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ACKNOWLEDGMENT

I wish to express my gratitude and appreciation to Almighty God for giving us the privilege to produce this Report. We are grateful to God for making our proposal a success.

I also wish to acknowledge the support of His Excellency, the Governor of Ogun State, Prince Dapo Abiodun MFR to this Office. The provision of enabling environment and the needed resources by His Excellency has shown that he is an advocate of probity and accountability in governance. I also acknowledge and appreciate the contributions of the members of the 9th Legislative Assembly of Ogun State House of Assembly particularly the Chairman and members of the Public Accounts Committee.

I cannot but appreciate the favourable disposition of the immediate past Head of Service of Ogun State TPL Amope Ajibola Chokor and the current Head of Service Alhaja Selimot Olapeju Ottun for their regular support towards keeping this Office afloat.

Finally, my gratitude goes to the management and staff of this Office for their uncommon commitment to duty and loyalty to the discharge of their duties without which this Report would not have been possible.

Thank you and God bless you all.

L.A. Mulero (CNA)

Auditor-General for Local Governments,

Ogun State.

15th December, 2020.

STATEMENT OF OPINION OF THE AUDITOR-GENERAL ON THE ACCOUNTS OF THE TWENTY (20) LOCAL GOVERNEMNTS AND THIRTY-SEVEN LOCAL COUNCIL DEVELOPMENT AREAS IN OGUN STATE FOR THE YEAR ENDED 31ST DECEMBER, 2019

The accounts of the twenty (20) Local Governments and thirty-seven (37) Local Council Development Areas of Ogun State for the year ended 31st December, 2019 have been examined in accordance with the provisions of Section 123 of Decree Number 12 of 1989 and 315 (1) of the 1999 Constitution of the Federal Republic of Nigeria and Sections 135-145 of Ogun State Local Government Law 2006 and auditing standards issued by International Organisation of Supreme Audit Institution (INTOSAI). I have obtained all information and explanation that I require for my Audit.

RESPONSIBILITY STATEMENT

The Local Governments and Local Council Development Areas are responsible for the preparation of the Financial Statements under IPSAS Accrual Basis of accounting as applicable in the public sector. It is our responsibility to form an independent opinion based on our Audit on the Financial Statements therein.

THE SCOPE OF THE AUDIT

We conducted our Audit in accordance with Generally Accepted Auditing Standards and auditing standards issued by International Organisation of Supreme Audit Institution (INTOSAI). I have obtained all information and explanation that I require for my Audit. An audit includes examination on test basis of evidence relevant to the accounts and disclosures in the financial statements. It also includes an assessment of significant estimates and judgement made by the Councils in the preparation of the financial statements, and whether the accounting policies were appropriate in the Council circumstances, consistently applied and adequately disclosed.

We planned and performed our audit so as to obtain all information and explanations we considered necessary to provide sufficient evidence to give reasonable assurances that the financial statements are free from material misstatement, whether by fraud, other irregularities or errors.

In forming our opinion, we evaluated the overall adequacy of the presentation of the information in the financial statements and assessed whether the Councils' books and Accounts had been properly kept.

OPINION

In our opinion, the financial statements give a true and fair view of the financial activities of the Local Governments and Local Council Development Areas for the period under review.

L. A. Mulero (CNA)

Auditor-General for Local Governments

Ogun State.

15th December, 2020.

AUDIT CERTIFICATE

I have examined the accounts of the twenty (20) Local Governments and thirty-

seven (37) Local Council Development Areas in Ogun State for the year ended

31st December, 2019 in accordance with the provisions of Section 123 of

Decree Number 12 of 1989, Section 315 (1) of the 1999 Constitution of the

Federal Republic of Nigeria and Sections 135-145 of Ogun State Local

Government Law 2006 and auditing standards issued by International

Organisation of Supreme Audit Institution (INTOSAI). I have obtained all

information and explanation that I require for my Audit.

In my opinion, the Financial Statements give a true and fair view of the state of

affairs of the Local Governments and Local Council Development Areas of

Ogun State as at 31st December, 2019 subject to the observation in the

inspection reports.

L.A. Mulero (CNA)

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Auditor-General for Local Governments,

Ogun State.

15th December, 2020

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REVIEW AND GENERAL OBSERVATIONS OF THE CONSOLIDATED ACCOUNTS FOR THE YEAR ENDED 31ST DECEMBER, 2019

BUDGETED REVENUE PERFORMANCE

During the year under review, audit examination of the revenue profile of Local Governments and Local Council Development Areas revealed that out of the estimated Internally Generated Revenue of \(\frac{1}{2}\)1,855,595,449.60 for the year 2019, a sum of \(\frac{1}{2}\)770,791,707.39 only was actually generated and this represented 41.5% of the budget. This represented a decrease of 18.3% when compared with the sum of \(\frac{1}{2}\)943,987,452.82 generated internally in year 2018. Certainly, this is not a reflection of the revenue potentials of the Local Governments and Local Council Development Areas. It appears there are leakages which has not been identified and blocked.

2. <u>PERCENTAGE OF INTERNALLY GENERATED REVENUE EFFORTS TO TOTAL REVENUE</u>

Federation Account, the Local Governments & Local Council Development Areas will not be able to function.

3. WEAKNESSES IN INTERNALLY GENERATED REVENUE EFFORTS

During the audit exercise, it was observed that there were leakages in the internal revenue generation machinery. This ranges from the use of revenue contractors engaged under questionable circumstances and conditions of contracts despite the fact that the use of revenue contractors to assess and collect revenue is forbidden by Circular letter No SART/72/003 issued from the Office of the Special Adviser on Revenue and Taxation dated 25th October, 2013.Reported cases of default by contractors and other acts inimical to revenue generation or loss of revenue were treated with the wave of the hand by the management for whatever reasons and this had continued year after year. Also, there were instances where career revenue collectors failed to remit collections to the Treasury contrary to the provisions of Chapter 6:3 of Model Financial Memoranda for Local Governments which requires that a Revenue Collector shall pay all Local Government monies he has collected into the Treasury at intervals prescribed by the Executive Committee, preferably within 24 hours of collection. These cases were not promptly investigated and recovered. In addition, there were cases of deliberate refusal to keep relevant records and documents on revenue generation possibly to prevent easy detection of fraudulent acts in the revenue generation machinery contrary to the provisions of Chapter 6:23 of MFM which requires that where revenue becomes due to the Local Government at recurring fixed intervals, a Register of recurring revenue must be kept. Moreover, there were situations of blatant refusal to formally generate revenue data base in an attempt to hinder the tracking of revenue. There was the absence of adequate supervision by the management as required by Chapter 1.4(9) (11) (12) (a) of Model Financial Memoranda for Local Governments which requires that the Executive Chairman carry out such check, necessary to satisfy itself that Local Government revenues are promptly collected and accounted for. There was failure to act by individuals saddled with the responsibility of revenue supervision; the Treasurers and Internal Auditors did not live up to expectation as far as revenue generation was concerned as required by Chapter 1:14 (5) (6), 40:6 (a) & (d) of MFM. Also, Departmental heads have not ensured proper supervision of revenues generated by their departments as required by

Chapter 40:1 of MFM which stipulates that, notwithstanding the existence of an Audit Unit in the Local Government, the individual officer's responsibilities shall subsist and Departmental checks shall continue. It appeared in some cases that these officers gave tacit approval to revenue racketeering.

4. STATUTORY ALLOCATION FROM FEDERATION ACCOUNT

The sum of ₩38,649,696,283.39 was received from the Federation Account for the Local Governments & Local Council Development Areas in the State during the year under review. This represents 1.3% decrease when compared with the sum of ₩39,154,511,339.68 Statutory Allocation of year 2018. This is the major source of revenue to the local Governments and Local Council Development Areas representing 98% of total revenue for the year.

The federal allocation is made up of the following:

	4
Statutory allocation	28,479,969,388.36
Value Added Tax	8,913,998,719.54
Additional NNPC Refund	42.400,625.06
Excess Bank charges	70,517,755.01
Exchange Gain	44,794,327.45
Forex Equalization	764,321,565.03
Augmentation	233,203,437.82
Solid Minerals	36,889,527.53
Additional Revenue	63,600,937.59
Total	38,649,696,283.39

5. EXPENDITURE PATTERN

A review of the expenditure of the Local Governments and Local Council Development Areas revealed that a total sum of \$37,174,676,340.69 was expended during the year under review as detailed below:

	4
Salaries & Allowances	26,291,581,749.19
Social benefit (Pension)	9,663,896,873.85
Overhead Cost	1,184,308,737.65
Expenditure on long term assets	34,888,980.00
Total	<u>37,174,676,340.69</u>

The sum of \(\frac{1}{2}\)26,291,581,749.19 expended on salaries and allowances represented 70.72% of total expenditure while the sum of \(\frac{1}{2}\)9,663,896,873.85 expended on pensions represented 26%. Overhead expenditure of

₩1,184,308,737.65 represented 3.19%, while the sum of ₩34,888,980.00 expended on long term assets amounted to 0.09% of total expenditure.

From the figures above, only 3.27% of the expenditure was incurred on items that did not relate to personnel cost while 96.73% was paid in form of salaries and allowances and pensions. This means that the bulk of the expenditure in the year was on personnel.

The Local Governments and Local Council Development Areas expended on 0.08% of its total expenditure on long term assets down from 0.30% in year 2018. Personnel related expenditure had taken a large percentage of the resources available.

6 PERSONNEL COST & PENSIONS

During the year under review, a total of \(\frac{\text{\tilde{\text{\texi}\text{\text{\text{\texitt{\text{\ti}\text{\text{\text{\text{\tex

	4
Primary School Teachers salaries	15,210,644,932.18
Local Government Staff	8,785,536,938.67
Traditional Council	2,295,399,878.34
Retired Pry Sch. Teacher & LG	
Staff Pensions	9,663,896,873.85
	<u>35,955,478,623.04</u>

It is worthy of note that payment of primary school teachers' salaries and allowances and primary school retirees pensions represented over 60% of the personnel cost. It appeared that the responsibility for payment of primary school teachers' salaries, allowances and pensions by Councils is a burden too heavy for her to bear from the share of Statutory Allocation that it currently collects. If this trend continues, the Local Governments would become mere cashier for personnel cost and no more. This certainly is inimical to the fulfilment of the primary objective for the creation of the Councils for grass root development.

7 INVENTORIES

The sum of \$\pmu\$107,970,047.02 represents inventories of the twenty Local Governments and thirty seven Local Council Development Areas. Proper records of inventories were not kept by some Council during the year. The store ledger did not contain all store items.

8 **RECEIVABLES**

This represents income earned by the Local Governments & Local Council Development Areas that were yet to be collected at the reporting date. The sum of \(\frac{\textbf{H}}{61}\),456,900.00 was captured as receivable as at 31st December, 2019. At the moment, only proceeds from Government properties (majorly lock-up shops and open stalls) were captured as receivables. Other types of recurring items of revenue are yet to be captured. Most Local Governments did not have revenue data base and also did not maintain revenue registers which will make revenue due but yet to be collected obvious.

9 ADVANCES

The sum of \(\frac{\pmathbf{H}}{91,666,967.23}\) represents balances of advances at the reporting date. The advances which ought to have been fully liquidated were dormant during the year contrary to regulations.

10 <u>LIABILITIES OF THE LOCAL GOVERNMENTS & LOCAL COUNCIL</u> DEVELOPMENT AREAS

The sum of \(\pm\)9,092,761,334.72 was the total liabilities in the financial statements of Local Governments and Local Council Development Areas as at 31st December 2019. This is summarised below:-

		4
(1)	Bailout from Federal Government	3,235,003,963.68
(2)	Facility from Ogun State Government	2,783,396,569.89
(3)	Unremitted deductions	2,865,363,921.45
(4)	Others	208,996,879.70
Total liabilities		9,092,761,334.72

This represents loan granted by the Federal Government, the State Government, financial institutions, money received on the behalf of third parties, unremitted deductions and amount owed for supplies. Unremitted deduction had increased from \(\frac{1}{2}\),904,309,412.72 in year 2018 to \(\frac{1}{2}\),865,363,921.45 in year 2019.

Below is the movement in the bailout from the Federal Government and loan facilities from the Ogun State Government.

	BAILOUT FROM FEDERAL	FACILITY FROM STATE
	GOVERNMENT	GOVERNMENT
BALANCE 1/1/2019	4,624,327,367.52	2,773,417,576.82
Bailout/Facility Received		54,978,993.07
TOTAL	4,624,327,367.52	2,828,396,569.89
Bailout/Facility Repaid	1,389,323,403.84	45,000,000.00
BALANCE 31/12/2018	3,235,003,963.68	2,783,396,569.89

11 OGUN STATE JOINT ACCOUNT ALLOCATION COMMITTEE (JAAC)

Council Fund, pensions of retired Local Government staff and retired Primary School Teachers. These items were remitted directly to various agencies of the State Government responsible for administering them while the remaining fund was utilised for the payment of Local Government salaries and allowances. However, all payments of 1st line charges and others are now done by Local Governments from June 2019 and this accounted for the sharp increase in the statutory allocation reported by the Local Governments and reduction in those of the 37 Local Council Development Areas.

During the earlier part of the year when 1st line charges were paid directly from JAAC on behalf of Local Governments and Local Council development Areas, the Ministry of Local Government & Chieftaincy Affairs which oversees JAAC did not inform Local Governments and Local Council Development Areas of the details of expenditure in the form of advice so that they can be aware of and appropriately account for it. Hence Local Governments & Local Council Development Areas only accounted for staff salaries & allowances paid to Local Government Staff as the Statutory Allocation received during this period.

As a result of the above, the amount of Statutory Allocation reported by each Local Government & Local Council Development Area does not represent the total statutory allocation received to JAAC. This is the case because 1st line charges which all Local Governments & Local Council Development Areas in the state are jointly responsible were paid directly from JAAC to beneficiaries without them being first received by Councils. However, the consolidated accounts incorporates the 1st line charges directly sent to relevant state agencies to be administered on the behalf of Local Governments and Local Council Development Areas and those received and accounted for by the Local Governments and Local Council Development Areas. The Consolidated Financial Statement accounts for the sum of \(\frac{\text{N38}}{38},649,696,283.39\) being the total allocation received from the Federation Accounts for year 2019.

12 REVENUE COLLECTED BY OGUN STATE GOVERNMENT ON BEHALF OF LOCAL GOVERNMENTS & LOCAL COUNCIL DEVELOPMENT AREAS

The Ogun State House of Assembly enacted several laws where some revenues of the Local Governments were to be collected by the State Government Agencies on behalf of the Local Governments for more efficient revenue collection. Apart from efficient collection of revenue, these laws were

meant to create friendlier economic environment by dealing with the issue of double taxation. Examples of such laws are the Ogun State Signage and Advertising Agency Law, 2008 which deals with outdoor advertising regulation and related matters. Another is the Ogun State Land Use and Amenities Charge Law, 2013 which deals with revenue on properties. Revenue from parks and garages which were part of Local Government levies are now being collected by the State Government.

These laws recognised the constitutional provisions on revenue collectable by each tier of government and made adequate provisions for sharing of the revenue generated by the agencies of the State Government on behalf of both the State and Local Governments.

However, it was observed that while the laws had become operational ever since and the State Agencies had commenced the collection of revenue as provided in the laws and the Local Government had withdrawn from collection of the revenue covered by the laws, which are constitutionally collectable by the Local Governments, the relevant provisions for the sharing and remittance of Local Government share of revenue collected were not complied with. No revenue was received either into the Ogun State Joint Account Allocation Committee (JAAC) or Local Governments Treasury in respect of revenue collected on her behalf since the laws became operational. For instance, section 13 of the Ogun State Signage and Advertising Agency Law provided for the setting up of a Fund Allocation Committee which shall determine the revenue to be allocated to the State and each Local Government Council from the revenue of the Agency. The same provision was made in the Land Use and Amenities Charge Law where Section 21(3) provides that the Commissioner for Finance shall, not later than ten (10) days from the beginning of each month, pay to each Local Government Council in the State a portion of the land Use and Amenities Charge Collection Fund attributable to each Local Government Area, net of cost of collection.

This office is of the opinion that the provisions of these laws should be complied with fully and all revenue generated on behalf of the Local Governments should be remitted to them. If this is done, it would go a long way to enhance the ability of Local Governments to deliver on its mandate to her inhabitants.

L. A. Mulero (CNA)

Auditor-General for Local Governments,

Ogun State.

15thDecember, 2020