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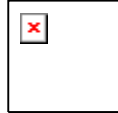
The following is published as supplement to this Gazette: -

N.S. Legal Notice No. 9 of 2015. – The Nasarawa Local Government Area (Modification of Native Law and Custom) relating to the Selection of the **(Sarkin Ara)** Order, 2015.

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SCHEDULE
MODIFICATION OF ARA NATIVE LAW AND CUSTOM RELATING TO THE
SELECTION OF SARKIN ARA, ARA (CHIEFDOM) ORDER, 2015



LAW NO. 9 OF 2015

10th December, 2015

Date of
Commencement.

WHEREAS, the Nasarawa Local Government Council considers it expedient for the good government and welfare of the area of its authority that a recommendation for the modification of the Native Law and Custom relating to the selection of a person to be the **Sarkin Ara** should be submitted for the consideration of the Governor of Nasarawa State;

WHEREAS, the Nasarawa Local Government Council has submitted for the consideration of the Governor for the modification of the Ara Native Law and Custom relating to the selection of the **Sarkin Ara, Ara Chieftdom**;

AND WHEREAS, I am satisfied that the recommendation for the modification is expedient and not repugnant to natural justice, equity and good conscience and that it is not incompatible either in its terms or by necessary implication with any enactment;

NOW THEREFORE, in exercise of the powers conferred on me by Section 4 of the Chiefs (Appointment and Deposition) Law and section 59 of the Local Government Law 2009, and all other powers enabling in that behalf, I hereby make the following order:-

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|
| <p>1. This Order may be cited as the Nasarawa Local Government Council (Modification of Native Law and Custom relating to the selection of the Sarkin Ara, Ara Chieftdom Order 2015, and shall be deemed to have come into operation on the 1st day of January, 2015.</p> | Title and Commencement. |
| <p>2. The Ara Native Law and Custom set out in the schedule to this Order shall be the Native Law and Custom relating to the selection of Sarkin Ara, Ara Chieftdom and shall be in force in the area of authority of the Nasarawa Local Government Council.</p> | Application of the Native Law and Custom. |

3. In this Order unless the context otherwise requires:

“Chairman” means the Chairman of the Local Government Council.

“Council of Chiefs” means the State Council of Chiefs.

“Local Government Council” means the Nasarawa Local Government Council.

“Governor” means the Governor of Nasarawa State.

“Presiding Officer” means the Presiding Officer appointed under paragraph 6.

“Secretary” means the Secretary appointed under Paragraph 6.

“State” means Nasarawa State.

“Tie” means where candidates with equal number of votes at a selection under paragraph 10 (3) & (4).

“Traditional Selectors” means the Traditional Selectors referred to in paragraph 2 who are charged with the responsibility of the selection of the **Sarkin Ara**.

SCHEDULE

**MODIFICATION OF ARA NATIVE LAW AND CUSTOM RELATING TO
 THE SELECTION OF SARKIN ARA**

4. The **Sarkin Ara, Ara Chiefdom** shall continue to be chosen ^{Candidate} by the traditional selectors from the following Ruling Houses.

- (i) Gbagbaja
- (ii) Boranbushi
- (iii) Okere Kpoku and
- (iv) Kaura - Gadagba

5(a). The Traditional Selectors shall be the persons holding the following offices:

- (i) Two members each from the 4 Ruling Houses
- (ii) Magajiyar Ara

E39

Nasarawa State of Nigeria Gazette No. 9 Vol. 18, 10th December, 2015 Supplement Part E
N.S.L. No. 9 of 2015.

- (b). The traditional selectors mentioned in paragraph 5(a) of this Order shall constitute an Electoral College for the purpose of selection of the **Sarkin Ara** Electoral College.
- (c). The quorum at the meeting of the Traditional Selectors to select the **Sarkin Ara** shall be five (5) selectors. Quorum
- 6(a). Whenever the Office of **Sarkin Ara** is vacant, the Chairman of the Local Government shall notify the Governor in writing of such vacancy. Vacancy of Office.
- (b). The Governor shall on receipt of the information of the Office of **Sarkin Ara** being vacant, appoint a Presiding Officer and a Secretary for the purpose of the selection of **Sarkin Ara**. Appointment of Presiding Officer.
7. The Secretary to the Local Government shall be in attendance as an Observer at the selection of the **Sarkin Ara** Observer.
8. (1) The Presiding Officer shall issue nomination papers to each Traditional Selector and shall call for nomination of candidates from the adult males of the Ruling Houses specified in paragraph 4. Nomination.
- (2) Nomination of candidate shall be submitted to the Presiding Officer in writing and some assistance may be rendered in the case of illiterate Traditional Selector(s).
- (3) Where only one candidate is nominated, that candidate shall be return unopposed and declared the selected **Sarkin Ara** subject to the approval of the Governor after consultation with the State Council of Chiefs.
9. (1) Where a Traditional Selector is nominated and he agrees to stand for the selection, he shall lose his right to vote at the meeting, and shall forth-with vacate the Electoral College. Traditional Selector to lose right to vote.
- (2) Where a Traditional Selector loses his voting right under sub-paragraph (1) of this paragraph, he shall not be replaced by another person at the meeting.
10. (1) Where more than one candidates are nominated, the Presiding Officer shall conduct the selection by secret ballot and every Traditional Selector shall have only one vote. Election by Secret ballot.

N.S.L. No. 19 of 2015

- (2) The candidate who receives the highest number of votes shall be declared the selected subject to the approval of the Governor after due consultation with the State Council of Chiefs.
- (3) In the event of a tie or an equality of votes, a second ballot shall be taken as soon as thereafter as may be practicable in accordance with sub-paragraph (1) of this paragraph for the candidates who secured the greatest equal number of votes.
- (4) If after the second ballot has been taken under sub-paragraph (3) of this paragraph, there is still a tie or equality of votes, the Presiding Officer shall forthwith decide between the candidates with the highest and equal number of votes by lot. The candidate on whom the lot falls shall be deemed to have been selected as the **Sarkin Ara** subject to the approval of the Governor after consultation with the State Council of Chiefs.

The Common Seal of Nasarawa Local Government Council is hereby affixed in the presence of:-

His Royal Highness
ALH. HASSAN AHMED II MFR,
President, Nasarawa Local Government Traditional Council



HON. BARR. AYUBA WANDAI USMAN,
Chairman, Nasarawa Local Government Council.

Signified in accordance with Nasarawa Local Government

Traditional Council the 10th day of December, 2015

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Secretary, Nasarawa Local Government Council.

Approved at Lafia this 10th day of December, 2015.

UMARU TANKO AL-MAKURA
Executive Governor,
Nasarawa State of Nigeri