

1 (ii) business,

2 (iii) performing arts,

3 (iv) education,

4 (v) engineering,

5 (vi) media,

6 (vii) Administration,

7 (viii) Information Communications Technology; and

8 (c) the Managing Director of the Corporation.

Communication

9 (2) The Chairman and other members of the Board shall be persons of

10 proven integrity, experience and specialized knowledge in the broadcasting

11 industry or who by reason of their professional or business attainment are in the

12 opinion of the Minister capable of making useful contribution to the work of

13 the Corporation.

Communication

14 (3) The Chairman and other members of the Board shall be appointed

Communication

15 by the President, commander in Chief of the Armed Forces on the

16 recommendation of the Minister.

17 (4) The Chairman and other members of the Board shall be part time

18 members.

19 (5) The supplementary provisions contained in the first Schedule to

20 this Bill shall have effect with respect to the proceedings of the Board and the

21 other matters contained therein.

Term of office,

22 3.-(1) The Chairman and other members of the Corporation shall hold

Communication

23 office for five years renewable for one further period of five years and no more.

24 (2) The Chairman or a member of the Board may resign his

25 appointment at any time by notice in writing under his hand addressed to the

26 Minister.

27 (3) If a member of the Board dies or resigns or otherwise vacates his

28 office before the expiration of the term for which he is appointed, a fit and

29 proper person shall be appointed for the remainder of the term of office of the

30 predecessor, so however that the successor shall represent the same interest and

1 shall be appointed by the President, Commander in Chief of the Armed
2 Forces with the recommendation of the Minister.

3 (4) A member of the Board may be removed from office by the
4 President, Commander in Chief of the Armed Forces on recommendation of
5 the Minister, if the Minister is satisfied that it is not in the interest of the
6 Corporation or the interest of the public that the member should continue in
7 office.

8 4. The Chairman and Members of the Board shall be paid such
9 allowances and expenses as the Government may direct from time to time.

10 5. The Board shall have power to:

11 (a) manage and superintend over the affairs of the Corporation;

12 (b) make rules and regulations for the effective running of the
13 Corporation;

14 (c) employ and pay the staff of the Corporation such remunerations
15 and allowances as payable to persons in similar organizations in the country;

16 (d) deploy or redeploy any department of the Corporation to any
17 part of the country where it considers such action necessary and expedient in
18 the discharge of the duties of the Corporation;

19 (e) enter into such contracts as may be necessary or expedient for
20 the discharge of its functions and ensure the efficient performance of the
21 functions of the Corporation; and

22 (f) receive, disburse and account for funds of the Corporation.

23 PART 11 - POWERS AND FUNCTIONS OF THE CORPORATION

24 6. The Corporation shall:

25 (a) provide information, education, entertainment and reflect all
26 shades of opinion throughout the Abuja;

27 (b) provide, as a public service, independent and impartial
28 broadcasting services for general reception throughout the Abuja;

29 (c) in collaboration with such institution as may be appropriate,
30 provide external radio and television services through transmission for

1
2
3
4
5
6
7
8 Allowances of
9 Chairman and
10 Members of the
11 Board
12
13 Powers of the
14 Board
15
16
17
18
19
20
21
22
23
24 Functions of the
25 Corporation
26
27
28
29
30

- 1 general reception in places outside the Abuja;
- 2 (d) allow and accept sponsorship for programmes and advertisement,
3 except that no sponsorship shall be allowed for news programmes or accepted
4 from political, ethnic or religious groups or institutions;
- 5 (e) provide, in the minimum:
- 6 (i) one free-to-air television channel for general reception throughout
7 the Abuja, including any number of satellite, cable or other services;
- 8 (ii) one free-to air radio channel.
- 9 (f) uphold the principles of equity and fairness in broadcasting;
- 10 (g) establish and maintain broadcasting archive of materials that is
11 likely to be of historical interest and make such material available to the public;
- 12 (h) broadcast programmes in major Nigerian languages, Abuja
13 indigenous languages, English and in such other foreign languages as may be
14 determined;
- 15 (i) erect, maintain and operate transmitting and receiving stations and
16 acquire copyrights;
- 17 (j) enter into arrangements with the competent authorities for the
18 purpose of obtaining rights, privileges and concessions in connection with
19 broadcasting;
- 20 (k) establish and maintain facilities for training and education for the
21 purpose of:
- 22 (i) advancing the skills of persons employed by the Corporation; and
23 (ii) carrying out research for the purpose of improving the physical
24 and operational efficiency of any of the equipment of the Corporation.
- 25 (m) in the course of its operations may outsource its advertising
26 component to ensure reliable funding and sustainably;
- 27 (n) produce, manufacture, purchase or otherwise acquire films for
28 television, information and communication technologies and other mechanical
29 or electronic materials and apparatus associated with broadcasting and to use
30 them in connection with broadcasting;

- 1 (o) ensure the diffusion of important public announcements;
- 2 (p) provide appropriate coverage of the proceedings of key
3 decision making bodies, including the legislature;
- 4 (p) adhere at all times to the Code of Practice adopted by its Board
5 in accordance with the regulations of the National Broadcasting
6 Corporation; and
- 7 (q) carry out such other activities as are necessary or expedient for
8 the full discharge of all or any of the functions conferred on it under this Bill.

9 PART 111 - APPOINTMENT OF MANAGING DIRECTOR AND

10 OTHER STAFF

11 7.-(1) There shall be appointed for the Corporation, a Managing
12 Director who shall be the chief executive of the Corporation.

Appointment
of Managing
Director

13 (2) The Managing Director shall be appointed by the President,
14 Commander in Chief of the Armed forces on the recommendation of the
15 Minister.

16 (3) The Managing Director shall be a person with wide knowledge
17 and experience in broadcasting.

18 (4) The Managing Director shall be responsible for the execution
19 of the policies of the Corporation and its day to day administration.

20 (5) The Managing Director shall hold office in the first instance for
21 a period of five years and shall be eligible for re appointment for another five
22 years and no more.

23 (6) The Board shall appoint for the Corporation a Secretary who
24 shall:

25 (a) be a legal practitioner and is so qualified for a period of not less
26 than 10 years;

27 (b) keep the records and conduct the correspondence of the
28 Corporation; and

29 (c) perform such other functions as Board or the Managing
30 Director may direct.

7075 0 5102 118 (7) The Board shall appoint for the Corporation such number of

2 employees as may in the opinion of the Board be expedient and necessary for
3 the proper and efficient performance of the functions of the Corporation and
4 pay them remuneration and allowances as it determines

Transfer and
Secondment
to the Service
of the Corporation

5 (8) (1) Notwithstanding the provisions under subsections (6) and (7)
6 of Section 8, the Board shall have power to appoint for the Corporation either
7 directly or on secondment or transfer from any public service in the Federation,
8 to such number of employees as may, in the opinion of the Board be required to
9 assist the Corporation in the discharge of any of its functions under this Bill.

nomination/
appointment to
service

10 (2) The person seconded under this section may elect to be transferred
11 to the service of the Corporation, and any previous service he might have
12 rendered in the public service shall count as service to the Corporation or the
13 purpose of any pension subsequently payable by the Corporation.

Conditions of
Service

14 (9) The Board shall develop and submit to the Minister, conditions of
15 service covering remunerations, fringe benefits, pension scheme and other
16 benefits for his employees.

Pensions,
gratuities, etc.

17 (10) (1) The staff of the Corporation shall be entitled to pensions,
18 gratuities and other retirement benefits as are enjoyed by persons holding
19 an equivalent grade in the Civil Service of the Abuja.
20 (2) The Board shall pay gratuities or provide and maintain further
21 such superannuation scheme (whether contributory or not for the employees).

Fund of the
Corporation

22 PART IV: FINANCIAL PROVISION AND AUDIT
23 11.-(1) The Corporation shall establish and maintain a fund from
24 which shall be defrayed all expenditure incurred by the Corporation.
25 (2) There shall be paid and credited to the fund established pursuant to
26 subsection (1) of this section:
27 (a) moneys appropriated by the National Assembly for the purposes
28 of the Corporation;
29 (b) moneys accruing to the Corporation in the course of its operations,
30 including moneys paid for services rendered by the Corporation.

1 (c) any revenue; and
2 (d) gifts, loans or donations from any person of authority; and

3 (e) all other assets that may, from time to time, accrue to the
4 Corporation.

5 (3) The fund shall be managed in accordance with rules made by
6 the Board and without prejudice to the generality of the power to make rules
7 under this subsection the rules shall in particular contain provisions:

8 (a) specifying the manner in which the assets of the fund of the
9 Corporation are to be held and regulating the making of payments into and
10 out of the fund; and

11 (b) requiring the keeping of proper accounts and records for the
12 purpose of the fund in such form as may be specified in the rules.

13 12.-(1) The Corporation may, from time to time, apply the
14 proceeds of the fund established pursuant to section 12 of this Bill to:

15 (a) the cost of administration of the Corporation;

16 (b) the payments of salaries, fees and other remuneration,
17 allowances, pensions, and gratuities payable to members or employees of the
18 Corporation.

19 13.-(1) The Corporation may accept gifts of money or other
20 property and upon such terms and conditions, if any, as may be specified by
21 the person or organization making the gift provided that such gifts are not
22 inconsistent with the objectives and functions of the Corporation under this
23 Bill.

24 (2) The Corporation may with the consent of the Minister borrow,
25 on such terms and conditions as the Corporation may determine, such sums
26 of money as the Corporation may require in the exercise of the functions
27 conferred on it under this Bill.

28 14.-(1) The Board shall not later than 31st September in each year,
29 submit to the National Assembly through the Minister an estimate of its

Reporting of

Power to accept gift and borrow

Annual estimates, accounts and audit

1 expenditure and income during the next succeeding financial year for
2 approval.

3 (2) The Board shall cause to be kept proper accounts of the
4 Corporation in respect of each year and proper records in relation thereto and
5 shall cause its accounts to be audited not less than 6 months after the end of
6 each year by auditors appointed from the list and in accordance with the
7 guidelines supplied by the auditor General of the Federation.

Submission of
Reports

8 15.-(1) The Board shall prepare and submit to the Minister not later
9 than 30th June in each year, a report in such form as he may direct on the
10 activities of the Corporation during the immediately preceding year, and shall
11 include in such report a copy of the audited accounts of the Corporation for that
12 year and Auditor General's report thereon.

13 (2) The Board shall, upon receipt of the report referred to in
14 subsection (1), not later than 30th September of each year, cause a copy of the
15 report of the report and audited accounts of the Corporation and the audited
16 accounts of the Corporation and the auditor's report thereon to be submitted to
17 the National Assembly through the Minister.

18 PART V - MISCELLANEOUS PROVISIONS

Public Officers
Protection Act,
Cap. P41 LFN,
2004

19 16.-(1) The provisions of the Public Officers Protection Act shall
20 apply in relation to any suit instituted against any officer or employee of the
21 Corporation.

22 (2) No suit shall be commenced against a member of the Board, the
23 Managing Director, officer or employee of the Corporation before the
24 expiration of a period of one month after written notice of intention to
25 commence the suit shall have been served upon the Corporation by the
26 intending plaintiff or his agent.

27 (3) The notice referred to in subsection (2) shall state the cause of
28 action, the particulars of the claims, the name and place, of abode of the
29 intending plaintiff and the relief which he claims.

1	17. A notice, summons or other document required or authorized	Service of Notice, Summons and other Documents
2	to be served upon the Corporation under the provisions of this Bill or any	
3	other law or enactment may be served by delivering it to the Managing	
4	Director or by sending it by registered post and addressed to the Managing	
5	Director at the principal office of the Corporation.	
6	18.-(1) No execution or attachment of process shall be issued	Payment of Judgment debts
7	against the Corporation in any action or suit without the consent of the	
8	Attorney-General of the Federation.	
9	(2) Any sum of money which may be the judgment of any court	
10	awarded against the Corporation, shall, subject to any direction given by the	
11	court where notice of appeal of the said judgment has been given, be paid	
12	from the general reserve fund of the Corporation.	
13	19. A member of the Board, the Managing Director, any officer or	Indemnity of Staff
14	employee of the Corporation shall be indemnified out of the assets of the	
15	Corporation against any proceeding, whether civil or criminal, in which	
16	judgment is given in his favour, or in which he is acquitted, if any such	
17	proceeding is brought against him in his capacity as a member of the Board,	
18	the Managing Director, officer or employee of the Corporation.	
19	20. The Corporation may, with the approval of the Minister, make	Regulations
20	regulations generally for the purpose of giving full effect to the provisions of	
21	this Bill.	
22	21. In this Bill:	Interpretation
23	"Corporation" means Abuja Broadcasting Corporation established under	
24	Section 1 of the Bill;	
25	"Board" means the Board established under Section 2 of this Bill;	
26	"Member" means a member of the Board and includes the Chairman;	
27	"Minister" means the Minister charged with the responsibility of Abuja.	
28	22. This Bill may be cited as the Abuja Broadcasting Corporation	Citation
29	(Establishment etc.) Bill, 2017.	

1 SCHEDULE

2 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD. ETC.

3 *Proceedings of the Board*

4 1.-(1) Subject to this Bill and Section 27 of the Interpretation Act, the
5 Board may make standing orders regulating its proceedings or those of any of
6 its committees.

7 (2) The quorum of the Board shall be the Chairman, or the person
8 presiding at the meeting, and 6 other members of the Board and the quorum of
9 any committee of the Board shall be as determined by the Board.

10 2.-(1) The Board shall meet whenever it is summoned by the
11 Chairman and if the Chairman is required to do so by notice given to him by not
12 less than 8 other members, he shall summon a meeting of the Board to be held
13 within 24 days from the date on which the notice is given.

14 (2) Where the Board desires to obtain the advice of any person on a
15 particular matter, the Board may co-opt him to the Board for such period as it
16 deems fit, but a person who is in attendance by virtue of this subparagraph shall
17 not be entitled to vote at any meeting of the Board and shall not count towards a
18 quorum.

19 *Committee*

20 3.-(1) The Board may appoint one or more committees to carry out, on
21 behalf of the Board such functions as the Board may determine.

22 (2) The committee appointed under this paragraph shall consider such
23 number of persons as may be determined by the Board and a person shall hold
24 office in the Committee in accordance with the terms of his appointment.

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

27 4.-(1) The fixing of the seal of the Corporation shall be authenticated
28 by the signature of the Chairman or any other member of the Board generally or
29 specifically authorized by the Board to act for that purpose and the Managing
30 Director.

1 (2) Any contract or instrument which, if made or executed by a
2 person not being a body corporate, would not be required to be under seal
3 may be made or executed on behalf of the Corporation by the Managing
4 Director or any person generally or specifically authorized by the Board to
5 act for that purpose.

6 (3) A document purporting to be a document duly executed under
7 the seal of the Corporation shall be received in evidence and shall, unless
8 and until the contrary is proved, be presumed to be so executed.

9 5. The validity of any proceedings of the Board or of a committee
10 shall not be adversely affected by:

11 (a) a vacancy in the membership of the Board or committee;

12 (b) a defect in the appointment of a member of the Board or
13 committee; or

14 (c) reason that a person not entitled to do so took part in the
15 proceedings of the Board or committee.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Abuja Broadcasting Corporation to provide independent and impartial Broadcasting Services for general reception throughout the Federal Capital Territory.

