

Extraordinary



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A BILL

FOR

AN ACT TO MAKE PROVISIONS FOR THE RETIREMENT AGE FOR TEACHERS
IN NIGERIA AND FOR RELATED MATTERS, 2021

Sponsored by Hon. Adekoya Adesegun Abdel-Majid

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria-

- | | | |
|---|--|-------------------|
| 1 | 1. As from the commencement of this Act and without prejudice to | Retirement age |
| 2 | other requirements, the compulsory retiring age for Teachers in Nigeria | for Teachers in |
| 3 | shall be 65 years of age. | Nigeria |
| 4 | 2. A law or rule requiring a person to retire from the Public Service | Public Service |
| 5 | after 60 years of age shall not apply to Teachers in Nigeria. | rule not to apply |
| 6 | 3. This Bill may be cited as the Harmonised Retirement Age for | Citation |
| 7 | Teachers in Nigeria Bill, 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to make provisions for the retirement age for Teachers in
Nigeria.

A BILL

FOR

AN ACT TO AMEND THE MINERALS AND MINING ACT CAP. M12 LFN 1999
NO.34 AND FOR RELATED MATTERS

Sponsored by Hon. Olubunmi Tunji - Ojo

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follow:

- | | |
|--|--|
| <p>1 1. Section 2 of the principal Act is hereby amended by inserting</p> <p>2 subparagraph (q) which reads as follows:</p> <p>3 Attract Foreign Direct Investment (FDI) through a well-articulated</p> <p>4 and coordinated incentive to prospective investors.</p> | <p>Amendment of
Section 2</p> |
| <p>5 2. Section 25 is amended by inserting subsection (f) which shall</p> <p>6 read as follows:</p> <p>7 (a) Organized on a regular basis conferences, seminars and lectures</p> <p>8 to update small scale Miners with new and improved methods of small scale</p> <p>9 mining.</p> | <p>Amendment of
Section 25</p> |
| <p>10 3. Section 27(1), which reads "The Minister may, by notice</p> <p>11 published in the gazette, declare an area to be closed to prospecting</p> <p>12 generally or for a specific mineral for such period as he may specify in the</p> <p>13 notice".</p> <p>14 Is hereby amended to read "The Minister may, after due</p> <p>15 consultation with land owners and or occupiers, by notice published in the</p> <p>16 gazette, declare an area to be closed to prospecting generally or for a specific</p> <p>17 mineral for such period as he may specify in the notice."</p> | <p>Amendment of
Section 27</p> |
| <p>18 4. Section 29 (3) of the principal Act which reads "Subject to the</p> <p>19 provision of subsection (1) of this section, the Minister may permit the</p> <p>20 endorsement of the prospecting right or exclusive prospecting licence to</p> <p>21 include the mineral discovered".</p> | <p>Amendment of
Section 29 (3)</p> |

	1	Is hereby amended to read "Subject to the provision of subsection (1)
	2	of this section, the Minister shall permit the endorsement of the prospecting
	3	right or exclusive prospecting licence to include the mineral discovered".
Amendment of Section 104	4	5. Subsection I04(C) is amended by inserting paragraph (ii) which
	5	shall read as follows:
	6	Obtain the consent of the Community/Land owners).
Citation	7	6. This Bill may be cited as the Minerals and Mining Act
	8	(Amendment) Bill, 2021.

EXPLANATORY NOTE

This Bill seeks to amend the Minerals and Mining Act Cap. M12 LFN, 1999 No. 34 and to say that our Nation is blessed with abundant solid minerals; these minerals must be aggressively explored and exploited to reignite our manufacturing industry and create jobs for our youths.

The need therefore to attract foreign direct investment in this subsector cannot be over-emphasised.

This Bill also seeks among other things to encourage local and foreign investment in this subsector by amending the above sections of the Act that may be a hinderance or disincentive to the achievement of this purpose.

A BILL

FOR

AN ACT TO AMEND TERTIARY EDUCATION TRUST FUND (ESTABLISHMENT,
ETC) ACT 2011 AND FOR RELATED MATTERS

Sponsored by: Hon. Olubunmi Tunji - Ojo

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follow:

1 **1.** Section 4(d) which reads "a representative each from the Amendment of
2 Universities, Polytechnics and Colleges of Education; and." Section 4

3 Is hereby amended to read "a representative each from the
4 Universities, Polytechnics, Colleges of Education and College of
5 Agriculture."

6 **2.** Section 7(3), which reads "the distribution of funds shall be in Amendment of
7 the ratio of 2: 1: 1 as between Universities, Polytechnics and Colleges of Section 7
8 Education"

9 Is hereby amended to read "The distribution of funds shall be in the
10 ratio of 2: 1: 1: 1 as between Universities, Polytechnics, Colleges of
11 Education and Colleges of Agriculture".

12 **3.** Section 11(1a) which reads "for a first offence, to imprisonment Amendment of
13 for a term of 6 months or to a fine of up to N1,000,000.00 or both; and" Section 11

14 Is hereby amended to read "for a first offence, to imprisonment for
15 a term of 6 months or to a fine of up to N3,000,000.00 or both; and"

16 Section 11(1b] which reads "(b) for a second and subsequent
17 offence to imprisonment for a term of 12 months or to a fine of up to
18 N2,000,000.00 or both".

19 Is hereby amended to read "for a second and subsequent offence to
20 imprisonment for a term of 12 months or to a fine of up to N5,000,000.00 or
21 both".

Citation 1 **4.** This Bill may be cited as the Tertiary Education Trust Fund
2 (Amendment) Bill, 2021.

EXPLANATORY NOTE

This Bill seeks to amend Tertiary Education Trust Fund (Establishment, Etc.)
Act 2011.

NATIONAL ASSEMBLY HOSPITAL ABUJA
(ESTABLISHMENT, ETC) BILL, 2021
ARRANGEMENT OF CLAUSES

Clauses:

PART 1 - ESTABLISHMENT OF NATIONAL ASSEMBLY HOSPITAL, ABUJA,
AND IT'S BOARD OF MANAGEMENT

1. Establishment of National Assembly Hospital, Abuja
2. Establishment of the Board of Management of tile Hospital
3. Membership of the Board
4. Tenure of office
5. Cessation of membership
6. Allowances of members of the Board

PART II - FUNCTIONS AND POWERS OF THE BOARD

7. Functions of the Board
8. Powers of the Board

PART III - THE CHIEF MEDICAL DIRECTOR AND OTHER STAFF
OF THE HOSPITAL

9. Medical Director of the Hospital
10. Appointment of Directors and other staff of the Hospital
11. Service in the Hospital to be pensionable
12. Establishment of the Medical Advisory Committee, etc.

PART IV - FINANCIAL PROVISIONS

13. Funds of the hospital
14. Expenditure of the hospital
15. Power to accept gifts
16. Annual estimates and expenditure
17. Annual report
18. Power to borrow
19. Exemption from tax
20. Exemption from customs duties, etc.

PART V - GENERAL PROVISIONS

- 21. Removal and discipline of clinical; administrative; and technical staff
- 22. Discipline of junior staff

PART VI - MISCELLANEOUS PROVISIONS

- 23. Regulations
- 24. Interpretation
- 25. Short title
- Schedule

A BILL

FOR

AN ACT TO ESTABLISH THE NATIONAL ASSEMBLY HOSPITAL, ABUJA TO TAKE OVER THE FUNCTIONS OF THE NATIONAL ASSEMBLY CLINIC AND PROVIDE FULL SCALE HOSPITAL SERVICES TO THE NATIONAL ASSEMBLY COMMUNITY AND RENDER EMERGENCY HEALTHCARE TO NEIGHBOURING POPULATIONS; AND FOR RELATED MATTERS

Sponsored by Hon. Robert A. Tyough, Hon. Danladi Baido

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1 PART 1 - ESTABLISHMENT OF THE NATIONAL ASSEMBLY HOSPITAL, 2 ABUJA, AND ITS BOARD OF MANAGEMENT

3 1.-(1) There is established the National Assembly Hospital, Abuja Establishment of
4 (in this Bill Referred to as "the Hospital"). National Assembly
Hospital, Abuja

5 (2) the Hospital:

6 (a) shall be a body corporate;

7 (b) may sue or be sued in its corporate name;

8 (c) shall have perpetual succession and a common seal

9 2. There shall be established for the management of the Hospital, a Establishment
10 Board of Management (in this Bill referred to as "Board") which shall be of the Board of
11 constituted and have the functions and powers set out in this Bill. Management of
the Hospital
Membership of
the Board

12 3.-(1) The Board shall consist of:

13 (a) President of the Senate to serve as Chairman;

14 (b) Speaker, House of the Representatives to serve as Alternate

15 Chairman;

16 (c) the Chief Medical Director of the Hospital;

17 (d) the Director of Clinical services;

Membership of
the Board

	1	(e) the Director of Administration who shall also serve as Secretary;
	2	(f) the Director of Finance;
	3	(g) the Director of Maintenance;
	4	(h) Chairman, Senate Committee on Health;
	5	(i) Chairman House Committee on Health;
	6	(j) the Clerk to the National Assembly; and
	7	(k) Such other person(s) as may be appointed by the Senate President
	8	in consultation with the Speaker, House of Representative as member of the
	9	Board.
	10	(2) The supplementary provisions set out in the schedule to this Bill
	11	shall have effect with respect to the proceedings of the Board and other matters
	12	contained therein.
Tenure of office	13	4. Subject to the provisions of Section 5 of this Bill, a member of the
	14	Board other than ex-officio member shall each hold office:
	15	(a) for a term of four years in the first instance and may be re-
	16	appointed for another term of four years and no more; and
	17	(b) on such terms and conditions as may be specified in their letters of
	18	Appointment.
Cessation of membership	19	5.-(1) Notwithstanding the provisions of section 4 of this Bill, a
	20	person shall cease to hold office as a member of the Board if:
	21	(a) he becomes bankrupt, suspends payment or compounds with his
	22	creditors;
	23	(b) he is convicted of a felony or any offence involving dishonesty or
	24	fraud;
	25	(c) he becomes of unsound mind or is incapable of carrying out his
	26	duties;
	27	(d) he is guilty of a serious misconduct in relation to his duties; or
	28	(e) in the case of a person possessed of professional qualification, he
	29	is disqualified or suspended, other than at his own request, from practising his
	30	profession in any part of the world by an order of a competent authority made in

1 respect of that member; or

2 (f) he resigns his appointment by a letter addressed to the Chairman
3 of the Board.

4 (2) if a person ceases to be a member of the Board for any reason
5 whatsoever, before the expiration of the term for which he is appointed,
6 another person representing the same official capacity or interest that he
7 represents shall be appointed to the Board for the unexpired term.

8 (3) A member of the Board may be removed by a resolution
9 supported by two-thirds majority votes of members of Board upon a motion
10 raised by a member of the Board that it is not in the interest of the Hospital
11 that the member continues in office.

12 6. There shall be paid to every member of the Board such
13 allowances and expenses as the National Assembly may, from time to time,
14 direct.

Allowances of
members of the
Board

15 PART II - FUNCTIONS AND POWERS OF THE BOARD

16 7.-(1) The Board shall:

Functions of the
Board

17 (a) equip, maintain and operate the Hospital so as to provide
18 facilities for diagnosis, curative, promotive and rehabilitative services in
19 medical treatment;

20 (b) construct, equip, maintain and hospital premises as the Board
21 considers necessary for providing the healthcare services at all times with
22 competent staff, technicians and nurses;

23 (c) construct, equip, maintain and operate such clinics, out-patient
24 departments, laboratories, research or experimental stations and other like
25 institutions as the Board considers necessary for the efficient functioning of
26 the Hospital.

27 (2) The Board shall ensure excellence at all hospital establishments
28 under its control and further ensure that the standards of treatment and care
29 provided for patients at those establishments do not fall below those usually
30 provided by similar establishments of international repute.

Powers of the
Board

1 (3) Subject to the provisions of this Bill, the Board shall perform such
2 other functions which in its opinion are calculated to facilitate the carrying out
3 of its functions under this Bill.

4 **8.** The Board shall have power to:

5 (a) provide the general policies and guidelines relating to major
6 expansion programmes of the Hospital;

7 (b) manage and superintend the affairs of the Hospital;

8 (c) subject to the provisions of this Bill, make, alter and revoke rules
9 and regulations for carrying on the functions of the Hospital;

10 (d) fix terms and conditions of service, including remuneration of the
11 employees of the Hospital;

12 (e) approve the acquisition of land or buildings or equipment needed
13 for the operation of the Hospital established under this Bill; and

14 (f) do such other things which in the opinion of the Board are
15 necessary to ensure the efficient performance of the functions of the Hospital.

16 PART III - THE CHIEF MEDICAL DIRECTOR AND OTHER STAFF

17 OF THE HOSPITAL

Medical Director
of the Hospital

18 **9.-(1)** There shall be for the Hospital a Chief Medical Director who
19 shall be appointed by the President of the Senate in consultation with the
20 Speaker, House of Representatives and on such terms and conditions as may be
21 specified in his letter of appointment or as may be determined, from time to
22 time by the Board.

23 (2) The Chief Medical Director shall:

24 (a) be the Chief Executive and Chief Accounting Officer of the
25 Hospital;

26 (b) be responsible to the Board for the day-to-day administration of
27 the Hospital;

28 (c) be appointed for a term of four years in the first instance and may,
29 subject to satisfactory performance, be re-appointed for a further term of four
30 years and no more;

1 (d) be a person who is a medical practitioner and must have been so
2 satisfied for a period of not less than 15 years;

3 (e) have considerable administrative experience in matters of
4 health;

5 (f) hold a post-graduate specialist qualification obtained not less
6 than ten years prior to his appointment as Chief Medical Director.

7 **10.-(1)** The President of Senate shall, in consultation with the
8 Speaker, House of Representatives appoint for the Hospital:

Appointment of
Directors and
other staff of the
Hospital

9 (a) a Director of Administration, who shall possess such
10 qualifications as determined by the Board and shall:

11 (i) be responsible to the Chief Medical Director for the effective
12 functioning of all the administrative divisions of the hospital;

13 (ii) conduct the correspondence of the Board and keep the records
14 of the hospital; and

15 (iii) perform such other functions as the Board or the Chief Medical
16 Director, as the case may be, may, from time to time, assign to him;

17 (b) a Director of Clinical Services;

18 (c) a Director of Finance;

19 (d) a Director of Maintenance.

20 (2) The Directors appointed under paragraphs (b), (c) and (d) of
21 subsection (1) of this section shall each be responsible to the Chief Medical
22 Director for the effective running of the clinical services, the finance and
23 accounts and the co-ordination of the maintenance of the Hospital, as the
24 case may be.

25 (3) The Board shall appoint for the hospital such number of
26 employees as may in the opinion of the Board be expedient and necessary for
27 the proper and efficient performance of the functions of the hospital.

28 (4) Notwithstanding the provisions of subsections (1) and (2) of
29 this section, the Board shall have power to appoint for the Hospital, such
30 number of employees as may, in the opinion of the Board, be required to

1 assist the Hospital in the discharge of any of its functions under this Bill.

2 (5) The terms and conditions of service (including remuneration,
3 allowances, benefits and pensions) of the employees of the hospital shall be as
4 determined by the Board.

Service in the
Hospital to be
pensionable

5 11.-(1) Service in the Hospital shall be approved service for the
6 purposes of the Pensions Reform Act.

7 (2) The officers and other persons employed in the Hospital shall be
8 entitled to pensions, gratuities and other retirement benefits as are enjoyed by
9 persons holding equivalent grades in the civil service of the Federation.

10 (3) Nothing in subsections (1) and (2) of this section shall prevent the
11 appointment of a person to any office on terms which preclude the grant of
12 pension and gratuity in respect of that office.

13 (4) For the purposes of the application of the provisions of the
14 Pensions Reform Act, any power exercisable thereunder by the Minister or
15 other authority of the Government of the Federation, other than the power to
16 make regulations thereunder, is hereby vested in and shall be exercisable by the
17 Board, and not by any other person or authority.

Establishment
of the Medical
Advisory
Committee, etc.

18 12.-(1) There shall be for the Hospital, a Medical Advisory
19 Committee which shall:

20 (a) consist of a Chairman, who shall be the Director Clinical Services
21 and such number of other members as may be determined from time to time by
22 the Board;

23 (b) be responsible to the Chief Medical Director for all the clinical and
24 internship activities of the hospital; and

25 (c) be appointed by the Board.

26 (2) Subject to the provisions of this Bill, the Board shall have power to
27 appoint either directly or on secondment and discipline consultants holding or
28 Billing in any office in the Hospital; and any such appointment shall be made
29 having due regard to the approved personnel establishment of the Hospital.

30 (3) Notwithstanding anything to the contrary, the Board may, from

1 time to time, appoint consultants outside the hospital to perform such
2 medical duties as the Board or the Chief Medical Director may assign to
3 such consultants.

4 PART IV - FINANCIAL PROVISIONS

5 13. There shall be established and maintained for the Hospital a Funds of the
6 fund into which shall be paid and credited: Hospital

7 (a) all subventions and budgetary allocation from the Government
8 of the federation;

9 (b) all fees and funds accruing from the sale of drugs and other
10 services;

11 (c) all sums accruing to the hospital by way of gifts, endowments,
12 requests, grants or other contributions by persons and organisations;

13 (d) foreign aid and assistance from bilateral agencies; and

14 (e) all other sums which may, from time to time, accrue to the
15 hospital provided that no foreign aid or donations from whichever source
16 shall require the Hospital to conform to certain pre-conditions determined
17 by the Board to be contrary to the function of the Hospital under this Bill.

18 14. The Hospital shall, from time to time, apply the funds at its Expenditure of
19 disposal to: the Hospital

20 (a) the cost of administration and maintenance of the Hospital;

21 (b) publicise and promote the activities of the Hospital;

22 (c) pay allowances, expenses and other benefits of members of the
23 Board committees of the Board;

24 (d) pay the salaries, allowances and benefits of employees of the
25 Hospital;

26 (e) pay other overhead allowances, benefits and other
27 administrative costs of the hospital; and

28 (f) undertake such other activities as are connected with all or any
29 of the functions of the hospital under this Bill.

Power to accept gifts	1	15.-(1) The Hospital may accept gifts of land, money or other
	2	property on such terms and conditions, if any, as may be specified by the person
	3	or organisation making the gift.
	4	(2) The Hospital shall not accept any gift if the conditions attached by
	5	the person or organisation making the gift are inconsistent with the functions of
	6	the Hospital under this Bill.
Annual estimates and expenditure	7	16.-(1) The Board shall, not later than 30 September in each year,
	8	submit to the President of the Senate through the respective Senate and House
	9	Committee on Health an estimate of the expenditure and income of the
	10	Hospital during the next succeeding year.
	11	(2) The Board shall cause to be kept proper accounts of the Hospital in
	12	respect of each year and proper records in relation thereto and shall cause :he
Annual Report	13	accounts to be audited not later than six months after the end of each fear by
	14	auditors appointed from the list and in accordance with the guidelines supplied
	15	by the Auditor-General for the Federation .
	16	17. The Hospital shall prepare and submit to the Board, not later than
	17	30 June in each year, a report in such form as the Board may direct on the
	18	activities of the Hospital during the immediately preceding year, and shall
Power to borrow	19	inc lude in the report a copy of the audited accounts of the hospital for that year
	20	and the auditor's report thereon.
	21	18.-(1) The Hospital may, from time to time, borrow by overdraft or
	22	otherwise such sums as it may require for the performance of its functions
	23	under this Bill.
	24	(2) The Hospital shall not, without the approval of the Board, borrow
Exemption from tax	25	money which exceeds, at any time, the limit set by the Board.
	26	(3) Notwithstanding subsection (I) of this section, where the sum to be
	27	borrowed is in foreign currency, the hospital shall not borrow the sum without
	28	the prior approval of the Board.
	29	19.-(1) The Hospital shall not pay income tax on any income derived

1 by the hospital under this Bill or accruing to it from any of its activities or
2 investments.

3 (2) Accordingly, the provisions of any enactment relating to the
4 taxation of companies or trust funds shall not apply to the funds of the
5 Hospital.

6 **20.** The Hospital shall not pay customs duty on or be restricted or
7 duties, prohibited from importing any equipment, material, supply and any
8 other thing required by the Hospital for the purposes of this Bill.

Exemption from
customs duties, etc.

9 PART V - GENERAL PROVISIONS

10 **21.**-(1) If it appears to the Board that there are reasons for believing
11 that any person employed as a member of the clinical, administrative or
12 technical staff of the Hospital, other than the Chief Medical Director, should
13 be removed from his office or employment, the Board shall require the
14 Director of Administration to-

Removal and
discipline of
clinical,
administrative
and technical staff

15 (a) give notice of those reasons to the person in question;

16 (b) afford him an opportunity of making representations in person
17 on the matter to the Board; and

18 (c) if the person in question so requests within a period of 1 month
19 beginning with the date of the notice, make arrangements for:

20 (i) a committee to investigate the matter and report on it to the
21 Board; and

22 (ii) the person in question to be afforded an opportunity of
23 appearing before and being heard by an investigating committee set up with
24 respect of the matter, and if the Board, after considering the report of the
25 investigating committee, is satisfied that the person in question should be
26 removed as aforesaid, the Board may so remove him by a letter signed on the
27 direction of the Board.

28 (2) The Chief Medical Director may, in a case of misconduct by a
29 member of the staff which in the opinion of the Chief Medical Director is
30 prejudicial to the interest of the hospital, suspend any such member and any

1 such suspension shall forthwith be reported to the Board.

2 (3) For good cause, any member of staff may be suspended from his
3 duties or his appointment may be terminated, or he may be dismissed by the
4 Board and for the purposes of this section, "good cause" means:

5 (a) a conviction for any offence which the Board considers to be such
6 as to render the person concerned unfit for the discharge of the functions of his
7 office; or

8 (b) any physical or mental incapacity which the Board, after obtaining
9 medical advice, considers to be such as to render the person concerned unfit to
10 continue to hold his office;

11 (c) conduct of a scandalous or other disgraceful nature which the
12 Board considers to be such as to render the person concerned unfit to continue to
13 hold his office;

14 (d) conduct which the Board considers to be such as to constitute a
15 failure or inability of the person concerned to discharge the functions of his
16 office to comply with the terms and conditions of his service; or

17 (e) Any person suspended shall, subject to subsections (2) and (3) of
18 this section be on half pay and the Board shall before the expiration of a period
19 of three months after the date of such suspension consider the case against that
20 person and come to a decision as to:

21 (a) whether to continue the person's suspension and if so, on what
22 terms (including the proportion of his emoluments to be paid to him); or

23 (b) whether to reinstate the person, in which case the Board shall
24 restore his full emoluments to him with effect from the date of suspension; or

25 (c) whether to terminate the appointment of the person concerned, in
26 which case he shall not be entitled to the proportion of his emoluments
27 withheld during the period of suspension; or

28 (d) whether to take such lesser disciplinary action against the person
29 (including the restoration of his emoluments that might have been withheld), as
30 the Board may determine, and in any case where the Board, pursuant to this

1 section, decides to continue a person's suspension or decides to take further
2 disciplinary action against a person, the Board shall before the expiration of
3 a period of three months from such decision come to a final determination in
4 respect of the case concerning any such person.

5 (5) It shall be the duty of the person by whom a letter of removal is
6 signed in pursuance of subsection (1) of this section to use his best
7 endeavours to cause a copy of the letter to be served as soon as reasonably
8 practicable in the person to whom it relates.

9 (6) Nothing in the foregoing provisions of this section shall
10 preclude the Board from making such regulations not inconsistent with the
11 provisions of this Bill for the discipline of students and all other categories
12 of employees of the hospital as the Board may prescribe.

13 (7) Regulations made under subsection (6) of this section need not
14 be published in the in the Federal Gazette but the Board shall cause them to
15 be brought to the notice of all affected persons in such manner as it may,
16 from time to time, determine.

17 **22.-(1)** If any junior staff is accused of misconduct or inefficiency,
18 the Chief Medical Director may suspend him for not more than a period of 3
19 months and shall direct a committee to:

Discipline of
junior staff

20 (i) consider the case; and

21 (ii) make recommendations as to the appropriate action to be taken
22 by the Chief Medical Director.

23 (2) In all cases under this section of this Bill, the officer shall be
24 informed that the charge against him and given a reasonable opportunity to
25 defend himself.

26 (3) The Chief Medical Director may, after considering the
27 recommendation made pursuant to subsection (1) (b) of this section,
28 dismiss, or take such her disciplinary action against the officer concerned.

29 (4) Any person aggrieved by a decision of the Chief Medical
30 Director made under subsection (3) of this section may, within a period of 21

	1	days from the date of the letter communicating the decision to him, address a
	2	petition to the Board to reconsider his case.
	3	PART VI - MISCELLANEOUS
Regulations	4	23.-(1) The Board shall adopt such guidelines pursuant to the
	5	provisions of this Bill and published same to guide the administration and
	6	management of the hospital and its personnel.
Interpretation	7	24. In this Bill, unless the context otherwise requires-
	8	"Board" means the Board of Management of the hospital;
	9	"chairman" means the chairman of the Board;
	10	"functions" include powers and duties; "hospital" means the National
	11	Assembly Hospital, Abuja;
	12	"junior staff" means staff of such grade 35 may be determined, from time to
	13	time, by the Board.
Short title	14	25. This Bill may be cited as the National Assembly Hospital
	15	(Establishment, Etc.) Bill, 2021.
	16	SCHEDULE
	17	[Section 3 2).]
	18	SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.
	19	<i>Proceedings of the Board</i>
	20	1.-(1) Subject to this Bill and section 27 of the Interpretation Act, the
	21	Board may make standing orders regulating its proceedings or those of any of
	22	its committees.
	23	(2) The quorum of the Board shall be the chairman or the person
	24	presiding at the meeting and 5 other members of the Board, and the quorum of
	25	any committee of the Board shall be as determined by the Board.
	26	2.-(1) The Board shall meet whenever it is summoned by the
	27	chairman and the chairman is required to do so by notice given to him by not
	28	less than other members, he shall summon a meeting of the Board to be held
	29	within 14 days from the date on which the notice is given.
	30	(2) At any meeting of the Board, the chairman shall preside but if he is

1 consent, the members present at the meeting shall appoint one of their
2 member to preside at the meeting.

3 (3) Where the Board desires to obtain the advice of any person on a
4 particular matter, the Board may co-opt him to the Board for such period as it
5 deems fit, but a person who is in attendance by virtue of this sub-paragraph
6 shall not be entitled to vote at any meeting of the Board and shall not count
7 towards a quorum.

8 *Committees*

9 3.-(1) The Board may appoint one or more committees to carry out,
10 on behalf of the Board, such functions as the Board may determine.

11 (2) A committee appointed under this paragraph shall consist of
12 such number of persons as may be determined by the Board and a person
13 shall hold office on the committee in accordance with the terms of his
14 appointment.

15 (3) A decision of a committee of the Board shall be of no effect until
16 it is confirmed by the Board.

17 *Miscellaneous*

18 4.-(1) The fixing of the seal of the Hospital shall be authenticated
19 by the signatures of the Chairman, the Chief Medical Director or any person
20 generally or specifically authorised by the Board that purpose.

21 (2) Any contract or instrument which, if made or executed by a
22 person not being a body corporate, would not be required to be under seal
23 may be made or executed on behalf of the Hospital by the Chief Medical
24 Director or any person generally or specifically authorised by the Board to
25 act for that purpose.

26 (3) A document purporting to be a document duly executed under
27 the seal of the hospital shall be received in evidence and shall, unless and
28 until the contrary is proved, be presumed to be so executed.

29 (5) The validity of any proceedings of the Board or of a committee
30 shall not be adversely affected by:

- 1 (a) a vacancy in the membership of the Board or committee;
- 2 (b) a defect in the appointment of a member of the Board or
- 3 committee; or
- 4 (c) reason that a person not entitled to do so took part in the
- 5 proceedings of the Board or committee.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the National Assembly Hospital, Abuja to take over the functions of the National Assembly Clinic to provide full scale hospital services comprising outpatient work -place Medicare, medical laboratory services, specialist care that includes internal medicine, family medicine, radiology, ophthalmology , Dentistry, public health and emergency medical services to the National Assembly community and neighbouring populations.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION, FEDERAL REPUBLIC OF NIGERIA,
1999 AND FOR RELATED MATTERS

Sponsored by Hon. Kwewum Rimamnde Shawulu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

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1. The Constitution, Federal Republic of Nigeria, 1999 (as amended), Cap. C23, Laws of the Federation of Nigeria, 2004 (in this Bill referred to as "the Principal Act") is hereby amended as set out in this Bill.

2. Sub-section (2) of Section 68 of the Principal Act is amended by completely deleting or expunging it from the provision.

3. Sub-section (2) of Section 109 of the Principal Act is amended by completely deleting or expunging it from the provision.

4. This Bill may be cited as the Constitution of the Federal Republic of Nigeria, 1999 (Amendment) Bill, 2021.
- Amendment of
Cap. C23,
LFN, 2004

Commencement

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to completely delete and/ or expunge the provision of Section 68(2), as well as Section 109(2) of the Constitution of the Federal Republic of Nigeria, 1999.

A BILL

FOR

AN ACT TO AMEND SECTION 68(1) OF THE CONSTITUTION OF THE
FEDERAL REPUBLIC OF NIGERIA, 1999, CAP C23, LAWS OF THE
FEDERATION OF NIGERIA, 2004 AND FOR RELATED MATTERS

Sponsored by Hon. Kwewum Rimamnde Shawulu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

- 1 **1.** The Constitution of the Federal Republic of Nigeria, 1999, Cap
2 C23, Laws of the Federation of Nigeria, 2004 (hereinafter referred to as "the
3 Principal Act") is hereby amended as set out in this section. Amendment of
Constitution of
the Federal Republic
of Nigeria, 1999,
Cap. C23 LFN,
2004
- 4 **2.** Section 68(1) of the Principal Act is hereby amended by adding
5 a Paragraph (i) immediately after the existing paragraph (h) thereof thus: Amendment of
Section 68(1)
- 6 **3.** Section 68(1)(i): "he dies during the continuance of his tenure or
7 term of office, in which case the Independent National Electoral
8 Commission shall not be required to conduct a bye election to fill the
9 vacancy, but shall ask the political party which sponsored him at the main
10 election to nominate and forward to it, a replacement for the deceased
11 member of the Senate or of the House of Representatives".
- 12 **4.** Section 109(1) of the Principal Act is hereby amended by Amendment of
Section 109(1)
13 adding a Paragraph (i) immediately after the existing paragraph (h) thereof
14 thus:
- 15 **5.** Section 109(1)(i): "he dies during the continuance of his tenure
16 or term of office, in which case the Independent National Electoral
17 Commission shall not be required to conduct a bye election to fill the
18 vacancy, but shall ask the political party which sponsored him at the main
19 election to nominate and forward to it, a replacement for the deceased
20 member of the State House of Assembly".

Citation 1 **6.** This Bill may be cited as the Constitution of the Federal Republic of
 2 Nigeria (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend Sections 68(1), and 109(1) of the Constitution of the Federal Republic of Nigeria, Cap. C23, Laws of the Federation of Nigeria, 2004 by making the Independent National Electoral Commission (INEC) to accept nominations by political parties, rather than conduct bye elections, for replacement of a deceased member of the Senate or of the House of Representatives as well as members of State Houses of Assembly.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION, FEDERAL REPUBLIC OF NIGERIA,
1999 AND FOR RELATED MATTERS

Sponsored by Hon. Kwewum Rimamnde Shawulu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

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1. The Constitution, Federal Republic of Nigeria, 1999 (as

amended), Cap. C23, Laws of the Federation of Nigeria, 2004 (in this Bill

referred to as "the Principal Act") is hereby amended as set out in this Bill.

Paragraphs (c) of sub-section (5) of Section 315 of the Principal

Act is amended by completely deleting or expunging it from the provision.

This Bill may be cited as the Constitution of the Federal

Republic of Nigeria, 1999 (Amendment) Bill, 2021.
- Amendment of

1999 Constitution,

Cap. C23 LFN,

2004

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to completely delete and/or expunge the provision of Section
315(5) (c) of the Constitution of the Federal Republic of Nigeria, 1999.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION, FEDERAL REPUBLIC OF NIGERIA,
1999 AND FOR RELATED MATTERS

Sponsored by Hon. Kwewum Rimamnde Shawulu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

1 **1.** The Constitution, Federal Republic of Nigeria, 1999 (as
2 amended), Cap. C23, Laws of the Federation of Nigeria, 2004 (in this Bill
3 referred to as "the Principal Act") is hereby amended as set out in this Bill.

Amendment of
1999 Constitution
Cap. C23 LFN,
2004

4 **2.** Sub-section (1) of Section 144 of the Principal Act is amended
5 by adding paragraphs (c), (d) and (e) to the existing paragraphs (a) and (b)
6 thus:

7 **3.** Section 144(1) (c): "the President or Vice President becomes a
8 member of a political party other than that which sponsored him, before the
9 expiration of the tenure for which he was elected; or

10 **4.** Section 144(1)(d): "the President or Vice President whose
11 election was sponsored by a political party both become a member of
12 another political party before the expiration of the tenure for which they
13 were elected; Provided that their membership of the latter political party is
14 not as a result of the fact that the political party that sponsored him has
15 merged with one or more political parties, or as a result of divisions or
16 factions within the political party that sponsored them".

17 **5.** Section 144(1)(e): "in the event that the President ceases to hold
18 office by reason of paragraphs (c) and (d) of sub-section (1) of this Section,
19 the Vice President who did not defect or cross carpet with the President, but
20 remained in the political party that sponsored him, shall take over office as

1 President and shall serve out the remainder of his tenure with the former
2 President".

3 **6.** Sub-section (1) of Section 189 of the Principal Act is amended by
4 adding a paragraph (c) to the existing paragraphs (a) and (b) thus:

5 **7.** Section 189(1)(c): "the Governor or Deputy Governor of a State
6 becomes a member of a political party other than that which sponsored him,
7 before the expiration of the tenure for which he was elected, Provided that the
8 political party that sponsored him has not merged with one or more political
9 parties. and there are no divisions or factions within the political party that
10 sponsored him.

Citation

11 **8.** This Bill may be cited as the Constitution of the Federal Republic of
12 Nigeria, 1999 (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend Section 144(1) as well as Section 189(1) of the Constitution of the Federal Republic of Nigeria, 1999 to check incidents of defections, that is, cross carpeting and abandoning the political party that sponsored a President, Vice President, Governor or Deputy Governor (as the case may be) for another political party, in the absence of a merger of political parties; division or factions within the sponsoring political party.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION, FEDERAL REPUBLIC OF NIGERIA,
1999 AND FOR RELATED MATTERS

Sponsored by Hon. Kwewum Rimamnde Sbawulu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

- 1 **1.** The Constitution, Federal Republic of Nigeria, 1999 (as
2 amended), Cap. C23, Laws of the Federation of Nigeria, 2004 (in this Bill
3 referred to as "the Principal Act") is hereby amended as set out in this Bill.
- 4 **2.** Paragraphs (a), (b) and (c) of sub-section (l) of Section 308 of
5 the Principal Act is amended by replacing and collapsing them into a single
6 Paragraph (a) to read as follows:
- 7 **3.** Section 308(1)(a): "no civil or criminal proceedings shall be
8 instituted or continued in any court against a person to whom this section
9 applies on account of things done or actions taken relating to his duties
10 during his period of office".
- 11 **4.** The proviso to Section 308(1) of the Principal Act is amended
12 "provided that such actions do not relate to or bother on crimes such as
13 corruption, murder, treason, or other crimes that may be committed by him
14 as an individual, whether or not it occurs during or his period of office".
- 15 **5.** This Bill may be cited as the Constitution of the Federal
16 Republic of Nigeria, 1999 (Amendment) Bill, 2021.

Amendment of
1999 Constitution
Cap. C23 LFN,
2004

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to provide for immunity and make the category of persons named and/ or referred to in sub-section 3 of Section 308 of the 1999 Constitution not subject to legal proceedings, whether civil or criminal, during their period of office, provided that such actions or offences do not relate to or bother on acts of corruption, murder, treason, or other (personal) crimes committed by them as individuals, whether in or out of office.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999 (AS AMENDED) TO, AMONGST OTHERS, TRANSFER THE SUBJECT MATTER OF DRUGS AND POISONS FROM THE EXCLUSIVE LEGISLATIVE LIST SET OUT UNDER PART I OF THE SECOND SCHEDULE TO THE CONCURRENT LEGISLATIVE LIST SET OUT UNDER PART II OF THE SECOND SCHEDULE AND FOR RELATED MATTERS

Sponsored by Hon. Garba Datti Muhammad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

- 1 **1.** The Constitution of the Federal Republic of Nigeria 1999 (in
2 this Bill referred to as "the Principal Act") is amended as follows: Alteration of
Part I of the Second
Schedule to the
Constitution
- 3 (1) By deleting Item 21 of the Exclusive Legislative List at Part I of
4 the Second Schedule;
- 5 (2) By renumbering Items 22 to 68 of the Exclusive Legislative
6 List at Part I of the Second Schedule as the new Items 21 to 67 thereof
7 respectively.
- 8 **2.** The Principal Act is amended as follows: Alteration of
Part II of the Second
Schedule to the
Constitution
- 9 (1) By inserting the following new paragraph 11 in the Concurrent
10 Legislative List at Part II of the Second Schedule to the Constitution:
- 11 "The National Assembly may make laws for the Federation or any
12 part thereof with respect to drugs and poisons";
- 13 (2) By inserting the following new paragraph 12 in the Concurrent
14 Legislative List at Part II of the Second Schedule to the Constitution:
- 15 "A House of Assembly may, subject to paragraph 21, make laws for
16 that State with respect to drugs and poisons";
- 17 (3) By renumbering paragraphs 12 to 30 of the Concurrent

1 Legislative List at Part I of the Second Schedule as the new paragraphs 13 to 32
2 thereof respectively.

Citation 3 **3.** This Bill may be cited as the Constitution of the Federal Republic
4 of Nigeria 1999 (Alteration) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria 1999 (as amended) to, amongst others, transfer the subject matter of drugs and poison from the exclusive legislative list set out under Part I of the Second Schedule to the Concurrent Legislative List set out under Part II of the Second Schedule and enable States to regulate drugs and poisons within their states.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999 (AS AMENDED) TO, AMONGST OTHERS, TRANSFER THE SUBJECT MATTER OF RAILWAY FROM THE EXCLUSIVE LEGISLATIVE LIST SET OUT UNDER PART I OF THE SECOND SCHEDULE TO THE CONCURRENT LEGISLATIVE LIST SET OUT UNDER PART II OF THE SECOND SCHEDULE AND FOR RELATED MATTERS

Sponsored by Hon. Garba Datti Muhammad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

- 1 **1.** The Constitution of the Federal Republic of Nigeria 1999 (in
2 this Bill referred to as "the Principal Act") is amended as follows: Alteration of
Part I of the
Second Schedule
to the Constitution
- 3 (1) By deleting Item 55 of the Exclusive Legislative List at Part I of
4 the Second Schedule;
- 5 (2) By renumbering Items 56 to 68 of the Exclusive Legislative
6 List at Part I of the Second Schedule as the new Items 55 to 67 thereof
7 respectively.
- 8 **2.** The Principal Act is amended as follows: Alteration of
Part II of the
Second Schedule
to the Constitution
- 9 (1) By inserting the following new paragraph 21 in the Concurrent
10 Legislative List at Part II of the Second Schedule to the Constitution:
- 11 "The National Assembly shall have power to make laws for the
12 establishment, management and regulation of railway transport and stations
13 throughout the Federation".
- 14 (2) By inserting the following new paragraph 22 in the Concurrent
15 Legislative List at Part II of the Second Schedule to the Constitution:
- 16 "Nothing in paragraph 21 hereof shall preclude a House of
17 Assembly from making laws for that State for the establishment,

1 management and regulation of railway transport and stations in the State".

2 (3) By renumbering paragraphs 21 to 30 of the Concurrent Legislative
3 List at Part I of the Second Schedule as the new paragraphs 23 to 32 thereof
4 respectively.

Citation

5 **3.** This Bill may be cited as the Constitution of the Federal Republic of
6 Nigeria 1999 (Alteration) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria 1999 (as amended) to, amongst others, transfer the subject matter of railway from the Exclusive Legislative List set out under Part I of the Second Schedule to the Concurrent Legislative List set out under Part II of the Second Schedule and enable States to establish and regulate railway transport and stations within their states.

A BILL

FOR

AN ACT TO AMEND SECTION 67(1) OF THE CONSTITUTION OF THE
FEDERAL REPUBLIC OF NIGERIA, 1999 AND FOR RELATED MATTERS

Sponsored by Hon. O. K. Chinda

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

- 1 **1.** The Constitution of the Federal Republic of Nigeria, 1999 (as
2 amended) Cap. C23, Laws of the Federation of Nigeria, 2004 (in this Bill
3 referred to as "the Principal Act") is hereby amended as set out in this Bill.
- 4 **2.** Section 67(1) of the Principal Act is amended by replacing the
5 word "may" in line 1 thereof, appearing immediately after the word
6 "President" and before the word "attend" with the word "shall".
- 7 That is to say: Section 67(1): "The President shall attend ...".
- 8 **3.** Section 67(1) of the Principal Act is also amended or altered by
9 adding the words "or upon invitation of either the House of Representatives
10 or the Senate" immediately after the words of "national importance" in the
11 last sentence to the Section.
- 12 **4.** This Bill may be cited as the Constitution of the Federal
13 Republic of Nigeria, 1999 (Amendment) Bill, 2021.

Amendment of
the 1999 Constitution
Cap. C23 LFN,
2004

Amendment of
Section 67 (1)

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to make it mandatory on the President to attend and brief a joint session of the National Assembly, or any meeting of either House of the National Assembly, either to deliver an address on national affairs, or to make such statement on the policy of government as he considers to be of national importance, or upon the invitation of either or both House of the National Assembly.

A BILL

FOR

AN ACT TO AMEND THE PROVISIONS OF THE CONSTITUTION OF THE
FEDERAL REPUBLIC OF NIGERIA, 1999 (AS AMENDED), (TO PROVIDE FOR
INCLUSION AND PROTECTION OF PERSONS WITH DISABILITIES) AND FOR
RELATED MATTERS

Sponsored by Rt. Hon. Femi Gbajabiamila

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows;

- 1 **1.** The constitution of the Federal Republic of Nigeria 1999 (as
2 amended) (herein referred to as the "principal Act") is further amended as set
3 out in this Bill; Amendment of
Principal Act
- 4 **2.** Section 147 is amended by including the word "and shall
5 include persons with disabilities" after the last word "state" in the last
6 paragraph of Sub- Section 3: Appointment of
Ministers
- 7 (3) any appointment under Sub-section (2) of this section by the
8 President shall be in conformity with the provisions of sub-section 14(3) of
9 this constitution. Provided that in giving effect to the provisions aforesaid
10 the President shall appoint at least one Minister from each State, who shall
11 be an indigene of such State and shall include persons with disabilities.
- 12 **3.** Section 151 is amended by including a new sub- section (4) to Appointment of
Special Advisers
13 read:
- 14 (4) The President while exercising the power conferred in sub-
15 section (1) of this section, shall include person(s) with disabilities.
- 16 **4.** Section 192 is amended by including a new sub- section (6) to Appointment of
Commissioners
17 read:
- 18 (6) In the exercise of the powers conferred on the Governor of a

	1	state in this section, the appointment of person(s) shall include person(s) with
	2	disabilities.
Appointment of Special Advisers	3	5. Section 196 is amended by including a new sub-section (5) to read:
	4	(5) The Governor while exercising the power conferred in sub-section
	5	1 of this section shall include person(s) with disabilities.
Persons with Disabilities	6	6. Amendment of Part II: Concurrent Legislative List, of the Second
	7	Schedule (Legislative Powers), is amended by including a new item 31 to read:
	8	(a) Of Persons with Disabilities and or Disability Matters:
	9	(1) The National Assembly may make laws for the federation with
	10	respect to the welfare of persons with disabilities and or disability matters.
	11	(2) Nothing in Paragraph 31 hereof shall preclude a House of
	12	Assembly from making laws with respect to the welfare of persons with
	13	disabilities and disability matters provided it shall not be inconsistent with any
	14	law made by the National Assembly.
Citation	15	7. The Bill may be cited as the Constitution of the Federal Republic of
	16	Nigeria (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

The Bill seeks to amend the Constitution of the Federal Republic of Nigeria to provide for inclusion and protection of Persons with Disabilities.