



NIGERIAN INSTITUTE OF ADVANCED LEGAL STUDIES

Order of Proceedings

Date:
11th-12th December, 2009

Venue:
Ayo Ajomo Auditorium
Nigerian Institute of Advanced Legal Studies,
University of Lagos Campus,
Akoka-Lagos.

CONVOCATION PROGRAMME

CONGREGATION for

CONFERMENT OF HIGHER DEGREE AND
AWARD OF POSTGRADUATE DIPLOMA

CONFERMENT OF FELLOWSHIP
OF THE INSTITUTE

**INSTITUTE
LIBRARY**



The Production Manager, Mr J.I. Idoko
supervising work in the pre-press

The Nigerian Institute of Advanced Legal Studies (NIALS) press was established in 2002. The press is at the cutting edge of Legal Publishing in Nigeria. It is a unit of the Nigerian Institute of Advanced Legal Studies. It drives the Institute's objective of excellence in research, scholarship, legal education and information dissemination in Nigeria.

NIALS Press with its state of the art facilities, has a diverse publishing programme ranging from books, journals, monographs, conference proceedings and legal forms and precedents.

NIALS PRESS

The Press offers quality production, excellent editing and proofreading by a faculty of distinguished Professors, Research Fellows and seasoned in-house editors and an unrivalled indexing of publications by technically trained Librarians.

NIALS Press is a one stop destination for all publishing services from typing and formatting of the manuscripts to the finished product.



Our modern compact sewing machine

We can boldly say "ANY LAW TITLE NOT PUBLISHED BY NIALS PRESS IS NOT WORTH READING".



Digitalised Printing Machine



Polar Machine



THE NATIONAL ANTHEM

Arise, O compatriots,
Nigeria's call obey,
To serve our fatherland
With love and strength and faith,
The labour of our heroes past
Shall never be in vain,
To serve with heart and might,
Our nation bound in freedom,
Peace and unity.

Oh God of creation
Direct our noble cause
Guide our leaders right
Help our youths the truth to know
In love and honesty to grow
And living just and true
Great lofty heights attain
To build a nation where peace and
Justice shall reign



THE NATIONAL PLEDGE

I pledge to Nigeria, my country
To be faithful, loyal and honest
To serve Nigeria with all my strength
To defend her unity
And uphold her honour and glory
So help me God.

Vision Statement

To be the primary source of information, training and advice at the highest level of policy formulation on legal matters, effectively impacting on local and international institutions in the development of law.

Mission Statement

To be the nucleus and hub of research and advanced studies in law in Nigeria.

Motto

Knowledge that makes the difference.



HIS EXCELLENCY, ALHAJI UMAR MUSA YAR'ADUA, GCFR
 President, Commander-in-Chief of the Armed Forces,
 Federal Republic of Nigeria
GRAND PATRON



CHIEF MICHAEL KAASE AONDOAKAA, SAN
 Honourable Attorney-General of the Federation
 and Minister of Justice
SUPERVISING MINISTER



HONOURABLE JUSTICE ALOYSIUS IORGYER KATSINA-ALU, JSC, CON, FNIALS
Chairman of the Governing Council,
Nigerian Institute of Advanced Legal Studies



PROFESSOR EPIPHANY AZINGE, SAN
Director-General,
Nigerian Institute of Advanced Legal Studies

Visitors And Principal Officers Of The Institute

His Excellency

ALHAJI UMARU MUSA YAR'ADUA, GCFR

President, Commander-in-Chief of the Armed Forces
Federal Republic of Nigeria

CHIEF MICHAEL KAASE AONDOAKAA, SAN

Honourable Attorney-General of the Federation
and Minister of Justice,
Federal Republic of Nigeria

HON. JUSTICE A. I. KATSINA-ALU, JSC, CON, FNIALS

Chairman of the Governing Council,
Nigerian Institute of Advanced Legal Studies

PROFESSOR EPIPHANY AZINGE, SAN

Director-General,
Nigerian Institute of Advanced Legal Studies

CHIEF T. O. DADA,

Institute Librarian, NIALS

PROFESSOR BOLAJI OWASANOYE

Director of Research, NIALS

PROFESSOR DEJI ADEKUNLE

Director of Studies, NIALS

MANAGEMENT OF THE INSTITUTE

The Institute functions under the general supervision of the Federal Ministry of Justice while its general policy direction is provided by the Governing Council currently Chaired by the **Hon. Justice A.I. Katsina-Alu, JSC, CON, FNIALS**. The Director-General is responsible for the day to day administration and is supported by Principal Officers, among them, the Institute Secretary and Institute Librarian. The academic activities of the Institute are structured broadly into Studies and Research components and are supervised by the Directors of Research and Studies respectively.

DEPARTMENTS AND CENTRES

1. Directorate of Research
2. Directorate of Studies
3. Institute Secretary
3. Institute Library
4. Bursary Department
5. Audit Department
6. Continuing Legal Education
7. Public & Private Law
8. Postgraduate School
9. African/Comparative Law
10. Commercial/Property Law
11. Case Law/Litigation
12. Centre for Conflict & Dispute Resolution

PROPOSED CENTRES

The Institute has recently proposed the establishment of the following Centres:

- Abdullahi Ibrahim Centre for Litigation and Case Law
- George Etomi Centre for Strategic Investment and Corporate Governance
- Olisa Agbakoba Centre for Maritime Law
- Chief Gani Fawehinmi Centre for Human Rights Law
- Wale Babalakin Centre for Infrastructure Law
- The Centre for Environmental Law - to be named after any interested Oil Company
- The Women and Children Rights Centre - to be named after the Late Professor (Mrs) Jadesola Akande, OFR, FNIALS.
- Emmanuel Ukala Centre for democracy and Electoral Process.

Aside giving deserved honour, the Centres will further enhance collaboration between the Institute and other stakeholders. The Centres when operational, will be situated in different geopolitical zones of the country to enhance the desired spread of the Institute and to avail its services closer to the people. For purpose of emphasis, the anticipated Centres will not affect the present academic departments as they will operate independently of each other.

FELLOWS OF THE INSTITUTE

As part of her efforts to promote excellence in law and the legal profession, the Institute has, over the years, conferred its prestigious Fellowship on a selected few of Nigeria's leading legal scholars and jurists. They are (in the order in which it was conferred):

His Excellency, the Late Judge Taslim O. Elias, *GCON, LLD*;
 The Late Honourable Justice A. Fatayi-Williams, *GCON, M.A*;
 The Late Honourable Justice Mohammed Bello, *GCON*;
 Professor B. O. Nwabueze, *SAN, NNMA, LLD*;
 Prince Bola Ajibola, *SAN, KBE, CFR, LLD*;
 The Late Honourable (Dr.)T. Akinola Aguda, *OFR, LL.M, Ph.D (London) NNMA*;
 Honourable Justice M.L. Uwais, *CON, GCON*;
 Professor M.A. Ajomo, *FCIB*;
 Professor C. O. Okonkwo, *SAN*;
 The Late Chief F.R.A. Williams, *SAN, CON, OFR*;
 Honourable Justice Adolphus G. Karibi-Whyte, *CFR, JSC*;
 Alhaji Abdullahi Ibrahim, *SAN, OFR*;
 Honourable Justice S.M.A. Belgore, *CON, GCON, LLD*;
 Honourable Justice Mamman Nasir, *GCON*;
 Chief Afe Babalola, *SAN, OFR, LLD*;
 Honourable Justice Kayode Eso, *CON, LLD*;
 Honourable Justice Emmanuel O. Ayoola, *CON*;
 Honourable Justice Umaru Abdullahi, *CON*;
 Dr. Mudiaga Odje, *SAN, OFR*;
 Professor Ignatius A. Ayua, *SAN, OFR*;
 Professor David A. Ijalaye, *SAN, FNSIL*;
 The Late Professor (Mrs) Jadesola O. Akande, *OFR*;
 Honourable Justice Aloysius Iorgyer Katsina-Alu, *JSC, CON*;
 Honourable Justice Niki Tobi, *JSC, CON*;
 Honourable Justice George Adesola Oguntade, *JSC, CON*;
 Professor Edwin Ifeanyichukwu Nwogugu;
 The Late Honourable Justice Joseph Olakunle Orojo, *CON*;
 Professor Adedokun Adebayo Adeyemi;
 Professor Michael Iyiola Jegede, *SAN*;
 Professor Itsejuwa Esanjumi Sagay, *SAN*;
 Chief Mrs. Folake Solanke, *SAN*

BOOK PRESENTATION

The Director-General will rise and announce the completion of a Research Project on the Rule of Law and the intention of the Institute to publicly present the Report of the project to the members of the public in form of a book.

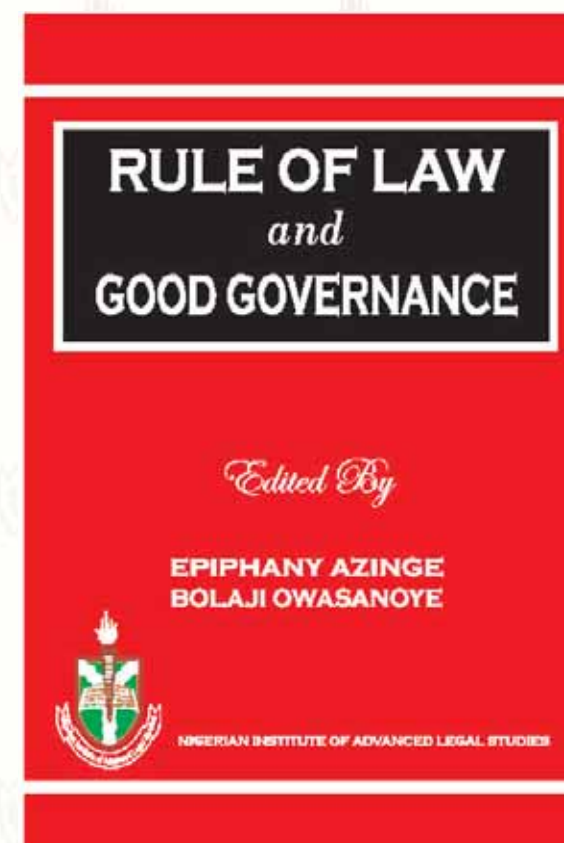
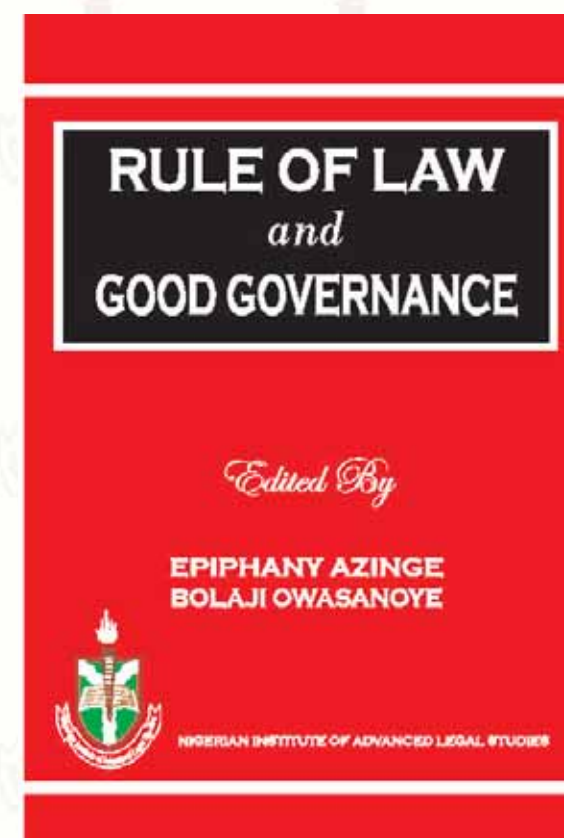
Title: RULE OF LAW
AND GOOD
GOVERNANCE

Authors: Epiphany Azinge
Bolaji Owasanoye
(Edited)

Publisher: NIALS Press

Subject: Rule of Law

Availability: NIALS, Abuja
and Lagos



PROGRAMME of EVENTS

1997/98 - 2006/07 COMBINED CONVOCATION CEREMONIES

Tuesday, December 8, 2009	-	Pre-Convocation News Conference
Time:	-	11.00am
Venue	-	Ayo Ajomo Auditorium, NIALS, Lagos
Friday, December 11, 2009	-	Adolphus Godwin Karibi-Whyte Lecture
Topic	-	“Dissenting Judgement and Judicial Law Making”
Guest Lecturer	-	Honourable Justice George Adesola Oguntade, JSC, CON, FNIALS
Time	-	4.00pm Prompt
Venue	-	Ayo Ajomo Auditorium, NIALS, Lagos.
Saturday, December 12, 2009	-	Congregation for the Conferment of Higher Degrees, and the Award of Postgraduate Diplomas in Legislative Drafting
Time	-	11.00am
Venue	-	Ayo Ajomo Auditorium, NIALS, Lagos.

Congregation for the:

- (i.) Conferment of Fellowships of the Institute.
- (ii.) Conferment of Master of Laws Degree in Legislative Drafting.
- (iii.) Award of Postgraduate Diploma in Legislative Drafting.
- (iv.) Presentation of Book - being a research project report, to the members of the public.

NIGERIAN INSTITUTE OF ADVANCED LEGAL STUDIES Congregation for the Conferment of Higher Degrees, and the Award of Postgraduate Diplomas in Legislative Drafting

ORDER OF PROCEEDINGS Saturday, December 12, 2009

PROCESSIONS:

11.00am

The Processions will enter the Auditorium in the following order: (As the Chairman of the Governing Council's procession is about to enter the Hall a fanfare will be played, at the sound of which the Assembly is required to stand)

- (i) **THE COUNCIL PROCESSION**
The Attorney-General of the Federation
The Chairman of the Governing Council
The Director-General
- (ii) **THE FELLOWS PROCESSION**
Fellows
- (iii) **STUDENTS' PROCESSION**
Students
- (iv) **ACADEMIC PROCESSION**
 1. Institute Librarian
 2. Institute Secretary
 3. Directors
 4. Research Fellows
 5. Fellows

After the members of the Council's procession have taken their places on the platform, the National Anthem will be played, after which the Assembly shall be seated.

CONFERMENT OF FELLOWSHIPS

1. Citations of Recipients
2. Conferment of the Fellowship by Chairman of Governing Council, Honourable Justice A.I. Katsina-Alu, JSC, CON, FNIALS
3. Acceptance Speech by Chief (Mrs) Folake Solanke, SAN



A cross section of NIALS Fellows at one of the Institute's functions



2. CONFERMENT OF HIGHER DEGREES AND AWARD OF POSTGRADUATE DIPLOMAS

Conferment of Master of Laws Degree in Legislative Drafting and award of PGD in Legislative Drafting.

(i) SECRETARY'S STATUTORY PRONOUNCEMENT

The Institute Secretary will say:

"The Nigerian Institute of Advanced Legal Studies Act, 1984, empowers the Institute to grant Degrees, Postgraduate Diplomas in Legislative Drafting. It also provides that the Chairman of the Governing Council shall preside at all meetings of Congregation held for conferring Degrees".

"I humbly invite the Governing Council Chairman to constitute this Assembly as a Congregation for conferring Degrees, awarding Postgraduate Diplomas in Legislative Drafting.

(ii) CHAIRMAN'S CONSTITUTION OF CONGREGATION

The Chairman of the Governing Council will say:

"Thereby constitute this Assembly as a Congregation of the Nigerian Institute of Advanced Legal Studies for the purpose of conferring Degrees, awarding Postgraduate Diplomas in Legislative Drafting.

(iii) THE ATTORNEY-GENERAL'S KEYNOTE ADDRESS

The Attorney-General of the Federation and Minister of Justice will read his address

(iv) THE DIRECTOR-GENERAL'S ADDRESS

The Director-General will read his address

(v) PRESENTATION OF ALL GRADUANDS

The Director of Studies will rise, doff his hat to the Chairman and say:

"Chairman Sir, I have the honour to present to you those members of the Postgraduate School who have qualified for degree of this Institute in the 1997-2007 Sessions, those present and those who are unavoidably absent whose names appear on this list and for whom I stand proxy."

The Director of Studies then requests the graduating students of the Institute who are present and whose names appear on the relevant pages of the Convocation Order of Proceedings to stand up, doff their caps and remain standing until they are admitted to their degrees by the Chairman.

(vi) CONFERMENT OF HIGHER DEGREE

The Chairman will say:

By the authority of the Governing Council I admit you all and severally to the degree of:

Master of Law (LL.M) in Legislative Drafting.

The graduating students will then bow and resume their seats

The Director of Studies will then read names of the Recipients of Masters Degree who are present and as he presents each graduating student, he/she will come forward to the Chairman, doff his/her hat, receive the Chairman's handshake and return to his/her seat.

As the Chairman gives each graduating student a handshake, he will say:

"I confer on you the Degree of Master of Laws in Legislative Drafting of the Institute."

After the graduating students of the Institute have been presented, one of them will deliver a speech on their behalf.

(vii) AWARD OF POSTGRADUATE DIPLOMA

Similar procedure in (vi) above will be conducted, with variation for PGD graduands.

(viii) CHAIRMAN'S ADDRESS AND DISSOLUTION OF THE CONGREGATION

The Chairman will then address the Assembly.

After the Address, the Chairman will then dissolve the Congregation, saying:

"I hereby declare the Congregation closed".

The Assembly will then rise and the National Anthem will be played. The Council's Chairman's procession will leave in reverse order preceded by the Mace, followed by the other processions.

(The Assembly is requested to remain standing until the processions have left the Hall).

GRADUATING STUDENTS

1997/1998 SESSION

POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)

- (1) MUKTAR SANI DANEJI
- (2) OYAMA CATHERINE EBINDA
- (3) TAJUDEEN MUHAMMAD ABDULGANIYU
- (4) ADERONKE ADEKEMI ADEREMI
- (5) OYEWUMI OYEJOJU BOLA
- (6) SABITIYU KIKELOMO GRILLO (MRS)
- (7) SA'IDU YAHAYA KABIR
- (8) HARUNA ISIIY AKUMANI

1998/1999 SESSION

POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)

- (1) ATUM DAVID
- (2) SAMUEL OKAFOR OGBONNA
- (3) EKWEONUC. (MRS)
- (4) ADAEZE IDIGO-IZUNDU
- (5) NDUPU JOHN JOSEPH
- (6) LUKPATA OGANANICHOLAS
- (7) NSOFOR MDULUO

1999/2000 SESSION

MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)

- (1) PETER AKHIMIE AKHIHIERO
- (2) HILARY NWACHUKWU ONWE

1999/2000 SESSION

POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)

- (1) MUHAMMED REKIA O. (MRS)
- (2) HARUNA HABILA KERENG
- (3) RAHEEM ADESINA ISOLA
- (4) ADEBAYO AYO
- (5) GONGU AYUBA ILIYA
- (6) AKOMOLAFE OLABODE
- (7) EZONEBI E. AZORBO
- (8) AUGUSTINE E. AKPAN
- (9) NULE BERNARD IGBAWASE

2000/2001 SESSION**MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)**

- (1) ANGELA N. UZOKWE
- (2) BASSEY AUGUSTA GEORGE
- (3) EKE SYLVESTER EKE
- (4) EKPO EYO BASSEY-DUKE
- (5) ETIM OKON EDET
- (6) HASSAN LAWAL
- (7) MARTIN OGBEDE-NWACHUKWU
- (8) MOHAMMED A.B. YUSUF
- (9) SENAPON JERRY-IMAHAGBE
- (10) USMAN HAJIA HADIJA
- (11) WENDY CHINAKA-EYOITA

2000/2001 SESSION**POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)**

- (1) OGHUMA N.I. (MRS)
- (2) MANNIX ORROY NYDAN

2001/2002 SESSION**MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)**

- (1) AFOR LOVELYN AJA-NWACHUKWU (MRS)
- (2) VICTOR EWOIGBOKHAN ENABOIFO
- (3) OLUWATOYIN ADETOUN SOMIDE (MRS)
- (4) EDWARD IORLAHA YANGE
- (5) UNEGBE U. IKECHUKWU
- (6) SULEH SAMUEL TERNA

2002/2003 SESSION**MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)**

- (1) TUNJI UDUOMO ARUYA
- (2) PAUL CHIBUIKE ANANABA
- (3) ABUBAKAR MUSA USMAN
- (4) ETIM DANIEL OKON
- (5) LEGOR TORBIRA SENEWO
- (6) ANGUWAN JUMA SAIDU ABUBAKAR
- (7) BOLANLE HAJARAT ONIYANGI (MRS)
- (8) VIGILUS CHIWIKE ANYANWU-NDULEW

2002/2003 SESSION**POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)**

- (1) UDOAKANG EFFIONG AKPAN
- (2) PUDE KELVIN ATEY
- (3) NGOZI IFEYINWA OKWESA-BARDA (MRS)
- (4) HOPE OBIAGERI NNONAH
- (5) KATE ALU WUAM (MRS)
- (6) BRENDA IJEOMA ARAKA
- (7) CHINWEIKPE MARCEL IWUCHUKWU
- (8) TURKEY NAIDIKE
- (9) JOHN AZUBIKE AGWUNCHA
- (10) AGATHA IGOLOGBA ABA ROWEI (MRS)

2003/2004 SESSION**MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)**

- (1) MARY AZUMI ABOUNU
- (2) EZE GEORGE ALALA
- (3) HASSAN HAMIS TAHIR
- (4) MOSES CHARLES UMOBONG

2003/2004 SESSION**POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)**

- (1) NURA MUHAMMED FAGGE
- (2) AROH CHINELO CHINWE-EKENE
- (3) EUGENE UCHECHUKWU ANYA
- (4) ROBINSON OMHONRIAWO IMHANZE
- (5) NDALAKU NKEM OGUDEBE
- (6) EBI NNATE EBI
- (7) OBARO MOSES GOGO
- (8) RUKAIYATU ADAMU JALO

2004/2005 SESSION**MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)**

- (1) OLUSOLA ADERINOLA ADEYEMI
- (2) ANIETIE SOLOMON EKA
- (3) EUGENE UCHECHUKWU ANYA
- (4) OBAYEMI OMOTAYO TEKARON
- (5) LYDIA MWUESE SOKPO (MRS)

2004/2005 SESSION

POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PDGLD)

- (1) JULIUS SUNDAY B. BAMISE
- (2) ABDULLAHI MOHAMMED GUSAU
- (3) ABUBAKAR JUNAIDU
- (4) NDAJIWO BALA AHMED
- (5) ALEX NNAEMEKA NWANAGU
- (6) GLADYS PLANGNAN BABA (MRS)

2005/2006 SESSION

MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)

- (1) ABIMBOLA OLANREW AJU BIODUN
- (2) CYPRIAN CHUKWUNWE UDENWA
- (3) NNA MICHAEL OKECHUKWU
- (4) OLUYEMISI ADEFOLUKE OGUNLOLA (MRS)
- (5) THEOPHILUS CHIAGOZIE UDEH
- (6) UMEH KALU IKWUONWU
- (7) IBRAHIM NDAGIMAKUN ABDUL
- (8) AYODEJI EBENEZER OGUNNIYI IGE
- (9) MODUPE AKINBOADE
- (10) AMBROSE OKECHUKWU OKEZIE
- (11) CLINTON TONYE JAJA
- (12) OLUBUNMI FAVOUR NIYI-ARAJUWA (MRS)
- (13) FOLABIMPE BEATRICE SEGUN-OLAKOJO
- (14) IYANDA OLUWAFUNMILAYO (MRS)

2005/2006 SESSION

POSTGRADUATE DIPLOMA IN LEGISLATIVE DRAFTING (PGDLD)

- (1) ADELOYE OLUKEMI OMONIKE (MRS)
- (2) SAMUEL EKWUFELECHI IBEHEM
- (3) FOLARIN OLUFEMI ADEMOLA
- (4) UCHE PETER IFEANYI
- (5) RISIKAT TITILAYO POPOOLA
- (6) ADEOLA OLUFUNLOLA ADEDAYO
- (7) MAINASARA MOHAMMED UMAR
- (8) JAMES MBODIS MBATSE

2006/2007 SESSION

MASTER OF LAWS DEGREE IN LEGISLATIVE DRAFTING (LL.M)

- (1) OLUSOLA RACHAEL ASONIBARE
- (2) ODIETE EDWARD
- (3) OLUSANYA AKIN DELE FALANA
- (4) PUDE KELVIN ATEY
- (5) AGHOGHOPHIA OTTO
- (6) EMEKEKWUE JUSTINA CHINYERE (MRS)
- (7) ADEGOKE TOYIN BOLAJI (MRS)
- (8) OGUNDEKO SESAN TUNDE
- (9) JOSEPH KOBOH CLEMENT
- (10) ELLIS OPOKUMA
- (11) CLEMENT KAYODE TITILOYE
- (12) IKENGA UZOR.
- (13) ODIBA NDUKWE

PGDLD 2006/2007

- (14) Wakama M. Udiyenni
- (15) Roseline U. Okeke



Nigerian Institute of Advanced Legal Studies

INTRODUCING THE

Federal Statutes Annotated (Laws of Nigeria Project)

The most comprehensive annotation of federal statutes in force (LFN 2004) by Nigeria's leading Academics

FEATURES

- Division of Laws into subject titles
- Historical annotation of each statute
- Section by section statute annotation and update of each section in light of historical evolution incorporating changes and amendments
- Internal and external cross references to subject statute or other statutes
- Specific word cross references
- Case law annotation of all Supreme Court cases which interpret, apply or explain a statute, section or word in the subject statute
- Annotated references to academic articles on the Statute or section

SAMPLE

Criminal Code Act

10. Accessories after the fact

A person who receives or assists another who is, to his knowledge, guilty of an offence, in order to enable him to escape punishment, is said to become an accessory after the fact to the offence.¹

A wife does not become an accessory after the fact to an offence² of which her husband is guilty by receiving or assisting him in order to enable him to escape punishment; nor by receiving or assisting, in her husband's presence and by his authority, another person³ who is guilty of an offence⁴ in the commission of which her husband has taken part, in order to enable that other person to escape punishment; nor does a husband become accessory after the fact to an offence⁵ of which his wife is guilty by receiving or assisting her in order to enable her to escape punishment.

In this section the terms "wife" and "husband" mean respectively the wife and husband of a Christian marriage.⁶

Notes

Section 10

- 1 For definition of "person" see s. 1 of this Code.
- 2 For definition of "offence": see s. 2 of this Code, see also s. 2(1) Criminal Procedure Act Cap C41 LFN 2004.
- 3 For definition of "Christian Marriage": see s. 1 of this Code.

Cross Reference

For other provisions relating to the protection of spouses of a Christian marriage see ss. 33, 34 and 36 of Evidence Act Cap E14 LFN 2004.

Section 10

This section is concerned with giving assistance or protection to a known offender after he has committed the offence, and for the purpose of enabling him to escape punishment – **Edey vs. The State (1972) ANLR 16 S.C.; Jibrin Okabichi vs. The State (1975) ANLR 69 S.C.**; "Principals in the second degree" has a recognized meaning in English law. It is not used in Chapter II of this Act and consequently has no meaning in Nigerian Law – **R. vs. Ede Okpalu & 2 Ors () 2 WACA 345.**

Section 10

An accused person is not an accessory after the fact if he neither received nor assisted any one of the principal offenders in order to enable him to escape punishment. **Anthony Eronsele Enahoro vs. The State (1965) NSCC 98 S.C.**

Section 10

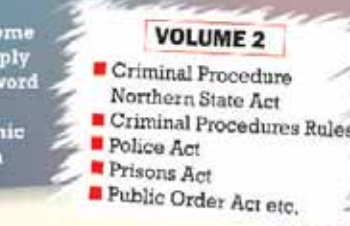
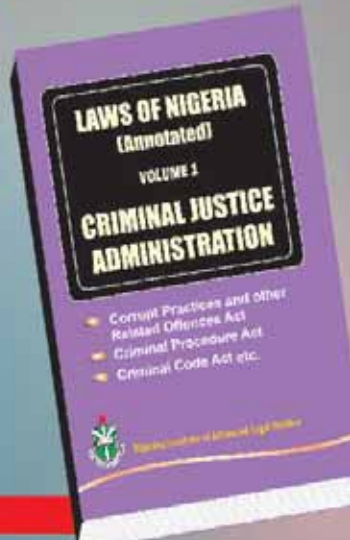
A witness may rank as an accomplice if he assists a culprit to escape punishment and is an accessory after the fact in that sense – **Edem Ekpa Ekpo & Anor vs. The State (1964) NSCC 280 S.C.**

For Further Reading see: Osipitan Taiwo- "Accomplice Evidence: Is an Accessory After the Fact an Accomplice" The Nigerian Journal of Contemporary Law, Vol. 15 (1988) pp. 84-97; M. Adekunle Owode – "Some Aspects of Criminal Law Reform in Nigeria" The Nigerian Bar Journal, Vol. 16 (1980) pp. 25-31; Yemi Osinbajo and Tokumbo Akomolafe- "Reform of the Criminal Law of Evidence in Nigeria" Justice Vol. 2 No. 4 (1991) pp. 71-98.

NOW ON SALE

YOUR RELIABLE RESEARCH COMPANION

Purchase Enquiries, Contact:
Biliku: 08037878509; Jude: 08055170882; Hadiza: 08022737980





NIGERIAN INSTITUTE OF ADVANCED LEGAL STUDIES

Ph.D. Programme in Legislative Drafting

The Nigerian Institute of Advanced Legal Studies hereby inform the General Public that with effect from January 2010, the **AKINOLA AGUDA SCHOOL OF POST GRADUATE STUDIES** of the institute will admit candidates for **Ph.D programme in Legislative Drafting**.

Prospective Candidates are advised to purchase their application form from the Post Graduate Office, Nigerian Institute of Advanced Legal Studies, University of Lagos Campus, Akoka, Lagos.

OR

The Director General's Office, Nigerian Institute of Advanced Legal Studies, Supreme Court Complex, Three Arms Zone, Abuja.
Tel: 07031054211

[For further enquires, please contact:]

The Information Officer,
Godwin Adalikwu,
Nigerian Institute of Advanced Legal Studies,
University of Lagos Campus,
Akoka, Lagos.
Tel: 08035877732.

NIGERIAN INSTITUTE OF ADVANCED LEGAL STUDIES

The Nigerian Institute of Advanced Legal Studies, the apex institution for research and advanced studies in law was established in March 1979. The objectives of this autonomous Institution according to its enabling law (Section 4 NIALS Act Cap. N112 LFN 2004) include:

- Provision of information, supervision, guidance and advice to postgraduate students and other researchers working for post -graduate degrees of any university in the field of law and related disciplines;
- Undertaking research and advanced studies in law;
- Organising, hosting, arranging and conducting national or international seminars, symposia, conferences, workshops or lectures on any branch of law and or related subjects;
- Preparing and publishing books, reports or journals for disseminating research findings, seminars, symposia, conferences or findings of workshops or lectures;
- Running Postgraduate Studies in Legislative Drafting.

The Nigerian Institute of Advanced Legal Studies (NIALS) was officially commissioned on the 17th of March, 1979 as Nigeria's apex institution for research and advanced studies in Law. By Decree No. 18 of 1984 (now the Nigerian Institute of Advanced Legal Studies Act, Cap. N112, Laws of the Federation of Nigeria 2004), it became autonomous as a parastatal of the Federal Ministry of Justice.

Similar institutions in other jurisdictions include the Institute of Advanced Legal Studies London; the Max Planck Institute in Germany; the British Institute of International and Comparative Law; the Swiss Institute of Comparative Law as well as the International Law Institute, Washington. NIALS has also established links with some of them.

The Institute has the largest facilities and experts for the development of human capital in Legislative Drafting in Africa.

Presently, she runs three courses in Legislative Drafting namely:-

- (1) Master of Laws Degree in Legislative Drafting LL.M(12 months programme, since 1999).
- (2) Postgraduate Diploma (6 months programme, since 1997).
- (3) Intensive Course in Legislative Drafting (4 weeks programme, since 2006).

In fulfillment of its mandate, the Institute among other things, conducts research, organizes, national and international seminars, symposia, conferences, as well as workshops and lectures on any branch of law and related disciplines as part of her continuing legal education services. It also serves as a think-tank and major policy analyst for government on legal issues. The mandate of the Institute under the 1984 Law was expanded in 1995 to include Postgraduate training in Legislative Drafting. This led to the introduction of the Postgraduate Diploma (1997) and Master of Laws Degree (1999) Programmes in Legislative Drafting. The introduction of these programmes by the Institute has saved the country scarce foreign exchange which would otherwise have continued to be expended on such training abroad. Indeed, from 1997 to 1998, the Institute in collaboration with the National Assembly, carried out a nation-wide training for Legislative Draftsmen in the National Assembly and all the State Legislative Houses in the six Geo-Political Zones of the country as part of capacity building in preparation for the return to democratic rule in 1999.

The Post-graduate programme seeks, among other things, to redress the shortage of skilled and motivated drafters in the country. Its broad objectives are to:

- provide a basic foundation and a practical grounding in drafting skills with a view to enhancing job performance;
- expose students to desirable procedures and practices in Legislative Drafting;
- encourage law officers in the various drafting services to develop appropriate response to legislative drafting problems and infrastructural inadequacies, with a view to sustaining continued interest in legislative drafting as a career.
- introduce participants to the advantages and complementary uses of computers and other novel devices in legislative drafting.

The Continuing Legal Education programmes of the Institute are constantly reviewed in response to the identified needs of lawyers in both the public and private sectors.

Prior to 1997, legislative draftsmen had to be trained abroad in the West Indies and the United Kingdom. The introduction of these programmes by NIALS has saved the country scarce foreign exchange which would otherwise have been expended on such training. Apart from existing courses on her Continuing Legal Education Mandate, a few more programmes have been designed in response to identified needs of the legal profession in Nigeria. These include a Certificate Course in Comparative Company Law, an Intensive Certificate Course in Legislative Drafting as well as training in International Criminal Justice. The last has been designed to prepare Nigerian Lawyers to be able to take up job offers available in the International Criminal Court. It is also meant to equip legal practitioners with the skills required to practice before that court. The training will, in addition, provide all those involved in peace keeping and other humanitarian operations the knowledge required to carry out those operations in accordance with internationally acceptable standards. It would also help them avoid the adverse consequences that may flow from breaches of international obligations undertaken under the Rome Statute. The Comparative Company Law Course is designed to expose Nigerian Lawyers who increasingly advise multinational companies on salient issues in company law across jurisdictions. In addition to these three courses a fourth course in Legal Writing and Communication Skills for Law Academics and Legal Practitioners is slated for the last quarter of this year. Apart from these recently added courses, NIALS retains the capacity and continues to fashion out programmes to meet the constantly increasing needs of the legal profession.

In the period under review, the Institute under my leadership has set about attracting and engaging experienced and qualified professional and academic staff to fill in the gaps in areas like Islamic Law, Institute Secretary, Bursary, five (5) Professors, including the S.M.A Belgore Professor of Law and Development.

Academic Programmes

In line with the mandate of the Institute, we have continued to carry out Continuing Legal Education Programmes in various aspects of the Law. The Institute in the year under review intensified efforts at revamping its Continuing Legal Education Programmes and marketing them effectively.

1. PH.D Programme

The Institute has continued to admit students into its postgraduate diploma or post graduate degree programmes in Legislative Drafting. The Institute also recently established a PH.D Programme in Legislative Drafting, the first of its kind in Africa.

2. Research Projects

In fulfillment of its research mandate, the Institute has carried out several group and individual research projects which have also resulted in publications. Among these projects are:

- (a) The Law and Population Project
- (b) Human Rights and the Administration of Criminal Justice Project (1988-1991)
- (c) The Rights of the Child Project (1991-1995)
- (d) The Nigerian Court Procedures Project (1999-2001)
- (e) The Judicial Integrity and Capacity Assessment Project (2002-2003)
- (f) The Laws of Nigeria Project: The Annotation of the Federal Statutes in Force (begun in 1992)
- (g) The Uwais Court Project (2006)
- (h) The Appraisal of the 1999 Constitution in Operation (2007).

In line with government policy, the Institute in the last five months has carried out research study on the "Rule of Law" which will be presented to the public on the 12th December, 2009. Research is underway for regulatory framework for Private Partnership Project (PPP) and Concession Agreements. The Institute has taken delivery of the Laws of Nigeria (Annotated) Criminal Justice Administration Vols I and II of the Laws of Nigeria Project. Work is nearing completion on both Banking and Matrimonial Causes Enactment set of the Laws of Nigeria Project. The Institute apart from researching into the justiciability of Chapter 2 of the Constitution is also engaging in ground breaking research on RESTATEMENT OF CUSTOMARY LAW IN NIGERIA.

The SMA Belgore Chair in Law and Development, endowed by Honourable Justice S.M.A. Belgore (Retired CJN) in 2007 has been filled by Professor Nnamdi Aduba of the University of Jos

In its 30 years of existence, the Institute has published a wide range of books, monographs and journals on different areas of law. Among these are:

3. The Annual Lecture Series

This comprise:

- (a) the Founders Day Lectures instituted in commemoration of the establishment of the Institute;
- (b) the Taslim Elias Memorial Lecture instituted in memory of the Late Judge Taslim Olawale Elias for his pioneering role in the establishment of the Institute
- (c) the Distinguished Fellows' Lecture instituted in 2006.

New Proposed Lectures

- (a) Chike Chigbue Memorial Lecture
- (b) New Frontiers Lecture
- (c) Inaugural Lecture
- (d) Diaspora Lecture

These lectures provide platforms for incisive analysis of legal and allied topical issues to discerning members of the public (a mixed audience of the cream of the legal profession, key functionaries of government and members of the diplomatic corps among others). Speakers who have delivered one or other of these lectures include Professor Ben O.Nwabueze, SAN, Africa's best known scholar in Constitutional Law. He delivered the 10th Anniversary Lecture and has the distinction of having also been invited to deliver the 2009 Founders' Day Lecture to mark the 30th Anniversary of the Institute; Honourable Justice A.G. Karibi-Whyte; CFR Honourable Justice E.O. Ayoola, CON of the I.C.P.C.; Honourable Justice M.L. Uwais, CON, GCON; former Chief Justice of Nigeria; Professor E.I. Nwogugu; Professor Cheryl Saunders and Ian Brownlie CBE, QC.

4. The Nigerian Current Law Review

This peer review journal, the Institute's main Journal, began as a quarterly publication in 1982. It is now published annually. It contains scholarly researched articles by various contributors and provides current information on statutes and cases.

5. Nigerian Contemporary Legal Problems .

Introduced in 1983 to publish the seminar presentations of academic staff of the Institute.

6. The NIALS Conference Series

This series consists of compilations of the proceedings of national and international conferences organized by the Institute. Publication of the series began in 1991 with *Tax Law and Tax Administration in Nigeria* by M. A. Ajomo and O. Akanle. Others in the series include *Regulation of Trade and Investment in an Era of Structural Adjustment: the African Experience* by M. A. Ajomo and O. Akanle; *Legal Education for Twenty-First Century Nigeria* by I. A. Ayua and D. A. Guobadia; *Nigeria: Issues in the 1999 Constitution* by I. A. Ayua and D. A. Guobadia etc.

7. NIALS Research Series:

This series comprise the published results of empirically based research carried out under the coordination of the Institute such as the Technical Report on the Court Procedures Project (2001).

8. The Institute Library

Named after Dr. T. O. Elias, the Institute's Library, a veritable aid for research is second to none in the country and its collections rank amongst the very best in Sub-Saharan Africa.

9. The Institute's honorary Fellowship

As part of efforts to acknowledge service rendered to the Institute and distinction attained, a prestigious order of Fellows of the Institute was established in 1981. The Fellowship has been conferred on a very distinct group of Nigeria's leading legal scholars and jurists. In the 30 year history of the Institute, only thirty-two persons have been so honoured.

10. International Links

To enhance its relevance and efficiency, NIALS has established links with similar Institutions and relevant agencies in other jurisdictions. They include, the Institute of Advanced Legal Studies, London; the British Council; the Ford Foundation amongst others. It is also a corporate member of a number of learned societies including:

- The International Society for the Reform of Criminal Law since 2006.
- The African Network for Constitutional Law (ANCL) since 2007.
- The International Association of Constitutional Law (IACL) since 2006
- The Nigerian Bar Association Section on Business Law- since its inception in 2006.

The Institute has renewed old ties and relationships with organisations that have provided technical and financial assistance to it in the past such as the British Institute of Advanced Legal Studies, School of Oriental and African Studies (SOAS), the University of Southampton amongst others. NIALS already working on areas of common interest in which it intends to engage in serious collaborative academic understanding such as exchange programmes for Research Fellows with these Institutions.

Collaboration

NIALS has in recent times reached out to a number of organisations such as the Nigerian Communications Commission, the National Industrial Court and the National Judicial Institute collaboration in different aspects of legal research and continuing education. The Institute has recently signed a Memorandum of Understanding with the Infrastructure Concession Regulation Commission (ICRC).

11. Creation of New Centres for Research

The Institute has recently established the following Centres:

Abdullahi Ibrahim Centre for Litigation and Case Law, George Etomi Centre for Strategic Investment and Corporate Governance and Olisa Agbakoba Centre for Maritime Law. Others include, Chief Fawehinmi Centre for Human Rights Law and Wale Babalakin Centre for Infrastructure Law. The Centre for Environmental Law is to be named after any interested oil company, while the Women and Children Rights Centre will be named after the Late Prof. (Mrs) Jadesola Akande. Aside giving deserved honour, the Centres will further enhance collaboration between the Institute and other stakeholders. The Centres, when operational, will be situated in different geopolitical zones of the country to enhance the desired spread of the Institute and to avail its services close to the people. For purpose of emphasis, the anticipated Centres will not affect the present academic departments as they will operate independently of each other.

12. Permanent Site

The Institute has been able to resolve the issue surrounding its permanent site and has been allocated a parcel of land measuring about 10.5 Hectares for building its permanent site along the Airport Road, Abuja.

