



Nasarawa State of Nigeria Gazette

Published by Authority

No. 1

LAFIA – 27th May, 2010

Vol. 13

Nasarawa State Notice No. 1 of 2010.

The following is published as supplement to this Gazette:-

N.S. Legal Notice No. 1 of 2010 – The Keana Local Government Area (Modification of Native Law and Custom relating to the Selection of the Osheshi of Aloshi Chiefdom) order 2010.

Printed and Published by the Government Printer, Lafia 0510/1000

Annual Subscriptions: Nigeria, ₦10,000.00; Overseas, ₦15,000.00 post present issue ₦100 per copy.
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N.S.L. No. 1 of 2010

The Keana Local Government Area (Modification of Native Law and Custom relating to the Selection of the Oseshi of Aloshi Chiefdom), Order 2010.



Law No. 1 of 2010

Whereas, the Keana Local Government Council considers it expedient for the good governance 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 Oseshi of Aloshi should be submitted for the consideration of the Governor of Nasarawa State.

Whereas, the Keana Local Government Council has submitted for the consideration of the Governor the modification of the Aloshi Native Law and Custom relating to the selection of the Oseshi of Aloshi.

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 the 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:-

1. This Order may be cited as the Keana Local Government Council (Modification of Native Law and Custom relating to the selection of the Oseshi of Aloshi Chiefdom) Order, 2010 and shall be deemed to have come into operation on the 1st day of January, 2010. Title and Commencement.
2. The Aloshi Native Law and Custom set out in the Schedule to this Order shall be the Native Law and Custom relating to the selection of the Oseshi of Aloshi Chiefdom and shall be in force in that area of authority of the Keana Local Government. Application of the Native Law and Custom.
3. This Order repeals the Keana Local Government Council (Modification of Native Law and Custom relating to the selection of District Head of Aloshi District) No. 14 of 2003, Order 2000. Repeal of R.P.S.L.A.I. N. 14 of 2003

4. In this Order unless the context otherwise requires: Interpretation.
- “Chairman” means the Chairman of the Local Government.
- “Council of Chiefs” means the State Council of Chiefs.
- “Local Government” means the Keana Local Government.
- “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) and (4)
- “Traditional Selectors” means the Traditional Selectors referred to in paragraph 2 who are charged with the responsibility of the selection of the Oseshi of Aloshi.

SCHEDULE

MODIFICATION OF ALOSHI NATIVE LAW AND CUSTOM RELATING TO THE SELECTION OF OSESHI OF ALOSHI (ALOSHI CHIEFDOM)

1. The Oseshi of Aloshi Chiefdom shall continue to be chosen by the traditional selectors who must be adult male descendants of the following Ruling Houses: Candidates
- (i) Aleku (Ehanyu),
- (ii) Oshaku,
- (iii) Abioda; and,
- (iv) Owegye.
2. The Traditional Selectors shall be persons holding the following offices: Traditional Selectors
- (i) Osabwa Nayku;
- (ii) Osabwa Leke;
- (iii) Ogbole ‘Oseshi Nyaku;
- (iv) Okuba; and
- (v) Ogbole Leke.
3. The Traditional Selectors mentioned in paragraph 2 of this Order shall constitute an Electoral College for the purpose of selection of the Oseshi of Aloshi. Electoral College.
4. The quorum at the meeting of the Traditional Selectors to select the Oseshi of Aloshi shall be three (3) selectors. Quorum

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5. Whenever the office of Oseshi of Aloshi is vacant, the Chairman of the Local shall notify the Governor in writing of such vacancy. Vacancy of Office.
6. (i) The Governor shall on receipt of the information of the office of Oseshi of Aloshi being vacant, appoint a Presiding Officer and a Secretary for the purpose of the selection of Oseshi of Aloshi. Appointment of Presiding Officer
7. The Secretary to the Local Government may be in attendance as an observer at the selection of the Oseshi of Aloshi. Observer.
8. (i) 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 1. Nomination.
- (ii) Nomination of Candidates shall be to the Presiding Officer in writing and some assistance may be rendered in the case of illiterate Traditional Selectors by any person chosen by such Traditional Selector.
- (iii) Where only one candidate is nominated, candidate shall be returned unopposed and declared the selected Oseshi of Aloshi subject to the approval of the Governor, after consultation with the State Council of Chiefs.
9. (i) Where a Traditional Selector is nominated and he agrees to stand for the selection, he shall lose his right to vote and the meeting, and shall forth-with vacate the Electoral College. Nominated Traditional Selector to lose right to vote.
- (ii) Where a Traditional Selector loses his voting right under sub-paragraph (1) of this paragraph, he shall not be replaced by another person at that meeting.
10. (i) Where more than one candidate is nominated, the Presiding Officer shall conduct the selection by secret ballot and every traditional selector shall have only one vote. Election by Secret Ballot
- (ii) The candidate who receives the highest number of votes shall be declared the selected Oseshi of Aloshi subject to the approval of the Governor after consultation with the State Council of Chiefs.

- (iii) In the event of a tie or an equality of votes, a second ballot shall be taken as soon 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.
- (iv) 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 Oseshi of Aloshi subject to the approval of the Governor after consultation with the State Council of Chiefs.

The Common Seal of Keana Local Government is hereby affixed in the presence of:

His Royal Highness

Sen. Emmanuel Onyatikpo Elayo, OON
The Osana of Keana,
President, Keana Local Government Traditional Council.



Alhaji Haruna Iliya Osegba
Chairman,
Keana Local Government Council.

Signified in accordance with Keana Local Government Traditional Council.

Traditional Council this 19th day of May, 2010.

Engr. Sabo Omame,
Secretary,
Keana Local Government Council.

Approved this 27th day of May, 2010

ALIYU AKWE DOMA, OON
Executive Governor,
Nasarawa State of Nigeria.