CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999

(ALTERATION) BILL, 2016

ARRANGEMENT OF CLAUSES

Clause:

1   "Concerned."

Alteration of section 162 of the Principal Act

2   **4.** Section 162 of the Principal Act is altered-

3   (a) in subsection (5), by substituting the word "State" for the "local

4 government" after the word "the" in line 2.; and

5   (b) by deleting subsection (6).

Alteration of section 197 of the Principal Act

6   **5.** Section 197 (1) of the Principal Act is altered by deleting paragraph

7 (b).

Alteration of section 201 of the Principal Act

8   **6.** Section 201(2) of the Principal Act is altered by deleting the words

9 "the State Independent Electoral Commission."

Alteration of section 202 of the Principal Act

10   **7.** Section 202 of the Principal Act is altered by deleting the words

11 "the State Independent Electoral Commission."

Alteration of second schedule to the Principal Act

12   **8.** Second schedule, part II, to the Principal Act is altered by deleting

13 item 12.

Alteration of third schedule to the Principal Act

14   **9.** Third schedule to the Principal Act is altered-

15   (a) in part IF item 15 paragraph (a), by inserting the words "and

16 Chairmen and Councilors of Local Governments of States" after the word

17 "federation"; and

18   (b) in part 11B, by deleting items 3 and 4.

Citation

19   **10.** This Bill is cited as the Constitution of the Federal Republic of

20 Nigeria (Alteration) Bill, 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria 1999 (as altered) to balance annual budgetary allocation of resources between recurrent and capital expenditure, to place local government councils on first line charge, to abolish state and local government joint account and State Independent Electoral Commission and transfer its jurisdiction to Independent National Electoral Commission.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999 (AS AMENDED) TO BALANCE ANNUAL BUDGETARY ALLOCATION OF RESOURCES BETWEEN RECURRENT AND CAPITAL EXPENDITURE, TO PLACE LOCAL GOVERNMENT COUNCILS ON FIRST LINE CHARGE, TO ABOLISH STATE AND LOCAL GOVERNMENT JOINT ACCOUNT AND STATE INDEPENDENT ELECTORAL COMMISSION AND TRANSFER ITS JURISDICTION TO INDEPENDENT NATIONAL ELECTORAL COMMISSION AND FOR RELATED MATTERS

Sponsored by Hon. Muhammad Sani Abdu

[   ]   Commencement

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

1   **1.** The Constitution of the Federal Republic of Nigeria, Cap. C23   Alteration of the Constitution
2   Laws of the Federation Nigeria (in this bill referred to as "the Principal Act")
3   is altered as set out in this Bill.

4   **2.** Section 81 of the Principal Act is altered-   Alteration of Section 81 of the Principal Act
5   (a) in subsection (1), by inserting the words "recurrent expenditure
6   shall not exceed 50% of the estimated revenue" after the word "year."

7   (b) in subsection (3), by inserting the words "any amount standing
8   to the credit of Local Government Council, shall be paid directly to the Local
9   Government Councils of each State" after the word "Constitution."

10   **3.** Section 121 of the Principal Act is altered-   Alteration of Section 121 of the Principal Act
11   (a) In subsection (1), by inserting the words "recurrent expenditure
12   shall not exceed 50% of the estimated revenue" after the word "year."

13   (b) in subsection (3), by inserting the words "any amount standing
14   to the credit of Local Government Council, of the State shall be paid directly
15   to the account of the Local Government Councils of the State" after the word