

MINUTES OF A MEETING OF THE
LEGISLATIVE COUNCIL HELD IN THE
COUNCIL CHAMBER, LAGOS, ON TUESDAY,
APRIL 5, 1927, AT 10 A.M.

PRESENT:—

- The Governor,
His Excellency Sir Graeme Thomson, K.C.B.
- The Chief Secretary to the Government,
The Honourable Mr. F. M. Baddeley, C.M.G.
- The Lieutenant-Governor, Southern Provinces,
His Honour Major U. F. H. Ruxton, C.M.G.
- The Attorney-General,
The Honourable Mr. D. Kingdon, K.C.
- The Acting Director of Medical and Sanitary Service,
The Honourable Dr. T. B. Adam.
- The Treasurer,
The Honourable Mr. D. S. MacGregor, C.B.E.
- The Director of Marine,
The Honourable Captain R. H. W. Hughes, C.B.,
C.S.I., C.M.G., D.S.O., R.D., R.N.R.
- The Comptroller of Customs,
The Honourable Mr. F. A. Clinch.
- The Acting Secretary for Native Affairs,
The Honourable Mr. G. J. F. Tomlinson.
- The Honourable Captain W. A. Ross, C.M.G., Senior
Resident.
- The Deputy Chief Secretary,
The Honourable Mr. T. S. W. Thomas, O.B.E.
- The Acting Secretary, Southern Provinces,
The Honourable Major C. T. Lawrence, O.B.E.
- The General Manager of the Railway,
The Honourable Mr. E. M. Bland, C.M.G.
- The Acting Director of Public Works,
The Honourable Mr. F. D. Evans.
- The Postmaster-General,
The Honourable Mr. G. I. Righton.
- The Second Lagos Member,
The Honourable Dr. C. C. Adeniji-Jones.
- The Member for the Colony Division,
The Honourable Mr. Kitoyi Ajasa, O.B.E.
- The Member for Shipping,
The Honourable Mr. H. S. Feggetter.
- The Member for Calabar,
The Honourable Mr. K. Ata-Amonu.
- The Banking Member,
The Honourable Mr. W. F. Becker.
- The Member for the Ibo Division,
The Honourable Mr. I. O. Mba.
- The First Lagos Member,
The Honourable Mr. E. O. Moore.

THE EXPLOSIVES (AMENDMENT) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, a Bill entitled "an Ordinance to amend the Explosives Ordinance," was read a second time.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee without amendment, the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Bill was read a third time and passed.

THE EUROPEAN OFFICERS PENSIONS (AMENDMENT) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, a Bill entitled "an Ordinance to amend the European Officers Pensions Ordinance," was read a second time.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee without amendment, the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Bill was read a third time and passed.

THE GERMAN MISSIONS (REPEAL) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, a Bill entitled "an Ordinance to repeal the German Missions Ordinance," was read a second time.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee without amendment, the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Bill was read a third time and passed.

THE SHIPPING AND NAVIGATION (AMENDMENT NO. 2) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Director of Marine, a Bill entitled "an Ordinance to amend the Shipping and Navigation Ordinance," was read a second time.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Director of Marine, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee without amendment, the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Director of Marine, the Bill was read a third time and passed.

ADJOURNMENT.

The Council adjourned sine die.

ABSENT:—

The Commandant,
 The Honourable Mr. R. A. Roberts, C.B.E., Senior Resident.
 The Honourable Mr. E. J. Arnett, C.M.G., Senior Resident.
 The Honourable Major J. M. Fremantle, M.B.E., Senior Resident.
 The Honourable Mr. G. W. Webster, M.B.E., Senior Resident.
 The Honourable Mr. J. C. C. P. Sciortino, Senior Resident.
 The Honourable Captain W. A. Ross, C.M.G., Senior Resident.
 The Honourable Captain P. Lonsdale, Senior Resident.
 The Honourable Mr. E. H. B. Laing, Senior Resident.
 The Honourable Mr. W. Buchanan Smith, M.C.
 The Secretary, Northern Provinces,
 The First Lagos Member,
 The Member for the Rivers Division,
 The Mining Member,
 The Commercial Member for Port Harcourt.
 The Commercial Member for Calabar,

MINUTES.

The Honourable the Acting Chief Secretary to the Government moved the following amendment to the minutes of the 23rd of August, 1927, as printed and circulated to Members:—

That the minutes of the meeting of the 23rd of August, 1927, as printed and circulated to Members be amended by the deletion in the last paragraph but one of the words "by ten votes to seventeen votes" and by the deletion of the last paragraph, and the substitution therefor of the words "the second reading was then put and carried by seventeen votes to ten."

The amendment was carried and the minutes amended accordingly.

RESOLUTION.

On the motion of the Honourable the Acting Chief Secretary to the Government, seconded by the Honourable the Acting Treasurer, the following resolution was agreed to.

"Be it resolved: That, this Council approves the expenditure of £122,578 19s. 11d. as detailed in the Supplementary Estimates for 1926-27, and of £255,340 as detailed in the Supplementary Estimates for 1927-28, which were laid on the table and passed the Finance Committee on August 23rd, 1927."

THE GENERAL TAX (COLONY) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee with amendments to the title, clauses 1, 2, 3, 10, 11, 17 and 18 and the schedule, the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Bill was read a third time and passed.

THE ARMS (AMENDMENT) ORDINANCE, 1927.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, a Bill entitled "an Ordinance to amend the Arms Ordinance," was read a second time.

On the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Council resolved itself into Committee to consider the Bill clause by clause.

The Bill having passed through Committee without amendment the Council resumed and on the motion of the Honourable the Acting Attorney-General, seconded by the Honourable the Acting Secretary for Native Affairs, the Bill was read a third time and passed.

MINUTES OF A MEETING OF THE
LEGISLATIVE COUNCIL HELD IN THE
COUNCIL CHAMBER, LAGOS, ON WEDNESDAY,
AUGUST 24, 1927, AT 10 A.M.

PRESENT:—

- The Officer Administering the Government,
The Honourable Mr. F. M. Baddeley, C.M.G.
- The Acting Chief Secretary to the Government,
The Honourable Mr. H. M.-M. Moore,
- The Acting Lieutenant-Governor, Southern Provinces,
His Honour Lieut.-Col. F. Jenkins, C.M.G.
- The Acting Lieutenant-Governor, Northern Provinces,
His Honour Mr. C. W. Alexander.
- The Acting Attorney-General,
The Honourable Mr. J. C. Howard.
- The Acting Director of Medical and Sanitary Service,
The Honourable Dr. T. B. Adam.
- The Acting Treasurer,
The Honourable Mr. A. H. Hodges.
- The Director of Marine,
The Honourable Captain R. H. W. Hughes, C.B., C.S.I.,
C.M.G., D.S.O., R.D., R.N.R.
- The Comptroller of Customs,
The Honourable Mr. F. A. Clinch.
- The Acting Secretary for Native Affairs,
The Honourable Mr. G. J. F. Tomlinson.
- The Acting Deputy Chief Secretary,
The Honourable Mr. K. L. Hall.
- The Acting Secretary, Southern Provinces,
The Honourable Mr. W. E. Hunt.
- The General Manager of the Railway,
The Honourable Mr. E. M. Bland, C.M.G.
- The Director of Public Works,
The Honourable Mr. C. L. Cox.
- The Postmaster-General,
The Honourable Mr. G. I. Righton.
- The Resident of the Colony,
Mr. G. H. Findlay, (Extraordinary Member).
- The Second Lagos Member,
The Honourable Dr. C. C. Adeniyi-Jones.
- The Member for the Colony Division,
The Honourable Mr. Kitoyi Ajasa, O.B.E.
- The Member for Calabar,
The Honourable Mr. K. Ata-Amonu.
- The Member for the Ibo Division,
The Honourable Mr. I. O. Mba.
- The Member representing the Niger African Traders,
The Honourable Mr. S. C. Obianwa.
- The Member for the Egba Division,
The Honourable Mr. S. H. Pearse.
- The Member for the Oyo Division,
The Honourable Mr. E. H. Oke.
- The Commercial Member for Kano,
The Honourable Mr. J. W. Speer.
- The Third Lagos Member,
The Honourable Dr. J. A. Caulcrick.
- The Member for Shipping,
The Honourable Mr. J. Whitfield, (Provisional).
- The Banking Member,
The Honourable Mr. L. M. Herapath, (Provisional).
- The Commercial Member for Lagos,
The Honourable Mr. H. R. Routledge, (Provisional).

EUROPEAN OFFICERS' PENSIONS (AMENDMENT) ORDINANCE, 1927.

Under the terms of clause 37 of the Standing Rules and Orders of the Legislative Council of Nigeria, and on the motion of the Honourable the Attorney-General, the European Officers' Pensions (Amendment) Ordinance, 1927 (which was passed at the February meeting of the Council, but which had not been assented to by the Governor) was referred back to Committee.

In Committee, clause 2 of the Ordinance was amended by the substitution of the word "may" for the word "shall" in the tenth line thereof.

The Council resumed.

RESOLUTION.

On the motion of His Honour the Lieutenant-Governor, Southern Provinces, seconded by the Honourable the Treasurer, the following resolution was carried:—

"Be it resolved: That this Council approve a Supplementary Estimate for 1927-1928 of £17,280 to provide for the services of five hundred additional Police to be recruited for temporary engagement with the Southern Provinces Police Force."

The Council adjourned *sine die*.

Affairs, the Honourable the Second Lagos Member, the Honourable the Member for the Colony Division, the Honourable the Banking Member, the Honourable the First Lagos Member, the Honourable the Commercial Member for Lagos and the Honourable the Attorney-General as Chairman.

THE POISONS AND PHARMACY ORDINANCE, 1927.

On the motion of the Honourable the Attorney-General, seconded by the Honourable the Acting Director of Medical and Sanitary Service, a Bill entitled "The Poisons and Pharmacy Ordinance, 1927," was read a second time and the Council went into Committee thereon.

The Bill having passed through Committee with amendments to clauses 8, 9 and 25 (3), the Council resumed, and on the motion of the Honourable the Attorney-General, seconded by the Honourable the Acting Director of Medical and Sanitary Service, the Bill was read a third time and passed.

THE DANGEROUS DRUGS ORDINANCE, 1927.

On the motion of the Honourable the Attorney-General, seconded by the Honourable the Acting Director of Medical and Sanitary Service, a Bill entitled "The Dangerous Drugs Ordinance, 1927," was read a second time and the Council went into Committee thereon.

The following amendments were agreed to in Committee, together with other minor typographical amendments:—

" Clause 11.—Add at end—except under licence.

After Part III insert new Part IV as below and renumber present Part IV as V and renumber present clauses 14-19 as 15-20:—

PART IV.

Dangerous Drugs in Transit.

14. (1) When any of the drugs to which Part I or Part III applies, other than those contained in the medical stores of a vessel, is brought within the territorial waters of Nigeria being consigned to some destination outside Nigeria and not to be transhipped within such territorial waters, the following special provisions shall apply:—

(a) The master of the vessel on which such drug is so brought shall immediately upon the arrival of the vessel at the first port of entry make a declaration to the competent customs authority stating which of such drugs the vessel is carrying and disclosing all relevant details relating thereto. Full particulars as to the description, weight, consignors, consignees, and destination of such drug and as to the marks and numbers of the chests, boxes, cases or packages in which such drug is contained shall appear in the manifest of such vessel; and

(b) Such drug shall not be—

(i) removed from the vessel on which it was brought within such territorial waters,

or (ii) removed from such territorial waters except under and in accordance with an appropriate written authority issued for that purpose by the prescribed authority; and

(c) Every chest, box, case or package containing such drug shall, while in such territorial waters, be maintained unopened and unbroken, unless it is opened or broken during and for the purposes of some search authorised by this Ordinance; and

(d) The removal of such drug from such territorial waters shall be reported in writing to the authority, which authorised such removal, by the owner, charterer or agent of the vessel within three days after the departure out of such territorial waters of the vessel on which such drug is so removed.

(2) The provisions of Parts I and III shall be read and construed as subject to the provisions of this section in cases to which this section applies and where they differ therefrom shall be relaxed accordingly."

The Bill having passed through Committee with the above amendments, the Council resumed, and on the motion of the Honourable the Attorney-General, seconded by the Honourable the Acting Director of Medical and Sanitary Service, the Bill was read a third time and passed.

The motion was subsequently put to the vote and lost by twenty-two votes against, to six votes for, Honourable Members, voting as follows:—

FOR 6.

The Hon. the Third Lagos Member.
The Hon. the Member for the Egba Division.
The Hon. the First Lagos Member.
The Hon. the Member for the Ibo Division.
The Hon. the Member for Calabar.
The Hon. the Second Lagos Member.

AGAINST—22.

The Hon. the Commercial Member for Lagos.
The Hon. the Member for the Oyo Division.
The Hon. the Member for Rivers Division.
The Hon. the Member representing the Niger African Traders.
The Hon. the Banking Member.
The Hon. the Member for Shipping.
The Hon. the Member for the Colony Division.
The Resident of the Colony.
The Hon. the Postmaster-General.
The Hon. the Acting Director of Public Works.
The Hon. the General Manager of the Railway.
The Hon. the Acting Secretary, Southern Provinces.
The Hon. the Deputy Chief Secretary.
The Hon. Capt. Ross, Senior Resident.
The Hon. the Acting Secretary for Native Affairs.
The Hon. the Comptroller of Customs.
The Hon. the Director of Marine.
The Hon. the Treasurer.
The Hon. the Acting Director of Medical and Sanitary Service.
The Hon. the Attorney-General.
His Honour the Lieutenant-Governor, Southern Provinces.
The Hon. the Chief Secretary to the Government.

The motion of the Honourable the Attorney-General that the Bill be read a second time was then put to the Council and carried by twenty-two votes for, to six votes against. The voting was as follows:—

FOR—22.

The Hon. the Commercial Member for Lagos.
The Hon. the Member for the Oyo Division.
The Hon. the Member for Rivers Division.
The Hon. the Member representing the Niger African Traders.
The Hon. the Banking Member.
The Hon. the Member for Shipping.
The Hon. the Member for the Colony Division.
The Resident of the Colony.
The Hon. the Postmaster-General.
The Hon. the Acting Director of Public Works.
The Hon. the General Manager of the Railway.
The Hon. the Acting Secretary, Southern Provinces.
The Hon. the Deputy Chief Secretary.
The Hon. Capt. Ross, Senior Resident.
The Hon. the Acting Secretary for Native Affairs.
The Hon. the Comptroller of Customs.
The Hon. the Director of Marine.
The Hon. the Treasurer.
The Hon. the Acting Director of Medical and Sanitary Service.
The Hon. the Attorney-General.
His Honour the Lieutenant-Governor, Southern Provinces.
The Hon. the Chief Secretary to the Government.

AGAINST—6.

The Hon. the Third Lagos Member.
The Hon. the Member for the Egba Division.
The Hon. the First Lagos Member.
The Hon. the Member for the Ibo Division.
The Hon. the Member for Calabar.
The Hon. the Second Lagos Member.

On the motion of the Honourable the Attorney-General the Bill was referred to a Select Committee, consisting of the Honourable the Chief Secretary to the Government, His Honour the Lieutenant-Governor, Southern Provinces, the Honourable the Treasurer, the Honourable the Acting Secretary for Native

- The Member representing the Niger African Traders,
The Honourable Mr. S. C. Obianwu.
- The Member for the Egba Division,
The Honourable Mr. S. H. Pearse.
- The Member for the Rivers Division,
The Honourable Mr. Mark Pepple Jaja.
- The Member for the Oyo Division,
The Honourable Mr. E. H. Oke.
- The Third Lagos Member,
The Honourable Dr. J. A. Caulerick.
- The Commercial Member for Lagos,
The Honourable Mr. R. F. Irving.
- The Resident of the Colony,
Major W. Birrell Gray, (Extraordinary Member).

ABSENT:—

- The Lieutenant-Governor, Northern Provinces.
- The Commandant.
- The Honourable Mr. R. A. Roberts, C.B.E., Senior Resident.
- The Honourable Mr. E. J. Arnett, C.M.G., Senior Resident.
- The Honourable Major J. M. Fremantle, M.B.E., Senior Resident.
- The Honourable Mr. G. W. Webster, M.B.E., Senior Resident.
- The Honourable Mr. J. C. C. P. Sciortino, Senior Resident.
- The Honourable Mr. C. W. Alexander, Senior Resident.
- The Honourable Capt. P. Lonsdale, Senior Resident.
- The Honourable Mr. E. H. B. Laing, Senior Resident.
- The Secretary, Northern Provinces.
- The Mining Member.
- The Commercial Member for Calabar.
- The Commercial Member for Kano.
- The Commercial Member for Port Harcourt.

MINUTES.

The Minutes of the Meeting of the 4th of April having been printed and circulated to Honourable Members were taken as read and confirmed.

RESOLUTION.

On the motion of the Honourable the Chief Secretary to the Government, seconded by the Honourable the Treasurer, the following resolution was carried:—

“ Be it resolved: That this Council approve the expenditure
“ of £80,076 as detailed in the Supplementary
“ Estimates for 1926-27 which were laid on the Table
“ at the last meeting of this Council and passed
“ Finance Committee on the 5th of April, 1927.”

BILLS.

GENERAL TAX (COLONY) ORDINANCE, 1927.

The Debate on the motion of the Honourable the First Lagos Member that consideration of the General Tax (Colony) Bill be deferred for six months, was continued.