

LEGISLATIVE HOUSE (POWERS AND PRIVILEGES) ACT (AMENDMENT)
BILL, 2019

ARRANGEMENT OF CLAUSES

Clause:

1. Amendment of Legislative House (Powers and Privileges) Act,
2017
2. Amendment of Section 2
3. Amendment of Section 4
4. Citation

A BILL

FOR

AN ACT TO AMEND THE LEGISLATIVE HOUSE (POWERS AND PRIVILEGES) ACT, 2017 TO PROVIDE PUNISHMENT TO POLICE OR ANY OTHER LAW ENFORCEMENT AGENT THAT REFUSES TO ARREST ANY PERSON, AS DIRECTED BY A LEGISLATIVE HOUSE, TO PROVIDE EXCEPTION TO THE KIND OF PERSON TO BE COMPELLED BY A LEGISLATIVE HOUSE, SUCH AS PRESIDENT OF THE FEDERAL REPUBLIC OF NIGERIA AND THE VICE PRESIDENT, THE EXECUTIVE GOVERNOR AND THE DEPUTY, DIPLOMATS AND THEIR AGENTS, REPRESENTATIVES OF INTERNATIONAL ORGANISATIONS SUCH AS UNITED NATIONS, AFRICAN UNION, EUROPEAN UNION, ECOWAS, AND COMMONWEALTH AND FOR RELATED MATTERS

Sponsored by Hon. Onofiok Luke

[] Commencement

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

- | | |
|---|---|
| <p>1 1. The Legislative House (Powers and Privileges) Act, of 2017 (in</p> <p>2 this Bill referred to as "the Principal Act") is amended as set out in this Bill.</p> <p>3 2. Section 2 of the Principal Act is amended by substituting the</p> <p>4 existing section "2" for a new Section "2"-</p> <p>5 “2(1) A Legislative House or Committee shall have power to</p> <p>6 summon any person in Nigeria to come and testify, give account, tender a</p> <p>7 document or any other record in evidence, in the possession or under control</p> <p>8 of that person as provided in the First Schedule to this Act.</p> <p>9 (2) except President of the Federal Republic of Nigeria and the</p> <p>10 Vice President, the Executive Governor and the Deputy Governor of a State,</p> <p>11 Diplomats and their agents, representatives of International Organisations</p> <p>12 such as United Nations, African Union, European Union, ECOWAS, and</p> <p>13 Commonwealth.”</p> | <p>Amendment of
Legislative House
(Powers and
Privileges)
Act, 2017</p> <p>Amendment of
Section 2</p> |
|---|---|

Amendment of
Section 4

1 **3.** Section 4 of the Principal Act is amended by inserting, after the
2 existing subsection "(2)", a new subsection "(3)"-

3 “(3) a Police or any other law enforcement agent who refused to carry
4 out the order of a Legislative House issued under Section 4(1) of this Act,
5 commits an offence, in the case of-

6 (a) Head of the law enforcement agency, shall vacate his office
7 immediately; and

8 (b) personnel of the Law Enforcement Agency, shall be liable on
9 conviction to imprisonment for a term not exceeding one month.”

Citation

10 **4.** This Bill may be cited as the Legislative House (Powers and
11 Privileges) Act 2017 (Amendment) Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Legislative House (Powers and Privileges) Act, 2017 to provide punishment to Police or any other law enforcement agent that refuses to arrest any person, as directed by a legislative House, to provide exception to the kind of person to be compelled by a legislative House, such as President of the Federal Republic of Nigeria and the Vice President, the Executive Governor and the Deputy, Diplomats and their agents, representatives of International Organisations such as United Nations, African Union, European Union, ECOWAS, and Commonwealth.