

A BILL

FOR

AN ACT TO AMEND THE CHILD'S RIGHT ACT, 2003, TO PROVIDE FOR A PERSON CONVICTED OF ATTEMPTED RAPE TO BE UNSUITABLE TO WORK WITH CHILDREN; AND TO PROVIDE FOR MATTERS CONNECTED THEREWITH

Sponsored by Senator Chukwuemeka Uwajumogu

[] Commencement

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

1 1. Section 120 of the Children's Act 2005, Act 38 of 2005
2 (hereinafter referred to as the principal Act), is hereby amended:

Amendment of
Section 120 of
Act 2003

3 (a) by the substitution for subsection (4) of the following
4 subsection: "(4) in criminal proceedings, a person must be found unsuitable
5 to work with children:

6 (i) on conviction of murder, attempted murder, rape, attempted
7 rape, indecent assault or assault with the intent to do grievous bodily harm
8 with regard to a child; or

9 (ii) if a court makes a finding and gives a direction in terms of the
10 Criminal Procedure Act that the person is by reason of mental illness or
11 mental defect not capable of understanding the proceedings so as to make a
12 proper defence or was by reason of mental illness or mental defect not
13 criminally responsible for the act which constituted murder, attempted
14 murder, rape, attempted rape, indecent assault or assault with the intent to do
15 grievous bodily harm with regard to a child."; and

16 (b) by the substitution for subsection (5) of the following
17 subsection:

18 “(5) Any person who has been convicted of murder, attempted
19 murder, rape, attempted rape, indecent assault or assault with the intent to do

1 grievous bodily harm with regard to a child during the five years preceding the
2 commencement of this Chapter, is deemed to have been found unsuitable to
3 work with children.”

Citation

4 2. This Bill may be cited as the Child's Right Act (Amendment) Bill,
5 2017.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Child's Right Act, 2003, to provide for a person convicted of attempted rape to be unsuitable to work with children.