 91 of this Act, the court may, instead of making any other order, make an attachment of earnings order.
- 14. Where an attachment of earnings order has been made, no writ, order or warrant of commitment or attachment shall be issued or made in proceedings for the enforcement of the maintenance order that were begun before the making of the attachment of earnings order.

- 15. The court by which an attachment of earnings order has been made may in its discretion, on the application of the defendant or a person entitled to received payments under the maintenance order, make an order discharging or varying the attachment of earnings order.
- 16. An order varying an attachment of earnings order shall not come into force until the expiration of seven days after the date on which the order is served on the person to whom the attachment of earnings order is directed.
- 17. An attachment of earnings order ceases to have effect-
- (a) upon the issuing or making of a writ, order or warrant of commitment or attachment for the enforcement of the maintenance order in relation to which the attachment of earnings order applies; or
- (b) subject to the next succeeding paragraph, upon the discharge or variation of that maintenance order.
- 18. Where it appears to the court discharging a maintenance order that arrears under the order will remain to be recovered under the order, the court may in its discretion direct that the attachment of earnings order shall not cease to have effect until those arrears have been paid.
- **19.** Where an attachment of earnings order ceases to have effect, the proper officer of the court by which the order was made shall forthwith give notice accordingly to the person whom the order was directed.
- 20. Where an attachment of earnings order ceases to have effect or is discharged, the person to whom the attachment of earnings order is directed does not incur any liability in consequence of his treating the order as still in force at any time before the expiration of seven days after the date on which the notice required by the last preceding paragraph or a copy of the discharging order, as the case may be, is served on him.

21. A person to whom an attachment of earnings order is directed shall, notwithstanding anything in any other law, but subject to this Schedule, comply with the order or, if the order is varied, with the order as varied.

22. Where, on any occasion on which earnings become payable to a defendant there are in force two or more attachment of earnings orders in relation to those earning the person to whom the orders are directed-

- (a) shall comply with those orders according to the respective dates on which they came into force and shall disregard any order until an earlier order has been complied with; and
- (b) shall comply with any order as if the earnings to which the order relates were the residue of the defendant'searnings after the making of any payment under any earlier order.
- **23.** A person who makes a payment in compliance with an attachment of earnings order shall give to the defendant a notice specifying particulars of the payment.
- 24. A person to whom an attachment of earnings order is directed who, at the time when a copy of the order is served on him or at any time after that time, has not on any occasion during the period of four weeks immediately preceding that time been the defendant's employer, shall forthwith give notice in writing accordingly to the proper officer of the court that made the order.
- 25. Where proceedings relating to an attachment of earnings order are brought in any court, the court may, either before or after the hearing.
- (a) order the defendant to furnish to the court, within a specified period, a statement signed by the defendant specifying.
- (i) the name and address of his employer or, if he has more employers than due, of each of his employers;
- (ii) particulars as to the defendant's earnings; and
- (iii) such particulars as are necessary to enable the defendant to be identified by any of his employers; and

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- (b) order any person who appears to the court to be an employer of the defendant to give to the court, within a specified period, a statement signed by him or on his behalf, containing such particulars as are specified in the order of all earnings of the defendant that became payable by that person during a specified period.
- 26. A document purporting to be a statement referred to in the last preceding paragraph shall, in any proceedings relating to an attachment of earnings order, be received in evidence and shall, unless the contrary is shown, be presumed without further proof to be such a statement.
- 27. The court by which an attachment of earnings order has been made shall, on the application of the person to whom the order is directed or of the defendant or of the person in whose favour the order was made, determine whether payments to the defendant of a particular class or description specified in the application are earnings for the purposes of that order.
- 28. (1) A person to whom an attachment of earrings order is directed who makes an application under paragraph 27 above shall not incur any liability for failing to comply with the order with respect to any payments of the class or description specified in the application that are made by him to the defendant while the application, or any appeal from a determination made on the application, is pending.
- (2) The foregoing sub-paragraph shall not apply in respect of any payment made after the application has been withdrawn or any appeal from a determination made on the application has been abandoned.
- **29.** The officer to whom an employer pays any sum in pursuance of an attachment of earnings order shall pay that sum to such person entitled to receive payments under the maintenance order as is specified by the attachment of earnings order.

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- **30.** Any sum received by virtue of an attachment of earnings order by the person entitled to receive shall be deemed to be a payment made by the defendant to that person, so as to discharge first any sum due and unpaid under the maintenance order (a sum due at an earlier date being discharged before a sum due at a later date) and secondly any costs incurred in proceedings relating to the maintenance order that were payable by the defendant when the attachment of earrings order was made or last varied.
- **31.** On any occasion on which an employer makes a payment under this Schedule in respect of a defendant, the employer may retain for his own use out of any balance of the defendant's earnings remaining after the making of that payment the sum of five pence or, if on that occasion the employer makes payments in pursuance of two or more attachment of earnings order relating to the defendant, the sum of five pence in respect of each such payment.
- 32. (1) Any person who:-
- (a) fails to comply with any requirement of this Schedule, or of an order under this Schedule, that is applicable to him; or
- (b) in any statement of notice furnished to a court under this Schedule or in compliance with an order made under this Schedule, makes a statement that he knows to be false or misleading in a material particular; or
- (c) recklessly furnishes such a statement or notice that is false or misleading in a material particular, shall be guilty of an offence punishable on conviction by a fine not exceeding two hundred Naira.
- (2) It shall be a **defence** if a person charged with an offence arising under sub-paragraph (1)(a) above proves that he took all reasonable steps to comply with the requirement or order.
- **33.** Any person who dismisses an employee, or injures him in his employment, or alters his position to his prejudice, by reason of the circumstance that an attachment of earnings order has been

made in relation to the employee, or that the person is required to make payments under such an order in relation to the employee shall be guilty of an offence punishable on conviction by a fine not exceeding two hundred Naira.

- 34. In any proceedings for an offence arising under paragraph 33 above, if all the facts and circumstance constituting the offence, other than the reason for the action of the person charged with having committed the offence, are proved, the burden shall be upon that person to prove that he was not actuated by the reason alleged in the charge.
- 35. Where a person is convicted of an offence arising under paragraph 33 above, the court by which he is convicted may order that the employee be reimbursed any wages lost by him, and may also direct that the employee be reinstated in his old position or in a similar position.
- **36.** This Schedule shall have effect in relation to a defendant notwithstanding any law that would otherwise prevent the attachment of his earnings or limit the amount capable of being attached.

CHAPTER 218

MARRIAGE ACT

ARRANGEMENT OF SECTIONS

SECTION

- 1. Short title.
- 2. Interpretation.
- 3. Marriage districts.
- 4. Appointment of registrars.
- 5. Offices of registrars.
- 6. Places of worship to be licensed for celebration of marriages.

Preliminaries to Marriage

- 7. Notice of marriage.
- 8. Signature of notice by person unable to write or to understand English Language.
- 9. Registrars to supply forms of notice.
- 10. Notice to be entered in marriage notice book and published.
- 11. (1) Registrar to issue certificate on proof of condition by affidavit.
- (2) Explanations to be given.
- 12. Marriage to take place within three months after date of notice.
- 13. Minister may grant licence to marry.
- 14. Caveat may entered against issue of certificate.
- 15. When caveat entered question to be referred to court.
- 16. Removal of caveat.
- 17. Compensation and costs.

Consent to Marriage in certain cases necessary

- 18. Consent to marriage of minors.
- 19. Signature or consent by person unable to write or to understand English Language.
- 20. Consent where no parent or guardian capable of consenting.

Celebration of Marriage

- 21. Marriage in licensed place of worship. Proviso as to time and witnesses.
- 22. Minister not to celebrate marriage if impediment, nor without licence, etc.
- 23. Where minister may celebrate marriage.
- 24. Registrars to be provided with books of certificates.
- 25. Entries to be made in marriage certificate.
- 26. Signature of certificate. Duplicate certificate to be sent to registrar
- 27. Marriage in a registrar's office. Form to be observed.
- Marriage certificate to be signed
- 29. marriage under licence.

Registry and Evidence of Marriages

- 30. Marriage certificate to be registered.
- 31. Correction of clerical errors in marriage certificates.
- 32. Evidence of marriage.

Invalid Marriages

- 33. Invalid marriages.
- 34. Marriages under this Act valid.

- 35. Native marriages
- 36. Fees, Second Schedule,
- 37. Fees may be remitted on ground of poverty.
- 38. Minister may receive customary fees.

Offences and **Penalties**

- 39. Marriage with a person previously married.
- 40. Making false declarations, etc., for marriage.
- 41. False pretence of impediment to marriage.
- 42. Unlawful performing marriage ceremony.
- 43. Willful neglect of duty to fill up or transmit certificate of marriage.
- 44. Personation in marriage.
- 45. Fictitious marriage.
- 46. Contracting marriage under this Act when already married by native law.
- 47. Contracting marriage by native law when already married by this Act.
- 48. Marrying minor without prescribe consent.

Foreign Marriages

- 49. Validity of foreign marriages.
- 50. Marriage officers.
- 51. Marriage officer's office.
- 52. Act to apply subject to modifications.
- 53. Modifications referred to in section 52.
 - Forms

54. Forms

Repeals

55. Repeals

FIRST SCHEDULE

FORMS

SECOND SCHEDULE

CHAPTER 218

MARRIAGE ACT

An Act to make provisions for the celebration of marriages.

Commencement. [31st December, 1914]

1. Short Title

This Act may be cited as the Marriage Act.

2. Interpretation

In this Act, unless the context otherwise requires-

"district" means a marriage district constituted under this Act; "principal Registrar" means the Principal Registrar of Marriage; "registrar" means a registrar of marriages, and include a deputy registrar when acting as a registrar.

3. Marriage districts

The President shall, by order published in the Federal *Gazette*, divide Nigeria into districts, for the purposes of this Act, and may, from time to time, by like order, alter the districts.

4. Appointment of registrars

- (1) There may from time to time be appointed a fit and proper person to be the Principal Registrar of Marriages.
- (2) There may likewise be appointed a fit and proper person to be the registrar of marriages for each marriage district, and may also appoint a deputy registrar of marriage for any district to act in the absence or during the illness or incapacity of the registrar.

5. Officers of registrars

Every registrar shall have an office at such place as the Minister shall direct. The office of the Principal Registrar shall be at such place as the Minister shall direct.

- 6. Places of worship to be licensed for celebration of marriages
- (1) The Minister may license any place of public worship to be a place for the celebration of marriages, and may at any time cancel such licence; in either case he shall give notice thereof in the Federal *Gazette*.
- (2) Every place of public worship licensed as a place for the celebration of marriages under any enactment repeal by this Act shall be deemed to be licensed under this Act unless and until the Minister shall cancel the licence in respect thereof.

Preliminaries to Marriage

7. Notice of marriage

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Whenever any persons desire to marry, one of the parties to the intended marriage shall sign and give to the registrar of the district in which the marriage is intended to take place a notice as in form A in the First Schedule.

8. Signature of notice by person unable to write or to understanding English Language

If the person giving such notice is unable to write or is insufficiently acquainted with the English language, or both, then it shall be sufficient if he place his mark or cross thereto in the presence of some literate person who shall attest the same as in Form B in the First Schedule.

9. Registrars to supply forms of notice

Every registrar shall supply forms of notice gratuitously to any persons applying for the same.

10. Notice to be entered in marriage notice book and published Upon receipt of such notice the registrar shall cause the same to be entered in a book to be called the marriage notice book, which may be inspected during office hours without fee. He shall also publish such notice by causing a copy of the same to be affixed on the outer door of his office, and to be kept exposed there until he grants his certificate as hereinafter mentioned, or until three months shall have elapsed. •

11. Registrar to issue certificate on proof of condition by affidavit

(1) The registrar, at any time after the expiration of twenty-one days and before the expiration of three months from the date of the notice, upon payment of the prescribed fee, shall thereupon issue his certificate as in Form C in the First Schedule:

Provided always that he shall not issue such certificate until he has been satisfied by affidavit-

- (a) that one of the parties has been resident within the district in which the marriage is intended to be celebrated at lease fifteen days preceding the granting of the certificate;
- (b) that each of the parties to the intended marriage (not being a widower or widow) is twenty-one years old, or that if he or she is under that age, the consent hereinafter made requisite has been obtained in writing and is annexed to such affidavit;
- (c) that there is not any impediment of kindred of affinity, or any other lawful hindrance to the marriage;
- (d) that neither of the parties to the intended marriage is married by customary law to any person other than the person with whom such marriage is proposed to be contracted.
- (2) Such affidavit may be sworn before a registrar, or before an administrative officer or before a recognized Minster of religion.
- (3) The person taking such affidavit shall explain to the person making the same what are the prohibited degree of kindred and affinity, and the penalties which may be incurred under section 42 and 43 of this Act, and if he willfully fails to make such explanation, he shall be liable to imprisonment for two years.
- (4) The person taking such affidavit shall sign a declaration written thereon, that he has given the explanation required by this section to the person making such affidavit and that such person has appeared fully to understand the same.

12. Explanations to be given

If the marriage shall not take place within three months after the date of the notice, the notice and all proceedings consequent thereupon shall be void; and fresh notice shall be given before the parties can lawfully marry.

13. Minister may grant licence to marry

The Minister upon proof being made to him by affidavit that there is no lawful impediment to the proposed marriage, and that the necessary consent, if any, to such marriage has been obtained, may, if he shall think fit, dispense with the giving of notice, and with the issue of the certificate of the registrar, and may grant his licence, which shall be according to Form D in the First Schedule, authorizing the celebration of a marriage between the parties named in such licence by a registrar, or by a recognized minister of some religious denomination or body.

14. Caveat may entered against issue of certificate

- (1) Any person whose consent to a marriage is hereby required, or who may know of any just cause why the marriage should not take place may enter a caveat against the issue of the registrar's certificate, by writing at any time before the issue thereof the word "Forbidden", opposite to the entry of the notice in the marriage notice book, and appending thereto his name and place of abode, and the grounds upon which the claims to forbid the issue of the certificate, and the registrar shall not issue his certificate until such caveat shall be removed as hereinafter is provided.
- (2) In the case of an illiterate person, such caveat shall be entered on his behalf in the marriage notice book by the registrar on the verbal notice of such person.

15. When caveat entered question to be referred to court

Whenever a caveat is entered against the issue of a certificate, the registrar shall refer the matter to a judge of the High Court of the State, and such judge shall thereupon summon the parties to the intended marriage, and the person by whom the caveat is entered, to appear before him in the High Court of the State, and shall require the person by whom the caveat is entered to show cause why the registrar should not issue his certificate, and shall hear and determine the case in a summary way subject to a right of appeal to the Court of Appeal.

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16. Removal of caveat

If the judge decides that the certificate ought to be issued, he shall remove the caveat by canceling the word "Forbidden" in the marriage notice book, in ink, and by writing in such marriage notice book, immediately below such entry and cancellation, the words "Cancelled by order of the High Court" and signing his name thereto. The registrar shall then issue his certificate and the marriage may proceed as if the cave at had not been entered, but the time that has elapsed between the entering and the removal of the caveat shall not be computed in the period of three months specified in sections 11 and 12 of this Act.

17. Compensation and costs

The judge may award compensation and costs to the party injured, if it appears that a caveat was entered on insufficient grounds.

Consent Marriage in certain cases necessary

18. Consent to marriage of minors

If either party to an intended marriage, not being a widower or widow, is under twenty-one years of age, the written consent of the father, or if he be dead or of unsound mind or absent from Nigeria, of the mother, or if both be dead or of unsound mind or absent from Nigeria, of the guardian of such party, must be produced annexed to such affidavit as aforesaid before a licence can be granted or a certificate issued.

19. Signature or consent by person unable to write or to understand English

(1) If the person required to sign such consent is unable to write, or is insufficiently acquainted with the English language, or both, then he shall sign such consent by placing his mark or cross thereto in the presence of one of the following persons-

(a) any judge of the High Court of the State; Frank Court is the

- (b) the administrative officer; to the charing to the line of the comment.
- (c) a justice of the peace; with not of her most visit most and that we a

(d) magistrate; and had entitle it mature and a

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- (e) registrar of marriages;
- (f) medical officer in the service of the Government; of
- (g) minister of religion.
- (2) Such signature shall be attested by such person as in the Form B in the First Schedule.

20. Consent where no parent or guardian capable of consenting If there be no parent or guardian of such party residing in Nigeria and capable of consenting to the marriage, then any of the following persons may consent to such marriage, in writing, upon being satisfied after due inquiry that the marriage is a proper one

- (a) a Governor;
- (b) a judge of the High Court of the State or of the Federal Capital Territory, Abuja;
- (c) any officer of or above the grade of assistant secretary.

Celebration of Marriage

21. Marriage in licensed place of worship. Proviso as to time and witnesses Marriage may be celebrated in any licensed place of worship by any recognized minister of the church, denomination or body to which such place of worship belongs, and according to the rites or usages of marriage observed in such church, denomination or body:

Provided that the marriage be celebrated with open doors between the hours of eight o'clock in the forenoon and six o'clock in the afternoon, and in the presence of two or more witnesses besides the officiating minister.

22. Minister not to celebrate marriage if impediment, nor without licence, etc.

A minister shall not celebrate any marriage if he knows of any just impediment to such marriage, nor until the parties deliver to him the registrar's certificate or the licence issued under section 13 of this Act.

23. Where minister may celebrate marriage

A minister shall not celebrate any marriage except in a building which has been duly licensed by the Minister, or in such place as the licence issued under section 13 of this Act, may direct.

24. Registrars to be provided with books of certificates

The Principal Registrar shall cause to be printed and delivered t o the several registrars, and to the recognized ministers of licensed places of worship, books of marriage certificates in duplicate and with counterfoils as in the Form E in the First Schedule. Such books shall be kept by the several registrars and the recognized ministers for the time being of such places of worship, under lock and key, and be in custody of such registrars and ministers respectively, who shall, so soon as all the certificates in any such books shall have been used, send the said book with the counterfoils duly filled in to the Principal Registrar.

25. Entries to be made in marriage certificate

Immediately after the celebration of any marriage by a minister, the officiating minister shall fill up in duplicate a marriage certificate with the particulars required by the said Form E, and state also and enter in the counterfoil the number of the certificate, the date of the marriage, names of the parties, and the names of the witnesses.

26. Signature of certificate. Duplicate certificate to be sent to registrar The certificate shall then be signed in duplicate by the officiating minister, by the parties, and by two or more witnesses to the marriage. The minister having also signed his name to the counterfoil, he shall sever the duplicate certificate therefrom, and he shall deliver one certificate to the parties, and shall within seven days thereafter transmit the other to the registrar or marriages for the district in which the marriage takes place, who shall file the same in his office.

27. Marriage in a registrar's office. Form to be observed

After the issue of a certificate under section 11, or of a licence under section 13 of this Act, the parties may, if they think fit, contract a marriage before a registrar, in the presence of two witness in his office, with open doors, between the hours of ten o'clock in the forenoon and four o'clock in the afternoon, and in the following manner-

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The registrar, after production to him of the certificate of licence, shall, either directly or through an interpreter, address the parties thus-

"Do I understand that you, A. B., and you, C. D., come here for the purpose of becoming man and wife?"

If the parties answer in the affirmative, he shall proceed thus-"Know ye that, by the public taking of each other as man and wife in my presence and in the presence of the persons now here, and by the subsequent attestation thereof by signing your names to that effect, you become legally married to each other, although no other rite of a civil or religious nature shall take place, and that this marriage cannot be dissolved during your lifetime, except by a valid judgment of divorce; and if either of you before the death of the other shall contract another marriage while this remain undisolved you will be thereby guilty of bigamy, and liable to punishment for that offence."

Each of the parties shall then say to the other "I call upon all persons here present to witness that I, A. B., do take thee D.C., to be my lawful wife (or husband)".

28. Marriage certificate to be signed

The registrar shall then fill up, and he and the parties and witness shall sign, the certificate of the marriage in duplicate, and the registrar shall then fill up and sign the counterfoil as hereinbefore prescribed in the case of a marriage by a minister, and deliver one certificate to the parties and shall file the other in his office.

29. Marriage under licence.

Whenever the licence issued under section 13 of this Act authorizes the celebration of marriage at a place other than a licensed place of worship, or the office of a registrar of marriages, the registrar of the district in which such marriage is intended to take place, upon the production of such licence, shall deliver to the person producing the same a blank certificate of marriage in duplicate, and the minister or registrar celebrating such marriage shall fill up such certificate, and

observe strictly all the formalities hereinbefore prescribe as to marriages in a licensed place of worship, or registrar's office, as the case may be.

Registry and Evidence of Marriages

30. Marriage certificate to be registered

- (1) Every registrar shall forthwith register in a book to be kept in his office for such purpose, and to be called the Marriage Register Book, every certificate of marriage which shall be filed in his office according to the Form F in the First Schedule; and every such entry shall be made in the order of date from the beginning to the end of the book, and every entry so made shall be dated on the day on which it is so entered, and shall be signed by the registrar, and such book shall be indexed in such manner as is best suited for easy reference thereto.
- (2) The registrar shall at all reasonable times allow searches to be made in the marriage book, and shall give certified copies therefrom upon payment of the prescribed fee.
- (3) Within ten days after the last of each month every registrar shall send to the Principal Registrar a certified copy of all entries made by him during the preceding month in the marriage register book of his district, and the Principal Registrar shall file the same in his office.

31. Correction of clerical errors in marriage certificates

Any registrar, when authorized by the Principal Registrar, may correct any clerical error in any certificate of marriage filed in his office, upon production to him of the certificate delivered to the parties, and shall authenticate every such correction by his signature and the date of such correction.

32. Evidence of marriage

Every certificate of marriage which shall have been filed in the office of the registrar of any district, or a copy thereof, purporting to be signed and certified as a true copy by the registrar of such district for the time being, and every entry in a marriage register book, or copy thereof certified as aforesaid, shall be admissible as evidence of the marriage to which it relates, in any court of justice or before any person having by law or consent of parties authority to hear, receive, and examine evidence.

Invalid Marriages

33. Invalid marriages

- (1) No marriage in Nigeria shall be valid where either of the parties thereto at the time of the celebration of such marriage is married under customary law to any person other than the person with whom such marriage is had.
- (2) A marriage shall be null and void if both parties knowingly and willfully acquiesce in its celebration-
- (a) in any place other than the office of a registrar of marriages or a licensed place issued under section 13 of this Act); or
- (b) under a false name or names; or
- (c) without a registrar's certificate of notice or licence issued under section 13 of this Act duly issued; or
- (d) by a person not being a recognized minister of some religious denomination or body or a registrar of marriages.
- (3) But no marriage shall, after celebration, be deemed invalid by reason that any provision of this Act other than the foregoing has not been complied with.

34. Marriages under this Act valid

All marriages celebrated under this Act shall be good and valid in law to all intents and purposes.

35. Native marriages

Any person who is married under this Act, or whose marriage is declared by this Act to be valid, shall be incapable, during the continuance of such marriage, of contracting a valid marriage under customary law; but, save as aforesaid, nothing in this Act contained shall affect the validity of any marriage contracted under or I accordance with any customary law, or in any manner apply to marriages so contracted.

Fees

36. Fees, second schedule

The fees specified in the Second Schedule shall be paid for the several matters to which they are applicable.

37. Fees may be remitted on ground of poverty

The Minister may, when he is satisfied of the poverty of the parties, reduce the amount of the said fees, or remit them altogether, and, if they have been paid into the Consolidated Revenue Fund or other appropriate Fund as the case may be, order their refund.

38. Minister may receive customary fees

This Act shall not preclude a minister from receiving the fees ordinarily paid to a minister of his denomination for the celebration of marriage.

Offences and Penalties

39. Marriage with a person previously married

Whoever, being unmarried, goes through the ceremony of marriage under this Act with a person whom he or she knows to be married to another person, shall be liable to imprisonment for five years.

40. Making false declarations, etc., for marriage

Whoever in any affidavit, declaration, certificate, licence, document, or statement by law to be made or issued for the purposes of a marriage, declares, enters, certifies or states any material matter which is false, shall, if he does so without having taken reasonable means to ascertain the truth or falsity of such matter, be liable to imprisonment for one year, or shall, if he does so knowing that such matters is false, be liable to imprisonment for five years.

41. False pretence of impediment to marriage

Whoever endeavours to prevent a marriage by pretence that his consent before is required by law, or that any person whose consent is so required does not consent, or that there is any legal impediment of the performing of such marriage, shall, if he does so knowing that such pretence is false or without having reason to believe that it is true, be liable to imprisonment for two years.

42. Unlawful performing marriage ceremony.

Whoever performs or witnesses as a marriage officer the ceremony of marriage, knowing that he is not duly qualified so to do, or that any of the matters required by law for the validity of such marriage has not happened or been performed, so that the marriage is void or unlawful on any ground, shall be liable to imprisonment for five years.

43. Willful neglect of duty to fill up or transmit certificate of marriage. Whoever, being under a duty to fill up the certificate of a marriage celebrated by him, or the counterfoil thereof, or to transmit the same to the registrar of marriages, willfully fails to perform such duty, shall be liable to imprisonment for two years.

44. Personation in marriage

Whoever personates any other person in marriage, or marries under a false name or description, with intent to deceive the other party to the marriage, shall be liable to imprisonment for five years.

45. Fictitious marriage

Whoever goes through the ceremony of marriage, or any ceremony which he or she represents to be a ceremony of marriage, knowing that the marriage is void on any ground, and that the other person believes it to be valid, shall be liable to imprisonment for five years.

46. Contracting marriage under this Act when Already married by native law.

Whoever contracts a marriage under the provisions of this Act, or any modification or re-enactment thereof, being at the time married in accordance with customary law to any person other than the person with whom such marriage is contracted, shall be liable to imprisonment for five years. 47. Contracting marriage by native law when already married by this Act Whoever, having contracted marriage under this Act, or any modification or re-enactment thereof, or under any enactment repealed by this Act, during the continuance of such marriage contracts a marriage in accordance with customary law, shall be liable to imprisonment for five years.

48. Marrying minor without prescribe consent

Whoever, knowing that the written consent required by this Act has not been obtained, shall marry or assist or procure any other person to marry a minor under the age of twenty-one years, not being a widow or widower, shall be liable to imprisonment for two years.

Foreign Marriage

49. Validity of foreign marriages

Subject to sections 50 to 53, a marriage between parties one of whom is a citizen of Nigeria, if it is contracted in a country outside Nigeria before a marriage officer in his office, shall be as valid in law as if it had been contracted in Nigeria before a registrar in the registrar's office.

50. Marriage officers

For the purposes of this Act, every Nigerian diplomatic or consular officer of the rank of Secretary or above shall be regarded as a marriage officer in the country to which he is accredited.

51. Marriage officer's office

The office used by a marriage officer for the performance of his diplomatic or consular duties shall be regarded as the marriage officer's office for the purposes of this Act.

52. Act to apply subject to modifications

Subject to the modifications specified in section 53 of this Act shall apply in relation to a marriage contracted before a marriage officer as nearly as may be as it applies in relation to a marriage contracted before a registrar.

53. Modifications referred to in section 52

The modification referred to in section 52 of this Act are as follows-

- (a) references to the registrar's district shall be construed as references to the country to which the marriage officer is accredited;
- (b) the affidavit mentioned in section 11(2) of this Act shall be sworn before the marriage officer;
- (c) section 13 of this Act shall not apply;

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- (d) sections 15 to 17 of this Act shall not apply and, if a caveat is entered under section 14 of this Act in respect of an intended marriage of which notice has been given, the notice and all proceedings consequent thereon shall be void and any fees paid shall be refunded to the payer (without prejudice to the right to give a fresh notice or enter a fresh caveat);
- (e) the marriage office, if he is satisfied that the consent of any person required by section 18 of this Act cannotbe obtained because of that person's absence, inaccessibility or disability, may (without prejudice to that person's right to enter a caveat under section 14 of this Act) dispense with the necessity of obtaining the consent of that person or a consent under section 20 of this Act so however that the, marriage officer shall not have power to dispense with the consent required by section 18 of this Act if he is satisfied that the marriage is being sought to be celebrated outside Nigeria solely because that consent could not be obtained in Nigeria.
- (f) in section 30(3) of this Act the words "three month" and "each calendar year" shall be substituted for the words "ten days" and "each month" respectively;
- (g) in section 33(1) of this Act the words "in Nigeria" shall be disregarded;
- (h) any fee chargeable shall be converted to the local currency at the official rate of exchange;
- (i) power to reduce, remit or refund fees under section 38 of this Act shall be vested in the marriage officer."

Forms

54. Forms

The forms contained in the First Schedule may be used in the cases to which they are applicable, with such alterations as may be necessary.

Repeals

55. Repeals

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The Marriage Ordinance, * the Marriage Proclamation, *and the Foreign Marriage Ordinance, 1913, * are hereby repealed:

Provided, however, that the said enactments shall continue to apply to every marriage contracted thereunder or validated thereby as if this Act had not been made.

FIRST SCHEDULE

MARRIAGE ACT

(Chapter 218)

FORM A

Section 7

C

Notice of Marriage

To the registrar of marriages for the district of Nigeria.

I hereby give you notice that a marriage is intended to be had within three months from the date hereof between me, the undersigned, and the other party herein named.

Name	Condition	Occupation rank of profession	Age	Dwelling or place of abode	Consent, if any, and by whom given	
Bridegroom	Bachelor of widower	Farmer, etc. (as case may be)	23			
Bride	Spinster or widow	Laundress (as case may be)	18		Father	

Witness my hand this.....day of.....19.....

Signature

Marriage Act

MARRIAGE ACT (Chapter 218)

FORM B Section 8 and 19 Form of Attestation

Signed by the said	of on the
day of	19, this notice having
been first read over to him (her)	(or read over and truly interpreted
to him (her) in the	language) by
HE (she) seemed to understand the same
and made his (her) mark thereto	in my presence.

Signed

FIRST SCHEDULE - Continued

MARRIAGE ACT

(Chapter 218)

FORM C

Section 11

Registrar's Certificate

I,.....registrar of marriages in thedistrict of Nigeria, do hereby certify that on theday of....., notice was duly intended between the parties herein named and described, such notice being delivered under the hand of.....one of the parties, that is to say.

Name	Condition	Occupation rank or profession	Age	Consent	Dwelling	Length of residence
A. B.	Bachelor	Botman (as case may be)	19 (case may be)	E.F. the father (as case may be)		
C. D.	Spinster	(as case may be)	16 as case may be)	G. H. the mother (as case may be)		

> A. B., Registrar of Marriages, District

Note-This certificate will be void unless the marriage is solemnized on or before the......day of......19.....

(A. B.)

- 2

C

Marriage Act

FIRST SCHEDULE - Continued MARRIAGE ACT

FORM D Special Licence

Section 13

Whereas A. B. and C. D. desire to intermarry, and sufficient cause has been shown to me why the preliminaries required by the Marriage Act should be dispensed with:

Now, therefore, in pursuance of the said Act, I do dispense with the giving of notice and the issue of the certificate thereby pre-scribe, and do hereby authorize any registrar of marriages, or recognized minister of some religious denomination of body, to celebrate marriage between the said A. B. and C. D., at (place of celebration), between the hours of 8 o'clock in the forenoon and 6 o'clock in the afternoon, and within days from the date hereof.

Given under my hand, this.....day of......19...... (Signed)......

MARRIAGE ACT

FORM E

Section 24 and 25

Marriages celebrated in thein Nigeria.

Certificate of Marriage

No. Date 19	No.	When married	Names & Surname	Full age of minor	Condition	Rank of Profession	Residence at time of marriage	Father's name and surname	Occupation, rank or profession of father
Name of husband			-			-	-		
Name of wife		8			-		÷.,	-	
Witness	4						2 × 1		

FIRST SCHEDULE - FORM E - Continued

Married at.....by (or before) me, A. B., minister (or registrar as the cse may be).

This marriage was celebrated between us A. B., C. D. In the presence of us E. F., G. H.

Witnesses

Rest Mc Landston

.....

MARRIAGE ACT (Chapter 218) FORM F

When	Names and	Whether full age or	Con-	Оссира-	Residence	Father's name and		
married	surnames	minor	dition	tion		Occupation		

90

C

Entered this......day of.....19.....at the district registry of marriages at.....

(Signed) A. B.,

Registrar

SECOND SCHEDULE

Section 41

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PLACES FOR CELEBRATION OF MARRIAGES (DELEGATION OF LICENSING POWERS) ORDER 1967

under section 6 Commencement: 7th March, 1967

1. The function heretofore vested in the National Counicl of Ministers and now devolving on the Minister by operation of law in respect, inter alia, of the licensing of places of public worship for the celebration of marriages under section 6 of the Marriage Act shall be and is hereby delegated to the Director-General of the Federal Ministry of Internal Affairs with effect as hereinafter appears, so however that the Director-General aforesaid shall have regard and give effect to any directions, given generally or specially by the Minister; and notwithstanding the delegation aforesaid the Minister

91

Marriage Act

may, if he thinks fit, himself exercise the function. 2. This Order may be cited as the Places for Celebration of Marriages (Delegation of Licensing Powers) Order.

MARRIAGE (APPOINTMENT OF PRINCIPAL **REGISTRAR, REGISTRARS, ETC.) NOTICE**

under section 4 Commencement: 11th August, 1971

- For the purpose of the Marriage Act-1.
- (a) the Director-General, Federal Ministry of Internal Affairs, is hereby appointed the Principal Registrar of Marriage,
- (b) the Senior Assistant Secretary on the staff of the Director-General,
- Federal Ministry of Internal Affairs, is hereby appointed the registrar of Marriages for the marriage district of Lagos, and (c) the Executive Officer in charge of the Marriage Registry, on
- the staff of the Director-General, Federal Ministry of Internal Affairs, is hereby appointed the Deputy Registrar of Marriages for the marriage district of Lagos.
- For the purposes of the Marriage Act-2.
- (a) the officers mentioned in the second column of the First Schedule hereto are hereby severally appointed registrars of marriages for the marriage districts mentioned in the first column, and

(b) the officers mentioned in the third column of the said First

Schedule (or, where no officers are specified, the officers next in rank to the officer mentioned in the second column) are hereby severally appointed deputy registrars of marriages for the marriage district mentioned in the first column to act in the absence or during the illiness or incapacity of the registrar of marriages.

3. (1) This Notice may be cited as the Marriage (Appointment

of Principal Registrar, Registrars, etc.) Notice. The enactments mentioned in the Second Schedule hereto are (2)

hereby revoked.

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