



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Thursday, 16 December, 1999

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1. Prayers
 2. Oaths
 3. Announcements (*if any*)
 4. Petitions (*if any*)
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PRESENTATION OF BILLS

1. Desertification Control Commission Bill, 1999 — *First Reading*.
 2. Erosion and Floods Control Commission Bill, 1999 — *First Reading*.
 3. Cult and Secret Society (Prohibition) Bill, 1999 — *First Reading*.
 4. Remuneration of Former President's and Heads of State and other Auxilliary Matters (Amendment) Bill, 1999 — *First Reading*.
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ORDERS OF THE DAY

Report of the Joint Committee on the Bill for an Act to Prohibit and Punish Bribery and Corruption of or by Public Officers and other Persons, 1999 (*Committee of Whole*) — *Adjourned Debate, 15 December, 1999.*

(AMENDMENTS PROPOSED)

<i>Provisions in the Original Bill</i>	<i>Committee Recommendation</i>	<i>Amendment(s) Proposed by Members</i>
4(5)		
4(7)		
4(8)		
5(1)		
5(2)		
6(a)		
6(b)		
6(c)		
6(d)		
6(e)		
6(f)		
7(1)		
7(2)		
7(3)		
8(1) Any public officer who	Any public officer who corruptly	
8(1)(a) Corruptly asks for, receives or obtains any property or benefit of any kind for himself or for any other person; or	Asks for, receives or obtains and property or benefit of any kind for himself or for any kind for himself or for any other persons, on account of	

8(1)(b) Corruptly agrees or attempts to receive or obtain any property or benefit of any kind for himself or for any other person, on account of agrees or attempts to receive or obtain any property or benefit of any kind for himself or for any other person, on account of

8(1)(b)(i)

8(1)(b)(ii) Anything to be afterwards done or omitted to be done, or any favour or disfavour to be afterwards shown to any person, by himself in the discharge of his official duties or in relation to any such matter as aforesaid, is guilty of the felony of official corruption and is liable to imprisonment for seven years. Anything to be afterwards done or omitted to be done, or any favour or disfavour to be afterwards shown to any person, by himself in the discharge of his official duties or in relation to any such matter as aforesaid, is guilty of *an offence* of official corruption and is liable to imprisonment for seven years.

8(2)(a)

8(2)(b)

8(2)(c)

8(3)(a)

8(3)(b)

8(4)(a)

8(4)(b)

8(4)(c)

9(1)(a) Any person who; corruptly gives, confers or procures any property or benefit of any kind to, on or for a public officer or to, on for any other person; or Any person who corruptly; gives, confers or procures any property or benefit of any kind to, on or for a public officer or to, on for any other person; or

9(1)(b) Corruptly promises or offers to give, confer, procure or attempt to procure any property or benefit of any kind to, on or for a public officer or any other person, on account of any such act, omission, favour or disfavour to be done or shown by the public officer is guilty of the felony of official corruption and shall on conviction be liable to imprisonment for Seven (7) years. Promises or offers to give, confer, procure any property or benefit of any kind to, on or for a public officer or any other person, on account of any such act, omission, favour or disfavour to be done or shown by the public officer is guilty of *an offence* of official corruption and shall on conviction be liable to imprisonment for Seven (7) years.

9(2)(a)

9(2)(b)

9(2)(c)

10. Any person who—
(a) corruptly asks for, receives or obtains any kind for himself or any other person; or corruptly agrees or attempts to receive or obtain any property or benefit of any kind for himself or any other person. Any person who corruptly— asks for, receives or obtains any kind for himself or any other person; or agrees or attempts to receive or obtain any property or benefit of any kind for himself or any other person.

10(a)(i)

10(a)(ii) Anything to be afterwards done or omitted, or any favour disfavour to be afterwards shown any person, by a public officer in the discharge of his official duties or in relation to any such matters as aforesaid, is guilty of the felony of official corruption and shall on conviction be liable to imprisonment for Seven (7) years.

Anything to be afterwards done or omitted, or any favour disfavour to be afterwards shown any person by a public officer in the discharge of his official duties or in relation to any such matters as aforesaid, is guilty of *an offence* of official corruption and shall on conviction be liable to imprisonment for Seven (7) years.

11. In any proceedings for an offence under this Section it shall not be necessary to prove that:

In any proceedings for an offence under this *Act* it shall not be necessary to prove that:

11(a)

11(b)

11(c)

11(d)

12. Any person who, being employed in the public service, knowingly acquires or holds directly or indirectly, otherwise than as a member of a registered joint stock company consisting of more than twenty (20) persons, a private interest in any contract, agreement or investment emanating from or connected with the department or office which he is employed or which is made on account of the public service, is guilty of a felony, and shall on conviction be liable to imprisonment for three years.

Any person who, being employed in the public service, knowingly acquires or holds directly or indirectly, otherwise than as a member of a registered joint stock company consisting of more than twenty (20) persons, a private interest in any contract, agreement or investment emanating from or connected with the department or office which he is employed or which is made on account of the public service, is guilty of a felony, and shall on conviction be liable to imprisonment for Seven (7) years.

13.

14.

15(a)

15(b)

15(c)

16. Any person who being an officer charged with receipt, custody, use or management of any part of the public revenue or property, knowingly furnishes any false statement or return in respect of any money or property received by him or entrusted to his care, or of any balance of money or property in his possession or under his control, is guilty of an offence, and shall on conviction be liable to two (2) years imprisonment.

Any person who being an officer charged with receipt, custody, use or management of any part of the public revenue or property, knowingly furnishes any false statement or return in respect of any money or property received by him or entrusted to his care, or of any balance of money or property in his possession or under his control, is guilty of an offence, and shall on conviction be liable to seven (7) years imprisonment.

17 Any person who:

(a) as agents corruptly accepts, obtains or agrees to accept or obtain or attempts to obtain from any person for himself or for any other person any gift or consideration as an inducement or reward for doing, for having to do or for having done or forborne to do, any act or thing.

(b) corruptly gives or agrees to give or offers any gift or consideration to any agent as an inducement or reward for doing or forbearing to do, or for having done, or forborne to do, any act or thing in relation to his principal's affairs or business

17(c)

18.

19(a)

19(b)

19(c)

19(d) Showing or forbearing to show any favour or disfavour in his capacity as such officer shall, notwithstanding that the officer did not have the power, right or opportunity so to do, or that the inducement or reward was not in relation to the affairs of the public body, be guilty of an offence and shall on conviction be liable to three (3) years imprisonment with hard labour.

20. Any public officer who uses his office or position to gratify or confer any corrupt or unfair advantage upon himself or any relation or associate of the public officer or any other public officer shall be guilty of an offence and shall on conviction be liable to imprisonment for three (3) years imprisonment without option of fine.

21.

22(1)

22(2)

22(3)

Add Subclause (1) to Clause 17 to reflect as new Clause 17(1).

Any person who corruptly— accepts, obtains or agrees to accept or obtain or attempts to obtain from any person for himself or for any other person any gift or consideration as an inducement or reward for doing, forbearing to do or for having done or forborne to do, any act or thing.

gives or agrees to give or offers any gift or consideration to any agent as an inducement or reward for doing or forbearing to do, or for having done, or forborne to do, any act or thing in relation to his principal's affairs or business

To create a new Subclause 17(2) to replace former Clause 18 and re-numbered subsequent clauses accordingly.

Showing or forbearing to show any favour or disfavour in his capacity as such officer shall, notwithstanding that the officer did not have the power, right or opportunity so to do, or that the inducement or reward was not in relation to the affairs of the public body, be guilty of an offence and shall on conviction be liable to Five (5) years imprisonment with hard labour.

Any public officer who uses his office or position to gratify or confer any corrupt or unfair advantage upon himself or any relation or associate of the public officer or any other public officer shall be guilty of an offence and shall on conviction be liable to imprisonment for Five (5) years imprisonment without option of fine.