

MINOR OFFENCES (MISCELLANEOUS PROVISIONS) ACT

ARRANGEMENT OF SECTIONS

SECTION

1. Abolition of the offence of wandering, etc.
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MINOR OFFENCES (MISCELLANEOUS PROVISIONS) ACT

An Act to abolish wandering as an offence and to provide that a simple offence shall not attract detention.

[1989 No. 29.]

[7th December, 1989]

[Commencement.]

1. **Abolition of the offence of wandering, etc.**

Notwithstanding anything to the contrary in the Criminal Code, Penal Code (Northern States) Federal Provisions Act, Criminal Procedure Act, Criminal Procedure Code (Northern States) Act or any other enactment or law, as from the commencement of this Act-

[Cap. C41. Cap. C42. Cap. C38. Cap. P3.]

(a) a person shall not be accused of or charged with-

(i) the offence of wandering (by whatever name called); or

(ii) any other offence by reason only of his being found wandering (by whatever name called),

and, accordingly, any person accused of or charged with such offence shall be released or discharged, as the case may be, forthwith;

(b) a person who is accused of a simple offence shall not, by reason only of being accused of such offence, be detained in police or prison custody.

2. **Interpretation**

In this Act, unless the context otherwise requires-

“simple offence” means any offence which is declared by law to be a simple offence or is punishable by imprisonment for less than six months.

3. **Short title**

This Act may be cited as the Minor Offences (Miscellaneous Provisions) Act.

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SUBSIDIARY LEGISLATION

No Subsidiary Legislation