

OFFICIAL SECRETS ACT (AMENDMENT) BILL, 2016

ARRANGEMENT OF CLAUSES

Clause.

1. Amendment of Cap. O13 LFN, 2004
2. Amendment of section 1
3. Amendment of section 2
4. Amendment of section 3
5. Amendment of section 4
6. Amendment of section 7
7. Amendment of section 10
8. Citation

A BILL

FOR

AN ACT TO AMEND THE OFFICIAL SECRETS ACT CAP. O3 LAWS OF THE
FEDERATION OF NIGERIA, 2004, TO REFLECT THE NEW TITLE OF THE ACT,
INCLUDE OTHER SECURITY AGENCIES, INCREASE SOME PENALTIES; AND FOR
RELATED MATTERS

Sponsored by Hon. Aminu Suleiman

[] Commencement

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

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| 1 | 1. The Official Secrets Act Cap. O3 Laws of the Federation of | Amendment of |
| 2 | Nigeria, 2004 (in this Bill referred to as "the Principal Act") is amended as | Cap. O3 LFN. |
| 3 | set out in this Bill. | 2004 |
| 4 | 2. Section 1 of the Principal Act is amended- | Amendment of |
| 5 | (a) in subsection (2), by inserting before the word, "fails" in line 1, | Section 1 |
| 6 | the word, "intentionally"; and | |
| 7 | (b) in subsection (3) (b), by inserting after the word, "Force" in line | |
| 8 | 3, the words, "Defence Intelligence Agency, National Intelligence Agency" | |
| 9 | and State Security Services". | |
| 10 | 3. Section 2 (d) of the Principal Act is amended by deleting the | Amendment of |
| 11 | words, "or to" before the word, "anything" in line 2. | Section 2 |
| 12 | 4. Section 3 (1) of the Principal Act is amended by inserting after | Amendment of |
| 13 | the word, "President" in line 4, the words, "or any other person authorized by | Section 3 |
| 14 | the President in that behalf". | |
| 15 | 5. Section 4 (2) of the Principal Act is amended by substituting for- | Amendment of |
| 16 | (a) the words, "three months" in line 4, the words, "one year"; and | Section 4 |
| 17 | (b) the expression, "N100" in line 4, the expression, "N50,000". | |
| 18 | 6. Section 7 of the Principal Act is amended- | Amendment of |
| 19 | (a) in subsection (1) (b), by substituting for the word, "two" after | Section 7 |

1 the word, "exceeding" in line 1, the word, "fourteen";

2 (b) in subsection (2), by substituting for the expression, "N100" after
3 the word, "exceeding" in line 3, the expression, "N50,000".

4 (c) in subsection (3), by deleting the words, "and the instrument by
5 which permissions is signified for the beginning of any such proceeding shall
6 state whether the proceedings shall be summary or on indictment"; and

7 (d) in subsection (1) (a), by deleting the words, "on indictment" after
8 the word, "conviction" in line 1.

Amendment of
Section 10

9 7. Section 10 of the Principal Act is amended by substituting for the
10 words, "Official Secrets" after the word, "the" in line 1, and wherever it appears
11 in the Act the words "Classified Information".

Citation

12 8. This Bill may be cited as the Official Secrets (Amendment) Bill,
13 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Official Secrets Act Cap. O3 Laws of the Federation of Nigeria, 2004, to include the other security agencies as Agency where a person can defend himself from disclosing classified matter, change the name of the Act and increase some penalties.