

# A BILL

## FOR

AN ACT TO AMEND THE CORRUPT PRACTICES AND OTHER RELATED OFFENCES ACT NO. 5, 2000 TO MODIFY THE DEFINITION OF BANK AND MONEY INSTRUMENT, REVIEW THE COMPOSITION OF THE COMMISSION AND HARMONISE THE TENURE OF OFFICE OF THE MEMBERS; AND FOR RELATED MATTERS

*Sponsored by Hon. Ossai Nicholas Ossai*

[ ] Commencement

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

- 1                   1. The Corrupt Practices and Other Related Offences Act No. 5, Amendment of
- 2                   2000 (in this Bill referred to as the "principal Act") is amended as set out in Act No. 5, 2000
- 3                   this Bill.
- 4                   2. Section 2 of the Principal Act is amended by- Amendment of
- 5                   (a) substituting for the interpretation of bank, a new interpretation- section 2
- 6                   "bank means a finance company, commercial bank, discount house, Cap. B3 LFN,
- 7                   mortgage bank or licensed under the Banks and Other Financial Institutions 2004
- 8                   Act, or any other financial institution established or licensed under any other
- 9                   written law"; and
- 10                  (b) inserting in line 2, the words, "credit or debit card" after the
- 11                  words, "Bank cheque" in the interpretation of money instrument.
- 12                  3. Section 3 (3) of the Principal Act is amended by- Amendment of
- 13                  (a) substituting for the word, "twelve" in line 1, the word, "six"; section 3
- 14                  (b) substituting for the word, "two" in line 2, the word, "one";
- 15                  (c) deleting paragraph (c);
- 16                  (d) substituting for subsection (7), a new subsection "(7)"-
- 17                  "(7) The Chairman and other members of the Commission shall
- 18                  hold office for a period of 5 years and may be reappointed for another term of

- 1 5 years and no more."; and
- 2 (e) renumbering the section appropriately.
- Amendment of Section 4 3 4. Section 4 (8) of the Principal Act is amended by substituting for the
- 4 words, "other superior officer" in line 3, the word, "member".
- Amendment of Section 12 5 5. Section 12 of the Principal Act is amended by substituting for the
- 6 words, "joint stock" in line 2, the word, "company".
- Amendment of Section 14 7 6. Section 14 of the Principal Act is amended by substituting for the
- 8 word, "matter" in line 3, the words, "or electronic means".
- Amendment of Section 15 9 7. Section 15 of the Principal Act is amended by inserting a new
- 10 paragraph "(d)"-
- 11 "(d) willfully prevents or restricts any informant or witness from
- 12 giving valuable information to facilitate the process of investigation by the
- 13 Commission".
- Amendment of Section 19 14 8. Section 19 of the Principal Act is amended by substituting for the
- 15 word, "relation" in line 2, the words, "other person".
- Amendment of Section 26 16 9. Section 26 of the Principal Act is amended-
- 17 (a) in subsection (1), by deleting paragraph "(b)"; and
- 18 (b) deleting subsection "(3)".
- Amendment of Section 36 19 10. Section 36 (1) of the Principal Act is amended by inserting before
- 20 the word, "premises", the word "such" in line 1.
- Amendment of Section 52 21 11. Section 52 of the Principal Act is amended by inserting after the
- 22 word, "made", the words, "to the Chief Justice of Nigeria" in line 2.
- Amendment of Section 61 23 12. Section 61 (3) of the Principal Act is amended by inserting after
- 24 the word, "of" the words, "the Federal High Court", in line 1.
- Citation 25 13. This Bill may be cited as the Corrupt Practices and Other Related
- 26 Offences (Amendment) Bill, 2015.

## EXPLANATORY MEMORANDUM

This Bill seeks to amend the Corrupt Practices and Other Related Offences Act No. 5, 2000 to modify the definition of bank and money instrument, review the composition of the Commission and harmonise the tenure of office of the members.