



A BILL

FOR A LAW

A LAW TO ESTABLISH THE DELTA STATE STRUCTURES FOR SIGNAGE AND ADVERTISING AGENCY, FOR THE REGULATION OF OUTDOOR STRUCTURES OF ADVERTISEMENT AND FOR OTHER MATTERS CONNECTED THERETO

BE IT ENACTED BY THE DELTA STATE HOUSE OF ASSEMBLY

PART1: SHORT TITLE, ESTABLISHMENT OF THE AGENCY

1. SHORT TITLE

This LAW may be cited as the “DELTA State Structures for signage & advertisement agency law 2015.

2. ESTABLISHMENT OF THE AGENCY

2.1. There is hereby established for Delta State, a body corporate to be known as the Delta State Signage & Advertisement Agency.

2.2. The agency shall:

(a) Be a body corporate with perpetual succession and have a common seal:

(b) Have the power to sue and be sued in its corporate name:

(c) Be capable of holding, purchasing, acquiring and disposing of moveable or immovable property of carrying out its functions under this law.

3. FUNCTION OF THE AGENCY

3.1. The function of the agency shall be to:

(a) Control, regulate, monitor and inspect all outdoor structure and all outdoor platforms to be used for signage and advertisement to ensure their compliance with the provisions of the law:



- (b) Control the number, size and location of all outdoor structure:
- (c) Establish a data base of all structures and platforms used for signage and advertisement, their owner, operators , as well as their location , size and the reasons for the signs:
- (d) Approve and issue license and permits for the construction and placement of all outdoor structure in any part of the State:
- (e) Protect the environment from potential adverse impact from visual blights/ pollution:
- (f) Ensure that all outdoor structure are professionally and safely designed, erected, modified, maintained or removed when no longer in use to avoid potential loss of lives or damage o property:
- (g) Ensure that outdoor structure are compatible with surrounding land uses and environment and further to ensure beautification of the immediate.

1

Surrounding and vicinity of the advertisement:

- (h) Control the posting and display of posters on public structures and highways:
- (i) Organize the procedure to regulate the ownership and operation of outdoor structure for the purpose of signage or advertisements under the specific regulations as contained in the law:
- (j) Issue guidelines and standards for the performance of its functions:
- (k) Reject, revoke or modify a permit if found to be in violation of any of the provisions of this laws or the conditions for its grants:
- (l) Prepare and keep all records related to the insurance or denial of outdoor structure permits as well as appropriate general records:
- (m) Exercise a mediatory role as necessary for all for all stakeholders in the outdoor advertisement and media sector:
- (n) Carry out such other activities as appear to it necessary or expedient for the full and efficient discharge of its functions under this law.

3.2. The agency shall exercise its functions and powers under this law in the overriding interest of the landscape, the amenity and public safety all citizens and citizens and visitors to the State, taking into account:



- (a) All physical planning and urban regeneration project endorsed by the Delta State Government or the Governing Board of the Agency, so far as they are material:
 - (b) Transportation and way-finding plans and projects endorsed by the Delta State Government or the Governing Board of the Agency:
 - (c) Any other relevant factors.
- 3.3. Without prejudice to the generality of paragraph (4)(2)(c) above.
- (a) Factors relevant to amenity include the general characteristics of each town, locally or area in Delta state including the presence of any feature of historic, tourist relevant to public safety include:
 - (i) The safety of all persons using any road, highway, Junction, roundabout, railway, waterway, air space or harbor across Delta State: and
 - (ii) Whether the display of the advertisement in question is likely to obscure or hinder the ready interpretation of any traffic, safety, public utility, railway or other transportation sign.

4 POWERS OF THE AGENCY

The agency shall have powers to:

2

- (a) Inspect, review and validate the safety and appropriateness of all signs, structures and platform used for advertisement in Delta State:
- (b) Visit and enter into the premises of any person, business. Organization, association body and to discharge its functions under this law:
- (c) 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 structure subject to the approval of the board:
- (d) Charge commercial traffic, which may vary from area to area and also make direct charges on users for structures and signage:
- (e) Remove and confiscate any sign or structure for outdoor advertising found to be in default of any provision of this law:



(f) Exercise such other power as may from time to time be necessary in the discharge of its functions under this law:

5. THE BOARD OF THE AGENCY

5.1. There is established for the agency a Governing Board, which shall be responsible for running the affairs of the agency.

5.2. The board shall consist of:

(a) The governor of Delta State or his nominee (who shall be the Chairman)

(b) The chairman of Local government chairman.

(c) The managing Director of the Agency.

(d) The secretary (who shall be the legal adviser of the agency)

(e) The commissioner of environment.

(f) One nominee who shall be an outdoor advertisement practitioner registered with the Delta State chapter of the outdoor advertising Association of Nigerian (OAAN)

(g) One nominee who shall be a business owner having a registered signage in Delta State and who shall be nominate by the Delta State chapter of the outdoor advertising Association of Nigerian (OAAN).

5.3. The member of the Board, other than ex-officio member shall hold office upon such terms and conditions as may be specified in their letters of appointment.

5.4. Notwithstanding the provisions of section (5)(3)(a) and (b) of this laws, a member may at any time

(a) He removed from office by the Governor for inability to discharge the functions of their office (whether arising from infirmity of mind or body or any other cause) or for gross misconduct

(b) Resign his appointment by a notice in writing under his hand.

3

5.5. The board shall meet bi-annually and their procedure for meeting be set out in schedule 1 to this law.

5.6. A member of the board shall be paid such allowances as the board may from time to time recommend, subject to the approval for the chairman of the board.

6. POWER OF THE BOARD:

The board shall:

(a) Be the highest decision making authority of the agency:



- (b) Vet and approve all decisions relating to the operational management of the agency:
- (c) Review and approve all annual expenditure plans of the agency:
- (d) Review and approve all human resource plans of the agency:
- (e) Review and approve all rates, fines charges and fees for services rendered by the agency:
- (f) Review and approve the appointment, termination or dismissal of persons within the agency, including promotion and confirmation of appointment as well as exercise any other disciplinary control over its staff member:
- (g) Consider recommendations provided by the advisory committee of the agency:

7. THE ADVISORY COMMITTEE OF THE AGENCY:

7.1 There is established for the agency, an advisory committee, which shall be the highest advisory authority to the governing board.

7.2 The advisory committee shall consist of:

(a) A representative of each of the local government councils in the state (who shall nominate amongst themselves a chairman for the advisory committee)

(b) The commissioner for local governments

(C) The commissioner for budget& economic planning

(d) The managing director of the agency

(E) The secretary (who shall be the legal adviser to the agency).

(f). One nominee who shall be the outdoor advertisement practitioner registered with the Delta State chapter of the outdoor advertising association of Nigeria (OAAN).

(G). One nominee who shall be the business owner having registered signage in Delta State (and who shall be nominated to serve by the chairman of the advisory committee).

7.3. The member of the committee other ex-officio member shall hold office upon such terms and conditions as may be specified in their letters of appointment.



7.4. The committee shall meet once a year and their meeting procedures are as set out under schedule 2 of the law.

7.5. A member of the committee may be paid such allowances as may be from time to time be recommended by the advisory committee, subject to the approval of the chairman of the board.

7.6. The committee shall stand dissolved at the expiration of the term of the local government councils in the state.

8. FUNCTION OF THE ADVISORY COMMITTEE

The advisory committee of the agency shall:

- (a) Be the highest advisory authority to the governing board:
- (b) Provide insights and advise to the governing board in the area of signage characteristics of their respective local government area:
- (c) Provide recommendations to the agency on fees chargeable on high streets, historic landmarks and key area within their respective local government area:
- (d) Recommend staff to the agency for employment from within their respective local government area, provided that the recommended staff meet the agency's recruitment criteria new staff:
- (e) Liaise with the agency in the clean up and clear out of their respective local government areas:
- (f) Assist with the provision of information on persistent signage defaulters within their respective local government areas : and
- (g) Such other advisory support as they may from time to time render to the agency.

9. STAFF OF THE AGENCY

9.1. There shall be, a managing director for the agency who shall:

- (a) Be appointed by the governor upon such terms and conditions as may be specified in his letter of appointment:
- (b) Have not less than 10 years post-qualification experience:
- (c) Be the chief executive and chief accounting officer of the agency:
- (d) Be responsible for the execution for the agency's policies and the day-to-day administration of the affairs of the agency.

9.2. The managing director may be appointed for a term of 4 (four) years in the first instance



And may be re- appointed for a further term of 4 (four) years and no more.

- 9.3. There shall be legal adviser for the agency who shall:
- (a) Be appointed by the governor:
 - (b) Be a barrister and solicitor of the supreme court of Nigeria of good standing, with no less than 5 years post-call experience:
 - (c) Be the secretary to the governing board and the advisory committee of the agency:
 - (d) Be responsible for advising the managing director on legal matters :
- 9.4. The legal adviser shall be appointed for a term of 4 (four) years in the first instance and may be re-appointed for further term of 4 (four) years and no more.
- 9.5. The agency shall employ staff for the purpose of discharging its functions in accordance with this law subject to the express contest of the governor:
- 9.6. The agency shall remuneration, allowances and other terms and conditions of service of its staff subject to the approval of the chairman of the governing board.
- 9.7. The agency shall recommend to the board the appointment, termination or dismissal of persons within the agency, including promotion and confirmation of appointment as well as exercise any other disciplinary control over its staff members
- 9.8. The provision of sub-section 8.6 and 8.7 shall not apply to staff seconded from the State Civil Service. Such officers shall be dealt with in accordance with the State Civil service Rules.

PART2: APPOINTMENT AND FUCTIONS OF SPECIAL COMMITTEE AND CONSULTANTS/ CONTRACTORS

- 10.1. The agency may, with the approval of the board:



(A). Appoint special committee from amongst its members of staff 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:

(b) Appoint agents, consultants or contractors from time to time as the agency:

6

May deem fit to exercise or perform any of the powers or duties conferred upon the agency, or to provide professional services to the agency.

10.2. The board shall appoint consultants to the agency for both the State and local government in their joint exercise of powers, who shall be technical partners to the agency in the exercise of its function.

PART3. FINANCIAL PROVISIONS

11. FUNDS OF THE AGENCY

11.1. The funds of the agency shall consist of:

- (a) Such monies as may be appropriated to the agency by the State government:
- (b) Such monies as may be granted to the agency from time to time by the State Government:
- (c) Grants-in-aid from national, bilateral, multilateral and donor agencies:
- (d) All sums, debentures, investments or other properties vested in the agency:
- (e) Such monies raised by loan under the powers to borrow vested in the board by this law:
- (f) All other sums accruing to the agency from time to time:
- (g) All fees, charges and tariffs for all services rendered by the agency.

11.2. The agency shall operate bank accounts for its fund with reputable banks in the State and the signatories to the account shall be the managing director and the head of accounts.

11.3 Pursuant to section 11(2) of this law, All funds of the agency



Shall be collected and kept in bank accounts as follows:

- (a) All funds of the agency listed in section 11(1)(a) to (f) of the law shall be collected and kept in an account to be known as the 'Expenditure Account'.
 - (b) All funds of the agency listed in section 11 (1)(g) of this law shall be collected and kept in a separate account to be known as the 'Revenue Account'.
- 11.4. The funds derived from all fees, charge, tariffs and services rendered by the agency under section 11(1)(g) of this law shall be shared between the State Government, all local governments, the agency and consultants.
- 11.5. Subject to the approval of the board and the advisory committee, the agency may from:

7

Time to time review the fees, rates and tariffs charged for its services under section 11(1)(g) of the law.

12. FUND ALLOCATION COMMITTEE

12.1. The governor shall set up a committee to be known as the fund Allocation committee (FAC) which shall determine the percentage of revenue in the "Revenue Account" available for sharing by the State, each local government area, the agency and the consultant from the sum total of the revenue s raised by the agency under section 9 (1) (g) of this law.

12.2. The fund allocation committee shall taken into consideration the agency's debts, liabilities, civil beautification and urban regeneration projects in the allocation and distribution of all funds in the Revenue Account .

13. EXPENDITURE OF THE AGENCY

13.1. The fund derived from the agency under section 9 (1)(a)-(f) of this law shall be used for the agency's operations and projects subject to the approval of the board.

13.2. The agency may from time to time apply the proceeds of the funds to:



(A). the cost of administration of the agency:

(b) the payment of salaries, fees or other remuneration or allowances, gratuities, pensions and other benefits payable to the officers and other employees of the agency, so however that no payment of any kind under this paragraph (except such as may be expressly authorized by the board) shall be made to any person who is in receipt of emoluments from the State Government:

(c) The development and maintenance of any property vested in or owned by the agency:
and

(d) Any matter in connection with all or any of its functions under this law.

14. ANNUAL ESTIMATES AND ACCOUNTS

14.1. The agency shall; not later than 30th September in each year, submit to the board an estimate of its expenditure and income (including payments to the agency) for next succeeding year.

14.2 The agency shall kept proper accounts in respect of each year and proper records in relation to those accounts and shall cause its accounts to be audited within six months after the end of the year by auditor appointed in accordance with guideline supplied by the Auditor-General of the State.

15. ANNUAL REPORTS

The agency shall prepare and submit to the board, the State Government and all local governments not later than six months after the end of each year, a report of the activities of the agency during the immediate proceeding year, and shall include in such a report, a copy of the audited accounts of the agency and the auditors report of the accounts.

16. POWER TO BORROW



16.1. Subject to the approval of the board, the agency may, from time to time borrow by overdraft, mortgage or otherwise such as it may require for the performance of its functions under this law.

17. INVESTMENT

(please insert clause by the Governor’s legal adviser).

18. FEES, PAYMENT& ENCFORCEMENT

18.1. The Agency shall:

(a) Prescribe the mount to be paid as fees/charge within the different zones for mounting of outdoor structure as well as the necessary charges for amendment of the existing structures, subject to the approval of the board:

(b) Have the power to charge commercial tariffs which may vary from area and also make direct charges on users for structures and signage:

(c) Notwithstanding the provisions of any other law, any person who fails or neglects to pay any tariff, fee, charge or rate shall be deemed to be a debtor and such debts may be recovered by the civil action in a court of competent jurisdiction:

(d) A debtor shall be liable for the agency’s legal fees for enforcing or realizing the debt as well as any other costs incurred by the agency in enforcing the debt against the debtor.

PART4: ADMINISTRATION & ENFORCEMENT

19. REGISTRATION & PERMIT

19.1. Every outdoor structure shall be registered by its owner.

19.2. Structure under this law includes:



- (a) Structure for free-standing portable signs including any sign on a standard column or A-frame board fixed to its own self-contained base. This may be moved manually or temporarily attached to a permanent free-standing sign:
- (b) Structure for billboard including any signage structure designed and intended to provide a leasing, advertising copy area, where the copy area can be periodically replaced, typically by use of pre-printer copy or otherwise mounted onto the copy area:
- (c) Structure for billboards of the spectacular type with a total area size of 20 square meters and over.
- (d) Structure for roof signs including any sign that is entirely upon and above the roof line or parapet of a building:
- (e) Structures for wall signs including any sign that painted on a wall or building
- (f) Brand colours displayed on a building:
- (g) Street furniture and structure of a static or movable type including kiosks supporting outdoor advertisement or signage:
- (h) Structure for temporary signs including any permitted, designed or intended to be display for a short period of time.
- (I) Structure affixed to lamp poles, dust bins bus shelters and other such public infrastructure.

19.3 Where such an owner is a cooperate entity, such provide its registration number as a reference with the application for permit.

19.4 The information required for the outdoor structure and the application are provided in the schedule to this law.

19.5 Every registered out-door structure shall have a registration code provided by the agency.

19.6 No structure shall be erected without having its registration code duly sealed or mounted.

19.7 Any such sign shall be recorded using the form and the law attachment referred to in the schedule of the law:

19.8. The permit required by the agency shall be issued upon the payment of the prescribed fees, and shall be renewed annually. Bear.

19.9. Each structure shall bear, at its base, the registration number of the owner as well as the permit number of the structure.

20. STRUCTURE REQUIRING SPECIAL PERMIT

20.1. The following structures shall require special permit:

- (a) Structure that exceed the permissible per the specification provide in the schedules to this law:



(B). Structures that are illuminated by flashing lights, bare bulbs, neon signs, LEO signs that do not conform to the scope of illumination provided in the schedule to the law:

(C) The use of mobile trailers or vehicles for the sole purpose of advertising.

21. QUALIFICATION FOR OPERATION.

21.1. No person shall establish or operate any bill-board or commercial advertisement without being a member of a recognized advertising body expects such person is carrying on the business of out door advertising.

22. APPLICATION FOR PERMIT/RENEWAL OF PERMIT

22.1 Every application for a permit or for the renewal of permit shall be address to the agency.

22.2 And application for a permit or for the renewal of permit shall be in the form specified by the agency.

22.3. The fees payable for the issuance or renewal of a permit shall be determined from time to time by the agency and shall be paid at time the application for the issuance or renewal of a license is made.

22.4. All licenses renewals and permits shall be valid for one year.

23. CERTIFICATE OF REGISTRATION

23.1. A certification of registration shall be issued to the applicant, which will entitle him to apply for a permit for ownership.

23.2. 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 legal fees in respect thereof.

23.3 a registration number shall be assigned to the holders of the certificate of registration, which shall be used for any correspondence or reference with the agency.

23.4 The applicant shall complete the prescribed applicant form and shall supply the agency with all necessary information, additional documents and accompanying materials required.

24. UNLAWFUL ERECTION OF STRUCTURE:



24.1. It shall be lawful for any person to erect, construct, enlarge or structurally modify an outdoor structure or operate any structure for signage and advertisement without first being registered by the agency.

25. EXISTING STRUCTURES

- 25.1. Owners and operators of existing structures shall complete and submit the prescribed registration from with the agency and apply for the permits required by this law.
- 25.2. Where an existing structure does not conform to the requirements and standards under this law, the agency shall notify the owner to remove such signs within 30 days of receipt of notice, failing which the agency shall direct the removal of same at the expense of the owner. Such notice is deemed to be satisfactorily served if pasted on the structure.
- 25.3. Where an existing structure is not registered within a period of 6 months following the enactment of the law, the agency shall direct the removal of the same at the expense of the owner.
- 25.4. All existing structures that do not conform with the requirements of the law shall be demolished at the expense of the owner.

26. PROHIBITION

- 26.1. All structure used for signage and not expressly permitted by this law shall be prohibited except signs that less than half a square meter in area.
- 26.2. The following signs are prohibited:
 - (a) Signs with unethical or obscene contents
 - (b) Signs with spelling errors:
 - (c) Signs that not in conformity with federal, State or local Government laws, Rules or Regulation:



(d) Outdoor structures of any classification installed, erected or attached in any form, shape or manner to fire escape, water hydrants or any door or window giving access to any fire escape:

(c) Abandoned signs:

(f) Outdoor structures obstructing pedestrian or vehicular visibility or otherwise interfering with the safe operation of vehicles or the safety of pedestrians

27. ENFORCEMENT

Notwithstanding the provisions of any other law, any person who fails or neglects to abide by the provision of this law or pay any tariff, fee, charge or rate shall:

(a) Be deemed to be a debtor and such debts may be recovered by a civil action in a court of competent jurisdiction:

(b) Be liable for the agency's legal fees for realizing the debt as well as any other costs incurred by the agency in enforcing the debt against the debtor.

28. FINES AND PENALTIES

28.1. Any person violating any provisions of this law or violates or fails to comply with any regulation or order, or falsifies plans or statement information filed hereunder: or who shall continue to display a sign or billboard, L.E.D screens, post any bills, posters, signs, panels, banners, stickers and other advertising materials and messages on trees, electricity poles, road directional signs. Road dividers, flyovers, bridges, walls and rocks or any unauthorized surface whatsoever is guilty of an offence and shall pay a fine as may be prescribed under the provision of any law.

28.2. A fine of one thousand naira shall be imposed for each day during which the violation continues for any infringement of this law up to a maximum of four weeks.

28.3. Where the infringement persists beyond four weeks or the offender fails to pay the fine, the agency shall order the removal of the structure at the cost of the owner.



28.4. Where an offender fails to pay the fine within the stipulated 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 fifty thousand naira.

29. The board shall have the power to make and modify regulations from time to time to enforce the provisions of this law.

30. The following signs are permissible outdoor structures that may be regulated by the agency

(a) On- premise and off-premise signs and billboard:

(b) Lamp post or pole –mounted advertisement:

(c) Illuminated lighting devices used in conjunction with on-premise and off-premise signs and billboards:

(d) Decoration flashing lights, banners, posters, pennants, strings of lights, ribbons, streamers for advertising purpose:

(e) Portable signs, including but not limited to” A-Frame” signs and air activated attractions and devices:

(f) Directional signs, including those pertaining to public and private addresses:

(g) All inflatable signs (i.e. advertising balloons):

(h) Furniture advertisements:

(i) All political signs:

(j) L.E.D. screens, and

(k) Any other mode as may be approved by the agency.

31. INTERPRETATION

In this law, unless the context otherwise permits:

“Ab initio” means from the beginning:

“Abandoned structure” includes advertising signs or structures that are derelict or left in

A state of disrepair, which may or may not display advertising messages:

“Abatement means the reduction of actions or activities and removal of signs that contravene the provisions of this law:

“Advertisement” means



“Agency” means the Delta State Signage & Advertisement Agency

“Annually” means once a calendar year

“Area of copy “ means the area of the largest single face, continuous perimeter composed of square, area of rectangles or circles, which encloses the extreme limits of the advertising message, announcement or decoration of a wall sign:

“area of sign” means the largest single face of the within a perimeter which forms the outside shape, but excluding the necessary supports or upright on which the sign surface in the case of wall signs the area copy will be used:

“Bi-Annually” means two times in a calendar year

“Board” means the Board of Directors of the agency:

“Directional sign” means any sign, which serves to designate the location of any place or area. This includes, but is not limited to, such signs as those identifying restrooms, telephones, parking area, entrances and exits:

“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 signs:

“Frontage” means the length of the property line of any one premise parallel to and along each public right-of-way borders:

“Governor” means the Governor of Delta State:

“Grade” means the elevation of the street closet to the sign to which reference is made measured at the street centre line:

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

“L.E.D” means light Emitting Diode:

“Multi-faced sign” means a sign with copy on two or more faces that is legible from more than one direction:

“Non- conforming signs” means a sign that does not meet mode regulations:

“On-premises sign” means any sign identifying or advertising a business, person, activity, and goods, products or services location on 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 public display of a sign or advertisement:

“Owner or operator “means the actual person business or corporation that owns and operates a structure on its behalf or on behalf of a hird party:

“Percentage” shall mean a rate, number of amount in each hundred and any portion or share in relation to a whole:



“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, and identification, description, illustration, illuminated or non-illuminated to advertise, identify, convey information or direct attention to a product, service, place, activity, person, institution”

Business including any permanently installed or situated merchandise. Signs shall include all signs structure.

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

“Swinging sign” means a sign installed on an arm or mast or spat that is not permanently fasted 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 a building wall. This includes signs painted directly on a wall.



SCHEDULE 1

The Governing Board of agency

1. The government board shall be the highest decision making authority of the agency through which final decisions of the agency must be made.
2. The board shall meet bi-annually for its business at such a place and time in the State Capital as the Chairman may from time determine.
 - (a) The quorum of the board shall be one-half of the members present including the chairman.
 - (b) The secretary to the board shall issue all notice of meetings
 - (c) A special meeting of the board may be summoned on the request of the chairman
 - (d) The chairman or his nominee shall preside at any meeting of the board.
3. The chairman or his nominee shall at any meeting have a vote and in the case of an equality of votes, second or deciding vote.
4. The managing Director and the secretary shall attend all meetings of the board and take part in its proceedings and the board may also require any of its officers to attend such meetings and take part in the proceedings but neither the secretary, nor any of the officers of the agency attending its meeting shall have the right to vote on any matter.
5. 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 appointment of a member or by reason that a person who is entitled to do so took part in proceedings.
6. The office of a member of the board shall become vacant if:
 - (a) He resigns by notice in writing address to the board:
 - (b) He is removed:
 - (c) His term of office expires:
 - (d) He dies :
 - (e) He becomes insane:



- (f) He become incapacitated in mind:
- (g) He is adjudged bankrupt:
- (h) He is convicted of any criminal offence boarding on dishonesty or fraud or moral turpitude: and
- (i) He ceases to be an employee or officer of the body which he represents on the board.

SCHEDULE 2

The Advisory Committee of the agency

2. The advisory committee shall be the highest advisory authority to the governing board.
3. The committee shall not have any executive power with reference to any of the provisions of the law.
4. The advisory committee shall meet elect annually for its business at such a place and time in any local Government Area as the Chairman may from time to time determine.
5. The committee meetings shall be summoned by the secretary.
6. The members of the committee shall elect a Chairman from amongst themselves who shall be a Local Government Chairman.
7. The committee Chairman shall serve for a maximum period of one calendar year, after which another Chairman shall be elected from amongst the Local Government Chairmen.
8. Discussions of the committee containing advice and recommendations shall be recorded and decisions reached, published in a communiqué to be signed by the Chairman and at least two-thirds majority of the members of the committee.
9. A person shall cease to be member of the committee if :
 - A. he resigns by notice in writing addressed to the chairman of the committee:
 - B. he is removed:
 - C. his term of office expires:
 - D. he dies:



- E. he become insane:
- F. he becomes incapacitated in mind:
- g. he is adjudge bankrupt:
- H. he is convicted of any criminal offence boarding on dishonesty or fraud or moral turpitude: and:
- I. he ceases to be an employee or officer of the body which he represents on the board.

SCHEDULE 3.

PREMISSIBLE STRUCTURE THAT REQUIRE NO SPECIAL PERMISSION

1. Building numbers
Signs indicating the number of a building or street name.
2. Identification signs.
One customary identification sign per building entrance not to exceed 0.05 square meters 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.
3. Residential and real estate signs
This category of signs must not exceed one half of a square meter or two meters 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. Such said signs shall be removed from the site not later than five days after the sale or lease of the property.

4. Politically Signs

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 days following the convention.

5. Grand Opening and Seasonal Sales Signs

Signs indicating a new business or idea including signs indicative of social gatherings such as meetings and convention.



6. Holiday Decorations for commercial establishments, provided that such decorations are displayed for a period of non more than forty-five consecutive days.

7. Interior signs inside a building displayed not closer than one meter from the window area.

SCHEDULE 4

General Considerations for Outdoor Structures

1. Non-off-premise signs shall be mounted within any public rights of-way except by the government agencies having jurisdiction within that right-of-way, unless otherwise allowed by the provisions of the law of Delta State. Signs that are presently mounted on right-of-way should be removed within a maximum of three months of coming into effects of this law.

(b) On-premise signs shall be affected and maintained only as accessory used or structures to the principal use of as building or land.

2. (a) Where signs or billboard are illuminated electronically, a separate electrical permit shall be obtained from the relevant body.

(b) No illuminated lighting devices 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 thorough fare, highway, sidewalk, or adjacent premises so as to cause direct glare or reflection that may constitute a hazard to public safety or create a nuisance.

(c) Where applicable all wiring, fitting, and materials used in the constitution, connection, and operation of electronically illuminated on-premise or off-premise signs shall be in accordance with the provision of the relevant codes in affect.



(d) Except specific limitation noted in the following sections, flashing lights, banners, posters, pennants, strings of light, ribbons, streams, or other similar moving devices shall not be displayed for advertising or attracting attention, either independently or as part of an –premise or off-premise sign.

3 (a) No one-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.

(b) No one-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 fire escape.

(c) No on-premise or off-premise sign or other object shall be erected, used or maintained which in any way stimulates official, directional or warning signs erected or maintained by the Federal or any rail road. Public utility or similar authority or agency concerned with the production of public health or safety.

(d) No on-premise or off-premise sign shall be painted or attached to, or maintained on a rock, tree or other forms of vegetation, except those specifically permitted.

4. All on-premise and off-premise signs shall be kept in a secure and safety condition.

5 (a) When conflicts arises between the on-premise sign and off premise sign requirements of the Bill and those of Delta State regarding the placement of on-premise and off-premise signs adjacent to state highway, the more restrictive regulation shall be applicable.

(b) All on-premise and off-premise signs shall be erected to meet the construction standard of the State and any subsequent amendments.



SCHEDULE 5

Special Limitation for Outdoor Structures used for Signs

1. (a) The size of one face of a sign shall be determined by the scaling to the mass size of the associated building in accordance with the following provisions.

(b) The size of one face of sign of a sign is determined by multiplying mass factors times the square root of the area facing the building, expressed in the section 15 of this schedule specifying the applicable mass factors.

Either of the following two methods may be used in determining;

(a) Section 14 of this schedule provides rounded off factors for most average building sizes; and

(b) Multiplying the height of a building shall be vertical distance measured from the established grade of the lot top to the roof line in the case of the flat roofs, and to the mean between the point of the gable and the eaves in the case of pitched roofs.

(e) one square meter of the sign area per linear meter of street frontage for the first fifteen meters of frontage;

(d) four hundred and fifty (450) square centimeters of sign area per linear meter of street frontage for the remainder of frontage up to forty-five meters; and

(e) two hundred and thirty (230) square centimeters if sign area per linear meter of street frontage for the reminder of frontage forty-five meters.

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



2. Except otherwise provided, any building housing one or more activities may display one free-standing sign of the area and permitted by the table elements for free standing signs as shown in schedule 4. Table 15 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 meters from existing

(b) the building does not display a projecting 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;

(e) attached-on sign, such as credit card deals and symbols of nationally known products must be included within the original display surface, otherwise, attach-on signs are prohibited;

(f) in areas where the existing building located or other permanent obstructions prevent free-standing signs or projecting signs from been seen by passing motorist when erected in accordance with the provisions of this section, a free-standing sign not to exceed seventy-five centimeters in height may be located within five meters of the curb line or edge or right-of way; however, in no case shall the free standing sign be within an existing right-of-way;

(g) free-standing must be located within the first thirty meters 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 meters in size determined by the table of elements of signs-ad shown in Table 15 of this schedule-which ever is smaller,



- (i) The maximum size of free-standing signs erected beyond the thirty-meters setback shall be that allowed by the tables of elements;
 - (j) If the free-standing sign consist of more than one section or module prefacing the area of each, individual sign component shall be added together and shall not exceed the permitted sign area for the particular location; and
 - (k) As permitted, when more than one free-standing sign is 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 sig is permitted.
3. Sign in commercial centers (commercial centers having a minimum frontage of three hundred meters along a public street) shall be
- (a) For the purpose of identification, a single premises with multiple tenant or 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 for each street frontage provided the signs are setback from the sided property lines by at least seventy-five meters and from the public right-of-way line by at least eighty meters;
 - (c) the first-standing sign may be up to six metres in height and up to twenty square metres in size;
 - (d) the second free standing sign shall not exceed ten metres in height or twenty-eight square in size;
 - (e) 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;
 - (f) 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



- (g) 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.
4. Where a structure that constitutes a visual obstruction, other than on premise sign, precedes the subject site and the direction of the 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 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 specified in the tables elements of the signs-as shown in section 15 of this schedule-of 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 reduction allowed herein are temporary and should the site conditions that led to the special treatment of free-standing signs be non-conforming, the sign created 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.
5. Except as otherwise provided by this section, an operator may display wall signs for each other 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 following additional requirements are met:
- (a) the allowable area of wall signs permitted by the table elements are shown in section 15 of this schedule shall be that of the advertising area of individual letters and symbols when they thereby utilizing the building wall as background area of allowable area of the sign permitted by this table of element shall be the sign area as defined in this section;
 - (b) a wall sign may be attached flat to be or be pinned away from the wall of 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 roof of a building;



- (d) such sign shall have a clearance height of not less than two and a half metres as its lowest point.
- (e) a wall sign maybe 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 which 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 the building for the purpose of instructing customer of the parking procedures as long as the sign does not exceed one and a half square meters in size;
- (h) a sign attached to the side wall 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 should be counted as part of the total wall sign allotment associated with the building front and
- i) Required clearance for two to three floors building has a minimum of one meter while for multi-floor building a minimum of two and half meters.

6 A roof sign shall be displayed only in accordance with the size specified in the table of elements as shown in section 15 of this. Schedule for free-standing signs and in accordance with the following provisions.

- a) building in excess of twelve meters 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 to do not a exceed the minimum sign area permitted by this law.
- b) building up to and including twelve meters 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 a part of the building's initial design or an addition after the building is constructed shall be oriented only to a public street upon which the building fronts.



d) all roof signs shall meet the following minimum specification;-

- (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 shall 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;
- (iii) A roof sign shall not project beyond the vertical boundaries of the wall with which it is associated;
- (iv) the combined height of the roof sign shall not exceed the height restriction of the underlying zoning district;
- (v) the message of a roof sign shall be limited to the identification of the building or the principal occupant;
- (vi) a roof sign shall enclosed that no support structure is visible from any public right-of-way or any residentially zoned district within one hundred and fifty meters;
- (vii) all roof signs shall be designed by a COREN registered Engineer and submitted to the agency for approval; and a certificate of zoning compliance shall be obtained for each roof sign in accordance with the provisions of the law.

7. Except as otherwise provided by this section, any building housing one or more activities 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 establishment grade of the property by at least two and half meters;
- (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 meters 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.

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 sub-division, complex, or institution.

(b) a development area identification sign shall not be located within two and a half metros from pavement or kerb 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 of the complex;

(e) the size of the development area identification sign shall not exceed nine square metros



(f) a certificate of zoning compliance shall be obtained from the agency from each development area.

9. Directional signs conveying directions or instructions with respect to the premises on which they are located may be constructed on the premises.

(1) Directional sign may also be located within a perimeter of 450 metres from the premises these off-premises locations may be located only on road junctions and so long as they do not contravene any traffic regulations.

(2) Directional signs shall be limited to three-quarters of square metres in area.

(3) whenever a number of directional 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.

4. A certificate of zoning compliance shall be obtained from the agency for each directional and informational signs.

10. signs or bulletin customarily incidental or places of worship, libraries, meseums, social clubs, or societies may be erected on the premises of such institutions in any zoning district.

(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 of such bulletin board.

11. One 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 shielding to prevent demonstrable adverse effects on adjacent property. If a detached sign is erected for a home occupation, it must not be illuminated. The maximum permitted area is 0.30 square metres on one side.



12. Signs in a planned development zoning district shall be constructed and maintained in accordance with the provision of the law and with the plans guidelines, and concepts established for signs approved as a part of the development plan.

(1) one temporary sign may be erected on a lot in the office, commercial or industrial zoning district to announce special public or institutional events, or the erection, side or remodeling of a building or development subject to the following. The maximum permitted area of a temporary sign is as follows;

(a) Street frontage up to seventy-five metres, with six square metres is permitted

(b) up to seventy-five metres of road frontage, with nine square metres is permitted.

(c) A temporary sign may be erected for period of two years, plus the construction period if applicable. A certificate of compliance.

For temporary sign in alternative with the provisions of this section may be renewed for up to one additional year;

(d) no temporary sign shall be located closer than six metres to the pavement of the public street. No temporary sign shall be located within a public right-of-way; and

(e) except for a temporary sign of three square metres or less, certificate of zoning compliance must be obtained prior to construction of a temporary sign.

2. signs announcing the sale or lease of building or the construction or remodeling of a building may be created in the residential zoning district provided:

(a) that such sign be non-illuminated;

28

b) that the maximum area of signs advertising a sale 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 abutment on public right-of-way permits up to four square metres maximum sign area



iii) seventy-five metres of abutments on a public right-of-way permits up to four square metres maxim sign area:

iv) no certificate of zoning compliance is required for signs advertising the sale, lease or rent of a building provided that the said does not exceed three-quarters of a square metres in area and is not illuminated;

v) signs announcing the construction or remodeling of a building in residential zoning districts shall not exceed two and half square metres in area and it shall be occupancy rate of 90% of the newly constructed or remodeled building;

c) signs announcing special, public or institutional events may be erected on permitted conditional or legally non-conforming institutions or business in residential zoning districts.

d) they do not exceed two and a half square metres in area; and

the said signs shall not be displayed for longer than 30 days

13. (1) farm markets may display signs identify the sale of agricultural products such as vegetable, 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 maimum size of an agriculture product sign shall be three square metres;

b) any agricultural products 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;



29

(d) All 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 agricultural visa-farming ;ranching;

Agriculture: horticulture; viticulture; animal husbandry. Including but not limited to, the care and raising of livestock, poultry products, dairy production: the production of field crops, tobacco fruit, vegetables, nursery stock, ornamental shrubs, 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 meters if no mechanical movement or flashing lights are utilized and such graphics shall be in compliance with the provision of this Section, and the size/height requirements of the tables of element of size.

(3. On-premise temporary construction and real estate signs in accordance with the provision of this law are permitted as follows:

(a) temporary construction and real estate signs on open land utilize nine square meters at the right-of-way line, and may be every meter of setback up to a maximum of fifty-five square metres and

b) These signs are subject to the time limitation and requirements

This table provides rounded off factors for most average building sizes

It represents the height X (round to the nearest number) in meters.

/W	>0.	1	2	3	4	5	6	7	8	9	10
0.	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	3	16	24	32	40	48	56	64	72	
9	5	9	18	27	36	45	54	63	72		
10	5	10	20	30	40	50	60	70			
11	6	12	24	36	48	60	72				



30

12	7	14	28	42	56	70					
13	8	15	30	45	60						

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

Setback		5	8	15	25	50
#lanes	Speed limit	Allowable height				
1 lane	<55km/h	5.0	5.0	5.0	5.0	6.0
Multi	<55km/h	5.0	6.0	6.0	6.0	6.0
	<55km/h	5.0	6.0	6.0	6.0	6.0
Freeway or controlled access		5.0	6.0	6.0	6.0	7.0

16) This table shows the allowance masses in metres of wall signs for each set-back from right-of-way and according to the type of roads

Allowable Masses

Setback		5	8	15	25	50
#lanes	Speed limit	Allowable masses				
1 lane	<55km/h	2.0	5.0	5.0	5.0	6.0
Multi	<55km/h	3.0	6.0	6.0	6.0	6.0
Freeway or controlled access		5.0	6.0	6.0	6.0	6.0
		5.0	6.0	6.0	6.0	7.0

Freeway or controlled access

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 road.

Setback 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
Multi	<55km/h	5.0	6.0	6.0	6.0	6.0
Multi	<55km/h	5.0	6.0	6.0	6.0	6.0
Multi	<55km/h	5.0	6.0	6.0	6.0	7.0
Freeway or controlled access		5.0	6.0	6.0	6.0	7.0



18) The following special limitations shall apply to for Outdoor structures used for signs

31

1) The maximum advertising area permitted for a billboard facing a public highway shall be

Thirty-five square metres including embellishments.

2) No billboard larger than forty square metres shall be located along any street having less than four thorough traffic lanes. A thorough traffic lane is that lane carrying thorough traffic during some period of any day. A lane designed 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 percent maximum allowances for embellishment

(4) Any embellishment may extend outward from but in the same plane as the permitted advertising area of the billboard by more than 1.8 metres nor extend beyond the side or bottom - rectangle plane by more than 60cm

(5) Two billboard larger than forty square metres may be located facing the provide: a they are immediately adjacent to each other and their total area does not exceed 80 square metres.

(6) Any, a hoard with a surface in excess of the above stated area will be considered only under special arrangement .

(7) 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 historical site or public park.

(8) Each billboard site location shall be separated from every other billboard site location in accordance with the following:

a) Spacing requirements shall be measured along the curb 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 existing billboard regardless of the political jurisdiction within which any other billboard may be located.

32

c) measurement of the spacing between billboard shall begin at a point nearest to the proposed billboard site location;

d) billboards of advertising area shall be located:

i) at least 400 metres from all billboards containing 60square metres of advertising area:

ii) at least 300 metres from all billboards containing from 37 to 60 square; metres of advertising area:

(iii) at least 150 metres from all billboards containing less than 37 square metres of advertising area; and

(iv) a billboard may be placed on the wall of a building provided only one billboard shall he permitted on each wall surface except where the Agency so permits.

(9) The height of a billboard shall be that distance measured from the elevation of the edge of pavement, street or highway adjacent and perpendicular to the billboard location and the top of the billboard facing.



- i) unless where otherwise noted, the maximum height of a billboard shall be ten metres with the exception of a unipole.
- ii) 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, residential zone district or a residential use shall be 10metres;
- iii) height limitations shall be conflicting regulations, the most restrictive criteria shall apply.
- iv) in the event of conflicting regulations the most restrictive criteria shall apply;
- iv) a billboard oriented to an elevated highway shall extend no more than seven metres above the paving of such elevated highway;

33

vi) any permitted billboard exceeding 5 metres in height shall bear the approval stamp for structural integrity by a registered civil engineer.

10) (1) a free-standing billboard erected on its own supporting structure shall be considered to be a permanent structure and shall meet all the construction standards and provisions of this Law.

2) All billboards shall be insured against third party damage.

11. Rooftop billboards may be displayed in accordance with the following provision:



- 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 area or residentially zoned district within one hundred and fifty metres of the billboard area/location;
- d) the combined height of the supporting building and the roof billboard shall not exceed the height restriction of the underlying zoning district; and
- e) all roof billboard shall bear the stamp of approval for structural integrity by a professional registered civil engineer.

12. Civil and institutional billboard are considered permanent billboard 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.

- a) A trailer or mobile billboard with an accompanying advertising area shall be used on any site as permanent/stationary billboard.
- b) Flashing lights or bare bulb illumination shall not be permitted on any billboard except for a time and temperature device or a message centre
- c) Billboards have to be built in either a neutral colour or 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.

34

13. Mechanical movements shall not create an undue distraction to passing motorists.

The following limitations shall apply to all billboard that move or give the appearance of movement:



- a) Each revolving element shall be limited to a maximum of eight revolutions per minute; and
- b) Each billboard utilizing a copy change procedure shall display each individual copy a maximum of seven seconds

14) Except as otherwise provided in this section no sign or billboard shall be erected or permitted within or overhangs any portion of the right-of-way of the inter-state highway:

a) 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 inter-State highways;

b) 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 operator of a motor vehicle proceeding in any lawful direction within the interstate highways right-of-way

19. Fees to be charged Annually:

1. The Agency will from time to time publish rates and fees for the following:

- a) signage application forms
- b) registration certificate issuance fees
- c) annual registration certificate re-issuance fees
- d) annual signage permit fees

2. The permit fee shall be yearly and is applicable to all commercial and private owners of structures but does not apply to federal or state governmental or diplomatic or humanitarian mission. The permit fee shall be payable by the owners of the signs and billboard and is in relation to the size and location category. The location categories have been defined in the zone.

20. Any person violating any provision of this law or who violate or fails to comply with any regulation made hereunder or who falsifies plans or statements filed written notice from the Agency shall be guilty of a misdemeanor and shall be subject to a fine of ten thousand naira payable immediately