

Extraordinary



National Assembly Journal

No. 50

Abuja - 8th November, 2018

Vol. 15

CONTENTS

INDEX TO LEGISLATIVE INSTRUMENTS

<i>Bill No.</i>	<i>Long Title</i>	<i>Page</i>
HB. 18.11.1568 A	Bill for an Act to Prohibit unlawful establishment, composition, finance and function of Local Government Area Councils in the Federation; and for Related Matters	C 3969 - 3970

Printed and Published by the National Assembly Press, Abuja, Nigeria

NASSP 50/811/2018/900

Subscribers who wish to obtain the Journal after 1st January should apply to the Clerk, National Assembly, Abuja for amended Subscriptions.

A BILL

FOR

AN ACT TO PROHIBIT UNLAWFUL ESTABLISHMENT, COMPOSITION, FINANCE AND FUNCTION OF LOCAL GOVERNMENT AREA COUNCILS IN THE FEDERATION; PROVIDE PUNISHMENT FOR OFFENDERS AND TO ENSURE THAT ALL LOCAL GOVERNMENT AREA COUNCILS IN NIGERIA ARE COMPOSED THROUGH DEMOCRATICALLY ELECTED SYSTEM AS GUARANTEED BY THE CONSTITUTION AND FOR RELATED MATTERS

Sponsored by Hon. Benjamin I. Wayo

[] Commencement

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

- 1 **1.** The establishment, structure, composition, finance and function
2 of any Local Government Area Council in any part of the Federation at any
3 time by any person or group of persons, entity, statutory body, corporation or
4 organization by any means other than democratically elected system of
5 Local Government is prohibited. Prohibition of
unlawful
composition of
Local Government
Area Council in
Nigeria
- 6 **2.** Any person or group of persons, statutory body, corporation or
7 organization that constitute or purport to constitute or be constituted directly Offence under
the Bill
8 or indirectly the establishment, structure, composition, finance and function
9 of a Local Government Area Council in any part of the Federation as
10 caretaker committee, interim committee, sole administrator or in
11 whatsoever name called by whatever means other than through a
12 democratically elected system of Local Government Council guaranteed by
13 the Constitution commits an offence punishable under the provisions of this
14 Bill.
- 15 **3.** Any Person who violates the provisions of this Bill is guilty of Violation, Fines
and Penalties
16 an offence of treasonable felony and shall upon conviction be sentenced to
17 life imprisonment without fine. Or in case of an entity, statutory body,

	1	corporation or organization a fine of N2,000,000,000.00 (Two Billion Naira).
Jurisdiction of the Court	2	4. The Federal High Court, the High Court of a State or the High
	3	Court of the Federal Capital Territory Abuja, shall have jurisdiction to hear and
	4	grant any application brought under this Bill.
Citation	5	5. This Bill may be cited as the Unlawful Composition of Local
	6	Government Area Councils (Prohibition) Bill, 2018.

EXPLANATORY MEMORANDUM

This Bill seeks to prohibit any establishment, structure, composition, finance and function of any Local Government Area Council in the Federation not democratically elected, to give effect to the provisions of Section 7 of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) and make it a treasonable offence for any person, group of persons or any institution, entity, statutory body or organization directly or indirectly by any means violates the provisions of this Bill.