

*Extraordinary*



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# A BILL

## FOR

AN ACT TO ESTABLISH NIGERIA POLICE SPECIAL FORCES AND THE  
NIGERIA POLICE SPECIAL FORCES TRAINING SCHOOL AND FOR RELATED  
MATTERS

*Sponsored by Senator Mohammed Ali Ndume*

[ ] Commencement

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

1 PART I - ESTABLISHMENT OF NIGERIA POLICE SPECIAL FORCES AND THE  
2 NIGERIA POLICE SPECIAL FORCES TRAINING SCHOOL AND ITS  
3 GOVERNING COUNCIL

4 1. There is established the Nigeria Police Special Forces and the  
5 Nigeria Police Special Forces Training School.  
6 The Special Forces and the institution (are two distinct organizations though  
7 complementary to each other) shall be a body corporate with perpetual  
8 succession and a common seal and may sue and be sued in their corporate  
9 names. The special forces and institution may acquire, hold and dispose of  
10 moveable and immovable property for the purpose of their functions.

Establishment of  
Nigeria Police  
Special Forces and  
the Nigeria Police  
Special Forces  
Training School

11 2. The object of the Special Forces and the institution shall be to:

Objects of the  
Special Forces

12 (a) SPECIAL FORCES:

13 (i) Combat the menace of terrorism, insurgency, banditry, and  
14 other heinous crimes;

15 (ii) Investigate all terrorist related crimes;

16 (iii) Collaborate with other sister agencies within Nigeria and  
17 relevant international agencies on matters relating to terrorism; and

18 (iv) Engage in information and intelligence gathering activities.

19 (b) THE INSTITUTION:

20 (i) Encourage the advancement of learning and to reach out to all

1 police and security officers without distinction of race, creed, sex or political  
2 conviction and opportunity of acquiring professional qualification for police  
3 and other security services;

4 (ii) Provide courses of instruction and other facilities for the pursuit of  
5 learning in all its branches, and to make those facilities available on proper  
6 terms to such persons targeted for training as police and other security officers;

7 (iii) Encourage and promote scholarship and conduct research in  
8 restricted fields of learning relevant to diversified security service and human  
9 endeavour;

10 (iv) Provide advanced training in anti-terrorism drills, counter  
11 insurgency, espionage and disorder management for serving police officers  
12 and other security agents from in and outside Nigeria;

13 (v) Conduct crime data analysis;

14 (vi) Relate its activities to social, cultural and economic needs of the  
15 people of Nigeria; and

16 (vii) Undertake other activities that will strengthen the institution to  
17 discharge professional excellence in training manpower in police and related  
18 security service.

Management  
Team

19 **3.-(1)** (a) There shall be a management team for the Special Forces  
20 which shall be domiciled at the Nigeria Police Force Headquarters, which shall  
21 be headed by an officer not above the rank of a Commissioner of Police;

22 (b) The Special Forces shall be based in each of the six geo-political  
23 zones to be headed by an officer not above the rank of a Chief Superintendent of  
24 Police, (CSP).

Governing Council  
of the Institution

25 (2). There is established a governing council for the institution ("in  
26 this Bill referred to as "the Council") which shall consist of-

27 (a) The Commandant;

28 (b) Deputy Commandant;

29 (c) One person from the ministry of police affairs;

30 (d) One person from the federal ministry of finance;

- 1 (e) One person from the Nigeria police training department;
- 2 (f) One person from each geo-political zone, representing the
- 3 interest of the federation, which shall be a retired police officer not below the
- 4 rank of a commissioner of police; and
- 5 (g) The Assistant commissioner of police Administration in the
- 6 institution to serve as the registrar/secretary.

7 **4.** Persons to be appointed to the council shall be persons of proven

8 integrity, knowledgeable and familiar with the affairs and tradition of the

9 institution.

10 **5.** The Council shall meet as when necessary for the performance

11 of its functions under this Bill and shall meet at least once a year.

Meeting of the  
Council

12 **6.-(1)** For the carrying out of its objects as specified in section 2 of

13 this Bill, the institution shall-

14 (a) Establish departments to run modern courses in Special Forces

15 in the institution, such courses includes but not limited to, bomb scene

16 management and investigation, tactical intelligence gathering using drone

17 technology and imagery, simulation/table top exercises, counter violent

18 extremism, disarmament, de radicalization techniques, psychological

19 operational support, interrogation techniques, hostage negotiation

20 techniques, security coordination techniques (risk, threat and vulnerability

21 assessment) tactical investigation/intelligence gathering, processing,

22 analysis and sharing techniques. CBRNE detection and investigation

23 techniques, incident command management techniques, Kg training,

24 rescue, detection, combat operational techniques, tactical operational

25 medicine, strategic, tactical and operational communication techniques,

26 crime prevention using environmental design, combat operations, human

27 rights, community policing, asymmetric, kinetic non kinetic warfare;

28 (b) Provide specialized training opportunities for trainees of the

29 institution in modern ICT tools, forensic investigation, emotional

1 psychology and diversified techniques of crime detection, prevention and  
2 reporting;

3 (c) Expose trainees of the institution to global best practices in crime  
4 management; conflict resolution, suppression of insurrection, intelligence  
5 gathering, processing, sharing and utilization;

6 (d) Developing a well-articulated curriculum subject to approval of  
7 appropriate authorities that facilitates training of Special Forces and personnel  
8 of relevant security agencies to promote societal peace through effective  
9 policing and general security services;

10 (e) Provide trained manpower for service in the Special Forces and  
11 other government security agencies;

12 (f) Establish a culture of discipline, professional efficiency, inter-  
13 institutional harmony and consideration for human rights norms in crises  
14 management;

15 (g) Establish departments, other teaching and operational units in the  
16 institution, as may, from time to time, deem necessary or desirable, subject to  
17 the approval of the Inspector General of Police;

18 (h) Institute and award prizes and other titles to promote learning and  
19 character building; and provide for the residence, discipline and welfare of  
20 members of the institution;

21 (i) Hold examinations and award certificates to deserving trainees;

22 (j) Subject to section 17 of this Bill, to acquire, hold, grant, charge or  
23 otherwise deal with or dispose of movable and immovable property wherever  
24 situate;

25 (k) Accept gifts, legacies and donations, but without obligation to  
26 accept the same for a particular purpose, unless it approves the terms and  
27 conditions attaching thereto;

28 (l) Enter into contracts, establish trust, act as trustee, solely or jointly  
29 with any other person, and employ and act through agent;

30 (m) Erect, provide, equip and maintain libraries, lecture halls, halls of

1 residence, refectories, sports ground, playing fields, sophisticated modern  
 2 equipment, standard office building, standard armoury, residential  
 3 accommodation for staff/trainees, standard hostels, internet facilities,  
 4 interrogation/interview facilities, detention facilities, simulation centres/  
 5 facilities, indoor/ outdoor ranges, CBRNE detection systems, facilities/  
 6 gadgets, drone station, science, forensic, and computer laboratories,  
 7 standard clinic, conventional books and e libraries, ATM facilities,  
 8 auditorium, shopping malls, transportation facilities, driving, horse riding  
 9 facilities, helipad, establish and maintain museum, where relic of security  
 10 gadgets and apparatus, will be collected and preserved and other structures  
 11 or things necessary, suitable or convenient for any of the object of the  
 12 institution;

13 (n) Make gifts for any charitable purpose;

14 (o) Do anything which is authorized or required by this Bill or by  
 15 any other Regulation to do; and

16 (p) Do all such acts or thing, whether or not incidental to the  
 17 foregoing powers, as may advance the object of the institution.

18 (2) Members of the Governing Council shall be appointed by the  
 19 Inspector General of Police.

20 (3) Subject to the provision of this Bill and of the regulations made  
 21 there under and without prejudice to section 9 (2) of this Bill, the powers  
 22 conferred on the institution by the sub section (1) of this Bill shall be  
 23 exercisable on behalf of the institution by the Council or in any other manner  
 24 which may be authorized by this Bill.

25 7.-(1).The commandant shall in relation to the institution, take The Commandant  
 26 precedence before all other members of the institution, and when he is  
 27 present shall preside at all meetings.

28 (2). The chairman governing council shall, in relation to the  
 29 institution take precedence before all other members of the institution  
 30 except for the Deputy commandant when acting as chairman in any meeting,

1 and the chairman governing council shall, when he is present, be the chairman  
2 at all meetings of the council.

3 **8.-(1)** The Council shall be the governing board of the institution and  
4 shall be charged with the general control and superintendence of the policy,  
5 finances and property of the institution, including its public relations.

6 (2) There shall be a committee of the council to be known as the  
7 finance and general-purpose committee, which shall, subject to the direction of  
8 the council, exercise control over the property and expenditure of the council as  
9 the council may from time-to-time delegate to it.

10 (3) The council shall ensure that proper accounts of the institution are  
11 kept and the accounts of the institution are audited annually by auditors  
12 appointed by the council from the list and in accordance with guidelines  
13 supplied by the auditor-general of the Federation, and that an annual report is  
14 published by the institution together with certified copies of the said accounts  
15 as audited.

16 (4) Subject to provisions of this Bill, the council and the finance and  
17 general-purpose committee may each make rules for the purpose of exercising  
18 any of their respective functions or of regulating their own procedure.

19 (5) Rules made under sub section (8) of this Bill by the finance and  
20 general-purpose committee shall not come into force unless approved by the  
21 council, and where any rule so made by the committee conflicts with any  
22 direction given by the council (whether before or after the coming into force of  
23 the rules in question) the direction of the council shall prevail.

24 (6) There shall be paid to the members of the council, the finance and  
25 general purpose and any other committee set up by the council, allowances in  
26 respect of travelling and other reasonable expenses, at such rate as may from  
27 time to time be fixed by extant government circulars.

28 (7) The council shall meet as and when necessary for the performance  
29 of its functions under this Bill, and shall meet at least four times every year-

(a) The commandant shall set up rules and regulations for the

1 organization and control of course of study in the institution and the  
2 examinations held in conjunctions with those courses, including the  
3 appointment of examiners, both internal and external;

4 (b) Award of certificates, and such other qualifications as may be  
5 prescribed, in connection with examinations conducted by the institution;

6 (c) Supervision of the welfare of trainees in the institution; and

7 (d) Dressing in the institution should be in line with the police dress  
8 code and those of other agencies.

9 **9.** The Nigeria police force shall post officers and other ranks with  
10 requisite background to fill administrative, teaching or management science  
11 vacancies in the institution. Retired and experienced police personnel may  
12 be engaged for a maximum of 5 years period capacity.

Posting of Staff  
to the Institution

13 **PART II - REGULATIONS OF THE INSTITUTION**

14 **10.-(1)** Subject to the provisions of this Bill, the institution may  
15 make regulations for any of the following purposes-

Regulations

16 (a) Making provision with respect to the composition and  
17 constitution of any authority of the institution;

18 (b) Specifying and regulating the powers and duties of any  
19 authority of the institution.

20 (2). Subject to the provisions of Section 25 of this Bill, the  
21 interpretation Act shall apply in relation to any regulation made under this  
22 section as it applies to a subsidiary instrument within the meaning of section  
23 27 of that Act.

24 (3). The power to make regulation conferred by this section shall  
25 not be prejudiced or limited in any way by reason of the inclusion or  
26 omission of any matter in or from the regulation contained in the second  
27 schedule to this Bill.

28 **11.-(1)** The power of the institution to make regulation shall be  
29 exercised in accordance with the provision of this section.

30 (2). A proposed regulation shall not have the force of law until it has



1     been approved at a meeting of the Governing Council, by the votes of not less  
2     than two thirds of the members present and voting.

(3). A proposed regulation may originate from governing council, and may be approved as required by sub section (2) of this section by both bodies in no particular order.

(4). For the purpose of section 2 (2) of the interpretation Act, regulation shall be treated as being made on the date of which it is approved by the Governing Council in accordance with sub section (3) or in the case of a regulation falling within subsection (4) of this section, on the date on which it is approved by the council.

11           **12.** A regulation may be proved in any court by the production of a  
12 copy there from bearing or having affixed to it a certificate signed by the  
13 commandant to the effect that the copy is a true copy of a regulation of that  
14 institute.

15           **13.-(1)** In the event of any dispute arising at any time as to the  
16 meaning of any provision of a regulation, the matter may be referred to the  
17 Inspector General of Police, WHO SHALL TAKE SUCH ADVICE AND  
18 MAKE SUCH DECISION THEREON AS DEEMS FIT.

(2) The decision of the Inspector General of Police on any matter referred to him under this section shall be binding upon the authorities, staff and trainees of the institution.

(3). Provided that nothing in this sub section shall affect the power of a court of competent jurisdiction to determine whether any provision of a regulation is wholly or partly void as being ultra vires or as being inconsistent with the Constitution.

26 PART III - SUPERVISION AND DISCIPLINE

27                   **14.-(1)** The Inspector General of Police shall be the supervising head  
28   of the institution.

(2). The supervising head shall, as often as the circumstances may require visit the institution at least once every year, conduct a visitation on the

1 institution or direct that such a visitation be conducted by such persons as the  
2 Inspector General of Police may deem fit and in respect of any of any of the  
3 affairs of the institution.

4 (3). The bodies and person comprising the institution shall-

5 (a) Make available to the Inspector General of Police, and to any  
6 other persons conducting a visitation in pursuance of this section, such  
7 facilities and assistance as he or they may reasonably require for the purpose  
8 of the visitation; and

9 (b) Give effect to any instruction consistent with the provisions of  
10 this Bill which may be given by the Inspector General of Police in  
11 consequence to the visitation.

12 **15.** If it appears to the Council that there are reasons for believing  
13 that any person employed as a member of the academic, administrative or  
14 professional staff of the institution other than the Commandant, should be  
15 removed from office or on grounds of misconduct or inability to perform the  
16 functions of his office, the civil service rule and the police Act and  
17 regulations shall apply.

18 **PART IV - MISCELLANEOUS AND GENERAL PROVISIONS**

19 **16.-(1)** No person shall be required to satisfy requirements as to  
20 race (Including ethnic grouping) sex, place of birth, family origin, religious  
21 or political persuasion, as a condition for becoming or continuing to be a  
22 trainee in the institution.

23 (2). No person shall be subjected to any disadvantage or accorded  
24 any advantage in relation to the institution by reference to any of the matters  
25 referred to sub section (10) of this section, where such person wilfully refuse  
26 or fail on grounds of religious belief to undertake any duty generally and  
27 uniformly imposed on all such person or any group of them which duty,  
28 having regard to its nature and the special circumstances, is in the opinion of  
29 the institution reasonably justifiable in the national interest.

30 (3). Injured trainees to be demobbed to sedentary police duties.

Lana Use Act      1                    **17.-(1)** For the purpose of the Land Use Act, which provides for the  
2                    compulsory acquisition of land for public purposes, any purpose of the  
3                    institution shall be the same as that of the Federation.

4                    (2). Where an estate or interest in land is acquired by the Government  
5                    pursuant to sub section (1) of this section, the Government may, by a certificate  
6                    under the hand and seal of the Chief Federal Lands Officer or any other person  
7                    authorized in that behalf transfer it to the institution.

8                    **18.** Without prejudice to the provisions of the Land Use ACT, the  
9                    institution shall not dispose of or charge any land or an interest in any land  
10                   including any land transferred to the institution by this Bill, except with the  
11                   prior written consent, either general or special, of the Chief Land Officer.

Quorum            12                   **19.** Except as may be otherwise provided by regulation, the quorum  
13                   and procedure of any Board of person established by this Bill shall be such as  
14                   may be determined by the Board.

15                   **20.-(1)** Any Board of persons established by this Bill shall, without  
16                   prejudice to the generality of the powers of the Board, have power to appoint  
17                   committees, which need not consist exclusively of members of that Board and  
18                   authorize a committee established by it to exercise on its behalf, such of its  
19                   functions as it may determine, and co-opt members and direct whether or not  
20                   co-opted members shall be entitled to vote in the committee.

21                   (2). Any two or more of such bodies may arrange for holding of joint  
22                   meeting of those bodies or the appointment of committees consisting of  
23                   members of those bodies, for the purpose of considering any matter within the  
24                   competence of those bodies or any of them either dealing with it or of reporting  
25                   on it to those bodies or any of them.

26                   (3). Except as may be otherwise provided by a regulation, the quorum  
27                   and procedure of a committee established or meeting held pursuant to this  
28                   section shall be as may be determined by the Board or bodies which have  
29                   decided to establish the committee or hold the meeting.

30                   (4). The Commandant shall be a member of every committee of which

1 the members are wholly or partly appointed by the council, other than a  
2 committee appointed to inquire into the conduct of the officer in question.

3 (5). Nothing in this section shall be construed as enabling  
4 regulation to be made otherwise than in accordance with section 11 of this  
5 Bill.

6 **21.-(1)** The seal of the institution shall be such as may be Seal of the  
Institution  
7 determined and approved by the council and the affixing of the seal shall-

8 (a). in the case of certificates issued by the institution, be  
9 authenticated by the commandant, and

10 (b). in the case of any other document, be authenticated by any  
11 member of council, the commandant and the registrar or any person  
12 authorized regulation made under this Bill.

13 (2). Any document purporting to be a document executed under the  
14 seal of the institution shall be received in evidence and shall, unless the  
15 contrary is proved, be deemed to be so executed.

16 (3). Any contract or instrument which, if made or executed by a  
17 person not being a Body corporate, would not be required to be under seal,  
18 may be made or executed on behalf of the institution by any person generally  
19 or specially authorized to do so by the Council without seal.

20 (4). The validity of the proceedings of any committee established  
21 pursuant to this Bill shall not be affected by-

22 (a) Any vacancy in the membership of the council;

23 (b) Any defect with appointment of a member of the council, or

24 (c) By reason that any person not entitled to do so took part in the  
25 proceedings

26 (5) Any member of any such committee who has a personal interest  
27 in any matter proposed to be considered by that committee shall disclose his  
28 interest to the committee and shall not vote on any question relating to that  
29 matter.

30 (6) Nothing in section 12 of the interpretation Act, which provides

1 for the application, in relation to subordinate legislation, or certain incidental  
2 provisions, shall apply to Regulations made under this Bill.

3 (7). The power conferred by this Bill on anybody to revoke or vary  
4 any-

5 (a) Regulate, including the regulation contained in the second  
6 schedule to this Bill, and

7 (b) Provided that the Regulations may have different provisions in  
8 relation to different circumstances.

9 (8). No stamp or other duty shall be payable in respect of any transfer  
10 of property to the institution by virtue of section 10, 21, and the second  
11 schedule to this Bill.

12 (9). Any notice or other instrument authorized to be served by virtue  
13 of this Bill may, without prejudice to any other mode of service, be served by  
14 post.

15 **22.** Where in any provision of this Bill, it is laid down those proposals  
16 are to be submitted or a recommendation is to be made by one authority to  
17 another through one or more intermediate authorities, every such intermediate  
18 authority shall forward any proposal or recommendation received by it  
19 pursuant to that provision to the appropriate authority; but any such  
20 intermediate authority may, if it thinks fit, forward therewith its own comments  
21 thereon.

22 **23.** A person who has a cause of action against the institution shall-

23 (a) Give the institution three-month notice, in writing, of intention to  
24 commence an action, disclosing the cause of action and served the processes to  
25 the principal office of the institution; and

26 (b) Commence the legal action within two years from the date the  
27 cause of action arose.

Budgeting and  
Welfare

28 **24.** Budgeting and Welfare-

29 (a) Officers of the Special Forces shall be entitled to allowances/per  
30 diem for all official assignments they are detailed to perform either within or

1 outside the country;

2 (b) The personnel of the Special Forces shall be placed on  
3 insurance cover in relation to either death or injury sustained while  
4 performing their official duty;

5 (c) The Special Forces and the Special Forces training school shall  
6 be funded directly from the federation account with' a distinct line of budget  
7 from the budget;

8 (d) The Special Forces and the Special Forces training school  
9 further obtain funding from the tertiary education trust fund (TEDFUND),  
10 international/domestic donations and the Nigeria Police Trust Fund.

11 PART V- INTERPRETATION

12 **25.** In this Bill, Interpretation

13 (a) Appropriate authority means any person or authority authorized  
14 by law to act in a specific or general capacity in relation to the subject matter;

15 (b) Constitution means the Constitution of the Federal Republic of  
16 Nigeria;

17 (c) Government means Government of the federal Republic of  
18 Nigeria Gross misconduct means any act of misconduct means any act or of  
19 misconduct and improper behaviour that may be designated as gross  
20 misconduct by any regulation or regulation made under this bill;

21 (d). Misconduct means any conduct that may be prejudicial to the  
22 good name and image of the Institution and or discipline and proper  
23 administration of the business of the institution;

24 (e) Prescribed means prescribed by the regulation or regulations  
25 made under this Bill;

26 (f). Property include right and liabilities and obligations;

27 (g) Institution mean, the Nigeria Police Special Force Training  
28 School Gwoza;

29 (h) Regulation means regulations made by the governing council  
30 of the institution;

	1	(I). Supervising head means the Inspector General of Police;
	2	(j). Commanding Officer means any of the Officer's heading any of
	3	the bases in the six geo-political zones.
Short title	4	<b>26.</b> This Bill may be cited as the Nigeria Police Special Force and
	5	Nigeria Police Special Forces Training School Gwoza (Establishment) Bill
	6	2022.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Nigeria Police Special Forces and the Nigeria Police Special Forces Training School.