

# A BILL

## FOR

AN ACT TO AMEND THE HARMFUL WASTE (SPECIAL CRIMINAL PROVISIONS ETC.) ACT, CAP. HI LAWS OF THE FEDERATION OF NIGERIA, 2004 TO INTRODUCE THE REQUIREMENT OF MENS REA IN CERTAIN OFFENCES AND INCREASE SOME PENALTIES AND FOR RELATED MATTERS

*Sponsored by Hon. Ken Chikere*

[ ] Commencement

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

- 1           1. The Harmful Waste (Special Criminal Provisions etc.) Act HI  
2 Laws of the Federation of Nigeria, 2004 (in this Bill referred to as "the  
3 Principal Act") is amended as follows- Amendment of  
the CAP. HI LFN  
2004
- 4           2. Section 6 of the Principal Act is amended by inserting the Amendment of  
Section 6  
5 words, "provided the carrier knows or ought to have known" after the word,  
6 "Act" in line 3 of the concluding paragraph.
- 7           3. Section 7 of the Principal Act is amended by substituting the Amendment of  
Section 7  
8 word "person" for the word "officer" in line 1.
- 9           4. Section 12 of the Principal Act is amended in: Amendment of  
Section 12  
10           (a) Subsection (1) (a) by deleting the words "not less than" in line 1;  
11 and  
12           (b) Subsection (1) (b) by substituting the amount ₦500,000 with the  
13 amount ₦5,000,000.00".
- 14           5. Section 1 (2) of the Principal Act is amended by deleting the Amendment of  
Section 1  
15 words "as from the commencement of this Act" before the word "any" in line  
16 1.
- 17           6. This Bill may be cited as the Harmful Waste (Special Criminal Citation  
18 Provisions, Etc.) Act (Amendment) Bill, 2015.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Harmful Waste (Special Criminal Provisions etc.) Act Cap H1 Laws of the Federation of Nigeria, 2004 to introduce the requirement of mens rea in certain offences and increase some penalties.