

L.N. 16 of 1975

DIPLOMATIC IMMUNITIES AND PRIVILEGES ACT 1962
(1962 No. 42)

**Diplomatic Immunities and Privileges (International
Festival Committee of the Second World Black and
African Festival of Arts and Culture) Order 1975**

Commencement : 20th March 1975

In exercise of the powers conferred by section 11 of the Diplomatic Immunities and Privileges Act 1962 (as affected by the Diplomatic Immunities and Privileges (Amendment) Decree 1974), and of all other powers enabling me in that behalf, I, Okoi Arikpo, the Commissioner for External Affairs, hereby make the following Order :—

Diplomatic Immunity conferred on International Committee

1. The International Festival Committee of the Second World Black and African Festival of Arts and Culture (hereafter in this Order referred to as "the international committee") is an organisation of which Nigeria and foreign sovereign Powers are members.

Inter-
national
member-
ship.

2. The international committee shall have the legal capacities of a body corporate and, except in so far as in any particular case it has expressly waived its immunity, immunity from suit and legal process.

Legal
capacity.

3.—(1) The international committee shall have relief from taxes and rates (other than taxes on the importation of goods) and from exemption from exchange control, as is accorded to an international organisation of which Nigeria is a member.

Exemptions.

(2) The international committee shall have exemption from taxes on the importation of goods and equipment directly imported by the international committee for its official use in Nigeria or for exportation, or on the importation of any publications of the international committee directly imported by it, such exemption to be subject to compliance with such conditions as may be prescribed for the protection of public health, of the revenue, the prevention of disease in plants and animals and otherwise in the public interest.

(3) The international committee shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the international committee for its official use and in the case of any publication of the international committee directly imported or exported by it.

Representatives of Members of the International Committee

4.—(1) Except in so far as in any particular case any privilege or immunity is waived by the member Governments whom they represent, representatives of member Governments at meetings in Nigeria of the international committee (not being Nigerians) shall enjoy—

Immunities
of represen-
tatives of
the interna-
tional
committee.

(a) while exercising their functions as such, and during their journey to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability of all papers and documents relating to the functions of the international committee;

(b) immunity from legal process of every kind in respect of words spoken or written and all acts done by them in their capacity as representatives ;

(c) while exercising their functions and during their journey to and from the place of meeting, the like exemption or relief from taxes as is accorded to an international organisation recognised by the Federal Military Government, save that the relief allowed shall not include relief from customs and excise duties except in respect of goods imported as part of their personal baggage. They shall not, where the incidence of any form of taxation depends upon residence, be deemed to be resident in Nigeria during any period when they are present in Nigeria whilst exercising their functions or during their journey to and from the place of meeting.

(2) For the purposes of this section, the expression "representatives of member Governments" shall be deemed to include their official staff accompanying them as such representatives, as delegates, deputy delegates, advisers, technical experts or secretaries of delegations.

High Officials of the International Committee

Privileges,
etc. of
Secretary-
General, etc.

5.—(1) Subject to this section and except in so far as in any particular case any privilege or immunity is waived by the international committee, the Secretary-General shall be accorded in respect of himself, his spouse and children under the age of twenty-one, the like immunity from suit and legal process, the like inviolability of residence and as from time to time agreed with the Ministry of External Affairs such exemption or relief from taxes as would be accorded to any envoy of a foreign sovereign Power accredited to the Federal Military Government, his spouse and children, including exemption from income tax in respect of emoluments received by him as an officer of the international committee.

(2) The provisions of subsection (1) of this section shall apply to such of the most senior officials of the international committee (in addition to the Secretary-General) as may be agreed between the said committee and the Ministry of External Affairs.

(3) Nothing in this section shall operate to exempt any such office holder, his spouse or children under the age of twenty-one if the office holder is a Nigerian.

Persons employed on Missions on behalf of the International Committee

Immunities
of persons
engaged
on missions.

6.—(1) Except in so far as in any particular case any privilege or immunity is waived by the international committee, persons in Nigeria employed on missions on behalf of the international committee shall enjoy—

(a) while exercising their functions as such, and during their journey to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage, and inviolability of all papers and documents relating to the work of the international committee ;

(b) immunity from legal process of every kind in respect of words spoken or written and all acts done by them in the exercise of these functions.

(2) Nothing in this section shall be construed as entitling any person to enjoy any such immunity or exemption if he is a Nigerian.

7.—(1) Except in so far as in any particular case any privilege or immunity is waived by the international committee, officials of the international committee (other than those referred to in section 5 above or officials engaged locally and remunerated by payment calculated on the number of hours worked) shall enjoy—

(a) immunity from suit and legal process in respect of words spoken or written and all acts done by them in the course of the performance of their official duties (not being traffic offences or damage caused by motor vehicles), and

(b) exemption from income tax in respect of emoluments received by them as officers or servants of the international committee.

(2) Nothing in this section shall be construed as entitling any person to enjoy any such immunity or exemption if he is a Nigerian.

8. The staff of the international committee shall, if not citizens of Nigeria, be entitled to first arrival privileges only.

First
arrival
privileges.

9. This Order may be cited as the Diplomatic Immunities and Privileges (International Festival Committee of the Second World Black and African Festival of Arts and Culture) Order 1975.

Citation.

MADE at Lagos this 20th day of March 1975.

OKOI ARIKPO,
Commissioner for External Affairs

EXPLANATORY NOTE

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

The Diplomatic Immunities and Privileges (Amendment) Decree 1974 has extended the application of the provisions of the Diplomatic Immunities and Privileges Act 1962 to the International Festival Committee of the Second World Black and African Festival of Arts and Culture.

The Order further implements the provisions of those enactments by spelling out in detail the nature of the immunities and privileges granted to the International Committee.

L.N. 17 of 1975

ELECTRICITY ACT (CHAPTER 57)
Electricity (Private Licences) (Amendment)
Regulations 1975

Commencement : 18th March 1975

In exercise of the powers conferred by section 4 of the Electricity Act, and of all other powers enabling me in that behalf, I, Shettima Ali Monguno, Federal Commissioner for Mines and Power, hereby make the following regulations :—

Amendment
of L.N. 76
of 1965.

1. In regulation 4 (i) of the Electricity (Private Licences) Regulations 1965, the words "or a State Government" shall be deleted.

Citation.

2. These regulations may be cited as the Electricity (Private Licences) (Amendment) Regulations 1975.

DATED this 18th day of March 1975.

SHETTIMA ALI MUNGUNO,
Federal Commissioner for Mines and Power

EXPLANATORY NOTE

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

The Regulation extends the application of the Electricity (Private Licences) Regulations 1965 to State Governments and their agencies.

L.N. 18 of 1975

ELECTRICITY ACT (CHAPTER 57)

Electrical Supply (Amendment) Regulations 1975

Commencement : 18th March 1975

In exercise of the Powers conferred by section 4 of the Electricity Act, and of all other powers enabling me in that behalf, I, Shettima Ali Monguno, Federal Commissioner for Mines and Power, hereby make the following regulations :—

1. The Electrical Supply Regulations are hereby amended as follows :—

(a) in regulation 2, in the definition of "Licensee" for the words "local authority, company, body, person, or persons" where they twice occur there shall be substituted the word "person";

(b) Regulation 5, shall be deleted.

2. These regulations may be cited as the Electrical Supply (Amendment) Regulations 1975.

Amendment
of Electrical
Supply
Regulations.
Page 300,
Vol. VII
Laws of the
Federation.

Citation.

DATED this 18th day of March 1975.

SHETTIMA ALI MUNGUNO,
Federal Commissioner for Mines and Power