

**EKITI STATE LAW REFORM
COMMISSION (FIRST AMENDMENT)
LAW, 2020.**

NO. 13 OF 2020

EKITI STATE OF NIGERIA

**EKITI STATE LAW REFORM COMMISSION (FIRST AMENDMENT)
LAW, 2020.**

Arrangement of Sections.

1. Amendment of Ekiti State Law Reform Commission Law, No. 3 of 2014.
2. Amendment of Section 3 of the Principal Law.
3. Amendment of Section 5 of the Principal Law.
4. Amendment of Section 7 of the Principal Law.
5. Amendment of Section 13 of the Principal Law.
6. Amendment of Section 14 of the Principal Law.
7. Amendment of Item 2 of the Second Schedule to the Principal Law.
8. Citation.

Principal Law.

- (1) Members of the Commission shall hold office for a term of four (4) years and may be re-appointed for a further term of four (4) years only.**
- (2) All members of the Commission shall serve on part-time basis except the Executive Secretary or Permanent Secretary as the case may be.**

Executive Secretary or Permanent Secretary to the Commission.

**Amendment of
Section 13 of the
Principal Law.**

5. Section 13 of the Principal Law is hereby deleted and substituted with another Section 13 as follows:

- (1) The Executive Secretary or Permanent Secretary to the Commission shall be appointed by the Governor on the recommendation of the Attorney-General of the State.**
- (2) The appointment of a person either as Executive Secretary or Permanent Secretary to the Commission shall be at the discretion of the Governor and he/she shall be a legal officer from the Ministry of Justice not below the rank of a substantive director.**
- (3) The Executive Secretary or Permanent Secretary shall serve on such terms and conditions as stated under this Law.**
- (4) The word “Secretary” shall be replaced with the words “Executive Secretary or Permanent Secretary” anywhere it appears in this Law.**
- (5) The Executive Secretary or Permanent Secretary shall, in the performance of the functions and duties of office, be responsible to the Governor.**
- (6) The Executive Secretary or Permanent Secretary shall -**
 - (a) be the Accounting Officer of the Commission;**
 - (b) be responsible for :**
 - (i) carrying into effect the decisions of the Commission;**
 - (ii) day-to-day administration and management of the affairs of the Commission;**

- (iii) *supervision of the staff of the Commission; and*
- (c) *perform such other duties as may be assigned by the Governor or Commission.*

Removal from office of the Executive Secretary or Permanent Secretary.

Amendment of Section 14 of the Principal Law. 6. Section 14 of the Principal Law is hereby deleted and substituted with another Section 14 as follows:

(1) *The Executive Secretary or Permanent Secretary may be removed from office by the Governor on the recommendation of the Attorney-General of the State in accordance with the terms of service, for -*

- (a) *inability to perform functions of the office arising out of physical or mental infirmity;*
- (b) *gross misconduct or misbehaviour;*
- (c) *incompetence or negligence of duty;*
- (d) *violation of the Constitution and any other written Law; or*
- (e) *any other grounds specified in the terms and conditions of service of the Executive Secretary or Permanent Secretary.*

(2) *Where the question of the removal of the Executive Secretary or Permanent Secretary under subsection (1) arises, the Attorney-General and the Commission shall---*

- (a) *inform the Executive Secretary or Permanent Secretary in writing of the reasons for the intended removal; and*
- (b) *give the Executive Secretary or Permanent Secretary the opportunity to be heard in accordance with the principles of fair hearing under Chapter 4 of the 1999 Constitution of the Federal Republic of Nigeria (as amended).*

Election of Vice Chairperson.

Amendment of Item 2 to the Second Schedule of the Principal Law. 7. Item 2 to the Second Schedule of the Principal Law is hereby deleted and substituted with another Item 2 as follows:

2. *At her first meeting, the Commission shall elect a*

Vice Chairperson amongst its members and regard shall be taken to ensure that the Chairperson and the Vice Chairperson shall not be of the same gender.

Citation.

- 8.** This Law may be cited as Ekiti State Law Reform Commission (First Amendment) Law, 2020.

This printed impression has been carefully compared by me with the Bill, which has been passed by the Ekiti State House of Assembly and found by me to be a true copy of the said Bill.

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MR. TOLA ESAN
Clerk of the House of Assembly

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RT. HON. FUNMINIYI AFUYE
Speaker of the House

Governor's Assent

I hereby signify my assent to this Bill

DR. JOHN KAYODE FAYEMI
Executive Governor of Ekiti State

MADE AT ADO EKITI THIS DAY OF2020