

CHAPTER 16
BOUNDARY COMMITTEE (ESTABLISHMENT) LAW

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CHAPTER 16
BOUNDARY COMMITTEE (ESTABLISHMENT) LAW

A law to make provisions for the establishment and functions of a boundary committee and for related proposes.

[27th August 1991]

I. This Law may be cited as the Boundary Committee (Establishment) Law.

Short title

2. In this Law—

Interpretation

"Chairman" means Chairman of the Committee;

"Committee" means Enugu State Boundary Committee established by section 3

"Governor" means Government of the State:

"Member" means member of the Committee:

"State" means Enugu State in Nigeria;

"Technical sub-committee" means the Inter-Local Government Boundary Technical Sub-Committee established by section 8

3. There is hereby established a body to be known as Boundary Committee.

Establishment of
Committee

4. (1) The Committee shall consist of the following members, that is to say—

- (a). the Governor who shall be the Chairman of the Committee;
- (b). the Secretary to the State Governor;
- (c). the Attorney-General and Commissioner for Justice;
- (d). the Commissioner for Works, Lands and Transport;
- (e). the Commissioner for Finance and Economic Planning,
- (f). the Commissioner for Information, Social Development, Youth, Sports and Culture;
- (g). the State Commissioner of Police;
- (h). the Chairman of any Local Government Area in respect of which there exists or has arisen a boundary dispute
- (i). two other members to be appointed by the Governor from the public or private sector and
- (j). any other Commissioner who may be co-opted at any time that a boundary dispute exists or arises in or affects the Local Government Area in which his native community is located.

(2). The members appointed pursuant to paragraph (i) of subsection (1) are members other than an ex officio members.

(3) A member other than ex officio member shall hold office for a term of three years and may be reappointed by the Governor for another term,

(4). There shall be paid to such member other than ex officio member such salary and allowance as may be prescribed in that behalf by the Governor

5. The functions of the Committee shall be—

- (a). to intervene in, deal with and determine any boundary dispute that may arise between any two Local Government Areas or communities, or among Local Government Areas or Communities, in the State with a view to settling such dispute;
- (b). to advise the Governor on issues affecting the boundary of any Local Government Area in the State;
- (c). to entertain and consider any recommendations from the Technical Sub-Committee and to advise the Governor on such recommendations: and
- (d). to do such other things connected with boundary matters as the Governor may, from time to time, direct.

6. Subject to any direction that may be given in that behalf by the Governor, the Committee shall

determine its own quorum and regulate its procedure.

Absence of
Chairman

7. Whenever the Chairman is to be absent from or unable to attend a meeting of the Committee he shall designate any other member to act in his stead as Chairman for that meeting.

Establishment
and constitution
of the Technical
Sub-Committee

8. (1). There is hereby established a body to be known as the Inter-Local Government Boundary Technical Sub-Committee which shall be a sub-committee of the Committee

(2). The Technical Sub-Committee shall consist of—

(a) the Commissioner for Works, Lands and Transport who shall be the chairman of the Sub-Committee;

(b). a representative of the State Commissioner of Police being an officer not below the rank of Deputy Superintendent of Police;

(c). the Permanent Secretary in the State Ministry of Finance and Economic Planning;

(d). the Permanent Secretary in the Political and Special Service Department of the Cabinet Office;

(e). the Solicitor-General and Permanent Secretary, State Ministry of Justice;

(f). the Permanent Secretary in the State Ministry of Information, Social Development, Youth, Sports and Culture;

(g). the State Director of Surveys; and

(h). a Chairman of a Local Government who may be 'o-opted as member whenever there exists or has arisen a boundary dispute affecting the Local Government Area for which he has responsibility.

Functions of
Technical Sub-
Committee

9. The Technical Sub-Committee shall have the following Auctions, that is to say—

(a). to deal with any inter-Local Government Area boundary disputes with a view to settling such dispute.

(b). to find solutions to any inter-Local Government Area boundary problems: and

(c). to make recommendations to the Governor through the Committee as regards boundary adjustments, where necessary, between Local Government Areas.

10. In addition to the Technical Sub-Committee, the Committee may set up other sub-committees to deal with boundary disputes affecting two or more communities in a Local Government Area or in different Local Government Areas with a view to settling such disputes.

11. (1). There shall be appointed by the Committee a Secretary who shall be the Secretary to the Committee and also to the Technical Sub-committee. '

Power to
set up other
sub-
committee

Secretary and
other
employee of
the committee

(2). The Secretary shall carry out such duties as may from time to time be assigned to him by the Committee

(3). The Committee may, with the approval of the Governor, appoint such number of persons as may be required to be employees of the Committee

(4). The salary scale of the employees shall be as determined by the Committee and shall be subject to the approval of the Governor.

12. (1). The Committee shall establish and maintain a fund consisting of such moneys as may in each year be approved by the Government for purposes of the Committee.

Establishment of fund of the Committee

(2) The Committee shall defray from the fund—

(a). amounts payable to members other than ex officio members;

(b). expenses incurred by the Technical Sub-Committee and the sub-committees

(c). costs pertaining to the employment and maintenance of its employees;

(d). payment for any other matter relating or incidental to any other function of the Committee under or pursuant to this Law.

13. The Governor may make regulations for the purposes of carrying out or giving full effect to the provisions of this Law.

Regulations

SUBSIDIARY LEGISLATION

(No Subsidiary Legislation)