

Know Your Rights

An Easy to Understand Version
of the Discrimination Against
Persons with Disabilities
(Prohibition) Act 2018



This Act makes provision for the full inclusion of persons with disabilities (PWDs) into the Nigerian society.

The objectives of the Act are:



Establish laws that will protect and guarantee the rights of all Nigerians with disabilities in their quest to participate in the socio economic and political life of their communities.



Establish a National Commission for persons with disabilities that can sue and be sued in implementing the provisions of this Act.

PART ONE



PROHIBITION OF DISCRIMINATION AND AWARENESS PROGRAMMES

1. No individual or organization shall discriminate against any PWD. Anyone that does that will be charged N100,000 and /or 6 months imprisonment. And if its an organization, it will pay N 1,000,000.
2. The ministry of information shall create awareness to restore the respect, dignity and amplify the rights of PWDs, their achievements and contribution to nation building.

PART TWO



ACCESSIBILITY OF PHYSICAL STRUCTURES

3. Ramps, lifts, etc. must be provided in all buildings to allow PWDs enter any building they want. But all public buildings have 5 years period from January 2019 for any penalties to be given.
4. If a building is not accessible to you, you can report to the agency or authority in charge of that, and if they don't modify the structure or building, they will pay you 10,000 everyday until the modification is done.
5. New buildings must be designed to accommodate all PWDs. Anyone who approves building plan that is not disability friendly in design will pay a fine of 1,000,000 and / or 2 years imprisonment.



PART THREE



ROAD TRANSPORTATION

6. Government buses must have lifts and ramps. And parks must be accessible to all PWDs. All vehicles must comply in 5 years beginning from January 2019.
7. PWDs will have their reserved spaces in public parking lots. But your car must have the Disability Sign. Any organization that doesn't provide this shall pay 1,000 a day until they comply, and anyone without a disability who parks in the disability space and is not carrying a PWD will be charged 5,000.

PART FOUR



SEAPORTS, RAILWAYS AND AIRPORTS

8. All Seaports/railway stations/trains will be made/design easy to enter by all PWDs
9. All Airlines must have lifts and Isle chairs for PWDs board and disembark aircraft with dignity.

PART FIVE



LIBERTY, RIGHT TO EDUCATION, HEALTH AND FIRST CONSIDERATION IN QUEUES, ACCOMMODATION & EMERGENCIES



10. No one shall use any or pretend to be PWD to beg for alms in any public space. If you are caught, you will pay 100,000 and / or 6 months imprisonment.
11. All PWDs have free education into primary and secondary schools.
12. All public schools must have ramps into all the buildings (classrooms, offices, toilets).
13. All public schools must have trained special educators and communication aids to support learning for PWDs.
14. All PWDs must have easy to enter healthcare facilities, and persons with mental disabilities are entitled to free medical care.
15. You must have a Permanent Certificate of Disability to enjoy all rights and privileges in this Act.
16. Anyone who gives or collects a Certificate of Disability unlawfully will be charged 200,000 and / or 1-year imprisonment.
17. In all emergencies, government will ensure PWD safety first.
18. In all queues, PWDs will be served first. If anyone denies you this, he /she will be charged 50,000 and / or 6 months imprisonment.
19. In the provision of accommodation, PWDs will be served first.

PART SIX



OPPORTUNITY FOR EMPLOYMENT AND PARTICIPATION IN POLITICS AND PUBLIC LIFE

- 20. All PWDs have the right to work on an equal basis with others if you are qualified. Anyone who denies you employment because of your disability will pay you 250,000 for damages. And if its an organization / company/ agency, they will pay you 500,000 and the employment officer who directly commits the crime will pay you 50,000.
- 21. All government ministries, departments and agencies shall give 5% of their employment to PWDs.
- 22. Government will promote the participation of PWDs in political and public life. PWDs must be shall of the administration of the administration of political parties.

PART SEVEN



ESTABLISHMENT OF THE NATIONAL COMMISSION FOR PERSONS WITH DISABILITIES

- 23. A national Commission for PWDs will be established under the presidency.
- 24. As a corporate body, the Commission can sue and be sued in pursuing the interest and protecting the rights of PWDs.
- 25. The commission will work to ensure that all the provisions in part 1-6 are implemented and respected by every individual and organization in Nigeria.
- 26. Governing Council will be established.
- 27. The Council will consist of a part time chairman for the commission

28.A PWD each from the 6 geographical zones will be appointed into the Council with a representative each fro the following:

- a. Federal Ministry of Education
- b. Federal Ministry of Health
- c. Federal Ministry of Sports
- d. Federal Ministry of Women Affairs
- e. Federal Ministry of Housing
- f. Federal Ministry of Transport
- g. Federal Ministry of Environment
- h. Federal Ministry of Labour and Productivity
- i. Federal Ministry of Justice
- j. Federal Ministry of Finance
- k. National Human Rights Commission
- l. National Planning Commission



PART EIGHT



APPOINTMENT AND DUTIES OF THE EXECUTIVE SECRETARY AND OTHER STAFF


29.The President will appoint a PWD as the Executive Secretary. He/ she is responsible to the Council for the day-to-day administration of the affairs of the Commission.



- 29. The Council shall appoint employees and persons from the Public Service of the federation to work for the Commission.
- 29. All staff of the Commission are entitled to pension, gratuity and any other retirement benefits in accordance with the Pension Reform Act.
- 29. The Commission shall establish and maintain a fund, which will be formed by subventions and budgetary allocation from the federal government and other external sources.
- 29. The commission may accept gifts of land, money or other property provided the terms do not conflict with the provisions of the Commission in the Act.
- 29. The Commission will have its account, and will carry out all transactions from the account, which will be audited annually by an external auditor.
- 29. The Auditor-General for the federation shall inspect and audit the account and financial transactions of the Commission.

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