

A BILL

FOR

AN ACT TO PROVIDE FOR THE LEGAL FRAMEWORK FOR THE ADMINISTRATION AND MANAGEMENT OF THE NATIONAL SOCIAL INVESTMENT FUND TO CATER FOR THE BASIC NEEDS OF THE POOREST AND MOST VULNERABLE NIGERIANS AND FOR RELATED MATTERS

Sponsored by Hon. Oluwole Oke

[] Commencement

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

1 PART I - OBJECTIVE AND APPLICATION

2 1.-(1) The objective of this Bill is to provide for an effective legal
3 and institutional framework for the administration and management of the
4 National Social Investment Fund to cater for the basic needs of poor and
5 vulnerable Nigerians.

Objective and Application

6 (2) The provisions of this Bill shall apply to all parts, States,
7 Territory and all Geo-political Zones in Nigeria.

8 PART II -ESTABLISHMENT AND ADMINISTRATION OF THE NATIONAL
9 SOCIAL INVESTMENT FUND

10 2.-(1) There is hereby established a Fund to be known as the
11 National Social Investment Fund (in this Bill referred to as "the Fund") and
12 the National Social Investment Commission (in this Bill referred to as "the
13 Commission").

Establishment of the Fund

14 (2) The Commission shall be-

15 (a) body corporate with perpetual succession and a common seal;

16 and

17 (b) may sue and be sued in its corporate name.

18 (3) The Fund shall be administered by the National Social
19 Investment Commission.

Objectives and
Application of
the National
Social Investment
Fund

- 1 3.-(1) The objectives and purpose of the Fund are as follows-
- 2 (a) to ensure and guarantee food security to poor and vulnerable
- 3 Nigerians that are unable to provide basic feeding for themselves and their
- 4 family;
- 5 (b) to set-up a public distribution system and a targeted public
- 6 distribution system based on which social security support is provided to the
- 7 most needy and most vulnerable Nigerians;
- 8 (c) to develop and implement national social safety net programmes
- 9 and projects across the entire Federation;
- 10 (d) to integrate all existing social safety net programmes currently
- 11 coordinated by the Federal Government of Nigeria;
- 12 (e) to set up, implement and coordinate national social investment
- 13 programmes that will targeted poor and vulnerable households with the aim of
- 14 lifting this bracket of Nigerians out of extreme poverty;
- 15 (f) to ensure and guarantee basic housing needs of poor and
- 16 vulnerable Nigerians are attended to and provided for;
- 17 (g) to collaborate with other Government Ministries, Departments
- 18 and Agencies, including the Universal Basic Education Commission and the
- 19 State Universal Basic Education Commissions towards ensuring that the
- 20 educational needs of the poorest and most vulnerable groups of Nigerians are
- 21 catered and provided;
- 22 (h) to promote the general welfare of all Nigerians that fall within the
- 23 scope of poor and vulnerable.
- 24 (2) The Ministry responsible for the administration of the Fund shall
- 25 be entitled to invest up to 30 percent of the fund in domestic investment
- 26 vehicles and windows.
- 27 (3) Any profit, income or gain accruing from investments made from
- 28 the Fund shall be exempted from taxes in Nigeria.
- 29 (4) The Fund shall be applied and utilized in line with the objectives
- 30 listed in sub-section (1) of this section.

1 4.-(1) There is hereby established the Governing Board of the
2 Commission (in this Bill referred to as "the Board").

The Board of
the National
Social Investment
Commission, its
Functions and
Powers

3 (2) The Board shall consist of:

4 (a) A Chairman, who shall be the head of the Board;

5 (b) A Secretary, which shall be the Director General of the
6 Commission;

7 (c) A representative of the Federal Ministry responsible for:

8 (i) Finance;

9 (ii) Humanitarian Affairs, Disaster Management and Social
10 Development;

11 (iii) Labour and Productivity;

12 (d) The Governor or a representative of the Central Bank of
13 Nigeria;

14 (e) a representative of:

15 (i) the civil society group,

16 (ii) the organised private sector and;

17 (3) shall carry out the following functions and shall have the power
18 to-

19 (a) set out the policies and programmes for the Commission in
20 accordance with objective of this Bill;

21 (b) approve the disbursement of money from the Fund;

22 (c) exercise control over the management of the Commission with
23 a view to ensuring accountability and proper utilisation of money in the
24 Fund for the purposes set out in this Bill;

25 (d) report to the President on its activities and progress through bi-
26 annual and audited reports; and

27 (e) carry out such other activities as are considered necessary for
28 the attainment of the objective of this Bill;

29 (4) The members of the Board shall be appointed by the President.

30 The appointment of the Chairman of the Board shall be subject to the

1 approval of the Senate of the Federal Republic of Nigeria.

The Management
of the National
Social Investment
Commission

2 5.-(a) The President shall, on the recommendation of the Minister of
3 Humanitarian Affairs, Disaster Management and Social Development; appoint
4 the Director General of the Commission;

5 (b) The Director General shall:

6 (i) be a person of unquestionable character and integrity; and

7 (ii) have qualifications and experience as are appropriate for a
8 person required to perform the functions of that office under this Bill; and

9 (c) The Director General shall hold office:

10 (i) for a time of three years in the first instance and may be eligible for
11 re-appointment for another term of three years and no more; and

12 (ii) on such other terms and conditions as may be specified in his letter
13 of appointment.

Duties of the
Director General
of the National
Social Investment
Commission

14 6.-(1) The Director General of the Commission-

15 (a) is the Chief Executive and Accounting Officer of the Commission;

16 (b) is responsible day to day administration of the Board;

17 (c) is the Secretary to the Board;

18 (d) shall keep proper records of the proceedings of the Board;

19 (e) is in charge of the general direction and control of all other
20 employees of the Commission; and

21 (f) discharge such other duties as may be directed by the Board.

Removal of the
Director General
of the National
Social Investment
Commission

22 7.-(1) The Director General may be removed from office by the
23 President where any circumstances arise which in the opinion of the President
24 makes the Director-General no longer capable of discharging the duties and
25 responsibilities of his office.

26 (2) A person appointed as the Director General to replace the former
27 Director General shall serve the unexpired term of his predecessor in office
28 or the remainder of the term of the Board, whichever is shorter.

Mandatory
Departments in
the National
Social Investment
Commission

29 8. In addition to any Departments and Units established by the
30 Management of the Commission and approved by the Board of the

1 Commission, the following Departments shall be mandatory Department;
2 in the Commission-

- 3 (a) Humanitarian Affairs Department;
- 4 (b) Disaster Management Department;
- 5 (c) Social Development Department;
- 6 (d) Home Grown School Feeding Programme Department;
- 7 (e) Conditional Cash Transfer Department;
- 8 (f) Government Enterprise and Empowerment Programme
9 Department;

10 (g) N-Power Department;

11 (h) Rehabilitation Department;

12 9.-(1) The Fund shall consist of the following-

13 (a) any take-off grant and special intervention fund as may be
14 provided by the Federal, State and Local Governments of the Federation;

15 (b) any voluntary contribution, donation, gift, transfer or support
16 from any natural or artificial person in Nigeria or in any other country or an
17 International Institution or a foreign Government or foreign partner;

18 (c) any profit, gain or reward that has accrued from investment;
19 made with the Fund; and

20 (d) such other monies or funds appropriated by the National
21 Assembly in an Appropriation Act;

22 10.-(1) The Commission shall be responsible for setting up a
23 National Social Register which shall comprise the Social Register for each
24 State of the Federation and the Federal Capital Territory.

25 (2) (a) The National Social Register shall comprise the Household
26 Lists and the Individual Lists;

27 (b) The Household List shall comprise the following details-

28 (i) Family name and name of head of the household;

29 (ii) Number of members of the household;

30 (iii) Names of members of the household;

Sources of funding
for the National
Social Investment
Fund

National Social
Register covering
States and the
Federal Capital
Territory

- 1 (iv) Address of the household;
2 (v) Income range of working members of the household;
3 (vi) Net - worth of the household; and
4 (vii) Occupation of the head of the household;
5 (viii) Any other details considered relevant by the Commission.

6 (c) The Individual List shall contain the following details-

- 7 (i) Name;
8 (ii) Age;
9 (iii) Income level;
10 (iv) Address;
11 (v) Tax Identification Number;
12 (vi) Bank account details;
13 (vii) National Identity Card Number;
14 (viii) Bank Verification Number;
15 (ix) State of Residence;
16 (x) State of Origin;
17 (xi) Educational qualification;
18 (xii) Work experience;
19 (xiii) Any other details considered relevant by the Commission.

20 (3) Where The Commission wish to provide support to any category
21 of poor and vulnerable Nigerians, it shall rely on the National Social Register to
22 provide such support.

23 (4) The Commission shall verify the details collected and shall rely on
24 personal data available in other public institutions including the National
25 Identity Management Commission, Independent National Electoral
26 Commission, Central Bank of Nigeria, Tax Authorities, Universal Basic
27 Education Commission, Corporate Affairs Commission and State
28 Governments.

29 (5) The National Social Register shall be updated annually and the

1 updated list shall be kept securely both electronically and digitally by the
2 Commission.

3 (6) Notwithstanding the provisions of any law, details in the
4 National Social Register shall be considered as sensitive personal data and
5 shall not be shared with any person, except the approval of the Director
6 General of the Commission has been obtained or where a request is made by
7 the National Assembly.

8 (7) Where details in the National Social Register is to be shared
9 with any person after obtaining due authorization, it shall be shared only
10 electronically and in an encrypted device.

11 11.-(1) The Minister responsible for Federal Ministry of
12 Humanitarian Affairs, Disaster Management and Social Development or
13 any other designated Ministry is empowered to issue a Regulation in respect
14 of the administration of this Bill.

Power to issue
Regulations

15 (2) The Regulation issued based on sub section 1 of this section
16 must be approved by the President and published in an official Gazette of the
17 Federal Government.

18 12. In this Bill unless, the context otherwise requires-

Interpretation

19 "President" means the President of the Federal Republic of Nigeria;

20 "Fund" means the National Social Investment Fund;

21 "Commission" means the National Social Investment Commission.

22 13. This Bill may be cited as the National Social Investment Bill,
23 2020.

Short title

EXPLANATORY MEMORANDUM

*(This Memorandum does not form part of this Bill but is intended
to explain its purport)*

This Bill seeks to provide for the Legal Framework for the Administration
and Management of the National Social Investment Fund to cater for the
Basic Needs of the Poorest and Most Vulnerable Nigerians.

