

CHAPTER K55 - KWARA STATE TRUNK ROADS (BUILDING LINES) LAW

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GENERAL NOTE: The expression "trunks" is deleted wherever it occurs in this Law, by Law No. 4 of 2006.

KWARA STATE TRUNK ROADS (BUILDING LINES) LAW

A Law to provide for the regulation of the position of buildings and other obstructions with reference to roads.

[KWS 2 of 1975, KWS 3 of 1976, No. 4 of 2006.]

[Date of commencement: *1st April*, 1974]

1. Short title

(1) This Law may be cited as the Kwara State Trunk Roads (Building Lines) Law, and shall apply in respect of all state trunk roads.

2. Interpretation

In this Law, unless the context otherwise requires—

[KWS 3 of 1976.]

"Commissioner" means the Commissioner charged with responsibility for state trunk roads;

"create an obstruction" includes to erect a building or to plant any permanent crop, or to erect any structure of whatever nature including temporary or semi-permanent sheds, stalls, kiosks, flagrant bill boards, or the display of wares of any kind along the road, abandoned broken down vehicles and dumping of materials;

[No. 4 of 2006.]

"permanent crop" includes any tree valuable as food and trees having a trade value for their natural products to be sown and reaped within a period of 12 months;

"State" means the Kwara State of Nigeria;

"trunk roads"

[No. 4 of 2006.]

3. Space on both sides of state trunk roads to be cleared of obstructions for 46 meters (150 feet)

No person shall create an obstruction within 46 metres (150 feet) of the centre line of any state trunk road or plant any crop which requires to be sown and reaped within a period of 12 months upon any ground occupied by any such state trunk road or drains adjacent thereto.

4. Offence

Any person who creates or causes to be created any obstruction in contravention of section 3 above shall be guilty of an offence and on conviction shall be liable to a fine of five thousand naira or imprisonment for a term not exceeding six months or to both such fine and imprisonment.

[No. 4 of 2006.]

5. Power to remove obstructions

(1) An officer authorised in writing by the Commissioner may cause any building or part thereof which has been or is being created or any other obstruction which has been created or is being created in contravention of section 3 above, within 46 metres (150 feet) of the centre line of any state trunk road, to be pulled down or removed.

(2) When any expense has been incurred in the pulling down or removing any building or any part thereof or of any other obstruction as aforesaid, such expense may be recovered in a summary manner from the person who created the obstruction or from the person who caused the same to be created.

6. Other roads to which law may apply

The Governor may by order direct that this Law shall apply to any road mentioned in that order.

[KWS 3 of 1976.]

7. Right to take material to maintain roads and construct drainage works

The authorities responsible for the upkeep of any road to which this Law applies may take from within 46 metres (150 feet) of the centre line of such road such materials as may be necessary for the maintenance of the road and may construct and maintain within the area aforesaid all drainage works necessary for the maintenance of the road.

[KWS 3 of 1976.]

CHAPTER K55

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SUBSIDIARY LEGISLATION

No Subsidiary Legislation
