

A BILL

FOR

AN ACT TO ESTABLISH THE ECOLOGICAL FUND FOR THE PURPOSES OF FUNDING CERTAIN FEDERAL AGENCIES DEALING WITH ENVIRONMENTAL AND ECOLOGICAL PROBLEMS AND FOR RELATED MATTERS

Sponsored By Senator Hassan Mahamadu

[] Commencement

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

1 1.-(1) There is hereby established at the Presidency, a special
2 Fund known as the Ecological Fund (hereinafter referred to as the
3 Fund).

Establishment of
the Ecological
Fund

4 (2) The Fund shall be maintained and administered under the
5 authority of the President, Commander-in-Chief of the Armed Forces or as
6 designated by the President.

7 2. There shall be paid into the Fund not less than 3 percent
8 of the total consolidated revenue of the Federal Government from the
9 annual budget.

10 3. Fund shall be used in funding Agencies established by
11 Acts of the National Assembly and charged with the responsibilities of
12 dealing with environmental and ecological problems.

13 4.-(1) The Agencies that would benefit from the Fund are-

14 (a) the National Ecological Agency (NEA) (when passed into
15 law);

16 (b) the National Environmental Standards Regulatory and
17 Enforcement Agency (NESREA);

18 (c) the National Oil Spill Detection and Response Agency
19 (NOSDRA); and

1 (d) the National Emergency Management Agency (NEMA).

2 5. The Distribution of the Fund shall be determined in such
3 proportions to the Beneficiaries as specified in this section without
4 prejudice to other sources of funding in the Acts establishing these
5 Agencies:

6 (a) the National Oil Spill Detection and Response Agency
7 (NOSDRA) 10%;

8 (b) National Ecological Agency (NEA) 40%;

9 (c) National Environmental Standards Regulatory and Enforcement
10 Agency (NESREA) 15 %;

11 (d) National Emergency Management Agency (NEMA) 20%.

12 6. Nothing in Section 4 and 5 of this Bill shall preclude the
13 National Assembly from establishing any other Agency or body, however
14 styled to benefit from the Fund.

15 7. Any monies outstanding in the credit of the Fund after
16 disbursement to the Statutory Agencies under its jurisdiction shall be
17 kept in a special account at the Central Bank of Nigeria.

18 8. The monies may be disbursed among other uses, as special grant-
19 in-aid, as shall be approved by the National Assembly, to governments of
20 States in Nigeria and to countries in the international community to take
21 care of incidents of environmental or ecological disasters or emergencies
22 that may occur in any of those States or countries.

23 9. The President, Commander-in-Chief of the Armed Forces of
24 Nigeria shall submit annual returns of the Accruals to the Fund and the
25 disbursement there from to each House of the National Assembly before the 30
26 day of June of each succeeding year.

27 10.-(1) From the commencement of this Act, the following
28 enactments shall stand repealed, namely-

29 (a) the Ecological Fund Act 36 of 1988; and

30 (b) the Ecological Fund (Amendment) Act 106 of 1992.

1 (2) Any monies outstanding in the credit of the erstwhile
2 Ecological Fund shall be transferred in whole to the Fund established
3 under this Act.

4 11. This Act may be cited as the Ecological Fund Bill, 2017.

EXPLANATORY MEMORANDUM

This Act seeks to establish the Ecological Fund and charges it with the responsibilities of providing funding for certain Federal Agencies involved in dealing with environmental or ecological problems.

The Fund shall also provide special grants-in-aid to governments of States and other countries in cases of environmental or ecological disasters.

It also seeks to repeal the Ecological Fund No 36 of 1988 and the Amendment Act No 106 of 1992.

