## **ABILL**

## FOR

AN ACT TO ENSURE FULL INTEGRATION OF NIGERIANS WITH DISABILITY
INTO THE SOCIETY AND ELIMINATE ALL FORMS OF DISCRIMINATION
AGAINST THEM, 2016

Sponsored by Hon. Ochiglegor Idagbo

		Commencement
	BE IT ENACTED by the National Assembly of the Federal	
	Republic of Nigeria as follows-	
1	PART 1 - PROHIBITION OF DISCRIMINATION AND HARMFUL TREATMENT	
2	1(1) No person with disability shall be discriminated against on	Prohibition of
3	the ground of his or her disability by any person or institution in any manner	discrimination penalty
4	or circumstance whatsoever.	
5	(2) Any person in contravention of the provision of subsection (1)	
6	of this section is liable to:	
7	(a) if a corporate body, a minimum of N250,000 damages payable	
8	to the affected person with disability; and	
9	(b) if an individual, a minimum of N100,000 damages payable to	
10	the affected Person with disability, or 6 months imprisonment or both.	
11	2(1) No person with disability shall be subjected to prejudices or	Prohibition of
12	harmful practices, including those based on sex, age or tradition, in any area	harmful treatment penalty
13	of life.	
14	(2) Any person in contravention of subsection (1) of this section is	
15	liable to:	
16	(a) if a corporate body, a minimum of N250,000 damages payable	
17	to the affected person with disability; and	<b>.</b>
18	(b) if an individual, a minimum of N100, 000 damages payable to	
19	the affected person with disability or one year imprisonment, or both.	

	1	PART II - AWARENESS
Awareness	2	3. Every media house, institution or establishment, licensed to
	3	operate in Nigeria, shall make provisions in its programmes for:
	4	(a) awareness raising, regarding persons with disabilities, their rights,
	5	respect and dignity;
	6	(b) promotion of awareness of the capabilities, achievements and
	7	contributions of persons with disabilities to the society;
	8	(c) promotion of awareness training programmes regarding persons
•	9	with disabilities.
	10	PART III - ACCESSIBILITY OF PHYSICAL STRUCTURES
Private houses right to access	11	4. A person with disabilities shall have the right and necessary
iigiii to access	12	facilities to access the physical environment and buildings on an equal basis
	13	with others.
Accessibility aids in public buildings	14	5. No public building shall be constructed without the necessary
	15	accessibility aids such as lift (where necessary), ramps and others that shall
	16	make them accessible and usable to persons with disabilities including those on
	17	wheelchairs.
Private house	18	6. A private house owner shall allow a person with disability lawfully
	19	occupying the private owner's house as a tenant to make such access related
	20	modifications to the building as would allow him access his apartment,
	21	provided he is acting in good faith and has given adequate notice to the private
-	22	house owner.
Accessibility roads and sidewalk	23	7. Roads, side walks, pedestrian crossing and all other facilities made
	24	for public use shall be made accessible to and usable by persons with
	25	disabilities including those on wheelchairs.
Transitory period	26	8. From the date of the commencement of this Bill, there shall be a
	27	transitory period of 2 years within which all public buildings, roads, Pedestrian
	28	crossings and all other structures which were inaccessible to persons with
	29	disabilities shall be modified to be accessible to and usable by persons with
	30	disabilities including those on wheelchairs.

1	9(1) Before erecting any public building, its plan shall be	Building plan
2	scrutinized by the relevant authority to ensure that the plan conforms with	
3	the building code.	
4	(2) No government or government agency, or body or individual	
5	responsible for the approval of building plan shall approve plan of a public	
6	building if the plan does not make provision for accessibility facilities in	
7	line with building.	
8	(3) Any officer or officers who approves or directs the approval of	Penalty
9	a building plan that contravenes the building code shall be personally liable	
10	to a fine of a minimum of N 1,000,000 or two years imprisonment, or both.	
11	10(1) Subject to section (8), in the event of existence of a state of	Complain of
12	inaccessibility or barrier to access of a person with disability to the	inaccessibility
13	environment that he or she has a right or duty to access, he may, without	
14	prejudice to his or her right to seek redress in court, notify the relevant	
15	authority in charge of the environment of the existence of the state of	
16	inaccessibility or barrier to accessibility of the environment, and it shall be	
17	the duty of the relevant authority in charge to take immediate and necessary	
18	steps to remove the barrier and make the environment accessible to the	
19	person with disability.	
20	(2) If the relevant authority in charge receives the notice in	
21	subsection (1) of this section but fails to comply, he shall be liable to:	
22	(a) if a corporate body, Nl0,000 damages payable to the affected	
23	person for each day of default; or	
24	(b) if an individual, N5,000 damages payable to the affected	
25	person each day of default or 6 month imprisonment or both.	
26	PART IV - ROAD TRANSPORTATION	
27	11(1) Transport service providers shall make provisions for lifts,	Ramps in vehicles
28	ramps and other accessibility aids to enhance the accessibility of their	
29	vehicles, parks and Bus Stops to persons with disabilities including those on	
30	wheelchairs.	

	1	(2) Lifts, ramps and all other accessibility equipment in or for
	2	vehicles, and at parks or Bus Stops shall be maintained in operational
	3	condition.
	4	(3) There shall be regular and frequent maintenance of all
	5	accessibility aids and equipment, and defective ones shall be promptly repaired
	6	or replaced
	7	(4) Before a person with disability boards or alights from a vehicle,
	8	the driver shall ensure that the vehicle completely pulls up.
	9	(5) When a person with disability intends to board a vehicle, all other
	10	intending passengers shall wait for him or her to board before them.
Waiver of charges	11	12. Wheelchairs, crutches, guide canes (for the blind), braces and any
on assistive devices	12	other mobility aid and appliance or assistive device used by a passenger with
	13	disability shall not be subject to charges, provided they are not carried in
	14	commercial quantities and for commercial purpose.
Loading of assistive devices	15	13. Wheelchairs, crutches, guide canes (for the blind), braces and any
assistive devices	16	other mobility aid and appliance or assistive device used by a person with
	17	disability on board a vehicle shall be off loaded before other luggage, and
	18	returned to the said person with disability before or as soon as he or she is ready
	19	to alight from the vehicle.
Right to drive	20	14. A person with disability shall have the right to drive any vehicle
	21	provided that:
	22	(a) his or her disability is not proved to reasonably impede his ability
	23	to drive; or
	24	(b) the vehicle is so modified as to enable him or her safely drive
	25	it.
Reservations	26	15(1) At parking lots, suitable spaces shall be properly marked and
	27	reserved for persons with disabilities.
	28	(2) For a person with disability to be entitled to the use of the reserved
	29	spaces in subsection (1) his or her car shall have been properly identified with
	30	the necessary insignia.

1	(3) Any person, organisation or corporate body in control of a	Penalty
2	public parking lot who fails to provide for the reserved space in subsection	
3	(1) shall be liable to a fine of N1,000 for each day of default.	
4	(4) Any person who is not a person with disability who parks a	
5	vehicle in the reserved space in subsection (1) of this section shall be liable	
6	to a fine of N5,000.	
7	(5) Any person who unlawfully obstructs the reserved space in	
8	subsection (1) of this section shall be liable to a fine of N5,000.	
9	(6) For subsection (4) it shall be a valid defence if a person with	
10	disability is a passenger in the vehicle.	•
11	PART V - SEAPORTS AND RAILWAYS	
12	16(1) Seaports and facilities therein as well as vessels shall be	Seaports and
13	made accessible to persons' with disabilities.	railway
14	(2) Railway stations and facilities therein as well as trains shall be	
15	made accessible to persons with disabilities.	
16	17. The provisions of section (16) shall be subject to the transitory	Transitory period
17	provision contained in section (8).	for Railway and Seaport
18	PART VI - AIRPORT FACILITIES	
19	18. All airlines operating in Nigeria shall:	Assistive service and airline
20	(a) ensure the accessibility of their aircraft to persons with	
21	disabilities;	
22	(b) make available presentable and functional wheelchairs for the	
23	conveyance of persons with disabilities who need it to and from the	
24	aircraft.	
25	19. Where a passenger with disability checks in his or her	Return of loaded wheelchairs to
26	wheelchair or any other assistive device, the same shall be delivered to him	owners
27	or her at the aircraft side before disembarkment.	
28	20. Wheelchairs and other assistive devices used by a passenger	Waiver of carriage charges on assistive
29	with disability shall not be subject to carriage charge in any aircraft or any	devices
30	other vehicle.	

Seating of aides	1	21. On board an aircraft or any other vehicle, aides or escorts of
of person with disability	2	persons with disabilities shall be allowed to sit immediately adjacent to
	3	them.
Traveling alone	4	22. A person with disability who can travel independently shall not be
of person with disability	. 5	compelled to travel in the company of an aide or refused boarding because he is
	6	not accompanied by an aide.
-	7	23. Where safety briefing is presented to the passengers generally
	8	and the person with disability due to his or her disability or effect of his or her
	9	disability is unable to receive the briefing, the giver of the briefing shall brief
	10	the person with disability personally in the manner that the person with
	11	disability can comprehend.
Priority in loading of assistive devices	12	24(1) When stowed in cargo compartment, wheelchairs and other
•	13	assistive devices shall be given priority over cargo and baggage, and shall be
	14	among first items to be unloaded.
	15	(2) Mobility aids or assistive devices shall be returned to their owners
	16	as closely as possible to the door of the aircraft or in accordance with whatever
	17	reasonable request made by the owner.
	18	PART VII - SEATING ARRANGEMENT IN VEHICLES, VESSELS, TRAINS
	19	AND AIRCRAFTS
Convenience of persons with	20	25(1) On board a vehicle, vessels, trains or aircrafts, the
disabilities on board	21	convenience and safety of a person with disability shall be the primary
	22	consideration in assigning him or her a seat.
	23	(2) In line with subsection (1), the following factors shall be
	24	considered in assigning seat to a person with disability:
	25	(a) ease of access;
	26	(b) ease of exit; and
	27	(c) non disturbance by the movement of other passengers.
	28	(3) Preference of the person with disability shall override the
	29	application of this section.

1	26. The provisions of sections 18-25 shall apply, with the	Application of
2	necessary modification, to other means of transportation.	provision of sections 21 to 28 to other means og
3	PART VIII - ACCESS TO TECHNOLOGY	transportation
4	27. Companies or persons whose services or products are	Obligation of
5	technology based or technology related shall ensure that their goods and	technology related companies
6	services are accessible to and usable by all categories of persons with.	•
7	disabilities.	
8	28. Television stations shall take steps to ensure that their video	Close caption in
9	presentations are accompanied by close caption for the particular benefit of	video presentation
10	persons with hearing disabilities.	
11	29. Telecommunication companies shall ensure that their services	Obligation of
12	and products incorporates adequate assistive technology, particularly, but	Telecommunication companies
13	not limited to, telecommunications relay services to enhance the	
14	accessibility of their goods and services to persons with hearing and vocal	
15	disabilities.	
16	30. Within the transitory period provided in section (10),	Transitory period and assistive
17	companies or persons whose services or products are technology based or	technology
18	technology related shall adopt assistive technologies in all their services and	
19	products.	
20	Part IX - Children With Disabilities	
21	31(1) Parents and guardians of children with disabilities shall	Duties of parents, guardians and
22	ensure that such children, both within and outside the home, are free from all	government
23	forms of neglect, exploitation, violence and abuse, including their gender	
24	based aspects.	
25	(2) Government shall also take all appropriate measures to prevent	
26	all forms of exploitation, violence and abuse by ensuring, inter alia,	
27	appropriate forms of gender and age sensitive assistance and support for	
28	persons with disabilities and their families and care-givers, including the	
29 ·	provision of information and education on how to avoid, recognize and	
30	report instances of neglect, exploitation, violence and abuse,	

	1	(3) In order to prevent the occurrence of all forms of exploitation,
	2	violence and abuse, all facilities and programmes designed to serve persons
	3	with disabilities shall be effectively monitored.
	4	(4) Government shall take all appropriate measures to promote the
	5	physical, cognitive and psychological recovery, rehabilitation and social
	6	reintegration of persons with disabilities who become victims of any form of
	7	exploitation, violence or abuse, including through the provision protection
	8	services. Such recovery and reintegration shall take place in an environment
	9	that fosters the health, welfare, self respect, dignity and autonomy of the
	10	persons and takes into account gender and age specific needs.
Children right to education	11	32. Parents or guardians of children with disabilities shall ensure that
	12	such children get educated to at least the completion of secondary
	13	education.
Right to equal treatment	14	33(1) Children with disabilities shall be entitled to at least equal
	15	rights, treatment, recreation, maintenance and training with other children in
	16	the family.
	17	(2) No child shall be concealed, abandoned, neglected or segregated
	18	on the basis of his or her disability.
	19	(3) Children with disabilities shall be registered immediately after
	20	birth and shall have the right to:
•	21	(a) a name;
	22	(b) acquire a nationality;
	23	(c) know and be cared for by, their parents; and
	24	(d) free and continual medical treatment in any public health
	25	institution.
Contravention of section 33	26	34. Any person in contravention of section 34 shall be liable to 6
section 55	27	months imprisonment.
Information and support for children	28	35. Government shall undertake to provide early and comprehensive
	29	information, services and support to children with disabilities and their
	30	families.

i	36(1) Subject to subsection (2), no child shall be separated from	Prohibition of
2	his parents on the basis of a disability of either the both parents.	separation of children from parents
3	(2) For the purposes of medical treatment, rehabilitation, training	parcins
4	or general improvement, a child with disability may be temporarily	
5	separated from his or her parents.	
6	37. The relevant authority shall, where the immediate family is	Alternative to family care
7	unable to care for a child with disabilities, provide and sponsor alternative	Taitility Care
8	care within any reasonable family setting.	
9	38. Children with disabilities shall have the right to express their	Children freedom of expression
10	views freely on all matters affecting them, their views being given due	or expression
11	weight in accordance with their age and maturity, on an equal basis with	
12	other children, and to be provided with disability and age appropriate	
13	assistance to realize that right.	
14	39. In all matters concerning children with disabilities, the best	Best interest of the child
15	interests of the child shall be the primary consideration.	the chiu
16	PART X - RIGHT TO LIFE AND PROTECTION	
17	40. Persons with disabilities have the inherent right to life and are	Right to life
18	entitled to the effective enjoyment of this right on an equal basis with	
19	others.	
20	41(1) In all situations of risk, including situations of violence,	Situation of risk and humanitarian
21	emergencies and the occurrence of natural disasters:	emergencies
22	(a) Government shall take all necessary steps to ensure the safety	
23	and protection of persons with disabilities taking cognizance of their	
24	peculiar vulnerability;	
25	(b) Individuals who are in the position shall accord persons with	
26	disabilities the maximum assistance within their ability.	
27	42(1) In queues, persons with disabilities shall be given first	Service at queues
28	consideration, and as much as possible should be attended to outside the	
29	queue	
30	(2) Any person in breach of this section shall be liable to 6 months	Penalty

	1	imprisonment or fine of N50,000 or both.
	2	PART XI - LIBERTY
Liberty	3	43. Persons with disabilities, on an equal basis with others shall:
	4	(i) Enjoy the right to. liberty and security of person;
	5	(ii) Not be deprived of their liberty unlawfully or arbitrarily, and that
	6	the existence of a disability shall in no case justify a deprivation of liberty
	7	Freedom from torture or cruel, inhuman or degrading treatment or
	8	punishment.
Prohibition of unlawful	9	44(1) No person with disability shall be subjected to:
experimentation	10	(a) without his or her free consent, medical or scientific
	11	experimentation; or
	12	(b) torture, or cruel or inhuman or degrading treatment or punishment.
Penalty	13	(2) Any person in contravention of this section shall be liable to
	14	payment of N100,000 damages to the affected person with disability.
Prohibition of use of persons with	15	45(1) No person shall employ, use or involve a person with
disabilities	16	disability in begging.
	17	(2) Any person in contravention of subsection (1) of this section shall
Penalty	18	be liable to 6 months imprisonment or a fine of N50,000.
Protection of	19	46. Every person with disability has a right to respect for his or her
integrity	20	physical and mental integrity on an equal basis with others.
	21	PART XII - COMMUNAL LIFE
Freedom of movement	22	47. Persons with disabilities shall have the liberty of movement
movement	23	within or out of the country, and freedom to choose their residence on an equal
	24	basis with others.
Living	25	48. Persons with disabilities shall have the right to:
independently of others	26	(a) live in the community, with choices equal to others;
	27	(b) full enjoyment of their rights and full inclusion and participation
	28	in the community, including choosing their place of residence and where and
	29	with whom they live on an equal basis with others;
	30	(c) support services, including personal assistance necessary to

l	support living and inclusion in the community.	
2	49. Except on medical ground or in accordance with the provisions	Prohibition of
3	of the Constitution of the Federal Republic of Nigeria, a person with	segregation
4	disability shall not be isolated or segregated from the community or	
5	compelled to live in a particular area.	
6	PART XIII - PERSONAL MOBILITY	
7	50(1) Government shall take effective measures to ensure	Government provision of
8	personal mobility with the greatest possible independence for persons with	assistive devices
9	disabilities.	
10	(2) Government shall:	
11	(a) provide mobility assistive devices for persons with disabilities	
12	at subsidized price or free for the indigent;	
13	(b) facilitate access by persons with disabilities to quality mobility	
14	aids, assistive devices, and other assistive technologies;	
15	(c) provide training in mobility skills to persons with disabilities	
16	and to specialist staff working with persons with disabilities;	
17	(d) encourage corporate bodies and individuals producing	
18	assistive devices and providing assistive technologies to take into account	
19	all aspects of mobility for persons with disabilities.	
20	PART XIV - FREEDOM OF EXPRESSION AND OPINION AND ACCESS TO	
21	INFORMATION	
22	51(1) Persons with disabilities shall have freedom of expression	Freedom of expression and
23	and opinion, including the freedom to seek, receive and impart information	opinion, and access to
24	and ideas on an equal basis with others and through any means of	information
25	communication of their choice.	
26	(2) Governments and persons (whether natural or artificial) shall:	
27	(a) provide information intended for the general public to persons	
28	with disabilities in accessible formats and technologies appropriate to the	
29	different kinds of disabilities timely and without additional cost;	
30	(b) accept and facilitate the use of sign languages, Braille,	

	1	augmentative and alternative communication, and all other means, of special
	2	communication in all interactions.
	3	Part XV - Marriage, Family And Privacy
Respect of privacy	4	52. No person with disabilities, regardless of place of residence or
	5	living arrangements, shall be subjected to arbitrary or unlawful interference
	6	with his or her privacy, family, home or correspondence or other types of
	7	communication or to unlawful attacks on his or her honour and reputation.
	8	PART XVI -EDUCATION
Right to free education	9	53(1) Every person with disability shall have an unfettered right to
Caacatton	10	education without discrimination or segregation in any form.
	11	(2) Persons with disabilities shall be entitled to free education at
	12	levels in all public educational institutions.
	13	54(1) All schools whether pre-primary, primary, secondary or
	14	Inclusiveness of education tertiary, shall be run to be inclusive of and
	15	accessible to persons:
	16	(a) at least a trained personnel to cater for the educational
	17	development of persons with disabilities;
	18	(b) program for continued training of personnel catering for persons
	19	with disabilities;
	20	(c) special facilities for the effective education of persons with
	21	disabilities;
	22	(d) programs for cooperation and collaboration with relevant
	23	authorities, institutions or associations to ensure early and co ordinate
	24	education of persons with disabilities.
	25	(2) Interaction and exchange between children with disabilities in
	26	special schools and children in ordinary schools shall be promoted
Establishment of vocational centers	27	55(1) Government shall establish inclusive vocational training
vocational centers	28	centres in every local government area of the federation.
	29	(2) Free or at least subsidized continuing training shall be made
	30	available for professionals and staff in rehabilitation services.

1	56. The education of special education personnel shall be free or at	Free education
2	least highly subsidized.	for special education personnel
3	57. Government shall ensure that the education of persons with	Appropriate mode of education for
4	disabilities, particularly children, who are blind, deaf or with multiple	persons with disabilities
5	disabilities, is delivered in the most appropriate languages and modes and	
6	means of communication for the individual, and in environments which	
7	maximizes academic and social development.	
8	PART XVII - HEALTH	
9	58(1) Government shall guarantee that persons with disabilities	Free healthcare
10	have unfettered access to adequate health care without discrimination on the	
11	basis of disability.	
12	(2) Persons with disability shall:	
13	(a) be entitled to free medical and health service in all public health	
14	institutions;	
15	(b) receive assistive devices like crutches, wheelchairs, Braille	
16	machines, among others at government subsidized prices, or free.	
17	(3) Government shall:	
18	(a) subsidize assistive devises to make them affordable to persons	
19	with disabilities;	
20	(b) financially assist persons or corporate bodies dealing with	
21	assistive devices to ensure that they are made available to persons with	
22	disabilities at subsidized prices or free.	
23	59(1) Where a doctor suspects disability in the course of treating	Certificates of disability
24	a person he shall issue and submit to the Ministry a Temporary Certificate of	
25	Disability which shall last for not longer than 180 days.	
26	(2) If the state of disability persists after 180 days, a doctor may	•
27	issue the person with Permanent Disability Certificate which shall last as	
28	long as the state of disability persist.	
29	(3) Any person issued with a Permanent Disability Certificate shall	
30	be entitled to all rights and privileges under this Bill, provided that in the	

	1	case of an existing or obvious disability, Certificate of Disability shall be
	2	unnecessary.
	3	(4) The forms of Temporary Certificate of Disability and Permanent
	4	Certificate of Disability shall be as near that form as circumstances admit.
Provision of special communication	5	60. Any hospital where a person with communicational disability is
at hospitals	6	medically attended to shall ensure provision for special communication.
Waiver of charges	7	61. The purchase, importation, transfer or gift of assistive devices or
on assistive devices	8	health materials to persons with disability shall not be subject to any tax, duties,
	9	surcharges or any levies whatsoever.
Equal right to	10	62. Persons with disabilities shall have the right to work, on an equal
work	11	basis with others; this includes the right to opportunity to gain a living by work
	12	freely chosen or accepted in a labour market and work environment that is
	13	open.
Prohibition of discrimination	14	63(1) No employer or his agent or purported agent shall
discrimination	15	discriminate against a person with disability in any manner whatsoever and in
	16	particular but not limited to:
	17	(a) job application procedure;
	18	(b) the terms and conditions of employment;
	19	(c) denying the employee access or limiting the employee's access to
	20	opportunity for promotion, advancement, transfer or training, or to any other
	21	benefit associated with employment;
	22	(d) on the job training;
	23	(e) accommodation, where applicable;
	24	(f) employee compensation;
	25	(g) dismissal mainly on the ground of disability; or
	26	(h) subjecting the employee to any other detriment.
Penalty	27	(2) Any person in breach of this section shall be personally liable to
	28	damages of N50,000 payable to the affected person with disability.
	29	(3) Where a company is in breach of this section:
	30	(a) the company shall be liable to N250,000 damages payable to the

1	affected person with disability, and	
2	(b) any principal officer of the company involved in the violation	
3	shall be liable to N100,000 damages payable to the affected person with	
4	disability.	
5	64(1) No person or corporate body shall subject a person with	Prohibition of forced or
6	disability to slavery or servitude, forced or compulsory labour or undue	compulsory labor
7	disadvantage in any form.	
8	(2) Any person in breach of this section shall be liable to N100,000	Penalty
9	payable to the affected person with disability.	
10	(3) Where a corporate body is in breach of this section-	
11	(a) it shall be liable to N500,000 payable the affected person with	
12	disability; and	
13	(b) any principal officer involved in the violation shall be liable to	
14	N100,000 payable to the affected person with disability.	
15	65. Government shall take steps to ensure the self reliance of	Self reliance of persons with
16	persons with disabilities and accordingly give adequate assistance to	disabilities
17	persons with disabilities who desire to be self employed.	
18	66(1) No employee shall be relieved of his employment on the	Job security
19	ground of disability sustained during his employment.	
20	(2) An employer of labour whose employee sustained a disability	
21	during his employment shall:	
22	(a) retain and re train the employee to still be effective in the	
23	employment; or	
24	(b) pay him off with a sum that is not less than the aggregate value	
25	of his 48 months salary, if his disability is of such degree that permanently	
26	renders him unable to discharge his function or any other function that may	
27	be assigned to him in the employment;	
28	(c) in the case of paragraph (b), if the disability is sustained in the	
29	course of the employment, the employee's compensation shall not be less	
30	than the aggregate value of his 60 months salary.	

	i	(3) Government should assist employers of persons with disabilities
	2	in providing the necessary facilities and enabling environment for the
	3	employee with disability to function maximally.
	4	PART XVIII - ADEQUATE STANDARD OF LIVING AND SOCIAL PROTECTION
Good standard of living	5	67(1) All levels of government shall take appropriate steps to ensure
<b>3.</b>	6	that persons with disabilities have good standard of living for themselves and
	7	their families, including adequate food, clothing and housing, and to the
	8	continuous improvement of living conditions.
Special consideration	9	68. All levels of government shall give special consideration to
Consideration	10	persons with disabilities in all welfare, social development, poverty in
	11	Government policies reduction and other programs.
Accommodation	12	69. Where accommodation is being provided by schools for their
	13	students; employers for their employees; service providers .for their
	14	customers; organisations for their members; government for the people and in
	15	any other circumstance whatsoever, persons with disabilities shall be given
	16	first consideration.
	17	PART XIX - PARTICIPATION IN POLITICS AND PUBLIC LIFE
Participation in	18	70. Persons with disabilities shall be encouraged to fully participate
	19	in politics and public life directly or through freely chosen
	20	representatives.
Electoral	21	71(1) The Electoral authority shall ensure that-
) Coccaires	22	(a) registration and voting procedures, facilities and materials are
	23	appropriate, accessible and easy to understand and use by persons with
	24	disabilities;
	25	(b) registration venues and polling stations are accessible to persons
	26	with disabilities.
	27	(2) Persons with disabilities shall have the right to vote in elections
	28	and public referendums without intimidation, and to stand for elections, to
	29	effectively hold office and perform all public functions at all levels of
	30	government;

I	(3) Persons with disabilities shall be unfettered in the exercise of	
2	their franchise, and to this end, where necessary, at their request, shall be	
3	allowed to be assisted in voting by a person of their own choice;	
-1	(4) Government shall actively promote an environment in which	
5	persons with disabilities can effectively and fully participate in:	
6	(a) the conduct of public affairs, without discrimination;	
7	(b) non governmental organizations and associations concerned	
8	with the public and political life of the country; and	
9	(c) activities and administration of political parties.	
10	72. Political parties shall ensure that persons with disabilities	Assistance for
11	vying for elective political offices receive maximum support from the	persons with disabilities seeking elective offices by politics
12	party.	omicos by pomic.
13	PART XX - PARTICIPATION IN CULTURAL LIFE, RECREATION, LEISURE	
14	AND SPORT.	
15	73. The right of persons with disabilities to take part on an equal	Right to cultural life
16	basis with others in cultural life is hereby guaranteed, and accordingly	
17	government shall take all appropriate measures to ensure that persons with	
18	disabilities:	
19	(a) enjoy access to cultural materials in accessible formats;	
20	(b) enjoy access to television programmes, films, theatres and	
21	other cultural activities, in accessible formats;	
22	(c) enjoy access to places for cultural performances or services,	
23	such as theatres, museums, cinemas, libraries and tourism services, and, as	
24	far as possible, enjoy access to monuments and sites of national cultural	
25	importance.	
26	74. Government shall take appropriate measures to enable	Opportunities to develop potential
27	persons with disabilities to have the opportunity to develop and utilize their	develop potential
28	creative, artistic and intellectual potential, not only for their own benefits,	
29	but also for the enrichment of the society.	

Access to cultural	1	75. Government shall take all appropriate steps, in accordance with
naterial	2	international law, to ensure that intellectual property laws and practices do not
	3	constitute an unreasonable or discriminatory barrier to access by persons with
	4,	disabilities to cultural materials.
Recognition of inguistic identities	5	76. Persons with disabilities shall be entitled, on an equal basis with
	6	others, to recognition and support of their specific cultural and linguistic
	7	identities, including sign languages and deaf culture.
Development of	8	77. With a view to enabling persons with disabilities to participate on
special sports	9	an equal basis with others in recreational, leisure and sporting activities,
	10	government shall take appropriate measures:
	11	(a) to encourage and promote the participation, to the fullest extent
	12	possible, of persons with disabilities in mainstream sporting activities at all
	13	levels;
	14	(b) to ensure that persons with disabilities have an opportunity to
	15	organize, develop and participate in disability specific sporting and
	16	recreational activities and, to this end-
	17	(i) encourage the provision, on an equal basis with others, of
	18	appropriate instruction, training and resources;
	19	(ii) to ensure that persons with disabilities have access to sporting,
	20	recreational and tourism venues; and
	21	(iii) to ensure that children with disabilities have equal access with
	22	other children to participation in play, recreation and leisure and sporting
	23	activities, including those activities in the school system.
	24	PART XXI - INTERPRETATION
nterpretation	25	78(1) In this Bill, unless it is otherwise expressly provided:
	26	"Accommodation" (in the context of housing) includes residential or business
	27	accommodation;
	28	"Accommodation" (in the context of consideration to be extended to persons
	29	with disability) includes steps, measures, facilities and technology to facilitate
	30	their inclusion in various facets of life as envisaged by this Bill;

1	"Auxiliary aid" means equipment (other than a palliative or therapeutic
2	device) that provides assistance to a person with disability to alleviate the
3	effects of the disability;
4	"Club" includes an association (whether registered or not, incorporate or
5	incorporated) of persons associated together for social, literacy, cultural,
6	political, sporting, athletic or other purposes that provides and maintains its
7	facilities, in whole or in part, from the funds of the association;
8	" Commission agent" means a person who does work for another person as
9	the agent of that other person and who is remunerated, whether in whole or
10	in part;
11	"Disabled" means having a disability;
12	"Discrimination" means differential treatment, and its verbs and infinite
13	form (discriminate, to discriminate) have the corresponding signification;
14	"Document" includes any books, register or other record of information,
15	however compiled, recorded or stored;
16	"Educational authority" means a body of person(s) administrating an
17	educational institution;
18	"Educational institution" means a school, college, university or other
19	institution at which education or training is provided;
20	"Employee" includes applicant or prospective employee, commission
21	agent, contract worker, independent contractor, or person applying to be
22	commission agent, contract worker or independent contractor;
23	"Employer" includes prospective employer, principal and a person who
24	engages or proposes to engage a commission agent, contract worker or
25	independent contractor;
26	"Employment agency" means any persons who, or body that, whether for
27	payment or not, assist persons to find employment or other work or assists
28	employers to find employees or workers;
29	"Function" includes duty;
30	"Government employee" means a person who is appointed, employed or

- engaged in the public service of, or by a public authority of the Federation, a
- 2 State, the Federal Capital Territory or a Local government, or holds an
- 3 administrative office;
- 4 "Instrumentality of a State" means a body or authority established for a public
- purpose by a Law of a State and includes a Local Government body;
- "Person" includes natural, artificial, juristic or juridical persons, companies,
- 7 enterprises, firms, organisations, association, government departments,
- 8 ministries, parastatals;
- 9 "Person with disability" means a person who has received preliminary or
- permanent certificate of disability to have condition which is expected to
- 11 continue permanently or for a considerable length of time which can
- reasonably 'be expected to limit the person's functional ability substantially,
- but not limited to seeing, hearing, thinking, ambulating, climbing, descending,
- lifting, grasping, rising, and includes any related function or any limitation due
- to weakness or significantly decreased endurance so that he cannot perform his
- everyday routine, living and working without significantly increased hardship
- and vulnerability to everyday obstacles and hazards;
- "President" means President and Commander in Chief of the Armed Forces of
- 19 the Federal Republic of Nigeria;
- "Premises" include a structure, building, aircraft, vehicle or vessel; a place
- 21 (whether enclosed or built on or not); and a part of any premises;
- 22 "Principal" means:
- (a) in relation to commission agent a person for whom the
- 24 commission agent does work as a commission agent,
- (b) in relation to contract worker a person for whom the contract
- worker does work under a contract between the employer of the contract
- worker and the person;
- "Public Building" means any building where entry to members of the public is
- 29 not restricted;
- "Relative" in relation to a person, means a person who is related to the first

1	mentioned person by blood, marriage affinity or adoption;	•
2	"Special Facilities" means any provision whether movable or immovable	
3	that will enhance easy access and enjoyment in public buildings by persons	
4	with disability;	
5	"State" means each of the States of the Federation, and includes the Federal	
6	Capital Territory;	
7	"Student" in relation to an education institution, includes a candidate or	
8	applicant for admission into that education institution.	
9	(2) This Bill includes any regulation made hereunder-	
10	"Undue hardship" means significant difficulty or expense, when considered	
11	in light of such factor as:	
12	(a) the nature and cost of the accommodation needed to take care of	
13	a disabled person's special needs;	
14	(b) the overall financial resources of the facility or facilities	
15	involved in the provision of the reasonable accommodation, the number of	
16	persons employed at such facility;	
17	(c) the effect on expenses and resources, or the impact otherwise of	
18	such accommodation upon the operation of the facility;	
19	(d) the overall finances of the person or organisation having to deal	
20	with persons with disability, with the overall size if his or its business with	
21	respect to the number of its employees, the number, type, and location of its	•
22	facilities; and	
23	(e) the type of operation or operations of such person or	
24	organisation, including the composition, structure, and function of his or its	
25	workforce, the geographic separateness, administrative, or fiscal	
26	relationship of the facility or facilities in question to such person or	
27	organisation.	
28	79. This Bill may be cited as Nigerians with Disabilities Bill,	Citation
29	2016.	

1	SCHEDULE
2	SPECIAL FACILITIES
3	Section 18 (2)
4	1. Wheel chairs
5	Clear floors or ground space on wheel chairs, wheel chair passage and turning
6	space.
7	2. Crutches, guide canes etc.
8	3. Hearing Aid
9	4. Curb ramps
10	. 5. Ramps
11	6. Handrails, grab bars
12	7. Stain shopping stairs
13	8. Elevators/Lifts
14	9. Windows
15	10. Entrance Doors
16	11. Drinking fountains and water cookers
17	12. Toilet facilities
18	Door Protective and Re opening Devices Maneuvering entrances at Doors
19	13. Parking spaces and passenger loading zones
20	14. Accessible routes including walk ways, halls, windows, aisles and
21	spaces
22	15. Alarm-
23	Audible Alarms;
24	Visual Alarms;
25	Auxiliary Alarms.

## EXPLANATORY MEMORANDUM

This Bill seeks to ensure full integration of Nigerian with disability into the society and eliminate all forms of discrimination against them.