1959 No. 369

The Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1959

Made - - - -	11*th March*, 1959
Laid before Parliament	11*th March*, 1959
Coming into Operation	15*th March*, 1959

At the Court at Buckingham Palace, the 11th day of March, 1959

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) Order in Council, 1959, and shall be construed as one with the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1958(b).

(2) The Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1958, and this Order may be cited together as the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1959.

(3) This Order shall come into operation on the fifteenth day of March, 1959.

Amendment of Order of 1954

2. Section 2 of the Nigeria (Offices of Governor-General and Governors) Order in Council, 1954(c), (hereinafter called the " principal Order " (as amended by section 2 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1955(d)) is amended by the insertion after subsection (4) of the following subsection :—

" (4A) Where by this Order the Governor of a Region is required to act in accordance with the recommendation of any person or authority the question whether he has in any matter so acted shall not be called in question in any court."

3. Section 6 of the principal Order (as set out in section 5 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1957(e), and as amended by section 4 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958(f)) is amended by the deletion from subsection (5) of the words " and the Constitution Order " and the substitution of the words ", the Constitution Order, the Nigeria (Retirement Benefits) Order in Council, 1958(g), and any Order in Council amending any of those Orders ".

(a) 53 & 54 Vict. c. 37. (b) S.I. 1954/1147, 1955/431, 1957/1531, 1958/430, 1258 (1954 II, p. 2939; 1955 II, p. 3167; 1957 II, p. 3053; 1958 II, p. 2755).
(c) S.I. 1954/1147 (1954 II, p. 2939). (d) S.I. 1955/431 (1955 II, p. 3167).
(e) S.I. 1957/1531 (1957 II, p. 3053). (f) S.I. 1958/430 (1958 II, p. 2749).
(g) S.I. 1958/1523 (1958 II, p. 2832).

4. Section 15 of the principal Order (as set out in section 9 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1957, and as amended by section 13 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended by the deletion from subsection (5) of the words " and the Constitution Order " and the substitution of the words " Constitution Order, the Nigeria (Retirement Benefits) Order in Council, 1958, and any Order in Council amending any of those Orders ".

5. Section 16 of the principal Order is revoked and the following section is substituted:—

"Advisory Committees for Regions.

16. There shall be for each Region an Advisory Committee on the Prerogative of Mercy constituted in such manner as Her Majesty may direct by Instructions under Her Sign Manual and Signet."

6. Section 17 of the Nigeria (Offices of Governor-General and Governors) Order in Council, 1954 (as amended by section 10 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1957, and section 14 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1958) is amended—

(*a*) by the deletion from subsection (2) of sub-paragraphs (ii) and (iii) of paragraph (*a*) and the substitution of the following sub-paragraphs: —

" (ii) the office of Commissioner in the United Kingdom for the Government of the Northern Region;

(iii) the office of Grand Kadi of the Northern Region; "

(*b*) by the insertion in subsection (2) after sub-paragraph (i) of paragraph (*b*) of the following sub-paragraph:—

" (ia) the office of Commissioner in the United Kingdom for the Government of the Western Region; "; and

(*c*) by the insertion in subsection (2) after sub-paragraph (i) of paragraph (*c*) of the following sub-paragraph:—

" (ia) the office of Commissioner in the United Kingdom for the Government of the Eastern Region "

7. Section 18 of the principal Order (as amended by section 7 of the Nigeria (Offices of Governor-General and Governors) (Amendment No. 2) Order in Council, 1958) is amended by the insertion after subsection (2) of the following subsection:—

" (3) The powers of the Governor under this section shall be exercised by him on the recommendation of such Regional Minister as the Governor, acting on the recommendation of the Premier, may from time to time designate by writing under his hand; and before making any such recommendation the Regional Minister shall consult with the Advisory Committee on the Prerogative of Mercy of the Region in such cases and in such manner as may be prescribed by Instructions under Her Majesty's Sign Manual and Signet."

8. Section 20 of the principal Order is amended by the deletion from subsection (2) of the words " Any person appointed to an office constituted under sections 8 or 17 of this Order " and the substitution of the words " Subject to the provisions of any Order of Her Majesty in Council, any person appointed to any office constituted under section 8, 8A or 17 of this Order ".

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to explain 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 discharge of the Governor-General's and Governors' functions by a deputy, the Privy Councils of the Regions and the constitution of offices.

1959 No. 1050

The Nigeria (Offices of Governor-General and Governors) (Amendment No. 2) Order in Council, 1959

Made - - - -	15*th June*, 1959
Laid before Parliament	19*th June*, 1959
Coming into Operation	20*th June*, 1959

At the Court at Buckingham Palace, the 15th day of June, 1959

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 :—

1.—(1) This Order may be cited as the Nigeria (Offices of Governor-General and Governors) (Amendment No. 2) Order in Council, 1959, and shall be construed as one with the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1958(b), and the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1959(c).

(2) The Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1958, the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1959, and this Order may be cited together as the Nigeria (Offices of Governor-General and Governors) Orders in Council, 1954 to 1959.

(3) Section 1 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1959, is amended by the deletion of subsection (2).

(4) This Order shall come into operation on the twentieth day of June, 1959.

Amendment of Order of 1954

2. Section 6 of the Nigeria (Offices of Governor-General and Governors) Order in Council, 1954, (hereinafter called " the principal Order ") (as set out in section 5 of the Nigeria (Offices of Governor-General and Governors) (Amendment) Order in Council, 1957(d), and as amended by section 4 of the Nigeria (Offices of Governor-General

(a) 53 & 54 Vict. c. 37. (b) S.I. 1954/1147, 1955/431, 1957/1531, 1958/430, 1258 (1954 II, p. 2939; 1955 II, p. 3167; 1957 II, p. 3053; 1958 II, pp. 2749, 2755).
(c) S.I. 1959/369 (Pt. II, p. 3189, of this vol.). (d) S.I. 1957/1531 (1957 II, p. 3053).