

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 (AS ALTERED) TO PROVIDE FOR THE LISTING OF THE NATIONAL ASSEMBLY SERVICE COMMISSION AND STATE HOUSE OF ASSEMBLY SERVICE COMMISSION AS INDEPENDENT BODIES UNDER SECTIONS 158 AND 197 RESPECTIVELY; TO ENHANCE THE INDEPENDENCE OF THE NATIONAL ASSEMBLY SERVICE COMMISSION AND STATE HOUSE OF ASSEMBLY SERVICE COMMISSION; TO CLEARLY DESIGNATE THE CLERK OF THE NATIONAL ASSEMBLY AND CLERKS OF STATE HOUSES OF ASSEMBLY AS HEADS OF LEGISLATIVE SERVICE AT THE NATIONAL AND SUB-NATIONAL LEVELS; AND FOR RELATED MATTERS

Sponsor:

Hon. Benjamin Okezie Kalu

Co-Sponsors:

Hon. Francis Waive	Hon. Steve Fatoba
Hon. Miriam Onuoha	Hon. Mark Bako Useni
Hon. Mohammed Bello El-Rufai	Hon. Kayode M. Akiolu

[] Commencement

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

- | | |
|---|---|
| <p>1 1. The Constitution of the Federal Republic of Nigeria, 1999 (As</p> <p>2 Altered) (in this Bill referred to as "the Principal Act") is altered as set forth</p> <p>3 in this Bill.</p> | <p>Alteration of
Constitution of the
Federal Republic
of Nigeria, 1999
(As Altered)</p> |
| <p>4 2. Substitute for section 51 of the Principal Act, a new section</p> <p>5 "51"-</p> <p>6 "51. Staff of the National Assembly.</p> <p>7 (1) There shall be a Clerk to the National Assembly, who shall be</p> <p>8 the Head of the Legislative Service and such other staff as may be prescribed</p> | <p>Substitution for
Section 51</p> |

1 by an Act of the National Assembly.

2 (2) The method of appointment of the Clerk and other staff shall be as
3 prescribed by the Act of the National Assembly made pursuant to subsection
4 (1) of this section."

Substitution
for Section 93

5 **3.** Substitute for section 93 of the Principal Act, a new section "93"-
6 "93. Staff of House of Assembly

7 (1) There shall be a Clerk to each State House of Assembly who shall
8 be the Head of the Legislative Service for that State and such other staff as may
9 be prescribed by a Law of that State House of Assembly.

10 (2) The method of appointment of the Clerk and other staff shall be as
11 prescribed by that Law of the State House of Assembly made pursuant to
12 subsection (1) of this section.

Alteration of
Section 153

13 **4.** Section 153 of the Principal Act is Altered by-

14 (a) deleting the word, "Executive" in the heading; and

15 (b) inserting after paragraph (f), a new paragraph "(g)" -

16 "(g) National Assembly Service Commission".

Alteration of
Section 157

17 **5.** Section 157(2) of the Principal Act is altered by inserting after the
18 words "the Revenue Mobilization Allocation Commission" a comma and "the
19 National Assembly Service Commission"

Alteration of
Section 158

20 **6.** Section 158 of the Principal Act is altered by inserting-

21 (a) after the word "exercising", the words "its powers or in the
22 performance of its functions under this Constitution or any Act of the National
23 Assembly including"; and

24 (b) after the word, "Bureau", the words "the National Assembly
25 Service Commission".

Alteration of
Section 197

26 **7.** Section 197 of the Principal Act is Altered by-

27 (a) deleting the word, "Executive" in the heading; and

28 (b) inserting after paragraph (a) a new paragraph "(aa)";

29 "(aa) State House of Assembly Service Commission"

1 **8.** Section 201(2) is altered by inserting after the words, "State Alteration of
2 Civil Service Commission", the words "the State House of Assembly Section 201
3 Service Commission".

4 "(2) This section applies to the offices of the Chairmen and
5 members of the State Civil Service Commission, the State House of
6 Assembly Service Commission, the State Independent Electoral
7 Commission, the State Judicial Service Commission".

8 **9.** Section 202 is altered by inserting after the words, "State Civil Alteration of
9 Service Commission", the words "the State House of Assembly Service Section 202
10 Commission".

11 **10.** Part I of the Third Schedule to the Principal Act is altered by- Alteration of the
12 (a) deleting the word, "Executive", in the heading; and Third Schedule
13 (b) inserting after subheading F, a new subheading "FA" -
14 "FA - National Assembly Service Commission.

15 1. (1) The National Assembly Service Commission shall comprise National Assembly
16 the following members - Service Commission

- 17 (a) the Chairman; and
18 (b) twelve other members;

19 (2) The President of the Senate shall, in consultation with the
20 Speaker of the House of Representatives, submit to the President of the
21 Federal Republic of Nigeria a proposed list out of which the President of the
22 Federal Republic of Nigeria shall nominate for appointment, a Chairman
23 and members of the Commission subject to confirmation by the Senate.

24 (3) The Commission shall have powers to appoint, promote and
25 exercise disciplinary control over the Clerk to the National Assembly, the
26 Deputy Clerk to the National Assembly, the Clerk of the Senate, the Clerk of
27 the House of Representatives, the Deputy Clerk of the Senate, Deputy Clerk
28 of the House of Representatives, Secretaries to the Directorates and holders
29 of other offices that shall be created by the Commission pursuant to an Act of
30 the National Assembly."

Alteration of the Third Schedule (As altered by Fifth Alteration (No. 6) Act, 2023)	1	11. Part II of the Third Schedule (As altered by Fifth Alteration (No. 6) Act, 2023) to the Principal Act is further altered by substituting for subheading AA and new subheading AA -
	2	
	3	
	4	"AA -State House of Assembly Service Commission
House of Assembly Service Commission	5	1. (1) The House of Assembly Service Commission shall comprise the
	6	following members-
	7	(a) a Chairman; and
	8	(b) not less than four other members.
	9	(2) The Speaker of the House of Assembly of the State shall, in
	10	consultation with Principal Officers of the House, submit to the Governor of
	11	the State a proposed list out of which the Governor of the State shall nominate
	12	for appointment, a Chairman and members of the Commission subject to
	13	confirmation by the House of Assembly of the State.
	14	2. The Commission shall have powers to appoint, promote and
	15	exercise disciplinary control over the Clerk to the House of Assembly, the
	16	Deputy Clerks to the House of Assembly, Directors and holders of other offices
	17	that shall be created by the Commission on pursuant to a Law of the State
	18	House of Assembly."
Citation	19	12. This Bill may be cited as Constitution of the Federal Republic of
	20	Nigeria, 1999 (Alteration) Bill, 2025.

EXPLANATORY MEMORANDUM

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria, 1999 (As Altered) to provide for listing of the National Assembly Service Commission and the State House of Assembly Service Commission as an Independent Bodies under Sections 158 and 197 respectively, to enhance their independence, and to clearly designate the Clerk of the National Assembly and the Clerks of the State Houses of Assembly as the Heads of Legislative Service at the national and subnational levels respectively.