

CLEAN NIGERIA AGENCY (ESTABLISHMENT, ETC.) BILL, 2021

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# A BILL

## FOR

AN ACT TO ESTABLISH THE CLEAN NIGERIA AGENCY FOR THE PURPOSE,  
AMONG OTHERS TO PROHIBIT OPEN URINATION/OPEN DEFECATION IN  
ORDER TO KEEP NIGERIA CLEAN AND DISEASES FREE AND FOR RELATED  
MATTERS

*Sponsored by Senator Clifford Akhimienmona Ordia*

[ ] Commencement

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

### PART I - ESTABLISHMENT OF THE CLEAN NIGERIA AGENCY

1.-(1) There is hereby Established a body to be known as the Clean  
Nigeria Agency (in this Act referred to as the "Agency").

Establishment  
of the Clean  
Nigeria Agency

(2) The Clean Nigeria Agency Shall:

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

(b) may sue or be sued in its corporate name; and

(c) May acquire, hold, purchase, mortgage and deal howsoever  
with property, moveable or immovable, real or personal, subject to the  
provisions of the Land use Act.

(3) The Agency shall enforce and administer the provisions of this  
Act.

### PART II - ESTABLISHMENT AND MEMBERSHIP OF THE GOVERNING BOARD ETC.

2.-(1) There is hereby established for the Agency a Governing  
Board (in this Act referred to as the "Board") which shall, subject to this Act,  
have general control of the Agency.

Establishment  
and Membership  
of the Governing  
Board

(2) The Board shall consist of:

(a) a Chairman;

- 1 (b) one representatives of each of the following, that is:  
 2 (i) the Federal Ministry of water Resources;  
 3 (ii) the Federal Ministry of Environment;  
 4 (iii) The Federal Ministry of Health;  
 5 (c) Two other persons to represent public interest and who shall be  
 6 persons who possess cognate experience in Environment matters; and  
 7 (d) The Executive Secretary of the Secretary of the Agency.  
 8 (3) The Chairman and members of the Board apart from the ex-officio  
 9 members, shall be:  
 10 (a) appointed by the president on the recommendation of the Minister  
 11 of Water Resources;  
 12 (d) persons of proven character, integrity, ability and necessary  
 13 educational qualification  
 14 (4) The supplementary provisions set out in the schedule to this Act  
 15 shall have effect with respect to the proceedings of the Board and other matters  
 16 contained therein.

17 *[Schedule]*

Tenure of office

- 18 3. Subject to the provisions of this Act, a member of the Board, other  
 19 than the ex-officio members, shall hold office:  
 20 (a) for a term of four years in the first instance and may be re-  
 21 appointed for a further term of four years and no more; and  
 22 (b) on such terms and conditions as may be specified in his letter of  
 23 appointment.

Cessation of  
Membership

- 24 4.-(1) Notwithstanding the provisions of section 3 of this Act, a  
 25 person shall cease to hold office as a member of the Board if:  
 26 (a) he becomes bankrupt, suspends payment or compounds with his  
 27 creditors; or  
 28 (b) he is convicted of a felony or any offence involving dishonesty or  
 29 fraud; or

1 (c) he becomes of unsound mind or is incapable of carrying out his  
2 duties; or

3 (d) he is guilty of serious misconduct in relation to his duties; or

4 (e) in the case of a person possessed of professional qualifications,  
5 he is disqualified or suspended, other than at his own request, from  
6 practicing in any part of the world by an order of competent authority made  
7 in respect of that member; or

8 (f) he resigns his appointment by a letter addressed to the President.

9 (2) If a member of the Board ceases to hold office for any reason  
10 whatsoever before the expiration of the term for which he is appointed,  
11 another person representing the same interest as that member shall be  
12 appointed to the Board for the unexpired term.

13 (3) A member of the Board may be removed by the President on the  
14 recommendation of the Minister of Water Resources if he is satisfied that it  
15 is not in the interest of the Agency or the interest of the Public that the  
16 member continues in office.

17 5. There shall be paid to every member of the Board such  
18 allowances and expenses as the Federal Government may, from time to time,  
19 direct.

Allowances of  
Members

20 6. The Board shall have power to:

21 (a) provide the general policies and guidelines relating to the major  
22 expansion programme of the Agency;

23 (b) manage and superintend the affairs of the Agency;

24 (c) subject to the provisions of this Act make, alter and revoke rules  
25 and regulations for carrying on the functions of the Agency;

26 (d) fix terms and conditions of service including remuneration of  
27 the employees of the Agency; and

28 (e) do such other things which in the opinion of the Board are  
29 necessary to ensure the efficient performance of the functions of the  
30 Secretariat.

Powers of the  
Board

## 1 PART III - MANAGEMENT AND STAFF OF THE AGENCY

The Executive  
Secretary of the  
Agency

2 7.-(1) The Agency shall be headed by an Executive Secretary.

3 (2) The Executive Secretary shall be:

4 (a) The Chief Executive Officer of the Agency and shall direct the day  
5 to day operations of the Agency;

6 (b) Responsible to the Minister of Water Resources for the day to day  
7 operations of the Agency;

8 (c) Appointed by the President on the Recommendation of the  
9 Minister of Water Resources on such terms and conditions as may be specified  
10 in" his/her letter of appointment or as may be determined, from time to time, by  
11 the Ministry of Water Resources;

12 (d) Appointed for a term of 5 years in the first instance and may,  
13 subject to a satisfactory performance, be re-appointed for a further term of 5  
14 years and no more.

15 (3) A person shall not be appointed as the Executive Secretary, except  
16 he/she has a recognized professional degree in water Sanitation and any other  
17 related degree or certification in Environmental Sciences.

18 (4) The Executive Secretary may be suspended or removed from  
19 office by the President on the recommendation of the Minister where he/she:

20 (a) Has demonstrated inability to effectively perform the duties of the  
21 office

22 (b) Is found guilty of gross misconduct;

23 (c) Disqualified by a competent body from practicing his profession  
24 in any part of the world;

25 (d) is in breach of the conflict of interest and use of insider  
26 information for personal gains;

Appointment  
of Secretary and  
Staff of the Agency

27 8.-(1) Board shall appoint for the Agency a Secretary who shall:

28 (a) be a legal practitioner and shall have been so qualified for a period  
29 of not less than twelve years;

1 (b) conduct the correspondence of the Board and keep the records  
2 of the Agency; and

3 (c) perform such other functions as the Board or the Executive  
4 Secretary, as the case may be, may, from time to time, assign to him.

5 (2) The Board shall designate or cause to be deployed directly staff  
6 from the department of water quality in the Ministry of water resources to  
7 assist it in the effective discharge of its duties and functions under this Act.

8 (3) Notwithstanding the provisions of subsection (1) and (2) of this  
9 section, the Board shall have power to appoint for the Agency either directly  
10 or on secondment from any public service in the Federation such number of  
11 employees as may in the opinion of the Board be required to assist the  
12 Agency in the discharge of any of its functions under this Act.

13 (4) Nothing in subsection (3) of this section, shall preclude the  
14 Board from appointing persons outside the public service of the Federation  
15 or of the state whenever it deems it necessary so to do.

16 (5) (a) the terms and conditions of service including remuneration,  
17 allowances and benefits of the Executive Secretary and its personal Aides  
18 shall be in line with the terms and conditions of the Revenue Mobilization  
19 Allocation and Fiscal Commission;

20 (b) the terms and conditions of service including remuneration,  
21 allowances, benefits and pensions of the employees seconded from the  
22 Ministry of water resources or any other Federal Government Agency  
23 designated to the Agency shall be determined by the Board.

24 9.-(1) Service in the Agency shall be approved service for the  
25 purposes of the Pension Act;

Service in the  
Agency to be  
Pensionable

26 (2) The officers and other persons employed in the Agency shall be  
27 entitled to pensions, gratuities and other retirement benefits, as are enjoyed  
28 by persons holding equivalent grades in the civil service of the Federation.

29 (3) Nothing in subsections (1) and (2) of this section shall prevent  
30 the appointment of a person to any office on terms which preclude the grant

1 of pension and gratuity in respect of that office.

2 (4) For the purposes of the application of the provisions of the  
3 Pensions Act, any power exercisable thereunder by the Minister or other  
4 authority of the Government of the federation, other than the power to make  
5 regulations under section 23 thereof, is hereby vested in and shall be  
6 exercisable by the Board and not by any person or authority.

7 PART IV - FUNCTIONS OF THE AGENCY

Functions of  
the Agency

8 10.-(1) The Clean Nigeria Agency in the Federal Ministry of Water  
9 Resources and its branch offices in each of the States and FCT will/shall:

10 (a) Make rules/issue guidelines and regulations for enforcing and  
11 implementing this Act;

12 (b) Issue license to Private Corporation for the construction and  
13 operation of public toilets;

14 (c) Certify public toilet facility to be fit for use by members of the  
15 public;

16 (d) Shut down any public place that does not meet the required  
17 standard of public toilet facility prescribed by the Agency;

18 (e) Prepare an annual plan with budget to carry out campaigns across  
19 Nigeria;

20 (f) Advise the government-Federal and State, on how to include  
21 campaign cost in the annual budget.

22 PART V - OFFENCES TO BE PROHIBITED

Offences to be  
prohibited

23 11.-(1) It shall be an offence for anybody to urinate or defecate in any  
24 place other than a place so designated for that purpose;

25 (a) Anybody who deliberately urinates, defecates, or dispose urine or  
26 excreta on any place, except in household toilets or public toilets or any other  
27 place designated for the that purpose by the Government, commits an offence,  
28 and shall upon conviction be punishable by a fine not less than N10,000 (Ten  
29 Thousand Naira Only) or a community service for a period not less than 1  
30 month;



1 (b) Anybody, who counsels, intentionally aids or abets anybody  
 2 who urinates or defecates in a public place, other than a place designated for  
 3 that purpose commits an offence, and shall upon conviction be sentenced to  
 4 a fine of N5000 (Five Thousand Naira) or a community service for a period  
 5 not less than 2 weeks;

6 (c) The parent, guardian or adult who allows a child he/she is  
 7 responsible for to openly defecate or urinate in a place where the parent,  
 8 guardian or adult will ordinarily know that such child will defecate or  
 9 urinate if not properly cared for; will be held liable as if such parent,  
 10 guardian or adult committed the offence himself/herself;

11 (d) It shall be duty of any parent, guardian or adult with a toddler to  
 12 make adequate arrangement for urination or defecation of their child, and it  
 13 shall not be her defense that the offender is a child.

#### 14 PART VI - PROVISION OF TOILETS IN PRIVATE AND PUBLIC PLACES

##### 15 12. With regard to Private and Public Places:

16 (a) It shall be the duty of every landlord to make adequate and  
 17 suitable provision of toilets for his building in line with the guidelines  
 18 prescribed by the Agency;

19 (b) Every public building shall have adequate toilets for such  
 20 building. What is adequate shall be determined by the Agency having regard  
 21 to the number of person(s) using the building and the rate of maintenance;

22 (c) The landlord of - any Building be it residential or Commercial  
 23 without adequate toilets commits an offence and shall upon conviction be  
 24 made to pay a fine of N500,000 and build such number toilets recommended  
 25 by the Agency under the supervision of the Agency;

26 (d) Where the building is a government building, the Agency shall  
 27 immediately notify the Head of the Agency, Ministry or Department of such  
 28 inadequacy and make recommendation how such shall be rectified;

#### 29 PART VII - FUND FOR THE AGENCY

30 13.-(1) The Agency shall establish and maintain a fund from which

Provision of  
Toilets in Private  
and Public Places

Fund for the  
Agency

1 shall be defrayed all expenditure incurred by the Agency (2) There shall be paid  
2 and credited to the fund established pursuant to subsection (1) of this section:

3 (a) all subventions and budgetary allocation from the Government of  
4 the Federation;

5 (b) All monies raised for the purposes of the Agency by way of gifts,  
6 loan, grants-in-aid, testamentary dispositions or otherwise; and proceeds from  
7 all other assets that may, from time to time, accrue to the Agency;

8 (c) All monies accruing from the payment of fines and licenses.

9 (3) The fund shall be managed in accordance with the rules made by  
10 the Ministry, and without prejudice to the generality of the power to make rules  
11 under this subsection; the rules shall in particular contain provisions:

12 (a) Specifying the manner in which the assets or the fund of the  
13 Agency are to be held, and regulating the making of payments into and out of  
14 the Fund;

15 (b) And requiring an efficient keeping of proper accounts and records  
16 for the purpose of the Fund in such form as may be specified in the rules.

Expenditure  
of the Agency

17 14. The Agency shall, from time to time, apply the funds at its  
18 disposal for:

19 (a) the administration and maintenance of the Agency;

20 (b) publicize and promote the activities of the Agency;

21 (c) pay allowances, expenses and other benefits of members of the  
22 Board and committees of the Board;

23 (d) pay the salaries, allowances and benefits of employees of the  
24 Agency;

25 (e) pay other overhead allowances and benefits and other  
26 administrative costs of the Agency; and

27 (f) undertake such other activities as are connected with all or any of  
28 the functions of the Agency under this Act

Poer to accept  
gifts

29 15.-(1) The Agency may accept gifts of land, money or other property  
30 on such terms and conditions, if any, as may be specified by the person or

1 organization making the gift.

2 (2) The Agency shall not accept any gift, if the conditions attached  
3 by the person or organization making the gift are inconsistent with the  
4 functions of the Agency under this Act.

5 16.-(1) The Board shall, not later than 30 September in each year,  
6 submit to the President through the Minister an estimate of the expenditure  
7 and income of the Agency during the next succeeding year.

Annual estimates  
and expenditure

8 (2) The Board shall cause to be kept proper accounts of the Agency  
9 in respect of each year and proper records in relation thereto and shall cause  
10 the accounts to be audited not later than six months after the end of each year  
11 by the Auditor-General for the Federation.

12 17. The Board shall prepare and submit to the President, through  
13 the Minister of Water Resources, not later than 30th June in each year, a  
14 report in such form as the president may direct on the activities of the  
15 Agency during the immediate preceding year and shall include in the report,  
16 a copy of the audited accounts of the Agency for that year and the auditor's  
17 report thereon.

Annual report

18 18.-(1) The Agency may, from time to time, borrow by overdraft or  
19 otherwise, such sums as it may require for the performance of its functions  
20 under this Act.

Power to borrow

21 (2) The Agency shall not, without the approval of the President,  
22 borrow money which exceeds at any time limit set by the President.

23 (3) Notwithstanding subsection (1) of this section, where the sum  
24 to be borrowed is in foreign currency the Agency shall not borrow the sum  
25 without prior approval of the President.

26 (4) The Board may, with the approval of the Minister, borrow on  
27 such terms and conditions, such sums of money as the Board may require in  
28 the exercise of the functions conferred on it under this Act.

29 (5) The Board may, subject to the provisions of this Act and the  
30 conditions of any trust created in respect of any property invest all or any of

1 its funds with the approval of the Minister or in accordance with any general  
2 guidelines approved by the President.

3 (6) The Board may invest any surplus funds in such securities as may  
4 be approved by the Minister.

5 PART VIII - PROVISION RELATING TO THE ACQUISITION OF LAND

Provision relating  
to the acquisition  
of Land

6 19.-(1) The Agency may subject to the Land use Act or any relevant  
7 law acquire any land for the purpose of discharging its functions under this Act.

8 (2) Where there is any hindrance in the acquisition of any land by the  
9 Agency under this Act, including any failure by the Agency to reach an  
10 agreement as to the amount to be paid in respect of the acquisition, the Agency  
11 may apply to the Minister for a declaration under subsection (3) of this section.

12 (3) the Minister on receiving an application from the Agency and after  
13 such enquiry as he may deem fit in the circumstance, may request the FCT  
14 Minister in case of the Federal Capital Territory, the Governor of the state or the  
15 relevant authority where the land is situated to declare that the land is required  
16 for the service of the Agency and accordingly for an over-riding public  
17 purpose.

18 (4) Where a declaration is made under subsection (3) of this section,  
19 the land to which the declaration relates shall be deemed to be land acquired for  
20 the purpose of the Federation within the meaning of the Land use Act and the  
21 Agency shall acquire the land accordingly.

22 (5) where a declaration has been made under subsection (3) of this  
23 section in respect of any land and the:

24 (a) land has been acquired pursuant to subsection (4) of this section;

25 (b) the FCT Minister or Governor of the state concerned is satisfied  
26 that there is no rights subsisting in respect of the land; the FCT Minister or the  
27 Governor of the state may vest the land in the Agency by issuing a Certificate of  
28 Occupancy in respect of it. In favour of and in the name of the Agency

29 (6) The compensation, if any, payable under the Land Use Act for the  
30 revocation of any rights relating to the land, where applicable, shall be paid by

1 the Agency.

2 (7) The plan of the land referred to in subsection (2) of this section:

3 (a) Containing measurement of the boundaries of the land;

4 (b) Showing the relationship of the land to any sufficient  
5 identifying mark; and

6 (c) signed by the Surveyor-General; shall be a sufficient  
7 description of the land for the purpose of an application under the  
8 subsection.

9 (8) The Agency shall not, without prior approval in writing by the  
10 FCT Minister or the Governor of the state in which the land is situated,  
11 alienate, mortgage, charge or otherwise demise any immovable property  
12 which has been vested in the Agency under this section or in respect of  
13 which a right of Occupancy has been granted to the Agency.

14 PART IV - MISCELLANEOUS PROVISIONS

15 20.-(1) Subject to the provisions of this Act, the provisions of the  
16 Public Officers Protection Act shall apply in relation to any suit instituted  
17 against any officer or employee of the Agency.

Limitation of  
suits against the  
Agency

18 [Cap. P41]

19 (2) Notwithstanding anything contained in any other law or  
20 enactment, no suit shall lie against any member of the Board, the Executive  
21 Secretary or "any other officer or employee of the Agency for any act done in  
22 pursuance or execution of this Act or any or any other law or enactment, or of  
23 any public duty or authority or in respect of any alleged neglect or default in  
24 the execution of this Act or such law or enactment, duty or authority, shall lie  
25 or be instituted in any court unless-

26 (a) it is commenced within three months next after the act, neglect  
27 or default complained of; or

28 (b) in the case of a continuation of damage or injury, within six  
29 months next after the ceasing thereof.

30 (3) No suit shall be commenced against a member of the Board, the

1 Executive Secretary, officer or employee of the Agency before the expiration  
2 of a period of one month after written notice of intention to commence the suit  
3 shall have been served upon the Agency by the intending plaintiff or his legal  
4 representative.

5 (4) The notice referred to in subsection (3) of this section shall clearly  
6 and explicitly state the cause of action, the particulars of the claim, the name  
7 and place of abode of the intending plaintiff and the relief which he claims.

Service of  
Documents

8 21. A notice, summons or other documents required or authorized to  
9 be served upon the Agency under the provisions of this Act or any other law or  
10 enactment may be served by delivering it to the Executive Secretary or by  
11 sending it by a registered post should be addressed to the Executive Secretary at  
12 the principal office of the Agency.

Restriction of  
execution against  
property of the  
Agency

13 22.-(1) In any action or suit against the Agency, no execution or  
14 attachment of process in the nature thereof, shall be issued against the Agency.

15 (2) Any sum of money which may by the judgment of any court be  
16 awarded against the Agency shall, subject to any direction given by the court  
17 where notice of appeal of the said judgment has been given, be paid from the  
18 general reserve fund of the Agency.

Indemnity of  
Officers

19 23. A member of the Board, the Executive Secretary, any officer or  
20 employee of the Agency, shall be indemnified out of the assets of the Agency  
21 against any proceeding, whether civil or criminal, in which judgment is given  
22 in his favour, or in which he is acquitted, if any such proceeding is brought  
23 against him in his capacity as a member of the Board, the Managing Director,  
24 officer or employee of the Agency.

Jurisdiction

25 24. The Magistrate Court in FCT and all the 36 states shall have  
26 Jurisdiction to try offences committed under this Act.

Savings and  
transfer of  
liabilities

27 25.-(1) The statutory functions, rights, interest, obligation and  
28 liabilities of the Directorates, existing before the commencement of this Act,  
29 under any contract or instrument, or in law or in equity shall, by virtue of this

1 Act, be deemed to have been assigned to and vested in the Agency  
2 established by this Act.

3 (2) Any such contract or instrument as is mentioned in subsection  
4 (1) of this section, shall be of the same force and effect against or in favour of  
5 the Agency established by this Act and shall be enforceable as fully and  
6 effectively as if instead of the Directorates existing before the  
7 commencement of this Act, the Agency by this Act has been named therein  
8 or had been a party thereto.

9 (3) The Agency established by this Act shall be subject to all the  
10 obligations and liabilities to which the Directorates existing before the  
11 commencement of this Act and all other persons shall have the same rights,  
12 powers and remedies against the Agency established by this Act, as they had  
13 against the Directorates existing before the commencement of this Act.

14 (4) Any proceeding pending or cause of action existing  
15 immediately before the commencement of this Act, by or against the  
16 Directorates existing before the commencement of this Act in respect of any  
17 right, interest, obligation or liability of the Directorates, may be continued or  
18 as the case may be, commenced in any court of law, tribunal or before any  
19 other authority or person and any determination of a court of law, tribunal or  
20 other authority or person may be enforced by or against the Agency  
21 established by this Act., to the same extent that such proceeding or cause of  
22 action or determination might have been continued, commenced or enforced  
23 by or against the Directorates existing before the commencement of this Act.

24 **26.** In this Bill:

Interpretation

25 (a) "Board" means the Governing Board of the Agency as  
26 mentioned in section 2 of this Act;

27 (b) "Defecate" means- to pass the contents of the bowels out of the  
28 anus;

29 (d) "Defecation in open/public places" means defecation in any  
30 place other than the place designated for that purpose;

1 (e) "Executive Secretary" means the chief accountings officer and  
2 head of the Agency;

3 (f) "Members" means a member of Board which also include the  
4 Chairman;

5 (g) "Minister" means the Minister of water resources

6 (h) "Open/public place" refers to any public accessible landscapes,  
7 structures and infrastructure, whether owned privately or publicly, to which the  
8 public have unbridled access by right or by invitation, expressed or implied,  
9 whether by payment of money or not, and includes, but not limited to: Schools,  
10 worship places, motor parks, markets, apartment houses, office buildings,  
11 transport facilities, recreational parks, plazas, streets, libraries, bridges,  
12 stairways, roadside, waterworks, shops, gutters, bushes, uncompleted  
13 buildings.

14 (i) "Urinate" means- to pass urine from the body.

15 (j) "Agency" means the Clean Nigeria Agency established by Section  
16 of this Act.

Short title

17 27. This Bill may be called the Clean Nigeria Agency (Establishment)  
18 Bill, 2021.

#### 19 SCHEDULE

#### 20 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

#### 21 *Proceedings of the Board*

22 1.-(1) Subject to this Act and section 27 of the Interpretation Act, the  
23 Board may make standing orders regulating its proceedings or those of any of  
24 its committees.

25 ,(2) The quorum of the Board shall be the chairman or the person  
26 presiding at the meeting and five other members of the Board, two of whom  
27 shall be ex-officio members and the quorum of any committee of the board  
28 shall be as determined by the Board.

29 2.-(1) The Board shall meet whenever it is summoned by the  
30 Chairman and if the Chairman is required to do so by notice given to him by not



1 less than six other members, he shall summon a meeting of the Board to be  
2 held within fourteen days from the date on which the notice is given.

3 (2) At any meeting of the Board, the Chairman shall preside but if  
4 he is absent the members present at the meeting shall appoint one person  
5 amongst them to preside over the meeting.

6 (3) Where the Board desires to obtain the advice of any person on a  
7 particular matter, the Board may co-opt him to the Board for such period as it  
8 deems fit, but a person who is in attendance by virtue of this paragraph, shall  
9 not be entitled to vote at any meeting of the Board and shall not count  
10 towards a quorum.

11 3.-(1) The Board may appoint one or more committees to carry out  
12 on behalf of the Board such functions as may be determined by the Board.

13 (2) A committee appointed under this paragraph shall consist of  
14 such number of persons as may be determined by the Board and a person  
15 shall hold office on the committee in accordance with the terms of his  
16 appointment.

17 (3) A decision of a committee of the Board shall be of no effect until  
18 it is ratified by the Board.

19 4.-(1) The fixing of the seal of the Agency shall be authenticated by  
20 the signatures of the Chairman, the Executive Secretary or any person  
21 generally or specifically authorized by the Board to act for that purpose.

22 (2) Any contract or instrument, which if made or executed by a  
23 person not being a body corporate, would not be required to be under seal  
24 may be made or executed on behalf of the Agency by the Executive  
25 Secretary or any person generally or specifically authorized by the Board to  
26 act for that purpose

27 (3) A document purporting to be a document duly executed under  
28 the seal of the Agency shall be received in evidence and shall, unless and  
29 until, the contrary is proved, be presumed to be so executed.

30 5. The validity of any proceedings of the Board or of a committee

- 1 shall not be adversely affected by:
- 2 (a) a vacancy in the membership of the Board or of a committee; or
- 3 (b) a defect in the appointment of a member of the Board or
- 4 committee; or
- 5 (c) reason that a person not entitled to do so took part in the
- 6 proceedings of the Board or committee

#### EXPLANATORY MEMORANDUM

This Bill seeks to provide legislative backing to the Presidential Executive Order 009 on the Open Defecation Free Nigeria by 2025.