

A BILL

FOR

AN ACT TO AMEND TRAFFICKING IN PERSONS (PROHIBITION) LAW ENFORCEMENT AND ADMINISTRATION ACT NO. 28 OF 2005 TO PROHIBIT RACKETEERING WITH HUMAN PREGNANCY OR OPERATION OF BABY PRODUCTION FACTORY, HARBOURING OF PREGNANCY PERSONS UNDER THE AGE OF 18 AND ABOVE OR SELLING OR ATTEMPTING TO SELL NEW BORN BABY AND FOR RELATED MATTERS, 2016.

Sponsored by Hon. Enitan Dolapo Badru

[] Commencement

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

1 1.-(1) The Trafficking in Persons (Prohibition) Law Enforcement
2 and Administration Act No. 28 of 2005 (in this Bill referred to as "the
3 Principal Act") is amended as set out in this Bill.

Amendment of
the Trafficking in
Persons
(Prohibition) Law
Enforcement and
Administration
Act No. 28 2005

4 2. The Principal Act is hereby amended by inserting a new
5 Insertion of New "Section 25A after the existing Section 25 as follows:

6 "25 Without prejudice to any existing law, a person who:

7 (a) operates a baby care center, institution or surrogate home that is
8 not registered with appropriate government Institution, or unlawfully takes
9 custody or secures taken of custody of a baby or female person, commits an
10 offence and is liable on conviction to imprisonment for a term not below 2
11 years or a fine of N1,000,000 or both;

12 (b) unlawfully takes, entices or harbours any pregnant woman out
13 of the custody of her parents or guardians for the purpose of racketeering
14 with such pregnancy, or willingly, sells or attempts to sell a baby, commits is
15 an offence and is liable on conviction to imprisonment for a term not below
16 10 years";

17 (c) And also unlawfully takes custody of a female person with the

1 motive of using her as sex slave or as commercial sex worker or for the purpose
2 of causing her to be impregnated for babies, commits an offence and is liable on
3 conviction to imprisonment for a term not more than two (2) years or a fine of
4 N1,000,000 or both;

5 (d) Unlawfully takes custody of a male person with the intention of
6 causing him to impregnate female persons(s) for making babies for
7 commercial purpose commits an offence and is liable on conviction to
8 imprisonment for a term not exceeding two (2) years or fine of N1,000,000 or
9 both; and

10 (e) Unlawfully engages in any of the acts enumerated in sub-
11 paragraph (a), (b), (c) and (d) for the purpose of collecting pecuniary returns
12 from the activities commits an offence.

Short Title

13 3. This Bill may be cited as Trafficking in Persons (Prohibition) Law
14 Enforcement and Administration Act (Amendment) Bill, 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to amend Trafficking in Persons (Prohibition) Law Enforcement and Administration Act No. 28 of 2005 to prohibit racketeering with human pregnancy or operation of baby production factory, harbouring of pregnancy of a person under or above the age of 18 or out of parents or guardian custody, or selling or attempting to sell newborn babies.