

DONKEY SLAUGHTER REGULATION AND EXPORT CERTIFICATION

BILL, 2020

ARRANGEMENT OF CLAUSES

*Clause*

1. Export Certification Value Chain for donkey and donkey products
  2. Regulation of donkey slaughter, etc.
  3. Disposal of Carcass of donkey product lying in Public Place
  4. Permits and Certificates
  5. Registration of Breeder and exporter
  6. Records of Breeding, Ranching and Export
  7. Fees and charges
  8. Seizure or destruction of donkey, donkey products, etc.
  9. Offences, Penalties and Forfeitures
  10. Jurisdiction of the Federal High Court
  11. Power to make regulation
  12. Interpretation
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# A BILL

## FOR

AN ACT TO REGULATE THE SLAUGHTER OF DONKEYS AND ESTABLISH THE BREEDING AND RANCHING OF DONKEYS THROUGH THE EXPORT CERTIFICATION VALUE CHAIN TO MITIGATE THE EXTINCTION OF DONKEYS AND FOR RELATED MATTERS, 2020

*Sponsored by: Senator Yahaya Abubakar Abdullahi*

[ ] Commencement

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

- 1           **1.** As from the commencement of this Act, the slaughter of donkey  
2 species, the breeding and ranching of donkeys shall be a regulated business  
3 under the export Certification Value Chain of the Service specified in  
4 Section 11 of the Bill. Export Certification  
value claim for  
donkeys and  
donkey products
- 5           **2.-(1)** It shall be unlawful to without the express written  
6 authorization or grant of permit or certificate by the Service - Regulation of  
donkey slaughter,  
etc.
  - 7           (a) Knowingly slaughter a donkey by any means whatsoever;
  - 8           (b) Knowingly ship, transport, move, deliver, receive, posses,  
9 purchase, sell or donate a donkey to be slaughtered for human consumption  
10 or export of the donkey hide;
  - 11           (c) Knowingly establish a donkey slaughter slab/house or abattoir  
12 for the slaughtering of donkey and processing of donkey hides and meat;
  - 13           (d) Knowingly convey or transport donkey or donkey products in  
14 an unhealthy or manner not prescribed in any carriage, craft or vessel.
- 15           **3.** For public health reasons, the carcass of a donkey or donkey  
16 products lying in public places shall be disposed in a prescribed manner and  
17 under the supervision of an authorized officer(s) of the Service. Disposal of carcass  
of donkey or donkey  
products lying in  
public place
- 18           **4.-(1)** A permit or certificate issued under the provisions of this Bill  
19 shall be in such form as the Service may prescribe and shall remain in force Permits and  
Certificate t

1 for a period of six months or such other period from the date of issue as the  
2 Service may prescribe.

3 (2) The Service shall cancel or retain the export or re-export  
4 certificate and any corresponding import permit presented in respect of the  
5 importation of any donkey or donkey products affected by this Bill.

6 (3) A separate permit issued by the Service shall be required for each  
7 consignment of any donkey or donkey products imported, exported or re-  
8 exported under this Bill.

Registration of  
Breeder or  
exporter

9 **5. -(1)** Any person(s) desirous of breeding, ranching or the export of  
10 donkey or donkey products shall apply to the Service for registration and the  
11 Service shall:

12 (a) Require the applicant for registration to submit a comprehensive  
13 data of its registration with the Corporate Affairs Commission;

14 (b) Require the applicant to provide evidence of the establishment of a  
15 breeder or ranch for its operations and secure the approval of the National  
16 Animal Production Research Institute (NAPRI);

17 (c) The applicant for registration must furnish a documented proof to  
18 support the claims made that its operations have been designed along the  
19 Service's export certification value chain to ensure the restocking of  
20 donkey species and the increase of the national herd.

Records of  
Breeding, Ranching  
and Export

21 **6. -(1)** The Service shall cause to be maintained records of breeding,  
22 ranching and the export of donkey or donkey products and such records shall  
23 include-

24 (a) The names and addresses of breeders and exporters thereof;

25 (b) The number and types of permits and certificates granted;

26 (c) The countries with which such export occurred and the number of  
27 donkeys and quantities of donkey products;

28 (d) Where applicable, the size, weight and sex of the donkey or  
29 donkey products.

1	7. The Service shall charge fees for investigations, registration and	Fees and charges
2	the monitoring/ supervision of breeders and ranches.	
3	8.-(1) Any donkey, donkey products, biologic, contaminated	Seizure or
4	agricultural product/commodity or infectious agent which is not processed	destruction of
5	in accordance with the provisions of this Act shall be seized or caused to be	donkey, donkey
6	destroyed immediately by an authorized officer of the Service on the	products, etc.
7	directive of the Director General without prejudice to the imposition of any	
8	penalty for the contravention of these provisions:	
9	(2) Provided that such seizure or destruction in (1) of this section	
10	shall be reported without delay to the magistrates having jurisdiction in that	
11	area.	
12	(3) In cases of perishable or contaminated donkey hides/products,	
13	the Service shall immediately dispose of the donkey hides/products and	
14	report to the Magistrate as in (2) of this section.	
15	(4) Any donkey, donkey products, biologic, contaminated	
16	agricultural product/commodity or infectious agent seized by any other	
17	government body other than the Service shall be transferred to the Service	
18	for appropriate quarantine procedures to be carried out.	
19	9.-(1) Any person(s) who, in contravention of the provisions of this	Offences, penalties
20	Bill slaughters, trades in or otherwise deals with donkey and donkey	and Forfeitures
21	products shall be guilty of an offence and liable on conviction to	
22	imprisonment for Ten (10) years.	
23	(2) Where a corporate body or an association of persons commit an	
24	offence under this Bill, the chief executive, leader, head or director of such a	
25	corporate body or association of persons shall become personally liable for	
26	the penalty prescribed in subsection (1).	
27	(3) In addition to the penalty specified in subsection (1) of this	
28	section-	
29	(a) the donkey and donkey products, the slaughter and export of	
30	which is regulated under this Bill, as well as any vehicle, carriage, vessel,	

1 aircraft, building, structure, tools or devices or other thing whatsoever used in  
 2 connection with the slaughtering or killing of donkey shall be forfeited to the  
 3 Federal government;

4 (b) any person(s) who aids, counsels, procures, or conspire with  
 5 another to commit an offence under this section shall be guilty of an offence  
 6 and liable to conviction to same punishment as prescribed for the offence under  
 7 subsection (1) of this section.

Jurisdiction of  
 the Federal High  
 Court

8 **10. -(1)** Any offence committed under this Bill is triable by the  
 9 Federal High Court.

Power to make  
 regulations

10 **11. -(1)** The Governing Board of the Service may make regulations in  
 11 respect of any of the following purposes-

12 (a) Regulating the slaughter, importation and exportation of donkey  
 13 and donkey products thereof;

14 (b) Regulating the application for the issue, form, conditions or  
 15 period of validity of permits and certificates required by this Bill;

16 (c) Providing for the issue of duplicate certificate in case of loss,  
 17 destruction or defacing of an original permit or certificate;

18 (d) Regulating the number of donkey or quantity of donkeys to be  
 19 exported within a specified period of time;

20 (e) Providing for payment and collection of any fees prescribed under  
 21 this Bill;

22 (f) Providing for termination, revocation, and forfeiture of license(s)  
 23 and permits issued under this Bill;

24 (g) Authorizing the payment of grants, bonuses or rewards out of  
 25 public revenue for the encouragement of breeding and ranching of donkey to  
 26 populate the national herd.

Interpretation

27 **12. -(1)** In this Bill unless the context otherwise requires -

28 "Authorized Officer" means a quarantine inspector in any of the Service's  
 29 office, quarantine station or control post;

30 "Breeder" means a person or group of person engaged in donkey

- 1 production/ranching;
- 2 "Court" means the Federal High Court;
- 3 "Service" means the Nigeria Agricultural Quarantine Service;
- 4 "The Governing Board" means the Board of the Service;
- 5 "Ranch" means the farm where the donkeys are bred;
- 6 "Public Place" means an indoor or outdoor area including any highway,
- 7 wharf, street, bridge, thoroughfare, any foreshore or any beach or open
- 8 space, stadium, any place of public resort or entertainment, whether
- 9 privately or publicly owned, to which the public have any access by right or
- 10 by invitation, express or implied, whether by payment of money or not, and
- 11 also includes all land and land covered with water contiguous to public
- 12 space.
- 13 **13.** The Bill may be cited as Donkey Slaughter Regulation and Short title
- 14 Export Certification Bill, 2020.

#### EXPLANATORY MEMORANDUM

The Bill seeks to regulate the slaughter of donkeys, establish the breeding and ranching of donkeys through the export certification value chain to mitigate the extinction of donkeys given their Aesthetic, Ecological, Educational, Historical, Recreational and Scientific Value to the Nigeria Nation.