

Supplement to Official Gazette Extraordinary No. 16, Vol. 75, 4th March,
1988—Part B
S.I. 3 of 1988

NATIONAL ECONOMIC EMERGENCY POWERS
DECREE 1985
(1985 No. 22)

National Economic Emergency Powers (Nigerian Labour
Congress) Order 1988

Commencement : 29th February 1988

WHEREAS the Federal Military Government declared a state of national economic emergency in October 1985 with a view to restoring the Nigerian economy to a path of sustained growth and development ;

AND WHEREAS an atmosphere of industrial peace and harmony is essential to the attainment of the objectives and policies set out in and pursuant to the National Economic Emergency Powers Decree 1985 ;

AND WHEREAS there now exists in the Nigerian Labour Congress a crisis which has led to its factionalisation and which is considered detrimental to an atmosphere of industrial peace and harmony necessary for the attainment of the goals of national economic recovery :

NOW THEREFORE in exercise of the powers conferred upon me by sections 2 and 3 of the National Economic Emergency Powers Decree 1985, and of all other powers enabling me in that behalf, I, General Ibrahim Badamasi Babangida, President, Commander-in-Chief of the Armed Forces, Federal Republic of Nigeria, hereby make the following Order :—

1.—(1) The two factions of the Nigerian Labour Congress (hereinafter in this order referred to as the "Congress") set out in the Schedule to this Order are hereby declared illegal and unlawful.

Non-recognition of the factions of the Congress.

(2) The purported elections of the National Executive Council and the conferences held by the factions of the Congress are hereby declared null and void and of no effect whatsoever.

2.—(1) The National Executive Councils which emerged from the purported elections held at the said conferences are hereby dissolved forthwith.

Conferences held by faction declared void.

(2) The officers of the factions including the two general secretaries are hereby removed from office forthwith.

3. There shall for the purposes of this Order be an Administrator for the Congress who shall be appointed by the Minister of Employment, Labour and Productivity with the approval of the President, Commander-in-Chief of the Armed Forces.

Appointment of Administrator.

4. The Administrator shall, after consultation with the Minister, administer and organise the affairs of the Congress and shall manage and protect the funds and properties of the Congress.

General functions of the Administrator.

Special functions of the Administrator.

5. The Administrator shall within six months of his appointment organise special delegates conference at which all the industrial unions affiliated to the Congress shall participate and a new National Executive Council elected therefrom.

Surrender of properties, etc., to Administrator.

6. Without any further assurance other than this Order, the Congress or any person holding or having possession of any property or assets of the Congress shall surrender to the Administrator such property or asset (including check-off dues).

Penalty for non-compliance.

7. Any person who fails to comply with the provisions of this Order shall be liable on conviction to a fine of ₦10,000.00 or imprisonment for a term not exceeding 2 years or to both such fine and imprisonment.

Citation.

8. This Order may be cited as the National Economic Emergency Powers (Nigerian Labour Congress) Order 1988.

SCHEDULE

Section 1 (1)

<i>Name of Faction</i>	<i>Headed by</i>
1. Nigerian Labour Congress (Marxist Faction)	Mr Ali Chiroma Dr L. A. Osunde
2. Nigerian Labour Congress (Democrats Faction)	Mr Takai Shamang Mr A. K. Seidu

MADE at Lagos this 29th day of February 1988.

GENERAL I. B. BABANGIDA,
*President, Commander-in-Chief
of the Armed Forces,
Federal Republic of Nigeria*

EXPLANATORY NOTE

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

The Order dissolves the National Executive Councils of the two factions of the Nigerian Labour Congress and declares invalid all the conferences held by the two factions of the said Congress.

It further provides for the appointment of an Administrator to conduct the affairs of the Congress within six months of his appointment during which period he shall organise special delegates conference to elect a new National Executive for the Congress.

S.I. 4 of 1988

NATIONAL ECONOMIC EMERGENCY POWERS DECREE 1985
(1985 No. 22)

**National Economic Emergency Powers (Dissolution, Etc., of States
Executive Councils of the Nigerian Labour Congress) Order 1988**

Commencement : 29th February 1988

In exercise of the powers conferred upon me by sections 2 and 3 of the National Economic Emergency Powers Decree 1985, and of all other powers enabling me in that behalf, I, General Ibrahim Badamasi Babangida, President, Commander-in-Chief of the Armed Forces, Federal Republic of Nigeria, hereby made the following Order :—

1.—(1) All Executive Councils of the Nigerian Labour Congress in any State of the Federation or any part thereof are hereby dissolved.

Dissolution,
etc. of States
Executive
Councils of
the Nigerian
Labour
Congress.

(2) All members of the Executive Councils (including Chairmen and Secretaries) are hereby removed.

2.—(1) The Minister of Employment, Labour and Productivity, with the approval of the President, Commander-in-Chief of the Armed Forces, may appoint such number of Administrators to administer and organise the affairs of the Nigerian Labour Congress in any State of the Federation.

Appoint-
ment-and
functions of
the Admini-
strator.

(2) Any Administrator, appointed pursuant to section 2 of this Order, shall, after consultation with the Minister, manage and protect the funds and properties of the Congress within the State for which he is appointed.

3. The Administrator shall within six months of his appointment organise special delegates conference at which all the industrial unions affiliated to the Congress shall participate and a new Executive Council of the Nigerian Labour Congress for States shall be elected therefrom.

Special
functions of
the
Administra-
tor.

4. Without any further assurance other than this Order, the Congress or any person holding or having possession of any property or assets of the Congress in any State shall surrender to the Administrator appointed for that State such property or asset (including check-off dues).

Surrender
of properties
etc. to the
Administra-
tor.

5. Any person who fails to comply with the provision of this Order shall be liable on conviction to a fine of ₦10,000.00 or imprisonment for a term not exceeding 2 years or to both such fine and imprisonment.

Penalty for
non-
compliance.

6. This Order may be cited as the National Economic Emergency Powers (Dissolution, etc., of States Executive Councils of the Nigerian Labour Congress) Order 1988.

Citation.

MADE at Lagos this 29th day of February 1988.

GENERAL I. B. BABANGIDA,
*President, Commander-in-Chief
of the Armed Forces,
Federal Republic of Nigeria*

EXPLANATORY NOTE

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

The Order dissolves the States Executive Councils of the Nigerian Labour Congress and provides for the appointment of an Administrator to conduct the affairs of the Congress and manage the funds of the Congress within the States of the Federation.