

LEGAL PRACTITIONERS ACT, CAP L11, LFN 2004
 [INCORPORATING THE PROVISIONS OF THE LEGAL
 PRACTITIONERS (AMENDMENT) DECREE, NO. 21, 1994]

AN ACT TO RE-ENACT THE LEGAL PRACTITIONERS ACT 1962 AS AMENDED UP
 TO DATE (1962 No. 33 ; 1975 No. 15 ; 1976 No. 29 ; 1977 No. 40 ; 1977
 No. 67 ; 1979 No. 9 ; 1979 No. 75 ; 1988 No. 46 ; 1994 No. 21)

[16th May, 1975] Commence-
 ment.

The General Council of the Bar

1. —(1) There shall be a body to be known as the General Council of the Bar (in this Act referred to as "the Bar Council") which shall be charged with the functions conferred on the Council by this Act or the Constitution of the Nigerian Bar Association ("the Association").

Establishment
 of Bar
 Council.

(2) The Bar Council shall consist of—

(a) the Attorney-General of the Federation, who shall be the president of the Council;

(b) the Attorneys-General of the States ; and

(c) twenty members of the Association.

(3) The persons mentioned in paragraph (c) of subsection (2) of this section shall—

(a) be elected to serve on the Bar Council at elections in which all members of the Association are entitled to vote in such manner as may be provided by the Constitution of the Association ; and

(b) hold office for such period as may be determined by or under that Constitution, and not less than seven of those persons shall be legal practitioners of not less than ten years' standing.

(4) The quorum of the Bar Council shall be eight and the Council may make standing orders regulating the procedure of the Council and, subject to the provisions of any such orders, may regulate its own proceedings; and no proceedings of the Council shall be invalidated by any vacancy in the membership of the Council, or by the fact that any person took part in the proceedings who was not entitled to do so.

Practice as a Legal Practitioner

2. —(1) Subject to the provisions of this Act, a person shall be entitled to practise as a barrister and solicitor if, and only if, his name is on the roll.

Entitlement
 to Practice.

(2) If—

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(a) an application under this subsection is made to the Chief Justice by or on behalf of any person appearing to him to be entitled to practise as an advocate in any country where the legal system is similar to that of Nigeria ; and

(b) the Chief Justice is of the opinion that it is expedient to permit that person to practise as a barrister for the purposes of proceedings described in the application,

the Chief Justice may by warrant under his hand authorise that person, on payment to the Registrar of such fee not exceeding fifty naira as may be specified in the warrant, to practise as a barrister for the purposes of those proceedings and of any appeal brought in connection with those proceedings.

(3) A person for the time being exercising the functions of any of the following offices, that is to say—

(a) the office of the Attorney-General, Solicitor-General or Director of Public Prosecutions of the Federation or of a State ;

(b) such offices in the civil service of the Federation or of a State as the Attorney-General of the Federation or of the State, as the case may be, may by order specify,

shall be entitled to practise as a barrister and solicitor for the purposes of that office.

(4) A certificate signed by, or by a person authorised either generally or specially in that behalf, any of the persons mentioned in paragraph (a) of subsection (3) of this section stating that a particular individual is exercising the functions of a particular office shall, without prejudice to any other means of proof, be conclusive proof for the purposes of that subsection that the individual is exercising the functions of that office; and any document purporting to be a certificate under this subsection shall be admitted in evidence and, until the contrary is proved, be deemed to be such a certificate.

Establishment
of Body of
Benchers.

3.—(1) There shall be a body of legal practitioners of the highest distinction in the legal profession in Nigeria to be known as the “the Body of Benchers” which shall be responsible for performing the functions and duties imposed upon it under this Act and which shall consist of the following members, that is—

[1994 No. 21]

(a) the Chief Justice of Nigeria and all the Justices of the Supreme Court ;

(b) the President of the Court of Appeal ;

- (c) the Attorney-General of the Federation ;
- (d) the Presiding Justices of Court of Appeal Divisions ;
- (e) the Chief Judge of the Federal High Court ;
- (f) the Chief Judge of the Federal Capital Territory, Abuja ;
- (g) the Chief Judges of the States of the Federation ;

[1990 No. 2]

- (h) the Attorneys-General of the States of the Federation ;

[1990 No. 2]

- (i) the President of the Nigerian Bar Association ;

[1990 No. 2]

- (j) the Chairman of the Council of Legal Education ;

[1990 No. 2]

- (k) thirty legal practitioners nominated by the Nigerian Bar Association ; and

[1990 No. 2]

- (l) such number of persons, not exceeding ten, who appear to the Body of Benchers to be eminent members of the legal profession in Nigeria of not less than 15 years' post call standing.

[1990 No. 2]

(2) The Body of Benchers shall be a body corporate with perpetual succession and a common seal.

(3) Except as provided under subsection (4) of this section or by regulations made under subsection (5) of this section, a Bencher shall (unless he previously vacates it) vacate his office as a Bencher if he ceases to be the holder of any office by virtue of which he was appointed a Bencher.

(4) Notwithstanding anything in subsection (3) of this section, the Chief Justice of Nigeria shall hold office as such Bencher for life.

(5) The Benchers may make regulations—

(a) providing for an increase in the membership of the Body of Benchers as set out in subsection (1) of this section and the qualifications for and conditions applicable to such membership ;

(b) providing for the tenure of office of Benchers including the conferment of life membership on any Bencher and the circumstances in which any Bencher may become a supernumerary Bencher ;

(c) providing for the appointment of persons of distinction in any country as honorary members of the Body of Benchers and the conditions applicable to such appointment ;

(d) providing for the composition and quorum of the Benchers for the purpose of the exercise of any of the functions conferred on the Benchers under this Act and for the determining in connection thereto of any matter which, in the opinion of the Benchers, requires to be determined ; and

(e) providing, either generally or in respect of any particular case, for the discharge of the functions conferred on the Benchers under this Act.

(6) Any Bencher may in such manner and subject to such procedure as may be prescribed be removed from office for misconduct or on such other ground as the Benchers may, in their discretion, determine to be sufficient.

(7) The Benchers shall meet at such times and places as may be convenient for them and may, in such manner as they think fit, prescribe the procedure for their meetings.

(8) Except as may be provided by regulations made under subsection (5) of this section, the quorum of the Benchers shall be ten.

(9) The validity of any proceedings of the Benchers shall not be affected by any vacancy in the membership of the Benchers or by any defect in the appointment of a member or by any irregularity in the proceedings of any of their meetings.

(10) For the purpose of this section—

(a) "*functions*" includes powers and duties; and

(b) "*prescribed*" means prescribed by regulations made by the Body of Benchers,

and the operation of section 11 (2) of the Interpretation Act (which deals with references in an enactment to acting appointments) is hereby excluded.

[Cap. 123, LFN, 2004]

Power to
accept
Gifts.

3A.—(1) The Body of Benchers may accept gifts of money or movable or immoveable property upon such terms and conditions, if any, as may be specified by the person or organization making the gift.

(2) The Body of Benchers shall not accept any gift if the conditions attached thereto by the person or organisation making the gift to the acceptance thereof are inconsistent with or inimical to the functions of the Body of Benchers.

(3) The Body of Benchers may, subject to any trust created in respect of any property, invest its funds including any of its surplus funds in any securities as may be approved by the Body of Benchers.

[1994 No. 21]

4.—(1) Subject to the provisions of this section, a person shall be entitled to be called to the Bar if— Call to the Bar.

- (a) he is a citizen of Nigeria ; and
- (b) he produces a qualifying certificate to the Benchers ; and
- (c) he satisfies the Benchers that he is of good character ; and
- (d) he pays the call fees as may be prescribed from time to time by the Body of Benchers.

(2) Notwithstanding the provisions of subsection (1) of this section, a person may also be entitled to be called to the Bar, if—

- (a) he is a non-citizen of Nigeria ;
- (b) he produces a qualifying certificate to the Benchers ; and
- (c) he satisfies the Benchers that he is of good character.

[1992 No. 9]

(3) The Council of Legal Education may by regulations provide that the provisions of paragraph (b) of subsection (1) of this section shall not apply in such cases and on such conditions (if any) as may be specified by the regulations.

(4) The Benchers shall issue to every person called to the Bar pursuant to subsections (1) and (2) of this section, a certificate of call to the Bar which shall be in such form as the Benchers may determine.

5.—(1) Subject to subsection (2) of this section, the Legal Practitioners' Privileges Committee established under subsection (3) of this section may by instrument confer on a legal practitioner the rank of Senior Advocate of Nigeria. Conferment, etc., of the rank of Senior Advocate of Nigeria.

(2) A person shall not be conferred with the rank of Senior Advocate of Nigeria unless he has been qualified to practise as a legal practitioner in Nigeria for not less than ten years and has achieved distinction in the legal profession in such manner as the Committee may, from time to time, determine.

(3) There shall be a committee to be called the Legal Practitioners' Privileges Committee which shall consist of the following—

- (a) the Chief Justice who shall be Chairman ;
- (b) the Attorney-General of the Federation ;
- (c) one Justice of the Supreme Court ;
- (d) the President of the Court of Appeal ;
- (e) five of the Chief Judges of the States ;
- (f) the Chief Judge of the Federal High Court ; and
- (g) five Legal Practitioners who are Senior Advocates of Nigeria.

(4) The members of the committee under paragraphs (c), (e) and (g) of subsection (3) of this section shall be appointed by the Chief Justice of Nigeria in consultation with the Attorney-General of the Federation.

(5) Members of the committee under paragraphs (c), (e) and (g) of subsection (3) of this section shall hold office for two years after which they shall be eligible for re-appointment for one further term of two years only.

(6) The Legal Practitioners' Privileges Committee may act notwithstanding any vacancy in its membership:

(7) The Legal Practitioners' Privileges Committee may, with the approval of the Body of Benchers, make rules as to the privileges to be accorded to Senior Advocates of Nigeria, as to the functions of a legal practitioner, which are not to be performed by a Senior Advocate of Nigeria, as to the mode of appearance before courts by a Senior Advocate of Nigeria, and generally, but without prejudice to the foregoing, for ensuring the dignity of the rank of Senior Advocate of Nigeria.

(8) Until the first rules made in pursuance of subsection (7) of this section come into force, a Senior Advocate of Nigeria shall not be entitled to engage in practice as a member of the legal profession otherwise than as a barrister, but nothing in this subsection shall be construed as precluding a Senior Advocate of Nigeria from entering into, or continuing in partnership with a legal practitioner who is not a Senior Advocate of Nigeria.

Privilege of
Law
Officers.

6.—(1) Notwithstanding any other provision of this Act but subject as provided in section 8 (4) and the First Schedule hereto, all courts of law in Nigeria before which legal practitioners are entitled to appear shall accord to every law officer specified in this section, the following rights and privileges, that is to say—

- (a) the exclusive right to sit in the inner bar or, where no facilities exist for an inner bar, on the front row of seats available for legal practitioners ; and

(b) the right to mention any motion in which he is appearing or any other cause or matter which is on the list for mention and not otherwise listed for hearing out of its turn on the cause list.

(2) The law officers to whom this section applies are the Attorney-General of the Federation, the Attorney-General of any State in the Federation and the Solicitor-General of the Federation.

(3) The rights and privileges conferred on the law officers by subsection (1) of this section shall also be accorded to only Life Members of the Body of Benchers.

[1992 No. 77]

7.—(1) Subject to the provisions of this section, a person shall be entitled to have his name enrolled if, and only if— Enrolment

(a) he has been called to the Bar by the Benchers ; and

(b) he produces a certificate of his call to the Bar to the Registrar.

(2) The Attorney-General may, after consultation with the Bar Council and the Body of Benchers, by regulations provide for the enrolment of the names of persons who are authorized by law to practise as members of the legal profession in any country where, in his opinion, persons whose names are on the roll are afforded special facilities for practicing as members of that profession ; and, without prejudice to the generality of the power conferred by the foregoing provisions of this subsection, the regulations may—

(a) require persons seeking enrolment by virtue of the regulations to pass such examinations and to pay such fees as may be specified by or under the regulations ; or

(b) provide for the cancellation of enrolments having effect by virtue of the regulations where, in the opinion of the Attorney-General, the facilities aforesaid are altered or withdrawn.

[1994 No. 21]

(3) Except in pursuance of a direction given under the following provisions of this Act by the Supreme Court or by the Disciplinary Committee established under those provisions, a person whose name has been struck off the roll in pursuance of a direction given either before or after the commencement of this Act by that court or in pursuance of a direction of the Disciplinary Committee, shall not be entitled to have his name enrolled again.

8.—(1) Subject to the provisions of the next following subsection and of any enactment in force in any part of Nigeria prohibiting or restricting the right of any person to be represented by a legal practitioner in proceedings before the Supreme Court or the Sharia Court of Appeal or any area or customary court, a legal practitioner shall have the right of audience in all courts of law sitting in Nigeria.

(2) No Legal Practitioner (other than such a person is mentioned in subsection (3) of section 2 of this Act) shall be accorded the right of audience in any court in Nigeria in any year unless he has paid to the registrar in respect of that year such practising fee as may be prescribed from time to time in accordance with the provisions of this section.

[1994 No. 21]

(3) The Registrar shall —

(a) issue to every person by whom a practising fee is paid in respect of any year a receipt for the fee in the prescribed form ; and

(b) as soon as reasonably practicable after the end of January in each year and thereafter from time to time during the year as he considers appropriate cause to be printed in the prescribed form and put on sale a list or supplementary list of the legal practitioners by whom practising fees have been paid in respect of that year ; and

(c) pay over to the Association as soon as may be after the end of each year a sum equal to nine tenths of the aggregate amount of the practising fees received by him in pursuance of this section during the year,

and a receipt purporting to be issued and list purporting to be printed in pursuance of this subsection in respect of any year shall be evidence that the person named in the receipt or, as the case may be, that any person named in the list has paid to the Registrar the practising fee in respect of that year.

(4) Legal Practitioners appearing before any court, tribunal or a person exercising jurisdiction conferred by law to hear and determine any matter (including an arbitrator) shall take precedence among themselves according to the table of precedence set out in the First Schedule to this Act.

[First Schedule]

9.—(1) Subject to the provisions of this section, a person shall not be immune from liability for damage attributable to his negligence while acting in his capacity as a legal practitioner, and any provision purporting to exclude or limit that liability in any contract shall be void.

Liability for
Negligence.

(2) Nothing in subsection (1) of this section shall be construed as preventing the exclusion or limitation of the liability aforesaid in any case where a legal practitioner gives his services without reward either by way of fees, disbursements or otherwise.

(3) Nothing in subsection (1) of this section shall affect the application to a legal practitioner of the rule of law exempting barristers from the liability aforesaid in so far as that rule applies to the conduct of proceedings in the face of any court, tribunal or other body.

10.—(1) The Body of Benchers shall be responsible for—

Functions
of the Body
of Benchers.

(a) the formal call to the Bar of persons seeking to become legal practitioners in Nigeria ;

(b) the exercise of disciplinary jurisdiction over members of the legal profession and over students seeking to become legal practitioners ;

(c) taking all measures (whether by making regulations pursuant to the powers conferred on it by this section or otherwise howsoever) which appear to it to be necessary or expedient for maintaining at all times the traditional values of the legal profession ; and

(d) prescribing fees to be paid by legal practitioners pursuant to the provisions of this Act after consultation with the Association.

(2) Notwithstanding anything contained in the Constitution of the Association, the Body of Benchers shall have and may exercise any or all the powers specified in subsection (3) of this section whenever—

(a) the term of office of the officers or the elected members of the National Executive Committee of the Association has expired and it is impossible for the Association to hold the necessary elections for a period exceeding 30 days thereafter ; or

(b) the Body Benchers is satisfied that by reason of dispute among the members of National Executive Committee of the Association, it is impossible or impracticable for the National Executive Committee to undertake or continue its functions of managing the affairs of the Association ; or

(c) the National Executive Committee of the Association passes a resolution calling upon the Body of Benchers to exercise such powers.

(3) Whenever any of the events specified in subsection (2) of this section occurs, the Body of Benchers shall have power to—

(a) inquire into the cause of the default in holding the necessary elections or of the dispute among members of the National Executive Committee of the Association ;

(b) appoint (whether or not from among the Body of Benchers) such other suitable persons to run the affairs of the Association, and such persons shall be known as the Caretaker Committee of the Nigerian Bar Association (in this Act referred to as "the Caretaker Committee").

(4) A Caretaker Committee of the Association appointed pursuant to subsection (3) of this section shall manage the affairs of the Association for such period as the Body Benchers may prescribe, provided that the period so prescribed shall not exceed 12 months in the aggregate.

(5) The appointment of a Caretaker Committee by the Body of Benchers shall terminate forthwith all resolutions of the Association or the resolution of the National Executive Committee relating to the operation of the account of the association in any bank and all such other accounts of the association may thereafter be operated by the Caretaker Committee of the Association.

(6) The authority of the Caretaker Committee to operate the account of the Association in any Bank shall not be affected by any order of injunction issued prior to the date of its appointment and any such order of injunction shall by virtue of this Act abate, be made null and void and of no effect whatsoever.

(7) The disciplinary powers conferred on the Body of Benchers under subsection (1) of this section shall be exercised in such manner as may be prescribed by rules made by the Chief Justice of Nigeria in that behalf.

[1994 No. 21]

Establishment
of the
Disciplinary
Committee.

11.—(1) There shall be a committee of the Body of Benchers to be known as the Legal Practitioners Disciplinary Committee (in this Act referred to as "the Disciplinary Committee") which shall be charged with the duty of considering and determining any case where it is alleged that a person who is a member of the legal profession has misbehaved in his capacity as such or should for any other reason be the subject of proceedings under this Act.

(2) The Disciplinary Committee shall consist of—

(a) a Chairman who shall not be either the Chief Justice of Nigeria or a Justice of the Supreme Court ;

(b) two Justices of the Court of Appeal one of whom shall be President of the court of Appeal ;

(c) two Chief Judges ;

(d) two Attorneys-General, who shall be either the Attorney-General of the Federation and the Attorney-General of a State or two State Attorneys-General ; and

(e) four members of the Association who are not connected with either the investigation of a complaint or the decision by the association to present a complaint against a legal practitioner for determination by the Disciplinary Committee.

[1994 No. 21]

12.—(1) Where—

(a) a person who is a member of the legal profession is judged by the Disciplinary Committee to be guilty of infamous conduct in any professional respect ; or

[1994 No. 21]

(b) a person who is a member of the legal profession is convicted, by any court in Nigeria having power to award imprisonment, of an offence (whether or not an offence punishable with imprisonment) which in the opinion of the Disciplinary Committee is incompatible with the status of a legal practitioner ; or

[1994 No. 21]

(c) the Disciplinary Committee is satisfied that the name of any person has been fraudulently enrolled,

the Disciplinary Committee, may, if it thinks fit, give a direction—

(i) ordering the Registrar to strike that person's name off the roll ; or

(ii) suspending that person from practice by ordering him not to engage in practice as a legal practitioner for such period as may be specified in the direction; or

(iii) admonishing that person,

and any such direction may, where appropriate, include provision requiring the refund of moneys paid or the handing over of documents or any other thing as the circumstances of the case may require.

Penalties
for
unprofessional
conduct,
etc.

(2) Where a person whose name is on the roll is judged by the Disciplinary Committee to be guilty of misconduct not amounting to infamous conduct which, in the opinion of the Disciplinary Committee, is incompatible with the status of a legal practitioner, the Disciplinary Committee may, if it thinks fit, give such a direction as is authorised by paragraph (c) (ii) or (iii) of subsection (1) of this section; and any such direction may, where appropriate, include provision requiring the refund of moneys paid or the handing over of documents or any other thing, as the circumstances of the case may require.

} NOTE

(3) The Disciplinary Committee may, if it thinks fit, defer or further defer its decision as to the giving of a direction under subsections (1) and (2) of this section until a subsequent meeting of the Committee; but no person shall be a member of the Disciplinary Committee for the purposes of reaching a decision which has been deferred or further deferred unless he was present as a member of the Committee when the decision was deferred.

(4) It shall be the duty of the Bar Council to make rules from time to time on professional conduct in the legal profession and cause such rules to be published in the Gazette and distributed to all the branches of the Association.

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the Bar
Council.

[1994 No. 21]

(5) For the purposes of subsection (1) of this section, a person shall not be treated as convicted as mentioned in paragraph (b) of that subsection unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought in connection with the conviction.

(6) When the Disciplinary Committee gives a direction under subsection (1) or subsection (2) of this section, the Disciplinary Committee shall cause notice of the direction to be served on the person to whom it relates and submit to the Body Benchers a report on its findings which resulted in the issuance of notice.

[1994 No. 21]

(7) The person to whom such a direction relates may, at any time within 28 days from the date of service on him of notice of the direction, appeal against the direction to the Supreme Court; and the Disciplinary Committee may appear as respondent to the appeal and, for the purpose of enabling directions to be given as to the costs of the appeal and of proceedings before the Disciplinary Committee, shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.

[1994 No. 21]

(8) A direction of the Disciplinary Committee under subsection (1) or (2) of this section shall take effect—

(a) where no appeal under this section is brought against the direction within the time limited for the appeal, on the expiration of that time;

(b) where such an appeal is brought and is withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal;

(c) where such an appeal is brought and is not withdrawn or struck out as aforesaid, if and when the appeal is dismissed,

and shall not take effect except in accordance with the foregoing provisions of this subsection.

(9) Where a direction is given under subsection (1) or (2) of this section for the refund of moneys paid or the handing over of documents or any other thing and within 28 days of the date of the direction (or where an appeal is brought, on the dismissal of the appeal) the legal practitioner fails to comply with the direction, the Disciplinary Committee may deal with the case as one involving misconduct by the legal practitioner in his professional capacity.

[1994 No. 21 Deleted Provisions on Appeal
Committee of the Body of Benchers].

Disciplinary
Jurisdiction
of the
Supreme
Court.

13.—(1) Where it appears to the Supreme Court that a person whose name is on the roll has been guilty of infamous conduct in any professional respect with regard to any matter of which the court or any other court of record in Nigeria is or has been seised, the Supreme Court may if it thinks fit, after hearing any representations made and evidence adduced by or on behalf of that person and such other persons as the court considers appropriate, give such a direction as is mentioned in subsection (1) of section 12, and the direction shall take effect forthwith; and except in the case of an admonition the court shall cause notice of the direction to be published in the *Federal Gazette*.

(2) Where it appears to the Chief Justice that a legal practitioner should be suspended from practice, either with a view to the institution against him of proceedings under this Act before the Disciplinary Committee or while any such proceedings are pending, the Chief Justice may if he thinks fit, after affording the practitioner in question an opportunity of making representations in the matter, give such direction as is authorised by paragraph (ii) of subsection (1) of section 12; and in deciding whether to give such a direction in consequence of the conviction of a legal practitioner, the Chief Justice shall be entitled to disregard the provisions of subsection (5) of that section.

Restoration
of Names to
Roll, etc.

14.—(1) Where either before or after the commencement of this Act the name of any person has been struck off the roll or a person has been or is deemed to have been suspended from practice, he may, subject to the provisions of subsection (2) of this section, make an application for the restoration of his name to the roll or the cancellation of the suspension—

(a) if the striking off or suspension was ordered by the Chief Justice or the Supreme Court, to that court ; and

(b) in any other case, to the Disciplinary Committee.

(2) A direction under subsection (1) of section 12 of this Act or subsection (1) of section 13 of this Act may prohibit an application under subsection (1) of this section until the expiration of the period specified in the direction ; and where such an application is duly made to the Supreme Court or the Disciplinary Committee, the court or Disciplinary Committee may direct that no further application shall be made under subsection (1) of this section until the expiration of the period specified in the direction under this subsection.

Remuneration of Practitioners

Scales of
Charges.

15.—(1) There shall be a committee, to be called the Legal Practitioners Remuneration Committee, which shall consist of—

(a) the Attorney-General of the Federation, who shall be the chairman of the Committee ;

(b) the Attorneys-General of the States ; and

(c) the President of the Association and three other members of the Association.

(2) The quorum of the Committee shall be three, of whom one shall be the chairman of the Committee or some other member of the Committee nominated by him to act as chairman of the Committee on the occasion in question.

(3) The Committee shall have power to make orders regulating generally the charges of legal practitioners and, without prejudice to the generality of that power, any such order may include provision as to all or any of the following matters, that is to say—

(a) the maximum charges which may be made in respect of any transaction or activity of a description specified by the order ;

(b) the ascertainment of the charges appropriate for any transaction or activity by reference to such considerations as may be so specified ;

(c) the taking by practitioners of security for the payment of their charges and the allowance of interest with respect to the security ; and

(d) agreements between practitioners and clients with respect to charges.

(4) The Committee shall not make an order under this section unless they have served a copy of the proposed order on the President of the Association and have considered any representations in writing made to the Committee by the Association within the period of three months beginning with the date of service of the copy; and if the President of the Association within twenty days of the day on which an order under this section comes into force, signifies that the order be annulled, it shall, except in relation to anything previously done by virtue of the order, cease to have effect on the day next following the date of the resolution and be deemed never to have had effect.

(5) Until the first order made in pursuance of this section comes into force, nothing in this section shall be construed as affecting the law in force in any part of Nigeria with respect to the remuneration of legal practitioners.

16—(1) Subject to the provisions of this Act, a legal practitioner shall be entitled to recover his charges by action in any court of competent jurisdiction.

Recovery of
Charges,
etc.

(2) Subject as aforesaid, a legal practitioner shall not be entitled to begin an action to recover his charges unless—

(a) a bill for the charges containing particulars of the principal items included in the bill and signed by him, or in the case of a firm by one of the partners or in the name of the firm, has been served on the client personally or left for him at his last address as known to the legal practitioner or sent by post addressed to the client at that address; and

(b) the period of one month beginning with the date of delivery of the bill has expired.

(3) In any case in which a legal practitioner satisfies the court, on an application made either ex-parte or if the court so directs after giving the prescribed notice—

(a) that he has delivered a bill of charges to a client; and

(b) that on the face of it the charges appear to be proper in the circumstances; and

(c) that there are circumstances indicating that the client is about to do some act which would probably prevent or delay the payment to the legal practitioner of the charges,
then, notwithstanding that the period mentioned in paragraph (b) of subsection (2) of this section has not expired, the court may direct that the

legal practitioner be authorised to bring and prosecute an action to recover the charges unless before judgment in the action the client gives such security for the payment of the charges as may be specified in the direction.

(4) The court may, if it thinks fit, on the application of a client—

(a) order a legal practitioner to deliver his bill of charges to the client ;

(b) make an order for the delivery up of, or otherwise in relation to, any documents in the control of the legal practitioner which belong to or were received by him from or on behalf of the client,

and without prejudice to the generality of the powers of the court to punish for contempt or to the provisions of this Act relating to the discipline of legal practitioners, the court may punish for contempt any legal practitioner who refuses or fails to comply with an order under this subsection.

(5) The value of any consideration received by any person for anything done by a legal practitioner in his capacity as a legal practitioner shall, in so far as the value exceeds the minimum charges to which by virtue of this Act the practitioner is entitled in respect of that thing, be recoverable from any person who received the consideration or from the legal practitioner by the person from whom the consideration moved either directly or indirectly.

Applications
for Taxation
of Charges.

17.—(1) Except where a direction providing for the giving of security is given under subsection (3) of section 16 of this Act and security is not given in accordance with the direction, the court shall, on an application made by a client within the period of one month from the date on which a bill of charges was delivered to him, order that the bill shall be taxed and that no action to recover the charges shall be begun until the taxation is completed.

(2) Subject to the provisions of subsection (3) of this section, the court may if it thinks fit, on an application made after the expiration of the period aforesaid by the legal practitioner or (except as aforesaid) by the client in question—

(a) order that the bill shall be taxed ;

(b) order that until the taxation is completed, no action to recover the charges mentioned in the bill shall be begun and any such action already begun shall be stayed,
and an order under the subsection may be made on such terms (other than terms as to the costs of the taxation) as the court may determine.

(3) No order shall be made under subsection (2) of this section—

(a) in any case, after the period of twelve months from the date on which the bill in question was paid ;

(b) except in a case where the court determines that there are special reasons for making such an order, if twelve months have expired since the date of the delivery of the bill or if judgment has been given in an action to recover the charges in question,

and an order made by virtue of paragraph (b) of this subsection may contain terms as to the costs of the taxation.

18.—(1) The taxation of a bill of charges shall be in accordance with the provisions of any order in force under section 15 of this Act; and where no such order is in force or any item falling to be taxed is not dealt with by the order, the charges to be allowed on taxation of the item shall not exceed such as are reasonable having regard to the skill, labour and responsibility involved and to all the circumstances of the case. Taxation.

(2) If, at the time and place appointed in pursuance of rules of court for the taxation of a bill, one of the parties appears and any other party does not, the taxing officer shall proceed to tax the bill unless for special reasons he determines to adjourn or further adjourn the taxation so as to afford an absent party an opportunity to be present; and where he does so determine, he may also determine by whom any costs of the adjournment or further adjournment shall be payable.

(3) Where on the taxation of a bill it appears to the taxing officer that there are circumstances of the case which make it appropriate to refer the taxation to the court, he shall so refer it; and the court may either —

(a) proceed itself to tax the bill and notify to the taxing officer the amount to be declared and stated in his certificate in pursuance of the next following subsection; or

(b) refer the taxation back to the taxing officer with its direction in the matter.

(4) On the completion of the taxation of a bill, the taxing officer shall forthwith declare the amount due in respect of the bill and shall file in the records of the court a certificate signed by him stating that amount; and any party to the taxation shall be entitled on demand to have issued to him free of charge an office copy of the certificate.

(5) If any party to the taxation is dissatisfied with a determination under subsection (2) of this section or the amount stated in a certificate filed in pursuance of this section (other than a certificate stating the amount notified by the court under subsection (3) of this section), he may, within 21 days from the date of the determination or filing, appeal to the court.

(6) The certificate of the taxing officer in respect of a bill of charges, or where the certificate is varied on appeal, the certificate as so varied,

shall be conclusive as to the amount of the charges payable in respect of the bill; but nothing in this subsection shall be construed as relieving a legal practitioner of any obligation to prove that a client is liable to pay a bill of charges, or as precluding a client from disproving that he is so liable.

(7) Subject to the provisions of any order made by virtue of subsection (3) of section 17 of this Act, if the amount stated in a certificate under this section relating to a bill of costs, or in such a certificate as varied on appeal, is less than the amount of the bill before taxation and the difference is equal to one sixth or more of the amount of the bill before taxation, the costs of the taxation shall be payable by the legal practitioner, and in any other case those costs shall be payable by the client.

Supplemen-
tary
provisions
as to
remuneration.

19.—(1) Without prejudice to the provisions of section 24 of this Act, in sections 15, 16, 17, 18 and this section (in this section referred to as "the remuneration provisions") the following expressions have the following meanings unless the context otherwise requires, that is to say—

"*bill of charges*" means such a bill as is mentioned in paragraph (a) of subsection (2) of section 16 of this Act;

"*charges*" means any charges (whether by way of fees, disbursements, expenses or otherwise) in respect of anything done by a legal practitioner in his capacity as a legal practitioner;

"*client*" means the person or any of the persons alleged to be liable to pay the charges of a legal practitioner;

"*the court*" means the High Court of the State in which the legal practitioner in question usually carries on his practice or usually resides or in which the client in question usually resides or has his principal place of business or, in the case of a legal practitioner authorised to practise by warrant, the High Court of the State in which the proceedings specified in the application for the warrant were begun;

"*taxation*" means taxation by the proper officer of the court, and cognate expressions shall be construed accordingly.

(2) For the purposes of the remuneration provisions, a bill of charges is delivered if it is served on or left for or sent to the client as mentioned in subsection (2) of section 16 of this Act and, in relation to a bill of charges, "*deliver*" and cognate expressions shall be construed accordingly.

(3) The remuneration provisions shall apply to a firm consisting of legal practitioners in partnership as they apply to a legal practitioner.

(4) For the purposes of the remuneration provisions, a person shall be deemed to be a legal practitioner in relation to any charges if he was a legal practitioner when he performed the services to which the charges relate.

Safeguards for Clients, etc

20.—(1) Subject to subsection (4) of this section, the Bar Council may, from time to time, as the Council considers expedient, make rules—

Accounts
and Records
for Clients'
moneys.

(a) as to the opening and keeping by legal practitioners of accounts at banks for clients' moneys ; and

(b) as to the keeping by legal practitioners of records containing particulars and information as to moneys received, held or paid by them for or on account of their clients ; and

(c) as to the opening and keeping by a legal practitioner who is the sole trustee, or who is a co-trustee only with one or more of his partners, clerks or servants, of an account at a bank for moneys of any trust of which he is the sole trustee or such a co-trustee as aforesaid ; and

(d) as to the keeping by such a legal practitioner as is mentioned in paragraph (c) of this subsection, of records containing particulars and information as to moneys received, held or paid by him for or on account of any such trust as is so mentioned ; and

(e) empowering the Bar Council to take such action as it thinks necessary to enable it to ascertain whether the rules are being complied with.

(2) Rules made under subsection (1) of this section shall not come into force until they are approved by order of the Attorney-General, either without modification or with such modifications as he thinks fit; but before approving any such rules with modifications the Attorney-General shall afford the Bar Council an opportunity of making representations with respect to the proposed modifications and shall consider any representations made in pursuance of this subsection.

(3) If it appears to the Attorney-General that any rules should be made, revoked or altered in exercise of the powers conferred on the Bar Council by this section, he shall make a recommendation in that behalf to the Bar Council; and if within the period of six months beginning with the date of the recommendation the Council has not acted in accordance with the recommendation, the Attorney-General may, within the period of twelve months beginning with that date, make rules giving effect to the recommendation.

(4) Rules under this section shall not require the keeping of accounts or records—

(a) by a legal practitioner in respect of moneys received, held or paid by him as a member of the public service of the Federation or a State ; or

(b) in such other circumstances as may be specified by the rules.

(5) For the purposes of this section, "trustee" includes personal representative, and in relation to a personal representative, any reference to a trust shall be construed as a reference to the deceased's estate.

Special
Provisions
as to Client
Accounts
with Banks.

21.—(1) A bank at which a legal practitioner keeps an account for clients' moneys shall not, in respect of any liability of the legal practitioner to the bank which does not arise in connection with that account, have or obtain any recourse or right, whether by way of set-off, counter-claim, charge or otherwise, against moneys standing to the credit of that account.

(2) A bank shall not, in connection with any transaction in respect of an account of a legal practitioner kept for clients' moneys with that or with any other bank (other than an account kept by him as trustee for a specified beneficiary) incur any liability, or be under any obligation to make any inquiry, or be deemed to have any knowledge of any right of any person to any money paid or credited to the account, which it would not incur or be deemed to have in the case of an account kept by a person entitled absolutely to all the money paid or credited to the account.

General

Offences.

22.—(1) Subject to the provisions of this section, if any person other than a Legal Practitioner—

- (a) practises, or holds himself out to practise, as a legal practitioner; or
- (b) takes or uses the title of legal practitioner; or
- (c) willfully takes or uses any name, title, addition or description falsely implying, or otherwise pretends, that he is a legal practitioner or is qualified or recognised by law to act as a legal practitioner; or
- (d) prepares for or in expectation of reward any instrument relating to immovable property, or relating to or with a view to the grant of probate or letters of administration, or relating to or with a view to proceedings in any court of record in Nigeria,

he is guilty of an offence and liable, in the case of an offence under paragraph (a) of this subsection or a second or subsequent offence under paragraph (d) of this subsection, to a fine of an amount not exceeding ₦200 or imprisonment for a term not exceeding two years or both such fine and imprisonment, and in any other case to a fine of an amount not exceeding ₦100.

NOTE

(2) In subsection (1) of this section "instrument", in relation to immovable property, means any document which confers, transfers, limits, charges or extinguishes any interest in the property or which purports so to do, and "immovable property" includes unextracted minerals.

(3) Nothing in subsection (1) of this section shall prevent a person from being dealt with for contempt of court, but no proceedings for an offence under this section shall be brought or continued against a person in respect of any act if he has been dealt with for contempt of court in respect of that act.

(4) Nothing in paragraph (d) of subsection (1) of this section shall be construed as making it an offence for any person to prepare an instrument —

(a) in the course of his activities as a pupil of a legal practitioner or of his employment as a clerk or servant of a legal practitioner ;

(b) relating only to property in which he has or claims an interest (including an interest as a personal representative or as a person entitled to any part of the estate of a deceased person) ;

(c) relating only to proceedings to which he is a party, or prepared with a view to proceedings to which he may be a party ;

(d) for the purpose only of recording information or expert opinion intended for use in, or with a view to, any proceedings ;

(e) which is, or is intended to be, a will or other testamentary instrument ; or

(f) of such a class or description as the Attorney-General may by order determine.

(5) Where an offence under this Act which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate, or any person purporting to act in any such capacity, he, as well as the body corporate, shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

(6) No proceedings for an offence under this section shall be begun after the expiration of the period of three years beginning with the date of the offence.

(7) It is hereby declared that any agreement to transfer, either directly or indirectly, any money or thing in consideration of any act which constitutes an offence under this section is void; and any money or thing so transferred, or the value of the thing, shall be recoverable by the transfer or from the transferee or from any other person by whom the offence was committed, whether or not any proceedings have been brought in respect of the offence or the time for bringing such proceedings has expired.

23.—(1) It shall be the duty of the Registrar to continue to maintain the roll of court kept immediately before the passing of the Legal Practitioners Act 1962 in pursuance of rule 5 of Order XVI of the Supreme Court (Civil Procedure) Rules; and in this Act "*the roll*" means the roll maintained in pursuance of this subsection.

(2) The Association shall pay any sums received by it by virtue of section 8 of this Act into a separate fund which shall be used for the purposes of the Association; and it shall be the duty of the Association—

(a) to keep proper accounts in respect of the fund and proper records in relation to the accounts; and

(b) to cause the accounts to be audited in each year by an auditor approved, as respects that year, by the Auditor-General for the Federation; and

(c) to cause a copy of the accounts and of the auditor's report thereon to be sent to the Registrar and to each person by whom a practising fee has been paid in respect of the year in question in pursuance of section 8 of this Act.

(3) In calculating for the purposes of this Act the period of a person's standing as a legal practitioner, there shall be taken into account any period before the passing of the Legal Practitioners Act, 1962 during which he was entitled by law to practise as a barrister and solicitor in any part of Nigeria.

(4) Except as otherwise provided by or under this Act, any document authorised or required to be served by or under this Act may, without prejudice to any other means of service, be served by post in a registered letter.

(5) Any application to a court or Judge in pursuance of this Act shall be made in the prescribed manner.

23A.—(1) No person shall commence or maintain as action or any legal proceedings whatsoever relating to, connected with or arising from—

(a) the management of the affairs of the Association; or

(b) the exercise or preparation by the Body of Benchers for the exercise of the powers conferred upon it by this Act.

(2) Any action of the type mentioned in subsection (1) of this section which, prior to the commencement of this section is pending in any court as well as any such action which may be brought by any person after the commencement of this section against the Body of Benchers, a Caretaker Committee of the Nigerian Bar Association, or any officer or member or committee of members of the Body Benchers, shall abate, be made null and void and of no effect whatsoever.

23.—(1) It shall be the duty of the Registrar to continue to maintain the roll of court kept immediately before the passing of the Legal Practitioners Act 1962 in pursuance of rule 5 of Order XVI of the Supreme Court (Civil Procedure) Rules; and in this Act "*the roll*" means the roll maintained in pursuance of this subsection.

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(a) to keep proper accounts in respect of the fund and proper records in relation to the accounts; and

(b) to cause the accounts to be audited in each year by an auditor approved, as respects that year, by the Auditor-General for the Federation; and

(c) to cause a copy of the accounts and of the auditor's report thereon to be sent to the Registrar and to each person by whom a practising fee has been paid in respect of the year in question in pursuance of section 8 of this Act.

(3) In calculating for the purposes of this Act the period of a person's standing as a legal practitioner, there shall be taken into account any period before the passing of the Legal Practitioners Act, 1962 during which he was entitled by law to practise as a barrister and solicitor in any part of Nigeria.

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(b) the exercise or preparation by the Body of Benchers for the exercise of the powers conferred upon it by this Act.

(2) Any action of the type mentioned in subsection (1) of this section which, prior to the commencement of this section is pending in any court as well as any such action which may be brought by any person after the commencement of this section against the Body of Benchers, a Caretaker Committee of the Nigerian Bar Association, or any officer or member or committee of members of the Body Benchers, shall abate, be made null and void and of no effect whatsoever.

24. In this Act, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say—

Interpretation.

[1994 No. 21 deleted the words, "Appeal Committee"]

"*Association*" means the Nigerian Bar Association ;

"*Attorney-General*" means the Attorney-General of the Federation ;

"*Bar Council*" has the meaning assigned to it by section 1 of this Act ;

"*Benchers*" means the Body of Benchers established by section 3 of this Act ;

"*President of the Association*" means the person for the time being holding office as President of the Association in accordance with the Constitution of the Association ;

"*Chief Justice*" means the Chief Justice of Nigeria ;

"*Disciplinary Committee*" has the meaning assigned to it by section 11 of this Act ;

"*legal practitioner*" means a person entitled in accordance with the provisions of this Act to practise as a barrister or as a barrister and solicitor, either generally or for the purposes of any particular office or proceedings ;

"*prescribed*" means prescribed by rules of court ;

"*public service of the Federation*" has the same meaning as in the Constitution of the Federal Republic of Nigeria 1999 ;

[Cap. C23]

"*qualifying certificate*" has the same meaning as in the Legal Education (Consolidation) Act ;

[Cap. L10]

"*the Registrar*" means the Chief Registrar of the Supreme Court ;

"*the roll*" has the meaning assigned to it by subsection (1) of section 23 of this Act, and cognate expressions shall be construed accordingly ;

"*rules of court*" means the rules of court made by the Supreme Court ;

"*warrant*" means a warrant issued by the Chief Justice under section 2 of this Act.

25. This Act may be cited as the Legal Practitioners Act.

Short Title.

SCHEDULES

FIRST SCHEDULE

(Section 8(4).)

Table of Precedence

1. The Attorney-General of the Federation.
2. The Attorney-General of a State but only in the High Court of that State or in any court or tribunal established by or under a law enacted by the House of Assembly of that State.

[1994 No. 21]

3. Senior Advocates of Nigeria in order of seniority.
4. Persons authorised to practise as legal practitioners by virtue of paragraph (b) of subsection (3) of section 2 of this Act.
5. Persons whose names are on the roll in order of seniority of enrolment.
6. Persons authorised to practise by warrant.

SECOND SCHEDULE (Section 11(3).)

~~Supplementary provisions as to the Disciplinary Committee.~~*The Disciplinary Committee*

1. The quorum of the Disciplinary Committee shall be five.

[1994 No. 21]

2. (1) The Chief Justice of Nigeria shall make rules for the purposes of any proceedings and as to the procedure to be followed and the rules of evidence to be observed in proceedings before the Disciplinary Committee.

(2) The rules shall in particular provide—

(a) for securing that notice of the proceedings shall be given, at such time and in such manner as may be specified by the rules, to the person against whom the proceedings are brought ;

(b) for determining who, in addition to the person aforesaid, shall be a party to the proceedings ;

(c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Committee ;

(d) for enabling any party to the proceedings to be represented by a legal practitioner ;

(e) subject to the provisions of subsection (7) of section 11 of this Act, as to the costs of proceedings before the Disciplinary Committee ;

(f) for requiring, in a case where it is alleged that the person against whom the proceedings are brought is guilty of infamous conduct in any professional respect, that where the Disciplinary Committee adjudges that the allegation has not been proved it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates ;

(g) for publishing in the *Federal Gazette* notice of any direction of the Disciplinary Committee which has taken effect providing that a person's name shall be struck off the roll or that a person shall be suspended from practice.

3. Until such a time as the Body of Benchers is able to employ its own secretary, it shall be duty of the Solicitor-General of the Federation to afford to the Disciplinary Committee such facilities, whether by way of accommodation, secretariat assistance or otherwise, as the Disciplinary Committee may reasonably require for the purpose of its functions.

[1994 No. 21]

Miscellaneous

4.—(1) Subject to the provisions of Section II of this Act a person appointed by the Benchers to be a member of the Disciplinary Committee shall, unless he previously resigns, hold office for such term, not exceeding three years, as may be specified in his instrument of appointment.

[1994 No. 21]

(2) A person ceasing to be a member of the Disciplinary Committee shall be eligible for reappointment as a member of that body.

[1994 No. 21]

5. The Disciplinary Committee or the Appeal Committee may act notwithstanding any vacancy in its membership and no proceedings of the Disciplinary Committee shall be invalidated by any irregularity in the appointment of a member thereof or by reason of the fact that any person who was not entitled to do so took part in the proceedings.

6. The Disciplinary Committee may sit in two or more divisions.

7. Any document authorised or required by this Act to be served on the Disciplinary Committee shall be served on the Solicitor-General of the Federation.

[1994 No. 21]

CHAPTER L11
LEGAL PRACTITIONERS ACT
SUBSIDIARY LEGISLATION

List of Subsidiary Legislation

1. Legal Practitioners (Disciplinary Committee) Rules.
 2. Legal Practitioners (Remuneration for Legal Documentation and other Land Matters) Order.
 3. Entitlement to Practise as Barristers and Solicitors (Federal Officers) Order.
 4. Entitlement to Practice as Barristers and Solicitors (National Assembly Office) (Legal Practitioners) Order.
 5. Entitlement to Practice as Barristers and Solicitors (Federal Housing Authority) (Legal Practitioners) Order.
 6. Entitlement to Practice as Barristers and Solicitors (Federal Road Safety Commission) (Legal Officers) Order.
 7. Legal Practitioners (Bar Practising Fees) Notice.
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LEGAL PRACTITIONERS (DISCIPLINARY COMMITTEE) RULES

ARRANGEMENT OF RULES

Rule :

1. Short title.
2. Interpretation.
3. Submission of complaint.
4. Reference of case to tribunal by panel.
5. Parties to proceedings.
6. Appointment of legal practitioner to present case.
7. (1) Fixing of hearing day and service of notice thereof by the secretary.
(2) Notice of hearing.
(3) Form of notice.
8. Hearing in absence of parties.
9. Re-hearing of case heard in absence of parties.
10. Hearing of witnesses and reception of document.
11. Members of Disciplinary Committee not to represent legal practitioner.
12. Penalty for giving false evidence.
13. Holding of proceedings in private and pronouncement of findings in public.
14. Adjournment of hearing.
15. Findings of Disciplinary Committee if legal practitioner is found not guilty.
16. Findings and direction of Disciplinary Committee if legal practitioner is found guilty.
17. Findings, etc., in cases not amounting to infamous conduct.
18. Costs.
19. Publication of findings and direction of Disciplinary Committee.
20. Record of proceedings.
21. Dispensing with provisions of rules.
22. Extension of time.
23. Exhibits and books to be kept by secretary.

SCHEDULE

LEGAL PRACTITIONERS (DISCIPLINARY COMMITTEE) RULES

(L.N. 69 of 1965.)

(Under paragraph 2 of the Second Schedule)

(19th June, 1965) Commence-
ment.

1. These Rules may be cited as the Legal Practitioners (Disciplinary Committee) Rules. Short title.

2. In these Rules— Interpretation.

“*Chief Justice*” means the Chief Justice of Nigeria ;

“*complainant*” means—

(a) where an allegation has been referred to the Nigerian Bar Association for investigation at the instance of a private person, that person ; and

[S.I. 17 of 1994]

(b) in any other case the Attorney-General of the Federation ;

“*official member*” means the Attorney-General of the Federation or of a State as the case may be or the President of the Court of Appeal or a Presiding Justice of the Court of Appeal or the Chief Judge of a High Court ;

[S.I. 17 of 1994]

“*unofficial member*” means a member other than an official member ;

“*secretary*” means the secretary to the Body of Benchers.

[S.I. 17 of 1994]

3.—(1) A complaint by any person against a legal practitioner shall be forwarded in writing by the complainant or the person aggrieved to any of the following persons, that is— Submission of complaint.

(a) the Chief Justice of Nigeria ;

(b) the Attorney-General of the Federation ;

(c) the President of the Court of Appeal or any Presiding Justice of the Court of Appeal ;

(d) the Chief Judge of the High Court of a State or the Chief Judge of the Federal Capital Territory ;

(e) the Attorney-General of a State ;

(f) the Chairman, Body of Benchers ; and

(g) the President of the Nigerian Bar Association or the Chairman of a State Branch of the Nigerian Bar Association.

[S.I. 17 of 1994]

(2) A complaint received by any of the persons specified in sub rule (1) of this rule shall be forwarded to the Nigerian Bar Association which shall cause the complaint to be investigated.

[S.I. 17 of 1994]

Reference of
Case to
Tribunal by
Panel.

4. In any case where in pursuance of section 10 (1) of the Act the Disciplinary Committee is of the opinion that a *prima facie* case is shown against a legal practitioner, the Nigerian Bar Association shall forward a report of such a case to the secretary together with all the documents considered by the Nigerian Bar Association, and a copy of the charges on which the Nigerian Bar Association is of the opinion that a *prima facie* case is shown.

[S.I. 17 of 1994]

Parties to
Proceedings.

5.—(1) In addition to the person against whom proceedings are brought, the complainant shall also be a party to the proceedings as well as anybody else considered by the chairman of the Disciplinary Committee to have an interest in the proceedings.

(2) Every party to the proceedings shall be entitled to be heard by the Disciplinary Committee either personally or through counsel of his choice.

Appointment
of Legal
Practitioner
to present
Case.

6. The Nigerian Bar Association may appoint a legal practitioner to present the case before the Disciplinary Committee.

[S.I. 17 of 1994]

Fixing of
Hearing Day
and Service
of Notice
thereof by
the
Secretary.

7.—(1) On the direction of the chairman of the Disciplinary Committee the secretary shall fix a day for the hearing of the case and shall serve notice thereof on each party to the proceedings.

Notice of
Hearing.

(2) The notice of hearing may be served either personally or by registered post addressed to the residence of each party to the proceedings, or in the case of the legal practitioner against whom charges have been brought, by registered post addressed to his principal place of business or to the address given by him when he last paid a practising fee.

Form of
Notice.

(3) The notice shall be in the form set out in the Schedule hereto and there shall be at least thirty days between the service of any such notice and the day fixed therein for the hearing.

8. If any party fails to appear at the hearing, the Disciplinary Committee may, upon proof of service on such party of the notice of hearing, proceed to hear and determine the case in his absence.

Hearing in
absence of
Parties.

9. Any party who has failed to appear at the hearing may within one calendar month from the pronouncement of the findings and direction of the Disciplinary Committee and upon giving notice to every other party and to the Secretary, apply to the Disciplinary Committee for a re-hearing and the Disciplinary Committee, if satisfied that it is just that the case should be re-heard, may grant the application upon such terms as to costs or otherwise as it deems fit.

Re hearing
of Case
heard in
absence of
Parties.

10.—(1) The Disciplinary Committee may in the course of its proceedings hear such witnesses and receive such documentary evidence as in its opinion may assist it in coming to a conclusion as to the truth or otherwise of the allegations of misconduct referred to it by the Panel.

Hearing of
Witnesses
and
Reception
of
Document.

[Cap. E14]

(2) In all proceedings before the Disciplinary Committee, the provisions of the Evidence Act shall apply, as they do in civil proceedings.

[Cap. E14]

11. No member of the Disciplinary Committee (who is not sitting in the division), may represent a Legal Practitioner against whom proceedings have been brought.

Members of
Disciplinary
Committee
not to
represent
Legal
Practitioner.

12. If any person willfully gives false evidence on oath before the Disciplinary Committee during the course of any proceedings, or willfully makes a false statement in any affidavit sworn for the purposes of any such proceedings, the Disciplinary Committee shall refer the matter to the appropriate Director of Public Prosecutions for necessary action.

Penalty for
giving False
Evidence

13. The proceedings of the Disciplinary Committee shall be held in private, but its findings and directions shall be pronounced in public.

Holding of
Proceedings
in Private
and
Pronounce-
ment of
Findings in
Public.

14. The Disciplinary Committee may, of its own motion, or upon the application of any party, adjourn the hearing upon such terms as to costs, or otherwise, as the Disciplinary Committee shall think fit.

Adjournment
of Hearing.

Findings of
Disciplinary
Committee
if Legal
Practitioner
is found not
guilty.

15. If, after the hearing, the Disciplinary Committee adjudges that the allegations of infamous conduct in a professional respect, have not been proved, the Disciplinary Committee shall record a finding that the Legal Practitioner is not guilty of such conduct in respect of the matter which the allegation relates.

Findings
and
direction of
Disciplinary
Committee
if Legal
Practitioner
is found
guilty.

16. If, after the hearing, the Disciplinary Committee finds that the allegation of infamous conduct in a professional respect, has been proved, the Disciplinary Committee may, if it thinks fit, give a direction—

(a) ordering the Registrar to strike the Legal Practitioner's name off the roll; or

(b) suspending that Legal Practitioner from practice by ordering him not to engage in practice as a Legal Practitioner for such period as may be specified in the direction; or

(c) admonishing the Legal Practitioner.

Findings
etc., in
cases not
amounting
to infamous
conduct.

17. The Disciplinary Committee may, if it finds proved misconduct not amounting to infamous conduct in a professional capacity, make such order as the circumstances may require, not inconsistent with the provisions of the Act.

Costs.

18. The Disciplinary Committee may without finding any misconduct proved against a Legal Practitioner, nevertheless order any party to pay the costs of the proceedings if, having regard to his conduct and to all the circumstances of the case, the Disciplinary Committee shall think fit so to order.

Publication
of findings
and
direction of
Disciplinary
Committee.

19. Subject to the provisions of this Rule (which relates to the lodging of appeal against the direction of the Disciplinary Committee), any direction given by the Disciplinary Committee in accordance with paragraphs (a) and (b) of rule 17 hereof, shall be published in the *Federal Gazette* as soon as such direction takes effect.

[S.I. 17 of 1994]

Record of
Proceedings.

20.—(1) Notes of the proceedings shall be taken in writing by the Chairman or by such other designated member of the Disciplinary Committee and any party who appeared at the proceeding shall be entitled to be supplied with a copy of the record of the proceedings on the payment of such fees as may be prescribed by the Body of Benchers.

(2) The Secretary shall supply to any person entitled to be heard upon an appeal against the direction of the Disciplinary Committee, and to

the Bar Council, but to no other person, a copy of the transcript of such notes on payment of such charges as may be determined by the secretary.

21. The Disciplinary Committee may dispense with any requirement of these rules respecting notices, affidavits, documents, service, or time, in any case where it appears to the Disciplinary Committee to be just so to do.

Dispensing
with
Provisions
of Rules.

22. The Disciplinary Committee may in any given case extend the time for doing any thing under these Rules.

Extension of
Time.

23. The Disciplinary Committee may order that any books, papers, or other exhibits produced or used at a hearing, shall be retained by the secretary until such time within which an appeal may be entered has expired; and, if notice of appeal is given, until the appeal is heard or otherwise disposed of.

Exhibits and
Books to be
kept by
Secretary.

SCHEDULE

(Rule 7)

Notice of hearing by the Disciplinary Committee

In the matter of A.B., ... a Legal
Practitioner and
In the matter of the Legal Practitioners Act.

TAKE NOTICE that the report of the Nigerian Bar Association in the above
matter is fixed for hearing by the Committee at
on the day of 20
at 0'clock in the forenoon

A copy of the report and other related documents are attached hereto.

DATED.....the day of..... 20.....

.....
Secretary to the Disciplinary Committee

LEGAL PRACTITIONERS (REMUNERATION FOR LEGAL
DOCUMENTATION AND OTHER LAND MATTERS) ORDER

ARRANGEMENT OF ORDER

Order :

1. Regulation of remuneration in Legal Documentation and other Land Matters.
2. Exclusion of certain expenses, etc.
3. Drafts, etc., to be Client's property.
4. Business requiring special exertion.
5. Legal Practitioner may give notice on election to charge under Scale III.
6. Security against remuneration interest on disbursements, etc.
7. Fees chargeable to be as specified in Scales.
8. Rules for the operation of fees specified in the Scales.
9. Interpretation.
10. Citation and revocation.

SCHEDULE

LEGAL PRACTITIONERS (REMUNERATION FOR LEGAL
DOCUMENTATION AND OTHER LAND MATTERS) ORDER
[S.I.7 of 1991.] (Under Section 15 (3))

41

[15th August, 1991]

Commence-
ment.

1. The remuneration of a Legal Practitioner in respect of business connected with any sale, purchase, lease, mortgage and other matter of legal documentation and in respect of other business not otherwise regulated and not being business in any action or transaction in any Court, shall be regulated as follows—

Regulation
of
Remuneration
in Legal
Documenta-
tion and
other Land
Matters.

(a) in respect of a sale, purchase or mortgage that is completed, the remuneration of the Legal Practitioner having the conduct of the business shall be as prescribed in Scale I set out in the Schedule to this Order ;

[Schedule]

(b) in respect of a lease and agreement for lease, in which the transactions have been completed, the remuneration of the Legal Practitioner having the conduct of the business shall be as prescribed in Scale II set out in the Schedule to this Order ;

(c) in respect of all other legal documentation not provided for in paragraphs (a) and (b) of this Section, the remuneration of the Legal practitioner having the conduct of the business shall be as prescribed in Scale III set out in the Schedule to this Order.

[Schedule]

2.—(1) The remuneration prescribed in Scales I and II set out in the Schedule to this Order shall not include—

Exclusion of
certain
Expenses,
etc.

(a) stamps, auctioneer's or valuer's charges, travelling expenses, fees paid on searches, fees paid on registrations, costs of extracts from any register or other disbursements reasonably and properly paid ;

(b) any extra work occasioned by changes occurring in the course of any business such as the death, insolvency or winding up of a party to the transaction ;

(c) any business of a contentious nature or any proceeding in any Court ;

(d) any application for first registration under any enactment relating to registration of any title to Land or any other interest in Land necessitated by a transaction for which a scale fee is payable to the Legal Practitioner ;

(e) any application for consent required under the Land Use Act but shall include any engrossing charge and allowance for the time of the Legal Practitioner and his Clerks and copying and parchment and all other similar disbursements.

[Cap. L5]

(2) For the purpose of this Section—

“fees paid on searches” means—

(a) charges levied by any registry for permitting searches to be made ;

(b) charges (if any) levied by any registry for providing an official search ; and

(c) fees paid to a Legal Practitioner for making a search at a registry outside the district in which the Legal Practitioner having the conduct of the business carries on his practice.

Drafts, etc.,
to be
Client's
Property.

Business
requiring
Special
Exertion.

Legal
Practitioner
may give
Notice on
Election to
charge under
Scale III.

Security
against
remuneration
interest on
Disbursements
etc.

3. Drafts and copies made in the course of business for which remuneration is provided for by this Order, shall be the property of the Client.

4. A Legal Practitioner may be allowed, in respect of any business which is required to be and is by special exertion carried through in an exceptionally short length of time, a proper remuneration for the special exertion in accordance with the circumstances.

5. In all cases to which the remuneration prescribed in Scales I and II set out in the Schedule to this Order would, but for this section, be chargeable, a Legal Practitioner may, before undertaking any business, by writing under his hand communicated to the Client, elect that his remuneration shall be in accordance with the provisions of Scale III also set out in that Schedule.

6.—(1). A Legal Practitioner may accept from his client, and the client may give to his Legal Practitioner, security for the amount to become due to the Legal Practitioner for business to be transacted by him and for interest on such amount but such interest shall not commence till the amount due is ascertained, either by agreement or taxation.

(2) A Legal Practitioner may charge interest at ten per cent per annum on his disbursement and cost whether by scale or otherwise, after the expiration of one month from demand from the Client ; and where the disbursement and cost are payable by an infant or out of a fund not presently available, the demand may be made on the parent or guardian or the trustee or other person liable.

7.—(1) The fees prescribed in the Scales set out in Schedule to this Order shall be the fees chargeable for the matters stated in the Scales and they shall not be negotiable.

Fees
chargeable
to be as
specified in
Scales.
Schedule.

(2) Any Legal Practitioner who contravenes the provisions of subsection (1) of this Section shall be guilty of a professional misconduct and shall for that purpose appear before the Legal Practitioners Disciplinary Committee.

8. The operation of the provisions of Scale I or II shall in each case be subject to the rules appended to each Scale.

Rules for
the
Operation
of Fees
specified in
the Scales.

9. In this Order, unless the context otherwise requires—

Interpretation.

“copying” does not include making copies required by any Government Official or Land Registry in connection with the approval on registration of deeds;

“perusal” or “peruse” means carefully reading and proffering an opinion on a document.

10.—(1) This Order may be cited as the Legal Practitioners (Remuneration for Legal Documentation and other Land Matters) Order.

Citation and
Revocation.

(2) The Legal Practitioners (Remuneration for Conveyancing Matters) Order 1971 is hereby revoked.

[L.N. of 1971]

SCHEDULE

(Sections 1,5 and 7.)

SCALE I

Scale of Charges on Sales, Purchases and Mortgages and Rules applicable thereto.

PART I

(1) Transaction Conducted	(2) For the first N1,000 per N100	(3) For the Second and Third N1,000	(4) For the fourth and each subsequent N1,000 up to N20,000 per N100	(5) For the Remainder without limit per N100
N	N	N	N	N
1. Vendor's legal for a sale of property by public auction, including the conditions of sale— (a) when the property is sold.....	22.50	5.62	3.75	280
(b) when the property is not sold, then on the reserved price.....	11.25	5.62	2.80	1.48
2. A minimum charge N100.00 is to made whether a sale effected or not.				
3. Vendor's Legal Practitioner for deducing title to leasehold property and perusing and completing legal documen- tation (including prepara- tion of contract and condi- tion of sale, (if any).....	As in Part II thereof.	22.50	11.25	5.00
4. Purchase's Legal Practitioner for investigating title to leasehold property and preparing legal documentation (including perusal and completion of contract, (if any).....	As in Part II thereof	22.50	11.25	7.50
5. Mortagor's Legal Practitioner for negotiating loan.....	11.25	11.25	3.75	2.50

6. Mortagor's Legal Practitioner for deducing title to leasehold property, perusing mortgage and completing.....	As in Part II thereof.	22.50	11.25	2.50
7. Mortgagee's Legal Practitioner for negotiating loan.....	22.50	22.60	7.70	5.00
8. Mortgagee's Legal Practitioner for investigating title to a leasehold property, and preparing and completing mortgage.....	As in part II thereof.	22.50	11.25	2.50
9. Purchser's Legal Practitioner for negotiating a purchase and Vendor's Legal Practitioner for negotiating a sale of property by private auction.....	22.50	3.75	3.62	2.80

PART II

Consideration

Remuneration

						N
Under N200	..	..	..	..	..	146.75
N200 or over but not exceeding N300	..	..	..	..	..	157.50
Over N300 but not exceeding N400	..	..	..	..	..	173.25
Over N400 but not exceeding N600	..	..	..	..	..	189.20
Over N600 but not exceeding N700	..	..	..	..	..	193.75
Over N700 but not exceeding N800	..	..	..	..	..	200.00
Over N800 but not exceeding N900	..	..	..	..	..	213.75
Over N900 but not exceeding N1,000	..	..	..	..	..	225.00
Over N1,000 but not exceeding N1,100	..	..	..	..	..	235.25
Over N1,100 but not exceeding N1,200	..	..	..	..	..	247.50
Over N1,200 but not exceeding N1,300	..	..	..	..	..	258.75
Over N1,300 but not exceeding N1,400	..	..	..	..	..	270.00
Over N1,400 but not exceeding N1,500	..	..	..	..	..	281.25
Over N1,500 but not exceeding N1,600	..	..	..	..	..	292.50
Over N1,600 but not exceeding N1,700	..	..	..	..	..	301.75
Over N1,700 but not exceeding N1,800	..	..	..	..	..	303.75
Over N1,800 but not exceeding N1,900	..	..	..	..	..	316.25
Over N1,900 but not exceeding N2,000	..	..	..	..	..	337.50

PART III

Rules Applicable to Scale I

Fractions.

1. Fractions of two hundred naira, under one hundred naira shall be reckoned as one hundred naira and fractions of two hundred naira, above one hundred naira, are to be reckoned as two hundred naira.

Legal Practitioner representing both parties to a Mortgage.

2. Where a Legal Practitioner is representing both Mortgagor and Mortgagee, he shall be entitled to charge the Mortgagee's Legal Practitioner's fees and one half of the fees which would be allowed to be the Mortgagor's Legal Practitioner.

Legal Practitioner representing parties with distinctive interests.

3. If a Legal Practitioner peruses a draft on behalf of several parties having distinct interests which ought to be separately represented, he shall be entitled to charge.

									N
(a)	Up to N2,000	..	..	..	..	..	..	..	500
(b)	N2,001-N10,000	..	..	..	..	..	..	..	750
(c)	N10,001-N100,000	..	..	..	..	..	..	..	1,500
(d)	Above N100,000	..	..	..	..	..	..	..	2,500

Party separately represented.

4. Where a party, other than the vendor or mortgagor, joins in a legal documentation and is represented by a separate legal practitioner, the charges of the separate legal practitioner are to be dealt with under the provisions of Scale III set out in this Schedule.

Legal Documentation prepared at the same time.

5. Where legal documents of the same property are completed at the same time and are prepared by the same Legal Practitioner, he shall be entitled to charge as provided for under rule 3 of these Rules.

Commission for Sale by Auction.

6. The commission for deducing title, perusing and completing legal documentation on a sale by auction shall be chargeable on each lot of property, but where a property held under the same title is divided into lots for convenience of sale and the same purchaser buys several lots and takes one legal document, the commission shall be chargeable upon the aggregate prices of the lots.

Attempted Sale by Auction.

7. —(1) The commission on an attempted sale by auction in lots shall be chargeable on the aggregate of the reserved prices.

(2) When property offered for sale by auction is bought and the terms of sale are afterwards negotiated and arranged by the Legal Practitioner, he shall be entitled to charge a commission according to the

above Scale on the reserved price where the property is not sold and also one half of the commission for negotiating the sale.

(3) When property is bought and afterwards offered for sale by auction by the Legal Practitioner, he shall only be entitled to charge fees for the first attempted sale and, for each subsequent sale ineffectually attempted, he shall charge his fees according to the provisions of Scale III set out in this Schedule.

(4) In the case of subsequent effectual sale by auction, the full commission for an effectual sale shall be chargeable in addition less one half of the commission previously allowed on the first attempted sale.

(5) The provisions of these Rules as to commission on sales or attempted sales by auction shall be subject to rule 10 of these Rules.

8. Where a property is sold subject to encumbrances, the value of the encumbrances shall be deemed a part of the purchase money, except where the mortgagee purchases, in which case the charges of his Legal Practitioner shall be calculated on the price of the equity redemption. Encumbrances.

9. The scale for mortgages shall apply to transfer of mortgages where the title is investigated, but not— Transfer of Mortgage.

(a) to transfers where the title was investigated by the same Legal Practitioner on the original mortgage or on any previous transfers ; and

(b) to further charges where the title has been so previously investigated, and the transfers and further charges, shall be regulated according to Scale III set out in this Schedule, but the scale for negotiating the loan shall be chargeable on such transfers and further charges as applicable.

10. —(1) The Scale for conducting a sale by auction shall apply only in cases where no commission is paid by the Client to an Auctioneer. Sale by Auction.

(2) The Scale for negotiation shall apply—

(a) to cases where the Legal Practitioner or a Vendor or Purchaser arranges the sale or purchase and the price, terms and conditions thereof and no commission is paid by the Client to an Auctioneer's Legal Practitioner ; and

(b) to cases where the Legal Practitioner arranges and obtains the loan from a person for whom he acts.

SCALE II

PART I

*Scale of Charges for Leases or Agreements for Lease at rack rent
(other than a Mining Lease or a Lease for Building purposes, or
Agreement for the same)*

1. The Lessor's Legal Practitioner's scale of charges for preparing, settling and completing the ease and counterpart shall be as follows—

<i>Amount of Rent</i>	<i>Amount of Remuneration</i>
(a) where the rent does not exceed ₦100.....	₦37.50 on the rental but not less than ₦25 in any case ;
(b) where the rent exceeds ₦100 but does not exceed ₦1,000.....	₦7.50 in respect of the first ₦100 of rent and ₦25 in respect of each subsequent ₦100 of rent or part thereof ;
(c) where the rent exceeds ₦1,000.....	₦37.50 in respect of the first ₦100 of rent and ₦25 in respect of each ₦100 of rent or part thereof up to ₦1,000 and then ₦12.50 in respect of every subsequent ₦100 or part thereof.

2. The Lessee's Legal Practitioner's scale of charges for perusing draft and completing scale of charges draft shall be one half of the amount payable to the Lessor's Legal Practitioner.

PART II

*Scale of Charges for Legal Document in fee or for any other Legal
Estate reserving Rent or Building Leases reserving Rent or other
Leases for a term of 35 years or more at rack rent
(except mining leases) or agreement for the same respectively*

1.—(1) The Vendor's or Lessor's Legal Practitioner's scale of charges for preparing, settling and completing legal documentation and duplicate of lease and counterpart shall be as follows—

<i>Amount of Rent</i>	<i>Amount of Remuneration</i>
(a) where the rent does not exceed ₦100.....	₦25 ;
(b) where it exceeds ₦100 but does not exceed ₦1,000.....	the same payment as on rent of ₦100 and also 20 per cent on the excess beyond ₦25 ;

- (c) where it exceeds N1,000 but does not exceed N3,000.....the same payment as on a rent of N3,000 and 10 per cent on the excess beyond N750.00 ;
- (d) where it exceeds N3,000.....the same payment as on a rent of N3,000 and 7.5 per cent on the excess beyond N750.00.

(2) Where a varying rent is payable the amount of annual rent means the largest amount of annual rent.

2. The purchaser's or lessee's legal practitioner's scale of charges for perusing draft and completing the lease shall be one half of the amount payable to the vendor's or lessor's legal practitioner.

PART III

Rules applicable to Scale II

1. *Legal Practitioner acting for both Lessor and Lessee*—Where a Legal Practitioner acts for both Lessor and Lessee, he shall charge the Lessor's Legal Practitioner's charge and one half of those of the Lessee's Legal Practitioner.

2. *Mortgagor*—Where a Mortgagee or Mortgagor joins in a Lease, the Lessor's Legal Practitioner shall charge N100 in addition to the fee chargeable.

3. *Other parties*—Where a party other than a lessor joins in a lease and is represented by a separate Legal Practitioner the charges of the separate Legal Practitioner shall be dealt with under Scale III set out in this Schedule.

4. *Consideration only partly in Cash*—Where a lease is partly in consideration of a money payment or premium and partly of a rent, there shall be paid, in addition to the remuneration prescribed in this Scale in respect of the rent, a further sum equal to the remuneration on a purchase at a price equal to such money payment or premium.

5. *Remuneration where Lessee's Legal Practitioner prepares, completes and registers lease*—Where there is no legal practitioner acting for the Lessor and the Lessee's Legal Practitioner, without acting for the lessor, attends to preparing, settling, completing and registering the lease and counterpart, he shall be entitled to the fee which would have been payable had he been acting for the lessor and to one half the Lessee's Legal Practitioner's fees.

6. *Payment of Fees*—In the absence of any specific agreement to the contrary between the parties, each Legal Practitioner shall be paid his fees by the party instructing him.

SCALE III

Any business, not being contentious business for which the charge is prescribed by section 2 or in respect of which the Legal Practitioner has, in accordance with Section 5 elected to charge under Scale III

(Section 1)

The Scale of charges for any business not provided for elsewhere in this Order shall be such sums as may be fair and reasonable, having regard to all the circumstances of the case and in particular to—

- (a) the complexity of the matter or the difficulty or novelty of the questions raised ;
- (b) the skill, labour, specialised knowledge and responsibility involved on the part of the legal practitioner ;
- (c) the number and importance of the documents prepared or perused, without regard to length ;
- (d) the time expended by the legal practitioner in the business ;
- (e) the place where and the circumstances in which the business or a part thereof is transacted ;
- (f) the amount of money or value of property involved ; and
- (g) the importance attached to the business by the client.

ENTITLEMENT TO PRACTISE AS BARRISTERS AND SOLICITORS

(FEDERAL OFFICERS) ORDER
(S.I. 10 of 1992.)

Under Section 2 (3) (b)

[18th November, 1992]

Commence-
ment.

1.—(1) A person who, by virtue of his employment in or deployment by the Federal Ministry of Justice, is the holder for the time being of any of the offices in the Civil Service of the Federation set out in the Schedule to this Order, shall be entitled to practise as a Barrister and Solicitor for the purposes of that office.

Entitlement
to practise

(2) For the avoidance of doubt any person holding office in the Civil Service of the Federation, other than law officers in the Federal Ministry of Justice, shall not practise as a Barrister or Solicitor in Nigeria while still a holder of that office.

2. The Entitlement to Practise as Barristers and Solicitors (Federal Officers) Order 1963 is hereby consequently repealed.

Repeal of
L.N. 86 of
1963.

3. This Order may be cited as the Entitlement to Practise as Barristers and Solicitors (Federal Officers) Order.

Citation.

SCHEDULE

(Order 1)

Law officers in the Federal Ministry of Justice entitled to practise as Barristers and Solicitors.

1. Directors.
2. Deputy Directors.
3. Assistant Directors.
4. Chief Legal Officers.
5. Assistant Chief Legal Officers.
6. Principal Legal Officers.
7. Senior Legal Officers.
8. Legal Officers.
9. Pupil Legal Officers.

ENTITLEMENT TO PRACTISE AS BARRISTERS AND SOLICITORS
(NATIONAL ASSEMBLY OFFICE)
(LEGAL PRACTITIONERS) ORDER
(S.I. 8 of 1995.)

(Under Section 2 (3) (b))

[12th April, 1995]

Commence-
ment.

1. A Legal Practitioner who, by virtue of his employment in the Legal Services Department of the National Assembly Office, is the holder for the time being of any of the offices in the public service of the Federation, shall for the duration of his tenure of the said office, be entitled to practise as a barrister and solicitor for the purposes of that office.

Entitlement
to Practise.

2. This Order may be cited as the Entitlement to Practise as Barristers and Solicitors (National Assembly Office) (Legal Practitioners) Order.

Citation.

ENTITLEMENT TO PRACTISE AS BARRISTERS AND SOLICITORS
(FEDERAL HOUSING AUTHORITY)
(LEGAL PRACTITIONERS) ORDER
(S.I. 9 of 1995.)

(Under Section 2 (3) (b))

[12th April, 1995]

Commence-
ment.

1. A Legal Practitioner who, by virtue of his employment in the Legal Services Department of the Federal Housing Authority, is the holder for the time being of any of the offices in the public service of the Federation, shall for the duration of his tenure of the said office, be entitled to practise as a barrister and solicitor for the purposes of that office.

Entitlement
to Practise.

2. This Order may be cited as the Entitlement to Practise as Barristers and Solicitors (Federal Housing Authority) (Legal Practitioners) Order.

Citation.