

# A BILL

## FOR

AN ACT TO AMEND THE NATIONAL LIBRARY (ESTABLISHMENT) ACT, 1970

*Sponsored by Hon. Abdulrahman Shuaibu Abubakar*

[ . . . ] Commencement

ENACTED by the National Assembly of the Federal Republic of

Nigeria as follows:

1	1. The National Library (Establishment) Act 1970 (in this Bill	Amendment of
2	referred to as "the Principal Act") is amended as set out in this Bill.	the Principal Act

3	2. Section 4 (7) (e) of the principal Act is amended by deleting it	Amendment of
4	and a new section 4 (e) is inserted and re-arranged accordingly;	Section 4(7)(e)

5 (7) In this section "book" includes:

6	(a) all literary works such as books, pamphlets, sheets of music,
7	maps, charts, plans, tables and compilations;

8	(b) dramatic works;
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9	(c) collective works such as encyclopedias, dictionaries, year
10	books or similar works, newspapers, magazines and similar periodicals;

11	(d) any work written in distinct parts by different authors or in
12	which a part or parts of work of different authors is or are incorporated, and
13	every part or division of such a work; and

14	(e) all forms in which documentary or oral records are published;
15	"Publisher", in relation to a book, means any person authorising or causing
16	the book to be printed and distributed in Nigeria, or in a digital or online or
17	internet format excluding the Federal Government and the Governor of a
18	State (or any person acting on its or his behalf), a public officer acting in his
19	capacity as such and any person distributing in Nigeria a book published
20	elsewhere.

21	Section 11 (1) of the principal Act is amended by inserting "Subject	Amendment of
22	to the provision of section 44 of the Constitution on the acquisition of land or	Section 11

1 property" before whenever there is any hindrance and re-arranged accordingly:

2 "11. Compulsory acquisition of land":

3 (1) Subject to the provision of section 44 of the constitution on the  
4 acquisition of land or property ,Whenever there is any hindrance to the  
5 acquisition by the Board of any land required for any purpose of the Board  
6 under this Act (including any failure by the Board to reach agreement as to the  
7 amount to be paid in respect of the acquisition), the Minister, on the application  
8 of the Board and after such enquiry as he may think fit, may declare that the  
9 land is required for the service of the Board.

10 (2) Where a declaration is made under subsection (1) of this section,  
11 the land to which the declaration relates shall be deemed to be land required for  
12 a public purpose of the Federation, within the meaning of the Land Use Act,  
13 and the President:

14 (a) may cause action to be taken under that Act for acquiring the land  
15 for the Federal Government; or

16 (b) if the land is customary land, may issue a requisition under section  
17 28 (3) of the Land Use Act for the revocation of any rights relating to the land.

18 (3) Where a declaration has been made under subsection (1) of this  
19 section in respect of any land other than customary land and:

20 (a) the land has been acquired pursuant to subsection (2) (a) of this  
21 section; or

22 (b) the President is satisfied that there are no rights subsisting in  
23 respect of the land, the President may vest the land in the Board by means of a  
24 certificate under the hand and seal of the Registrar of Deeds.

25 (4) Where a declaration has been made under subsection (1) of this  
26 section in respect of any customary land and:

27 (a) the rights relating thereto have been revoked pursuant to sub-  
28 section (2) of this section; or

29 (b) the Governor of the State in which the land is situated is satisfied  
30 that there are no rights subsisting in respect of the land, the Governor in

1 question may grant to the Board a right of occupancy of the land on such  
2 terms and conditions as he thinks fit.

3 (5) The compensation, if any, payable under the Land Use Act for  
4 the acquisition of any land under this section or payable under the Land Use  
5 Act for the revocation of any rights relating to the land, as the case may be,  
6 shall in the first instance be paid by the Federal Government, but the Board  
7 shall refund to that Government any compensation so paid and all incidental  
8 expenses incurred by that Government.

9 (6) A plan of any land referred to in sub-section (1) of this section:

10 (a) containing measurements of the boundaries of the land;

11 (b) showing the relationship of the land to any sufficient  
12 identifying mark; and

13 (c) signed by the Director, shall be a sufficient description of the  
14 land for the purposes of an application under that subsection.

15 (7) The Board shall not, without the approval in writing of:

16 (a) the President; or

17 (b) in the case of customary land, the Governor of the State in  
18 which the land is situated, alienate, mortgage, charge or demise any  
19 immovable property which has been vested in the Board under this section  
20 or in respect of which a right of occupancy has been so granted to the Board.

21 (8) In this section "customary land" has the same meaning as in the  
22 Land Use Act.

23 4. This Bill may be cited as National Library (Establishment) Act Citation  
24 (Amendment) Bill, 2017.

#### EXPLANATORY MEMORANDUM

This Bill seeks to amend the National Library Act in order to be in line with the digital or internet age, because books are now published in digital or internet format. Besides, acquisition of land has to comply with the provision of section 44 of the 1999 constitution.

