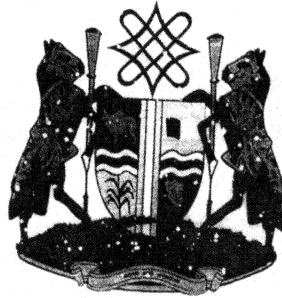


**A LAW TO PROVIDE FOR PRE-MARITAL  
MEDICAL EXAMINATION IN KADUNA STATE, 2017**



Kaduna State of Nigeria

Law No. 3 .....2017

( 1<sup>st</sup> June, 2017 )

Date of Commencement

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

Enactment

1. This Law is cited as the Kaduna State Pre-Marital (Medical Examination) Enforcement Law, 2017.

Short Title

2. This Law comes into operation on the 1<sup>st</sup> day of June 2017.

Commencement

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

Interpretation

"AIDS" (Acquired Immune Deficiency Syndrome) means a clinical condition characterized by a combination of sign and symptoms resulting from suppression of the immune system caused by infection with the Human Immune Deficiency Virus (HIV);

Counsellor" means a *Waliy* and *Wakil* or a Marriage Counsellor in a Church;

"HIV" means Human Immune Deficiency Virus that leads to AIDS;

"Health Facility" includes any Government Hospital, Clinic, Nursing Home, Maternity Centre or other Government specialized establishments however called, as well as other Government Units of the same nature;

"Marriage" means marrying for the first time, adding another partner or remarrying;

"Medical Examination" means the application of medical or clinical professional techniques to determine the status of HIV/AIDS infection, Genotype in samples of blood, hepatitis and other fluid or tissue from a human body;

"Medical Practitioner" means a qualified Medical Doctor accredited, licensed and or registered as a health professional upon meeting the specified requirements;

"State" means Kaduna State of Nigeria; and

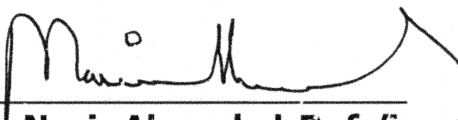
"State Health Agency" means Kaduna State Action Committee on AIDS (KADSACA), Gastroenterologist, Sickle Cell Association and includes Faith Organisations and other Medical Associations.

4. (1) Any person intending to marry shall submit himself to Medical Examination before the conduct of the marriage.
- (2) The Medical Examination referred to shall be conducted twice; three (3) months before the marriage and two (2) weeks to the marriage.
- (3) The Medical Examination shall be conducted simultaneously for both parties in an approved Health facility and the Result shall be explained to them by a Medical Doctor who must issue a Certificate.

Submission to Medical  
Examination Before Marriage

- (4) The Certificate shall be signed by a qualified Medical Doctor stating his full names, qualifications and place of work.
- (5) The Medical Result shall be kept confidential and only to be handed by the parties over to the person who is to conduct the marriage contract in the presence of witnesses.
5. No person shall formalize any marriage contract for any person wishing to marry without Medical Certificate issued by a qualified Medical Doctor in respect of both parties. Prohibition of Marriage  
Without Medical certificate
6. (1) Any person who contravenes any of the provisions of this Law commits an offence and shall on conviction be liable to a fine of not less than One Hundred Thousand Naira (₦100,000.00) or imprisonment of not less than six (6) months or both. Offences and Punishments
- (2) Any Health Facility, Health Worker or any other person who issues a false result or assists in the issuance of same commits an offence and shall be liable on conviction to a fine of Two Hundred Thousand Naira (₦200,000.00) or imprisonment of not less than one year or both.
7. It shall be the function of the various State Health Agencies to monitor, ensure and enforce compliance with the provisions of this Law. Responsibilities
8. The Village Heads in conjunction with Ward Heads shall monitor and enforce compliance with the provisions of this Law within the Wards. Village and Ward Heads shall monitor and enforce compliance of this Law.

**DATED AT KADUNA** this .....<sup>1<sup>st</sup></sup>..... day of .....<sup>June</sup>..... 2017.

  
**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 enable those who intend to go into a marriage Institution, there is the need to guide and to provide them with legal frame work to actualise their aspiration. It also to enable them to know their health status before marriage.

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.

.....  
**HON. AMINU ABDULLAHI SHAGALI**  
(Speaker)

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