

A BILL

FOR

AN ACT TO AMEND THE NORTH-EAST DEVELOPMENT COMMISSION
(ESTABLISHMENT) ACT, TO MAKE PROVISIONS FOR ENHANCED
EFFICIENCY IN THE OPERATIONS OF THE NORTH-EAST DEVELOPMENT
COMMISSION AND FOR RELATED MATTERS

Sponsored by Hon. Khadija Bukar Abba Ibrahim

Co-Sponsors:

Hon. Babajimi Adegoke Benson

Hon. Abdulrazak S. Namdas

Hon. Henry N. Nwawuba

Hon. Sha Aban I. Sharada

Commencement

ENACTED by the National Assembly of the Federal Republic of

Nigeria as follows:

1 1. The North-East Development Commission (Establishment)
2 Act, 2017 (in this Act referred to as "the Principal Act") is amended as set out
3 in this Act.

Aims, Objectives and Application

4 **2. Section 2 of the Principal Act is amended in:**

5 (a.) subsection (2) by substituting for paragraph (e), a new
6 paragraph (e) as follows:

Amendment of Section 2

7 "(e) one person to represent the Federal Ministry responsible for:

8 (i) Humanitarian Affairs, Disaster Management and Social
9 Development.

10 (ii) Finance; and

11 (iii) Budget and National Planning."

(b) subsection 5 (b) by inserting the words "in the" before the words "the" in the recommendation of the Minister" after the word "President" as follows: a

14 (5) The Chairman and other members of the Board shall be:

15 (b) appointed by the president on the recommendation of the
16 Minister and subject to confirmation by the Senate.

Amendment of
Section 8

1 3. Section 8 of the Principal Act is amended in subsection (3) by
2 substituting the word "Minister" for "President" as follows:

3 "(3) In the performance of its functions under this Act, the
4 Commission shall be subject to the direction, control or supervision of the
5 Minister."

Amendment of
Section 9

6 4. Section 9 of the Principal Act is amended in subsection (4) by
7 inserting the words "Subject to approval by the Minister" at the start of the
8 subsection as follows:

9 "(4) Subject to approval by the Minister, the Board may create,
10 increase or decrease the number of Departments, Divisions and Units as it may
11 deem necessary and expedient to facilitate the realisation of the objectives of
12 the Commission."

Amendment of
Section 12

13 5. Section 12 of the Principal Act is amended in subsection (1) by
14 substituting a new paragraph (a) as follows:

15 "(a) be appointed by the President on the recommendation of the
16 Minister subject to confirmation by the Senate of the Federal republic of
17 Nigeria;"

Amendment of
Section 17

18 6. Section 17 of the Principal Act is amended by substituting the word
19 "Board", with the word "Minister" as follows:

20 "17. The Commission may borrow money from financial
21 organisations or other institutions for the purpose of executing its mandate
22 under this Act, subject to the approval of the Minister,"

Amendment of
Section 18

23 7. Section 18 of the Principal Act is amended in subsection (1) by
24 inserting the words "through the Minister" after the word "President" as
25 follows:

26 "(1) The Board shall, not later than 3rd August in each year, submit to
27 the President through the Minister an estimate of the expenditure and income
28 of the Commission during the next succeeding year for approval and forward to
29 the National Assembly for appropriation,"

Amendment of
Section 19

30 8. Section 19 of the Principal Act is amended by deleting the existing

1 Section 19 and substituting a new Section 19 as follows:

2 "19. (1) The Board shall not later than 30th June in each year,
3 submit to the Minister, a report of its activities during the immediately
4 preceding year and shall include in such report the audited accounts of the
5 Commission; and

6 (2) The Minister shall within thirty (30) days of receipt of the
7 report;

8 (a) present a copy of the report to the Federal Executive Council;
9 and

10 (b) present a copy of the report to each House of the National
11 Assembly,"

12 9. Section 21 of the Principal Act is amended by substituting the
13 word "President" with the word "Minister" in line 1 and in the marginal note
14 as follows:

Amendment of
Section 21

15 "21. Subject to this Act, the Minister may give to the Commission
16 directives of a general nature or relating generally to matters of policy with
17 regards to the performance of its functions and the Commission shall
18 comply with the directives."

19 10. Section 26 of the Principal Act is amended by substituting the
20 word "President" with the word "Minister" as follows:

Amendment of
Section 26

21 "26. The Board may, with the approval of the Minister, make
22 regulations for the purposes of giving full effect to this Act."

23 11. Section 27 of the Principal Act is amended by inserting the
24 definition of the word "Minister" before the definition of the word
25 "President" in the Interpretation section as follows:

Amendment of
Section 27

26 "Minister" means the Minister of the Federal Republic of Nigeria
27 responsible for matters relating to Humanitarian Affairs, Disaster
28 Management and Social Development."

29 12. This Bill may be cited as the North-East Development
30 Commission (Amendment) Bill, 2020.

Short title

EXPLANATORY NOTES

This Bill seeks to amend the North-East Development Commission (Establishment) Act, 2017 to make provisions for enhanced efficiency in the operations of the North-East Development Commission.