

A BILL

FOR

AN ACT TO AMEND THE MARKETING (BREAST-MILK SUBSTITUTES) ACT CAP M5 LAWS OF THE FEDERATION OF NIGERIA, 2004 TO REVIEW THE PENALTIES AND CHANGE THE TITLE OF THE ACT; AND FOR RELATED MATTERS

Sponsored by Hon. Betty Apiafi

[] Commencement

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

- 1 1. The Marketing (Breast-Milk Substitutes) Act Cap M5 Laws of
2 the Federation of Nigeria, 2004 (in this Bill referred to as "the Principal
3 Act") is amended as set out in this Bill. Amendment of
Cap. M5 LFN,
2004 Principal
Act
- 4 2. Substitute for the title to the Principal Act, a new title, "Breast- Amendment of
title to the Act
5 Milk substitutes (Administration and Control) Act."
- 6 3. Section 5 (2) of the Principal Act is amended by substituting for Amendment of
Section 5 (2)
7 the expression, "N1,000" in line 2, the expression, "N200,000".
- 8 4. Section 11 of the Principal Act is amended: Amendment of
Section 11
- 9 (a) In subsection (1), by substituting for the expression "N1,000",
10 the expression "N200,000";
- 11 (b) By substituting for subsection (2), a new subsection "(2)":
12 "(2) where an offence under this Act has been committed by a body
13 corporate:
- 14 (a) Every person who at the time of the commission of the offence
15 was a proprietor, director, general manager, secretary or other similar
16 officer, servant or agent of the body corporate (or person purporting to act in
17 any capacity shall be guilty of an offence and liable on conviction to a fine
18 not exceeding N500,000 or to imprisonment for a term not exceeding two
19 years or both; and

1 (b) The body corporate shall be liable on conviction to a fine not
2 exceeding N5,000,000.

Citation

3 5. This Bill may be cited as the Marketing (Breast-Milk Substitutes)
4 Act (Amendment) Bill, 2015.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Marketing (Breast- Milk Substitutes) Act Cap M5
Laws of the Federation of Nigeria, 2004, to review penalties and change the
title of the Act.