

A BILL

FOR

AN ACT TO AMEND THE MOTOR VEHICLES (THIRD PARTY INSURANCE)
ACT NO 53; 1945, LFN AND FOR RELATED MATTERS

Sponsored by Francis Charles Uduyok

[] Commencement

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

- 1 **1.** An Act to Amend the Motor Vehicles (Third Party Insurance) Motor Vehicles
- 2 Act No 53; 1945. (in this Bill referred to as the "Principal Act") is amended (Third Party
- 3 as set out below: Insurance) Act
- 4 **2.** Section 3 (2) of the Principal Act is amended by substituting the N0 53; 1945
- 5 existing amount "four hundred naira" with "one hundred thousand naira" as Amendment of
- 6 follow: Section 3
- 7 (2) Any person acting in contravention of this section shall be liable
- 8 on conviction to a fine of one hundred thousand naira or to imprisonment for
- 9 one year or to both such fine and imprisonment and a person convicted of an
- 10 offence under this section shall be disqualified for holding or obtaining a
- 11 driving licence.
- 12 **3.** Section 20 (1) and (2) of the Principal Act is amended by as Amendment of
- 13 follows: Section 20
- 14 Section 20 (1) - by substituting the existing amount "four hundred
- 15 naira" with "one hundred thousand naira" and as follow:
- 16 (1) "If any person for the purpose of obtaining a certificate of
- 17 insurance or a certificate of security under the provisions of this Act makes
- 18 any statement either oral or written which is false or misleading or withholds
- 19 any material information such person shall, unless he proves to the
- 20 satisfaction of the court that he acted without any intent to deceive, be guilty
- 21 of an offence against this Act and be liable, on conviction, to a fine of one

1 hundred thousand naira or to imprisonment for two years or to both such fine
2 and imprisonment."

3 Section 20 (2) - The penalties in 20 (2) is amended thus; the paragraph
4 after 20 (2) (e) is amended by substituting the amount "two hundred naira" with
5 "one hundred thousand naira" as follows:

6 "shall be guilty of an offence and liable, on conviction, to a fine of one
7 hundred thousand naira or to imprisonment for two years or to both such fine
8 and imprisonment."

Amendment of
Section 22

9 4. Section 22 of the Principal Act is amended by substituting the
10 exiting amount "one hundred naira" and "two hundred naira" with "fifty
11 thousand naira" and "one hundred naira" respectively as follow:

12 "Any person who is guilty of an offence against this Act for which no
13 special penalty is provided shall, on conviction, be liable in respect of a first
14 conviction, to a fine of fifty thousand naira or six months' imprisonment or to
15 both such fine and imprisonment and in the case of a second or subsequent
16 conviction to a fine of one hundred thousand naira or to imprisonment for one
17 year or to both such fine and imprisonment."

Amendment of
Section 23

18 5. Section 23 (j) of the Principal Act is amended by substituting the
19 exiting amount "four hundred naira" with "one hundred thousand naira" as
20 follow:

21 23 (j) "prescribing penalties for the breach of any regulations made
22 hereunder not exceeding a fine of one hundred thousand naira or imprisonment
23 for two years or both such fine and imprisonment."

24 6. Section 24 of the Principal Act is amended by substituting the
25 exiting amount "two hundred naira" with "one hundred thousand naira" as
26 follow:

Amendment of
Section 2

27 24 "Any person contravening or failing to comply with the provisions
28 of these Regulations shall be liable on summary conviction to a fine of one
29 hundred thousand naira or to imprisonment for six months or to both such fine
30 and imprisonment. "

1 7. This Bill may be cited as Motor Vehicles (Third Party Short title
2 Insurance)(Amendment) Bill, 2020.

EXPLANATORY NOTE

This Bill seeks to Amend Sections 3 (2), 20 (1) (2), 22, 23 (j), 24 of the Motor Vehicles (Third Party Insurance) Act No 53; 1945 to proffer stiffer Penalties to conform with contemporary realities.

This Bill is necessitated by the fact that the current status of the Act is grossly insufficient to deter offenders hence the interest of the innocent public or third parties who may be victims of motor vehicle accident is not well protected by the Act in its current state.