

No. 11: Timeframe for submitting Ministerial or Commissioners Nominees

**A Bill
For**

An Act to alter the provisions of the Constitution of the Federal Republic of Nigeria, 1999 to require the President and Governor to submit the names of persons nominated as Ministers or Commissioners within thirty days of taking the Oath of Office for confirmation by the Senate or State House of Assembly; and for related matters

SECTIONS OF THE CONSTITUTION	PROVISIONS OF THE CONSTITUTION	PROVISION OF THE BILL	REMARKS
		ENACTED by the National Assembly of the Federal Republic of Nigeria -	
		<p>1. Alteration of the Constitution of the Federal Republic of Nigeria, 1999 (Cap. 23 LFN 2004)</p> <p>The Constitution of the Federal Republic of Nigeria 1999 (in this Act referred to as “Constitution”) is altered as set out in this Bill.</p>	
147	<p>Ministers of the Federal Government</p> <p>147. (1) There shall be such offices of Ministers of the Government of the Federation as may be established by the President. (2) Any appointment to the office of Minister of the Government of the Federation shall, if the nomination of any person to such office is confirmed by the Senate, be made by the President. (3) Any appointment under subsection (2) of this section by the President shall be in conformity with the provisions of section 14(3) of this Constitution:- provided that in giving effect to the provisions aforesaid the President shall appoint at least one</p>	<p>Amendment for Section 147</p> <p>2. Section 147 of the Constitution is altered by inserting after subsection (6), a new subsection “(7)”- “(7)” Notwithstanding the provision of subsection (2) of this Section –</p> <p>(a) the nomination of any person to the office of a Minister for confirmation by the Senate shall be within thirty days after the date the President has taken the Oath of Office;</p>	

SECTIONS OF THE CONSTITUTION	PROVISIONS OF THE CONSTITUTION	PROVISION OF THE BILL	REMARKS
192.	<p>Minister from each State, who shall be an indigene of such State. (4) (5) (6)</p> <p style="text-align: center;">Commissioners of the State Government</p> <p>192. (1) There shall be such offices of Commissioners of the Government of a State as may be established by the Governor of the State (2) Any appointment to the office of Commissioner of the Government of a State shall, if the nomination of any person to such office is confirmed by the House of Assembly of the State, be made by the Governor of that State and in making any such appointment the Governor shall conform with the provisions of section 14(4) of this Constitution. (3) (4) (5)</p>	<p>(b) the submission of names of the Ministerial nominees to the Senate for confirmation shall be accompanied by the assigned portfolio of each nominee; and</p> <p>(c) thirty-five percent of persons appointed as Ministers shall be women:</p> <p>Provided that the President may appoint a Minister at any other time during his tenure and such appointment shall be subject to confirmation by the Senate.</p> <p style="text-align: center;">Amendment for Section 192</p> <p>3. Section 192 of the Constitution is altered by inserting after subsection (5), a new subsection “(6)”-</p> <p>“(6)” Notwithstanding the provisions of subsection (2) of this Section –</p> <p>(a) the nomination of any person to the office of a commissioner for confirmation by the House of Assembly shall be within thirty working days after the date the Governor has taken the oath of office;</p> <p>(b) the submission of the names of nominees for the office of Commissioners for confirmation</p>	

SECTIONS OF THE CONSTITUTION	PROVISIONS OF THE CONSTITUTION	PROVISION OF THE BILL	REMARKS
		<p>by the House of Assembly shall be accompanied by the assigned portfolio of each nominee; and</p> <p>(c) thirty-five percent of persons appointed as Commissioners shall be women:</p> <p>Provided that the Governor may appoint a Commissioner at any other time during his tenure and such appointment shall be subject to confirmation by the House of Assembly.</p>	
		<p>Citation</p> <p>4. This Act may be cited as the Constitution of the Federal Republic of Nigeria (Fourth Alteration) Bill, No. 11, 2017.</p>	
		<p>EXPLANATORY MEMORANDUM</p> <p>This Bill seeks to alter the Constitution of the Federal Republic of Nigeria, 1999 to provide a timeframe within which the President or a Governor shall forward to the Senate or State House of Assembly names of nominees for confirmation as Ministers or Commissioners, provide for attachment of portfolio and thirty-five percent affirmative action for women.</p>	