# <chapter>

# <title>CHAPTER A7 - APPLICABLE LAWS (MISCELLANEOUS PROVISIONS) LAW</title>

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ARRANGEMENT OF SECTIONS

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1. Short title.

2. Interpretation.

3. Application of the common law and doctrines of equity.

4. Imperial Acts not to be applicable.

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**APPLICABLE LAWS (MISCELLANEOUS PROVISIONS) LAW**

**<lawdescription> A Law to make provision in relation to the application within the State of the common law and the doctrines of equity and to make inapplicable certain imperial Acts. </lawdescription>**

<lawnumber>[KWS 17 of 1991.]</lawnumber>

<lawdate>[Date of commencement: 15*th August,* 1991]</lawdate>

<sections>

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**<heading> 1. Short title </heading>**

<body>This Law may be cited as the Applicable Laws (Miscellaneous Provisions) Law, 1991. </body> </section>

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**<heading> 2. Interpretation </heading>**

<body> In this Law—

**"common law and the doctrines of equity"** means the principles of common law and the doctrines of equity as they obtain and are being developed in Nigeria;

**"Imperial Act"** means any statute enacted by the Parliament of England, the Parliament of Great Britain, the Parliament of the United Kingdom of Great Britain and Ireland or the Parliament of the United Kingdom of Great Britain and Northern Ireland. </body> </section>

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**<heading> 3. Application of the common law and doctrines of equity </heading>**

<body>From and after the commencement of this Law and subject to the provisions of any written law, the common law and the doctrines of equity shall continue to be in force throughout the State. </body> </section>

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**<heading> 4. Imperial Acts not to be applicable </heading>**

<body>(1) Subject to the provisions of this Law, no Imperial Act hitherto in force in, and within the legislative competence of, the State shall have any force or effect in the State.

(2) Subject to the express provisions of any written law, subsection (1) shall not—

(*a*) revive anything not in force or existing at the commencement of this Law; or

(*b*) affect the previous operation of any Imperial Act to which this section applies or anything duly done or suffered under any such Act; or

(*c*) affect any right, privilege, obligation or liability accrued or incurred under any such Act; or

(*d*) affect any penalty, forfeiture or punishment incurred in respect of any offence committed against any such Act; or

(*e*) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid; and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this Law had not been passed. </body> </section>

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**<heading> 5. Saving as to Islamic law, customary law, area courts and customary courts </heading>**

<body> Nothing in this Law shall affect the provisions of any law relating to the right of the High Court or Magistrates' Courts to observe or enforce the observance of any existing Islamic law or customary law nor shall it affect the jurisdiction of, or the Law, to be administered by any Sharia Court of Appeal, area court, customary court of appeal or customary court established within the State. </body> </section> </sections>

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CHAPTER A7

**APPLICABLE LAWS (MISCELLANEOUS PROVISIONS) LAW**

SUBSIDIARY LEGISLATION

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No Subsidiary Legislation </cdata>

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