

# A BILL

## FOR

AN ACT TO ALTER THE 1999 CONSTITUTION (AS AMENDED) AND FOR RELATED MATTERS

*Sponsored by Hon. Leo'okuweh Ogor*

[ ] Commencement

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

1           1. The Constitution of the Federal Republic of Nigeria Cap C23,  
2           Laws of the Federation of Nigeria 2004 (hereinafter referred to as "The  
3           Principal Act" is hereby amended.

4           2. Section 44 Subsection 3 of "The Principal Act" is altered such  
5           that the new Subsection 3 to read as follows:

Alteration of  
Section 44 of the  
Constitution

6           3. Notwithstanding the foregoing Provisions of this Section; the  
7           entire property in and control of all Minerals, Mineral oils and Natural gas  
8           in, under or upon any land in Nigeria or in, under or upon the territorial  
9           waters and the Exclusive Economic Zone of Nigeria shall vest in the  
10          Government of the States and shall be managed in such manner as may be  
11          prescribed by the State House of Assembly of each state, provided that the  
12          percentage of taxes to be paid to the Federal Government shall be fixed by  
13          the National Assembly.

14          4. Any amount standing to the credit of the states from the  
15          exploration of any Minerals, Mineral oils and Natural gas in, under or upon  
16          any land in the State or in, under or upon the territorial waters and the  
17          Exclusive Economic Zone of the State shall be distributed between the state  
18          and the Local Government of source on such term and in such manner as  
19          prescribed by the National Assembly.

20          Section 162 is deleted.

Citation

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5. This Bill may be cited as the Constitution of the Federal Republic of Nigeria (Alteration) Bill, 2016.

EXPLANATORY MEMORANDUM

This Bill seeks to vest the control of the revenues derived from Minerals, mineral oils and natural gas in, under or upon any land in the states of the Federation, in the state Governments of the Federation, with the state governments paying as tax, a percentage of the derived revenue from the minerals, mineral oils and natural gas to the Federal Government as may be prescribed by the National Assembly.