

EKITI STATE STATISTICAL LAW, 2019

NO. 19 OF 2019

EKITI STATE OF NIGERIA

EKITI STATE STATISTICAL LAW, 2019

ARRANGEMENT OF SECTIONS

1. Establishment of a State Statistical System.
2. Objectives and Functions of the State Statistical System.
3. Coordination of the State Statistical System.
4. Official Statistics.
5. Establishment of the Bureau.
6. Objectives and Functions of the Bureau.
7. Establishment of the Management Board.
8. Functions of the Board.
9. Composition of the Board and Tenure of Office.
10. Meetings of the Board.
11. Appointment and Functions of the State Statistician General.
12. Management Committee of the Bureau.
13. Other Staff of the Office.
14. Authorized Officer.
15. Oath of Office and Secrecy.
16. Establishment of a State Consultative Committee on Statistics (SCCS).
17. Functions of the State Consultative Committee on Statistics.
18. Composition of the Committee.
19. Meetings of the Committee.
20. Power to obtain Information.
21. Delegation of Responsibilities to Line Ministries and Other Public Agencies.
22. Code of Practice for Official Statistics.
23. Conduct of Survey by Private Institutions.
24. Confidentiality and Disclosure.
25. Dissemination and Access.
26. Offences and Penalties.
27. Funds of the Bureau.
28. Accounts.
29. Transfer of Assets and Liabilities.
30. Gifts.
31. Commencement of Suits or pre Action Notice.
32. Power of Governor to make Regulations.
33. Seal.
34. Repeal.
35. Interpretation.
36. Citation.

SCHEDULES.

**A LAW TO ESTABLISH THE EKITI STATE STATISTICAL SYSTEM AND
THE STATE BUREAU OF STATISTICS FOR COLLECTION, COMPILATION,
ANALYSIS, STORAGE AND DISSEMINATION OF STATISTICAL DATA,
INFORMATION AND OTHER RELATED MATTERS.**

NO. 19 OF 2019

EKITI STATE OF NIGERIA

Commencement []

ENACTED BY THE EKITI STATE HOUSE OF ASSEMBLY AS FOLLOWS-

PART I

**ESTABLISHMENT, OBJECTIVES AND FUNCTIONS OF THE
STATE STATISTICAL SYSTEM.**

1. Establishment of a State Statistical System.

- (1) There is hereby established a State Statistical System
- (2) The State Statistical System shall comprise four main elements:
 - (a) The producers of Statistics as itemized in the third schedule including the State Bureau of Statistics, the coordinator of the system, line Ministries, Departments, Agencies and other Public Authorities;
 - (b) Data users as itemized in the fourth schedule, including the users such as policy and decision makers;
 - (c) Data suppliers as itemized in the fifth schedule, including establishments and households;
 - (d) Research and training institutions, including Universities and any other Tertiary Institutions approved by the government.

2. Objectives and Functions of the State Statistical System.

- (1) The objectives and functions of the State Statistical System shall be to:
 - (a) Raise public awareness about the importance and role of statistical information to society

- (b) Collect, process, analyse and disseminate quality statistical data and information in a coordinated and timely manner,
- (c) Promote the use of statistical data and information at individual, Local Government Area, State, Institutions, National and International Levels, especially for evidence-based policy design and decision-making.
- (d) Build sustainable capacity for the production and use of statistical data and information in the State.
- (e) Promote the use of best practices and standards in statistical production management and dissemination.

3. Coordination of the State Statistical System.

(1) The coordination of the State Statistical System shall be entrusted to:

- (a) The Management Board of the State Bureau of Statistics established under Section 9 of this Law.
- (b) The Statistician-General appointed under Section 11 of this Law.
- (c) The State Consultative Committee on Statistics established under Section 16 of this Law.

4. Official Statistics.

The Statistics produced by the Bureau, line Ministries and public authorities shall constitute Official Statistics.

PART II

**ESTABLISHMENT, OBJECTIVES AND FUNCTIONS OF THE
STATE BUREAU OF STATISTICS.**

5. Establishment of the Bureau.

- (1) There is hereby established a State Bureau of Statistics (hereinafter referred to as “the Bureau”) as an autonomous public authority which shall be responsible to the Governor.
- (2) The Bureau shall be a corporate body with perpetual succession and a common seal and may sue and be sued in its corporate name.
- (3) The Bureau shall exercise professional independence in the way it collects, processes, analyses, reports and disseminates statistical information.
- (4) The Bureau will be made up of;

- (a) Such structure as shall be established by the Board.
- (b) Such persons as shall be recruited by the Board.

6. Objectives and Functions of the Bureau.

- (1) The Bureau shall be:
 - (a) the main Agency responsible for development and management of official Statistics in the State.
 - (b) the authoritative source and custodian of official statistics in the State, in particular, the Bureau shall perform the following functions:
- (2) The Bureau shall perform the following functions:
 - (a) co-ordinating the State Statistical System;
 - (b) advising The State and Local Governments on strategies relating to research and statistical development;
 - (c) developing and promoting use of statistical standards and appropriate methodologies in the state statistical system;
 - (d) collecting, compiling, analyzing, interpreting, publishing and disseminating statistical information alone or in collaboration with other agencies, both government and non government agencies;
 - (e) developing and maintaining a comprehensive socio-economic State Data Bank;
 - (f) conduct research based on Statistical Laws about various sectors (Urban, Rural and activity) to facilitate the social and economic development of Ekiti State;
 - (g) provide a focal point of contact with National and International Agencies on statistical matters, and
 - (h) carry out other functions relating to statistics as the State Government may assign to the Bureau from time to time.

PART III

THE BOARD AND STAFF OF THE BUREAU.

7. Establishment of the Management Board.

There shall be a Management Board as the governing body of the Bureau which shall be the policy making body and will ensure that the Bureau operates within the provision of its mandate.

8. Functions of the Board.

- (1) The Board shall be responsible for ensuring that the Bureau fulfills its mission and in doing this shall:
 - (a) advise the Governor on the State statistics policy, procedures, methods and regulations relating to the development of statistics;
 - (b) monitor the technical quality of official statistics and promote adherence to good practices and international recommendations and standards;
 - (c) formulate and monitor the implementation of policies for more effective coordination of the State Statistical System;
 - (d) promote and protect the integrity of official statistics and the professional independence of statistical agencies;
 - (e) appoint, promote and discipline senior staff of the Bureau except the Statistician General;
 - (f) set guidelines for the recruitment, discipline and promotion of junior staff, in accordance with State policy;
 - (g) provide the Governor with a quarterly report on activities of the Bureau and the entire State Statistical System;
 - (h) review the structure of the Bureau as necessary; and
 - (i) prepare the corporate plans, work-plans and budgets of the Bureau for the approval of the Governor and the State House of Assembly.
- (2) The Board may at its discretion delegate any of its functions to a committee of the board or the Statistician General.

9. Composition of the Board and Tenure of Office.

- (1) There shall be constituted for the Bureau, a Management Board (in this Law referred to as the Board).
- (2) The Board shall consist of a non-executive Chairman and 14 other members comprising of ten (10) ex-officio members, three (3) members appointed by the Governor and the Statistician General as follows:
 - (a) The Commissioners or the most senior officers responsible for the following Establishments and Service Matters:

- (i) Economic Planning;
 - (ii) Finance and Economic Development;
 - (iii) Health;
 - (iv) Agriculture;
 - (v) Commerce;
 - (vi) Education;
 - (vii) Women Affairs;
 - (viii) Local Government.
- (b) The President, Ekiti State Chapter of Nigerian Statistical Association
 - (c) The President, Ekiti State Chapter of Manufacturers Association of Nigeria.
 - (d) Three other members who shall be experts in statistics; and
 - (e) The Statistician-General who shall be a member and Secretary to the Board.
 - (f) Members appointed in accordance with sub-section 2(a), (b) and (c) of this Section shall be ex-officio members.
- (3) Subject to the provisions of sub-section (4) of this section, a person appointed as a Chairman or as a member of the Board (not being an ex-officio member), shall hold office for a period of three years in the first instance and shall be eligible for re-appointment for a further period of three years and no more.
- (4) Any member of the Board, other than ex-officio member, may by a letter addressed to the Governor resign his appointment and on acknowledgement of the receipt of the letter he shall cease to be a member of the Board from the date indicated on his letter of resignation.
- (5) A member of the Board shall be removed by the Governor if he is satisfied that the member:
- (a) is incapacitated by physical or mental illness to the extent that such member is unable to discharge the functions of the office;
 - (b) is convicted of criminal offence involving dishonesty;
 - (c) is declared bankrupt by any court of law;
 - (d) has failed to meet at least 50% attendance of all scheduled Board meetings in a year;
 - (e) is found guilty of misbehavior which amounts to misconduct;
 - (f) is disqualified, or suspended from practicing his/her profession; and

(g) behaves in a manner inconsistent with membership of the Board.

- (6) The members of the board shall be paid remuneration except ex-officio members who shall only be entitled to sitting allowance.
- (7) Such remuneration and sitting allowance shall be determined by the Governor.

10. Meetings of the Board.

- (1) The Chairman shall preside over all meetings of the Board but in his absence, members present shall appoint one of the members to preside at the meeting.
- (2) An ex-officio member shall attend personally or be represented by not less a Director, or equivalent in his establishment.
- (3) The validity of any proceedings of the Board shall not be affected by any vacancy among its members or any defect in the appointment or disqualification of any member, which is discovered subsequent to those proceedings.
- (4) The Board shall meet four times in a year at a time and place to be fixed by the Chairman
- (5) The Chairman may summon an extra-ordinary meeting of the Board upon a written request by not less than four members of the Board.
- (6) The Statistician-General shall, where the Chairman is absent, summon a meeting of the Board if at least four (4) members of the Board request him to do so.
- (7) Eight (8) members of the Board shall form a quorum at any meeting of the Board.
- (8) A question proposed at any meeting of the Board shall be determined by a simple majority of the members present by voting.
- (9) Where there is an equality of votes, the person presiding at the meeting shall have the casting vote.
- (10) The Board may co-opt any person who is not a member to attend any of its meetings as an advisor and that person may speak at the meeting on any matter in relation to which his advice is sought but shall not have the right to vote on any matter put for decision before the meeting.
- (11) Except as otherwise explicitly stated in this Law, the Board may regulate its own procedure

- (12) The Secretary to the Board shall keep or cause to be kept, the minutes of every meeting of the Board.
- (13) The Board may appoint one or more committee(s) to carry out on behalf of the Board, such of its functions as the Board may determine.
- (14) A committee appointed under this Section shall consist of such number of persons as may be determined by the Board.
- (15) Any decision(s) of such committee(s) as constituted or appointed by the Board under sub-section 13 above shall be of no effect unless it is ratified by the Board.

11. Appointment and Functions of the State Statistician General.

- (1) There shall be a Statistician General appointed by the Governor from the Civil Service on the recommendation of the Ekiti State Head of Service.
- (2) The Statistician General shall be ranked as equal to and shall earn the same remuneration as a Permanent Secretary in the State Civil Service.
- (3) Any person being considered for the position of Statistician General shall:
 - (a) be a professional Statistician with requisite qualification and not less than fifteen (15) years post graduate cognate experience;
 - (b) be conversant with information management, operation of the system and
 - (c) have proven managerial ability.
- (4) The State Statistician-General shall be the Chief Executive Officer of the Bureau and in addition he shall;
 - (a) be the Coordinator of the State Statistical System and in that position, the Statistician General shall;
 - (i) advise different State line Ministries, Departments, Agencies and Local Governments on issues relating to their research and statistical activities,
 - (ii) decide on the appropriate methods for collecting and processing data for State research and statistical purposes and on the timing and dissemination of these statistics.
 - (iii) represent State in Local, National and International meetings on research and statistical matters or designate one or more staff from the Statistical System to do so,

- (b) subject to the direction of the Board on matters of policy, shall be responsible to the Board for the administration and management of funds and property of the Bureau.
 - (c) embody the status, image, integrity and professionalism of the Bureau and the State Statistical System.
 - (d) organize, develop, support and promote the organizational structure at the Bureau.
 - (e) be responsible for the supervision and discipline of the staff of the Bureau.
 - (f) advice stakeholders in the State Statistical System on matters relating to research and statistics.
 - (g) present to the Board for approval annual work programmes, human resources development programme and any other programmes to develop State Statistical System.
 - (h) present to the Board for consideration, budgets and audited accounts of the Bureau.
 - (i) perform any such other functions and duties as may be assigned by the Board
- (5) The Statistician General may, in writing, delegate to any officer of the Bureau any of his powers and duties under this Law and in respect of any power or duty so delegated, a reference to the officer to whom the power or duty is delegated may be made.
- (6) The terms and condition of service of the Statistician General shall be as contained in his letter of Appointment.

12. Management Committee of the Bureau.

- (1) There shall be for the Bureau, a management committee comprising the Statistician General and other Directors of the Bureau such as:
- (i) Population Activities Department (PAD);
 - (ii) Social and Economic Statistics Department (SESD);
 - (iii) Research, Survey and Methodology Department (RSMD);
 - (iv) Administration and Supplies Department (ASD) ;
 - (v) Finance and Accounts Departments (FAD), and
 - (vi) Any other member(s) that may be approved by the Board.
- (2) The committee shall be responsible for the implementation of the directives of the Bureau.

13. Other Staff of the Office.

- (1) The Board shall appoint other staff of the Bureau as may be necessary for the proper and efficient discharge of its functions including expert and consultants on the advice of the Statistician General.
- (2) The staff shall be appointed on such terms as the Board will from time to time determine subject to the guideline by the State Government
- (3) The staff shall be required to contribute to a pension scheme that the Board may establish or any other pension arrangement.

14. Authorized Officer.

The Statistician-General may, in writing, appoint any person as “Authorized Officer” for the purpose of this Law and may in like manner revoke such appointment in writing as the situation may demand.

15. Oath of Office and Secrecy.

Any person employed in carrying out any of the provisions of this Law shall take an oath of office and secrecy prescribed in the Second Schedule of this Law before a Magistrate or Commissioner of Oaths before commencing the duties relating to the provision of the Law.

PART IV.

ESTABLISHMENT, FUNCTIONS AND COMPOSITION OF A STATE CONSULTATIVE COMMITTEE ON STATISTICS.

16. Establishment of a State Consultative Committee on Statistics (SCCS).

There shall be a State Consultative Committee on Statistics (hereinafter referred to as the Consultative Committee) appointed by the Governor as one of the mechanisms for coordination of the State Statistical System.

17. Functions of the State Consultative Committee on Statistics.

The functions of the Consultative Committee shall be to:

- (a) examine the statistical programmes of the various agencies annually (at an appropriate period before the annual budget preparation) in order to achieve greater co-ordination and avoid unnecessary duplication of efforts, and evolve a State Statistical programme for approval of the Management Board of the Bureau;
- (b) review and advice on conditions of service of statistical personnel;

- (c) examine the Statistics Law and recommend to the Board any necessary amendment as the need arises; and
- (d) Develop strategies which will ensure uniform standard and methodologies amongst the various agencies with a view to improving on the quality, comparability and timeliness of their statistical output.

18. Composition of the Committee.

The members of the Committee shall include:

- (a) Statistician General as Chairman;
- (b) Directors of Planning, Research and Statistics in key MDAs and LGAs;
- (c) Representative of the Nigeria Police Force;
- (d) Representative of the Federal Road Safety Corps (FRSC);
- (e) Representative of Research and Training Institutions;
- (f) Representative of Ekiti State Chapter of Manufacturers Association of Nigeria;
- (g) Representative of the State Comptroller of Prisons;
- (h) Representatives of selected Federal Institutions in the State;
- (i) Representatives of Media Stations in the State;
- (j) Representative of Ekiti State Chamber of Commerce, Industries and Agriculture;
- (k) Directors in the State Bureau of Statistics and
- (l) Other members to be appointed by the Governor on the recommendation of the State Statistician General.

19. Meetings of the Committee.

- (1) The committee shall meet maximum of four times in a year at a time and place to be determined by the Chairman.
- (2) Members of the Committee shall be entitled to a sitting allowance to be determined by the appointing authority.

PART V

POWER TO OBTAIN INFORMATION, CONFIDENTIALITY AND DISCLOSURE, OFFENCE AND PENALTIES.

20. Power to obtain Information.

- (1) Subject to the provisions of this Law, the Bureau shall, from time to time, collect statistics throughout the State or any part thereof concerning any matter set out in the first schedule to this Law.

- (2) The State Statistician General may, for the purpose of this Section:
 - (a) by notice in writing, require a person to furnish, in such form and manner and within such time as may be specified in the notice, such periodical or other information, estimates, return or particulars relating to any of the matters specified in the first schedule to this Law as may also be specified;
 - (b) by interviewing a person, require the person to furnish particulars relating to any of the matters specified in the first schedule to this law; and
 - (c) by a notice in writing, require a person to complete a form contained in the notice with particulars relating to any of the matters specified in the first schedule to this Law and return it in such manner and within such time as may be specified in the notice.
- (3) A notice referred to in sub-section (2) of this Section;
 - (a) may be served by delivering it to the person to whom it is addressed or by sending it to the e-mail address of the person or organization the person represents or by sending it by registered post to the person's last known address;
 - (b) shall state that it is served by the powers conferred on the State Statistician General by subsection (1) of this section; and
 - (c) shall include a general statement of the purpose for which the information estimate, return or particular is required.
- (4) Where any information, estimate, return or particular is required of a person by a notice purporting to be issued, the State Statistician General, it shall in any legal proceeding relating to the information, estimate, returns, particular or notice, be presumed;
 - (a) that the information, estimate, return or particular is such as may lawfully be required of that person in accordance with the provisions of this Law and
 - (b) that the notice was duly served in accordance with paragraph (a) of sub-section (2) of this Section, unless contrary is proved.
- (5) Where the person required to furnish any information, estimates, return or particular in accordance with the provisions of this section is a company incorporated under the Companies and Allied Matters Act, 2004, the information, estimates, returns or particulars shall be furnished by a person specifically authorized for the purpose by the company.
- (6) The Statistician General shall publish:

- (a) by notification in the Gazette, and in such newspaper as may appear to him/her to be sufficient for notifying the person concerned; or
 - (b) If he/she is satisfied that the local condition so require, in such other manner as may appear to him/her to be the most suitable for the notification in the area and areas concerned;
 - (c) a list of the classes or descriptions of undertakings in relation to which returns will be required for any of the purpose of this part.
- (7) A person carrying out an undertaking of class or description referred to in subsection (1) of this Section, who has not received a notice under paragraph (a) of sub-section (2) of this Section requiring him to furnish any information, estimate, returns or particulars in relation to the undertaking, shall inform the Statistician General:
- (a) within such period as may be specified in the notification, not less than 21 days after the date of the publication notice to the persons, that he/she is carrying on the undertaking; and
 - (b) within the same period or such further period as the State Statistician General may deem reasonable, give the State Statistician General such particulars of the undertaking as may be so specified
- (8) Public institutions shall, in the process of producing statistics relating to their responsibility, ensure compliance with standards, classifications and procedures as determined by the Bureau.
- (9) The publication of any data generated in accordance with sub-section (8) shall be on the approval of the Bureau.
- 10) Administrative dataset and copies of the report on the compiled data generated pursuant to sub-section (8) shall be deposited with the State Statistician General.
- (11) It shall be mandatory for Ministries/Agencies in the State to create Research and Statistical units which shall be staffed with professionals out-posted from the Bureau where such Ministries/Agencies do not have.

21. Delegation of Responsibilities to Line Ministries and Other Public Agencies.

The Bureau may delegate responsibilities to agencies and other public institutions with requisite capabilities to conduct state-wide surveys following standards and methodologies agreed with the Bureau. The said Ministries shall be required to provide the Statistician-General with the dataset and copies of the report on the collected data.

22. Code of Practice for Official Statistics.

In order to establish public confidence in all official statistics and analysis, Statistician General will issue a code of practice that sets out professional standards to be followed by all agencies producing official statistics.

23. Conduct of Survey by Private Institutions.

- (1) Private Nigerian and foreign institutions wishing to conduct research and statistical survey on a state scale going beyond their market studies must first obtain the approval of the Bureau for the appropriateness of conducting such research or survey and the methodology to be used.
- (2) The enquiry forms should carry the stamp of approval of the Bureau.
- (3) The Bureau may also work with a Research Team to be constituted and coordinated by the Statistician General for project certification as applicable.
- (4) The Institutions shall be required to provide the State Statistician General with the dataset and copies of the report on the collected data.
- (5) For Federal Institution, such research or survey shall be required to be carried out in collaboration with the State Bureau of Statistics.

24. Confidentiality and Disclosure.

- (1) The provisions of this law shall not affect any law relating to the disclosure or non-disclosure of any official secret or confidential information or trade secret.
- (2) Data collected for research or statistical purpose shall be treated as confidential. "**Data confidentiality**" means that the dissemination of these data (and the statistics which can be calculated from them) must not permit the identification, directly or indirectly of the units concerned and that a prohibition be imposed on data producers against disclosing information of an individual nature obtained in the course of their work.
- (3) Except for the purpose of prosecution undertaken by the Bureau;
 - (a) no individual returns or part thereof, shall be made public;
 - (b) no answer given to any question put for the purposes of this part of this Law and
 - (c) no report, abstract or other document, containing particulars comprised in any returns or answers shall be arranged in a way as to enable such particulars to be identified with any person, undertaking

or business, unless it is meant for compiling establishment frame required for selecting samples for research investigations.

- (4) Notwithstanding the provisions of sub-sections (1) of this Section, a report, an abstract or other documents may be published without the required consent if;
 - (a) the information about an enterprise or establishment is already published or available on a database accessible to the public at large;
 - (b) in the case of a monopoly or duopoly, the statistics of relevant sectors of activity are none the less open and publishable, provided they do not reveal costs of production or profits of individual enterprises.
- (5) Nothing in this part of this Law shall be construed as:
 - (a) authorizing or requiring the disclosure or production of the information or document if the disclosure or production of the information or document would contravene the provision of any law for the time being in force; or
 - (b) prohibiting or restricting the disclosure or production of any information or document, which is authorized or required to be disclosed or produced under the provisions of any law for the time being in force.
- (6) A person required under the provision of this part of this Law to furnish information, estimate, return or particular shall not be obliged to disclose information or produce a document;
 - (a) which he/she would not be compellable to disclose or produce if he/she were a witness in a court of law;
 - (b) which would involve the disclosure of any trade secret in or relating to any undertaking or business which he owns or which he conducts or supervises
- (7) Nothing contained in this section shall be taken to require the disclosure to a Ministry, Department or Authority for the purpose of taxation, any information required under the provision of this Law.

25. Dissemination and Access.

- (1) Data producers shall be required to process, disseminate and make accessible to users as a public good, statistics collected or compiled using public funds.
- (2) Data producers will be required to release micro-level data set for further analysis, with suitable provisions on confidentiality, unless there is compelling reason, such as maintaining confidentiality, not to do so.

- (3) Each year, the Board will publish in advance the data to be produced together with the date for the release of the data. All data producing agencies including the bureau will be required to have a data release policy, to be made publicly available and they shall have powers to impose charges for data products and services.
- (4) Data producing agencies shall be required to provide information on the methods and procedures used to compile official statistics and to update this as and when changes and improvements are introduced.
- (5) The Bureau shall make available a register of establishments showing only name, address and contact person to those who may want to use it as a sampling frame for conducting surveys.

26. Offences and Penalties.

- (1) If a person who is employed for any of the purpose of this Law without lawful authority, publishes or communicates to any person, otherwise than in the ordinary course of his employment, is guilty of an offence and liable on conviction to a fine of ₦20,000.00 or to imprisonment for a term of six months.
- (2) If a person, who is in possession of any information which to his knowledge has been disclosed in contravention of this law publishes or communicates to any other persons that information, he/she is guilty of an offence and liable on conviction to a fine of ₦20,000.00 or to imprisonment for a term of six months.
- (3) A person who is in the execution of any other purpose or duty under this law, fails to comply with or contravenes any other term or condition of his/her oath is guilty of an offence and liable on conviction to a fine of ₦20,000.00 or to imprisonment for a term of six months,
- (4) A person who fails to furnish any information, estimate, return or particular which he/she is required to furnish under this Law, knowingly or recklessly makes a statement on the information, estimate, return or particular which is false in any materials or particular, is guilty of an offence and liable on conviction to a fine of ₦20,000.00 or to imprisonment for a term of six months.
- (5) A person shall not be guilty of any offence under sub-section (4) of this Section, if he /she did not know and had no reasonable cause of knowing that he /she was required to give that information, estimate, return, or particular or that he had other reasonable excuses for the failure.

- (6) A person who, after conviction for an offence under subsection (4) of this Section continues to fail to furnish the information, estimate, return, or particular is guilty of a further offence and shall be liable on conviction as provided in that sub-section.
- (7) A person who, willfully and without lawful authority, destroys, defaces, or mutilates any schedule, form or other documents containing information obtained in pursuance of the provisions of this Law is guilty of an offence and liable on conviction to a fine of ₦20,000.00 or imprisonment for a term of six months
- (8) Subject to subsection (2) of this Section, when an offence under this Law is committed by a body of persons;
 - (a) in the case of a corporate body, every Director or officer of that body corporate and
 - (b) in the case of partnership or other association of persons, every partner or officer of that body, shall be deemed to be guilty of the offence and punished accordingly.
- (9) A person shall not be guilty of an offence under sub-sections (1) to (4) of this Section if he/she proves to the satisfaction of the court that the offence was committed without his/her knowledge, connivance or consent or that he/she exercised all due diligence to prevent the commission of the offence, having regard to all the circumstances of the case.

PART VI

FUNDS AND ASSETS OF THE BUREAU.

27. Funds of the Bureau.

- (1) The Bureau shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Bureau.
- (2) There shall be paid and credited to the fund established in pursuant to subsection (1) of this section:
 - (a) Such money as may, from time to time be granted to the Bureau by the State Government.
 - (b) All monies raised for the purposes of the Bureau by way of gift, loan, grant in-aid, testamentary, disposition or otherwise;
 - (c) All subscriptions, fees and charges for services rendered or publications made by the Bureau and
 - (d) All other assets that may, from time to time, accrue to the Bureau.

- (3) The fund shall be managed in accordance with rules made by the Commissioner of Finance and without prejudice to the generality of the power to make rules under this subsection; the rules in particular contain provisions;
 - (a) specifying the manner in which money in the funds are to be held and regulating the making of payments into and out of the fund; and
 - (b) requiring the keeping of proper accounts and records for the purposes of the funds in such form as may be specified in the rules.
- (4) The Bureau may from time to time, apply the proceeds of the fund established pursuant to this Law for the following purposes:
 - (a) To the cost of administration of the Bureau.
 - (b) For the payment of the salaries, expenses, allowances and benefits of the employees of the Bureau.
 - (c) To reimburse members of the Board and its Committees and of members of the Consultative Committee on Statistics such as may be expressly authorized by the Board and for the payment of their allowances; and
 - (d) In connection with all or any of its functions under any other written Law,
- (5) The Bureau may, with the consent of or in accordance with any general authority given by the Commissioner of Finance, borrow by way of loan from the State Government or by way of temporary overdraft approved by the Commissioner, sums required by the Bureau for meeting its expenditure under this Law.
- (6) The Bureau may invest all or any of its fund in such a way as may be approved by the State Executive Council on the recommendation of the Commissioner of Finance.
- (7) The Budget of the Bureau shall be provided for in the State Budget.

28. Accounts.

- (1) The Bureau shall prepare and submit to the Governor not later than the 30th day of September of each year, an estimate of its income and expenditure during the next year.
- (2) The Bureau shall keep proper accounts in respect of each year and proper records in relation to those accounts and the Board shall cause the Bureau's accounts to be audited within six months after the end of each year to which

the accounts relate by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor General of the State.

- (3) The Bureau shall prepare and submit to the Governor and the House of Assembly not later than eighteen months after its establishment, and once every year thereafter, a report in such a form as the Governor may direct on the activities of the office during the last preceding year, and shall include in the report a copy of audited accounts of the Bureau for that year and of the auditor's report on the account.
- (4) The Governor shall cause a copy of each report made by the Bureau under this Section to be laid before the Executive Council soon after the receipt thereof as may be convenient.

PART VII MISCELLANEOUS.

29. Transfer of Assets and Liabilities.

- (1) For the purpose of providing offices and premises necessary for the performances of its functions, the Bureau may, subject to the Land Use Act
 - (a) purchase or take on lease any interest in land, building or property and
 - (b) build, equip and maintain offices and premises.
- (2) The Bureau may, subject to the Land Use Act, sell or lease out any land, office or premises held by it, which is no longer required for the performance of its functions under this Law.

30. Gifts.

- (1) The Bureau may accept gifts of land, money or other property, on such terms and conditions, if any, as may be specified by the person or organization making the gift.
- (2) The Bureau shall not accept a gift if the conditions attached by the person or organization making the gift is inconsistent with the objectives and functions of the Bureau, or is against public policy.

31. Commencement of Suits or Pre-Action Notice.

- (1) No suit shall commenced against the Bureau before the expiration of a period of one month after written notice of intention to commence the suit shall have been served on the Bureau by the intending plaintiff or his agent and the notice shall clearly and explicitly state.

- (a) The cause of action
 - (b) The particulars of the claim;
 - (c) The name and place of abode of the intending plaintiff; and
 - (d) The relief being sought
- (2) The notice referred to in subsection (1) of this Section and any summon, notice or other document required or authorized to be served on the Bureau under this Law or any other enactment or Law may be served by.
- (a) delivering it to the State Statistician General; or
 - (b) sending it by registered post addressed to the State Statistician General
- (3) In an action or suit against the Bureau, no execution or attachment or process in the nature thereof shall be issued against the Bureau, but any sums of money which may, by the court be awarded against the Bureau shall, subject to any directive given by the Bureau, be paid from the general reserve of the Bureau.

32. Power of Governor to make Regulations.

- (1) The Governor may, by statutory instrument make regulations for giving effect to this Law within twelve months after the commencement of this Law.
- (2) Without prejudice to the general effect of subsection (1), regulations may be made under it for:
- (a) prescribing other penalties in respect of any contravention of the provisions of this Law.
 - (b) amending with the approval of the State Executive Council, any item in the First Schedule of this Law.

33. Seal.

- (1) The fixing of the seal of the Bureau shall be authenticated by the signatures of the Chairman and some other member authorized either generally or specifically by the Board to act for that Purpose.
- (2) Any contract or instrument which if made or executed by a person not being a body corporate will not be required to be under seal, may be made or executed on behalf of the Bureau by the Statistician General or any person generally or specially authorized by the Board to act for that purpose.

- (3) A document purposing to be a document executed under the seal of the Bureau and authenticated as specified in this schedule shall be received in evidence and shall, unless the contrary is proved, be presumed to be executed.
- (4) A member of the Board who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board shall forthwith disclose his interest to the Board and shall not vote on any question relating to the contract or arrangement.

34. Repeal.

The Ekiti State Statistical Law, No. 9 of 2010 and Cap. S 12 Laws of Ekiti State, 2012 are hereby repealed.

35. Interpretation.

In this Law, unless the context otherwise requires:

‘Data confidentiality’ means that the dissemination of these data (and the statistics which can be calculated from them) must not permit the identification directly or indirectly of the units concerned and that a prohibition is imposed on data producers against disclosing information of an individual nature obtained in the course of their work.

‘The Governor’ means the Governor of Ekiti State of the Federal Republic of Nigeria.

‘Appointing Authority’ means the Governor of Ekiti State of the Federal Republic of Nigeria.

‘The System’ means the Ekiti State Statistical System.

‘Bureau’ means the Ekiti State Bureau of Statistics established under Section 5 of this Law.

‘The Board’ means the Governing Board of the State Bureau of Statistics established under Section 7 of this Law.

‘Statistician General’ means the Statistician-General appointed under Section 13.

‘Consultative Committee’ means State Consultative Committee on Statistics established under Section 16 of the Law.

‘Statistics’ means information in connection with or incidental to all or any matter specified in the First Schedule of this Law.

‘Head of Service’ means the Head of Service of Ekiti State.

‘House of Assembly’ means Ekiti State House of Assembly.

‘Professional Statistician’ means a person or officer possessing any of the following qualification.

- (1) A degree in Statistics as a special subject from a recognized university
- (2) A degree in Demography and Social Statistics as a subject from a recognized university
- (3) A degree from a recognized university in social science or mathematics plus a post graduate diploma in statistics
- (4) A pass in the final examination of the Institute of Statisticians.

36. Citation.

This Law may be cited as the Ekiti State Statistical Law, 2019.

EKITI STATE STATISTICAL LAW, 2019

FIRST SCHEDULE
STATISTICAL SUBJECTS.

1. Births and Deaths.
2. Internal trade.
3. Primary and Secondary production.
4. Agriculture, livestock, horticulture and allied industries.
5. Forestry.
6. Fisheries.
7. Factories, mines and productive industries generally.
8. Employment and unemployment.
9. Salaries, wages, bonuses, fees, allowances and any other payment and honoraria for services rendered.
10. Income, earnings, profits and interest.
11. Output, stocks, sales and deliveries and details relating to services provided.
12. Order, work in progress, outgoings and costs (including the works giving out to contractors) and details of capital expenditure.
13. Receipts outstanding, fixed capital assets and plant (including the acquisition and disposal of those assets and plants).
14. Social, educational, labour and industrial matters (including association of employers, employees and other persons generally).
15. Industrial disturbances and disputes.
16. Banking, insurance and finance generally.
17. Commercial and professional undertakings.
18. Distributive trade.
19. Health.
20. Transport and Communication in all forms of land, water and air.
21. Wholesale and retail prices of commodities, rents and cost of living.
22. Injuries, accidents and compensation.
23. Land tenure, and the occupation and use of land.
24. Local Government.
25. Environmental related issues.
26. Water and Sanitation.
27. Penall Organisations activities.
28. Others.

SECOND SCHEDULE

OATH OF OFFICE AND SECRECY

I.....do swear that I will faithfully and honestly fulfill my duties as in conformity with the requirements of the Statistical Law of 2019 and that as provided in the Law, I will not disclose or make known any matter or thing which comes to my knowledge by reason of my employment.

MADE at this..... Day of.....

EKITI STATE STATISTICAL LAW, 2019

THIRD SCHEDULE
DATA PRODUCERS.

1. The State Bureau of Statistics.
2. Planning, Research and Statistics Departments in the State Ministries, Department and Agencies.
3. Planning, Research and Statistics Department in the Local Government.
4. Any other relevant Institutions.

EKITI STATE STATISTICAL LAW, 2019

FOURTH SCHEDULE

DATA USERS.

1. Policy and decision makers in Government Ministries and Institutions and quasi – governmental bodies.
2. Politicians (e.g. members of State House of Assembly)
3. Local Government Authorities.
4. Researchers and Academicians.
5. Students.
6. NGOs.
7. Private Sector Organizations.
8. The Donor Community.
9. International Organisations.
10. The Media.
11. The general public.

EKITI STATE STATISTICAL LAW, 2019

**FIFTH SCHEDULE
DATA SUPPLIERS.**

1. Household.
2. Individual and groups within specified organization.
3. Establishments/Institutions.

EKITI STATE STATISTICAL LAW, 2019