



Enugu State of Nigeria Official Gazette

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CONTENTS

Appointment of Permanent Secretaries	Page
Movement of Officers	11
	12

SUPPLEMENT

Law No. 2 of 2015 - Enugu State Judicial Service Commission (Amendment) Law	A21
Law No. 3 of 2015 - Enugu State Civil Service Commission (Amendment) Law	A23
Law No. 4 of 2015 - Enugu State Judicial Service Commission (Second Amendment) Law... ..	A25
Law No. 5 of 2015 - Enugu State Investment Development Authority Law... ..	A27
Law No. 6 of 2015 - Local Government (Amendment) Law... ..	A37
Law No. 5 of 2016 - Enugu State Public Private Partnership Law... ..	A39
Law No. 7 of 2016 - Enugu State Land Use Charge Law	A55
Law No. 8 of 2016 - Enugu State Registered Bond Law	A65
Law No. 9 of 2016 - Enugu State Christian Pilgrims Welfare Board (Amendment) Law	A69
Law No. 10 of 2016 - The Criminal Code (Second Amendment)	A71
Law No. 11 of 2016 - Institute of Management and technology (Amendment) Law	A73
Law No. 12 of 2016 - Enugu State Structures for Signage and Advertisement Agency Law... ..	A77
Law No. 3 of 2017 - Schools Transfer (Amendment) Law	A111

The above laws are published as supplement to this gazette

ENUGU STATE NOTICE NO. 7

APPOINTMENT OF PERMANENT SECRETARY

It is notified that Ezugwu Bernadine Chinyere has been appointed to the post of Permanent Secretary
Ezugwu Bernadine's appointment is with effect from 3rd March 2017

ENUGU STATE NOTICE NO. 8

APPOINTMENT OF PERMANENT SECRETARY

It is notified that Ugomsi Ella Noel O. has been appointed to the post of Permanent Secretary
Ugomsi Ella Noel O's appointment is with effect from 3rd March 2017

ENUGU STATE NOTICE NO. 12

NEW APPOINTMENTS AND OTHER STAFF CHANGES

The Following are notified for general information:-

NEW APPOINTMENT

Departments	Name	Appointment	Date of Promotion
Public Service	Agbawodike Chioma J	Clerical Officer	1-8-2001
Department, Office of the Head Service	Agbo Roseline N.	Clerical Officer (Revenue)	1-5-1988
	Aneke Mariet Wendy	Higher Exec. Officer (GD)	1-6-2011
	Ani Bethrand Onyibani	Asst. Exec. Officer	16-4-1986
	Ani Paschal C.	Executive Officer	1-6-2011
	Anike Emmanuella U.	Clerical Office (GD)	1-6-2011
	Any Joy C.	Environ. Health Field Offr.	1-1-1994
	Chinwetalu Esther U.	Clerical Office (GD)	1-5-1988



ENUGU STATE OF NIGERIA
2016, No. 12



A Law to Provide for the Regulation of Outdoor Structures for the Display of Signage, Hoarding and Advertisement in Enugu State and for Connected Purpose.

Title.

Be it enacted by the House of Assembly of Enugu State of Nigeria as follows—

Enactment.

PART 1- PRELIMINARY

1. This law may be cited as the Enugu State Structures for Signage and Advertisement Agency law and shall come into effect on **6th day of December, 2016**. In this Law, unless the content otherwise requires -

Citation and date of commencement.

2. **“Abandoned structure”** means a sign which is not supported Properly or which no longer correctly stands but advertises -
(i) a bonafide business, lessor, owner, product or active conduct, or;
(ii) a product available on the premises where the sign is displayed;

Interpretation.

“Area of copy” means the area of the largest single face, continuous perimeter composed of square, area rectangles or circles, which encloses the extreme limit of the Advertising message, announcement or the decoration of a wall sign;

“Area of sign” means the largest single face of the sign within a perimeter which form the outside shape, but excluding the necessary support or upright on which the sign may be more than one section or module, all areas totaled, any irregular- shape sign areas shall be computed using the actual sign surface. In the case of wall sign the area of copy will be used;

“Board” means the Board of Directors of the Agency;

“Directional signs” means any sign which serves to designate the location or direction of any place or area. This includes, parking area, entrances and exits;

Section.

“Flashing sign” means any sign which contains an intermittent

or flashing light source or which includes the illusion of intermittent or flashing light by means of animation or an externally mounted intermittent light source, not including changeable message sign;

“Frontage” means the length of the property line of any one premises parallel to an along each public right-of-way it borders;

“Governor” means the Governor of Enugu State;

“Grade” means the elevation of the street closet to the sign to which reference is made measured at the street centreline;

“Height of sign” means the vertical distant measured from the grade at the street right-of-way line where the sign is located from the highest point of such sign or structure;

“Illuminated sign” means a sign, which is lighted by an artificial light source, either directed upon it or illuminated from an interior source;

“L.E.D”. means Light Emitting Diode;

“Multi-face-sign” means a sign which copy on two or more faces that are legible from more than one direction;

“Non-conforming sign” means a sign that does not meet Code Regulations;

“On-premises sign” means any sign identifying and advertising a business, person, activity, goods, products or services located on a premises where the sign is installed and maintained;

“Outdoor Structures” means any structure free- standing or mounted in such a way that it offers a display of a sign or advertisement;

“Owner or Operator” means the actual person or corporation that owns and operates a structure on it behalf or on behalf of a third party;

“Projecting sign” means a sign, normally double faced, which is attached to and projects from a structure or building fascia;

“Sign” means any emblem, painting, banner, pennant, placard, design, identification, description, illustration, illuminated, or non-illuminated to advertise, identify, convey information or direct attention to a produce, service, place, activity, person, institution, business, including any permanently installed or situated merchandise, signs shall also include all signs structures;

“Roof sign” means a sign erected upon, against or above a roof;

“Swinging sign” means a sign installed on an arm or mast or spar that is not permanently fastened to an adjacent wall or upright pole;

“Wall sign” means a sign attached to the wall or a building with the face parallel to the plane of the building wall. This includes sign painted directly on a wall.

PART 11- ESTABLISHMENT OF THE AGENCY

3. 1. There is established an Agency to be known as Signage and Advertisement Agency (referred to in this Law as “the Agency”).
2. The Agency shall –
 - (a) be a body corporate with perpetual succession and common seal;
 - (b) have power to sue and be sued in its corporate name;
 - (c) be capable of holding, purchasing, acquiring and disposing property movable and immovable for the purpose of carrying out its functions under this Law.

Establishment of the
Enugu State Signage
and Advertisement
Agency

FUNCTIONS OF THE AGENCY

4. (1) The functions of the Agency shall be to –
 - (a) control outdoor structure to be used for signage and advertisement;
 - (b) issue license and permit for the construction and placement of outdoor structures in any part of the state;
 - (c) protect the environment from potential adverse impact from visual blights;
 - (d) control the number, size and location of outdoor structures;
 - (e) ensure that outdoor structures are soundly and carefully design, erected, modify, maintained or removed when no longer in use to avoid constituting nuisances;
 - (f) ensure that outdoor structures are compatible with surrounding land used and environment and further ensure the beautification of the immediate surrounding and vicinity of the advertisement;
 - (g) control the pasting and display of posters on public structures and highways;
 - (h) organize the procedure to regulate the ownership and operation of outdoor structures for the purpose of signage or advertisements under specific regulations as contained in this Law;
 - (i) reject, revoke or modify a permit if found to be in violation of any of the provisions of this Law or the conditions for its grant;
 - (j) prepare and keep all records related to the issuance and denial of outdoor structures permit as well as appropriate

Functions of the
Agency.

- general records;
- (k) monitor and inspect through its Monitoring Unit any outdoor structure and verify its compliance with this Law; and
- (l) establish a data-base of all the outdoor structures used for signage and advertisement, their owners and operators as well as their location and the reason for the operation.

MEMBERSHIP OF THE BOARD

Establishment of the Board

5. 1. There is established a Governing Board of the Agency (in this Law called "the Board) and shall consist of—
 - (a) The Commissioner for Local Government Matters as Chairman;
 - (b) The Commissioner for Environment;
 - (c) Commissioner for Capital Territory Development Authority;
 - (d) General Manager of the Agency who shall be appointed by the Governor;
 - (e) The secretary to the Board who shall be the Legal Adviser to the Agency;
 - (f) A representative each of the Local Government Councils in the state;
 - (g) A Member representing Advertising Practitioners Council of Nigeria; (APCON)
 - (h) Two members of the public appointed by the Governor who shall represent Outdoor Advertising Association of Nigeria (OAAN).

Schedule 1.

2. All members of the Board with the exception of the General Manager and the Secretary shall be appointed to serve as part-time members for a period of four (4) years and may be renewed for another term of four years but no more.
3. The procedure for the meeting and removal of the members of the Board are as contained in schedule 1 to this Law.
4. Members of the Board shall be remunerated as determined and approved by the governor from time to time.

POWERS OF THE BOARD

Powers of the Board

6. The Agency shall have power to—
 - (a) employ staff as it may consider necessary for the purpose of carrying out its functions under this Law;
 - (b) determine the remuneration for its staff but however must comply with the remunerational structure of the State Civil Service;
 - (c) promote and exercise disciplinary control over its staff on grade level 01-06 and
 - (d) recommend the appointment, termination or dismissal of

persons within the Agency, including the promotion and confirmation of appointment as well as exercise any other disciplinary control.

7. There shall be a General Manager to the Agency appointed by the Governor who shall be responsible for the implementation of the decisions of the Governing Board of the Agency and for the day-day administration of the affairs of the Agency in accordance with the provisions of this Law. General Manager to the Agency
8. There shall be appointed by the Board, a Secretary to the Agency who shall keep the records, conduct the correspondence of the Board and Perform such other as the General Manager may from time to time direct. Secretary to the Agency

PART 111- STAFF OF THE AGENCY

9. (1) There may be transfer of officers to the Agency after the Commencement of this law, and such transfer shall be in accordance with the procedure applicable in respect of the transfer of officers in the Public Service of the State, such officers shall serve on terms as may be determined by the Agency for the purpose of carrying out its functions under this Law. Staff of the Agency
- 10 (1) The Agency may, with the approval of the Board -
(a) appoint special committees amongst its members either to Manage or advise on matters concerning investigation, initiation, administration or progress of any project or scheme which the Agency may undertake in the discharge of its functions; and
(b) appoint agents, consultants or contractors from time to time as the Agency may deem fit to exercise or perform any of the powers or duties conferred or imposed upon the Agency, or to provide professional services to the Agency. Appointment of Agents and Special Committees.
11. (1) The Board may, with the approval of the Governor, appoint a Consultant to the Agency who shall be a technical partner to the Agency in the exercise of its functions. Appointment of Consultant by the Board .
- (2) The Agency, through a Deed of Assent from all the Local Government Chairmen in the State, shall be empowered to delegate to the Consultant the collection of revenue in respect of outdoor structures, signage, hoarding and advertisement on their behalf.
- (3) The Agency may delegate to the Consultant any other function as it deems fit. Schedule 7.
12. The Consultants shall from time to time advise the Agency and make recommendation on all matters relating to the regulation of outdoor structures and their uses for the display of signage and advertisement and any other connected matters. Functions of Consultants.

PART IV- FUNDS OF THE AGENCY

Financial Provisions.

13. (1) The funds of the Agency shall comprise of -
- (a) all fees, charges and tariffs for services rendered by the Agency
 - (b) such money as may be appropriated to the Agency by the Enugu State Government;
 - (c) such money be granted to the Agency from time to time by the Government;
 - (d) all sums, debentures, investments or other properties vested in the Agency;
 - (e) such money raised by loan under the powers to borrow vested in the Board by this Law;
 - (f) all money which may vest in the Agency under any enactment or law;
 - (g) all fees, charges and tariffs for services rendered by the Agency; and
 - (h) all other sums accruing to the Agency from any other source.
- (2) The funds of the Agency shall be administered by the Agency in accordance with the provisions of the Law.
- (3) The formula for sharing of the funds referred to in Section 13 (1)(a) of this law shall be as follow -

- (a) The Board shall establish and maintain a fund in a designated Bank, consisting of all outdoor structures, signage, hoarding and advertisement rates payments. At the beginning of each month, the board shall determine the total amount of all outdoor, signage, hoarding and advertisement rate, payment on deposit in the designated bank.
- (c) The Board shall not later than ten (10) days after the beginning of each month pay to each Local Government Council in the state a share of all outdoor structures for the display of signage, hoarding and advertisement rate collected and standing on deposit in designated bank.
- (d) The cost of collection shall be an amount not exceeding 10% of the total revenue collected.
- (e) There shall be paid to a Local Government Council, from whose area sums of money have been collected as advertisement rates a sum represented, after the cost of collection of the rates shall have been deducted, 60% of the balance of the amount so collected from the area of such council the other 40% shall be paid into the consolidated revenue fund of the State.

Power to Borrow Money.

14. The Agency may from time to time with the approval of the State Executive Council borrow whether by way of mortgage or otherwise, such sums of money for and in connection with the exercise of its functions under this Law as it may deem necessary.

Bank Account.

15. The Agency shall operate bank accounts for its funds with a

reputable bank or banks in the State and the signatories to the account shall be the General Manager and Head of Finance and Accounts who must be career civil servants.

- 16 (1) The Agency shall have power to charge commercial tariffs which may vary from area to area and also make direct charges on users for structures and signages. Collection of
Tariff and charges.
- (2) Notwithstanding the provisions of any Law, any person who fails or neglects to pay any tariffs, fees or charges shall be deemed to be a debtor and such debts may be recovered by a civil action in the appropriate court.
- (3) A debtor shall be liable for the Agency's legal fees or charges realising the debt as well as any other costs incurred by the Agency in enforcing the debt against the debtor.
17. The Agency shall cause to be prepared not later than the 31st day of March in each year, an account of the income and expenditure for the preceding financial year. Annual
Accounts.
18. (1) The Agency shall cause to be kept proper accounts in respect of its Revenue and expenditure from time to time and shall, within three months after the end of each financial year, prepare an annual statement of account showing accurately the financial position. Accounts & Audits
- (2) The State Auditor General shall provide a list of Auditors qualified to be appointed by the Agency as External Auditor and from which the Agency shall appoint their External Auditors to audit the annual statement of Account of the Agency.
- (3) As soon as the annual statement of accounts has been audited, the Agency shall forward copies of same together with copies of audited report to the State Government.
19. The Agency shall submit quarterly report of its activities to the State, and the State House of Assembly. Quarterly
Reports.
20. The Agency shall, as soon as possible after the end of each financial Year not later than the end of March of each year, submit the annual report of its activities to the State. Annual Report.
21. The Agency shall prescribe the amount to be paid as fees/charges within the different zones for mounting of outdoor structures as well as the necessary charges for amendment of the existing structures subject to the approval of Governing Board; and review from time to time the fees and charges contained in the schedules to this Law. Fees Schedules.

PART V- REGISTRATION PERMITS

- 22 (1) Every outdoor structure owned by a corporate entity shall be registered by its owner. Registration and
permits.

- (2) Such owner shall provide his registration number as reference with the application for a permit.
- (3) The information required for the outdoor structure and the Application thereon are incorporated within the Schedules to this Law
- (4) Every registered outdoor structure shall have a registration code Provided by the Agency.
- (5) No structure shall be erected without having its registration code being dully sealed or mounted on it.
- (6) The following structures shall require registration –
 - (a) Structures for free-standing portable signs-(including any sign on a standard, column or A- frame boards fixed to its own self-contained base which may be moved manually or temporarily attached to a permanent free-standing sign;
 - (b) Structures for billboards including any signage structure designed and intended to provide a leasing advertising copy area where the copy pasted or otherwise mounted onto the copy area;
 - (c) Structures for Billboards of the 'Spectacular' type, that is those with over 20 square metre of area;
 - (d) Structures for roof sign including any sign which is entirely upon and above the roofline or parapet of a building;
 - (e) Structures for wall sign including any sign painted or posted on a wall;
 - (f) Structures for furniture or statue type of sign including structures, kiosks supporting outdoor advertising or signage; and
 - (g) Structures for temporary signs including any permitted, designed or intended to be displayed for a short period of time.
- (7) Any such sign shall be recorded using the form and the Schedules attachment referred to in the Schedule to this Law.
- (8) The permit required by the Agency shall be issued upon the payment of the prescribed fees, and shall be renewed annually.
- (9) Each structures shall bear, at its base the registration number of the owner as well as the permit number of the structures.

Structures
Requiring
Special Permit.

23. The following structures shall require special permits –

- (a) Structures that exceed the permissible number per the specifications provided in the Schedules to this Law;
- (b) Structures that are illuminated by flashing lights, bare bulb or not conforming to the scope of illumination that is provided in the Schedule to this Law; and
- (c) The use of mobile trailers or vehicles for the sole purpose of advertising.

Qualification for
Operation

24. No person shall establish or operate any Billboard or commercial advertisement without being a member of a recognized advertising body except such person is carrying on the business of outdoor advertising.

- 25.(1) Every application for a permit or for the renewal of a permit shall be addressed to the Agency. Application for Permit or Renewal of Permit.
- (2) An application for a permit or for the renewal of a permit shall be in the form specified by the Agency.
- (3) The fees payable for the issuance or renewal of a permit shall be as determined from time to time by the Agency and shall be paid at the time the application for the issuance or renewal of a licence is made.
- (4) All licenses, renewals and permits shall be valid for a year.
- 26 (1) A Certificate of Registration shall be issued to the applicant which will entitle him to apply for a permit for ownership. Certificate of Registration
- (2) The terms and conditions on the permit shall constitute a binding agreement between the Agency and the recipient of the permit. Such recipient shall be liable for the legal fees in respect thereof.
- (3) A registration number shall be assigned to the holder of the Certificate of registration which shall be used for any correspondence or reference with the Agency.
- (4) Every Certificate of Registration shall be renewed annually at a lower fee than the initial payment.
- (5) The applicant shall complete the prescribed application form and supply the Agency with all necessary information, additional documents and accompanying materials required.
27. It shall be unlawful for any person to erect, construct, enlarge or structurally modify an outdoor structure or operate any structure for signage or advertisement without first being registered by the Agency. Requirement to Register as Owner of a Structure.
28. (1) Any structure for official, directional or warning signs erected or maintained by the Federal or State authorities, or by any Local Government authority thereof, or by any railroad, public utility or similar authorized body concerned with the protection of public health or safety shall not be subject to any provisions set out in Schedules 2, 3 and 4 to this Law. Outdoor Structures not requiring Permission.
- (2) Any erected, constructed, or affixed structure shall comply with Schedules 2, 3 and 4 to this Law.
- (3) Structures for signs or billboards mandatory under the Federal or Enugu State Laws or authorized by the Agency.
29. (1) Owners and operators of existing structures shall complete and submit the prescribed registration form with the Agency and apply for the permits required by this Law. Existing Outdoor Structures.
- (2) Where an existing structure does not conform with the requirement and standards under this Law, the Agency shall notify the owner to remove such within 30 days of receipt of notice failing which the Agency shall direct the removal of same at the expense of the owner.
- (3) Where an existing structure is not registered within a period of one month following the enactment of this Bill, the Agency shall direct the removal of same at the expense of the owner.
- (4) All existing structures which do not conform to the existing Bill

shall be demolished at the expense of the owner.

Approval of
Outdoor Structures
for Sinage

30. (1) Every residential unit, visible from the public highway, shall be identified by a street number, not to exceed 0.30 square metre in area
- (2) Every non-residential building or group of building shall be identified by the number, visible from adjacent streets, not to exceed 0.30 square metres in area.
- (3) This sign shall not be counted as a part of the total sign area permitted for the building or groups of buildings and shall not require a sign permit.

Prohibited
Structures Sinage
or Content.

31. (1) All structures used for signage and not expressly permitted by this Law shall be prohibited except sign that are less than have a square metricmetre in area which shall be exempted from the requirement of this Law.
- (2) The following signs are prohibited -
- (a) sign with unethical or obscene, content;
 - (b) illegal sign that are not with conformity with Federal, State, or Local Government Laws rules and regulations;
 - (c) the use of scrolling devices, moving or flashing characters for advertising on any vehicle;
 - (d) the erection, attachment or painting of signs upon fences blocks or natural features;
 - (e) outdoors structures of any classification installed, erected or attached in any form, shape or manner to roof fire escape to any door or window given access to any fire escape;
 - (f) abandon signs;
 - (g) fly posting;
 - (h) outdoor structures obstructing pedestrian or vehicular visibility or otherwise interfering with the save operation of vehicles on the safety of pedestrians ; and
 - (I) a trailer, or any other vehicle as a stationary billboard.

PART VI- OFFENCES AND PENALTIES

Offences and
Penalties

32. (1) Any person violating any provision of this Law, or who violate or fails to comply with any regulation or order or falsifies planes or information filed hereunder; or who shall continue to display sign or billboard. L.E.D screens, post any bills, poster, signs, panel, banners stickers or other advertising material and messages on trees, electricity post, road directional signs, road dividers, flyovers, bridges, walls or rocks or any unauthorized surface whatsoever, is guilty of an offence and shall pay a fine as may be prescribed under the provision of this Law.
- (2) A fine of 10,000.00 (Ten Thousand) naira for each week during which the violation continues shall be imposed for any infringement of this Law up to a maximum of four weeks.
- (3) where the infringement persists beyond four weeks or the offender fail to pay the fine, the Agency shall order the removal of the structure at the cost of the owner.
- (4) where an offender fail

period, he shall be guilty of an offence and be liable on conviction to a term of imprisonment not exceeding two months or a fine not less than (50,000.00) Fifty Thousand naira.

REGULATIONS

33. The Agency shall have power to make and modify regulations from time to time to enforce the provisions of this Law subject to the approval of the House of Assembly. Power to make Regulations.
34. The following are permissible outdoor structures that may be regulated by the Agency- Permissible Outdoor Structures
- (1) On-premise and off-premise signs and billboards;
 - (2) Lamp post or pole-mounted advertisement;
 - (3) Illuminated lighting devices used in conjunction with on-premise and off-premise signs and billboards;
 - (4) Decorative flashing lights, banners, posters, pennants, strings of lights, ribbons, streamers for advertising purposes;
 - (5) Portable signs, including but not limited to "A-Frame" signs and air activation attractions and devices;
 - (6) Direction signs, including those pertaining to public and private addresses;
 - (7) All inflatable signs (i.e. advertising balloons);
 - (8) Furniture advertisement;
 - (9) All political signs; and
 - (10) L.E.D screens Without prejudice to the Provisions of any other law in the Conflict State the provisions of the Law shall prevail to the extent of the inconsistency.

SCHEDULES

SCHEDULE 1 SECTION 4 (5)

Relevant to the Board of the Agency and its assignment of functions

1. (1) The quorum of the Governing Board of the Agency (hereinafter referred to as "the Board") shall be one - quarter or eight members. Quorum
2. (1) The Board shall meet at least once every two months for the dispatch of business at such place and time as the Chairman may determine. Meetings of the Board
 - (2) A special meeting of the Board may be summoned at the request of the Chairman.
 - (3) All meeting of the Board shall be summoned by the Secretary.
 - (4) The chairman shall preside at any meeting of the board but in his absence the Board shall elect one Local Government Chairman present to preside.
 - (5) The Chairman or the member presiding in his absence shall at any meeting have a vote and in the case of an equality of votes, a second or casting vote.
 - (6) The General Manager and the Secretary of the Agency shall be in attendance at all meetings of the Board and take part in its

- proceedings and the Board may also require any of its Officers or Servants to attend such meeting and take part in the proceedings but neither the General Manager, the Secretary nor any of the Officers or Servants of the Agency attending its meeting shall have a right to vote on any matter.
- Validity of Proceedings of the Board 3. The validity of any proceedings of the Board shall not be affected by any vacancy in the membership of the board or any defect in the appointment of a member or by reason that a person who is not entitled to do so take part in the proceedings.
- Conditions for Removal of Officers. 4. The Office of a member of the Board shall become vacant -
(a) if he resigns by notice in writing addressed to the Chairman
(b) if he is removed;
(c) if his term of office expires;
(d) if he dies;
(e) if he becomes insane;
- General Consideration for an absence 5. (1) A member of the Board shall obtain a written consent of the Chairman, for any reason requiring his absence from a scheduled meeting.
(2) The Chairman of the Board shall hold office for a period of four years, and shall be subject to renewal by the Governor.
- Tenure of Members of the Board 6. A member of the Board shall hold office for a period of three years, and shall be subject to renewal by the Governor.
7. (1) The Chairman or a member of the Board may be removed from office by the Governor.
(2) Without prejudice to the generality of Section 1 of this Schedule, if the Governor is satisfied that any member or Chairman -
a) has been unjustifiably absent for two consecutive meetings without the required consent;
b) has been convicted of any offence involving or necessarily implying fraud or dishonesty;
c) is incapacitated by physical or mental illness from performing his function as a member;
d) has such financial or other interest prejudicial to Agency or otherwise in the opinion of the Governor is likely to affect prejudicially the discharge by him of his function as a member; and
e) for any other reason in the opinion of the Governor or if such member is unfit to continue as a member of the Board.
8. The non-ex-officio members of the Board shall be paid such allowances as may be determined by the Governor from time to time.
9. The Chairman or a member of the Board may resign his appointment by a letter addressed to the Governor.

SCHEDULE 2 SECTION 24

Permissible structures that require no special permission

1. (1) One customary identification sign per building entrance not to exceed 0.50 square metres which indicates name, type of business, and/or hours of operation, attached to or painted on a window, door, or building area next to the main entrance or gate. Identification Sign.
- (2) Residential Real Estate signs not to exceed one half of a square meter in area or two metres in height. The sign or billboards are allowed only on the property offered for sale or lease with no more than one sign per street frontage. Said signs shall be removed from the site not later than five (5) days after the sale or lease of the property.
2. Political signs not to exceed one and a half square metres on residential property and three square metres on non-residential properties. The height of the sign shall not exceed two metres. No political sign shall be placed in the right-of-way or in any location or manner as to block visibility to any roadway or property. Political signs shall be removed not later than ten (10) days following the election. Political Sign.
3. (1) Grand opening, quarterly, and seasonal sales, conventions and meeting signs or banners, subject to the issuance of an Administrative Use permit. These signs shall only be indicative of the new business, service, or gathering. Other Signs
- (2) Holiday signs for a period of thirty (30) days before a festival and not later than five (5) days after the festival.
- (3) Holiday decorations for commercial establishments, provided that such decorations are displayed for a period of not more than forty-five (45) consecutive days.
- (4) Boutique signs provided that not more than three (3) off-site temporary signs are used. Signs may only be used during the hours that the boutique is open. Placement criteria and all other applicable signs or billboard regulations shall apply.
- (5) Interior signs inside a building displayed not closer than one metre from the window area.
- (6) Permanent off-site directional signs identifying the location of or direction to government facilities.
- (7) Contractor, sub-contractor, or construction signs limited to one (1) sign not greater than three square metres in an area with commercial and industrial properties.
- (8) Posters/handbills which are pasted on available, designated and approved flat surfaces and depict –
 - (a) coming events such as fairs, shows, films, comedies, advance notice of features in newspapers, magazines, etc, and
 - (b) products, services, public service notice, social notices and other such related events shall only be pasted and/or displayed on public information panels and must not exceed

a maximum face area of 0.5 square meters and shall not be pasted or displayed on surface of buildings, fences, perimeter walls, public structures like bridges, Electricity/Telecommunications poles, pedestrian bridges and bus shelters.

- (9) The advertiser(s) and/or persons or companies whose images or products and services are so advertised shall be held liable for any such display.

SCHEDULE 3 SECTION 30

General Consideration for Outdoor Structures

- Rights. 1. (1) No on-or-off-premise signs shall be mounted within any public right of-way except by the government agencies having jurisdiction within that right-of-way, unless otherwise allowed by the provisions of the Law of Enugu State. Signs that are presently mounted on the right-of-way should be removed within a maximum of three months,
- (2) On-premise signs shall be erected and maintained only as accessory used or structures to the principal used of a building or land.
- (3) Whenever a principal use of a building or land change, all on-premise signs which are accessory to the principal use shall be removed within ninety (90) days, unless a new principal use of a building or land is established and the on-premise sign(s) can be adapted to the new principal use in a manner permitted by this Law.
- Illumination. 2. (1) Where signs or billboards are illuminated electrically, a separate electrical permit shall be obtained from the relevant body.
- (2) No illuminated lighting device used in conjunction with an on-premise or off-premise sign shall be placed or directed so as to permit the illumination to be directly beamed upon a public thoroughfare, highway, and sidewalk, on adjacent premises so as to cause direct flare or reflection that may constitute a hazard to public safety or create a nuisance.
- (3) Where applicable, all wiring, fittings, and materials used in the construction, connection, and operation of electronically illuminated on-premise or off-premise signs shall be in accordance with the provisions of the relevant codes in effect.
- (4) Except specific limitations noted in the following sections, flashing lights, banners, posters, pennants, strings of lights, ribbons, streamers, or other similar moving devices shall not be displayed for advertising or attracting attention, either independently or as part of an on-premise or off-premise sign.
- Location and Placement 3. (1) No on- premise or off-premise sign shall obstruct pedestrian or vehicular visibility or otherwise interfere with the safe operation of vehicles or the safety of pedestrians.

- (2) No on- premise or off-premise sign of any classification shall be installed, erected, or attached in any form, shape, or manner to a roof, fire escape or any door or window giving access to any fire escape.
 - (3) No on- premise or off-premise sign or other object shall be erected, used or maintained which in any way simulates official, directional or warning signs erected or maintained by the Federal or State Authorities, or by any township or local government authority thereof, or by any railroad, public utility or similar authorized agency concerned with the protection of public health or safety,
 - (4) No on- premise or off-premise sign shall be painted or attached to, or maintained on a rock, tree or other form of vegetation, except those specifically permitted.
 - (5) Portable signs, including but no limited to trailer signs or "rollaway" signs, "A-Frame" signs and air activated attractions and devices shall not be permitted except by the special grants provided by this Law.
 - (6) Off-premise sign shall be considered as a distinct land use not associated with the primary use of a site.
4. (1) All on- premise and off-premise signs shall be kept in a secured and safe condition.
 - (2) Should any on- premise or off-premise sign be or become unsafe or be in danger of falling, the owner or the person maintaining the sign, shall upon receipt of written notice from the Agency, proceed at once to put such on- premise or off-premise sign in a safe and secure condition or remove the on- premise or off-premise sign.
5. (1) When conflict arises between the on- premise and off-premise sign requirements of this Law and those of Enugu State regarding the placement of on- premise and off-premise sign adjacent to State highways, the more restrictive regulation shall be applicable.
 - (2) All on- premise and off-premise signs shall be erected to meet the construction standards of the State and any subsequent amendments.

SCHEDULE 4 SECTION 30 (1) (2)

Special Limitations for Outdoor Structures used for Signs

1. (1) The size of a permitted sign shall be determined by scaling signage to the mass size of the associated building in accordance with the following provisions.
- (2) The size of one face of a sign is determined by multiplying a predetermined mass factor times the square root of the facing of the building, expressed in Section fourteen (14) of Schedule. The tables of elements for free standing signs-as shown in Section fifteen (15) of this Schedule- specify the Applicable mass factors. Either of the following two methods may be used in determining the square root of the area of the facing of the

building -

- (a) The table in Section fourteen (14) of this Schedule provides rounded off factors for most average building sizes; and
- (b) Multiply the height by the width and extract the square root ($H \times W = \text{square root of the face of the building}$)

(3) The height and width of a building face shall be determined in the following manner -

- (a) The height of a building shall be the vertical distance measured from the established grade of the lot to the roof line in the case of flat roofs, and to the mean between the point of the gale and the eaves in the case of pitched roofs;
- (b) The width of the building shall be the horizontal distance measured between the outermost vertical dimensions of any wall that is parallel to the facing of the building with which the signs if associated and visible from the public right-of-way. Properties that contain no building on which to relate mass factors set forth in the tables of elements shall determine sign size in accordance with the following formula;
- (c) One square metre of the sign area per linear metre of street frontage for the first fifteen meters of frontage;
- (d) four hundred and fifty (450) square centimeters of sign area per linear metre of street frontage for the second fifteen metres frontage; plus
- (e) Two hundred and thirty (230) square centimeters of sign area per linear metre of street frontage for the remainder of frontage up to forty-five metres.

(4) properties that contain buildings that occupy less than ten percent of the lot may utilize the above formula in lieu of the mass factors set forth in the tables of elements for free standing signs.

General Conditions
Relevant to free
Standing Signs

2. Except as otherwise provided, any building housing one or more activities may display one free-standing sign of the area and height limitations permitted by the table of elements for free standing signs-as shown in Section Five (5) of this Schedule-provided the following Additional provisions are met -

- (a) The sign to the front leading edge of the sign and its supporting structure are set back at four and one half metres from the existing adjacent highway right-of-way;
- (b) The building does not display a projecting sign;
- (c) The height of the free standing sign shall be measured from the established grade of the property or the grade elevation of the edge of pavement, street or highway of the public right-of-way directly perpendicular in front of the proposed location of the sign;
- (d) No additional sign shall be attached to any part of a free standing sign other than on the display surfaces originally constructed as part of such sign;



- (e) Attach-on signs, such as credit card decals and symbols of nationally known products, must be included within the original display surfaces; otherwise, attach-on signs are prohibited;
- (f) In areas where the existing building locations or other permanent obstructions prevent free-standing signs or projecting signs from being seen by passing motorists when erected in accordance with the provisions of this Section, a free-standing sign not exceeding seventy-five centimeters in height may be located to within five metres of the curb line or edge or right-of-way; however, in no case shall the free-standing sign be located within an existing right-of-way;
- (g) Free-standing signs must be located within the first thirty metres of setback from the existing public street right-of-way or according to the volume and space available;
- (h) Free-standing signs shall not exceed thirty square metres in size or the size determined by the tables of elements of signs-as shown in Section 15 of the Schedule-whichever is smaller;
- (i) The maximum size of free-standing signs erected beyond the thirty metres setback shall be that allowed by the tables of elements;
- (j) If a free-standing sign consists of more than one section or module per facing, the area of each individual sign component shall be added together and shall not exceed the permitted sign area for that particular location; and
- (k) As permitted, when more than one free-standing sign is to be placed on a lot, the facing of each free-standing sign shall be oriented to the street or highway right-of-way opposite the face of the building for which the free-standing sign is permitted.

3. Signs in commercial centres (commercial centres having a minimum frontage of three hundred metres along a public street) shall be permitted as follows -

- (a) For the purpose of identification, a single premise with multiple tenants or a commercial centre or a shopping centre must group the signs of their respective tenants in one structure;
- (b) The above may display two (2) free-standing signs for each street frontage provided the signs are setback from the side property lines by at least seventy-five metres and from the public right-of-way line by at least eight metres;
- (c) The first-free standing sign may be up to six metres in height and up to twenty-eight square metres in size;
- (d) in lieu of the second free-standing sign, a changeable copy sign may not exceed twenty-eight square metres and may be added to the first free-standing sign;
- (e) In addition, each regional shopping centre may identify each exist or entrance with a graphic not to exceed two square metres and not more than three metres in height; and

Conditions of
Signs in
Commercial Centres

- (f) Each individual activity within the regional shopping centre may display one wall sign per frontage in accordance with the table of elements for wall signs.

Exceptions to
Setback Requirement
for free standing
Signs.

4.

When a structure that constitutes a visual obstruction, other than an on-premise sign, precedes the subject site in the direction of traffic flow within fifty metres of the centre-point of the street frontage of the subject site and is less than four metres behind the right-of-way, a free standing sign may be erected at the setback of the said structure subject to the following conditions -

- (a) The free-standing sign will not project over the public right-of-way;
- (b) The size shall be as specified in the tables of elements of signs-as shown in Section 15 of this Schedule-for the appropriate zoning district for one metre setback;
- (c) Unless otherwise permitted by this Law, no free-standing sign permitted shall be established less than three metres above street grade;
- (d) Setback reductions allowed herein are temporary and should the site conditions that led to the special treatment of free-standing signs, the sign erected under this Section shall be moved to a conforming location by the sign's owner; and
- (e) A certificate of zoning compliance shall be obtained for each free-standing sign in accordance with the provisions of this law.

Special
Considerations for
Wall Signs

5.

Except as otherwise provided by this Section, an operator may display wall signs for each wall of the building which faces a Public street, in accordance with the tables of elements set forth as shown in Section 16 of this Schedule, provided the additional requirements are met -

- (a) The allowable area of wall signs permitted by the table of elements as shown in section 15 of this Schedule shall be that of the advertising area of individual letters and symbols when they are attached directly to the building thereby utilizing the building wall as the background (area of individual letters only). Where the sign incorporates its own background, the allowable area of the sign permitted by this table of elements shall be the sign area as defined in this Section;
- (b) A wall sign may be attached flat to or be pinned away from the wall of a building, but such sign shall not project from the wall by more than fifty centimeters;
- (c) A wall sign may be located in the plane of but below the top roofline of a building;
- (d) Such sign shall have a clearance height of not less than two and a half metres at its lowest point;
- (e) A wall sign may be located at the front edge of a canopy or marquee, provided such sign shall not project beyond the horizontal or vertical dimensions of the wall with which it is

- associated;
- (f) A wall sign shall not extend beyond the perimeter of the wall or fascia to which it is attached;
 - (g) One wall sign may be displayed on the side or rear of a building adjacent to the off-street parking area provided for that building for the purpose of instructing customers of the parking procedures as long as the sign does not exceed one and a half square metres in size;
 - (h) The sign may be illuminated during the hours of operation of the activity;
 - (i) A sign attached to the sidewall of a building other than those permitted above, but oriented to a street on which the building faces may be displayed on the sidewall, but it shall be counted as part of the total wall sign area allotment associated with the building front; and
 - (j) A required clearance for two to three floors building has a minimum of one meter, while for multi-floor building a minimum of two and a half metres.
6. A roof sign shall be displayed only in accordance with the size in the table of elements as shown in Section 15 of this Schedule for free standing signs and in accordance with following provisions
- Special
Consideration.
for Roof Signs
- (a) Buildings in excess of twelve metres in height may display a roof sign in addition to those signs permitted, provided that the total area of the roof sign and any wall signs used do not exceed the maximum sign area permitted by this Law;
 - (b) Buildings up to and including twelve metres in height may display a roof sign in lieu of any of the area permitted. Such sign shall be oriented only to a public street upon which the building fronts;
 - (c) Roof signs permitted under both conditions- whether as a part of the building's initial design or an addition after the building is constructed- shall be constructed to appear as an integral part of the supporting building;
 - (d) All roof signs must meet the following minimum specifications;
 - (i) The structural support for the sign must be enclosed to form a background to the message;
 - (ii) The plane of the sign's advertising area must appear as a vertical continuation of the plane of the building's wall with which it is associated, unless otherwise originally designed as an integral part of the building;
 - (i) A roof sign shall not project beyond the vertical boundaries of the wall with which it is associated;
 - (ii) The combined height of the building and the roof sign shall not exceed the height restriction of the underlying zoning district;

- (iii) The message of a roof sign shall be limited to the identification of the building or the principal occupant;
- (iv) A roof sign shall be enclosed so that no support structure is visible from any public right-of-way or any residential use or residentially zoned district within one hundred and fifty metres;
- (v) All roof signs shall be designed by a COREN registered engineer and submitted to the Agency for approval; and
- (vi) A certificate of zoning compliance shall be obtained for each roof sign in accordance with the provisions of this law.

Special
consideration for
Projecting signs.

7.

Except as otherwise provided by this Section, any building housing one or more activity may display one projecting sign on each street frontage in accordance with the table of elements as shown in Section 17 of this Schedule provided the following additional requirements are met -

- (a) The building or property does not display a free-standing sign;
- (b) Projecting signs must clear the established grade of the property by at least two and a half metres;
- (c) Projecting signs shall not extend above the wall or fascia to which they are attached, except that free-standing signs treated as projecting signs shall not exceed six metres in height;
- (d) Such sign shall not project from the wall by more than forty-five centimeters;
- (e) A wall sign is not used in the proximity or on the same structure, and
- (f) No projecting sign shall extend over a public right-of-way.

Special
Consideration for
Development Area
Identification Signs.

8.

A Development Area Identification Sign shall be permitted for residential sub-divisions, multi-family residential complexes, or institutions in accordance with the following -

- (a) A Development area Identification Sign shall be permitted adjacent to arterial streets at major access points to the subdivision, complex, or institution;
- (b) A Development Area Identification Sign shall not be located within four and is half metres of the public right-of-way of the arterial street abutting the development Area;
- (c) A development Area Identification Sign shall not be located within two and a half metre from the pavement or curb of any internal street or private drive within the development Area. In no case shall a development Area Identification Sign be located within a public right-of-way;
- (d) The message shall be limited to the name, logo and street address of the complex;
- (e) The size of the Development Area Identification Sign shall not exceed nine square metres and the height or width of the sign shall not exceed three and a half metres;
- (f) A certificate of zoning compliance shall be obtained from

- the Agency for each Development Area; and
- (g) The sight triangle required shall be maintained.
9. Directional signs conveying directions or instruction with respect to the premises on which it is located may be constructed on the premises -
- Special Consideration for Directional or Informational Signs.
- (a) Directional signs may also be located within a perimeter of 450 metres from the premises. These off-premises locations may be located only at road junctions and so long as they do not contravene any traffic regulation.
- (b) Directional signs shall be limited to three-quarters of a square metre in area.
- (c) Whenever a number of direction signs are to be located in an off-premises single point, they may be grouped in a frame not exceeding ten metres in height or thirty square metres in size.
- (d) a certificate of zoning compliance shall be obtained from the Agency for each directional and informational sign.
10. Signs or bulletin boards customarily incidental to places of worship, libraries, museums, social clubs, or societies may be erected on the premises of such institutions in any zoning district-
- Special Consideration for Bulletin Board
- (a) Their maximum areas shall not exceed one and a half square metres;
- (b) A certificate of zoning compliance must be obtained from the Agency for each bulletin board;
11. (1) One (1) sign shall be permitted for home occupations if it is flatly affixed against the surface of the dwelling, it may be indirectly illuminated by reflected light or backlight. The intensity of illumination shall be limited or shielded to prevent demonstrable adverse effects on adjacent property. If a detached sign is erected for a home occupation, it must not be illuminated.
- Special Consideration for Home Occupations.
- (2) The maximum permitted area is 0.30 square metres on one side.
12. (1) Signs in a Planned development Zoning District shall be constructed and maintained in accordance with this Law and with the plans, guidelines, and concepts established for signs approved as a part of the development subject to the following -
- Special Consideration for Temporary Sign.
- (2) One (1) temporary sign may be erected on a lot in any office, commercial or industrial zoning district to announce special public or institutional events, or the erection, sale or remodeling of a building or development subject to the following -
- (a) The maximum permitted area of a temporary sign is as follows -
- (i) Street frontage up to seventy-five metres, with six square metres sign area permitted;
- (ii) Up to seventy-five metres of road frontage, with nine square metres are permitted;
- (b) A temporary sign may be erected for a period of two years, plus the construction period, if applicable. A Certificate of Zoning Compliance for a temporary sign per this Section

- may be renewed for up to one additional years;
- (c) No temporary sign shall be located closer than six metres to the pavement of any public street. No temporary sign shall be located within a public right of-way; and
 - (d) Except for a temporary sign of three-square metres or less, a certificate of zoning compliance must be obtained prior to construction of a temporary sign.
- (3) Signs announcing the sale or lease of land and/or building(s) or the construction or remodeling of a building may be erected in the residential zoning districts, provided -
- (a) That such sign shall be non-illuminated;
 - (b) That the maximum area of sign advertising a sale or lease of a building and/or land shall conform to the following:
 - (i) Up to forty-five metres abutment on a public right-of-way permits up to three square metres maximum sign area;
 - (ii) From forty-five to seventy-five metres abutments on a public right-of-way permit up to four square metres maximum sign area;
 - (iii) Seventy-five metres of abutment on a public right-of-way permits no more than nine square metres in size;
 - (c) No certificate of zoning compliance is required for signs advertising the sale, lease or rent of a building provided that the said sign does not exceed three-quarters of a square metre in area and is not illuminated;
 - (d) The signs announcing the construction or remodeling of a building in residential zoning districts shall not exceed two and a half square metres in area and it shall be removed from the premises as free-standing signs upon reaching an occupancy rate of 90% of the newly-constructed or remodeled building;
 - (e) The signs announcing special, public or institutional events may be erected on
 - (f) permitted conditional, or legally non-conforming institutions or business in residential zoning districts;
 - (g) They must not exceed two and a half square metres in area; and
 - (h) The said signs shall not be displayed for longer than 30 days.

Special
Consideration for
Other Signs.

13. (1) Farm markets may display signs identifying the sale of agricultural products such as vegetables, eggs, straw, hay and seeds grown or produced upon the premises on which the agricultural products sign is located in accordance with the following -
- (a) The maximum size of an agricultural product sign shall be three square metres;
 - (b) Any agricultural product sign shall be separated from another agricultural product sign on the same premises by at least seventy-five metres;
 - (c) All agricultural product signs shall be located outside a

- public street or highway right-of-way;
- (d) Agricultural product signs shall be removed from the lot upon cessation of the sale of the agricultural product or products; and
 - (e) These sections affect all products involved in Agriculture- includes farming; ranching; aquaculture; apiculture; horticulture, viticulture; animal husbandry, including but not limited to, the care and raising of livestock, equine, poultry husbandry and the production of poultry and poultry products; dairy production; the production of field crops, tobacco, fruits, vegetables, nursery stock, ornamental shrubs, ornamental trees, flowers, sod, or mushrooms; timber; pasturage; any combination of the foregoing; the processing, drying, storage, and marketing of agricultural products when those activities are conducted in conjunction with, but are secondary to, such husbandry or production.
- (2) On-premise signs displaying only the identification of the activity by name, logo, address, and principal product or service are permitted within the property with a setback of two metres if no mechanical movement or flashing lights are utilized and such graphics are in compliance with this Section, and the size/height requirements of the tables of elements of signs.
- (3) On-premise temporary construction and real estate signs in accordance with this Law are permitted as follows -
- (a) Temporary construction and real estate signs on open land or land under development may utilize nine square metres at the right-of-way line, and may increase one square metre in size for every metre of setback up to maximum of fifty-five square metres; and
 - (b) These signs are subject to the time limitation and requirements
14. This table provides rounded off factors for most average building sizes. It represents the height x width (rounded to nearest number) in metres.

Table of
Allowance
Measurement for
Structures.

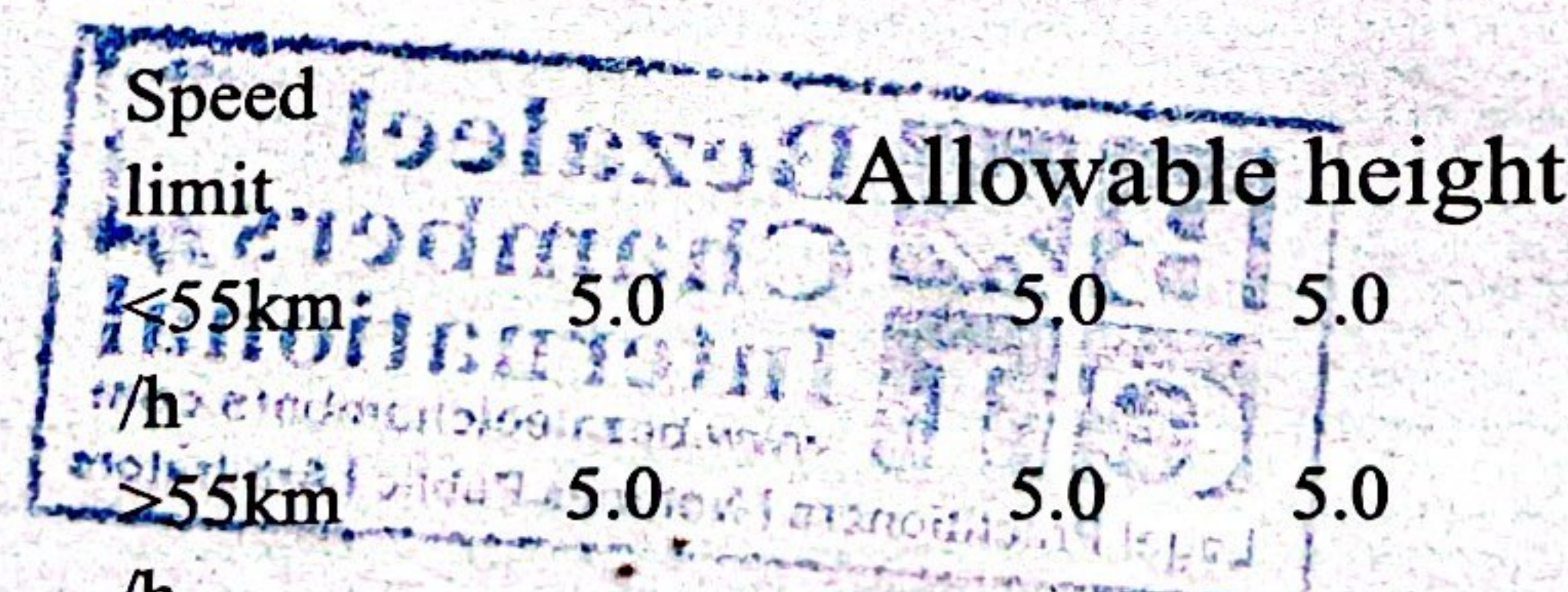


h/w	>0.5	1	2	3	4	5	6	7	8	9	10
>0.5	1	1	1	2	2	3	3	4	4	5	5
1	1	1	2	3	4	5	6	7	8	9	10
2	1	2	4	6	8	10	12	14	16	18	20
3	2	3	6	9	12	15	18	21	24	27	30
4	2	4	8	12	16	20	24	28	32	36	40
5	3	5	10	15	20	25	30	35	40	45	50
6	3	6	12	18	24	30	36	42	48	54	60
7	4	7	14	21	28	35	42	49	56	63	70
8	4	8	16	24	32	40	48	56	64	72	80
9	5	9	18	27	36	45	54	63	72	81	90
10	5	10	20	30	40	50	60	70	80	90	100
12	6	12	24	36	48	60	72	84	96	108	120
14	7	14	28	42	56	70	84	98	112	126	140
15	8	15	30	45	60	75	90	105	120	135	150

**Allowance Height
for Structures Used
for free
Standing Signs.**

15. This table shows the allowable height in metres of free-standing signs for each setback from the right-of-way and according to the type of roads

Setbacks in metres	5	8	15	25	50
# lanes					
1 lane	5.0	5.0	5.0	5.0	6.0
Multi	5.0	6.0	5.0	6.0	6.0
Freeway or controlled access	5.0	6.0	6.0	6.0	7.0



16. This table shows the allowable masses in metres of wall signs for each set-back from the right-of-way and according to the type of roads. Allowance Height for Structures Used for Wall Signs.

Setbacks in metres	5	8	15	25	50	
# lanes						
speed						
	Limit	Allowable Masses				
1 lane	<55km/h	2.0	3.0	5.0	5.0	6.0
	>55km/h	3.0	4.0	5.0	6.0	6.0
	<55km/h	4.0	6.0	6.0	6.0	7.0
	<55km/h	5.0	6.0	6.0	6.0	7.0
Freeway or controlled access	5.0	6.0	6.0	7.0	7.0	

17. This table shows the allowable masses in metres of projecting signs for each setback from the right-of-way and according to the type of roads. Allowance Height for Structures Used for Projecting Signs.

Setbacks in metres	5	8	15	25	50	
# lanes						
speed						
	Limit	Allowable Masses				
1 lane	<55km/h	5.0	5.0	5.0	5.0	6.0
	>55km/h	5.0	5.0	5.0	6.0	6.0
	<55km/h	5.0	6.0	5.0	6.0	7.0
	<55km/h	5.0	6.0	6.0	6.0	7.0
Freeway or controlled access	5.0	6.0	6.0	7.0	7.0	

SCHEDULE 5 SECTION 30

Special limitation for outdoor structures used for signs

1. (1) The maximum advertising area permitted for a billboard facing a public shall be thirty-five square meters including embellishments. Standards for sizes of Billboard
- (2) No billboard larger than forty square metres shall be located along any street having less than four [4] thorough traffic lanes. A thorough traffic lane is that lane carrying through traffic during some periods of any day. A lane designated for turning shall not be considered a thorough lane.
- (3) The maximum advertising area for a billboard facing a street having a width of thirty to eighty metres shall be 72 square metres plus 34 per cent maximum allowance for embellishments.
- (4) Any embellishment may extend outward from, but in the same plane as the permitted advertising area of the billboard. The embellishments shall not extend beyond the top of the rectangular plane of the billboard by more than 1.8 metres nor extend beyond the side or bottom of the rectangular plane by more than 60cm.
- (5) Two (2) billboards may be permitted on the same site location

facing the same direction provided that they are immediately adjacent to each other and their total combined advertising area does not exceed 80 square metres.

- (6) Any billboard with surface in excess of the above stated area will be considered only under special arrangement. Whereby the advertising surface of the larger format will be considered as two or more billboards.

Standards for
Location of
Billboard

2. (1) Each billboard or any portion thereof shall be set back a minimum of 60metres from the side lot line of a residentially zoned district located along the same street as the billboard site location and 18 metres from any lot line of a residentially zoned district on any Street other than the billboard location site; provided however that a billboard in excess of 56 square metres side lot line of a zoned district located along the same street as the billboard site residentially location and 18 metres from any lot of line of any residentially zoned district located on any street other than the location site.

- (2) A free-standing billboard or any portion thereof shall not be erected, constructed or extended closer to the street line than 7.5 metres, or the required building setback, whichever is greater. A billboard attached to the wall of a building may be located at the building line regardless of the required setback. No billboard shall be located within 150 metres of any historic site or public park.

Standards for
Spacing
Requirements of
Billboard

3. Each billboard site location shall be separated from every other Billboard site location in accordance with the following -
- (a) spacing requirement shall be measured along the cured line of the street that the billboard is oriented to and the measurement shall apply to both sides of the street;
 - (b) spacing requirements shall be measured from the existing billboards regardless of the political jurisdiction within which any other billboard may be located;
 - (c) measurement of the spacing between billboard location shall begin at a point nearest to the proposed billboard site location from an existing billboard site location and extending to a point nearest to the existing billboard site location from the proposed billboard site location.
 - (d) billboards of advertising area shall be located -
 - (i) at least 400 metres from all billboards containing around 60 square metres of advertising area.
 - (ii) at least 300 metres from all billboards containing from 37 to 60 Square metres of adverting area;
 - (iii) at least 150 metres from all billboards containing less than Square metres of advertising area and
 - (iv) a billboard may be placed on the wall of a building providing only on(1) billboard shall be permitted on each wall surface except where of the agency so permits.

Standards for

4. (1) The height of a billboard shall be that distance measured

- elevation of the edge of pavement, street or highway adjacent and perpendicular to the billboard location and the top of the Billboard face.
- (2) Unless where otherwise noted, the maximum height of a billboard shall be ten metres with the exception of unipole.
- (3) The maximum height of a billboard located within one hundred and twenty metres of a side or rear lot line of an institutional zone, institutional use, residentially zoned district or a residential use shall be 10metres.
- (4) Height limitation shall be determined by reference to one street only.
- (5) In the event of conflicting regulations, the most restrictive criteria shall apply.
- (6) A Billboard less seven square metres in area shall not exceed twenty-six metres.
- (7) A billboard oriented to an elevated highway shall extend no more than seven metres above the paving of such elevated highway.
- (8) Any permitted billboard exceeding 5 metres in height shall bear the approval stamp for structural integrity by a registered civil engineer.
5. (1) A free-standing billboard erected on its own supporting structure shall be considered to be permanent structure and shall meet all the construction standards and provisions of this Section and of applicable requirements of Enugu State.
- (2) All billboards shall be insured against third party damages.
6. (1) Roof billboards may be displayed in accordance with the following provisions-
- (a) No roof billboard shall exceed the height of the building to which it is attached by more than five metres;
- (b) Each roof billboard shall be in scale with the supporting building, and the supporting building height shall be at least twice the height of the proposed billboard;
- (c) Each roof billboard shall be enclosed so that no support structure is visible from any public right-of-way or any residential use or residentially zoned district within one hundred and fifty metres;
- (d) The combined height of the supporting building and the roof billboard shall not exceed the height restriction of the underlying zoning district;
- (e) All roof billboards shall bear the stamp of approval for structural integrity by a professional registered civil engineer.
7. (1) Civic and institutional billboards are considered permanent billboards that must meet the provisions of this Law in general, except that such may be grouped in one larger billboard not to exceed 28 square metres
- (2) A trailer or mobile billboard with an accompanying advertising area shall be used on any site as permanently/stationary

Height
Requirements of
Billboards.

Compliance
with
Constructions
Standards.

Consideration
roof for
Billboard.

Other Consideration
in respect of
Billboards.

- billboard.
- (3) Flashing lights or bare bulb illumination shall not be permitted on any billboard except for a time and temperature device or a message centre.
- (4) Billboards have to be built in either a neutral colour or a dark green colour to match the surrounding environment. The owner of the billboard has to maintain the location of the site around the billboard in such a way to prevent littering and pollution.
- Movement Limitations. 8. (1) Mechanical movements shall not create an undue distraction to passing motorists. The following limitations shall apply to all billboards that move or give the appearance of movement –
- (a) Each revolving element shall be limited to a maximum of eight (8) revolutions per minute; and
- (b) Each billboard utilizing a copy change procedure shall display each individual copy a minimum of seven (7) seconds.
- Billboards along the interstate highway. 9. (1) Except as otherwise provided in this Section no sign or billboard shall be erected or permitted which is within or overhangs any portion of the right-of-way of the Interstate highways, or
- (2) Is located or illuminated so as to obstruct or impair the vision of the operator of a motor vehicle who is proceeding in a lawful direction within the Interstate System right-of-way, or
- (3) The billboard must be within the limits set by Federal laws in respect of Interstate highways right-of-way line and can be perceived at any time by the operator of a motor vehicle proceeding in any lawful direction within the Interstate highways right-of-way.

SCHEDULE 6 SECTION .22

Fees to be charged annually

- Application Form. 1. (1) Every person wishing to put up an outdoor structure for signage and advertisement shall collect and complete an application form of five (N5,000) naira
- Registration Certificate 2. (1) There shall be paid a registration fee of one hundred thousand (N100,000) naira by a billboard owner and a Registration Certificate shall be issued.
- (2) The certificate shall be renewed every year at an annual fee of N25,000.00.
- Cost of Inspection 3. (1) A charge of ten thousand (N10,000) Naira per inspection is applicable for any inspection per site. If there are inspection schedules for different sites within one geographical area for one particular applicant during a single day, then a charge of five thousand (5,000) Naira per additional site shall apply.
- Operation Ownership Permit Fee 4. (1) The permit fee is a yearly fee applicable to all commercial and private owners of structure but does not apply to federal or state governmental or diplomatic or humanitarian mission. The permit

fee is applicable to the signs and billboards and is in relation to the size and location Category. The location categories have been defined in the zone. The permit fees are as follows –

(a) Free standing Signs

Maximum Area in square metres	Normal Zone	Restrictive Zone
Up to 1.0	N25,000	N 5,000
Up to 5.0	N 6,000	N 8,000
Up to 10.0	N 11,000	N 17,000
Up to 15.0	N 17,000	N 28,000
Up to 20.0	N 28,000	N 45,000
Up to 25.0	N 44,000	N 75,000
Up to 30.0	N 68,000	N 85,000
Above 30.0	N 103,000	N 150,000

(b) Project Signs

Maximum Area In square metres	Normal Zone	Restrictive Zone
Up to 1.0	N8,000	N 13,000
Up to 5.0	N 24,000N	40,000
Up to 10.0	N 37,000	N 62,000
Up to 15.0	N 57,000	N 96,000
Up to 20.0	N 88,000	N 149,000
Up to 25.0	N 134,000	N 227,000
Up to 30.0	N 202,000	N 343,000
Above 30.0	N 235,000	N 399,000

(c) Wall Signs

Maximum Area In square metre	Normal Zone	Restrictive Zone
Up to 1.0	N11,000	N 18,000
Up to 5.0	N 17,000	N 28,000
Up to 10.0	N 28,000	N 47,000
Up to 15.0	N 44,000	N 74,000
Up to 20.0	N 68,000	N 115,000
Up to 25.0	N 103,000	N 175,000
Up to 30.0	N 156,000	N 265,000
Above 30.0	N 235,000	N 399,000

(d) Billboards

Designation Max. area in square metres or up	Normal Zone	Restrictive Zone	Height	Width
4 sheets to 1.5	N2,500	N5,000	1	15
or up to 3.0	N5,000	N8,000	1	3
16 sheets or up to 6.0	N10,000	N16,000	2	3
32 sheets or up to 12.0	N15,000	N24,000	2	6
40 sheets or up to 14.0	N18,000	N28,800	2	7



Commissioner for Local Government Matters (hereinafter referred to as the "Donee" which expression shall where the context so admit include the successor-in-title and assigns) of the **OTHER PART**.

WHEREAS -

2. By the provision of the Fourth Schedule particularly paragraph 1 sub (k) (i) of the 1999 Constitution as amended, the control and regulation of outdoor structures, signage, hoarding and advertisement fall squarely with the functions of the Local Government to the exclusion of any other tier of Government;
3. There is also a similar provision of the above mentioned law in Section 51 paragraph k sub (i) of the Local Government Laws Revised Laws of Enugu State (Cap. 109, 2004);
4. By the provision of Section 53(I) of the Revised Laws of Enugu State 2004, there is a provision thus "in the exercise of the functions conferred under this law, a Local Government may either by its own employees or by duly appointed agents or otherwise, do all such things as are necessary or desirable for the discharge of such functions;
5. The Local Government Areas through their chairmen have after due deliberations and negotiations with the State Government decided to donate their statutory functions recited above to the State Government through the Ministry of Local Government Matters.
6. **AND WHEREAS** the State Government through the Ministry of Local Government Matters is desirous of acquiring all the statutory functions of the Local Government in respect of regulation and revenue collection of outdoor structures, signage, hoarding and advertisement upon the terms and conditions of this Deed.

IT IS AGREED as follows -

That by this Deed of Assent executed by the Donors and the Donee, the Donors have donated their statutory functions recited above to the Donee for the sole purpose of regulating and collection of revenues in respect of outdoor structures, signage, hoarding and advertisement in all the Local Government Areas in the state, and that the following shall be the formular for sharing the revenue collected.

- (a) The Board shall established and maintain a fund in a designated bank, consisting of outdoor structures, signage, hoarding and advertisement rates payments.
- (b) That at the beginning of each month, the Board shall determine the total amount of all outdoor, signage, hoarding and advertisement rate, payments on deposit in the designated bank.
- (c) The Board shall not later than ten (10) ten days after the beginning of each month pay to each Local government Council in the state a share of all outdoor structures for the display of signage, hoarding and advertisement rate collected and standing on deposit in designated bank

- (d) There shall be paid to a Local Government Council, from whose area sums of money have been collected as advertisement rates a sum representing, after the cost of collection of the rates shall have been deducted, one-half of the amount so collected from the area of such council, the other half shall be paid into the Consolidated Revenue Fund of the State.

COVENANTS BY DONOR

The Donors hereby covenant with the Donee:

- (a) That the Donor shall during the continuance of this Deed observe and perform the covenants on the part of the Donor, especially by doing all within its power to keep off all things or persons that may obstruct the work of the Donee, its consultants, agents or employees.

COVENANTS BY DONEE

The Donee hereby covenants with the Donor -

That the Donee shall during the continuance of this Deed duly pay a share of all the outdoor structures for the display of signage, hoarding and advertisement rate collected and standing on deposit in designated bank and observe and perform the covenants on the part of Donee contained in this Deed.

IN WITNESS WHEREOF the parties have caused their common seal to be hereto affixed the day and year first above written.

.....
Aninri L.G.A Chairman

.....
Awgu L.G.A Chairman

.....
Enugu East L.G.A Chairman

.....
Enugu North L.G.A Chairman

.....
Enugu South L.G.A Chairman

.....
Ezeagu L.G.A Chairman

.....
Igbo-Etiti L.G.A Chairman

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Igbo-Eze North L.G.A Chairman

.....
Igbo-Eze South L.G.A Chairman

.....
Isi-Uzo L.G.A Chairman

.....
Nkanu East L.G.A Chairman

.....
Nkanu West L.G.A Chairman

.....
Nsukka L.G.A Chairman

.....
Oji-River L.G.A Chairman

.....
Udenu L.G.A Chairman

.....
Udi L.G.A Chairman

.....
Uzo-Uwani

.....
**Hon. Commissioner
for: Local Government Matters**

.....
This printed impression has been carefully compared by me with the Bill which has been passed by the House of Assembly of Enugu State of Nigeria, and is found by me to be a true and correctly printed copy of the said Bill.

UBOSI EDWARD UCHENNA
Speaker of the house of Assembly

BARR. DR. EMMANUEL OKEY UDAYA
Clerk of the House /Perm. Sec.

ASSENTED to this 25th day of January, 2017.



RT. HON. IFEANYI UGWUANYI
Governor of Enugu State

