

A BILL**FOR**

**AN ACT TO AMEND THE NATIONAL EMERGENCY MANAGEMENT AGENCY
(ESTABLISHMENT, ETC.) ACT, CAP.N34, LFN, 2004; AND FOR RELATED
MATTERS**

Sponsored by Hon. Ali Isa J.C

[] Commencement

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

1 **1. The National Emergency Management Agency (Establishment,**
2 **Etc.) Act, CAP.N34, Laws of the Federation of Nigeria, 2004 (hereinafter**
3 **referred to as "Principal Act") is amended as set out hereunder.**

Amendment of
National Emergency
Management
Agency Act, 2004

4 **2. Section 6 (1) of the Principal Act is amended by adding new**
5 **paragraph (P) to read thus:**

Amendment of
Section 6

6 “(p)(i) co-ordinate and facilitate the activation of national toll free
7 emergency number(s) for the purpose of receiving requests considered as
8 emergencies from members of the public, responding as well as routing and
9 transmitting such requests to relevant emergency response agencies;

10 (ii) promote and enhance public safety by assuming and
11 functioning as custodian and operator of national toll free emergency
12 numbers including 112 being the exclusive national public emergency
13 number and any other numbers as may be determined by the Agency;

14 (iii) provide or cause to be provided critical emergency response
15 assets for the benefit of the public including but not limited to call centre and
16 dispatch infrastructure to manage response to distress or emergency calls,
17 equipment, technology, manpower, logistics, human capital development,
18 buildings and such as is required to assist the public in the case of an
19 emergency;

20 (iv) collect or cause to be collected an emergency response support

1 levy (ERSL) being a monthly levy and not a per-call charge of not less than
2 twenty naira to be automatically billed to subscribers with active mobile and
3 fixed telephone lines connected to the services provided by telecommunication
4 network providers in Nigeria to fund the acquisition, procurement, delivery,
5 operation and maintenance of critical emergency response assets in line with
6 the provision of Section 6 (1) (P iii);

7 (v) ensure that emergency communication request from members of
8 the public made through calls to the 112 emergency number are carried, routed
9 to the relevant emergency response agencies at all times and at no costs to the
10 caller and the agency concerned shall within sixty (60) minutes of receipt of the
11 call response by turning to the scene of event”.

Amendment of
Section 11

12 3. Section 11 (2) of the Principal Act is amended by inserting the
13 words “including hazard allowances” after the word “allowances” in line 1
14 thereof.

Amendment of
Section 13

15 4.-(1) Section 13 (2) (d) of the Principal Act is amended by adding
16 paragraph (iii) to read thus:

17 “(iii) Members of the public”.

18 (2) Section 13 (2) of the Principal Act is further amended by adding
19 new paragraphs (h-j) to read thus:

20 “(h) 20% of the ecological fund due to each State shall be deducted
21 from source and consequently remitted to the State Emergency Management
22 Agencies (referred to in the Principal Act as “the State Committee”);

23 “(i) any such money collected as emergency response support levy
24 (ERSL) shall be subject to remittance to a dedicated emergency response
25 support levy (ERSL) Bank account held in the Agency within the first two
26 weeks of every month including collections made in the previous month”;

27 “(j) the Agency shall receive the emergency response support levy
28 (ERSL) accruing to it less application fees due to its technology service
29 provider and telecommunication network providers for the purposes of off-
30 setting the administration costs incurred by such providers in relation to call

1 dispatch technology infrastructure, billing, collecting and remitting of the
2 emergency response support levy (ERSL)”.
3

4 5.-(1) Section 14 of the Principal Act is amended by re-numbering Amendment of
5 the entire provisions of section 14 as subsection 1, and a new subsection 2 is Section 14
6 introduced and read thus:

7 “2. the emergency response support levy (ERSL) shall be paid for
8 each month or portion of a month for which the telephone subscriber
9 receives services from any telecommunication network provider in
10 Nigeria”.

11 (2) Section 14 of the Principal Act is further amended by adding the
12 words “and services” after the word “purchases” in subsection 2(d) thereof.

13 6.-(1) Section 20 (2)(b) (ii) of the Principal Act is amended by Amendment of
14 substituting for the figure “N50,000” the figure “N5,000,000” and Section 20
15 substituting the word “six” with the word “twelve” after the words “term of
16 six months” in line 2 thereof.

17 (2) Section 20 of the Principal Act is further amended by adding
18 Sub-section (4) to read thus:

19 “(4) Any member of the public who makes frivolous calls to the
20 112 emergency number to waste time and resources of such critical life-
21 saving national asset shall be guilty of an offence and liable to a fine of
22 N100,000 or imprisonment of six month or both”.

23 7. This Bill may be cited as the National Emergency Management Short Title
Agency Establishment, Etc. (Amendment) Bill, 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to provide alternative source of funding to the National Emergency Management Agency with a view to developing its infrastructure, by way of procuring car, air, boat ambulances, and such other equipment the Agency need to quickly respond to emergencies nationwide. It also seeks to provide hazard allowances for the employees of the Agency to serve as morale booster taking into consideration the nature of their work.

The Bill further seeks to provide funds for the State Emergency Agencies to provide succour in cases of emergencies before the intervention of National Emergency Management Agency.