

A BILL

FOR

AN ACT TO MAKE IT AN OFFENCE FOR VACANT POSITIONS IN THE
FEDERAL CIVIL TO BE FILLED WITHOUT THEIR BEING ADVERTISED AND
FOR OTHER MATTERS CONNECTED THEREWITH

Sponsored by Senator 'Biodun Christine Olujimi

[] Commencement

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

1 1.-(1) As from the commencement of this Act, it shall be an offence
2 for any Federal Government ministry, agency or parastatal to fill a vacancy
3 in their establishment unless:

4 (a) The vacancies are placed on their notice board for Three Months
5 before the commencement of the recruitment exercise;

6 (b) The vacancies and the positions with the requirements are sent
7 to the Federal Civil Service Commission immediately upon the existence of
8 such vacancies for appropriate action.

9 (2) It shall be the duty of the heads of Federal Ministries, Agencies
10 or Parastatals, to ensure the compliance to this Act.

11 2.-(1) Any person who violates the provisions of Section 1 Offences
12 commits an offence and is liable on conviction to a fine not exceeding Three
13 Hundred Thousand Naira (N300,000) or to imprisonment for a term of not
14 more than Two years or to both.

15 (2) Where a Federal Ministry, agency or parastatal commits an
16 offence under subsection (1), any officer, director or agent of the Federal
17 Ministry, agency or parastatal who directed, authorized, assented to or
18 acquiesced or participated in the commission of the offence is a party to and
19 guilty of the offence and is liable on conviction to the punishment provided
20 for the offence, whether or not the Federal Ministry, agency or parastatal has

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| | 1 | been prosecuted for or convicted of the offence. |
| Publication of vacancies | 2 | 3. The Commission shall on the receipt of the information in Section 2 |
| | 3 | and on a monthly basis: |
| | 4 | (a) Publish in two national newspapers and one local newspaper in |
| | 5 | each state of the federation the vacancies and every vacancy in the federal |
| | 6 | Service; |
| | 7 | (b) Paste on the notice board of the headquarters of every local |
| | 8 | government area 'in the federation such vacancies and every vacancy in the |
| | 9 | federal civil service. |
| State High Court have jurisdiction | 10 | 4. The State High Courts shall have jurisdiction over matters in this |
| | 11 | Act. |
| Power to make regulations | 12 | 5. The Minister of Labour and Productivity may with the approval of |
| | 13 | the President make regulations for the implementation of this Act. |
| Interpretation | 14 | 6. In this act unless the context otherwise requires: |
| | 15 | "Commission" means the Federal Civil Service Commission; |
| | 16 | "Federal Civil Service" means service in the Federal Government. |
| Citation | 17 | 7. This Bill may be cited as the Existing Vacancies in the Federal Civil |
| | 18 | Service (Publication) Bill, 2015. |

EXPLANATORY MEMORANDUM

The Bill seeks to promote integrity and transparency in the recruitment of personnel into the Federal Civil Service by making it an offence for a Federal Ministry, agency or parastatal to fill existing vacancies in their organizations if such vacancies have not been published.

EXPLANATORY MEMORANDUM

This Bill seeks to prescribe punishment for any act of undemocratic conduct by elected official aimed at hindering democratic process in Nigeria.