

A BILL

FOR

AN ACT TO AMEND THE PROVISIONS OF THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 (AS AMENDED) AND FOR RELATED MATTERS

Sponsored by Hon. Oberuakpefe Anthony Afe

[] Commencement

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

1 **1.** Section 7(5) of the constitution is hereby amended by deleting
2 the words "shall include " in line two of the sub-section and substituting
3 same with the word "beside" and the introduction of the phrase before the
4 full stop mark in line three "shall include":

Amendment of
Section 7

5 (a) Maintenance of law and order in the local government area;

6 (b) Improvement of the environment and the provision of
7 infrastructures.

8 **2.** Section 214(1) is hereby amended by deleting the phrase "and
9 subject to the provisions of this section no other police force shall be
10 established for the Federation or any part thereof" and substituting same
11 with the phrase "and which shall be supported by security outfits so
12 established by states within their respective state boundaries".

Amendment of
Section 214

13 **3.** Section 214 is further amended by the introduction of a new
14 subsection (d)-

15 (d) The state security outfits shall have such powers and duties as
16 the state Houses of Assembly, by enactment, may confer on them:

17 Provided such powers and duties shall not extend to Federal crimes that are
18 vested exclusively on the Nigeria Police Force.

19 **4.** Section 221 of the constitution is hereby amended by the
20 addition of the word " national " immediately before the word "a" in line one

Amendment of
Section 221

- 1 of the section and the word " national " in line three before the word " political ".
- Amendment of
Section 222
- 2 **5.** Section 222 of the constitution is hereby amended by the addition
3 of the word " national" in line two after the word "a".
- 4 **6.** Section 222 is further amended by the introduction of new item (g)
5 to the section thus-
- 6 "the association or political party that has become elevated as a
7 national political party by producing at least 3 elected members in any state
8 house of assembly".
- Amendment of
Section 271
- 9 **7.** Section 271(1) of the constitution is hereby amended by deleting
10 the word " national" in line three and substituting same with the word " state".
- 11 **8.** Section 271(2)of the constitution is hereby amended by deleting
12 the word " national" in line three and replacing same with the word "state"
- 13 **9.** Section 271(5) of the constitution is hereby amended by deleting
14 the word "national" in line one of the subsection and substituting same with the
15 word " state".
- 16 **10.** Section 271 of the constitution is further amended by the
17 introduction of a new subsection (6) thus "A person shall not be qualified to be
18 appointed a judge if he does not get the endorsement of 2/3 members of the
19 local branch of NBA where he is registered, such endorsement shall be decided
20 by a yes integrity confirmatory vote of all members".
- Amendment of
Section 281
- 21 **11.** Section 281(1) of the constitution is hereby amended by deleting
22 the word "national" in line three of the subsection and substituting same with
23 the word "state".
- 24 **12.** Section 281(2) of the constitution is hereby amended by deleting
25 the word "national " in line three of the subsection and substituting same with
26 the word "state ".
- 27 **13.** Section 281(5) of the subsection is hereby amended by deleting
28 the word "national" in line one of the subsection and substituting same with the
29 word "state".
- 30 **14.** Section 281 of the constitution is hereby further amended by the

1 introduction of a new subsection (6) thus-

2 "A person shall not be qualified to be appointed a judge if he does
3 not get the endorsement of 2/3 members of the local branch of the NBA
4 where the person is registered, such endorsement shall be decided by a yes
5 integrity confirmatory vote of all members".

6 **15.** The Bill may be cited as the Constitution of the Federal Citation
7 Republic of Nigeria (Amendment) Bill, 2020.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the constitution of the Federal Republic of Nigeria to provide for additional process of selecting a judge and make local government more responsive to the development of the local area.