

L.N. 112 of 1964

THE CONSTITUTION OF THE FEDERATION  
(1963, No. 20)

Adaptation of Laws (Miscellaneous Provisions) Order, 1964

Commencement : 1st October, 1963

In exercise of the powers conferred upon him by section one hundred and fifty-six of the Constitution of the Federation the President acting in accordance with the advice of the Council of Ministers hereby makes the following Order—

1. The Acts referred to in the First Schedule to this Order (being Acts having effect by virtue of the said Constitution in whole or in part throughout the Federation) are hereby modified to the extent specified under the respective short titles thereof.

General modifications in statutes applicable mainly to the Federation.

2. The Acts referred to in the Second Schedule to this Order (being Acts which by virtue as aforesaid may be amended only in so far as they have effect in the Federal territory unless otherwise therein set out) are hereby modified to the extent specified under the respective short titles thereof.

General modifications in statutes applicable mainly to the Federal territory.

3. Except where otherwise expressly provided, if by this Order sections are to be added, or words substituted for certain other words in any section or portion of an existing enactment, or words are to be omitted or remain unmodified therein that addition, substitution or omission shall, as the case may require be made, or the words shall remain unmodified accordingly.

Substitution etc. recurrent in enactment.

4. If as a consequence of any modification effected by this Order a Minister is authorised to appoint any person to exercise any functions under the Act so modified, and such person is an officer in the public service of the Federation, the consent of the relevant authority controlling the particular service shall be necessary to such appointment; but a statement in the terms of any appointment that such consent has been given shall be *prima facie* evidence of such consent.

Appointment of member of Federal Public Service to exercise functions.

5.—(1) The provisions of this Order which adapt or modify any existing law so as to alter the manner in which or the authority by which or the law under or in accordance with which any powers are exercisable, shall not render invalid any notification, order, by-law, rule, regulation, or delegation duly made or issued, or anything done before the commencement of this Order. Any such notification, order, by-law, rule, regulation, or delegation may be revoked, varied or undone in the like manner, to the like extent and in the like circumstances as if it had been made, issued or done after the commencement of this Order by the competent authority, and under and in accordance with the provisions then applicable to such case.

Savings.

(2) Nothing in this Order shall affect the previous operation of or shall affect anything duly done, or suffered under any existing instrument, or any right, privilege, operation or liability already acquired, accrued or incurred under any law, or any penalty, forfeiture or punishment incurred in respect of any offence already committed against an existing law.

Short title,  
application,  
etc.

6.—(1) This Order may be cited as the Adaptation of Laws (Miscellaneous Provisions) Order 1964.

(2) The modifications and adaptations herein shall, in respect of every Act in the Schedules hereto, apply according as a section or other division intended to be hereby affected, applies to the Federation, or to the Federal territory.

## FIRST SCHEDULE

### ADMINISTRATION (FOREIGN EMPLOYMENT) ACT (CAP. 1)

#### Section 4

*Delete* "Governor-General" and *substitute* "Public Service Commission of the Federation".

#### Section 5

*Delete* "Every" and *substitute* "Any person exercising the powers of a".

### ADMINISTRATION OF ESTATES BY CONSULAR OFFICERS ACT (CAP. 3)

#### Section 3

*Delete* "Governor-General" and *substitute* "President"

*Delete* "Her Majesty" in paragraph (b) and *substitute* "the Government of the Federation".

### ADMINISTRATOR-GENERAL'S ACT (CAP. 4)

#### Section 2

In the definition of "High Court" *delete* the words of interpretation and *substitute* "the High Court of a territory".

#### Section 3

In subsection (1) *delete* "Governor" and *substitute* "Public Service Commission of the Federation".

#### Section 50

*Delete* subsections (3) and (5).

In subsection (4) *delete* "Governor-General" and *substitute* "Minister".

#### Section 53

*Delete* "Governor-General" and *substitute* "Minister".

#### Section 67

*Delete* "the divisional officer of the division" and *substitute* "the Minister or other authority exercising the powers of a divisional officer of the division in the region".

#### Section 70

In subsection (3) *delete* "1894" and *substitute* "1962" and *delete* the corresponding marginal note.

#### Section 74

*Delete* this section.

ADMIRALTY TRANSPORTS (DISCIPLINE) ACT (CAP. 5)  
(See under NAVY TRANSPORTS (DISCIPLINE) ACT)

ADULTERATION OF PRODUCE ACT (CAP. 6)

**Section 3**

Delete "The Governor-General may appoint" and substitute "There may appointed by the proper authority".

**Section 5**

In subsection (2) delete "Governor-General in Council" and substitute "Minister".

**Section 14**

Delete "Governor-General in Council" and substitute "President".

AIR NAVIGATION (SAFETY OF NAVIGATION) ACT  
(CAP. 8)

**Section 2**

In the definition of "Aerodrome" delete "or of Her Majesty's Air Force".

**Section 13**

In subsection (1) delete "or of the Southern Cameroons".

**Section 17**

Delete "Governor-General" and substitute "President".

ANTIQUITIES ACT (CAP. 12)

**Section 2**

In the definition of—

(a) "antiquity" delete "Governor-General" where it occurs and substitute "President";

(b) "the Minister" delete "by directions given under section 98 of the Nigeria (Constitution) Order in Council 1954".

**Section 4**

Delete except as to the marginal note and substitute—

"4.—(1) The Commission shall consist of a chairman and a deputy chairman both to be appointed by the Minister and such other members as may be appointed under subsection (2) of this section.

(2) The other members to be appointed shall comprise—

(a) three persons appointed by the Minister,

(b) four persons from each Region appointed by the respective Governors."

**Sections 9 (1), 14, 16, 17, 20, 26 (1)**

Delete references to "Governor-General" or "Governor-General in Council" wherever they occur and substitute "Minister".

**Sections 16, 26 (2)**

Delete references to "in Council" where they occur relative to a Governor of a Region.

AUDIT ACT (CAP. 17)

In the long title and in sections 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15.

Delete "of Federal Audit" where it occurs and substitute "of Audit of the Federation".

**Section 2**

Delete the definition of Director-General of the Oversea Audit Service.

**Section 3**

In subsection (1) *delete* the first sentence and *substitute* "There shall be appointed under the Constitution of the Federation a fit person to hold the office of Director of Audit of the Federation who shall not, while holding such office, be capable of holding any other office of profit under the State."

**Section 5**

*Delete* "the Governor-General shall appoint a" and *substitute* "there may be appointed a fit"

**Section 6**

*Delete* this section except as to the marginal note and *substitute*—

"6. If the office of Director of Audit of the Federation is vacant or the holder of the office is for any reason unable to perform the functions of the office some other person may, subject to the provisions of the Constitution of the Federation, be appointed to act in the office."

**Section 7**

In subsection (1) *delete* "under the general supervision of the Director-General of the Oversea Audit Service"

**Section 9**

In subsection (1) *delete* from "shall audit" up to the end of the subsection and *substitute* "may, if he thinks fit, audit the accounts of any body established by any Act."

In subsection (4) *delete* "Governor-General in Council" and *substitute* "Minister"

**Section 11**

*Delete* "Governor-General" and *substitute* "President"

**Section 13**

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Minister"

**Section 15**

*Delete* this section

**BANKING ACT (CAP. 19)****Section 3**

In paragraph (a) of subsection (5) *delete* "Governor-General in Council" and *substitute* "President"

**Section 14**

In paragraph (c) *delete* "Governor-General in Council" and *substitute* "President"

**BUILDING LINES (FEDERAL TRUNK ROADS) ACT (CAP. 27)****Section 2**

In the definition of "Federal trunk road" *delete* all words after "road" where it last occurs up to the end of the definition and *substitute* "under the Constitution of the Federation for the purposes of its construction, alteration and maintenance ;"

**CARRIAGE OF GOODS BY SEA ACT (CAP. 29)****Section 1**

In subsection (2) *delete* from the commencement up to "1894" and *substitute* "Nothing in this Act shall affect the operation of sections two hundred and forty-seven, two hundred and forty-eight, two hundred and forty-nine, two hundred and fifty-two, three hundred and eighty-two, and three hundred and eighty-three of the Merchant Shipping Act 1962,"

**CENTRAL BANK OF NIGERIA ACT (CAP. 30)****Section 2**

In the definition of "Region" or "Regional" *delete* the words "or to the southern Cameroons"



**Section 4**

In subsection (1) *delete* "Federal Government" and *substitute* "Government of the Federation".

*Delete* subsection (2) (as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960)

**Section 9**

In subsection (1) *delete* "Governor-General" and *substitute* "President"

**Section 11**

In paragraph (a) of subsection (2) *delete* "Governor-General" and *substitute* "President"

In paragraph (b) of subsection (2) *delete* "Governor-General" and *substitute* "Prime Minister"

**CHANGE OF TITLES ACT (CAP. 31)****Section 4**

*Delete* from "Governor-General in Council" up to the word "Cameroons" and *substitute* "Minister charged with responsibility for the ministry, department or office affected"

**Section 6**

*Delete* from "Governor-General in Council" up to the word "Cameroons" and *substitute* "Minister charged with responsibility for the department affected"

**CIVIL AVIATION (BIRTHS, DEATHS AND MISSING PERSONS) ACT (CAP. 33)****Section 2**

In the definition of "principal Registrar" *delete* all words after "appointed" up to the end of the definition and *substitute* "under the Births, Deaths and Burials Act."

**COINS ACT (CAP. 34)****Section 3**

In subsection (1) *delete* the words "Subject to the approval of the Secretary of State,"

**Section 8**

In paragraph (a) *delete* all words after "Region" up to the end of the paragraph.

**COMPANIES ACT (CAP. 37)****Section 2**

In the definition of "prescribed" *delete* "Governor-General" and *substitute* "President"

**Section 223**

In subsection (1) *delete* all words after "elsewhere" up to the end of the subsection and *substitute* "in accordance with the relevant provisions of the Oaths Act 1963"

**CONSULAR CONVENTIONS ACT (CAP. 38)****Section 4**

In subsection (1)—

(a) *delete* "this section" and *substitute* "any Act conferring diplomatic immunity or privilege",

(b) *delete* "Secretary" and *substitute* "Minister"

In subsection (2) *delete* "the United Kingdom and Colonies" and *substitute* "Nigeria"

**Section 5**

*Delete* "Governor-General" and *substitute* "Federal Minister charged with responsibility for External Affairs"

**Section 6**

In subsection (1)—

(a) *delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for Finance";

(b) *delete* "Her Majesty" and *substitute* "or on behalf of Nigeria".

In subsection (3)—

(a) *delete* from paragraph (b) "or the Southern Cameroons",

(b) *delete* from paragraph (c)—

(i) "or the Southern Cameroons" where it twice occurs, and

(ii) "or the Commissioner of the Cameroons, as the case may be,"

### COPYRIGHT ACT (CAP. 40)

**Section 2**

(a) in paragraph (a) *delete* "Comptroller of Customs and Excise" and *substitute* "Board of Customs and Excise";

(b) in paragraph (b),—

(i) *delete* "Comptroller" and *substitute* "said Board", and

(ii) *delete* "Governor-General in Council" and *substitute* "President";

(c) in paragraph (c) *delete* "Comptroller" where it twice occurs and *substitute* "said Board";

(d) in paragraph (d) *delete* "Customs Act" and *substitute* "Customs and Excise Management Act, 1958".

### CRIMINAL CODE ACT

(CAP. 42)

**Section 2**

In subsection (1) *delete* all words following "Region" where it first occurs up to the end of the subsection and *substitute* "and of the Federal territory with respect to the several matters therein dealt with, and shall apply as though the Federal territory were a Region"

In subsection (2) *delete* the word "first"

**Section 3**

*Delete* "in Council" where it occurs therein

### CRIMINAL CODE

(As the schedule to the Criminal Code Act)

**Section 1**

In subsection (1)—

In the definition of "court" in paragraph (d) *delete* "Federal Supreme Court and the judges" and *substitute* "Supreme Court and the Justices"

In the definition of "judicial officer" *delete* "and a judge of the Federal" and *substitute* "and a justice of the"

*Delete* the definition of "law officer" and *substitute*—

"Law Officer" in respect of the Federation or for the purposes of the Federal territory means the Attorney-General and the Solicitor-General of the Federation respectively, and includes the Director of Public Prosecutions and such other qualified officers, by whatever names designated, to whom any of the powers of a law officer are delegated by law or necessary intendment;

In the definition of "mail" *insert* immediately before the words "Her Majesty" the words "the Federation or of"

*Delete* the definition of "Nigeria" and *substitute*—

"Nigeria" means the Federal Republic of Nigeria;

In the definition of "officer of the Posts and Telegraphs Department" *delete* "Governor-General" and *substitute* "Public Service Commission of the Federation"

In the definition of "packet boat" *delete* the words "employed by or under the Post Office or Admiralty of the United Kingdom, as well as any vessel" and *substitute* "and includes any other vessel so"

In the definition of "person" and "owner" *delete* "Her Majesty" and *substitute* "the State"

In the definition of "person employed in the public service"—

(a) *delete* paragraph (1) and *substitute*—

"(1) any civil office, the power of appointing a person to which or removing a person from which is vested in the Public Service Commission, or any board; or"

(b) *delete* paragraph (2) and *substitute*—

"(2) any office to which a person is appointed by or under the Constitution of the Federation or any enactment; or"

(c) in that part of the definition commencing with the words "and the said term further includes" *delete* in paragraph (6) thereof the word "Governor-General" and *substitute* "President"

Subsection (1A) (as inserted by the Adaptation of Laws (Federal Provisions) Order, 1960)

*Delete* this subsection

Subsections (2) and (3)

*Delete* these subsections

## Section 10A

In subsection (1) *delete* the definition of "law of a Region" and *substitute*—

"law of a Region" in relation to—

(a) any Region other than the Northern Nigeria means any law enacted by the Legislature thereof or having effect by the Constitution of the Federation as if it were such a law;

(b) Northern Nigeria means any law so enacted or having such effect but subject to the provisions of the Penal Code (Northern Region) Federal Provisions Act, 1960, and

(c) the Federal territory or Lagos means any Act (including this Code) having effect throughout the Federation or applicable to the Federal territory only and includes any Act expressed to apply to Lagos as if it were a Region;

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## Section 15

*Delete* "military" and *substitute* "armed"

## Section 19

*Delete*—

(a) "Her Majesty" and *substitute* "the State"

(b) "Governor" and *substitute* "Attorney-General"

## Section 21

*Delete* all words after "affects" up to the end of the section and *substitute* "the prerogative of mercy where exercised in accordance with the Constitution of the Federation."

## CHAPTER VI:

*Delete* all words after "Treason and" up to the end of this chapter heading and *substitute* "certain other Offences"

## Section 37

In subsection (1) *delete* all words after "against" up to the end of the subsection and *substitute* "the State, in order to intimidate or overawe the President or the Governor of a Region, is guilty of treason, and is liable to the punishment of death."

In subsection (2) *delete* all words after "against" up to "subjects" and *substitute* "the State with intent to cause such levying of war as would be treason if committed by a citizen of Nigeria,"

*Add* a new subsection (3) as follows—

"(3) Nothing in this section prevents any act from being treason which is treason by any other enactment having the force of law in Nigeria."

#### Section 39

In subsection (1) *delete* "Her Majesty's pleasure" and *substitute* "the pleasure of the President"

#### Section 40

In paragraph (2) *delete* "Governor-General" and *substitute* "President"

#### Section 41

*Delete* paragraphs (a), (b) and (c) and *substitute* new paragraphs (a) to (d) as follows—

"(a) to remove during his term of office otherwise than by constitutional means the President of the Federal Republic as Head of State of the Federation and Commander-in-Chief of the armed forces thereof; or

(b) to likewise remove during his term of office the Governor of a Region; or

(c) to levy war against Nigeria in order by force or constraint to compel the President to change his measures or counsels, or in order to put any force or constraint upon, or in order to intimidate or overawe any House of Parliament or any other Legislature or legislative authority; or

(d) to instigate any foreigner to make any armed invasion of Nigeria or of any of the territories thereof;"

#### Section 44

In paragraph (a) *delete* all words after "serving" up to the end of the paragraph and *substitute* "in any of the armed forces of Nigeria or any member of the police force from his duty and allegiance; or"

#### Section 45

*Delete* the words "non-commissioned officer or private of the military forces" and *substitute* "warrant or other officer below commissioned rank and others inferior in rank to them and by whatever name described in any of the armed forces"

*Delete* the words "non-commissioned officer or private of the said military forces" and *substitute* "warrant or other officer below commissioned rank and others inferior in rank to them and by whatever name described in any of the said armed forces,"

#### Section 46A

In subsection (1) in paragraph (a) *delete* "Her Majesty's Forces" and *substitute* "the armed forces of Nigeria"

#### Section 48

In paragraph (1) *delete* "Her Majesty" and *substitute* "Nigeria"

#### Section 49A

In subsection (1)—

(a) *insert* immediately after "enemy" the words "in any war in which Nigeria may be engaged"

(b) *delete* "Her Majesty's forces" and *substitute* "the armed forces of Nigeria"

#### Section 49B

In subsection (2) *delete* "British" and *substitute* "Nigerian"

**Section 49C**

*Delete paragraphs (a) and (b)*

In paragraph (c) *delete* all words after "Nigeria"

**Section 49D**

*Delete this section*

**Section 50**

In subsection (2)—

In paragraph (a) of the definition of "seditious intention" *delete* all words after "person" where it first occurs up to "Nigeria" where it first occurs and *substitute* "of the President or of the Governor of a Region or the Government of the Federation"

In paragraphs (b) and (c) of the said definition *delete* "Her Majesty's subjects or" where the expression occurs and *substitute* "the citizens or other"

In the sub-division of the said definition commencing "But an act,"

(a) in paragraph (i) *delete* all words after "to show that" up to the end of the paragraph and *substitute* "the President or the Governor of a Region has been misled or mistaken in any measure in the Federation or a Region, as the case may be; or", and

(b) in paragraph (iii) *delete* "Her Majesty's subjects or" and *substitute* "the citizens or other"

**Section 51**

*Delete* "Her Majesty" and *substitute* "the State" where the words occur in the section

**Section 55**

*Delete* "military" and *substitute* "armed"

**Section 57**

*Delete* "Governor-General" where it occurs in the section and *substitute* "President"

**Section 58**

In subsections (6), (7) and (8) *delete* "Her Majesty" where the expression occurs and *substitute* "the State"

In subsection (8) in paragraph (a) *delete* "in Council" where it twice occurs

**Section 61**

*Delete* "Governor-General" and *substitute* "President"

**Section 68**

*Delete* "Her Majesty" and *substitute* "the State"

**Section 72**

*Delete—*

(a) "Her Majesty's" and *substitute* "the"

(b) "in Nigeria" and *substitute* "of Nigeria"

(c) "Queen's name" and *substitute* "the name of the Federal Republic"

**Section 88**

In subsection (2) *delete* "Queen's name" and *substitute* "the name of the President"



**Section 109**

*Delete* "military" and *substitute* "armed"

**Section 110**

*Delete* in paragraph (1) the words "Her Majesty's naval or military forces or in the military forces" and *substitute* "any of the armed forces"; and *delete* where the words "Her Majesty or of the Governor-General" occur after the reference to an offence, and *substitute* "the President"

**Section 146**

*Delete* the definition of "current" and *substitute*—

"current" applied to coin, means any coin of the kinds or denominations coined for and lawfully current in Nigeria, and includes any other coin lawfully current in any other country;

**Section 148**

In subsection (3) in paragraph (e) *delete* "of Her Majesty's mints" and *substitute* "mint within the Commonwealth".

**Section 160A**

*Delete* this section and *substitute*

"Making etc. of promissory notes payable to bearer on demand without authority.

160A. Any person other than the Central Bank of Nigeria who makes or issues within Nigeria promissory notes payable to bearer on demand or circulates within Nigeria any promissory notes payable to bearer on demand is guilty of a misdemeanour and liable on conviction to a fine equal to double the value of every promissory note unlawfully made, issued or circulated or to imprisonment for a term of twelve months, or to both."

**Section 169**

*Delete* "Governor-General" and *substitute* "Minister charged with responsibility for postal matter"

**Section 171**

*Delete* "Governor-General" where it appears in the proviso and *substitute* "Minister charged with responsibility for postal matter"

**Section 177**

In paragraph (1)—

In sub-paragraphs (a) and (b) *delete* "Her Majesty's" where it occurs therein and *substitute* "State"

In paragraph (4) *delete* "Governor-General" and *substitute* "Minister charged with responsibility for postal matter"

**Sections 198, 202 and 203**

*Delete* "in Council" where it occurs

**Section 239**

In the proviso *delete* "the Eastern or Western Region or in Lagos or in the Southern Cameroons" and *substitute* "any Region (other than the Northern) or in Lagos"

**Section 246**

*Delete* "Governor-General" and *substitute* "President"

**Section 251**

*Delete* "Her Majesty's naval or military forces or in the military" and *substitute* "any of the armed forces"

**Section 280**

Delete "military" and substitute "armed"

**Section 305**

In subsection (5) delete "or of the Region concerned"

**Section 319**

In subsection (2) delete "Her Majesty's pleasure" and substitute "pleasure of the President"

**Section 345**

In subsections (1) and (2) delete "British" and substitute "Nigerian" where the word occurs

**Section 350**

In the second paragraph delete all words after "property of" up to "military" and substitute "the State while it is under the control of an officer of the armed"

**Section 369**

In paragraph (6) delete "being a British subject or a non-native holds or possesses" and substitute "whether or not a citizen of Nigeria holds or possesses in Nigeria"

**Section 378**

In paragraphs (1) to (4) delete "Governor-General" where it occurs and substitute "President"

In paragraphs (2) to (4) delete "or a Secretary of State"

**Section 379**

In paragraph (1) delete "Governor-General, Minister, a Governor or a Secretary of State" and substitute "President or a Governor of a Region, or a Minister,"

In paragraph (2) delete "in Council"

**Section 390**

In paragraph (5) of the punishment in special cases provided by this section delete "Her Majesty" and substitute "the State"

**Section 428**

Delete "military" where it twice occurs and substitute "armed"

**Section 463**

In the definition of "bank note" delete "or West African"

**Section 467**

Under the heading "Punishment in Special Cases" in—

(a) paragraph (1) in sub-paragraph (a) delete all words after "used as," up to the end of the sub-paragraph and substitute "the public seal of Nigeria or of any Region of Nigeria or the great or privy seal of any country of the Commonwealth or under the protection of a Commonwealth country, or the seal of the President or the Governor of a Region; or"

(b) paragraph (2)—

(i) in sub-paragraph (a) delete all words after "debt" where it first occurs up to "State" and substitute "of Nigeria or of any Region thereof or of any other country"

(ii) in sub-paragraph (c) delete all words after "Government of any" where it secondly occurs and substitute "other country,"

(c) paragraph (3)—

(i) in sub-paragraph (a) delete all words after "signature of the" up to "State" where it secondly occurs and substitute "President or a Governor of a Region or of a Minister, as the case may be,"

(ii) in sub-paragraph (b) *delete* all words after "Nigeria" up to the end of the paragraph and *substitute* "or in any other country ;"

(iii) in sub-paragraph (c) *delete* all words after "Nigeria" up to "Her Majesty" where it thirdly occurs and *substitute* "or any other property of the State in any country,"

(d) paragraph (4)—

(i) in sub-paragraph (a) *delete* "Federal"

(ii) in sub-paragraphs (a), (c) and (f) *delete* all words after "any part of" up to "Her Majesty" where they occur therein and *substitute* "a country of the Commonwealth or of a country under the protection of a Commonwealth country"

(iii) in sub-paragraphs (h) and (v) *delete* "in Council"

#### Section 470

*Delete* all words after "any part of" up to "Her Majesty" and *substitute* "a Commonwealth country or any country under the protection of a Commonwealth country"

#### Section 480

In paragraph (1)—

(a) in sub-paragraph (a) *delete* "of Her Majesty's dominions" and *substitute* "Commonwealth country or any country under the protection of a Commonwealth country" ;

(b) in sub-paragraph (b) *delete* all words after "any part of" where it secondly occurs up to "Her Majesty" and *substitute* "a Commonwealth country or any country under the protection of a Commonwealth country" ; and

(c) in the reference to forfeiture at the end of this section *delete* "Her Majesty" and *substitute* "this State"

#### Section 481

In paragraph (1) *delete* all words after "Nigeria or" up to "foreign country" and *substitute* "in any other country,"

#### Section 483

(a) in paragraph (1) *delete* all words after "Nigeria or" up to "foreign country" and *substitute* "of any other" ;

(b) In the reference to forfeiture in this section *delete* "Her Majesty" and *substitute* "the State"

#### Section 494

In subsection (3) *delete* "Crown or the Government" and *substitute* "State or, in Lagos, the government of the State, as the case may be,"

#### Section 500

*Insert* after "crew" a new definition as follows—

"Government" means the government of the Federation and includes a regional government ;

#### Section 505

*Insert* immediately before the definition of "ship" a new definition as follows—

"Government" means the government of the Federation and includes a regional government ;

#### Section 518

In paragraph (1) *delete* "in Council"

#### Section 518A

In subsection (1) *delete* "or the sovereign"

## CRIMINAL PROCEDURE ACT (CAP. 43)

**Section 1**

In subsection (2) —

(a) *delete* paragraph (a).

(b) in paragraph (b) *delete* all words after "Lagos" up to the end of the paragraph and *substitute* "as if it were a Région".

**Section 2**

In the definition of —

(a) "High Court" *delete* all words after "established" up to the end of the definition and *substitute* "for a Région",

(b) "offence" *delete* all words after the word "against" where it first occurs up to the end of the definition and *substitute* "any enactment in force in the Région",

(c) "whip" *delete* "Governor-General" and *substitute* "Minister charged with responsibility for prisons"

*Insert* in alphabetical sequence the following definition —

"law officer" has the meaning assigned thereto under the Criminal Code ;

**Section 10**

In subsection (1) —

(a) in paragraph (e) *delete* all words after "deserter" up to the end of the paragraph and *substitute* "from any of the armed forces of Nigeria"

(b) in paragraph (f) *delete* all words after "he is" up to "extending to" and *substitute* "under any enactment in force in"

**Section 58**

In subsection (1) —

(a) *delete* "who is not a subject of Her Majesty or a native" and *substitute* "other than a citizen",

(b) *delete* "Governor-General" and *substitute* "Attorney-General of the Federation"

In subsection (2) in paragraph (b) *delete* "Governor-General" where it twice occurs and *substitute* "Attorney-General of the Federation"

**PART X**

In this division *delete* from the heading the word "CROWN" and *substitute* "STATE"

**Section 72**

In subsection (1) *delete* "Her Majesty's" and *substitute* "the"

**Section 73**

In subsection (1) *delete* "Crown" and *substitute* "State"

**Section 74**

In subsections (1) and (2) *delete* "Crown" where it occurs and *substitute* "State".

**Sections 131 and 132(1)**

*Delete* "crown counsel" or "or crown counsel" where the words appear

**Section 142**

*Delete* "Federal"

**Section 146**

In paragraphs (c), (e) and (f) *delete* "Crown" where it occurs and *substitute* "State"

**Section 213**

In subsection (1) *delete* "Crown" and *substitute* "State"

**Section 223**

In subsection (5) *delete* "or crown counsel"

**Section 230**

In subsection (2) *delete* "Her Majesty's pleasure" and *substitute* "the pleasure of the President"

**Section 243A**

In subsection (1) *delete* from the commencement up to "that order the" and *substitute* "Where any question as the interpretation of the Constitution of the Federation arises in the course of a trial and is referred to the Supreme Court under the provisions of the said Constitution that"

**Section 255**

In subsection (5) *delete* "Crown" and *substitute* "State"

**Section 259**

*Delete* the word "Federal"

**Section 272**

In paragraph (b) *delete* "Governor-General" and *substitute* "Federal Minister of Finance"

**Section 275**

In subsection (1) in paragraph (a) in subparagraph (i) *delete* "crown counsel"

**Section 292**

*Delete* "crown counsel or Resident"

**Section 330**

*Delete* "Regional Attorney-General, crown counsel or Resident" and *substitute* "or to the Director of Public Prosecutions or a state counsel"

In the sub-heading immediately before section 333 *delete* "Crown" and *substitute* "State"

**Section 333**

In subsections (1), (2), (3) and (5) *delete* the words "or crown counsel" where they occur

**Section 337**

(a) *Delete* "The Queen" where it first occurs and *substitute* "The Republic"

(b) *Delete* "Our Lady the Queen" and *substitute* "The Republic"

(c) *Delete* "[or A.B.] on behalf of our Lady the Queen" and *substitute* "of the Federation [or A.B.] on behalf of the Republic"

**Sections 341 (1) and 342 (paragraph) (a)**

*Delete* "or crown counsel"

**Section 343**

(a) *Delete* "crown counsel"

(b) *Add* after "information" where it occurs at the end of the section, "but nothing in this section shall be construed so as to exclude the provisions of section 104 of the Constitution of the Federation."

**Section 349**

In the second proviso to subsection (1) *delete* "Crown" and *substitute* "State"

**Section 352**

*Delete—*

(a) "Crown" and *substitute* "State"

(b) "crown counsel"

**Section 363**

*Delete* "Her Majesty's" and *substitute* "the"

**Section 364**

In subsection (1) *delete* "Crown" and *substitute* "Republic"

**Section 368**

In subsection (3) *delete* "Her Majesty's pleasure" and *substitute* "the pleasure of the President"



**Section 370**

In subsection (1) *insert* after the word "authority" the words "mentioned in section 103 of the Constitution of the Federation"

*Delete* subsection (2) (*as amended by the Criminal Procedure (Capital Sentences) (Amendment) Act 1961*)

**Section 371A** (*As inserted by section 3 of the Criminal Procedure (Capital Sentences) (Amendment) Act 1961*)

*Delete* "Governor-General" and *substitute* "President"

**Section 371D** (*As inserted by section 3 of the 1961 Act aforesaid*)

*Delete* "Governor-General" and *substitute* "President"

**Section 376**

In subsection (4) *delete* "Federal"

Immediately before section 401; in the heading in italics and in "Part XLIV" *delete* "Her Majesty's Pleasure" and *substitute* "the pleasure of the President"

**Section 401**

In subsections (1) and (2) *delete* "Her Majesty's pleasure" and *substitute* "the pleasure of the President"

In subsections (1) to (4) *delete* "Governor" and *substitute* "President" where the word occurs

**Section 406**

*Delete* "Her Majesty" and *substitute* "the Federal Republic"

**Section 462**

*Delete* "Crown" and *substitute* "State"

In Chapter XII

In the reference to "Part III" *delete* "The Southern Cameroons"

**Section 486A** (*as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960*)

*Delete* this section

**Section 488** (*as inserted by the Adaptation of Laws (Federal Provisions) Order 1960*)

*Delete* this section

**FOURTH SCHEDULE—**

The forms hereunder shall, for the purposes of section one hundred and one of the Constitution of the Federation have effect and be deemed to have been substituted for the forms in this Schedule which, in terms of section four of the Criminal Procedure (Capital Sentences) (Amendment) Act, 1961, were therein declared to have ceased to apply, that is to say—

**PUBLIC**

**SEAL**

**ORDER FOR EXECUTION**

WHEREAS at the  
holden at Lagos on the ..... day of ..... 19....., one  
..... was duly convicted  
of a capital offence and was sentenced to death :

AND WHEREAS a written report of the case from the trial judge, together with such other information derived from the record of the case or elsewhere, having been duly taken into consideration at a meeting of the Advisory

Council the member of the Council of Ministers designated for the purpose in his own deliberate judgment thereafter has decided to recommend to me that I should exercise my powers in relation to the person so convicted :

AND WHEREAS I have decided in accordance with the advice of the said member of the Council of Ministers to confirm the sentence :

NOW THEREFORE I do hereby order that the said sentence be carried out according to the law and that the said .....

be executed at .....  
at a time and by the person appointed by you and that the body of the said .....

be buried in the usual place for interment for condemned criminals executed at the place of execution.

AND FOR SO DOING this shall be your Warrant.

GIVEN under my hand and the Public Seal of the Federation this .....

..... day of ..... 19.....

.....  
*President*

To the Sheriff at Lagos

PUBLIC  
SEAL

### ORDER FOR COMMUTATION OF SENTENCE

WHEREAS on the ..... day of ..... 19.....

one .....  
was duly convicted of a capital offence and was sentenced to death by the .....  
holden at Lagos :

AND WHEREAS a written report of the case from the trial judge, together with such other information derived from the record of the case or elsewhere having been duly taken into consideration at a meeting of the Advisory Council the member of the Council of Ministers designated for the purpose in his own deliberate judgment thereafter has decided to recommend to me that I should exercise my powers in relation to the person so duly convicted :

AND WHEREAS I have decided in accordance with the advice of the said member of the Council of Ministers to commute the sentence :

NOW THEREFORE I do hereby commute the sentence and direct that the said sentence be not carried out, and that in lieu thereof the said .....  
be imprisoned for .....

GIVEN under my hand and the Public Seal of the Federation this .....

..... day of ..... 19.....

.....  
*President*

To the Sheriff at Lagos

(for transmission to the appropriate prisons authority)

## CROWN LANDS ACT (CAP. 45)

## Long Title

*Delete "Crown" and substitute "State"*

## Section 1

*Delete "Crown" and substitute "State"*

## Section 2

*Delete the definition of "Crown land" and substitute the following—*

"State land" means all public lands in the Federation which are for the time being vested in the President on behalf or for the benefit of the Federal Republic or the Federal Government as the case may be, and all lands heretofore held or hereafter acquired by any authority of the Federation for any public purpose or otherwise for such benefit, as well as land so acquired under any Act of Parliament, but does not include lands which although acquired and so held are subject to the Land and Native Rights Act.

## Section 3

*Delete "consent of the Secretary of State" and substitute "approval of the Council of Ministers"*

**Sections 3, 4, 6 (1), 11, 13, 15, 18, 19, 26, 27, 28 (1), 29 (1), 30, 31, 33, 36, 38 (2)**

*Delete "Crown" where it occurs and substitute "State"*

## Sections 11 and 16

*Delete "Her Majesty" and substitute "the State"*

## Section 22

*Delete "Crown" where it occurs in subsections (2) and (3) and substitute "State"*

## Section 37

(a) *Delete "Governor in Council" and substitute "Minister", and*

(b) *Delete "Crown" where it severally occurs and substitute "State"*

## Section 38

(a) *Delete subsection (1) and substitute a new subsection as follows—*

"(1) This Act shall apply to and in respect of Lagos as though it were a Region."

(b) *Delete subsection (4)*

## CURRENCY OFFENCES ACT (CAP. 46)

## Section 2

*In the definition of—*

"coin" *delete all words after "Nigeria" up to the end of the definition ;*

"note" *delete all words after "enactment" up to the end of the definition.*

## Section 7

*In subsection (1) delete the words "the Colony or Protectorate" and substitute "Nigeria"*

CUSTOMS DUTIES (DUMPED AND SUBSIDIZED GOODS)  
ACT (CAP. 47)

**Sections 3 (1), 4, 5 (1), 6, 10 (4), 11**

*Delete "Governor-General in Council" where it occurs in the sections and substitute "President"*

## Section 5

*In subsection (6) delete "Crown" and substitute "Federal Government"*

## DANGEROUS DRUGS ACT (CAP. 48)

## Sections 3 and 8 (1)

*Delete* "Governor-General in Council" where it occurs and *substitute* "President"

## DEVELOPMENT LOAN ACT (CAP. 51)

## Section 4

In subsection (1) *delete* "and of the Secretary of State"

In subsection (2) *delete* "with the sanction of the Secretary of State"

## ELECTRICITY ACT (CAP. 57)

## Section 2

*Delete* "Southern Cameroons" and connecting words where they occur.

## Section 4

*Delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for electricity"

## ELECTRICITY CORPORATION OF NIGERIA ACT (CAP. 58)

## Section 2

In the definitions of—

(a) "authorised undertaker" *delete* "Governor-General" and *substitute* "Minister",

(b) "Government" *delete* "of Nigeria",

(c) "the Minister" *delete* all words after "means" up to "1954" and *substitute* "the Federal Minister charged",

(d) "occupier" *insert* in paragraph (a) after the word "Act" (as substituted by the Designation of Ordinances Act 1961) the words "or land registered under any Act replacing that Act whether in relation to the Federal territory or otherwise"

1961 No. 57.

## Section 6

In paragraph (a) of subsection (1)—

(a) *delete* all words after "appointed" up to "1955",

(b) in paragraph (b) (iv) *delete* the words "Commissioner of the Cameroons" and *insert* "Governor in Council of the Mid-Western Region."

In subsection (8) —

(a) *delete* all words after "determined" up to "1955",

(b) in the proviso *delete* the references to "Governor-General" and to "Crown" and *substitute* "President" and "State" respectively

## Section 7

In subsection (3) *delete* "Governor-General in Council" and *substitute* "Minister"

## Section 10

In subsection (2) in paragraph (b) *delete*—

(i) "the Northern Region" and *substitute* "Northern Nigeria"

(ii) "the Western Region" and *substitute* "Western Nigeria"

(iii) "the Eastern Region" and *substitute* "Eastern Nigeria"

(iv) in sub-paragraph (iv) the words "Commissioner of the Cameroons" and *substitute* "Governor in Council of Mid-Western Nigeria"

In subsection (5) *delete* the words "and to the Southern Cameroons"

**Section 12**

Delete all words after "inform" up to "thinks fit" and substitute "the Public Service Commission of the Federation and that commission is hereby authorised, if it thinks fit, to"

**Section 14**

In subsection (1) delete "Governor-General in Council" and substitute "President"

**Section 15**

Delete "Governor-General" and substitute "President"

**Section 18**

In subsection (1) delete "Governor-General" and substitute "Minister"

**Section 19**

In subsection (3)—

(a) delete "Governor-General in Council" and substitute "President"; and

(1) delete "Governor-General may by Order in Council" and substitute "President may by order in the Gazette"

In subsection (4) delete "Governor-General" and substitute "President"

**Section 22**

In subsection (4) delete "Secretary of State" and substitute "Federal Minister of Finance"

**Section 23**

Delete "by the Secretary of State"

**Section 32**

Delete "Governor-General" and substitute "Minister"

**Section 34**

(a) Delete "Nigeria" where it first occurs and substitute "the Federation"

(b) In the proviso delete—

(i) "Secretary of State" and substitute "Federal Minister of Finance shall"

(ii) delete "the territory"

**Section 36 (as amended by the Electricity Corporation (Amendment) Act 1960)**

Delete "Governor-General" or "Governor-General in Council" where the words occur in subsections (2) and (3) and substitute "the Council of Ministers"

**Section 61**

Delete all words after "emolument" up to the end of the section and substitute "under the State"

**Section 62**

Delete "Southern Cameroons" and connecting words in the section where they occur.

**EVIDENCE ACT (CAP. 62)****Section 1**

In subsection (2) delete all words after "apply" up to the end of the subsection and substitute "to the Regions and to Lagos as if it were a Region"



## Section 2

In subsection (1) *insert* in alphabetical sequence the following definition—  
 “the Commonwealth” unless the context otherwise requires includes  
 Eire;”

## Section 40

*Delete—*

- (a) all words after “contained in any” up to “Federal Legislature or”  
 and *substitute* “enactment or in any proclamation or speech of the President  
 in opening Parliament or any legislation of the United Kingdom still  
 applicable to Nigeria, or in any proclamation or speech”  
 (b) “British possession” and *substitute* “part of the Commonwealth”

## Section 41

In subsection (2) *delete* “Governor-General” and *substitute* “Federal  
 Minister of Health”

## Section 73

In subsection (1)—

*delete* paragraph (d) and *substitute* “the assumption of office of the  
 President and of any seal used by the President;”

in paragraph (e) *delete* all words after “Nigeria” where it first occurs up  
 to “jurisdiction and” and *substitute* “; the seals”

in paragraph (f) *delete* “British Crown” and *substitute* “Nigeria”

in paragraph (h) *insert* after “territories” the words “within the Common-  
 wealth or”

in paragraph (i) *delete* “British Crown” and *substitute* “Federal Republic”

in paragraph (1) *delete* all words after “England” up to “Nigeria” and  
*substitute* “the Supreme Court of Nigeria, or former Supreme Court now  
 known as the High Court of Lagos,”

in paragraph (m) *delete* “Her Majesty’s” and *substitute* “the”

## Section 79

*Delete* all words after “person” up to “authorised” and *substitute* “in the  
 Commonwealth”

## Section 108

In paragraph (a) in sub-paragraph (iii) *delete* all words after “Nigeria”  
 up to the end of the sub-paragraph and *insert* “or elsewhere;”

## Section 112

In paragraph (a) *delete* the words “all proclamations, Acts” and *substitute*  
 “Acts of Parliament or Laws of a Regional Legislature, proclamations,  
 treaties, or other acts”

In paragraph (e) at the commencement *insert* “Acts of Parliament of the  
 United Kingdom and other statutes theretofore enacted including”

In paragraph (f)—

(a) *delete* “British possession” and *substitute* “other part of the Common-  
 wealth”

(b) *delete* “the possession” and *substitute* “any such country”

In paragraph (g) *delete* "British possession or of any foreign state" and *substitute* "other country"

In paragraph (i)—

(a) *delete* "any foreign court, in any British possession" and *substitute* "outside Nigeria,"

(b) in sub-paragraph (i) *delete* "the foreign" and *substitute* "a foreign"

(c) in sub-paragraph (ii) *delete* "Her Majesty" and *substitute* "Nigeria or if there is no such representative appointed then by any representative of the United Kingdom,"

In paragraph (j) *delete* "in the United Kingdom or in any British possession or in a foreign country" and *substitute* "elsewhere than in Nigeria"

### Section 115

*Delete* "British possession" and *substitute* "part of the Commonwealth"

*Delete* all words after "journal" up to "Printer,"

### Section 116

(a) *delete* "the United Kingdom" where it occurs elsewhere than at the end of the section, and *substitute* "any part of the Commonwealth," and

(b) *delete* "the United Kingdom" where it occurs at the end of the section, and *substitute* "the part of the Commonwealth where the document is produced"

### Section 117

*Insert* after the word "representative" the words "of Nigeria, or as the case may be,"

### Section 175

In paragraph (b) *delete* "Crown" and *substitute* "State"

**Section 230** (as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960)

*Delete* "and Southern Cameroons"

## FACTORIES ACT (CAP. 66)

### Section 3

*Delete* "Crown" and *substitute* "State"

### Section 4

*Delete* "Governor-General in Council" and *substitute* "President"

### Section 5

In subsection (7) *delete* "Crown" and *substitute* "State"

### Section 6

In subsection (1) in the definition of "Minister" *delete* all words after "Ministers" up to "1954" and *substitute* "charged with responsibility for the welfare of labour"

### Section 11

In subsection (2) *delete* all words after "Board" up to "if he thinks fit," and *substitute* "he may"

### Section 69

*Delete* subsection (1) and *substitute* the following new subsection—

"(1) There may be appointed for the purposes of this Act a chief inspector and such inspectors and other officers as may from time to time be necessary."

**Section 72**

In subsection (1) *delete* "the House of Representatives" and *substitute* "both Legislative Houses"

In subsection (2)—

(a) *delete* "The House of Representatives" and *substitute* "The Legislative Houses"

(b) *delete* "before the House"

**FEDERAL LOANS BOARD ACT (CAP. 88)**  
(Formerly Industrial Loans (Lagos and Federation) Act)

**Section 1**

*Delete* "1961"

**Section 2**

*Delete* all words after "charged" up to "1954".

**Section 4**

In subsection (2) *delete* all words after "consent of the" up to the end of the subsection and *substitute* "appropriate authority."

In subsection (3) *delete* in the proviso "Governor-General in Council" and "Crown" and *substitute* respectively "Minister" and "State".

**Section 5**

*Delete* in the proviso "Governor-General in Council" and *substitute* "appropriate authority"

**Section 9**

In subsection (1) in paragraph (c) of the proviso, *delete* "Governor-General in Council" and *substitute* "President".

**Section 23**

Re-number this as subsection (1) and *add* a new subsection as follows—

"(2) For the avoidance of doubt, the provisions of this section shall apply to any other Act providing for the registration of land in the Federal territory in replacement of the aforesaid Acts or either of them."

**FIREARMS ACT (CAP. 69)**

**Section 1**

In subsection (2) *delete* all words after "Lagos" up to the end of the subsection and *substitute* "as if it were a Region"

**Section 5**

In subsection (2) *delete* all words after "or any part thereof," where it first occurs up to "or any part thereof," where it secondly occurs

**Section 18**

*Delete* all words after "designated" up to "1955," and *substitute* "as a customs airport under any enactment"

**Section 25**

*Delete* all words after "Region" up to "Cameroons" where it secondly occurs.

**Section 33**

*Delete* subsection (2) and *substitute* the following new subsection—

"(2) The Governor in Council of a Region may by regulations provide for the fees to be paid in respect of the licensing of personal firearms in the Region."

**Section 39**

Delete all words after "apply" up to "Federation" and substitute "to any member of or any person attached or lent to the armed forces of Nigeria"

**FOLDED WOVEN GOODS ACT (CAP. 70)**

Insert the following as a new section 1A immediately following section 1

**Interpretation.** 1A. In this Act, "Minister" means the Federal Minister charged with responsibility for Customs.

**Sections 12, 13 and 16**

Delete "Governor-General" or "Governor-General in Council" as the case may require and substitute "Minister"

**FUGITIVE CRIMINALS SURRENDER ACT (CAP. 73)****Section 1**

Delete subsection (2)

**Section 2**

Renumber as subsection (1) and in the definition of "diplomatic representative of a foreign State" delete "Governor-General" and substitute "President"

Insert a new subsection as follows—

"(2) References in this Act to "the Protectorate" or to "the Colony" shall be read and construed respectively as references to the parts of the Federal Republic formerly known by those names, and references to "Governor-General" where they occur in this Act shall be read as references to the President."

**Section 4**

In paragraph (c) delete "Her Majesty's jurisdiction" and substitute "the jurisdiction exercisable by or on behalf the Crown in the United Kingdom"

**Section 5**

Delete "of Her Majesty's dominions or of the Protectorate" and substitute "in Nigeria"

**Section 16**

Delete "Her Majesty's dominions or protectorates" and substitute "Nigeria"

**GENERAL LOAN AND STOCK ACT (CAP. 74)****Section 3**

Delete "Governor-General" and substitute "Minister"

**Sections 5, 8, 13 and 14.**

Delete the word "Colony" where it occurs and substitute "Federation".

**Sections 16 and 29**

Delete "Secretary of State" where it occurs and substitute "Minister".

**Section 37**

Delete "with the approval of the Secretary of State".

**GOLD TRADING ACT (CAP. 76)****Section 1**

In subsections (2) and (3) delete all words after "Nigeria" up to "Trusteeship" where they occur in the subsections.

**Sections 13 and 17**

Delete "Mines Department" where it occurs and substitute "mines division of the ministry responsible for the control of minerals".

## Section 18

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Minister".

## SCHEDULE

In Form B *delete* "Statutory Declarations Act, 1835" and *substitute* "Oaths Act, 1963".

GOVERNMENT AND OTHER SECURITIES  
(LOCAL TRUSTEES' POWERS) ACT (CAP. 78)

## Section 2

In paragraphs (b) and (c) *delete* "or of the Southern Cameroons".

INCOME TAX ACT (CAP. 85)

## Section 4

In subsection (5) *delete* "British possession" where it twice occurs and *substitute* "part of the Commonwealth or of any British possession".

## Section 6

In subsection (1) *delete* "55 of the Interpretation Act" and *substitute* "twenty-five of the Interpretation Act 1964".

## Section 9

In subsection (1)—

In paragraph (b) *delete* "British subject or a British protected person" and *substitute* "citizen of Nigeria".

In paragraph (c) *delete* "the Federation" and *substitute* "Nigeria".

In paragraph (d) *delete* "Protectorate or the Colony" and *substitute* "Federation".

In paragraph (n)—

(a) *insert* after "Forces" the words "or of the armed forces of Nigeria",

(b) *insert* after "enemies" the words or "the enemies of Nigeria".

In paragraphs (u) and (v) *delete* "or of the Southern Cameroons" where the words occur.

## Section 35

*Delete* subsection (7) (as inserted by section 7 of the Income Tax Administration Act 1958).

## Section 61

In subsections (10) and (11) *delete* "Federal" where it occurs.

## Section 69

In subsection (4) *delete* "Comptroller of Customs and Excise" and "Comptroller" where they respectively occur and *substitute* "Board of Customs and Excise".

In subsection (5) *delete* "Comptroller" and *substitute* "Board of Customs and Excise".

INDUSTRIAL DEVELOPMENT (IMPORT DUTIES RELIEF)  
ACT (CAP. 86)

## Sections 3 and 4

*Delete* "Governor-General in Council" and *substitute* "Minister".

## Section 5

In subsection (2) *delete* all words after "Minister" up to the end of the subsection.

## Section 7

Governor-General in Council" and *substitute* "President".



**Section 8**

In subsection (1) in paragraph (c) *delete* "Governor-General in Council" and *substitute* "Minister".

**Section 9**

(a) After "~~Western~~" *insert*, "Mid-Western,"

(b) *Delete*—

(i) the words "and to the Government of the Southern Cameroons",

(ii) all words after "accordance with" up to "1954" and *substitute* "the Constitution of the Federation".

**Section 10**

*Delete* "Governor-General in Council" and *substitute* "Minister".

## INDUSTRIAL DEVELOPMENT (INCOME TAX RELIEF) (CAP. 87)

**Section 3**

In subsections (2) and (3) *delete* "Governor-General in Council" where the words occur and *substitute* "President".

**Section 4**

In subsection (7)—

(a) *delete* "Governor-General in Council" where it occurs four times and *substitute* "Council of Ministers".

(b) *delete* "he may give" and *substitute* "the said Council may authorise the giving of".

(c) *delete* "decides to give" and *substitute* "decides to authorise the giving of",

(d) *delete* "his decision" and *substitute* "its decision",

(e) *delete* "he may specify" and *substitute* "as may be specified".

In subsection (8)

*Delete* "Governor-General in Council" and *substitute* "Council of Ministers".

**Section 7**

In subsections (2), (3), (4) and (5) *delete* "Commissioner" where it occurs and *substitute* "Federal Board of Inland Revenue".

**Section 8**

In subsection (3) *delete* "Governor-General in Council" and *substitute* "Council of Ministers".

**Sections 11, 14, 15, 17 and 18**

*Delete* the word "Commissioner" where it occurs and *substitute* "Federal Board of Inland Revenue".

## INDUSTRIAL LOANS (LAGOS AND FEDERATION) ACT

(See now FEDERAL LOANS BOARD ACT *supra*)

## INTERPRETATION ACT

(See under LAW (MISCELLANEOUS PROVISIONS) ACT

(CAP. 89)

## LABOUR CODE ACT (CAP. 91)

## Section 3

*Delete "Crown" and substitute "State"*

## Section 4.

In subsection (1) *delete* "The Governor-General may appoint" and *substitute* "There may be appointed"

## Section 5

In subsection (2) in paragraph (h) *insert* after "Minister" the words "and subject to the right of intervention of the appropriate Attorney-General"

## Section 66

In subsection (1) *delete* "other"

## Section 90

*Delete* "Governor-General in Council" and *substitute* "Minister"

## Section 91

*Delete* all words after "duties of the" up to the end of the section and *substitute* "Minister under this Part may be exercised by the Governor thereof."

## Sections 97, 112 and 117

*Delete* "Governor-General in Council" and *substitute* "President"

## Section 119

In subsection (2) in the definition of "prescribed" *delete* "Governor-General in Council" and *substitute* "in the case of a Region by the Governor thereof, and in the case of Lagos, by the Minister"

## Section 120

*Delete* "Governor-General" and *substitute* "President"

## Section 122

*Delete* "Governor-General in Council" and *substitute* "President"

## Section 159

*Delete* "or the Southern Cameroons"

## Section 177

*Delete* all words from the commencement up to "Minister" and *substitute* "The Minister may"

## Section 185

In subsection (1) *delete* "Imperial"

In subsection (2) *delete* all words after "Shipping Act," up to the end of the subsection, and *substitute* "1962, to make in respect of the maintenance and return of seaman to whom the provisions of subsection (2) of section forty-four of that Act are applicable."

## Section 188

In subsection (1) *delete* all words after "permitting" up to the end of the subsection and *substitute* "any person to embark at any port or place in Nigeria as a deck passenger, satisfies himself that such person, whether intending to work outside Nigeria or not, has complied with the requirements of the Immigration Act 1963, unless otherwise exempted therefrom."

*Delete* subsections (2) and (3)

**Section 190**

In subsection (1) *delete* all words after "generally by the" up to "natives of Nigeria;" in paragraph (a), and *substitute*—

"chairman of the Board of Customs and Excise—

(a) muster all his deck passengers who are citizens of Nigeria;"

In subsection (3) *delete* all words from the commencement of paragraph (a) up to "Protectorate," where it secondly occurs and *substitute*—

"(a) any person not otherwise exempted, who has embarked at any port or place in Nigeria as a deck passenger, and whether or not intending to work outside Nigeria, has failed to comply with the requirements of the Immigration Act 1963; or

1963 No. 6.

(b) any deck passenger who has embarked without proper entry papers for Nigeria at any port in West Africa outside Nigeria,"

**Section 191**

*Delete* all words after "returning" up to "Protectorate" and *substitute* "any deck passenger found on muster made for the purposes of section one hundred and ninety of this Act to any other country"

**Section 192**

(a) *Insert* immediately after "regulations" the words "not inconsistent with the Immigration Act 1963"

(b) *Delete* paragraph (d)

**Section 194**

*Delete* "Her Majesty" and *substitute* "the Government of the Federation"

**Section 202**

*Delete* "with the approval of the Governor-General"

**Section 206**

In paragraph (c) *delete* "Her Majesty's Forces" and *substitute* "the Armed Forces of Nigeria;"

**Section 218**

*Delete* "Governor-General" and *substitute* "Federal Minister of Finance"

**Section 224**

In subsection (3)—

(a) in paragraph (a) *delete* "United Kingdom" and *substitute* "Commonwealth", and

(b) in paragraph (b) *delete* all words after "attached" up to the end of the paragraph, and *substitute* "or by any high commissioner, ambassador, consul, vice-consul, or consular agent of Nigeria."

**Section 226**

*Delete* "Governor-General in Council" and *substitute* "Minister"

**Section 228**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

**LAND AND NATIVE RIGHTS ACT (CAP. 96)**

In the long title *delete* all words after "within" up to the end thereof and *substitute* "Northern Nigeria and to make provision where rights are held for the purposes of the government of the Federation"

**Section 1**

(a) *Re-number* this as subsection (1); and *delete* all words therein after "apply" up to the end of the subsection and *substitute* "to Northern Nigeria, so however that the provisions of sections 7 and 13, to the extent of rights held for the purposes of the government of the Federation, shall have effect throughout the Federation."

(b) *Insert* a new subsection as follows—

"(2) To the extent to which reference is made in this Act to rights held for the purposes of the government of the Federation, nothing in this Act shall have effect in that part of the Cameroons formerly known as the Southern Cameroons, and this Act shall be so construed accordingly."

**Section 7**

(a) *Delete* "the Northern Region" and *substitute* "Northern Nigeria"

(b) *Delete* "Governor-General" where it twice occurs and *substitute* "President"

**Section 13**

In subsection (1) in paragraph (c) *delete* all words after "Federation" where it secondly appears up to the end of the paragraph.

In subsection (2)—

(a) *delete* "the Northern Region" and *substitute* "Northern Nigeria"

(b) *delete* "Governor-General" and *substitute* "President"

**LAW (MISCELLANEOUS PROVISIONS) ACT (CAP. 89)**

(Formerly Interpretation Act)

**Section 5**

*Delete* all words after "Region" where it first occurs up to the end of the section, and *substitute* "in such application references to the Attorney-General, the Director of Medical Services, the Director of Public Works and the Commissioner of Police of a Region shall mean respectively as to Lagos, the Attorney-General of the Federation, the Chief Medical Adviser to the Federal Government, the Chief Engineer in Lagos, and the Inspector-General of Police."

**Section 58**

*Delete* this section and *substitute*,—

<p>"Evidence of signature on fiat or consent</p>	<p>58. Any document purporting to bear the fiat or consent of and to be signed by the Attorney-General of the Federation or any public officer duly designated by him and necessary before a prosecution or action as the case may be is commenced, shall be received by all courts and persons as prima facie evidence in any proceeding without proof of signature."</p>
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**Section 71**

*Delete* "Crown" and *substitute* "State"

**LEGISLATIVE HOUSES (POWERS AND PRIVILEGES) ACT**  
(CAP. 102)

**Section 2**

*Delete* the definition of "President" and *substitute* the following—

"President" in relation to the Senate means the President thereof and includes the Deputy President and any Senator for the time being presiding therein, and in relation to the House of Representatives means the Speaker and includes the Deputy Speaker and any Member for the time being presiding therein ;

**Section 8**

In subsection (2) *delete* "Governor-General" and *substitute* "President of the Federal Republic"

**Section 28**

*Delete* "Nigeria (Constitution) Order in Council 1954" and *substitute* "Constitution of the Federation"

**Section 29** (as substituted by the Adaptation of Laws (Miscellaneous Provisions) Order 1960)

*Delete* all words after "shall" up to the end of the section and *substitute* "as the case may require, forthwith thereafter give notice in writing of the fact to the President concerned."

**Section 30**

(a) *Insert* immediately after "him" the words "by the Constitution of the Federation or"

(b) *Delete* all words after "House" where it secondly occurs up to the end of the section

**Section 32**

*Delete* all words after "except" up to the end of the section and *substitute* "by the Attorney-General of the Federation upon information given to him in writing by the President of the House concerned."

**LOAN (INTERNAL BORROWING) ACT (CAP. 108)****Section 3**

In paragraph (b) *delete*—

(a) "or to the Government of the Southern Cameroons",

(b) "or the Southern Cameroons" and

(c) where they thrice occur the words "or of the Southern Cameroons"

**LOCAL BORROWING ACT (CAP. 109)****Section 5**

*Delete* all words after "as the case may be" up to the end of the section.

**Section 6**

*Delete* this section

**SCHEDULE**

*Delete* "Southern Cameroons Marketing Board"

**LOCAL FORCES ACT (CAP. 110)**

Immediately after section 62 *add* a new section as follows—

"Applica-  
tion of Act

63. To the extent to which this Act is still in force, references therein—

(a) to units of the forces mentioned therein, shall be construed as references as nearly as may be to corresponding units of the Nigerian Army;

(b) to "Governor-General" or "Governor-General in Council" shall be construed as references to the President;

(c) to appointments, training, discipline and administration shall be construed as references to appointments, training, discipline and administration under or subject as nearly as may be to control by the Army Council;

(d) to Her Majesty or Her Majesty acting through a Secretary of State shall be omitted."



## LOCAL LOANS (REGISTERED STOCK AND SECURITIES) ACT (CAP. 111)

### Section 2

In the definition of "Minister" *insert* immediately after the words "means the" the word "Federal"

### Section 3

In subsection (1) *delete* "Governor-General" and *substitute* "Minister"

### Section 5

In subsection 1A (as inserted by section 4 of the Local Loans (Registered Stock and Securities) (Amendment) Act 1959) *delete* the words "or of the Southern Cameroons" where they twice occur

### Section 46

In subsection (2) *delete* "Federal Audit" and *substitute* "Audit of the Federation"

## MAINTENANCE ORDERS ACT (CAP. 114)

### Section 11

*Delete* this section except as to the marginal note and *substitute*—

"11. Where the President is satisfied that reciprocal provisions have been made by the legislature of any country of the Commonwealth or of any British possession for the enforcement within such country or possession of maintenance orders made by courts in Nigeria, the President may by order extend this Act to such country or possession, and this Act shall thereupon apply in respect of such country or possession as though the references to England or Ireland were references to such country or possession and the references to the Secretary of State for the Colonies were references to the President, Governor-General, or Governor, as the case may be, of such country or possession."

### Section 13

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## MARRIAGE ACT (CAP. 115)

### Section 2

*Delete* "Definitions" and *substitute* "In this Act unless the context otherwise requires"

*Insert* immediately after "district" a new definition as follows—

"Minister" means in respect of Lagos, the Federal Minister charged with responsibility for marriages, and includes in respect of a Region, the appropriate Minister ;

### Section 3

*Delete* "Governor-General" and *substitute* "President"

### Section 4

In subsection (1) *delete* from the commencement up to "appoint" and *substitute* "There may from time to time be appointed"

In subsection (2) *delete* "The Governor shall appoint" and *substitute* "There may likewise be appointed"

Subsection (3)

*Delete* this subsection

### Section 13

*Delete* from the commencement up to "respectively," and *substitute* "The Minister"

### Section 15

*Delete* "Federal"

## Section 20

*Delete* paragraph (c) and *substitute* -

"(c) any officer of or above the grade of assistant secretary."

## Section 35

*Delete* "native law and custom" where it twice occurs and *substitute* "customary law"

## Section 36

*Delete* "native law and custom" where it occurs in subsections (1) and (2) and *substitute* "customary law"

## Section 38

(a) *Delete* "Governor" and *substitute* "Minister"

(b) *Delete* "Treasury" and *substitute* "Consolidated Revenue Fund or other appropriate Fund as the case may be,"

## Sections 47 and 48

*Delete* "native law or custom" and *substitute* "customary law"

## Section 50

(a) *Delete* "the Colony" and *substitute* "Nigeria"

(b) *Delete* "Governor-General" and *substitute* "Minister"

## Section 52

(a) In paragraph (a) *delete* "the Colony" and *substitute* "Nigeria"

(b) In paragraph (d) *delete* "native law or custom" and *substitute* "customary law"

## Section 57

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## FIRST SCHEDULE

In Form D *delete* "Governor" and *substitute* "Minister"

In Form G *delete* "in the Colony"

In Form H *delete* "the Colony" and *substitute* "Nigeria"

## MERCHANDISE MARKS ACT (CAP. 117)

## Section 14

In subsection (3) *delete* "Governor-General in Council" and *substitute* "Minister"

## Section 18

*Delete* all words after "holding a" up to "Royal Family" and *substitute* "warrant or other authority, or for the service of the President, or any ministry or department of the Federation,"

## MILITARY PENSIONS (CAP. 119)

In the long title *delete* all words after "service" up to the end thereof and *substitute* "by Nigerian officers and other ranks in the military forces of Nigeria or by African officers and other ranks in any former military force"

## Section 2

(a) *Insert* immediately after the definition of "lodging" a new definition as follows—

"Minister" means the Federal Minister charged with responsibility for military pensions ;

(b) In the definition of "Military Forces of Nigeria" *delete* all words therein after "means" and *substitute* "the Nigerian Army"

(c) In the definition of "officer" *delete* "Her Majesty's West African Forces" and *substitute* "the Nigerian Army"

**Sections 3 and 5**

*Delete* "Governor-General" where it occurs and *substitute* "Minister"

**Section 6**

In subsection (1) *delete* "Crown" and *substitute* "State"

In subsection (2) *delete* "Governor-General" and *substitute* "Minister"

**Section 7**

In subsection (1) in paragraph (d) *delete* "Governor-General" and *substitute* "Minister"

In subsection (2) (as substituted by section 2 of the Military Pensions (Amendment) Act 1958) in paragraph (a) *delete* "Governor-General" and *substitute* "Minister"

In subsection (3) in paragraph (b) *delete* "Governor-General" where it occurs and *substitute* "Minister"

In subsection (4) in paragraph (b) *delete* "Governor-General" and *substitute* "Minister"

**Section 8**

*Delete* "Governor-General" and *substitute* "Minister"

**Section 9**

*Delete* "Governor-General" and *substitute* "Federal Minister charged with responsibility for defence"

**Section 11**

*Delete* "Crown" where it twice occurs and *substitute* "State"

**Section 12**

In subsection (3) *delete* "Governor-General" where it occurs and *substitute* "Minister"

In subsection (5) *delete* "Governor-General" and *substitute* "Minister"

**Section 13**

*Delete* "Governor-General" where it occurs in subsections (1), (3) and (5) and *substitute* "Minister"

**Section 14 (as substituted by section 2 of the Military Pensions (Amendment) Act 1960)**

*Delete* "Governor-General" where it occurs in subsections (1) and (3) and *substitute* "Minister"

**Section 15**

In subsection (1) *delete* "Governor-General" where it occurs and *substitute* "Minister"

**SCHEDULE**

In paragraph 3 in subparagraph (1) (b) *delete* "Governor-General" and *substitute* "commander of the Nigerian Army"

In paragraphs 6, 11 (3), 13 (1) proviso, 14 (first proviso) and 15 (4) *delete* "Governor-General" and *substitute* "Minister"

**MINERAL OILS ACT (CAP. 120)****Section 6**

In subsection (1) in paragraph (b) *delete* "Crown" and *substitute* "State"

**Section 9**

*Delete* "Governor-General in Council" and *substitute* "Minister"

## MINERALS ACT (CAP. 121)

**Section 2**

(a) In the definitions of "chief inspector" and "inspector" *delete* "Governor-General" and *substitute* "Public Service Commission of the Federation"

(b) In the definition of "owner"—

(i) *delete* in the reference therein to "native community" where it twice occurs the word "native", and

(ii) *delete* "native law and custom" and *substitute* "customary law"

(c) In the definition of "private land" *delete* "Crown" where it occurs and *substitute* "State"

**Section 3**

In subsection (1) *delete* "Crown" and *substitute* "State"

**Section 5**

In subsection (1) *delete* "native" and *substitute* "citizen"

**Section 18**

In subsection (7) *delete* "Crown" and *substitute* "State"

**Section 19**

In subsection (1) in proviso (iii) *delete* "Crown" and *substitute* "State"

**Section 21**

*Delete* "Crown" and *substitute* "State"

**Section 41**

In subsections (2) and (4) *delete* "Crown" and *substitute* "State"

In subsection (5) *delete* "Resident of the province" and *substitute* "Chief Inspector"

**Section 42**

Number the two paragraphs as subsections (1) and (2) respectively

**Section 43**

*Delete* "Crown" where it occurs in the subsections and *substitute* "State"

**Sections 45, 75(2) and 77**

*Delete* "Crown" and *substitute* "State"

**Section 81**

In subsection (1) *delete* from the commencement up to "consider" and *substitute* "There may from time to time be appointed a chief inspector and such other inspectors and officers as may be considered"

**Section 82**

In paragraph (c) *delete* "Crown" and *substitute* "State"

**Section 85**

In subsection (1),—

(i) in paragraph (a) *delete*—

(a) "Crown" and *substitute* "State"

(b) all words in the paragraph after "Region" up to the end of the paragraph;

(ii) in paragraph (b)—

(a) *delete* "this" and *substitute* "his",

(b) after "Governor" insert the words "of the Region or in the case of Lagos of the Minister";

(iii) in paragraph (c) in subparagraph (ii) *delete* "Governor-General" and *substitute* "Minister"

## Section 102:

*Delete "Governor-General" and substitute "Minister"*

## Section 107

*Delete "Crown" and substitute "State"*

## Section 115

*In paragraph (b) delete—*

- (a) "native" and *substitute "citizen of Nigeria",*
- (b) "Governor-General" and *substitute "Minister"*

## Section 118

*In subsection (1) delete "Governor-General in Council" and substitute "Minister"*

*In subsection (2) in paragraph (xvi) delete "Governor-General" and substitute "Minister"*

## Section 120

*In subsection (1)—*

*delete "Department" where it first occurs and substitute "Division of the Ministry responsible for the control of minerals"*

*delete "Department" where it secondly occurs and substitute "division"*

## FIRST SCHEDULE

*In Form B delete "Governor-General" and substitute "Minister"*

*In Form I in paragraph 4 of the terms and conditions, delete "Crown" and substitute "State"*

## MINISTERS' STATUTORY POWERS AND DUTIES (MISCELLANEOUS PROVISIONS) ACT (CAP. 122)

## Section 1

*Delete the apostrophe in the word "Ministers" in the short title*

## Section 2

*In subsection (1) delete—*

- (a) "Governor-General" where it first occurs and *substitute "President",*
- (b) "Governor-General in Council",
- (c) "(other than the Secretary of State)"

*In subsection (3)—*

*(i) delete in paragraph (a) all words after "for which" up to the end of the paragraph, and substitute "under the Constitution of the Federation, a Minister may not be charged with responsibility; or",*

*(ii) delete in paragraph (b) "Federal Audit" and substitute "Audit of the Federation"*

## Section 3

*In subsection (1) in paragraph (c) delete "Governor-General" and substitute "Nigeria Police Council or of the Police Service Commission of the Federation, as the case may require,"*

## Section 4

*Insert at the end of the section "The signification of the exercise of the power shall be sufficient evidence that all necessary consents have been obtained, unless the contrary is proved."*



**Section 5**

*Delete* all words after "of such power" up to "such Order" and *substitute* "made and in operation immediately before the twentieth day of January 1964 (being the date of the commencement of the Interpretation Act 1964) and notwithstanding the repeal of the authority under which the delegation was made,"

**MOTOR SPIRIT (RETURNS) ACT**

(CAP. 125)

In the long title *delete* all words after "provision" up to "relating" and *substitute* "for making returns of motor spirit imported into Nigeria for purposes incidental"

In the second recital *delete* the words "Nigeria (Constitution) Order in Council, 1954" and *substitute* "Constitution of the Federation"

**Section 2**

In the definition of "prescribed authority" *delete* all words after "means" and *substitute* "the Board of Customs and Excise"

**Section 3**

In subsection (3) *insert* immediately following the word "authority" the words " , who shall for the purposes of this Act be the Board of Customs and Excise."

**Section 7**

In subsection (4) *delete* all words after "deposited in a" up to "Customs Act" and *substitute* "State, Government or private warehouse approved or licensed as the case may be under the Customs and Excise Management Act, 1958,"

**Section 11**

In subsection (4) *delete* "of the High Court"

**Section 15**

*Delete* "Customs Ordinance" and *substitute* "Customs and Excise Management Act, 1958"

**Section 17**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

**NAVY TRANSPORTS (DISCIPLINE) ACT (CAP. 5)**

(Formerly Admiralty Transports (Discipline) Act)

**Long Title and Sections 1 and 2 (1)**

*Delete* "Admiralty" where it occurs and *substitute* "Navy"

**Section 2 (2)**

(a) *Delete* "221" and *substitute* "112"

(b) *Delete* "1894" where it twice occurs and *substitute* "1962"

**NIGER TRANSIT ACT**

(CAP. 130)

**Section 4**

*Delete* "Governor-General in Council" and *substitute* "President"

**NIGERIA (TEN YEAR PLAN) LOCAL LOAN ACT**

(CAP. 132)

**Section 3**

*Delete* all words after "Nigeria, as the" up to "State" and *substitute* "Minister with the approval of Parliament may,"

# NIGERIAN BROADCASTING CORPORATION ACT (CAP. 133)

**Section 5** (as replaced by Section two of the Nigerian Broadcasting Corporation (Amendment) Act 1961)

In paragraph (b) in subparagraph (iii)—

In subsection (1) in paragraph (a) *delete* "Foreign Affairs and Commonwealth Relations" and *substitute* "External Affairs"

In subsection (2), *delete* "Governor-General in Council" and *substitute* "President"

## **Section 7**

*Delete* all words after "determined" up to "Crown" and *substitute* "by the President: Provided that no remuneration, fees or allowances, except such allowances for expenses as may from time to time be authorised or allowed by the Council of Ministers, shall be paid to any person who holds an office of profit under the State."

## **Section 10**

In subsection (2) *delete* "Governor-General in Council" and *substitute* "Council of Ministers"

## **Sections 15 (7) and 18**

*Delete* "Governor-General in Council" and *substitute* "Minister"

## **Section 20**

In subsection (1) in paragraphs (a) and (b) *delete* "Governor-General in Council" where it occurs and *substitute* "President"

## **Section 21**

*Delete* "Governor-General in Council" where it occurs in the proviso and *substitute* "Council of Ministers"

## **Section 26**

In subsection (6) *delete* "Governor-General in Council" and *substitute* "Minister"

## **Section 28**

In subsection (2) in paragraph (a) *delete* "Governor-General" and *substitute* "President"

## **Section 29**

In subsection (3) *delete* "Governor-General or the Governor of the Region" and *substitute* "the Federal or Regional Minister"

## **Section 30**

*Delete* "Governor-General in Council" and *substitute* "Council of Ministers"

## **Section 33**

In subsections (1), (2) and (3) *delete* "Governor-General" where it occurs and *substitute* "President"

In subsection (2) *delete* subparagraph (i) of paragraph (b)

## **Section 65**

*Delete* "Governor-General in Council" where it occurs in the subsections and *substitute* "President"

## **FIRST SCHEDULE**

In paragraph 3 *delete* the proviso

# NIGERIAN COAL CORPORATION ACT (CAP. 134)

## **Section 3**

In paragraph (i) of the proviso to subsection (4)—

(a) *delete* "Governor-General" and *substitute* "the Council of Ministers",

(b) *delete* "Crown" and *substitute* "State"

**Section 12**

In subsection (1) *delete* "Governor-General in Council" where it twice occurs and *substitute* "President"

In subsection (2) *delete* "Governor-General" and *substitute* "President"

**Section 17**

In subsection (2) *delete* "Resident" and *substitute* "Minister in a Region or in Lagos, as the case may be, charged with responsibility for matters of any such nature"

**Section 19**

In subsections (1) and (3) *delete* "Crown" where it occurs and *substitute* "State"

**Section 24**

*Delete* "Secretary of State" and *substitute* "Federal Minister of Finance"

**Section 26**

In subsection (4) *delete* "the House of Representatives" and *substitute* "both Federal Legislative Houses"

**Section 27**

In subsection (2) *delete* "the House of Representatives" and *substitute* "both Federal Legislative Houses"

**Section 31**

In subsections (5) and (6) *delete* "Governor-General" where it occurs and *substitute* "Public Service Commission of the Federation or of a Region, as the case may be,"

**Section 33**

*Delete* "Governor-General in Council" and *substitute* "Minister"

### NIGERIAN RAILWAY CORPORATION ACT (CAP. 139)

**Section 5**

In paragraph (b) *delete* "twelve" and *substitute* "thirteen"

In paragraph (b) in subparagraph (iii)—

(a) *delete* "three" and *substitute* "four"

(b) *insert* at the end of the subparagraph "and one by the Governor in Council of the Mid-Western Region"

**Section 7**

*Delete—*

(a) "Governor-General in Council" and *substitute* "Council of Ministers"

(b) "Crown" and *substitute* "State"

**Section 17**

In subsection (1) in paragraph (f) *delete* "Governor-General in Council" and *substitute* "President of the Republic"

**Section 26**

In subsection (2) *delete* "Governor-General in Council" and *substitute* "Minister"

**Section 33**

In subsections (1), (2) and (3) *delete* "Governor-General" where it occurs and *substitute* "President"

**Section 40**

In subsection (7) *delete* "Crown" where it twice occurs and *substitute* "State"

In subsection (11) *delete* "Governor-General in Council" and *substitute* "Minister"

**Section 50**

In subsections (1) and (2) *delete* "Governor-General" where it occurs and *substitute* "Public Service Commission of the Federation"

**Section 68**

In subsection (1)—

in paragraph (b) *delete* "the Queen's enemies" and *substitute* "of the enemies of the State," and

in paragraph (d) *delete* "or of the Southern Cameroons"

**Section 99**

*Delete* "Governor-General in Council" and *substitute* "Minister"

## NOTARIES PUBLIC ACT (CAP. 141)

**Section 2**

In subsections (1) and (2) *delete* "the Federation" where it occurs and *substitute* "Nigeria"

**Section 3**

*Delete* "the Federation" where it twice occurs and *substitute* "Nigeria"

**Section 4**

In subsection (1) *delete* "Federal"

In subsection (2) *delete* "the Federation" and *substitute* "Nigeria"

**Section 5**

In subsection (3) *delete* "the Federation" and *substitute* "Nigeria"

**Sections 6, 7, 8, 9, 10 and 12**

*Delete* "Federal" where it occurs

**Section 7**

*Delete* "the Federation" and *substitute* "Nigeria"

**Section 10**

*Delete* "judges" where it occurs in the subsections and *substitute* "justices"

**Section 17**

In subsection (1) *delete* "the Federation" and *substitute* "Nigeria"

**Section 20**

In subsection (1) *delete* all words after "notary public" where they first occur up to "Protectorate", and *substitute* "in that part of Nigeria formerly known as the Colony may act as a notary public in any part of Nigeria and"

In subsection (2) *delete* "Federal"

**Section 21**

*Delete* the word "Federal" where it secondly occurs

## OIL PIPELINES ACT (CAP. 145)

**Section 2**

In the definition of "Minister" *delete* all words after "charged" up to "1954"

**Section 18**

*Delete* "Federal"

**Section 31**

*Delete* "Governor-General" and *substitute* "Minister"

**Section 32**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## PENSIONS ACT (CAP. 147)

## A—PENSIONS ACT

In the long title *delete* "Her Majesty's Service" and *substitute* "oversea service civil or military on behalf of the United Kingdom and known as Her Majesty's Service or, as the case may be, in Service of the State."

**Section 3**

In the paragraph to subsection (1) *delete* all words after "shall be" up to the end of the paragraph and *substitute* "published in the Gazette and laid before both Legislative Houses,"

**Section 6**

In subsection (1) *delete* "Crown" and *substitute* "State"

**Section 17**

In subsection (4) *delete* "Her Majesty" and *substitute* "Nigeria"

## FIRST SCHEDULE

## Regulation 24

In paragraph (4) *delete* "Her Majesty" and *substitute* "Nigeria"

## Regulation 30

*Renumber* this as paragraph (1) and *insert* a new paragraph as follows—

"(2) The Minister may by order in the Gazette apply the provisions of this regulation to the case of service with the armed forces of Nigeria and in such case any reference to "Her Majesty's Forces" shall be read as a reference to the armed forces of Nigeria."

## Regulation 31

*Insert* after "active list" the words "of the armed forces of Nigeria or, as the case may be, of the"

## PETITIONS OF RIGHT ACT (CAP. 149)

**Section 3**

*Delete* except for marginal note and *substitute*—

"3. All claims against the Government of the Federation or against any Ministry or Department thereof, being of the same nature as claims which before the commencement of the Crown Proceedings Act 1947 of the Parliament of the United Kingdom might in England have been preferred against the Crown by petition, manifestation or plea of right may, with the consent of the Attorney-General of the Federation, be preferred in a High Court having original jurisdiction in respect thereof or if the Supreme Court has such jurisdiction, in that Court, in a suit instituted by the claimant as plaintiff against such person as the said Attorney-General may designate, as defendant, for the purpose."

**Section 4**

*Renumber* as subsection (1) and—

(a) *delete* "a copy" and *substitute* "two copies";

(b) *delete* "or other officer designated as aforesaid";

*Add* a new subsection (2) as follows—

"(2) The decision of the Attorney-General of the Federation shall be conclusive and, if he gives his consent, one copy of the statement of claim with his fiat endorsed shall be returned to the court having original jurisdiction; and the claim shall be prosecuted in that court."

**Section 5**

*Delete* this section

**Section 6**

*Delete* "or other officer designated as aforesaid"



**Section 7**

*Delete* all words after "court to the" up to "direct" where it first occurs and *substitute* "Attorney-General of the Federation who, if the decree is for the payment of money, shall direct the issue of a warrant for"

**Section 8**

In paragraph (a) *delete* "a superior court" and *substitute* "the court in which proceedings are brought, or the Supreme Court, as the case may be,"

**Section 9**

*Insert* after "shall" the words, "as to matters within federal competence,"

**Section 10**

*Delete* all words after "references to the" up to the end of the section and *substitute* "Attorney-General of the Federation shall be construed as references to the Attorney-General of the Region concerned."

**Section 11**

*Delete* this section

**Section 12**

*Delete* all words after "conferred on the" up to the end of the section and *substitute* "Supreme Court by subsection (1) of section one hundred and fourteen of the Constitution of the Federation."

## PETROLEUM ACT (CAP. 150)

**Section 3**

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for explosives"; and in paragraph (i) of the said subsection, *delete* "the Governor-General in Council" and *substitute* "Parliament" and thereafter *delete* "him" and *substitute* "Parliament"

*Insert* a new subsection thereafter as follows—

"(1A) The Minister may consult with any Federal or Regional Minister before making any such regulations, but the question whether any consultation was held or what happened in the course of a consultation shall not be enquired into by any court."

In subsection (2) *insert* after "Region" the words "or in the case of Lagos, the Minister"

**Section 4**

*Insert* after "Minister" the words "in the case of Lagos"

**Section 5**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## PETROLEUM FUEL (CONTROL) ACT (CAP. 151)

**Section 3**

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for petroleum"

In subsection (2) *delete* "Governor-General in Council" and *substitute* "said Minister"

## PHARMACY ACT (CAP. 152)

### Section 69

In subsection (1) *delete* "Governor-General in Council", and *substitute* "President";

In subsection (2) *insert* after "Region" the words "or in the case of Lagos, the Minister"

### Section 70

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## PIERS ACT (CAP. 153)

### Section 5

In paragraph (b) *delete* "Governor-General" where it twice occurs and *substitute* "Minister"

### Section 6

*Delete* "Governor-General" and *substitute* "Minister"

### Section 7

*Delete* "Governor-General" where it twice occurs and *substitute* "Minister"

### Section 8

*Delete* "Governor-General" and *substitute* "Minister"

### Section 13

*Delete—*

(a) "Marine Officer" and *substitute* "Inspector of Shipping";

(b) "Governor-General" and *substitute* "Minister"

### Section 14

*Delete* "Governor-General in Council" and *substitute* "Minister"

### Section 15

In subsection (1) *delete* all words after "declared by" up to "Governor in Council" and *substitute* "Parliament to be an international waterway or inter-Regional waterway, the functions of the Minister shall be vested in the Governor"

*Delete* subsection (2)

## POLICE ACT (CAP. 154)

### Section 9

*Delete* all words after "service with" up to "Nigeria" where it secondly occurs and *substitute* "the armed forces of Nigeria or any force for the time being attached thereto or acting therewith"

### Section 16

In subsection (2) in paragraph (a) *delete* "native" and *substitute* "customary"

### Section 18

In subsection (4) *delete* "Her Majesty" and *substitute* "Nigeria"

# PORTS ACT (CAP. 155)

## Section 2

In the definition of—

(a) "Minister" *delete* all words after "means" up to "1954" and *substitute* "the Federal Minister charged"

(b) "Public Service Commission" *delete* from "established" to the end of the definition and *substitute* "of the Federation"

## Section 4

*Delete* "Governor-General in Council" and *substitute* "President"

## Section 8

In subsection (1) (as replaced by subsection (2) of section one of the Ports Act 1963) *delete* the reference to "seventeen" and *substitute* "twenty"; and in the reference to "nine shall be appointed" as provided in paragraph (b) of the replacing subsection, where reference is made to "nine shall be appointed", *delete* "nine" and *substitute* "twelve"; and *insert* in the said paragraph after "Western Nigeria" the words "as respects three others, from, Mid-Western Nigeria"

In subsection (5) —

(a) *delete* "Governor-General in Council" where it twice occurs and *substitute* "Minister"

(b) *delete* "Crown" and *substitute* "State"

## Section 11

In subsection (1) in paragraph (d) *delete* "Governor-General in Council" and *substitute* "Council of Ministers"

## Section 26

*Delete* this section

Section 29 (as substituted by section six of the Ports (Amendment) Act 1960)

In subsection (1), *delete* "Governor-General in Council" and *substitute* "Council of Ministers"

## Section 34

In subsection (2) *delete* "Governor-General" and *substitute* "President"

## Section 35

*Delete* "Governor-General in Council" and *substitute* "Council of Ministers"

## Section 38

*Delete* "Resident of the Province" and *substitute* "responsible Minister in the Region"

Section 42 I (as inserted by paragraph (b) of section three of the Ports (Amendment) Act 1961)

*Delete* "Crown" and *substitute* "State"

## Section 43

*Delete* all words after "purposes of" up to "requires" and *substitute* "the Customs and Excise Management Act 1958, the Authority shall set apart and maintain such area, and provide office accommodation therein, in such manner as the Board of Customs and Excise"

## Section 46

In subsection (2) in paragraph (a) *delete* "Her Majesty" and *substitute*, "any of the armed forces of Nigeria or owned or operated by the government of the Federation or of any Region"

**Section 71**

Delete "Her Majesty" and substitute "any government of the Federal Republic"

**Section 75**

In subsection (1) in paragraph (i) delete "Queen's" and substitute "State"

**Section 80**

In subsection (1) delete "Customs and Excise Department" and substitute "Board of Customs and Excise"

**Section 84**

Delete "Her Majesty" and substitute "any of the armed forces of Nigeria or of the governments of the Federation or any Region"

**Section 86**

In subsection (3)

(a) in paragraph (b) delete "(Queen's enemies)" and substitute "enemies of the State"

(b) thereafter delete all words after "Act" where it first occurs in the subsection up to "that Act" where it first occurs and substitute "1962"

**Section 88**

In subsection (1)

(a) in paragraph (b) delete "(Queen's enemies)" and substitute "enemies of the State"

(b) thereafter delete all words after "Act" where it first occurs in the subsection up to "that Act" where it first occurs and substitute "1962"

**Section 91**

In paragraph (a) of the proviso to the section in subparagraph (ii) delete "Queen's enemies" and substitute "enemies of the State"

**Section 119**

Delete "Customs Act" and substitute "Customs and Excise Management Act 1958"

## POST OFFICE ACT (CAP. 156)

**Section 2**

(a) In the definition of "fictitious postage stamp" delete "Her Majesty's dominions" and insert "of the Commonwealth or"

(b) Delete the definition "Her Majesty's dominions" and insert the following—

"Commonwealth" includes any colonies, trust territory or any territory over which there is a mandate from the former League of Nations belonging to or controlled by any member of the Commonwealth ;

(c) In the definition of "postage stamp" delete all words after "whether" up to the end of the definition and substitute "such postage stamp is issued by Nigeria or by any other country"

(d) In the definition of "port" delete all words therein after "place" and substitute "designated a customs port or customs airport under any enactment ;"

**Section 7**

In subsection (1) delete "Governor-General" and substitute "Public Service Commission of the Federation"

**Section 12**

Delete subsection (2) (as inserted by the Adaptation of Laws (Cameroons Provision) Order, 1960)

**Section 20**

*Delete* all words after "Department" where it secondly occurs up to "foreign" and *substitute* "of any other"

**Section 28 and section 37 paragraph (g)**

*Delete* "Governor-General in Council" and *substitute* "Minister"

**PROBATES (RESEALING) ACT (CAP. 161)**

In the long title *delete* "Her Majesty's Dominions" and *substitute* "the Commonwealth or"

**Section 2**

(a) In the definition of "British court in a foreign country" *delete* "out of Her Majesty's dominions" and *substitute* "outside the Commonwealth"

(b) *Delete* the definition of "High Court of a Region or part of the Federation" and *substitute*—

"High Court" means the High Court of a Region or of Lagos, as the case may require ;

(c) *Delete* the definition "Her Majesty's dominions" and *insert* the following—

"Commonwealth" includes any colonies, trust territory or any territory over which there is a mandate from the former League of Nations belonging to or controlled by any member of the Commonwealth ;

(d) *Delete* the definition "part of the Federation"

(e) In the definition of "probate" and "letters of administration" *delete* "Her Majesty's dominions" and *insert* "the Commonwealth"

**Section 3**

(a) *Delete* "Her Majesty's dominions" and *insert* "the Commonwealth"

(b) *Delete* the words "of a Region or part of the Federation",

(c) *Delete* the words "that Region or part of the Federation" and *substitute* "Nigeria"

**Section 4**

(a) *Delete* "of a Region or part of the Federation"

(b) In paragraphs (a) and (b) thereof *delete* "that Region or part of the Federation" and *substitute* in both cases "Nigeria"

**Section 5**

(a) *Delete* "of a Region or part of the Federation",

(b) *Delete* "that Region or part of the Federation" and *substitute* "Nigeria"

**Section 7**

In subsection (1) (as amended by the Adaptation of Laws (Miscellaneous Provisions) Order, 1960) *delete* all words after "High Court" where it first occurs up to "Governor-General" where it last occurs.

**PUBLIC ARCHIVES ACT (CAP. 163)****Section 2**

In the definition of "archives" *delete* in paragraph (b) the words "and the Southern Cameroons"

In the definition of "public office" *delete* all words after "Region" up to "Cameroons" where it secondly occurs and *substitute*, "the Supreme Court, all High Courts,"

**Section 5**

*Delete* "House of Representatives" and *substitute* "Parliament"



**Section 6**

In subsection (2) *delete* "or of the Southern Cameroons"

**Section 8**

*Delete* "Governor-General" and *substitute* "President"

**Section 9**

In subsection (1)—

- (a) in paragraph (a) *delete* "the Federation" and *substitute* "Nigeria"
- (b) in paragraph (c) *delete* "fifteen" and *substitute* "sixteen" and *insert* immediately following the words "Eastern Region" the words "one by the Governor in Council of the Mid-Western Region,"

## PUBLIC LANDS ACQUISITION ACT (CAP. 167)

**Section 2**

In the definition of "native community" *delete* all words after "community" where it secondly occurs and *substitute* "elsewhere than in the Northern Region"

**Section 3**

In subsection (1) *delete* "Governor-General" and *substitute* "President"

In subsection (2) *delete* "Crown" where it twice occurs and *substitute* "State"

**Sections 4 (1), 5, 6 (1), 8 (2), 10 and 14.**

*Delete* "Governor-General" where it occurs and *substitute* "President"

**Section 15**

In the second proviso where they respectively occur—

- (a) *delete* "Her Majesty's Forces or any department of Government or of the Crown" and
- (b) *delete* "Her Majesty's Forces or by the department of Government or of the Crown"—

and *substitute* in both cases "the armed forces of Nigeria or a department of Government or of the State, as the case may be".

**Sections 16, 17, 18 (1), 19, and 20 (2)**

*Delete* "Governor-General" where it occurs and *substitute* "President"

**Section 20**

In subsection (1) *delete* all words after "decision" where it first occurs up to "been taken" and *substitute* "of the Court on appeal taken"

*Add* after subsection (5) a new subsection as follows—

"(6) In this section "Court" means the High Court, and as the case may be, includes the Supreme Court and, in appropriate case and to the extent allowed by section 158 of the Constitution of the Federation, the Privy Council."

**Sections 22 and 23**

*Delete* "Governor-General" and *substitute* "President"

**Section 26**

*Delete* all words after "Governor-General" up to "estate or" and *substitute* "President in trust for the State, the"

**Section 27**

(a) *Delete* "the Governor-General" where it first occurs and *substitute* "a Federal Minister"

(b) *Delete* "Governor-General" and *substitute* "State"

**Section 28**

*Delete* "person duly authorised by the Governor-General" and *substitute* "duly authorised person"

## Sections 30 and 31

*Delete* "Governor-General" where it occurs and *substitute* "State"

## Section 31

*Delete* "Crown" and *substitute* "State"

## Section 32

In paragraph (a) *delete* "Governor-General" and *substitute* "President"

In paragraph (b)

(a) *insert* after "Eastern" the words, "Mid-Western,"

(b) *delete* all words therein after "Regions" where it secondly occurs

In paragraph (d)

(a) *insert* after "Western" the words "or Mid-Western"

(b) *delete* all words therein after "Region"

## Section 34

*Delete* this section

## Schedule

1. In Form "A" *delete* "Governor-General" where it occurs and *substitute* "State" and *delete* "him" and *substitute* "the State"

2. In Form "B"

(a) *delete* "Governor-General" where it occurs and *substitute* "President"

(b) in the habendum *delete* "to the use of Her Majesty, Her heirs and successors" and *substitute* "in trust for the State and on behalf of the Federation"

3. In Form "C"

(a) *delete* "Governor-General" where it occurs and *substitute* "President"

(b) in the habendum *delete* "in trust for Her Majesty, Her heirs and successors" and *substitute* "unto the President in trust for the State"

4. In Form "D" *delete* from "Governor-General" up to "Her Majesty" and *substitute* "President in trust for the State and on behalf of the Federation"

5. In Form "E"

(a) *delete* "Governor-General" where it occurs and *substitute* "President"

(b) *delete* "employed by him" and *substitute* "authorised by a Federal Minister"

6. In Form "F" *delete* "Governor-General" where it occurs and *substitute* "State"

## PUBLIC TRUSTEE ACT (CAP. 170)

## Section 4

*Delete* subsection (1) and *substitute*—

"(1) There may from time to time be appointed a fit person to the office of Public Trustee and such office may be held in conjunction with any other office which the Public Service Commission of the Federation may approve."

In subsection (2)

(a) *delete* "The Governor-General may appoint" and *substitute* "There may also be appointed"

(b) *delete* "he considers" and *substitute* "are considered"

## Section 8

In subsection (2) *delete* in paragraph (g) the words "of the Imperial Parliament or Act" and *substitute* "or Law"

## Section 10

*Delete* all words after "Court" up to "Governor-General"

**Section 19**

In subsection (3) *delete* "into the Treasury" and *substitute* "to the Accountant-General of the Federation for credit of the appropriate Fund"

**Section 23**

*Delete* "Governor-General in Council" and *substitute* "President"  
QUARANTINE ACT (CAP. 172)

**Section 4**

*Delete* "Governor-General in Council" and *substitute* "President"

**Section 6**

*Insert* after "Minister" the words "in the Federal territory"

**Section 8**

In subsection (1)

(a) *insert* immediately after "been made" where it first occurs, the words "by the Minister,"

(b) *delete* "Governor-General" where it first occurs and *substitute* "President,"

(c) *delete* "Governor-General" where it secondly occurs and *substitute* "Minister or the President, as the case may be,"

*Delete* subsection (2)

**RAILWAY LOAN (INTERNATIONAL BANK) ACT (CAP. 174)**

*Insert* immediately following section 8 a new section as follows—

"Interpretation of Governor-General.

9. References in this Act to the Governor-General, in respect of anything done or to be done on the first day of October 1963 (being the date of the commencement of the Constitution of the Federation) and thereafter, shall be read as references to the Federal Minister of Finance and this Act shall be construed accordingly; and any reference to a Secretary of State shall cease to have effect."

**RECIPROCAL ENFORCEMENT OF JUDGMENTS ACT  
(CAP. 175)****Section 5**

*Delete* this section and *substitute*—

"Power to extend provisions of this Act.

5. (1) Where the President is satisfied that arrangements have been made as between Nigeria and any other country of the Commonwealth (including any territory administered by the United Kingdom) for the reciprocal enforcement of judgments obtained in superior courts of the country concerned and of Nigeria, he may by order declare that this Act shall extend to judgments so obtained in the country with which such arrangements have been made in like manner as it extends to judgments obtained in a superior court in the United Kingdom; and upon the making of such proclamation this Act shall extend and apply accordingly.

(2) Any order made under this section may at any time be varied or revoked.

(3) For the purposes of this section—

(a) the President may act on information received from

(i) the Governor-General, President, or Governor, as the case may be, of any member of the Commonwealth, and

- (ii) the Secretary of State in respect of any territory administered by the United Kingdom, including any mandated or trust territory; and
- (b) "superior court" means a High Court and includes any court by whatever name called of equivalent or superior jurisdiction."

## REGIONAL COURTS (FEDERAL JURISDICTION) ACT (CAP. 177)

In the long title *delete* "Queen's" and *substitute* "State"

### Section 6

*Delete* from the commencement up to the word "who", and *substitute* "The President may, with the consent of the Governor of a Region, confer upon the Attorney-General of the Region the power to intervene in a matrimonial cause under the title of state proctor and if the power is conferred, the said Attorney-General"

### Section 7

*Delete* this section

## REGISTRATION OF UNITED KINGDOM PATENTS ACT (CAP. 182)

### Section 2

In the definition of "Registrar of Patents" *delete* "Governor-General" and *substitute* "Public Service Commission of the Federation"

## SAVINGS BANK ACT (CAP. 188)

### Section 6

*Delete* "Governor-General" and *substitute* "Public Service Commission of the Federation or of a Region, as the case may be,"

### Section 12

- (a) *delete* "of Federal Audit" and *substitute* "Audit of the Federation,"
- (b) *delete* "House of Representatives" and *substitute* "both Legislative Houses", and
- (c) *delete* all words after "Gazette"

### Section 13

In subsection (3) —

*Delete* "with the prior consent of the Secretary of State" and *substitute* "after consultation with the Federal Minister of Finance,"

### Section 14

*Delete* "Governor-General in Council" and *substitute* "President"

### Section 15

*Delete* all words after "Government Savings Bank" up to "foreign country" and *substitute* "of any other country".

## SHERIFFS AND CIVIL PROCESS ACT (CAP. 189)

### Section 1

In subsection (3) —

- (a) *insert* immediately after "Western" in paragraph (a) the word "Mid-Western,"
- (b) *delete* all words after "Lagos" in paragraph (b) up to the end thereof and *substitute* "as if it were a Region".

**Section 19**

In the definition of—

(a) "the High Court" *delete* all words after "means" and *substitute* "the High Court of Lagos";

(b) "magistrates' court" *delete* all words after "established" and *substitute* "in Lagos".

**Section 29**

In subsection (4) in its application to Lagos, *delete* "Nigeria" and *substitute* "Lagos".

**Section 45**

*Delete—*

(a) "native" where it first occurs and *substitute* "Nigerian",

(b) "native law or custom" and *substitute* "customary law".

**Section 94**

*Delete* the words "with the approval of the Governor" and *insert* "of Lagos in respect of the Federal territory".

In Part VII *delete* from the heading the words "The Southern Cameroons".

**Section 113** (as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960).

*Delete* "Northern and Southern".

## STATISTICS ACT (CAP. 193)

**Section 3**

*Delete* "Governor-General" and *substitute* "President".

**Section 6**

In subsection (1)—

(a) in paragraph (b) *delete* all words after "List" up to "and",

(b) in paragraph (c) *delete* all words after "concerned" up to "Southern Cameroons".

**Section 7**

In subsection (1) in paragraph (b) *delete* "and the Southern Cameroons".

**Section 13**

*Delete* "or of the Southern Cameroons".

**Section 14**

*Delete* "Governor-General" and *substitute* "Minister".

**Sections 19 and 20**

*Delete* "Governor-General in Council" where it appears and *substitute* "President".

## SURVEY ACT (CAP. 194)

**Section 2**

In the definition of "public survey" *delete* "Crown" where it twice occurs and *substitute* "State".

**Section 7**

In subsection (1) *delete* "Southern Cameroons" and *substitute* "Mid-Western".

**Section 8**

In subsection (2) *delete* "Legal Department" and *substitute* "Ministry of Justice".



## Section 30

In subsections (1) and (2) *delete* "native" and *substitute* "local".

## Section 37

*Delete* "Governor-General" and *substitute* "Minister in respect of Lagos".

## Section 39

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region and accordingly—

(a) references to the powers of a Governor shall, in respect of Lagos, be construed as references to the powers of the Federal Minister charged with responsibility for survey matters, and

(b) references to a regional director of surveys, shall be construed as references to the director of federal surveys."

## TELEGRAPHS ACT (CAP. 195)

## Section 2

*Insert* immediately after the definition of "Manager" a new definition as follows—

"Minister" means the Federal Minister charged with responsibility for telegraphs ;

## Section 12

*Insert* immediately after the words "sent by" the words "the President in his office as President, or by the"

## Section 23

*Delete* "Governor-General in Council" and *substitute* "Minister".

TIN (PRODUCTION AND EXPORT RESTRICTION) ACT  
(CAP. 197)

## Section 5

*Delete* all words after "apply to" up to the end of the section and *substitute* "Northern Nigeria".

## Section 6

In subsection (2) *delete* "the Northern Region" where it twice occurs and *substitute* "Northern Nigeria".

## Sections 7(1), 8(1) and 11(1)

*Delete* "the Northern Region" and *substitute* "Northern Nigeria".

## Section 12

In subsection (1)—

(a) *delete* "Mines Department" and *substitute* "mines division of the ministry responsible for the control of mines"

(b) *delete* "Her Majesty" and *substitute* "the State"

(c) *delete* "Governor-General" and *substitute* "Minister".

## Section 16

In the proviso *delete* "the Northern Region" and *substitute* "Northern Nigeria".

## Section 18

*Delete* "Governor-General is pleased to declare" and *substitute* "the President by order in the Gazette declares".

## TOBACCO (LICENCES AND RETURNS) ACT (CAP. 198)

In the long title *delete* all words after "provision" and *substitute* "for licences to and returns by importers into Nigeria of tobacco for purposes incidental to the regional allocation of the proceeds of import duty thereon in respect of each quarter under the Constitution of the Federation".

*Delete* the preamble.

In the enacting formula *delete* "Now, Therefore".

In section 2, in the definition of—

(a) "dutiable tobacco" *delete* "Customs Act" and *substitute* "Customs and Excise Management Act 1958";

(b) "prescribed authority" *delete* all words after the figures "1951" and *substitute* "as amended by this Act and hereinafter referred to as "the 1951 Order" and appointed by the Minister";

(c) "tobacco manufacturer's licence" *delete* "issued under section 40 of the Excise Act" and *substitute* "under section one hundred and five of the Customs and Excise Management Act 1958".

*Insert* immediately after section 2 a new section as follows—

"Interpretation.

2A. In this Act, "Minister" means the Federal Minister charged with responsibility for the allocation of tobacco duty; and for the avoidance of doubt, the reference in section 6 of the 1951 Order to the Governor shall be read as a reference to the Minister under this Act, and the 1951 Order shall be deemed to be amended to the extent necessary to give effect thereto."

### Section 8

In subsection (4) *delete* "of the High Court"

### Section 12

*Delete* "Customs Act" and *substitute* "Customs and Excise Management Act 1958"

### Section 14

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## TRADE MARKS ACT (CAP. 199)

### Section 2

In the definition of "Registrar" *delete* "Minister" and *substitute* "Public Service Commission of the Federation"

### Section 7

*Delete* "the Northern Region" and *substitute* "Northern Nigeria"

### Section 61

*Delete* "Governor-General in Council" and *substitute* "President"

### Section 64

*Delete*—

(a) all words after "in writing" up to "that goods" and *substitute* "to the proper officer under the Customs and Excise Management Act 1958",

(b) all words after "be detained" up to "until the rights" and *substitute* "by such proper officer"

(c) in the proviso *delete* all words after "reimburse" up to "all expenses" and *substitute* "to such proper officer"

## Section 65

In subsection (3) *delete* all words after "authority" where it first occurs up to the proviso, and *substitute* "of the President uses in connection with any trade, business, calling or profession the Arms of Nigeria, or, without the authority of a Governor of a Region likewise so uses the Arms of the Region (in this subsection such Arms being collectively referred to as "the said Arms") or arms so closely resembling the said Arms or any of them as to be calculated to deceive, in such manner as to be calculated to lead to the belief that he is duly authorised to use any of the said Arms, or if any person without the authority of the President or of the Governor of a Region, as the case may be, uses in connection with any trade, business, calling or profession any device, emblem, or title in such manner as to be calculated to lead to the belief that he is employed by or supplies goods to the President or to a Governor of a Region in their respective official capacities, as the case may be, he shall be guilty of an offence and liable to a fine of twenty pounds."

## Section 67

*Delete* "Governor-General in Council" and *substitute* "President" where it occurs

## TRADE UNIONS ACT (CAP. 200)

## Section 11

*Delete* from the commencement up to "may think" and *substitute* "The Public Service Commission of the Federation may appoint such person as it thinks"

## Section 17

In subsection (3) *delete* "Federal"

## Section 33

*Delete* "Governor-General in Council" where it appears and *substitute* "President"

## Second Schedule

In Forms L and G *delete* "Statutory Declarations Act 1835" and *substitute* "Oaths Act 1963"

TRADES DISPUTES (ARBITRATION AND INQUIRY)  
(FEDERAL APPLICATION) ACT (CAP. 202)

## Section 4

In subsection (1) *delete* in the proviso all words after "authorised" up to the end of the subsection and *substitute* "by the Public Service Commission of the Federation or of a Region, as the case may be, in respect of officers in the public service, shall be paid to any person who holds an office which is a public office for the purposes of the Constitution of the Federation".

In subsection (2) *delete* from the commencement up to "determine" and *substitute* "There may be appointed at such remuneration and on such terms and conditions as may be determined"

In subsection (3) *delete* all words after "paid out of" up to the end of the subsection and *substitute* "the Consolidated Revenue Fund"

## Section 5

*Delete* "Governor-General" and *substitute* "relevant public service commission"

# TRUSTEE INVESTMENT IN GOVERNMENT SECURITIES ACT (CAP. 203)

## Titles

For the reference in section 2 of an amending Act of 1960 (No. 37 of 1960) to the principal Act as the "Government Securities Act" there shall be substituted the reference "~~Trustee Investment in Government Securities Act~~"; and the long and short titles of such amending Act shall be altered correspondingly.

## Section 2 (of the principal Act)

*Delete* "Imperial Parliament" and *substitute* "Parliament of the United Kingdom"

## Section 5 (of the principal Act)

*Delete* "Auditor-General" and *substitute* "Director of Audit of the Federation"

## Section 6 (as replaced by the amending Act of 1960)

- (a) *Delete* "Her Majesty's" where it thrice occurs and *substitute* "the",
- (b) *Delete* "submitted to the Governor-General for his assent" and *substitute* "introduced into the Parliament of the Federation"

# UNIVERSITY COLLEGE HOSPITAL ACT (CAP. 205)

## Section 2

In the definition of "the Minister" *delete* all words after "means" up to the end of the definition and *substitute* "the Federal Minister charged with responsibility for matters relating to hospitals"

## Section 5

In subsection (3) in paragraph (e) *delete* sub-paragraph (i) and *substitute*—  
"(i) the permanent secretary of the Federal Ministry of Health,"

## Section 12

In subsection (1) in paragraphs (d) and (e) *delete* "Governor-General" where it occurs and *substitute* "Minister"

In subsection (2) *delete* "House of Representatives" and *substitute* "both Legislative Houses"

## Section 17

*Delete* "Governor-General" and *substitute* "Minister"

# VETERINARY SURGEONS ACT (CAP. 210)

## Section 27

*Delete* "Legal Department" and *substitute* "Ministry of Justice"

## Section 31

In subsection (1) *delete* "Federal" where it twice occurs

# WAGES BOARD ACT (CAP. 211)

## Section 1

*Delete* subsection (2)

## Section 4 (1)

(a) *delete* "the Western Region" where it occurs and *substitute* "Western Nigeria",

(b) *insert* after "Regional Law or" the words "as the case may be in respect of"

## Second Schedule

In paragraph 8 *delete* "Governor-General in Council may determine" and *substitute* "Federal Minister of Finance may from time to time approve"

## WAR PENSIONS ACT (CAP. 212)

## Section 1

Add a new subsection as follows—

"(2) This Act shall apply in respect of war service only as defined in this Act, and references to "Her Majesty" or to "Her Majesty's Forces" shall be construed accordingly."

## Section 3

In subsection (1) *insert* after "State" or in respect of any period after the first day of October, 1963 the President without the necessity for any such sanction"

In subsection (2)—

(1) *insert* in paragraph (e) after "Governor-General" where it twice appears the words "or the President as the case may be"

(b) *delete* "Governor-General" in paragraph (k) and *substitute* "Minister"

## Section 5

*Insert* a new subsection (1A) immediately after subsection (1) as follows —

"(1A) The powers conferred upon the Governor-General in Council by subsection (1) of this section may, on the coming into operation of the Constitution of the Federation be exercised by the President."

## Section 7

*Delete* "Governor-General" and *substitute* "Minister"

## Section 8

*Delete* "House of Representatives" where it twice occurs and *substitute* "both Legislative Houses"

## Section 10

*Delete* "Crown" and *substitute* "State"

## Section 11

*Delete* "Governor-General" where it occurs and *substitute* "Minister"

## Section 12

(a) *Delete* "Governor-General" where it twice occurs and *substitute* "Minister"

(b) *Delete* "Crown" and *substitute* "Federal Government"

## WATERWORKS ACT (CAP. 213)

## Section 2

In the definition of "appropriate officer" *delete* all words after "Minister" up to the end of the definition

## Section 3

(a) *Delete* "the Minister" where it first occurs and *substitute* "Parliament"

(b) *Delete* "or the Southern Cameroons"

## Section 16

In subsection (1) *insert* after "Minister may" the words "in respect of Lagos or the control of water from sources within the operation of section 3 of this Act"

## WEIGHTS AND MEASURES ACT (CAP. 214)

## Section 14

*Delete* this section save for the marginal note and *substitute* the following new section—

"14. The person who for the time being holds office as superintendent of weights and measures shall by virtue of such office be deemed to be the inspector for the purposes of this Act. If the office of superintendent is vacant it may be filled under the designation of either superintendent or



inspector as the appointing authority may from time to time approve or direct; and the person so appointed shall have all the powers of the inspector under this Act."

#### **Section 15**

In subsection (1) *delete* from the commencement up to "think fit" where it secondly occurs and *substitute* "There may be appointed fit persons to be deputy inspectors for the purposes of this Act; and there shall be assigned a portion of Nigeria".

#### **Section 45**

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Minister"

### **WEST AFRICAN COUNCIL FOR MEDICAL RESEARCH ACT (CAP. 215)**

#### **Section 1**

*Delete* "of" and *substitute* "for"

#### **Section 4**

In subsection (1) *delete* "Governor-General" in paragraph (b) and *substitute* "President"

#### **Sections 9, 10, 17, and 18**

*Delete* "Governor-General" where it occurs in the sections and *substitute* "President"

#### **Section 19**

In subsection (1) *delete* "Governor-General" and *substitute* "Minister"

#### **Section 20**

In subsections (1), (3) and (6) *delete* "Governor-General" where it occurs and *substitute* "Minister"

#### **Section 22**

*Delete* "Governor-General" and *substitute* "President"

### **WEST AFRICAN EXAMINATIONS COUNCIL (NIGERIAN STATUS) ACT (CAP. 217)**

#### **Section 4**

In subsection (1) *delete* "Governor-General" and *substitute* "President"

In subsection (3) *delete* "Governor-General" and *substitute* "Minister"

### **WIDOWS' AND ORPHANS' PENSIONS ACT (CAP. 220)**

#### **Section 3 (2)**

In paragraph (b) *delete*—

(a) "Governor-General" and *substitute* "Minister"

(b) "Governor-General's" and *substitute* "Minister's"

#### **Section 4 (1)**

In paragraph (d) *delete* "of Her Majesty's Orders in Council" and *substitute* "Orders in Council made in the United Kingdom"

In paragraph (g) *delete* "by the Secretary of State"

#### **Section 5 (1)**

*Delete* "Governor-General" and *substitute* "Minister"

#### **Section 6 (1)**

In paragraph (b) (ii) *delete* "Governor-General" and *substitute* "Minister"

In paragraph (b) (iii) *delete* "Governor-General's" and *substitute* "Minister's"

**Section 18 (2) and (3), 21**

*Delete* "Governor-General" and *substitute* "Minister"

**Section 33**

In subsection (2) *delete* "Chief Secretary" and *substitute* "Minister"

**Section 37**

(a) In subsection (1) *delete* all words after "serving with" up to "so served" and *substitute* "the armed forces of Nigeria in time of war or in consequence of having so served with any such force or in the case of service with the forces known as Her Majesty's Forces in time of war prior to the first day of October, 1960"

(b) In subsection (2) *delete* from the commencement up to "Governor-General" where it secondly occurs and *substitute* "Where an officer with any necessary approval leaves or has left the service of Nigeria for the purpose aforesaid with the expressed intention of returning to service in Nigeria as soon as practicable after the termination of his service with any such armed force he may, by electing in such manner as may be prescribed and notwithstanding any other provision of this Act,"

(c) In the proviso to subsection (2) in paragraph (b) *delete* "Crown" and *substitute* "State"

In subsection (4) *delete* "Governor-General or the Secretary of State" and *substitute* "Minister"

In subsection (5)

(a) *delete* "Her Majesty's Forces" and *substitute* "the armed forces of Nigeria or as the case may be in the forces known as Her Majesty's Forces"

(b) *delete* "Governor-General" and *substitute* "Minister"

**Sections 38 and 39**

*Delete* "Governor-General" where it occurs and *substitute* "Minister"

**Section 41**

*Delete* "Governor-General in Council" and *substitute* "President"

**Section 46** (as replaced by section 6 of the Widows' and Orphans' Pensions (Amendment) Act 1960 and there referred to as section 47)

In subsection (2) *delete* "Governor-General" and *substitute* "President"

**WORKMEN'S COMPENSATION ACT**

(CAP. 222)

**Section 3**

In subsection (1)—

(a) in the definition of "court" *delete* "Governor-General" and *substitute* "President"

(b) in the definition of "employer" *delete* all words after "includes" up to "and any body of persons" and *substitute* "the Government of the Federation and of any Region thereof"

In subsection (2) *delete* "Her Majesty's" and *substitute* "the"

**Section 4**

In subsection (1)—

*delete* "Crown" and *substitute* "State" where it twice occurs  
*delete* from "employment" in paragraph (ii) of the exceptions up to "who have been" and *substitute* "of the State otherwise than in the government of the Federation or of any Region and"

In subsection (3) *delete* "Governor-General" where it twice occurs and *substitute* "Minister"

In subsection 4 *delete* "Governor-General" and *substitute* "Minister"

### Section 10

In subsection (5) *delete* "public revenues of the Federation" and *substitute* "Consolidated Revenue Fund"

### Section 22

In subsections (2) and (4) *delete* "other" where it first occurs in the subsections,

*Delete* from the commencement of subsection (5) up to "colony" where it first occurs and *substitute*—

"(5) In this section, "colony" means any British Colony in Africa and includes any former"

### Sections 35 (1) and 36 (1)

*Delete* "The Governor-General in Council may make rules" where they occur and *substitute* "The President may make regulations"

### Section 36

In subsection (2) *delete* "with the approval of the Governor-General"

In subsection (3) *delete* all words after "Lagos" up to the end of the subsection and *substitute* "as if it were a Region"

### Section 37

In subsection (1)—

(a) *delete* "Her Majesty's dominions" and *substitute* "the Commonwealth"

(b) *delete* "Governor-General in Council" and *substitute* "President"

(c) in paragraph (b) *delete* "appointed by the Governor-General" and *substitute* "duly appointed"

In subsection (2) *delete* "Her Majesty's dominions" as words defined and *substitute* "part of the Commonwealth"

## SECOND SCHEDULE ANATOMY ACT (CAP. 11)

### Section 1

*Delete* all words after "Anatomy Act" up to the end of the section

### Section 12

*Insert* after "Council" the words "or in the case of Lagos, the Minister,"

### Section 13

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## ARBITRATION ACT (CAP. 13)

### Section 1

In subsection (2) *delete* all words after "Lagos" up to the end of the subsection and *substitute* "as if it were a Region"

In the definition of—

(a) "court" *delete* "a High Court" and *substitute* "the High Court of Lagos"

(b) "rules of court" *delete* "with the approval of the Governor"

**Section 17**

*Delete* "with the approval of the Governor"

**Section 19**

*Delete* all words after "Nigeria" up to the end of the section and *substitute* "is a party, but nothing in this Act shall affect the law as to costs payable by the State."

## AROTAS (CROWN GRANTS) ACT

(CAP. 14)

*Add* immediately following section five a new section as follows—

"Miscellaneous Provisions.

## 6. References in this Act—

(a) to the Crown shall as from the date of constitution of Nigeria as a Federal Republic be read and construed as references to the State;

(b) to native law and custom shall be read as references to customary law;

and this Act shall have effect accordingly."

## ASSESSMENT ACT

## A.—ASSESSMENT ACT

(CAP.15)

**Section 2**

In subsection (1) in the definition of "owner" *delete* "Crown" and *substitute* "State"

In subsection (2) *delete* all words after "established" up to the end of the subsection and *substitute* "in the Federal territory under the provisions of this Act or to any tenements or place within such territory shall be construed as a reference to the Minister."

**Section 26**

*Delete* "with the approval of the Governor"

**Section 27**

*Delete* all words after "respect" up to the end of the section and *substitute* "of the Federal territory as though it were a Region".

B.—THE ASSESSMENT LAW 1954 OF THE  
WESTERN REGION ACT**Section 1**

In subsection (2) *delete* "Town of Lagos" and *substitute* "Federal territory"

**Section 2**

*Add* a new subsection (3) as follows—

"(3) References in this Act to "Governor" or "Governor in Council", to the extent to which this Act applies to the Federal territory, shall be construed as references to the Minister."

## BETTING DUTY ACT

(CAP. 20)

**Section 2**

In the definition of "authorised race club" *delete* "Governor" and *substitute* "Minister".

**Section 7**

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Minister"

**BILLS OF SALE ACT**  
(CAP. 22)

**Section 5**

*Delete* this section

**BIRTHS, DEATHS AND BURIALS ACT**  
(CAP. 23)

**Section 4**

*Delete* this section except for the marginal note and *substitute*—

"4.—(1) There may be appointed a fit person to be Principal Registrar for the purposes of this Act.

(2) There may likewise be appointed such Registrars and Deputy Registrars as may from time to time be necessary for the purposes of this Act."

**Section 5**

*Delete* this section and *substitute*—

"Appoint-  
ment of  
registries.

5. The Minister may by notice in the Gazette appoint registry offices and direct for what area and in relation to what class of persons each such office shall be the proper office for the registration of births and deaths under this Act."

**Section 49**

*Insert* after "A Governor in Council" the words "or in Lagos, the Federal Minister of Health"

**Section 50**

*Delete* "Governor-General in Council may" and *substitute* "President may by order"

*Insert* after section 50 a new section 50A as follows—

"Regulations  
and orders  
to be laid  
before  
Parliament.

50A. Regulations made under section forty nine and Orders made under section fifty of this Act shall be laid before both Houses of Parliament as soon as may be after they are made; and if either House, on any of the twenty days on which it sits next after the date on which any such regulations or orders are laid before it resolves that they be annulled, they shall cease to have effect on the day next following the date of the resolution, but without prejudice to anything previously done in pursuance of the regulations or order, as the case may be."

**Section 51**

*Delete* this section and *substitute*—

"51. This Act shall apply to and in respect of Lagos as though it were a Region."

**First Schedule**

(a) In Form A *delete* the sub-head "Non-Native Births Register" and *substitute* a new sub-head of "Births Register of Aliens"

(b) In Form B *delete* the sub-head "Native Births Register" and *substitute* a new sub-head of "Births Register of Nigerians"

(c) In Form C *delete* the sub-head "Non-Native Deaths Register" and *substitute* a new sub-head of "Deaths Register of Aliens"

(d) In Form D *delete* the sub-head "Native Deaths Register" and *substitute* a new sub-head of "Deaths Register of Nigerians"



## CHILDREN AND YOUNG PERSONS ACT (CAP. 32)

### Section 12

*Delete* "Her Majesty's pleasure" and *substitute* "the pleasure of the President"

### Section 13

*Delete* "Governor-General" and *substitute* "Minister"

### Section 17

In subsection (1) *delete* "The Governor may appoint" and *substitute* "There may from time to time be appointed"

In subsection (4) *delete* "by the Governor" where the words occur in paragraphs (a) and (b)

### Section 30

In subsection (4) *delete* the words "or crown counsel" where it thrice occurs.

### Section 32

For the first numerical section reference in this Act to "32" *substitute* "31" and in subsection (1) thereof *delete* "Governor in Council" and *substitute* "Minister"

### Section 33

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as though it were a Region"

## COLONIAL CHURCH COUNCIL (INCORPORATION) ACT (see under St. Saviour's Church Council (Incorporation) Act)

## CO-OPERATIVE SOCIETIES ACT (DIVISION A OF CAP. 39)

### Section 1

*Add* at end of this section, "and shall apply to Lagos"

### Section 2

*Delete* the definition of appropriate registrar.

In the definition of "registrar" *delete* all words after "means" up to the end of the definition and *substitute* "the registrar of co-operative societies under this Act, and for the purposes of section 46 of this Act includes any such society registered elsewhere in Nigeria ; "

### Section 4

*Delete* this section and *substitute*—

"Appoint-  
ment of  
registrar,  
etc.

4. There may be appointed a fit person to be registrar of co-operative societies and such other persons to assist him as may be necessary ; and the persons appointed to assist the registrar shall have such of the powers of the registrar as may from time to time be conferred upon them by notice in the Gazette."

### Section 5

*Delete* "Governor" and *substitute* "Minister"

Sections 9, 11, 13, 19 (1), 27 paragraph (b), 35 (1), 38, 46 (1), (2), (3), (4), (5), 47 (1), 48, 49 (1), 50 (1), 51, 54 (1), 55, 57, 58 paragraph (1), 59 (1), 64 (2), 65 (2) (f), (3), and 67 (1) (a).

*Delete* "appropriate" where it occurs

### Section 9

*Delete* all words after "by-laws" where it secondly occurs up to the end of

**Sections 19 and 31**

In each subsection (2) *delete* "in his Region" and *substitute* "under this Act"

**Section 34**

In subsection (1) *delete* from the commencement up to "Region" and *substitute* "The Minister by notice in the Gazette may in respect of all or any of the societies registered under this Act"

In subsection (2) *delete* "Regional"

**Section 54**

*Add* a new subsection (6) as follows—

"(6) References in this section to "Governor" or to "Governor of the Region" shall be construed as references to the Minister."

**Section 60**

*Delete* "of the Region"

**Section 65**

In subsection (1) *delete* "A Governor in Council" and *substitute* "The Minister"

**Section 70**

*Delete* this section

## CO-OPERATIVE SOCIETIES (LAGOS) MISCELLANEOUS ACT (DIVISION B OF CAP. 39)

**Section 6**

In subsection (1) *delete* from paragraph (a) the words "or the Southern Cameroons"

## CORONERS ACT (CAP. 41)

**Section 31**

*Delete* this section except as to the marginal note and *substitute*—

"31. The powers conferred upon the Attorney-General of the Federation by sections twenty-nine and thirty of this Act may, in Lagos, be exercised through the Director of Public Prosecutions of the Federation acting in accordance with the provisions of section one hundred and four of the Constitution of the Federation."

**Section 37**

*Delete* all words after "Lagos" and *substitute* "as if it were a Region"

## CROWN GRANTS (LAGOS) ACT (CAP. 44)

**Section 6**

*Delete* "Crown" and *substitute* "State"

## DESTRUCTION OF MOSQUITOES ACT (CAP. 50)

**Section 1**

In subsection (2) *delete* "Crown" and *substitute* "State"

**Section 2**

In the definitions of—

- (a) "owner" *delete* "Crown" and *substitute* "State", and
- (b) "sanitary authority" *delete* "by a Governor"

**Section 22(6)**

*Delete* "of Nigeria"

**Section 24**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## DISEASES OF ANIMALS ACT (CAP. 54)

### Section 4

In subsection (1) insert after "Governor in Council of a Region" the words "or the Minister in respect of Lagos,"

### Section 8

Delete all words after "Lagos" up to the end of the section and substitute "as if it were a Region"

## DOGS ACT (CAP. 55)

### Section 2

Insert in alphabetical sequence the following definition —

"Governor" in the application of this Act to Lagos means the Minister ;

### Section 25

Delete "Governor-General in Council" and substitute "Minister"

### Section 27

Delete this section

## EDUCATION (LAGOS) ACT (CAP. 56)

### Section 12

In subsection (2) delete "Crown" and substitute "State"

### Section 32

In subsections (2) and (3) delete "Governor-General" and substitute "President"

### Section 61

Delete "Governor-General" and substitute "Minister"

### Section 62

In subsection (1) —

(a) delete "Governor-General" and substitute "Minister," and

(b) delete "House of Representatives" and substitute "both Legislative Houses"

### Section 63

In subsection (1) delete from the commencement up to "Act" and substitute —

"Any duty or power by this Act conferred upon the Minister (other than the power to make regulations)"

In subsection (2) delete "Governor-General" and substitute "Public Service Commission of the Federation"

## EMPLOYMENT OF EX-SERVICEMEN ACT (CAP. 59)

### Section 3

In subsection (1) delete from the commencement up to "may think" and substitute "There may be appointed such additional labour officers as may be"

In subsection (2) delete from the commencement up to "all such" and substitute "There may also be appointed"

### Section 4

Delete "Governor-General" and substitute "Minister in respect of Lagos"

### Section 38

Delete "Commissioner of Labour" and substitute "Minister"

## ENTERTAINMENT TAX ACT (CAP. 60)

### Section 2

In subsection (1) *insert* in alphabetical sequence after "entertainment" the following definition—

"Minister" means the Federal Minister charged with responsibility for finance and accordingly references in this Act to "Financial Secretary" in its application to Lagos shall be so construed ;

*Delete* subsection (2)

### Section 14

In subsection (1) *delete* all words after "lawful for" up to "the Federation" and *substitute* "both Houses of Parliament,"

In subsection (2) *insert* after "Governor" the words ", or in the case of Lagos the Minister."

## FORESTRY ACT (CAP. 72)

### Section 2

In the definition of—

(a) "Resident" *delete* all words after "Minister" up to the end of the definition ;

(b) "Lands at the disposal of the Government" *delete* the word "Crown" and *substitute* "State"

### Section 63

*Delete* this section and *substitute* the following new section—

"Applica-  
tion of Act  
to Lagos

63. This Act shall apply to Lagos as if it were a Region, and accordingly, in such application references—

(a) to "Governor" or "Governor-General" with or without the words "in Council" shall be read as references to the Federal Minister charged with responsibility for forestry ;

(b) to the Treasury of a Region shall be read as references to the office administered by the Accountant-General of the Federation ; and

(c) to the Chief Conservator of Forests shall be construed as references to the Permanent Secretary of the Ministry concerned with forestry."

## GOLDSMITHS ACT (CAP. 77)

### Section 2

In the definition of "Resident" *delete* all words after "Council" and *substitute* "and accordingly, references in this Act to any administrative officer shall be construed as references to any such officer in the employ of that Council ;"

### Section 11

In subsection (1) *delete* the words "officer of the Mines Department" and *substitute* "duly authorised under this Act, or officer of the mines division of the ministry of the Federation responsible for minerals,"

### Section 15

*Insert* after "Governor in Council of a Region" the words "or in respect of Lagos the Minister charged with responsibility for minerals"

### Section 16

*Delete* all words after "Lagos" up to the end of the section and *substitute* as if it were a Region"

## HIDES AND SKINS ACT (CAP. 79)

**Section 2**

*Delete* "Governor in Council" and *substitute* "Minister"

**Section 3**

*Delete* "Governor-General in Council" and *substitute* "Minister"

**Section 4**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## - HIGH COURT OF LAGOS ACT (CAP. 80)

**Section 2**

In subsection (1), in the definition of—

(a) "Chief Justice" *delete* the words "of the High Court,"

(b) "Federal Supreme Court" *delete* the word "Federal" where it twice occurs

**Section 5**

*Delete* this section and *substitute*—

5.—(1) Any person if duly qualified may be appointed as Chief Justice of Lagos or other judge of the High Court in manner prescribed by section one hundred and twenty-three of the Constitution of the Federation; and any such office if vacant or the office holder is unable to perform the functions of his office, may be filled in an acting capacity by some duly qualified person in like manner under the said Constitution.

(2) A person holding office under this section shall, unless the President acting in accordance with the advice of the Prime Minister otherwise permits or allows, vacate his office on attaining the age of sixty-two years.

(3) Subject to the foregoing provisions of this section, any person so appointed to office may be removed only in manner prescribed by the Constitution of the Federation."

**Sections 7 and 8(2)**

*Delete* "Governor-General acting in his discretion" and *substitute* "President acting in accordance with the advice of the Prime Minister"

**Section 10**

*Delete* "Order" and *substitute* "of the Federation"

**Section 17**

In paragraphs (a), (b) and (c) *delete* "Her Majesty's" and *substitute* "the State"

In paragraph (d) *delete* "Her Majesty's" where it secondly occurs and *substitute* "the State"

**Section 22**

*Delete* "Her Majesty's" and *substitute* "the State"

**Section 27**

In subsection (1) *delete* "every native law and custom" and "any such native law or custom" where the expressions respectively occur, and *substitute* "customary law"

In subsection (2) *delete* "Any such law or custom" and *substitute* "Customary law"

In subsection (3) *delete* "native law or custom" where it thrice occurs and *substitute* "customary law"



**Section 28**

*Delete "Federal"*

**Section 29**

*Delete "148 of the Constitution Order" and substitute "125 of the Constitution of the Federation"*

**Section 35**

*In subsection (4) delete "Federal"*

**Section 50,** *the divisional heading of Part IVA and section 50A (as inserted by the High Court of Lagos (Amendment) Act 1960 and subsequently renumbered as to sections to accord with the 1958 Edition of the High Court of Lagos Act)*

*Delete "Federal" where it occurs*

**Section 62**

*In subsection (1) delete the words "Federal" and "or the Southern Cameroons" where they occur*

**Section 67**

*Delete "native law or custom" and "that law or custom" where they respectively occur and substitute "customary law"*

**Section 81**

*Delete where they occur in the subsections—*

(a) *"Crown" or "crown" and substitute "State" or as the case may require, "state"*

(b) *"Department" or "department" and substitute "Ministry, department or office"*

**Section 83**

*In subsection (1) delete "Governor-General" and substitute "Public Service Commission of the Federation"*

**Section 89**

*In subsection (1) delete "with the approval of the Governor-General"*

*In paragraph (t) of subsection (1) delete "Federal"*

*In subsection (2) delete "Crown" and substitute "State"*

### HOSPITAL FEES ACT (CAP. 81)

**Section 3**

*Renumber this section as subsection (1) and insert the following new subsection—*

*"(2) The power conferred by the foregoing subsection may, in Lagos, be exercised by the Minister of Health."*

**Section 8**

*Delete all words after "Lagos" up to the end of the section and substitute "as if it were a Region"*

### IKOYI LANDS ACT (CAP. 82)

**Section 5**

*Delete "Crown" and substitute "State"*

## Section 7

*Renumber* this section as subsection (1) and *insert* a new subsection as follows—

“(2) Lands under this Act which immediately before the date of assumption of republican status for the Federation, were deemed to be Crown Lands shall, with effect from the date of such assumption, be classed as State Lands and may be dealt with accordingly.”

### ILLITERATES PROTECTION ACT (CAP. 83)

## Section 2

*Delete* “the Colony and Protectorate” and *substitute* “Lagos”

## Section 5

*Delete* “Federal”

## Section 6

*Delete* all words after “apply to” up to the end of the section and *substitute* “Lagos”

### JURY ACT (CAP. 90)

## Section 1

In subsection (2) *delete* all words after “apply to” up to the end of the subsection and *substitute* “Lagos as if it were a Region”

## Section 2

*Delete* “Counsel for the Crown” as words defined, and *substitute* “Counsel for the State” as words defined

## Section 6

In the paragraph commencing—

(a) “Such other public officers” *delete* “Governor-General” and *substitute* “Public Service Commission of the Federation”

(b) “Officers of” *delete* from the commencement up to “Force” and *substitute* “Officers of the Armed Forces of Nigeria and any officers on loan or attached to any of such forces”

(c) “Persons enrolled” *delete* “Federal”

## Section 7

*Delete* “of the High Court”

## Section 33

In subsection (2) *delete* “Crown” and *substitute* “State”

## Section 34

In paragraph (b) *delete* “Queen” and *substitute* “State”  
Sections 35, 42, 43, 44, 45, 46, 48, 49, 51, 66, 68, and 71

*Delete* “Crown” where it occurs and *substitute* “State”

## Section 82

*Delete* “Her Majesty’s” and *substitute* “the”

## Section 88

In subsection (3) *delete* “Her Majesty” and *substitute* “the State”

## Section 89

*Delete* “with the approval of the Governor”

## LAGOS TOWN PLANNING ACT (CAP. 95)

### Section 5

*Delete—*

- (a) "Governor-General" and *substitute* "Minister"
- (b) "Crown" and *substitute* "State"

### Section 7

In subsection (2) *delete* all words from the commencement up to the proviso thereto, and *substitute* "The Public Service Commission of the Federation may from time to time on such conditions as it thinks fit approve the appointment of any officer under its control to any office under the board."

### Section 10

In subsection (3) *delete* "Governor-General in Council" and *substitute* "Minister"

### Section 26

In subsection (5) *delete* the figures "IV" and *substitute* the figures "VI"

### Section 59

In subsection (3) *delete* "Crown" and *substitute* "State"

### Section 66

In subsection (1) in paragraph (b) *delete* all words after "authorised" up to the end of the paragraph and *substitute* "or approved by the Federal Minister of Finance"

## LAND DEVELOPMENT (PROVISION FOR ROADS) ACT (CAP. 97)

### Section 1

In subsection (1) *insert* at end thereof "and shall apply to the Federal territory"

*Delete* subsection (2)

### Section 2

(a) *Delete* the definition of district council

(b) In the definition of "prescribed authority" *delete* all words after "Board" up to the end of the definition.

### Section 7

In subsection (1) *delete* all words after "forwarded" up to the end of the subsection and *substitute* "to the chief federal land officer or to such other officer or authority as the Minister of Lagos Affairs may direct, and another such copy to be deposited in the office of the Lagos City Council."

In subsection (2)

(a) *delete* "paragraphs (a) to (d) of",

(b) *delete* "Regional", and

(c) in the proviso *delete* "or section 18 of the Nigeria Town and Country Planning Act"

### Sections 8 and 10

*Delete* all words after "Lagos" up to "may be" and *substitute* "City Council"

### Section 11

*Delete* all words after "vest" up to the end of the section and *substitute* "in the Lagos City Council"

### Section 14

*Delete* this section

# LAND REGISTRATION (CAP. 99)

## Section 2

*Delete* the words "Crown Grant" as words defined and—

(a) *substitute* "State Grant" and

(b) after the word "every" in that definition *insert* "grant heretofore known as a Crown grant and any"; and in the definition of "local judgment" *delete* "Federal"

## Section 4

In subsection (1)—

(a) *delete* "Governor-General shall" and *substitute* "Public Service Commission of the Federation may";

(b) *delete* "he" and *substitute* "it"

## Section 8

In subsection (2)—

(a) *delete* "Crown" and *substitute* "Nigeria"

(b) in paragraph (b) *delete* "Royal" where it twice occurs

In subsection (3) *delete* all words after "(2) shall be" up to the end of the subsection and *substitute* "every person having authority to administer an oath in any place out of Nigeria"

## Section 19

In subsection (2) *delete* "Crown" and *substitute* "State or former Crown"

In subsection (2)—

(a) *insert* immediately after the word "No" the words "State or former"

(b) *delete* "a Crown" and *substitute* "such a"

(c) *delete* "Crown" where it last occurs and *substitute* "a"

In subsection (4) *delete* in the proviso all words following "Region"

## Section 10

*Delete* the words "of the" and *substitute* "of the President or of a"

## Section 14

*Delete* the word "Crown" where it twice occurs and *substitute* "State"

## Section 22

In subsection (1) *delete* "Governor-General" and *substitute* "Minister"

In subsection (2) *delete* "Federal" where it twice occurs

*Add* a new subsection as follows—

"(4) This section shall continue to have effect subject to the provisions of section one hundred and twenty of the Constitution of the Federation (which provides for finality of decisions of the Supreme Court)."

## Section 24

In subsection (2) *delete* all words after "Justice" where it first occurs up to "Cameroons" where it last occurs and *substitute* "of Lagos may make rules of court for giving effect to sections nineteen, twenty and twenty-one of this Act in the High Court or any magistrates' court of Lagos and in particular for requiring and regulating the filing in court of maps and plans in matters wherein the title to land in Lagos"

## Sections 32 and 34

After "Council" *insert* "in a Region or the Minister of Lagos Affairs as the case may require,"

## Section 36

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## LEGITIMACY ACT (CAP. 103)

### Section 1

*Insert* at end of the section "and shall apply to the Federal territory"

### Section 4

In subsection (1) *delete* "a High Court having jurisdiction" and *substitute* "the High Court"

In subsection (2) *delete* all words after "Justice of" up to "Governor-General" and *substitute* "Lagos"

### Section 5

In subsection (2) *delete* "native law and custom" and *substitute* "customary law"

### Section 9

In subsection (1)—

(a) *delete* "in a country, other than Nigeria," and *substitute* "elsewhere than in Nigeria"; and

(b) *delete* "in Nigeria" where it occurs thereafter.

*Delete* subsection (3)

### Section 10

In subsection (3) *delete* "native law and custom" and *substitute* "customary law"

## LEPROSY ACT (CAP. 104)

### Section 3

In subsection (4)—

(a) *delete* "A Governor may appoint" and *substitute* "There may be appointed", and

(b) *delete* "as he may think"

### Section 6

In subsection (2) *delete* "native law and custom" and *substitute* "customary law"

### Section 11

In subsection (1) *delete* "native" and *substitute* "citizen"

In subsection (2) *insert* immediately after "Governor" the words ", or in respect of Lagos, the Minister,"

### Section 21

*Insert* immediately after "Governor in Council" the words "or as the case may require, the Minister"

### Section 22

*Delete* "native" where it twice occurs and *substitute* "customary"

### Section 23

In subsection (3) *delete* "native law and custom" and *substitute* "customary law"

### Section 25

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## LIQUOR ACT (CAP. 105)

### Section 2

In the definition of—

(a) "licensed premises" and "premises" *delete* "sections 54, 57, 58 and" and *substitute* "section"

(b) "trade spirits" *delete* "Act" and *substitute* "and Excise Management Act"

*Delete* the definition "native of a prohibited area"



## Section 3

(a) in paragraph (g) *delete* all words after "mess" [where it first occurs up to "Force" and *substitute* "in the armed forces of Nigeria"

(b) in paragraph (i) *delete* all words after "crews" up to the end of the definition and *substitute* "of ships of the Nigerian Navy under conditions approved by the commodore of the navy ;"

(c) in paragraph (l) *delete* all words after "members" up to "bona fide" and *substitute* "of the armed forces of Nigeria by any institute or", and

(d) *delete* the proviso to this section.

## Section 15

*Delete* all words after "area" where it first occurs up to "(a)" and *substitute* "from Lagos,"

## Section 63

*Delete*, "other than an offence under section 57,"

## Section 68

*Renumber* the section as subsection (1) and *insert* a new subsection as follows—

(2) In respect of Lagos,—

(a) the reference to "Governor in Council" shall be read as a reference to the Federal Minister of Transport, and

(b) the reference to "Governor-General in Council" shall be deleted and there shall be substituted the word "Minister".

## Section 69

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## LUNACY ACT

(CAP. 112)

## Sections 5 and 19

*Insert* after "Governor" the words "or in the case of Lagos, the Minister"

## Section 6

*Delete* "Governor" and *substitute* "appropriate public service commission"

## Section 7

In subsection (1) *delete* "within the Colony" and *substitute* "appointed for Lagos"

## Section 20

In subsection (1) *delete* "native" and *substitute* "citizen"

## Section 21

In subsection (1) *delete* all words after "lunatic is a" up to "custom" and *substitute* "citizen of Nigeria, any community bound by customary law"

## Section 22

*Delete* this section and *substitute*—

"Removal  
of Lunatics  
out of  
Nigeria

22. Where any person not a citizen of Nigeria is in Lagos adjudged to be a lunatic and the Minister is satisfied that the life of the lunatic may be endangered or his recovery hindered by detaining him in Nigeria, the Minister may report the case to the Federal Minister charged with responsibility for immigration; and if a report is so made the Federal Minister so charged with responsibility may take such action under the Immigration Act 1963 as he thinks fit."

**Section 23**

*Delete this section*

**Section 28**

*Delete this section*

**Section 31**

*Insert after "Council" the words "or in Lagos the Minister"*

**Section 32**

*Delete all words after "Lagos" up to the end of the section and substitute "as if it were a Region"*

**The Schedule**

*In Form C delete "Her Majesty's name" and substitute "the name of the State"*

*In Form D insert in the part marked "Statement" immediately following the word "Christian" where it twice occurs the words "or fore"*

*In Form J insert after the word "Governor" where it twice occurs the words "or Federal Minister of Health"*

**MAGISTRATES' COURT (LAGOS) ACT**  
(CAP. 113)

**Section 2**

*In the definition of—*

(a) "Chief Justice", *delete* "of the High Court"

(b) "Constitution Order", *delete* the word "Order" and thereafter *delete* all words therein after "means" and *substitute* "the Constitution of the Federation ; "

(c) "judge", *delete* "of that court"

**Section 4**

*In subsection (1) delete from the commencement up to "to be" and substitute "There may be appointed from time to time by notice in the Gazette such number of"*

*In subsection (2) delete from commencement up to "appoint any" and substitute "There may in like manner be appointed from time to time a fit"*

**Section 9**

*In subsection (1) delete "Governor-General" and substitute "Minister of Justice"*

**Section 11**

*Delete from the commencement of subsection (1) up to "Governor-General" where it secondly occurs and substitute—*

"(1) If the Public Service Commission of the Federation considers it expedient so to do it may by notice in the Gazette and for such time as it thinks fit, in any particular case, authorise a person holding office as a justice of the peace to act as a magistrate ; and until the said Commission"

**Section 12**

*Delete from the commencement up to "may deem" and substitute "There may from time to time be appointed as many registrars and other officers as the Public Service Commission of the Federation thinks"*

**Sections 14 and 15**

*In the respective subsections (1) delete "Order"*

**Section 17**

*Delete "Governor-General" where it occurs in the three subsections and substitute "Attorney-General"*

**Section 22**

In subsection (1) *delete* "every native law and custom" and "such native law and custom" and *substitute* in both cases "customary law"

In subsection (2) *delete* "Any such law or custom" and *substitute* "Customary law"

In subsection (3) *delete* "native law or custom" where it thrice occurs and *substitute* "customary law"

**Section 37**

In subsection (1) *delete* all words after "judgment" up to "Cameroons" and *substitute* "of any court of competent jurisdiction (not being a court martial) superior to every magistrates' court under this Act"

*Add* immediately after subsection (2) the following new subsection—

"(3) For the purposes of this section, the former High Court established for the trust territory of the Southern Cameroons shall in respect of any judgment given by it before its abolition be deemed to have been a court of such superior jurisdiction."

**Section 46 (as amended by the Adaptation of Laws (Miscellaneous Provisions) Order 1960)**

*Delete* all words from the commencement up to "any other Act" and *substitute* "Subject to the provisions of the Constitution and of this or any other Act relating to judgments and orders, every judgment and order of the court shall be final"

**Section 56 (as substituted by the Adaptation of Laws (Miscellaneous Provisions) Order 1960)**

*Delete* "148 of the Constitution Order" and *substitute* "one hundred and twenty-five of the Constitution of the Federation"

**Section 58 (as amended by the Adaptation of Laws (Miscellaneous Provisions) Order 1960)**

In subsection (1) *delete* "148 of the Constitution Order" and *substitute* "one hundred and twenty-five of the Constitution of the Federation"

**Section 75**

*Delete* this section

**Section 76**

*Delete* "Crown" where it occurs in the subsections and *substitute* "State"

**Section 77**

In subsection (1) *delete* "with the approval of the Governor-General"

In subsection (2) *delete* "Crown" and *substitute* "State"

**Section 78**

In paragraph (b) *delete* the word "this" where it secondly occurs in the paragraph

**MONEYLENDERS ACT**

(CAP. 124)

**Section 4**

In subsection (2) *insert* immediately following "Council"—

(a) where it first occurs the words "or in the case of Lagos, the Federal Minister of Internal Affairs," and

(b) where it secondly occurs the words "or in the case of Lagos the said Minister"

**Section 31**

*Insert* after the word "Council" the words "or in the case of Lagos the Minister"

**Section 32**

*Delete* all words after "Lagos" and *substitute* "as if it were a Region"

## MOTOR VEHICLES (THIRD PARTY INSURANCE) ACT (CAP. 126)

### Section 2

In subsection (1) in the definition of "bankruptcy" *delete* "the United Kingdom or of any British possession" and *substitute* "any part of the Commonwealth"

### Section 5

In paragraph (a) *delete* all words after "owned by" up to "being used" and *substitute* "the Government of the Federation or if operated in Lagos, of the Government of a Region, while such motor vehicle is used or operated"

*Delete* paragraph (f) (as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960)

### Sections 19 and 23

*Delete* "Governor-General in Council" and *substitute* "Minister"

## NATIVE LIQUOR (TOWNSHIPS AND CERTAIN AREAS) ACT (CAP. 127)

### Section 3

In subsection (1) *insert* after "Council" the words "or in respect of Lagos, the Minister of Lagos Affairs"

## NEWSPAPERS ACT (CAP. 129)

### Section 21

In subsection (1) *delete* "Governor-General in Council" and *substitute* "Minister"

### Section 23

*Delete* this section

### SCHEDULE

*Delete* all words after "bound unto" up to "heirs and" and *substitute* "the President of the Federal Republic of Nigeria in the sum of two hundred and fifty pounds in Nigerian currency to be paid to the President and his"

## PAWNBROKERS ACT (CAP. 146)

### Section 49

*Insert* after "Region" where it first occurs the words "or in the case of Lagos, the Minister of Lagos Affairs"

### Section 50

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## PREVENTION OF CRIMES ACT (CAP. 157)

### Section 1

*Delete* all words after "apply to" up to the end of the section and *substitute* "the Federal territory"

### Section 3

In subsection (2) *delete* "Nigeria" and *substitute* "Lagos."

## Section 6

*Delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for police"

## PRINTING PRESSES REGULATION ACT

— (CAP. 158)

## Section 1

*Insert* at end "and shall apply to the Federal territory"

## Section 3

In subsection (1) *delete* "Region" and *substitute* "Federal territory"

## Section 4

In subsection (1) *delete* "Nigeria" and *substitute* "Federal territory"

## Section 5

*Delete* "Governor in Council" and *substitute* "Minister"

## Section 6

*Delete* this section

## PRIVATE HOSPITALS ACT

(CAP. 160)

## Section 2

In the definition of "medical officer" *delete* the words "or by the Principal Medical Officer of the Southern Cameroons"

In the definition of "Regional Director" *insert* at the end the words "and in Lagos means the Federal Minister of Health"

## Section 13

Renumber this section as subsection (1) and *insert* a new subsection as follows—

"(2) In the application of this section to Lagos, the Minister may make regulations after consultation with the Nigeria Medical Council."

## Section 14

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

## PROVIDENT FUNDS ACT

(CAP. 162)

## Section 1

*Insert* at end of the section "and shall apply to the Federal territory"

## Section 3

In subsection (1)

(a) *delete* "A Governor in Council" and *substitute* "The Federal Minister charged with responsibility for provident funds (in this Act referred to as 'the Minister')"

(b) *delete* "Region" and *substitute* "Federal territory"

(c) in paragraph (h) *delete* "Crown" and *substitute* "State"

*Delete* subsection (2)

## Section 7

(a) *Delete* "Federal Audit" and *substitute* "Audit of the Federation"

(b) *Delete* "Governor, or Minister, as the case may be" and *substitute* "Minister"

## Section 16

*Delete* this section



PUBLIC COLLECTIONS (REGULATION) ACT  
(CAP. 164)

**Section 1**

*Add at end of the section, "and shall apply to the Federal territory"*

**Section 2**

In subsection (1) *insert* immediately following the definition of "collector" a new definition as follows—

"Minister" means the Federal Minister of Lagos Affairs ;

**Section 6**

In subsection (1) *delete* all words after "prescribed form" up to "made" and *substitute* "to the Ministry of Lagos Affairs"

*Delete subsection (2)*

In subsection (3)

(a) *delete* "registration authority" and *substitute* "permanent secretary to the said Ministry, (hereafter in this Act referred to as "the registration authority")"

(b) in paragraph (b) *delete* "in any part of Her Majesty's dominions" and *substitute* "anywhere"

In subsections (4) and (5) —

*delete* "Governor in Council" where it twice occurs in the subsections and *substitute* "Minister"

**Section 12**

*Delete* "Region concerned" and *substitute* "the Federation"

**Section 13**

*Delete* "Governor in Council" and *substitute* "Minister"

**Section 14**

*Delete this section*

PUBLIC HEALTH ACT  
(CAP. 165)

**Section 3**

*Add* immediately after subsection (2) a new subsection as follows —

"(3) In the application of this Act to Lagos, references to a Governor or to a Governor in Council or to a Governor of a Region shall, unless the context otherwise requires be read and construed as references to the Federal Minister of Health."

**Section 34**

*Delete* all words after "administrative officer" up to "authority" and *substitute* "or police officer"

**Section 47**

In subsection (1) in paragraph (b) *delete* all words after "made" up to the end of the paragraph and *substitute* "in the case of Lagos by the city council, may be sued for and enforced in any court of competent jurisdiction."

*Delete subsection (2)*

**Section 55**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

# PUBLIC HOLIDAYS CAP. (166)

## Section 1

*Add at end of the section "and shall apply to the Federal territory"*

## Section 2

*Delete the words "throughout Nigeria"*

## Section 7.

*Delete "Governor-General or Governor as the case may be" and substitute "the Federal Minister charged with responsibility for that department"*

## Section 8

*Delete this section.*

# PUBLIC ORDER (LAGOS) ACT (CAP. 169)

## Section 2

*In the definition of "Minister" delete all words therein after "responsibility for" and substitute "Lagos Affairs"*

## Section 3

*In subsection (2) delete "Crown" and substitute "State"*

## Section 5

*In subsection (1) delete "charged with responsibility for Lagos municipal affairs"*

*In subsection (2) delete all words after "conferred" up to "municipal affairs"*

## Section 6

*In subsection (1) delete in paragraph (a) "the Crown" and substitute "Nigeria"*

*In subsection (3) —*

*(a) delete "Chief Justice of the High Court" and substitute "Chief Justice of Lagos",*

*(b) delete "Crown" and substitute "State"*

# PUBLICATIONS ACT (CAP. 171)

*In the title delete "Nigeria" and substitute "the Federal territory"*

## Section 1

*Add at end of the section "and shall apply to the Federal territory"*

## Section 3

*In subsection (1) —*

*(a) delete "Nigeria" and substitute "the Federal territory",*

*(b) delete "University College, Ibadan" and substitute "University of Lagos".*

# QUEEN'S GARDENS AND GLOVER HALL (CAP. 173)

## Section 1

*Add at end of the section "and shall apply to the Federal territory".*

## Section 1A (as inserted by section 2 of Acts No. 40 of 1959)

*In the definition of "Minister" delete all words after "responsibility for" up to the end of the definition and substitute "Lagos Affairs"*

## Section 18

*Delete "Colony" where it twice occurs and substitute "Federal territory"*

## Section 29

*In subsection (1) delete "Governor-General in Council" and substitute "Minister"*

## RECOVERY OF PREMISES ACT (CAP. 176)

### Section 1

In subsection (1) *add* at the end thereof "and shall apply to the Federal territory"

In subsection (2) —

(a) *delete* "Governor in Council" and *substitute* "Minister of Lagos Affairs (hereafter in this Act referred to as "the Minister")"

(b) *delete* "towns, villages, places or",

(c) *delete* "town, village, place or" where the words twice occur.

In subsection (3) *delete* "town, village, place or area by Order in Council" and *substitute* "area by order"

### Section 2

In the definition of —

(a) "court" *delete* "native" and *substitute* "customary",

(b) "landlord" *delete* "Crown" where it twice occurs and *substitute* "State"

### Section 32

*Delete* this section.

## REGISTRATION OF TITLES ACT (CAP. 181)

### Section 1

Add at end of the section "and shall apply to Lagos"

### Section 2

In subsection (1) *delete* from the commencement up to the end of the first sentence, and *substitute* "The Minister may by order apply this Act to any area in Lagos"

In subsection (2) *delete* from the commencement up to "in Council" where it secondly occurs and *substitute* "The Minister"

### Section 4

In subsection (1) *delete* all words after "places" up to the end of the subsection and *substitute* "as in Lagos the Minister may direct"

In subsection (3) *delete* all words after "land registry" up to "appoint" where it secondly occurs and *substitute* "there may from time to time be appointed a registrar of titles (in this Act referred to as "the registrar") and there may also be appointed"

In subsection (4) *delete* from the commencement up to "a chief registrar" and *substitute* "There may be appointed"

### Section 7

*Delete* "Crown" where it twice occurs and *substitute* "State"

### Section 30

*Delete* "Crown" and *substitute* "State"

### Section 48

In subsection (1) *delete* "Her Majesty" where it twice occurs and *substitute* "the State"

### Section 50

*Delete* "Crown" and *substitute* "State"

### Section 51

In subsection (1) *delete* "Her Majesty" and *substitute* "the State"

### Section 55

In subsection (3) *delete* "Crown" and *substitute* "State"

## Section 63

In subsection (1) *delete* "Governor-General or Governor as the case may be" and *substitute* "Attorney-General of the Federation".

## Section 65

In subsections (1) and (2) *delete* "Director of Surveys or" where it occurs.

## Sections 77 and 78

*Delete* "Her Majesty" where it occurs and *substitute* "the State"

## Section 78

*Delete* "Governor-General" where it twice occurs and *substitute* "President"

## Sections 98(6) and 99(3)

*Delete* "Federal"

## Section 103

*Delete* all words after "Act" up to "in Council" where it secondly occurs and *substitute* "the Minister".

## First Schedule

## Forms 1 and 12

*Delete* the reference to "Crown" where it occurs in the notes and *substitute* "State".

## Forms 1, 3, 8, 9, 10

*Delete* "Statutory Declarations Act 1835" where the words occur therein and *substitute* "Oaths Act 1963"

## RENT RESTRICTION ACT (CAP. 183)

## Section 22

*Delete* this section and *substitute*—

"Application to Lagos.

22. In the application of this Act to Lagos the Federal territory shall be deemed to be a Region, and references—

(a) to the Governor or a Governor in Council shall be construed as references to the Federal Minister of Lagos Affairs;

(b) to the power for a Chief Justice to make rules shall be construed as a power for the Chief Justice of Lagos to make rules without the need for approval, and section 20 shall be deemed to be amended to the extent necessary and shall have effect accordingly."

## ROAD TRAFFIC ACT (CAP. 184)

## Section 3

In subsection (1) in paragraph (b) *delete* "Crown" and *substitute* "State"

### Sections 6A and 9A (as inserted by the Adaptation of Laws (Cameroons Provisions) Order 1960)

*Delete* "Northern or Southern"

## Section 13

In subsection (2) *delete* "him by order" and *substitute* "Parliament"

## Section 34

(a) In subsection (1) in paragraph (n) *delete* "Crown" in subparagraph (iv) and *substitute* "State"

(b) In subsection (2) *delete* "Governor-General in Council" and *substitute* "President"

(c) In paragraph (c) of subsection (2) *delete* "the Governor-General by Order" and *substitute* "Parliament"

#### Section 37

*Delete* "Crown" and *substitute* "State"

#### Section 38

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"

### SALE OF FOOD ACT (CAP. 185)

#### Section 1

*Add* at end "and shall apply to the Federal territory"

#### Section 2

In the definition of "analyst" *delete* "Governor-General" and *substitute* "Federal Minister of Health"

#### Section 7

*Delete* "Governor" and *substitute* "Federal Minister of Health"

### SALE OF PRODUCE (TAXATION) ACT (CAP. 186)

#### Section 4

*Delete* "Governor-General in Council" and *substitute* "Federal Minister charged with responsibility for commerce"

### SALES BY AUCTION ACT (CAP. 187)

#### Section 1

*Delete* all words after "apply" up to the end of the section and *substitute* "to the Federal territory"

#### Section 4

In subsection (1) *delete* all words after "auctioneer" up to "applies"

#### Section 19

In subsection (1) -

(a) *delete* all words after "thereof" up to "situated" and *substitute* "has been given in Lagos", and

(b) *delete* all words after "prescribed" where it secondly occurs up to "take place" and *substitute* "as the Minister"

In subsection (2) *delete* from the commencement up to "notice"

#### Section 20

In subsection (1) *delete* all words after "shorter time" up to "to take place" and *substitute* "as the Minister"

*Delete* subsection (2)

#### Section 30

*Delete* "Governor in Council" and *substitute* "Minister"

#### Section 31

*Delete* this section



# STAMP DUTIES ACT (CAP. 191)

## Section 2

(a) In the definition of—

(i) "Accountant-General" *delete* all words in the definition after "Federation" and *substitute* "with reference to Lagos"

(ii) "die" *delete* "the Governor-General or Governor as the case may be" and *substitute* "in Lagos, the Minister"

(b) *Insert* in alphabetical sequence the following definition—

"Minister" in respect of Lagos means the Federal Minister charged with responsibility for stamp duties ;

(c) *Delete* the definition of "money" and *substitute* the following—

"Money" means sums expressed in Nigerian currency in any instrument and includes sums expressed in the instrument in any other currency and if necessary converted to the equivalent in Nigerian currency at the time of presentation for stamping under this Act ;

## Section 3

In subsection (2) *delete* "by the Governor-General in Council" and *substitute* "in proper case by the Minister"

In subsection (3)—

(a) *delete* from the commencement up to "by a Governor" where it first occurs and *substitute* "The functions under this Act of the Minister and of a commissioner in respect of Lagos on the one hand, and of a Governor and of a commissioner in respect of a Region"

(b) *delete* the proviso

## Section 5

In subsection (1) *delete* from the commencement up to "Region" and *substitute* "The relevant Public Service Commission"

In subsection (3) *delete* "Governor-General or Governor, as the case may be" and *substitute* "Public Service Commission"

## Sections 6 (2) and (3), and 22 (4)

*Delete* "Governor-General" and *substitute* "Minister" where it occurs

## Sections 15 (1), and 22 (7) (a)

*Delete* "Governor-General in Council" and *substitute* "Minister"

## Section 22

In subsection (7) *delete* "in Council" where it occurs

## Section 34

In subsection (3) *delete* "West African Currency Board" and *substitute* "Central Bank of Nigeria"

## Section 61

*Delete* "Her Majesty" and *substitute* "the Government of the Federation"

## Section 75

In paragraph (c) *delete* "Colonial" where it twice appears and *substitute* "Commonwealth"

## Section 77

In subsection (1) *delete* "Colonial" and *substitute* "Commonwealth"

## Sections 86 (2) and 98 (3)

*Delete* "Her Majesty" and *substitute* "the Government of the Federation"

## Section 99

In subsection (3) *delete* "pay to the Governor-General or Governor, as the case may be" and *substitute* "in respect of duty payable in Lagos, pay to the Government of the Federation"

**Section 100**

In subsections (2) and (4) *delete* "Her Majesty" and *substitute* "the Government of the Federation"

**Section 101**

In subsection (3) *delete* "the Governor-General" and *substitute* "in Lagos, the Minister"

**Section 102**

In subsection (1) *delete* "Act of Parliament or"

In subsection (3) *delete* "Act or" where it first occurs and "Act" where it first occurs thereafter

In subsection (6) *delete* "Her Majesty" and *substitute* "the Government of the Federation"

**Sections 105 and 107**

*Delete* "Governor-General" and *substitute* "the Minister in respect of Lagos"

**Sections 108, 109 and 110**

*Delete* "Her Majesty" and *substitute* "the Government of the Federation"

**Section 109**

*Delete* all words after "Region" up to the end of the section

**Section 111**

In subsection (1)—

(a) *delete* "Governor-General" and *substitute* "Minister in respect of Lagos"

(b) *delete* "Her Majesty" and *substitute* "the Government of the Federation";

In subsection (2)—

(a) *delete* "Governor-General" and *substitute* "Minister in respect of Lagos"

(b) *delete* all words after "law officer" where it first occurs up to the end of the subsection and *substitute* "in respect of Lagos"

**Section 112**

*Delete* "Her Majesty" and *substitute* "the Government of the Federation"

**Section 113**

*Delete* "Governor-General in Council" and *substitute* "Minister in respect of Lagos"

**Section 117**

*Delete* this section

**Schedule** (as replaced by the Stamp Duties Resolutions 1961: L.N. 49 of 1961)

1. Under the heading "Bills of Exchange, Exemptions" *delete* "(2) West African currency notes"

2. Under the paragraph "Leases, Exemptions" *delete* "Crown" and *substitute* "State"

3. Under the heading "And Script Certificate etc." *delete* in item (2) the word "colonial" and *substitute* "commonwealth"

4. Under the heading "Receipt given etc." in the exemptions—

(a) in item (6) *delete* "Her Majesty or"

(b) in item (15) *delete* "British" and *substitute* "Nigerian"

5. Under the heading "General Exemptions from all Stamp Duties" in item (9) *delete* "British Consular Officers" and *substitute* "Nigerian Consular Officers or, where acting on behalf of Nigeria, British Consular Officers"

ST. SAVIOUR'S CHURCH COUNCIL (INCORPORATION) ACT  
(CAP. 35)

(Formerly the Colonial Church Council (Incorporation) Act)

Section 2

In subsection (3) *delete* "Governor-General of Nigeria" and *substitute* "President"

Section 11

*Delete* all words after "rights" up to "persons" and *substitute* "of the State or any person"

TRADE DISPUTES (ARBITRATION AND INQUIRY) ACT  
(CAP. 201)

Section 1

In subsection (1) *insert* at the end of the subsection "and shall apply to Lagos"

In subsection (2) *delete* "Crown" where it twice occurs and *substitute* "State"

Section 3

In subsection (3) *delete* all words after "section" up to the end of the subsection and *substitute* "he may inform the Council of Ministers accordingly"

Section 4

In subsection (1)—

(a) *delete* "Governor-General" where it twice occurs and *substitute* "Minister"

(b) *delete* all words after "Section 3" up to the end of the subsection and *substitute* "may deal with such trade dispute accordingly."

In subsections (2) and (3) *delete* "Governor-General" where it occurs therein and *substitute* "Minister"

Sections 7, 8, 9, 10 and 13

*Delete* "Governor-General" and *substitute* "Minister"

Section 14

*Delete* "Governor-General in Council" and *substitute* "Minister"

Section 15

In subsection (1) *delete* "Governor-General" where it appears and *substitute* "Minister"

In subsection (2) *delete* "Governor-General" and *substitute* "Public Service Commission of the Federation" and thereafter *delete* "he" and *substitute* "it"

In subsection (3)—

(a) *delete* "Governor-General" where it first occurs and *substitute* "Minister"

(b) *delete* all words after "paid out of" and *substitute* "the Consolidated Revenue Fund."

UNLICENSED GUIDES (PROHIBITION) ACT  
(CAP. 207)

Section 1

*Delete* all words after "apply" up to the end of the section and *substitute* "to the Federal territory"

Section 3

In subsection (8) in paragraph (b) *delete* "Governor" and *substitute* "Minister"

Section 13

*Delete* "In any Region the Governor in Council" and *substitute* "The Minister of Lagos Affairs"

**Section 14**

*Delete this section*

**VACCINATION ACT**  
(CAP. 208)**Section 1**

*Add at the end of the section "and shall apply to the Federal territory."*

**Section 2**

*In the definition of "medical officer" delete all words after "service of" up to the end of the definition and substitute "the city council"*

**Section 3**

*In subsection (2) delete from the commencement up to "think" and substitute "There may be appointed such additional persons"*

**Sections 4 and 5**

*Delete "Eastern and Western Regions" where it occurs and substitute "Federal territory"*

**Section 6**

*Delete this section*

**Section 7**

*Number the first paragraph as subsection (1) and delete from the commencement up to "order each" and substitute "The Minister may by order"*

*In subsection (2) delete all words after "subsection (1)" up to "Resident" and substitute "the Lagos City Council may"*

*In subsection (3) in the proviso delete "a native authority or a local government council" and substitute "the Lagos City Council"*

**Sections 8 and 9**

*Delete these sections*

**Sections 10 and 11**

*Delete "under section 9,"*

**Section 12**

*Delete "Eastern or Western Region" and substitute "Federal territory"*

**Sections 13, 14 and 15**

*Delete these sections*

**Section 21**

*(a) Delete from the commencement up to "Cameroons" where it secondly occurs and substitute "The Minister"*

*(b) Delete the proviso to this section*

**VENEREAL DISEASES ACT**  
(CAP. 209)**Section 1**

*In subsection (1)—*

*(a) insert immediately after the short title, the words "shall apply to the Federal territory,"*

*(b) delete "Governor-General by notice" and substitute "Minister by order"*

*Delete subsection (2) and substitute—*

*"(2) The Minister may by the same order appoint different times for the coming into operation of this Act or direct that any section shall apply with such modifications or exceptions as may be specified in the order."*

**Section 2**

*(a) Insert in alphabetical sequence the following definition—*

*"Minister" means the Federal Minister of Health;*

*(b) In the definition of "medical officer of health" delete all words after "Government" up to the end of the definition*

**Section 9**

*Delete* from the commencement up to "Region" and *substitute* "Where it is reported to the Minister that venereal disease is prevalent among the residents in any part of Lagos and the Minister is satisfied,"

**Section 15**

*Delete* "A Governor may make rules for his Region" and *substitute* "The Minister may make regulations"

In paragraph (c) *delete* "Regional Director of Medical Services" and *substitute* "Chief Medical Adviser"

**Section 17**

*Delete* this section

## WILD ANIMALS PRESERVATION ACT (CAP. 221)

**Section 8**

*Insert* at the commencement "The Minister in respect of Lagos or"

**Section 14**

In subsection (2) *insert* after "Minister" the words "in respect of Lagos"

**Section 16**

*Insert* after "shall" the words "in Lagos"

**Sections 18, 19 and 20**

*Insert* after "Governor in Council" where they occur the words "or in Lagos the Minister"

**Section 22**

In subsection (3) *insert* after "Governor" the words "or in Lagos, the Minister"

**Section 26**

*Delete* from the commencement up to "birds" where it first occurs and *substitute* "Where the Minister is satisfied that it is in the public interest to do so he may authorise any person to kill animals or birds in Lagos"

**Section 36**

*Delete* "native" and *substitute* "citizen"

**Section 37**

In subsection (1) *delete* the first sentence and *substitute*—

"Any person authorised by the Minister may issue in favour of citizens of Nigeria a permit to hunt, kill or capture in Lagos any animal or bird mentioned in the Second Schedule to this Act; and with the approval of the Minister a permit may likewise be so issued in favour of any such citizen to hunt, kill or capture any animal or bird mentioned in the First Schedule".

In subsection (3) *delete* "Governor" and *substitute* "Minister"

**Section 42**

In subsection (1) *insert* after "Council" the words "or in Lagos the Minister"

In subsection (2) *delete* "Governor-General in Council" and *substitute* "Minister"

**Section 43**

*Delete* all words after "Lagos" up to the end of the section and *substitute* "as if it were a Region"



**YELLOW FEVER AND INFECTIOUS DISEASES  
(IMMUNISATION) ACT  
(CAP. 224)**

**Section 1**

*Add at end of the section "and shall apply to Lagos."*

**Section 2**

In the definition of "health officer" *delete* "Her Majesty's Forces" and *substitute* "the armed forces"

*Delete the definition of prescribed area*

**Section 3**

*Delete subsection (1)*

In subsection (2) *delete* from the commencement up to "Order" and *substitute* "The Minister may by order direct that all persons or any specified classes of persons in or coming into Lagos"

**Sections 4 and 5**

*Delete* "into a prescribed area" where it occurs and *substitute* "Lagos"

**Section 6**

*Delete* all words after "Federation" up to the end of the section and *substitute* "may regulate the procedure whereby adults or children to whom an order under section three of this Act applies shall present themselves or be brought for examination and, if necessary, inoculation."

**Section 7**

*Delete* all words after "Federation" up to the end of the section

**Section 11**

*Delete* from the commencement up to "make rules" and *substitute* "The Minister may, after consultation if he thinks fit, with the chief medical adviser to the Federation make regulations"

**Section 12**

In subsection (1)—

(a) *delete* "Governor-General or a Governor" and *substitute* "President"

(b) *delete* the proviso

In subsection (2) *delete* paragraph (b) and the connecting word "and"

**Section 13**

*Delete this section*

MADE at Lagos this 12th day of September, 1964.

R. C. ONYEJEPU,  
Acting Deputy Secretary to the  
Council of Ministers

## EXPLANATORY NOTE

*This Note is not part of the Order but is intended to explain its effect*

The amendments made by this order cover the first six volumes of the 1958 Edition of the Laws, those relating to the Federation, or partly to the Federation and partly to the Federal territory, being included in the First Schedule, and others being included in the Second Schedule. They are intended to give effect to changes in the law occasioned by the Constitution of the Federation made since the attainment of independence; and the subsequent adoption of republican status.

It is notified for general information that since the passing of the Designation of Ordinances Act, 1961, all Ordinances whether applicable to the Federation or only to the Federal territory are now known as Acts of Parliament and are to be referred to as such. References to the word "Ordinance" where it still appears in the edition aforesaid should be so construed accordingly.

(904)