

INLAND FISHERIES ACT (AMENDMENT) BILL, 2017

ARRANGEMENT OF CLAUSES

*Clause:*

1. Amendment of the Principal Act
2. Substitution of the section 4 (2) of the Principal Act
3. Substitution of the section 5 (3) of the Principal Act
4. Substitution of the section 6 (2) of the Principal Act
5. Substitution of the section 7 (2) of the Principal Act
6. Substitution of the section 8 (2) of the Principal Act
7. Substitution of the section 9 (2) of the Principal Act
8. Substitution of the section 10 (2) of the Principal Act
9. Substitution of the section 11 (2) of the Principal Act
10. Substitution of the regulation 12 (C) of the subsidiary legislation to  
the principal Act
11. Citation



# A BILL

## FOR

AN ACT TO AMEND THE INLAND FISHERIES ACT CAP I10 LAWS OF THE  
FEDERATION OF NIGERIA, 2004

*Sponsored Senator Rilwan Adesoji Akambi*

[ ] Commencement

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

- 1           1. The Inland Fisheries Act Cap I10 Laws of the Federation of   Amendment of  
2 Nigeria, 2004 (in this Bill referred to as "the Principal Act") is amended as   the Principal Act  
3 set out in this Bill.
- 4           2. Section 4 of the Principal Act is amended by substituting   Substitution of  
5 existing subsection (2) for new subsection (2):   the section 4(2)  
6            "A person who fails to exhibit a registration number on his craft as   of the Principal  
7 required under subsection (1) of this section commits an offence and is liable   Act  
8 on conviction to a fine of N5,000 or imprisonment for a term of six months  
9 or to both such fine and imprisonment."
- 10          3. Section 5 of the Principal Act is amended by substituting   Substitution of  
11 existing subsection (3) for new subsection (3):   the section 5(3)  
12          "A person who contravenes a provision of subsection (1) or (2) of   of the Principal  
13 this section commits an offence and is liable on conviction to a fine of   Act  
14 N5,000 or imprisonment for a term of six months or to both such fine and  
15 imprisonment and, in addition, the net and catch shall be fortified to the  
16 government of the State in which the offence was committed."
- 17          4. Section 6 of the Act is amended by substituting existing   Substitution of  
18 subsection (2) for new subsection (2):   the section 6(2)  
19          "A person who contravenes a provision of subsection(1) of this   of the Principal  
20 section commits an offence and is liable on conviction to a fine of N50,000   Act

1 or imprisonment for a term of two years or to both such fine and  
2 imprisonment.”

Substitution of  
the section 7(2)  
of the Principal  
Act

3 5. Section 7 of the Act is amended by substituting existing subsection  
4 (2) for new subsection (2):

5 “A person who contravenes a provision of subsection (1) of this  
6 section is guilty of an offence and is liable on conviction to a fine of N5,000 or  
7 to imprisonment for a term of three months or both such fine and  
8 imprisonment.”

Substitution of  
the section 8(2)  
of the Principal  
Act

9 6. Section 8 of the Act is amended by substituting existing subsection  
10 (2) for new subsection (2):

11 “A person who contravenes a provision of subsection (1) of this  
12 section commits an offence and is liable on conviction to a fine of N 1 00,000 or  
13 imprisonment for a term of five years or both such fine and imprisonment and,  
14 in addition, the fish or aquatic animal shall be forfeited to the Federal  
15 Government.”

Substitution of  
the section 9(2)  
of the Principal  
Act

16 7. Section 9 of the Act is amended by substituting existing subsection  
17 (2) for new subsection (2):

18 “A person who fishes in a closed area or during a closed season in  
19 contravention of subsection (1) of this section commits an offence and is liable  
20 on conviction to a fine of N50,000 or imprisonment for a term of two years or to  
21 both such fine and imprisonment.”

Substitution of  
the section 10(2)  
of the Principal  
Act

22 8. Section 10 of the Act is amended by substituting existing  
23 subsection (2) for new subsection (2):

24 “A person who contravenes a provision of subsection (1) of this  
25 section commits an offence and is liable on conviction to a fine of N250,000 or  
26 imprisonment for a term of ten years or to both such fine and imprisonment and  
27 ,in addition, the dam, weir or other fixed barrier or obstruction, if any, shall be  
28 destroyed.”

Substitution of  
the section 11(2)  
of the Principal  
Act

29 9. Section 11 of the Act is amended by substituting existing  
30 subsection (2) for new subsection (2):

1           “A person who contravenes a provision of subsection (1) of this  
2 section commits an offence and is liable on conviction to a fine of N 50,000  
3 or imprisonment for a term of 12 months or to both such fine and  
4 imprisonment and, in addition, the contaminated, infected or spoiled fish or  
5 fish product shall be destroyed.”

6           **10.** Regulation 12 of the Subsidiary Legislation to the Principal Act  
7 is amended by substituting existing 12 (c) for new 12(c):

Substitution of  
the regulation 12(c)  
of the subsidiary  
legislation to the  
Principal Act

8           “Anybody convicted shall pay a fine not more than N20,000”.

9           **11.** This Bill may be cited as the Inland Fisheries Act  
10 (Amendment) Bill, 2017.

Citation

#### EXPLANATORY MEMORANDUM

This Bill seeks to amend the Inland Fisheries Act Cap 110 Laws of the Federation of Nigeria, 2004, to review the penalties upward as they are grossly inadequate by present day standards.

