



THE SENATE
FEDERAL REPUBLIC OF NIGERIA

**CONSTITUTION OF THE FEDERAL REPUBLIC OF
NIGERIA, 1999
(FIFTH ALTERATION) BILL, NO. 45, 2022**

A BILL
FOR
AN ACT TO ALTER THE PROVISIONS OF THE CONSTITUTION OF THE
FEDERAL REPUBLIC OF NIGERIA, 1999 TO REQUIRE THE PRESIDENT
AND GOVERNORS TO SUBMIT THE NAMES OF PERSONS
NOMINATED AS MINISTERS OR COMMISSIONERS WITHIN SIXTY
DAYS OF TAKING THE OATH OF OFFICE FOR CONFIRMATION BY
THE SENATE OR STATE HOUSE OF ASSEMBLY; AND FOR RELATED
MATTERS.

FIRST READING

TUESDAY, 15TH OCTOBER, 2019

SECOND READING

TUESDAY, 15TH OCTOBER, 2019

THIRD READING AND PASSAGE

TUESDAY, 1ST MARCH, 2022

CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999
(FIFTH ALTERATION) BILL, NO. 45, 2022



Arrangement of Clauses

Clause

1. Alteration of Constitution.
2. Alteration of section 147
3. Alteration of section 192
4. Citation.

A BILL
FOR
AN ACT TO ALTER THE PROVISIONS OF THE CONSTITUTION OF THE FEDERAL
REPUBLIC OF NIGERIA, 1999 TO REQUIRE THE PRESIDENT AND GOVERNORS TO
SUBMIT THE NAMES OF PERSONS NOMINATED AS MINISTERS OR COMMISSIONERS
WITHIN SIXTY DAYS OF TAKING THE OATH OF OFFICE FOR CONFIRMATION BY THE
SENATE OR STATE HOUSE OF ASSEMBLY; AND FOR RELATED MATTERS.

{ } Commencement.

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

1. The Constitution of the Federal Republic of Nigeria 1999 (in this Bill referred to as "the Principal Act") is altered as set out in this Bill. Alteration of Constitution.

2. Section 147 of the Constitution is altered – Alteration of section 147
 - (a) in subsection (2), by inserting after the word "President", in line 3, a new "proviso" –

"Provided that no Ministerial nominee shall be confirmed by the Senate unless evidence of declaration of assets and liabilities of the nominee as prescribed in this Constitution is presented"; and
 - (b) by inserting after subsection (6), a new subsection "(7)"-

"(7) Notwithstanding the provision of subsection (2) of this section, the nomination of any person to the office of a Minister for confirmation by the Senate shall be done within sixty days after the date the President has taken the oath of office.

Provided that the President may appoint a Minister at any other time during his tenure and such appointment shall be subject to confirmation by the Senate".

3. Section 192 of the principal Act is altered – Alteration of section 192
 - (a) in subsection (2), by inserting after the word, "Constitution", in line 6, a new "proviso" –

"Provided that no Commissioner nominee shall be confirmed by the House of Assembly of the State unless evidence of declaration of assets and liabilities of the nominee as prescribed in this Constitution is presented"; and
 - (b) by inserting after subsection (5), a new subsection "(6)" –

"(6) Notwithstanding the provision of subsection (2) of this section, the nomination of any person to the office of a Commissioner for confirmation by the House of Assembly shall be done within sixty days after the date the Governor has taken the oath of office:

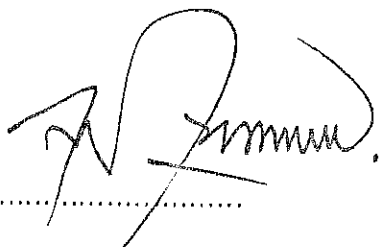
Provided that the Governor may appoint a Commissioner at any other time during his tenure and such appointment shall be subject to confirmation by the House of Assembly".

This Bill may be cited as the Constitution of the Federal Republic of Nigeria (Fifth Alteration) Bill

EXPLANATORY MEMORANDUM

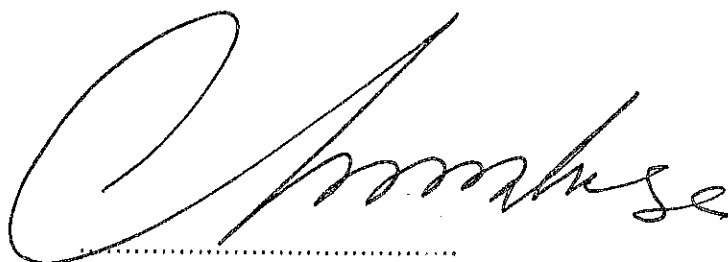
This Bill seeks to alter the provisions of the Constitution to provide a sixty-day timeframe within which the President or a Governor shall forward to the Senate or a State House of Assembly names of nominees for confirmation as Ministers or Commissioners.

THIS BILL WAS ALTERED BY THE SENATE ON TUESDAY, 1ST MARCH, 2022



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President,

Senate of the Federal Republic of Nigeria



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Clerk,

Senate of the Federal Republic of Nigeria