

STATUTORY BODIES (ANNUAL REPORTS, ETC.) BILL, 2019

ARRANGEMENT OF SECTIONS

Section:

1. Application to statutory bodies
2. Effect of non-compliance with the provisions of this Act
3. Preparation of annual reports.
4. Presentation of annual reports to the National Assembly
5. Duties of Committees of the National Assembly
6. Consequential amendment
7. Disciplinary action for gross misconduct
8. Interpretation
9. Short title

A BILL

FOR

AN ACT TO REQUIRE STATUTORY BODIES TO PREPARE AND FORWARD TO THE NATIONAL ASSEMBLY THROUGH THE PRESIDENT ANNUAL REPORTS OF ITS OPERATIONS AND FINANCES; AND FOR RELATED MATTERS

Sponsored by Hon. Benjamin O. Kalu

[] Commencement

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

- 1 **1.**-(1) Except otherwise provided by the Constitution, where by an Application
2 Act of the National Assembly, power, on any matter within the legislative statutory bodies
3 competence of the National Assembly is conferred on a statutory body to
4 prepare an annual report of its operation, the provisions of this Bill shall
5 apply notwithstanding any contrary provision in the Act or any other law.
- 6 (2) The provisions of this Bill shall apply to statutory bodies set up
7 pursuant to the Constitution or an Act of the National Assembly but shall not
8 apply to professional bodies established pursuant to an Act of the National
9 Assembly.
- 10 **2.** As from the commencement of this Bill, it shall be unlawful for Effect of non-
11 any statutory body listed referred to under section 1 (2) of this Act not to compliance with
12 comply with the provisions of this Bill. the provisions
of this Bill
- 13 **3.** As from the commencement of this Bill, all statutory bodies Preparation of
14 shall prepare a report of its operations and finance and auditor's report for the annual reports
15 immediate succeeding year and submit same to the President not later than
- 16 31st March of each year.
- 17 **4.** The President shall cause the reports submitted to him pursuant Presentation of
18 to section 3 of this Act to be forward to both Houses of the National annual reports
19 Assembly within 30 days of receipt of such report. to the National
Assembly
- 20 (2) Upon receipt of the report forwarded pursuant to subsection (1)

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| | 1 | of this section, the President of the Senate or the Speaker of the House of |
| | 2 | Representatives shall on the next legislative day announce the receipt of such |
| | 3 | report in the plenary session and refer same to appropriate committee(s). |
| Duties of Committees of the National Assembly | 4 | 5. Committees of each House of the National Assembly shall apply |
| | 5 | report(s) brought before it towards: |
| | 6 | (a) oversight functions; |
| | 7 | (b) investigation of the activities of statutory bodies; |
| | 8 | (c) assessment for budgetary compliance; etc. |
| Consequential amendment | 9 | 6.-(1) This Bill hereby consequentially amends all Acts of the |
| | 10 | National Assembly establishing statutory bodies in Nigeria. |
| | 11 | (2) The amendment thereof shall bring such Acts of the National |
| | 12 | Assembly in conformity with the provisions of this Bill. |
| Disciplinary action for gross misconduct | 13 | 7.-(1) A person who contravenes a provision of this Bill is liable to |
| | 14 | gross misconduct in service and on the recommendation of both houses of the |
| | 15 | National Assembly disciplinary action shall be commenced, according to the |
| | 16 | law or the rule of service, which is applicable, against him or her. |
| | 17 | (2) Nothing in this section shall prejudice the prosecution of a person |
| | 18 | undergoing disciplinary action or preclude such person from being prosecuted |
| | 19 | or punished for an offence in a court of law. |
| | 20 | (3) Where a person who is a public officer is liable under this Bill, |
| | 21 | unless he shows reasonable cause which is sufficient for his or her pardon, he or |
| | 22 | she shall be personally liable. |
| | 23 | (4) The person referred to in subsection (1) of this section shall be the |
| | 24 | head of a statutory body. |
| Interpretation | 25 | 8. In this Bill, unless the context otherwise requires: |
| | 26 | "Constitution" means the Constitution of the Federal Republic of Nigeria, |
| | 27 | 1999; |
| | 28 | "National Assembly" means the Senate and House of Representatives; |
| | 29 | "power" includes function and duty; |
| | 30 | "public officer" means a member of staff of the public service defined by the |

1 Constitution;
2 "statutory body" means bodies corporate established pursuant to an Act of
3 the National Assembly and the Constitution.

4 **9.** This Bill may be cited as the Statutory Bodies (Annual Reports, Short title
5 etc.) Bill, 2019.

6 SCHEDULE

7 Statutory bodies to which this Act applies:

- 8 1. Bureau for Public Enterprises
- 9 2. Central Bank of Nigeria
- 10 3. Code of Conduct Bureau
- 11 4. Corporate Affairs Commission
- 12 5. Federal Inland Revenue Service
- 13 6. Economic and Financial Crimes Commission
- 14 7. Education Tax Fund
- 15 8. Federal Airport Authority of Nigeria
- 16 9. Federal Character Commission
- 17 10. Federal Government Staff Housing Board
- 18 11. Federal Housing Authority
- 19 12. Federal Mortgage Bank of Nigeria
- 20 13. Federal Radio Corporation of Nigeria
- 21 14. Federal Road Safety Commission
- 22 15. Independent National Electoral Commission
- 23 16. Industrial Training Fund
- 24 17. National Agency for Food and Drug Administration and
25 Control
- 26 18. National Agency for Science and Engineering Infrastructures
- 27 19. National Assembly Service Commission
- 28 20. National Automotive Council
- 29 21. National Board for Community Banks
- 30 22. National Board for Technical Education

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| 1 | 23. National Boundary Commission |
| 2 | 24. National Broadcasting Commission |
| 3 | 25. National Business and Technical Examination Board |
| 4 | 26. National Centre for Agricultural Mechanisation |
| 5 | 27. National Centre for Economic Management and Administration |
| 6 | 28. National Centre for Women Development |
| 7 | 29. National Commission for Colleges of Education |
| 8 | 30. National Commission for Mass Literacy, Adult and Non-Formal |
| 9 | Education |
| 10 | 31. National Commission for Nomadic Education |
| 11 | 32. National Commission for Refugees |
| 12 | 33. National Directorate of Employment |
| 13 | 34. National Drug Law Enforcement Agency |
| 14 | 35. National Emergency Management Agency |
| 15 | 36. National Examinations Council |
| 16 | 37. National Film and Video Censors Board |
| 17 | 38. National Gallery of Arts |
| 18 | 39. National Health Insurance Scheme |
| 19 | 40. National Hospital for Women and Children |
| 20 | 41. National Human Rights Commission |
| 21 | 42. National Inland Waterways Authority |
| 22 | 43. National Institute for Policy and Strategic Studies |
| 23 | 44. National Institute of Sports |
| 24 | 45. National Insurance Commission |
| 25 | 46. National Library of Nigeria |
| 26 | 47. National Manpower Board |
| 27 | 48. National Mathematical Centre |
| 28 | 49. National Office for Technology Acquisition and Promotion |
| 29 | 50. National Orientation Agency |
| 30 | 51. National Park Service |

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| 1 | 52. National Planning Commission |
| 2 | 53. National Population Commission |
| 3 | 54. National Primary Health Care Development Agency |
| 4 | 55. National Productivity Centre |
| 5 | 56. National Salaries, Income and Wages Commission |
| 6 | 57. National Sugar Development Council |
| 7 | 58. National Universities Commission |
| 8 | 59. National Youth Service Corps |
| 9 | 60. News Agency of Nigeria |
| 10 | 61. Niger-Delta Development Commission |
| 11 | 62. Nigeria Social Insurance Trust Fund |
| 12 | 63. Nigeria Customs Service |
| 13 | 64. Nigeria Immigration Service |
| 14 | 65. Nigeria Prison Service |
| 15 | 66. Nigerian Agricultural Insurance Corporation |
| 16 | 67. Nigerian Airspace Management Agency |
| 17 | 68. Nigerian Atomic Energy Commission |
| 18 | 69. Nigerian Civil Aviation Authority |
| 19 | 70. Nigerian Coal Corporation |
| 20 | 71. Nigerian College of Aviation Technology |
| 21 | 72. Nigerian Communications Commission |
| 22 | 73. Nigerian Deposit Insurance Corporation |
| 23 | 74. Nigerian Educational Research and Development Centre |
| 24 | 75. Nigerian Export-Import Bank |
| 25 | 76. Nigerian Export Processing Zones Authority |
| 26 | 77. Nigerian Export Promotion Council |
| 27 | 78. Nigerian Film Corporation |
| 28 | 79. Nigerian Institute of International Affairs |
| 29 | 80. Nigerian Institute of Social and Economic Research |
| 30 | 81. Nigerian Institute of Transport Technology |

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| 1 | 82. Nigerian Investment Promotion Commission |
| 2 | 83. Nigerian Law Reform Commission |
| 3 | 84. Nigerian National Petroleum Corporation |
| 4 | 85. Nigerian Pilgrims Commission |
| 5 | 86. Nigerian Ports Authority |
| 6 | 87. Nigerian Postal Service |
| 7 | 88. Nigerian Railway Corporation |
| 8 | 89. Nigerian Shippers' Council |
| 9 | 90. Nigerian Television Authority |
| 10 | 91. Nigerian Tourism Development Corporation |
| 11 | 92. Nigerian Nuclear Regulatory Agency |
| 12 | 93. Petroleum Technology Development Fund |
| 13 | 94. Petroleum Training Institute |
| 14 | 95. Revenue Mobilization, Allocation and Fiscal Commission |
| 15 | 96. River Basin Development Authorities |
| 16 | 97. Securities and Exchange Commission |
| 17 | 98. Sheda Science and Technology Complex |
| 18 | 99. Standards Organisation of Nigeria |
| 19 | 99. Teachers' Registration Council of Nigeria |
| 20 | 100. Tertiary educational institutions established by an Act of the |
| 21 | National Assembly |
| 22 | 101. Research institutions established by an Act of the National |
| 23 | Assembly |
| 24 | 102. Other statutory bodies as may be established by an Act of the |
| 25 | National Assembly |

EXPLANATORY MEMORANDUM

This Bill seeks to require statutory bodies to prepare and forward to the National Assembly through the President annual reports of its operations and finances and for the enhancement of transparency and accountability by statutory bodies.