1958 No. 1258

The Nigeria (Offices of Governor-General and Governors) (Amendment No. 2) Order in Council, 1958

Made - - - -	30*th July*, 1958
Laid before Parliament	7*th August*, 1958
Coming into Operation	8*th August*, 1958

At the Court at Buckingham Palace, the 30th day of July, 1958

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the Foreign Jurisdiction Act, 1890(a), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation, construction and commencement

1.—(1) This Order may be cited as the Nigeria (Offices of Governor-General and Governors) (Amendment No. 2) Order in Council, 1958, and shall be construed as one with the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1957(b), and the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958(c).

(2) The Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1957, the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958, and this Order may be cited together as the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1958.

(3) Section 1 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958, is amended by the deletion of subsection (2).

(4) This Order shall come into operation on the eighth day of August, 1958.

Amendment of Order of 1954

2. Section 8 of the Nigeria (Offices of Governor-General and Governors) Order in Council, 1954(d), (hereinafter called "the principal Order") (as amended by section 6 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1957(e), and section 6 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended by the deletion from subsection (2) of the words "The Governor" and the substitution of the words "The Governor-General".

3. Section 8A of the principal Order (as set out in subsection (1) of section 7 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended—

(*a*) by the insertion in subsection (2) after paragraph (*d*) of the following paragraph:—

"(*dd*) the office of Director of Audit of the Southern Cameroons;"; and

(*b*) by the deletion from subsection (2) of the word "Clerk" in paragraph (*f*) and the substitution of the word "Secretary".

(a) 53 & 54 Vict. c. 37. (b) S.I.1954/1147, 1955/431, 1957/1531 (1954 II, p. 2939; 1955 II, p. 3167; 1957 II, p. 3053). (c) S.I. 1958/430 (Pt. II, p. 2749, of this volume). (d) S.I. 1954/1147 (1954 II, p. 2939). (e) S.I. 1957/1531 (1957 II, p. 3053).

4.—(1) Section 9 of the principal Order (as amended by section 8 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended by the deletion of subsection (2) and the substitution of the following subsection:—

"(2) The offences to which this section applies are offences against any law in force in Nigeria other than—

(*a*) offences against a law enacted by the Legislature of a Region or the Legislature of the Southern Cameroons, as the case may be, or against any instrument made under any law so enacted;

(*b*) offences against any instrument made by the Governor of a Region or the High Commissioner for the Southern Cameroons otherwise than under any law so enacted; or

(*c*) such offences against any other law in force in a Region or the Southern Cameroons, as the case may be, not being a law enacted by a legislature in Nigeria or an instrument made under a law so enacted, as the Governor-General may by Order published in the Official Gazette of the Federation prescribe."

(2) For the purposes of section 9 of the principal Order, as amended by subsection (1) of this section, an offence against any law that, at the time the offence was committed, was deemed for the purposes of the Constitution Order to be a law enacted by the Legislature of a Region or the Legislature of the Southern Cameroons, as the case may be, or an offence against any instrument made under any such law shall be deemed to be an offence against a law enacted by that Legislature or an offence against an instrument made under such a law, as the case may be.

5. Section 9A of the principal Order (as set out in section 9 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended—

(*a*) by the deletion from subsection (3) of the words "given by the Deputy Commissioner" in paragraph (*c*) and the substitution of the words "given by the Commissioner"; and

(*b*) by the deletion from subsection (3) of the word "Southern" in paragraph (*d*).

6. Section 9C of the principal Order (as set out in section 9 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended by the deletion of subsection (2) and the substitution of the following subsection:—

"(2) The offences to which this section applies are offences against any law in force in the Southern Cameroons other than offences to which section 9 of this Order applies."

7. Section 18 of the principal Order is amended by the deletion of subsection (2) and the substitution of the following subsection:—

"(2) The offences to which this section applies in relation to a Region are offences against any law in force in that Region other than offences to which section 9 of this Order applies."

Amendment of s. 6 of Order of 1958

8. The Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958, is amended by renumbering subsection (1) of section 6 as section 6.

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order amends the provisions of the Nigeria (Offices of Governor-General and Governors) Order in Council, 1954, as amended, relating to the constitution of offices for the Federation of Nigeria and for the Southern Cameroons, powers of pardon and the discharge of the functions of the Commissioner of the Cameroons.

1958 No. 429

The Nigeria (Constitution) (Amendment) Order in Council, 1958

Made - - - -	14*th March*, 1958
Laid before Parliament	20*th March*, 1958
Coming into Operation	1*st April*, 1958

At the Court at Buckingham Palace, the 14th day of March, 1958

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the Foreign Jurisdiction Act, 1890(**a**), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

Citation, construction and commencement

1.—(1) This Order may be cited as the Nigeria (Constitution) (Amendment) Order in Council, 1958, and shall be construed as one with the Nigeria (Constitution) Orders in Council, 1954 to 1957(**b**).

(2) The Nigeria (Constitution) Orders in Council, 1954 to 1957, and this Order may be cited together as the Nigeria (Constitution) Orders in Council, 1954 to 1958.

(3) This Order shall come into operation on the first day of April, 1958:

Provided that—

(*a*) subsection (2) of section 9 of this Order shall come into operation on the day after the dissolution of the Northern House of Assembly next following the commencement of this Order ;

(*b*) sections 17, 18 and 26, subsection (2) of section 27 and section 28 of this Order shall come into operation on the day after the dissolution of the House of Assembly of the Southern Cameroons next following the commencement of this Order ;

(*c*) sections 64, 65, 66, 67, 68, 69 and 71 of this Order shall come into operation on such date, not being a date earlier than the commencement of this Order, as may be fixed by the High Commissioner for the Southern Cameroons by Proclamation published in the Official Gazette of the Southern Cameroons ; and

(**a**) 53 & 54 Vict. c. 37.

(**b**) S.I. 1954/1146, 1955/432, 1956/836, 1957/1363, 1530 (1954 II, p. 2829; 1955 II, p. 3163; 1956 II, p. 2953; 1957 II, pp. 3028, 3030).