

CHAPTER 21

BUCKET TOILET SYSTEM ABOLITION AND PROHIBITION LAW.

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CHAPTER 21

BUCKET TOILET SYSTEM ABOLITION AND PROHIBITION LAW.

A Law to provide for the abolition and prohibition of Bucket Toilet System in Ebonyi State.

EBSN
No. 6 of 1999.

Enactment

Section 1
Citation and
Commencement

Section 2
Interpretation

BE IT ENACTED by the House of Assembly of Ebonyi State of Nigeria as follows:

This Law may be cited as Bucket Toilet System Abolition and Prohibition Law of 1999 and shall be deemed to have come into force on the 23rd day of December, 1999.

In this Law, unless the context otherwise requires:

"Agency" means the Ebonyi State Environmental Protection Agency or any of its servants, agents or Government body acting under the direction of the Ebonyi State Environmental Protection Agency;

"Authorized person" means any police Officer, or any of the agencies authorized by the General Manager/Chief Executive of the Agency to carry out the provisions of this Law;

"Bucket System" means any container made of any material whatsoever which is used to contain and/or collect human wastes from homes for disposal by night soil men;

"Defecation" means the act of passing of waste matter from the human bowels;

"Disposal" includes both land-based disposal and water dumping;

"Environment" means the aggregate of internal and external conditions that affect the life of an individual, organism or population (both plants and animals) and shall include water, land, air and all plants or men or animals, living therein;

"Executive Governor" means the Executive Governor of Ebonyi State of Nigeria;

"Human waste" means human faeces and urine;

"Pollution" means the man-made or man-induced alteration of the chemical, physical or biological equality of the environment;

"Secured site" means a site well protected and specially constructed where human waste evacuated from soak-away is disposed of to reduce its potential to pollute the environment;

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"Soak-away" means the underground pit, specially constructed, where human faeces flushed from the water closet are stored pending the period or evacuation through the use of a septic pit to a permanent secured site after an initial treatment;

"Stake holder" means any other government body or agency concerned or charged with the health and physical or mental well being of the citizenry of the State and shall include any authorized person;

"State" means Ebonyi State of Nigeria;

"Toilet System" means the method of human waste disposal;

"Treatment" entails the application of certain types of chemicals on the human faeces being evacuated to secured site to reduce its contamination capacity;

"Water System" means the human waste disposal method which adopts the use of water closet (WC) and soak-away in which the human faeces is flushed under gravity from the water closet to soak-away;

"Unapproved place" means any place other than a toilet system facility.

The Toilet System in the major Urban centre of the State shall be the Water System.

Section 3
Toilet System in
Urban Areas

The use of Bucket System or any other container as a system of collecting and disposing human waste in urban areas is hereby abolished.

Section 4
Abolition of Bucket
System

Any landlord or other person or group of persons found to be using the Toilet Bucket System after the expiration of two months from the commencement of this law shall be liable to prosecution under this Law.

Section 5
Time Limit

The Agency reserves the right to co-opt other stakeholders, in monitoring and enforcing the provisions of this Law.

Section 6
Right to co-opt Stake
holders

In enforcing the provisions of this law, the Agency or any other Stake holder acting under its supervision, shall after a proper identification have the right to enter uninhibited into any premises to carry out inspection.

Section 7
Right to inspect
premises

Any landlord or any other person who refuses the Agency, or any other Stake holder acting under its supervision, entry into his/her premises for the purpose or inspection in pursuance of this provisions of this law shall be liable to a fine of two thousand naira (N2,000 00) only.

Section 8
Refusing entry

The Agency reserves the right to employ any lawful means to enter and inspect premises to which it or its agents have been refused entry.

Right to employ
Lawful means of
entry.

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Section 9
Refusal to change
to water System

- a. Any landlord or any other person who refuses, or neglects to change from Bucket Toilet System to Water System within the stipulated two months from the commencement of the Law is guilty of an offence and shall be arraigned before a designated Magistrate's Court and shall on conviction be liable to payment of a fine of ten thousand naira (N10,000.00) and/or one year imprisonment.

Court Order

- b. Upon the payment of a fine in subsection (a) of this section, the court shall make an order requiring the convict to change to the Water System within 14 (fourteen) days of his conviction.

Failure to obey
court Order.

- c. Any person who fails or neglects to carryout the order of the court made under subsection (b) in this section shall immediately become liable to a term of one year imprisonment with no option of fine.

Section 10
Indiscriminate
defecation

- a. It shall be an offence for any person to defecate in an unapproved place within the urban centre in the State.
- b. Any person found defecating indiscriminately in the bush, road, around homes or such other places other than a Toilet System facility in the Urban center shall be guilty of an offence and shall upon conviction be liable to a fine of one thousand naira (N1,000.00) or a term of imprisonment not exceeding one month.

Section 11
Collusion by
Agency Staff.

Any staff of the Agency or any other person acting under its direction found to be colluding with members of the public in order to subvert or undermine the provision of this Law shall face appropriate legal action.

Section 12
Deposit of
collected fines.

Fines collected in enforcing the provisions of this Law shall be paid into the State Sub-treasury within 48 hours of receipt.

Section 13
Object and
purpose.

The purpose of this Law is to abolish and prohibit the use of Bucket Toilet System in Ebonyi State and to avoid indiscriminate defecation in the bush and roads around living areas.

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