

*Extraordinary*



# Federal Republic of Nigeria Official Gazette

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*Government Notice No. 48*

The following is published as supplement to this *Gazette* :

<i>Act No.</i>	<i>Short Title</i>	<i>Page</i>
28	Constitution of the Federal Republic of Nigeria, 1999 (Fifth Alteration, No. 34) Act, 2023.	A367-370

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**CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999  
(FIFTH ALTERATION) (NO. 34) ACT, 2023**



ARRANGEMENT OF SECTIONS

*Section :*

1. Alteration of the Constitution
2. Alteration of section 16
3. Citation

**A 368**

**2023 No. 28**

*Constitution of the Federal Republic of Nigeria, 1999*  
*(Fifth Alteration) (No. 34) Act, 2023*

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**CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999  
(FIFTH ALTERATION) (NO. 34) ACT, 2023**

**ACT No. 28**

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 TO REQUIRE THE GOVERNMENT TO DIRECT ITS POLICY TOWARDS ENSURING RIGHT TO FOOD AND FOOD SECURITY IN NIGERIA ; AND FOR RELATED MATTERS.

[3rd day of March, 2023]

Commence-  
ment

ENACTED BY THE National Assembly of the Federal Republic of Nigeria—

**1.** The Constitution of the Federal Republic of Nigeria, 1999 (in this Act referred to as “the Principal Act”) is altered as set out in this Act.

Alteration of  
the  
Constitution

**2.** Section 16 of the Principal Act is altered —

Alteration of  
section 16

(a) in subsection 2 (d), by substituting for the words “suitable and adequate food” the words “right to food and food security” ; and

(b) by inserting after section 16, a new section “16A” —

“16A. (1) The State shall direct its policy towards ensuring that —

(a) strategies that guarantee food security of the nation regarding availability, accessibility, and affordability of food to the citizens are initiated, undertaken, and implemented ;

(b) the means of production, conservation and distribution of food are upgraded and improved upon on a continuous basis ; and

(c) adequate measures are provided to ensure that food security of the nation is not compromised by any individual, group, or institution.

(2) The State shall promote and sustain activities that enhance food security”.

**3.** This Act may be cited as the Constitution of the Federal Republic of Nigeria, 1999 (Fifth Alteration) (No, 34) Act, 2023.

Citation

I, certify, in accordance with section 2 (1) of the Acts Authentication Act, Cap. A2, Laws of the Federation of Nigeria 2004, that this is a true copy of the Bill passed by both Houses of the National Assembly.

OJO O. A., fnia, fcia  
Clerk to the National Assembly  
6th Day of February, 2023.

**A 370**      **2023 No. 28**      *Constitution of the Federal Republic of Nigeria, 1999*  
*(Fifth Alteration) (No. 34) Act, 2023*

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EXPLANATORY MEMORANDUM

This Act alters the Constitution of the Federal republic of Nigeria, 1999 to require the Government to direct its policy towards ensuring right to food and food security in Nigeria.

**SCHEDULE TO THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999  
(FIFTH ALTERATION) (NO. 34) BILL, 2023**

(1) <i>Short Title of the Bill</i>	(2) <i>Long Title of the Bill</i>	(3) <i>Summary of the Contents of the Bill</i>	(4) <i>Date Passed by the Senate</i>	(5) <i>Date Passed by the House of Representatives</i>
Constitution of The Federal Republic of Nigeria, 1999 (Fifth Alteration, No. 34) Bill, 2023.	An Act to alter the Constitution of the Federal Republic of Nigeria, 1999 to require the Government to direct its policy towards ensuring right to food and food security in Nigeria ; and for related matters.	This Bill alters the Constitution of the Federal Republic of Nigeria, 1999 to require the Government to direct its policy towards ensuring right to food and food security in Nigeria.	24th January, 2023.	25th January, 2023.

I, certify that this Bill has been carefully compared by me with the decision reached by the National Assembly and found by me to be true and correct decision of the Houses and is in accordance with the provisions of the Acts Authentication Act Cap. A2, Laws of the Federation of Nigeria, 2004.

I ASSENT



OJO O. A., fnia, fcia

*Clerk to the National Assembly  
6th Day of February, 2023.*

MUHAMMADU BUHARI, GCFR

*President of the Federal Republic of Nigeria  
3rd Day of March, 2023.*