

**AN ACT
ESTABLISHING
THE NATIONAL
COUNCIL ON
CRIME
PREVENTION
AND SAFETY
(NCCPS)**

NATIONAL COUNCIL ON CRIME PREVENTION AND SAFETY
(ESTABLISHMENT) ACT

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NATIONAL COUNCIL ON CRIME PREVENTION & SAFETY
(ESTABLISHMENT, ETC.) ACT

An Act to establish the National Council on Crime Prevention and Safety to mobilize the support of corporate citizens, corporate entity, groups, business organizations, civil societies, Non-Governmental Organizations and individuals from the community to work closely with the Nigeria police and other security agencies on crime prevention and public safety awareness, education and education without the financial involvement of government at all levels.

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African Centre for Citizens Orientation

[DATE]

[Commencement]

PART I

Establishment of the National Council on Crime Prevention and Safety

1. Establishment of the National Council on Crime Prevention and Safety

(1) There is established a body to be known as the National Council on Crime Prevention and Safety (in this Act referred to "the Council") which shall be constituted in accordance with and shall have such functions as are conferred on it by this Act.

(2) The Council-

(a) shall be a body corporate with perpetual succession and a common seal;

(b) may sue and be sued in its corporate name and may, for the purposes of its functions, acquire, hold or dispose of property (whether movable or immovable);

2. Composition of the Council

(1) The Council shall consist of the following members-

(a) a Chairman who shall-

(i) be the chief executive of the Council;

(ii) be a serving or retired member of any influential representatives from the civil society, NGOs, banks, construction companies, insurance companies, religious bodies, real estate, media, hotel association, persons with disabilities group, professional body, road transport association; and

(iii) possess not less than 15 years cognate experience;

(b) a representative from each of the following organization-

(i) Manufacturers Association of Nigeria

(ii) Nigerian Chamber of Commerce

(iii) Civil Society Organizations/NGOs

(iv) Bank Sector

- (v) Construction companies
 - (vi) Insurance companies
 - (vii) Religious bodies
 - (viii) Real Estate Association
 - (ix) Media
 - (x) Hotel Association
 - (xi) Persons with disabilities group
 - (xii) Professional body and
 - (xiii) Road Transport Associations
- (c) the Honourable Minister of Interior or his representative; and
- (d) a representative each of the following Ministries-
- (i) Justice;
 - (ii) Women Affairs and Social Development;
 - (iii) Youth and Sports Development;
 - (iv) Health
 - (v) Education
 - (vi) Information & Culture
- (e) the Director General of-
- (i) National Drug Law Enforcement Agency or his representative;
 - (ii) the Department of State Security Services or his representative;
 - (iii) National Orientation Agency (NOA) or his representative;
 - (iv) The Director General, National Emergency Management Agency or his representatives;

(v) The Director General, Consumer Protection Council (CPC) or his representatives;

(vi) National Agency for the Prohibition of Trafficking In Persons (NAPTIP) or his representatives;

(f) the Inspector-General of Police or his representative;

(g) the Commandant General, Nigeria Security and Civil Defence Corp or his representative;

(h) the Corp Marshal, Federal Road Safety Corp or his representative;

(i) the Chairman of-

(i) Nigerian Communications Council or his representative;

(ii) National Human Rights Commission (NHRC) or his representative;

(iii) Independent Corrupt Practices and Other Related Offences Commission (ICPC) or his representative;

(iv) Economic and Financial Crimes Commission (EFCC) or his representative;

(j) The Controller-General, Federal Fire Service or his representative;

(k) The Commissioner of Insurance or his representative; and

(l) The Comptroller General, Nigeria Prison Service (NPS)

(m) the Secretary to the Council who shall be the head of administration.

(2) The members of the Council and the Secretary, shall be part-time members.

(3) The Chairman and members of the Council other than ex officio members shall be appointed by the Honourable Minister of Interior.

3. Tenure of office

(1) The Chairman and members of the Council other than ex officio members shall hold office for a period of four years and may be re-appointed for a further term of four years and no more.

(2) A member of the Council may at any time be removed by the Honourable Minister of Interior for inability to discharge the functions of his office (whether arising from infirmity of mind or body or any other cause) or for misconduct or if the Honourable Minister is satisfied that it is not in the interest of the Council or the interest of the public that the member should continue in office.

(3) A member of the Council may resign his membership by notice in writing addressed to the Honourable Minister of Interior and that member shall, on the date of the receipt of the notice by the Honourable Minister of Interior, cease to be a member.

4. Vacancy in membership

Where a vacancy occurs in the membership of the Council, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor, so however that the successor shall represent the same interest as his predecessor.

5. Secretariat

The Secretariat of the NCCPS is instrumental in providing the administrative and operation support to the Council for the initiation and implementation of a large number of community involvement programmes for the promotion of crime prevention. The Secretariat of which shall be under the Office of the Inspector General of Police and to be headed by one of the influential representatives from any of the sectors.

6. Standing orders

The Council may make standing orders regulating its proceedings or those of any of its committees.

7. Tax Incentives to Donors

All business organizations that make donation to the Council shall enjoy tax waive of 2.5 of the amount donated to the Council.

PART II Functions of the Council

8. Functions of the Council

The Council shall be responsible for-

- (a) the enforcement and the due administration of the provisions of this Act;
- (b) the raising awareness and education about crime prevention and encourage citizens' participation in public safety and security awareness to complement the works of the law enforcement agencies in Nigeria;
- (c) the promoting public awareness of and education about crime and to propagate the concept of self-help in crime prevention;
- (d) the mobilize the support of corporate citizens, corporate entity, groups, business organizations, civil societies, Non-Governmental Organizations and individuals from the community to work closely with the Nigeria police and other security agencies on crime prevention and public safety awareness, education and education without the financial involvement of government at all levels;
- (e) the identification of crime problems, studies and makes recommendations for its prevention. It assumes an advisory role and formulates necessary guidelines for crime prevention. The measures and strategies undertaken by the Council complement the role of the Police in its overall mission to fight against crime.
- (f) maintaining a liaison with the office of the Honourable Minister of Interior, the office of the Attorney-General of the Federation, the Nigeria Police Force, the Nigeria Security and Civil Defense Corp, the National Drug Law Enforcement Agency, all government security and law enforcement agencies and such other financial supervisor institutions involved in the eradication of economic and financial crimes;
- (g) carrying out and sustaining rigorous public enlightenment campaign against economic and financial crimes within and outside Nigeria; and
- (h) carrying out such other activities as are necessary or expedient for the full discharge of all or any of the functions conferred on it under this Act.

9. Special powers of the Council

(1) The Council has power-

- (a) to open and operate ordinary and domiciliary accounts for the Council in recognized banking institutions in Nigeria;
- (b) to enter into agreement with public or private organizations and individuals to develop, utilize, co-ordinate and share such information as is determined to be appropriate by the Council for the performance of its functions under this Act;

(c) the Council shall be the coordinating agency for the raising of awareness and education on crime prevention.

(d) to do such other things as are necessary for the successful performance of its functions under this Act.

PART III Staff of the Council

10. Appointment of Secretary and other staff of the Council

(1) There is established for the Council a secretariat which shall be headed by the Secretary who shall be appointed by the Minister of Interior.

(2) The Secretary shall be-

(a) the head of the Secretariat of the Council;

(b) responsible for the administration of the Secretariat and the keeping of the books and records of the Council;

(c) appointed for a term of three years in the first instance and may be re-appointed for a further term of three years subject to satisfactory performance; and

(d) subject to the supervision and control of the Chairman and the Council.

(3) The Council may, from time to time, appoint such other staff or second officers from private or public service as it may deem necessary to assist the Council in the performance of its functions under this Act.

(4) The staff of the Council appointed under subsection (3) of this section, shall be appointed upon such terms and conditions as the Council proscribe. It is to be noted that staff of this Council are not Federal Government employees;

(i) Activities under this Council shall be carried out voluntarily except the Secretariat and back room staff who shall be from the income of the Council.

11. Programme

The Council shall initiate, develop or improve specific prevention education programmes for the general public;

(i) dissemination of information on crime prevention and public safety

12. Establishment of special units, etc.

(1) For the effective conduct of the functions of the Council, there may be established for the Council the following units-

- (a) the Research Unit;
- (b) the Administration Unit;
- (c) the Prevention Education Unit;
- (d) the Sponsorship and Support Unit;
- (e) the Inter-Agency Unit;
- (f) the Media and Publicity Unit;
- (g) the Finance and Audit Unit; and
- (g) the Training Unit.

(2) Notwithstanding the provisions of subsection (1) of this section, the Council has power to set up any unit or committee as may be necessary to assist the Council in the performance of its duties and functions under this Act.

PART IV Financial Provisions

13. Funds of the Council

(1)

(a) The Council shall establish and maintain a fund from which shall be defrayed all expenditure reasonably incurred by the Council in the execution of its functions under this Act.

(b) There shall be paid and credited to the fund established pursuant to subsection (1) of this section, such monies as may in each year be given by the general public and corporate organization and/or donor agencies for the purpose of the Council.

(c) The Council may accept gifts of land, money or other property (whether within or outside Nigeria) upon such terms and conditions, if any, as may be specified by the person or organization making the gift provided that the terms and conditions are not contrary to the objectives and functions of the Council under this Act.

(2) There shall be paid and credited to the fund of the Council-

- (a) fees charged for services rendered by the Council;
- (b) all sums accruing to the Council by way of gifts, endowments, bequests or other voluntary contributions by persons and organizations;
- (c) foreign aid and assistance from bilateral agencies

14 Expenditure of the Council

The Council shall, from time to time, apply the funds at its disposal to-

(a) the cost of establishing and maintaining the head office of the Council at the Federal Capital Territory, Abuja and its other offices located in other places in Nigeria;

- (b) pay allowances and other benefits of members of the Council and of its committee;
- (c) pay the emoluments and entitlement of the members of staff of the Council;
- (d) pay the personnel, overhead, allowances, benefits and other administrative costs of the Council;
- (e) the training of members of staff of the Council;
- (f) provide scholarship and awards for specialized training of personnel;
- (g) publicize and promote the activities of the Council;
- (h) support national and international professional organizations and pay annual and other contributions to such bodies;
- (i) undertake any other activity in connection with all or any of the functions of the Council.

15. Accounts and audit

The Council shall keep proper accounts in a form, which conforms to accepted commercial standards of its receipts, payments, assets and liabilities and shall submit the accounts annually for auditing by a qualified auditor appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General for the Federation.

16. Exemption from income tax

All income derived by the Council from the sources specified in section 12 (2) of this Act shall be exempt from income tax and all contributions to the fund of the Council.

17. Annual report

The Council shall, not later than 30th September in each year, submit to the Minister of Interior and the National Assembly, a report of its activities during the immediately preceding year and shall include in such report the audited accounts of the Council.

PART V Miscellaneous

18. Regulations

The Honourable Minister of Interior may make rules or regulations with respect to the exercise of any of the duties, functions or powers of the Council under this Act.

19. Offices and premises

(1) For the purpose of providing offices and premises necessary for the performance of its functions, the Council may, subject to the Land Use Act-

- (a) purchase or take on lease any interest in land, building or property; and
- (b) build, equip and maintain offices and premises.

(2) The Council may, subject to the Land Use Act, sell or lease out any office or premises held by it, which is no longer required for the performance of its functions under this Act.

20. Power to borrow

(1) The Council has no power to and shall not borrow money at any time or otherwise such sums as it may require for the performance of its functions under this Act. The Council must and should work with the available funds within its disposal;

21. Power to accept gifts

(1) The Council may accept gifts of land, money or other property, upon such terms and conditions, if any, as may be specified by the person or organization making the gift.

(2) The Council shall not accept any gifts if the conditions attached by the person or organization making the gift are inconsistent with the functions of the Council.

22. Interpretation

In this Act-

"Council" means the National Council on Crime Prevention and Safety established by section 1 of this Act;

23. Conclusion

The Council represents a turning point in the fight against crime. The fight against crime requires commitment, clarity of vision and leadership from within all national government institutions, provincial and local government, and participation by civil society, NGOs and private business organizations in Nigeria.