

A BILL

FOR

AN ACT TO ALTER THE PROVISIONS OF THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999, TO PROVIDE FOR THE OFFICE OF MAYOR FOR THE FEDERAL CAPITAL TERRITORY ADMINISTRATION ABUJA, AND FOR RELATED MATTERS

Sponsored by Hon. Micah Y. Jiba

[] Commencement

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

1 **1.** The Constitution of the Federal republic of Nigeria, 1999, Alteration of the
2 (herein after called the Principal Act) is hereby altered as set out below. Constitution

3 **2.** Section 301 paragraphs (a) and (c) of the Principal Act is hereby Deletion of
4 deleted and existing paragraph (b) re-numbered accordingly. section 301

5 **3.** Section 302 of the principal act is hereby deleted. Deletion of
6 section 302

7 **4.** Introducing new part II of chapter VIII of the 1999 Constitution Introduction of
8 as follows: new Part II

THE MAYOR

9 **1. A.** The Mayor of the Federal Capital Territory F.C.T Establishment
10 1. (1) There shall be for the Federal Capital Territory a Mayor. of the Office of
11 Mayor

12 (2) The Mayor of the Federal Capital Territory shall be the chief executive of the Federal capital Territory Administration.

13 **2. (2)** A person shall be qualified for election to the office of the Qualification
14 Mayor if: for election as
15 Mayor

15 (a) he is a citizen of Nigeria by birth;

16 (b) he has attained the age of thirty five year;

17 (c) he is a member of a political party and is sponsored by their
18 political party; and

1 (d) he has been educated up to at least School cert level or its
2 equivalent.

Election of
Mayor General

3 **3.**-(1) An election to the office of Mayor of the Federal Capital
4 Territory shall be held on a date to be appointed by the Independent National
5 Electoral Commission.

6 (2) An election to the office of Mayor of the F.C.T shall be held on a
7 date not earlier than one hundred and fifty days and not later than one hundred'
8 and twenty day before the expiration of the term of office of the last holder of
9 that office.

10 (3) Where an election to the office of the Mayor of F.C.T one of the
11 two or more candidates nominated for the election is the only candidate after
12 the close of nomination by reason of the disqualification, withdrawal,
13 incapacitation, disappearance or death of the other candidate, the Independent
14 National Electoral Commission shall extend the time for nomination.

15 (4) For the purpose of an election under this section, the Federal
16 Capital Territory shall be regarded as one constituency.

17 (5) Every person who is to vote at an election of a member of a
18 legislative house shall be entitled to vote at an election to the office of mayor of
19 the F.C.T.

Tenure of Office
Mayor

20 **4.**-(1) Subject to the provision of this constitution a person shall hold
21 the office of the Mayor of the F.C.T until:

22 (a) when his successor in office takes the oath of that office;

23 (b) he dies without holding such office;

24 (c) the date when his resignation from office taken effect; or

25 (d) he otherwise cease to hold office in accordance with the provision
26 of this constitution.

27 (2) Subject for the provision of this constitution, the Major of F .C.T
28 shall vacate his office at the expiration of a period of four years commencing
29 from:

30 (a) in the case of a person first election as mayor under this

1 constitution he took the oath of allegiance and oath of office; and

2 (b) the person last elected to that office took the oath of allegiance
3 and oath of office or would but for his death have taken such oaths.

4 5.-(1) No person shall be qualified for election for the office of Mayor of F.C.T if: Disqualification

6 (a) subject to the provision of this constitution, he has voluntarily
7 acquired the citizenship of a country other than Nigeria or except in such
8 cases as may be prescribed by the National assembly, he has made a
9 declaration of allegiance to such the country;

10 (b) he has been elected to such office at any two previous elections;

11 (c) under the law in any part of Nigeria, he is adjudged to be a
12 lunatic or otherwise declared to be unsound mind;

13 (d) he is under a sentence of death imposed by any competent court
14 of law or tribunal in Nigeria or a sentence of imprisonment for any offence
15 involving dishonesty or fraud;

16 (e) being a person employed in the public service of the federation
17 of any state, he has not resigned, withdrawn or retired from the employment
18 of at least thirty days to the date of the election;

19 (f) he is a member of any secret society; or

20 (g) he has presented a forged certificate to the independent national
21 electoral commission.

22 6.-(1) The Mayor shall not during the period when he holds office,
23 hold any executive office or paid employment in any capacity whatsoever. Mayor
disqualification
from other jobs

24 7. This Bill may be cited as the Constitution of the Federal
25 Republic of Nigeria 1999 (Alteration) Bill, 2020. Short title

EXPLANATORY NOTE

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria 1999 to create the office of Mayor for the Federal Capital Territory Administration.