

*Extraordinary*



# Federal Republic of Nigeria

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S.I. 12 of 2002

**TRIBUNALS OF INQUIRY ACT  
(CAP 447 LFN)**

*Commencement: 6<sup>th</sup> August 2002*

**INSTRUMENT CONSTITUTING A TRIBUNAL OF INQUIRY FOR THE  
INVESTIGATION OF THE EXECUTIVE AIRLINE SERVICES BAC 1-11  
PLANE CRASH IN KANO ON 4<sup>TH</sup> MAY, 2002**

In exercise of the powers conferred upon me by section 1 of the Tribunals of Inquiry Act and of all other powers enabling me in that behalf, **I, OLUSEGUN OBASANJO**, President of the Federal Republic of Nigeria, hereby constitute and appoint a Tribunal of Inquiry for the investigation of the Executive Airline Services BAC 1-11 plane crash in Kano on 4<sup>th</sup> May, 2002 with the terms of reference hereinafter appearing:

AND for that purpose, I appoint-

Hon. Justice Wilson S. Egbo-Egbo	-	<i>Chairman</i>
Prof. Oluwole Akanle	-	<i>Member</i>
Group Capt. Obakpalor	-	<i>Member</i>
Mr. E. Akeh (Ag. Director Met.)	-	<i>Member</i>
Capt. Henry Omeogu	-	<i>Member</i>
Engr. Alex Ajuyah	-	<i>Member</i>
Engr. (Mrs) Damilola M. Wright	-	<i>Member</i>
Mr. C.O. Okwusogu	-	<i>Member/Secretary</i>

to be members of the Tribunal of Inquiry with full powers and authority to hold public hearing but without prejudice to the exercise of the powers conferred under the proviso to section 1(2)(d) of the said Act.

AND I direct that Hon. Justice Wilson S. Egbo-Egbo aforesaid shall be the Chairman and I appoint Mr. C.O. Okwusogu member and Secretary to the Tribunal of Inquiry.

**AND I** further direct that six members of the Tribunal of Inquiry, one of whom shall be the Chairman, shall constitute a quorum and that the Tribunal of Inquiry shall hold its first meeting as soon as may be practicable after the date of this Instrument.

*Terms of Reference*

The Tribunal of Inquiry shall-

- (a) investigate the possible cause or causes of the Executive Airline Services BAC 1-11 plane crash in Kano on 4<sup>th</sup> May, 2002;
- (b) ascertain the number of persons who lost their lives or sustained injuries and the extent of damage to private or public property, if any, arising from the accident;
- (c) examine the operations of the Nigerian aviation private sector to determine if they played any role in this matter and make appropriate recommendations;
- (d) examine the suitability of the foreign agencies that engage in procurement, leasing and maintenance transactions with Nigerian airline operators;
- (e) make recommendations generally which will improve the operations of air transportation in Nigeria and forestall future accidents;
- (f) investigate any other matter incidental or relevant to the terms of reference which in its view should be investigated.

**AND I** hereby direct the Tribunal of Inquiry to submit its interim reports to me, from time to time, but shall, in any case, submit its final report not later than thirty days from the date of its first public sitting or within such extended period as may be authorised by me in writing.

**GIVEN AND ISSUED** under my hand at Abuja this 6<sup>th</sup> day of August 2002.

**OLUSEGUN OBASANJO,**  
*President of the Federal Republic of Nigeria*

S. L 13 of 2002

**TRIBUNALS OF INQUIRY ACT  
(CAP 447 LFN)**

*Commencement: 8<sup>th</sup> August 2002*

**INSTRUMENT CONSTITUTING A TRIBUNAL OF INQUIRY FOR THE  
INVESTIGATION OF THE MANAGEMENT OF THE AFRICAN  
PETROLEUM PLC.**

In exercise of the powers conferred upon me by section 1 of the Tribunals of Inquiry Act and of all other powers enabling me in that behalf, I, **OLUSEGUN OBASANJO**, President of the Federal Republic of Nigeria hereby constitute and appoint a Tribunal of Inquiry for the investigation of the financial management and other transactions of the African Petroleum PLC from its inception until privatisation and with the terms of reference appearing in this Instrument:

**AND** for that purpose, I appoint-

Justice E.R. Nkop (rtd)	-	<i>Chairman</i>
Prof. Julius Ihonvbere	-	<i>Member</i>
Ben Akabueze	-	<i>Member</i>
Barrister Offem Obono-obla	-	<i>Member</i>
Mr. Matthew Attah Akwe Doma	-	<i>Member</i>
Mr. Patrick Okon Peters	-	<i>Member</i>
Mr. Frank Ojadi	-	<i>Member</i>
Barrister Ado Adamu	-	<i>Member</i>
Mr. Ojang C. Omang	-	<i>Secretary</i>

to be members of the Tribunal of Inquiry with full powers and authority to hold public hearing but without prejudice to the exercise of the powers conferred under the proviso to section 1(2)(d) of the said Act.

**AND I direct that Honourable Justice E.R. Nkop (rtd) aforesaid shall be the Chairman and I appoint Mr Ojang C. Omang to be the Secretary to the Tribunal of Inquiry.**

**AND I further direct that five members of the Tribunal of Inquiry, one of whom shall be the Chairman, shall constitute a quorum and that the Tribunal of Inquiry shall hold its first meeting as soon as may be after the date of this Instrument and the Tribunal of Inquiry shall thereafter hold the said inquiry in Abuja or such other place or places and upon such dates as the Chairman may determine.**

*Terms of Reference*

**The Tribunal of Inquiry shall -**

- (a) examine the finances and the financial management of the African Petroleum PLC (in this Instrument referred to as "the company") and for this purpose, examine all the books of account and records and determine whether there has been compliance with appropriate regulations;**
- (b) investigate the application of funds, including budgetary allocations, special grants, loans for specific projects and proceeds from the sale of its products and make appropriate recommendations in the light of the findings;**
- (c) examine the organisational structure of the company vis-a-vis its overall output;**
- (d) assess the effectiveness of the company with regard to its domestic and international obligations;**
- (e) ascertain the marketing policies of the company from its inception until privatisation and determine their impact on the revenue of the company;**
- (f) recover any funds or properties of the Company found to have been corruptly or illegally taken over by unauthorised persons;**
- (g) make appropriate recommendations on ways and means of recovering any sums misappropriated and measures to bring to book those involved in the misappropriation;**

(h) investigate any other matter incidental or relevant to the terms of reference which in its view should be investigated.

AND I hereby direct the Tribunal of Inquiry to submit its reports to me not later than three months from the date of its first public sitting or within such extended period as may be authorised by me in writing.

**GIVEN AND ISSUED** under my hand at Abuja this 28<sup>th</sup> day of August 2002.

**OLUSEGUN OBASANJO,**  
*President of the Federal Republic of Nigeria*





S. I. 14 of 2002

**CONSTITUTION OF THE FEDERAL REPUBLIC  
OF NIGERIA 1999**

**National Institute for Policy and Strategic Studies  
(Modification) Order 2002**

*Commencement: 1<sup>st</sup> June 2002*

In exercise of the powers conferred upon me by subsections (1) (a), (2) and (4) (a)(i) of section 315 of the Constitution of the Federal Republic of Nigeria 1999 and of all other powers enabling me in that behalf, I, OLUSEGUN OBASANJO, President of the Federal Republic of Nigeria, hereby make the following Order: -

1. The National Institute for Policy and Strategic Studies Act is hereby modified as provided in this Order. Modification of  
Cap. 262 LFN.

2. Section 5 of the National Institute for Policy and Strategic Studies Act is hereby modified in subsection (2) by substituting therefor the following new subsection, that is - Modification  
of section 5.

“(2) The Director-General shall be appointed by the President and the appointment shall be subject to confirmation by the Senate.”

3. This Order shall be cited as the National Institute for Policy and Strategic Studies (Modification) Order 2002 and shall be deemed to have come into force on 1<sup>st</sup> June 2002. Citation and  
commencement.

**MADE** at Abuja this 31<sup>st</sup> day of August 2002

**Olusegun Obasanjo, GCFR,  
President of the 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 modifies the National Institute for Policy and Strategic Studies Act to bring it into conformity with the 1999 Constitution on the appointment of the Director-General of the Institute.

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*Government Notice No. 143*

**FORFEITURE OF PLOT NO 3233 A/6 MAITAMA DISTRICT,  
ABUJA; CERTIFICATE OF OCCUPANCY NO. MFC/ABU/KW 3067**

It is hereby notified for public information that Plot No 3233 A/6 Maitama District, Abuja, with certificate of occupancy no MFC/ABU/KN 3067 formerly owned by FEX COLLINS COMMUNICATIONS LIMITED and seized from Professor Eric Opia, the former Sole Administrator of the Oil Mineral Producing Areas Development Commission (OMPADEC) was forfeited to the Federal Government of Nigeria and handed over to the dissolved Oil Mineral Producing Areas Development Commission (OMPADEC) and the title thereon is now by this Notice vested in the Niger Delta Development Commission established by the Niger Delta Development Commission Act 2000.

**DATED** at Abuja this 22<sup>nd</sup> day of May 2002.

**Kanu G. Agabi, SAN**  
*Attorney-General of the Federation*

