

# A BILL

## FOR

AN ACT TO AMEND THE NIGERIAN LAW REFORM COMMISSION ACT CAP. N118 LAWS OF THE FEDERATION OF NIGERIA, 2004 TO PROVIDE A PROCEDURE RESIGNATION AND FOR FILLING THE VACANCY IN THE MEMBERSHIP OF THE COMMISSION; AND FOR RELATED MATTERS

*Sponsored by Hon. Olabode Ayorinde*

[ ] Commencement

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

1           1. The Nigerian Law Reform Commission Act Cap. N118 Laws of  
2           the Federation of Nigeria, 2004 (in this Bill referred to as "the Principal Act")  
3           is amended as set out in this Bill.

Amendment of  
Cap. N118 LFN,  
2004

4           2. Section 2 of the Principal Act is amended-

Amendment of  
Section 2

5           (a) in subsection (2), by-

6           (i) inserting, after the word, "appearing to", in line 2, the words,  
7           "the Senate of", and

8           (ii) substituting for the word, "twelve", in paragraph (b), the word,  
9           "fifteen";

10          (b) by inserting, after subsection (4), new subsections "(4A)" -  
11          "(4B)"-

12          "(4A) Where a vacancy occurs in the membership of the  
13          Commission, the President shall appoint from the geo-graphical zone of the  
14          predecessor member to hold office for the remaining terms of the  
15          predecessor.

16          "(4B) A member of the Commission may, at any time, resign his  
17          appointment by letter in writing addressed to the President"; and

18          (c) in subsection (5), by substituting for-

Amendment of  
Section 5

1 (i) the words, "National Assembly" in line 1, the word, "President", and

2 (ii) the word, "misbehaviour" in line 1, the word, "misconduct".

3 3. Section 5 of the Principal Act is amended-

4 (a) in subsection (1), by inserting after the word, "review" in line 2, the  
5 words, "through research";

6 (b) in subsection (2) (b) by inserting, after-

7 (i) the word, "may", in line 1, the words, "conduct research",

8 (ii) paragraph (e), new paragraphs "(f)" - "(g)" -

9 (f) shall receive and consider any proposal for the reform of the law  
10 which may be made or referred to it by the National Assembly; and

11 (g) may include in any programme of the Commission any proposal  
12 relating to its functions received from any authority, body or person.

13 (c) by substituting for subsection (6), a new subsection "(6)"-

14 "(6). Where the Attorney-General refers a programme to the  
15 Commission, or the Commission initiates a programme, the Attorney-General  
16 shall within 3 months from the date of receipt of the Commission's report and  
17 proposal for reform, lay before the Federal Executive Council any programme  
18 prepared by the Commission and any proposal for reform formulated by the  
19 Commission pursuant to such programme:

20 Provided that where the programme is initiated by the Commission, if  
21 after 3 months from the date of receipt of the Commission's report and  
22 proposals for reform, such report is not laid before the Federal Executive  
23 Councils, the Commission may forward to the National Assembly such report  
24 and proposals for reform.

Amendment of  
Section 8

25 4. Section 8 of the Principal Act is amended by substituting for  
26 subsection (3), a new subsection "(3)"-

27 "(3) The remuneration, tenure and condition of service of the  
28 employees of the Commission shall be as those applicable to staff in the  
29 Nigerian Universities or otherwise as may be determined, from time to time, by  
30 the Federal Government."



