

## PILGRIMS WELFARE BOARD EDICT 1967

### ARRANGEMENT OF SECTIONS

#### Section

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| <ol style="list-style-type: none"> <li>1. Establishment and functions of Pilgrims Welfare Board.</li> <li>2. Constitution of the Pilgrims Welfare Board.</li> <li>3. Financial Provisions.</li> <li>4. Accounts and audit.</li> <li>5. Borrowing powers.</li> <li>6. Allowances of members.</li> <li>7. Liability of members.</li> </ol> | <ol style="list-style-type: none"> <li>8. Appointment of employees and agents.</li> <li>9. Power of Governor to give directions to Board.</li> <li>10. Pilgrimage report.</li> <li>11. Estimates.</li> <li>12. Regulations.</li> <li>13. Short title, repeal and interpretation.</li> </ol> <p>SCHEDULE :</p> <p style="padding-left: 20px;">Tenure of office of members of the Board etc.</p> |
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### Edict No. 2

[30th October 1967]

THE MILITARY GOVERNOR OF LAGOS STATE hereby makes the following Edict—

1.—(1) There shall be established a body to be known as the Pilgrims Welfare Board (hereinafter in this Edict referred to as “the Board”) which shall be a body corporate under that name and be charged with the general duty of—

(a) protecting and safeguarding the interests and welfare of persons normally resident in Lagos State making the pilgrimage to and returning from Mecca and Medina or stranded in the course of any such pilgrimage;

(b) making suitable arrangements for the transportation and accommodation of any such pilgrims and for assisting them in matters relating to health, immigration and currency requirements.

(2) The Board shall have perpetual succession and a common seal with power to sue and be sued in its corporate name and may hold, acquire and dispose of any property, movable or immovable.

2.—(1) The Board shall consist of a Chairman and five other members.

(2) The Chairman shall be a public officer of the State and he and the other members shall be appointed by the Governor from among persons appearing to him to be interested in the welfare of Lagos State pilgrims.

(3) The Chairman shall be appointed to the office held by him; and for the avoidance of doubt it is declared that if for any reason he is unable to act in any particular case he may designate another public officer subordinate to him to represent him.

Commence-  
ment.

Establish-  
ment and  
functions  
of Pilgrims  
Welfare  
Board.

Constitution  
of the  
Pilgrims  
Welfare  
Board.

(4) The provisions of the Schedule to this Edict shall have effect with respect to the tenure of office of members of the Board and the other matters there mentioned.

Financial provisions.

3.—(1) The Board shall establish and maintain a fund from which there shall be defrayed all expenditure incurred by the Board.

(2) There shall be paid to the fund—

(a) such sums as may be provided by the Government of Lagos State ;  
(b) such sums as may be borrowed by the Board in accordance with this Edict ;

(c) all sums collected under the authority of regulations made under this Edict ;

(d) all other sums or assets from time to time accruing to or vested in the Board in respect of any matter incidental to its functions.

Accounts and audit.

4. The Board shall keep proper accounts in a form which shall conform with the rules made by the Financial Secretary of the State of its receipts, payments, assets and liabilities and shall submit the same from time to time with vouchers to a firm of Chartered Accountants approved for the purpose by the Governor.

Borrowing powers.

5. Subject to the prior approval of the Governor the Board may from time to time for the purposes of this Edict borrow moneys so however that the amount owing by the Board at any one time shall not exceed two thousand pounds.

Allowances of members.

6. The Board shall pay to every member other than the Chairman or his representative, such allowances (if any) as the Governor may authorise from time to time.

Liability of members.

7. No member of the Board shall be personally liable for any act or default of the Board done or omitted to be done in good faith in the course of the operations of the Board.

Appointment of employees and agents.

8. The Board may, with the approval of the Governor, appoint and employ at such remuneration and on such terms and conditions as it thinks fit, a Secretary and such employees and agents as it may deem necessary for the proper exercise of its functions under this Edict.

Power of Governor to give directions to Board.

9. The Governor may give to the Board general or specific directions as to the policy to be followed in the exercise of its powers and the performance of its functions under this Edict, and the Board shall give effect to directions so given.

Pilgrimage report.

10. It shall be the duty of the Board to furnish to the Governor, as soon as may be after the end of each pilgrimage, a report on the activities of the Board since the immediately preceding pilgrimage.

Estimates.

11. The Board shall, as soon as may be after the 1st day of January in each year, submit to the Financial Secretary of the State for approval its estimates of revenue and expenditure in respect of every financial year commencing with 1st April 1968, and in respect thereof the period from the commencement of this Edict and the 31st March 1968, shall be deemed to be a financial year.

12.—(1) The Board may, with the approval of the Governor, make regulations generally for the purposes of this Edict and without prejudice to the generality thereof may provide for the imposition of fees or charges in respect of services rendered by or on behalf of the Board in implementing the provisions of this Edict.

Regulations.

(2) Regulations may prescribe a penalty of £50 or imprisonment for a term of six months or for both for any offence thereunder.

(3) Regulations when approved by the Governor shall be published in the Gazette.

13.—(1) This Edict may be cited as the Pilgrims Welfare Board Edict 1967.

Short title,  
repeal and  
interpreta-  
tion.

Cap. 94.

(2) The Pilgrims Welfare Board Law, of the former Western Nigeria in so far as it forms part of the law of Lagos State shall, on the commencement of this Edict, cease to apply in Lagos State.

(3) In this Edict unless the context otherwise requires—

“the Board” means the Pilgrims Welfare Board established under this Edict;

“functions” includes powers and duties;

“the Governor” means the Military Governor of Lagos State.

(4) References to publication in the Gazette shall until there is a Gazette for Lagos State be construed as references to publication in division E or F of the *Official Gazette* of the Federal Republic of Nigeria, as the case may require.

(5) The Interpretation Act 1964 shall apply for the interpretation of this Edict as it applies for the interpretation of an enactment.

1964 No. 1.

## SCHEDULE

Section 2 (4)

### *Tenure of office of members*

1.—(1) The Chairman as a public officer shall hold office during the pleasure of the Governor, and members (other than the Chairman) shall likewise during his pleasure hold office for three years from the date of their respective appointments. Members other than the Chairman shall be eligible for re-appointment.

(2) Membership of the Board, as first constituted and any change in the membership thereafter shall be published in the Gazette.

(3) Any member, other than the Chairman, may at any time resign his office by letter addressed to the Governor and transmitted through the Chairman; and such member shall if the Governor accepts the resignation, cease to be a member of the Board as from the date of receipt of the letter by the Governor.

(4) The Chairman may at any time resign his office by letter addressed to the Governor and such resignation shall take effect as from the date of receipt of the letter by the Governor.

### *Powers of the Board*

2.—(1) The Board shall have power to do anything which in its opinion is calculated to facilitate the carrying on of the activities of the Board.

(2) The provisions of sub-paragraph (1) of this paragraph relate only to the capacity of the Board as a statutory corporation, and nothing in the said provisions shall be construed as authorising the disregard by the Board of any enactment or rule of law.

#### *Meetings of the Board*

3.—(1) The Board shall meet at such times as may be necessary or expedient for the transaction of business and such meetings shall be held at such places and times and on such days as the Board may determine.

(2) The Chairman may at any time call a special meeting of the Board and shall call a special meeting to be held within seven days of a written requisition for that purpose addressed to him by the Governor, or by not less than three members of the Board.

(3) The quorum of the Board shall be three including the Chairman or the member presiding at such meeting.

(4) The Chairman shall preside at every meeting of the Board at which he is present and in his absence from any meeting his representative shall preside thereat.

(5) The Chairman or other member presiding shall have a deliberative vote, and where there is an equality of votes cast at a meeting the Chairman or the member presiding shall also have a casting vote.

(6) Subject to the foregoing provisions of this paragraph, the Board shall have the power to regulate its own proceedings.

(7) The validity of any proceedings of the Board shall not be affected by any vacancy amongst the members or any defect in the appointment of a member.

#### *Miscellaneous*

4.—(1) The fixing of the seal of the Board shall be authenticated by the signature of the Chairman or of some other member of the Board authorised generally or specifically by the Board to act for that purpose.

(2) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal may be made or executed on behalf of the Board by any person generally or specifically authorised to act for that purpose by the Board.

(3) Any document purporting to be a document duly executed under the seal of the Board shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.

5. Any member of the Board who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board, shall forthwith disclose his interest to the Board and shall not vote on any questions relating to the contract or arrangement.

6. A person shall not, by reason only of his membership of the Board, be treated as holding an office of emolument under the Federal Republic or the Lagos State.

MADE at Lagos this 30th day of October 1967.

LT.-COL. M. O. JOHNSON,  
*Acting Military Governor,*  
*Lagos State*