

# A BILL

## FOR

AN ACT TO AMEND THE DISPLAY AND USE OF THE NATIONAL FLAG,  
CERTAIN FLAGS AND THE NATIONAL COAT OF ARMS ACT OF 1960 AND  
FOR RELATED MATTERS, 2019

*Sponsored by Hon. Olusegun Odebummi*

[ ]

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

1	1.	The Act to regulate the display and use of the National flag,	Amendment of the Principal Act
2		certain flags and the National coat of arms of 1960 in this Bill referred to as	
3		"the Principal Act" is amended as set out in this bill.	

4	2.	Section 2 of the principal Act which is "interpretation" is	Amend of the Interpretation
5		amended by adding the following:	
6		"Public place shall include any government office at all levels and every	
7		office of the military, Police, Paramilitary organizations, public schools of	
8		all levels of education".	

9	3.	Section 3, subsection 2 of the principal Act is amended by	Amendment of Section 3, Subsections 2
10		creating new clauses, that is to say subsection (c) and this shall read thus "It	
11		shall be a disrespect for the National flag for any person/organization to	
12		produce or construct the National flag contrary to the one conceived by Pa	
13		Michael Taiwo Akinkunmi in 1959 with a green and white colour, without	
14		any embellishment of any sort including the Coat of Arms on it. A violation	
15		of this is an offence".	

16	4.	Section 3, subsection (d) shall read thus "The National Coat of	Amendment of Section 3, Subsection (d)
17		Arms also shall not be deconstructed in any form and any violation of this	
18		subsection of this Act is an offence".	

19	5.	Section 3, subsection (c)- "from the date of the passage and	Amendment of Section 3, Subsection (c)
20		commencement of this subsection into law, it shall be an offence for any	

1 person/ organization to construct both the National flag and the National Coat  
2 of Arms except the National Orientation Agency (NOA) or without a written  
3 approval of the Minister/NON".

4 "To give effect to this subsection, individuals/organizations to. construct both  
5 National coat of Arms".

Amendment of  
Section 8

6 6. Section 8 of the principal Act is amended by providing that " And  
7 any member of the Security Agencies" to be included after the words "Any  
8 Police Officer"

Amendment of  
Section 8,  
Subsection 1

9 7. Section 8, Subsection 1 of the principal Act is amended thus by  
10 adding after the words "licenses issued by the Minister of the NOA and after the  
11 words "as Minister" or the NOA and after the words "altered by the Minister" or  
12 the NOA.

Amendment of  
Section 8,  
Subsection 2

13 8. Section 8, subsection 2, is amended by adding the words the  
14 Director-General of the NOA or to the Permanent Secretary by deleting the  
15 previously existing words "Director-General" and after the next word  
16 "Minister" by adding the word "NOA" after the word Minister.

Creation of a  
new Section 9.

17 9. The principal Act is amended by creating a new section 9 and new  
18 subsections. They shall read thus section 9, subsection (a) "The National flag,  
19 National Coat of Arms and the National Anthem are National Symbols, power  
20 and authority that ought to be respected by every citizen and foreigners in  
21 Nigeria". In this regard the citizens and foreigners in Nigeria are expected to:

22 Subsection (b):

23 (i) The National flag should be shown respect such that no emblem  
24 should be flown or placed above it;

25 (ii) Old and worn out flags should not be displayed publicly, rather  
26 they should be destroyed and changed immediately;

27 (iii) When carried in procession, the bearer is positioned in front and  
28 must properly and neatly dressed;

29 (iv) The National flag should be hoisted and flown in a smart manner  
30 accompanied with a ceremony at dawn in the morning and lowered similarly at

1 sunset-in the evening that is 6am and 6pm respectively, especially by all  
2 security agencies;

3 (v) The National flag can be laid out flat horizontally only on quite  
4 rare occasions. The only time the flag is not hoisted at its peak is during State  
5 funerals or memorial days when it is flown at half mast as a sign of respect;

6 (vi) When the National flag is in procession where there are two  
7 flags with one being non-national, the National flag should always be in  
8 front;

9 (vii) Only special dignitaries are allowed to display the National  
10 flag in their vehicles and should be displayed at the right fender of the car  
11 chassis or on the radiator cap;

12 (viii) Whenever the National Anthem is being played or sang  
13 especially during public functions, everybody present ought to stand up and  
14 remain standing still until after the National anthem.

15 10. Section 10 of the Principal Act is amended by increasing the  
16 penalty by a person by deleting the sum of One Hundred Naira and  
17 substituting it with Fifty Thousand Naira on conviction and in the case of  
18 continuing offences by substituting ten Naira per day with Five Thousand  
19 Naira. While for corporate organization that violates this Act, a fine of Five  
20 Hundred Thousand Naira on conviction.

Amendment of  
Section 10

21 11. This Bill may be cited as the Display and Use of the National  
22 Flag and Coat of Arms (Amendment) Bill, 2019.

Citation

**EXPLANATORY MEMORANDUM**

This Bill seeks to amend the Display and Use of the National Flag, certain  
Flags and the National Coat of Arms Act of 1960.

