

**A BILL**

**FOR**

AN ACT TO AMEND THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA TO CONFER POWERS ON THE NATIONAL ASSEMBLY TO TAKE OVER FUNCTIONS OF STATE ASSEMBLY WHERE THE ASSEMBLY IS UNABLE TO PERFORM ITS FUNCTION BY REASON OF THE SITUATION PREVAILING IN THE STATE ASSEMBLY

*Sponsored by Hon. Raphael Nnanna Igbokwe*

[ ] Commencement

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

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1. The Constitution of the Federal Republic of Nigeria (As Amended) hereafter referred to as "the principal Act" is hereby further amended as set out in this Bill.

2. Section 11 sub-sections (4) of the principal Act is amended by adding new sub- sections 4 (a) and 4 (b) to read:

4(a) At any time when any House of Assembly of a State is unable to perform its functions by reason of any situation prevailing in the State House of Assembly or any other reason, the National Assembly shall through a resolution of each House take over the functions of the State House of Assembly;

4(b) The National Assembly may make such laws for the peace, order peace and good governance of that State with respect to matters on which a House of Assembly may make laws as may appear to the National Assembly to be necessary or expedient until such a time as the House of Assembly is able to resume its functions; and any such laws enacted by the National Assembly pursuant to this section shall have effect as if they were laws enacted by the House of Assembly of the State Provided that nothing in this section shall be construed as conferring on the National Assembly
- Amendment of the Principal Act

Citation

- 1 powers to remove the Governor or Deputy Governor of the State from office.
- 2 3. This Bill may be cited as Constitution of the Federal Republic of
- 3 Nigeria (Amendment) Bill, 2016.

## EXPLANATORY MEMORANDUM

The Bill seek to amend section 11 (4) of the Constitution to give powers to the National Assembly to take over the functions of a State House of Assembly at any time is unable to perform its functions by reason of the situation prevailing in that State House of Assembly or any other reason. It thus tend to eliminate any vacuum in the conduct of Legislative Business in the Legislative Arm of Government of a State.