

A BILL

FOR

AN ACT TO AMEND THE NIGERIAN TELEVISION AUTHORITY ACT, CAP. N136 LAWS OF THE FEDERATION OF NIGERIA 2004, TO REPOSITION THE NIGERIAN TELEVISION AUTHORITY FOR EFFECTIVE PERFORMANCE AND FOR RELATED MATTERS

Sponsored by: Hon. Olusegun Odeunmi

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

1 1. The Nigerian Television authority Act Cap.N136 Laws of the
 2 Federation of Nigeria, 2004 (in this Bill referred to as "the Principal Act") is
 3 amended as set out in this Bill. Amendment of
the Principal Act

4 2. Section 1 of the Principal Act is amended: Amendment of
Section 1
 5 (a) in subsection (1), by:
 6 (i) deleting after the word "is" in line 1, the word, "hereby",
 7 (ii) deleting after the word, "established" in line 1, the words, "a
 8 body to be known as"; and
 9 (b) in subsection (2) by substituting for the word, "authority" in
 10 line 2, the word, "the Authority".

11 3. Section 2 (1) of the Principal Act is amended by inserting after Amendment of
Section 2 (1)
 12 paragraph (f), a new paragraph "(g)" that reads as follows;
 13 "(g) the Secretary of the Authority who shall be the Secretary of the
 14 Board."

15 4. Section 3 of the Principal Act is amended: Amendment of
Section 3
 16 (a) In subsection (1):
 17 (i) by substituting for the word, "shall" in line 1, the word, "term",
 18 (ii) by substituting for the word, "shall" in line 2, the word, "may",

1 (iii) by substituting for the word, "period" in line 2, the word, "term",
2 (iv) by inserting after the word, "years" in line 3, the words "and no
3 more";

4 (b) in subsection (2L) by substituting for the words, "not being a public
5 officer" in line 1, the words, "other than ex-officio members"; and

6 (c) in subsection (3):

7 (i) by substituting for the words, "not being public officer" in line 1,
8 the words, "other than ex-officio members, and

9 (ii) by substituting for the word "President" in line 2, the words,
10 "Revenue Mobilisation Allocation and Fiscal Commission".

Amendment
of Section 4

11 5. Section 4 of the Principal Act is amended:

12 (a) in subsection (1), by substituting for the words, "declare in writing
13 the office of that member vacant" in line 4, the words, "terminate his
14 appointment"; and

15 (b) in subsection (2)(b):

16 (i) by substituting for the word, "Authority" in line 3, the word,
17 "Minister",

18 (ii) by substituting for the word, "Minister" in line 3, the word
19 "President",

20 (iii) by deleting after the word, "removed" in line 3, the words, "and
21 the Minister may declare in writing, the office of that member vacant".

Amendment
of Section 5

22 6. Section 5 of the Principal Act is amended:

23 (a) in subsection (1) by deleting after the words, "shall be" in line 1,
24 the words, "an official of the Authority to be known as";

25 (b) in subsection (2) by deleting before the word, "approval" in line 1,
26 the word, "prior"; and

27 (c) in subsection (5L) by substituting for the word, "performance" in
28 line 2, the word "discharge".

Amendment
of Section 7

29 7. Section 7 of the Principal Act is amended:

30 (a) by deleting after the words, "the Authority" in line 1, the words, "it

1 shall be the duty of; and

2 (b) by substituting for the word, "to" in line 1, the word, "shall".

3 8. Section 7 of the Principal act is amended:

Amendment of
Section 7

4 (a) by deleting after the word, "the" in line 1, the words, "function
5 of the":

6 (b) by deleting the word, "shall" in line 1, the word, "bell; and

7 (c) by deleting the word, "toll at the beginning of paragraphs "(a)11

8 -(f).

9 9. Section 8 of the Principal Act is amended in:

Amendment of
Section 8

10 (a) In Subsection (1):

11 (i) By deleting before the word, "programmes" in line 1, the word,
12 "Authority shall satisfy, itself that the", and

13 (ii) By inserting after the word, "behalf" in line 2, the word, "shall":

14 (b) In subsection (1)(b):

15 (i) by deleting before the word, the programmes" in line 1, the
16 words, "the exclusion in":

17 (ii) by deleting after the words, "broadcast" in line 1, the words
18 "which seek toll;

19 (iii) by substituting for the word, "explain" in line 1, the words,
20 "which seek toll;

21 (iv) by deleting after the word, "parties" in line 2, the words, "in
22 accordance with scheme of,

23 (v) by substituting for the word, "which" in line 3, the word,
24 "shall",

25 (vi) by deleting after the word, "parties" in line 4, the words, "in
26 such a manner as appears to the Authority": and

27 (vii) by deleting after the word, "equitable" in line 4, the words, "to
28 represent their respective claims to the interest of the public; and

29 (c) by substituting for subsection (3), a new subsection "(3r to read
30 as follows:

1 "(3) The Authority shall exclude any publication which may be issued
2 by it, or on its behalf as to matters referred to in subsection (1) (d) of this
3 section, the opinion of any of its members, officers, directors, or agent.

Amendment of
Section 12

4 **10.** Section 12 of the Principal Act is amended in subsection:

5 (a) by substituting for the word, "exercise" in line 2, the word,
6 "performance";

7 (b) by deleting after the word, "and" in line 2, the words, "it shall be the
8 duty of and

9 © by substituting for the word, "to" in line 3, the word, "shall".

Amendment of
Section 13

10 **11.** Section 13 of the Principal Act is amended as follows:

11 (a) in subsection (1) by substituting for the word, "such" in line 2, the
12 word, "district";

13 (b) in subsection (1), by substituting for the word, "not less than" in
14 line 1, the word, "at least".

15 **12.** Section 14 (1) of the Principal Act is amended as follow:

Amendment of
Section 14(1)

16 (a) By substituting for the word, "period" in line 1, the word, "term";
17 and

18 (b) By substituting for the word, "shall" in line 1, the word, "may".

Amendment of
Section 16

19 **13.** Section 16 of the Principal Act is amended by as follows:

20 (a) in subsection (1) deleting after the word, "zone" in line 1, the word,
21 "an officer of the Authority to be known as"; and

22 (b) in subsection (2) (b) by deleting before the word, "be" in line 1, the
23 word, "shall".

Amendment of
Section 17 (2)

24 **14.** Section 17 (2) of the Principal Act is amended as follows:

25 (a) by deleting after the words, "shall be" in line 1, the words, "an
26 officer of the Authority to be known as" ; and

27 (b) by substituting for the words, "in so far as" in line 3, the word,
28 "concerning".

Amendment of
Section 22

29 **15.** Section 22 of the Principal Act is amended as follows:

30 (a) in subsection (1), by substituting for the word, "exercise" in line 2,

1 the word, "performance";

2 (b) in subsection 2:

3 (i) by deleting before the words, "the Authority" in line 1, the
4 words, "subject to the following provisions of this section", and

5 (ii) by substituting for the expression, "N500,000" in line 3, the
6 expression, "N10,000,000".

7 16. Section 24 of the Principal Act is amended by substituting for
8 the word, "in pursuance of" in line 1, the word, "under".

Amendment of
Section 24

9 17. Section 5 of the Principal Act is amended:

Amendment of
Section 25

10 (a) in subsection (1) by substituting for the word, "October" in line
11 1, the word, "July";

12 (b) in subsection (3), by deleting after the word "appointed" in line
13 2, the words, "with the approval of the Minister of Finance".

14 18. Section 32 of the Principal Act is amended to read as follows:

Amendment of
Section 32

15 (a) in the heading by substituting for the word, "by-laws", the word
16 "bye-laws";

17 (b) in subsection (1):

18 (i) by substituting for the word, "by-laws" in line 1 and 3, the word;
19 "bye-laws";

20 (ii) by substituting for the word, "servants" in line 2, the word,
21 "staff";

22 (iii) in paragraph (a), by substituting for the word, "employees" in
23 line 1, the word, "staff"; and

24 © in paragraph (b) by substituting for the word, "by-laws" in line 1,
25 the word, "bye-laws".

26 19. Section 33 of the Principal Act is amended to read as follows:

Amendment of
Section 33

27 (a) by substituting for the words, "so however" in line 2, the word,
28 "and";

29 (b) by inserting after the word, "Authority" in line 3, the word,
30 "from";

- 1 (c) in paragraph (a):
- 2 (i) by deleting before the words, "the provisions" in line 1, the word,
- 3 "from";
- 4 (ii) by deleting after the word, "to" in line 1, the word, "any";
- 5 (iii) by substituting for the word, "discharge" in line 3, the word,
- 6 "performance"; and
- 7 (d) in paragraph (b) by deleting before the word, "operating" in line 1,
- 8 the word, "firm".
- 9 **20.** Section 34 of the Principal Act is amended:
- 10 (a) By deleting after the word, "Act" in line 1, the word, "unless the
- 11 context otherwise requires";
- 12 (b) in the definition of the word, "Chairman", by substituting for the
- 13 words, "pursuant to" in line 1, the word, "under";
- 14 (c) in the definition of the word, "Director General" by substituting
- 15 for the words, "pursuant to" in line 2, the word, "under"; and
- 16 (d) in the definition of the words, "Zonal Board" by inserting after the
- 17 word, "zone" in line, the word, "under section 13 (2)".
- 18 **21.** Paragraph 1 of the Schedule to the principal Act is amended by
- 19 substituting for the word, "made" in line 3, the word, "make".
- 20 **22.** Paragraph 2 of the Schedule to the Principal Act is amended by
- 21 substituting for the words, "their number" in line 2, the word, "them".
- 22 **23.** Paragraph 4 of the Schedule to the Principal Act is amended by
- 23 substituting for the words, "except that he shall not be" in line 3, the word, "but
- 24 he is".
- 25 **24.** Paragraph 5 of the Schedule of the Principal Act is amended as
- 26 follows:
- 27 (a) in subparagraph (1):
- 28 (i) by substituting for the word, "appoint" in line 1, the words, "set
- 29 up",

1 (ii) by substituting for the word, "thinks" in line 2, the word,
2 "deems"; and

3 (b) in subparagraph (2):

4 (i) by substituting for the word, "appointed" in line 1, the words,
5 "set up",

6 (ii) by deleting after the word, "under" in line 1, the words, "the
7 forgoing provisions of".

8 **25.** Paragraph 8 of the Schedule of the Principal Act is amended by
9 deleting before the word, "contract" in line 1, the word, "Any".

10 **26.** Paragraph 9 of the Schedule of the Principal Act is amended by
11 deleting before the word, "document" in line 1, the word, "Any".

12 **27.** Paragraph 10 of the Schedule to the Principal Act is amended
13 to read as follows:

14 (a) by deleting after the word, "Committee" in line 1, the word,
15 "thereof";

16 (b) by inserting after the word, "affected" in line 1, the words, "by
17 any"; and

18 (c) by deleting:

19 (i) at the beginning of sub-paragraph "(a)" and "(b)" the words, "by
20 any"; and

21 (ii) at the end of subparagraph "(a)" and "(b)", the word, "thereof".

22 **28.** Paragraph 11 of the Schedule to the Principal Act is amended
23 by deleting:

24 (a) before the word, "member" in line 1, the word, "Any";

25 (b) after the word, "Committee" in line 1, the word, "thereof";

26 (c) after the word, "Committee" in line 2, the word, "thereof"; and

27 (d) after the word, "shall" in line 2, the word, "forthwith".

28 **29.** This Bill may be cited as the Nigerian Television Authority Act Citation
29 Amendment Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Nigerian Television Authority Act to correct errors in the Act and also reposition the Authority for better performance.