



GOMBE STATE
GEOGRAPHIC INFORMATION SYSTEM (GOGIS) LAW,

2020

**A LAW TO PROVIDE FOR THE ESTABLISHMENT OF GOMBE
GEOGRAPHIC INFORMATION SYSTEM (GOGIS) AND FOR
OTHER MATTERS CONNECTED THEREWITH, 2020.**

Executive Bill NO. GM/HA/06/01/07

BE IT ENACTED by the House of Assembly of Gombe State as follows:

- Commencement* S.1. This law may be cited as the Gombe Geographic Information System (GOGIS) Law, 2020 and shall come into force onday of 2020.
- Establishment* S.2. (1) There is hereby established a body to be known as the Gombe Geographic Information System (in this law referred to as GOGIS).
(2) It shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name.
(3) It shall be the only official source of Geospatial data in and for the State.
(4) The Ministry Of Lands and Survey shall serve as a supervisory ministry to it.
- Functions of GOGIS* S.3 **GOGIS shall:**
- (a) Establish and maintain a Geographic Information System (GIS) management in the State;
 - (b) Compile and collate geospatial information in the State and provide products and services derived from that and other information to the Government and the general public;
 - (c) Establish and regulate the standards to be applied for the compilation of geospatial data in the State;
 - (d) Permit access to existing data on land for the purpose of conducting title searches for members of the public at a fee to be prescribed from time to time by GOGIS
 - (e) Be responsible for the following aspects of land administration and management in the State:
 - i. Creation and compilation of electronic land registry and electronic registration of power of Attorney, deed of assignment and all other Land instruments;

- ii. Repository and management of survey information, cadastral maps and data sets in a well-structured GIS environment;
- iii. Processing of grants of statutory rights of occupancy, issuance of letters of grants, processing and issuance of Certificate of Occupancy and processing of grants of consent to all land transactions from a data driven GIS and land information system (LIS) environment, as shall be approved by the Governor;
- iv. Provision of such other services as are incidental to the maintenance of geospatial data and land information, land files, confirmation of title before approval of building plan and geospatial records as are provided for in regulations made under this Law”
- v. Facilitating the functioning of land Allocation Advisory Committee in each Local Government Area and provide administrative and technical support for the processing of grants of customary rights of occupancy;
- vi. Provision of such other services as are incidental to the maintenance of geospatial data and land information, land files confirmation of title before approval of building plan and geospatial records as are provided for in the Regulations made under this law;
- vii. The creation, production and sale of any type of map for the use of the State government and for sales to the general public;
- viii. Ensure that efficient, reliable and secure products are made available to all stakeholders, and to advance good governance and transparency in the state;
- ix. Ensure that the land administration and land management system in the state are efficient and effective;
- x. Ensure a system of land administration and land management that support the development of social and economic rights in the state; and
- xi. Conform to national standards concerning geospatial data as well as comparable international, supra national and regional standards.

***Power of
GOGIS***

- S.4 (1) GOGIS shall have power to:
- a) Acquire, own, dispose of, charge or otherwise alienate in whole or in part, interest in immovable property;
 - b) Subject to the approval of the Governor, employ staff on full or part time basis;

- c) Promote, dismiss, terminate, consider the resignation or withdrawal of appointment and general control over the staff of GOGIS, provided that the Civil Service Rules shall be strictly adhered to;
- d) Representative from Gombe State Council of Emirs and Chiefs.
- e) Set standards in relation to the quality and format of geospatial information to be created and maintained by the State Government and Local Government Councils within the State;
- f) Bid for and accept grants made by International Development Agencies, and acts as the delivery agents for GIS based projects; and
- g) Establish such number of Directorates as it may deem necessary for the smooth running of its activities.

(2) For the purpose of providing office premises necessary for the performance of its functions, GOGIS may, subject to the relevant provisions of the Land Use Act:

- (a) Purchase or take on lease any interest in land, building or property;
- (b) Build, equip and maintain offices and premises; and to sell or lease out any office or premises held by it, which is no longer required for the performance of its functions.

*Power to
Borrow,
Accept Gifts
and other
Engagements*

S.5(1) Subject to the approval of the Governor, GOGIS may from time to time borrow by way of overdraft or otherwise such sums as it may require for the effective discharge of its functions under this law.

- (2) Grant charges, including charge over immovable property, as security for its obligations.
- (3) GOGIS may accept any gift, grant or donations of land, money or other property from any person upon such terms and conditions (acceptable to GOGIS), if any as may be specified by the person making the gift or donation.
- (4) GOGIS may accept technical assistance by way of training of its staff or equipment from foreign persons, organization foreign governments, International, and multilateral organizations that are relevant to the discharge of its functions and responsibilities under this law.




- (5) GOGIS may enter into collaborative agreement with academic institutions both in and out of Gombe state as well as international institutions for the purpose of sharing knowledge and obtaining professional training of its staff in key technical operations.
- (6) GOGIS shall not accept any gift or donation or technical assistance or equipment if the conditions attached thereto by the person or foreign Government or academic institution making the gift or donation technical assistance or equipment are inconsistent with its functions.

***Power to
Obtain
Information***

- S.6 For the purpose of carrying out the functions conferred on GOGIS under this Law, the Director-General, or any other employee of GOGIS duly authorized in that behalf.
- (a) Shall have a right of access to all relevant geospatial data records of any private person or corporate body within the state.
 - (b) May by notice in writing, serve on any person requiring such person to furnish or cause to be furnished geospatial data or other similar data held by or available to such persons, on such matters as may be specified in the notice.

Objectives

- S.7 The System shall have the following Objectives:
- (a) Acquire, provide, deploy and manage software and hardware for storing, assembling, manipulating and displaying geographically referenced material;
 - (b) Establish a central geographical information clearing house to maintain map inventories, information on and planned geographical and spatial systems applications, information available for the acquisition or enhancement of geographical information resources;
 - (c) Plan, establish and manage a directory of geographical information and the resources available within the state.
 - (d) Coordinate geographical information system projects, including overseeing the development and maintenance of base maps and geographic information systems throughout the state.
 - (e) Provide consultancy services and technical assistance
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education and training on the application and use of geographic information technologies;

- (f) Maintain, update, and interpret geographic information and geographic information systems standards;
- (g) Provide geographic information services, as requested, to persons wishing to augment their geographic information systems capacities upon payment of the prescribed fees;
- (h) In cooperation with other relevant agencies of government, evaluate, in particular pilot studies, and make recommendations on geographic systems hardware and software;
- (i) Provide staff support and technical assistance to all levels of Government on geographical information system and policies;
- (j) Coordinate and provide overview of geographical information system activities throughout the state;
- (k) Review and submit to the Governor for approval, all proposed geographical information systems projects in the state;
- (l) Pursue funding strategies to continually develop and maintain up-to-date geographic information systems solutions for the entire state;
- (m) Provide technical support to assist other agencies of the government or other persons who wish to incorporate geographic information systems capabilities in their activities and systems,
- (n) Undertake all other steps and initiatives as are required for the proper administration of this law throughout the state.
- (o) Enter into collaboration with reputable academic institutions within Nigeria and internationally for the purpose of research and to ensure the continuous technical competence for its staff;
- (p) Charge fees as may from time to time be prescribed, for its services;
- (q) Enter into other obligations in pursuance of the delivery of the services, subject to the approval of the Governor; and
- (r) Exercise such other powers as are incidental to the discharge of the responsibilities of GOGIS.

*Advisory
Board*

- S.8 (1) There is hereby established for GOGIS an advisory Board.
- (2) The Members of the Advisory Board shall be persons of proven integrity and must possess appropriate qualifications

and have cognate experience of modern public service institutions, and/or land administration, and/or any related field of Geographical Science or Information Technology.

- (3) The Advisory Board shall comprise of the following members
- a) Chairman;
 - b) Commissioner of Lands and Survey;
 - c) A member from each Senatorial District in the State;
 - d) Representative from Gombe State Council of Emirs and Chiefs;
 - e) Permanent Secretaries or their representatives who shall not be below the rank of a Director of the following ministries:
 - i. Ministry of Justice;
 - ii. Ministry of Finance;
 - iii. Ministry of Environment and Forest Resources;
 - iv. Ministry for Local Government and Chieftaincy Affairs;
 - v. Ministry of Lands & Survey; and
 - vi. Office of the Surveyor General.
 - f) The Director General of the GOGIS;
 - g) Secretary/Legal Adviser as Secretary of the Board.
- (4) The Chairman and other members of the advisory Board other than ex-officio members shall be appointed by the Governor subject to confirmation by the State House of Assembly.
- (5) The Chairman and other members shall be part-time members.
- (6) The Chairman and members other than ex-officio members shall hold office for a term of three (3) years and maybe reappointed for another term only.
- (7) In any event the vacancy of the Chairman cannot exceed six (6) Months, whereupon the Governor will terminate the assignment and appoint a new Chairman.

Removal of a Member


- S.9. The Governor may remove from office any member of the Advisory Board other than ex-officio member for inability to discharge the function of the office (whether arising from infirmity of mind, body or any other cause) or for gross misconduct.

Functions of the Advisory Board

- S.10 (1) The Advisory Board shall be responsible for Periodic review of GOGIS policies and strategies of the attainment of an efficient enterprise geospatial data infrastructure and land
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- administration system in the State, and to make recommendations as required;
- (2) It shall also provide advice and guidance generally to the Director General.
 - (3) The Advisory Board shall receive the annual GOGIS business plan and budget for their review, any necessary recommendations presented to the Director General.
 - (4) The Advisory Board shall receive the quarterly GOGIS management report for their review, with any necessary recommendations noted.
 - (5) The Chairman shall subsequently forward the quarterly GOGIS management report, together with any Advisory Board recommendations to the Governor for further actions.
 - (6) The Chairman, through the Secretariat, approve and sign minutes of meeting and recommendations, and distribute the same to the Governor, the members and the Director General not later than 5 working days after the sitting of a meeting.

Meetings

- S. 11(1) The Chairman will every year schedule and convene at least four (4) quarterly meetings of the Advisory Board.
- (2) Every meeting of the Advisory Board shall be presided over by the Chairman and if the Chairman is unable to attend a particular meeting, members present at the meeting shall elect one of their members to preside at the meeting.
 - (3) No two (2) consecutive meetings can be held without the attendance of the Chairman.
 - (4) The Quorum at a meeting of the Advisory Board shall consist of the Chairman or in the appropriate case, the person presiding at the meeting pursuant to sub-section (2) of this Section) and three (3) other members.
 - (5) Where upon any specific issue or occasion, the Advisory Board desires to obtain the advice of any person on any particular matter, the Advisory Board may co-opt that person to be a member for as many meetings as may be necessary, and that person while so co-opted shall have all the rights and privileges of a member, except that he shall not be entitled to vote or count towards a quorum.
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- (6) The Director General attends as a member except that he shall not be entitled to vote or count towards a quorum.
- (7) Secretariat services will be provided by GOGIS, including the drafting and circulation of meeting agenda, taking minutes and noting recommendations, and the distribution of minutes of meeting and recommendations.

Appointment of Director General

- S.12 (1) GOGIS shall have a **Director-General** who shall be appointed by the Governor subject to the screening and confirmation by the Hon. House.
- (2) The Director-General shall be a registered Estate-Surveyor, Land-Survey or, Town-Planner or any other related field of Geospatial Sciences or Information Technology obtained from a recognized and reputable institution.
 - (3) The Director-General shall have at least ten years of cognate working experience in land information administration.

Duties of the Director General

- S.13 (1) The Director-General shall be the Chief Executive and Accounting Officer of GOGIS and shall be responsible for the execution of its policies and Management of its day-to-day business and administration;
- (2) The Director General shall prepare the annual GOGIS Business Plan and Budget and to present it to the Advisory Board for review at least three (3) months prior to the commencement of every financial year.
 - (3) The Director General shall prepare the quarterly GOGIS Management Report and to present it to the Advisory Board for review.
 - (4) The fixing of the seal of GOGIS to any contract or instrument shall be authenticated by the signature of the Director General.
 - (5) The Director-General shall perform such other duties as may be assigned to him by the Governor.

Director-General's Tenure and Removal from Office

- S.14 (1) The tenure of office of the Director-General shall be for three years in the first instance and renewable for one other term and no more.



- (2) The Director-General shall hold office upon such terms and Conditions as may be specified in his appointment letter.
- (3) The Director-General may be removed from office for inability to discharge the functions of the office (whether arising from infirmity of mind, body or any other cause) or for gross misconduct

Other Staff S.15 (1) GOGIS may also request and receive on posting such other relevant staff from other relevant Ministries, Departments and Agencies as it may deem necessary, for effective performance of its functions under this law.

- (2) The staff employed pursuant to Section 4(1)(b) of this Law shall be upon such terms and conditions of service as GOGIS may determine after consultation with the Office Of Head of the State Civil Service and the State Civil Service Commission as the case may be.

Secretary/Legal Adviser S.16 (1) GOGIS shall have a Secretary/Legal Adviser who maybe posted from the State Ministry of Justice.

- (2) The Secretary/Legal Adviser shall be a Lawyer of not less than Ten years post-call experience.
- (3) The Secretary/Legal Adviser shall serve on such terms and conditions as GOGIS may determine in addition to the following responsibilities:
 - (a) Issue notice of meetings;
 - (b) Keep records of proceedings ;
 - (c) Keep records of all activities;
 - (d) Advise GOGIS on all legal matters;
 - (e) In collaboration with the Office of the Attorney-General of the State, make representation in Court on behalf of GOGIS; and
 - (f) To serve as Secretary to the Advisory Board.

Experts and Consultants S. 17 (1) GOGIS may engage the services of experts and consultants in



respect of any function where special competence or expertise is required.

- (2) Experts or Consultants engaged under this section may be paid such fees and allowances and be afforded such facilities as GOGIS may determine.

Funds

- S.18 (1) GOGIS shall establish and maintain a fund from which shall be defrayed all expenditure incurred by it.
- (2) GOGIS shall be funded from the following sources:
 - (a) State budget allocation;
 - (b) Grants or contribution from other sources which shall be accounted from within the State Budget.
 - (3) Subject to the Governor's approval, a maximum of ten percent (10%) of the revenue generated by GOGIS from its operations shall be appropriated to it and applied towards the funding of its operations, provided that any funds that may accrue above the actual budgetary allocations to GOGIS for the year shall be transferred to the State Treasury.
 - (4) There shall be credited to the fund established under Sub-Section (1) of this Section such payments as may be made to it as running expenses and other assets accruing from time to time by the Agency.
 - (5) GOGIS shall apply the funds at its disposal to:
 - (a) The cost of administration of GOGIS;
 - (b) Paying members of the Advisory Board or any sub-committee for such expenses as may be expressly authorized by the Director General.
 - (c) The payment of salary, fees and other remuneration and allowances payable to the staff of GOGIS;
 - (d) Publicize and promote the activities of GOGIS;
 - (e) Train the members of staff of GOGIS;
 - (f) Conduct research activities relating to the objectives and goals of GOGIS; and
 - (g) To undertake all activities connected with its functions under this law.

Bank Account

- S.19 (1) Pursuant to Section 18 of this Law, a Bank Account, the "GOGIS Operational Account", shall be opened by Accountant General of the State
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- (2) Pursuant to Section 18 of this Law, the payment of the State Budget Allocation and any other grants contributions and appropriations will be credited to this Account.
- (3) Pursuant to Section 18 of this Law, all costs and fees will be debited from this Fund Account.
- (4) The account will be reconciled annually and funds accrued above actual budgetary allocations will be transferred to the State treasury.

*Estimate,
Expenditure
,Income and
Audit*

- S.20(1) The financial year of GOGIS shall run from January to December of each year.
- (2) GOGIS shall present to the Governor, through the Ministry of Lands and Survey, GOGIS's budget for the next fiscal year not later than the 30th September in each year.
 - (3) GOGIS is to keep proper books of accounts and records of income and expenditure and shall prepare annual accounts including a profit and loss account and balance sheet.
 - (4) Not later than four months after the end of the financial year to which they relate, the accounts shall be audited by the State Auditor-General or Auditors appointed by the Auditor-General from a list and in accordance with the guidelines supplied by the state Auditor-General.
 - (5) The Auditor-General may carry out or cause to be carried out any investigation into GOGIS financial transactions.

*Annual
Report*

- S.21(1) GOGIS shall prepare an annual report and statement of account on the operations of GOGIS during the preceding year not later than three months after the end of each financial year.
- (2) The Director General shall submit to the Governor through Commissioner Ministry of Lands and Survey copies of the accounts Auditor's report and annual report of GOGIS

*Governor's
General
Directives*

- S.22 Subject to the provisions of this Law, the Governor may give to GOGIS and or the Advisory Board of GOGIS such directives of a general nature through the Ministry Of Lands And Survey relating to any or all its functions under this Law and it shall be the duty of GOGIS and/or the Advisory Board to comply with such directives.

**Regulations
and
Supplementary
Provision**

S.23 Subject to the provision of section 2 and 22 The Advisory Board may, with the approval of the Governor, make such regulations as necessary or expedient for carrying into effect the provisions of this Law.

**Penalty for
Undue
Obstructions**

S. 24 Whoever willfully obstructs GOGIS or any authorized officer of GOGIS in the exercise of any of the powers conferred on it by this law; or fails to comply with any lawful enquiry or requirements made by an authorized officer in accordance with the provisions of this law, Shall be guilty of an offence and shall be liable upon conviction to a fine of not less than Fifty Thousand Naira or imprisonment for a term not below three months or both such fine and imprisonment.

**Pre-Action
Notice**

S.25(1) No suit shall be commenced against GOGIS before the expiration of a period of one month after written notice of intention to commence the suit shall have been served upon GOGIS by the intending plaintiff and the notice shall clearly and explicitly state:

- (a) The cause of action;
- (b) The particulars of claim; and
- (c) The relief which is claimed

(2) The notice referred to in Sub-Section (1)of this Section and any summons, notice or other documents required or authorized to be served upon GOGIS in other connection with any suit by or against GOGIS shall be served by delivery of same to the office of the Director-General of GOGIS.

**Identify for
Employees
of GOGIS**

S.26 Every member, Agent or staff of GOGIS shall be indemnified out of the assets of GOGIS against any liability incurred by him in defending any proceeding whether civil or criminal, if judgment is given in his favour or in which he is acquitted if any such proceeding is brought to him in his capacity as member, staff or agent as aforesaid.

Interpretation

S.27 **In this Law, unless the context otherwise requires:**
“Advisory Board” means the Advisory Board of GOGIS;
“Governor” means the Governor of Gombe State;
“Member” means member of the Advisory Board of GOGIS and it includes the Chairman;



“GOGIS” means the Gombe Geographic Information System;

“Person” includes any individual, partnership, firm, company, corporation (statutory or otherwise), joint venture, trust, association, organization or other entity, each case whether or not having separate legal personality;

“Prescribe” means prescribe by Regulation;

“State” means Gombe State;

“Funds” means the funds established by GOGIS pursuant to section 18 of this Law.

“Agency” means GOGIS;

“LIS” means Land Information System;

“Commissioner” means Commissioner for Lands and Survey.

“Ministry” means Ministry of Lands and Survey, Gombe State.

“Hon. House” means Gombe State House of Assembly”



SCHEDULE
SUPPLEMENTARY PROVISIONS RELATING TO GOGIS

1. Subjection to this law and Section 14 of the Interpretation Act (which provides for decisions of a statutory body to be taken by a majority of its members and for the Chairman to have a second or casting vote), the Advisory Board may make standing orders regulating the proceedings of GOGIS and any committee thereof, subject to the instruction of the commissioner.
2. If at any time the office of the Chairman is vacant, or the Chairman is in the opinion of the Advisory Board permanently or temporarily unable to perform the function of the office, the Advisory Board may appoint one of its members to perform such functions for the period of one meeting.

COMMITTEES

3. Subject to its standing orders, the Advisory Board may appoint such number of standing or ad hoc committees as it deem fit to consider and report on any matter with which GOGIS is concerned.
4. Every committee appointed under the provisions of paragraph 3 of this Schedule shall be presided over by a member of the Advisory Board, and shall be made up of a number of persons, not necessarily members of the Advisory Board as the advisory Board may determine in each case.
5. The decision of any committee shall have no effect until it is ratified by the Advisory Board.

MISCELLANEOUS

6. The validity of any proceedings of the Advisory Board or a Committee thereof, shall not be adversely affected by:
 - (a) Any vacancy in the membership of the Advisory Board, or
 - (b) Any defect in the appointment of a member of the Advisory Board of Committee; or
 - (c) That the reason that a person not entitled to do so, took part in the proceedings.
7. Any member of the Advisory Board or a Committee thereof, who has a personal interest in any contract or arrangement entered into or a proposal to be considered by the Advisory Board or Committee, shall forthwith disclose his interest to the Advisory Board or Committee and shall not vote on any question to the contract arrangement or proposal.



**SUMMARY OF GOMBE STATE GEOGRAPHIC INFORMATION
SYSTEM (GOGIS) LAW, 2020**

SHORT TITLE	LONG TITLE	SUMMARY	DATE PASSED
Gombe State Geographic Information System (GOGIS) Law, 2020.	A Law to provide for the Establishment of Gombe Geographic Information System (GOGIS) and for other Matters Connected Therewith, 2020.	This Law seeks to establish Gombe State Geographic Information System (GOGIS) to Compile and Collate Geospatial Information in the State and to provide products and services from that information to the Government and the general public for the purpose of acquisition and administration of Land and for other purposes connected therewith .	3 rd day of March, 2020.

CERTIFICATION

I certify that this Law has been carefully compared by me with the decision reached by the Honourable House and found by me to be the true and correct assertion of the Hon. House and this is in accordance with the provisions of the Authentication Act, 1962.

**BARR. RUKAIYATU A. JALO
CLERK-TO-THE-HOUSE**

I ASSENT THIS DAY OF2020

**ALHAJI MUHAMMADU INUWA YAHAYA
EXECUTIVE GOVERNOR, GOMBE STATE.**

