

# A BILL

## FOR

AN ACT TO PROHIBIT THE KILLING OF DONKEYS IN NIGERIA AND THE EXPORTATION OF DONKEYS OR ITS CARCASSES OR DERIVATIVES OUT OF NIGERIA GIVEN THEIR DEPLETION IN NUMBERS; THE THREAT OF EXTINCTION; AND THEIR AESTHETIC, ECOLOGICAL, EDUCATIONAL, HISTORICAL, RECREATIONAL, AND SCIENTIFIC VALUE TO THE NIGERIAN NATION, ITS PEOPLE AND USE PARTICULARLY IN RURAL TRANSPORTATION AND FOR RELATED MATTERS, 2019

*Sponsored by Hon. Garba Datti Muhammad*

[ ] Commencement

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

1 1. Notwithstanding anything contained in the Customs Excise  
2 Tariff, etc. (Consolidation) Act or in any Act or other enactment (including  
3 any statutory instrument or order), it shall be prohibited to export out of  
4 Nigeria a donkey or its carcass or its body parts (including skins) or any  
5 product or derivative of a donkey.

Prohibition of  
exportation of  
donkeys, carcass,  
body parts, etc.

6 2. It shall be unlawful to:

Prohibition of  
killing of donkeys,  
etc.

7 (a) knowingly slaughter or kill a donkey by any means whatsoever;  
8 (b) knowingly ship, transport, move, deliver, receive, possess,  
9 purchase, sell, or donate a donkey to be slaughtered for human consumption  
10 or for food for other animals; or

11 (c) knowingly ship, transport, move, deliver, receive, possess,  
12 purchase, sell, or donate donkey parts for human consumption or for food  
13 for other animals.

14 3. For public health reasons, the carcass of a donkey lying in a  
15 public place may be cremated under the supervision of public health  
16 authorities.

Handling of a  
carcass lying in  
a public place

Offences, penalty, etc.	1	4.- (1) Any person who commits an offence under sections 1 and 2 of
	2	this Bill shall be liable on conviction to imprisonment for ten (10) years.
	3	(2) Where a corporate body or an association of persons commits an
	4	offence under this Bill, the chief executive, leader, head, or director of such a
	5	corporate body or association of persons shall become personally liable for the
	6	penalty prescribed in subsection (1).
	7	(3) In addition to the penalty specified in subsection (1) of this
	8	section-
	9	(a) the goods the export of which is prohibited under this Bill, as well
	10	as any vehicle, vessel, aircraft or other thing whatsoever used in connection
	11	with the exportation or vehicle, tools, devices, structure or building used in
	12	connection with slaughtering or killing a donkey shall be forfeited to the
	13	Federal Government;
	14	(b) any customs officer or other person who aids, counsels, procures,
	15	or conspires with any person to commit an offence under this section, shall be
	16	guilty of an offence and liable on conviction to the same punishment as
	17	prescribed for the offence under subsection (1) of this section.
Jurisdiction of the Federal High Court	18	5. Any offence committed under this Bill shall be triable by the
	19	Federal High Court.
Interpretation	20	6. In this Bill-
	21	"public place" means an indoor or outdoor area (including any highway, wharf,
	22	street, bridge, thoroughfare, any foreshore or any beach or open space,
	23	stadium, any place of public resort or of entertainment, whether privately or
	24	publicly owned, to which the public have any access by right or by invitation,
	25	expressed or implied, whether by payment of money or not, and also includes
	26	all land and land covered with water contiguous to a public place.
Interpretation	27	7. This Bill may be cited as Donkey Export and Killing (Prohibition)
	28	Bill, 2019.

## EXPLANATORY MEMORANDUM

This Bill seeks to prohibit the killing of donkeys in Nigeria and the exportation of donkeys or its carcasses or derivatives out of Nigeria given their depletion in numbers; the threat of extinction; and their aesthetic, ecological, educational, historical, recreational, and scientific value to the Nigerian Nation, its people and use particularly in rural transportation.

