

Supplement to Official Gazette Extraordinary No. 26, Vol. 72, 17th May,  
1985—Part A

MINISTER OF THE FEDERAL CAPITAL TERRITORY  
(DELEGATION OF POWERS) DECREE 1985



ARRANGEMENT OF SECTIONS

*Section*

1. Delegation of functions to the Minister of the Federal Capital Territory.
2. Exemptions.

3. Transitional provisions.
4. Interpretation.
5. Citation and commencement.

Decree No. 12

[28th May 1984]

Commence-  
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows :—

1. As from the commencement of this Decree, the Head of the Federal Military Government, has delegated to the Minister of the Federal Capital Territory, the following functions, that is to say—

Delegation  
of functions  
to the  
Minister of  
the Federal  
Capital  
Territory.  
1976 No. 6.

(a) any function or power conferred on the Chairman of the Federal Capital Development Authority pursuant to the Federal Capital Territory Act 1976 ;

(b) any executive power of the Federal Military Government vested in the Head of the Federal Military Government pursuant to section 263 (a) or any other section of the Constitution and exercisable within the Federal Capital Territory ;

(c) any function or power conferred by any law set out in the Schedule to the Federal Capital Territory (Applicable Laws) Decree 1984 vested in the Governor or Military Governor of a State ;

(d) the powers vested in the Head of the Federal Military Government by Section 1 (1) (d) (i) of the Public Officers (Special Provisions) Decree 1984 ; and

1984 No. 17.

(e) such other functions as the Supreme Military Council or the Head of the Federal Military Government, as the case may be, may from time to time confer on the Minister.

## Exemptions.

2. The powers delegated to the Minister under the provisions of section 1 of this Decree shall not include—

(a) the exercise within the Federal Capital Territory of any executive or other functions of the Federation, the Supreme Military Council, the Advisory Judicial Committee or any other Federal Government Authority ;

(b) any power expressly excepted under any other law, instrument or otherwise howsoever.

## Interpretation.

3. In this Decree, unless the context otherwise requires—

“Constitution” means the Constitution of the Federal Republic of Nigeria 1979, as affected by the Constitution (Suspension and Modification) Decree 1984 ;

1984 No. 1.

“Minister” means the Minister of the Federal Capital-Territory.

## Citation.

4. This Decree may be cited as the Minister of the Federal Capital Territory (Delegation of Powers) Decree 1985 and shall be deemed to have come into force on 28th May 1984.

MADE at Lagos this 15th day of May 1985.

MAJOR-GENERAL M. BUHARI,  
*Head of the Federal Military Government,  
Commander-in-Chief of the Armed Forces,  
Federal Republic of Nigeria*

## EXPLANATORY NOTE

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

The above Decree delegates to the Minister of the Federal Capital Territory all the functions conferred on the Military Governor of a State under the provisions of the enactments specified in the Schedule to the Federal Capital Territory (Applicable Laws) Decree 1984 (1984 No. 12) ; all the powers exercisable by the Chairman of the Federal Capital Development Authority under the provisions of the Federal Capital Territory Decree 1976 (1976 No. 6) ; the powers conferred on the Head of the Federal Military Government by section 1 (1) (d) (i) of the Public Officers (Special Provisions) Decree 1984 (No. 17). The powers delegated under the Decree do not include Constitutional or Statutory powers specifically conferred on and exercisable by the Supreme Military Council, the Advisory Judicial Committee or other Federal Government Authority.