

CENTRAL BANK OF NIGERIA (AMENDMENT) DECREE 1972



Decree No. 46

[14th December 1972]

Commence-
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows :—

1. The Central Bank of Nigeria Act is hereby amended as follows, that is—

Sundry
amendments
of the
Central Bank
of Nigeria
Act.
Cap. 30.

(a) in section 7 (1)—

(i) immediately after the word "Bank" where it first occurs there shall be inserted the following—

" , subject to the approval of the Commissioner for Finance," ;

(ii) for the words "net profits" wherever they occur there shall be substituted the words "operating surplus" ;

(b) section 7 (2) is hereby repealed ;

(c) in section 7 (3), for the words "net profits" there shall be substituted the words "operating surplus" and at the end thereof there shall be inserted the word "half-yearly" ;

(d) for section 7 (4) there shall be substituted the following—

" (4) The operating surplus of the Bank for each financial year shall be determined by the Bank after meeting all current expenditure approved by the Board for that year and after making provision for depreciation in assets, contributions to staff and superannuation funds, as approved by the Board and for any other purpose specifically approved by the Commissioner." ;

(e) in section 13 (1), for the word "ten" there shall be substituted the word "six" ;

(f) in section 14 (2) for the words "net or other profits" there shall be substituted the words "operating surplus" ;

(g) section 15 is hereby repealed ;

(h) in section 25—

(i) in paragraphs (b), (c), (d) and (e) the words “is sterling or” and “or sterling” respectively wherever they occur are hereby repealed ; and

(ii) immediately after paragraph (f) there shall be inserted the following new paragraph (g)—“(g) allocation of Special Drawing Rights made to Nigeria by the International Monetary Fund.”;

Cap. 30.
1962 No. 17.

(i) there shall be inserted in substitution for section 28 of the Central Bank of Nigeria Act (which was repealed by the Central Bank of Nigeria (Amendment) Act 1962) the following new section 28—

“28. Unless otherwise prohibited by any law relating to the control of exchange the Bank shall, on demand at its Head Office in Lagos, issue and redeem Nigerian currency against gold or other currencies eligible for inclusion in the reserve of external assets under this Act.”;

(j) in section 29—

(i) in paragraph (f) the words “and Treasury Certificates” are hereby repealed ;

(ii) immediately after the said paragraph (f) there shall be inserted the following new paragraph (ff)—

“(ff) purchase, sell or discount Treasury Certificates maturing within such period as may be determined by the Commissioner and specified by an instrument made by the Commissioner ;” ;

(iii) in paragraph (n) the words “is sterling or”, “sterling or” and “are sterling or” are hereby repealed ; and

(iv) immediately after paragraph (s) there shall be inserted new paragraphs (t) and (u)—

“(t) notwithstanding section 30 (d) the Bank may grant temporary advances to commercial banks within the meaning of the Banking Act 1969 which participate in bank clearing business in respect of temporary debit balances on their accounts at such rate of interest and under such terms as the Bank may determine ;

(u) hold redeemable bonds for the purpose of regularising currency exchange exercises” ;

and the existing paragraph “(t)” shall be re-numbered as paragraph “(v)” ;

(k) section 30 (g) is hereby repealed ;

(l) in section 43 for the words “April” and “March” where they appear respectively there shall be substituted the words “January” and “December” ;

(m) in section 45 (4) the words “, after the 15th day and also” are hereby repealed ; and for the words “either or those days” there shall be substituted the words “that day” ; and

(n) sections 45 (5) and 46 are hereby repealed.

2. This Decree may be cited as the Central Bank of Nigeria (Amendment) Decree 1972. Citation.

MADE at Lagos this 14th day of December 1972.

GENERAL Y. GOWON,
*Head of the Federal Military Government,
Commander-in-Chief of the Armed Forces,
Federal Republic of Nigeria*

EXPLANATORY NOTE

*(This note does not form part of the above Decree but is
intended to explain its purport)*

The Decree makes sundry amendments to the Central Bank of Nigeria Act for the purpose of bringing that Act up-to-date and also for facilitating the currency exchange exercise.