



Gombe State of Nigeria

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The following is published in the Supplement to this Gazette:-

Gombe State Agricultural Development Programme Law, 1997

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LAW NO. 5 OF 1997
GOMBE STATE AGRICULTURAL DEVELOPMENT
PROGRAMME LAW.

THE HOUSE OF ASSEMBLY OF GOMBE STATE OF NIGERIA Hereby
make the following Law:

1. This Law may be cited as the Gombe State Agricultural Development Programme (G. S. A. D. P.) Law and shall be deemed to have come into force on the 1st day of October, 1996.

Citation and
Commencement

2. In this Law unless the context otherwise requires: -

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"Auditor" means the External Auditors appointed pursuant to section 22 (1) of this Law:

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"Auditor General" Means the Auditor General of Gombe State.

"Chairman" Means the Chairman of the Council appointed pursuant to paragraph (1) of section 5 of this Law or the Deputy presiding in his absence or any member nominated by the members present to preside over a meeting in the absence of the Chairman or his Deputy.

"Council" Means the Governing Council for the programme appointed under section 4 of this Law;

Gombe State of Nigeria Law No. 5 Vol. 2 1st October, 1996

- "Financial Year" means a period of twelve calendar months beginning from 1st day of January, to the 31st day of December of every year.
- "Functions" includes powers and duties
- "Members" means any member of the Council and it includes the Chairman.
- "Governor" means the Governor of Gombe State.
- "Programme" means the Gombe State Agricultural Development Programme established under section 3 (1) of this Law.
- "Programme Manager" Means the Programme Manager of the Programme appointed under section 8 (1) of this Law.
- "Establishment of the Programme" 3 (1) It is hereby established a body to be known as the Gombe State Agricultural Development Programme (hereinafter referred to as "the programme")
- (2) The programme shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name.
- (3) The Headquarters of the Programme shall be situated in the State Capital and an Area Office shall be established in each of the Local Government Areas in the State.

(4) (1) The Programme shall consist of the following departments;

- i. Human Resources Development;
- ii. Finance;
- iii. Fadama and Engineering Service;
- iv. Planning, Monitoring and Evaluation;
- v. Extensions;
- vi. Technical Service and
- vii. Management.

(2) The Programme may with the approval of the Agricultural Development Programme Executive Committee establish any other Department that may be necessary and expedient for the due discharge of its functions.

(3) The Programme shall have a body to be known as the Executive Committee and shall consist of the following members;

- | | | |
|------|---|-----------------|
| i. | State Chief Executive | Chairman |
| ii. | Commissioner, Ministry of Agriculture and Water Resources | Deputy Chairman |
| iii. | Secretary to the State Government | Member |
| iv. | Commissioner, Ministry of Finance, Commerce and Industry | Member |
| v. | Commissioner, Ministry of Works and Housing | Member |
| vi. | Director General, Commerce and Industry | Member |
| vii. | Head of Federal Agricultural Co-ordinating Unit | Member |

Chairman

Deputy

Chairman

Member

Member

Member

Member

Member

Member

Member

Member

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(2) The Com

(3) The funds of the

Such funds as contributions in the State;

Such funds as may from other services the execution of its in the programme.

Such interest as may be investments by virtue of

Such monies according to grant, subgrant, donation, gift or otherwise

Any sum derived from the sale of the Programme and

All other monies which

- vii. General Head Upper Basin
River Basin Authority Member
- ix. Director General Ministry of
Agriculture and Water Resources Member
- x. Director General Federal Ministry
of Agriculture and Water Resources Member
- ix. Programme Manager Member/Sec.

6. (1) The functions of the programme shall be to:

Functions of the
Programme.

- i. Strengthen adaptive research linked to close feed back
from extension and support by the National Agricultural
Research System
- ii. Rationalise the utilisation of State Agriculture extension
service and upgrade their operations to service all farmers
on technology covering crops livestock, fisheries,
agro-forestry and management
- iii. Strengthen the ability of the extension service to farming
activities and enterprises managed by women farmer
- iv. Adapt and promote animal traction and simple farm
implements for use under upland and irrigated Fadama
Agriculture;
- v. Adapt and promote farm level agro-forestry, soil and water
management practices.
- vi. Increase food security and alleviate poverty by improving
the supply of dry-season crops through the Development
of small scale farmer managed irrigation on Fadama land
in the states has comparative advantage.
- vii. Promote implementation through the private sector, based
on full cost recovery;

to be a
section

incorporate in such other things as may be assigned to it by the Council for the due discharge of its functions under this Law.

2. The programme shall render supporting services including:
- Administrative and financial assistance in all State implementing Units;

Functions of the Programme.

- Upgrading of planning, Monitoring and Evaluation Unit and to improve their capacity; and

- Short term consultancy services;

7. The programme may enter into such contracts, acquire, hold dispose of any property movable as may be necessary or expedient for the purpose of carrying out its functions.

Powers of the Programme

8. (1) The Programme Manager for the programme to be appointed by Federal Agricultural Co-ordinating Unit on the recommendation of the Governor.

Appointment of Programme Manager

9. The Departments of the programme shall be headed by Directors to be appointed by the Governor on the recommendation of the Programme Manager.

Appointment of Directors

10. (1) The Programme may accept staff on posting, secondment, or transfer from State Ministries and Parastatals.

Appointment of Staff

11. Members of the Governing Council may be paid out of the fund of the programme such allowances as the Council may from time to time determine.

Allowances

12. (1) The following committees shall be appointed by the Council to carry out such functions as it may delegate. Appointment of Committees

- a. Agricultural Development Programme Establishment
- b. General Purpose Committee; and
- c. Agricultural Liaison Committee.

(2) The Council may appoint more committees or as it may deem necessary for the due discharge of its functions.

13. The funds of the programme shall consist of:

Funds of the Programme

- i. Such funds as may be granted as loans by the World Bank, and contributions from the Federal Government, State and Farmers in the State;
- ii. Such funds as may be collected or received by the Programme from other services by the Programme from other services either in the execution of its functions or in respect of any property invested in the programme.
- iii. Such interest as may be accrued to the programme from investments by virtue of this Law.
- iv. Such monies accruing to the programme by way of endowment, grant, subsidies, donation, fees, subscription, rent, royalties, loan, gift or otherwise.
- v. Any sum derived from the sale of any property held by or on behalf of the Programme; and
- vi. All other monies which may in any manner become payable to the Programme in respect of any matter incidental to its functions under this Law.

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| 14. The funds of the programme shall be applied in pursuance of its functions and as laid down in this Law. | Expenditure of Funds |
| 15. (1) Where the Council or any of its committees desires the advise of any person(s) on any particular matter in its meeting, it may co-opt that person as a member for that purpose. | Funds of the Programme |
| (2) A person so co-opted shall not be entitled to vote nor shall he count towards a quorum. | Co-option of a Member |
| 16. Any member of the Council who has acquired or intends to acquire or claims any interest by way of profits, remunerations or other benefits in any contract entered into by the Programme shall forthwith disclose such interest to the Council and shall not without leave of the Council vote upon any question relating to any such contract or proposed contract. | Disclosure of personal interest |
| 17. No member or staff of the programme shall be personally liable for any act or omission done or made in good faith while acting in his official capacity. | Extend of Liability |
| 18. The council may make regulations that are necessary for the due discharge of its functions under this Law. | Powers of the Council to make Regulations |
| 19. The Governor may give directives to the Programme as to the due discharge of its functions and it shall give effect to such directives. | Powers of the Governor to give directives |
| 20. The Programme shall keep proper accounts and proper records in relation thereto and shall prepare in respect of each year a statement of account. | Accounts of the Programme |
| 21. The Programme shall prepare an annual action plan and Budget to be approved by the Programme's Council. | Annual Budget |

22. (1) The Annual Statement of accounts of the programme shall be audited by External Auditors to be appointed by the Council from a list of qualified Auditors to be provided by the Auditor General.
- (2) The Auditor General may provide guidelines on the level of professional fees (if charged on the funds of the programme)
- (3) The Programme shall submit to the Auditor General the audited statement of accounts for each financial year.
- (4) The External Auditors shall within six months after the end of each financial year present to the programme's Executive Committee.
- i. Certified copy of the audited annual statement of accounts; and
 - ii. Comments of the Auditor General on the audited statement of accounts.
23. The Programme shall at the end of every financial year prepare and submit to the Governor an annual performance report for the previous year.
24. The Gombe State Adaptation of Bauchi State Laws and Legal Notices, Law No. 1 of 1996 is hereby repealed for the purpose of this Law.

Audit

Submission
Performance
Report

Repeal of
No. 1 of 1996