

**A BILL**

**FOR**

AN ACT TO PROVIDE FOR THE SMOOTH AND ORDERLY TRANSFER OF  
POWER FROM ONE GOVERNMENT TO ANOTHER AND OTHER RELATED  
MATTERS THERETO.

*Sponsored by Hon. Femi Gbajabamila.*

[ ] Commencement

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

1           Section 1 (1). When at any general election for the Office of the  
2           President of the Federal Republic of Nigeria, the incumbent President is not  
3           re-elected, the President shall within 2 weeks of the declaration of the  
4           President elect as the winner of the election provide space for not more than  
5           10 persons designated by the President elect to begin a review and analysis  
6           of budgeted expenditures during the tenor of the current President, review  
7           all other necessary documents as may be requested by the President-elect's  
8           transition team and to acquire a working knowledge of the various offices,  
9           departments, commissions, boards and other agencies of the executive arm  
10          of the Federal Government with a view to promote the orderly transition of  
11          the executive power in connection with the expiration of the term of office of  
12          a President and the inauguration of a new President.

General purpose  
of the Bill

13           (2) The President shall also constitute his transition team who must  
14           cooperate with the President elect and the staff he so designated and provide  
15           any assistance that may be reasonably requested.

16           (3) The provisions of this section shall apply at all times after each  
17           general election whether or not the power change is within the same party or  
18           from one party to another.

19           (4) For the purpose of this act, the President shall include the vice  
20          President and the President-elect shall include the vice President-elect.

1 Section 2 (1), The President shall provide for the President-elect in  
2 connection with the preparation for his assumption of office as the President of  
3 the Federal Republic of Nigeria the following facilities:

4 (a) Office space well-furnished and equipped with all relevant  
5 machines and electronics within the Presidential Villa to enhance smooth  
6 working relationship with the President's team; such equipment shall include  
7 but not limited to computers/laptops, printers, binding machines, papers,  
8 communication services to aid the transition team in achieving the objectives  
9 of this Act;

10 (b) Payment of allowances for members of the President-elect's team  
11 at such rate as may be determined by the Revenue Mobilisation Allocation and  
12 Fiscal Commission to cater for the team and such rate must not exceed what is  
13 obtainable in the civil service.

14 PROVIDED that any employee of any agency or department of government  
15 may be drafted to be part of the transition team of either of the President or  
16 President-elect and he shall continue to be entitled to such compensation  
17 provided by law for his regular employment and shall be entitled to the rights  
18 and privileges associated with his regular employment without any  
19 interruption.

20 AND PROVIDED that in appointing the Transition Team, the President-elect  
21 shall consider key areas requiring professional/expert input to the extent that  
22 extra funds shall not be provided by the state to hire the services of  
23 Professionals outside the Transition team.

24 (c) payment of travel expenses and subsistence allowances.

25 Section 4 (1). There shall be appointed an Administrator-General who  
26 shall oversee the Transition process after each general election.

27 (2) The Administrator-general shall be appointed by the President  
28 subject to ratification by the Senate.

29 Section 5 (1). The Administrator-general shall:

30 (a) be the Head of the government estates and shall take and keep

Appointment of  
Administrator-  
General

Functions of the  
Administrator-  
General

1 inventory of all assets and properties of the Government which assets and  
2 properties not vested in the Governor of the states as provided by the Land  
3 Use Act 1978;

4 (b) Ensure that all assets and properties of government are  
5 maintained and are in good condition;

6 (c) Ensure that where relevant, such assets and properties are  
7 transferred from the incumbent government to the new government in good  
8 condition;

9 (d) Make recommendations to the President for budgetary  
10 allocation required in a transition for passing the reins of power from one  
11 government to another;

12 (e) Ensure that all budgetary documents and all other relevant  
13 documents requested for by the President-elect are provided without any  
14 delay and to ensure that the facilities required to be provided by to the  
15 Transition Team of the President-elect are provided;

16 (f) Immediately after the new President is sworn in  
17 initiate/commence the prosecution of any person who breaches any  
18 provision of this Act.

19 Section 5 (2). The Administrator-General shall be removed by the  
20 President on ground of gross misconduct subject to ratification by the  
21 Senate.

22 Section 6 (I). It is hereby authorised to be appropriated to the  
23 Administrator-general such funds as may be necessary to carry out the  
24 purposes of this Act not exceeding the sum of N100,000,000 (One Hundred  
25 Million Naira) only for anyone Presidential transition for the fiscal year in  
26 which the transition occurs.

Authorization of  
appropriations

27 (2) The President shall include in the budget transmitted to the  
28 National Assembly for each fiscal year in which his term of office expires a  
29 proposed appropriation for carrying out the purposes of this Act.

30 PROVIDED that in the event that the incumbent President is re-elected, the

1 funds so appropriated shall not be disbursed.

Criminal  
Liability

2 Section 7 (1). Any person who violates any provision of this Act by  
3 failing to provide the necessary facilities required to be provided under this Act  
4 or fails to provide any required documents thereby frustrating the efforts of the  
5 transition team shall upon conviction be liable to a fine of N10,000,000 or a  
6 term of imprisonment of not less than 6 months or to both fine and  
7 imprisonment as the case may be.

Citation

8 Section 8. This Bill may be cited as the Presidential (Transition) Bill,  
9 2015.

#### EXPLANATORY NOTES

This Bill seeks to make provision for the smooth and orderly transfer of power from one Government to another.