



**THE SENATE
FEDERAL REPUBLIC OF NIGERIA**

**REPORT OF THE SENATE COMMITTEE ON
ENVIRONMENT**

ON

**A BILL FOR AN ACT TO ESTABLISH THE FORESTRY
RESEARCH INSTITUTE OF NIGERIA BILL, 2016; AND
FOR OTHER RELATED MATTERS CONNECTED
THEREWITH**

JUNE, 2016

1.0 INTRODUCTION

The Senate at its sitting on Wednesday, 18th November, 2015 read for the Second Time a Bill for an Act to Repeal the Forestry Research Institute of Nigeria Bill, 2016; and for other Related Matters Connected therewith (SB.014), and referred to the Senate Committee on Environment for further legislative action.

2.0 BACKGROUND

Your Excellency, President of the Senate, Distinguished Senators, the Forestry Research Institute of Nigeria (FRIN) is a Governmental Agency under the purview of the Federal Ministry of Environment. It is an Agency saddled with the responsibility of sustaining and caring for our forest. It is also created to tackle issues on deforestation, drought, desertification and other environment related matters.

The Institute, FRIN has been in existence for the past 62 years. It was first established as a research department under the Ministry of Science and Technology in 1954 before metamorphosing into Forestry Research Institute of Nigeria in 1973 under the then Ministry of Agriculture and Natural Resources and finally, in the year 2000, it was moved as an Agency under the Federal Ministry of Environment where it is till date.

The Institute has its Headquarter in Ibadan and also has 3 colleges that run academic programs in Jos, New Bussa and Afaka. It is important to note that the Forestry Research Institute of Nigeria (FRIN) is the only Institute in the whole of West African that offers curriculum in Wild Life Management.

3.0 OBJECTIVES OF THE BILL

The objective of the Bill amongst others include:

- To establish the Forestry Research Institute of Nigeria Bill, 2016 as an Act of the Federal Republic of Nigeria.

- To give the Forestry Research Institute of Nigeria focus in terms of mandate, roles and responsibility for their operation and performance, thus giving them adequate power to function effectively within their prescribed mandate.

4.0 METHODOLOGY

The Bill was read for the Second Time in the Senate and referred to the Committee on Environment for further legislative action. The leadership of the two Committees in the Senate and House of Representatives agreed to work as a Joint Committee and adopted the following procedure to carry out the assignment:

- i. Request for a written memorandum from the relevant stakeholders;
- ii. Conduct Joint Public Hearing in order to get necessary input from the stakeholders to ensure adequate consultation and justification for the passage of the Bill into Law; and
- iii. Clause by the clause consideration by the Committee.

5.0 PUBLIC HEARING OPENING:

The Joint Committee conducted a Public Hearing on the proposed Bill on Wednesday, 13th April, 2016 at the Senate Conference Hall, Room 231, New Senate Wing of the National Assembly, Abuja. The hearing attracted a relatively large turnout of the relevant Stakeholders who made their submissions. The Stake holders include:

- Federal Ministry of Environment
- Forestry Research Institute of Nigeria
- Nigeria Ecological Fund Office
- National Parks
- Nigerian Environmental Society
- Environment Health Officers Registration Council of Nigeria (ENHEROCON)
- National Agency for Great Green Wall

- National Environmental Standards and Regulation Enforcement Agency (NESREA)
- National Oil Spill Detention and Response Agency (NOSRA)
- Organised Private Sector and
- Non-Governmental Organizations (NGO) among others.

6.0 FINDING

Following the presentations at the Public Hearing and submissions made to the Committee, it was generally agreed that there is need to Establish the Forestry Research Institute of Nigeria Bill; 2016 instead of repealing the Agricultural Research Institutes Decree No 35 of 1973 which mandated the then Federal Commissioner for Agriculture and Natural Resources to issue an Order establishing Research Institutes. It should be noted that it was based on that Clause 1(1) of the Decree which originated from the then Military Administrator, without benefit of Legislative review or action that Fourteen (14) Research Institutes, including the Forestry Research Institute, of Nigeria, were established. Thus, there have not been any law/ act establishing the Forest Research Institute of Nigeria. **The Decree No 35 of 1973 and the Order establishing the Research Institutes are attached to this Report.**

7.0 RECOMMENDATIONS

The Committee recommends as follows:-

- i. Amended the Long title of the Bill
- ii. Amended sub -clauses
 - Clause-1 (3k,n,o),
 - Clause-2(d)
 - Clause-3 (2 a-d) (3)
 - Clause-5(1a) (3)
 - Clause-6(4)
 - Clause-14(1)
 - Clause 16 (short title)

First Schedule (i)

Explanatory Note

iii. Deleted sub- clause 1(3g)

iv. All other clauses were retained

CONCLUSION

The Committee wishes to thank the President of Senate and our Distinguished Colleagues for the opportunity to serve in this capacity and strongly recommend the passage of the Forestry Research Institute of Nigeria Bill, 2016.

Thank you.



THE SENATE
FEDERAL REPUBLIC OF NIGERIA
COMMITTEE ON ENVIRONMENT

ENDORSEMENT SHEET:

Date 15-06-2016

THE SENATE COMMITTEE ON ENVIRONMENT ON A BILL FOR AN ACT TO REPEAL THE FORESTRY RESEARCH INSTITUTE OF NIGERIA ACT, 1973, AND RE-ENACT THE FORESTRY RESEARCH INSTITUTE OF NIGERIA BILL, 2016; AND FOR OTHER RELATED MATTERS CONNECTED THEREWITH

S/NO	NAME	STATUS	SIGNATURE
1.	Senator Oluremi Tinubu, <i>DON</i>	Ag. Chairman	
2.	Senator Ibrahim Abba Bukkar	Member	
3.	Senator Rose Oko	Member	
4.	Senator Hunkuyi Suleiman Othman	Member	
5.	Senator Abubakar Kyari	Member	
6.	Senator Foster Ogola	Member	
7.	Senator Ovie- Omo Agege	Member	
8.	Sani L. Rimingado	Clerk	

AGRICULTURAL RESEARCH INSTITUTES DECREE 1973



ARRANGEMENT OF SECTIONS

Section

Establishment and Management of Research Institutes

1. Power to establish research institutes.
2. Status of institutes, etc.
3. Duties of boards.
4. Power of institutes.
5. Committees of boards.
6. Directors of institutes.

Staff

7. Employment of officers and servants.

8. Power of delegation by Council.
9. Regulations.

Financial Provisions

10. Financial Provisions.
11. Power to borrow money.

Miscellaneous

12. Disposal of fund, etc. of an institute on dissolution.
13. Interpretation.
14. Citation.

Decree No. 35

[27th August 1973]

Commencement.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows :—

Establishment and Management of Research Institutes

1.—(1) The Commissioner may, on the advice of the Agricultural Research Council of Nigeria (in this Decree hereafter referred to as "the Council") and the Nigerian Council for Science and Technology, by order establish institutes to conduct research and training in any field of—

Power to establish research institutes.

- (a) Agriculture,
- (b) Veterinary Science,
- (c) Fisheries,
- (d) Forestry, and
- (e) Agro-meteorology and water resources,

for the purposes of the Agricultural Research Council of Nigeria Decree 1971.

1971 No. 25.

(2) An order establishing an institute under this section shall not come into force until it has been approved by the Federal Executive Council.

(3) An order establishing an institute under this section may contain supplementary or incidental provisions consistent with this Decree relating to the establishment of the institute, including, without prejudice to the generality of the foregoing powers, provisions for—

- (a) the designation of the institute ;
- (b) the matter on which the institute is to conduct research, including training where appropriate ;

	<p>Specific Mandates</p> <p>(3) (a) the improvement of the genetic resources of forest trees and the ecosystem for economic development</p> <p>(b) the improvement of silvicultural practices relating to forest trees of economic importance;</p> <p>(c) the mechanisation and improvement of the methods of cultivating, harvesting, processing, domestication and biotechnological mass production of plant stocks of forest trees of economic importance;</p> <p>(d) research into the utilisation strategies of forest products, improvement of same, inclusive of forest and processed mill-wood wastes;</p> <p>(e) studying the ecology of pests and diseases of forest trees and their control;</p> <p>(f) research into the development of agro-forestry systems for the integration of forest trees of economic importance into farming systems in different ecological zones and its socio-economic effects on the rural populations;</p> <p>(g) control forestry enterprises through Registration, issuance of licence and permit to public or private organisations and individuals carrying out businesses relating to forestry flora and fauna;</p> <p>(h) forestry education and training; through its National and Higher National Diploma awarding Tertiary Institutions namely: (i) Federal College of Forestry, Ibadan</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Deleted</p> <p>Retained</p>	<p>It should not be included in the mandate of FRIN since the Institute is not a regulatory Body</p>
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	<p>(ii) Federal College of Forestry, Jos (iii) Federal College of Wildlife Management, New Bussa (iv) Federal College of Forestry Mechanization, Afaka</p> <p>(i) forestry extension and dissemination;</p> <p>(j) to conduct research into the biodiversity of Nigerian forests in relation to its flora and fauna;</p> <p>(k) to conduct research into the different suitable biological materials and appropriate methods of control of ecological and environmental problems of the country in respect to desertification, soil erosion and deforestation; inclusive of the conservation, protection and management of the coastal mangrove, watershed and sand-dunes;</p> <p>(l) to conduct research into the appropriate application of remote sensing and geographical information systems (GIS) for climate change monitoring and adaptation as well as dendrology studies;</p> <p>(m) making suitable arrangements for the application of the results of the research work as per subparagraph (i) above by the Federal and State ministries, agencies and the private sector for the economic development of Nigeria;</p> <p>(n) co-operating with relevant Nigerian and International Universities, Research Institutes and other institutions in the mobilisation of the country's</p>	<p>Retained</p> <p>Retained</p> <p>(k) to conduct research into the different suitable bio diversity and appropriate methods of control of ecological and environmental problems of the country with respect to desertification, soil erosion and deforestation; inclusive of the conservation, protection and management of the coastal mangrove, watershed and sand-dunes;</p> <p>Retained</p> <p>Retained</p> <p>(n) co-operating with relevant Nigerian and International Universities, Research Institutes and other institutions in the mobilisation of the</p>	<p>Use of more appropriate word to represent life. <i>Bio Diversity</i> should be used instead of <i>Biological Materials</i></p> <p>on Forestry and on the issues relating to</p>
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	<p>research potential for the task of national development and dissemination of research findings for the use of policy makers at all levels and;</p> <p>(o) Doing anything and entering into any transaction which in its opinion ought to be done in the proper discharge of its functions.</p>	<p>country's research potential on Forestry for the task of national development and dissemination of research findings on the issues relating to Forestry for the use of policy makers at all levels and;</p> <p>(o) Doing anything and entering into all professional transaction that will enhance proper discharge of its functions.</p>	<p>Forestry is inserted after research potential to help streamline and indicate what kind of research for the purpose of clarity</p> <p>all professional transaction, that will enhance are inserted for clarity to avoid dispute in future especially with sister organizations</p>
<p>2 POWER OF THE INSTITUTE</p>	<p>Powers of the Institute</p> <p>2. (a)The Institute shall have perpetual succession and a common seal which shall be kept in such custody as the Institute may from time to time authorise.</p> <p>(b) The Institute may sue and be sued in its corporate name and may hold, acquire and dispose of any property movable or immovable.</p> <p>(c) The Institute may with the approval of its supervising Ministry/Board enter into association/agreement with the competent authorities of any university or other institution of higher learning or recognized international institutions for the purpose of promoting or furthering mutual co-operation in the field of scientific research in respect of which the Board has responsibility under this Order.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p>	

	<p>(d) The Institute may, at the written request of any government agency, local government authority or private body, and if the institute have resources to meet such request, train laboratory, extension and other categories or descriptions of workers relative to their specified fields of research for such government agency, local government authority or private body.</p> <p>(e) Without prejudice to the specified research function of the Institute, the Institute shall produce improved seedlings and other planting materials primarily for their research and experimental programmes but may, for the purpose of advancing or disseminating the results of their researches, make available for distribution to farmers the improved seedlings and planting materials.</p> <p>(f) The Institute shall, when so requested by any government in the Federation, government agency, local government authority or any authorized body, provide information or give advice relating to their specified fields of research to such government, government agency, local government authority or authorized body.</p>	<p>(d) The Institute may, at the written request of any government agency, local government authority or private body etc., and if the institute have resources to meet such request, train laboratory, Field Ecology extension and other categories or descriptions of workers relative to their specified fields of research for such government agency, local government authority or private body.</p> <p>Retained</p> <p>Retained</p>	<p>Inserted field Ecology- to bring attention to the rapid dwindling human resources</p>
<p>3 THE GOVERNING BOARD OF THE INSTITUTE</p>	<p>Governing Board of the Institute</p> <p>3. (1) There shall be for the Institute, a governing body (herein referred to as the Board) which shall be</p>	<p>Retained</p>	

	<p>charged with the administration of government policies.</p> <p>Membership of the Board. (2) The Board shall be appointed by the President/Representative and shall consist of the following members:</p> <p>(a) a Chairman;</p> <p>(b) the Director-General of the Institute;</p> <p>(c) a Representative of the supervising Ministry charged with the supervision of forestry matters;</p> <p>d) three persons knowledgeable in Forestry and related disciplines evenly distributed among the geographical zones of the Federation elected by the Institute at its Annual Farming Systems Meeting;</p> <p>(e) the Director General of the Institute shall be the Secretary to the Board;</p>	<p>(2) The Board shall be appointed by the President of the Federal Republic of Nigeria/Representative and shall consist of the following members</p> <p>(a) Six persons, one of who shall be the Chairman, knowledgeable in Forestry and or related disciplines appointed by the President of the Federal Republic of Nigeria on the recommendation of the Minister and be evenly distributed among the geo-political zones of the Federation;</p> <p>Retained</p> <p>Retained</p> <p>(d) a Representative of the Ecological Fund Office;</p> <p>Retained</p>	<p>Inserted Federal Republic of Nigeria to indicate that the President referred to is of the Federal Republic of Nigeria</p>
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	<p>(f) without prejudice to the foregoing provisions, the minister may appoint any person to act as acting Chairman or member of the board of the Institute during the long absence or temporary incapacity by illness or other cause of the Chairman or a member and a person so appointed shall, while the appointment subsists, have the same powers as are exercisable by the Chairman or member;</p> <p>(g) Any member of the Board may resign his appointment by a letter addressed to the Minister, and if accepted, the resignation shall take effect from the date the minister receives the letter of resignation.</p> <p>Tenure of Office (3) Members of the Board shall unless otherwise provided hold office for a term of three years and may be eligible for the appointment for another three years and no more;</p>	<p>Retained</p> <p>Retained</p> <p>Tenure of Office (3) Members of the Board shall unless otherwise provided hold office for a term of four years and may be eligible for the appointment for another four years and no more;</p>	
<p>4 POWERS OF THE GOVERNING BOARD</p>	<p>Powers of the Governing Board 4. The Governing Board shall have the powers to-</p> <p>(a) perform all functions conferred on the Institute by this Bill;</p> <p>(b) formulate policies for the Institute</p>	<p>Retained</p> <p>Retained</p>	

	(c) Make rules to govern the procedures of its meetings.	Retained	
5 THE DIRECTOR GENERAL OF THE INSTITUTE	<p>The Director General of the Institute</p> <p>5. (1) There shall be a Director-General of the Institute who shall be appointed by the president on the recommendation of the Minister.</p> <p>(2) The Director-General shall be-</p> <p>(a) a Research Professor/Director with vast experience in Forestry related disciplines;</p> <p>(b) charged with the day to day management of the affairs of the Institute in accordance with such instructions as may from time to time be given to him by the Minister through the Governing Board of the Institute;</p> <p>(c) the Accounting Officer of the Institute;</p> <p>Tenure of office of the Director-General.</p> <p>(3) The Director-General of the Institute shall hold office for a period of four years in the first instance and may be re-appointed for a further period of four years and no more on such terms and conditions as are contained in his letter of employment;</p>	<p>Retained</p> <p>(a) a Research Professor/Director with vast experience in Forestry and or related disciplines;</p> <p>Retained</p> <p>Retained</p> <p>Tenure of office of the Director-General.</p> <p>(3) The Director-General of the Institute shall hold office for a term of four years and may be eligible for the appointment for another four years and no more;</p>	

	<p>Staff of the Institute. (4) The Board may appoint such other persons as employees of the Institute either by way of transfer or secondment from any of the public services or any University in the Federation or otherwise, howsoever as it considers necessary.</p> <p>(5) The Institute shall operate Research Professorial Cadre system for Researchers/Lecturers and Directorate equivalent system for support services staff such as: The Institute's Secretary for Administration Cadre System, The Institute's Librarians for Library Cadre system, The Institute's Accountant for the Account and Finance Cadre System, The Institute's Auditor for the Audit Cadre System and The Head of Procurement for the Procurement Cadre System.</p> <p>Remuneration. (6) The remuneration, conditions of service, and tenure of office of the employees of the Institute shall be determined by the National Income, Salaries and Wages Commission and the Federal Civil Service Commission.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p>	
<p>6 THE PROVOST</p>	<p>The Provost 6. (1) There shall be a Provost, for the Colleges of the Institute who shall be appointed by the Minister on the recommendation of the Governing Board.</p>	<p>Retained</p>	

	<p>(2) The Provost shall be:</p> <p>(a) a Ph.D. holder and must possess a minimum experience as a Senior Lecturer in the field of forestry related disciplines;</p> <p>(b) charged with the day to day management of the Colleges in accordance with such instructions as may from time to time be given to him by the Governing Board and/or the Director General of the institute; and</p> <p>(i) design research programmes, the formulation and implementation of research proposals relevant to the Institute;</p> <p>(ii) coordination of Training programmes/research and provisions of intellectual leadership;</p> <p>(iii) collation and interpretation of research data and the preparation of scientific reports;</p> <p>(iv) preparation of annual and quarterly reports in respect of his college;</p> <p>(v) responsibility for college development programmes and planning;</p> <p>(3) Provost shall hold office for a non- renewable period of 5years.</p> <p>(4) The governing board shall also recommend the removal of the Provost to the Minister if found incompetent.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>(4) The governing board shall also recommend the removal of the Provost to the Minister if found incompetent or incapacitated</p>	<p>Inserted “or incapacitated” to give other reasons for</p>
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			the removal of the Provost
7 PROFESSIONAL DISCIPLINE	PART 2- PROFESSIONAL DISCIPLINE 7. Every Staff shall acquaint him/herself with the disciplinary procedure as entrenched in the Public Service Rules, and any other regulations as may be made by the Board from time to time.	Retained	
8. PENALTIES FOR UNPROFESSIONAL CONDUCT	Penalties for Unprofessional Conduct 8. Where – (a) a Staff is judged to be guilty of infamous conduct in any professional respect; or (b) a Staff is found to have contravened provisions of extant Public Service Rules; or (c) a Staff that contravene directives issued in government circulars from the supervising Ministry, Federal Civil Service Commission, Office of the Secretary to the Government of the Federation, Office of the Head of Service and other Federal Government offices with authority to issue circulars and directives, shall be subjected to disciplinary measures in consonance with the regulations contained therein.	Retained Retained Retained	

<p>9 PROVISION OF LIBRARY</p>	<p>PART 3- Miscellaneous and General Provisions</p> <p>Provision of library 9.The Institute shall –</p> <p>(a) provide and maintain a library comprising of books and publications for the advancement of knowledge of Forestry, and such other books and publications as the Board may think necessary for the purpose;</p> <p>(b) Encourage research into Forestry and allied subjects to the extent that the Board may, from time to time, consider necessary.</p>	<p>Retained</p> <p>Retained</p>	
<p>10 RULES AND REGULATIONS</p>	<p>Rules and Regulations 10. (1) The Minister shall have powers to make rules and regulations under this Bill.</p> <p>(2)Regulations made under this Bill shall be published in the Federal Gazette as soon as they are made.</p> <p>(3) Rules made for the purposes of this Bill (other than Rules made by the Minister) shall be subject to confirmation by the Institute at its next Annual Farming Systems meeting or at any special meeting of the Institute convened for the purpose, and if not confirmed shall cease to have effect on the day after the date of the confirmation but without prejudice to</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p>	

<p>11 OFFENCES</p>	<p>anything done in pursuance or intended pursuance of any such rules.</p> <p>Offences 11. -(1) If any Staff for the purpose of procuring the registration of any name, qualification or other matter</p> <p>(a) makes a statement which he believes to be false in a particular matter; or</p> <p>(b) Recklessly makes a statement which is false in a particular matter, shall be guilty of an offence.</p> <p>(2) If a member or any other person employed by or on behalf of the Institute wilfully makes any falsification on any matter, he/she shall be guilty of an offence.</p> <p>(3) any Staff found guilty of an offence under this section shall, after being found guilty by properly constituted Disciplinary Committee, be subjected to relevant punishment stipulated under the Public Service Rule (Discipline);</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p>	
<p>12 FUNDS OF THE INSTITUTE</p>	<p>Funds of the Institute 12. (1) The Institute shall maintain a fund which shall be applied towards the carrying out of its functions.</p> <p>(2) The Institute shall generate internal revenue, which shall be shared at the ratio of 75% - 25% for the Institute and Government respectively. The 75% share for the Institute shall be expended on areas that would</p>	<p>Retained</p> <p>Retained</p>	

	<p>promote the Institute's mandates.</p> <p>(3) There shall be paid and credited into the fund established pursuant to sub-section (1) of this section –</p> <p>(i) all fees and other monies payable to the Institute in pursuance of this Bill;</p> <p>(ii) all grants, aids, loans and solicited funds received for the Institute;</p> <p>(iii) proceeds from programmes/activities;</p> <p>(iv) money borrowed from time to time for the purpose of executing programmes of the Institute;</p> <p>(v) Proceeds from any investment in securities created or issued by or on behalf of the Government of the Federation or any other securities in Nigeria approved by the Board.</p> <p>(4) There shall be paid out of the fund –</p> <p>(a) all expenditure incurred by the Institute in the discharge of its functions under the Bill;</p> <p>(b) any interest payable on monies borrowed for the activities of the Institute;</p> <p>(c) Such reasonable travelling and subsistence allowances of the Board, Director General and Staff members in respect of time spent on the duties of the Institute as may be determined by Board/guidelines.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p>	
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<p>13 BANK ACCOUNTS OF THE INSTITUTE</p>	<p>(5)The Board/Management shall ensure that proper records of income and expenditure of the Institute are kept in respect of each year and accounts audited by registered external auditors shall be submitted to the Auditor General of the Federation each year.</p> <p>Bank Accounts of the Institute</p> <p>13. (1) The Institute shall maintain Bank Account(s) in its name in banks approved by the Board.</p> <p>(2)Any funds of the Institute in excess of an imprest to be determined by the Board shall be lodged into the Institute's account.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p>	
<p>14 REPEAL, SAVINGS AND TRANSITIONAL PROVISION</p>	<p>Repeal, Savings and transitional Provision</p> <p>14. (1) The Forestry Research Institute of Nigeria Act, 1973 is repealed.</p> <p>(2) any Statutory functions, right, liability, interest and obligation existing in the Forestry Research Institute of Nigeria before the commencement of this Bill shall by virtue of this Bill be deemed to have been assigned and vested in the Institute after the commencement of this Bill;</p> <p>(3) all assets, funds, resources and other property which before the commencement of this Bill were vested in the Institute shall by virtue of this Bill be deemed to have been assigned and vested in the</p>	<p>Savings and transitional Provision</p> <p>14.(1) Deleted</p> <p>Retained</p> <p>Retained</p>	<p>There is no Extant Act Establishing the Forestry Research Institute of Nigeria therefore there cannot be a repeal</p>

<p>15 SEAL OF THE INSTITUTE</p>	<p>Institute after the commencement of this Bill</p> <p>Seal of the Institute 15. The seal of the Institute shall not be affixed on any instrument except with the authority of the Director General.</p>	<p>Retained</p>	
<p>16 INTERPRETATION</p>	<p>Interpretation 16.In this Bill –</p> <p>“Board” or “Board under this Bill” means the Board established as the governing body of the Institute under the section 3 of this Bill;</p> <p>“Director General” means the Director General appointed pursuant to section 5 of this Act;</p> <p>“Institute” means the Forestry Research Institute of Nigeria established under this Bill;</p> <p>“Colleges” means the Federal Colleges of the Institute under this Bill</p> <p>“Member” means Member of the Institute;</p> <p>“Minister” means the Minister charged with the responsibility of handling forestry matters;</p> <p>“Supervising Ministry” means the Ministry charged with the responsibility of handling Forestry matters.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p>	

	<p>Short Title 16. This Bill may be cited as the Forestry Research Institute of Nigeria Bill, (Establishment) 2015</p>	<p>Short Title 16. This Bill may be cited as the Forestry Research Institute of Nigeria Bill, (Establishment, etc.) 2016</p>	
	<p>FIRST SCHEDULE (Sections 3, 4,5)</p> <p>SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD AND THE INSTITUTE.</p> <p><i>Qualifications and Tenure of Office of members</i></p> <p>1. (i) Subject to the provisions of this paragraph, a member of the Board shall hold office from the effective date of the instrument of his appointment, or of his appointment, as the case may be.</p> <p>(ii) Any member of the Institute who ceases to be a member thereof shall if he is also a member of the Board, cease to hold office on the Board.</p> <p><i>Powers of the Board</i></p> <p>2. The Board shall have powers to do anything which in its opinion is calculated to facilitate the carrying-on of the activities of the Institute as stipulated in the Bill.</p>	<p>i) Subject to the provisions of this paragraph, a member of the Board shall hold office from the effective date of the instrument of his/her appointment, or of his/her appointment, as the case may be.</p> <p>Retained</p> <p>Retained</p>	<p>Inserted his/hers to reflect gender</p>

	<i>Proceedings of the Board</i>		
	3.(i) Subject to the provisions of this Bill, the Board may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Board, 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 therefor;	Retained	
	(ii) Standing orders shall provide for decisions to be taken by a majority of the members, and in the event of equality of votes, the Chairman as the case may be has a second or casting vote.	Retained	
	(iii) Standing orders made for a Committee shall provide that the Committee is to report back to the Board on any matter not within its competence to decide.	Retained	
	(iv) The quorum of the Board shall be four; and the quorum of a Committee of the Board shall be fixed by the Board	Retained	
	<i>Committees</i>		
	4. (i) The Institute may appoint one or more standing or Ad-Hoc Committees to carry out on its behalf such of its functions as it may determine.	Retained	
	(ii) A Committee appointed under this paragraph shall consist of such number of persons as may be determined by the Institute; and a person other than a member of the Institute shall hold office on the	Retained	

	<p>Committee in accordance with the terms of his appointment</p> <p>(iii) A decision of a Committee of the Institute shall be of no effect until it is confirmed by the Institute.</p> <p style="text-align: center;"><i>(a) Meetings Of the Institute:</i></p> <p>5. The Board shall convene the Annual Farming Systems meeting of the Institute every year or on such other date as the Board may from time to time appoint, so however that if the meeting is not held within one year after the previous annual meeting, not more than fifteen months shall elapse between the respective dates of the two meetings.</p> <p style="text-align: center;"><i>(b) Meetings of the Board:</i></p> <p>6. (i) The Board shall meet not less than twice in any financial year, and subject to the provisions of any standing orders of the Board, it shall meet at other times as it is summoned by the Chairman; and if the Chairman is required to do so by notice in writing given to him by not less than four other members, he shall summon a meeting of the Board to be held within seven days from the date on which notice is given.</p> <p>(ii) At any meeting of the Board, the Chairman shall preside but in his absence, the members present at the meeting shall appoint one of their numbers to preside at that meeting.</p>	<p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p> <p>Retained</p>	
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	<p>(iii) where the Board decides to obtain advice of any person on a particular matter, the Board may co-opt him as a member for such period as the Board thinks fit but a person who is a member by virtue of this subparagraph shall not be entitled to vote at any meeting of the Board and shall not count towards a quorum.</p>	Retained	
	<p>(iv) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Board shall be convened by the Minister, who may give such directions as deem fit as to the procedure which shall be followed by the Board.</p>	Retained	
	<p style="text-align: center;"><i>Miscellaneous</i></p>		
	<p>7. The fixing of the seal of the Institute shall be authenticated by;</p>	Retained	
	<p>(i) The Director General of the Institute or officer authorized by the Institute to act in his place for this purpose.</p>	Retained	
	<p>(ii) 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 of the Board as the case may require, by any person generally or specially authorised to Act for that purpose by the Board.</p>	Retained	
	<p>(iii) Any document purporting to be a document duly executed under the seal of the Institute shall be</p>	Retained	

	<p>received in evidence and shall, unless the contrary is proved, be deemed to be so executed.</p> <p>8. The validity of any proceedings of the Institute or of the Board or of a Committee of the Board shall not be affected by any vacancy in membership, or by any defect in the appointment of a member of the Institute or of the Board or of a person to serve on the Committee, or by reason that a person not so entitled to do so took part in the proceedings.</p> <p>9. Any members of the Institute or of the Board, and any person holding office on a Committee of the Board, who has a personal interest in any contract or arrangement being entered into or proposed to be considered by the Board or any committee thereof, shall forthwith declare and disclose his interest in such contract or arrangement to the Board/Management and shall be disqualified to vote on any question relating to such contract or arrangement.</p> <p style="text-align: center;">EXPLANATORY NOTE</p> <p>This Bill seeks to Repeal the Forestry Research Institute of Nigeria, Act, 1973 and Re-Enact the Forestry Research Institute of Nigeria, Bill, 2015 to enhance and re-focus the Institute to deliver on its mandate.</p>	<p>Retained</p> <p>Retained</p> <p>This Bill seeks to Establish the Forestry Research Institute of Nigeria, Bill, 2016 to enhance and focus the Institute to deliver on its mandate.</p>	
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