

ADMINISTRATION OF CRIMINAL JUSTICE ACT

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AN ACT TO REPEAL THE CRIMINAL PROCEDURE ACT, CAP C41 LFN 2004, CRIMINAL PROCEDURE (NORTHERN STATES) ACT CAP C42 LFN 2004, THE ADMINISTRATION OF JUSTICE COMMISSION ACT

CAP A3 LFN 2004 AND ENACT THE ADMINISTRATION OF CRIMINAL JUSTICE Act, 2015 []

ENACTED by the National Assembly of the Federal Republic of Nigeria—

PART 1 – PRELIMINARY

Purpose of this Act.

1.(1)The purpose of this Act is to ensure that the system of administration of criminal justice in Nigeria promotes efficient management of criminal justice institutions, speedy dispensation of justice, protection of the society from crime and protection of the rights and interests of the suspect, the defendant, and the victim.

(2) The courts, law enforcement agencies and other agencies of criminal justice administration shall ensure compliance with the provisions of this Act for the realization of its purposes.

2. (1) Without prejudice to section 86 of this Act, the provisions of this Act shall apply to criminal trials for offences established by an Act of the National Assembly and other offences punishable in the Federal Capital Territory, Abuja.

Application.

(2) The provisions of this Act shall not apply to a Court Martial.

PART 2 - ARREST, BAIL AND PREVENTIVE JUSTICE

Arrest generally.

3. A suspect or a defendant alleged or charged with committing an offence established by an Act of the National Assembly shall be arrested, investigated, inquired into, tried or otherwise dealt with according to the provisions of this Act, except otherwise provided in this Act

4. In making an arrest, the police officer or other persons making the arrest shall actually touch or confine the body of the suspect, unless there is a submission to the custody by word or action.

Arrest, how made.

5.A suspect or defendant may not be handcuffed or otherwise bound or be subjected to restraint except:

No unnecessary restraint.