

ENTRACO LAW

2008



•IMO STATE OF NIGERIA
2008, LAW NO. 3

A Law for the Establishment of Imo State Environmental Transformation Commission (ENTRACO).

Long Title

BE IT ENACTED by the House of Assembly of Imo State of Nigeria as follows:

Enactment

PRELIMINARY

1. This Law may be cited as Environmental Transformation Commission Law No. 3 of 2008, and shall be deemed to have come into force on the Day of the month of..... 2008.

Citation

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

Interpretation

"Abatement Officer" means officer empowered under this Law to abate any nuisance as defined under Section 28 of this Law;

"Board" means the Governing Board of the Commission;

"Chairman" means the Chairman of the Commission;

"Commission" means Environmental Transformation Commission;

"Commissioner" means Commissioner for Ministry of Petroleum and Environment;

"Court" means Sanitation and Traffic Court established under this Law;

"Disposal System" includes land-filling or borrow pit reclamation system, composting, incinerating, recycling and any other modern conventional systems;

"Environment" means the surrounding space/area which includes the atmosphere and all materials therein whether visible or not, that affect the life of an individual or population;

"Governor" means the Governor of Imo State;

"Function" includes Power and Duties of the Commission;

"General Manager" means the General Manager of Environmental Transformation Commission;

"Government" means the Imo State Government;

"Nuisance" is defined in section 28 of this law.

"Member" includes the Chairman and Members of the Governing Board;

"Ministry" means the Ministry for Petroleum and Environment.

"OCDA" means Owerri Capital Development Authority..

"Officer" includes the General Manager, Secretary and all staff of the Commission excluding the members of the Governing Board;

"Refuse" means garbage, or other discarded solid material resulting from domestic, industrial, commercial, agricultural operations or from community activities;

"Refuse Disposal" means the collection, storage, treatment, utilization, processing or final disposal of refuse;

"Secretary" means the Secretary of the Commission;

"Sanitation Fees" means the fees charged for refuse collection, disposal and other services rendered by the Commission under this law.

"State" means Imo State of Nigeria;

ART I – ESTABLISHMENT OF THE COMMISSION, GOVERNING BOARD, POWERS AND TENURE OF OFFICE OF THE BOARD

- (1) There is hereby established for the State a body to be known as Environmental Transformation Commission (hereinafter referred to as "the Commission").

Establishment of the Commission

- 2) The Commission shall:

- (a) be a body corporate with perpetual succession and a common seal;
- (b) sue and be sued in its corporate name;
- (c) have power to own, hold and dispose of property whether moveable or immovable within the State.

- 3) The Commission's Headquarters shall be located in Owerri.

Location of the Commission's Headquarters

- 4) The Commission shall maintain operational offices in each Local Government Area of the State manned by a five – man committee to be remunerated on a salary not lower than that of a supervisory councilor of a local government to effectively discharge its functions under this law.

Operational Offices

- 5) There shall be established for the Commission a Governing Board which shall be responsible for the running of the affairs of the Commission (hereinafter referred to as "the Board").

Establishment of Governing Board

- 6) The Board shall consist of –

- (i) The Chairman;
- (ii) The Hon. Commissioner, Ministry of Petroleum and Environment or his representative;
- (iii) The Hon. Commissioner, Ministry of Finance or his representative;
- (iv) The Hon. Attorney-General or his representative;
- (v) Representative of Ministry of Health;
- (vi) Representative of Ministry of Works and Transport;
- (vii) The Hon. Commissioner, Ministry of Agriculture or his representative.
- (viii) Special Adviser, Sanitation and Transport.
- (ix) Special Adviser, Local Government and Chieftaincy Matters.

- (x) Special Adviser, Project Monitoring.
 - (xi) Representative of Ministry of Lands, Survey and Urban Planning.
 - (xii) Representative of OCDA Owerri.
- (3) (a) The Chairman and members of the Board shall be appointed by the Governor, and
- (b) shall be persons with proven integrity and relevant cognate experience.
5. The Commission shall have power to:
- (i) Implement Imo State Clean and Green Initiative;
 - (ii) Encourage planting of trees and beautification of Imo State;
 - (iii) Provide sustainable sanitation services and environmental protection.
 - (iv) Inspect refuse sites in Urban and Rural areas of the State;
 - (v) Design, develop and maintain a sustainable waste management system;
 - (vi) Initiate policies for modern technology in refuse collection, treatment and disposal in the State.
 - (vii) Deploy and supervise sanitary Inspectors for effective implementation of the "Clean and Green" programme;
 - (viii) Appoint, monitor and supervise the activities of contractors engaged by ENTRACO for sanitation duties;
 - (ix) Co-ordinate the environmental sanitation in all Local Government Areas in the State;
 - (x) Design and implement a master plan for managing solid waste in Imo State;
 - (xi) Liaise with the Local Government Councils and ensure that all illegal motor parks in the State are removed;
 - (xii) Prosecute offenders under this law at the Sanitation and Traffic Court;

Powers of the
Commission

- (xiii) Carry out any other functions that may be incidental to the Clean and Green Initiative and for the effective discharge of its functions.

6.(1) The Commission shall:

Power to charge fees

- (a) Charge sanitation fees as prescribed in schedule II to this law.

- (b) Charge annual pest/vector control fees and fumigation charges as prescribed in schedule III to this Law.

- (2) The Commission may recommend variation of the fees prescribed in schedules II, III and IV to this Law as the need arises. Such variation shall be with the approval of the Governor and confirmed by the House of Assembly.

7. The Supplementary provisions set out in schedule I to this law shall have effect with respect to the proceedings of the Board and other matters contained therein.

Schedule

8. The Chairman and other members of the Board shall hold office –

Tenure of Office

- (a) for a term of three (3) years only; and

- (b) on such terms and conditions as may be specified in each letter of appointment.

- 9.(1) Notwithstanding the provisions of section 7 of this law, a member may at anytime be removed from office by the Governor on the occurrence of any of the following:

Removal from Office

- (a) he becomes bankrupt;

- (b) he is convicted for a felony or any offence involving dishonesty or fraud;

- (c) he becomes of unsound mind or is incapable of carrying out his duties; or

- (d) he is guilty of a serious misconduct in relation to his duties, or

- (e) if the Governor is satisfied that such a member's continuance in office is not in the interest of the Board or the interest of the public.

- (2) A member of the Board may resign his appointment by a notice in writing addressed to the Governor and on the receipt of such notice by the Governor such member shall cease to be member of the Board.

- (3) Where a member of the Board ceases to hold office for any reason whatsoever, before the expiration of the term for which he is appointed, another person to represent the same interest shall be appointed to the Board for the unexpired term.

10. Members of the Board shall be part time, be paid such allowances as the Government may direct from time to time.

Emoluments

**PART II – DUMPING OF REFUSE, LIABILITIES OF OFFENDERS,
PROSECUTION OF OFFENDERS AND INSPECTION OF
BUILDINGS**

*Dumping of
Refuse*

11. Dumping or depositing of refuse or waste of any description on any road, street, open space, gutter, walkway, drain or drainage system or tenement whether occupied or not is prohibited.

12. In each Local Government Council Area within the State, an Environment Health officer may between the hours of eight in the morning and five in the evening with assistants enter and examine any building in order to ascertain the existence of any nuisance.

*Entry Exam
building*

- 13.(1) A Chief Environmental Health Officer or any person authorized by him, if satisfied of the existence of a nuisance, shall serve notice for the abatement of a nuisance on any person by whose act the nuisance arises; or

*Health Officer
Serve Notice*

- (2) If such person cannot be found, the owner or occupier of the building on which the nuisance arises, requiring him to abate the same within three days after the service of the notice.

14. The Sanitary Officer may also by the same or any other notice served on such person, owner or occupier state what is necessary or required for preventing the recurrence of the nuisance.

*Notice of
Execution of
to prevent
recurrences*

15. Any person who obstructs any sanitary officer or any person authorized by him or any person engaged in carrying out the provisions of this Law or any act authorized by this Law shall be guilty of an offence and on conviction shall be liable to a fine of Five Thousand Naira (N5,000.00) or to imprisonment for one month or both.

*Penalty for
obstructing
Environment
Health officer*

- 16.(1) The Government shall provide every owner or occupier of a building or tenement at an approved cost, a waste bin which shall be kept within the building to be used for depositing refuse of any description and only to be brought out of the building for disposal of refuse.

*Building and
Commercial
Vehicles to
Provide Waste
Bins, etc*

- (2) It shall be the duty of the contractor engaged by ENTRACO for waste disposal whose name and address are conspicuously displayed on the vehicle to discharge the contents of the waste bin.
- (3) All commercial vehicles operating within Imo State shall carry the water-proof bags for waste disposal procured from the ENTRACO.
- (4) All gutters in front of any building shall be open or where necessary be covered with detachable metal slabs to enable regular and proper drainage of such gutters.
- (5)(i) There shall be a provision of 1.8 metres space for walkways, between the fence and the gutter in front of every building.
- (ii) It shall be unlawful to construct or put any structure on the footpath or on the required setback from the road.
- (iii) OCDA in conjunction with ENTRACO shall demolish such illegal structures without compensation.
- (6) All open plots of land facing roads or streets in the Capital City or Satellite towns shall be fenced with a gate at the front of each of such fenced open plots of land.
- (7) Every building in the Capital City shall be painted once in four (4) years.
- (8)(i) Every owner or occupier of a building or land shall plant ornamental trees in front of his building or empty land.
- (ii) Every owner or occupier of a tenement shall clean and keep five metres free from the street, at the front back or either side of each tenement.
- (9) No person shall throw or deposit on any street, open space, gutter, drain or drainage system or tenement whether occupied or not, any can, litter, loose refuse or waste of any description except at such places authorized by this law or appropriate Authority.

Law

Emoluments

Dumping of
Refuse

Entry Exam
building

Health Office
Serve Notice

Notice of
Execution of
to prevent
recurrences

Penalty for
obstructing
Environment
Health office

- (10) No person shall cause or knowingly permit any refuse or sewage effluents or liquid waste to be discharged into any drain or drainage system, road gorges, water courses or any part thereof except at such authorized place.
- (11) Litter from Vehicle:-
No person shall throw food items, wrapping, empty cans, paper or other waste products or litter of any description out of a moving vehicle onto any public highway, roads, lanes or public places.
- 17.(1) Every owner or occupier of a building or land, contractor and commercial motor vehicle driver operating in the state shall comply with the requirements of the provisions of Section 16 of this Law. *Maintenance of Waste Bin*
- (2) Any owner or occupier of a building or land, contractor engaged by ENTRACO for waste disposal or commercial motor vehicle driver operating in the State (as the case may be) who fails to comply with the requirements of the provisions of Section 16 of this Law commits an offence and is liable on conviction to a fine of ₦10,000.00 (ten thousand naira) or two (2) months imprisonment.
- 18.(1) For purposes of this Law, ENTRACO in collaboration with the Ministry shall designate refuse or waste disposal sites in the State. *ENTRACO to Designate Refuse Disposal*
- (2) ENTRACO in collaboration with the Ministry shall acquire land through the Ministry of Lands, Survey and Urban Planning obtain development permit and construct the refuse disposal sites.
- (3) The land/site so acquired shall be well constructed to make way for proper dumping of refuse.
- (4) The dump site shall not be exposed along Express Road or areas of domicile.
- 19.(1) Any person who desires to be appointed a collector of refuse shall register with ENTRACO. *Private Collector of Refuse to register*
- (2) The ENTRACO may issue permit to any person registered under this law to operate privately as collector of refuse or any other matter over which the ENTRACO has responsibility in accordance with the provisions of this law or any other Law in force in the state.

- (3) The ENTRACO may cancel, suspend or renew any permit issued under subsection (2) of this Section.
- 20.(1) Any vehicle or container used in transporting or conveying refuse or waste within the State shall be covered in such a way that the contents thereof do not litter the street. *Vehicle of waste to be covered*
- (2) Where a vehicle or container does not comply with subsection (1) of this Section, the driver or carrier of the vehicle or owner of the vehicle or container as the case may be, commits an offence and is liable on conviction to a fine of ₦30,000.00 (Thirty Thousand Naira) or two (2) months imprisonment or both.
21. Landlords/occupiers of building and market leaders shall be held responsible for any refuse dumped around the areas they occupy for which, they are unable to show evidence of appropriate report to the ENTRACO. *Landlords/ Tenants to be liable for refuse around their building*
- 22.(1) Any person who in the process of any construction or repair of any drain, excavates or removes any silt, earth or other material from such drain shall ensure that such silt, earth or other materials, do not litter the environment. *Removal of silt of other materials*
- (2) Any person who contravenes Sub-Section (1) of this Section commits an offence and is liable on conviction to a fine of Fifty Thousand Naira (₦50,000.00) or two (2) months imprisonment.
- 23.(A)(1) No person shall in the process of any construction at any site deposit on any road, road verge or drain any building material, sand, laterite, gravel, iron rod, plank or any other building material. *Prohibition of deposit of building materials etc*
- (2) Any developer or builder shall ensure that such sand, laterite, gravel, iron rod, plank or any other building materials mentioned in Sub-Section (1) of this Section are not deposited on the road but confined to the site of the construction.
- (3) Any developer, builder or agent who contravenes Sub-Sections (1) and (2) of this Section commits an offence and is liable on conviction to a fine of Fifty Thousand Naira (₦50,000.00) or two (2) months imprisonment.
- 23.(B)(i) No person shall sell or offer or display for sale or consumption any food, food items, goods or other articles of trade on a road junction, *Prohibition of sale of goods and*

roadside, set-off or any other place prohibited by this or any other law in force in the state.

*posting of B
unauthorized
places.*

- (ii) "No person shall paste or cause to be pasted, any hand bills, emblems, banner on any public building, artifacts road/street, sign post, roundabout or road junction.

24.(1) The ENTRACO may authorize any of its agents;

*Power to Ins
building*

- (a) to inspect a drain, open space, public place, recreation grounds, drain or drainage system; or

- (b) carry out any other work in a lawful manner on a drainage system or any part thereof.

- (2) The building where a nuisance is noticed and such nuisance is hazardous to health shall be warned to abate such nuisance by serving him an abatement notice.

- (3) The owner or occupier of the said building shall ensure the abatement of the nuisance within three (3) days of serving the abatement notice.

- (4) Any owner or occupier of the said building who fails to abate the nuisance commits an offence and is liable on conviction to a fine of Ten Thousand Naira (N10,000.00).

25. Any person who contravenes any provision of this Law, or who violates any order of the commission, commits an offence and if the fine for such offence is not expressly provided for in this Law, and is not expressly stated in schedule 4 to this Law, shall be liable on conviction to a fine of Ten Thousand Naira (N10,000.00).

*Prosecution
offenders*

26. Any person who commits an offence under this Law shall be arrested by an authorized law enforcement agent or any other person - duly authorized by this law in that regard.

*Arrest of
offenders*

27. The Board shall appoint Chief Environmental Health Officers who shall act as Abatement Officer for any area, and in the absence of any such appointment for any area the environmental Health Officer in charge of the area shall be the Abatement Officer for the area.

*Appointment
Chief Health
Officer*

28. The following shall be deemed to be a nuisance:
- (a) Any premises which is in such a condition as to be injurious to health.
 - (b) Any premises which are so dark or so ill-ventilated or so damp or in such a condition or dilapidation, as to be dangerous or prejudicial to the health of the person living or employed therein.
 - (c) Any pool, ditch, gutter, watercourse, cesspool, drain, asphalt, refuse, pit latrine, dustbin, washing place, wall water tank, barrel, sink collection of sewage, water receptacle containing stagnant water, or other things in such a state or condition as to be injurious to health;
 - (d) Any animal or bird so kept as to be injurious to the health of man or molesting neighbours, and any animal or bird suffering from noxious or contagious diseases;
 - (e) Any hole excavation, well, pond or quarry in any street, road or community which is or likely to become dangerous to the public.
 - (f) Any operation or undertaking exuding noxious odours.
 - (g) Planting crops and vegetables on road verges

*Definition of
Nuisance*

- 29.(1) An Environmental Health Officer shall if convinced of the existence of a refuse or any other nuisance, serve a notice hereinafter called an Abatement Notice on the person by whose act or default the nuisance arises or continues, or

*Notice regarding
abatement of
nuisance*

- (2) If such person cannot be found, on the occupier or owner of the premises on which the nuisance arises requiring him to abate same within the time specified in the notice, and to execute such works, to do such things as may be necessary for that purpose.
- (3) The Environmental Health officer may also by the same or another notice serve on such person, occupier or owner notify what is necessary for preventing the recurrence of the nuisance, if the health officer considers that it is likely to recur on the same premises.
- (4) Where the nuisance arises from any want or defect of a structural character, or where the premises are unoccupied the notice shall be served on the owner.

*posting of Bill
unauthorized
places.**Power to Insp
building**Prosecution of
offenders**Arrest of
offenders**Appointment
Chief Health
Officer*

- (5) If any person fails to comply with any or the requisition of the notice served on any person, occupier or owner under this Section and does not remedy the nuisance within the time specified, such person commits an offence and shall on conviction be liable to imprisonment for one month or fine of Ten Thousand Naira (N10,000.00).
- (6) The payment of the fine shall be paid into an account in a bank to be recommended by the ENTRACO after such person has been served with a notice hereinafter called "payment notice".
- (7) The payment notice is to be adopted for the collection of all fines payable for the purpose of this Section of the law except the ones collected by the Sanitation court.
- 30.(1) If a person, occupier or owner of a building defaults to pay after being served the payment notice, the Environmental Health Officer shall make a statement to the Court in writing, stating the names, and the known places of abode of the parties and the substance of the action intending to be brought.
- (2) The Court shall after hearing the Health Officer, issue a summons directing the defaulter to appear at a certain time and place not less than seven (7) days from the date of the service of such summons to appear before the court.
- (3) The Court may after hearing both parties, grant any of the following orders depending on the substance of each case as follows;
- (a) An abatement order which shall require a person to comply with any of the requisitions of the notices or otherwise to abate the nuisance within a time specified in such order.
 - (b) A prohibition order which shall prohibit the recurrence of the nuisance.
 - (c) An abatement order which shall in addition to the Prohibition Order specify the work to be executed by such person for the purpose of abating or preventing the recurrence of the nuisance.
 - (d) A closing order which shall prohibit any premises from being used for human habitation.
 - (e) Closing order shall only be made where it is proved to the

*Default of
Payment Notice*

*The Court to issue
Summons*

*Court to grant
Orders*

satisfaction of the Court that, by reason of the nuisance, the premises is unfit for human habitation, and may impose a fine of Twenty Thousand Naira (N20,000.00).

- (f) The Court when satisfied that the nuisance has been abated and is fit for human habitation, shall on application cancel the closing order.
- (g) If any person, owner or occupier of premises fails to obey the order of Court with respect to the abatement of nuisance, the Court shall:
 - (i) In the case of abatement order, such person, owner or occupier of the premises shall pay a fine of Twenty Thousand Naira (N20,000.00) per day during such default.
 - (ii) In the case of a prohibition or closing order, such person, owner or occupier of the premises shall pay a fine of Twenty Thousand Naira (N20,000.00).
 - (iii) The Court may direct the health officer to enter the premises to which any order relates to abate the nuisance, or the court shall consider what is necessary in the execution of such order.

31. It shall be lawful for the Health Officer to enter any premises at any time between the hours of eight in the morning (8.00a.m) and five in the evening (5.00p.m) (for purpose of examining as to the existence thereon of any nuisance, or whether a nuisance found to exist has been abated or the closing order is cancelled as the case may be.

Right of Entry

32.(1) There shall be a day set aside for sanitation each month throughout the State which date and time shall be declared by the Governor.

*Monthly
Sanitation in the
State*

- (2) On such a day, the general public shall turn out enmasse to conduct general clean up of the cities, streets, drains, etc.
- (3) Village squares, roads to the streams and other roads shall be inspected by Governmental Health Officers to ensure cleanliness.
- (4) Public toilet system shall be inspected by health officers to ensure cleanliness.
- (5) Every defaulter on the sanitation day shall be prosecuted by the Governmental Health Officer/Agent in the Sanitation Court.

(6) The Environmental Health Officer shall work closely with agents, traditional rulers and village chiefs/heads and neighbourhood Associations.

(7) This Section of the law shall not apply to people on essential duties.

33.(a) Each Local Government Area in the State shall ensure that environmental cleanliness is maintained within its area of jurisdiction.

*Duties of Local
Government
Areas*

(b) The Environmental Health Officers in the Local Government Area shall be vested with the authority of inspecting all areas of the Local Government under their jurisdiction.

(c) The Chief Health Officer (CHO) shall ensure that every building has an approved Waste Bin and that any defaulter is punished in accordance with the provisions of this Law.

(d) The Chief Health Officers shall ensure that every vehicle passing within the Council's area of jurisdiction has a waste basket.

(e) Any commercial vehicle that has no waste basket shall be impounded until the basket is provided and the approved fine paid.

(f) The Chief Environmental Health Officer shall impound any truck/vehicle carrying refuse, sand or gravel not covered until cover is provided and the approved fine paid.

(g) The Chief Environmental Health Officer shall have power to arrest and to prosecute person(s) involved in indiscriminate bush burning or burning of refuse or construction of incinerators without the authority of the Ministry.

(h) The Chief Environmental Health Officer shall have the power to issue notice to any premises in which the landlord/contractor has not removed silt, earth or other materials along the road or has deposited any description of building materials along the road.

(i) The Chief Environmental Health Officer or any other person(s) authorized by this law shall see to the implementation of all provisions of this Law regarding environmental sanitation within the jurisdiction of the local Government Area.

PART III

ESTABLISHMENT OF THE SANITATION COURT

- 34.(a) There is hereby established an Environmental Sanitation and Traffic Court for each Local Government Area in Imo State. *Establishment of Sanitation Court*
- (b) The Customary Court in each Local Government shall preside over all Environmental Sanitation and Traffic matters arising from this Law.
- (c) The Customary and Traffic Courts when sitting on Sanitation matter shall be the Environmental Sanitation Court under this law.
- (d) The Environmental Sanitation and Traffic Court shall try cases under this Law and make orders as to the fines for offences as provided in schedule IV to this law. *Sanitation Court to make Orders*
35. For the purpose of performing the functions under this law, the Chairman of the sanitation and traffic court shall have all the powers, privileges and immunities of a Magistrate under any law for the time being in force in the State. *Powers of the Sanitation Court*
36. Notwithstanding anything to the contrary contained in any other law or enactment, an Environmental Sanitation and Traffic Court shall have and exercise jurisdiction within the Local Government over all the offences created by this Law. *Jurisdiction of the Court*
- 37.(1) The proceedings of the Court shall be held in public from Monday to Friday. *Proceeding of the Court*
- (2) Every decision of the Court shall be signed by the Chairman of the Sanitation and Traffic court.
38. Any person convicted by the Court shall, within thirty days from the date of the conviction seek review against the decision of the Court at the Customary Court of Appeal of the State. *Right of Appeal*
- 39.(a) The Court shall issue official receipt for any fines paid by any person convicted by the Court. *Payment of Fines*
- (b) All moneys realized by the Court shall be paid to the bank account of ENTRACO.

40. No person required or bound to execute any warrant or order issued by the Chairman of the Sanitation and Traffic Court shall be liable to be prosecuted or sued in any Court in respect of such warrant or order unless it is proved that he executed the process in an unlawful manner. *Protection of Court Official*
41. Any person who obstructs or assaults an Environmental Sanitation and Traffic Court official in the performance of his duties under this Law commits an offence and shall be liable upon conviction by the Sanitation and Traffic Court to a fine not exceeding ₦10,000.00 (Ten Thousand Naira) or to imprisonment for a term not exceeding six months or to both. *Obstruction of Court of Officials*
- 42.(3) The Registrar of the Customary Court shall in addition to his normal duties perform the following duties to the Environmental Sanitation and Traffic Court: *Other staff of the Environmental Sanitation Court*
- (i) Prepare and issue all notices of offences;
 - (ii) Register all judgments and orders of the Court, record all proceedings, judgment and orders of the Court.
 - (iii) Enter an account of all monies or fines paid to or received by the Court and issue official receipts.
 - (iv) Pay all fines received by him into the revenue of ENTRACO Account.
 - (v) At the end of every week, prepare a list of all fines and receipts issued for such fines, and
 - (vi) Submit a certified true copy of the list to the ENTRACO and the Accountant General of Imo State.

PART IV
STAFF OF THE COMMISSION

- 43.(1) There shall be a General Manager of the Commission who shall be appointed by the Governor on the recommendation of the Commissioner.
- Appointment of the General Manager*
- (2) The General Manager shall be the Chief Executive and Accounting Officer of the Commission and be responsible for the execution of the policies and the day to day administration of the affairs of the Commission.
- General Manager as Accounting Officer*
- (3) The General Manager shall be a serving officer in the state public service not below Grade level 15 and shall possess the requisite qualification in Environmental matters.
- Grade Level 15 to be General Manager*
- (4) The General Manager shall hold office –
- (a) for a term of four (4) years and may be re-appointed for a final term of two (2) years only; and
- (b) on such terms and conditions as may be specified in his letter of appointment.
- Tenure of Office*
- (5) The General Manager may be re-assigned after his tenure by the Governor on his application or upon the recommendation of the Commissioner to the State Public Service.
- General Manager to be Re-assigned*
- (6) The General Manager may resign his appointment by a notice in writing addressed to the Governor through the Chairman of the Board.
- Resignation of the General Manager*
- 44.(1) The Board shall appoint for the Commission a Secretary who shall be a Serving officer in the State Public Service not below Grade Level 14.
- Appointment of Secretary*
- (2) The Secretary of the Board shall keep the records and conduct the correspondences of the Commission.
- Duties of Secretary*
- (3) The Secretary of the Board shall perform such other functions as the Board or General Manager may direct.
- 45.(1) The Board shall appoint for the Commission a co-ordinator or
- Appointment of*

Environmental Health Officer with a minimum of three(3) years experience in environmental issues in each Local Government Area in the state.

Co-ordinators

- (2) The Co-ordinator shall cover the designated area assigned to him for the effective implementation of the Clean and Green initiative.

- 46.(1) There shall be a Legal Adviser to the Commission who shall be appointed by the Commission.

*Appointment of
Legal Adviser*

- (2) The Legal Adviser shall be a legal Practitioner of not less than ten (8) years post call.

- (3) The Legal Adviser to the commission shall:
(a) be responsible to the General Manager and the Commission.

*Duties of Legal
Adviser*

(b) be in charge of the Legal Department;

(c) perform such other duties as may be assigned to him from time to time.

47. The Legal Adviser shall hold office for a term of four (4) years and may be re-appointed for a final term of two (2) years only.

*Tenure of Office
of Legal Adviser*

- 48.(1) The Board shall have power to appoint for the Commission such other employees as it may deem necessary for the efficient performance of its functions under or pursuant to this Law.

*Other Employees
of the
Commission*

- (2) The terms and conditions of service of employees of the Commission shall be as may be determined by the Board.

- 49.(1) Notwithstanding the provisions of section 44, 45 and 46, the Board shall have power to appoint for the Commission either directly or on secondment from the State Civil Service such number of employees as may in the opinion of the Board be required to assist the Commission in the discharge of any of its functions under this Law.

*Appointment and
Secondment*

- (2) The staff so seconded under this arrangement may elect to be transferred to the service of the Commission, and any previous service he/she may have rendered in the civil service shall count as service to the Commission for the purpose of any pension subsequently payable by the Commission.

Co-ordinators

50. The Board to the Commission shall create such department and subsidiary division as may be necessary for the expeditious performance of its functions under this Law.

Creation of departments.

- 51.(1) It is hereby declared that service in the Commission shall be approved service for the purpose of the Pensions Act.

Pension Act

Appointment of
Legal Adviser

- (2) Every employee of the Commission shall be entitled to pension, gratuities and other retirement benefits as are prescribed under the Pensions Act.

Pension Act

Duties of Legal
Adviser

- (3) Notwithstanding the provisions of Subsections (1) and (2) of this Section, nothing in this law shall prevent the appointment of a person to any office on such terms which preclude the grant of a pension, gratuity or other retirement benefits in respect of that office.

- (4) For the purposes of the application of the provisions of the Pensions Act, the Commission is hereby vested with the power to exercise the provision of the Pensions Act.

Signature of Office
Legal Adviser

Other Employees
of the
Commission

Appointment and
Remuneration

PART V – FINANCIAL PROVISIONS

52. The funds of the commission shall consist of:-

*Funds of the
Commission*

- (a) Take-off grant from the Government.
- (b) Annual subvention from the Government.
- (c) Monthly subvention from each of the Local Government Areas in the State.
- (d) Loans and grant in aid from bilateral and multilateral agencies.
- (e) All monies accruing from sanitation fees, penalties, fines and levies.
- (f) All other sums accruing to the commission from time to time.

53. The Commission may from time to time apply its fund to:-

*Application of
Commission's
Fund*

- (a) The cost of administration of the Commission.
- (b) Paying of emoluments, allowances and benefits of members of the Board.
- (c) Reimbursing members of the Board or of any committee set up by the Board for such expenses as may be expressly authorized by the Board.
- (d) The payment of salaries, fees or other remuneration or allowances, gratuities and pensions, and other benefits payable to the officers and other employees of the Commission provided that such payment is expressly authorized by the Board.
- (e) Develop and maintain any property vested in or owned by the Commission, and
- (f) Or in connection with all or any of its functions under this law.

54.(1) The Commission shall, not later than 30th August, of each year, submit to the Commissioner an estimate of its expenditure and income (including payments to the Commission) for the next succeeding year.

*Annual Estimate
and Accounts*

(2) The Commission shall keep proper accounts in respect of each year and proper records in relation to those accounts and shall cause its accounts to be audited within three (3) months after the end of each

year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the State.

- 55.(1) The Auditor-General of the State shall;
- (a) Inspect and Audit the accounts and records of the financial transactions of the Commission;
 - (b) Inspect records relating to assets of the Commission, and
 - (c) Draw the attention of the Commissioner to any irregularity, which is disclosed by such inspection audit.
- (2) The Auditor-General of the State or an officer authorized by him is entitled at all reasonable time to a full and free access to all accounts, records, documents and papers of the Commission relating directly or indirectly to the receipt of payment of money by the Commission or to the acquisition, receipt, custody or disposal of assets by the Commission.
56. The Commission shall prepare and submit to the Imo House of Assembly through the Commissioner, not later than six months after the end of each financial year, a report of the activities of the Commission during the immediate preceding year, and shall include in such report a copy of the audited accounts of the Commission for that year and the Auditor's report on the accounts.
57. The Commission may accept any gift of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift provided that the Commission shall not accept any gift if the conditions attached are inconsistent with the functions of the Commission and the terms of existing Laws.
58. The Commission may with prior consent of the Governor through the Commissioner borrow such monies as may be required to carry out its functions under this Law.
59. The Commission shall maintain accounts with approved bank(s) into which all funds of the Commission shall be paid.

Audit

Annual Reports

Power to accept gift

Power to borrow

Bank Account

PART VI – MISCELLANEOUS PROVISIONS AND LEGAL PROCEEDINGS

60.(i) The Commissioner may give to the Commission directives of a general or specific nature as to the exercise or performance by the Commission of any of its functions in relation to matters appearing before him, and the Commission shall give effect to such directives;

*Directives from
the Commissioner*

(ii) in particular and without prejudice to the generality of the provisions of sub section (i) above, the Commissioner may:

(a) Direct that the Commission shall act in accordance with the general programme or policy or arising issues from the Governor; or

(b) Direct that the Commission shall discontinue or restrict any of its activities;

(iii) the Commission shall furnish the Governor and the Commissioner with such information and returns relating to the activities of the Commission or of other bodies through which their activities are carried out, or as the Governor may from time to time require.

*Commission to
make returns*

61.(1) Subject to the provisions of this Law, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against an officer or employee of the Commission.

Limitation of Suits

(2) Notwithstanding anything contained in any other enactment, no suit against a member of the Board, the General manager, any officer or employee of the Commission done in pursuance or execution of this Law or any other Law in respect of any alleged neglect or default in the execution of this law or any other enactment or law shall be lie or be instituted in any court unless it is commenced –

(a) Within three months next after the act, neglect or default complained of, or

(b) In the case of a continuation of damage or injury, within six months next after the ceasing thereof.

(3) No suit shall be commenced against a member of the Board, the General Manager, any officer or employee of the Commission before the expiration of a period of one month after written notice of the intention to commence the suit shall have been served on the Commission by the intending plaintiff or his agent.

- (4) The notice referred to in Subsection (3) of this Section shall clearly and explicitly state the cause of action, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he claims.

62. A notice, summons or other documents required or authorized to be served upon the Commission under the provisions of this Law or any other enactment or Law may be served by delivering it to the General Manager or by sending it by registered post addressed to the General Manager at the Headquarters of the Commission.

*Service of
summons*

63. A member of the Board, the General Manager, any officer or employee of the Commission shall be indemnified out of the assets of the Commission against any liability incurred by him in defending any proceeding, whether civil or criminal, in which judgment is given in his favour or in which he is acquitted, if any such proceeding is brought against him in his capacity as a member of the Commission, the General Manager, officer or other employee of the Commission.

*Indemnity of
Officers*

64. A member of the Board or the General Manager or any other employee of the Commission shall treat as confidential any information which has come to his knowledge in the exercise of his powers in the performance of his duties under this Law except where required to disclose such by a Court or in such other circumstances as may be prescribed by the Board from time to time.

Secrecy

- 65.(1) Imo State Environmental Sanitation Authority (law No.4 of 1980), Imo State Environmental Sanitation Authority Law (Amendment) Edict, (Edict No.6 of 1985), Environmental Sanitation Board (Edict No.8 of 1994 are hereby repealed.

Repeals

- (2) Any other law in Imo State inconsistent with the provisions of this Law shall to the extent of its inconsistency be null and void.

- 66.(1) The statutory functions, right, interest, obligations and liabilities of the department responsible for the environmental sanitation in the state before the commencement of this Law under any contract or instrument by virtue of this Law shall be deemed to have been assigned to and vested in the Commission.

*Savings and
Transitional
Provisions*

- (2) All assets, funds, resources and any other movable or immovable

property which immediately before the commencement of this Law, were in the department responsible for the maintenance of environmental sanitation in the State shall be vested in the Commission.

- (3) Any person who immediately before the coming into force of this Law is attached to any office in the department responsible for the maintenance of environmental sanitation in the State shall continue in office and be deemed to have been appointed to the office by the Commission, such officer being henceforth under the Commission.

67. The Board may with the approval of the Commissioner make such regulations, which in his opinion are expedient for giving full effect to the provisions of this Law and for the due administration of its provisions.

Regulations

* SCHEDULE I

SUPPLEMENTARY PROVISIONS RELATING TO THE PROCEEDINGS OF
THE BOARD

1. Subject to this law and section 27 of the Interpretation Act (which provides for decisions of a statutory body to be taken by a majority of its members present, the person presiding when the vote is ordered shall have a casting vote), the Commission may make standing orders regulating its proceedings or that of any of its Committees. *Cap 192 LFN*
2. At every meeting of the Board, the chairman shall preside and in his absence the members present at the meeting shall appoint one of their members to preside. *Chairman to preside at meetings*
3. The Quorum at a meeting of the Board shall be one third ($\frac{1}{3}$) of the entire membership, and this number includes the Chairman. *Quorum at meeting*
4. The members of the Board may by notice in writing signed by them, request the Chairman to summon a meeting of the Board for the purpose set out in such notice and the Chairman shall thereupon order a special meeting to be summoned within fourteen (14) days from the date on which the notice is given. *Members to Summon meeting*
- 5.(1) The Board shall meet at such times and places as the Chairman may direct. *Place of meeting*
- (2) The meeting of the Board shall be held at least three times in each calendar year.
- (3) Where the Board desires to obtain the advice of any person on a particular matter, the Commission may co-opt him to the board for such period as it thinks fit, such a person shall not be entitled to vote at any meeting of the Board and shall not count towards a quorum.
- 6.(1) The Board may appoint committees to which it may delegate any of its functions. *Appointment of Committees*
- (2) A committee appointed under paragraph 1 of this section shall consist of such number of persons as may be determined by the Board and shall hold office in accordance with the terms of its appointment (members of the committee shall not necessarily be members of the Board).

- (3) The quorum of any committee set up by the Board shall be determined by the Board.
- (4) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

MISCELLANEOUS

- 7. The fixing of the seal of the Commission shall be authenticated by the signature of the Chairman, the General Manager or any other person generally or specifically authorized by the Board to act for that purpose.

*Seal of the
Agency*

- 8. No contract shall be executed on behalf of the Commission unless the party to the contract is a corporate body.

- 9. Any document purporting to be a contract, instrument or other document duly signed or sealed on behalf of the Commission shall be received in evidence and shall unless the contrary is proved, be presumed without further proof to have been so signed or sealed.

- 10. The validity of any proceedings of the Board or of any of its committees shall not be affected by –

*Validity of
proceedings of the
Board or
Committee*

- (a) any vacancy in the membership of the Board or committee, or
- (b) any defect in the appointment of a member of the Board or committee, or
- (c) reason that any person not entitled to do so took part in the proceedings of the Board or committee.

- 11.(1) A member of the Board who is directly or indirectly interested in any matter being deliberated on by the Board or is interested in any contract made or proposed to be made by the Commission shall as soon as after the relevant facts have come to his knowledge, disclose the nature of his interest at a meeting of the Board.

*Member to
disclose interest*

- (2) A disclosure under paragraph 1 of this section shall be recorded in the minutes of the meeting of the Board and the member concerned shall –

- (a) not, after the disclosure take part in any deliberation or decision of the Board on the issue, and

- (b) be excluded for the purpose of constituting a quorum of any meeting of the Board for any deliberation or decision, with regard to the subject matter in respect of which his interest is so disclosed.

12. No member of the Board shall be personally liable for any act or omission done or made in good faith while engaged in the business of the Commission.
-

SCHEDULE II

SANITATION, DISPOSAL AND USER FEE FOR TENEMENT PROPERTIES AND BUSINESS ORGANIZATION

Description of Tenement, Business Organization/Institution/Industries		Amount Payable Per month (₦)	Remark
A	TENEMENT		
i	bungalows in rooms	100.00	per room
ii	Flats: 2-3 rooms	200.00	per flat
iii	Flats 4-5 rooms	300.00	per flat
iv	Duplexes and self contained houses	500.00	per tenement
B	INDUSTRIES AND MANUFACTURING ESTABLISHMENT		
i	less than 10 employees	1,000.00	per industry
ii	More than 10 but less than 20	2,000.00	"
iii	more than 20 but less than 50	3,000.00	"
iv	More than 50	3,000.00	"
v	More than 100	3,000.00	"
C	COMMERCIAL ESTABLISHMENTS		
i	Banks	5,000.00	per bank
ii	Insurance establishments	3,000.00	per company
iii	Other finance Houses/Community banks	3,000.00	"
iv	Mercantile Houses	3,000.00	"
v	Cold stores/Warehouse	3,000.00	"
D	HOTELS AND HOSPITALITY ESTABLISHMENTS		
i	Five Star Hotels	10,000.00	per Hotel
ii	Three Star Hotels	3,000.00	"
iii	Other Hotels	3,000.00	"
iv	Fast Food Establishment/Company	3,000.00	for Restaurant/ Beer Parlour House/Others
v	Restaurant/Beer parlours	2,000.00	
vi	Eating Houses/Others	2,000.00	

E PROFESSIONAL AND BUSINESS OFFICES

i	Lawyer's Chambers/Architects	500.00	Per Establishment
	Surveyors/Accountants		
ii	Computer/Business Center	500.00	"
iii	Business Offices	500.00	"
iv	Cyber Café	500.00	"
v	Bookshops	500.00	"
vi	Printing Press etc	1,000.00	"
vii	Super Markets	500.00	"
viii	Filling Stations	2,000.00	"
ix	Multinational Trading Houses/Major Distributors (warehouses).	5,000.00	"

F HOSPITALS, PHARMACY & MATERNITIES

i	4-9 bed hospital	3,000.00	per Hospital
ii	10-20 bed hospital	4,000.00	"
iii	More than 20 bed hospital	5,000.00	"
iv	Clinic (out patient)/Pharmacies	3,000.00	"
v	Maternities 4-9 bed	2,000.00	"
vi	Maternities 10 beds and above	3,000.00	"
vii	Mortuaries/Embalmant Centres	10,000.00	"

G MARKET STALLS/ARTISAN WORKSHOPS

i	Market stall inside market	500.00	per Stall
ii	Market stall outside market	1,000.00	"
iii	Malls in shopping Complex	1,000.00	"
iv	Shops outside market areas	1,000.00	"
v	Sheds in Timber Markets	1,000.00	"
vi	Mechanic workshop (Motor)	1,000.00	"
vii	Mechanic Workshop (Motorcycle)	500.00	"
viii	Saw Mill	2,000.00	"
ix	Cabinet/Carpenter-shop	500.00	"
x	Vulcanizers	500.00	"
xi	Welders/fitters/panel beater/Electricians	500.00	"
xii	Tailoring shop	500.00	"
xiii	Hair dressing/barbing shops/Boutique	500.00	"
xiv	Small Business shop etc	300.00	"
xv.	Building materials shop	1,000.00	"

H	BAKE HOUSES & CORN MILLS		
i	Bakeries	1,000.00	"
ii	Corn-Mill	1,000.00	"
iii	Cassava grinding mills	500.00	"
iv	Allied business	500.00	"
I	POULTRY FARMS & PIGGERY ESTABLISHMENTS		
i	Poultry farms large/small	1,500.00	Per Establishment
ii	piggery large/small	1,000.00	"
iii	Goat/sheep/rabbit pens	500.00	"
iv	Slaughter houses small/large	3,000.00	"
v	Building materials shops – (outside the Market areas	1,000.00	"
J	EDUCATIONAL INSTITUTIONS		
i	Tertiary (Private)	5,000.00	per Institution
ii	Secondary/post primary (private)	1,000.00	"
iii	Vocational (Private)	1,000.00	"
iv	Primary (private)	1,000.00	"
v	Others	1,000.00	"
K	MINISTRIES AND PARASTATALS		
i	Government House	5,000.00	Per Ministry
ii	Ministries	2,000.00	"
iii	House of Assembly	2,000.00	"
iv	Judiciary	2,000.00	"
	Parastatals	2,000.00	"
	Board/Commissions	2,000.00	"
L	MISCELLANEOUS		
i	Car wash	1,000.00	Per Centre
ii	Bore hole (commercial)	1,000.00	"
iii	Laundry	1,000.00	"
iv	Block molding Industry	1,000.00	"
v	Sanitation tolls	500.00	"
vi	Open Sheds/Free Zones	500.00	"
vii	Motor parks small/big	1,000.00	"

SCHEDULE III

**ANNUAL PEST/VECTOR CONTROL FEES AND FUMIGATION
CHARGE RATES PER QUARTER**

A. RATES PER QUARTER

	Description of the Tenement Industries, Business trade and Residential Premises	Pest Control Fees Per Annum (N)	Fumigation Charges Per Quarter (N)
1.	Single room	960.00	3,000.00
2.	Flat (from 1 to 2 bedrooms)	1,560.00	6,000.00
3.	Flat (three bedroom and above)	2,760.00	8,000.00
4.	Bungalow up to 2 bedrooms	3,360.00	10,000.00
5.	Bungalow 3 bedrooms and above	5,760.00	12,000.00
6.	Duplex	9,600.00	14,000.00
7.	Owner Occupier Premises	9,600.00	15,000.00

B.

	Business Enterprise and Institution	Pest Control Fees Per Annum (N)	Fumigation Charges Per Quarter (N)
1.	Commercial and vocational Schools (without boarding facilities)	10,000.00	20,000.00
2.	Commercial and vocational Schools (with boarding facilities)	15,000.00	30,000.00
3.	Supermarkets	5,000.00	3,000.00
4.	Complex Supermarket	10,000.00	10,000.00
5.	Chemist Shops	3,600.00	3,000.00
6.	Pharmacy Shops	5,000.00	8,000.00
7.	Large Pharmacy	12,000.00	10,000.00
8.	Bakery and Bake Houses	10,000.00	10,000.00
9.	Building Materials Shops	3,600.00	5,000.00

10.	Aluminium Shops	3,600.00	5,000.00
11.	Aluminium under Warehouse	10,000.00	10,000.00
12.	Market Stalls/Bread Sellers Stand	600.00	2,000.00
13.	Provision Stores	2,400.00	5,000.00
14.	Beer Parlour/Snacks Bar	2,400.00	6,000.00
15.	Patent Medicine Stores	3,600.00	5,000.00
16.	Hair Salon	2,400.00	2,000.00
17.	Barbing Salon	2,400.00	2,000.00
18.	Tailoring Shops	3,600.00	2,000.00
19.	Motor Spare Parts Shops	3,600.00	2,000.00
20.	Motor Spare Parts (under Warehouse)	7,200.00	10,000.00

C.

Business Enterprises and Institutions		Pest Control Fees Per Annum (₹)	Sanitation Charges Per Quarter (₹)
21.	Other Spare Parts Shops	3,600.00	2,000.00
22.	Metal Works Workshops	3,600.00	2,000.00
23.	Electronic Shop	5,000.00	8,000.00
24.	Electronic Shops (under Warehouse)	10,000.00	15,000.00
25.	Mechanic Workshops	2,400.00	2,000.00
26.	Motor Engineering Companies	10,000.00	20,000.00
27.	Panel Beating Workshops	2,400.00	2,000.00
28.	Electronic Workshops	2,400.00	2,000.00
29.	Refrigeration Sales/Repairs	4,800.00	8,000.00
30.	GSM Sales/Services	7,200.00	8,000.00
31.	Computer Sales/Services	7,200.00	8,000.00
32.	Painting/Spraying Workshops	3,600.00	8,000.00
33.	Textile Shade/Shop	3,600.00	2,000.00

34.	Multinational Trading Companies	60,000.00	190,000.00
35.	Any Business under Warehouse	7,200.00	10,000.00
36.	Consultancy/Professional Business Offices e.g. Lawyer's Chambers, Surveyors, Architects, Estate Valuers, Accountants, etc.	2,400.00	8,000.00
37.	Insurance Brokers	2,400.00	8,000.00
38.	Small Industries	7,200.00	12,000.00
39.	Large Industries	18,000.00	30,000.00
40.	Pool Houses	3,600.00	3,000.00
41.	Pool Promoters	12,000.00	30,000.00
42.	Bookshops	3,600.00	5,000.00

D.

	Wood/Metal Manufacturing of Cabinet, Furniture Workshops and Establishments	Pest Control Fees Per Annum (₦)	Fumigation Charges Per Quarter (₦)
1.	Cabinet Workshops	3,600.00	8,000.00
2.	Vulcanizing/Bicycle/Motorcycle Repair Shade/Stand	2,400.00	3,600.00
3.	Car Wash (per center)	2,400.00	3,600.00
4.	Timber Shade (per stall)	2,400.00	-
5.	Block Industries	7,200.00	12,000.00
6.	Laundry/Dry Cleaning	2,400.00	5,000.00
7.	Cold Room/Cold Stores	4,800.00	8,000.00
8.	Welding Workshops	3,600.00	5,000.00
9.	Shall Business Centres	4,800.00	8,000.00
10.	Complex Business Centres	12,000.00	15,000.00

E.

	Larger Industries, Business Institutions and Government Establishments	Pest Control Fees Per Annum (₹)	Fumigation Charges Per Quarter (₹)
1.	Industries e.g. Pure Water Factories, Toilet Tissue Cutting, etc.	14,400.00	75,000.00
2.	Large Industries	30,000.00	40,000.00
3.	Government Hospitals	18,000.00	70,000.00
4.	State Government Parastatals	10,000.00	50,000.00
5.	State Government Ministries	18,000.00	50,000.00
6.	Universities, Polytechnics and Colleges of Education	144,000.00	250,000.00
7.	Finance Houses and Community Banks/Insurance Companies	18,000.00	75,000.00
8.	Bank Branch Premises	48,000.00	70,000.00
9.	Hotels with Lodging and Accommodation	50,000.00	50,000.00
10.	Hostels with Lodging Accommodation	30,000.00	50,000.00
11.	Filling Stations (each branch)	12,000.00	50,000.00
12.	Federal Government Ministries and parastatals	12,000.00	50,000.00
13.	Nursery Schools	8,400.00	75,000.00
14.	Primary Schools	10,000.00	30,000.00
15.	Post Primary Schools (without boarding facilities)	12,000.00	40,000.00
16.	Post Primary Schools (with boarding)	16,000.00	40,000.00
17.	Large Fast Food Centres/Complexes and Restaurants	48,000.00	30,000.00

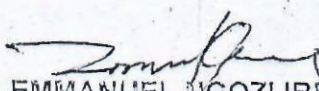
F. OTHERS		PEST CONTROL FEES PER ANNUM (N)	FUMIGATION CHARGES PER QUARTER (N)
1.	Slaughter House	50,000	40,000 (Private Slaughter)
2.	Private Hospital	15,000	20,000
3.	Doctors Clinic (Out-patients clinics)	7,200	20,000
4.	Maternity Homes	7,200	20,000
5.	Medical Laboratories	7,200	15,000
6.	Large Restaurants	15,000	10,000
7.	Other Eating Houses	3,600	7,000
8.	Business in Butcher	2,400	5,000
9.	Borehole Operators	3,600	3,000
10.	Poultry Farm	12,000	20,000
11.	Photo Laboratory	12,000	15,000
12.	Markets, Motor Parks and Other Associations and Unions	100,000	-
13.	Fumigation Certification per job done by Road Side Fumigators		5,000

SCHEDULE IV

OFFENCES AND FINES

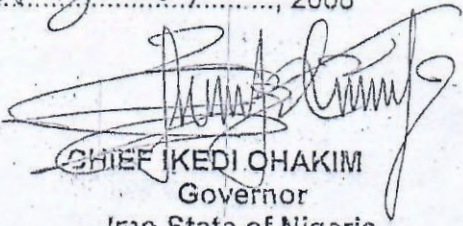
S/NO		OFFENCE MINIMUM	FINE MAXIMUM
1.	Littering	5,000.00	10,000.00
2.	Organizations Obstruction of side walk	25,000.00	50,000.00
3.	Individual disposal of waste by the Agency	15,000.00	30,000.00
4.	Illegal dumping of refuse waste by individual at unauthorized places/corporate organization	1,000.00	5,000.00
5.	Removal of approved city advertisement and Governments bill boards	25,000.00	50,000.00
6.	Improper disposal of sewage	25,000.00	50,000.00
7.	Failure to cover waste trucks in transit	25,000.00	50,000.00
8.	Blocking of drains/roads with sand, stones and building materials	25,000.00	50,000.00
9.	Improper channeling of water waste	25,000.00	50,000.00
10.	Improper control of domestic animals	25,000.00	50,000.00
11.	Willful contamination of source of water supply	25,000.00	50,000.00
12.	Improper exposure of cooked food for sale to the public	1,000.00	5,000.00
13.	Obstruction of authorized officers	5,000.00	10,000.00

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


EMMANUEL NGOZI IBEKWE
Clerk of the House of Assembly
Imo State of Nigeria

Assented to by me this 11th day of August, 2008




CHIEF IKEDI OHAKIM
Governor
Imo State of Nigeria

Assent withheld by me this day of, 2008

CHIEF IKEDI OHAKIM
Governor
Imo State of Nigeria

Passed again by the Imo House of Assembly by two-thirds majority this
Day of, 2008.



RT. HON. CHIEF GOODLUCK NANAH OPIAH
Speaker
Imo State House of Assembly