

IMPORT (PROHIBITION) ACT CAP. 172

L.F.N. 1990 ACT CAP I3 L.F.N. 2004

ARRANGEMENT OF SECTIONS

SECTION

1. Prohibition of importation of certain goods.
2. Offences, penalty, etc.
3. Short title.

SCHEDULE

An Act to provide for the prohibition of importation into Nigeria of certain foodstuffs especially those contaminated by toxic substances, and the penalty for the contravention of the said prohibition.

Commencement.

[7th December, 1989]

1. Prohibition of importation of certain goods

Notwithstanding anything contained in the Customs, Excise Tariff, ETC Consolidation) Act or in any Act or other enactment (including any statutory instrument or order), the goods specified in the Schedule to this Act shall be absolutely prohibited from being imported into Nigeria either by way of trade or otherwise.

2. Offences, penalty, etc.

(1) Any person who brings, causes to be brought, induces any other person to bring or attempts to bring into Nigeria any of the goods specified in the Schedule to this Act shall be guilty of an offence and liable on conviction to imprisonment as stipulated in section 2 of the Export (Prohibition) Act.

(2) In addition to the penalty specified in subsection (1) of this section—

(a) the goods, as well as, any vehicle, vessel, aircraft or other thing whatsoever used in connection with the importation;

(b) all the assets, movable or immovable, including motor vehicles, of any person convicted of the offence,

shall be forfeited to the Federal Government.

(3) Any customs officer or other person who aids, counsels, procures, or conspires with any other person to commit an offence under this section, shall be guilty of an offence and liable on conviction to the same punishment as prescribed for the offence under subsection (1) of this section.

(4) An offence committed under this Act shall be triable by the tribunal established under the Special Tribunal (Miscellaneous Offences) Act.

3. Short title.

This Act may be cited as the import (Prohibition) Act.

SCHEDULE

Section 1

1. Meat (whether frozen or not).
2. Chicken (whether frozen or not)
3. Fish (whether frozen or not except those caught and landed by vessels licensed and authorized by the appropriate Nigerian Authority).
4. Expired food products (whether in can or any other packages).
5. All imported foodstuff items (including fruits and vegetables) for which the Minister of Health or the Director and Chief Executive of the Federal Environmental Agency has issued a certificate of contamination with any toxic or nuclear substance or any other harmful waste as defined in the Harmful Waste (Special Criminal Provisions, Etc.) Act.

IMPORT PROHIBITIONS, NOVEMBER 2004

Product September 2003	HS code
Wheat flour	1001.0000
Sorghum	1007.0000
Mosquito repellent coils	3808.1000
Rethreaded/used tyres	4012.1000-4012.9000
Motor vehicles above eight years old, excluding tractors, trucks, trailers/trailer heads, and buses	8701-8705
Gaming machines	9504.1000-9504.3000

Cement in bags	2523.2910
Vegetable oil in bulk	1507.1100-1516.2000
Used refrigerators	8418.2100
Used air-conditioners	8415.1000
Used compressors	8414.8000 and 8415.3000
Printed fabricsb	Chapters 52-55
Frozen poultry and poultry products	0207.0000-0207.3600
Cassava and cassava productsc	0714.1000, 1106.2000, 1108.1400 and 1903.000
Toothpicks	
Bottled water (sparkling and non-sparking)	2201.0000-2202.0000
Biscuits	1905.3000
Noodles (including spaghetti)	1902.1100-1902.4000
Fruit juice in retail packsd	2009.1100-2009.9000
Barite, bentonite, and attapulgit	2508.1000.11 and 2508.1000.19
Sugar confectioneries (sweets and chocolate)	1704.1000-1704.9000 and 1806.1000-1806.9000
Exercise books	4820.2000
Envelopes	4817.1000
Beer (bottled and canned)	2203
Toilet rolls	4803
January 2004 additions	
Textiles, excluding the following	Chapters 50-63
Nylon tyre cord	5902.1000-5902.9000
Multifilament nylon chafer fabric and tracing	5111.2000, 5112.2000 and 5901.9000
cloth	
Mattress tickings	5903.1000-5903.9000
Narrow fabrics	5806.1000-5806.4000
Trimmings and linings	5909.000, 6117.9000, 5808.9000, 6003.000, 6307.9000
Made-up fishing nets	5608.1100
Mosquito netting materials	5608.1900 and 5609.9000
Gloves for industrial use	6116.1000-6116.9900
Canvas fabrics for manufacture of fan belts	5907.000-5908.0000
Moulding cups	6212.9000
Elastic bands	5604.9000
Motifs	5810.1000-5810.9000
Textile fabrics and articles for technical use	5911.1000-5911.9000
Transmission or conveyor belts or belting of	5910.9000
textile materials	
Polypropylene primary backing material	5512.1100-5512.9900
Fibre rope	5607.1000-5607.9000
Mutilated rags	6310.1100
Sacks and bags	6305.1000-6305.2000
Men's footwear and bags of leather and plastic	3926.2000, 6401.1000-6405.9000, 4202.1100-4202.9900
Soaps and detergents	3401.1100-3402.9000
Furniture	9401.1000-9401.9000 and 9403.1000-9406.0000
Assembled bicycles (excluding CKD)	8712.0000
Flowers (plastic and fresh)	0603.1000-0603.9000 and

Table III.5 (cont'd)

Fresh fruit	6702.1000-6702.9000 0801.1100-0814.0000
Cutlasses, axes, pickaxes, spades, and shovels	8201.1000-8201.9000
Wheelbarrows	8716.8000
Pork and pork products, beef and beef products, mutton, lamb, and goat meat	0210.1900, 1602.4900, 0202.2000, 1602.5000, 0204.4200, 0204.4300, 1602.9000, 0204.1000, 0204.2200, 0304.3000, 0204.4200, 0204.4300, 0210.7900, 0204.5000, 0208.9000, 0210.9900, and 1602.9000
Toothpaste	3306.1000
Pencils	9609.1000-9609.9000
Ballpoint pens	9608.1000
Plastic plates, knives, spoons, forks, cups, buckets, bowls, bins, containers, and hangers	3924.9000
Corrugated boards and cartons	4808.1000 and 4819.1000-4819.6000
Live or dead birds	0106.3100-0106.9000, 0208.9000, and 0210.9900

a The importation of any vehicle through land borders is prohibited.

b All other textiles must be imported through Apapa and Tin Can Island ports in 20ft containers in the following range: (i) other textiles (non-printed) 110,000-140,000 metres; (ii) brocade/damask 120,000-130,000 metres; (iii) and, lace/embroidery 70,000-80,000 meters. A minimum import price of US\$0.40/metre shall apply to all textiles under HS Chapters 50-63. The importation of all textiles through land borders is prohibited.

c The importation of all cassava and cassava products through land borders is prohibited.

d Fruit juice may be imported in concentrates or drums only.

e Drugs and pharmaceutical raw materials may only be imported through Calabar and Apapa ports, and Lagos and Kano airports.