



NIALS Newsletter

A publication of the Nigerian Institute of Advanced Legal Studies.

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November/December 2009



**THE DIRECTOR GENERAL PROF. E. AZINGE, SAN (Middle)
WITH PROF. A. B. KASUMU, SAN (Left) AND THE HEAD
OF CHIGBUE FAMILY AT THE MEMORIAL LECTURE**

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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.

Editorial Team

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Mr. James Idoko

Mrs. Alemye Iyahen

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Miss Arit Okon

Mr. Yusuf Maunde



BLISSFUL UNION



The Couples

Saturday, November 14 2009 will remain a memorable day for former Miss Ruth Habila who got married to her heartthrob on that faithful day.

God fearing, honest, tolerant, loving and understanding to each other at all time which if they adhere to, they will have a peaceful and loving married life.

The couple exchanged their vows

and rings after the sermon. Guest were treated to a reception which took place at same venue with the Church service.

The occasion was a colorful one. The bride looked radiant in her white wedding gown while the groom wore a grey suite. The colors for the day were lemon green and gold. NIALS staff who was present at the wedding dressed up in this colors.

The couple entertained the guest with beautiful dance steps. After refreshment, gifts were presented to the couple. The couple thanked everyone present for sharing their happy day with them.

NIALS staff are wishing both Mr. and Mrs. Gideon Tebumi a Happy Married Life.



A group photograph of NIALS staff present at the wedding



NIALS FINALLY GETS HER PERMANENT SITE



In his maiden address to staff when he assumed leadership of the Institute, the Director-General, Professor Epiphany Azinge, SAN, promised that one of his priorities was moving the Institute to her permanent site.

A man given for actions rather than much words, his promise was fulfilled when on the 3rd November, 2009, the Institute was given a letter of *Grant of Land in the FCT- MISC 58466* by the Federal Capital Territory

Administration, Department of Land Administration, Abuja. By this letter it is meant that the Institute has finally been allocated a parcel of land in the Federal Capital Territory. The land is located at Plot 735, and measures about 10.33 Hectares, within the Institute and Research District, Airport Road, Abuja.

By this allocation, the Governing Council of the Institute has given approval for the Management to carry out the

following in respect of the institute's permanent site: to secure the land by erecting a perimeter fence around the plot to prevent encroachment, trespass or revocation, in order to forestall what happened to its earlier allocated land at Jabi, and to source for money from either budgetary allocation by the Federal Government or in partnership with the private sector by engaging in a Public Private Partnership (PPP) to finance the building project.



NEW EMPLOYMENTS IN THE INSTITUTE

The Governing Council of the Institute, headed by Hon. Justice A.I. Kastina-Alu at its Second Meeting on the 3rd December, 2009 rectified the appointments of new Principal officers and other new appointments in the Institute. Below are the new staff who have since resumed work. *NIALS NEWSLETTER* wishes them a wonderful stay in the Institute.

James Gekeme Bathnna	Institute Secretary
Danjuma Balle Tangni	Deputy Institute Secretary
Dr. Austin U. Nweze	Bursar
Odokuma Augustine Eguriase	Deputy Bursar
Eze David Okorie	Chief Internal Auditor
Yakubu R. Marshal	Chief Accountant
Adebayo Olatunbosun Muiz	Principal Internal Auditor
Akeredolu Olumide Jacob	Principal Internal Auditor
Ayiba Ebiere M.	Accountant II
Nweze Nneka Eucharua	Accountant II
Obot Ufon Nduese	Senior Internal Auditor
Oniosun Johathan Oladejo	Senior System Administrator
Chukwu Innocent	Senior System Administrator
Uta Daniel Aja	Principal Superintendent (Press)
Ezekwere Ogechi Amanda	Admin Officer II
Irabor Matilda Afolake	Admin Officer II
Onyebashi Justina Ifeyinwa	Admin Officer II
Eze Stella Ijeoma	Admin Officer II
Echor Naomi	Admin Officer II
Agu Victoria Akus	Admin Officer II
Ude Lovette Uwabunkeonye	Admin Officer II
Pamela Aisha Keseruani	Admin Officer II
Ekpo Uduak Imoh	Admin Officer II
Audu Ariyo Anthonia	Executive Officer
Onyia Cynthia Menanyam	Admin Officer I
Osakwe, Adaobi Chioma	Admin Officer II



LIST OF NEW RESEARCH FELLOWS

Mike Ikhariale	Research Professor
Ayodele V. Atsenuwa	<i>Research Professor</i>
Olanrewaju Fagbohun	<i>Research Professor</i>
Dr. P. O. Idornigie	<i>Research Professor</i>
Dr. Muhammad Lawal Dabo	<i>Senior Research Fellow</i>
Theresa Obiamma Ilegbune	<i>Senior Research Fellow</i>
Kolapo Omidire	<i>Senior Research Fellow</i>
Shankyula Tersoo Samuel	<i>Research Fellow II</i>
John Adebisi Arewa	<i>Research Fellow II</i>
Chinua Asuzu	<i>Asst. Research Fellow</i>
Bello Fatima	<i>Research Fellow II</i>
Agu Okechukwu Benedict	<i>Research Fellow II</i>
Goziem Obiora Ebo	<i>Asst. Research Fellow II</i>
Ezeanyagu Oyinyechi Lilian	<i>Asst. Research Fellow</i>
Anthonia Chibuzor Arinze	<i>Asst. Research Fellow</i>
Mmakwe, A. Ozoemenem	<i>Asst. Research Fellow</i>
Laura Ani	<i>Research Fellow II</i>



Arif Okon (Middle) at a workshop in Computer Appreciation Course at YABATECH, Lagos



Guests at the Chief Chigbue Memorial Lecture



NIALS Staff at the Lecture





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.

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For further enquiries, please contact:
The Information Officer,
Godwin Adalikwu,
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University of Lagos Campus,
Akoka - Lagos.
Tel: 08035877732



ARRIVAL OF THE FEDERAL STATUTES ANNOTATED (LAWS OF NIGERIA PROJECT)

Bilkisu Mami


The long awaited book, the *Federal Statutes Annotated (Laws of Nigeria Project)* is finally out. The book is the most comprehensive annotated of the Federal Statutes in force by Nigeria's leading Academics.

The main features of the book includes: Historical Annotation of each Statute; Division of Laws into subject titles; Section by Statute Annotation; Case Law Annotation; Court cases which interpret, apply or explains a statute; Section or word in the subject statute.

During the Institute's 30th Anniversary celebration, the Hon. Justice S.M.A. Belgore, GCON, FNAILS, [former Chief Justice of Nigeria], publicly presented the book and recommended it to the Bar, the Bench and also the academics.

The book is published in two volumes. Volume 1 contains Corrupt Practices and other Related Offences Act; Criminal Procedure Act and Criminal Code Act etc. Volume 2 contains Criminal Procedure; Northern State Act; Criminal Procedure Rule; Police Act; Prison Act and Public order Act etc.

The book is now available for purchasing at the NIALS Lagos and Abuja office.



Nigerian Institute of Advanced Legal Studies

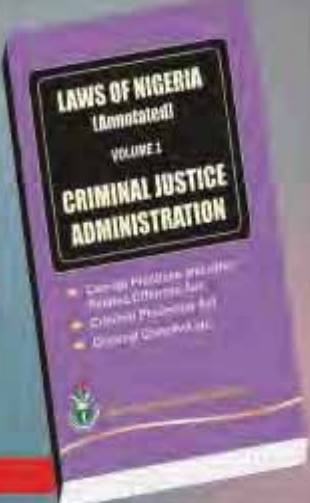
INTRODUCING THE

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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



VOLUME 2

- Criminal Procedure Northern State Act
- Criminal Procedures Rules
- Police Act
- Prisons Act
- Public Order Act etc.

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 38 of

Evidence Act Cap E14 LFN 2004.

For punishment of accessories after the fact see ss. 810, 820 and 821 of this Code.

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* (1) 2WACA 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 Eronsole Enabore vs. The State* (1965) NSCC 96 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 Ekpa & Anor vs. The State* (1964) NSCC 280 S.C.

For Further Reading see: Ospitan Taiwo- "Accomplice Evidence: Is an Accessory After the Fact an Accomplice?" *The Nigerian Journal of Contemporary Law*, Vol. 15 (1968) pp. 84-97; M. Adesimile Owasole - "Some Aspects of Criminal Law Reform in Nigeria" *The Nigerian Bar Journal*, Vol. 16 (1980) pp. 28-31; Yemi Osinbajo and Tokumbo Akomolafe- "Reform of the Criminal Law of Evidence in Nigeria" *Justice* Vol. 2 No. 4 (1991) pp. 71-88.

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NIGERIAN INSTITUTE OF ADVANCED LEGAL STUDIES ANNOUNCES ITS COURSES FOR 2010

- | | |
|---|---|
| <ol style="list-style-type: none"> 1. 25th Course in Drafting Commercial Agreement and Banking Documentation 2. Training Course for Public Prosecutors 3. Legal Writing Skill 1 & 2 4. Government Legal Advisers/Law Officers Course 5. Intensive Course in Legislative Drafting 6. 31st Advanced Course in Practice and Procedure 7. National Workshop on | <ol style="list-style-type: none"> 8. Technical Services in Law Libraries 9. 5th Training Course in International Criminal Justice and its Administration 10. The Comparative Company Law Course 11. Intensive Advanced Course in Practice and Procedure 12. Intensive Course in Commercial Drafting and Banking Documentation 13. Labour and Industrial Relations 14. Law and Security 15. Environmental Law and Climate Change 16. Forensic Advocacy 17. Nuclear Law 18. Course on Drafting and |
|---|---|

Negotiating Contracts for Government Officials

The Course Schedule will be released at a latter date.

LECTURES SERIES FOR 2010

The Institute announces its Public Lectures Series for 2010.

1. Founders' Day Lecture (March 2010)
2. Fellows' Lecture (November 2010)
3. Taslim Elias Memorial Lecture (June 2010)
4. New Frontiers Lecture (May 2010)
5. Diaspora's Scholars Lecture (July 2010)
6. Inaugural Lecture (September 2010)

THE INSTITUTE ESTABLISHES CENTRES OF EXCELLENCE TO PROMOTE LEGAL RESEARCH AND TRAINING

The Nigerian Institute of Advanced Legal Studies has recently created Centres of Excellence in the Institute to drive the Institute's research and training mandate. With the establishment of the Centres, the Institute is poised to continue to lead legal research in Nigeria and take it to greater heights, by exploring new areas of law. These Centres are named after individuals who have distinguished themselves in the fields of Law and related disciplines. The created Centres include:

1. Katsina-Alu Centre for Energy and Solid Minerals Law
2. Chike Idigbe Centre for Media, Communication and Information Technology Law
3. Chief Michael Kaase Aondoakaa Centre for Criminal Justice Administration
4. Mohammed Uwais Centre for Judicial Integrity Assessment

5. Chukwudifu Oputa Centre for Forensic Studies
6. Gani Fawehinmi Centre for Human Rights
7. Abdullaihi Ibrahim Centre for Litigation/Case Law
8. Babatunde Adejumo Centre for Industrial and Labour Law
9. Wole Olanipekun Centre for Alternative Dispute Resolution (AdR)
10. Jadesola Akande Centre for Women and Children's Rights
11. Olisa Agbakoba Centre for Maritime Law
12. Afe Babalola Centre for Intellectual Property Law
13. Wale Babalakin Centre for Infrastructure Law
14. George Etomi Centre for Strategic Investment and Corporate Governance
15. Odein Ajumogobia Centre for Oil and Gas Law
16. O.C.J. Okocha Centre for Environmental Law
17. Gabriel Suswam Centre for Sports and Entertainment Law
18. Bayo Ojo Centre for Aviation and Transportation Law
19. Salihu Modibbo Alfa Belgore Centre for Nuclear Law



**2009 HONOURABLE JUSTICE ADOLPHUS GODWIN
KARIBI-WHYTE CONVOCATION LECTURE
Holds on 11.12.2009**

The 2009 *Hon. Justice Adolphus Godwin Karibi-Whyte* Convocation Lecture titled "Dissenting Judgments and Judicial Law Making" will be delivered by Honourable Justice George A. Oguntade, *JSC, CON, FNIALS* under the distinguished Chairmanship of Honourable Justice Aloysius I. Katsina-Alu, *JSC, CON, FNIALS*. The Special Guest of Honour will be *His Excellency Ambassador Sarki Mukhtar, CFR, Dss, mni*, the National Security Adviser to the President of the Federal Republic of Nigeria.

VENUE: *AYO AJOMO AUDITORIUM, NIALS, Lagos.*

DATE: Friday, 11th December 2009.

TIME: 4.00p.m. Prompt

**CEREMONIES FOR THE AWARD OF POSTGRADUATE
DEGREE, DIPLOMA AND CONFERMENT
OF FELLOWSHIP OF THE INSTITUTE
on 12th December 2009**

The Nigerian Institute of Advanced Legal Studies will confer Fellowship of the Institute on Chief Folake Solanke, *SAN* and Late Hon. Justice Olakunle Orojo. The Keynote Address will be delivered by the Honourable Attorney-General of the Federation and Minister of Justice, Chief Michael Kaase Aondoakaa, *SAN*.

The Graduation Ceremonies and Conferment of Fellowship will hold as follows:

VENUE: Ayo Ojomo Auditorium, NIALS, Lagos.

DATE: Saturday, 12th December, 2009

TIME: 11:00 am prompt.



THE GOVERNING COUNCIL OF THE INSTITUTE APPROVES PROPOSED ZONING OF THE INSTITUTE

The Governing Council of the Institute on its meeting held on the 3rd of December, 2009 approved the proposal of Management to decentralise the operational activities of the Institute by creating five additional offices in Makurdi, Enugu, Maiduguri, Kano and Asaba.

This comes against the background that for the Institute to discharge its research and training functions adequately, it can no longer operate only from the Lagos and Abuja offices.

There is a growing and overwhelming need for it to decentralise its operations and activities to cover the Six geopolitical zones of the country.

Following Council's approval, the Institute will be reaching out to the Honourable Attorney-General and Minister of Justice Chief Michael Kaese Aondoakaa, SAN who, as the Supervising Minister bears responsibility for forwarding a memo to this effect to the Federal Executive Council for ratification.

PROMOTIONS

The Institute Governing Council in its last meeting on the 3rd December, 2009 approved the promotions of Dr. Peter T. Akper and Mrs. Animi Awah, as Associate Professors.

NIALS NEWSLETTER congratulates them.



Dr. Peter T. Akper



Mrs. Animi Awah





Portrait of the Late Chief Chike Chigbue, SAN, OFR



Ms. Kanayo, daughter of the Late Chief Chike Chigbue, delivering her speech



The Guest Lecturer, Hon. Justice C.C. Nweze, delivering the Lecture



The D.G. Prof. E. Azinge, SAN delivering his welcome address



Presentation of the plaque by the D.G., Prof. Epiphany Azinge, to the Guest Lecturer, Hon. Justice C.C. Nweze.



The D.G. Prof. Epiphany Azinge, SAN with some of the guests





The Director-General Prof. Epiphany Azinge, SAN with Hon. Justice A.I. Katsina-Alu, stepping out after the last Council meeting



Prof. Epiphany Azinge, SAN (Left) with the Head of the Chigbue family



The Guest Lecturer, Hon. Justice C. C. Nweze (Left), with Prof. A. B. Kasumu (Right)



A cross section of guests at the Lecture



The D.G. Prof. Epiphany Azinge, SAN being interviewed by a reporter



The D.G. Prof. E. Azinge, SAN (left) with Prof. A.B. Kasumu (middle) and the Guest Lecturer Hon. Justice C.C. Nweze at the lecture



Guests at the Lecture





Prof. A. B. Kasumu giving his remarks



Barr. Jerry Azinge at the lecture



The Director of Research Prof. B. Owasanoye with a guest



The Institute Librarian, Mr. T.O. Dada with the D.S. Prof. D. Adekunle



A cross section of NIALS Staff with guests at the Lecture



A cross section of NIALS Staff at the Lecture



Chief George Uwechue, SAN delivering his speech



LAST COUNCIL MEETING



The D.G. Prof. Azinge, SAN with the Chairman Governing Council, Hon. Justice A. I. Katsina-Ahu, CON, FNIALS.



The Council Chairman, Hon. Justice A. I. Katsina-Ahu, CON, FNIALS with Council members



The Chairman with Prof. Oyelowo Oyewo



The Chairman with Mrs. Uche Isichei



The Chairman with Dr. Ken Nwogu



Some Council Members pose with the Chairman (middle) in a group photograph.



OF THE YEAR IN PHOTOS



Prof. E. I. Nwogugu with the Director-General, Prof. Azinge, SAN



The Chairman with Prof. K. I. Igweike



The Chairman with Hon. Just. U. B. Bwala



The Chairman with Mr. Idowu Adegbite



The Chairman with Miss O. Omo-Osagie



The Chairman with Dr. Joash Anupitan



The Chairman with Prof. Nwogugu



STAFF BIRTHDAYS IN NOVEMBER

Professor Epiphany Azinge	Director-General	November 13
Prof. Adekunle Adedeji Olusegun	Director of Studies	November 1
Lamikanra Ufuoma	Principal Librarian	November 21
Salman Toyin Ayo	Princ. Asst. Secretary	November 26
Uma Comfort	Princ. Personal Sec. 1	November 15
Ogunsanmi Bamidele	Princ. Internal Auditor	November 24
Bello Ramatu Duwap	Senior Accountant	November 3
Bashir Attahiru Ibrahim	Princ. Executive Officer	November 17
Anyanwu Calista Ogechi	Assistant Secretary	November 10
Edunjobi Adebola	Chief Data Proc. Asst.	November 7
Abdulkarim Bela'u	Admin. Officer 1	November 4
Auwal Mohammed Inuwa	Accountant 1	November 11
Abbey-Taiwo Grace Iyabo	Personal Secretary II	November 9
Omozokpia Sunday	Chief Driver	November 11
Idowu Oyedeji	Executive Officer	November 23
Gede Terlumun Christopher	Office Assistant 1	November 4
Idefu Danjuma	Clerical Assistant III	November 11

STAFF BIRTHDAYS IN DECEMBER

Awah Animi	Senior Research Fellow	December 16
Okon Emmanuel Edem	Research Fellow I	December 2
Ani Chinyere Comfort	Research Fellow II	December 20
Imbor Gbamwuan Edward	Chief Executive Officer	December 29
Ojo, Omoniyi Matthew	Chief Accountant	December 15
Sobanjo Adebukola	Assistant Secretary	December 1
Enuka Elizabeth Uchenna	Senior Estimator	December 26
Uzoka Mariam Chinwe	Assistant Secretary	December 14
Isedowo Joseph Oluwadare	Senior Librarian Officer	December 17
Omotosho Rukaiyat	Admin. Officer 1	December 25
Gidado Chika Abubakar	Senior Executive Officer	December 31
Tafa, Fatimoh Ayoola	Higher Executive Officer	December 9
Wahab Maroof Akintayo	Higher Executive Officer	December 15
Temetan Ilemobayo Ibironke	Higher Executive Officer	December 3
Anisha, Jude Chukwunedum	Admin. Officer 1	December 8
Okon Arit Effiong	Senior Data Proc. Asst. 1	December 25
Eke Lilian Enyinnaya	Clerical Assistant 1	December 15
Adeneya Opeoluwa	Office Assistant III	December 28



NIALS PRESS



The Production Manager, Mr. J. Idoko (Middle) 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



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proceedings and legal forms and precedents.

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



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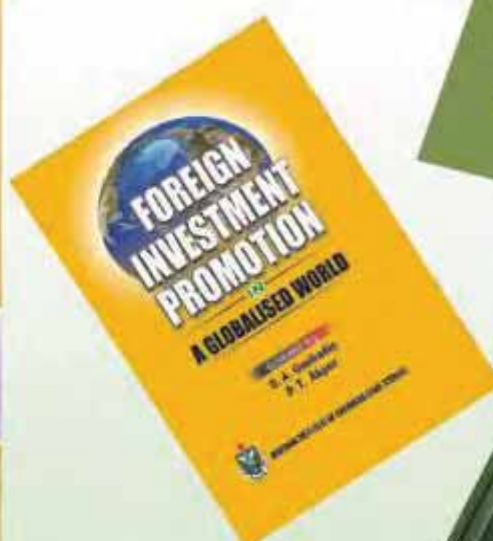
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