

RECOVERY OF PUBLIC PROPERTY (AMENDMENT) DECREE 1972



Decree No. 22

[24th December 1970]

Commence-
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows:—

1. The Recovery of Public Property (No. 2) Decree 1970 is hereby amended as follows—

(a) immediately after section 3 there shall be inserted the following new section 4—

“Disposal
of other
relevant
assets.”

4.—(1) Where the Head of the Federal Military Government is satisfied that there are relevant assets, other than those mentioned in the foregoing sections 2 and 3, he may by an instrument direct that the assets in question shall be forfeited to the State; and accordingly, section 8 (4) of the Investigation of Assets (Public Officers and Other Persons) Decree 1968 shall apply as if the reference therein to an order made by the appropriate authority were a direction of the Head of the Federal Military Government.

(2) Any assets forfeited to the State by virtue of the foregoing provision shall be sold or otherwise disposed of by the Inspector-General of the Nigeria Police, and the proceeds of sale of such disposal shall be paid or caused to be paid by him into the Consolidated Revenue Fund of the Federation; and where it is required by any law that the eventual transfer of the interest in or title to such assets shall be registered in any part of the Federation, it shall be sufficient for the purposes of this section if a copy of the instrument containing the direction is served on the registering authority who shall on the receipt of the copy thereof register such interest or title in the name of the person to whom the assets are sold or, as the case may be, in terms of the disposal of the assets by the Inspector-General of the Nigeria Police”;

(b) the existing sections 4, 5 and 6 of the Decree shall be re-numbered as sections 5, 6 and 7 respectively; and

(c) in section 1 (c) for the word “incorporate” there shall be substituted the word “unincorporate”.

Amendment
of Recovery
of Public
Property
(No. 2)
Decree
1970.
1970 No. 58.

1968 No. 37.

Citation and
commence-
ment.

2.—(1) This Decree may be cited as the Recovery of Public Property (Amendment) Decree 1972.

(2) This Decree shall be deemed to have come into operation on 24th December 1970.

MADE at Lagos this 4th day of June 1972.

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

EXPLANATORY NOTE

*(This note does not form part of the above Decree
but is intended to explain its effect)*

The Decree provides for the forfeiture and disposal of other relevant assets of Captain Din which are not covered by the principal Decree.

**OFF-SHORE OIL REVENUES (REGISTRATION OF GRANTS)
DECREE 1972**



Decree No. 23

[1st April 1971]

Commence-
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows :—

1.—(1) All registrable instruments relating to any lease, licence, permit or right issued or granted to any person in respect of the territorial waters and the continental shelf of Nigeria shall, notwithstanding anything to the contrary in any enactment, continue to be registrable in the States of the Federation, respectively, which are contiguous to the said territorial waters and the continental shelf.

Registration
of grants
in the
States.

(2) Where there appears any dispute as to whether or not any instrument as aforesaid is registrable in any State, the question shall be determined by the Head of the Federal Military Government whose decision on such matter shall be final and binding.

(3) The references in this Decree to the "territorial waters" and the "continental shelf" are references to those expressions as defined in the Territorial Waters Decree 1967 and the Petroleum Decree 1969, respectively.

1967 No. 5.
1969 No. 51.

2.—(1) This Decree may be cited as the Off-Shore Oil Revenues (Registration of Grants) Decree 1972.

Citation
and
commence-
ment.

(2) This Decree shall be deemed to have come into operation on 1st April 1971.

MADE at Lagos this 9th day of June 1972.

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

EXPLANATORY NOTE

*(This note does not form part of the above Decree
but is intended to explain its purpose)*

Under this Decree, it is required that all instruments relating to any lease, licence, permit or right issued or granted to any person in connection with the petroleum industry in Nigeria shall continue to be registrable in the States which are contiguous to the territorial waters and the continental shelf of Nigeria, notwithstanding anything to the contrary in any other enactment.