

A BILL

FOR

AN ACT TO AMEND THE PROVISIONS OF THE SHERIFFS AND CIVIL PROCESS ACT, LAWS OF THE FEDERATION OF NIGERIA 2010, AND FOR RELATED MATTERS

Sponsored by Hon. Dozie Ferdinand Nwankwo

[] Commencement

ENACTED by the National Assembly of the Federation of Nigeria as Follows:

1 1. Section 96 of the Principal Act is amended by inserting a new
2 subsection (3) as follows:

Amendment of
Section 96 of the
Principal Act

3 Section 96. Writ of summons may be served in any part of
4 Federation:

5 (1) A writ of summons issued out of or requiring the defendant to
6 appear at any court of a state or the Capital Territory may be served on the
7 defendant in any other state or the Capital Territory.

8 (2) Such service may, subject to any rules of court which may be
9 made under this Act, be effected in the same manner as if the writ was served
10 on the defendant in the State or the Capital Territory in which the writ was
11 issued.

12 (3) Notwithstanding any provisions of the rules of court which
13 provides services of originating process to be made by a Sheriff, Deputy
14 Sheriff, Bailiff or other officers of the court. It shall be lawful for service of
15 processes to be done by Courier Company, Law Chambers or any other
16 person so appointed by the court:

17 (a) Provided, such Courier Company, Law Chambers or other
18 person so appointed shall be duly registered and accredited by the court.

19 2. This Bill may be cited as the Sheriffs and Civil Process
20 (Amendment) Bill, 2018.

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to amend the provisions of the Sheriff and Civil Process Act, Cap S.6 Laws of the Federation of Nigeria 2004.