

# A LAW TO AMEND THE PENAL CODE LAW NO. 5 2017



Kaduna State of Nigeria

Law No. <sup>11</sup>..... 2020

(11<sup>th</sup> September 2020)

Date of Commencement

**BE IT ENACTED** by the House of Assembly of Kaduna State as follows: Enactment

1. This Law may be cited as the Kaduna State Penal Code (Amendment) Law, 2020. Short Title

2. This Law shall come into operation on the .....<sup>11<sup>th</sup></sup> day of .....<sup>September</sup>..... 2020. Commencement

3. In this Law, unless the context otherwise requires: Interpretation

"Bilateral Salpingectomy" means removal of fallopian tubes;

"Castration" means the removal of the testicles of a male person;

"Principal Law" means the Penal Code Law (No. 5) of Kaduna State, 2017.

4. The Principal Law is hereby amended by substituting Section 258 as follows: Amendment of Section 258 of the Principal Law

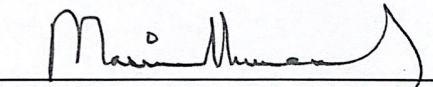
"258 (1) Whoever commits rape of a child below the age of fourteen (14) years shall on conviction, be punished with Surgical Castration and death. Punishment of Rape

(2) Whoever has sexual intercourse with a male child below the age of fourteen (14) years shall be punished with Surgical Castration and death.



- (3) Where a female adult is convicted for the offence of rape of a child, the Court shall punish the accused with Bilateral Salpingectomy and death.
- (4) Where the victim is above fourteen (14) years, the Court shall on conviction sentence the accused with punishment of surgical castration and life imprisonment.
- (5) Where the convict is a child, the Court shall order as appropriate under the Children and Young Person Law Cap 26 Laws of Kaduna State 1991.
- (6) Where the victim is a child, the Court shall in addition to the conviction under Sub-section (1) & (2) order that the convict be listed in the Sex Offenders Register to be published in the media by the Attorney General.
- (7) Where the Court is trying the offence of rape involving a child below the age of fourteen (14) years corroboration of medical report shall be necessary.

**DATED AT KADUNA** this ..... 11<sup>th</sup> ..... day of ..... September ..... 2020.

  
**Malam Nasir Ahmad el-Rufa'i,**  
Governor, Kaduna State.

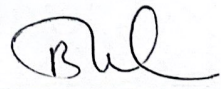
#### **EXPLANATORY NOTE**

(This note does not form part of this Law and has no legal effect)

The purpose of this Law is to amend the Penal Code Law No. 5 2017.

This printed impression has been carefully compared with the Bill which has passed the Kaduna State House of Assembly and found to be true and correctly printed copy of the said Bill.

  
**RT. HON. YUSUF IBRAHIM ZAILANI**  
(Speaker)

  
**BELLO ZUBAIRU IDRIS Esq.**  
(Clerk to the Legislature)