

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NIGERIA ROAD
INFRASTRUCTURE INTERVENTION AND FOR RELATED MATTERS; 2019

Sponsored by Hon. Oberuakpefe Anthony Afe

[] Commencement

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

- 1 **1.** As from the commencement of this Bill, it shall be lawful and Regulations
- 2 legitimate for the management, maintenance, rehabilitation and supervision
- 3 of federal road to be concessioned for definite period of time to willing and
- 4 competent engineering firms and other interested firms of repute with the
- 5 financial where with all to undertake such projects as might be specified in
- 6 appropriate enabling instruments.
- 7 **2.** It shall be lawful and legitimate for the management,
- 8 maintenance, rehabilitation of federal roads to be concessioned to willing
- 9 and competent engineering firms or any other repute with expertise in run
- 10 road construction or project financing, to run for definite period as might be
- 11 specified in appropriate enabling instruments.
- 12 **3.** Every stretch of road falling into a concession lot shall be pilled
- 13 with concrete and reinforced iron rods that is not less than 18 inches thick
- 14 **4.** Whenever any road is concessioned to any firm as stipulated in
- 15 section 2 of this law, it shall be lawful for such firm to charge a toll and for
- 16 that purpose may erect a tollgate or any other facility to enhance its
- 17 collection of tolls.
- 18 **5.** The life tenure of every concessioned lot and the toll to be
- 19 collected shall be determined by the total cost of executing the road project
- 20 plus a 25 percentage interest on the capital.
- 21 **6.** The tolling rate payable by motorist shall be graded according to

1 the weight and use of such vehicle at tollgate.

2 7. That at the end of the life span of any concessioned lot, the
3 maintenance, Rehabilitation management or supervision of the lot shall be
4 taken over directly by the federal government or a state government, as
5 approved by the federal government

6 8.-(1) That a certificate of compliance shall be issue to the winner of a
7 concessioned lot at the completion of the road project by the appropriate
8 department of the federal government. Signed by the federal government
9 engineer superintending the project.

10 (2) that the certificate of compliance to be issued will be signed by the
11 federal engineer superintending the project and shall be liable for any defect,
12 irregularity or sloppiness in respect of the job so certified by him.

13 9. The process of Biding and award of concession Lots shall be
14 governed by extant rules and regulations of the federal government on award of
15 contract

16 10. There shall be weight regulations or compliance with such
17 existing regulations for heavy duty vehicles plying the roads with goods.

18 11. It shall be the duty of the concessionaire to provide for an
19 automated weight measurement equipment at the tollgate.

20 12. A concessioned lot at minimum shall be not be less than 100
21 kilometers and at the maximum 150 kilometers, provided that no one
22 individual firm or company shall be qualified for the award of more than one
23 slot in the federation.

Offence and
Penalty

24 13.-(a) It shall be an offence for any public officer charged with the
25 duty of concessioning a road as stipulated in section 2 of this Law of or
26 certifying the quality of such road to collude with the concessionaire in any
27 way;

28 (b) Any such officer found to have colluded with a concessionaire
29 shall be sentenced to a 5 years' imprisonment without option of fine if found
30 guilty;

- 1 (c) The offence shall only be entertained by the federal high court.
- 2 **14.** This Bill may be cited as the Road Infrastructure Intervention Citation
- 3 Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seek to give Legal backing to the federal government to go into public private partnership (ppp) on the management, maintenance, rehabilitation and supervision of Federal roads.