

A BILL

FOR

AN ACT TO AMEND SECTIONS 40 (2) AND 50 (L) (C) OF THE NIGERIAN PORTS AUTHORITY ACT CAP 126, LAWS OF THE FEDERATION, 2004 BY INCREASING THE FINE UNDER THE ACT AND FOR RELATED MATTERS

Sponsored by Hon. Mufutau Adewale Egberongbe

[] Commencement

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

- 1 **1.** The Nigerian Ports Authority Act Cap 126, Laws of the Amendment of
- 2 Federation, 2004 is hereby amended as contained herein. the Nigerian Ports
- 3 **2.** Section 40 (2) of the principal act is amended by deleting the Authority Act
- 4 fine of N5,000 and replaces it with N10,000,000 and delete N500 and Amendment of
- 5 replaces it with N2,000,000 and rearranged as follows: Section 40(2) of
- 6 40. *Power of the Authority to make bye-laws for control, etc., of* the Principal Act
- 7 *wharves:*
- 8 (2) For the breach of any regulation made under subsection (1) of
- 9 this section, the Authority may prescribe, as a penalty, a fine not exceeding
- 10 N10,000,000 and, where the breach is a continuous breach, a further fine not
- 11 exceeding N2,000,000 for every day after the first day during which ,the
- 12 breach continues or imprisonment for a term not exceeding six months or
- 13 both such fine and imprisonment.
- 14 **3.** Section 50 (1)(c) of the principal act is amended by deleting the Amendment of
- 15 fine of N2000 and replaces it with N1,000,000 and rearranged as follows: Section 50 (1) (c)
- 16 50. *Punishment of pilots by pilotage board:* of the Principal
- 17 (1) Where a pilotage board after due inquiry in accordance with the Act
- 18 provisions of this Part of this Act finds that a pilot has.-
- 19 (a) been guilty of misconduct affecting his capability as a pilot; or
- 20 (b) failed in or neglected his duty as a pilot; or

1 (c) become incompetent to act as a pilot,
2 the pilotage board may, in a case under paragraph (a) or paragraph (b) of this
3 subsection, impose a fine not exceeding N1.000.000 or reprimand the pilot and
4 may, in any case, whether in addition to the fine or reprimand or not, suspend
5 the pilot from duty.

Citation

6 4. This Bill may be cited as Nigerian Ports Authority Act
7 (Amendment) Bill, 2020.

EXPLANATORY MEMORANDUM

This Bill seeks to amend Sections 40 (2) and 50 (1) (c) of the Nigerian Ports Authority Act Cap 126, Laws of the Federation, 2004 by increasing the fine under the Act.