



FEDERAL ROAD SAFETY CORPS

OFFICE OF THE CORPS LEGAL ADVISER

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FRSC/HQ/CLO/622/VOL.1/17

27 March, 2014

Falana & Falana's Chambers
Barristers, Solicitors,
Legal Consultants & Notary Public
22, Mediterrances Street,
Imani Estate, Off Shehu Shagari Way,
Maitama District,
Abuja.

RE: REQUEST FOR THE REPORT OF THE INVESTIGATION INTO THE UNLAWFUL KILLING OF PROFESSOR FESTUS IYAYI BY A VEHICLE IN THE CONVOY OF GOVERNOR IDRIS WADA OF KOGI STATE.

Your letter in respect of the above dated 12th February, 2014 refers.

2. Further to our earlier correspondence with your Chambers on the above, please find attached a Certified True Copy of the Preliminary Report on the Traffic Crash involving the convoy of Kogi State Governor that occurred on Tuesday, November 12, 2013 at Banda 7km from Lokoja International Market.

3. Please accept the warm assurances of the Corps Marshal and Chief Executive.

WOLE OLANIRAN Esq.
Assistant Corps Marshal
Corps Legal Adviser
For: Corps Marshal and Chief Executive

COMACE

PRELIMINARY REPORT ON THE TRAFFIC CRASH INVOLVING THE CONVOY OF KOGI STATE GOVERNOR THAT OCCURRED ON TUESDAY, NOVEMBER 12, 2013 AT BANDA 7KM FROM LOKOJA INTERNATIONAL MARKET

1. Introduction

Command	RS8.3, Kogi Sector Command, Kogi State
Time and Date	1100 hours on Tuesday, 12 th November, 2013
Location	Banda, about 7km from Lokoja International Market on Lokoja - Koton Karfe Road
Crash type	SPV
People involved	11 (10 adult males, 1 adult female)
People injured	10 (9 adult males, 1 adult female)
People killed	1 (1 adult male)
People unhurt	Nil
Vehicle #1	White Toyota Hiace Bus with reg. No BD357-USL driven by Bright Osifo
Owner/Operator #1	ASUU, UNIBEN Chapter
Operation #1	Passenger vehicle
Injury #1	1 fatality, 1 serious and 2 minor injuries
Vehicle #2	Black Toyota Hilux with detached reg. No and driven by Danladi Baba
Owner/Operator #2	Kogi State Government
Operation #2	Governor's Convoy pilot vehicle
Injury #2	All 7 occupants including the driver sustained minor injuries
Vehicle damage	Vehicle #1 sustained both contact and induced damages as a result of the collision with vehicle #2. The entire right side of the vehicle was untouched in the crash unlike the left side where the collision damage started at left end of the front bumper reinforcement running through the whole length of the side from the left front door. The left side view of V#1 show compressed vehicular parts with rugged tears, shattered windscreen, bent doors, displaced fuel filler cap cover, bent left rear rim with widely punctured tyre, and shattered side glasses.
Date of investigation	Wednesday, 13 th November, 2013
Investigators	DO Oriazowan (ARC) SCIO RS8.1, MI Lawal (ARC) SCIO RS8.1, Kogi
Summary	CNNjoku, MNSE HOS (AIA)

Description of location

2. Lokoja - Kotonkarfe route, a segment of the still under-construction Lokoja - Abuja Expressway, is a 4-lane, 2-way asphalt-paved highway with 6.1-meter-wide earthen median. At the vicinity of the crash site (Banda village, near NARTO Filling Station, the road is straight, flat and each roadway measured 7.5 meters-in-width with 2.1 meter-wide shoulders. However, the two vehicles (vehicle #1 and vehicle #2) were travelling in opposite directions in the northbound roadway due to the ongoing construction works on the road.

At the time of the crash, the weather was fine and the road surface dry.

Description of crash

On Tuesday, November 12, 2013, about 1100 hours, a white Toyota Hiace Bus (V#1) driven by Mr. Bright Osifo with 3 officials of Academic Staff Union of Universities (ASUU), UNIBEN chapter, Edo State including Prof. Festus Iyayi and Dr. Ngozi Iloh, was travelling in the outer traffic lane Lokoja - Koton Karfe road in the company of two other ASUU chapter vehicles en route to Kano for ASUU NEC meeting in view of the nationwide strike embarked by its members. At the same time, a black Toyota Hilux pick-up van (V#2) occupied seven Police Details and driven by one Danladi Baba was travelling southbound in the inner lane of the same northbound traffic roadway as one of the rear vehicles in the convoy of Kogi State Governor which departed Abuja en route to Lokoja same day. V#2, while on a high but determined speed was reported to have partially occupied the northbound lane thereby reducing the traffic space for oncoming vehicles and in the process sideswiped the left side of V#1. The crash killed one of the occupants of V1 and injured three others including the driver while all the occupants of V2 sustained minor injuries.

Post-impact positioning of the vehicles showed that V#1 rested 8m East of the crash point close to the fence of NARTO Filling Station while V#2 came to rest near a concrete electric pole 13m West of the crash point across the southbound roadway.

The ASUU UNIBEN Chapter was travelling in company of a black SUV from Delta State chapter and another Toyota Hiace bus from AAU chapter.

Conclusion

a. Findings

The weather and vehicle conditions did not contribute to the occurrence of this crash. Major safety issue identified in this investigation was failure of V#2's driver to completely move to his lane of travel despite the fact that the vehicles were confined to a two lane roadway.

b. Probable cause(s)

The FRSC Investigation Team (FIT) determines that the probable cause of the crash was the deliberate failure of V#2's driver to return fully or stick to his lane of travel. Contributing to the injury severity was speed, the direction of impact and one of V#1's body reinforcement materials which pierced through the heart area of the fatally injured. The Root cause was failure of the construction companies handling the Abuja - Lokoja Highway road project to provide adequate traffic guidance and channelization.

Recommendations

The FIT makes recommendations to Federal Ministry of Works/Federal Road Maintenance Agency, Governors' convoy, Construction companies handling Abuja - Lokoja road project and the Federal Road Safety Corps as follows:



Governors' Convoy

- ❖ Maintain adequate lane discipline and desist from running other vehicles off-road
- ❖ Liaise with FRSC for convoy drivers' proper orientation and enlightenment
- ❖ Regulate and enforce speed limit for your convoy drivers

To Road Authorities

- ❖ Instruct and ensure that adequate guidance and channelization of traffic is provided by the Construction firms
- ❖ Ensure the speedy completion of the construction of Abuja - Lokoja road

To Companies handling the construction of Abuja - Lokoja Highway

- ❖ Provide adequate traffic guidance and channelization.
- ❖ Accelerate the completion of Abuja - Lokoja highway road

To Federal Road Safety Corps

- ❖ Ensure Governors' convoys operate within the ambits of traffic laws
- ❖ Seek for more legal powers to bring convoy drivers to justice when involved in traffic infractions that may lead to crashes.

3. This is forwarded for your further directives, sir.

3. Thank you

Original report by

NAME: DO Oriazonwan

RANK: DRC

POSITION: SCIA, RS8.2 Kogi

SIGNATURE:

Summary by

NAME: CN Njoku

RANK: CC

POSITION: HOS (AIA)

SIGNATURE:

AUTHORIZED BY

NAME: EP Osawe

RANK: CC

POSITION: Ag.HOD (SED)

certify that this is a true copy of the above document

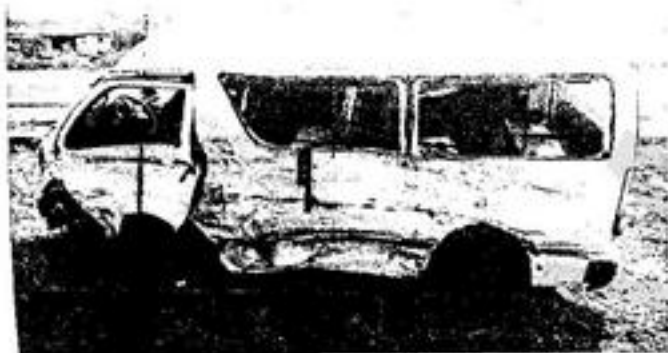
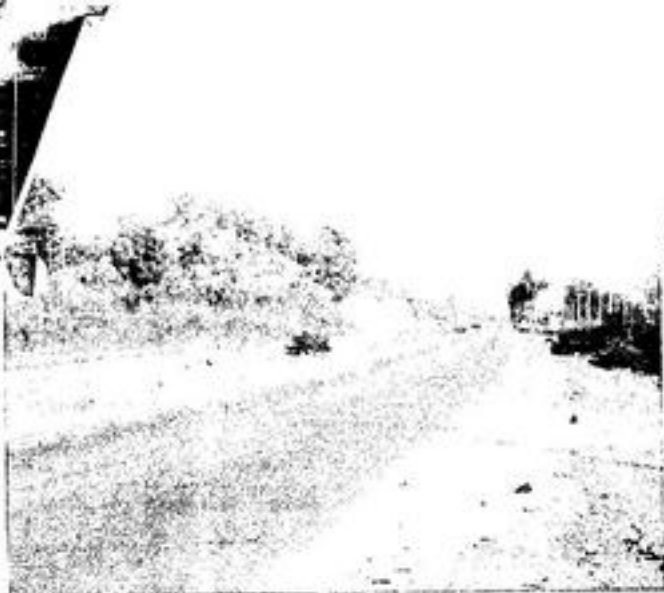
Name of certifying Officer: CC, Chukwuma N Njoku

Rank: Corps Commander

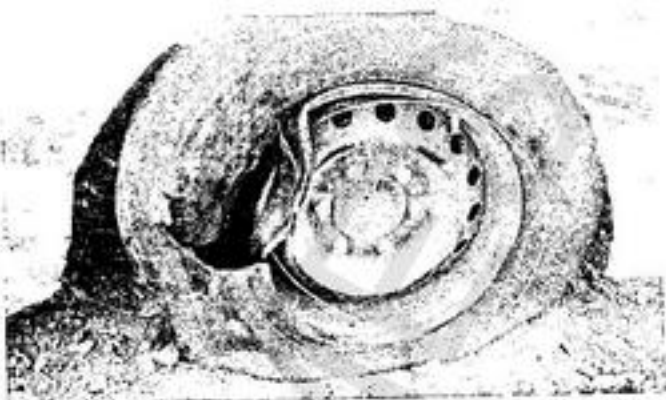
Designation: Head, Accident Investigation and Analysis

Fee: No fee charged

Signature & Date:  21/3/14



ASUU-UNIBEN
Safety Information
Federal and State Government
Investigation Agency



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