

**A.F.R.C.D. 25**  
**CONFISCATED ASSETS (RECOVERY AND DISPOSAL) COMMITTEE**  
**ACT, 1979**

ARRANGEMENT OF SECTIONS

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**A.F.R.C.D. 25**  
**CONFISCATED ASSETS (RECOVERY AND DISPOSAL) COMMITTEE ACT, 1979(1)**

**AN ACT to establish a committee to take stock of properties confiscated to the State and to provide for related matters.**

**1. Establishment of Committee**

There is hereby established a body to be known as the Confiscated Assets (Recovery and Disposal) Committee.

**2. Functions of Committee**

(1) Subject to the written directions of the President, the functions of the Committee are,<sup>2(2)</sup>

- (a) to locate and take an inventory of the assets and properties confiscated to the State by the Armed Forces Revolutionary Council;
- (b) to make to the President recommendations as to the disposal of any of the assets and properties confiscated to the State by the Armed Forces Revolutionary Council; and
- (c) to ensure that the beneficiaries of confiscated assets and properties do not include individuals and non-State organisations.

(2) The Committee shall see to the implementation of the decisions of the President in respect of any of those assets and properties.

**3. Membership of Committee**

- (1) The Committee shall consist of the persons appointed by the President.
- (2) The Committee shall have a chairman who shall be appointed by the President.

#### **4. Secretary and staff**

The President may provide the services of a secretary and any other staff that the Committee may require for the performance of its functions.

#### **5. Meetings of Committee**

- (1) The Committee shall meet at the places and times determined by the Committee.
- (2) The chairman shall preside at the meetings of the Committee and in the absence of the chairman any other person determined by the President shall preside.
- (3) The quorum at any of the meetings of the Committee is fifteen.
- (4) Subject to the provisions of this Act the Committee shall determine its own procedure.
- (5) The validity of any of the proceedings of the Committee shall not be affected by a vacancy among its members or by a defect in the appointment of any of them.
- (6) A question before a meeting of the Committee shall be determined by a simple majority of the members present and voting.

#### **6. Summons to attend**

- (1) The Committee may by summons signed personally by the chairman require a person
  - (a) to attend at the time and place specified in the summons to give evidence or to produce a document or thing in the possession or control of that person which relates to a matter specified in the summons; or
  - (b) to give the Committee an information that may be specified in the summons.
- (2) A person summoned to appear before the Committee under subsection (1) may be examined on oath and the Committee may for that purpose administer the oath.

#### **7. Offences**

A person who

- (a) refuses or wilfully neglects to attend in obedience to a summons issued under section 6 or to give evidence as required by the summons,
- (b) wilfully alters, suppresses, conceals, destroys or refuses to produce a document or thing which that person is required to produce by the summons, or
- (c) refuses or wilfully neglects to furnish an information required of that person by the summons,

commits an offence and on summary conviction is liable to a fine not exceeding two hundred penalty units or to a term of imprisonment not exceeding six months or to both the fine and the imprisonment.

#### **8. Police officers to assist Committee**

The Inspector-General of Police shall detail police officers to attend on members of the Committee, to preserve order during proceedings of the Committee, to serve summons on witnesses and to perform any other functions relating to the work of the Committee as the Committee may direct.

**9. Commencement**

*Spent.4(3)*

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## Endnotes

### 1 (Popup - Footnote)

1. This Act was issued as the Confiscated Assets (Recovery and Disposal) Committee Decree, 1979 ([A.F.R.C.D. 25](#)) made on the 18th day of September, 1979 and notified in the *Gazette* on 19th September, 1979.

### 2 (Popup - Footnote)

2. The “President” has been substituted for references to the Armed Forces Revolutionary Council in appropriate cases.

### 3 (Popup - Footnote)

4. The section provided that the Decree shall be deemed to have come into force on the 4th day of June, 1979.