



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA FIRST VOTES AND PROCEEDINGS

Tuesday, 28 May, 2019

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1. The House met at 11.37 a.m. Mr Speaker read the Prayers.
 2. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Second Votes and Proceedings* of Thursday, 23 May, 2019.

The Votes and Proceedings was adopted by unanimous consent.

3. **Presentation of Bills**
The following Bills were read the *First Time*:
 - (1) Federal University, Uga, Anambra State (Establishment, etc.) Bill, 2019, (HB. 1648).
 - (2) Federal College of Education, Aghoro, Bayelsa State (Establishment, etc.) Bill, 2019, (HB. 1649).
4. **Presentation of Reports**
 - (i) **Report of the Conference Committee on the National Tobacco Control Regulations, 2019:**
Motion made and Question proposed, "That the House do receive the Report of the Conference Committee on the National Tobacco Control Regulations, 2019" (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Report laid.

- (ii) **Committee on Public Petitions:**
Petition by Concerned Citizens of Abua Odual Kingdom:
Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by Concerned Citizens of Abua Odual Kingdom against Niger Delta Petroleum Resources Limited over Massive Oil/Chemical Spill, lack of Corporate Social Responsibility and adherence to Local Content Laws including the change of Name from OGB OML 54 to OTR OML 54" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Report laid.

(iii) Committee on Public Petitions:

Petition by Samco Anyi and Co. Limited:

Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by Samco Anyi and Co. Limited against Julius Berger Plc on the Compliant of Breach of Contractual Agreement, Intimidation, Blackmail and Racial Treatment, Appeal for immediate Intervention and prevail upon Julius Berger Plc to honour the subsisting deposits and pay the petitioner 2 Billion Naira as General and Special Damages inclusive of an order compiling the Hon. Minister of Power, Works and Housing to ensure that Julius Berger Plc is not awarded further Contract in Nigeria" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Report laid.

(iv) Committee on Public Petitions:

Petition by Abore Hauwa Umar:

Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by Abore Hauwa Umar on actuated denials, malicious and illegal withholding of Benefits, ill-will and bias against the United Bank of Africa Plc" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Report laid.

(v) Committee on Public Petitions:

Petition by Seliwei Willy Baidi & Co. on behalf of Ogbudugbudu Community in Warri North Local Government Area of Delta State:

Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by Seliwei Willy Baidi & Co. on behalf of Ogbudugbudu Community in Warri North Local Government Area of Delta State against the Management of Chevron Nigeria Limited and the Nigeria Army, a Plea for reconstruction of Ogbudugbudu town burnt down by the Nigerian Army" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Report laid.

(vi) Committee on Public Petitions:

Petition by J. O. C. Ifedi & Co.:

Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by J. O. C. Ifedi & Co., on a case of gross official corruption, abuse of office, obstruction of justice and cover up against the Medical and Dental Council of Nigeria, Men and Officers of the Nigeria Police Force, Enugu State Police Command (Homicide Unit) Dr Ohayi SAR and Victor A. Ashiatima in the suspected murder of Mrs Rita Ugwuegbulam" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Report laid.

(vii) Committee on Public Petitions:

Petition by Eric Ibe and Associates on behalf of Sambo Daniel and Baba Adamu:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Public Petitions on the petition by Eric Ibe and Associates on behalf of Sambo Daniel and Baba Adamu against the Nigeria Custom Service on the wrongful dismissal from Service” (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Report laid.

(viii) Committee on Public Petitions:

Petition by Peter Ejene:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Public Petitions on the petition by Peter Ejene against the Nigerian Custom Services on the wrongful dismissal from service” (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Report laid.

(ix) Committee on Public Petitions:

Petition by Enyi Sinclair on behalf of Ascot Workers:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Public Petitions on the petition by Enyi Sinclair on behalf of Ascot Workers against Assets Management Corporation of Nigeria (AMCON)” (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Report laid.

(x) Committee on Internally Displaced Persons, Refugees and Initiatives on North East Zone:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Internally Displaced Persons, Refugees and Initiatives on North East Zone to Investigate the Rampant Cases of Rape, teenage Pregnancy, extortion and Stealing of relief Materials in Internally Displaces Persons (IDPs) Camps (2017 - 2018)” (*Hon. Mohammad Sani Zorro — Gumel/Maigatari/S/Tankar/Gagarawa Federal Constituency*).

Agreed to.

Report laid.

5. A Bill for an Act to Establish the Federal College of Education, Usugbenu, Irrua, Edo State (Establishment, Etc.) Bill, 2019 (HB.1608) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Establish the Federal College of Education, Usugbenu, Irrua, Edo State (Establishment, Etc.) Bill, 2019 (HB.1608) be now read a Second Time” (*Hon. Famurewa Israel Ajibola — Atakunmosa East/Atakumosa West/Ilesa Federal Constituency*).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee of the Whole.

6. **A Bill for an Act to Establish the Federal Polytechnic, Iseyin, Oyo State, to Provide Full-Time Courses in Technology, Applied Science, Management and Other Fields of Study and to make Provisions for its Administration; and for Related Matters (HB. 1640) — Second Reading**

Order read; deferred by leave of the House.

7. **A Bill for an Act to Establish the Federal College of Education, Aghoro, Bayelsa State; and for Related Matters, 2019 (HB. 1649) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Federal College of Education, Aghoro, Bayelsa State; and for Related Matters, 2019 (HB. 1649) be now read a Second Time” (Hon. Femi Gbajabiamila — House Leader).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee of the Whole.

8. **A Bill for an Act to Establish the Federal University, Uga, Anambra State; and for Related Matters, 2019 (HB. 1648) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Federal University, Uga, Anambra State; and for Related Matters, 2019 (HB. 1648) be now read a Second Time” (Hon. Femi Gbajabiamila — House Leader).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee of the Whole.

9. **Consideration of Reports**

(i) ***A Bill for an Act to Authorise the Issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of which the sum of ₦55,043,425,247.00 (Fifty Five Billion, Forty Three Million, Four Hundred and Twenty Five Thousand, Two Hundred and Forty-Seven Naira) only, is for Personnel Costs, while the sum of ₦7,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred and Sixty-One Naira) only, is for Overhead Costs whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial year ending on 31 December, 2019 (HB. 1643) (Committee of Supply):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Authorise the Issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of which the sum of ₦55,043,425,247.00 (Fifty Five Billion, Forty Three Million, Four Hundred and Twenty Five Thousand, Two Hundred and Forty-Seven Naira) only, is for Personnel Costs, while the sum of ₦57,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred and Sixty-One Naira) only, is for Overhead Costs whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial year ending on 31 December, 2019 (HB. 1643) and approve the recommendation therein”(Hon. Femi Gbajabamila — House Leader).

Agreed to.

Question that the House do resolve into the Committee of Supply to consider the Report — Agreed to.

(HOUSE IN COMMITTEE OF SUPPLY)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO AUTHORISE THE ISSUE FROM THE FEDERAL CAPITAL TERRITORY ADMINISTRATION STATUTORY REVENUE FUND OF THE FEDERAL CAPITAL TERRITORY ADMINISTRATION ACCOUNT, THE TOTAL SUM OF ₦243,374,511,077.00 (TWO HUNDRED AND FORTY-THREE BILLION, THREE HUNDRED AND SEVENTY-FOUR MILLION, FIVE HUNDRED AND ELEVEN THOUSAND AND SEVENTY-SEVEN NAIRA) ONLY, OF WHICH THE SUM OF ₦55,043,425,247.00 (FIFTY FIVE BILLION AND FORTY THREE MILLION, FOUR HUNDRED AND TWENTY-FIVE THOUSAND, TWO HUNDRED AND FORTY-SEVEN NAIRA) ONLY, IS FOR PERSONNEL COSTS AND THE SUM OF ₦57,610,188,661.00 (FIFTY-SEVEN BILLION, SIX HUNDRED AND TEN MILLION, ONE HUNDRED AND EIGHTY-EIGHT THOUSAND, SIX HUNDRED AND SIXTY ONE NAIRA) ONLY, IS FOR OVERHEAD COSTS WHILST THE BALANCE OF ₦130,720,897,169.00 (ONE HUNDRED AND THIRTY BILLION, SEVEN HUNDRED AND TWENTY MILLION, EIGHT HUNDRED AND NINETY-SEVEN THOUSAND, ONE HUNDRED AND SIXTY-NINE NAIRA) ONLY, IS FOR CAPITAL PROJECTS FOR THE SERVICE OF THE FEDERAL CAPITAL TERRITORY, ABUJA, FOR THE FINANCIAL YEAR COMMENCING FROM 1ST JANUARY AND ENDING ON 31ST DECEMBER, 2019

Clause 1: Issue a Bill of ₦243,374,511,077 from Federal Capital Territory Administration Statutory Revenue Fund.

- (1) The Director of Treasury of the Federal Capital Territory Administration shall, when authorized to do so by warrants signed by the Minister Federal Capital Territory Administration with responsibility to pay out of the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration during the financial year 2019 the sum specified by the warrants, not exceeding in the aggregate ₦243,374,511,077.00 (Two Hundred and Forty Three Billion, Three Hundred and Seventy Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only.
- (2) The amount mentioned in Clause (1) of this Clause shall be appropriated to heads of Expenditure as indicated in the schedule to this Bill.

Committee's Recommendation:

That the provisions in Clause 1 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 1 do stands part of the Bill — Agreed to.

Clause 2: Release of Funds.

All amounts appropriated under this Bill shall be made from the Federal Capital Territory Administration Statutory Revenue Fund only for the purposes specified in the schedule to this Bill.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 2 do stands part of the Bill — Agreed to.

Clause 3: Payment of Revenue into the Statutory Account.

- (1) All revenues accruing to the Federal Capital Territory Administration including the Statutory Revenue distribution shall be paid into the Federal Capital Territory Administration Statutory Revenue Account.
- (2) No monies shall be withdrawn from the Account mentioned in Clause 3 (1) above without appropriation by the National Assembly.

Committee's Recommendation:

That the provisions in Clause 3 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 3 do stands part of the Bill — Agreed to.

Clause 4: Virement.

In the event that the implementation of any of the projects intended to be undertaken under this Bill cannot be completed without virement, such virement shall only be effected with the prior approval of the National Assembly.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 4 do stands part of the Bill — Agreed to.

Clause 5: Quarterly Report.

The Minister of Federal Capital Territory and the Director of Treasury Federal Capital Territory Administration shall immediately upon the coming into force of this Bill furnish the National Assembly, on a quarterly basis, the status of the records of the Federal Capital Territory Statutory Accounts.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 5 do stands part of the Bill — Agreed to.

Clause 6: Waiver not to incur Expenditure.

Where, due to revenue shortfall, amounts appropriated under this Bill cannot be funded, the Minister of Federal Capital Territory shall seek from the National Assembly a waiver not to incur such expenditure.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 6 do stands part of the Bill — Agreed to.

Clause 7: Short Title.

This Bill may be cited as the Federal Capital Territory Appropriation Bill, 2019.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Question that Clause 7 do stands part of the Bill — Agreed to.

SCHEDULE

PART A — RECURRENT NON - DEBT EXPENDITURE

2019
Appropriations
(₦)

FEDERAL CAPITAL TERRITORY FIRST LINE CHARGE

(1) Federal Capital Territory Administration

Personnel Costs	351,076,542
Overhead Costs	5,352,500,000
Sub-Total	5,703,576,542

Question,

That the Expenditure of Five Billion, Seven Hundred and Three Million, Five Hundred and Seventy-Six Thousand, Five Hundred and Forty-Two Naira (₦5,703,576,542) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Federal Capital Territory Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(2) Protocol Department

Personnel Costs	35,645,637
Overhead Costs	685,000,000
Sub-Total	720,645,637

Question,

That the Expenditure of Seven Hundred and Twenty Million, Six Hundred and Forty-Five Thousand, Six Hundred and Thirty-Seven Naira (₦720,645,637) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Protocol Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(3) Security Services Department

Personnel Costs	55,033,110
Overhead Costs	2,169,740,000
Sub-Total	2,224,773,110

Question,

That the Expenditure of Two Billion, Two Hundred and Twenty-Four Million, Seven Hundred and Seventy-Three Thousand, One Hundred and Ten Naira (₦2,224,773,110) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Security Services Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(4) Treasury

Personnel Costs	1,407,704,152
Overhead Costs	5,023,272,832
Sub-Total	6,430,976,984

Question,

That the Expenditure of Six Billion, Four Hundred and Thirty Million, Nine Hundred and Seventy-Six Thousand, Nine Hundred and Eighty-Four Naira (₦6,430,976,984) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Treasury Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(5) Department of Economic Planning

Personnel Costs	167,678,757
Overhead Costs	215,450,000
Sub-Total	383,128,757

Question,

That the Expenditure of Three Hundred and Eighty-Three Million, One Hundred and Twenty-Eight Thousand, Seven Hundred and Fifty-Seven Naira (₦383,128,757) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Economic Planning stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(6) FCT Establishment and Training Department

Personnel Costs	307,022,462
Overhead Costs	1,853,755,652
Sub-Total	2,160,778,114

Question,

That the Expenditure of Two Billion, One Hundred and Sixty Million, Seven Hundred and Seventy-Eight Thousand, One Hundred and Fourteen Naira (₦2,160,778,115) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Establishment and Training Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(7) FCT Audit Department

Personnel Costs	84,128,635
Overhead Costs	362,750,000
Sub-Total	446,878,635

Question,

That the Expenditure of Four Hundred and Forty-Six Million, Eight Hundred and Seventy-Eight Thousand, Six Hundred and Thirty-Five Naira (~~₦446,878,635~~) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Audit Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(8) Department of Monitoring and Inspection

Personnel Costs	144,357,981
Overhead Costs	216,693,886
Sub-Total	361,051,867

Question,

That the Expenditure of Three Hundred and Sixty-One Million, Fifty-One Thousand, Eight Hundred and Sixty-Seven Naira (~~₦361,051,867~~) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Monitoring and Inspection stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(9) Land Administration Department

Personnel Costs	216,748,502
Overhead Costs	387,350,000
Sub-Total	604,098,502

Question,

That the Expenditure of Six Hundred and Four Million, Ninety-Eight Thousand, Five Hundred and Two Naira (~~₦604,098,502~~) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Federal Capital Territory Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(10) FCT Procurement Department

Personnel Costs	93,392,726
Overhead Costs	395,012,700
Sub-Total	488,405,426

Question,

That the Expenditure of Four Hundred and Eighty-Eight Million, Four Hundred and Five Thousand, Four Hundred and Twenty-Six Naira (~~₦488,405,426~~) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Procurement Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(11) FCT Directorate of Muslim Pilgrims Affairs

Personnel Costs	136,949,096
Overhead Costs	633,215,620
Sub-Total	770,164,716

Question,

That the Expenditure of Seven Hundred and Seventy Million, One Hundred and Sixty-Four Thousand, Seven Hundred and Sixteen Naira (~~₦770,164,716~~) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Directorate of Muslim Pilgrims Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(12) FCT Directorate of Christian Pilgrims Affairs	
Personnel Costs	62,312,859
Overhead Costs	553,322,000
Sub-Total	615,634,859

Question,

That the Expenditure of Six Hundred and Fifteen Million, Six Hundred and Thirty-Four Thousand, Eight Hundred and Fifty-Nine Naira (₦615,634,859) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Directorate of Christian Pilgrims Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(13) FCT Pension Department	
Personnel Costs	57,563,447
Overhead Costs 5,139,699,916	
Sub-Total	5,197,263,363

Question,

That the Expenditure of Five Billion, One Hundred and Ninety-Seven Million, Two Hundred and Sixty-Three Thousand, Three Hundred and Sixty-Three Naira (₦5,197,263,363) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Pension Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(14) FCT Archives and Historical Bureau	
Personnel Costs	89,806,448
Overhead Costs 50,834,945	
Sub-Total	140,641,393

Question,

That the Expenditure of One Hundred and Forty Million, Six Hundred and Forty-One Thousand, Three Hundred and Ninety-Three Naira (₦140,641,393) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Archives and Historical Bureau stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(15) FCT Urban and Regional Planning Tribunal	
Personnel Costs	85,016,025
Overhead Costs 54,684,600	
Sub-Total	139,700,625

Question,

That the Expenditure of One Hundred and Thirty-Nine Million, Seven Hundred Thousand, Six Hundred and Twenty-Five Naira (₦139,700,625) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Urban and Regional Planning Tribunal stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(16) Department of Outdoor Advertisement and Signages	
Personnel Costs	65,826,545
Overhead Costs	79,091,565
Sub-Total	144,918,110

Question,

That the Expenditure of One Hundred and Forty-Four Million, Nine Hundred and Eighteen Thousand, One Hundred and Ten Naira (₦144,918,110) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Outdoor Advertisement and Signages stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(17) Department of Information and Communication

Personnel Costs	52,840,677
Overhead Costs	271,091,377
Sub-Total	323,932,054

Question,

That the Expenditure of Three Hundred and Twenty-Three Million, Nine Hundred and Thirty-Two Thousand, and Fifty-Four Naira (₦323,932,054) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Information and Communication stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(18) FCDA Administration

Personnel Costs	11,836,367
Overhead Costs	50,204,550
Sub-Total	62,040,917

Question,

That the Expenditure of Sixty-Two Million, Forty Thousand, Nine Hundred and Seventeen Naira (₦62,040,917) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Administration stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(19) Finance and Administration

Personnel Costs	627,728,544
Overhead Costs	297,501,117
Sub- Total	925,229,661

Question,

That the Expenditure of Nine Hundred and Twenty-Five Million, Two Hundred and Twenty-Nine Thousand, Six Hundred and Sixty-One Naira (₦925,229,661) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Finance and Administration Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(20) Engineering Services

Personnel Costs	742,151,303
Overhead Costs	10,000,000
Sub- Total	752,151,303

Question,

That the Expenditure of Seven Hundred and Fifty-One Million, One Hundred and Fifty-One Thousand, Three Hundred and Three Naira (₦752,151,303) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Engineering Service Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(21) Public Building	
Personnel Costs	492,078,472
Overhead Costs	8,177,451
Sub- Total	500,255,923

Question,

That the Expenditure of Five Hundred Million, Two Hundred and Fifty-Five Thousand, Nine Hundred and Twenty-Three Naira (₦500,255,923) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Building Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(22) Resettlement and Compensation Department	
Personnel Costs	235,390,280
Overhead Costs	18,043,069
Sub- Total	253,433,349

Question,

That the Expenditure of Two Hundred and Fifty-Three Million, Four Hundred and Thirty-Three Thousand, Three Hundred and Forty-Nine Naira (₦253,433,349) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Resettlement and Compensation Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(23) Urban and Regional Planning	
Personnel Costs	235,890,759
Overhead Costs	47,029,340
Sub- Total	282,920,099

Question,

That the Expenditure of Two Hundred and Eighty-Two Million, Nine Hundred and Twenty Thousand, and Ninety-Nine Naira (₦282,920,099) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Urban and Regional Planning Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(24) Survey and Mapping	
Personnel Costs	345,824,411
Overhead Costs	29,820,000
Sub- Total	375,644,411

Question,

That the Expenditure of Three Hundred and Seventy-Five Million, Six Hundred and Forty-Four Thousand, Four Hundred and Eleven Naira (₦375,644,411) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Survey and Mapping Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(25) Mass Housing Department	
Personnel Costs	43,427,931
Overhead Costs	18,979,883
Sub- Total	62,407,814

Question,

That the Expenditure of Sixty-Two Million, Four Hundred and Seven Thousand, Eight Hundred and Fourteen Naira (₦62,407,814) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Mass Housing Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(26) FCDA Procurement Department

Personnel Costs	87,457,439
Overhead Costs	16,755,230
Sub- Total	104,212,669

Question,

That the Expenditure of One Hundred and Four Million, Two Hundred and Twelve Thousand, Six Hundred and Sixty-Nine Naira (₦104,212,669) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Procurement Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(27) FCDA Internal Audit

Personnel Costs	30,119,067
Overhead Costs	6,083,450
Sub- Total	36,202,517

Question,

That the Expenditure of Thirty-Six Million, Two Hundred and Two Thousand, Five Hundred and Seventeen Naira (₦36,202,517) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCDA Internal Audit stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(28) Public Relations

Personnel Costs	54,042,284
Overhead Costs	9,035,000
Sub- Total	63,077,284

Question,

That the Expenditure of Sixty-Three Million, Seventy-Seven Thousand, Two Hundred and Eighty-Four Naira (₦63,077,284) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Relations Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(29) Engineering Design

Personnel Costs	137,211,400
Overhead Costs	3,409,800
Sub- Total	140,621,200

Question,

That the Expenditure of One Hundred and Forty Million, Six Hundred and Twenty-One Thousand, Two Hundred Naira (₦140,621,200) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Engineering Design Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(30) FCT Legal Secretariat	
Personnel Costs	529,886,336
Overhead Costs	785,635,049
Sub- Total	1,315,521,385

Question,

That the Expenditure of One Billion, Three Hundred and Fifteen Million, Five Hundred and Twenty-One Thousand, Three Hundred and Eighty-Five Naira (₦1,315,521,385) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Legal Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(31) Area Council Secretariat	
Personnel Costs	67,955,095
Overhead Costs	2,244,570,500
Sub - Total	2,312,525,595

Question,

That the Expenditure of Two Billion, Three Hundred and Twelve Million, Five Hundred and Twenty-Five Thousand, Five Hundred and Ninety-Five Naira (₦2,312,525,595) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Area Council Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(32) ACSS Inspectorate, Planning and Monitoring	
Personnel Costs	28,646,948
Overhead Costs	70,452,000
Sub - Total	99,098,948

Question,

That the Expenditure of Ninety-Nine Million, Ninety-Eight Thousand, Nine Hundred and Forty-Eight Naira (₦99,098,948) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Inspectorate, Planning and Monitoring Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(33) ACSS Chieftaincy and Community Development	
Personnel Costs	108,980,016
Overhead Costs	91,780,920
Sub - Total	200,760,936

Question,

That the Expenditure of Two Hundred Million, Seven Hundred and Sixty Thousand, Nine Hundred and Thirty-Six Naira (₦200,760,936) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Chieftaincy and Community Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(34) ACSS Primary Health Care Department	
Personnel Costs	21,424,718
Overhead Costs	102,950,000
Sub - Total	124,374,718

Question,

That the Expenditure of Two Hundred and Twenty-Four Million, Three Hundred and Seventy-Four Thousand, Seven Hundred and Eighteen Naira (₦124,374,718) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Primary Health Care Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(35) ACSS Planning, Research and Statistics

Personnel Costs	26,388,043
Overhead Costs	23,700,000
Sub - Total	50,088,043

Question,

That the Expenditure of Fifty Million, Eighty-Eight Thousand, and Forty-Three Naira (₦50,088,043) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the ACSS Planning, Research and Statistics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(36) Area Council Service Commission

Personnel Costs	179,041,072
Overhead Costs	54,496,241
Sub-Total	233,537,313

Question,

That the Expenditure of Two Hundred and Thirty-Three Million, Five Hundred and Thirty-Seven Thousand, Three Hundred and Thirteen Naira (₦233,537,313) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Area Council Service Commission stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(37) FCT Area Councils Staff Pension Board

Personnel Costs	81,271,225
Overhead Costs	666,071,851
Sub-Total	747,343,076

Question,

That the Expenditure of Seven Hundred and Forty-Seven Million, Three Hundred and Forty-Three Thousand, and Seventy-Six Naira (₦747,343,076) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Area Councils Staff Pension Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(38) Office of the Auditor-General for FCT Area Councils

Personnel Costs	189,792,289
Overhead Costs	146,127,825
Sub-Total	335,920,114

Question,

That the Expenditure of Three Hundred and Thirty-Five Million, Nine Hundred and Twenty Thousand, One Hundred and Fourteen Naira (₦335,920,114) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Office of the Auditor-General for FCT Area Councils stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(39) Transport Secretariat	
Personnel Costs	98,701,259
Overhead Costs	44,950,000
Sub - Total	143,651,259

Question,

That the Expenditure of One Hundred and Forty-Three Million, Six Hundred and Fifty-One Thousand, Two Hundred and Fifty-Nine Naira (~~₦~~256,011,474) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Area Council Service Commission stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(40) Road Traffic Services	
Personnel Costs	828,412,014
Overhead Costs	776,697,615
Sub - Total	1,605,109,629

Question,

That the Expenditure of One Billion, Six Hundred and Five Million, One Hundred and Nine Thousand, Six Hundred and Twenty-Nine Naira (~~₦~~1,605,109,629) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Road Traffic Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(41) Bus Rapid Transit and Transport Regulations (BRT&TR)	
Personnel Costs	18,487,509
Overhead Costs	42,685,000
Sub - Total	61,172,509

Question,

That the Expenditure of Sixty-One Million, One Hundred and Seventy-Two Thousand, Five Hundred and Nine Naira (~~₦~~61,172,509) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Bus Rapid Transit and Transport Regulations (BRT&TR) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(42) Department of Public Transportation	
Personnel Costs	48,953,665
Overhead Costs	150,391,621
Sub - Total	199,345,286

Question,

That the Expenditure of One Hundred and Ninety-Nine Million, Three Hundred and Forty-Five Thousand, Two Hundred and Eighty-Six Naira (~~₦~~199,345,286) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Public Transportation stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(43) Department of Transportation	
Personnel Costs	99,692,049
Overhead Costs	555,873,002
Sub - Total	655,565,051

Question,

That the Expenditure of Six Hundred and Fifty-Five Million, Five Hundred and Sixty-Five Thousand, and Fifty-One Naira (₦655,565,051) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Public Transportation stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(44) Education Secretariat

Personnel Costs	308,521,075
Overhead Costs	511,781,000
Sub- Total	820,302,075

Question,

That the Expenditure of Eight Hundred and Twenty Million, Three Hundred and Two Thousand, and Seventy-Five Naira (₦820,302,075) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Education Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(45) Agency for Mass Education

Personnel Costs	805,947,832
Overhead Costs	189,199,738
Sub- Total	995,147,570

Question,

That the Expenditure of Nine Hundred and Ninety-Five Million, One Hundred and Forty-Seven Thousand, Five Hundred and Seventy Naira (₦995,147,570) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Agency for Mass Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2018 — *Agreed to.*

(46) FCT Education Resource Centre

Personnel Costs	364,478,941
Overhead Costs	248,894,487
Sub- Total	613,373,428

Question,

That the Expenditure of Six Hundred and Thirteen Million, Three Hundred and Seventy-Three Thousand, Four Hundred and Forty-Eight Naira (₦613,373,428) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Education Resource Centre stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(47) FCT Universal Basic Education

Personnel Costs	11,108,835,552
Overhead Costs	1,122,304,040
Sub-Total	12,231,139,592

Question,

That the Expenditure of Twelve Billion, Two Hundred and Thirty-One Million, One Hundred and Thirty-Nine Thousand, Five Hundred and Ninety-Two Naira (₦12,231,139,592) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Universal Basic Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(48) FCT Secondary Education Board	
Personnel Costs	7,864,828,978
Overhead Costs	2,178,774,774
Sub-Total	10,043,603,752

Question,

That the Expenditure of Ten Billion, Forty-Three Million, Six Hundred and Three Thousand, Seven Hundred and Fifty-Two Naira (₦10,043,603,752) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Secondary Education Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(49) FCT College of Education, Zuba	
Personnel Costs	1,226,962,574
Overhead Costs	129,486,615
Sub-Total	1,356,449,189

Question,

That the Expenditure of One Billion, Three Hundred and Fifty-Six Million, Four Hundred and Forty-Nine Thousand, One Hundred and Eighty-Nine Naira (₦1,356,449,189) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT College of Education, Zuba stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(50) FCT Agency for Science and Technology	
Personnel Costs	608,350,040
Overhead Costs	504,166,004
Sub-Total	1,112,516,044

Question,

That the Expenditure of One Billion, One Hundred and Twelve Million, Five Hundred and Sixteen Thousand, and Forty-Four Naira (₦1,112,516,044) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Agency for Science and Technology stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(51) FCT Scholarship Board	
Personnel Costs	87,111,042
Overhead Costs	420,948,000
Sub-Total	508,059,042

Question,

That the Expenditure of Five Hundred and Eight Million, Fifty-Nine Thousand, and Forty-Two Naira (₦508,059,042) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Scholarship Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(52) Department of Quality Assurance	
Personnel Costs	621,328,569
Overhead Costs	90,566,224
Sub-Total	711,894,793

Question,

That the Expenditure of Seven Hundred and Eleven Million, Eight Hundred and Ninety-Four Thousand, Seven Hundred and Ninety-Three Naira (₦711,894,793) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Quality Assurance stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(53) Department of Higher Education

Personnel Costs	107,526,785
Overhead Costs	60,073,350
Sub-Total	167,600,135

Question,

That the Expenditure of One Hundred and Sixty-Seven Million, Six Hundred Thousand, One Hundred and Thirty-Five Naira (₦167,600,135) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Higher Education stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(54) Department of Policy Planning, Research and Statistics

Personnel Costs	86,310,040
Overhead Costs	96,334,800
Sub-Total	182,644,840

Question,

That the Expenditure of One Hundred and Eighty-Two Million, Six Hundred and Forty-Four Thousand, Eight Hundred and Forty Naira (₦182,644,840) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Policy Planning, Research and Statistics stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(55) Health and Human Services Secretariat (HQ)

Personnel Costs	674,074,029
Overhead Costs	1,575,276,450
Sub-Total	2,249,350,479

Question,

That the Expenditure of Two Billion, Two Hundred and Forty-Nine Million, Three Hundred and Fifty Thousand, Four Hundred and Seventy-Nine Naira (₦2,880,586,224) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health and Human Services Secretariat (HQ) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(56) School of Nursing and Midwifery

Personnel Costs	377,843,412
Overhead Costs	109,737,960
Sub-Total	487,581,372

Question,

That the Expenditure of Four Hundred and Eighty-Seven Million, Five Hundred and Eighty-One Thousand, Three Hundred and Seventy-Two Naira (₦487,581,372) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the School of Nursing and Midwifery stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(57) Public Health Department	
Personnel Costs	582,066,949
Overhead Costs	194,000,000
Sub-Total	776,066,949

Question,

That the Expenditure of Seven Hundred and Seventy-Six Million, Sixty-Six Thousand, Nine Hundred and Forty-Nine Naira (₦776,066,949) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Public Health Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(58) Health Planning, Research and Statistics Department	
Personnel Costs	154,370,522
Overhead Costs	67,648,075
Sub-Total	222,018,597

Question,

That the Expenditure of Two Hundred and Twenty-Two Million, Eighteen Thousand, Five Hundred and Ninety-Seven Naira (₦222,018,597) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health Planning, Research and Statistics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(59) Department of Pharmacy	
Personnel Costs	191,902,466
Overhead Costs	47,092,500
Sub-Total	238,994,966

Question,

That the Expenditure of Two Hundred and Thirty-Eight Million, Nine Hundred and Ninety-Four Thousand, Nine Hundred and Sixty-Six Naira (₦238,994,966) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Pharmacy stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(60) FCT Medical Diagnostics Department	
Personnel Costs	179,017,069
Overhead Costs	45,400,000
Sub-Total	224,417,069

Question,

That the Expenditure of Two Hundred and Twenty-Four Million, Four Hundred and Seventeen Thousand, and Sixty-Nine Naira (₦224,417,069) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Medical Diagnostics Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(61) Health Management Board	
Personnel Costs	12,622,041,238
Overhead Costs	442,614,500
Sub- Total	13,064,655,738

Question,

That the Expenditure of Thirteen Billion, Sixty-Four Million, Six Hundred and Fifty-Five Thousand, Seven Hundred and Thirty-Eight Naira (₦13,064,655,738) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Health Management Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(62) Primary Healthcare Development Board

Personnel Costs	879,620,740
Overhead Costs	495,564,560
Sub-Total	1,375,185,300

Question,

That the Expenditure of One Billion, Three Hundred and Seventy-Five Million, One Hundred and Eighty-Five Thousand, Three Hundred Naira (₦1,375,185,300) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Primary Healthcare Development Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(63) Agriculture and Rural Development Secretariat

Personnel Costs	167,481,075
Overhead Costs	99,881,585
Sub - Total	267,362,660

Question,

That the Expenditure of Two Hundred and Sixty-Seven Million, Three Hundred and Sixty-Two Thousand, Six Hundred Naira (₦267,362,600) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Agriculture and Rural Development Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(64) FCT Agric Development Project

Personnel Costs	399,530,551
Overhead Costs	89,497,500
Sub - Total	489,028,051

Question,

That the Expenditure of Four Hundred and Eighty-Nine Million, Twenty-Eight Thousand, and Fifty-One Naira (₦489,028,051) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Agric Development Project stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(65) Department of Agric Services

Personnel Costs	141,091,827
Overhead Costs	45,388,125
Sub - Total	186,479,952

Question,

That the Expenditure of One Hundred and Eighty-Six Million, Four Hundred and Seventy-Nine Thousand, Nine Hundred and Fifty-Two Naira (₦186,479,952) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Agric Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(66)	Department of Agricultural Planning, Research and Statistics	
	Personnel Costs	74,785,948
	Overhead Costs	214,777,250
	Sub - Total	289,563,198

Question,

That the Expenditure of Two Hundred and Eighty-Nine Million, Five Hundred and Sixty-Three Thousand, One Hundred and Ninety-Eight Naira (₦289,563,198) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Agricultural Planning, Research and Statistics stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(67)	Department of Veterinary Services	
	Personnel Costs	435,025,522
	Overhead Costs	78,235,023
	Sub - Total	513,260,545

Question,

That the Expenditure of Five Hundred and Thirteen Million, Two Hundred and Sixty Thousand, Five Hundred and Forty-Five Naira (₦513,260,545) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Veterinary Services stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(68)	Department of Animal Production	
	Personnel Costs	103,125,951
	Overhead Costs	27,975,000
	Sub - Total	131,100,951

Question,

That the Expenditure of One Hundred and Thirty-One Million, One Hundred Thousand, Nine Hundred and Fifty-One Naira (₦131,100,951) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Animal Production stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(69)	Department of Forestry and Rural Development	
	Personnel Costs	166,950,667
	Overhead Costs	55,687,500
	Sub - Total	222,638,167

Question,

That the Expenditure of Two Hundred and Twenty-Two Million, Six Hundred and Thirty-Eight Thousand, One Hundred and Sixty-Seven Naira (₦222,638,167) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Forestry and Rural Development stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(70)	Social Development Secretariat	
	Personnel Costs	208,545,448
	Overhead Costs	100,625,000
	Total	309,170,448

Question,

That the Expenditure of Three Hundred and Nine Million, One Hundred and Seventy Thousand, Four Hundred and Forty-Eight Naira (₦309,170,448) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Social Development Secretariat stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(71) Welfare Department

Personnel Costs	102,461,606
Overhead Costs	134,781,587
Sub - Total	237,243,193

Question,

That the Expenditure of Two Hundred and Thirty-Seven Million, Two Hundred and Forty-Three Thousand, One Hundred and Ninety-Three Naira (₦237,243,193) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Welfare Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(72) Sports Department

Personnel Costs	115,530,814
Overhead Costs	64,419,553
Sub- Total	179,950,367

Question,

That the Expenditure of One Hundred and Seventy-Nine Million, Nine Hundred and Fifty Thousand, Three Hundred and Sixty-Seven Naira (₦179,950,367) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Sports Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(73) Tourism Department

Personnel Costs	88,849,883
Overhead Costs	66,138,376
Sub - Total	154,988,259

Question,

That the Expenditure of One Hundred and Fifty-Four Million, Nine Hundred and Eighty-Eight Thousand, Two Hundred and Fifty-Nine Naira (₦154,988,259) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Tourism Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(74) Gender Development Department

Personnel Costs	63,037,366
Overhead Costs	142,900,000
Sub - Total	205,937,366

Question,

That the Expenditure of Two Hundred and Five Million, Nine Hundred and Thirty-Seven Thousand, Three Hundred and Sixty-Six Naira (₦205,937,366) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Gender Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(75) Arts and Culture	
Personnel Costs	129,222,003
Overhead Costs	99,287,000
Sub - Total	228,509,003

Question,

That the Expenditure of Two Hundred and Twenty-Eight Million, Five Hundred and Nine Thousand, and Three Naira (₦228,509,003) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Arts and Culture stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(76) Youth Department	
Personnel Costs	58,202,961
Overhead Costs	136,712,769
Sub - Total	194,915,730

Question,

That the Expenditure of One Hundred and Ninety-Four Million, Nine Hundred and Fifteen Thousand, Seven Hundred and Thirty Naira (₦194,915,730) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Youth Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(77) Abuja Metropolitan Management Council	
Personnel Costs	197,333,616
Overhead Costs	283,200,000
Sub - Total	480,533,616

Question,

That the Expenditure of Four Hundred and Eighty Million, Five Hundred and Thirty-Three Thousand, Six Hundred and Sixteen Naira (₦480,533,616) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Metropolitan Management Council stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(78) Parks and Recreation	
Personnel Costs	392,474,004
Overhead Costs	273,790,000
Sub-Total	666,264,004

Question,

That the Expenditure of Six Hundred and Sixty-Six Million, Two Hundred and Sixty-Four Thousand, and Four Naira (₦666,264,004) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Parks and Recreation Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

(79) Facilities Maintenance and Management	
Personnel Costs	244,622,114
Overhead Costs	3,783,019,480
Sub-Total	4,027,641,594

Question,

That the Expenditure of Four Billion, Twenty-Seven Million, Six Hundred and Forty-One Thousand, Five Hundred and Ninety-Four Naira (₦4,027,641,594) only for the purposes set

out under Recurrent for the Personnel Costs and Overhead Costs of the Facilities Maintenance and Management stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(80) FCT Urban Affairs

Personnel Costs	20,323,810
Overhead Costs	81,453,290
Sub-Total	101,777,100

Question,

That the Expenditure of One Hundred and One Million, Seven Hundred and Seventy-Seven Thousand, One Hundred Naira (₦101,777,100) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Urban Affairs stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(81) Development Control Department

Personnel Costs	541,991,143
Overhead Costs	349,200,000
Sub-Total	891,191,143

Question,

That the Expenditure of Eight Hundred and Ninety-One Million, One Hundred and Ninety-One Thousand, One Hundred and Forty-Three Naira (₦891,191,143) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Development Control Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(82) FCT Water Board

Personnel Costs	1,145,457,629
Overhead Costs	1,593,185,035
Sub-Total	2,738,642,664

Question,

That the Expenditure of Two Billion, Seven Hundred and Thirty-Eight Million, Six Hundred and Forty-Two Thousand, Six Hundred and Sixty-Four Naira (₦2,738,642,664) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Water Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(83) Abuja Environmental Protection Board

Personnel Costs	1,090,772,611
Overhead Costs	5,261,842,709
Sub-Total	6,352,615,320

Question,

That the Expenditure of Six Billion, Three Hundred and Fifty-Two Million, Six Hundred and Fifteen Thousand, Three Hundred and Twenty Naira (₦6,352,615,320) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Environmental Protection Board stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2018 — *Agreed to.*

(84) Abuja Geographic Information Systems

Personnel Costs	191,039,155
Overhead Costs	781,962,305
Sub-Total	973,001,460

Question,

That the Expenditure of Nine Hundred and Seventy-Three Million, One Thousand, Four Hundred and Sixty Naira (₦973,001,460) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Geographic Information Systems stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(85) Satellite Towns Development Department

Personnel Costs	239,658,850
Overhead Costs	1,091,100,000
Sub-Total	1,330,758,850

Question,

That the Expenditure of One Billion, Three Hundred and Thirty Million, Seven Hundred and Fifty-Eight Thousand, Eight Hundred and Fifty Naira (₦1,330,758,850) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Satellite Towns Development Department stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(86) Abuja Infrastructure Investment Centre (AIIC)

Personnel Costs	80,371,570
Overhead Costs	364,519,543
Sub-Total	444,891,113

Question,

That the Expenditure of Four Hundred and Forty-Four Million, Eight Hundred and Ninety-One Thousand, One Hundred and Thirteen Naira (₦444,891,113) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Abuja Infrastructure Investment Centre (AIIC) stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(87) FCT Emergency Management Agency

Personnel Costs	147,583,614
Overhead Costs	846,900,098
Sub-Total	994,483,712

Question,

That the Expenditure of Nine Hundred and Ninety-Four Million, Four Hundred and Eighty-Three Thousand, Seven Hundred and Twelve Naira (₦994,483,712) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the FCT Emergency Management Agency stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

(88) Department of Fire Service

Personnel Costs	862,923,563
Overhead Costs	561,039,750
Sub-Total	1,423,963,313

Question,

That the Expenditure of One Billion, Four Hundred and Twenty-Three Million, Nine Hundred and Sixty-Three Thousand, Three Hundred and Thirteen Naira (₦1,423,963,313) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs of the Department of Fire Service stands part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

General Summary:

Total Personnel	55,043,425,247
Total Overhead	57,610,188,661
Total Recurrent	112,653,613,908

Question,

That the Expenditure of One Hundred and Twelve Billion, Six Hundred and Fifty-Three Million, Six Hundred and Thirteen Thousand, Nine Hundred and Eight Naira (₦112,653,613,908) only for the purposes set out under Recurrent for the Personnel Costs and Overhead Costs stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — *Agreed to.*

PART B — CAPITAL EXPENDITURE

	2019 Appropriation (₦)
(1) Federal Capital Territory Administration	3,392,000,000
(2) Protocol Department	27,000,000
(3) Security Services Department	615,000,000
(4) FCT Treasury	5,580,000,000
(5) Department of Economic Planning	75,000,000
(6) Department of Human Resource Management	720,000,000
(7) FCT Audit Department	30,000,000
(8) Department of Monitoring and Inspection	80,000,000
(9) Land Administration Department	184,000,000
(10) FCT Procurement Department	0
(11) FCT Directorate of Muslim Pilgrims Affairs	247,765,000
(12) FCT Directorate of Christian Pilgrims Affairs	216,000,000
(13) FCT Pension Department	19,717,600
(14) FCT Archives and Historical Bureau	14,499,141
(15) FCT Urban and Regional Planning Tribunal	200,000,000
(16) Department of Outdoor Advertisement and Signages	0
(17) Department of Information and Communication	169,200,000
(18) FCDA Administration	0
(19) FinaNce and Administration	0
(20) Engineering Services	35,087,000,000
(21) Public Buildings	2,458,575,112
(22) Resettlement and Compensation Department	3,110,629,182
(23) Urban and Regional Planning	200,764,292
(24) Survey and Mapping	1,724,191,460
(25) Mass Housing Department	153,590,281
(26) FCDA Procurement Department	100,034,384
(27) Internal Audit	0
(28) Public Relations	0
(29) Engineering Design	1,094,763,631
(30) FCT Legal Secretariat	85,888,292
(31) Area Council Secretariat	257,700,000
(32) ACSS Inspectorate, Planning and Monitoring	140,500,000
(33) ACSS Chieftaincy and Community Development	955,000,000
(34) ACSS Primary Health Care Department	40,000,000
(35) ACSS Planning, Research and Statistics	45,000,000
(36) Area Councils Service Commission	434,480,874
(37) FCT Area Councils Staff Pension Board	160,000,000
(38) Office of the Auditor-General for FCT Area Councils	58,000,000
(39) Transport Secretariat	3,500,000
(40) Road Traffic Services	1,273,470,511

(41)	Bus Rapid Transit and Transport Regulations (BRT&TR)	245,000,000
(42)	Department of Traffic Management	810,250,000
(43)	Department of Transportation	10,225,000,000
(44)	Education Secretariat	1,335,322,029
(45)	Agency For Mass Education	49,313,566
(46)	FCT Education Resource Centre	38,688,341
(47)	FCT Universal Basic Education	5,575,202,969
(48)	FCT Secondary Education Board	4,570,910,926
(49)	FCT College of Education, Zuba	220,000,000
(50)	FCT Agency for Science and Technology	342,541,222
(51)	FCT Scholarship Board	62,500,000
(52)	Department of Policy Implementation	56,000,000
(53)	Department of Higher Education	39,000,000
(54)	Department of Policy, Planning, Research and Statistics	46,824,187
(55)	HHS Secretariat	1,489,079,545
(56)	School of Nursing and Midwifery	275,500,000
(57)	Public Health Department	0
(58)	Health Planning, Research and Statistics	117,372,737
(59)	Department of Pharmacy	0
(60)	FCT Medical and Diagnostics	16,000,000
(61)	Health Management Board	1,239,000,000
(62)	Primary Health Care Development Board	108,182,344
(63)	Agriculture and Rural Development Secretariat	139,000,000
(64)	FCT Agric Development Project	293,000,000
(65)	Department of Agric Services	1,095,000,000
(66)	Department of Agricultural Planning, Research and Statistics	128,250,000
(67)	Department of Veterinary Services	407,750,000
(68)	Department of Animal Production	957,750,127
(69)	Department of Forestry and Rural Development	272,000,000
(70)	Social Development Secretariat	129,500,000
(71)	Welfare Department	60,000,000
(72)	Sports Department	95,000,000
(73)	Tourism Department	45,000,000
(74)	Gender Development Department	112,500,000
(75)	Arts and Culture	18,927,939
(76)	Youth Department	50,169,657
(77)	Abuja Metropolitan Management Council	578,600,000
(78)	Parks and Recreation	533,770,000
(79)	Facilities Maintenance and Management	926,566,902
(80)	FCT Urban Affairs	35,000,000
(81)	Development Control Department	109,000,000
(82)	FCT Water Board	2,934,000,000
(83)	Abuja Environmental Protection Board	1,111,263,108
(84)	Abuja Geographic Information Systems	570,000,000
(85)	Satellite Towns Development Department	31,481,512,000
(86)	Abuja Infrastructure Investment Centre (AIIC)	35,000,000
(87)	FCT Emergency Management Agency	693,142,345
(88)	Department of Fire Service	1,831,807,465
	Total Capital	130,720,897,169

Question:

That the Expenditure of One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira (₦130,720,897,169) for the purposes set out under Capital Cost do stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

Grand Total Recurrent and Capital**243,374,511,077***Main Question:*

That the Expenditure of Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand, and Seventy-Seven Naira (₦243,374,511,077) only for the purposes set out under Recurrent for the Personnel Cost, Overhead Cost and Capital Cost do stand part of the Schedule to the Federal Capital Territory Statutory Appropriation Bill, 2019 — **Agreed to.**

Explanatory Memorandum:

This Bill provides for the issuing out of the Statutory Revenue Fund of the Federal Capital Territory the sum of (₦243,374,511,077) only, out of which (₦55,043,425,247) is for Personnel Costs and (₦57,610,188,661) is for Overhead Costs while the balance of (₦130,720,897,169) is for Capital Expenditure (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Agreed to.

A Bill for an Act to Authorise the Issue From the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the Total Sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of Which the Sum of ₦55,043,425,247.00 (Fifty Five Billion and Forty Three Million, Four Hundred and Twenty-Five Thousand, Two Hundred and Forty-Seven Naira) only, is for Personnel Costs and the Sum of ₦57,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred Andsixty One Naira) only, is for Overhead Costs Whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira) only, is for Capital Projects for the Service of the Federal Capital Territory, Abuja, for the Financial Year Commencing From 1st January and Ending on 31st December, 2019 (*Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of Supply considered the Report on a Bill for an Act to Authorise the Issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of which the sum of ₦55,043,425,247.00 (Fifty-Five Billion, Forty-Three Million, Four Hundred and Twenty-Five Thousand, Two Hundred and Forty-Seven Naira) only, is for Personnel Costs, while the sum of ₦57,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred and Sixty-One Naira) only, is for Overhead Costs whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial year ending on 31 December, 2019 (HB. 1643) and approved Clauses 1 - 8, the Schedule, Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of Supply — Agreed to.

Motion made and Question proposed, “That the House do suspend Order Seven, Rule 2 (2) to enable Mr Speaker preside in the Committee of the Whole” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

- (ii) ***A Bill for an Act to Provide for the Governance and Institutional Framework for the Nigeria Petroleum Industry and create clear separation between the Policy, Regulatory and Commercial Institution; and for Related Matters (HB.1053) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Provide for the Governance and Institutional Framework for the Nigeria Petroleum Industry and create clear separation between the Policy, Regulatory and Commercial Institution; and for Related Matters (HB.1053)” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE FOR THE GOVERNANCE AND INSTITUTIONAL FRAMEWORK FOR THE PETROLEUM INDUSTRY AND CREATE CLEAR SEPARATION BETWEEN THE POLICY, REGULATORY AND COMMERCIAL INSTITUTION; AND FOR RELATED MATTERS

Clause 2: Functions and powers of the Minister.

- (1)
 - (d) upon the recommendation of the Commission, approve the award of upstream licenses;
 - (h) direct the establishment of a National Strategic Stock for petroleum products to ensure supply security which shall be run on a commercial basis in the country with no recourse to public funds; and
- (2)
 - (a) The power of the Minister to approve or decline approval of upstream licenses under section 2 (1) (d) above shall only be exercisable within 30 days of the recommendation of the Commission.
 - (b) The Minister may only decline approval where:
 - (i) there is proof of fraud;
 - (ii) where such award would have negative implications for national security;

Provided that he shall give reasons in writing where he declines approval.

- (c) Failure of the Minister to respond in writing within 30 days of the recommendation of the Commission shall be deemed an approval of the award of the upstream licences (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 6: Functions of the Commission.

- (1) (l) undertake the evaluation of national reserves and develop a framework for sound reservoir management practice;
- (n) maintain a petroleum industry data bank comprising all data acquired by or provided to the Commission in the exercise of its statutory functions;
- (p) issue licences or permits and any other authorisations necessary for all activities connected with, but not limited to the following:
- (i) seismic operations;
- (ii) drilling operations;
- (s) subject to the provisions of section 2(1) (d) and section 2 (2), issue upstream licences, in compliance with applicable laws and regulations
- (z) establish and publish as a regulation, methodologies for determining tariffs for processing, transportation, distribution and bulk storage of crude oil, petroleum products and gas.
- (2) (f) monitor and enforce the application of tariffs and pricing frameworks;
- (j) grant, issue, amend, extend, suspend, reissue, revoke and renew licences, permits and authorisations including but not limited to licences, permits or authorisations for downstream gas, petroleum products, storage depots, retail outlets, transportation and distribution facilities for the petroleum industry
- (s) monitor the national operating and strategic stocks as set by the Minister;
- (v) establish appropriate dispute settlement mechanisms relating to the commercial rights and obligations of operators and customers pursuant to the provisions of this Bill or any other enactment or regulation, provided always that operators and customers shall be entitled to opt to resolve disputes in accordance with the terms of their contracts or approach a court with jurisdiction in the matter;
- (a) develop open access rules applicable to crude oil and petroleum products and natural gas transportation pipelines, gas processing plants, strategic depots, loading facilities, transportation, transmission and bulk storage facilities (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 13: 13. Governing Board of the Commission.

- (2) (e) a representative of the Ministry of Petroleum Resources nominated by the Minister of Petroleum Resources who shall not be below the rank of director;
- (f) a representative of the Ministry of Finance nominated by the Minister of Finance who shall not be below the rank of director;
- (g) a representative of the Ministry of Environment nominated by the Minister of Environment who shall not be below the rank of director (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 15: General policy directions.

- (1) The Minister may issue general policy directions in writing to the Commission on matters concerning the petroleum industry and the Commission shall implement such directions provided that the directions are not in conflict with the provisions of this Bill.
- (3) The Commission shall be an independent Commission and the Minister shall at all times ensure that the independence of the Commission in regard to the discharge of its functions and operations as specified under this Bill is protected and not compromised in any manner whatsoever (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 17: 17. Disqualification and cessation of appointment.

- (d) has been absent from three consecutive meetings of the Board without the consent of the Chairman or in the case of the Chairman, without the consent of the Minister, except good reason is shown for such absence (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 20: The Chief Executive Commissioner and Executive Commissioners.

- (3) The persons to be appointed Chief Executive Commissioner and Executive Commissioners shall have extensive technical or professional knowledge of the petroleum industry with a minimum of fifteen years' post-qualification experience with relevant cognate experience at management level (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 26: Funding.

- (f) such moneys which shall be no less than ten four percent or upon presidential approval, no more than six percent, of the revenue generated by the Commission for the Government of the Federation; provided that such moneys are appropriated to the Commission by the National Assembly.

- (3) Without prejudice to subsections (1), and (2) of this section, the Commission may from time to time impose a special levy on licensees and/or lessees for the implementation of any project that is of common benefit and value to the oil and gas industry (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

PART IV — ESTABLISHMENT OF PETROLEUM INFRASTRUCTURE FUND

Clause 36: Establishment of the Petroleum Infrastructure Fund.

- (1) There shall be established the Petroleum Infrastructure Fund ("the Infrastructure Fund") into which shall be paid all monies payable to the Infrastructure Fund —
- (a) by way of a 5% levy on the bulk sale and distribution within the Federation of the petroleum products listed in the Fourth Schedule; provided however, that a levy on the bulk sale of premium motor spirit shall only be imposed after the full deregulation of the market for petroleum products has been declared by the;
- (c) all other funding which may, from time to time, accrue to the Fund; and
- (e) such sums as may be provided for the purpose of the Infrastructure Fund by the Federal Government.
- (2) The Nigerian Sovereign Investment Authority shall act as Fund Manager and manage all investments of from the Infrastructure Fund with respect to infrastructure in the midstream and downstream sectors of the gas industry in accordance with the provisions of this Part.
- (1) The Infrastructure Fund shall be a body corporate with perpetual succession, a common seal and may sue and be sued in its corporate name.
- (2) The Infrastructure Fund shall have power to —
- (6) From the date of the commencement of this Bill, without further assurance, the Infrastructure Fund shall be vested with all assets, funds, resources and other movable and immovable properties which immediately before the commencement of this Bill were held by the Petroleum Equalisation Fund.
- (7) (a) The rights, interests, obligations and liabilities of the Petroleum Equalisation Fund existing immediately before the commencement Date under any contract or instrument or law or in equity shall by virtue of this Bill be assigned to and vested in the Infrastructure Fund ;
- (b) Any such contract or instrument covered by subsection (4) (a) of this section shall be of the same force and effect against or in favour of the Infrastructure Fund and shall be enforceable as fully and effectively as if instead of the Petroleum Equalisation Fund, the Commission had been named therein or had been a party thereto; and

- (c) The Infrastructure Fund shall be subject to all the obligations and liabilities to which the Petroleum Equalisation Fund were subject immediately before the commencement Date and all other persons shall as from the Effective Date have the same rights, powers and remedies against the Infrastructure Fund as they had against the Petroleum Equalisation Fund immediately before the commencement date (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 36 stands part of the Bill — Agreed to.

Clause 37: Objectives of the Petroleum Infrastructure Fund.

The objective of the Infrastructure Fund is to promote the efficient marketing and distribution of gas and its derivatives throughout the Federation using appropriate infrastructure (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 37 stands part of the Bill — Agreed to.

Clause 38: Functions of the Infrastructure Fund.

The Infrastructure Fund shall perform the following functions —

- (a) collect all revenues and levies charged pursuant to the provisions of this Part;
- (b) transfer to the Fund Manager, the funds to be invested for midstream and downstream gas infrastructure in accordance with this Part.
- (d) the payment of all disbursements authorised under or by virtue of this Part;
- (e) accounting for all moneys collected, paid or otherwise expended under this Part;
- (f) carry out such other duties as may, from time to time be specified by the Board (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 38 stands part of the Bill — Agreed to.

Clause 39: Decisions and orders made by the Infrastructure Fund.

- (1) The Infrastructure Fund shall ensure that any decision or order made by it.
- (2) The Infrastructure Fund shall issue written reasons in respect of any decisions or orders affecting the existing rights of any person, if the affected person requests such written reasons.
- (3) The Infrastructure Fund may issue written reasons in respect of any other decision or order as it deems necessary.
- (4) Every recommendation, declaration, decision or order of the Infrastructure Fund, if purporting to be signed by a person describing himself as the Executive Secretary of the Infrastructure Fund or by a person describing himself as a Director acting in the capacity of the Executive Secretary, shall unless the contrary is shown, be deemed to be made by the Infrastructure Fund and to have been so signed and may be proved by the production of a copy thereof purporting to have been so signed.

- (5) The Infrastructure Fund may make interim orders pending the final disposition of a matter before it (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 39 stands part of the Bill — Agreed to.

Clause 40: Infrastructure Fund to give notice to interested parties.

- (1) The Infrastructure Fund may hold a hearing on any matter, which under this Bill or any other enactment is required or permitted to be conducted or on which it is required or permitted to take any action and the Infrastructure Fund shall hold public hearing on matters which the Infrastructure Fund determines to be of significant interest to the general public.
- (2) Where the Infrastructure Fund is required to or otherwise decides to hold a hearing, all persons having an interest in such matter shall, as far as reasonably practicable, be notified of the questions at issue and given opportunities to make representations, if they so wish.
- (3) The Infrastructure Fund shall take into consideration the findings of any public hearing conducted in pursuance of subsection (1) of this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 40 stands part of the Bill — Agreed to.

Clause 41: Engagement of expertise support.

When any matter arises which entails the consideration of any professional or technical question, the Infrastructure Fund may consult such persons or institutions as may be qualified to advice thereon (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 41 stands part of the Bill — Agreed to.

Clause 42: Question of law may be referred to the Federal High Court.

- (1) If any question of law arises from an order or decision of the Infrastructure Fund, the Infrastructure Fund may, on its own initiative or at the request of any person directly affected by such order, reserve that question for the decision of the Federal High Court.
- (2) Where a question has been reserved under subsection (1) of this section, the Infrastructure Fund shall state the question in the form of a special case and file it with the Registrar of the Federal High Court (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 42 stands part of the Bill — Agreed to.

Clause 43: Governing Board of the Infrastructure Fund.

- (1) There shall be established for the Infrastructure Fund a governing Board (in this Bill referred to as the "Infrastructure Fund Board") which shall, be responsible for the policy and general administration of the Infrastructure Fund.
- (2) (b) a representative of the Federal Ministry in charge of Petroleum Resources who shall be nominated by the Minister in charge of that Ministry;

- (c) a representative of the Federal Ministry in charge of Industry, Trade and Investment who shall be nominated by the Minister in charge of that Ministry;
 - (e) a representative of the Commission who shall be nominated by the Chief Executive Commissioner;
 - (g) two persons to be appointed by the President who shall possess a minimum of fifteen years relevant professional experience ten of which shall be at senior management level;
 - (h) three other executive directors who shall be appointed by the President;
 - (i) the Executive Secretary of the Infrastructure Fund, appointed by the President, who shall serve as Secretary.
- (4) Appointment to the Board in respect of persons appointed pursuant to subsection 2 (a) to (g) of this section shall be on a non-executive and part-time basis (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 43 stands part of the Bill — Agreed to.

Clause 44: Functions of the Governing Board.

- (1) (a) be responsible for the general direction and supervision of the:
- (b) oversee the operations of the Infrastructure Fund;
 - (c) provide general guidelines for the carrying out of the functions of the Infrastructure Fund;
 - (d) review and approve the business, strategic and operating plans of the Infrastructure Fund;
 - (e) consider and approve the budget of the Infrastructure Fund and monitor its performance;
 - (f) approve the audited accounts and management accounts of the Infrastructure Fund and undertake consideration of the management letter from the external auditors;
 - (g) determine the terms and conditions of service of employees of the Infrastructure Fund;
 - (h) stipulate remuneration, allowances, benefits and pensions of staff and employees of the Infrastructure Fund in consultation with the National Salaries, Incomes and Wages Commission;
 - (i) structure the Infrastructure Fund into such number of departments as it deems fit for the effective discharge of the functions of the Infrastructure Fund;

- (j) carry out such other functions and undertake such other activities which in the opinion of the Board are necessary to ensure the efficient and effective administration of the Infrastructure Fund in accordance with the provisions of this Bill or as may be delegated to the Infrastructure Fund by the Minister; and
- (2) In carrying out their functions all members of the board shall have a duty to exercise independent judgment (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 44 stands part of the Bill — Agreed to.

Clause 45: General policy directions.

- (1) The Minister may issue general policy directions in writing to the Infrastructure Fund on matters concerning the functions of the Infrastructure Fund and the Infrastructure Fund shall implement such directions provided that the directions are not in conflict with the provisions of this Bill.
- (2) The Minister shall cause a copy of any directions given to the Infrastructure Fund in pursuance of subsection 1 of this section to be published in the Gazette.
- (3) The Infrastructure Fund shall, subject to subsection (1) of this section, be independent in the performance of its functions, duties and the exercise of its powers (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 45 stands part of the Bill — Agreed to.

Clause 46: Remuneration and allowances of Members of the Board.

- (1) Members of the Board shall be paid from the funds of the Infrastructure Fund such remuneration and allowances as the Infrastructure Fund may from time to time determine, in consultation with the National Salaries, Incomes and Wages Commission.
- (2) While making recommendations, the National Salaries, Incomes and Wages Commission shall have due regard to the following principles —
 - (a) the specialised nature of work to be performed by the Infrastructure Fund;
 - (b) the need to ensure the financial self-sufficiency of the Infrastructure Fund; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 46 stands part of the Bill — Agreed to.

Clause 47: Disqualification and cessation of appointment.

- (1) (c) has been absent from three consecutive meetings of the Board without the consent of the Chairman or in the case of the Chairman, without the consent of the Minister, except good reason is shown for such absence;

- (3) The affected director under subsection (1) of this section shall be given a reasonable opportunity to make written submissions to the within a time period specified in the notice and such time period shall not be less than 14 days from the date of the notice.
- (4) The affected director may, within the time period specified in the notice, submit a written submission and the President shall consider the submission in making his final decision on the Director's suspension or removal from office (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 47 stands part of the Bill — Agreed to.

Clause 50: The Executive Secretary and Executive Directors.

- (1) There shall be for the Infrastructure Fund an Executive Secretary who shall be the chief executive and accounting officer of the Infrastructure Fund responsible for the day-to-day running of the affairs of the Infrastructure Fund.
- (2) There shall be for the Infrastructure Fund three Executive Directors who shall be specifically assigned with the responsibility for core activities of the Infrastructure Fund
- (3) The persons to be appointed Executive Secretary and Executive Director shall have a minimum of ten years relevant experience at management level (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 50 stands part of the Bill — Agreed to.

Clause 52: Disqualification from appointment.

- (a) has a financial interest in any business connected, either directly or indirectly with the functions of the Infrastructure Fund or is engaged in any activity (whether for remuneration or otherwise) connected with the functions of the Infrastructure Fund, provided that such person may be appointed if he declares their interest and makes the appropriate arrangements that ensures the avoidance of a conflict of interest or if the President is satisfied that the interest or activity is in effect passive and will not interfere with the person's impartial discharge of his duties as Executive Secretary or Executive Director; or (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 52 stands part of the Bill — Agreed to.

Clause 53: Other staff, etc.

- (1) The Board may, on the advice of the Executive Secretary, appoint as employees of the Infrastructure Fund such number of persons as may be necessary for the administration of the Infrastructure Fund, who shall be subject to the general control of the Executive Secretary and perform such duties as the Executive Secretary may direct.
- (2) The employment of the Infrastructure Fund's staff shall be subject to such terms and conditions as may from time to time be stipulated by the Board and contained in the respective employment contracts.

- (3) The Board shall determine and review from time to time, the remuneration and allowances payable to the Infrastructure Fund's staff, having regard to the recommendation of the National Salaries, Incomes and Wages Commission.
- (4) While making recommendations, the National Salaries, Incomes and Wages Commission shall have due regard to the following principles —
 - (a) the specialised nature of work to be performed by the Infrastructure Fund;
 - (b) the salaries paid in the private sector to individuals with equivalent responsibilities, expertise and skills.
- (6) The Board shall make staff regulations generally relating to the conditions of service of employees of the Infrastructure Fund and, in particular, but without prejudice to the generality of the foregoing, such regulations may provide for -
- (7) Staff of the Infrastructure Fund shall be public officers as defined in the Constitution of the Federal Republic of Nigeria, 1999 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 53 stands part of the Bill — Agreed to.

Clause 54: Pensions.

- (1) Employment in the Infrastructure Fund shall be subject to the provisions of the Pensions Reform Act and officers and employees of Infrastructure Fund shall be entitled to pension and other retirement benefits as prescribed under the Pensions Reform Act.
- (2) Nothing in subsection (1) of this section shall prohibit the Infrastructure Fund from appointing a person to any office on terms that preclude the grant of a pension or other retirement benefits in respect of that office.
- (3) Subject to the Pensions Reform Act, and notwithstanding the provisions of this section, the Infrastructure Fund shall continue to fulfil all obligations in respect of pensions schemes to which the Petroleum Equalisation Fund was obliged in respect of its employees, prior to the transfer of assets and liabilities to the Infrastructure Fund (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 54 stands part of the Bill — Agreed to.

Clause 55: Financial provisions.

- (1) The Infrastructure Fund shall not later than 30th September or such other date to be determined by the ministry responsible for finance and budgets in each financial year, prepare and present for appropriation to the National Assembly through the Federal ministries responsible for finance and budgets, a statement of estimated income and expenditure for the following financial year.
- (2) Notwithstanding the provisions of subsection (1) of this section, the Infrastructure Fund may also, in any financial year, submit to the National

Assembly through the Federal ministry responsible for Budgets, supplementary or adjusted statements of estimated income and expenditure for appropriation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 55 stands part of the Bill — Agreed to.

Clause 56: Utilisation of the Fund.

- (1) The Infrastructure Fund shall utilise the funds received pursuant to section 36 in the following manner —
 - (a) reimburse payments due to companies engaged in the bulk sale and marketing of natural gas and its derivatives for the purpose of equalizing the tariff for the transportation of such products throughout the Federation;
 - (b) promote the penetration of natural gas and its derivatives for use throughout the Federation through loans to the private sector for investments in:
 - (i) infrastructure for the storage, processing, distribution and transportation of natural gas and of products derived from natural gas;
 - (ii) the manufacturing of liquefied petroleum cylinders;
 - (iii) the conversion of vehicles and vehicle fleets for the utilisation of gas fuelled energy;
 - (iv) the switching of industrial plants to gas fuelled energy;
 - (v) the installation of equipment within retail stations for the distribution of gas products;
 - (vi) the development of new retail stations for the distribution of gas products (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 56 stands part of the Bill — Agreed to.

Clause 57: Power to accept grants.

- (1) The Infrastructure Fund may accept grants of money or other property upon such terms and conditions as may be specified by the person or organisation making the gift provided, such gifts are not —
 - (a) inconsistent with the objectives and functions of the Infrastructure Fund under this Bill;
 - (b) accepted from persons or organizations regulated by the Infrastructure Fund.
- (2) Nothing in subsection (1) of this section or in this Bill shall be construed to allow any member of the Board or staff of the Infrastructure Fund to accept grants for their personal use (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 57 stands part of the Bill — Agreed to.

Clause 58: Accounts and Audit.

The Infrastructure Fund shall keep proper accounts of its income and expenditure in respect of each financial year and shall cause its accounts to be audited within six months after the end of each year by auditors appointed by the Infrastructure Fund from a list and in accordance with the guidelines supplied by the Auditor-General of the Federation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 58 stands part of the Bill — Agreed to.

Clause 59: Mid-year and Annual Reports.

- (1) The Infrastructure Fund shall submit to the Minister, a mid-year report of its operations and finances not later than 31st August of each year and an annual report of its operations, performance and audited financial report of the preceding year not later than 31st March of the following year.
- (2) A summary of the annual report and audited financial report of the Infrastructure Fund shall be published on the website of the Infrastructure Fund for public notice not later than 31st of July of each year (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 59 stands part of the Bill — Agreed to.

Clause 60: Exemption from Income Tax.

The provisions of any enactment relating to the taxation of companies or trust funds shall not apply to the Infrastructure Fund (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 60 stands part of the Bill — Agreed to.

Clause 61: 61. Limitation of suits against the Infrastructure Fund, etc.

- (1) Subject to the provisions of this Act, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against the Infrastructure Fund, any member of the board, an officer or employee of the Infrastructure Fund.
- (2) No suit shall lie against the Infrastructure Fund, any member of the board, or any other officer or employee of the Infrastructure Fund for any act done in pursuance or execution of this Bill or any other law or enactment, or of any public duty or authority in respect of any alleged neglect or default in the execution of this Bill or any other law or enactment, duty or authority, or be instituted in any court unless it is commenced — (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 61 stands part of the Bill — Agreed to.

Clause 62: Service of court process on the Infrastructure Fund.

A notice, summons or other document required or authorised to be served on the Infrastructure Fund under the provisions of this Bill or any other law or enactment may be served by delivering it to the office of the Executive Secretary of the Infrastructure Fund or any of its Executive Directors (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 62 stands part of the Bill — Agreed to.

Clause 63: Restriction on execution against the Infrastructure Fund's property.

- (1) In any action or suit against the Infrastructure Fund, no execution or attachment of its physical property shall be issued. Any judgment against the Infrastructure Fund may be enforced through garnishee proceedings provided that not less than three months' notice of the intention to commence the garnishee proceedings shall have been given to the Infrastructure Fund.
- (2) Any sum of money which may by the judgment of any court be awarded against the Infrastructure Fund shall, subject to any direction given by the court where no notice of appeal against the judgment has been given, be paid from the Fund of the Infrastructure Fund (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 63 stands part of the Bill — Agreed to.

Clause 64: Indemnity of board members and employees.

- (1) Every member of the Board and every employee of the Infrastructure Fund shall be indemnified out of the assets of the Infrastructure Fund against any liability incurred in defending any proceeding against the Infrastructure Fund, whether civil or criminal, if such proceedings are brought against the person in the person's capacity as a member of the Board or employee.
- (2) Notwithstanding the provisions of subsection (1) of this section, the Infrastructure Fund shall not indemnify any member of the Board or employee of the Infrastructure Fund for any liability incurred as a result of the wilful negligence of the member or employee, as the case may be, or conduct or acts which such person knew or ought to have known to be unlawful (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 64 stands part of the Bill — Agreed to.

Clause 77: Incorporation of the Nigeria.

- (a) the Nigeria Petroleum Assets Management Company (hereinafter called the "Management Company" in this Bill) shall be responsible for the management of assets currently held by the Nigeria National Petroleum Corporation (NNPC) under Production Sharing Contracts and back-in right arrangements;
- (b) the National Petroleum Company shall be responsible for the management of all other assets held by NNPC except for those assets described in subsection (2) (a) of this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 77 stands part of the Bill — Agreed to.

Clause 78: Shareholding of the Nigeria Petroleum Assets Management Company.

- (2) The Minister shall cause an order to be published in the Gazette stating the date on which the assets of the Management Company are transferred.
- (3) The Management Company shall not be subject to the provisions of the Fiscal Responsibility Act, 2007 and the Public Procurement Act, 2007 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 78 stands part of the Bill — Agreed to.

Clause 95: Composition and appointment of the Board.

- (2) (b) the Managing Director of the Management Company who shall possess relevant experience with at least 15 years' experience at a senior management position in the Petroleum Industry;
- (c) four other Executive Directors of the Management Company who shall possess petroleum exploration and production or other relevant experience with at least 10 years' experience at a senior management position;
- (d) four Non-Executive Directors who shall be persons with at least twenty years relevant professional or management experience;
- (3) Notwithstanding the provisions of the Companies and Allied Matters Act or any other enactment, the power of the shareholders to appoint or remove directors, shall be subject to subsections (4) of this section and the approval of the President (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 95 stands part of the Bill — Agreed to.

Clause 105: Retention of revenue and dividend policy.

The National Petroleum Company shall be entitled to retain its revenue from its operations subject to the payment of royalties and any applicable taxes or levies (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 105 stands part of the Bill — Agreed to.

Clause 119: Composition and Appointment of the Board.

- (2) (c) four other Executive Directors of the National Petroleum Company shall be persons with at least 10 years' experience in a senior management position in the petroleum or other relevant industry.
- (d) four non-executive directors provided that one of the non-Executive Directors shall be a person with at least 20 years relevant professional or management experience;
- (5) The provisions of subsection (32) of this section shall cease to have effect upon the divestment by the Government of 10% of its shares in the company to the public (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 119 stands part of the Bill — Agreed to.

Clause 126: Incorporation of the Nigeria Petroleum Liability Management Company.

- (1) The Minister shall, within six months after the Effective Date, take such steps as are necessary under the Companies and Allied Matters Act to incorporate a company which may be called the Nigeria Petroleum Liability Management Company, or such other name as may be available, as a company limited by shares, which shall be vested on a one-time basis with certain liabilities of the Nigerian National Petroleum Corporation and the pensions liabilities of the Department of Petroleum Resources.
- (5) The Minister shall cause the Articles of Association of the Liability Management Company to provide for the composition and appointment of the Board of the entity on terms similar to the composition and appointment

of the Board of the Management Company with such modifications as may be necessary to reflect standard practices, procedures and compensation in the pension management industry (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 126 stands part of the Bill — Agreed to.

Clause 130: Transfer of staff, etc.

- (1) Upon the vesting of assets and liabilities of the Department of Petroleum Resources, and the Petroleum Products Pricing Regulatory Authority in the Commission, the Minister shall make an order in writing in which he shall give directions to the management of the Department of Petroleum Resources, and the Board of Petroleum Products Pricing Regulatory Authority for the transfer of employees of each organisations respectively to the Commission and the Management of the Department of Petroleum Resources and the Board of Petroleum Products Pricing Regulatory Authority shall, without delay, comply with the directions in such order (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 130 stands part of the Bill — Agreed to.

Clause 131: Cessation of employment.

- (1) Every person whose service has been transferred to the Commission from the Department of Petroleum Resources and the Petroleum Products Pricing Regulatory Agency, in pursuance of section 130 of this Bill, as the case may be, shall be deemed to be an employee of the Commission with effect from the date of transfer and shall be deemed to have ceased to be in the employment of the Department of Petroleum Resources and the Petroleum Products Pricing Regulatory Agency forthwith (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 131 stands part of the Bill — Agreed to.

Clause 132: Application of subsisting contracts.

- (3) Any proceedings or cause of action pending or existing or which could have been taken by or against the Petroleum Inspectorate, Department of Petroleum Resources and the Petroleum Products Pricing and Regulatory Authority immediately before the Effective Date in respect of any such right, interest, obligation or liability of the Petroleum Inspectorate, the Department of Petroleum Resources and the Petroleum Products Pricing and Regulatory Authority may be commenced, continued or enforced or taken by or against the Commission as if this Bill had not been made.
- (4) As from the Effective Date:
 - (a) the rights, interest, obligations and liabilities of the Inspectorate, Department of Petroleum Resources, and the Petroleum Products Pricing and Regulatory Authority existing immediately before the Effective Date under any contract or instrument at law or in equity which shall have been held on behalf of or have accrued to or have been incurred for its own benefit or use, shall by virtue of this Bill be assigned to and vested in the Commission;

- (b) any such contract or instrument as is mentioned in subsection (5) (a) of this section, shall be of the same force and effect against or in favour of the Commission and shall be enforceable as fully and effectively as if instead of the Petroleum Inspectorate, Department of Petroleum Resources and the Petroleum Products Pricing and Regulatory Authority respectively, the Commission had been named therein or had been a party thereto; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 132 stands part of the Bill — Agreed to.

FOURTH SCHEDULE

PETROLEUM PRODUCTS SUBJECT TO LEVY

1. Automotive Gas Oil
2. DPK,
3. Kerosene
4. Premium Motor Spirit
5. Fuel oil
6. Low Pour Fuel Oil
7. High Pour Fuel Oil
8. Naphta (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of Fourth Schedule stand part of the Bill — Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Provide for the Governance and Institutional Framework for the Nigeria Petroleum Industry and create clear separation between the Policy, Regulatory and Commercial Institution; and for Related Matters (HB.1053) and approved Clauses 2, 6, 13, 15, 17, 20, 26, 36-47, 50, 52-64, 77-78, 95, 105, 119, 126, 130-132, and the Fourth Schedule of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (iv) ***A Bill for an Act to Amend the Stamp Duties and Proceeds Act, Cap. S8, Laws of the Federation of Nigeria, 2004 to meet Current Realities; and for Related Matters (HB. 889) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Amend the Stamp Duties and Proceeds Act, Cap. S8, Laws of the Federation of Nigeria, 2004 to meet Current Realities; and for Related Matters (HB. 889)”(Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE STAMP DUTIES ACT, CAP. S8,
LAWS OF THE FEDERATION OF NIGERIA, 2004 TO MEET THE
CURRENT REALITIES; AND FOR RELATED MATTERS

- Clause 89:**
- (1) For the purposes of this Bill:
 - (a) all income from the denotation of receipt, document or instrument with postage stamp shall be known as stamp proceeds;
 - (b) the expression, "receipt", includes any:
 - (i) written, printed or electronic note, memorandum, transaction or notification;
 - (ii) bill of exchange or promissory note, for the money amounting to ₦10,000 or upwards, is acknowledged or expressed to have been received or deposited or paid;
 - (iii) debt or demand, or any part of a debt or demand, of the amount of ₦10,000 or upwards, is acknowledged to have been settled, satisfied, or discharged, or which signifies or imports any such acknowledgement, and whether the same is or is not signed with the name of any person; and
 - (iv) electronic stamp of ₦50 on denotable transaction of ₦10,000 and upwards.
 - (2) For the purposes of this Bill the expression:
 - (a) "document", includes any written, printed or electronic note, memorandum, or piece of matter that provides information or evidence or memorialized representation of thought or drafts or agreement or proofs or copied or statement or application that serves as an official record between two parties or more; and
 - (b) "instrument", includes any:
 - (i) written, printed or electronic matter formally attributed to its author, records and formally expresses a legally enforceable act, process, or contract, obligation or right, and therefore evidences that act, process, agreement or document with value, or can be traded, or contractual right to deliver or receive cash of any money or asset amounting to ₦10,000 or upwards is acknowledged or expressed to have been received or deposited or paid, or
 - (ii) debt or demand, or any part of a debt or demand; of the amount of ₦10,000 or upwards, which is acknowledged to

have been settled, satisfied, or discharged, or which signifies or imports any such acknowledgement, and whether the same is or is not signed with the name of any person.

- (3) The denotation upon receipt, document or instrument shall be made with physical or electronic postage stamp which is to be cancelled by the person by whom the receipt is given before it is delivered.
- (4) Every person who, being required by law to make cancellation as provided under subsection (5), neglects or refuses duly and effectively to do so in the manner required, commits an offence and is liable on conviction to a fine of one hundred thousand Naira.
- (5) The denotation upon receipt, document or instrument shall be made with a postage stamp in the same currency of the value of receipt, document and instrument that is liable to stamp proceeds.
- (6) For the purpose of this Bill, all postage stamps, including adhesive postage stamps and electronic stamps or any stamp that can be used for postal purpose, shall be within the meaning of the Nigerian Postal Service Act which includes all postage stamps approved by the Nigeria Postal Service."
- (7) The Nigerian Postal Service to generate ₦50 for postage stamps referred to, in subsection (6) of this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 89 stands part of the Bill — Agreed to.

SCHEDULE

The Schedule to the Principal Act is amended by —

- (a) deleting subparagraphs (3) and (4) on the exemption list that refers to section 83 of the Act;
- (b) deleting the provision that refers to denoting RECEIPTS of N4 and upwards with 2 Kobo stamp (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Schedule stand part of the Bill — Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Amend the Stamp Duties and Proceeds Act, Cap. S8, Laws of the Federation of Nigeria, 2004 to meet Current Realities; and for Related Matters (HB. 889) and approved Clauses 89, and the Schedule of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (v) ***A Bill for an Act to Establish the National Research and Innovation Council, National Research and Innovation Foundation to set National Priorities on Research, Innovation and Development; and for Related Matters (HB. 1139) (Committee of the Whole):***
*Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to **Establish** the National Research and Innovation Council, National Research and Innovation Foundation to set National Priorities on Research, Innovation and Development; and for Related Matters (HB. 1139)”(Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency).*

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

**A BILL FOR AN ACT TO ESTABLISH THE NATIONAL RESEARCH AND
 INNOVATION COUNCIL AND NATIONAL RESEARCH AND INNOVATION
 FOUNDATION TO SET NATIONAL PRIORITIES ON RESEARCH, INNOVATION
 AND DEVELOPMENT; AND FOR RELATED MATTERS (HB. 1139)**

- Clause 2:** (1) The Council shall consist of —
- (a) the President of the Federal Republic of Nigeria, as the Chairman;
 - (b) Vice-President of the Federal Republic of Nigeria, as the Vice Chairman;
 - (c) relevant Ministers of the Government of the Federal Republic of Nigeria as may be appointed into the Council by the President;
 - (d) a representative of the Manufacturers Association of Nigeria (MAN);
 - (e) President, Nigerian Association of Chambers of Commerce, Industry, Mines and Agriculture (NACCIMA);
 - (f) Executive Secretary, National Research and Innovation Foundation;
 - (g) President, Nigerian Society of Engineers;
 - (h) President, Academy of Science;
 - (i) representative of Committee of Vice Chancellors of Nigerian Universities;
 - (j) a representative of the Committee of Directors of Research Institutes (CODRI);
 - (k) a representative of the National Association of Small Scale Industrialists (NASSI);
 - (l) Minister charged with the responsibility for science and technology to serve also as the Secretary of the Council; and

- (m) such other number of persons not exceeding five appointed by the President on the joint recommendation of the Governing Board of the Foundation and the Technical Advisory Committee to further assist the Council in the performance of its functions (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 17: Establishment of the National Research and Innovation Fund.

- (a) 5% of the annual fund accruing to the following organisations —
 - (i) Raw Materials Research and Development Council;
 - (ii) National Automotive design and Development Council Fund;
 - (iii) National Communications Development Fund of National Communications Commission (NCC);
 - (iv) National Information Technology Development Fund;
 - (v) Ecological Fund;
 - (vi) National Lottery Trust Fund;
 - (vii) National Sugar Development Council Fund;
 - (viii) Industrial Training Fund;
 - (ix) Petroleum Technology Development Fund (PTDF);
 - (x) Organised Private Sector (OPS) - 0.5% of Technology Transfer Fee; and
 - (xi) Solid Mineral Development Fund;
- (b) 5% of loanable funds from development finance institutions such as the Bank of Industry (BOI), Nigerian Export - Import Bank (NEXIM), the Development Bank of Nigeria (DBN) and the Bank of Agriculture (BOA);
- (c) foreign aid or assistance from bilateral or multilateral agencies;
- (d) other internally generated revenues of the Foundation; and
- (e) all other sums accruing to the Foundation by way of gifts, grants, emolument or bequest (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the National Research and Innovation Council, National Research and Innovation Foundation to set National Priorities on Research, Innovation and Development; and for Related Matters (HB. 1139) and approved Clauses 2 and 17 of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (vi) ***A Bill for an Act to Establish the Nigerian Search and Rescue Service to ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Nigerian Search and Rescue Service to ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319)” (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE NIGERIAN SEARCH AND RESCUE SERVICE TO ENSURE A COORDINATED AND EFFECTIVE AERONAUTICAL SEARCH AND RESCUE SERVICE WITHIN THE NIGERIAN SEARCH AND RESCUE REGIONS; AND FOR RELATED MATTERS (HB. 319)

Clause 1: Establishment and Objective of NISAR.

- (1) There is established the Nigerian Search and Rescue Service (in this Bill referred to as the "NISAR").
- (2) The objective of NISAR is to ensure a co-ordinated and effective aeronautical search and rescue service within the Nigerian search and rescue regions.
- (3) Any person appointed under this Bill or concerned with the enforcement of the provisions of this Bill shall perform his functions in line with the objective of NISAR (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Composition of NISAR.

- (1) NISAR shall consist of representatives from those government departments, commercial and voluntary organizations which are signatories to the NISAR manual as contemplated in this section, and which are able to provide services and facilitates for use by NISAR, including representatives of the:
 - (a) Ministry;

- (b) Nigerian Civil Aviation Authority;
 - (c) Air Traffic and Navigation Services Company Limited;
 - (d) Nigerian Armed Forces; and
 - (e) Nigerian Police Force.
- (2) NISAR shall have an:
 - (a) Executive Committee; and
 - (b) Aeronautical Committee.
- (3) The Executive Committee shall consist of:
 - (a) the persons appointed under subsection (7); and
 - (b) such other members as may be nominated by the Head of NISAR, and appointed by the Minister, either permanently or on an ad hoc basis.
- (4) The Executive Committee shall determine:
 - (a) and put into effect the policy of NISAR; and
 - (b) the size and composition of other committees of NISAR, depending on the area of specialization of different members of NISAR.
- (5) The Aeronautical Committee shall assess the policy of NISAR and make recommendations to the Executive Committee whenever any change is necessary.
- (6) The Executive Committee is accountable to the Minister and the other committees of NISAR are accountable to the Executive Committee.
- (7) The Director-General shall appoint suitable persons from among the members of NISAR to serve as the head of:
 - (a) NISAR, who is the chairperson of the Executive Committee responsible for search and rescue operations by NISAR;
 - (b) aeronautical search and rescue operations, who is the chairperson of the Aeronautical Committee; and
 - (c) maritime search and rescue operations, who is the chairperson of the Maritime Committee.
- (8) The different heads appointed under subsection (7) shall ensure that search and rescue operations are conducted in accordance with laid down standards and recommended practices as reflected in the NISAR manual and as considered the norm under the international agreements (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Functions of NISAR.

- (1) NISAR shall, within its means and capabilities, co-ordinate its resources to search for, assist, and, where appropriate, effect a rescue operation for survivors of:
 - (a) aircraft crashes or forced landings; and
 - (b) any military aircrafts accident or incident if such aircraft is not engaged in an act of war.
- (2) The functions set out in subsection (1) (a) exclude salvage operations.
- (3) NISAR, with the concurrence of the Minister, may call on any provider of a telecommunication service, as contemplated in the lease or otherwise to make available telecommunication facilities.
- (4) NISAR shall perform its functions in a manner which promotes efficient, economic and effective use of all resources.
- (5) In performing its functions, NISAR shall co-operate with the National Emergency Management Agency or any other body established by law for the management of disasters.
- (6) NISAR may perform its functions outside Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Meetings of NISAR.

- (1) NISAR shall meet at such times as the Executive Committee may determine in order to discuss:
 - (a) proposals and take decisions regarding the effective application of this Bill; and
 - (b) any other matter which the Executive Committee may deem necessary.
- (2) The Head of NISAR shall preside at any meeting of NISAR.
- (3) The Executive Committee shall determine the rules of procedure at any meeting of NISAR (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Meeting of Committee.

- (1) The first meeting of any committee of NISAR, after the commencement of this Bill shall be held at the time and place determined by the Director-General and all meetings thereafter shall be held at the time and place that the committee determines.
- (2) The chairperson of a committee may at any time call a special meeting of the committee to be held at the time and place determined by the chairperson.

- (3) All members of a committee shall be notified in writing of any meeting of that committee.
- (4) A majority of the total number of members forms a quorum at any meeting of a committee and a decision agreed on by a majority of the members present at a duly constituted meeting of a committee is a decision of that committee.
- (5) In the event of an equality of votes on any matter, the chairperson of the relevant meeting has a casting vote.
- (6) The chairperson of a committee shall designate a person to act as chairperson if he is unable to act as chairperson.
- (7) Each committee shall meet at least twice in a year (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Personnel.

All administrative work in connection with the performance of the functions of NISAR shall be carried out by officers in the department designated for that purpose by the Director-General (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Search and Rescue Regions.

- (1) The Minister shall, by notice in the Federal Government Gazette and in relevant maritime and aeronautical publications, publish the search and rescue regions within which search and rescue services are provided.
- (2) The search and rescue regions shall cover the area of responsibility of Nigeria laid down by the International Civil Aviation Organisation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Rescue Co-ordination Centres and Sub-centres.

- (1) Subject to subsection (2), the Minister shall designate:
 - (a) organisations or institutions to act as:
 - (i) aeronautical rescue co-ordination centres, and
 - (ii) aeronautical rescue sub centres under the auspices of rescue co-ordination centres;
 - (b) a maritime or aeronautical search and rescue region for which each rescue co-ordination centre is responsible; and
 - (c) organizations or institutions to act as registrars and custodians of registers of emergency beacons contemplated under section 17.
- (2) Any designation by the Minister shall be:

- (a) done in accordance with an agreement reached with the applicable organisation or institution; or
 - (b) published by the Minister, by notice in the Federal Government Gazette, in relevant aeronautical publications.
- (3) The organisations or institutions designated under subsection (1) (a) shall, with the concurrence of the Executive Committee of NISAR, appoint their respective chiefs.
- (4) Each chief of a rescue co-ordination centre or rescue sub centre shall establish and preside over an operational committee to discuss, evaluate and effect operational procedures.
- (5) Operational committees shall consist of persons representing organisation and controlling the resources available to that rescue co-ordination centre or rescue sub- centre (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Functions of Rescue Co-ordination Centers and Sub-centres.

- (1) A chief of a rescue co-ordination centre or any person authorised by him is responsible for co-ordinating available resources for the purpose of searching, assisting and, where appropriate, effecting a rescue operation in its search and rescue region.
- (2) A chief of a rescue sub-centre shall support the chief of a rescue co-ordination centre in carrying out assigned duties in a particular area or instance.
- (3) The designation of a search and rescue region by the Minister does not preclude a rescue co-ordination centre from:
 - (a) operating in another region; or
 - (b) performing the tasks of another rescue co-ordination centre (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Requisitioning of Aircraft.

- (1) Subject to subsection (2), the Minister may, for the purposes of any aeronautical search and rescue operation:
 - (a) requisition any civil aircraft;
 - (b) request the assistance of any military aircraft; or
 - (c) instruct any licensed holder of a Nigerian aircraft flight crew to assist in the operation.
- (2) In a case where the Minister contemplates requisitioning a civilian aircraft or instructing a civilian licensed holder of a Nigerian aircraft flight crew, the Minister may do so only if:

- (a) human life is in immediate and grave danger; and
 - (b) there are no other means available to conduct the operation.
- (3) Any person who, without lawful reason, fails to give effect to a requisition or complies with an instruction by the Minister, commits an offence and is liable on conviction to a fine or imprisonment for a term not exceeding five years (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Clause 11: Recovery of Certain Expenses.

- (1) If any search and rescue operation is undertaken by NISAR or in connection with any occurrence caused by the unlawful act or omission of any person, the Minister may recover from that person the whole or any portion of the expenses incurred by NISAR in connection with that operation.
- (2) The Minister may, after having recovered the expenses contemplated under subsection (1), compensate a person who has incurred any loss or damage as a result of the operation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: NISAR Manual and Responsibilities of Signatories.

- (1) NISAR shall compile a manual regarding search and rescue service and operations and related matters and keep that manual up to date.
- (2) The responsibilities of the signatories to the NISAR manual shall be set out in the manual and be executed in accordance with the manual (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Search and Rescue Measures Regarding Aircraft.

- (1) Subject to this Bill, any search and rescue action shall be undertaken in accordance with the NISAR manual.
- (2) Where an aircraft has failed to reach its destination or is reported missing, NISAR shall immediately institute search and rescue action if the flight plan was filed prior to departure and the flight in question was:
 - (a) between aerodromes where air traffic services are provided, unless otherwise indicated on the flight plan or through aeronautical publications or notices;
 - (b) conducted in airspace with which air traffic control services are provided, except for flights crossing a route at right angles; or
 - (c) a flight to an aerodrome where air traffic services are not provided, if search and rescue action is specifically requested by the pilot-in-command.

- (3) Search and rescue action shall be instituted in respect of all flights for, which flights plans were filed in when such action is specifically requested by the pilot in-command.
- (4) Search and rescue action may be instituted in respect of a flight for which no flight plan has been filed, when information that the aircraft is overdue or mission is received from any source.
- (5) In any event contemplated under subsection (4), authorisation by the Head of NISAR or his assignee shall be obtained prior to the commencement of a search and rescue operation and he shall be kept informed of the progress made and the termination of the search and rescue action (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Registration of Emergency Beacons. Act No. 6, 2006.

- (1) The owner of any aircraft required to carry emergency locator beacons, under the Civil Aviation Authority Act, shall register such emergency locator beacons with the designated organisations or institutions.
- (2) The owner of any aircraft or vessel registered or licensed in Nigeria and which carries emergency locator beacons, although not required to do so by law, shall register such emergency locator beacons with the designated organisations or institutions (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: Filing Disaster Management and Aerodrome Emergency Plans.

All aerodrome management shall file their emergency plans and any amendment thereto with the aeronautical rescue co-ordination center (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Delegation and Assignment.

The Minister may:

- (a) delegate any power conferred or assign any duty imposed upon the Minister by this Bill to an officer of the designated department, except the power to publish notices or to make regulations; and
- (b) at any time, withdraw a delegation or assignment effected under this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Report.

- (1) NISAR shall furnish the Minister with a report on its activities:
 - (a) at least once in a year; and
 - (b) whenever required by the Minister.

- (2) The Minister shall present a copy of NISAR's annual report at the National Assembly within 30 days after it has been received by him (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Regulations.

- (1) The Minister may, by notice in the Federal Government Gazette, make regulations regarding:
- (a) the conditions which shall be complied with where a person from another country which is a party to the Convention who wishes to enter Nigeria for the purpose of any search and rescue operation;
 - (b) anything which shall or may be prescribed under this Bill; and
 - (c) any matter which is necessary or expedient to prescribe for the effective carrying out or implementation of this Bill.
- (2) Any regulation made under subsection (1) (a) shall be made with the concurrence of the Minister of Interior (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Repeal of section 6 (f). ap. N34, LFN, 2004.

Section 6 (f) of the National Emergency Management Agency Act is repealed (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Clause 20: Repeal of section 7(r) Cap N94, LFN, 2004.

Section 7 (r) of the Nigerian Civil Aviation Act is repealed (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Repeal of section 7(s) Cap 90, LFN, 2004.

21. Section 7(s) of the Nigerian Airspace Management Agency Act is repealed (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Saving and Transitional Provisions. Schedule.

The provisions of the Schedule to this Bill shall have effect with respect to the matters arising from the transfer of rights, interests, obligations, liabilities, property and other matters mentioned in the Schedule (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Transfer of Functions.

From the commencement of this Bill, the aeronautic search and rescue responsibilities of the following agencies shall be transferred to Nigeria Search and Rescue Service:

- (i) National Emergency Management Agency;
- (ii) Nigeria Civil Aviation Authority;
- (iii) Nigeria Airspace Management Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Interpretation.

In this Bill:

"Act" includes regulations (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Act" be as defined in the interpretation to this Bill — Agreed to.

"aircraft" means any machine that can derive support in the atmosphere from the reactions of the air other than the reactions of the air against the earth's surface (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "aircraft" be as defined in the interpretation to this Bill — Agreed to.

"Authority" means the Nigerian Civil Aviation Authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Authority" be as defined in the interpretation to this Bill — Agreed to.

"Director-General" means the Director-General of the Nigerian Civil Aviation Authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Director-General" be as defined in the interpretation to this Bill — Agreed to.

"executive committee" means the Executive Committee of NISAR established under section 4 (2) (a) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "executive committee" be as defined in the interpretation to this Bill — Agreed to.

"head of NISAR" means an official head of NISAR appointed under section 4 (7) (a) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "head of NISAR" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister of Aviation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"Ministry" means the Ministry charged with the responsibility for civil aviation (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the word "Ministry" be as defined in the interpretation to this Bill — **Agreed to.***

"NISAR" means Nigerian Search and Rescue Service established under section 1 of the Act (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the abbreviation "NISAR" be as defined in the interpretation to this Bill — **Agreed to.***

"person" includes any institution or organisation equipped to assist in a search and rescue operation, an organ of State or a government of a foreign country (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the word "person" be as defined in the interpretation to this Bill — **Agreed to.***

"prescribed" means prescribed by regulation (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the word "prescribed" be as defined in the interpretation to this Bill — **Agreed to.***

"rescue" includes the provision of the initial medical treatment of a person rescued (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the word "rescue" be as defined in the interpretation to this Bill — **Agreed to.***

"rescue co-ordination centre" means an institution responsible for promoting the efficient organisation of search and rescue services and for co-ordinating the conduct of search and rescue operations within a search and rescue region (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the words "rescue co-ordination centre" be as defined in the interpretation to this Bill — **Agreed to.***

"rescue sub-centre" means a suitably set up unit tasked to carry out duties of a rescue co-ordination centre in instances where the rescue co-ordination centre cannot exercise direct and effective control over search and rescue facilities in certain parts of a search and rescue region; and (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

*Question that the meaning of the words "rescue sub-centre" be as defined in the interpretation to this Bill — **Agreed to.***

"search and rescue region" means a region contemplated under section 8 (1) in which the co-ordination of search and rescue operations is effected by a single rescue co-ordination centre (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the words “search and rescue region” be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: Citation.

This Bill may be cited as the Nigerian Aeronautical Search and Rescue Bill, 2019 (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that Clause 25 stands part of the Bill — Agreed to.

SCHEDULE

Section 21

TRANSITIONAL PROVISIONS AS TO RIGHTS, VESTING OF PROPERTY, ETC.

1. The statutory functions, rights, interests, obligations and liabilities of the Rescue and Guard Response Initiative existing before the commencement of this Bill under any contract or instrument, law or in equity is, by virtue of this Bill, deemed to have been assigned to and vested in NISAR established under this Bill.
2. Any contract or instrument mentioned in paragraph 1 of this Schedule is of the same force and effect against or in favour of NISAR and is enforceable as fully and effectively as if, instead of the conditions existing before the commencement of this Bill, the NISAR established by this Bill had been named therein or had been a party thereto.

Obligations and Liabilities

3. The NISAR is subject to all the obligations and liabilities to which the former Rescue and Guards Response Initiative existing before the commencement of this Bill was subject to immediately before the commencement of this Bill, and all other persons shall have the same rights, powers and remedies against NISAR as they had against the former Rescue and Guards Response Initiative existing before the commencement of this Bill.

Pending or Existing Proceedings or Cause of Action

4. Any proceeding or cause of action pending or existing before the commencement of this Bill by or against the Rescue and Guards Response Initiative, in respect of any right, interest, obligation or liability, may be continued or, as the case may be, commenced, and any determination of the court of law, tribunal or other authority or person may be enforced by or against NISAR to the same extent that such proceeding, cause of action or determination might have been continued, commenced or enforced by or against the Rescue and Guards Response Initiative existing before the commencement of this Bill.

Vesting of Assets

5. All assets, funds, resources and other moveable or immoveable property which immediately before the commencement of this Bill were vested in the Rescue and Guards Response Initiative existing before the commencement of this Bill shall, by virtue of this Bill, be vested in NISAR.

Holders of office

6. Any person who immediately before the coming into force of this Bill is the holder of any office in the Rescue and Guards Response Initiative existing before the commencement of

this Bill shall, on the commencement of this Bill, continue in office and be deemed to have been appointed to his office by NISAR, unless the authority by which the person was appointed terminates the appointment (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill establishes the Nigeria Search and Rescue Services to ensure a coordinated and effective aeronautical search and rescue service within the Nigerian search and rescue regions (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Nigerian Search and Rescue Service to Ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Nigerian Search and Rescue Service to ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319) and approved Clauses 1 - 25, the Schedule, Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(vii) ***A Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency charged with Responsibility for the Management and Administration of Sea Waves on the Nation's Coastline; and for Related Matters (HB. 1508) (Committee of the Whole):***

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency charged with Responsibility for the Management and Administration of Sea Waves on the Nation's Coastline; and for Related Matters (HB. 1508)" (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency)..

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE NIGERIA SHORELINE
DEVELOPMENT AND PROTECTION AGENCY CHARGED WITH
RESPONSIBILITY FOR MANAGEMENT AND ADMINISTRATION OF
SEA WAVES ON THE NATION'S COASTLAND; AND
FOR RELATED MATTERS (HB. 1508)

PART I — ESTABLISHMENT, ETC. OF THE NIGERIA
SHORELINE DEVELOPMENT AND PROTECTION AGENCY

Clause 1: Establishment of the Nigeria Shoreline Development and Protection Agency.

- (1) There is established a body to be known as the Nigeria Shoreline Development and Protection Agency (in this Bill referred to as "the Agency").
- (2) The Agency:
 - (a) shall be a body corporate with perpetual succession and a Common Seal;
 - (b) may sue and be sued in its corporate name;
 - (c) may hold, acquire and dispose of any property whether movable or immovable;
- (3) The Agency shall have its Head Office in Burutu, Delta State and shall establish an office in each of the Coastal States in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Establishment of the Governing Board.

- (1) There is established for the Agency a Governing Board (in this Bill referred to as "the Board").
- (2) The Board shall consist of:
 - (a) a Chairman;
 - (b) one person who shall be an indigene of a Coastal State to represent each of the following states, that is:
 - (i) Akwa Ibom State,
 - (ii) Bayelsa State,
 - (iii) Cross River State,
 - (iv) Delta State,
 - (v) Edo State,
 - (vi) Ondo State,
 - (vii) Ogun State,

- (viii) Lagos State, and
 - (ix) Rivers State;
 - (c) four persons to collectively represent non-coastal states;
 - (d) one person to represent the Federal Ministry of Finance;
 - (e) one person to represent the Federal Ministry of Environment;
 - (f) one person to represent the Ecological Fund Office; and
 - (g) the Executive Secretary of the Agency.
- (3) The Chairman and other members of the Agency shall:
- (a) be appointed by the President subject to the Confirmation of the Senate and in consultation with the House of Representatives;
 - (b) be persons of proven integrity and ability;
- (4) The members of the Agency referred to in paragraph (a)-(f) of sub-section 2 of this section shall be part-time members.
- (5) The supplementary provisions set out in the schedule to this Bill shall have effect with respect to the proceedings of the Board and other matters contained therein (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Tenure of Office.

- (1) Subject to the provisions of section 4 of this Bill a member of the Board, other than an *ex-officio* member, shall hold office for a term of 5 years at the first instance and may be re-appointed for a further term of 4 years and no more.
- (2) A member of the Board other than *ex-officio* member, may resign his appointment by notice, in writing under his hand addressed to the President, which resignation shall take effect only upon receipt by the President (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Office of the Chairman.

The Office of the Chairman shall rotate amongst the Coastal States that constitute the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Cessation of office.

- (1) Notwithstanding the provisions of section 3 of this Bill, a person shall cease to hold office as a member of the Board if:
 - (a) he becomes bankrupt, suspends payment or compounds with his creditors; or

- (b) he is convicted of a felony or any offence involving dishonesty or fraud; or
 - (c) he becomes of unsound mind, or incapable of carrying out his duties; or
 - (d) he is guilty of a serious misconduct in relation to his duties; or
 - (e) he resigns his appointment by a letter addressed to the President;
- (2) Where a vacancy occurs in the membership of the Board it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his Predecessor, so however, that the successor shall represent the same interest and shall be appointed by the President subject to the confirmation of the Senate and in consultation with the House of Representatives (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Remunerations, etc. for members of the Board.

There shall be paid to every member of the Board such remunerations, allowances and expenses as the Federal Government may, from time to time direct (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

PART II — FUNCTIONS AND POWERS OF THE AGENCY

Clause 7: Functions and Powers of the Agency.

- (1) The Agency shall:
- (a) develop conceptual framework as a guide to put the ecological and tourism resources of the nation's coastland to maximum use for the benefit of host communities;
 - (b) proffer short, medium and long term geological and geophysical infrastructural solutions to the corrosive effects of sea waves on the country's coastland;
 - (c) undertake construction of sealine/coast waves or concrete/metal breakers to cover the entire coastline of the country;
 - (d) ensure the maintenance, on regular basis, such barriers to curb ocean waves with a view to containing their effects on the coastland communities of Nigeria;
 - (e) maintain cordial collaborations with coastal communities to mitigate levels of misunderstanding, and to always seek the best means to promote corporate social investments;
 - (f) monitor and measure annual denudation of the country's coastland from the Western extremity of Badagry to the extreme of its coastland at Calabar to Bakassi;

- (g) harness other natural resources aside mineral endowments as they may occur from time to time in all parts of the country's coastland;
 - (h) seek local and international collaborations to achieve its organizational set goals and objectives; and
 - (i) tackle ecological and environmental problems that arise from ocean surge.
- (2) The Agency shall be subject to the direction, control or supervision in the performance of its functions under this Bill by the President (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Power of the Board.

The Board shall have power to:

- (a) manage and supervise affairs of the Agency;
- (b) make rules and regulations for carrying out the functions of the Agency;
- (c) pay the staff of the Agency such remunerations and allowances as appropriate;
- (d) enter into such contracts as may be necessary or expedient for the discharge of its functions and ensure the efficient performance of the functions of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

PART III — STRUCTURE OF THE AGENCY

Clause 9: Establishment of Directorates.

There shall be established in the Head Office of the Agency such number of Directorates as the Board may deem it necessary and expedient to facilitate the realization of the objectives of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Establishment of the Management Committee.

There shall be for the Agency a Management Committee which shall:

- (a) consist of a Chairman who shall be the Executive Secretary and the Directors responsible for the Directorates as may be established under section 9 of this Bill, and such number of other members as may be determined from time to time by the Board;
- (b) be responsible to the Board for the general administration of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART IV — STAFF

Clause 11: Appointment of Executive Secretary and other Staff.

- (1) There shall be for the Agency, an Executive Secretary and other Staff to run the day to day administration of the Agency.
- (2) The Executive Secretary:
 - (a) shall possess a Doctorate degree in Marine/Oceanographic engineering, Civil engineering or Architecture;
 - (b) the Executive Secretary shall be the Chief Executive and accounting officer of the Agency;
 - (c) shall be appointed by the President and confirmed by the Senate in consultation with the House of Representatives;
 - (d) shall hold office on such terms and conditions as to emolument, conditions of service as may be specified in his letter of appointment and subject to the provision of section 3 of this Bill.
- (3) The Executive Secretary shall, subject to the general direction of the Board, be responsible:
 - (a) for the day to day administration of the Agency;
 - (b) for keeping the books and proper records of the Proceedings of the Board; and
 - (c) for:
 - (i) the administration of the Secretariat of the Board;
 - (ii) the general direction and control of all employees of the Agency.
- (4) The Board shall have power to:
 - (a) employ either directly or on Secondment from any Civil or Public Service in the Federation or a State such number of employees as may in the opinion of the Board, be required to assist the Board in the discharge of any of its functions under this Bill; and
 - (b) pay to persons so employed such remuneration (including allowances) as the Board may determine (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Service in the Agency to be Pensionable.

- (1) Service in the Agency shall be approved service for the purposes of the Pension Reform Act.
- (2) The officers and other persons employed in the Agency shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades as appropriate.

- (3) Nothing in sub-section (1) and (2) of this section shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office.
- (4) For the purposes of the application of the provisions of the Pensions Act, any power exercisable thereunder by the Minister or other authority of the Government of the Federation, other than the power to make regulations under section 27 thereof is vested in and shall be exercisable by the Agency, and not by any other person or authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

PART V — FINANCIAL PROVISIONS

Clause 13: Fund of the Agency.

- (1) The Agency shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Agency;
- (2) There shall be paid and credited to the fund pursuant to sub-section (1) of this section:
 - (a) from the Federal Government, the Monthly Statutory allocations due to the Agency from the Federation account;
 - (b) 30 percent of monies due to Coastal States from the Ecological Fund;
 - (c) such monies as may from time to time, be granted or lent or deposited with the Agency by the Federal or a State Government, any other body or institution whether local or foreign;
 - (d) 2.5% of the annual statutory allocation from the Federation account due to each state that shares Coastland with the Ocean.
 - (e) all monies raised for the purposes of the Agency by way of gifts, loan, grants-in-aid, testamentary disposition or otherwise; and
 - (f) proceeds from all other assets that may from time to time, accrue to the Agency;
- (3) The fund shall be managed in accordance with the rules made by the Board, and without prejudice to the generality of the power to make rules under this sub-section, the rules shall in particular contain provisions:
 - (a) specifying the manner in which the assets or the fund of the Agency are to be held, and regulating the making of payment into and out of the fund; and
 - (b) requiring the keeping of proper accounts and records for the purpose of the fund in such form as may be specified in the rules (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Expenditure.

The Agency shall apply the proceeds of the fund established pursuant to section 13 of this Bill to:

- (a) the cost of administration of the Agency;
- (b) the payment of salaries, fees, remuneration, allowances, pensions and gratuities payable to the members of the Board specified in section 5 of this Bill or any Committee of the Board and the employees of the Agency;
- (c) the payment for all contracts, including mobilization, fluctuations, variations, legal fees and cost on contract administration;
- (d) the payment for all purchases; and
- (e) undertaking such other activities as are connected with all or any of the functions of the Agency under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: Gift to the Agency.

- (1) The Agency may accept gifts of land, money, or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift.
- (2) The Agency shall not accept any gift of the conditions attached by the person or organization making the gift are inconsistent with the functions of the Agency under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Power to borrow money.

The Agency may, with the consent of the President, borrow, on such terms and conditions as the Agency may determine, such sums of money as the Agency may require in the exercise of its functions under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Annual Estimates and Expenditure.

- (1) The Board shall, not later than 30th September in each year, submit to the National Assembly through the President estimates of the expenditure and income of the Agency during the next succeeding year for approval.
- (2) The Board shall cause to be kept proper accounts of the Agency in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than 6 months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Quarterly report.

The Agency shall, at the end of every quarter in each year, submit to the President report on the activities and administration of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Annual report.

- (1) The Board shall prepare and submit to the President a report in such form as the President may direct on the activities of the Agency during the immediately preceding year, and shall include in the report a copy of the audited accounts of the Agency for that year and the auditor's report thereon.
- (2) The President shall, upon receipt of the report referred to in sub-section (1) of this section, cause a copy of the report and the audited accounts of the Agency and the auditor's report thereon to be submitted to each House of the National Assembly (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART VI — MISCELLANEOUS**Clause 20: Establishment of Monitoring Committee.**

- (1) There is established for the Agency a Monitoring Committee which shall consist of such number of persons as the President may deem fit to appoint from the Public or Civil Service of the Federation.
- (2) The Monitoring Committee shall:
 - (a) monitor the management of the funds of the Agency and the implementation of the projects of the Agency; and
 - (b) have access to the books of accounts and other records of the Agency at all times, and submit periodical reports to the President (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: (1) For the purposes of providing offices and premises necessary for the performance of its functions under this Bill, the Agency may, subject to the Land Use Act —

- (a) purchase or take on lease any interest in land or other property; and
 - (b) construct offices and premises and equip and maintain same;
- (2) The Agency may, subject to the Land Use Act, sell or lease out any office or premises held by it, which office or premises is no longer required for the performance of its functions under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Directives by the President.

Subject to the provisions of this Bill, the President may give to the Agency directives of a general nature or relating generally to matters of policy with regard to the performance by the Agency of its functions and it shall be the duty of the Agency to comply with the directives (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Limitation of suits against the Agency, etc.

- (1) Subject to the provisions of this Bill, the provisions of the Public Protection Act shall apply in relation to any suit instituted against any officer or employee of the Agency;
- (2) Notwithstanding anything contained in other law or enactment, no suit shall lie against any member of the Board, the Executive Secretary or any other officer or employee of the Agency for any act done in pursuance or execution of this Bill or any other law or enactment, or of any public duty or authority or in respect of any alleged neglect or default in the execution of this Bill or such law or enactment, duty or authority, shall lie or be instituted in any court unless:
 - (a) it is commenced within three months next after the act, neglect or default complained of; or
 - (b) in the case of a continuation of damage or injury, within six months next after the ceasing thereof (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Service of documents.

A notice, summons or other document required or authorized to be served upon the Agency under the provisions of this Bill or any other law or enactment may be served by delivering it to the Executive Secretary or by sending it by registered post and addressed to the Executive Secretary at the Principal Office of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: Restriction on execution against property of the Agency.

- (1) In any action or suit against the Agency, no execution or attachment of process in the nature thereof shall be issued against the Agency;
- (2) Any sum of money which may by the judgment of any court be awarded against the Agency shall, subject to any direction given by court where notice of appeal of the said judgment has been given, be paid from the general reserve fund of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26: Indemnity of Officers.

A member of the board, the Executive Director, any officer or employee of the Agency shall be indemnified out of the assets of the Agency against any proceeding, whether civil or criminal, in which judgment is given in his favour or in which he

is acquitted, if any such proceeding is brought against him in his capacity as a member of the Board, the Executive Secretary, Officer or employee of the Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Clause 27: Regulations.

The Agency may, with the approval of the President, make regulations generally for the purposes of giving full effect of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Clause 28: Interpretation.

In this Bill:

"Agency" means the Nigeria Shoreline Development and Protection Agency (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Agency" be as defined in the interpretation to this Bill — Agreed to.

"Board" means the governing Board established for the Agency under section 2 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Board" be as defined in the interpretation to this Bill — Agreed to.

"Coastal States" include, Akwa-Ibom State, Bayelsa State, Cross River State, Delta State, Edo State, Ondo State, Ogun State, Lagos State and Rivers State (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Coastal States" be as defined in the interpretation to this Bill — Agreed to.

"Member" means a member of the Board and includes the Chairman and the Executive Secretary (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Member" be as defined in the interpretation to this Bill — Agreed to.

"President" means the President and Commander-in-Chief of the Federal Republic of Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "President" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 28 stands part of the Bill — Agreed to.

Clause 29: Citation.

This Bill may be cited as the Nigeria Shoreline Development and Protection Agency (Establishment) Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 29 stands part of the Bill — Agreed to.

SCHEDULE

Section 2(5)

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

Proceedings of the Board:

1.
 - (1) Subject to this Bill and section 27 of the Interpretation Act, the Board may make Standing Orders regulating its proceedings or those of any its Committees.
 - (2) The Quorum of the Board shall be the Chairman or the person presiding at the meeting, the Executive Secretary or one third of members of the Board.
 - (3) The Quorum of any Committee of the Agency shall be as determined by the Board.
2.
 - (1) The Board shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice given to him by not less than 4 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.
 - (2) At any meeting of the Board, the Chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their numbers to preside at the meeting.
3.
 - (1) The Board may appoint one or more Committees to carry out on behalf of the Board such functions as the Board may determine.
 - (2) A Committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the Committee in accordance with the terms of his appointment.
 - (3) A decision of a Committee of the Board shall be of no effect until it is confirmed by the Board.
4.
 - (1) The fixing of the Seal of the Agency shall be authenticated by the signatures of the Chairman or any other member of the Board generally or specifically authorized by the Board to the act for that purpose and the Executive Secretary;
 - (2) A document purporting to be a document duly execute under the Seal of the Agency shall be received in evidence and shall, unless and until the contrary is proved be presumed to be so executed.
5. The validity of any proceedings of the Board or of a Committee shall not be adversely affected by:
 - (a) a vacancy in the membership of the Board or a Committee;
 - (b) a defect in the appointment of a member of the Board or Committee; or
 - (c) reason that a person not entitled to do so took part In the proceedings of the Board or Committee (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Schedule stand part of the Bill — Agreed to.

Explanatory Note:

This Bill seeks to establish the Nigeria Shoreline Development and Protection Agency as a body corporate to tackle the challenges of ocean waves by building barriers to protect communities within coastal shores in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency Charged with Responsibility for Management and Administration of Sea Waves on the Nation's Coastland; and for Related Matters (HB. 1508) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency charged with Responsibility for the Management and Administration of Sea Waves on the Nation's Coastline; and for Related Matters (HB. 1508) and approved Clauses 1 - 29, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (viii) ***A Bill for an Act to Establish the South-East Development Commission to Serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and lost Business of Victims of the Civil War and Address any Other Environmental or Developmental Challenges; and for Related Matters (HB. 1626) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the South-East Development Commission to Serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and lost Business of Victims of the Civil War and Address any Other Environmental or Developmental Challenges; and for Related Matters (HB.1626)” (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE SOUTH EAST DEVELOPMENT
COMMISSION TO SERVE AS A CATALYST TO DEVELOP THE COMMERCIAL
POTENTIALS OF THE SOUTH EAST, RECEIVE AND MANAGE FUNDS FROM
ALLOCATION OF THE FEDERATION FOR THE REHABILITATION, RECONSTRUCTION
AND REPARATION FOR HOUSES AND LOST BUSINESSES OF VICTIMS OF
THE CIVIL WAR, AND ADDRESS ANY OTHER ENVIRONMENTAL OR
DEVELOPMENTAL CHALLENGES; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT, ETC. THE SOUTH EAST DEVELOPMENT COMMISSION

Clause 1: Establishment of the South East Development Commission.

- (1) There is established a Commission to be known as the South East Development Commission (in this Bill referred to as "the Commission").
- (2) The Commission —
 - (a) shall be a body corporate with perpetual succession and a common seal;
 - (b) may sue and be sued in its corporate name.
- (3) The Commission shall have its head Office in Enugu, Enugu State and shall establish Offices in each member State of the Commission.
- (4) The President may subject to the approval of the National Assembly wind-up the Commission after 10 years (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Establishment of Governing Board of the Commission.

- (1) There is established for the Commission a Governing Board (in this Bill referred to as "the Board"), which shall consist of —
 - (a) the Chairman;
 - (b) one person who shall be an indigene to represent each of the following member States, that is —
 - (i) Abia,
 - (ii) Anambra,
 - (iii) Ebonyi,
 - (iv) Enugu, and
 - (v) Imo.
 - (c) a member from each geo-political zone would be represented at the Board;
 - (d) one person not below the rank of a Director to represent —
 - (i) the Federal Ministry of Finance,

- (ii) the Federal Ministry of Justice,
 - (iii) the Ministry responsible for budget and National Planning;
- (e) the Managing Director of the Commission; and
- (f) two Executive Directors who are to be appointed from member States not being represented by the Chairman and the Managing Director of the Commission and shall be designated as:
 - (i) Executive Director, Administration and Finance; and
 - (ii) Executive Director, Operations.
- (2) At no time should any Member State within the South East Zone, have two (2) members on the Board.
- (3) The Chairman and other members of the Board shall —
 - (a) be appointed by the President, Commander-in-Chief of the Armed Forces, subject to the confirmation of the Senate;
 - (b) be persons of proven integrity and ability.
- (4) The members of the Board referred to in paragraph (a), (b) and (c) of subsection (1) of this section shall be part-time members.
- (5) The supplementary provision set out in the schedule to this Bill shall have effect with respect to the proceedings of the Board and the other matters contained therein (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Tenure of office.

- (1) Subject to the provisions of section 4 of this Bill, a member of the Board, other than an *ex-officio* member, shall hold office for a term of 4 years at the first instance and may be reappointed for a further term of 4 years and no more.
- (2) The members of the Board shall be paid such remunerations and allowances as the Federal Government may, from time to time, determine for the chairman and members of statutory Board generally.
- (3) A member of the Board other than *ex-officio* members, may resign his appointment by notice, in writing under his hand addressed to the President Commander-in-Chief of the Armed Forces (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 4: Rotation of Office of Chairman of the Commission.

The office of the Chairman of the Commission shall rotate among the member States of the Commission in the following alphabetical order —

- (a) Abia;

- (b) Anambra;
- (c) Ebonyi;
- (d) Enugu; and
- (e) Imo (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Cessation of Membership of the Board.

- (1) Notwithstanding the provisions of section 3 of this Bill, a person shall cease to hold office as a member of the Board if —
 - (a) he becomes bankrupt, suspends payment or compounds with his creditors; or
 - (b) he is convicted of a felony or any offence involving dishonesty or fraud;
 - (c) he becomes of unsound mind, or incapable of carrying out his duties; or
 - (d) he is guilty of a serious misconduct in relation to his duties; or
 - (e) in the case of a person possessed of professional qualification, he is disqualified or suspended, other than at his own request, from practicing his profession in any part of the world by an order of a competent authority made in respect of that member; or
 - (f) he resigns his appointment by a letter addressed to the President, Commander-in-Chief of the Armed Forces.
- (3) Where a vacancy occurs in the membership of the Board, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor, so however, that the successor shall represent the same interest and shall be appointed by the President, Commander-in-Chief of Armed Forces subject to the confirmation of the Senate (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Allowances of Members.

There shall be paid to every member of the Board such allowances and expenses as Federal Government may, from time to time, direct (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

PART II — FUNCTIONS AND POWERS OF THE COMMISSION, ETC.

Clause 7: Functions and Powers of the Commission.

- (1) The Commission shall —

- (a) formulate policies and guidelines for the development of the South East;
 - (b) conceive, plan and implement, in accordance with set rules and regulations, projects and programmes for the sustainable development of the South East in the field of roads, education, health facilities, employment, industrialization, agriculture, housing and urban development, water supply, electricity and commerce;
 - (c) prepare master plans and schemes designed to promote the physical development of the South East and the estimate of the cost of implementing such master plans and schemes;
 - (d) implement all the measures approved for the development of the South East by the Federal Government and the member States of the Commission;
 - (e) identify factors inhibiting the development of the South East and assist the member states in the formulation and implementation of policies to ensure sound and efficient management of the resources of the South East;
 - (f) conceive, conceptualize, plan and implement, in accordance with set rules and regulations, projects and programmes for the sustainable development of the South-East zone by receiving and management of funds from the Federation account and donor funds for the rehabilitation and reconstruction reparation for houses and lost businesses of victims of the civil war, ecological and soil erosion problems and other related environmental or developmental challenges.
 - (g) cause the South-East zone to be surveyed in order to ascertain measures which are necessary to promote its physical and socio-economic development.
 - (h) assess and report on any project being funded or carried out in the South-East Zone for the purpose of rehabilitation and reconstruction of roads, reparation of houses and lost businesses of victims of the Civil War by the Federal Government and ensure that the funds released for such projects are properly utilized.
 - (i) tackle ecological and environmental problems that arise from the soil erosion problems and other related environmental challenges in the South-East and advice the Federal Government and the member states on the prevention and control of the erosion and environmental challenge.
 - (j) carry out such other functions as the President may, from time to time, direct.
- (2) In exercising its functions and powers under this section, the Commission shall have regard to the varied and specific contributions of each member state of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Powers of the Board.

The Board shall have power to —

- (a) manage and supervise affairs of the Commission;
- (b) make rules and regulations for carrying out the functions of the Commission;
- (c) enter and inspect premises, projects and such places as may be necessary for the purposes of carrying out its functions under this Bill;
- (d) pay the staff of the Commission such remuneration and allowances as appropriate;
- (e) enter into such contracts as may be necessary or expedient for the discharge of its functions and ensure the efficient performance of the functions of the Commission;
- (f) do such other things as are necessary and expedient for the efficient performances of the functions of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

PART III — STRUCTURE OF THE COMMISSION**Clause 9: Establishment of Departments.**

- (1) There shall be established in the Head Office of the Commission, the following Departments-
 - (a) Department of Administration, Human Resources and Man Power Development;
 - (b) Department of Utilities and Infrastructural Development;
 - (c) Department of Finance and Supplies;
 - (d) Department of Planning, Research, Statistics and Management Information System;
- (2) There shall exist in the Commission, a Project Monitoring and Supervision Unit, which shall be under the supervision of the Managing Director.
- (3) The Board may increase the number of Departments as it may deem expedient to facilitate the effective performance of the functions of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Establishment of the Management Committee.

There shall be for the Commission, a Management Committee, which shall —

- (a) consist of the Managing Director, the Executive Directors, the Directors responsible for the Departments under section 9 of this Bill and such number of other members as may be determined from time to time;

- (b) be responsible to the Board and the Managing Director for the general administration of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Clause 11: Establishment of the South East Development Commission Advisory Committee.

- (1) There is established for the Commission, a South East Development Advisory Committee (in this Bill referred to as "the Advisory Committee"), which shall consist of —
 - (a) the Governors of the member states of the Commission; and
 - (b) two other persons as may be appointed, from time to time, by the President, Commander-in-Chief of the Armed Forces.
- (2) The Advisory Committee shall be charged with the responsibility of advising the Board on the activities of the Commission.
- (3) The Advisory Committee may make rules regulating its own proceedings (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Commission Secretary/Legal Adviser.

- (1) The Board shall appoint a Secretary to the Commission who shall also act as its Legal Adviser.
- (2) The Secretary to the Commission must be a legal practitioner of not less than ten (10) years post call to Bar experience and must possess the requisite experience to hold such an office.
- (3) The Secretary shall —
 - (a) keep proper records and books of the Commission;
 - (b) record proceedings of the Board and its Committees;
 - (c) be responsible for the administration of the Secretariat;
 - (d) issue notices of meetings of the Board and its Committees; and
 - (e) be responsible to the Managing Director and the Board.
- (4) The Secretary shall hold office on such terms and conditions as may be specified by the Board (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

PART IV — STAFF OF THE COMMISSION

Clause 13: Appointment of the Managing Director and Other Staff of the Commission.

- (1) There shall be for the Commission, a Managing Director who shall —

- (a) have such qualification and experience as are appropriate for a person required to perform functions of that office under this Bill;
 - (b) be the Chief Executive and Accounting Officer of the Commission;
 - (c) be appointed by the President of the Federal Republic of Nigeria and confirmed by the Senate;
 - (d) hold office on such terms and conditions as to emoluments, conditions of service as may be specified in his letter of appointment.
- (2) The Managing Director shall, subject to the general direction of the Board, be responsible —
 - (a) for the day to day administration of the Commission;
 - (b) the general direction and control of all other employees of the Commission.
- (3) The Board shall have to —
 - (a) employ either directly or on secondment from any civil or public service, in the Federation or a State such number of employees as may, in the opinion of the Board, be required to assist the Board in the discharge of any of its functions under this Bill; and
 - (b) pay to persons so employed such remuneration (including allowances) as the Board may determine) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Service in the Commission to be pensionable.

- (1) Service in the Commission shall be approved service for the purposes of the Pension Act.
- (2) The officers and other persons employed in the Commission shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades as appropriate.
- (3) Nothing in subsections (1) and (2) of this section shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office.
- (4) For the purposes of the application of the provisions of the Pensions Act, any power exercisable thereunder by the Minister or other authority of the Government of the Federation, other than the power to make regulations under section 23 thereof, is hereby vested in and shall be exercisable by the Commission, and not by any other person or authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

PART V — FINANCIAL PROVISIONS

Clause 15: Fund of the Commission.

- (1) The Commission shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Commission.
- (2) There shall be paid and credited to the fund established pursuant to subsection (1) of this section—
 - (a) from the Federal Government, the equivalent of 10 percent of the total monthly statutory allocations due to the member States of the Commission from the Federation Account; this being the contribution of the Federal Government to the Commission;
 - (b) 1% from the Ecological Fund of the Federation shall be allocated to the Commission;
 - (c) such monies as may from time to time, be granted or lent to or deposited with the Commission by the Federal or a State Government, any other body or institution whether local or foreign;
 - (d) all moneys raised for the purposes of the Commission by way of gifts, loan, grants-in-aid, testamentary disposition or otherwise; and
 - (e) proceeds from all other assets that may, from time to time, accrue to the Commission.
- (3) The Fund shall be managed in accordance with the rules made by the Board, and without prejudice to the generality of the power to make rules under this subsection, the rules shall in particular contain provisions —
 - (a) specifying the manner in which the assets or the fund of the Commission are to be held, and regulating the making of payments into and out of the fund; and
 - (b) requiring the keeping of proper accounts and records for the purpose of the fund in such form as may be specified in the rules (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Expenditure of the Commission.

The Commission shall apply the proceeds of the fund established pursuant to section 15 of this Bill to —

- (a) the cost of administration of the Commission;
- (b) the payment of salaries, fees, remuneration, allowances, pensions and gratuities payable to the members of the Board specified in section 6 of this Bill or any Committee of the Board and the employees of the Commission;
- (c) the payment for all contracts, including mobilization, fluctuations, variations, legal fees and cost on contract administration;
- (d) the payment for all purchases; and

- (e) such other activities as are connected with all or any of the functions of the Commission under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Gifts to the Commission.

- (1) The Commission may accept gifts of land, money or other property on such terms and conditions; it may be specified by the person or organisation making the gift.
- (2) The Commission shall not accept any gift if the conditions attached by the person or organisation making the gift are inconsistent with the functions of the Commission under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Power to borrow money.

The Commission may, with the consent of the President, Commander-in-Chief of the Armed Forces, borrow, on such terms and conditions as the Commission may require in the exercise of its functions under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Annual Estimates and Expenditure.

- (1) The Board shall, not later than 30th September in each year, submit to the President, Commander-in-Chief of the Armed Forces an estimate of the expenditure and income of the Commission during the next succeeding year.
- (2) The Board shall cause to be kept proper accounts of the Commission in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than 6 months after the end of each year by auditors appointed from the list in accordance with the guidelines supplied by the Auditor-General for the Federation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Clause 20: Quarterly Report.

The Commission shall, at the end of every quarter in each year, submit to the President, Commander-in-Chief of the Armed Forces a report on the activities and administration of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Annual Report.

- (1) The Board shall prepare and submit to the President, Commander-in-Chief of the Armed Forces, not later than 30th June in each year, a report in such form as the President, Commander-in-Chief of the Armed Forces, may direct on the activities of the Commission during the immediately preceding year, and shall include in the report a copy of the audited accounts of the Commission for that year and the auditor's report thereon.

- (2) The President, Commander-in-Chief of the Armed Forces shall, upon receipt of the report referred to in subsection (1) of this section, cause a copy of the report and the audited accounts of the Commission and the auditor's report thereon to be submitted to each House of the National Assembly (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

PART VI — MISCELLANEOUS PROVISIONS

Clause 22: Office and Premise of the Commission, Cap. 202, LFN.

- (1) For the purposes of providing offices and premises necessary for the performance of its functions under this Bill, the Commission may, subject to the Land Use Act —
 - (a) purchase or take on lease any interest on land, or other property; and
 - (b) construct offices and premises and equip and maintain same.
- (2) The Commission may, subject to the Land Use Act, sell or lease out any office or premises held by it, which office or premises is no longer required for the performance of its functions under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Directives by the President, Commander-in-Chief of the Armed Forces.

Subject to the provisions of this Bill, the President, Commander-in-Chief of the Armed Forces may give to the Commission, directives of a general nature or relating generally to matters of policy with regard to the performance by the Commission of its functions and it shall be the duty of the Commission to comply with the directives (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Limitation of suits against Commission. Cap. 379 LFN.

- (1) Subject to the provisions of this Bill, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against any officer or employee of the Commission.
- (2) Notwithstanding anything contained in any other law or enactment, no suit shall lie against any member of the Board, the Managing Director or any other officer or employee of the Commission for any act done in pursuance or execution of this Bill or any other law or enactment, or of any alleged neglect or default in the execution of this Bill or such law or enactment, duty or authority, shall lie or be instituted in any Court unless —
 - (a) it is commenced within three months after the act, neglect or default complained of; or
 - (b) in the case of a continuation of damage or injury, within six months after the leasing thereof (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: Service of Documents.

A notice, summons or other document required or authorised to be served upon the Commission under the provisions of this Bill or any other law or enactment may be served by delivering it to the Managing Director or by sending it by registered post and addressed to the Managing Director at the principal office of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26: Restriction on Execution against Property of the Commission.

- (1) In any action or suit against the Commission, no execution or attachment of process thereof can be issued against the Commission, unless not less than three months notice has been given to the Commission.
- (2) Any sum of money, which may by the judgment of any Court, has been awarded against the Commission shall, subject to any direction given by the Court where no notice of appeal against the said judgment has been given, be paid from the fund of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Clause 27: Indemnity of Officers.

A member of the Board, the Managing Director, any officer or employee of the Commission shall be indemnified out of the assets of the Commission against any proceeding, whether civil or criminal, in which judgment is given in his favour or in which he is acquitted, if any such proceeding is brought against him in his capacity as a member of the Board, the Managing Director, officers or employee of the Commission (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Clause 28: Regulations.

The Commission may, with the approval of the President, Commander-in-Chief of the Armed Forces, make regulations, generally for the purposes of giving full effect to this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

Clause 29: Interpretations.

In this Bill, unless the context otherwise requires —

"Chairman" means the Chairman of the Board (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Chairman" be as defined in the interpretation to this Bill — Agreed to.

"Commission" means the South East Development Commission, established by section 1 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Commission" be as defined in the interpretation to this Bill — Agreed to.

"Board" means the Governing Board established for the Commission under section 2 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Board" be as defined in the interpretation to this Bill — Agreed to.

"Member" means a member of the Board and includes the Chairman, Managing Director and Executive Directors (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Member" be as defined in the interpretation to this Bill — Agreed to.

"Member States" include Abia, Anambra, Ebonyi, Enugu, and Imo States; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Member States" be as defined in the interpretation to this Bill — Agreed to.

"President" means the President and Commander-in-Chief of the Forces of the Federal Republic of Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "President" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 29 stands part of the Bill — Agreed to.

Clause 30: Citation.

This Bill may be cited as the South East Development Commission (Establishment, etc.) Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 30 stands part of the Bill — Agreed to.

SCHEDULE

section 2(5)

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

Proceedings of the Board

1. (1) Subject to this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any of its Committees.
- (2) At any meeting of the Board, the Chairman shall preside but in his absence the members present at the meeting shall appoint one of them to preside.
- (3) The Board shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice given to him by not less than 4 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.

2. (1) The Board may appoint one or more Committees to carry out, on behalf of the Board such functions as the Board may determine.
- (2) A Committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the Committee in accordance with the terms of his appointment.
- (3) A decision of a Committee of the Board shall be of no effect until it is confirmed by the Board.

Miscellaneous

3. (1) The fixing of the seal of the Commission shall be authenticated by the signatures of the Chairman or any other member of the Board specifically authorised by the Board to act for that purpose and the Secretary to the Board.
- (2) A document purporting to be a document duly executed under the seal of the Commission shall be received in evidence and shall, unless and until the contrary is proved, be presumed to be so executed.
- (3) The Board shall meet a minimum of four (4) times a year. At least one meeting in each quarter.
- (4) The validity of any proceedings of the Board or of a Committee shall not be adversely affected by-
 - (a) a vacancy in the membership of the Board or Committee; or
 - (b) a defect in the appointment of a member of the Board or Committee; or
 - (c) reason that a person not entitled to do so took part in the proceedings of the Board or Committee (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the South East Development Commission to be charged with the responsibility of managing and administering for effectiveness, the sums received from the allocation of the Federation account for reinvigorating the commercial potentials of the South East and for the overall economic development of the South East (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the South East Development Commission to Serve as A Catalyst to Develop the Commercial Potentials of the South East, Receive and Manage Funds From Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and Lost Businesses of Victims of the Civil War, and Address Any Other Environmental or Developmental Challenges; and for Related Matters (HB. 1626) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the South-East Development Commission to Serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and lost Business of Victims of the Civil War and Address any Other Environmental or Developmental Challenges; and for Related Matters (HB.1626) and approved Clauses 1 - 30, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(ix) A Bill for an Act to Establish the Federal University of Agriculture, Sabon Gida, Langtang to make Comprehensive Provisions for its due Management and Administration; and for Related Matters (HB. 1356) (Committee of the Whole):

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Federal University of Agriculture, Sabon Gida, Langtang to make Comprehensive Provisions for its due Management and Administration; and for Related Matters (HB. 1356)”(Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE, SABON GIDA, LANGTANG TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR RELATED MATTERS (HB. 1356)

PART I — ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL UNIVERSITY OF AGRICULTURE, SABON GIDA, LANGTANG

Clause 1: Establishment and Objects of the Federal University of Agriculture Langtang.

- (1) There is establish the Federal University of Agriculture Langtang (in this Bill referred to as "the University").
- (2) The University:
 - (a) shall be a body corporate with perpetual succession and a common seal; and
 - (b) may sue or be sued in its corporate name (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Objects of the University.

The Objects of the University shall be to:

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring tertiary education in Agriculture;
- (b) to develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate research and higher degrees with emphasis on Agricultural research, planning, adaptive, technical, maintenance, developmental and productive skills in the engineering, scientific, and allied professional disciplines with the aim of producing socially mature men and women with capability not only to understand, use and adapt existing technologies in the Agriculture, but also to improve on them and develop new ones;
- (c) to act as agents and catalysts, through post-graduate training, research and innovation for the effective and economic utilization, exploitation and conservation of the country's Agriculture resources;
- (d) to offer to the general population particularly in the area Agriculture as a form of public service, the results of training and research and to foster the practical applications of these results;
- (e) to establish appropriate relationships with other national institutions involved in training, research and development of technologies in the Agriculture sector;
- (f) to identify the problems and needs of the Agriculture sector in Nigeria and to find solutions to them within the context of overall national development;
- (g) to provide and promote sound basic scientific training as a foundation for the development of Agriculture in Nigeria, taking into account indigenous cultures and the need to enhance national unity;
- (h) to encourage and promote scholarship and conduct research in restricted fields of learning; and human endeavor;
- (i) to relate its activities to the technological, social, cultural and economic needs of the people of Nigeria; and
- (j) to undertake any other activities appropriate for an Agriculture university of the highest standard (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Constitution of the University and its Constituents Bodies, etc.

- (1) The University shall consist of:
 - (a) a Chancellor;
 - (b) a Pro-Chancellor and a Council;
 - (c) a Vice Chancellor and a Senate;
 - (d) a Deputy Vice-Chancellor;
 - (e) a body to be called Congregation;

- (f) a body to be called Convocation;
 - (g) the Campuses and Colleges of the University;
 - (h) the Faculties, Schools, Institutes and other teaching and research units of the University;
 - (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subsection;
 - (j) all graduates and undergraduates; and
 - (k) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely:
- (a) the Council;
 - (b) the Senate;
 - (c) the Congregation; and
 - (d) the Convocation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Powers of the University.

- (1) For the carrying out of its objects as specified in Section 2 of this Bill, the University shall have power to:
- (a) establish such Campuses, Colleges, Faculties, Institutes, Schools, Extra-mural Departments and other teaching and research units within the University as may from time to time seem necessary or desirable, subject to the approval of the National Universities Commission;
 - (b) institute professorships, readerships and associate professorships, lectureships and other posts and offices and to make appointments thereto;
 - (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - (d) provide for the residence, discipline and welfare of members of the University;

- (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
 - (f) award honorary degrees, fellowships or academic titles;
 - (g) demand and receive from any student or any other person attending the University for the purpose of instruction such fees as the University may from time to time determine, subject to the overall directives of the appropriate authority;
 - (h) subject to section 22 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
 - (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;
 - (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
 - (k) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;
 - (l) hold public lectures and undertake printing, publishing and book selling;
 - (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys for the time being uninvested with any bank on deposit or current account;
 - (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
 - (o) make gifts for any charitable purpose;
 - (p) do anything which it is authorized or required by this Bill or by any other Statute to do; and
 - (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Bill, the powers conferred on the

University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Functions of the Chancellor and Pro-Chancellor.

- (1) The Chancellor shall in relation to the University, take precedence before all other members of the University, and when he is present shall preside at all meetings of convocation held for conferring degrees.
- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and except for the Vice Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall when he is present, be the Chairman at all meetings of the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Establishment and Composition of Council.

- (1) There shall be a Council for the University consisting of:
 - (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellor;
 - (d) one person from the Ministry responsible for Education;
 - (e) four persons representing a variety of interest and broadly representative of the whole Federation;
 - (f) four persons appointed by the Senate from among its members;
 - (g) two persons appointed by the congregation from among its members; and
 - (h) one persons appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Functions of the Council and its Finance and General Purpose.

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council shall be the Governing Body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.

- (2) There shall be a committee of the Council to be known as the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by Statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the Statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- (6) Rules made under subsection (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and where any rule so made by the Committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the direction of the Council shall prevail.
- (7) There shall be paid to the members of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by extant government circulars.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill, and shall meet at least four times every year.
- (9) If required in writing by any five members of the Council the Chairman shall within 28 days after the receipt of such request call a meeting of the Council:

PROVIDED that if after 28 days of the receipt or delivering to him of such request, the chairman fails or neglects to call a meeting, the Registrar shall within 14 days thereof cause a meeting of the Council to be convened for that purpose. The request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Functions of the Senate.

- (1) Subject to section 5 of this Bill and subsections (3) and (4) of this section and to the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the:

- (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
 - (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;
 - (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
 - (e) establishment, organization and control of halls of residence and similar institutions in the University;
 - (f) supervision of the welfare of students in the University and the regulation of the conduct;
 - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determination of what description of dress shall be academic dress for the purpose of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4) (a) Subject to this Bill and the Statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Bill or by Statute.
- (b) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.
- (5) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonorable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Functions of the Vice-Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Bill, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Bill, the Vice-Chancellor shall have general function, in addition to any other functions conferred on him by this Bill or otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the Chief Executive and Academic Officer of the University and *Ex-officio* Chairman of the Senate (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

PART II — TRANSFER OF PROPERTY

Clause 10: Transfer of Property to the University.

- (1) All property held by or on behalf of the Provisional Council shall, by virtue of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to the transfer of property by this section and to matters arising there from and with respect to other matters mentioned in that Schedule (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — STATUTES OF THE UNIVERSITY

Clause 11: Power of the University to make Statutes.

- (1) Subject to this Bill, the University may make Statutes for any of the following purposes:
 - (a) making provision with respect to the composition and constitution of any authority of the University;
 - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
 - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
 - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill.

- (2) Subject to section 25 (6) of this Bill, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Act.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.
- (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Mode of exercising the power to make Statutes.

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed Statute shall not have the force of law until it has been approved at a meeting of the:
 - (a) Senate, by the votes of not less than two thirds of the members present and voting; and
 - (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2) of this section by both bodies in no particular order.
- (4) A Statute which:
 - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
 - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established; shall not come into operation unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) of this section or in the case of a Statute falling within subsection (4) of this section, on the date on which it is approved by the President (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Proof of Statute.

A Statute may be proved in any Court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice-Chancellor or the Registrar to the effect that the copy is a true copy of a Statute of that University (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Power to decide the meaning of Statute.

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a Statute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he deems fit.
- (2) The decision of the Visitor on any matter referred to him under this section shall be binding upon the authorities, staff and students of that University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under this section, no question as to the meaning of that provision shall be entertained by any other authority in Nigeria:

Provided that nothing in this subsection shall affect the power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution.

- (3) The foregoing provisions of this section shall apply in relation to any doubt or dispute as to whether any matter is, for the purposes of this Bill, academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subsection (1) of this section, and accordingly the reference in subsection (2) of this section to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or non-academic matter (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

PART IV — SUPERVISION AND DISCIPLINE**Clause 15: The Visitor.**

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It shall be the duty of the bodies and persons comprising the University to:
 - (a) make available to the Visitor, and to any other persons conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and

- (b) give effect to any instructions consistent with the provisions of this Bill which may be given by the Visitor in consequence of the visitation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Removal of certain Members of the Council.

- (1) If it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect through the Minister to the Federal Executive Council and if the Federal Executive Council after making such enquiries (if any) as may be considered necessary, approves the recommendation it may direct the removal of the member from office.
- (2) It shall be the duty of the Minister to use his best endeavors to cause a copy of the instrument embodying a direction under subsection (1) of this section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Removal and discipline of Academic, Administrative and Professional Staff.

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall:
 - (a) give notice of those reasons to the person in question;
 - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
 - (c) take a decision to terminate or not to terminate the appointment.
- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for:
 - (a) a Joint Committee of the Council and the Senate to review the matter and to report on it to the Council;
 - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating Committee with respect to the matter; and
 - (c) if the Council after considering the report of the investigating Committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest

of the University, suspend such member and any such suspension shall immediately be reported to the Council.

- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means:
 - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
 - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; or
 - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to:
 - (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
 - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person.
- (7) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavors to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.

- (8) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Removal of Examiners.

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Bill, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.
- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Discipline of Students.

- (1) Subject to the provisions of this section, where after due process it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the:
- (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
- (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified; or
- (c) student be rusticated for such period as may be specified in the direction;
- (2) Where a direction is given under subsection (1) paragraphs (a) to (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.
- (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.

- (4) The fact that an appeal from a direction is brought pursuant to subsection (3) of this section shall not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary Board consisting of such members of the University as he may nominate.
- (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.
- (7) A direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS AND GENERAL PROVISIONS

Clause 20: Exclusion or Discrimination on Account of Race, Religion, etc.

- (1) No person shall be required to satisfy requirements as to any of the following matters, that is to say, race (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a:
 - (a) student in the University;
 - (b) holder of any degree, appointment or employment in the University; or
 - (c) member of anybody established by virtue of this Bill.
- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1) of this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Transfer of land to the University.

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the University (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Restriction on disposal of land by University.

Without prejudice to the provisions of the Land Use Act, the University shall not dispose of or charge any land or an interest in any land (including any land transferred to the University by this Bill) except with the prior written consent, either general or special, of the Visitor:

PROVIDED that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Quorum and Procedure of Bodies Established by this Bill.

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Appointment of Committees, etc.

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a Committee established by it to:
 - (a) exercise on its behalf, such of its functions as it may determine; and
 - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that Committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of Committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a Committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the Committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every Committee of which the members are wholly or partly appointed by the Council, (other than a Committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every Committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling:
 - (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or

- (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: Miscellaneous Administrative Provisions.

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor and the affixing of the seal shall:
- (a) in the case of certificates issued by the University, be authenticated by the Vice- Chancellor and the Registrar; and
- (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorized by Statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council without seal.
- (4) The validity of the proceedings of anybody established pursuant to this Bill shall not be affected by any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
- (5) Nothing in section 12 of the Interpretation Act (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to Statutes or Regulations made pursuant to this Bill.
- (6) The power conferred by this Bill on anybody to make Statute or Regulations shall include power to revoke or vary any:
- (a) Statute (including the Statute contained in the Third Schedule to this Bill; or
- (b) regulation by a subsequent Statute or Regulation as the case may be:

PROVIDED that the Statutes and Regulations may have different provisions in relation to different circumstances.

- (7) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.
- (8) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26: Interpretation.

(1) In this Bill:

"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject- matter (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the words "appropriate authority" be as defined in the interpretation to this Bill — Agreed to.

"campus" means any campus which may be established by the University (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "campus" be as defined in the interpretation to this Bill — Agreed to.

"college" means any college which may be established by the University (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "college" be as defined in the interpretation to this Bill — Agreed to.

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "graduate" be as defined in the interpretation to this Bill — Agreed to.

"gross misconduct" means any act of misconduct and improper behavior that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Bill (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the words "gross misconduct" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for education (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "misconduct" be as defined in the interpretation to this Bill — Agreed to.

"notice" means notice in writing (Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency).

Question that the meaning of the word "notice" be as defined in the interpretation to this Bill — Agreed to.

"officer" does not include the Visitor (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "officer" be as defined in the interpretation to this Bill — Agreed to.

"prescribed" means prescribed by Statute or Regulation made under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "prescribed" be as defined in the interpretation to this Bill — Agreed to.

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by Statute or by Regulations (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "professor" be as defined in the interpretation to this Bill — Agreed to.

"property" includes rights, liabilities and obligations (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "property" be as defined in the interpretation to this Bill — Agreed to.

"the provisional Council" means the provisional Council appointed for the University by the President with effect from September 2016 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "the provisional Council" be as defined in the interpretation to this Bill — Agreed to.

"regulations" means regulations made by the Senate or Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "regulations" be as defined in the interpretation to this Bill — Agreed to.

"Senate" means the Senate of the University established by the Act (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Senate" be as defined in the interpretation to this Bill — Agreed to.

"Statute" means a Statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Statute" be as defined in the interpretation to this Bill — Agreed to.

"the Statutes" means all such Statutes as are in force from time to time (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "the Statutes" be as defined in the interpretation to this Bill — Agreed to.

"teacher" means a person holding a full time appointment as a member of the teaching or research staff of the University (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "teacher" be as defined in the interpretation to this Bill — Agreed to.

"President" means the President of the Federal Republic of Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "President" be as defined in the interpretation to this Bill — Agreed to.

"Constitution" means the Constitution of the Federal Republic of Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Constitution" be as defined in the interpretation to this Bill — Agreed to.

"undergraduate" means a person in statu pupilarum the University, other than:

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "undergraduate" be as defined in the interpretation to this Bill — Agreed to.

"the University" the Federal University of Agriculture Langtang incorporated and constituted by this Bill; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "the University" be as defined in the interpretation to this Bill — Agreed to.

"the Act" means the Federal University of Agriculture Langtang Act (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "the Act" be as defined in the interpretation to this Bill — Agreed to.

- (2) Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 3 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

1. The Chancellor shall be appointed by and hold office at the pleasure of the President.

The Pro-Chancellor

2. (1) The Pro-Chancellor shall be appointed or removed from office by the President.
(2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years from the date of his appointment.

The Vice-Chancellor

3. The procedure for the appointment and removal of the Vice-Chancellor shall be in accordance with the provision of the University (Miscellaneous Provisions) Act 1993 as amended.

Deputy Vice-Chancellor

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of the University.
(2) The procedure for the appointment and removal of the Deputy Vice Chancellor shall be in accordance with the provisions of the Universities (Miscellaneous Provisions) Act 1993 as amended.
(3) A Deputy Vice-Chancellor shall:
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
 - (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.

Office of the Registrar, Bursar and University Librarian

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.
(2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.

- (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
- 6. (1) There shall be for the University, the following Principal Officers in addition to the Registrar, that is:
 - (a) the Bursar; and
 - (b) the University Librarian.
- (2) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice- Chancellor for the day-to-day administration and control of the financial affairs of the University.
- (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (4) The Bursar and the University Librarian:
 - (a) shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Other Officers of the University

- 7. There shall be for the University, a Director of Works, who shall be responsible to the Vice Chancellor for the administration of the Works Department. He shall be responsible for all works, services and maintenance of University facilities.
- 8. There shall be for the University, a Director of Health Services, who shall be responsible to the Vice Chancellor for the administration of the Health Centre. He shall be the Chief Medical Officer of the University and shall coordinate all matters relating to the health of all staff and students.

Resignation and Re-Appointment

- 9. (1) Any officer mentioned in the foregoing provisions of this schedule may resign his office in:
 - (a) the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
 - (b) the case of the Vice-Chancellor by notice to the Council which shall immediately notify the Minister; and
- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 10 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY; FUNCTIONS, ETC.

Transfer of Property to the University

1. Without prejudice to the generality of Section 10 (1) of this Bill:
 - (a) the reference in the subsection to property held by the provisional Council and the University shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional Council and the University; and
 - (b) all outstanding debts and liabilities of the provisional Council shall become debts and liabilities of the University established by this Bill.
2.
 - (1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University established by this Bill had been a party to it in place of the provisional Council.
 - (2) Documents not falling within sub-paragraph (1) above, including enactments, which refer whether specially or generally to the provisional Council shall be construed in accordance with that subparagraph so far as applicable.
 - (3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the University established by this Bill.

Registration of Transfers

3.
 - (1) If the law in force at the place where any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
 - (2) It shall be the duty of the body to which any property is transferred by this Bill to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.
4.
 - (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
 - (2) The persons who were members of the provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Bill must have been duly constituted.
 - (3) The first meetings of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.

- (4) The persons who were members of the Senate immediately before the coming into force of this Bill shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule of this Bill must have been duly constituted.
 - (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the faculties, faculty boards and students of the University immediately before the coming into force of this Bill shall on that day become faculties, faculty boards and students of the University as established by this Bill.
 - (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Bill.
5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
 6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice- Chancellor (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

THIRD SCHEDULE

Section 11 (3)

FEDERAL UNIVERSITY OF AGRICULTURE LANGTANG STATUTE NO. 1

Articles:

1. The Council.
2. Finance and General Purpose Committee
3. The Senate.
4. The Congregation.
5. Convocation.
6. Organization of Faculties and the Branches thereof.
7. Faculty Board.
8. The Dean of the Faculty.
9. Selection of Certain Principal and other key officers.
10. Creation of Academic Post.
11. Appointment of Academic Staff.
12. Appointment of Administrative and Technical Staff.

The Council

1. (1) Any member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill may, by notice to the Council resign his office.
- (2) A member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.

- (3) Where a member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.
- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member pursuant to Section 6 (d) and (e) of this Bill.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and subject to section 5 of this Bill and the provisions of this paragraph the Council may regulate its own procedure.
- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Bill shall have a four-year tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.
- (9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

The Finance and General Purpose Committee

2. (1) The Finance and General Purpose Committee of the Council shall consist of:
 - (a) the Pro-Chancellor, who shall be the Chairman of the committee at any meeting at which he is present;
 - (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
 - (c) six other members of the Council appointed by the Council two of whom shall be selected from among the four members of the Council appointed by the Senate and one of whom shall be selected from among members of the Council appointed by the congregation; and
 - (d) the Permanent Secretary, Federal Ministry of Education or, in his absence, such member of his Ministry as he may designate to represent him.
- (2) The quorum of the Committee shall be six.
- (3) Subject to any directions given by the Council, the committee may regulate its own procedure.

The Senate

3. (1) There shall be a Senate for the University consisting of:

- (a) the Vice-Chancellor;
 - (b) the Deputy Vice-Chancellor;
 - (c) all Professors of the University;
 - (d) all Deans, Provosts and Directors of Academic units of the University;
 - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
 - (f) the University Librarian; and
 - (g) academic members of the congregation who are not Professors as specified in the Laws of the University.
- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to paragraph (2) above the Senate may regulate its own procedure.
- (4) If so requested in writing by any ten members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.

Congregation

4. (1) Congregation shall consist of:
- (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
 - (b) the full time members of the academic staff;
 - (c) the Registrar;
 - (d) the Bursar; and
 - (e) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying:
- (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or

- (b) the names of the persons who are members of Congregation during a particular period; shall be conclusive evidence of that number or as the case may be of the names of those persons.
- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as may be provided by Statute or Regulations.

Convocation

- 5. (1) Convocation shall consist of:
 - (a) the Officers of the University mentioned in Schedule 1 to this Bill;
 - (b) all teachers within the meaning of this Bill; and
 - (c) all other persons whose names are registered in accordance with paragraph (2) below.
- (2) A person shall be entitled to have his name registered as a member of convocation if he:
 - (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
 - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and, subject to paragraph (3) below, may provide for the payment from time to time of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph (1) (a) or (b) of this paragraph are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of convocation shall be fifty or one-third (or the whole number nearest to one-third) of the total number of members of convocation whichever is less.

- (8) Subject to section 5 of this Bill, the Chancellor shall be chairman at all meetings of convocation when he is present, and in his absence the Vice Chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute.

Organization of Faculties and Branches thereof

- 6. Each Faculty shall be divided into such number of branches as may be prescribed.
- 7. (1) There shall Be established in respect of each Faculty, a Faculty Board, which, subject to the provisions of this Bill, and subject to the directions of the Vice-Chancellor, shall:
 - (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
 - (b) deal with other matters assigned to it by Statute, by the Vice-Chancellor or by the Senate; and
 - (c) advice the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consist of:
 - (a) the Vice-Chancellor;
 - (b) the persons severally in charge of the branches of the faculty;
 - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
 - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the members of the Board for the time being whichever is greater.
- (4) Subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate it own procedure.

The Dean of the Faculty

- 8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years. He will be eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.

- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and it shall be the function of the Dean to present to the convocation for the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the Committee by the Senate.
- (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
- (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Bill.

Selection of Certain Principal and other key Officers

9. (1) When a vacancy occurs in the Office of the Registrar, Bursar, the University Librarian, Director of Works or Director of Health Services, a Selection Board shall be constituted by the Council and shall consist of:
 - (i) the Pro-Chancellor;
 - (ii) the Vice-chancellor;
 - (iii) two members appointed by the Council, not being members of Senate; and
 - (iv) two members appointed by the Senate not being members of Council.
- (2) The Selection Board, after making such inquiries as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Board the Council may make an appointment to that office.
- (3) A person appointed to the office of Director of Works or Director of Health Services shall hold office for such period and on such terms and conditions as may be specified in his letter of appointment.

Creation of Academic Post

10. Recommendation for the creation of posts other than those mentioned in paragraph 9 of this Schedule shall be made by the Senate to the Council through the Finance and General Purposes Committee.

Appointment of Academic Staff

11. Subject to this Bill and the Statutes derived from it, the filling of vacancies in academic posts (including newly created ones) shall be as prescribed from time to time by Statutes.

Appointment of Administrative and Technical Staff

12. (1) The administrative and technical staff of the University, other than those mentioned in paragraph 9 of this schedule shall be appointed by the Council on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.
- (2) In the case of administrative or technical staff that has close and important contacts with the academic staff, there shall be Senate participation in the process of selection (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Third Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the Federal University of Agriculture Langtang to make comprehensive provisions for its due Management and Administration (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish Federal University of Agriculture, Sabon Gida, Langtang to Make Comprehensive Provisions for its Due Management and Administration and for Related Matters (HB. 1356)(*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to the Establish Federal University of Agriculture, Sabon Gida, Langtang to make Comprehensive Provisions for its due Management and Administration; and for Related Matters (HB. 1356) and approved Clauses 1 - 26, the Schedules, Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (x) ***Report of the Conference Committee on National Tobacco Control Regulations, 2019:***
Motion made and Question proposed, “That the House do consider the Report of the Conference Committee on the National Tobacco Control Regulations, 2019 and approve the recommendations therein” (Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Regulation 6: Prescribed Health Warnings.

- (2) The health warnings shall constitute 50% of the principal display surfaces, provided that within 4 years of coming into effect of this regulation, the health warning shall constitute 60% of the principal display surfaces (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Regulation 16: Prescribed Price List.

- (1) A tobacco product price list may be allowed at any point of sale pursuant to section 12 (4) (a) of the Act.
- (2) A tobacco product price list under sub-regulation of this regulation shall —
- (a) not be larger than an A3 paper; and
- (b) include the prices of the tobacco products available for sale at the location, by brand and package quantity and health warnings or messages prescribed by the Minister.
- (3) The text of the information in sub-regulation 3 (b) of this regulation, shall be in black Times New Roman font not larger than 11-pint size, on a solid white or beige background.
- (4) A price list shall —
- (a) not contain any other text, images, symbols, colours, signs, or other contents, including any trademarks or brand imaging, in whole or part, of any tobacco product;
- (b) conform to the layout of the template provided in the Fourth Schedule to these Regulations; and
- (c) be kept behind the counter, at the cash register or any other place designated by the owner or manager and shall be accessible to customers only upon request (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

PART VII — ISSUANCE OF LICENSES**Regulation 21: Licensing.**

- (2) Where an application is approved, the applicant shall pay the following prescribed fee before issuance of license —
- (a) ₦10m (Ten Million Naira) to manufacture and ₦10m (Ten Million Naira) to import tobacco or tobacco product (product license); and
- (b) two Million Naira for Distributors License (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Regulation 24: Duration of license.

The Licenses issued under this regulation shall have validity periods as indicated below:

- (i) Manufacturers License — Four Calendar Years;
- (ii) Importers license — one year
- (iii) Distributors license — one year (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.



Proposed to take effect 18 months after approval by the National Assembly and to be in circulation for 24 months (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

FIFTH SCHEDULE**C. CLASS OF LICENSE**

11. License is required for: (tick only one as applicable):

- ☐ Importer
- ☐ Manufacturer
- ☐ Distributor (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Conference Committee on the National Tobacco Control Regulations, 2019 and adopted the Report of the Conference Committee.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xi) **Committee on Healthcare Services:**

Motion made and Question proposed, “That the House do consider the Report of the Committee on Healthcare Services on a Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria (ICCON) Act, Cap. I.112 Laws of the Federation of Nigeria, 2004 to provide for the Role of the Chemists, the Regulation of Practicing Fees by members of the Institute; and for Related Matters(HB.1249) and approve the recommendations therein”(Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE INSTITUTE OF CHARTERED CHEMISTS OF NIGERIA ACT, CAP. I12, LAWS OF THE FEDERATION OF NIGERIA, 2004, TO PROVIDE FOR THE ESTABLISHMENT OF CHEMISTS COUNCIL OF NIGERIA, ROLE OF THE CHEMISTS, THE REGULATION OF PRACTISING FEES BY MEMBERS OF THE COUNCIL; AND FOR OTHER RELATED MATTERS (HB. 1249)

Committee Recommendation:

Clause 1: Amendment the Institute of Chartered Chemists of Nigeria, LFN, 2004.

The Institute of Chartered Chemists of Nigeria Act, Cap. I12, and Laws of Federation of Nigeria, 2004, (herein after called "the principal Act" is amended as set out in this Bill (Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 2: Amendment of Section (1).

Section 1 of the Principal Act is amended by substituting for the existing section 1 (1), new provisions thus:

- “(1) There is established a body to be known as the Chemists Council of Nigeria (in this Bill referred to as "the Council).
- (2) The Council shall be a body Corporate with perpetual succession and a common seal which shall be kept in such custody as the Council, may, from time to time authorize.
- (3) The Council may sue and be sued in its Corporate name and may, hold, acquire and dispose of any property, movable or immovable.

Functions of the Institute.

- (4) The Council shall be charged with the general duty of:

- (a) determining who is a chemist for the purposes of this Bill;
- (b) determining what standards of knowledge and skill are to be attained by persons seeking to become registered as Chemists and raising those standards from time to time as circumstances may permit;

- (c) securing in accordance with the provisions of this Bill, the establishment and maintenance of a Register of Fellows, Members, Corporate Members and Honorary Fellows, Honorary members, graduate members of the Council and the publication from time to time of the lists of those persons;
- (d) reviewing and preparing from time to time, a code of conduct which the Council may consider desirable for the practice of the chemistry profession;
- (e) regulating and training personnel in industries and institution that make use of chemicals, chemical product or chemical processes capable of affecting the environment or consumers' health;
- (f) regulating and training personnel involved in the analysis, formulation and synthesis of any form of chemical and chemical products in all its ramifications;
- (g) regulating and training personnel involved in the handling, sale, marketing, stocking, distribution, importation, advertisement, management, disposal in any manner, any form of chemical and chemical products other than drugs, in all its aspects and ramifications;
- (h) assessing, evaluating and registering graduates of chemistry in Nigeria;
- (i) assessing, evaluating and registering foreign graduates of chemistry who wish to practice in Nigeria;
- (j) inspecting, regulating and accrediting chemistry departments together with principal stakeholders (NUC,NBTE) within Polytechnics and Universities in Nigeria;
- (k) inspecting, regulating and accrediting chemical laboratories together with key stakeholders in Nigeria; and
- (l) performing through the Council established by Section 2 of this Bill such other functions as may be conferred on it by this Bill”
(Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 3: Amendment of Section 2.

Section 2 of the Principal Act is amended by substituting for the new existing section 2 (1) and (2), new provisions as follows:

- “2.
- (1) There is established for the Council a Governing Board (in this Bill referred to as "the Council") which shall be charged with responsibility of policy formulation, "which shall be the governing body of the council and shall be charged with general control and superintendent of the policy finance and property of the council.
 - (2) The Board shall consist of the following members, that is —

- (a) the President of the Council, who shall be the Chairman;
- (b) the Vice-President of the Council, who shall be the Vice-Chairman;
- (c) a representative of the Ministry of Health who shall be a registered chemist;
- (d) six (6) members of the Institute to be elected by the Council reflecting the six geopolitical zones at the Annual General Meeting (AGM);
- (f) immediate Past President of the Council who shall be entitled to serve on the Board for a maximum period of three years from the expiration of his term of office as President of the Council;
- (g) the National President of the Chemical Society of Nigeria (CSN);
- (h) a representative of the chemical group Manufacturers' Association of Nigeria (MAN) who shall be a registered chemist;
- (i) a representative of the Nigerian armed forces, who shall be a registered chemist to be appointed by the Chief of Defence Staff;
- (j) a representative of the Nigeria Customs Service who shall be a registered chemist to be appointed by the Comptroller-General of Customs; and
- (k) the Registrar of the Council who shall also be the Secretary to the Council” (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 4: Amendment of Section 3.

Section 3 of the Principal Act is amended by substituting for the existing section 3(1), new provisions as follows:

- “3. (1) There shall be for the Council a President and a Vice-President who shall be fellows of the Council, to be elected by the Board from elected members of council and hold office each for a term of three years from the date of inauguration” (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 5: Amendment of Section 4.

Section 4 of the principal Act is amended by substituting for the existing section 4 (1)-(4), new provisions as follows:

- “4. (1) Subject to the provisions of this Bill, persons admitted to the Institute shall be registered as Chemists in the category of:
- (i) Fellows;
 - (ii) Members;
 - (iii) Corporate Members;
 - (iv) Honorary Fellows;
 - (v) Honorary members;
 - (vi) Graduate members;
- (b) be registered as Chemists or such other classification of Chemists as the Institute may, from time to time, determine.
- (2) A person accorded status as a Chemist by the Board established by this Bill shall be entitled to the use of that name and be registered as —
- (a) a Member if —
 - (i) he holds a certificate of the examination conducted by the Council or has any other qualification approved by the Board;
 - (ii) he satisfies the provisions of section 8 of this Bill; and
 - (iii) he is otherwise considered by the Board to be a fit person to be registered.
 - (b) a Fellow if —
 - (i) he has been registered as a Member of the Council;
 - (ii) he has satisfied the conditions stipulated by the Board for the award of fellowship; and
 - (iii) he is otherwise considered by the Board to be a fit person to be registered;
 - (c) a Corporate member - a corporate body shall be a corporate member if in the opinion of the Board, the corporate body has interests in chemistry and chemical technology among other criteria.
- (3) An honorary fellow of the Council shall be a person admitted as such by a resolution of the Council.
- (4) Where a person is enrolled or registered by the council, he shall be entitled to the use of such letters after his name as may be authorized by the Board according to whether he is a Fellow, Member, Corporate Member and Honorary Member and when so enrolled or

registered, he shall receive a certificate in such form as the Board may, from time to time, approve” (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 6: Amendment of Section 6.

- (1) Section 6 of the principal Act is Amended by substituting for the existing section 6 (1), new provisions as follows:

“6. (1) It shall be the duty of the Board to appoint —

- (a) a fit and proper person who shall be a member of the Council to be the Registrar; and Chief Executive Officer for the purposes of this Bill; and
- (b) such other persons as the Council may, from time to time, think it necessary.

- (ii) section 6 of the Principal Act is amended by substituting for the existing section 6 (2), new provisions as follows:

“(2) It shall be the duty of the Registrar to prepare and maintain, in accordance with rules made by the Board:

- (a) a register of names, addresses and approved qualifications and of such other particulars, as may be specified in the rules, of all persons who are entitled in accordance with the provisions of this Bill to be registered as members of the profession in the category of Fellows, Members, Corporate Members, and Honorary Fellows, Honorary members, graduate members who, in the manner prescribed by such rules, apply to be so registered;
- (b) a register of the Premises where members of the profession engage in their professional practices including the handling, analysis, sale, formulation, manufacturing, distribution, mixing, and storage of chemicals and chemical products.”

- (iii) section 6 of the principal Act is amended by substituting for the existing section 6 (3), new provisions as follows:

“(3) The register shall consist of five parts of which the first part shall be in respect of members, the second part shall be in respect of fellows, the third shall be in respect of corporate members, the fourth shall be in respect of honorary fellows, and the fifth part in respect of premises.”

- (4) Subject to the following provision of this section, the Council may make rules with respect to the form and keeping of the register and making of entries therein and in particular —

- (a) regulating the making of applications for registration , and providing for the evidence to be produced in support of applications;
 - (b) providing for the notification to the Registrar, by the person to whom any registered particulars relate, of any change in those particulars;
 - (c) authorizing a registered person to have any qualification which is in relation to chemists, either an approved qualification for the purpose of this Bill, registered in relation to his name in addition to or, as he may elect, in substitution for any other qualifications so registered;
 - (d) specifying the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the register, and authorizing the Registrar to refuse to enter a name on the register until any fee specified for the entry has been paid.
 - (e) specifying anything failing to be specified under the foregoing provisions of this section.
- (5) Any rules made for the purposes of paragraph (d) of subsection (4) of this section shall not come into force until they are confirmed at a special meeting of the Institute convened for the purpose or at the next Annual General Meeting, as the case may be.
- (6)
 - (c) to record the names of members of the Institute who are in default for more than six months in the payment of Practicing fees, and take such action in relation thereto (including removal of the names of defaulters from register) as the Council may direct or require.
- (v) Section 6 of the principal Act is amended by substituting section 6 (7) paragraph (a), new provisions as follows:
 - "(7)
 - (a) sends by posts to any registered person a registered letter or electronic transmission addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within six months from the date of posting; and"
 - (b) upon the expiration of that period sends in the like manner to the person in question a second similar letter and receives no reply to that letter within three months from the date of posting it, the Registrar may remove the particulars relating to the person in question from the register:

Provided that the Council may, for any reason which seems to it sufficient, direct the Registrar to restore to the appropriate part of the register any particulars removed therefrom under this subsection (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 7: Amendment of Section 9.

Section 9 of the Principal Act is amended by substituting for the existing section 9 (1)-(4), new provisions as follows:

- “9. (1) The Board may accredit any institution for that purpose of this Bill, and may for that purpose approve —
- (a) any course of training in chemistry at an accredited institution which is intended for persons who are already chemists and which the Council considers is designed to confer on persons undergoing it sufficient knowledge and skill as a chemist;
 - (b) any qualification which, as result of examination taken in conjunction with a course of training in chemistry approved by the Board under this section, is granted to candidates attaining a standard at the examination indicating in the opinion of the Board that the candidates have sufficient knowledge and skill for practice as a chemist;
 - (c) any institution in Nigeria which the Board considers properly organized and equipped for conducting the whole or any part of a course of training approved by the Council under this section.
- (2) The Board may, if it thinks fit, withdraw any approval or accreditation given under this section in respect of any course, qualification or institution but before withdrawing such approval or accreditation, the Board shall —
- (a) give notice that it proposes to do so to all parties to be affected by the action;
 - (b) afford the parties an opportunity of making representations to the Board with regards to the proposal; and
 - (c) take into consideration any representations made in respect of the proposal pursuant to paragraph (b) of this subsection.
- (3) In respect any period during which the approval or accreditation of the Board under this section, for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section; but the withdrawal of such an approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval or accreditation, was registered or eligible for registration immediately the approval or accreditation was withdrawn.
- (4) The giving or withdrawal of an approval or accreditation under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval or accreditation, as the Board may specify in the instrument and the Board shall —

- (a) as soon as may be, publish a copy of every such instrument in the Gazette; and
- (b) not later than seven days before its publication, send a copy of the instrument to the Minister of Health" (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 8: Amendment of Section 11.

Section 11 of the Principal Act is amended by substituting for the existing Section 11(2), new provision as follows:

- "11.** (2) The Tribunal shall consist of the Chairman of the Council and six other members of the Councils appointed by the Council" (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 9: Amendment of Section 13.

Section 13 of the Principal Act is amended by substituting for the existing "13 (1) and (2), new provisions as follows:

- "13.** (1) No person shall practice as a chemist in any year unless he has paid to the Council in respect of that year, the appropriate practicing fee which shall be determined by the Board and the appropriate practicing fee shall be due every January of each year.
- (2) A registered chemist who has paid his practicing fee as prescribed in subsection (1) of this section shall be entitled to an annual practicing license authorizing him subject to any regulations in force to perform any of the acts listed in Section 14 subsection 1 of this Bill.
- (3) Any Chemist who in respect of any year without paying the practicing fee practices as such is guilty of an offence and is liable on conviction:
- (a) in the case of a first offence to a fine or twice the prescribed practicing fee; and
 - (b) in the case of second or subsequent offence to a fine of not less than ten times the prescribed practicing fee and if the chemist, is in the employment of any person, the employer is also guilty of an offence punishable in like manner as the chemist, if it is proved that the failure to pay the practicing fee was with his knowledge, consent and connivance" (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 10: Amendment of Section 10.**

Section 14 of the Principal Act is amended by substituting for the existing sections 14 (1) (a)-(c), 14(2), new provisions as well as introduce new subsection (3)-(5) as follows:

- “14.** (1) A person or corporate body shall be deemed to practice as a chemist if, in consideration of remuneration to be received, and whether by himself or in partnership with any person or corporate body, he —
- (i) engages in chemical processes capable of affecting the environment and consumers' health;
 - (ii) engages in the physico-chemical analysis of water, food, drugs, chemicals, cosmetics, medical devices and related products;
 - (iii) engages in chemical data analysis;
 - (iv) engages in the analysis, formulation and synthesis of any form of chemical and chemical products in all its ramifications;
 - (v) engages in the audit of chemicals;
 - (vi) engages in the classification of chemicals and their uses;
 - (vii) engages in the certification of imported and exported chemicals;
 - (viii) engages in the application for chemical import permit;
 - (ix) engages in the invention, research, marketing, stocking, distribution, exportation, importation, sale, advertising, management, disposal or handling in any manner, any form of chemical and chemical products other than drugs in all its aspects and ramifications;
 - (x) engages in the training or teaching in or about matters relating to chemistry in institutions of higher learning;
 - (xi) owns and operates chemical laboratory for commercial purposes;
 - (xii) renders professional service or assistance in or about matters of principles or detail relating to Chemists as contained in this section; and
 - (xiii) renders any other service which may by regulations made by the Council, with the approval of the Minister, be designated as service constituting practice as a Chemist.”
- (2) Subject to the provision of this Bill, no person not being a fully registered chemist under this Bill shall be entitled to hold any appointment in the Public Service of the Federation or state or any public or private establishment, body or institution, if the holding of

such appointment involves the performance by him in Nigeria, any of the acts listed in subsection (1) of this section or any act pertaining to the chemistry profession for gain or remuneration.

- (3) If any person who is not a member of the Institute practices as a chemist or engages in any of the acts listed in Section 14 (1) or uses any name, title, addition or description implying that he is in practice as a chemist, guilty of an offence.
- (4) A person guilty of an offence under subsection 3 of section 14 is liable —
 - (a) on summary conviction, to a fine of an amount not exceeding ₦150,000; or
 - (b) on conviction or indictment, to a fine of an amount not exceeding ₦500,000 or to imprisonment for a term not exceeding two years, or to both such fine and imprisonment.
- (5) Where an offence under this section has been committed by a body corporate and is proved to have been committed with the consent or connivance of or attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he, as well as the body corporate, shall be guilty of the offence and shall be liable to be proceeded against and punished accordingly”
(Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency).

Question that Clause 10 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 11: Amendment of Section 11.

- (2) The Council may also make rules —
 - (a) prescribing the amount and date for payment of the annual practicing fees and for such purposes, different amounts may be prescribed by the rules for Fellows, associate members, professional members, ordinary members, honorary fellows and members of the Institute;
 - (c) restricting the right to practice as a chemist in default of payment of the amount of the practicing fees where the default continues for longer than such period as may be prescribed by the rules (Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 12: Amendment of Section 12.

Section 19 of the principal Act is amended by deleting the phrase if, on or after the relevant date" in subsection 2, and substitute for the existing section 19 (3), new provisions as follows:

"A member shall not hold himself out as a Fellow or use any name, title, addition, or description implying that he is a Fellow unless he is entitled to do so —

- (i) by substituting in paragraphs (a)-(b) of section 19 the following subsection (5) —
 - (a) the amount ₦1000 with the amount ₦150,000;
 - (b) the amount ₦5000 with the amount ₦500,000 or any amount may be approved by the institute from time to time” (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 13: Amendment of Section 20.

Section 20 Of the Principal Act is amended —

- (i) by substituting the interpretation of the word "member" in 4 with the following:

"member" means a Fellow, Member, Corporate Member or Honorary Fellow of the Council"
- (ii) by adding a new interpretation of the word "Chemist" as follows:

"Chemist" means a person or corporate body duly registered under the provisions of this Bill to perform any of the acts listed in Section 14 (1) of this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 14: Short Title.

This Bill may be cited as the Chemists Council of Nigeria Act (Amendment) Bill, 2019 (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 15: Amendment of the First Schedule.

The First Schedule of the Principal Act is amended as follows —

- (i) by substituting the phrase "from the date of his appointment or election" in Paragraph 1 subparagraph 1 with the phrase "with the date of his inauguration"
- (ii) by deleting the existing provisions of Paragraph 1, sub-paragraph 5; and substitute instead new provisions as follows:

“A person who retires from or otherwise ceases to be an elected member of the Council shall be eligible again to become a member of the Council and any appointed member may be reappointed for a maximum period of two terms”.
- (iii) by substituting the date "30 April" in paragraph 5 sub-paragraph 1 with the date "30 November"

- (iv) by deleting the existing paragraph 5, sub-paragraph 3 and substitute instead a new paragraph 5 sub-paragraph 3 as follows:

"The quorum of any meeting of the Institute shall be a hundred members and that of any special meeting of the Institute shall be seventy members."

- (v) by deleting paragraph 6 sub-paragraph 4 (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to amend the Institute of Chartered Chemists of Nigeria Act, Cap. I12, Laws of the Federation of Nigeria, 2004 to provide for the establishment of the Chemist Council of Nigeria, the role of the chemist, to regulate the practicing fees of duly registered members of the Institute in Nigeria and for Related Matters (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria Act, Cap. I 12, Laws of the Federation of Nigeria, 2004, to Provide for the Establishment of Chemists Council of Nigeria, Role of the Chemists, the Regulation of Practising Fees by Members of the Council; and for Other Related Matters (HB. 1249) (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Healthcare Services on a Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria (ICCON) Act, Cap. I112, Laws of the Federation of Nigeria, 2004 to provide for the Role of the Chemists, the Regulation of Practicing Fees by members of the Institute; and for Related Matters (HB.1249) and approved Clauses 1 - 15, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xii) Committee on Healthcare Services:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Healthcare Services on a Bill for an Act to Repeal the Health Records Officers (Registration, etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health Information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters (HB.1250) and approve the recommendations therein" (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)*(Mr Speaker in the Chair)*

A BILL FOR AN ACT TO REPEAL THE HEALTH RECORDS OFFICERS (REGISTRATION, ETC.) ACT, CAP. H2, LAWS OF FEDERATION OF NIGERIA, 2004, AND RE-ENACT THE HEALTH INFORMATION PRACTITIONERS COUNCIL OF NIGERIA FOR EFFECTIVE AND EFFICIENT HEALTH INFORMATION MANAGEMENT, TO REGULATE THE TRAINING, PRACTICE AND MANAGEMENT OF HEALTH INFORMATION SYSTEM IN NIGERIA; AND FOR RELATED MATTERS (HB. 1250)

PART I — ESTABLISHMENT OF THE HEALTH RECORDS AND INFORMATION COUNCIL OF NIGERIA

Committee Recommendation:**Clause 1: Establishment of the Health Records and Information Council of Nigeria.**

- (1) There is established for health records and information management practitioners a body to be known as the Health Records and Information Council of Nigeria (in this Bill referred to as "the Council).
- (2) The Council shall be a body Corporate with perpetual succession and a common seal which shall be kept in such custody as the Council may, from time to time authorise.
- (3) The Council may sue and be sued in its corporate name and may, hold, acquire and dispose of any property, movable or immovable (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 2: Functions of the Council.**

The Functions of the Council shall include the following, that is —

- (a) determining what standards of knowledge and skill shall be attained by a person seeking to become a member of the profession or continuing in the practice of health records and information management and improving those standards from time to time as circumstances may permit.
- (b) securing in accordance with the Provisions of this Bill, the establishment and maintenance of a register of persons registered under this Bill as members of this profession and this publication from time to time of list of those persons:
- (c) conducting examinations for Registration, licensure, and practice in health records and information management and awarding certificates or diplomas to successful candidates as appropriate, and such purpose the Council shall prescribe fees to be paid in respect thereof;
- (d) determining the quality and standard of tools and equipment used in health records and information management, including information and communication technology infrastructure, gadgets, hardware and software and improving on such standards from time to time;

- (e) determining minimum standards and conducting accreditation and licensure of existing and new health facilities and reviewing such standards from time to time;
- (f) performing such other functions conferred on the Council by this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 3: Membership of the Council.

- (1) The Council shall comprise the following members, that is —
 - (a) a chairman;
 - (b) two health records officers to represent the health records Professional Association;
 - (c) six health records officers to represent the six geo-political zones in rotation;
 - (d) one person to represent the schools involved in training members of the Profession in rotation;
 - (e) one health records officer to represent the schools involved in training members of the Profession in rotation;
 - (f) one person to represent the Federal Ministry of Health;
 - (g) one person to represent public interest; and
 - (h) one person to represent the University Teaching Hospitals.
- (2) All appointments in this section shall be made by the president on the recommendation of the Minister.
- (3) The provisions of the first schedule to this Bill shall have effect with respect to the matters therein mentioned (First Schedule) (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 4: Fund of the Council.

- (1) The Council shall establish and maintain a fund into which shall be paid —
 - (a) all fees and other moneys payable to the Council in pursuance of this Bill; and
 - (b) such monies as may be payable to the Council whether in the course of the discharge of its functions or otherwise.
- (2) There shall be paid out of the fund of the Council —
 - (a) all expenditure incurred by the Council in the discharge of its functions under this Bill;

- (b) the remuneration and allowances of the Registrar and other staff of the Council; and
- (c) such reasonable travelling and subsistence allowances of members of the Board in respect of the time spent on the business of the Council as the Council may, with the approval of the Minister, determine (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 5: Annual estimates, accounts and audit.

- (1) It shall be the duty of the Council to prepare and submit to the Minister not later than the 31st day of August of the year in which this subsection comes into force (so however that the Minister may, if he considers it necessary, extend the period), and of each subsequent year, an estimate of its income and expenditure during the next succeeding year.
- (2) The Council shall keep proper accounts in respect of each year and proper records in relation to those accounts and shall cause its accounts to be audited within six months after the end of each year to which the accounts relate (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 6: Direction by the Minister.

The Minister may give to the Council directions of a general character or relating generally to a particular matter (but not to any individual person or case) with regard to the exercise by the Council of its functions under this Bill and it shall be the duty of the council to comply with the directions (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 7: Registrar and other employees of the Council.

- (1) The Council shall appoint a fit and proper person who is duly registered to be the registrar for the purposes of this Bill.
- (2) The Registrar shall, in addition to his other functions under this Bill, be the Secretary to the council and shall on the instructions of the chairman of the council or any committee of the council convene meetings of the council or of any committee of the council and shall keep minutes of the proceedings of all such meetings.
- (3) The Council may appoint such other persons to be employees of the council as the council may determine to assist the Registrar in the exercise of his functions under this Bill.
- (4) The council may, whenever the Registrar is absent or for any other reason unable to discharge the functions of his office, appoint an acting Registrar to discharge those functions.

- (5) The Registrar and other employees of the Council shall hold office on such conditions as the Council may, with the approval of the Minister, determine (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

PART II — REGISTRATION AND RELATED MATTERS

Committee Recommendation:

Clause 8: Preparation and maintenance of register.

- (1) It shall be the duty of the Registrar to prepare and maintain, in accordance with rules made by the Council under this section, a register of the names, addresses, approved qualifications and of such other particulars as may be specified, of all persons, who are entitled in accordance with provisions of this Bill to be registered as health records officers and who apply in the specified manner to be so registered.
- (2) Subject to the following provisions of this section, the Council shall make rules with respect to the form of keeping of the register and the making of entries therein, and in particular —
- (a) regulating the making of application for registration and providing for the evidence to be produced in support of such application;
 - (b) providing for the notification to the Registrar by the person to whom any registered particulars relate, of any change in those particulars;
 - (c) specifying the fees to be paid to the Council in respect of the entry of names on the register and authorising the Registrar to refuse to enter a name on the register until any fees specified for entry has been paid;
 - (d) authorising a registered person to have any qualification which is, in relation to his profession, whether an approved qualification or an accepted qualification under section 10 (2) of this Bill, registered in relation to his name in addition to or, as he may elect, in substitution for any other qualification so registered; and
 - (e) specifying any other matters so required under the foregoing provisions of this section, but rules made for the purposes of paragraph (c) of this subsection shall not come into force until they are confirmed by the Minister.
- (3) It shall be the duty of the Registrar —
- (a) to correct, with the directions of the Council, any entry in the register which the Council directs him to correct as being in the opinion of the Council an entry which was incorrectly made;
 - (b) to make from time to time any necessary alterations to the registered particulars of registered person;
 - (c) to remove from the register the name of any registered person who has died or has become insane or who has for any other reason ceased to be qualified to be a member of the profession.

- (4) If the Registrar —
- (a) sends by post to any registered person a registered letter addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to that letter within three months from the date of posting it; and
 - (b) upon the expiration of that period sends in like manner to the person in question a second letter and receives no reply to that letter within three months from the date of posting it, the Registrar may remove the particulars relating to the person from the register; but the Board may direct the Registrar to restore to the register any particulars removed therefrom under this subsection (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 9: Publication of register and lists of corrections.

- (1) It shall be the duty of the Registrar —
- (a) to cause the register to be printed, published and put on sale to members of the public not later than two years from the beginning of the year in which this Bill comes into force;
 - (b) in each year after that in which a register is first published under paragraph (a) of this subsection, to cause to be printed, published and put on sale as aforesaid either a corrected edition of the register or a list of alterations made to each register since it was last printed; and
 - (c) to cause a print of each edition of the register and of each list of corrections to be deposited at the principal office of the Council; and it shall be the duty of the Council to keep each register and lists so deposited open at all reasonable times for inspection by members of the public.
- (2) A document purporting to be a print of an edition of a register published under this section by authority of the Registrar in the current year or documents purported to be prints of an edition of a register so published in the current year, shall (without prejudice to any other mode of proof) be admissible in any proceedings as evidence that any person specified in the document, or the documents read together as being registered, is so registered and that any person not so specified is not so registered (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 10: Registration as health records officer.

- (1) Subject to section 27 of this Bill and to rules made under section 8 (2) thereof, a person shall be entitled to be registered under this Bill and being so registered to receive a registration certificate if —
- (a) he has attended a course of training approved by the Council under section of this Bill;

- (b) the course was conducted at an institution so approved, or partly at one of such institutions and partly at another;
 - (c) he holds at least one of the qualifications prescribed in the Third Schedule to this Bill for the purpose of registration on the register and has complied with the other requirements prescribed under section 8 (2) of this Bill; [Third Schedule]
 - (d) he holds a certificate of experience issued in pursuance of section 22 of this Bill;
 - (e) he is of good character; and
 - (f) he thereafter pays any prescribed fee.
- (2) Subject to section 27 of this Bill and to rules made under section 8 (2) of this Bill, a person shall also be entitled to be registered under this Bill and being so registered to receive a registration certificate, if he satisfies the Council —
- (a) that he holds a qualification granted outside Nigeria for the time being accepted by the Council for the purposes of this subsection as respects the profession;
 - (b) that in the country in which the qualification was granted, he was under no legal disability in the practice of the profession;
 - (c) he holds a certificate of experience issued in pursuance of section 20 of this Bill;
 - (d) that he is of good character;
 - (e) he thereafter pays any prescribed fee.
 - (f) has passed the prescribe Professional licensing examinations;
- (3) The Council shall from time to time publish in the Federal Gazette particulars of the qualifications for the time being accepted as aforesaid.
- (4) The qualifications specified in the Third Schedule to this Bill are those accepted for the time being by the Council as the minimum qualifications for the purpose of registration on the register maintained under section 7 of this Bill. [Third Schedule]
- (5) Subject as aforesaid, a person shall be entitled to be temporarily registered under this Bill in cases specified in section 10 of this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 11: Temporary registration.

- (1) Where a person satisfies the Council —

- (a) that he has been selected for employment for a specific period in a capacity in which a registered person under this Bill would normally be employed and that he is or intends to be in Nigeria temporarily for the purpose of serving for that period in the employment in question;
 - (b) that he holds or has passed examinations necessary for obtaining some qualifications granted outside Nigeria which is for the time being accepted by the Council for the purpose of this Bill as respects the capacity in which, if employed he is to serve; and
 - (c) he pays any fees prescribed for registration, the Council may, if it thinks fit, give a direction that he shall be temporarily registered.
- (2) The temporary registration of a person shall continue only while he is in such employment as is mentioned in subsection (1) (a) of this section and shall cease —
 - (a) on the termination of the period of employment specified to the council under that subsection; or
 - (b) on the termination of the said employment before the end of that period, whichever first occurs.
- (3) Nothing in subsection (2) of this section shall preclude the Council from giving a further direction under subsection (1) of this section in respect of a specific period, the commencement of which coincides with the termination of another such period.
- (4) A person who is temporarily registered shall, in relation to his employment mentioned under subsection (1) (a) of this section, and to things done or omitted to be done in the course of that employment, be deemed to be fully registered, but in respect of other matters he shall be treated as not so registered.
- (5) In case of doubt as to whether a person's employment has been terminated, the decision of the Council shall be conclusive for the purposes of subsection (2) of this section.
- (6) The Registrar, as directed, from time to time, by the Council, shall remove from the register the name of any person ceasing to be entitled to the benefit of this section (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 12: Certificate invalid if given by unregistered person.

A certificate required by any written law from any class of persons for whom a register is maintained under this Bill shall not be valid unless the person signing it is registered in accordance with this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 13: Appointment not to be held by unregistered person.**

- (1) Subject to the provisions of this Bill, no person, not being registered as a health records officer, shall be entitled to hold any appointment in the civil service of the Federation or of a State or in any public or private establishment, body or institution, if the holding of such appointment involves the performance by him in Nigeria of any act pertaining to the profession.
- (2) Nothing in this section or in any other provisions of this Part of this Bill shall prevent a person from holding any appointment referred to in subsection (1) of this section while he is undergoing training for the purpose of becoming qualified for registration under this Bill and the training is done under the supervision of persons who are registered in accordance with this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 14: Prohibition of falsely professing to be a registered person.**

Any person, not being registered on any register maintained under section 8 of this Bill, who holds himself out to be so registered or uses any name, title, description or symbol calculated to lead any person to infer that he is so registered or is a member of the profession, shall be guilty of an offence and liable on conviction for a first offence to a fine of not less than ₦100,000 nor more than ₦500,000 or to imprisonment for a term of six months or to both such fine and imprisonment, and on conviction for a second or any subsequent offence to imprisonment for a term of not less than one year nor more than three years (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 15: Titles and Abbreviations of Health Information Practitioners.**

Pursuant to Section 10 of the Act, it shall be unlawful for any person to practice or offer to practice health information management in the Country, or to use the title, sign, abbreviation, card or device indication authority to practice health information Management unless such person has been duly licensed and registered in accordance with the statutory provisions of this Bill:

- (a) Professional (Registered) Health Information Practitioner Title.
- (b) Any person who holds a license to practice as a professional health information practitioner in the Country, shall have right to use the title "registered health information practitioner " and the abbreviation " RHIP" (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 16: Recovery of fees.**

- (1) Subject to the provisions of this Bill, a registered health records officer shall be entitled to recover his fees for professional services by action in any court of competent jurisdiction.

- (2) No fees shall be recoverable by legal proceedings in respect of any act pertaining to the profession of a registered person when performed by a person who is prohibited from performing such act (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 17: Securing registration through fraudulent means.

- (1) If any person for the purpose of procuring the registration of any name, qualification or other matter —
- (a) makes a statement which he knows to be false in a material particular; or
 - (b) recklessly makes a statement which is false in a material particular, he shall be guilty of an offence.
- (2) If the Registrar or any other person employed by the Council wilfully makes any falsification in any matter relating to any register maintained under this Bill he shall be guilty of an offence.
- (3) A person guilty of an offence under this section shall be liable —
- (a) on conviction in a court of inferior jurisdiction, to a fine not exceeding ₦100,000;
 - (b) on conviction in a High Court, to a fine not exceeding ₦100,000 or to imprisonment for a term not exceeding two years, or to both such fine and imprisonment.
- (4) Where an offence under this Part of this Bill which has been committed by a body corporate is proved to have been committed with the connivance of or is attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he, as well as the body corporate shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 18: Burden of proof of registration.

In any criminal proceedings against any person upon a charge of having performed an act which constitutes an offence if performed by an unregistered person, the person charged shall be deemed to be unregistered, unless he proves the contrary (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

PART III — TRAINING

Committee Recommendation:**Clause 19: Approval of courses.**

- (1) Subject to subsection (2) of this section, the Council may approve for the purpose of section 7 of this Bill —
 - (a) any course of training which is intended for persons seeking to become members of the profession under this Bill and which the Council considers is designed to confer on persons completing the training sufficient knowledge and skill for the practice of the profession;
 - (b) any institution whether in Nigeria or elsewhere which the Council considers properly organised and equipped for conducting the whole or any part of the course of training approved by the Council under this section; and
 - (c) any qualification which, as a result of examinations taken in conjunction with the course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating that they have sufficient knowledge and skill to practise the profession to which the qualification relates.
- (2) The Council shall, from time to time, publish in the Federal Gazette a list of qualifications relating to the profession approved by it for the purposes of subsection (1) of this section.
- (3) The Council may, if it thinks fit, withdraw any approval given under this section in respect of any course, qualification or institution; but before withdrawing such approval the Board shall —
 - (a) give notice that it proposes to do so to persons in Nigeria appearing to the Council to be persons by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each such person an opportunity of making representations to the Council with regard to the proposal; and
 - (c) take into consideration any representations made as respects the proposal in pursuance of paragraph (b) of this subsection.
- (4) Any period during which approval of the Council under this section for a course, institution or qualification is withdrawn, the course or qualification shall not be treated as approved under this section; but the withdrawal of such an approval shall not prejudice the registration or eligibility for registration of any person who by virtue of the approval was registered immediately before the approval was withdrawn.
- (5) The giving or withdrawal of an approval under this section shall have effect from such date, after the execution of the instrument signifying the giving or withdrawal of the approval, as the Board may specify in that instrument and the Board shall —

- (a) cause to be published a copy of every such instrument in the Federal Gazette; and
- (b) not later than seven days before its publication as aforesaid, send a copy of the instrument to the Minister (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 20: Supervision of instruction and examinations leading to approved qualification.

- (1) The Council shall keep itself informed of the instruction given at approved institutions to persons attending approved course of training; and the examinations as a result of which approved qualifications are granted.
- (2) For the purpose of performing the duty specified in subsection (1) of this section, the Council may appoint either from among its own members or otherwise, persons to visit approved institutions or attend such examinations.
- (3) A person appointed under this section shall report to the Council on —
 - (a) the sufficiency of the instruction given to persons attending approved courses of training at the institution visited by him;
 - (b) the sufficiency of examinations attended by him; and
 - (c) any other matter relating to the institution or examinations on which the Council may, either generally or in a particular case, request him to report but no such person shall interfere with the giving of any instruction or the holding of any examination.
- (4) On receipt of a report in pursuance of this section, the Council shall as soon as may be send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates requesting that person to make representations to the Council within such time as may be specified in the request, not being more than one month beginning with the date of the request (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 21 Power of the Council to consider matters relating to training.

- (1) The Council may report to the Minister and seek his approval upon all matters relating to the professional and technical training and other qualifications required for admission to the profession under this Bill and the conditions of practice after registration.
- (2) The Minister may require the Council to advise him on any matter referred to in subsection (1) of this section.
- (3) Without prejudice to Section 21 (1) the Council shall, at least every five years from the date of the approval of a training programme under section, review the approval training programme, including the performance of graduates of the programme.

- (4) The Council shall withdraw the accreditation of a training programme, where it determines that:
 - (a) the training programme no longer meet the requirements of this Bill, or
 - (b) the graduates from the training institution have consistently failed to pass the professional licensing examinations.
- (5) Subject to aforesaid, the Council may invoke its statutory instrument and make regulations to provide for continuing professional development and training to be undertaken by health information practitioners. Notwithstanding the generality of Section 21 (1), the Council may make regulations to provide for —
 - (a) the nature and extent of continuing professional development and training to be undertaken by health information practitioners,
 - (b) the criteria for recognition by the Council of continuing professional development, training programmes and institutions for the purposes of this Bill;
 - (c) the minimum professional and technical training to be provided by a training institution to a health information practitioner who is to be registered in the profession, and
 - (d) the requisite infrastructure of training institutions, appropriate educational and training curricula, qualifications of the departments' personnel, suitable training equipment and necessary supporting staff (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 22: Certificate of experience.

- (1) A person who, after obtaining an approved qualification, satisfies the conditions mentioned in subsection (2) of this section shall be entitled to receive free of charge a certificate of experience in the prescribed form from the person in charge of the institution mentioned in that subsection.
- (2) The conditions which a person must satisfy under subsection (1) of this section are —
 - (a) he shall have served his time for the prescribed period in Nigeria with a view to obtaining a certificate of experience;
 - (b) he shall have acquired during his employment practical experience under the personal super-vision and guidance of one or more registered health records officers for such periods as may be prescribed; and
 - (c) the manner in which he carried out the duties of his employment and his conduct during the period of his employment shall have been satisfactory.

- (3) It shall be the duty of the employer being a registered health records officer supervising the work of persons employed with a view to obtaining a certificate of experience, to secure that the last mentioned person is afforded proper opportunities of acquiring the practical experience required for the purposes of paragraph (b) of subsection (2) of this section.
- (4) Where, after having served his time as mentioned in paragraph (a) of subsection (2) of this section, a person is refused a certificate of experience he shall be entitled —
 - (a) to receive from his employer particulars in writing of the grounds of the refusal; and
 - (b) to appeal from the refusal to a committee of the Council in accordance with rules made by the Council in that behalf (including rules as to the time within which appeals are to be brought), and on any such appeal the committee shall either dismiss the appeal or itself issue the certificate of experience in question or give such other directions in the matter as it considers just.
- (5) Regulations may provide for the issue of certificates of experience in respect of employment and institutions outside Nigeria (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

PART IV — PROFESSIONAL DISCIPLINE

Committee Recommendation:

Clause 23: Establishment of the Disciplinary Committee and Investigating Panel.

- (1) There shall be established a body to be known as the Health Records and Information Practitioners Disciplinary Committee (in this Bill referred to as "the Disciplinary Committee") which shall be charged with the duty of considering and determining any case referred to it by the panel established by the following provisions of this Bill.
- (2) The Disciplinary Committee shall consist of a chairman and six other members of the Council elected from members holding office by virtue of paragraphs (b), (c) and (d) of subsection (1) of section 2 of this Bill.
- (3) There shall be a body to be known as the Health Records Officers Investigating Panel (in this Bill referred to as "the Investigating Panel") which shall be charged with the duty of —
 - (a) conducting preliminary investigation into any case where it is alleged that a registered person has misbehaved in his capacity as such or should for any other reason be the subject of proceedings before the Disciplinary Committee; and
 - (b) deciding whether the case should be referred to the Disciplinary Committee.
- (4) The Investigating Panel shall be appointed by the Council and shall consist of five members of the Council.

- (5) The provisions of the Second Schedule to this Bill shall, so far as applicable to the Disciplinary Committee and the Investigating Panel respectively, have effect with respect to those bodies. [Second Schedule.] (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 24: Establishment of Health Records Department or Section Unit in Health Care Facilities.

- (1) Pursuant to the direction as contained in section 25 of the National Health Act, 2014 and for the protection of patients' health records —
- (a) each health facility in which provide health services shall establish and maintain a Health Records Department/Unit;
 - (b) the facility shall maintain for each patient a health record;
 - (c) all information concerning a user of the facility - his health status, treatment or stay in the health establishment shall be treated as confidential.
- (2) There shall be available appropriately qualified and licensed health information practitioner(s) at the facility to facilitate accurate processing, checking, indexing, filing, and prompt retrieval of records and record data.
- (3) It shall be the health information practitioners' duty to set up control measures by providing adequate storage facility in which records are kept to prevent:
- (i) unauthorised persons from gaining access to a record or record-keeping system, including intercepting information being transmitted from one person, or one part of a record -keeping system, to another;
 - (ii) falsification of any record by either adding to or deleting or changing any information contained therein;
 - (iii) creating, changing or destroying a record without authority to do so;
 - (iv) copying of a patient's record without authority;
 - (v) unauthorised person from modifying or impairing the operation of the health information system without authority; and
 - (vi) retrieval or records from any part of the programme used to record, store, retrieve or display patient's health information on a computer or other electronic system on which patients records are kept.
- (4) Right to Visit and Inspect Health facility:
- Subject to aforesaid, the Health Information Practitioners Council or its officials shall visit and inspect a health facility's health information department at any time without prior notice in order to determine the facility's compliance with the provision of this law.

(5) Deficiency Statements:

After every inspection in which any violation of this law is observed and reported on, the Registrar shall prepare a deficiency statement citing every violation observed, a copy of which shall be sent to the health facility —

- (a) the Registrar shall appoint inspectors to ensure the health facility's compliance with this Bill,
- (b) notwithstanding the provision of Section 24 (4 and 6) (a) an inspector shall not inspect a medical record of a patient.

(6) A person who —

- (a) delays or obstructs an inspectors in the performance of the inspector's function;
- (b) refuses to give an inspector such reasonable assistance as the inspector may require for the purpose of excising the inspector's powers; or
- (c) give an inspector false or misleading information in answer to an inquiry made by the inspector;
- (d) commit an offence and is liable, upon conviction, to a maximum fine, or term of imprisonment as prescribed by law (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 25: Proceedings of the Disciplinary Committee.**

- (1) The chairman shall preside at every meeting of the Disciplinary Committee.
- (2) At any meeting of the Disciplinary Committee three members shall form a quorum.
- (3) Any question proposed for decision by the Disciplinary Committee shall be determined by the majority of the members present and voting at a meeting of the Disciplinary Committee at which a quorum is formed.
- (4) At all meetings of the Disciplinary Committee each member shall have one vote and, in the event of an equality of votes, the chairman shall have, in addition to a deliberative vote, a casting vote (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 26: Penalties for unprofessional conduct.**

- (1) Where —

- (a) a person registered under this Bill is convicted by any court or tribunal in Nigeria or elsewhere having power to award punishment for an offence (whether or not an offence punishable with imprisonment) which in the opinion of the Disciplinary Committee is incompatible with the status of such professional; or
 - (b) a registered person is adjudged by the Disciplinary Committee to be guilty of infamous conduct in a professional respect; or
 - (c) the Disciplinary Committee is satisfied that the name of any person has been fraudulently registered, the Disciplinary Committee may give a direction under subsection (2) of this section.
- (2) Where any of the conditions stipulated in subsection (1) of this section occurs, the Disciplinary Committee may give a direction under this subsection —
 - (a) ordering the Registrar to strike the person's name off the relevant part of the register;
 - (b) suspending that person from practice for such period as may be specified in the direction;
 - (c) reprimanding the person;
 - (d) ordering the person to pay to the council any costs of and incidental to the proceedings incurred by the Council; or
 - (e) cautioning him and binding him over for a period not exceeding one year on one or more conditions as to his conduct during that period, and any such direction may, where appropriate, include provision requiring the refund of moneys paid or the handing over of documents or any other thing as the case may require.
- (3) In any inquiry under this section, any finding of fact which is shown to have been made in —
 - (a) any criminal proceedings in a court in Nigeria;
 - (b) any civil proceedings in a court in Nigeria, shall be conclusive evidence of the fact found.
- (4) If after due inquiry the Disciplinary Committee is satisfied that during the period of binding over under paragraph (e) of subsection (2) of this section a person has not complied with the conditions imposed there under, the Disciplinary Committee may, if it thinks fit, impose anyone or more of the penalties mentioned in paragraphs (a), (b), (c) and (d) of that subsection.
- (5) A certificate under the hand of the chairman that any costs have been ordered to be paid by a person under this section shall be conclusive evidence thereof (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 27: Restoration of registration.**

- (1) Where the name of a person has been struck off from the register in pursuance of a direction given under section 23 of this Bill, the Disciplinary Committee may, if it thinks fit, at any time direct the restoration of the person's name to the register.
- (2) An application for the restoration of a name to a register under this section shall not be made to the Disciplinary Committee before the expiration of such period from the date of the striking off (and where he has duly made such application, from the date of his last application) as may be specified in the direction.
- (3) There shall be payable to the Council by any person on the restoration of his name to a register in pursuance of a direction given under this section the like fees as would be payable by that person on first becoming registered in that register (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 28: Striking off entries from the register on the grounds of fraud or error.**

- (1) If it is proved to the satisfaction of the Disciplinary Committee that any entry made in a register has been fraudulently or incorrectly made, the Disciplinary Committee may direct that the entry shall be struck off from the register.
- (2) A person may be registered in pursuance of any provisions of this Bill notwithstanding that his name has been struck off in pursuance of a direction given under sub-section (1) of this section, but if his name was struck off on grounds of fraud he shall not be registered except an application in that behalf is made to the Disciplinary Committee; and on any such application the Disciplinary Committee may, if it thinks fit, direct that he shall not be registered or shall not be registered until the expiration of such period as may be specified in the direction.
- (3) Any reference in this Bill to the striking off from or the restoration to a register of the name of a person shall be construed as including a reference to the striking off from or the restoration to the register of any other registerable particulars relating to that person (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 29: Appeal to the Federal High Court.**

- (1) Where the Disciplinary Committee —
 - (a) makes a finding and imposes a penalty on a registered person under section 23 of this Bill; or
 - (b) rejects an application for restoration of a name to the register under section 24 of this Bill; or

- (c) directs the striking off of an entry from a register under section 25 (1) of this Bill, the Registrar shall give the person to whom the proceedings relate, notice in writing thereof and such person may, within twenty-eight days from the date of service on him of the notice, appeal to the Federal High Court.
- (2) On any appeal under this section the Board shall be the respondent.
- (3) No direction for the striking off of the name of a registered person from a register under sections 23 and 25 of this Bill shall take effect until the expiration of the time for appealing or if an appeal is brought, until such time as the appeal is disposed of, withdrawn or struck out for want of prosecution, as the case may be.
- (4) The Federal High Court may, on an appeal under this section —
 - (a) confirm, vary or set aside any finding of fact, penalty imposed or direction given by the Disciplinary Committee;
 - (b) confirm the rejection of the Disciplinary Committee of the application for restoration or direct the restoration of the name to the register;
 - (c) remit the matter to the Disciplinary Committee for further consideration;
 - (d) make such other order as to costs or otherwise, as may, to it, seem just, but no proceedings before the Disciplinary Committee shall be set aside by reason only of informality in those proceedings which did not embarrass or prejudice the appellant (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 29 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS

Committee Recommendation:

Clause 30: Regulations.

The Council shall have powers to make regulations, rules or orders such power s shall include —

- (a) power to make provisions for such incidental and supplementary matters as the authority making the instrument considers expedient for the purposes of the instrument; and
- (b) power to make different provisions for different circumstances (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 30 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 31: Repeal and savings.

- (1) The Health Records Officers (Registration, etc) Act, Cap H2, LFN, 200 is repealed.

- (2) As from the commencement of this Bill, all assets, funds resources and other moveable property which immediately before the commencement of this Bill is vested in the Board, is hereby vested in the Health Information Practitioners Council of Nigeria.
- (3) As from the commencement of this Bill:
 - (a) the rights, interest, obligations and liabilities of the former Board existing immediately the commencement of this Bill under any contract or instrument or at law or in equity shall by virtue of this Bill be assigned to and vested in the Council.
 - (b) the Council shall be subjected to all the obligations and liabilities to which the former Board was subjected immediately before the commencement of this Bill, and all other persons shall from the commencement of this Bill have the same right, powers and remedies against the new Council as they had against the former Board immediately before the commencement of this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 31 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 32: Interpretation.

In this Bill, unless the context otherwise requires —

"Accepted qualification" means a degree, diploma or other certificate prescribed under section 9 of this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the words "Accepted qualification" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Health Records and Information Council of Nigeria established under section 1 of this Bill; meaning "health facility and "Health Records Information Practitioners (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Health records" means a specialised branch of health management which embraces all technical and clerical procedures associated with management of patients from primary health care to tertiary levels of care (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the words "Health records" be as defined in the interpretation to this Bill — Agreed to.

"Health records management" includes logistics of admission and discharges routines, reception and registration, efficient appointment system, coding and classification of morbidity and mortality dates, maintenance of waiting lists, preservation of health medical records and provision of medical secretariat services (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the words “Health records management” be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for matters relating to health (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word “Minister” be as defined in the interpretation to this Bill — Agreed to.

"Profession" means the health records management profession (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word “Profession” be as defined in the interpretation to this Bill — Agreed to.

"Register" means a register maintained under this Bill and "registered" shall be construed accordingly (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word “Register” be as defined in the interpretation to this Bill — Agreed to.

"Registrar" means the Registrar appointed under section 6 of this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word “Registrar” be as defined in the interpretation to this Bill — Agreed to.

"Registration certificate" means a registration certificate issued under section 9 of this Bill; and (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the words “Registration certificate” be as defined in the interpretation to this Bill — Agreed to.

"Student" means a person receiving basic training in an approved training school for the purpose of the profession covered by this Bill (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that the meaning of the word “Student” be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 32 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 33: Short Title.

This Bill may be cited as the Health Records and Information Practitioners (Registration, etc.) Bill, 2019 (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Question that Clause 33 stands part of the Bill — Agreed to.

Long Title:

A Bill for an Act to Repeal the Health Records Officers (Registration, etc.) Act, Cap. H2, Laws of Federation of Nigeria, 2004, and Re-Enact the Health Information Practitioners Council of Nigeria for Effective and Efficient Health Information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters (HB. 1250) (*Hon. Mohammed Usman — Makarfi/Kudan Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Healthcare Services on a Bill for an Act to Repeal the Health Records Officers (Registration etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health Information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters(HB.1250) and approved Clauses 1 - 33, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xiii) Committee on Health Institutions:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Health Institutions on a Bill for an Act to Provide Legal Framework to Establish Federal Medical Centres (HB. 1390 and HB. 1410) and approve the recommendations therein” (Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE THE LEGAL FRAMEWORK TO
ESTABLISH THE FEDERAL MEDICAL CENTRES, AND FOR
RELATED MATTERS (HB. 1390 AND HB. 1410)

Committee Recommendation:**Clause 1: Establishment.**

- (1) "There is hereby established the Federal Medical Centres listed in the schedule to this Act"
- (2) The hospitals:
 - (a) shall be a body corporate;
 - (b) may sue and be sued in its corporate Name

- (c) shall have perpetual succession and a common seal (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 2: Establishment of the Board of Management of the Medical Centres.

There is hereby established for the management of the Medical Centres a Board of Management (in this Bill referred to as "Board") which shall be constituted and have the functions and powers set out in this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 3: Membership of the Board.

- (1) The Board shall consist of:
- (a) a chairman;
 - (b) the Chief Medical Director of the Medical Centre;
 - (c) the Director of Clinical Services;
 - (d) the Director of Administration;
 - (e) the Director of Finance;
 - (f) the Director of Maintenance;
 - (g) the representative of the Honourable Minister of health who should not be below the rank of Assistant Director
 - (h) the Federal Ministry of Health;
 - (i) the National Planning Commission;
 - (j) one representative of Nigerian Medical Association and a representative of Allied Health Workers;
 - (k) the Pharmaceutical Society of Nigeria;
 - (l) the Paediatric Association of Nigeria;
 - (m) the National Association of Nigerian Nurses and Midwives; and
 - (n) one person to represent public interest.
- (2) The chairman and members of the Board, other than *ex-officio* members, shall be:
- (a) appointed by the President; and
 - (b) persons of proven integrity and ability.

- (3) The supplementary provisions set out in the Schedule to this Bill shall have effect with respect to the proceedings of the Board and the other matters contained therein. [Schedule.] (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 4: Tenure of office.

Subject to the provisions of section 5 of this Bill, a member of the Board, other than *ex-officio* members, shall each hold office:

- (a) for a term of three years in the first instance and may be re-appointed for a further term of three years and no more; and
- (b) on such terms and conditions as may be specified in his letter of appointment (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 5: Cessation of Membership.

- (1) Notwithstanding the provisions of section 4 of this Bill a person shall cease to hold office as a member of the Board if:
- (a) he becomes bankrupt, suspends payment principal loan with his creditors;
- (b) he is convicted of a felony or any offence involving dishonesty or fraud;
- (c) he becomes of unsound mind or is incapable of carrying out his duties;
- (d) he is guilty of a serious misconduct in relation to his duties; or
- (e) in the case of a person possessed of professional qualifications, he is disqualified or suspended, other than at his own request, from practising his profession in any part of the world by an order of a competent authority made in respect of that member; or
- (f) he resigns his appointment by a letter addressed to the President.
- (2) If a member of the Board ceases to hold office for any reason whatsoever, before the expiration of the term for which he is appointed, another person representing the same Interest as that member shall be appointed to the Board for the unexpired term.
- (3) A member of the Board may be removed by the President if he is satisfied that it is not in the interest of the Medical Centre or the interest of the public that the member continues in office (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 6: Allowances of Members.**

There shall be paid to every member of the Board such allowances and expenses as the Revenue Mobilization Allocation and Fiscal Commission may, from time to time, direct (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

PART II — FUNCTIONS AND POWERS OF THE BOARD, ETC.**Committee Recommendation:****Clause 7: Functions of the Board.**

(1) The Board shall:

- (a) equip, maintain and operate the Medical Centre so as to provide facilities for diagnosis, curative, promotive and rehabilitative services in medical treatment;
- (b) construct, equip, maintain and operate such training schools and similar institutions as the Board considers necessary for providing the Medical Centre at all times with a proper staff of the Medical Centre technicians and nurses;
- (c) construct, equip, maintain and operate such clinics, out-patient departments, laboratories, research or experimental stations and other like institutions as the Board considers necessary for the efficient functioning of the Medical Centre.

(2) The Board shall ensure that the standards of teaching provided at all establishments under its control and the standards of treatment and care provided for patients at those establishments do not fall below those usually provided by similar establishments of international repute.

(3) Subject to this Bill, the Board shall perform such other functions which in its opinion are calculated to facilitate the carrying out of its functions under this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 8: Powers of the Board.**

The Board shall have power to:

- (a) provide the general policies and guidelines relating to major expansion programmes of the Medical Centre;
- (b) provide facilities for the training of medical students of associate universities;
- (c) manage and superintend the affairs of the Medical Centre;
- (d) subject to the provisions of this Bill, make, alter and revoke rules and regulations for carrying on the functions of the Medical Centre;

- (e) fix terms and conditions of service, including remuneration of the employees of the Medical Centre subject to the approval of National Salaries Incomes and Wages Commission;
- (f) do such other things which in the opinion of the Board are necessary to ensure the efficient performance of the functions of the Medical Centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

PART III — STAFF OF THE MEDICAL CENTRE

Committee Recommendation:

Clause 9: Medical Director of the Medical Centre.

- (1) There shall be for the Medical Centre a Chief Medical Director who shall be appointed by the President on the recommendation of Hon. Minister of Health on such terms and conditions as may be specified in his letter of appointment or as may be determined, from time to time, by the National Salaries Income and Wages Commission
- (2) The Chief Medical Director shall:
 - (a) be the chief executive and accounting officer of the Medical Centre;
 - (b) be responsible to the Board for the day-to-day administration of the Medical Centre;
 - (c) be appointed for a term of four years in the first instance and may be reappointed for a further term of four years subject to satisfactory performance;
 - (d) be a person who is a medical practitioner and shall have been so qualified for a period of not less than 15 years;
 - (e) have considerable administrative experience in matters of health;
 - (f) hold a post-graduate specialist qualification obtained not less than ten years prior to the appointment as Chief Medical Director (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 10: Appointment of Director of Administration and recruitment of other staff of the Medical Centre.

- (1) The Board shall appoint for the Medical Centre:
 - (a) a Director of Administration, who shall:
 - (i) be responsible to the Chief Medical Director for the effective functioning of all the administrative divisions of the Medical Centre;

- (ii) conduct the correspondence of the Board and keep the records of the Medical Centre; and
 - (iii) perform such other functions as the Board or the Chief Medical Director, as the case may be, may, from time to time, assign to him;
- (b) a Director of Clinical Services;
- (c) a Director of Finance;
- (d) a Director of Maintenance.
- (2) The Directors appointed under paragraphs (b), (c) and (d) of subsection (1) of this section shall each be responsible to the Chief Medical Director for the effective running of the clinical services, the finance and accounts and the co-ordination of the maintenance of the Medical Centre, as the case may be.
- (3) The Board shall appoint for the Medical Centre such number of employees as may in the opinion of the Board be expedient and necessary for the proper and efficient performance of the functions of the Medical Centre.
- (4) Notwithstanding the provisions of subsections (1) and (2) of this section the Board shall have power to appoint for the Medical Centre either directly or on secondment from any public service in the Federation, such number of employees as may, in the opinion of the Board, be required to assist the Medical Centre in the discharge of any of its functions under this Bill.
- (5) Nothing in subsection (4) of this section shall preclude the Board from appointing persons from outside the public service of the Federation or of the State whenever it deems it necessary so to do.
- (6) The terms and conditions of service (including remuneration, allowances, benefits and pensions) of the employees of the Medical Centre shall be as determined by the National Salaries Income and Wages Commission (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 11: Service in the Medical Centre to be pensionable.

- (1) Service in the Medical Centre shall be approved service for the purposes of the Pensions Reforms Act.
- (2) The officers and other persons employed in the Medical Centre shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades in the civil service of the Federation.
- (3) Nothing in subsections (1) and (2) of this section shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 12: Establishment of the Medical Advisory Committee, etc.**

- (1) There shall be for the Medical Centre a Medical Advisory Committee which shall:
 - (a) consist of a chairman who shall be the Director, Clinical Services and such number of other members as may be determined from time to time;
 - (b) be responsible to the Chief Medical Director for all the clinical and training activities of the Medical Centre; and
 - (c) be appointed by the Board.
- (2) Subject to this Bill, the Board shall have power to appoint either directly or on secondment and discipline consultants holding or acting in any office in the hospital; and any such appointment shall be made having due regard to the approved personnel establishment of the Medical Centre.
- (3) Notwithstanding anything to the contrary, the Board may, from time to time, appoint consultants outside the hospital to perform such medical duties as the Board or the Chief Medical Director may assign to such consultants (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

PART IV — FINANCIAL PROVISIONS**Committee Recommendation:****Clause 13: Fund of the Medical Centre.**

There shall be established and maintained for the Medical Centre a fund into which shall be paid and credited:

- (a) all subventions and budgetary allocation from the Government of the Federation;
- (b) all fees and funds accruing from the sale of drugs and other services;
- (c) all sums accruing to the Medical Centre by way of gifts, endowments, bequests, grants or other contributions by persons and organisations;
- (d) foreign aid and assistance from bilateral agencies; and
- (e) all other sums which may, from time to time, accrue to the Medical Centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 14: Expenditure of the Medical Centre.**

The hospital shall, from time to time, apply the funds at its disposal to:

- (a) the cost of administration and maintenance of the Medical Centre;
- (b) publicize and promote the activities of the Medical Centre;

- (c) pay allowances, expenses and other benefits of members of the Board and committees of the Board;
- (d) pay the salaries, allowances and benefits of employees of the Medical Centre;
- (e) pay other overhead allowances, benefits and other administrative costs of the Medical Centre; and
- (f) undertake such other activities as are connected with all or any of the functions of the Medical Centre under this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 15: Power to accept gifts.

- (1) The Medical Centre may accept gifts of land, money or other property on such terms and conditions, if any, as may be specified by the person or organisation making the gift.
- (2) The Medical Centre shall not accept any gift if the conditions attached by the person or organisation making the gift are inconsistent with the functions of the Medical Centre under this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 16: Annual estimates and expenditure.

- (1) The Board shall, not later than 30 September in each year, submit to the President through the Secretary to the Government of the Federation an estimate of the expenditure and income of the Medical Centre during the next succeeding year.
- (2) The Board shall cause to be kept proper accounts of the Medical Centre in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than six months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General for the Federation (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 17: Annual report.

The Board shall prepare and submit to the President, not later than 30 June in each year, a report in such form as the President may direct on the activities of the Medical Centre during the immediately preceding year, and shall include in the report a copy of the audited accounts of the Federal Medical Centre for that year and the auditor's report thereon (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 18: Power to borrow.**

- (1) The Medical Centre may, from time to time, borrow by overdraft or otherwise such sums as it may require for the performance of its functions under this Bill.
- (2) The Medical Centre shall not, without the approval of the President, borrow money which exceeds, at any time, the limit set by the President.
- (3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Medical Centre shall not borrow the sum without the prior approval of the President (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 19: Exemption from tax.**

- (1) The Medical Centre shall not pay income tax on any income derived by the Federal Medical Centre under this Bill or accruing to it from any of its investments.
- (2) Accordingly, the provisions of any enactment relating to the taxation of companies or trust funds shall not apply to the Board of the Federal Medical Centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 20: Exemption from customs duties, etc.**

The Medical Centre shall not pay customs duty on or be restricted or prohibited from importing any equipment, material, supply and any other thing required by the Medical Centre for the purposes of this Bill:

Provided that nothing in this section shall be construed as preventing the Nigeria Customs Service from inspecting any equipment, or material imported by the centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART V — GENERAL**Committee Recommendation:****Clause 21: Discipline of students.**

- (1) Notwithstanding anything to the contrary contained in any other enactment, where it appears to the Board that any student of the Medical Centre has been guilty of misconduct, the Board may, without prejudice to any other disciplinary powers conferred on it by regulations, direct:
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the Medical Centre, or make use of such facilities of the Medical Centre as may be so specified;

- (b) that the activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified;
 - (c) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be expelled from the Medical Centre.
- (2) The fact that an appeal from a direction is brought in pursuance of subsection (1) of this section shall not affect the operation of the direction while the appeal is pending.
- (3) The Board may delegate its powers under this section to a disciplinary committee consisting of such members of the Medical Centre as the Board may nominate.
- (4) Nothing in this section shall be construed as preventing the restriction or termination of student's activities at the Medical Centre otherwise than on the ground of misconduct.
- (5) A direction issued under subsection (1) (a) of this section may be combined with a direction issued under subsection (1) (b) of this section.
- (6) Nothing in this Bill shall affect the provisions of any enactment relating to the discipline of medical practitioners, pharmacists, midwives, nurses or members of any other profession or calling (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 22: Removal and discipline of clinical, administrative and technical staff.

- (1) If it appears to the Board that there are reasons for believing that any person employed as a member of the clinical, administrative or technical staff of the Medical Centre, other than the Chief Medical Director, should be removed from his office or employment, the Board shall require the Director of Administration to:
 - (a) give notice of those reasons to the person in question;
 - (b) afford him an opportunity of making representations in person on the matter to the Board; and
 - (c) if the person in question so requests within a period of 1 month beginning with the date of the notice, make arrangements for:
 - (i) a committee to investigate the matter and report on it to the Board; and
 - (ii) the person in question to be afforded an opportunity of appearing before and being heard by an investigating committee set up with respect to the matter, and if the Board, after considering the report of the investigating committee, is satisfied that the person in question should be

removed as aforesaid, the Board may so remove him by a letter signed on the direction of the Board.

- (2) The Chief Medical Director may, in a case of misconduct by a member of the staff which in the opinion of the Chief Medical Director is prejudicial to the interest of the Medical Centre, suspend any such member and any such suspension shall forthwith be reported to the Board.
- (3) For good cause, any member of staff may be suspended from his duties or his appointment may be terminated or he may be dismissed by the Board and for the purposes of this section, "good cause" means:
 - (a) a conviction for any offence which the Board considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
 - (b) any physical or mental incapacity which the Board, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold his office;
 - (c) conduct of a scandalous or other disgraceful nature which the Board considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (d) conduct which the Board considers to be such as to constitute a failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service.
- (4) Any person suspended shall, subject to subsections (2) and (3) of this section be on half pay and the Board shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as to:
 - (a) whether to continue the person's suspension and if so, on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to reinstate the person, in which case the Board shall restore his full emoluments to him with effect from the date of suspension;
 - (c) whether to terminate the appointment of the person concerned, in which case he shall not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) whether to take such lesser disciplinary action against the person (including the restoration of his emoluments that might have been withheld), as the Board may determine, and in any case where the Board, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Board shall before the expiration of a period of three months from such decision come to a final determination in respect of the case concerning any such person.

- (5) It shall be the duty of the person by whom a letter of removal is signed in pursuance of subsection (1) of this section to use his best endeavors to cause a copy of the letter to be served as soon as reasonably practicable on the person to whom it relates.
- (6) Nothing in the foregoing provisions of this section shall preclude the Board from making such regulations not inconsistent with the provisions of this Bill for the discipline of students and all other categories of employees of the hospital as the Board may prescribe.
- (7) Regulations made under subsection (6) of this section need not be published in the Gazette but the Board shall cause them to be brought to the notice of all affected persons in such manner as it may, from time to time, determine (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 23: Discipline of junior staff.

- (1) If any junior staff is accused of misconduct or inefficiency, the Chief Medical Director may suspend him for not more than a period of 3 months and shall direct a committee to:
 - (a) consider the case; and
 - (b) make recommendations as to the appropriate action to be taken by the Chief Medical Director.
- (2) In all cases under this section of this Bill, the officer shall be informed of the charge against him and given a reasonable opportunity to defend himself.
- (3) The Chief Medical Director may, after considering the recommendation made pursuant to subsection (1) (b) of this section, dismiss, or take such other disciplinary action against the officer concerned.
- (4) Any person aggrieved by a decision of the Chief Medical Director made under subsection (3) of this section may, within a period of 21 days from the date of the letter communicating the decision to him, address a petition to the Board to reconsider his case (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

PART VI — MISCELLANEOUS

Committee Recommendation:

Clause 24: Regulations.

- (1) The Board may, with the approval of the President, make regulations
 - (a) as to the access of members of the public either generally or of a particular class, to premises under the control of the Board and as to the orderly conduct of members of the public on those premises; and

- (b) for safeguarding any property belonging to or controlled by the Board from damage by members of the public.
- (2) Bye-laws under this section shall not come into force until they are confirmed (with or without modification) by the National Assembly and published in such manner as he may direct (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 25: Power to give directives.

The "Minister of Health" may give to the Board directions of a general character or relating generally to particular matters (but not to any individual person or case) with regard to the exercise by the Board of its functions under this Bill, and it shall be the duty of the Board to comply with the directions; but no direction shall be given which is inconsistent with the duties of the Board under this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 26: Transition and savings Provision.

- (1) On the commencement of this Bill, any person employed by or serving in, the Medical Centre shall be deemed to have been employed or serving in the Medical Centre established under this Bill.
- (2) All Assets or liabilities belonging to the Medical Centre shall be deemed to belong to the Medical Centre established under this Bill (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 27: Interpretation.

The definition of the Federal Medical Centre shall be amended to mean All the Federal Medical Centres listed under schedule to this Bill:

"associate universities" means the universities whose medical students receive aspects of their training from the Medical Centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the words "associate universities" be as defined in the interpretation to this Bill — Agreed to.

"Board" means the Board of Management of the Medical Centre (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the word "Board" be as defined in the interpretation to this Bill — Agreed to.

"chairman" means the chairman of the Board (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the word "chairman" be as defined in the interpretation to this Bill — Agreed to.

"functions" include powers and duties (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the word "functions" be as defined in the interpretation to this Bill — Agreed to.

"Federal Medical Centre" means the Medical Centre Abakaliki (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the words "Federal Medical Centre" be as defined in the interpretation to this Bill — Agreed to.

"junior staff" means staff of such grade as may be determined, from time to time, by the Board (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the words "junior staff" be as defined in the interpretation to this Bill — Agreed to.

"medical student" means a student whose course of instruction is:

- (a) designed (either alone or in conjunction with other courses) to enable him to qualify as a medical practitioner; or
- (b) designed for the further training of medical practitioners (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the words "medical student" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for matters relating to health and "Ministry" shall be construed accordingly (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"student" means a person enrolled at an institution controlled by the Board for the purpose of pursuing a course of instruction at the institution (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that the meaning of the word "student" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 27 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 28: Short Title.

This Bill may be cited as the Federal Medical Centres (Establishment) Bill, 2019 (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

SCHEDULE

[Section 3 (3).]

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

Proceedings of the Board

1. (1) Subject to this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any of its committees.
- (2) The quorum of the Board shall be the chairman or the person presiding at the meeting and 5 other members of the Board, 2 of whom shall be *ex-officio* members, and the quorum of any Committee of the Board shall be as determined by the Board.
2. (1) The Board shall meet whenever it is summoned by the chairman and if the chairman is required to do so by notice given to him by not less than 8 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.
- (2) At any meeting of the Board, the chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their members to preside at the meeting.
- (3) Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him to the Board for such period as it deems fit, but a person who is in attendance by virtue of this "sub-section" shall not be entitled to vote at any meeting of the Board and shall not count towards a quorum.

Committees

3. (1) The Board may appoint one or more committees to carry out, on behalf of the Board, such functions as the Board may determine.
- (2) A committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the committee in accordance with the terms of his appointment.
- (3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

Miscellaneous

4. (1) The fixing of the seal of the Medical Centre shall be authenticated by the signatures of the Chairman, the Chief Medical Director or any person generally or specifically authorized by the Board to act for that purpose.
- (2) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal may be made or executed on behalf of the Medical Centre by the Chief Medical Director or any person generally or specifically authorized by the Board to act for that purpose.
- (3) A document purporting to be a document duly executed under the seal of the Medical Centre shall be received in evidence and shall, unless and until the contrary is proved, be presumed to be so executed.

5. The validity of any proceedings of the Board or of a committee shall not be adversely affected by:
- (a) a vacancy in the membership of the Board or committee;
 - (b) a defect in the appointment of a member of the Board or committee; or
 - (c) reason that a person not entitled to do so took part in the proceedings of the Board or committee (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Agreed to.

Explanatory Note:

This Bill seeks to Provide for the Legal Framework to Establish Federal Medical Centres (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Provide the Legal Framework to Establish the Federal Medical Centres, and for Related Matters (HB. 1390 and HB. 1410) (*Hon. Olasupo Abiodun — Iseyin/Itesiwaju/Kajola/Iwajuwa Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Health Institutions on A Bill for an Act to Provide Legal Framework to Establish Federal Medical Centres (HB 1390 and HB 1410) and approved Clauses 1 - 28, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xiv) *Ad-hoc Committee on the Utilization of ₦350 Billion National Resources Fund (NRF) as a Financial Window for the Development of the Solid Minerals Sector:*

Motion made and Question proposed, “That the House do consider the Report of the Ad-hoc Committee on the Utilization of ₦350 Billion National Resources Fund (NRF) as a Financial Window for the Development of the Solid Minerals Sector and the Need to Ascertain Federal Government's Investments and Proceeds from Solid Mineral and Steel Development (HR.39/07/2018)” (Hon. Adamu Kamale — Madagali/Michika Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“That the National Assembly should draw detailed guidelines for disbursement of all monies accrued into the Development of Natural Resources Account domiciled and controlled by the Central Bank of Nigeria and the Accountant General of the Federation” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Recommendation (ii):

“That the Core Ministries, the Federal Ministry of Mines and Steel Development, the Federal Ministry of Agriculture and Rural Development and the Federal Ministry of Water Resources should reflect annually in the Appropriation Bill, the amount intended to draw from the Development of Natural Resources Fund to avoid duplication on items or projects already captured in the Appropriation Act” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Recommendation (iii):

“That the National Assembly should set out a framework for the administration of the fund, preferably an Inter-Ministerial Committee drawn from the three core Ministries, to be constituted under the supervision of the office of Secretary to the Government of the Federation (SGF) as ecological practice” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Recommendation (iv):

“That the National Assembly should put in place all necessary measures to recover the sum of (₦738,772,008,857.24 + \$3,000,000) Seven Hundred and Thirty-Eight Billion, Seven Hundred and Seventy-Two Million, Eight Thousand, Eight Hundred and Fifty-Seven Naira, Twenty-Four Kobo only plus Three Million Dollars disbursed from 2002-2019 from the Development of Natural Resources Fund, to ensure that no further abuse of fund is perpetrated” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Recommendation (v):

“That the National Assembly should ensure that all withdrawals from the Development of Natural Resources Fund are carried out in accordance with the aims of the Executive Order establishing the fund” (*Hon. Edward Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the *Ad-hoc* Committee on the Utilization of ₦350 Billion National Resources Fund (NRF) as a Financial Window for the Development of the Solid Minerals Sector and the Need to Ascertain Federal Government's Investments and Proceeds from Solid Mineral and Steel Development (**HR.39/07/2018**) and approved Recommendations (i) - (v) of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xv) **Committee on Population:**

Motion made and Question proposed, “That the House do consider the Report of the Committee on Population on the Need to Investigate the Monies Collected for Births/Death Registration in Violation of the National Population Commission Act (**HR. 104/12/2018**) and approve the recommendations therein” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report —
Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“To avoid litigation, implementation of the pilot phase should be made to continue as automation of this process is seen as a novel and innovative approach, consistent with contemporary realities” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (ii):

“That the overall goal of the project which has to do with data capturing and digitization of the process should be sustained vigorously as it is a step towards moving away from the old order” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (iii):

“That 10% of the Commission's share and 5% of Socket Work's share should be devoted to operation/logistics cost and deducted at source” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (iv):

“That mega advertisement of the Partnership should be undertaken by the Commission to sensitize the public on the need to register their children between 0 and 60 days for free” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (v):

“The certificates of all those registered between 0 and 60 days whose data are captured should be issued to them free of charge” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (vi):

“That a review of the pilot states should be undertaken to include some rural states in order to enable the Commission evaluate and take an informed decision after the Pilot Phase” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (vii):

“That the House do communicate the Commission on the need to ensure that its staff do not impose any extra charge that is not receipted, be it ₦1,500 or any other amount” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Recommendation (viii):

“Adequate budgetary provisions should be made to cover the front-end of civil registrations in order to prevent staff of the Commission from exploiting applicants under the guise of logistics” (*Hon. Akinjo Kolade Victor — Eseodo/Ilaje Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Population on the Need to Investigate the Monies Collected for Births/Death Registration in Violation of the National Population Commission Act (**HR. 104/12/2018**) and approved Recommendations (i) - (viii) of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xvi) Committee on Public Petitions:**Petition by Mohammed Haruna:**

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the Petition by Mohammed Haruna against the Comptroller-General of the Nigeria Immigration Service on wrongful dismissal from service and approve the recommendations therein” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Urge the Comptroller-General of the Nigeria Immigration Service (NIS) to immediately reinstate and then retire Mohammed Haruna with effect from 12 September, 1997 when the payment of his salary was first stopped” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (ii):

“Also urge the Comptroller-General of the Nigeria Immigration Service (NIS) to pay the benefits, salaries and allowances of Mohammed Haruna and grant him equivalent promotion to be at par with his colleagues in the service” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by Mohammed Haruna against the Comptroller-General of the Nigeria Immigration Service on wrongful dismissal from service and approved Recommendations (i) - (ii) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xvii) Committee on Public Petitions:

Petition by Victor Inyama and Co., on Behalf of Von Schools Ltd:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the Petition by Victor Inyama and Co., on behalf of Von Schools Ltd against the Management of Bankers Committee, Chartered Institute of Bankers and Fidelity Bank Plc and approve the recommendations therein”(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Discontinue the matter as both parties (Von Schools Ltd and Fidelity Bank Plc) had resolved their differences amicably” *(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).*

Agreed to.

Recommendation (ii):

“That Von Schools Ltd should pay Mr Victor Inyama all expenses he incurred while carrying out the Forensic Audit on the disputed Bank Accounts” *(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).*

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by Victor Inyama and Co., on behalf of Von Schools Ltd against the Management of Bankers Committee, Chartered Institute of Bankers and Fidelity Bank Plc and approved Recommendations (i) - (ii) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xviii) **Committee on Public Petitions:**

Petition by Victor Inyama and Co. on behalf of the Management of Nnamdi Azikiwe University Teaching Hospital, Nnewi, Anambra State:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the Petition by Victor Inyama and Co. on behalf of the Management of Nnamdi Azikiwe University Teaching Hospital, Nnewi, Anambra State on complaints of fraudulent and excess charges by the First Bank of Nigeria Plc and three others and approve the recommendation therein” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation:

“Urge the Central Bank of Nigeria to direct the affected Banks (First Bank, UBA, Zenith Bank and Eco Bank) to reverse the excess charges to the account of Nnamdi Azikiwe University Teaching Hospital as dictated by the consultant” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by Victor Inyama and Co. on behalf of the Management of Nnamdi Azikiwe University Teaching Hospital, Nnewi, Anambra State on complaints of fraudulent and excess charges by the First Bank of Nigeria Plc and three others and approved the only Recommendation of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xix) **Committee on Public Petitions:**

Petition by White Plains British School:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by White Plains British School against the First Bank of Nigeria Plc, the Managing Director, First Bank Plc, the Governor, Central Bank of Nigeria, the Director in Charge of Land, AGIS, the Inspector-General of Police, the Nigeria Police Force, Bar. Godwin Imakhal, Notary Public, Mr Bola Olotu Esq. and the Lords Chambers on offences of Fraud, Super Imposition of Signature or Forgery and approve the recommendations therein”(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Urge the Central Bank of Nigeria to investigate the role of First Bank of Nigeria Plc, in the forgery of Deed of Tripartite Legal Mortgage Documents” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (ii):

“Also urge the Nigeria Police Force to conclude investigations and prosecute, if necessary” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (iii):

“Further urge the Disciplinary Committee of the Nigerian Bar Association to investigate the matter and bring to book any Lawyer found culpable” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (iv):

“Again urge the Minister of FCT, to direct the Director of Land, Abuja Geographic Information System (AGIS) to expunge all the documents filed in securing the Deed of Tripartite Legal Mortgage over Plot No. 321 measuring approximately 1.8 hectares within Dakibiyu District Cadastral, Zone B10 allocated to France-Lee Nigeria Ltd by virtue of the Term of Grant/Conveyance of Approval dated 24 July, 1998 and a Certificate of Occupancy dated 31 August, 2005” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (v):

“Further urge the Minister of FCT to prevail on the Director of Land to equally expunge, discountenance and cancel the said forged DEED of Tripartite Legal Mortgage over the said property as same was secured by fraud” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (vi):

“Urge the Registrar-General of the Corporate Affairs Commission (CAC) to cancel the Letter of Consent to file Signatures of Directors of France-Lee Nigeria, Ltd and Form C07, the particulars of Directors duly filed by Mr Chuks Dibiezue, the External Solicitor to the First Bank (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by White Plains British School against the First Bank of Nigeria Plc, the Managing Director, First Bank Plc, the Governor, Central Bank of Nigeria, the Director in Charge of Land, AGIS, the Inspector-General of Police, the Nigeria Police Force, Bar. Godwin Imakhal, Notary Public, Mr Bola Olotu Esq. and the Lords Chambers on offences of Fraud, Super Imposition of Signature or Forgery and approved Recommendations (i) - (vi) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xx) Committee on Public Petitions:

Petition by Adindu M. Ohima Daniel on behalf of 1123 Others:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Adindu M. Ohima Daniel on behalf of 1123 Others against Micheno Multipurpose Cooperative Society on the Regulatory and Supervisory lapses in the Mismanagement of about 30 Million Naira Deposited by over 13, 000 direct Subscribers and approve the recommendations therein”(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Urge the Nigeria Police to investigate the Management of Micheno Multipurpose Cooperative Society to ascertain the legitimacy of its activities in line with extant laws and the exact state of subscribers' funds” *(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).*

Agreed to.

Recommendation (ii):

“Also urge the Nigeria Police to investigate the roles of the FCT Director of Cooperatives and the relevant Commercial Banks to ascertain whether due process was applied in the registration and operation of Bank Accounts as well as other Allied Matters regarding Micheno Multipurpose Cooperative Society” *(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).*

Agreed to.

Recommendation (iii):

“Prosecute any Individual or Corporate Organization that may be discovered to have been directly or indirectly involved in diverting subscribers' money” *(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).*

Agreed to.

Recommendation (iv):

“Urge the Central Bank of Nigeria to investigate the involvement of the Commercial Banks in the dispensation of subscribers' funds” *(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).*

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Adindu M. Ohima Daniel on Behalf of 1123 Others against Micheno Multipurpose Cooperative Society on the Regulatory and Supervisory lapses

in the Mismanagement of about 30 Million Naira Deposited by over 13, 000 direct Subscribers and approved Recommendations (i) - (iv) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxi) Committee on Public Petitions:

Petition by Seliwei Willy Baidi & Co:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Seliwei Willy Baidi & Co against the Environmental Degradation, Economic Depreciation and Sustainable Development, Neglect and Crude Oil Pollution, a Save Our Soul Call by the Ogbudugbudu Community in Warri North Local Government Area of Delta State and approve the recommendation therein” (Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation:

“Urge the management of NOSDRA to conduct the Environment Impact Assessment of affected area and cost implication of collateral damage of the host Community for Chevron Management to pay as compensation” (Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Chairman to report proceeding.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Seliwei Willy Baidi & Co. against the Environmental Degradation, Economic Depreciation and Sustainable Development, Neglect and Crude Oil Pollution, a Save Our Soul Call by the Ogbudugbudu Community in Warri North Local Government Area of Delta State and approved the only Recommendation of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxii) Committee on Public Petitions:

Petition by Happiness Samuel and Twenty-Seven (27) Others:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Happiness Samuel and Twenty-Seven (27) Others on their wrongful disengagement from the Nigeria Police Force and approve the recommendations therein” (Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)*(Mr Speaker in the Chair)***Recommendation:**

“Urge the Nigeria Police Force to re-instate the recruit constables who were purportedly dismissed as highlighted as follows:

S/No.	Name	State of Origin	Alleged Height	Recruit Nos
1	Saratu Joseph	Plateau	1.52	111929
2	Rebecca Philip	Kaduna	1.59	1122080
3	Lucy Mamman	Borno	1.59	112013
4	Esther John	Borno	1.60	1122169
5	Beatrice Magaji	Kaduna	1.59	1122159
6	Dinatu Dominic	Kaduna	1.61	1121757
7	AsabeTankop	Kaduna	1.59	1121789
8	Godiya Musa	Plateau	1.64	108574
9	Ejenibi Queen	Benue	1.55	111968
10	Lois Haruna	Kaduna	1.54	1121928
11	Sunday Ruth	Kaduna	1.62	1121844
12	Christiana Sule	Kaduna	1.62	112005
13	Justina Thomas	Kaduna	1.60	108366
14	Rose D. Reuben	Kaduna	1.59	1122129

(Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Happiness Samuel and Twenty-Seven (27) Others on their wrongful disengagement from the Nigeria Police Force and approved the only Recommendation of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxiii) Committee on Public Petitions:

Petition by Asheta Awini and Three (3) Others of Ogbeingbene Community, Burutu Local Government Area, Delta State:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Asheta Awini and Three (3) Others of Ogbeingbene Community, Burutu Local Government Area, Delta State against Chesia Nigeria Limited on abandonment of Egodor Ogbeingbene Road Project, and appeal for the Contractor to be Mobilized to site and approve the recommendations therein” (Hon. Simon Yakubu Arabo — Kauru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Urge the Managing Director of Niger Delta Development Commission (NDDC) to re-award the Contract of Egodo Ogbeingbene Road Project to an indigenous contractor or a more reputable firm to see to the fruition of the project to alleviate the suffering of the people and other neighbouring communities” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Recommendation (ii):

“That the Managing Director, Chesia Nigeria Limited and her Consultant (Newtee Development Co. Ltd, (Imaro House) of 226 Murtala Mohammed Way, Benin City, Edo State) should refund back to NDDC the 95% payment received without completing the Egodo Ogbeingbene Road Project within the period of 18 months” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Asheta Awini and Three (3) Others of Ogbeingbene Community, Burutu Local Government Area, Delta State against Chesia Nigeria Limited on abandonment of Egodo Ogbeingbene Road Project, and appeal for the Contractor to be Mobilized to site and approved Recommendations (i) - (ii) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxiv) Committee on Public Petitions:**Petition by J. I. Baba:**

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by J. I. Baba against the Nigerian National Petroleum Corporation (NNPC) on the wrongful termination of his appointment and approve the recommendation therein” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation:

“Discountenance the petition for lack of merit” (*Hon. Simon Yakubu Arabo — Kuru Federal Constituency*).

Agreed to.

Chairman to report proceeding.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by J. I Baba against the Nigerian National Petroleum Corporation (NNPC) on the wrongful termination of his appointment and approved the only Recommendation of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxv) Committee on Public Petitions:

Petition by Emmanuel Iheke and Associates on behalf of Mr Christian Fidelis Udoh:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Emmanuel Iheke and Associates against the Nigeria Customs Service (NCS) on illegal, unlawful and unwarranted destruction of means of livelihood of Mr Christian Fidelis Udoh and approve the recommendation therein”(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation:

“Urge the Nigeria Customs Service (NCS) to replace Mr Christian Fidelis Udoh damage truck”
(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).

Agreed to.

Chairman to report proceeding.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Emmanuel Iheke and Associates against the Nigeria Customs Service (NCS) on illegal, unlawful and unwarranted destruction of means of livelihood of Mr Christian Fidelis Udoh and approved the only Recommendation of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxvi) Committee on Public Petitions:

Petition by Fidelis C. Nwanlunor:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Fidelis C. Nwanlunor against the Management of the Independent National Electoral Commission (INEC) over his unlawful dismissal from Office as INEC Staff and approve the recommendations therein”(Hon. Simon Yakubu Arabo — Kuru Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation (i):

“Urge the Chairman of the Independent National Electoral Commission (INEC) to reinstate the appointment of Mr Fidelis C. Nwanlunor back to the service of INEC (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (ii):

“Also urge the Chairman, INEC to pay him all arrears of his salaries, benefits and entitlements from 31 August, 2009 when his appointment was terminated to date” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Recommendation (iii):

“That if after one month of this recommendation and there is no response from INEC, Mr. Fidelis Nwanlunor should report back to the House for further action” (*Hon. Simon Yakubu Arabo — Kauru Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Fidelis C. Nwanlunor against the Management of the Independent National Electoral Commission (INEC) over his unlawful dismissal from Office as INEC Staff and approved Recommendations (i) - (iii) of the report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxvii) *A Bill for an Act to Establish the Chartered Institute for the Development and Social Studies to Provide for the Control of its Members and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492) (Committee of the Whole):*

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute for the Development and Social Studies to Provide for the Control of its Members and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492)” (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE
OF DEVELOPMENT AND SOCIAL STUDIES TO PROVIDE FOR THE CONTROL
OF ITS MEMBERSHIP AND PROMOTE THE PRACTICE OF DEVELOPMENT
AND SOCIAL STUDIES IN NIGERIA; AND FOR RELATED MATTERS

Clause 1: Establishment of the Chartered Institute of Development and Social Studies.

- (1) There is established the Chartered Institute of Development and Social Studies (in this Bill referred to as "the Institute").
- (2) The Institute:
 - (a) shall be a body corporate with perpetual succession;
 - (b) shall have a common seal which shall be kept in such custody as the Council may authorise; and
 - (c) may sue or be sued in its corporate name (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Membership of the Institute.

- (1) Subject to the provisions of this Bill, persons admitted into the Institute shall possess knowledge, experience, and qualifications in development and social studies and other related disciplines determined by the Council, and may be enrolled in the category of:
 - (a) Fellows;
 - (b) Members;
 - (c) Associate Members;
 - (d) Graduate Members; and
 - (e) Students.
- (2) Without prejudice to the provisions of this Bill, persons registered as members of the Institute are entitled to be enrolled:
 - (a) as Fellows, if they satisfy the Council that for the period of at least five years immediately preceding the date of their application in that behalf they:
 - (i) are fit and proper persons,
 - (ii) are holders of approved academic qualifications,
 - (iii) have satisfied the Council in their dissertations, and

- (iv) have been continuously active in the practice of development and social studies in either public or private sector of the economy and as members of the Institute;
 - (b) as members, if, for the period of at least three years immediately preceding the date of their application in that behalf, they have been enrolled as graduate members and are otherwise fit and proper persons, and as may be approved in the discretion of the Council;
 - (c) as Associate members, if, for the period of at least two years immediately preceding the date of their application in that behalf, they have been enrolled as graduate members and are otherwise fit and proper persons, and as may be approved in the discretion of the Council;
 - (d) as Graduate members, if they satisfy the Council that they have fulfilled all requirements prescribed (passed the mandatory examinations conducted) by the Institute, hold equivalent qualifications from recognised institutions of higher education and are found to be fit and proper persons by the Council.
- (3) The following are other precedence and designated titular abbreviations for:
 - (a) a Fellow of the Chartered Institute of Development and Social Studies who shall have the right to use the designatory letters mdss immediately after his name;
 - (b) a member of the Chartered Institute of Development and Social Studies who shall have the right to use the designatory letters m.dss immediately after his name;
 - (c) an Associate member of the Chartered Institute of Development and Social Studies who shall have the right to use the designatory letters A.dss immediately after his name; and
 - (d) a Licentiate member of the Chartered Institute of Development and Social Studies who shall have the right to use the designatory letters L.dss immediately after his name.
- (4) Graduates and Students registered for training shall become professional practising members only after satisfying specified qualification requirements for membership in any of the categories as may be prescribed by the Council or bye-laws of the Institute.
- (5) In this section, "licentiate member" means any member granted a licence by a recognised institution of higher education to practise this profession, and "licensure" shall be construed accordingly (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Functions of the Institute.

The Institute shall:

- (a) organise and provide professional training In the areas of social studies and development;
- (b) regulate and control the practice of the profession in all ramifications.
- (c) build capacity for leadership and. a desire to make a difference in organisations and the nation at large;
- (d) promote the art and philosophy of developing nation;
- (e) educate and promote public etiquette, conduct and approach to public issues;
- (f) build a bridge between public, private and organised sectors of the economy;
- (g) seek internal and external relationship between States and other arms of government;
- (h) integrate culture with modernisation;
- (i) promote business, government ethics and inter-governmental relations;
- (j) determine the standards of knowledge and skills to be attained by a person seeking to become a member of the profession (in this Bill referred to as "the profession") and reviewing those standards as circumstances may require (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Establishment of the Institute of Board of Trustees.

- (1) There is established for the Institute the Board of Trustees (in this Bill referred to as "the Board") which membership shall:
 - (a) exercise oversight on the Council;
 - (b) from time to time advise the Council on general matters of administration;
 - (c) not be subjected to any election;
 - (d) ensure that in the event of death or incapacity of a member, the Board shall appoint a successor; and
 - (e) be of indefinite term
- (2) The Board shall consist of:
 - (a) the Chairman;
 - (b) the Deputy Chairman;
 - (c) the Secretary;
 - (d) other members of the Board.

- (3) The Board of Trustees of the Institute shall be the highest law making body of the Institute and it shall hear and determine complaints that be brought before it by members (who are in arrears of their subscriptions and levies) its decision on any issue is not subjected to any further debate.

Members of the Board of Trustees shall hold office for life.

- (4) The Chairman of the Board of Trustees shall be such person as may be designated by the members of Board of Trustees. The Chairman shall serve for a period of five years and shall be eligible for re-appointment for successive- periods of five years after which another member shall be appointed for the chairmanship position and the former Chairman default to membership of the Board.
- (5) The Board shall hold its meetings from time to time as maybe scheduled by the Board and shall have powers to regulate its proceedings.
- (6) At least three members of the Board shall be present at the meeting of the Council.
- (7) The members of the Board of Trustees shall receive remuneration for their activities, such as which amount shall be reviewed from time to time. They are, however, entitled to reimbursement of the expenses made in the exercise of their duties.
- (8) No member of the Board shall dispose any policy matter except with prior approval of the Board.
- (9) Where disciplinary committee is unable to resolve any matter brought before it shall refer the matter to the Council. In the event that the Council is unable to resolve same, it shall in turn refer it to the Board and any decision taken on the matter shall be final (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Election of Principal Officers of the Institute.

- (1) The Principal Officers of the Institute are the:
 - (a) President;
 - (b) 1st Vice-President;
 - (c) 2nd Vice-President;
 - (d) National Secretary;
 - (e) Director Membership Services;
 - (f) National Treasurer; and
 - (g) Registrar/CEO.
- (2) The Principal Officers listed in subsection (1) shall be:
 - (a) financial members of the Institute in the grades of fellows, full members, associate members and licentiate members; and

- (b) elected to office biennially at the second Council meeting after another term of two years, and no more.
- (3) The President shall be the Chairman of the meetings of the Institute, but in the event of his incapacity, death or inability to perform the duties imposed on him under this subsection, the Vice President shall discharge such duties for the unexpired portion of the term of office of the President.
- (4) If any of the officers listed under subsection (1) of this section ceases to be a member of the Institute, he shall cease to hold any of the designated offices (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Establishment and composition of the Governing Council.

- (1) There is established for the Institute the Governing Council (in this Bill referred to as "the Council") which shall be responsible for the administration and general management of the Institute.
- (2) The Council shall consist of:
 - (a) the President of the Institute, as the Chairman;
 - (c) the 1st Vice-President of the Institute, as the Deputy Chairman;
 - (d) the 2nd Vice-President of the Institute, as a member;
 - (e) Director Membership Services as a member;
 - (c) the Registrar/CEO as Secretary;
 - (d) 12 members nominated by the Institute from the six geopolitical zones of the Federation;
 - (e) two persons who shall be members of the Institute, to represent institutions of higher education in Nigeria offering courses leading to an approved qualification, to be appointed in rotation;
 - (f) the immediate past President of the Institute;
 - (g) members of the Board of Trustees;
 - (h) DG or Provost of ICRDSS;
 - (i) one person each, not below the rank of a Director, to represent the Federal Ministry of:
 - (i) Budget and Planning,
 - (ii) Youth and Social Development;
 - (iii) Education.

- (3) The provisions of the First Schedule to this Bill shall have effect with respect to the supplementary provisions of the Council, qualifications, tenure of office of members of the Council, and other matters mentioned in the Schedule.

First Schedule.

- (4) The provisions of the First Schedule to this Bill shall have effect with respect to the supplementary provisions of the Council, qualifications, tenure of office of members of the Council, and other matters mentioned in the Schedule (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Appointment of the Board of Trustees.

- (1) A Board of Fellows shall be appointed annually to coordinate the activities of Fellows of the Institute and recommend to the Council, on yearly basis, admission of members of the Fellows.
- (2) The Board of Fellows shall consist of persons who have been duly elected as Fellows of the Institute, and shall have a chairman who shall preside over the activities of the Board (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

PART II — FINANCIAL PROVISIONS

Clause 8: Establishment of Fund and expenditure.

- (1) The Council shall establish and maintain a Fund for the Institute, the management and control of which shall be under the authority of the Council, into which shall be paid:
- (a) all money received by the Council under this Bill;
 - (b) all subscriptions and fees under this Bill;
 - (c) such money as may be provided by the Federal, State or Local Government by way of grants and subventions or loans; and
 - (d) all money raised for the purposes of the Institute by way of gifts, donations, grants-in-aid, testamentary dispositions from individuals, bodies, corporations or philanthropic organisations.
- (2) The Council shall apply the proceeds of the Fund of the Institute to:
- (a) all expenditures incurred by the Institute in the course of the performance of its functions under this Bill;
 - (b) the remunerations and allowances of the Registrar and other staff of the Institute;
 - (c) the maintenance of the premises and property owned and vested in the Institute;

- (d) the payment of travelling allowances and such stipend for members of the Council as may be approved by the Council; and
- (e) the payment of such other charges as may be reasonably incurred in the performance of the functions of the Institute and the Council.

Act No. 11, 2007

- (3) For the purposes of companies income tax, any donation made by any company in Nigeria to the Institute shall be a deductible donation within the meaning of the Companies Income Tax Act (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Power to borrow money.

- (1) The Council may, with the general consent of its members or in accordance with the general guidelines or authority given by the Government of the Federation, borrow, on behalf of the Institute, by way of loan or overdraft from any source, any money required by the Council to meet the obligations of the Institute in order to perform its functions under this Bill, and such consent or authority shall be required where the sum or aggregate of the sums involved at any time does not exceed such amount as is, for the time being, projected in relation to the Institute in any particular year.
- (2) The Council may, subject to the provisions of this Bill and conditions of trust in respect of funds held or any property owned by the Institute, invest any but not all of its funds with the same consent or general authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Annual estimates, accounts and audit.

- (1) The Chairman of the Council shall cause to be prepared, not later than six months before the end of the year, estimates for the recurrent and capital expenditure and income of the Institute during the next financial year which shall be presented to the annual general meeting of the Institute by the Council for approval.
- (2) The Council shall:
 - (a) keep proper accounts and records; and
 - (b) prepare, in respect of each financial year, a statement of account in such form as the Chairman or the Council shall direct.
- (3) The Council shall, soon after the end of a financial year, cause the accounts of the Institute and those of the Council to be audited by qualified auditors appointed from the list of auditors and in accordance with the guidelines laid down by the Auditor-General for the Federation.
- (4) The auditors appointed in subsection (3) shall, on completion of the audit of the accounts of the Institute and the Council for each financial year, prepare and submit to the Council:

- (a) general report setting out the observations and recommendations of the auditors on the financial affairs of the Institute and the Council for the year, and on any important matter which the auditors may consider necessary to bring to the notice of the Council; and
 - (b) detailed report containing the observations and recommendations of the auditors on all aspects of the operations of the Institute and the Council.
- (5) There shall exist within the Institute a Training and Research arm called International Centre for Research in Development and Social Studies.
- (6) The centre shall have a structure similar to those in universities and other research Institutes in Nigeria.
- (7) It shall perform functions that are not limited to the following:
 - (i) train deserving candidates admitted by the Institute into her various categories of memberships before their inductions;
 - (ii) shall award different certificates to those so trained in subsection (i) above;
 - (iii) to undertake all forms of studies and research into problems of development and social studies;
 - (iv) to award diplomas, degrees and postgraduate degrees to all those admitted, trained and deemed to have qualified from the Centre;
 - (v) to disseminate research and other information through publications of books, journals and Newsletters.
- (8) Appointments into the centre shall be based on guidelines for appointment and promotion developed by the Governing Council and approved by the Board of Trustees (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — THE REGISTRAR

Clause 11: Appointment and duties of the Registrar.

- (1) The Council shall appoint a fit and proper person to be the Registrar of the Institute.
- (2) The Registrar appointed under subsection (1) shall be the head of the administration of the Institute and Secretary to the Council.
- (3) The Registrar shall prepare and maintain a register:
 - (a) of members of the Institute; and

- (b) which shall consist of four parts, one each in respect of:
 - (i) Fellows,
 - (ii) Full Members;
 - (iii) Associates, and
 - (iv) Licentiates.
- (4) Subject to the provisions of this subsection, the Council may make rules with respect to the form, keeping of the register and making of entries and, in particular:
 - (a) the making of application for enrolment or registration;
 - (b) providing for notification to the Registrar, by the person to whom registered particulars relate, of any change in those particulars;
 - (c) authorising a registered person to have any qualification, which is in relation to the relevant discipline of the profession for the purpose of this Bill, registered in relation to his name in addition to, as he may elect, the substitution for other qualifications so registered;
 - (d) specifying, the fees, including subscription to be paid to the Institute in respect of the entry of names in the register; and
 - (e) specifying anything not specified under this section, but rules made for the purposes of paragraph (d) shall not come into force until they are confirmed at a special meeting of the Institute convened for that purpose, or at the next annual general meeting of the Institute.
- (5) The Registrar shall:
 - (a) correct, in accordance with the Council's directives, any entry in the register which the Council directs him to correct as being, in the Council's opinion, an entry which was incorrectly made;
 - (b) remove from the register the name of any registered person who had died;
 - (c) record the names of the members of the Institute who are in default in the payment of the annual subscription, dues or other charges for more than 12 months, and take such action (including removal of the names of the defaulters from the register) as the Council may determine or direct;
 - (d) make any necessary alteration in the registered particulars of registered persons.

- (e) send by post to any registered person a letter addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and shall receive a reply to the letter within six months from the date of posting; and
- (f) upon the expiration of the period specified in paragraph (e) of this subsection, send in like manner to the person in question a second similar letter and where no reply to the letter is received within three months from posting it, then, the Registrar may remove the particulars relating to the person in question from the register, and the Council may direct the Registrar to restore to the appropriate part of the register the particulars removed under this subsection (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Publication of register and list of corrections.

- (1) The Registrar shall:
 - (a) cause the register to be printed, published and put on sale to members of the public not later than two years from the commencement of this Bill;
 - (b) thereafter in each year, cause to be printed, published and put on sale a corrected edition of the register since it was last printed; and
 - (c) cause a print of each edition of the register and of each list of corrections to be deposited at the principal offices of the Institute and the Council shall keep the register and the list so deposited available at all reasonable times for inspection by members of the Institute.
- (2) A document purporting to be a print of an edition of the register published under this section by authority of the Registrar or documents purporting to be a print of an edition so printed, shall (without prejudice to any other mode of proof) be admissible in any proceeding as evidence that any person specified in the document or documents read together, as being registered was so registered at the date of the edition or of list of corrections, as the case may be, and that any person not so specified was not registered.
- (3) Where in accordance with subsection (2), a person is, in any proceeding, shown to have been, or not to have been, registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be, or not to be, so registered (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Registration.

- (1) Subject to the rules made by the Council under section 10 (4) of this Bill, a person whether or not a member of a professional Development and Social Studies body recognised by an Act of the National Assembly is entitled to be enrolled or registered as a Member of Chartered Institute of Development and Social Studies if he:

- (a) passes the qualifying examination of membership conducted by the Council under this Bill and completes the practical training prescribed; or
 - (b) holds a qualification granted outside Nigeria and, for the time being, accepted by the Institute and, if the Council so requires, satisfies the Council that he had sufficient practical experience as a Development and Social professional.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:
 - (a) is of good character;
 - (b) has attained the age of 21; and
 - (c) has not been convicted of a criminal offence involving fraud or dishonesty in Nigeria or elsewhere.
- (3) The Council may, in its discretion, provisionally accept a qualification presented in respect of an application for registration under this section and direct that the application be renewed within such period as may be specified in the direction.
- (4) Any entry directed to be made in the register under subsection (4) of this section shall indicate that the registration is provisional, and no entry made in consequence thereof shall be converted to or construed as full registration without explicit consent of the Council made in writing in that behalf.
- (5) The Council shall publish in the Federal Government Gazette particulars of qualifications for the time being accepted (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Approval of qualification.

- (1) The Council may approve an institution for the purposes of this Bill and may approve any:
 - (a) course of training at any institution which is intended for persons who are seeking to become members and which the Council considers as necessary to confer on persons completing the course sufficient knowledge and skill for admission to the Institute; and
 - (b) qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating, in the opinion of the members of the Council, that the candidates have sufficient knowledge and skill to practise as a professional.
- (2) The Council may, if it deems fit, withdraw any approval given under this section in respect of any course, qualification or institution, but before withdrawing such an approval, the Council shall:

- (a) give notice that it proposes to do so to persons in Nigeria appearing to the Council to be persons by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each person an opportunity of making representations to the Council with regard to the proposal; and
 - (c) take into consideration any representation made with respect to the proposal in paragraph (b).
- (3) Where the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section, but the withdrawal of any such approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval was registered or eligible for registration immediately before the approval was withdrawn.
- (4) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in that instrument, and the Council shall:
 - (a) publish, as soon as possible, a copy of every such instrument in the Federal Government Gazette; and
 - (b) not later than seven days before its publication, send a copy of the instrument to the Minister (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: Supervision of instructions leading to approved qualifications.

- (1) The members of the Council of the Institute shall keep themselves informed of the nature of the:
 - (a) instructions given at approved institutions to persons attending approved training; and
 - (b) examination as a result of which approved qualification are granted, and for the purpose of performing that duty, the Council may appoint, either from among its own members or otherwise, a person to visit approved institutions or to attend such examination.
- (2) The visitor appointed in this section shall report to the Council on:
 - (a) the sufficiency of the instructions given to persons attending approved courses of training at institutions visited by him;
 - (b) the conduct and adequacy of the examination observed by him; and
 - (c) any other matter relating to the instructions or examinations on which the Council may, either generally or in a particular case, request him to report, but no visitor shall interfere with the giving of any instruction or the conduct of any examination.

- (3) On receiving a report made in this section, the Council may, if it deems fit, and shall, if so required by the Institution, send a copy of the report to the person appearing to the Council to be in charge of the institution or which the Disciplinary Tribunal has cognisance under this Bill as responsible for the examination of which the report relates requesting that person to make an observation on the report to the Council within such period as may be specified in the request, not less than one month, beginning with the date of the request (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

PART IV — PROFESSIONAL DISCIPLINE

Clause 16: Establishment, composition and duties of Investigating Panel and Disciplinary Tribunal.

- (1) There is established the Chartered Institute of Development and Social Studies Investigating Panel (in this Bill referred to as "the Investigating Panel") charged with the duty of:
 - (a) conducting a preliminary investigation into any case where it is alleged that a member has misbehaved in his capacity as a developing manager or should, for any other reason, be the subject of proceeding before the Disciplinary Tribunal; and
 - (b) deciding whether the case should be referred to the Disciplinary Tribunal.
- (2) The Investigating Panel shall be constituted by the Council and shall consist of four members of the Council and one person who is not a member of the Council.
- (3) There is established the Chartered Institute of Development and Social Studies Disciplinary Tribunal (in this Bill, referred to as "the Disciplinary Tribunal") charged with the duty of considering and determining any case referred to it by the Investigating Panel established in subsection (1) of this section, and any other case of investigation, of which the Disciplinary Tribunal has cognisance under this Bill.
- (4) The Disciplinary Tribunal shall consist of the Chairman of the Council and six other members of the Council.

Second Schedule.

- (5) The provisions of the Second Schedule to this Bill shall, so far as applicable to the Disciplinary Tribunal and Investigating Panel respectively, have effect with respect to the bodies.
- (6) The Council may make rules consistent with this Bill as to acts which constitute professional misconduct (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Penalties for unprofessional conduct.

- (1) Where:
- (a) a member is judged by the Disciplinary Tribunal to be guilty of infamous conduct in any professional respect;
 - (b) a member is convicted, by any court or tribunal in Nigeria or elsewhere, having power to award imprisonment, of an offence or (whether or not punishable with imprisonment) which, in the opinion of the Disciplinary Tribunal, is incompatible with the status of a Development and Social Studies practitioner, or
 - (c) the Disciplinary Tribunal is satisfied that the name of any person has been fraudulently registered, the Disciplinary Tribunal may, if it deems fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Disciplinary Tribunal may, if it deems fit, defer its decisions as to the giving of a direction in subsection (1) until a subsequent meeting of the Disciplinary Tribunal but no:
- (a) decision shall be deferred under this subsection for a period exceeding two years on the aggregate; and
 - (b) person shall be a member of the Disciplinary Tribunal for purposes of reaching a decision which has been deferred or further deferred, unless he was present as a member of the Disciplinary Tribunal when the decision was deferred.
- (3) For the purposes of subsection (1) (b), a person shall not be treated as convicted unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought in connection with the conviction.
- (4) When the Disciplinary Tribunal gives a direction under subsection (1), the Disciplinary Tribunal shall cause notice of the direction to be served on the person to whom it relates.
- (5) A person whose name is struck off the register on the direction of the Disciplinary Tribunal under this section is not entitled to be enrolled or registered again except on the direction of the Disciplinary Tribunal on the application of the person, and a direction under this section for the removal of a person's name from the register may prohibit an application under this subsection by that person until the expiration of such period from the date of the direction (and where he has duly made such an application, from the date of his last application) as may be specified in the direction (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS**Clause 18: Rules as to professional practice and fees.**

- (1) The Council may make rules:

- (a) this subsection shall not apply in respect of anything done by him during the period mentioned in that section; and
 - (b) if, within that period, he duly applies for membership of the Institute, then, unless within that period he is notified that his application has not been approved, this subsection shall not apply in respect of anything done by him between the end of that period and the date on which he is enrolled or registered or is notified,
- (3) If the Registrar or any other person employed by or on behalf of the Institute wilfully makes any falsification in any matter relating to the register, he commits an offence.
- (4) A person who commits an offence under this section is liable:
 - (a) on summary conviction, to a fine not exceeding ₦50,000; and
 - (b) on conviction on indictment, to a fine not exceeding ₦100,000 or to imprisonment for a term not exceeding two years or to both.
- (5) Where an offence under this section which has been committed by a body corporate is proven to have been committed with the consent or connivance of, or to be attributed to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he, as well as the body corporate, shall be deemed to have committed that offence and shall be liable to be prosecuted and punished accordingly.
- (6) In this section, "the relevant date" means the third anniversary of the appointed day or such earlier date as may be prescribed for the purpose of this section by order of the Minister published in the Federal Government Gazette (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Rules and regulations.

- (1) Any regulation made under this Bill shall be published in the Federal Government Gazette as soon as may be after they are made and a copy of such regulations shall be sent to the Minister, not later than seven days before they are so published.
- (2) Rules made for the purposes of this Bill shall be subject to confirmation by the Institute at its next general meeting or at any special meeting of the Institute convened for that purpose, and, if then annulled, shall cease to have effect on the day after the date of annulment, but without prejudice to anything done in pursuance or intended pursuance of such rules (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Interpretation.
In this Bill:

"Institute" means Chartered Institute of Development and Social Studies established under section 1 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Institute" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Council established as the governing body of the Institute under section 5 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Disciplinary Tribunal" means the Chartered Institute of Development and Social Studies Disciplinary Tribunal established under section 15 (3) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Disciplinary Tribunal" be as defined in the interpretation to this Bill — Agreed to.

"enrolled" relates to a fellow, an associate member, a graduate member or a licentiate member, as the case may be (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "enrolled" be as defined in the interpretation to this Bill — Agreed to.

"fees" includes annual subscription (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "fees" be as defined in the interpretation to this Bill — Agreed to.

"Investigating Panel" means the Chartered Institute of Development and Social Studies Investigating Panel established under section 15 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Investigating Panel" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with the responsibility for matters relating to finance (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"President and Vice-President" means respectively the office holders under those names in the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "President and Vice- President" be as defined in the interpretation to this Bill — Agreed to.

"profession" means the profession of development and social studies; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "profession" be as defined in the interpretation to this Bill — Agreed to.

"register" means the Register maintained under section 10 (3) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "register" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Citation.

This Bill may be cited as the Chartered Institute of Development and Social Studies Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 5 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualifications and tenure of members

1. (1) Subject to the provisions of this paragraph, a member of the Council shall hold office for a period of two years beginning with the date of his appointment or election.
- (2) A member of the Institute who ceases to be a member shall, if he is also a member of the Council, cease to hold office on the Council.
- (3) An elected member may, by notice in writing under his hand addressed to the President, resign his office, and any appointed member may likewise resign his appointment.
- (4) A person who retires from or otherwise ceases to be an elected member of the Council is eligible again to become a member of the Council, and any appointed member may be reappointed.
- (5) Members of the Council shall, at a meeting before the annual general meeting of the Institute, arrange for five members of the Council appointed or elected, and those who are longest in office shall retire at that annual general meeting.
- (6) Elections to the Institute shall be held in such manners as may be prescribed by rules made by the Council and, until so prescribed, they shall be decided in a secret balloting process.
- (7) If, for any reason, there is a vacation of office by a member and such member was:

- (a) appointed by the Minister or any other body corporate, the Minister or the body corporate shall appoint another fit person to occupy the office in which the vacancy occurs; or
- (b) elected, the Council may, if the period between the unexpired portion of the tenure of office and the next general meeting of the Institute appears to warrant the prompt filling of the vacancy, co-opt another fit person for such period.

Powers of the Council

2. The Council shall have powers to do anything which in its opinion is calculated to facilitate the activities of the Institute.

Proceedings of the Council

3. (1) Subject to the provisions of this Bill, the Council may, in the name of the Institute, make standing orders regulating the proceedings of the Institute or of the Council, and, in the exercise of its powers under this Bill, may set up committees in the general interest of the Institute and make standing orders.
- (2) Standing orders shall provide for decisions to be taken by a majority of the members and, in the event of equality of votes, the President or the Chairman, as the case may be, shall have a second or casting vote.
- (3) Standing orders made for a committee shall provide that the committee shall report back to the Council on any matter not within its competence to be decided upon.
4. The quorum of the Council shall be nine and the quorum of a committee of the Council shall be as determined by the Council.

Meetings of the Institute

5. (1) The Council shall convene the annual general meeting of the Institute on a day as the Council may appoint in any particular year, so that if the meeting is not held within one year, after the previous annual general meeting, not more than 15 months shall elapse between the respective dates of the two meetings.
- (2) A special meeting of the Institute may be convened by the Council at any time, and if at least 30 members of the Institute require it by notice in writing addressed to the General Secretary of the Institute, setting out the objects of the proposed meeting, the Chairman shall convene a special meeting of the Institute.
- (3) The quorum of any general meeting of the Institute shall be 15 members and that of any special meeting of the Institute shall be 25 members.

Meetings of the Council

6. (1) Subject to the provisions of any standing order of the Council, the Council shall meet whenever it is summoned by the Chairman, and if the Chairman is required to do so by notice in writing given to him by at least seven other members, he shall summon a meeting of the Council to hold within seven days from the date on which the notice is given.

- (2) At any meeting of the Council, the Chairman or, in his absence, the Deputy Chairman shall preside, but if both are absent, the members present at the meeting shall appoint one of them to preside at the meeting.
- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council deems fit, but a person who is a member by virtue of this subparagraph is not entitled to vote at any meeting of the Council and does not count towards a quorum.
- (4) Notwithstanding anything in this paragraph, the first meeting of the Council shall be summoned by the Minister who may give such directions as he deems fit as to the procedure which shall be followed at the meeting.

Committees

7. (1) The Council may set up one or more committees to carry out, on behalf of the Institute or Council, such functions as the Council may determine.
- (2) A committee set up under this paragraph shall consist of a number of persons determined by the Council, and a person other than a member of the Council shall hold office on the committee in accordance with the terms of the instrument by which he is appointed.
- (3) Any recommendation of a committee shall be of no effect until it is approved by the Council.

Miscellaneous

8. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President or other member of the Council authorised generally by the Institute to act for that purpose.
- (2) Any contract or instrument, which if made or executed by a person not being a body corporate would not be required to be under seal, may be made or executed on behalf of the Institute or Council, as the case may require, by any person generally or specially authorised to act for the purpose by the Council.
- (3) Any document purporting to be a document duly executed under the seal of the Institute shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (4) The validity of any proceeding of the Institute, Council or a committee of the Council shall not be affected by:
 - (a) any vacancy in the membership;
 - (b) any defect in the appointment of a member of the Institute or Council; or
 - (c) reason that a person not entitled to serve on the Committee took part in the proceedings.
- (5) A member of the Institute or Council and any person holding office on a committee of the Council who has a personal interest in the Council or a committee shall disclose his interest to the President or Council, as the case may be, and shall not vote on any question relating to the contract or arrangement.

- (6) A person shall not, by reason only of his membership of the Institute, be required to disclose any interest relating solely to the audit of the accounts of the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 15 (5)

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL

The Disciplinary Tribunal

1. The quorum of the Disciplinary Tribunal shall be three of whom, at least two, shall be professional Development and Social practitioners.
2. (1) The Chief Justice of Nigeria shall make rules as to the selection of members of the Disciplinary Tribunal for the purposes of any proceeding, the procedures to be followed and the rules of evidence to be observed in the proceedings before the Disciplinary Tribunal:
 - (a) for securing that notice of the proceedings shall be given at such time and manner as may be specified by the rules to the person who is the subject of the proceeding;
 - (b) for determining who, in addition, shall be a party to the proceedings;
 - (c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Tribunal;
 - (d) for enabling any party to the proceedings to be represented by a legal practitioner;
 - (e) subject to the provisions of section 16 (5) of this Bill, as to the costs of proceedings before the Disciplinary Tribunal;
 - (f) for requiring, in a case where it is alleged that the person who is subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Disciplinary Tribunal adjudges that the allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates; and
 - (g) for publishing in the media notice of any direction of the Disciplinary Tribunal which has taken effect providing that a person's name shall be struck off a register.
3. For the purposes of any proceeding before the Disciplinary Tribunal, any member of the Tribunal may administer oaths and any party to the proceedings may issue through the Supreme Court writs of subpoena ad testificandum and duces tecum, but no person appearing before the Disciplinary Tribunal shall be compelled to:
 - (a) make any statement before the Disciplinary Tribunal tending to incriminate himself; and

- (b) produce any document under such a writ which he could be compelled to produce at the trial of an action.
- 4.
 - (1) For the purposes of advising the Disciplinary Tribunal on questions of law arising in the proceedings before it, there shall, in all such proceedings, be an assessor to the Disciplinary Tribunal who shall be appointed by the Council on the nomination of the Chief Justice of Nigeria and shall be a legal practitioner of at least seven years standing.
 - (2) The Chief Justice of Nigeria may make rules as to the functions of assessors appointed under this paragraph and, in particular, such rules shall contain provisions for securing that:
 - (a) where an assessor advises the Disciplinary Tribunal on any question of law as to evidence, procedure or any matter specified in the rules, he shall do so in the presence of every party or person representing a party to the proceedings who appears or, if the advice is tendered while the Disciplinary Tribunal is deliberating in private, that every such party or persons are present; and
 - (b) every such party or person shall be informed if in any case the Disciplinary Tribunal does not accept the advice of the assessor on such a question.
 - (3) An assessor may be appointed under this paragraph either generally or for any particular proceeding or class of proceedings, and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

The Investigating Panel

- 5. The quorum of the Investigating Panel shall be two.
- 6.
 - (1) The Investigating Panel may, at any of its sittings attended by all its members, make standing orders with respect to the Investigating Panel.
 - (2) Subject to the provisions of any such standing order, the Investigating Panel may regulate its own procedure.

Miscellaneous

- 7.
 - (1) A person ceasing to be a member of the Disciplinary Tribunal or the Investigating Panel is eligible for reappointment as a member of that body.
 - (2) A person may, if otherwise eligible, be a member of both the Disciplinary Tribunal and the Investigating Panel, but no person who acted as a member of the Investigating Panel with respect to any case shall act as a member of the Disciplinary Tribunal with respect to that case.
- 8. The Disciplinary Tribunal or the Investigating Panel may act notwithstanding any vacancy in its membership, and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body, or (subject to paragraph 7 (2) of this Schedule) by reason of the fact that any person who was not entitled to do so took part in the proceedings of the body.
- 9. Any document authorised or required by virtue of this Bill to be served on the Disciplinary Tribunal or the Investigating Panel shall be served on the Registrar of this Institute.

10. Any expense of the Disciplinary Tribunal or the Investigating Panel shall be defrayed by the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the Chartered Institute of Development and Social Studies to provide for the control of its membership and advancing the science and the practice of development and social studies in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Development and Social Studies to Provide for the Control of its Membership and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chartered Institute for the Development and Social Studies to Provide for the Control of its Members and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492) and approved Clauses 1 - 23, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxviii) A Bill for an Act to Establish the Chatered Institute of Finance and Control of Nigeria charged with Responsibility to, among other things, set up Ethical Standard for Professionals in Finance Control; and for Related Matters (HB.1645) (Committee of the Whole):

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Chatered Institute of Finance and Control of Nigeria charged with Responsibility to, among other things, set up Ethical Standard for Professionals in Finance Control; and for Related Matters (HB.1645)”(Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF
FINANCE AND CONTROL OF NIGERIA CHARGED WITH THE RESPONSIBILITY TO,
AMONG OTHER THINGS, SETUP ETHICAL STANDARDS FOR PROFESSIONALS
IN FINANCE CONTROL; AND FOR RELATED MATTERS (HB. 1645)

PART I — ESTABLISHMENT, MEMBERSHIP, FUNCTIONS, AND POWERS OF THE INSTITUTE

Clause 1: Establishment of Chartered Institute of Finance and Control.

- (1) There is established the Chartered Institute of Finance and Control of Nigeria (in this Bill, referred to as "the Institute").
- (2) The Institute:
 - (a) is a body corporate with perpetual succession and a common seal;
 - (b) may sue and be sued in its corporate name; and
 - (c) may, subject to the Land Use Act, hold, acquire and dispose of any property, movable or immovable (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Functions of the Institute.

The Institute is responsible for:

- (a) determining what standards of knowledge and skill are to be attained by persons seeking to become registered as Chartered Finance Controllers (in this Bill referred to as "the Professionals"), and raising the standards from time to time as circumstances may permit;
- (b) securing, in accordance with the provisions of this Bill, the establishment and maintenance of register of corporate members, fellows, associates, honorary fellows, and the publication of the list of registered members from time to time;
- (c) building professional capacity and providing professional guidance to members for enhanced service delivery in the chosen area of the Institute's professional practice;
- (d) providing administrative knowledge to members in budgetary control in the public and private sectors of the economy;
- (e) prescribing regulations for professional finance control practice, conducting researches and advance professional studies in finance control;
- (f) creating and advancing consciousness in the professional practice of Finance and Control, providing a forum for the interaction of practicing Finance Controllers and collaborating with individuals, groups and corporate bodies with interest in Finance and Control practice with the aims of sharing professional and technical skills, experiences, benefits and research findings for advancement of professional Finance and Control;
- (g) organising conferences, seminars and symposia for professional brainstorming and cross fertilisation of professional skills and ideas amongst members on related matters and to make appropriate recommendations to government in the formulation of fiscal and monetary policies, and organising professional post qualification courses for its members;
- (h) Licensing, regulating and providing professional proficiencies and guidance to members in practice and to persons who shall practice as Financial Analysts;

- (i) Promoting the application of Information Technology (IT) System as basis of generating and utilizing relevant information for the purpose of exercising financial control;
- (j) formulating, for recommendation purposes to the Nigerian Financial Reporting Council, professional standard ideas or exposure draft on matters or topics, relating to the business of finance and control in Nigeria and for standardization; and
- (k) issuing code of conduct booklet to serve as catalyst to guide the professional behaviour of members of the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Membership of the Institute.

- (1) Members of the institute shall be drawn from diverse professions in areas of finance and related matters, including Banking and Finance, economics, accounting, management, arts, social sciences, business administration, mathematics, statistics, computer science, law, etc.
- (2) Subject to the provisions of this Bill, a person admitted to the membership of the Institute shall possess adequate interest, knowledge and understanding of finance and related matters and shall be registered as a member in any of the following categories:
 - (a) Corporate Membership;
 - (b) Fellow Membership;
 - (c) Associate Membership;
 - (d) Graduate Membership; and
 - (e) Student Membership.
- (3) A person registered under this Bill as a Member of the Institute is entitled to be enrolled:
 - (a) as a Fellow, if he satisfies the Council that —
 - (i) he is the holder of an approved academic qualification;
 - (ii) he is an Associate member of the Institute for at least five years;
 - (iii) he has attended all mandatory continuous professional programmes, seminars and symposia organised by the Institute;
 - (iv) he pays the entire Institute's annual subscription, dues and levies;
 - (v) he has published articles in two editions of the Institute's Journal;

- (vi) he has creditably held a senior finance control position in an organisation established by law, or has held a senior lecturer position in a higher educational institution for a period of at least 10 years; and
 - (vii) he is in private practice at the time of application.
 - (b) as an Associate Member, if he —
 - (i) has passed all the stages of the Institute examination; and
 - (ii) is inducted as a fit and proper person to be enrolled as an Associate Member; and
 - (c) as a Student Member, if he has satisfied the Council that he is a fit and proper person to be enrolled as Student Member.
- (4) The Institute may register a member as an Honorary Fellow or Corporate Member.
- (5) An Honorary Fellow is a person who:
 - (a) has been in continuous employment of a reputable organisation as a finance officer for a period of at least 15 years preceding the date of his application or nomination to the Institute for registration as an honorary fellow;
 - (b) has contributed to human capacity development in the country; and
 - (c) is an employer of labour with knowledge of finance.
- (6) Corporate membership shall consist of ministries, departments agencies or companies which:
 - (a) are in a functional working relationship with the Institute;
 - (b) at the date of application, employed at least 25 persons;
 - (c) have been licensed to carry out a business with high corporate finance content in Nigeria (in the case of a company); and
 - (d) satisfied any other condition which the Council may approve.
- (7) A corporate membership shall be conferred at the discretion of the Council and the admission does not confer automatic professional membership of the Institute on any member of the company or organisation.
- (8) A corporate member shall ensure that its employees are registered with the Institute to promote ethical standards and self-regulation in the financial services industry.
- (9) A person shall, when enrolled or registered, as the case may be, receive a certificate in such form as the Council may approve for the purpose.

- (10) Every member is required to attend a number of mandatory training programmes as may be specified by the Council which serves as a prerequisite for upgrading and recertification.
- (11) At the commencement of this Bill, any person who not a member of the Institute, but for this Bill, would have been qualified to apply for and obtain membership of the profession, may, within the period of three months, beginning from the date of commencement of this Bill, apply for membership of the Institute in such manner as may be prescribed by rules made by the Council and if approved, he shall be registered according to his qualifications (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Membership Privileges.

- (1) A person registered as a Fellow and Associate of the Institute are entitled to use after his name, the following acronyms:
 - (a) Fellow, Chartered Institute of Finance and Control, (FCIFC);or
 - (b) Associate, Chartered Institute of Finance and Control (ACIFC).
- (2) A person registered as a Fellow or Associate of the Institute shall have the right to affix his seal and stamp on every document endorsed by or emanating from him.
- (3) A person registered as a Fellow or Associate of the Institute shall be awarded a certificate of qualification, practising certificate, plaque and other membership details, in such form as the Council may approve (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Duties of members and code of conduct.

- (1) Every registered member of the Institute shall:
 - (a) observe the rules, regulations, code of conduct and other policy, made by the Institute for the purpose of sound practice;
 - (b) uphold the objectives, purposes and interest of the Institute to the best of his ability;
 - (c) regulate his conduct to —
 - (i) uphold the dignity and reputation of the Institute; and
 - (ii) observe the provision of this Bill and other regulations made by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Governing Council of the Institute.

- (1) There shall be for the Institute, a Governing Council (in this Bill referred to as "the Council") charged with the responsibility for the administration and general management of the Institute.
- (2) The Council shall consist of:

- (a) the President of the Institute who is the chairman;
 - (b) the Vice-President of the Institute who is the Vice-Chairman;
 - (c) a representative, not below the rank of a Director from —
 - (i) Budget Office, Federal Ministry of Finance;
 - (ii) Revenue Mobilization, Allocation and Fiscal Commission; and
 - (iii) Central Bank of Nigeria (CBN);
 - (d) two members from the Board of Trustees;
 - (e) the immediate Past President of the Institute who shall be entitled to serve on the Council for a maximum period of two years from the expiration of their terms of office as president;
 - (f) two persons to represent the institutes of higher learning in Nigeria offering courses leading to an approved qualification in Finance, and the two shall not come from the same institution and it shall be by rotation;
 - (g) Six members nominated at the Annual General Meeting of the Institute to represent each of the six geopolitical Zones; and
 - (h) The Registrar of the Institute who shall be the Secretary to the Council.
- (3) The supplementary provisions set out in the Schedule to this Bill shall have effect with respect to the proceedings of the Council and other matters contained in the Schedule.
- (4) Subject to subsection (3), the Council may make standing orders for the regulation of its proceedings and meetings.
- (5) Decisions and acts of the Council shall be deemed to be decisions and acts of the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Functions of the Governing Council.

- (1) The Governing Council shall:
- (a) determine the standards of knowledge and skill of candidates aspiring to be members of the Institute;
 - (b) ensure that those admitted into the Institute as members upgrade their knowledge from time to time through regular attendance of seminars and workshops and Mandatory Continuous Professional Education Programs (MCPEP) designed to raise their skills as finance and control practitioners and experts;

- (c) regulate and control the finance and control profession through adequate screening of prospective desirous candidates who apply (enroll) for memberships from time to time;
- (d) do such other things that in its opinion are necessary to ensure the effective performance of the functions of the institute under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: The President and Vice-President of the Institute.

- (1) There shall be a President and Vice-President of the Institute who are elected at the Annual General Meeting of the Institute.
- (2) The President shall be the Chairman at meetings of the Institute, but, in the event of death, incapacity or inability for any reason of the President, the Vice-President shall act as President for the un-expired portion of the term of office as Chairman, as the case may be, and references in this Bill to the President shall be construed accordingly.
- (3) The President and Vice-President respectively, shall be Chairman and Vice-Chairman of the Council of the Institute under this Bill.
- (4) Where the President or the Vice-President ceases to be a member of the Institute, he shall cease to hold any of the offices designated under this section (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Tenure of office and cessation of membership of the Council.

- (1) The President and members of the Council other than the ex-officio Members, shall hold office for a term of two years in the first instance from the date of investiture and may be elected or re-appointed for another term of two years and no more.
- (2) The office of the President or any member of the Council becomes vacant where:
 - (a) he resigns his office by notice in writing under his hand addressed to the Registrar of the Institute;
 - (b) he becomes of unsound mind or is incapable of carrying out his duties due to infirmity of mind or body;
 - (c) he is declared bankrupt by a Court of Competent Jurisdiction;
 - (d) he is found guilty of gross misconduct relating to his duties or is convicted of a felony or of any offence involving dishonesty, fraud, corruption or embezzlement; or
 - (e) in the case of an ex-officio member, he ceases to hold the office on the basis of which he became a member of the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Remuneration of members of the Council.

Members of the Council shall be entitled to allowances, travel expenses and such other benefits as may be determined from time to time by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Clause 11: Establishment of the Board of Trustees.

- (1) There shall be for the Institute, a Board of Trustees (in this Bill referred to as "the Board"), whose membership shall:
 - (a) consist of the promoters of the Institute and such other persons that the Board may deem qualified; and
 - (b) not be subjected to any election.
- (2) In the event of death of a member, the Board shall arrange for a successor, but not necessarily from among the Council's members for the unexpired portion of the term of office.
- (3) The Board shall consist of:
 - (a) a Chairman;
 - (b) a Vice-Chairman;
 - (c) a Secretary; and
 - (d) four other members (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12. Functions of the Board of Trustees.

- (1) The Board shall act as adviser on issues relating to the activities of the Institute.
- (2) The Board shall hold its meeting, from time to time, as may be scheduled by the Chairman of the Board.
- (3) At least, a member of the Board is required to be present at the meeting of the Council.
- (4) Where Disciplinary Committee is unable to resolve any matter brought before it, it shall refer the matter to the Council, and in the event that the Council is unable to resolve same, it shall in turn, refer it to the Board and any decision taken on the matter is final.
- (5) Members of the Board shall occupy office for life, provided that a founding member or Promoter of the Institute shall not be a member of the Board while serving as a member of the Council of the Institute.
- (6) Without prejudice to the generality of section 10 of this Bill, members of the Board are entitled to such allowances, travel expenses and other benefits, as may be approved by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

PART II — STAFF OF THE INSTITUTE

Clause 13. Staff of the Institute.

- (1) The Council shall appoint the Registrar who is the Chief Executive Officer (CEO) of the institute for the purpose of this Bill.
- (2) The Registrar shall hold office for a term of four years and may, upon satisfactory performance, be eligible for re-appointment for further term of four years, and no more (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14. Qualification of the Registrar.

The Registrar shall possess such professional qualifications and cognate experience as the Council may prescribe (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15. Functions of the Registrar and the Register of members.

- (1) The Registrar shall:
 - (a) be charged with the general responsibility for matters affecting the management and operations of the Institute;
 - (b) on the instructions of the President of the Institute or any committee of the Institute or the Council, convene and keep minutes of the proceedings at all meetings thereof as the case may be;
 - (c) responsible to the Council and for —
 - (i) taking the minutes of meetings of the Council;
 - (ii) keeping records and conducting the correspondence of the Council; and
 - (iii) issuing notices for the meetings of the Council;
 - (d) responsible for any other duty or function as may be necessary for the effective and efficient running of the Institute;
 - (e) correct, in accordance with the Council's directions, any entry in the Register, which the Council directs him to correct as being, in the Council's opinion, an entry which was incorrectly made;
 - (f) make, from time to time, any necessary alteration in the registered particulars of registered members;
 - (g) remove from the Register the name of any enrolled or registered member who has died;

- (h) record the names of members of the Institute who are in default for more than six months in the payment of annual subscriptions, to take such action in relation thereto (including removal of the names of defaulters from the Register) as the Council may direct or require;
 - (i) cause a print of each edition of the Register and of each list of the corrections to be deposited at the principal office of the Institute;
 - (j) keep the Register and lists so deposited and made available at all reasonable times, for inspection by members of the public;
 - (k) pay its employees such remuneration, allowances and other benefits as may be approved by the Council from time to time; and
 - (l) make rules relating generally to the conditions of service of employees of the Institute and without prejudice to the generality of the foregoing, the rules may provide for the appointment, promotion and disciplinary control of all employees of the Institute as approved by the council.
- (2) In addition to other duties under this Bill, shall prepare and maintain, in accordance with the rules and regulations made by the Council, a Register of the names, addresses, approved qualifications and such other qualifications and particulars as may be specified in the rules, of all persons who are enrolled, under this Bill as:
 - (a) Fellows;
 - (b) Full Members;
 - (c) Associate Members;
 - (d) Graduate Members;
 - (e) Student Members;
 - (f) Honorary Fellows; or
 - (g) Corporate Members.
- (3) If the Registrar:
 - (a) sends by post to any enrolled or registered member, a registered letter, addressed to him at his enrolled address on the Register, enquiring whether the enrolled registered particulars relating to him are correct and receives no reply to the letter within six months from the date of posting it; and
 - (b) upon the expiration of that period, sends, in the like manner to the person in question, a second similar letter and receives no reply to that letter within three months from the date of posting it, the Registrar may remove the particulars relating to the person in question, from the Register but the Council may direct the Registrar to restore to the appropriate part of the Register, any particulars removed therefrom under this subsection (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16. Other staff of the Institute.

The Council may, on the recommendation of the Registrar, appoint such other staff as it may consider necessary to assist the Registrar in the discharge of his duties (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

PART III — FINANCIAL PROVISION

- Clause 17.**
- (1) The Institute shall establish and maintain a Fund (in this Bill referred to as "the Fund") for the purpose of this Bill.
 - (2) The Fund shall consist of:
 - (a) all fees and other money payable to the Council under this Bill; and
 - (b) such money as may be payable to the Council, whether in the course of the performance of its functions or not.
 - (3) There shall be paid out of the Fund:
 - (a) the remuneration and allowances of the Registrar and other employees of the Institute;
 - (b) such reasonable travelling and subsistence allowance of members of the Council in respect of the time spent on the business of the Council as the Council may, with the approval of the Council, determine.
 - (4) The Council may invest money in the Fund in any security created or issued by or on behalf of the Federal Government or in any other securities in Nigeria approved by the council.
 - (5) The Council may borrow money for the purposes of the Institute, and any interest payable on money borrowed shall be paid out of the Fund.
 - (6) The Council may create as Finance Controllers Benevolent and Educational Fund.
 - (7) The Fund shall be managed by both the Board and a management committee consists of members appointed by the Council.
 - (8) The Fund shall provide assistance to indigent, distressed, ill or incapacitated members of the Institute, subject to the approval of the Council.
 - (9) The Council may create other funds as it may deem necessary (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Annual Estimates and Accounts.

- (1) The Council shall:

- (a) keep proper accounts on behalf of the Institute in respect of each year and proper records in relation to those accounts; and
 - (b) cause the accounts to be audited by an external auditor and, when audited, the accounts shall be submitted to the members of the Institute for approval at the meeting of the Institute.
- (2) The Institute shall, not later than 1st October in each financial year, submit to the Council for approval, its estimate of revenue and expenditure in respect of the following financial year.
- (3) The Institute shall prepare and submit to the Council, not later than 31st July in each financial year, a report on its activities during the preceding financial year and the report shall be accompanied by a copy of the audited accounts of the Institute for that period and of the auditor's report on the accounts (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Power to Accept Gifts.

- (1) The Institute may accept gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organisation making the gift.
- (2) The Institute shall not accept any gift if the conditions attached to the gifts are inconsistent with the functions of the Institute or any other law in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART IV — PUBLICATION OF REGISTER OF MEMBERSHIP

Clause 20: Publication of Register of Membership.

- (1) The Registrar shall:
 - (a) cause the contents of the Register of Members to be published and put on sale and the publication shall be updated annually; and
 - (b) ensure that copies of the publication are deposited at the principal office of the Institute for the purpose of inspection by members of the public.
- (2) Any edition of the Register published under this section by the authority of the Registrar, or documents purporting to be prints of an edition so published and of the list of corrections to that edition so published, shall, without prejudice to any other mode of proof, be admissible in any proceeding as evidence that any person specified in the publication or document as being registered was so registered at the date of the edition or of the list of corrections, as the case may be, and that any person not so specified was not so registered (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Registration as a Finance Controller.

- (1) A person is entitled to be registered as a finance controller if he:

- (a) passes the qualifying examination accepted by the Council and completed the practical training prescribed by the Institute under this Bill; or
 - (b) holds any other qualifications acceptable by the Institute for the time being; or
 - (c) qualifies for registration as a member in any of the categories specified under subsection (2) of section 3.
- (2) An applicant for registration shall, in addition to satisfying stipulated conditions set and approved by the Council:
 - (a) be of good character;
 - (b) be within the age prescribed under this Bill; and
 - (c) not be convicted, in Nigeria or elsewhere, of an offence involving fraud or dishonesty.
- (3) The Institute shall, from time to time, publish particulars of qualifications for the time being accepted by the Council for Registration as a member (Finance Controller).
- (4) The Council may, for the purposes of this Bill, approve:
 - (a) any course of training at an approved institution or location intended for persons who are seeking to become or are already members and which, the Council considers, is designed to confer on any person sufficient knowledge and skills for admission into the Institute;
 - (b) any qualification, which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, indicates that the candidate has sufficient knowledge and skills for certification to practise as a Finance Controller (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Instruction and examinations leading to approved qualification.

- (1) The Council is to ensure that its members are kept abreast with the nature of the instructions and examinations given at approved institution or location(s) to any person attending approved course(s) of training and may appoint, either from among its own members or otherwise, persons to visit approved institutions, or to participate in the invigilation of such examinations.
- (2) A person appointed under subsection (1) shall report to the Council on the sufficiency of the:
 - (a) instruction given to persons attending approved courses of training at institutions visited by him; and
 - (b) examination invigilated by him.

- (3) The Council may, if it deems fit, withdraw any approval given under this Bill in respect of any course, qualification or institution, but before withdrawing such an approval, the Council shall:
 - (a) give two weeks' notice that it proposes to do so to any person in Nigeria appearing to the Council to be the person by whom the course is conducted or the qualification is granted or the Institution is controlled, as the case may be; and
 - (b) afford each such person an opportunity of defense before the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

PART V — AREAS OF PRACTICE FOR REGISTERED MEMBERS OF THE INSTITUTE

Clause 23: Areas of practice for registered members of the Institute.

- (1) Members of the Institute shall practise as professional funds raisers through the identification of costless and riskless sources of financial resources of any kind for financing of any project in both the public and private sectors.
- (2) Members-in-practice shall also be concerned with advising clients on combination of financial resources (best financing-mix) to constitute capital structure.
- (3) Members shall:
 - (a) render financial advisory services to high net worth individuals and corporate organisations;
 - (b) serve as financial controllers, corporate financial executives and render financial consultancy services;
 - (c) design mechanisms for effective financial control and related matters;
 - (d) serve as corporate treasurers, investment analyst or investment managers;
 - (e) render advisory service relating to entrepreneurship and business finance;
 - (f) be involved in rating services, including credit and finance rating;
 - (g) render professional risk assessment and development of financial feasibility studies; and
 - (h) provide advisory services relating to procurement, project management and asset acquisitions.
- (4) Members shall act in banking and non-banking financial institutions, in oil and non-oil sectors of the Nigerian economy, in all profit and nonprofit private organisations, and in Ministries, Departments and Agencies (MDAs) of the public sector.

- (5) Any member of the Institute wishing to practise (hereafter referred to as member-in-practice) shall apply for practising license from the Council.
- (6) A member wishing to practise shall qualify as member-in-practice after eighteen (18) months of post induction apprenticeship with a member-in-practice in addition to satisfying the conditions laid down by the Council for such purpose.
- (7) There shall be a separate Register for members-in-practice.
- (8) It shall be mandatory for members to participate in continuing education programmes and trainings as may be organised by the faculties of the Institute recognised under Part (IV) of the Schedule to this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

PART VI — INVESTIGATING PANEL AND DISCIPLINARY TRIBUNAL

Clause 24. Investigating Panel and Disciplinary Tribunal.

- (1) There is constituted a body known as chartered Institute of Finance and Control of Nigeria Investigating Panel (in this Bill referred to as "the Panel") which shall be charged with the duty of (a) - (c):
 - (a) conducting preliminary investigation into any case reported to the registry where it is alleged that a member has misbehaved in his capacity as a professional Finance Controller, or is for any other reason the subject of proceedings before the Tribunal;
 - (b) ascertaining the extent of incrimination of the alleged member in the case in reference and make a recommendation to the Tribunal if need be; and
 - (c) proceeding to investigate only when a member has been given registry query on the matter before the case is referred to the Investigating Panel.
- (2) The Investigation Panel shall be appointed by the Council and shall consist of three (3) members:
 - (a) a reputed fellow with high level of integrity and objectivity as the (Chairman);
 - (b) a member of the Institute, not below 5 years of post-induction experience; and
 - (c) a legal practitioner who will act as the secretary.
- (3) There is constituted a body known as Institute of Finance and Control Disciplinary Tribunal (in this Bill referred to as "the Tribunal") charged with the duty of:
 - (a) considering and deciding cases, inter alia, referred to it by the Investigating Panel; and

- (b) considering any other case of which the Disciplinary Tribunal has cognisance under the provisions of this Bill.
- (4) The Tribunal shall consist of:
 - (a) a council member as Chairman;
 - (b) a fellow of the Institute;
 - (c) a member of the Institute, not below five years of post-induction experience;
 - (d) the legal Adviser of the Institute; and
 - (e) the Registrar of the Institute as Secretary.
- (5) The provisions of the Second Schedule to this Bill, shall so far as applicable to the Tribunal and Panel respectively, have effects with respect to those bodies.
- (6) The Council shall make rules not inconsistent with the provisions of this Bill on acts, which constitute professional misconduct for Finance Controllers (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25. Penalties for unprofessional conduct.

- (1) Where:
 - (a) a member is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect;
 - (b) a member is convicted in any court of law having power to award imprisonment for an offence (whether or not punishable with imprisonment), which in the opinion of the Tribunal is incompatible with the status of a member of the Institute;
 - (c) the Tribunal is satisfied that the name of any person has been fraudulently enrolled or registered; or
 - (d) the Tribunal may, if it deems fit, give a direction, reprimanding the person, or ordering the Registrar to strike his name off the relevant part of the Register.
- (2) The Tribunal may, if it deems fit, defer its decision under subsection (3) until a subsequent meeting of the Tribunal, but:
 - (a) no decision shall be deferred under this Section for any period exceeding two years in the aggregate; and
 - (b) no person shall be a member of the Tribunal for the purpose of reaching a decision, which has been deferred, unless he was present as a member of the Tribunal when the decision was deferred.
- (3) When the Tribunal gives a decision under this Bill, the Tribunal shall cause notice of the decision to be served on the person to whom it relates.

- (4) The person to whom a decision is given, may at any time within 30 days from the date of service on him of notice of the decision, appeal against the decision to the Federal High Court.
- (5) A decision of the Tribunal under this Bill, shall take effect:
 - (a) where no appeal under this section is brought against the decision within the time limited for an appeal, on the expiration of that time;
 - (b) where an appeal is brought and is withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal; and
 - (c) where an appeal is brought and is not withdrawn or struck out, if and when the appeal is dismissed and shall not take effect in accordance with the provisions of this subsection.
- (6) A person whose name is struck off the Register in pursuance of a decision of the Tribunal under this Bill, shall not be entitled to be enrolled or registered again, except in pursuance of another decision in that regard given by the Tribunal on the application of that person.
- (7) When a decision under this section for the striking out of a person's name from the Register is made, no further application by that person shall be made until the expiration of such period from the date of the decision (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26. Offences.

A person, who for the purpose of procuring the registration of any name, qualification or other matter:

- (a) makes a statement, which he believes to be false in a material particular; or
- (b) recklessly makes a statement, which is false in a material particular, commits an offence (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

PART VII — PRACTISING AS A FINANCE CONTROLLER WITHOUT CERTIFICATION

Clause 27: Practising as a Finance Controller Without Certification.

A person, not being a member of the Institute or certified by the Institute as a Finance Controller, who impersonates or portrays himself as a member of the Institute and receives reward through such acts of impersonation, commits an offence (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Clause 28: Falsification of Register.

A person, including the Registrar or any other employee of the Institute, who willfully makes any falsification in any matter relating to the Register or with intent to defraud, alters any entry in the Register, commits an offence (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

Clause 29: Penalties.

A person who commits an offence under this Bill is liable on conviction:

- (a) in the case of an individual, to a fine not exceeding N500,000; and
- (b) in the case of a corporate, to a fine not exceeding N750, 000 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 29 stands part of the Bill — Agreed to.

PART VIII — MISCELLANEOUS

Clause 30. Miscellaneous.

For the purpose of sections 28 and 29, it is a defense if:

- (a) the offence was committed without the person's knowledge, consent or connivance; and
- (b) the person had taken all reasonable precautions and exercised due diligence to prevent the commission of the offence (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 30 stands part of the Bill — Agreed to.

PART IX — REGULATIONS, RULES AND GUIDELINES

Clause 31. Regulations, rules and guidelines

- (1) Subject to the provisions of this Bill, the Institute may, subject to the approval of the Council, make rules and regulation or issue guidelines with respect to the enforcement of any of the provisions of this Bill, including:
 - (a) regulation of membership registration and keeping of Register;
 - (b) specifying the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the Register and authorising the Registrar to refuse to enter a name on the Register until any fee specified for the entry has been paid; and
 - (c) regulating the making of applications for enrolment or registration, and providing for the evidence to be produced in support of the application.
- (2) The Council may in consultation with the principal officers of the Institute and the Committee of Fellows, make rules for:
 - (a) the training of suitable persons in management;
 - (b) the licensing of people to be employed in management positions;
 - (c) the fees to be paid by Finance Controller; and
 - (d) restrictions on the right to practise when all prescribed conditions have not been met.

- (3) The Council may make rules, prescribing the amount and due date for payment of the annual subscriptions and for such purposes, different amounts may be prescribed by the rules according to the grades of membership.
- (4) Rules when made shall, if the Chairman of the Council so directs, be published in the print media and in the official gazette (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 31 stands part of the Bill — Agreed to.

Clause 32: Award of Honorary Membership of the Institute.

The Council may award honorary membership of the Institute to persons whom it considers worthy of such honour, on terms and conditions prescribed by the Council and approved by the Institute in the general meeting (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 32 stands part of the Bill — Agreed to.

Clause 33: Provision of Library.

The Institute shall:

- (a) provide and maintain a library, physical and online, comprising books and publications for the advancement of knowledge in financial management, and such other books and publications as the Council may deem necessary for that purpose;
- (b) encourage research into finance and control theories and methods and allied subjects to the extent that the Council may consider necessary (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 33 stands part of the Bill — Agreed to.

Clause 34: Limitation of Suit Against the Institute.

- (1) No suit shall be commenced against the Institute before the expiration of a period of one month notice of intention to commence the suit, which must have been served upon the Institute by the intending plaintiff or his authorised agent and the notice shall state:
 - (a) the cause of action;
 - (b) the particulars of the claim;
 - (c) the name and place of abode of the intending plaintiff; and
 - (d) the reliefs sought.
- (2) The notice referred to in subsection (1) and any other document required or authorised to be served upon the Institute under the provisions of this Bill or any other enactment or law, may be served by delivering the same to the President, Chairman, Governing Council or the Registrar of the Institute or by sending it by registered post to the principal office of the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 34 stands part of the Bill — Agreed to.

Clause 35: Transition and Savings.

- (1) All assets, funds, resources, movable or immovable property which immediately before the commencement of this Bill, were held on behalf of the Institute shall, by virtue of this Bill, be vested in the Chartered Institute of Finance and Control of Nigeria.
- (2) Any person immediately before the commencement of this Bill, being a holder of an office in the Chartered Institute of Finance and Control of Nigeria shall on the commencement of this Bill, be deemed to have been appointed to the office by the Chartered Institute of Finance and Control of Nigeria, and shall hold the office in accordance with the provisions of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 35 stands part of the Bill — Agreed to.

Clause 36: Interpretation.

In this Bill —

"Board" means the Boards of Trustees established under section 11 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Board" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Council established as the Governing body of the Institute under section 6 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"enrolled" in relation to a fellow, a member, an associate member, means registered in the part of the Register as fellow, member, associate member as the case may be (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "enrolled" be as defined in the interpretation to this Bill — Agreed to.

"Fees" include annual subscriptions and other levies (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Fees" be as defined in the interpretation to this Bill — Agreed to.

"Finance Controller" means a person who is deemed to be a professional Finance Controller if he is a Chief Financial Controller, Financial Adviser, Financial or Investment Analyst, Financial Manager, and Rating Service Provider, who renders the services for consideration or remuneration received or to be received, whether by himself or in partnership with any other person (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Finance Controller" be as defined in the interpretation to this Bill — Agreed to.

"Governing Council" means the Governing Council of the Institute, established under section 6 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Governing Council" be as defined in the interpretation to this Bill — Agreed to.

"Institute" means the Chartered Institute of Finance and Control of Nigeria established under section 1 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Institute" be as defined in the interpretation to this Bill — Agreed to.

"Investigative Panel " mean the Chartered Institute of Finance and Control of Nigeria Investigating Panel established under Section (24) (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Investigative Panel" be as defined in the interpretation to this Bill — Agreed to.

"Member" means enrolled Fellow, Associate Member, Graduate Member, Student Member or a registered Special or Corporate Member, as the case may be, and "membership of the Institute" shall be construed accordingly (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Member" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister, or other Federal Officer, in charge of Finance (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"President" and "Vice-President" mean respectively the office holders under those names in the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "President" be as defined in the interpretation to this Bill — Agreed to.

"Register" means the Register prepared and maintained in pursuance to Part IV of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Register" be as defined in the interpretation to this Bill — Agreed to.

"Registrar" means the Registrar of the Chartered Institute of Finance and Control of Nigeria appointed under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Registrar" be as defined in the interpretation to this Bill — Agreed to.

"Tribunal" means the Chartered Institute of Finance and Control of Nigeria Disciplinary Tribunal established section 24 (3) under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Tribunal" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 36 stands part of the Bill — Agreed to.

Clause 37: Citation.

This Bill may be cited as the Chartered Institute of Finance and Control of Nigeria (Establishment) Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 37 stands part of the Bill — Agreed to.

SCHEDULE

FIRST SCHEDULE

Section 6 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

PART I — QUALIFICATION AND TENURE OF OFFICE OF MEMBERS

1. A person shall not be a member of the Council, unless he is a citizen of Nigeria.
2. A member of the Council other than a public office holder may resign his appointment by a letter under his hand, addressed to the President of the Institute or in the case of the President, addressed to the Registrar and the resignation shall take effect from the date of the receipt.
3. Where a member of the Council ceases to hold office before the date when his term of office would have expired by effluxion of time, the body or person by whom he was appointed or elected shall as soon as practicable appoint or, as the case may be, elect another person to fill the vacancy for the residue of the term, however the provision of this paragraph shall not apply where a person holding office as a member of the Council, ceases to hold office at the time when the residue of his term does not exceed six months.
4. Any accredited member of a profession who ceases to be such accredited member shall, if he is also a member of the Council cease to hold his position on the Council.
5. A person who is a member by virtue of his office shall cease to be a member if he ceases to occupy the office.

PART II — PROCEEDINGS OF THE COUNCIL

6. Subject to the provisions of this Bill and Section 93 of the Interpretation Act (providing for decisions of a body to be taken by a majority of the members of the body and for the Chairman to have a second or casting vote), the Council may make standing orders regulating the proceedings of the Council or any committee.
7. The Council shall meet at least two times in a year and at such other times as the Chairman may determine and in any case, shall not meet more than four times in a year.

8. Every meeting of the Council shall be presided over by the Chairman and if the Chairman is unable to attend, a member may be appointed by the members present to act as Chairman for the meeting.
9. The Quorum for the meeting of the Council shall be any number above one third of the total number of members of the Council and in the case of any of its committees shall not be less than half of the members of the committee.
10. Where standing orders made under paragraph 1 of this Part of this Schedule provide for the Council to co-opt persons who are not members of the Council, such persons may advise the Council on any matter referred to them by the Council but shall not be entitled to vote at a meeting of the Council or count towards a quorum.
11. Subject to its standing orders, the Council may appoint such number of standing and ad-hoc committees as it deems fit to consider and report on any matter with which the Council is concerned.
12. Every committee appointed under paragraph 12 of this Schedule, shall be presided over by a member of the Council and shall be made up of such number of persons, not necessarily members of the Council, as the Council may determine in each case.
13. A decision of a committee shall be of no effect, until it is confirmed by the Council.

PART III — MISCELLANEOUS

14. The fixing of the seal of the Council shall be authenticated by the signature of the Chairman and the Council Secretary.
15. Any contract or instrument which, if made or executed by any person not being a body corporate would not be required to be under seal, may be made or executed on behalf of the Council by any person, generally or specially authorised to act for that purpose by the Council.
16. Any document purporting to be a contract, instrument or other document duly signed or sealed on behalf of the Council shall be received in evidence and shall unless the contrary is proved, be presumed to have been so signed and sealed.
17. The validity of any proceeding of the Council or of any of its committees shall not be affected by:
 - (a) a vacancy in the membership of the Council or any of its committees;
 - (b) any defect in the appointment of any member; or
 - (c) reason of the fact that any person not entitled to do so took part in the proceedings.

PART IV — FACULTIES OF THE INSTITUTE

18. Pursuant to section 23 of this Bill, the Faculties of the Institute as presently constituted are:
 1. Insolvency and Corporate Re-Engineering;
 2. Public Finance Management;
 3. Development Finance;
 4. Corporate Finance Management;

5. Economics of Finance;
 6. Risk Management.
19. The duties of the Faculties shall be to:
- (a) register members into the faculties;
 - (b) conduct research, seminars and other activities in furtherance of its area of specialisation;
 - (c) issue guidelines for its members' practice;
 - (d) monitor compliance with practice guidelines and standard issued by the Faculties and refer any breach to the Institute Investigating Panel; and
 - (e) liaise with relevant committees of the Institute to achieve the overall objectives of the institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 24 (5)

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL OF THE TRIBUNAL

1. The quorum of the Tribunal shall be four members of whom at least two are members of the profession.
2. (1) The Attorney-General of the Federation may make rules as to the selection of members of the Tribunal for the purposes of any proceeding, the procedure to be followed and the rules of evidence to be observed in the proceedings before the Tribunal.
- (2) The rules shall, in particular, provide:
 - (a) for securing that notice of the proceedings shall be given, at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
 - (b) for determining who, in addition to the person mentioned, is the party to the proceedings;
 - (c) for securing that any party to the proceedings is, if so required, entitled to be heard by the Tribunal;
 - (d) subject to the provisions of section 22 (7) of this Bill, as to the costs of proceedings before the Tribunal, any member seeking redress at the Tribunal shall bear the cost of the proceedings;

- (e) for requiring, in a case where it is alleged that the person who is the subject of the proceeding is guilty of infamous conduct in any professional respect, that where the Tribunal adjudges that the allegation has not been proved it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates; and
 - (f) for publishing, in the Federal Government Gazette, a notice of any direction of the Tribunal which has taken effect provided that a person's name shall be struck off a register.
- (3) For the purposes of any proceeding before the Tribunal, any member of the Tribunal may administer oaths and any party to the proceeding may issue, out of the Registry of the Federal High Court writs of subpoena ad testificandum and duces tecum, but no person appearing before the Tribunal shall be compelled to:
 - (a) make any statement before the Tribunal tending to incriminate himself; or
 - (b) produce any document under such a writ which he could not be compelled to produce at the trial of an action.
- 3. (1) For the purpose of advising the Tribunal on questions of law arising in the proceedings before it, there shall in all the proceedings be an assessor to the Tribunal who is:
 - (a) appointed by the Council on the nomination of the Attorney-General of the Federation; and
 - (b) a legal practitioner of at least 10 years standing.
- (2) The Attorney-General of the Federation shall make rules as to the functions of assessors appointed under this paragraph, and such rules shall contain provisions for securing that:
 - (a) where an assessor advises the Tribunal on any question of law as to evidence, procedure or any other matter specified by the rules, he shall do so in the presence of every party or person representing a party to the proceedings who appears at the proceeding or, if the advice is tendered while the Tribunal is deliberating in private, that every such party or person as mentioned shall be informed what advice the assessor has tendered; and
 - (b) every party or person as mentioned shall be informed if in any case the Tribunal does not accept the advice of the assessor on such a question.
- (3) An assessor may be appointed under this paragraph either generally or for any particular proceeding or class of proceedings and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

The Panel

- 4. The quorum of the Panel is three.
- 5. (1) The Panel may, at any of its meetings attended by at least five members of the Panel, make standing orders with respect to the Panel.

- (2) Subject to the provisions of any standing order, the Panel may regulate its procedure.

Miscellaneous

6. (1) Any person appointed as a member of the Panel or Tribunal shall serve for a term of two years.
- (2) A person who ceases to be a member of the Tribunal or Panel is eligible for re-appointment as a member of that body, but no person can serve more than four years.
- (3) A person may, if eligible, be a member of both the Tribunal and Panel, but no person who acted as a member of the Panel with respect to any case shall act as a member of the Tribunal with respect to that case.
7. The Tribunal or Panel may act notwithstanding any vacancy in its membership, and the proceedings of either body is not invalidated by any irregularity in the appointment of a member of that body, or subject to paragraph 6 (2), by reason of the fact that any person who was not entitled to do so took part in the proceedings of that body.
8. Any document authorised or required by virtue of this Act to be served on the Tribunal or Panel shall be served on the Registrar of the Institute under section 12 (1).
9. All expenses of the Tribunal or Panel shall be defrayed by the Institute (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the Chartered Institute of Finance and Control of Nigeria to be charged with the responsibility for registration of persons aspiring to become Finance Controllers in Nigeria and the regulation of the finance and control profession in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Finance and Control of Nigeria Charged with the Responsibility to, among Other Things, Setup Ethical Standards for Professionals in Finance Control; and for Related Matters (HB. 1645) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chatered Institute of Finance and Control of Nigeria charged with Responsibility to, among other things, set up Ethical Standard for Professionals in Finance Control; and for Related Matters (HB.1645) and approved Clauses 1 - 37, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxix) ***A Bill for an Act to Provide for the Establishment of the Federal Co-operative Colleges; and for Related Matters (HB.1642) (Committee of the Whole):***

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Provide for the Establishment of the Federal Co-operative Colleges; and for Related Matters (HB.1642)" (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

**A BILL FOR AN ACT TO PROVIDE FOR THE
ESTABLISHMENT OF FEDERAL CO-OPERATIVE COLLEGES
AND FOR OTHER RELATED MATTERS (HB. 1642)**

Clause 1: Establishment of Federal Co-operative Colleges.

- (1) There shall be established in the six geopolitical zones of the country, such number of Federal Co-operative Colleges (in this Bill referred to as "the College") as the Ministry may, with the approval of the President, determine from time to time.
- (2) The Colleges presently in existence are specified in the first schedule.
- (3) Each College shall be a body corporate with perpetual succession and a common seal and may sue or be sued in its corporate name.
- (4) The College has power to hold and dispose of property whether moveable or immovable (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Functions of the Federal Co-operative Colleges.

The functions of the colleges shall be:

- (a) to provide full-time and part-time courses of instruction and training to produce middle and high level manpower:
 - (i) in agriculture and rural development, applied commerce and management; accounting, banking finance and cooperative studies,
 - (ii) in such other fields of applied learning relevant to the needs of the development of Nigeria in the areas of industrial and agricultural production and distribution and for research in the development and adaptation of techniques as the Council may from time to time determine;
- (b) to arrange conference, seminars and study groups relative to the fields of learning specified in paragraph (a);

- (c) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the Colleges (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Establishment of the Governing Council.

- (1) There is established for each College, a Governing Council (in this Bill referred to as "the Council") which shall comprise:
 - (a) a Chairman who is a distinguished Co-operatives Manager or educator of at least 15 years experience;
 - (b) the Federal Director of Co-operatives or his representative;
 - (c) a representative of each of the following:
 - (i) the Ministry charged with responsibility for Co-operative matters in the State in which the College is located,
 - (ii) the Co-operative Federation of Nigeria Limited;
 - (iii) the Nigeria Labour Congress;
 - (iv) the Federal Ministry of Agriculture and Rural Development; and
 - (v) the Federal Ministry of Commerce.
 - (d) two other persons to be appointed by the President on the recommendation of the Ministry of Agriculture & Rural Development; and
 - (e) the Provost of the College who shall also serve as Secretary to the Council.
- (2) A member of the Council, other than an ex-officio member shall be appointed by the President on such terms and conditions as may be specified in his letter of appointment.
- (3) A member of the Council, other than an ex-officio shall hold office for a term of four years from the date of his appointment and may be eligible for re-appointment for a further term of four years and no more.
- (4) The provisions of the schedule to this Bill have effect in relation to the matters contained in the Schedule (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Establishment of Academic Board.

- (1) There shall be for each College an Academic Board (in this Bill referred to as "the Board") which shall consist of:
 - (a) the Provost of the College who shall be the Chairman of the Board;

- (b) the Deputy Provost;
 - (c) all Heads of the academic departments of the College;
 - (d) the College Librarian; and
 - (e) the Registrar who shall be the Secretary to the Board.
- (2) A member of the Board shall hold office for a period of two years in the first instance and is eligible for re-appointment for a further term of two years and no more.
- (3) The Board shall meet at least once every semester or any time and at the request of the Provost or any three members.
- (4) The quorum for a meeting of the Board shall be a simple majority of its members (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Functions of the Academic Board.

The functions of the Board are to:

- (a) supervise the training of candidates for the College;
- (b) consider and approve courses and syllabuses of study for the College;
- (c) award or recommend to the Council the award of certificates and distinctions;
- (d) make arrangements for students to obtain practical experiences of co-operative related matters;
- (e) make regulations for the conduct of examinations of the College;
- (f) appoint examiners for the examinations of the College;
- (g) appoint from its members or otherwise:
 - (i) examining boards,
 - (ii) boards of studies, or
 - (iii) committees,as may be deemed expedient and delegate to any such board or committee any of the functions of the Board;
- (h) consider matters relating to the professional and academic work of the College;
- (i) deal with matters referred to the Board by the Council; and
- (j) furnish the Council with reports of the proceedings of the Board (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Appointment of Provost.

There shall be appointed for each College by the President, on the recommendation of the Council, a Provost who shall be a person with wide experience in matters with which the College is concerned and shall be appointed in accordance with the regulations and conditions of service approved by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Functions of Provost.

The Provost of the College shall:

- (a) be charged with the day to day management of the affairs of the College, in accordance with such instructions as may, from time to time, be given to the Provost by the Council;
- (b) prepare annual estimates of the finances required by the College for submission to the Council through the Board;
- (c) prepare annual reports on the administrative programmes of the College at any time as the Council may request for submission to the appropriate authority; and
- (d) carry out such other functions as may be assigned to him by the Board or Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Committee of Provosts.

- (1) There shall be a Committee of Provosts of Federal Co-operative Colleges (in this Bill referred to as the "Committee of Provosts").
- (2) The Chairmanship of the Committee of Provosts shall be rotated annually amongst the Provosts of the Colleges (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: The Committee of Provosts shall:

- (a) co-ordinate the standard in the operation of the Colleges; and
- (b) formulate and process a unified standard in the operation of the Colleges (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Other Staff of the College.

The Council may appoint such other staff for the College as it may deem necessary for the proper discharge of its functions under this Bill on such remuneration and allowances as are applicable to officers of equivalent grades in similar institutions (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Clause 11: Pension Reform Act Provision.

- (1) It is hereby declared that service in each College shall be approved service for the purposes of the Pension Reform Act and accordingly, officers and other persons employed in each College, except Principal Officers shall, in respect of their service in the College, be entitled to pensions, gratuities and other retirement benefits as are prescribed thereunder, so however that nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude the grant of a pension and gratuity in respect of that office.
- (2) For the purposes of the application of the provisions of the Pension Reform Act, any power exercisable thereunder by a Minister or other authority of the Government of the Federation shall be exercisable by the College and not by any other person or authority (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Retiring age of Staff.

- (1) Notwithstanding anything to the contrary in the Pension Reform Act, the compulsory retiring age of the staff of each of the Federal Co-operative Colleges shall be 65 years;
- (2) A law or rule requiring a person to retire from the public service after serving for 35 years shall not apply to any staff of each of the Federal Colleges of Education (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Funds of College.

- (1) The College shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the College.
- (2) There shall be paid into the fund:
 - (a) such moneys as may be granted to the College by the Federal Government from time to time; and
 - (b) all other assets as may accrue to the College from time to time.
- (3) The fund shall be managed in accordance with rules made by the Minister responsible for matters relating to finance, and without prejudice to the generality of the power to make rules under this subsection, the rules shall in particular contain provisions:
 - (a) specifying the manner in which the assets or the fund of the College are to be held and relating to the making of payments to and from the fund;
 - (b) requiring the keeping of proper accounts and records for purposes of the fund and in such form as may be specified in the rules;

- (c) for ensuring that the accounts of the College are audited annually by an auditor appointed by the Council from the List of Auditors supplied by the Auditor-General of the Federation; and
- (d) requiring that copies of the accounts and the audit report on the account be forwarded to the Council not later than 3 months following the end of the period to which the accounts relate (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Borrowing power.

The College shall not borrow money or lend money to anybody except with the approval of the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: Annual Estimates, Accounts and Audit.

The College shall cause to be prepared, not later than three months before the end of each year, an estimate of its expenditure and income during the next succeeding year and cause the estimates to be submitted for the approval of the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Interpretation.

In this Bill, unless the context otherwise requires:

"Board" means the Academic Board established under section 3 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Board" be as defined in the interpretation to this Bill — Agreed to.

"College" means a College established pursuant to section 1(1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "College" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Governing Council established for the College under section 2 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for matters relating to Co-operatives (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"Provost" means the Provost of the College appointed pursuant to section 5 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Provost" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Citation.

This Bill may be cited as the Federal Co-operative Colleges Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

SCHEDULES

SCHEDULE 1

Sections 1(1)

LIST OF FEDERAL CO-OPERATIVE COLLEGES

- (a) Federal Co-operative College Ibadan, Oyo State;
- (b) Federal Co-operative College Orji River, Enugu State;
- (c) Federal Co-operative College Kaduna, Kaduna State (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of Schedule 1 stand part of the Bill — Agreed to.

SCHEDULE 2

Section 2(4)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC

Proceedings of the College

1. Subject to this Bill and section 27 of the Interpretation Act (which provides for decisions of a statutory body to be taken by a majority of its members and or the person presiding at any meeting, when a vote is ordered to have a second or casting vote), the Council may make standing orders regulating its proceedings or that of any of its Committees.
2. At any meeting of the Council, the Chairman shall preside and if the Chairman is absent, the members present may appoint one of their members to be the Chairman of the meeting.
3. The quorum at a meeting of the Council shall be the Chairman (or in an appropriate case, the person presiding at the meeting pursuant to paragraph 2 of this schedule) and four other members.
4. Where on a special occasion, the Council desires to obtain the advice of an expert on a particular matter, the Council may co-opt the expert as a member for such period as the College may deem fit; but a person who is a member by virtue of this subsection shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.

Committee

5. (1) The Council may appoint one or more committees to advise it on the exercise and performance of its functions under this Bill or to carry out on behalf of the College or Council, such functions as the College may determine.
- (2) A Committee appointed under this subsection shall consist of the number of persons determined by the Council.
- (3) A decision of a committee of the College or Council shall be of no effect until it is confirmed by the Council.

Miscellaneous

6. The fixing of the seal of the College shall be authenticated by the signature of the Chairman of the Council or the Provost if authorised by the College for that purpose.
7. Any contract or instrument which if entered into or executed by a person not being a body corporate would not be required to be made under seal and may be entered into or executed on behalf of the College or Council by any person generally or specifically authorised in that behalf by the Council.
8. Any document purported to be a contract, instrument or other document duly signed or sealed on behalf of the College shall be received in evidence and shall unless the contrary is proved be deemed to be so executed.
9. The validity of any proceedings of the College, Council or any of its committees shall not be affected by:
 - (a) any vacancy in its membership or the absence of any member;
 - (b) any defect in the appointment of a member; or
 - (c) reason that a person not entitled to do so took part in the proceedings.
10. Any member of the College, Council or any of its committees who has a personal interest in any contract or arrangement entered into or proposed to be considered by the College, Council or Committee shall immediately disclose his interest to the College, Council or the Committee as the case may be and shall not vote on any question relating to the contract or arrangement.
11. No member of the College shall be personally liable for any act or omission done or made in good faith while engaged in the business of the College (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of Schedule 2 stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to provide for the establishment of Federal Co-operative Colleges in the six geo-political zones of Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Provide for the Establishment of Federal Co-operative Colleges and Other Related Matters Connected Therewith (HB. 1642) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Provide for the Establishment of the Federal Co-operative Colleges; and for Related Matters (HB.1642) and approved Clauses 1 - 17, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(xxx) ***A Bill for an Act to Establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647) (Committee of the Whole):***

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647)"(Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

**A BILL FOR AN ACT TO ESTABLISH THE NIGERIAN COUNCIL
OF FOOD SCIENCE AND TECHNOLOGY; AND FOR
RELATED MATTERS (HB. 1647)**

**PART I — ESTABLISHMENT OF THE NIGERIAN
COUNCIL OF FOOD SCIENCE AND TECHNOLOGY**

Clause 1: Establishment, of the Nigerian Council of Food Science and Technology.

- (1) There is established the Nigerian Council of food Science and Technology (in this Bill referred to as "the Council").
- (2) The Council shall be a body corporate with perpetual succession and a common seal, which shall be kept in such custody as the Council may authorise.
- (3) The Council may —
 - (a) sue and be sued in its corporate name, and
 - (b) acquire and dispose of any property, subject to the Land Use Act (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Membership of the Council.

- (1) The Council shall consist of —
- (a) the Chairman of the Council, who shall be —
 - (i) appointed by the President of the Federal Republic of Nigeria, on the recommendation of NIFST through the Minister, and
 - (ii) a Fellow of the Nigerian Institute of Food Science and Technology, with not less than 20 years post qualification working experience in Food Science and Technology;
 - (b) the Vice-Chairman, who shall be the incumbent President of NIFST, shall assist the Chairman during the term of the Council in his absence;
 - (c) a representative each of the Federal Ministry of —
 - (i) Science and Technology,
 - (ii) Health,
 - (iii) Agriculture and Water Resources,
 - (iv) Commerce and Industry,
 - (v) the representative of the Director-General of the National Agency for Food and Drug Administration and Control, who shall be the highest ranking registered food professional in the organisation.
 - (vi) the representative of the Director General of Standards Organization of Nigeria, who shall be the highest ranking registered food professional in the organisation;
 - (d) the Registrar of the Council;
 - (e) one representative of Committee of Directors of food related research institutes in the Federal Ministry of Science and Technology;
 - (f) two representative of Heads of Department of Food Science and Technology one from a university and one from a polytechnic accredited by the council;
 - (g) one representative each of Nigerian Universities Commission and National Board for Technical Education;
 - (h) one representative of the Association of Food, Beverage and Tobacco Employers;
 - (i) one representative of Nigerian Association of Small and Medium Scale Enterprises; and

- (j) two other persons as the Council prescribe who shall be citizens of Nigeria and registered Food Professional.
- (2) The Chairman shall preside at all the meeting of the Council and shall hold office for four years in the first instance, and may be re-appointed for another term of four years and no more.
- (3) In the event of the death, incapacity or inability of the Chairman, or for any other reason, the Vice-Chairman shall act as the Chairman of the Council with the approval of the Minister, pending the appointment of a new Chairman for the remaining portion of the term of office of the Chairman and references in this Bill to the Chairman shall be construed accordingly.
- (4) The provisions of First Schedule to this Bill shall have effect with respect to the qualifications, election and tenure of office of members of the Council and other matters therein mentioned (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Functions of the Council.

The Council shall —

- (a) determine the standards of knowledge, exposure to equipment, practice and skills to be attained by persons seeking to become members of the profession of Food Science and Technology (in this Bill referred to as "the food profession") and to be so registered, and review those standards from time to time , as circumstances may require;
- (b) promote the highest standards of competence, practice and conduct among the members of the food profession;
- (c) secure, in accordance with the provisions of this Bill, the establishment and maintenance of a register of persons entitled to practice the food profession, the registration of the premises used for that purpose and the publication, from time to time, of the lists of the persons and premises so registered;
- (d) determine the minimum scale of professional fees for members of the food profession and review such scale from time to time, as circumstances may require;
- (e) serve as a Council that will coordinate, regulate, facilitate and promote the development of the discipline and practice of the food profession in Nigeria;
- (f) collaborate with relevant national and international governmental and non-governmental agencies;
- (g) be responsible for the discipline, promotion and the determination of the terms and conditions of service of the employees of the Council; and
- (h) perform other functions as are necessary for carrying out the objectives of establishing the Council under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Powers of the Council.

The Council shall have power to —

- (a) make rules with regard to any matter contained in this Bill;
- (b) regulate the enrolment of persons seeking registration;
- (c) require any member to acquire such approved qualification as is acceptable and commensurate to his cadre in the food profession either in addition to, or in substitution for any other qualification with which he is registered by the Council;
- (d) determine fees (including annual subscription), payable by registered food professionals on enrolment;
- (e) refuse to register any person as a member of the food profession, if it appears to it that such a person —
 - (i) does not poses the relevant qualification; or
 - (ii) has been indicated for an offence and sentenced to more than two years imprisonment;
- (f) strike off the names of members from the register for unprofessional conduct;
- (g) order the re-listing of any member whose name was struck off the register, on reasonable grounds (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Admission to membership.

- (1) Subject to the provisions of this section, a person shall be eligible for enrolment as a registered professional by the council in the categories of:
 - (a) Fellow; or
 - (b) Member.
- (2) A person admitted into the membership of the profession by the Council in any of the categories specified in subsection (1), shall be registered by the registrar and be entitled to the use of the title —
 - (a) Fellow of Nigerian Council of Food Science and Technology, if —
 - (i) he is not less than 40 years of age,
 - (ii) he has, at least, 15 years of relevant working experience in the food profession,
 - (iii) he is registered as a Certified Food Scientist of Nigeria 1 and has been qualified to be so registered for at least 10 years and he satisfies the Council that, for the proceeding period of 15 years, he has been in practice as a food professional,

- (iv) he is a fit and proper person to be enrolled,
 - (v) his application is sponsored by two members of the Council, both of whom shall be a fellow, and
 - (vi) he is a Fellow of NIFST;
- (b) Certified Food Scientist of Nigeria, if —
 - (i) he is not less than 20 years of age,
 - (ii) he holds the qualification approved for registration into the food profession,
 - (iii) he is a fit and proper person to be enrolled,
 - (iv) his application is sponsored by 2 members of the Council who have been registered food professionals for minimum period of 5 years,
 - (v) he is recommended by the Governing Council of NIFST, and
 - (vi) satisfies other conditions as prescribed by the council including examinations, tests and internship.
- (3) A person accorded any status as specified in subsection (1), by the Council shall be entitled to the use of the title of —
 - (a) Fellow of the Nigerian Council of Food Science and Technology; or
 - (b) Certified Food Scientist of Nigeria after his name as may be authorised by the Council according to whether he is a fellow or a Certified Food Scientist.
- (4) Notwithstanding the provisions of subsection (1), the Council may accord other worthy persons such other status of the profession as the Council may determine.
- (5) Notwithstanding the provisions of subsection (2), all members excluding licentiates, corporate and honorary members of NIFST whose names appear in the most recent edition of its directory of members and any person who has been a member of NIFST as at the date of commencement of this Bill or who but for this Bill would have been qualified to be admitted as member of NIFST within a period of 6 months from the commencement of this Bill shall be deemed enrolled into the register of Food Professionals of the food profession in their various membership categories and years of membership in NIFST on fulfilling other requirement prescribed by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

PART II — APPOINTMENT OF REGISTRAR

Clause 6: Appointment of Registrar and Preparation of the Register.

- (1) The Council shall appoint —
 - (a) a fit and proper person, who is a food professional and a fellow of the Council and NIFST, to be the Registrar and the Chief Executive Officer of the Council and;
 - (b) such other persons as it may need to assist the Registrar in the performance of its functions under this Bill.
- (2) The Registrar shall hold office for four years in the first instance, on such terms and conditions of service as specified in his letter of appointment, and may be eligible for reappointment for another period of four years and no more.
- (3) The Registrar shall be responsible for the supervision and general administration of the employees, under the direction of the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Pensionable Service.

- (1) Service in the Council shall be approved service for the purposes of the Pensions Reform Act and, employees of Council excluding temporary, ad hoc and contract staff shall be entitled to pension, gratuity or other retirement benefits in respect of that office.
- (2) Without prejudice to the provisions of subsection (1) nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude the granting of a pension, gratuity or other retirement benefits, in respect of that office (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Duty of the Registrar to prepare the register.

- (1) The Registrar shall prepare and maintain a register of —
 - (a) the names, addresses, and the rules of all persons who are entitled in accordance with the provisions of this Bill, to be registered as members of the Food Profession and who, in the manner prescribed by such rules, apply to be so registered;
 - (b) the institutions of higher learning accredited by the Council that are offering courses in food science and technology; and
 - (c) other persons and establishments as the Council may direct to be registered.
- (2) The register will be divided into two Parts A and B.
- (3) Part A of the register will be a register of persons and will further be subdivided into three parts which —

- (a) regulate the making of application for registration and provide for the evidence to be produced in support of such applications;
 - (b) provide for the notification of the Registrar by the person to whom registered particulars relate, of any change in those particulars;
- (4) Subject to the provisions of subsections (1) and (2), the Council shall make rules, with respect to the form and keeping of the register and making of entries therein and in particular —
 - (a) regulate the making of application for registration and provide for the evidence to be produced in support of such applications;
 - (b) provide for the notification of the Registrar by the person to whom registered particulars relate or any change in those particulars;
 - (c) authorises a registered person to have any qualification which is in relation to the profession, whether an approved qualification or accepted qualification for the purposes of this Bill, registered in relation to his name, in addition to or as he may elect, in substitution for any other qualifications so registered;
 - (d) specify the fees, including my subscription, to be paid to the Council in respect of the entry of names on the register and authorise the Registrar to refuse to enter a name of on the register until the fee for the entry has been paid; and
 - (e) specify other conditions and matters required to be specified under this section.
- (5) Rules made for the purpose of paragraph (d) of this section shall not come into force until they are confirmed at the next meeting of the Council or a special general meeting of NIFST (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Alteration of the register.

- (1) The Registrar shall —
 - (a) correct, in accordance with the Council's directives, any entry in the register, which the Council directs him to correct, which in the opinion of the Council, which was incorrectly made;
 - (b) make from time to time, any necessary alteration to the registered particulars of registered persons or premises;
 - (c) remove from the register, the name and particulars of any registered person or premises, as the Council may direct; and
 - (d) record the names of registered food professionals and of promises which are in default for more than two years in the payment of annual subscriptions, and take such actions (including removal of the names of defaulters from the registrar) as the Council may direct or require.

- (2) If the Registrar —
- (a) sends by post to any registered person, a registered letter, addressed to that person at the person's address on the register, enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within a period of three months from the date of posting it;
 - (b) upon the expiration of the period stated in paragraph (a), send in like manner to the person in question, a second similar letter and receive no reply to that letter within three months from the date of posting it; and
 - (c) sends by electronic means an e-mail to that person, at his e-mail address without any reply, the Registrar may remove the particulars relating to the person in question from the register, but the Council may direct the Registrar to restore to the appropriate part of the register, any particulars removed there from under this subsection (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Publication of the register and list of correction.

- (1) The Registrar shall cause —
- (a) the register to be printed, published and put on sale to members of the public not later than two years from the commencement of this Bill and subsequently thereafter in each year, cause to be printed, published and put on sale, either a corrected edition of the register or a list of corrections made to the register, since it was last printed;
 - (b) a copy of each edition of the register printed and of each list of corrections to be deposited at the principal offices of the Council and NIFST Chapter Offices; and
 - (c) to be kept, the register and list of corrections deposited and make same available to members of the public, at all reasonable times for inspection.
- (2) A document purporting to be a print of an edition of a register published under this section by the Registrar, and of the list of corrections to the edition so published, shall (without prejudice to any other mode of proof) be admissible in any proceeding, as evidence that any person specified in the document as being registered was registered at the date of the edition or of the list of corrections and that any person not specified was not registered.
- (3) Where, in accordance with subsection (2), a person is, in any proceeding, shown to have been or not to have been registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be or not to have been registered (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — REGISTRATION

Clause 11: Registration of members and premises.

- (1) Subject to section 5 and the rules made under section 8 (3), a person is entitled to be a member of the Food Profession, if he satisfies the Council that he —
 - (a) holds the qualification approved for membership of the food profession and has been admitted into the membership of NIFST as a professional member;
 - (b) is by law entitled to practice for all purposes as a Food Professional in the country in which the qualification was granted; and
 - (c) holds at least one of the qualifications prescribed for the purpose of registration and has complied with other requirements prescribed under this Bill.
- (2) Subject to subsection (1), a person is entitled to be registered under the provisions of this Bill, if he holds such certificate as may be recognised by the Council.
- (3) A person applying for registration under this Bill shall, in addition to evidence of qualification, satisfy the Council that he is a fit and proper person.
- (4) The Council may, in its sole discretion, provisionally accept a qualification produced in respect of an application for registration under this section or direct that the application be renewed within such period, as may be specified in the direction.
- (5) An entry directed to be made in the register, under this subsection, shall show that the registration is provisional and no entry so made shall be converted to full registration, without the consent of the Council signified in writing in that behalf.
- (6) The Council shall, from time-to-time, publish in the Federal Government Gazette particulars of qualifications for the time being, accepted for registration under this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Practicing fee.

- (1) No registered person shall practice the Food Profession in any year unless he has paid to the Council in respect of that year, the appropriate practicing fee as determined by the Council, which shall be due on the 1st day of January of every year.
- (2) Any registered person who practices without paying the practicing fee commits an offence and is liable on conviction to a fine of twice the prescribed fee for each of the years he is in default of payment of the practicing fees (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Approval of Institutions qualifications.

- (1) The Council may, in conjunction with the appropriate bodies, approve any institution of learning for the purpose of this Bill and may approve —
 - (a) a course of training at an approved institution, which is intended for a person seeking to become or who is already a member of the Food Profession and which, in the opinion of the Council, is designed to confer on the person upon completion sufficient knowledge and skill for the practice of the Food Profession; and
 - (b) any qualification which, as a result of an examination taken in conjunction with a course of training approved by the council under this section, is granted to a candidate on reaching a standard at the examination, indicating, in the opinion of the council, that the candidate has sufficient knowledge and skill for the practice of the Food Profession.
- (2) The Council may, if it deems fit, withdraw such an approval given under this section in respect of any course, qualification or institution, but before withdrawing such an approval, the Council shall give notice that it proposes to do so, to persons in Nigeria appearing to the Council to be persons by who conduct the course, grant the qualification or control the institution, and:
 - (a) afford each person an opportunity of making representations to the Council regarding to the proposal; and
 - (b) take into consideration, any representation made with respect to the proposal, under paragraph (a).
- (3) A course, qualification or institution shall not be treated as approved during any period the approval is withdrawn under subsection (2).
- (4) Notwithstanding subsection (3), the withdrawal of an approval under subsection (2), shall not prejudice the registration or eligibility for registration of a person who, by virtue of the approval was registered or was eligible for registration (either unconditionally or subject to his obtaining a certificate of experience) immediately before the approval was withdrawn.
- (5) The giving or withdrawal of an approval under this section, shall have effect from the date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in instrument and the Council shall —
 - (a) cause a copy of the instrument to be published, as soon as possible, in the Federal Government Gazette and a National Newspaper; and
 - (b) not later than seven days before the publication of the instrument as provided in paragraph (a), send a copy of the instrument to the Minister (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Supervising institutions and examinations leading to approve qualifications.

- (1) The Council shall keep itself informed of the nature of the —

- (a) the instructions given at approved institutions to persons attending approved course of training; and
 - (b) the examinations, as a result of which approved qualifications are granted, and for the purpose of performing that duty, the council may appoint, either from among its own members or otherwise, persons to visit approved institutions or to observe such examinations.
- (2) A person appointed under this section, shall report to the Council on —
 - (a) the adequacy of the instruction given to persons attending approved courses of training at institutions visited by him;
 - (b) the conduct and adequacy of the examinations observed by him; and
 - (c) any other matter relating to the institutions or examinations, on which the Council may, either generally or in a particular case, request him to report, the person shall not interfere with the giving of any instruction or the holding of examination.
- (3) On receiving a report made under this section, the Council may, if it deems fit, and shall, if so required by the institution, send a copy of the report to the person appearing to the council to be in charge of the institution or responsible for the examination to which the institution's examination report relates, requesting that person to make observation on the report to the Council, with such period as may be specified in the request, not being less than 1 month beginning with the date of the request (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

PART IV — FINANCIAL PROVISIONS

Clause 15: Fund of the Council.

- (1) There is established, a fund for the Council (in this Bill referred to as "the Fund").
- (2) There shall be paid into the Fund —
 - (a) grants, subsidies, foreign aid and donations from NIFST, governments and non-government partners, gifts, charges, fees, subscriptions and interests; and
 - (b) such other money accruing to or vested in the Council in respect of any matter incidental to its powers and functions under this Bill.
- (3) There shall be paid out of the Fund —
 - (a) the costs of administration of the Council;
 - (b) the emoluments, allowance and benefits of members of the council, reimbursement of members of the Council or any committee set up by the Council and for such other expenses as may be authorized by the Council;

- (c) the payment of the salaries, fees, or other benefits payable to the staff and other employees of the Council and no payment of any kind under this paragraph (except such as may be authorized by the Council) shall be made to any person, who is in receipt of emoluments from Government of the Federation or of a State;
 - (d) expenditures in support of training;
 - (e) research;
 - (f) costs of development and maintenance of any property vested in or owned by the Council; and
 - (g) any other expenditure approved by the Council, for the discharge of its functions and obligations under this Bill.
- (4) The Council may invest any surplus fund, in the securities created or issued by it or in other securities or ventures in Nigeria approved by the Council and the income generated from the investment will be paid into the Fund.
- (5) The Council may subject to the approval of the Minister, borrow money for the purpose of the Council and its functions under this Bill and Such money and interests payable on the money shall be paid out of the Fund (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Annual estimates.

The Council shall, not later than the 30th September in each year, submit to the Minister a work-plan and the annual estimates of its income and expenditure for the succeeding year (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Account and Audit.

The Council shall keep proper accounts of its finances and the records of those accounts and cause the account to be audited as soon as possible after the end of the financial year to which the accounts relate, by a firm of auditors approved by the Council, from the "list of auditors provided by the Auditor-General of the Federation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Annual Reports.

- (1) The Council shall prepare and submit, to the minister not later than 30th June in each financial year, a report on the activities of the Council during the immediate preceding year and shall include in the report a copy of the audited accounts of the Council for that year and the auditor's report on the accounts.
- (2) The Minister shall submit the report and any recommendation made by him to the Federal Executive Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

PART V — PROFESSIONAL DISCIPLINE

Clause 19: Establishment of Disciplinary Tribunal and Investigating Panel.

- (1) There is established the Nigerian Council of Food Science and Technology Investigating Panel (in this Bill referred to as "the Investigating Panel") which shall be charged with the duty of —
 - (a) conducting a preliminary investigation into any case where it is alleged that a person registered is guilty of misconduct in his capacity as a Food Professional or shall, for any other person, be the subject of Proceedings before the Disciplinary Tribunal; and
 - (b) deciding whether the case shall be referred to the disciplinary Tribunal.
- (2) The Investigating Panel shall be appointed by the Council and shall consist of two members of the Council and one other registered food professional, who is not a member of the council.
- (3) There is established the Nigerian Council of Food Science and Technology Disciplinary Tribunal (in this Bill referred to as "the Disciplinary Tribunal") which shall be charged with the duty of considering and determining any case referred to it by the Investigating Panel and any other case of which the Disciplinary Tribunal has cognizance under this Bill.
- (4) The Disciplinary Tribunal shall consist of the Chairman of the Council and six other members of the Council appointed by the Council, provided that, a member of the Tribunal, and provided that no person who has accused the respondent is appointed a member of the Disciplinary Tribunal.
- (5) The provisions of Second Schedule to this Bill shall, so far as they are applicable to the Disciplinary Tribunal and Investigating Panel respectively, have effect in respect of those bodies.
- (6) The Council may make rules, not inconsistent with this Bill, as to acts which constitute professional misconduct (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Clause 20: Penalty for Unprofessional Conduct.

- (1) Where —
 - (a) a person registered under this Bill is adjudged by the Disciplinary Tribunal to be guilty of infamous misconduct in any professional matter.
 - (b) a person registered under this Bill is convicted by a court or tribunal in Nigeria or elsewhere having power to impose imprisonment as penalty for any offence (whether or not punishable with imprisonment) which, in the opinion of the disciplinary Tribunal, is incompatible with the status of a member of the Food Profession; or

- (c) the Disciplinary Tribunal is satisfied that the name of any person has been fraudulently registered, the Disciplinary Tribunal may, if it deems fit, give a directive reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Disciplinary Tribunal may, if it deems fit defer or further defer its decision as to the giving of a direction under subsection (1) until a subsequent meeting of the Disciplinary Tribunal, but no —
 - (a) decision shall be deferred under this subsection, for periods exceeding one year in the aggregate; and
 - (b) person shall be a member of the Disciplinary Tribunal, for the purpose of reaching a decision which has been deferred, unless he was present as a member of the Disciplinary Tribunal when the decision was deferred.
- (3) For the purpose of subsection (1) (b), a person shall not be treated as convicted unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought in connection with the conviction.
- (4) When the Disciplinary Tribunal gives a direction under subsection (1), the Disciplinary Tribunal shall cause notice of the direction to be served on the person to whom it relates.
- (5) A person to whom a direction relates may, at any time within 28 days from the date of service on him of notice of the directive, appeal against the directive to the Federal High Court and the Disciplinary Tribunal may, appear as the respondent to the appeal and for the purpose of enabling directives to be given as to the costs of the appeal and of proceedings before the Federal High Court, the Disciplinary Tribunal shall be deemed to be a party thereto, whether or not it appears on the hearing of the appeal.
- (6) A directive of the Disciplinary Tribunal under subsection (1), shall take effect where —
 - (a) no appeal is brought against the direction, within the time limit provided for the appeal or on the expiration of that time;
 - (b) an appeal is brought and is withdrawn or struck out for want of prosecution on the withdrawal or striking out of the appeal; and
 - (c) an appeal is brought and is not withdrawn or struck out as provided in paragraph (a), if and when the appeal is dismissed.
- (7) A directive of the Disciplinary Tribunal shall not take effect, except in accordance with the provisions of this subsection.
- (8) A person whose name is struck off the register under the directive of the Disciplinary Tribunal under this section, shall not be entitled to be registered again, except under a directive in that behalf and, a directive under this section to strike off a person's name from the register may, prohibit an application under this subsection by that person until the expiration of such period from the date of the directive (and where he has duly made such an

application, from the date of his last application) as may be specified in the directive (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS

Clause 21: Application of the Bill to unregistered person.

A person who is not a registered Food Professional, who but for this Bill, would have qualified to apply for and obtain membership of the food profession may, within the period of six months beginning from the commencement of this Bill, apply for registration by the Council, in such manner as may be prescribed by rules made by the Council and if approved, he shall be registered according to his qualification (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: When a person is deemed to practice as a Food Professional.

- (1) Subject to subsection (2), a person shall be deemed to practice as a Food Professional if, in consideration of the remuneration received and whether by himself or in partnership with any other person, he —
 - (a) engages himself in the practice of the Food Professional and holds himself out to the public as a Food Professional;
 - (b) offers to perform or performs any service involving the knowledge of the Food Profession;
 - (c) renders professional service or assistance in or about matters of principle or detail relating to the profession, or
 - (d) renders any other service which may, by regulation made by the Council with the approval of the Minister, be designated as service constituting practice of the food profession
- (2) Nothing in this section shall be construed as applying to persons who, while in the employment of any Government, perform duties of a Food Professional (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Rules as to practice.

- (1) Notwithstanding section 14 (1), the Council may make rules for the —
 - (a) training of suitable persons in the Food Professional; and
 - (b) supervision and regulation of the engagement, training on the job and transfer of suitable persons registered as Food Professionals.
- (2) The Council may also make rules —
 - (a) prescribing the form of licence to practice which shall be issued annually or, if the Council deems fit, by endorsement in an existing licence; and

- (b) prescribing the period of practical training to be completed in the premises of a member of the profession in practice, before a person qualifies for a licence to practice as a food professional.
- (3) Rules when made under this section shall, if the Chairman of the Council so directs, be published in the Federal Government Gazette (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Provision of library research facilities, etc.
The Council shall —

- (a) provide and maintain a print and electronic library and research facilities as the Council may deem necessary, to perform the functions of the Council under this Bill;
- (b) promote training and research into food processing preservation and quality control systems, systems management and allied matters; and
- (c) co-ordinate food information management system in the country, to facilitate studies and research in food science and technology development in Nigeria (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: Offences.

- (1) A food professional shall not practice in premises that is not registered by the Council.
- (2) A person who, for the purpose of procuring the registration of any name, qualification or other material —
 - (a) makes a statement which he believes to be false in a material particular; or
 - (b) recklessly makes a statement which is false in a material particular; commits an offence under this Bill.
- (3) Where, on or after the relevant date, a person who is not a registered member of the Food Profession practices or holds himself out to practice for or in expectation of a reward or takes or uses any name, title, addition or description implying that he is a member of the Food Profession, commits an offence under this Bill, but in the case of a person falling within section 5 (5) of this Bill —
 - (a) this subsection shall not apply in respect of anything done by him during the period of six months mentioned in that section; and
 - (b) if, within that period, he duly applies for membership of the profession, and unless within that period he is notified that his application has not been approved, this subsection shall not apply in respect of anything done by him between the end of that period and the date on which he is registered or is notified.

- (4) Where the Registrar or any other person employed by or on behalf of the Council, willfully makes any falsification or colludes with another within or outside the Council in any matter relating to the register, the Registrar or such other person commits an offence.
- (5) A person who commits an offence under this section is liable on conviction —
- (a) for the first offender, to a fine of at least ₦50,000 and at least ₦100,000; and
- (b) for the second or any subsequent offender, to imprisonment for a term not exceeding two years or to a fine of at least ₦200,000 or both.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate, he is deemed to have committed the offence, and is liable to be prosecuted and punished accordingly.
- (7) In this section, "the relevant date" means the first anniversary of the coming into force of this Bill or such earlier date as may be prescribed for the purpose of this section by order of the Minister published in the Federal Government Gazette.
- (8) Any member of the Council who, in respect of any year and without paying the prescribed practicing fee, practices as such, commits an offence and shall be liable on conviction in the case of a —
- (a) first offender, to a fine, twice the prescribed practicing fee; and
- (b) second or subsequent offence, to a fine of not less than, three the prescribed practicing fee (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26: Regulations.

Regulations made under this Bill shall, if unopposed within 21 days, stand (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Clause 27: Interpretation.

In this Bill —

"Chairman" means the Chairman of the Nigerian Council of Food Science and Technology appointed under section 2 (1) (a) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Chairman" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Nigerian Council of Food Science and Technology, established under section 1 of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Disciplinary Tribunal" means the Nigerian Council of Food Science and Technology Disciplinary Tribunal established under section 19 (3) of the Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Disciplinary Tribunal" be as defined in the interpretation to this Bill — Agreed to.

"Food Profession" means the profession of food science and technology (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Food Profession" be as defined in the interpretation to this Bill — Agreed to.

"Food Professional" means a person who is qualified for the membership of NIFST, admitted and registered by the Nigerian Council of Food Science and Technology, for the purpose of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Food Professional" be as defined in the interpretation to this Bill — Agreed to.

"Investigating Panel" means the Nigerian Council of Food Science and Technology Investigating Panel, established under section 19 (1) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Investigating Panel" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for matters relating to science and technology (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"NIFST" means the Nigerian Institute of Food Science and Technology (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the abbreviation "NIFEST" be as defined in the interpretation to this Bill — Agreed to.

"Relevant Authority" means body charged with the registration of food premises by either the Federal, State or Local Government; and (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the words "Relevant Authority" be as defined in the interpretation to this Bill — Agreed to.

"Registrar" means the Registrar, appointed by the Council, under section 6 (1) (a) of this Bill (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the meaning of the word "Registrar" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 27 stands part of the Bill — Agreed to.

Clause 28: Citation.

This Bill may be cited as the Nigerian Council of Food Science and Technology Bill, 2019 (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 2 (4)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualifications, Election and Tenure of office of Members of the Council

1. Subject to the provisions of this Schedule, a member of NIFST, excluding its out-going President, may be elected as Vice-Chairman or the Chairman of the Council during its annual general meeting preceding the date of their appointment as members of the Council.
2. An elected or nominated member of the Council, upon its recommendation shall be appointed by the Minister, to hold office for a period of three years beginning from the date of such appointment into the Council.
3. A member of the Council who ceases to be a member of NIFST shall, if he is also an elected member of the Council cease to be a member of the Council.
4. An elected member of the Council may, by notice in writing under his hand addressed to the Chairman, resign from the Council and any nominated member may, through the organization he represents in the same manner, resign from the Council.
5. At any meeting of the Council, the Chairman shall preside, in his absence the Vice-Chairman shall preside, and in the absence of the Vice-Chairman, the members present at the meeting shall appoint one of their member to preside.
6. Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council deems fit, but a person who is a member by virtue of this provision shall not be entitled to vote at such a meeting and shall not count towards a quorum.
7. Notwithstanding anything in the provisions of this Schedule, the first meeting of the Council shall be convened after consultation with the Minister.
8. (1) A special meeting of the Council shall be convened at anytime if at least 10 members of the Food Profession required it by notice in writing addressed to the Registrar, setting out the objects of the proposed meeting and, the Chairman shall cause the meeting to be convened.

- (2) The quorum for any meeting of the Council or any of its Committees shall be one third of its members, while that of the Food Profession, shall be one tenth of its registered members.

Committees

9. (1) The Council may appoint one or more committees to carry out function as the Council may determine.
- (2) A committee appointed under this paragraph shall consist of the number of persons determined by the Council of whom, not more than one-third may be food professionals who are not members of the Council.
- (3) A person other than a member of the Council shall hold office on the committee in accordance with the terms of the letter by which he is appointed.
- (4) Decision of a committee of the Council shall be of no effect until it is confirmed by the Council.

Miscellaneous

10. (1) The affixing of the seal of the Council shall be authenticated by the signature of the Chairman or of some other member of the Council authorised generally or specially by the Council to act for that purpose.
- (2) A contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, and may be made or executed on behalf of the Council, as the case may be, by any person generally or specially authorized to act for that purpose by the Council.
- (3) Any document purporting to be a document duly executed under the seal of the Council shall be received in evidence and shall, unless the contrary is proved be deemed to be so executed.
11. The validity of any proceeding of the meeting of the Council or of a committee of the Council shall not be adversely affected by —
- (a) any vacancy in membership;
- (b) any defect in the appointment of a member of the Council , or of a person serving on the Committee; or
- (c) reason that a person not entitled to do so took part in the proceedings.
12. A member of the Council and any person holding office on a committee of the Council who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or on behalf of the Council shall immediately disclose his interest to the Council, and shall not vote on any question relating to the contract or arrangement.
13. A person shall not by reason of his professional membership of the Council be treated as holding an office in the public service of the Federation (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 19 (5)

SUPPLEMENTARY PROVISIONS RELATING TO THE
DISCIPLINARY TRIBUNAL AND THE INVESTIGATING PANEL*The Disciplinary Tribunal*

1. The quorum of the Disciplinary Tribunal shall be four, at least two of whom shall, be registered food professionals.
2. (1) The Attorney-General of the Federation may make rules as to —
 - (a) the selection of members of the Disciplinary Tribunal for the purpose of any proceeding;
 - (b) the procedure to be followed and the rules of evidence to be observed in proceedings; and
 - (c) the procedure to be followed and the rules of evidence to be observed in the proceedings before the Disciplinary Tribunal.(2) The rules shall, in particular, provide for —
 - (a) securing that notice of the proceedings shall be given at such time and in such manner, as may be specified by the rule, to the person who is the subject of the proceedings;
 - (b) who, in addition to the person mentioned in, paragraph (a) shall be a party to the proceedings;
 - (c) securing that any party to the proceedings shall, if he so requests, be entitled to be heard by the Disciplinary Tribunal;
 - (d) securing that any party to the proceedings may be represented by a legal practitioner;
 - (e) subject to the provisions of section 20 (5) of this Bill, as to the costs of proceedings before the Disciplinary Tribunal;
 - (f) requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of infamous conduct in any respect, that where the Disciplinary Tribunal adjudges that the allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates; and
 - (g) publishing in the Federal Government Gazette, notice of any directive of the Disciplinary Tribunal which has taken effect, providing that a person's name shall be struck off a register.
3. For the purpose of any proceeding before the Disciplinary Tribunal, any member of the Disciplinary Tribunal may administer oaths and any party to the proceedings may issue, out of the Registry of the High Court, writs of subpoena and testificandum duces tecum but no person appearing before the Disciplinary Tribunal shall be compelled —

- (a) to make any statement before the Disciplinary Tribunal tending to incriminate himself; or
 - (b) to produce any document under such writ which he could not be compelled to produce at the trial of an action.
- 4.
 - (1) For the purpose of advising the Disciplinary Tribunal on questions of law arising in the proceedings before it, there shall, in all such proceedings, be an assessor to the Disciplinary Tribunal, who shall be appointed by the Council, on the nomination of the Attorney-General of the Federation and shall be a legal practitioner of not less than seven years standing.
 - (2) The Attorney-General of the Federation shall make rules as to the functions of assessor appointed under this paragraph and in particular, such rules shall contain provisions for securing —
 - (a) that where an assessor advises the Disciplinary Tribunal on any question of law as to evidence, procedure or any other matter specified by the rules, he shall do so in the presence of every party or person representing a party to the proceedings who pose threat; or
 - (b) if the advice is tendered while the Disciplinary Tribunal is deliberating in private, that every such party or person shall be informed of what advice the assessor has rendered; and
 - (c) that every such party or person shall be informed of it in any case the Disciplinary Tribunal does not accept the advice of the assessor on such a question.
 - (3) An assessor may be appointed under this paragraph either generally or for any particular proceeding or class of proceeding and shall hold and vacate office in accordance with the terms of the letter by which he is appointed

The Investigating Panel

- 5. The quorum of the Investigating Panel shall be three.
- 6.
 - (1) The Investigating Panel may, at any of its meetings attended by all its members, make standing orders with respect to the Investigating Panel.
 - (2) Subject to the provisions of the standing orders, the Investigating Panel may regulate its own procedure.
- 7.
 - (1) A person who ceases to be a member of the Disciplinary Tribunal or the Investigating Panel shall be eligible for re-appointment as a member of the Disciplinary Tribunal or Investigation Panel, as the case may be
 - (2) A person may, if eligible, be a member of both Disciplinary Tribunal and Investigating Panel but, no person who acted as a member of the Investigating Panel with respect to any case shall act as a member of the Disciplinary Tribunal with respect to that case.

8. The Disciplinary Tribunal or the Investigating Panel may act notwithstanding any vacancy in its membership and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body or subject to paragraph 7 (2) of this Schedule, by reason of the fact that any person who was not entitled to do so took part in the proceedings of that body.
9. All expenses of the Disciplinary Tribunal or the Investigating Panel shall be defrayed by the Council (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

Long Title:

A Bill for an Act to establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647) (*Hon. Edward Pwajok Gyang — Jos South/Jos East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647) and approved Clauses 1 - 28, the Schedules, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

10. Third Reading of Bills

- (i) **A Bill for an Act to Authorise the Issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of which the sum of ₦55,043,425,247.00 (Fifty Five Billion, Forty Three Million, Four Hundred and Twenty Five Thousand, Two Hundred and Forty-Seven Naira) Only, is for Personnel Costs, while the sum of ₦57,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred and Sixty-One Naira) only, is for Overhead Costs whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred and Sixty-Nine Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial year ending on 31 December, 2019 (HB. 1643) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Authorise the Issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦243,374,511,077.00 (Two Hundred and Forty-Three Billion, Three Hundred and Seventy-Four Million, Five Hundred and Eleven Thousand and Seventy-Seven Naira) only, of which the sum of ₦55,043,425,247.00 (Fifty Five Billion, Forty Three Million, Four Hundred and Twenty Five Thousand, Two Hundred and Forty-Seven Naira) only, is for Personnel Costs, while the sum of ₦57,610,188,661.00 (Fifty-Seven Billion, Six Hundred and Ten Million, One Hundred and Eighty-Eight Thousand, Six Hundred and Sixty-One Naira) only, is for Overhead Costs whilst the Balance of ₦130,720,897,169.00 (One Hundred and Thirty Billion, Seven Hundred and Twenty Million, Eight Hundred and Ninety-Seven Thousand, One Hundred

and Sixty-Nine Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial year ending on 31 December, 2019 (HB. 1643) be now read the Third Time” (*Hon. Femi Gbajabiamila — House Leader*).

Agreed to.

Bill read the Third Time and passed.

- (ii) **A Bill for an Act to Provide for the Governance and Institutional Framework for the Nigeria Petroleum Industry and create clear separation between the Policy, Regulatory and Commercial Institution; and for Related Matters (HB.1053) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Provide for the Governance and Institutional Framework for the Nigeria Petroleum Industry and create clear separation between the Policy, Regulatory and Commercial Institution; and for Related Matters (HB.1053) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (iii) **A Bill for an Act to Amend the Stamp Duties and Proceeds Act, Cap. S8, Laws of the Federation of Nigeria, 2004 to meet Current Realities; and for Related Matters (HB. 889) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Stamp Duties and Proceeds Act, Cap. S8, Laws of the Federation of Nigeria, 2004 to meet Current Realities; and for Related Matters (HB. 889) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (iv) **A Bill for an Act to Establish the National Research and Innovation Council, National Research and Innovation Foundation to set National Priorities on Research, Innovation and Development; and for Related Matters (HB. 1139) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the National Research and Innovation Council, National Research and Innovation Foundation to set National Priorities on Research, Innovation and Development; and for Related Matters (HB. 1139) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (v) **A Bill for an Act to Establish the Nigerian Search and Rescue Service to ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Nigerian Search and Rescue Service to ensure a Coordinated and Effective Aeronautical Search and Rescue Service within the Nigerian Search and Rescue Regions; and for Related Matters (HB. 319) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (vi) **A Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency charged with Responsibility for the Management and Administration of Sea Waves on the Nation's Coastline; and for Related Matters (HB. 1508) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish the Nigeria Shoreline Development and Protection Agency charged with Responsibility for the Management and Administration of Sea Waves on the Nation's Coastline; and for Related Matters (HB. 1508) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (vii) **A Bill for an Act to Establish the South-East Development Commission to Serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and lost Business of Victims of the Civil War and Address any Other Environmental or Developmental Challenges; and for Related Matters (HB.1626) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish the South-East Development Commission to Serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and lost Business of Victims of the Civil War and Address any Other Environmental or Developmental Challenges; and for Related Matters (HB.1626) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (viii) **A Bill for an Act to Establish the Federal University of Agriculture, Sabon Gida, Langtang to make Comprehensive Provisions for its due Management and Administration; and for Related Matters (HB. 1356) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish the Federal University of Agriculture, Sabon Gida, Langtang to make Comprehensive Provisions for its due Management and Administration; and for Related Matters (HB. 1356) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (ix) **A Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria (ICCON) Act, Cap. I.112 Laws of the Federation of Nigeria, 2004 to provide for the Role of the Chemists, the Regulation of Practicing Fees by members of the Institute; and for Related Matters(HB.1249) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria (ICCON) Act, Cap. I.112 Laws of the Federation of Nigeria, 2004 to provide for the Role of the Chemists, the Regulation of Practicing Fees by members of the Institute; and for Related Matters(HB.1249) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (x) **A Bill for an Act to Repeal the Health Records Officers (Registration etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health Information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters(HB.1250) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Repeal the Health Records Officers (Registration etc.) Act, Cap. H2, Laws of the Federation of Nigeria, 2004 and Enact the Health Information Practitioners Council of Nigeria Bill for Effective and efficient Health Information Management, to Regulate the Training, Practice and Management of Health Information System in Nigeria; and for Related Matters(HB.1250) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (xi) **A Bill for an Act to Provide Legal Framework to Establish Federal Medical Centres (HB 1390 and HB 1410) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Provide Legal Framework to Establish Federal Medical Centres (HB 1390 and HB 1410) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (xii) **A Bill for an Act to Establish the Chartered Institute for Development and Social Studies to Provide for the Control of its Members and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish the Chartered Institute for Development and Social Studies to Provide for the Control of its Members and Promote the Practice of Development and Social Studies in Nigeria; and for Related Matters (HB. 1492) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

- (xiii) **A Bill for an Act to Establish the Chattered Institute of Finance and Control of Nigeria charged with Responsibility to, among other things, set up Ethical Standard for Professionals in Finance Control; and for Related Matters (HB.1645) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish the Chattered Institute of Finance and Control of Nigeria charged with Responsibility to, among other things, set up Ethical Standard for Professionals in Finance Control; and for Related Matters (HB.1645) be now read the Third Time” (*Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency*).

Agreed to.

Bill read the Third Time and passed.

(xiv) **A Bill for an Act to Provide for the Establishment of the Federal Co-operative Colleges; and for Related Matters (HB.1642) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Provide for the Establishment of the Federal Co-operative Colleges; and for Related Matters (HB.1642) be now read the Third Time” (Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Bill read the Third Time and passed.

(xv) **A Bill for an Act to Establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Nigerian Council of Food Science and Technology; and for Related Matters (HB. 1647) be now read the Third Time” (Hon. Edward Gyang Pwajok — Jos South/Jos East Federal Constituency).

Agreed to.

Bill read the Third Time and passed.

(xvi) **A Bill for an Act to Prohibit the Killing and Exportation of Donkeys or its Carcasses or Derivatives out of Nigeria given their Depletion in Numbers; the Threat of Extinction, and other Aesthetic, Ecological, Historical, Recreational, and Scientific Values to the Nigerian Nation and its People in order to Preserve them for use particularly in Transportation; and for Related Matters (HB. 1306) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Prohibit the Killing and Exportation of Donkeys or its Carcasses or Derivatives out of Nigeria given their Depletion in Numbers; the Threat of Extinction, and other Aesthetic, Ecological, Historical, Recreational, and Scientific Values to the Nigerian Nation and its People in order to Preserve them for use particularly in Transportation; and for Related Matters (HB. 1306) be now read the Third Time” (Hon. Femi Gbajabiamila — House Leader).

Agreed to.

Bill read the Third Time and passed.

11. Adjournment

That the House do adjourn till 3.15 p.m. (Hon. Edward Pwajok — Jos South/Jos East Federal Constituency).

The House adjourned accordingly at 3.10 p.m.

Yakubu Dogara
Speaker