

L.N. 218 of 1959

DIPLOMATIC PRIVILEGES (EXTENSION) ORDINANCE, 1947

(No. 25 of 1947)

Diplomatic Privileges (CCTA) Order, 1959

Commencement : 15th October, 1959

In exercise of the powers conferred by section 3 of the Diplomatic Privileges (Extension) Ordinance, 1947, the Governor-General, after consultation with the Council of Ministers, has made the following Order—

1. This Order may be cited as the Diplomatic Privileges (CCTA) Order, 1959, and shall be of Federal application.

Citation and application.

A—THE ORGANISATION

2. The Commission for Technical Co-operation in Africa South of the Sahara (hereinafter referred to as the Commission) is an organisation of which the United Kingdom and foreign sovereign Powers are members.

International membership.

3. The Commission 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. No waiver of immunity shall be deemed to extend to any measure of execution.

Body corporate.

4. The Commission shall have the like inviolability of official archives and premises occupied as offices as is accorded in respect of official archives and premises of an envoy of a foreign sovereign Power accredited to Her Majesty.

Archives and premises.

5. The Commission shall have the like exemption or relief from taxes and rates, other than taxes on the importation of goods, as is accorded to a foreign sovereign Power.

Taxes and rates.

6. The Commission shall have exemption from taxes on the importation of goods directly imported by the Commission for its official use in Nigeria or for exportation, or on the importation of any publications of the Commission directly imported by it, such exemption to be subject to compliance with such conditions as the Board of Customs and Excise may prescribe for the protection of the revenue of the Federation.

Customs duties.

7. The Commission shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the Commission for its official use and in the case of any publications of the Commission directly imported or exported by it.

Control of imports and exports.

B—REPRESENTATIVES, OTHER THAN REPRESENTATIVES OF HER MAJESTY'S
GOVERNMENT IN THE UNITED KINGDOM, ON ORGANS
OR COMMITTEES OF THE COMMISSION

8. (i) Except in so far as in any particular case any privilege or immunity is waived by the Governments whom they represent, representatives of member Governments at conferences, meetings, working parties, committees or councils of the Commission or organs thereof shall enjoy—

Privileges of representatives.

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

(b) immunity from legal process of every kind in respect of words spoken or written and things done or omitted to be done by them in their capacity as representatives.

(ii) Where the incidence of any form of taxation depends upon residence, representatives shall not be deemed to be resident in Nigeria during any period when they are present in Nigeria for the discharge of their duties.

(iii) For the purposes of the application of this section the expression "representatives" shall be deemed to include, in addition to the representatives, the following members of their official staffs accompanying them as such representatives—

- (a) alternate representatives,
- (b) advisers,
- (c) technical experts,
- (d) secretaries of delegations,

and Part IV of the Schedule to the Ordinance shall not operate so as to confer privileges or immunities on the staffs of representatives other than on those persons falling within the above-mentioned descriptions.

(iv) The provisions of the preceding paragraphs of this section shall not confer any immunity or privilege on any person as the representative of Her Majesty's Government in the United Kingdom and Colonies.

C—HIGH OFFICIALS OF THE COMMISSION

Secretary-General and acting Secretary-General.

9. Except in so far as in any particular case any privilege or immunity is waived by the Commission, any officer of the Commission holding the office of Secretary-General (including any officer acting for him during his absence from duty on vacation leave) shall be accorded in respect of himself, his spouse and his children under the age of twenty-one, the like immunity from suit and legal process, the like inviolability of residence and the like exemption or relief from taxes, other than income tax, as is accorded to an envoy of a foreign sovereign power accredited to Her Majesty, his spouse and children, and exemption from income tax in respect of emoluments received by him as an officer of the Commission.

D—OTHER OFFICIALS OF THE COMMISSION

Other officials.

10. Except in so far as in any particular case any privilege or immunity is waived by the Commission, officials of the Commission of any category specified by it shall enjoy—

- (a) immunity from suit and legal process in respect of words spoken or written and things done or omitted to be done by them in the course of the performance of their duties;
- (b) exemption from income tax in respect of emoluments received by them as officers or servants of the Commission.

E—GENERAL

List to be published.

11. The names of the persons to whom the provisions of sections 8 and 9 of this Order apply shall be set forth in a list published from time to time under section 3 (2) of the Ordinance, and such lists shall show in regard to each person the date as from which, for the purposes of this Order, he first held the office or employment in question and the date when he ceased to hold that office or employment.

MADE at Lagos this 3rd October, 1959.

MAURICE JENKINS,
Acting Deputy Secretary to the
Council of Ministers

EXPLANATORY NOTE

This Order provides immunities and privileges required by the Protocol on Privileges and Immunities of the Commission for Technical Co-operation in Africa South of the Sahara.

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L.N. 219 of 1959

INDUSTRIAL DEVELOPMENT (INCOME TAX RELIEF)

ORDINANCE 1958 (No. 8 of 1958)

Industrial Development (Income Tax Relief) (Tea) Order, 1959

Commencement : 15th October, 1959

WHEREAS a representation has been made pursuant to subsection (1) of section 3 of the Industrial Development (Income Tax Relief) Ordinance 1958, for the making of an Order declaring the industry and the product set out in the Schedule to this Order to be a pioneer industry and a pioneer product:

AND WHEREAS all necessary steps have been taken pursuant to subsections (1) and (2) of section 3 of the said Ordinance, prior to the making of this Order:

NOW THEREFORE, in exercise of the powers conferred by subsection (2) of section 3 of the Industrial Development (Income Tax Relief) Ordinance 1958, the Governor-General, after consultation with the Council of Ministers, has made the following Order:

1. This Order may be cited as the Industrial Development (Income Tax Relief) (Tea) Order 1959, and shall be of Federal application.

Citation and application.

2. It is hereby declared that—

Declaration.

(a) the industry set out in the Schedule hereto shall be a pioneer industry; and

(b) the product set out in the Schedule hereto shall be the pioneer product of the industry.

SCHEDULE

Industry	Product
The cultivation and/or processing, blending and packing of tea.	Tea

MAURICE JENKINS,
Acting Deputy Secretary to the
Council of Ministers

LAGOS, 26th September, 1959.

I.2362

L.N. 220 of 1959

INTERPRETATION ORDINANCE (CHAPTER 94)

Delegation (Prisons Ordinance) (Amendment) Notice, 1959

Commencement : 15th October, 1959

In exercise of the powers conferred by section 33 of the Interpretation Ordinance, and with the consent of the Governors of the Northern, Eastern and Western Regions, the Governor-General notifies as follows—

1. This Notice may be cited as the Delegation (Prisons Ordinance) (Amendment) Notice, 1959, and shall be of Federal application.

2. Item 33 in the Schedule to Public Notice No. 47 of 1940 is amended by the deletion from paragraph (2) and from paragraph (3) of all the words in the third column and the substitution in each case of the following—

"In respect of the Northern Region, the Regional Minister of Internal Affairs;

In respect of the Western Region, the Regional Minister of Home and Mid-West Affairs;

In respect of the Eastern Region, the Regional Minister responsible for matters relating to Welfare;

In respect of the Southern Cameroons, the Premier of the Southern Cameroons;

In respect of Lagos, the Minister of Internal Affairs of the Federation."

Made at Lagos this 3rd day of October, 1959.

M. B. HALL,
Acting Secretary to the
Governor-General

EXPLANATORY NOTE

This notice effects a fresh delegation of the power to appoint prison visitors.

(P/2)

L.N. 221 of 1959

DIPLOMATIC PRIVILEGES (EXTENSION) ORDINANCE, 1947

(No. 25 of 1947)

Diplomatic Privileges (CCTA) Declaration of Application Notice, 1959

Commencement : 15th October, 1959

WHEREAS by section 2 of the Diplomatic Privileges (Extension) Ordinance, 1947 (hereinafter referred to as the Ordinance), it is enacted that the provisions of the Ordinance shall apply to any organisation declared by notice in the Gazette to be an organisation of which Her Majesty's Government in the United Kingdom and the Government or Governments of one or more foreign sovereign powers are members:

NOW, THEREFORE, by virtue and in exercise of the powers in this behalf by the Ordinance conferred notice is hereby given that the COMMISSION FOR TECHNICAL CO-OPERATION IN AFRICA SOUTH OF THE SAHARA is an organisation of which Her Majesty's Government in the United Kingdom and the Governments of other Foreign Sovereign Powers are members.

This Notice is of Federal application.

DATED at Lagos this 3rd October, 1959.

MAURICE JENKINS,
Acting Deputy Secretary to the
Council of Ministers

L.N. 222 of 1959

LAGOS LOCAL GOVERNMENT LAW, 1953

(W.R. No. 4 of 1953)

Removal of Vehicles (Lagos) Bye-Laws, 1959

Commencement : 15th October, 1959

In exercise of the powers conferred upon the Lagos Town Council by section 142 of the Lagos Local Government Law, 1953, the following bye-laws have been made with the approval of the Governor-General in Council—

1. This bye-law may be cited as the Removal of Vehicles (Lagos) Bye-Laws, 1959, and shall apply in the township of Lagos.

Citation and application.

2. In this bye-law,

Interpretation.

"Council" means the Lagos Town Council;

"testing officer" means the testing officer appointed by the Council or his assistants, or a police officer above the rank of sub-inspector;

"vehicles" includes "motor vehicle", "trailer" and "handtruck."

3. Where a vehicle —

(a) has broken down or been permitted to remain at rest on a street in such a position or in such condition or in such circumstances as to be likely to cause danger to other persons using the street, or

Broken-down and abandoned vehicles.

(b) has broken down or been permitted to remain at rest on a street in such a position or in such a condition or in such circumstances as to cause obstruction to other persons using the street, or having broken down on a street appears to have been abandoned or

(c) has been permitted to remain at rest on a street or in such circumstances as to appear to have been abandoned,

the testing officer may require the owner, or the person responsible for leaving the vehicle on the street, to remove such vehicle from the street to a safe place, and if the vehicle is in a dangerous or particularly obstructive position which necessitates its removal without waiting to require the owner or the person responsible for leaving it to remove it the testing officer may so remove it or arrange for its removal.

4. Where either the owner or the person responsible for leaving the vehicle on the street cannot be found or, where either be found, that person refuses, neglects or omits to remove the vehicle, the testing officer shall remove the vehicle or arrange for its removal to a safe place, and the cost of such removal, or of removal under bye-law 3, shall be recoverable from the owner of the vehicle or the person responsible for leaving it on the street.

Removal of broken down vehicles.

5. Any person removing or moving a vehicle under this bye-law may do so by towing or driving the vehicle in such manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove or move it as aforesaid.

Manner of removal.

Penalty.

6. Any person who fails to comply as soon as practicable with any requirement given under this bye-law shall be guilty of an offence and liable to a fine of ten pounds.

Made by the Lagos Town Council this 7th day of July, 1959.

D. M. O. AKINBIYI,
Town Clerk

APPROVED by the Governor-General in Council this 3rd day of October, 1959.

MAURICE JENKINS,
*Acting Deputy Secretary to the
Council of Ministers*

EXPLANATORY NOTE

The bye-laws give power to require the removal of broken-down or abandoned vehicles, and power to abate the nuisance created by such hazards in streets.

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