

L.N. 48 of 1971

TRIBUNAL OF INQUIRY DECREE 1966
(1966 No. 41)

INSTRUMENT CONSTITUTING THE APAPA ROAD PROJECT
(OFFICERS ASSETS) TRIBUNAL

Under the powers conferred upon me by section 1 of the Tribunals of Inquiry Decree 1966, and of all other powers enabling me in that behalf, I, Major-General Yakubu Gowon, Head of the Federal Military Government, Commander-in-Chief of the Armed Forces, hereby constitute and appoint a tribunal (to be called "the Apapa Road Project (Officers Assets) Tribunal") with the terms of reference hereinafter appearing:

AND for this purpose I appoint—

MR JUSTICE S. D. ADEBIYI

MR J. O. FARODOYE

MR O. ADEBEKUN

MR O. O. AKINWUNMI

to be members of the tribunal with full powers and authority to hold private meetings:

AND I direct that Mr Justice S. D. Adebisi aforesaid shall be the Chairman, and I appoint Mr A. A. Gbadebo (Senior Assistant Secretary) to be the Secretary to the tribunal:

AND I further direct that any three members of the tribunal, of whom one shall be the Chairman, shall constitute a quorum, and that the tribunal shall hold its first meeting in Lagos on or before 30th June 1971, and the tribunal shall thereafter hold the said inquiry at such place or places upon such dates as the Chairman may determine:

AND I further direct that in accordance with section 4 of the Decree, the tribunal shall have power to regulate its own proceedings.

Terms of Reference

2. The tribunal shall, with all convenient speed—

(a) inquire into the assets of the public officers mentioned in the Schedule below and any other public officer added to that Schedule by instrument made by me and published in the Gazette;

(b) where in the conduct of the inquiry the tribunal is satisfied that any person (whether or not a public officer) related or otherwise connected with a public officer mentioned in the Schedule below appears to have acquired assets far in excess of that person's income from his known or ostensible means of livelihood, inquire into the assets of that person;

(c) ascertain whether or not any public officer mentioned in the Schedule below has corruptly and improperly enriched himself, or any other person, by virtue of his office or by any means in abuse of his office or otherwise howsoever whilst a public officer, and ascertain the extent of such enrichment;

(d) in a case where a public officer mentioned in the Schedule below has enriched himself, or any other person (whether or not a person to whom paragraph (b) above relates) in the manner aforesaid—

(i) recommend whether or not any asset in the name of the public officer or any other person should be forfeited to the Government of the Federation;

(ii) recommend whether or not any reparation ought to be made and if they ought to be made specify the form thereof and the extent thereof,

and in making any recommendation under this sub-paragraph the tribunal shall take account of the necessity, if any, for apportionment where more than one person is involved in the improper enrichment ;

(e) make such other recommendations, if any, as the tribunal may consider expedient.

3. AND I hereby require the tribunal to submit its report to me in Lagos within three months after the date of its first meeting or within such extended period as I may hereafter allow in writing.

4. In this instrument references to "the Schedule below" include references to that Schedule as amended from time to time.

SCHEDULE

(paragraph 2)

PUBLIC OFFICERS AFFECTED

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|-----------------------|-------------------------|
| 1. Mr S. O. Williams | 15. Mr J. A. Adenuga |
| 2. Mr O. Olowu | 16. Mr A. I. Onadeko |
| 3. Mr D. N. Smith | 17. Mr A. Sijuwade |
| 4. Mr J. O. Eseka | 18. Mr K. K. Saha |
| 5. Mr K. Ramanathan | 19. Mr M. F. Kanyi |
| 6. Mr W. A. Burges | 20. Mr V. H. A. Aneke |
| 7. Mr R. N. Bautista | 21. Mr S. B. Audifferen |
| 8. Mr T. O. A. Tomori | 22. Mr G. A. O. Onobun |
| 9. Mr N. E. Lipa | 23. Mr A. B. O. Ajai |
| 10. Mr R. D. Dysico | 24. Mr S. A. Amaso |
| 11. Mr G. S. Sanchez | 25. Mr M. T. Usman |
| 12. Mr V. N. Desai | 26. Mr G. E. Otobo |
| 13. Mr E. O. Gureje | 27. Mr L. O. E. Obosi |
| 14. Mr S. O. Soyeye | 28. Mr B. Odubanjo. |

GIVEN AND ISSUED under my hand at Lagos this 18th day of June 1971.

MAJOR-GENERAL Y. GOWON,
*Head of the Federal Military Government,
 Commander-in-Chief of the Armed Forces,
 Federal Republic of Nigeria*