

A BILL

FOR

AN ACT TO MAKE PROVISION FOR DONATION AND TRANSPLANTATION OF
KIDNEY IN NIGERIA; AND FOR RELATED MATTERS, 2020

Sponsored by Hon. Chukwuka W. Onyema

[] Commencement

ENACTED by the National Assembly of the Federal Republic of

Nigeria:

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| <p>1 1.-(1) There is established designated Centres for Kidneys</p> <p>2 Transplant in Nigeria.</p> | <p>Establishment
of Kidney
Transplant Centers</p> |
| <p>3 (2) The designated centers, as may be provided in the schedule,</p> <p>4 shall maintain register of any donation and transplantation of Kidney.</p> | |
| <p>5 (3) The center(s) shall be managed and superintended by a clinical</p> <p>6 transplant team.</p> | |
| <p>7 2. The clinical transplant team shall be appointed by the Chief</p> <p>8 Medical Director of any designated center, and shall consist of</p> <p>9 Surgeons/Consultants.</p> | <p>Appointment
and Composition
of Clinical Team</p> |
| <p>10 3.-(1) Where a donor has been certified dead, it shall be lawful for</p> <p>11 the authorized clinical transplant team to remove the kidney from the donor</p> <p>12 for the purpose of transplant into the recipient under the conditions herein</p> <p>13 stated.</p> | <p>Condition for
Transplant</p> |
| <p>14 (2) The Conditions are that:</p> | |
| <p>15 (a) the kidney to be removed is suitable for transplantation;</p> | |
| <p>16 (b) the recipient must be in a state of renal failure and need a renal</p> <p>17 transplant;</p> | |
| <p>18 (c) the authorized clinical transplant team removing the kidney</p> <p>19 shall make all reasonable enquires as to the suitability of the kidney to be</p> <p>20 donated; and</p> | |

	1	(d) the next of kin of the potential donor consent to removal of the
	2	kidney.
Consent of donate	3	4. -(1) If the medical surgical/consultant certifying death has reason to
	4	belief that the kidney of any potential donor may be required for the purpose of
	5	transplant, the surgeon/consultant certifying the death must seek the consent of
	6	the next of kin of the potential donor to release the body for removal of a kidney
	7	or both.
	8	(2) The next of kin of the potential donor shall reserve the right to
	9	refuse to donate any kidney on behalf of the donor
Prohibition	10	5. -(1) Any kidney removed shall not be used for research purposes
	11	other than transplant.
	12	(2) The transplantation of a kidney shall not be permitted between a
	13	human being and, an animal.
Independent of Surgeon Consultant	14	6. The surgeon/consultant who certifies the death of a potential donor
	15	must be independent from the authorized clinical transplantation team or any
	16	other connected body.
Confidentiality	17	7. The identity of any potential donor shall not be disclosed without
	18	the prior consent of the next of kin of the donor.
Interpretation	19	8. In this Bill:
	20	'donor' means a person who has been certified dead, and from whom an organ is
	21	or has been extracted for the purpose of transplantation;
	22	'potential donor' means a person whose organ could potentially be used for
	23	transplantation;
	24	'recipient' means a person with established renal failure who is suitable to
	25	receive a transplant and is active on the transplant register.
Short title	26	9. This Bill may be cited as the Kidney Transplant Bill, 2020.

1 SCHEDULE

- 2 (i) University of Lagos Teaching Hospital;
3 (ii) University of Ibadan Teaching Hospital;
4 (iii) Ahmadu Bello University Teaching Hospital;
5 (iv) Nnamdi Azikiwe University Teaching Hospital;
6 (v) University of Abuja Teaching Hospital.

EXPLANATORY NOTE

This Bill seeks to make provisions for the donation and transplantation of Kidney in Nigeria, and regulate such exercise.