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L.N. 40 of 1959

REvised Edition (laws of the Federation
And Lagos) Ordinance, 1958
(No. 25 of 1958)

Revised Edition (Authorised Omissions) (Amendment) Order, 1959

Commencement: 5th February, 1959

In exercise of the powers conferred by section 5 of the Revised Edition
(Laws of the Federation and Lagos) Ordinance, 1958, the Minister of Com-
munications and Aviation has made the following Order—

1. This Order may be cited as the Revised Edition (Authorised Omissions)
   (Amendment) Order, 1959.

   (hereinafter referred to as the principal Order) is amended by the substitution
   thereto of the following new paragraph—
   "(a) any Ordinance providing for the appropriation of moneys from the
   revenue of the Federation for the services of the Federation."

3. The Schedule to the principal Order is amended by the addition after
   item (54) of the following items—
   (55) Colonial Treasury Bills Ordinance (Cap. 36)
   (56) Customs Duties (Additional Duties) Ordinance (Cap. 49)
   (57) Gaskiya Corporation Ordinance (Cap. 77)
   (58) Importation of Textiles (Quotas) Ordinance (Cap. 91)
   (59) Wireless Telegraphy Ordinance (Cap. 233)
   (60) Section 4 of the Mandated and Trust Territories Ordinance,
   1949 (17 of 1949)
   (61) West African Cocoa Research Institute (Nigerian Status) Ordinance
   1950 (6 of 1950)
   (62) Pensions (Previous Service on Contract) Ordinance, 1951 (5 of 1951)
   (63) Medical Auxiliaries Registration Ordinance, 1952 (16 of 1952)
   (64) Nigerian Military Forces (Military Units) Ordinance, 1953 (7) of
   1953
   (65) Western Region Loans Law, 1953 (W.R. Law 8 of 1954)
   (66) Western Region Local Loans (Western Region) (Registered
   Stock) Law, 1953 (W.R. Law 9 of 1954)
   (67) Nigerian Government Railway Pensions (Transfer of Funds and
   Liabilities) Ordinance, 1957 (11 of 1957)
   (68) Distribution of German Enemy Property Ordinance, 1957 (42 of
   1957)

Made at Lagos this 28th day of January, 1959.

S. L. AKINTOLA,
Minister of Communications and
Aviation
EXPLANATORY NOTE

This Order adds a number of enactments to the list of enactments which may be omitted from the Revised Edition previously set out in the Revised Edition (Authorised Omissions) Order, 1958.

AG0020

L.N. 41 of 1959

EDUCATION (LAGOS) ORDINANCE, 1957
(No. 26 of 1957)

Education (Lagos) (Relaxation of Building Bye-Laws) (No. 2) Order, 1959

Commencement : 5th February, 1959

In exercise of the powers conferred by section 27 of the Education (Lagos) Ordinance, 1957, the Minister of Education has made the following Order—

1. This Order may be cited as the Education (Lagos) (Relaxation of Building Bye-Laws) (No. 2) Order, 1959.

2. The provisions of the Townships (Lagos) Bye-Laws set out in the second column of the Schedule hereto, and the provisions of the Lagos Building Regulations, 1957, set out in the third column of the said Schedule shall not apply in relation to the buildings set out in the first column of the said Schedule, plans of which have been approved in accordance with section 27 of the Education (Lagos) Ordinance, 1957.

SCHEDULE

<table>
<thead>
<tr>
<th>Name and address of School</th>
<th>Numbers of the Townships (Lagos) Bye-Laws not to apply</th>
<th>Numbers of the Lagos Building Regulations, 1957 not to apply</th>
</tr>
</thead>
<tbody>
<tr>
<td>St. Patrick’s School</td>
<td>6, 15, 16, 17, 22, 33 (2), 34, 35, 37, 54, 55, 57 and 66.</td>
<td>6, 10 and 12</td>
</tr>
<tr>
<td>Idumagbo</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Made at Lagos, the 26th day of January, 1959.

AJA NWACHUKU,
Minister of Education,
Federation of Nigeria

SME63/S. 3/C. 1
L.N. 42 of 1959

PRISON'S ORDINANCE (CHAPTER 177)
Appointment of Prisons (Amendment) Order, 1959

Commencement: 5th February, 1959

In exercise of the powers conferred by section 3 of the Prisons Ordinance, the Governor-General, after consultation with the Council of Ministers, has made the following Order—

1. This Order may be cited as the Appointment of Prisons (Amendment) Order, 1959.

2. The Schedule to the Appointment of Prisons Order in Council is amended by deleting the entries therein relating to Jos and substituting the following—

<table>
<thead>
<tr>
<th>Place</th>
<th>Designation</th>
<th>Province, District, etc.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jos, including Lamingo Valley Prison Camp</td>
<td>Convict Prison</td>
<td>Province of Plateau</td>
</tr>
</tbody>
</table>

Made at Lagos this 28th day of January, 1959.

MAURICE JENKINS,
Acting Deputy Secretary to the Council of Ministers

MIAP.31

L.N. 43 of 1959

MINERALS ORDINANCE (CHAPTER 134)
Safe Mining (Amendment) Regulations, 1959

Commencement: 1st March, 1959
(regulation 3, 1st January, 1960)

In exercise of the powers conferred by section 120 of the Minerals Ordinance, the Governor-General, after consultation with the Council of Ministers, has made the following regulations—

1. (1) These regulations may be cited as the Safe Mining (Amendment) Regulations, 1959, and, subject to paragraph (2), shall come into operation on the 1st March, 1959.

(2) Regulation 3 shall come into operation on the 1st January, 1960.

2. Regulation 110 of the Safe Mining Regulations (hereinafter referred to as the principal regulations) as substituted by the Safe Mining (Amendment) Regulations, 1948, is revoked and replaced by the following regulation—

Nigerian Coal Mines Examination Board. 110. (1) There shall be a Board of Examiners (to be known as the Nigerian Coal Mines Examination Board) for the examination of applicants for—

(a) the Second Class Certificate of Competency;
(b) the Overman's Certificate of Competency;
(c) the Mines Surveyor's Certificate.
The Board shall consist of the Chief Inspector of Mines or his representative, who shall be the Chairman of the Board, and two other persons whose qualifications are approved by the Minister for such periods as the Minister may think fit.

(2) The Minister may for any cause which he shall think sufficient revoke the appointment of any person appointed by him to be a member of the Board and may nominate any person to fill the place of any member of the Board who may be unable to attend any meeting of the Board.

(3) The Board shall hold examinations for the purpose of ascertaining the fitness of applicants for—

(a) the Second Class Certificate of Competency;

(b) the Overman's Certificate of Competency;

(c) the Mines Surveyor's Certificate; and for such other purposes as the Minister may from time to time direct, at such times and in such places as may be fixed by the Board.

(4) The Board shall make rules for the conduct of examinations and such rules shall be subject to the approval of the Minister who before giving his approval may make such amendments to them as he may think fit.

(5) No person shall be admitted to be examined for a Second Class Certificate of Competency unless he—

(a) has attained the age of 25 years;

(b) has had at least 5 years practical experience in coal mines either in Nigeria or partly in Nigeria and partly elsewhere;

(c) has furnished testimonials or other evidence of good character to the satisfaction of the Board:

Provided that the holder of a diploma or degree approved by the Board may be admitted to the examination with more than four years practical experience as aforesaid.

(6) No person shall be admitted to be examined for an Overman's Certificate of Competency unless he—

(a) has attained the age of 23 years;

(b) has had at least three years practical underground experience in coal mines.

(7) No person shall be admitted to be examined for a Mines Surveyor's Certificate unless he—

(a) has attained the age of 23 years;

(b) has had 5 years underground experience of which at least 3 years was on survey work:

Provided that the holder of a diploma or degree or licence approved by the Board may be admitted to the examination or exempted from the examination after more than 3 years underground experience.
(8) The Board shall deliver to every applicant who passes one of the examinations specified in paragraph (1) the appropriate certificate and shall keep registers of the holders of such certificates.

3. Regulation 110A of the principal regulations, as inserted by the Safe Mining (Amendment) Regulations, 1948, is revoked and replaced by the following regulations—

"Qualification of officials.

110A. (1) No person other than persons holding such office on the 1st January, 1960 shall hold any office in a coalmine superior to an overman unless he is the holder of either—

(a) a Second Class Certificate of Competency awarded by the Board hereby constituted; or

(b) a certificate which in the opinion of the Board is equivalent to such Second Class Certificate and awarded by any other examining body duly recognised by the Board for this purpose.

(2) No person other than persons holding such office on the 1st January, 1960, shall hold the office of overman unless he is the holder of either—

(a) an Overman’s Certificate of Competency awarded by the Board hereby constituted; or

(b) a certificate which in the opinion of the Board is equivalent to such Overman’s Certificate of Competency and awarded by any other examining body duly recognised by the Board for this purpose.

(3) No person other than persons holding such office on the 1st January, 1960, shall hold the office of mine surveyor unless he is the holder of either—

(a) a Mines Surveyor’s Certificate awarded by the Board hereby constituted; or

(b) a Certificate which in the opinion of the Board is equivalent to such Mines Surveyor’s Certificate and awarded by any other examining body duly recognised by the Board for this purpose.

4. Regulation 110B of the principal regulations, as inserted by the Safe Mining (Amendment) Regulations, 1948, is amended by—

(a) the deletion of the word "Governor-General" wherever it occurs and the substitution therefor of the following—

"Minister";

(b) the deletion of the words "a Second Class Certificate of Competency" and the substitution therefor of the following—

"any certificate granted";

(c) the deletion of the words "an Overman or Under-Manager of a mine, unfit to continue to hold a certificate of competency" and the substitution therefor of the following—

"a subordinate officer of a mine, unfit to continue to hold such certificate".

Revocation and replacement of regulation 110A.
5. Nothing in these regulations shall affect the validity of any certificate granted or rules made under the principal regulations before the date of the coming into operation of these regulations and any such certificate or rules having effect immediately before such date shall be deemed to have been granted or made under the principal regulations as amended by these regulations.

MADe at Lagos the 26th January, 1959.

MAURICE JENKINS,
Acting Deputy Secretary to the
Council of Ministers

EXPLANATORY NOTE

These regulations amend the Safe Mining Regulations with the object of introducing two new certificates to be granted by the Nigerian Coal Mines Examination Board, namely, the Overman's Certificate of Competency and the Mines Surveyor's Certificate, and of making the grant of certificates more stringent generally. Certain functions of the Governor-General in connection with the certificates are transferred to the Minister.

L.N. 44 of 1959

INCOME TAX ORDINANCE (CHAPTER 92)
Income Tax (Appointment of Appeal Commissioner) Notice, 1959

Commencement: 5th February, 1959

In exercise of the powers conferred by subsection (5) of section 60 of the Income Tax Ordinance, as amended by the Income Tax Administration Ordinance, 1958, the Minister of Finance of the Federation has given the following notice—

1. This notice may be cited as the Income Tax (Appointment of Appeal Commissioner) Notice, 1959.

2. The following person is hereby appointed to be an Appeal Commissioner in respect of the Body of Appeal Commissioners established by the Income Tax (Establishment of Body of Appeal Commissioners) Notice, 1959—

Chief Johnson Osuji Njemanze

GIVEN at Lagos this 22nd day of January, 1959.

R. A. CLARKE,
Permanent Secretary,
Ministry of Finance