

**EKITI STATE SPORTS DEVELOPMENT  
TRUST FUND LAW, 2020.**

**NO. 42 OF 2020.**

**EKITI STATE OF NIGERIA**

**A LAW TO ESTABLISH THE EKITI STATE SPORTS DEVELOPMENT TRUST FUND, FOR THE GROWTH, DEVELOPMENT AND ADVANCEMENT OF SPORTS IN THE STATE AND FOR OTHER CONNECTED MATTERS.**

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*Commencement* / /

**ENACTED BY THE EKITI STATE HOUSE OF ASSEMBLY *as follows:***

**PART I**

**ESTABLISHMENT AND COMPOSITION OF THE EKITI STATE SPORTS DEVELOPMENT TRUST FUND.**

**Establishment of Ekiti State Sports Development Trust Fund.**

1. (1) There is hereby established a Trust fund to be known as the Ekiti State Sports Development Trust Fund, 2020 (in this Law referred to as “The Trust Fund”).
- (2) All monies collected, contributed, required or prescribed by this Law shall be paid into a bank account designated for the Trust Fund.

**Establishment of the Governing Board for the Trust Fund.**

2. (1) There is hereby established for the management of the affairs of the Trust Fund, a governing Board (in this Law referred to as “the Board”) which shall, subject to this Law, have general control of the fund.
- (2) The Board shall:
  - (a) be a body corporate with perpetual succession and a common seal.
  - (b) may sue and be sued in its corporate name.
  - (c) may hold and dispose of property whether movable or immovable.

**Membership of the Board.**

3. (1) The Board shall consist of –

- (a) A Chairman (who shall be the Commissioner for Youth & Sports Development);
- (b) The Permanent Secretary, Ministry of Youth and Sports Development;
- (c) The Accountant General of the State or his/her representative.
- (d) Three (3) other members (who have passion for Sports Development) one of whom must be a woman;
- (e) The Chairman, Sports Writers Association of Nigeria, Ekiti State Chapter; and
- (f) The General Manager, Ekiti State Sport Council who shall also be the Secretary of the Board.

- (2) The Chairman and other members of the Board shall –
  - (a) be appointed by the Governor;
  - (b) be persons with proven integrity.

#### **Tenure of Office of the Board.**

- 4. (1) The members of the Board appointed under Section 3 (1) (d) of this Law shall hold office at the pleasure of the Governor and as stated in their letters of appointment.
- (2) The members of the Board shall be paid such remuneration and allowances as may be approved in accordance with extant guidelines in this regard.
- (3) A member of the Board other than an ex-officio member may resign his appointment by a notice in writing under his hand, addressed to the Governor and which resignation shall take effect only upon acknowledgment by the Governor.

#### **Cessation of Membership.**

- 5. (1) A member of the Board shall cease to hold office if –
  - (a) he/she becomes of unsound mind; or
  - (b) he/she is declared bankrupt by a court of law; or
  - (c) he/she is convicted of a felony or of any offence involving dishonesty;
  - (d) he/she is guilty of serious misconduct in relation to his duties;
  - (e) he/she is removed from office by the Governor.
- (2) A member of the Board may be removed from office by the Governor, on the recommendation of the Commissioner, if he is satisfied that it is not

in the interest of the trust fund or the interest of the public that the member should continue in office.

- (3) Where a vacancy occurs in the membership of the Board, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office and shall represent the same interest of his/her predecessor.

## **PART II**

### **OBJECTIVES OF THE TRUST FUND.**

#### **Objectives of the Trust Fund.**

6. (1) The Trust fund shall primarily be charged with responsibility to promote the development and advancement of sports at all levels in Ekiti State.
- (2) In pursuance of the purposes set out in subsection (1) above the trust fund shall-
  - (a) provide necessary fund for sports development in the State;
  - (b) provide fund to enable the State athletes to participate in various sporting competitions and tournaments;
  - (c) fund the training of athletes in different sports on the recommendation of the Ekiti State Sports Council;
  - (d) support financially or otherwise, sports organisations, clubs, schools associations in programmes designed for the purpose of encouraging participation in all forms of sports on the recommendation of the Ekiti State Sports Council;
  - (e) grant scholarships to deserving athletes in the State on the recommendation of Ekiti State Sports Council;
  - (f) do such other things as may be approved by the Governor to support the general development of sports in the State;
  - (g) provide the best hostel facilities, good sport academies, sponsoring of players/team;
  - (h) help in reducing anti-social behaviour patterns among youths and help them to live a healthy and discipline life;
  - (i) develop academic road map with sporting training;
  - (j) create/develop a talent pool for the State.

### **Functions of the Board.**

7. (1) Notwithstanding the provisions of this Law, the Board shall be responsible for –
- (a) approval of the management budget and the appointment of staff for the Fund;
  - (b) provision of funds for the State’s participation in International Sports Competition;
  - (c) funding of sporting activities in the State;
  - (d) carrying out such other activities as are necessary and expected for the purpose of achieving the objectives of this Law.
- (2) The Board shall also have power to carry out such activities as may appear to it to be incidental or conducive to the attainment of its objectives under this Law.
- (3) The Board may, subject to such conditions as it may impose, delegate any of the powers conferred on it by this Law (including power to appoint and exercise disciplinary control) to any of its committees or the Executive Directors of the trust fund, as the case may be.
- (4) Nothing in this Section shall preclude the Board from exercising any of the powers delegated pursuant to subsection 3 of this Section.

## **PART III FINANCIAL PROVISIONS.**

### **Sources of Funding.**

8. (1) There shall be paid and credited to the trust fund established by this Law –
- (a) donations, contributions from individuals and corporate bodies;
  - (b) all subventions and budgetary allocations from the State Government;
  - (c) all other assets which from time to time accrue to the trust fund;
  - and
  - (d) monies raised in any other manner as permitted under this Law
- (2) Mandatory contributions shall be made to the trust fund once in a year as follows -
- (i) Category A Contractors - ₦5,000
  - (ii) Category B Contractors - ₦10,000

(iii) Category C Contractors	-	₦25,000
(iv) Category D Contractors	-	₦50,000
(v) Category E Contractors	-	₦100,000
(vi) Category F Contractors	-	₦150,000
(vii) Category G Contractors	-	₦200,000
(viii) Consultants	-	₦10,000
(ix) Obtaining Certificate of Occupancy	-	₦ 5,000
(x) Obtaining Business Premises Permit	-	₦2,000
(xi) GSM Provider	-	₦50,000
(xii) Banks/Commercial Institutions	-	₦50,000
(xiii) Elected/Appointed Government Officials including:-		
(a) Governor	-	₦100,000:00
(b) Deputy Governor	-	₦100,000:00
(c) Senators	-	₦100,000:00
(d) House of Representative Members	-	₦50,000:00
(e) House of Assembly Members	-	₦20,000:00
(f) Local Government Chairmen	-	₦20,000:00
(g) Local Government Vice Chairmen	-	₦10,000:00
(h) Local Government Supervisors and Advisers	-	₦10,000:00
(i) Councillors	-	₦ 10,000:00
(j) Other Political Appointees (Commissioners, SAs, SSAs)	-	₦20,000:00 each
(k) Members of Commissions (LGSC, TESCO, JSC, HASC, Fiscal Responsibility Commission, etc)	-	₦20,000:00
(l) Other Full-time Board members	-	₦20,000:00
(m) Head of Service & Permanent Secretaries	-	₦20,000:00
(n) Clerk of the House & Deputy Clerks	-	₦20,000:00
(o) Executive Secretaries & General Managers	-	₦20,000:00
(p) Auditor General (State & Local Govt.)	-	₦20,000:00
(q) Tutor General	-	₦20,000:00

(3) The Trust Fund shall also be generated from the Ekiti State Sports Lottery Commission.

(4) The Trust Fund shall be managed in accordance with rules to be made by the Board and without prejudice to the generality of the power to make rules under this subsection, the rules shall in particular contain provisions-

(a) specifying the manner in which the assets of the Trust Fund are to be held;

(b) regulating the making of payments into and out of the Trust Fund;

(c) requiring the keeping of proper accounts and records for the purposes of the Trust Fund in such a form as may be specified in the rules; and

- (d) the development and funding of sports competitions at grassroots, Zonal, State and National levels.

**Power of Expenses of the Board.**

9. All expenses incurred in the administration of the Trust Fund shall be paid by the Board out of the income of the Trust Fund.

**Submission of Annual Estimate of Expenditure.**

10. The Board shall not later than 30<sup>th</sup> September in each year, submit an estimate of the expenditure and income of the trust fund for the next succeeding year to the Governor.

**Power to accept Gifts.**

11. (1) The Board may accept gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organisation making the gift.
- (2) The Board shall not accept any gift if the condition attached by the person or organization making the gift are inconsistent with the objectives of the Trust Fund under this Law.

**Exemption from Tax.**

12. The income and assets of the Trust Fund shall not be liable to tax by any Government or Authority in the State.

**Account and Audit.**

13. The Board shall cause to be kept proper accounts of the Trust Fund and proper records in relation thereto and when certified by the Board, such accounts shall be audited by Auditors appointed by the Board from the list and in accordance with guidelines supplied by the Accountant-General of the State.

**Annual Report.**

14. (1) The Board shall not later than 31<sup>st</sup> March of each year, submit to the Governor, a report on the activities and administration of the Trust Fund during the preceding year which report shall include the audited accounts of the Trust Fund for that year and the auditor's report on those accounts.



- (2) Notwithstanding the provisions of subsection (1) above, the Board shall, at the end of every quarter, submit to the Governor a report on the activities and administration of the Trust Fund.

**PART IV  
SUPPLEMENTARY.**

**Regulations.**

15. The Board may with the approval of the Governor make such regulations as are necessary or expedient for giving full effect to the provisions of this Law.

**Interpretation.**

16. In this Law, unless the context otherwise requires –

*“Board”* means the Board established by Section 2 of this Law.

*“Commissioner”* means the Commissioner charged with the responsibility for matters relating to Sports.

*“Trust Fund”* means the Ekiti State Sport Development Trust Fund established by Section 1 of this Law.

**Citation.**

17. This Law may be cited as the Ekiti State Sports Development Trust Fund Law, 2020.