

CHAPTER 401

SCHOOLS TAKE-OVER (VALIDATION) ACT

ARRANGEMENT OF SECTIONS

SECTION

1. Validation of Schools take-over.
2. Supplemental: exclusion of proceedings.
3. Right of compensation preserved.
4. Short title, etc.

CHAPTER 401

SCHOOLS TAKE-OVER (VALIDATION) ACT

**An Act to validate the take-over of Schools and other Institutions
by any State Government in the Federation.**

1977
No. 48.

[13th June, 1977] Commence-
ment.

1. (1) Where at any time before the commencement of this Act the Governor of a State has made a law providing for the transfer to the State or to anybody or agency established in the State of any school or institution, the Law shall, notwithstanding anything to the contrary in any enactment, law or rule of law, be deemed to have been validly made and shall have full effect in accordance with its tenor.

Validation of
schools
take-over.

(2) Accordingly, any act or thing done (including any instrument or other subsidiary legislation made) under the afore-mentioned law shall be deemed to have been validly done or made.

2. (1) The validity of any law to which this Act applies or of any act or thing done thereunder (including any instrument or other subsidiary legislation made) shall not be inquired into in any court of law and accordingly, no question whether any provision of Chapter IV of the Constitution of the Federal Republic of Nigeria or of any other enactment has been, is being or would be contravened by

Supplemental:
exclusion of
proceedings.

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anything done or proposed to be done in pursuance of the Law, instrument or other subsidiary legislation shall be inquired into in any court of law.

(2) Where at any time before the commencement of this Act any proceedings have been brought in any court (whether at first instance or on appeal) by any person against the Governor of a State or against any person, body or agency in the State in respect of any matter as to the validity of which courts are precluded from inquiring by virtue of this Act such proceedings shall be void and of no effect whatsoever.

Right to
compensation
preserved.

3. Nothing in this Act shall be construed as affecting the right of the proprietor or other owner of any school or institution to compensation in accordance with the provisions of the Law pursuant to which the school or institution was or is taken over.

Short title,
etc.

4. (1) This Act may be cited as the Schools Take-Over (Validation) Act.

(2) In this Act "school or institution" means any educational institutions affected by the provisions of any Law to which this Act relates.

SCHOOLS TAKE-OVER (VALIDATION) ACT

CHAPTER 401

SUBSIDIARY LEGISLATION

No Subsidiary Legislation