

A BILL

FOR

AN ACT TO ALTER THE SECOND SCHEDULE TO THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA ACT (NO 24) 1999, (AS AMENDED) TO TRANSFER MINES AND MINERALS, INCLUDING OIL FIELDS, OIL MINING, GEOLOGICAL SURVEYS AND NATURAL GAS FROM THE EXCLUSIVE LEGISLATIVE LIST TO THE CONCURRENT LEGISLATIVE LIST; AND TO PROVIDE FOR RELATED MATTER

Sponsored Hon. Abbas Tajudeen

[] Commencement

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

1 **1.** The Second Schedule to the Constitution of the Federal
2 Republic of Nigeria (as amended) (hereinafter refers to as "the Principal
3 Act") is altered as follows:

Alteration of the
Second Schedule
to the Constitution,
Act (No 24) 1999

4 (a) in Part I, in Exclusive Legislative List, delete item 39 thereof,
5 and

6 (b) in Part II, in Concurrent Legislative List, after paragraph 30
7 thereof, insert the following new item:

8 "HA- Mines and Minerals including oil fields, oil Mining;
9 geological surveys and gas"

10 30A - The National Assembly may make Laws for the Federation
11 or any part thereof with respect to Mines and Minerals, including oil fields,
12 oil mining, geological Surveys and gas so far as the subject matter relates to
13 matter which the National Assembly has power to make Laws in this
14 constitution.

15 30B. A State House of Assembly may, subject to paragraph 30A
16 hereof, make Laws for the State or any part thereof, with respect to mines
17 and Minerals, including oil fields, oil mining, geological survey, and

	1	natural gas so far as the subject matter relates to a matter which a House of
	2	Assembly has power to make Laws in this Constitution."
Alteration of Section 44 of the Principal Act	3	2. Section 44 of the Principal Act is altered by deleting the existing
	4	provision of subsection (3) thereof and inserting instead the following new
	5	provision.
	6	"Notwithstanding the foregoing provisions of this section is altered as follows:
	7	"(3)Notwithstanding the foregoing provisions of this Section, the
	8	entire property in and control of all minerals, mineral oils and natural gas:
	9	(a) in, under or upon the territorial waters and the Exclusive and
	10	Economic Zone of Nigeria shall vest in the Government of the Federation and
	11	shall be managed in such manner as may be prescribed by the National
	12	Assembly, and
	13	(b) in, under or upon any land and part of the continental shelf of
	14	Nigeria, in any State of the Federation, shall be managed in such manner as
	15	may be prescribed by the State House of Assembly."
Citation	16	3. This bill may be cited as the Constitution of the Federal Republic of
	17	Nigeria (Fifth Alteration) Bill, 2024.

EXPLANATORY MEMORANDUM

This Bill seeks to, among others, Alter the Second Schedule to the Constitution of the Federal Republic of Nigeria Act (No 24) 1999, as amended, to transfer Mines and Minerals, including oil field, oil Mining; geological surveys, and natural gas from the Exclusive Legislative list to the Concurrent Legislative List; to effect consequential alteration of section 44 thereof.