



THE SENATE

FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Thursday, 19th April, 2018

1. The Senate met at 10:52 a.m. The Deputy Senate President read Prayers.

2. **Closed Session:**

Closed Session — 11:08 a.m.

Open Session — 12:10 a.m.

The Senate President reported that the Senate in a Closed Session deliberated on issues bordering on the workings of the Senate in particular and the National Assembly in general.

3. **Votes and Proceedings:**

The Senate examined the Votes and Proceedings of Wednesday, 18th April, 2018.

Question was put and the Votes and Proceedings were approved.

4. **Remarks by the Deputy Senate President:**



DEPUTY SENATE PRESIDENT
Federal Republic of Nigeria

REMARKS BY THE DEPUTY PRESIDENT OF THE SENATE, HIS EXCELLENCY, SENATOR IKE EKWEREMADU, PhD, CFR, AT SENATE PLENARY OF THURSDAY, APRIL 19, 2018.

"The Affront on Our Laws and Institutions Must Not Go Unpunished"

Distinguished Colleagues,

Yesterday, this legislative chamber, the nation, and the international community were treated to the theatre of the absurd when armed men invaded the chamber to assault our staff and cart away the mace, the symbol of authority of the Senate. It was a very sad testimony, a derogation, and total smear on our democracy and nation.

On behalf of the President of the Senate, His Excellency, Dr. Bukola Saraki, CON, I want to register deep appreciation to you, my colleagues for your understanding and maturity in the face of flagrant provocation. You showed forth yourselves as patriots and elder statesmen and women. I am indeed proud of you and salute your patriotism.

I want to also specially appreciate the leadership and members of the House of Representatives, the Management and staff of the National Assembly, especially our chamber staff for their gallantry. We appreciate Nigerians, the media, civil society, the political parties, and the international community for the outpour of solidarity and concern. Ugly and provocative as the event of yesterday was, it soothes that the entire nation and the world stood together in total condemnation of the ugly drama, brigandage, and desecration of the National Assembly by those, who hold themselves above the laws and institutions of our land.

Distinguished colleagues,

You would also recall that this hallowed chamber, supported by the House of Representatives, demanded that the Inspector-General of Police recover and return the stolen mace to the Senate within twenty-four hours. Concerned colleagues and Nigerians, who wanted to find out if the mace had been found, have inundated me with calls and messages since last night. Let me, therefore, formally confirm to you, my Distinguished colleagues, that the mace has been recovered by the police as we demanded here in this hallowed chamber.

Nevertheless, we believe that there should be consequence for bad behaviour. We swore to uphold the laws of the Federal Republic and the principles of democracy. It still beats the imagination of Nigerians and the civilised world that the attackers passed through the several security checks and barriers into the National Assembly and the inner recesses of this chamber and also escaped with the mace into the thin air despite the well-known fortified surroundings of this parliament.

Therefore, we hold that it will be a detour to the state of nature where life was lawless and brutish if what happened yesterday is allowed to go unpunished or to be swept under the carpet. It will never happen. We will get to the roots of the matter. We call on the Inspector General of Police and Director-General of the State Security Service to ensure that all those, who plotted, aided, abated, and executed this dastardly affront on our democracy and belittled Nigeria before the international community must be brought to book to serve as a deterrent to others. We will be inviting them next week to brief us on the state of the investigations. This incident has also brought to the fore the case many of us have always made for a decentralised police system. Ordinarily, a big institution like the National Assembly should have its own police, apart from the Sergeants-at-Arm. However, the security of this parliament is fully outside the control of the National Assembly. Instructively, the same gangsterism that was witnessed here yesterday has been recorded in various State Houses of Assembly.

It is on this note, Distinguished colleagues, that I welcome you back to this Thursday Plenary. I want to assure Nigerians that we will never waver in the responsibility they have elected us to shoulder. We will all stand together to defend this institution of the parliament and our democracy. We will never fear to legislate; and we will never legislate out of fear.

God bless the Federal Republic of Nigeria

(Signed)

SENATOR IKE EKWEREMADU, PhD, CFR

Deputy President of the Senate, Federal Republic of Nigeria

5. Presentation of Bills:

- (i) Nigerian Maritime Administration and Safety Agency Act (Amendment) Bill, 2018 (HBs.1131 & 1178) — *Read the First Time.*
- (ii) Chartered Institute of Pensions Practitioners of Nigeria Bill, 2018 (HBs. 726 & 727) — *Read the First Time.*

- (iii) Federal Capital Territory Health Insurance Agency (Establishment, etc.) Bill, 2018 (SB. 668) — *Read the First Time.*
- (iv) Federal Capital Territory Primary Healthcare Board (Establishment, etc.) Bill, 2018 (SB. 669) — *Read the First Time.*
- (v) Federal University of Aquatic Studies, Ogbaru, Anambra State (Establishment, etc.) Bill, 2018 (SB. 670) — *Read the First Time.*
- (vi) Central Bank of Nigeria Act (Amendment) Bill, 2018 (SB. 671) — *Read the First Time.*

6. Committee on Ethics, Privileges and Public Petitions:

Motion made: That the Senate do receive the Reports of the Committee on Ethics, Privileges and Public Petitions in respect of:

- (a) Tanzila Petroleum Company Limited, against Petroleum Products Pricing Regulatory Agency (PPPRA) for non-payment of subsidy on Premium Motor Spirit (PMS) imported;
- (b) Julex Associates, against the National Council for Arts and Culture (NCAC) for oppression, harassment and avoidable inferno at the Arts and Crafts Village, Abuja; and
- (c) Livingstone Nseyo, against the Nigerian Railway Corporation for alleged non-implementation of Ministerial approval on promotions (*Senator Samuel N. Anyanwu — Imo East*).

Question put and agreed to.

Reports Laid.

7. Nigerian Academy of Sciences (Establishment, etc.) Bill, 2018 (SB.662):

Motion made: That a Bill for an Act to establish the Nigerian Academy of Sciences and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senate Leader*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee of the Whole, and deferred to another Legislative Day.

8. Animal Health and Husbandry Technologist Registration Board of Nigeria (Establishment, etc.) Bill, 2018 (SB.664):

Motion made: That a Bill for an Act to establish the Animal Health and Husbandry Technologist Registration Board of Nigeria and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senate Leader*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee of the Whole, and deferred to another Legislative Day.

9. National Child Protection and Enforcement Agency (Establishment, etc.) Bill, 2018 (SB.665):

Motion made: That a Bill for an Act to establish the National Child Protection and Enforcement Agency and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senate Leader*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee of the Whole, and deferred to another Legislative Day.

10. Franchise in Nigeria Bill, 2018 (SB.666):

Motion made: That a Bill for an Act to make provision for Franchise in Nigeria and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senate Leader*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee of the Whole, and deferred to another Legislative Day.

11. Conference Committee:

Report on the Chartered Institute of Capital Market Registrars (Establishment, etc.) Bill, 2018 (SB.25)(HB. 79):

Consideration of Report deferred to another Legislative Day.

12. Committee on Water Resources:

Report on the National Water Resources (Establishment, etc.) Bill, 2018 (SB. 479):

Consideration of Report deferred to another Legislative Day.

13. Committee on Establishment and Public Service:

Report on the Chartered Polymer Institute of Nigeria (Establishment, etc.) Bill, 2018 (SB. 396):

Motion made: That the Senate do consider the Report of the Committee on Establishment and Public Service on the Chartered Polymer Institute of Nigeria (Establishment, etc.) Bill, 2018 (*Senator Emmanuel I. Paulker — Bayelsa Central*).

Question put and agreed to.

Report presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO ESTABLISH THE CHARTERED POLYMER INSTITUTE OF NIGERIA AND FOR RELATED MATTERS, 2018.

PART 1 —ESTABLISHMENT OF THE INSTITUTE

Clause 1: Establishment of the Chartered Polymer Institute of Nigeria

(1) There is hereby established a body to be known as the Chartered Polymer Institute of Nigeria (in this Bill, referred to as the Institute).

(2) The Institute shall—

(a) be a body corporate with perpetual succession and a common seal; and

(b) may sue and be sued in its corporate name.

- (3) Subject to the Land Use Act, the Institute may hold, acquire and dispose of any movable or immovable property.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: Objectives of the Bill

The objectives of the Bill are to —

- (a) Promote, advance and develop the application of Polymer Science and technology in the Polymer and Allied Industries in Nigeria and elsewhere;
- (b) to Act as a professional body in promoting the professional integrity and status of all persons engaged in polymer Science, and technology by prescribing standard of experience and efficiency as essential to the election of members thereby conferring upon them a recognized status by virtue of membership of institute;
- (c) Encourage, advance, disseminate knowledge, education, practical training and research into the profession;
- (d) to Improve and elevate the technical and general knowledge of Polymer science and technology through the delivery of lectures and holding of classes, conduct examinations in collaboration and with approval from relevant Government Institutions and agencies, and to award certificates, scholarships, grants, rewards and other benefactors;
- (e) Collaborate with relevant government agencies, for the accreditation of manpower training programmes in Polymer science;
- (f) Disseminate among its members, information on all matters affecting Polymer science and technology and to print, publish, issue and circulate periodicals, books, circulars and other literary material as may seem conducive to the attainment of any of these objects;

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Functions of the Institute

- (1) Without prejudice to section 1 of this Bill, it shall be the duty of the Institute to: —
- (a) Determine what standards of knowledge and skills are to be obtained by persons seeking to become members of Chartered Polymer Institute of Nigeria, improving those standards from time to time as Circumstances may permit;
 - (b) Secure, in accordance with the provisions of this Bill, the establishment and maintenance of a register of members of the profession and the publication from time to time of the list of those persons.

Membership

- (2) Membership of the institute shall be open to all persons aged eighteen (18) years and above, who are of Nigerian origin and from other parts of the world and are interested in the aims and objectives of the institute may be an individual in research.
- (3) Subject to the provisions of this Bill, persons admitted to membership of the Institute shall be registered as members of the Institute in the category of:—
- i. Honorary fellows;
 - ii. Fellows;
 - iii. Members;
 - iv. Associates;
 - v. Graduate;
 - vi. Professional grade 1, Technician and Higher Diploma grades;
 - vii. Corporate;
 - (viii) Students

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Establishment of the Governing Council

- (1) There shall be established for the Institute, a Governing Council (in this Bill, referred to as the Council) which shall be charged with the responsibility of administration and general management of the Institute.
- (2) The Council shall consist of the following members: —
- (a) The President of the Institute, who shall be the Chairman;
 - (b) The Vice President of the Institute, who shall be the Vice Chairman;
 - (c) A Director from the Engineering Ministry of Science and technology;
 - (d) 10 persons to be elected by the Institute;
 - (e) Past Presidents of the Institute who shall be entitled to serve on the Council for a maximum period of 3 years from the expiration of their term of office as President of the Institute;
 - (f) 2 persons to represent institutions of higher learning in Nigeria offering courses leading to approved qualifications in Polymer science to be appointed by the institute;
 - (g) The Registrar of the Institute who shall be the Secretary to the Council.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) —
Agreed to.

Question that Clause 4 do stand part of the Bill, put and agreed to.

Clause 5: Election of President and Vice President

- (1) There shall be a President and Vice President of the Institute, who shall be Fellows of the Institute, to be elected by the Council who shall hold office each for a term of three (3) years from the date of election.
- (2) The President shall be the Chairman at the meetings of the Institute, so however that in the event of death, incapacity or inability, for any reason of the President, the Vice President shall act on his behalf for the unexpired portion of the term of the office.
- (3) If the President or Vice President cease to be a member of the Institute, they Ipso facto cease to hold any of the offices designated under this Section.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) —
Agreed to.

Question that Clause 5 do stand part of the Bill, put and agreed to.

PART II — FINANCIAL PROVISIONS**Clause 6: Funds of Institute**

- (1) The Council shall establish and maintain a Fund for the Institute.
- (2) There shall be paid and credited into the Fund established pursuant to subsection (1) of this section: —
 - (a) All fees and other moneys payable to the council in pursuant of this Bill;
 - (b) Such moneys as may be provided by the federal Government to the Council by way of grant, loan or otherwise;
- (3) There shall be paid out of the fund of the institute: —
 - (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 Institute; and
 - (c) Such reasonable travelling and subsistence allowances of members of the Council.
- (4) The Council may invest moneys in any security created or issued by or on behalf of Government of the Federation or in any other securities in Nigeria as may be approved by the Council.
- (5) The Council may from time to time raise and give security for money by the issue of or upon bonds, debentures, debenture stocks, Bill exchange, Promissory notes or other obligations or securities of the company or by mortgage or charge upon all or any of the property of the institute.

- (6) The Council shall keep proper accounts on behalf of the institute in respect of each year and proper records in relation to these accounts; and the council shall cause the accounts to be audited by an Auditor appointed from the list and in accordance with the guidelines supplied by the Auditor-general of the Federation.
- (7) The income and property of the Institute shall be applied solely towards the promotion of its objects so set out in the Memorandum of Association and no portion thereof shall be paid or transferred directly or indirectly as dividend, bonus or otherwise by way of profit to members of the institute, provided that nothing herein shall prevent the payment of remuneration to any officer or servant actually rendered to the institute or prevent the payment of interest at the rate not exceeding five percent per annum on money rent, reasonable and proper rent for premises demised or let by any member to the institute or any officer of the institute paid by fees, and that no remuneration or other benefit in money shall be given by the institute to any member of such body repayment of out of pocket expenses and interest at the rate aforesaid or reasonable.
- (8) The auditor appointed for the purpose of this section shall not be a member of the Council.
- (9) The Council shall prepare and submit to the Minister of Science and Technology not later than twelve months after its establishment and once in each year thereafter a report on the activities of the Council in the last preceding years and shall include in the report a copy of the audited accounts of the council for that year and of the auditor's report thereon.
- (10) If upon the Winding up or dissolution of the Institute, there remains, after the satisfaction of all its debt and liabilities, any property whatsoever the same shall not be paid to or distributed among the members of the Institute, but shall be given or transferred to some other institution or institutions having object similar to the objects of the institute, to be determined by the Council at or before the time of dissolution, or in default thereof by a Judge of the Federal High Court. Services, education, technical development, quality control or production work employment, manufacturing, sale or improvement of finished products or new materials of polymer nature such as plastics, rubber and printing inks, adhesives, pulp and paper packaging and related industries.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 6 do stand part of the Bill, put and agreed to.

PART III

Clause 7: Appointment of Registrar and Preparation of the Register

- (1) It shall be the duty of the Council to appoint: —
 - (a) A fit and proper person who shall be a member of the Institute and must have 10 years experience in Polymer Science and technology to be registered for the purpose of this Bill; and
 - (b) Such other persons as the Institute may, from time to time think necessary.

- (2) The Registrar shall in addition to his other functions under this Bill be the Secretary to the Council and shall on instruction of the President or the Councilor of any committee thereof convene meetings of the council or of any committee thereof and keep minutes of the proceedings at all such meetings as the case may be.
- (3) 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 who shall have the same qualification referred to in subsection (1) of this section, discharge those functions.
- (4) The Registrar and other staff of the Institute shall hold office on such conditions as the Council may determine.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) —
Agreed to.

Question that Clause 7 do stand part of the Bill, put and agreed to.

Clause 8: Registration of Members

- (1) It shall be the duty of the Registrar to prepare and maintain in accordance with the rules made by the Council, a register of names, address and approve qualifications and such other particulars as may be specified by the rules, of all persons who are entitled in accordance with the provisions of this Bill to be registered as members of the profession.
- (2) The register shall consist of 8 parts of which:—
 - (a) The first part shall be in respect of Honorary Fellows;
 - (b) The second part shall be in respect of Fellows;
 - (c) The third part shall be in respect of Members;
 - (d) The fourth part shall be in respect of Associates;
 - (e) The fifth part shall be in respect of Graduates;
 - (f) The sixth part shall be in respect of Professionals;
 - (g) The seventh part shall be in respect of Corporate bodies;
 - (h) The eighth part shall be in respect of Students.
- (3) Subject to the following provisions of this section, the council may make rules with respect to the form and keeping of the register and the making of the entries therein and in particular:—
 - (a) Regulating the making of applications for registration and providing evidence in support of such 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) Specifying the fees, including any annual subscription to be paid to the institute in respect of the entry of names in the register, and authorizing the Registrar to refuse to enter a name on the register until any fees specified for the entry have been paid.
- (4) Any rules made for the purpose of paragraph (c) of subsection 3 of this section shall not come into force until they are confirmed at the special meeting of the Institute.
- (5) It shall be the duty of the Registrar: —
 - (a) To correct in accordance 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 on entry which was incorrectly made;
 - (b) To make from time to time any necessary alteration to the register particulars of registered persons;
 - (c) To record the names of members of the Institute who are in default for more than 6 months in the payment of annual subscriptions, and to take such action in relation thereto (including removal of the names of defaulters from the register) as the council may direct or require.
- (6) If the register:—
 - (a) Send 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 receives no reply to the letter within the period of 6 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 letter and receives no reply to that letter within 3 months from the date of posting it.
- (7) 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 the appropriate part of the register any particulars removed therefrom under this subsection.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 8 do stand part of the Bill, put and agreed to.

Clause 9: Publication of Register and List 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 2 years from the coming into force of this Bill;
 - (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 list of alterations made to the 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 institute, and it shall be the duty of the council to keep the register, and list so deposited available 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 or documents to be print of an edition of a register so published and of a list of corrections to that edition so published, shall (without prejudice to any other proof) be admissible in any proceeding as evidence that any person specified in the document or documents read together, as being registered is 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.
- (3) Where in accordance with subsection (2) of this section, a person in any proceeding, shown to have been or not to have been registered at a particular date, shall unless the contrary is proved be taken for the purposes of the proceeding as having at all material times thereafter continued to be or not to be so registered.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*). — Agreed to.

Question that Clause 9 do stand part of the Bill, put and agreed to.

PART IV—REGISTRATION OF CHARTERED MEMBERS OF THE PROFESSION

Clause 10: Registration of Chartered Members of the Profession

- (1) Subject to Section 11 of this act and to rules made under section 9 of this Bill, a person shall be entitled to be registered as a member of the profession if:—
 - (a) He passes the qualifying examination for registration recognized or conducted by the council under this Bill and complete the practical training prescribed; or
 - (b) He held a qualification granted and for the time being accepted by the institute and satisfied the council that he has sufficient practical experience as a member of the profession.
- (2) An application for registration under this Bill shall in addition to evidence of qualification satisfy the council that:—
 - (a) He is of good Character (fit and proper person);
 - (b) He had attained the age of 21;
 - (c) He has not been convicted in Nigeria or elsewhere of an offence involving fraud or dishonestly.
- (3) The Council may in its sole discretion, provisionally accept a qualification produced in respect of an application to register under this section, or 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 (3) of this section, shall show 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.
- (5) The council shall from time to time, publish in the Federal Gazette particulars of qualification for the time being acceptable for registration by the institute.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 10 do stand part of the Bill, put and agreed to.

Clause 11: Approval of Qualification

- (1) The Council may approve any institution for the purpose of this Bill and may for that purpose approve:—
 - (a) Any course of training at any approved institution which is intended for persons seeking to become or are already administrators and which the council considers is designed to confer on persons completing it sufficient knowledge and skills for admission into the institute;
 - (b) Any qualification which as a result of 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 council that the candidate has sufficient knowledge and skill for the practice of the profession.
- (2) 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 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 such person an opportunity of making to the Council presentations with regards to the proposal;
 - (c) Take into consideration any representation made as respect to the proposal in pursuance of paragraph (b) of this section.
- (3) As respect to any period during which the approval of the council under this section for a course qualification or institution is withdrawn, the course of 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, 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 the instrument and the council shall:—

- (a) As soon as may be, publish a copy of every such instrument in the Federal Gazette; and
- (b) Not later than 7 days before its publication send a copy of the instrument to the Minister.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 11 do stand part of the Bill, put and agreed to.

Clause 12: Supervision of Instruction

- (1) It shall be the duty of the members of the Council to keep themselves informed of the nature of: —
 - (a) The instructions given at approved institutions to persons attending approved courses of training; and
 - (b) The examination as a result of which approved qualifications are granted, and for the purposes of performing that duty the Council may appoint, either from among its members or otherwise, persons to visit approved institutions or observe such examinations.
- (2) It shall be the duty of the person appointed under subsection (1) of this section report to the Council on: —
 - (a) The sufficiency or otherwise of the instructions given to persons attending the approved courses of training at the institutions visited by him;
 - (b) The adequacy or otherwise of the examinations conducted at any institution inspected 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 the person shall not interfere with the giving of any instruction or the holding of any examination.
- (3) On receiving a report made in pursuance of this section, as the Council may think 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 report relates, requesting that person to make observation or report to the Council within such period as may be specified in the request, not being more than 1 month beginning with the date of the request.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 12 do stand part of the Bill, put and agreed to.

Clause 13: Supervision of Examination

- (1) Notwithstanding the provisions of section 12 of this Bill, it shall be the duty of the National Board for Technical Education (in this Bill, referred to as the Board) to supervise the Institutes examinations and for the purpose of performing that duty, the Board may appoint its officials to review the

Institutes examination question papers and students' answers scripts before the examination is released.

- (2) The Director of the Board shall be a joint signatory to the certificate awarded by the Institute.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 13 do stand part of the Bill, put and agreed to.

Clause 14: Qualification for Membership

- (1) Subject to the provisions of section 11 of this Bill, membership of the Institute shall be open to all persons aged (18) years and above, who are interested in the aims and objects of the Institute.
- (2) The person shall be an individual engaged in research, services, education, technical development, quality control or production, work employment of finished products or raw materials of Polymer nature such as plastics, rubber, paints, and printing inks, adhesive, pulp and paper packaging and related industries.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 14 do stand part of the Bill, put and agreed to.

PART V— PROFESSIONAL DISCIPLINE

Clause 15: Establishment of Disciplinary Tribunal and Investigating Panel

- (1) There shall be established a body to be known as Chartered Polymer Institute Disciplinary Tribunal (in this Bill, referred to as the Tribunal), which shall be charged with the duty of considering and determining any case referred to it by the Panel, established under subsection (3) of this section, and any other case of which the Tribunal has cognizance under the following provisions of this Bill.
- (2) The Tribunal shall consist of the President of the Council and 6 (six) other members of the Council appointed by the Council.
- (3) There shall be a body to be known as Chartered Polymer Institute Investigating Panel (in this Bill referred to as the Panel), which shall be charged with the duty of:—
 - (a) Conducting a preliminary Investigation into any case when it is alleged that a member of the profession has misbehaved in his capacity as such a member should for any reason be the subject of proceedings before the Tribunal;
 - (b) Deciding whether the case should be referred to the Tribunal;
 - (c) Submitting a report on any action taken in the past to the Tribunal.
- (4) The Panel shall be appointed by the Council and shall consist of 2 members of the Council and one member of the profession who is not a member of the Council.

- (5) The provision of schedule 2 to this Bill shall so far as they are applicable to the Tribunal and Panel respectively, have effect with respect to those bodies.
- (6) The Council may make rules not inconsistent with this Bill as to acts which constitute professional misconduct.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 15 do stand part of the Bill, put and agreed to.

Clause 16: Penalties for Unprofessional Conducts

(1) Where:—

- (a) A person registered under this Bill is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect;
 - (b) A person registered under this Bill is convicted by any Court of competent jurisdiction which in the opinion of the Tribunal is incompatible with the status of a member of the profession;
 - (c) The Tribunal is satisfied that the name of any person has been fraudulently registered.
- (2) The Tribunal if it thinks fit, defer its decision as to the giving of direction under subsection (1) of this section until a subsequent meeting of the Tribunal.
 - (3) No decision of the Tribunal shall be deferred under subsection (2) of this section for periods exceeding 1 year in the aggregate.
 - (4) As far as possible no person shall be a member of the Tribunal for the purposes of reaching a decision which has been deferred or further deferred, unless he was present as a member of the Tribunal when the decision was deferred.
 - (5) For the purpose of subsection (1) of this section, 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.
 - (6) When the Tribunal gives a direction under subsection (1) of this section, the Tribunal shall cause notice of the direction to be served on the person to whom it relates.
 - (7) The person to whom such a direction relates may at any time within 28 days from the day of service on him of the direction, appeal against the direction to the Federal High Court and the Tribunal may appear as respondent to the appeal and, for the purpose of enabling directions to give as to cost of the appeal and of proceedings before the Tribunal.
 - (8) A direction of the Tribunal given under subsection (1) of this section shall take effect where: —

- (a) No appeal under this section is brought against the decision, within the time limited for such an appeal, or an expiration of that time;
 - (b) Such an appeal is brought and is withdrawn or struck out for want of diligent prosecution, or on the withdrawal or striking out of the appeal; or
 - (c) Such an appeal is brought and is not withdrawn or struck out as aforesaid, if and when the appeal is dismissed.
- (9) A person whose name is removed from the register in pursuance of a direction of the Tribunal under this section shall not be entitled to be registered again except in pursuance of a direction in that behalf given by the Tribunal on the application of that person.
- (10) A direction under this section for the removal of a person's name from the register, may prohibit an application under subsection (9) of this section 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) or as may specify in the direction.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 16 do stand part of the Bill, put and agreed to.

PART VI

Clause 17: Application of the Act to Unregistered Persons

- (1) Any person not being a member of the Chartered Polymer Institute of Nigeria who but for this Bill would have been qualified to apply for the membership of the Institute, may within a period of 3 months from the commencement of this Bill, apply for the membership of this Institute in such a manner, as may be specified by the Council.
- (2) Where an application under subsection (1) of this section is approved by the Council, the applicant shall be enrolled or registered, as the case may be, according to his qualification.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 17 do stand part of the Bill, put and agreed to.

Clause 18: When Persons are Deemed to Practice as Chartered Members of the Profession.

- (1) A person shall be deemed to practice as Chartered members of the Institute, if in consideration of remuneration received or to receive, whether by himself or in partnership with any person.
 - (a) Engages himself in the practice of the profession or hold himself out to the public as a member of the profession;
 - (b) Renders any other services or assistance in or about matter of principle or detail relating to the profession; or

- (c) Renders any other service which may by regulations made by the Council with the approval of the Minister, be designated as service consulting practice as Chartered member of the Institute.
- (2) Nothing in this section shall be construed so as to apply to persons who while in the employment of any government, are required under the terms or in the course of such employment to perform the duties or any of the duties of the profession.

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 18 do stand part of the Bill, put and agreed to.

Clause 19: Rules as to Practice

- (1) The Council may make rules for: —
 - (a) The training with registered members of the profession or suitable persons in Polymer Science and technology method, and
 - (b) The supervision and regulation of engagement, training and transfer of such person.
- (2) The Council may also make rules: —
 - (a) Prescribing the amount and date for payment of the annual subscription and for such purpose, different amounts may be prescribed by the rules according to whether the member of the Institute is a Fellow, Honorary Fellow, Member, Associate, Graduate, Professional Grade, Corporate and Students or retired members;
 - (b) Prescribing the form of license to practice to be issued annually or if the council thinks fit, by endorsement on an existing license;
 - (c) Restricting the right to practice as a member of the profession in default of payment of the annual subscription where the default of payment of the annual subscription continues for longer than such period as may be prescribed by the rules;
 - (d) Restricting the right to practice as a member of the profession if the qualification granted outside Nigeria does not entitle the holder to practice as a member of the profession; and
 - (e) Prescribing the practical training in the office of a chartered member of the profession in practice to be completed before a person qualifies for a license to practice as a member of the profession.
- (3) Rules when made shall if the Chairman of the Council so direct, be published in the Federal Gazette.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 19 do stand part of the Bill, put and agreed to.

Clause 20: Provision of Library Facilities

(1) The Institute shall: —

- (a) Provide and maintain a library, comprising books and publications for the promotion and advancement of knowledge of polymer science and such other books and publications as the Council may think necessary for the purpose;
- (b) Encourage research into industrial polymer science and such other area of study, as the Council may deem appropriate.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 20 do stand part of the Bill, put and agreed to.

Clause 21: Powers of the Minister to Give Directives to the Council

The Minister may give to the Council directives of a general character or relating generally to particular matters (but not to any person or case) in the exercise of the functions of the Council and it shall be the duty of the Council to comply with the directives.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 21 do stand part of the Bill, put and agreed to.

Clause 22: Regulations

- (1) Any regulations made under this Bill shall be published in the Federal Gazette as soon as they are made and a copy of such regulations shall be sent to the Minister not later than 7 days before they are so published.
- (2) Rules made for the purpose of this Bill, shall be subject to confirmation by the Institute at the next general meeting or at any special meeting of the Institute convened for that purpose, and if annulled, shall cease to have effect on the day of such annulment but without prejudice to anything done in pursuance or intended pursuance of any such rules.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 22 do stand part of the Bill, put and agreed to.

Clause 23: Offences and Penalties

- (1) Any person who for the purpose of procuring the registration of any name, qualification or other matters —
 - (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.

- (2) After the coming into force of this Bill, any person who has not been a member of the Institute, who practices or holds himself out to practice as a member of the Institute, in expectation of reward or takes or uses any name, title, addition or description, implying that he is in practice as a member of the profession, commits an offence.
- (3) In case of a person who falls within section 17 of this Bill:—
 - (a) The provision of subsection (2) of this section shall not apply in respect of anything done by him during the period of 3 months mentioned in that section; and
 - (b) If within that period, he duly applies for membership of the Institute and he is notified that his application has not been approved, the provision of subsection (2) of this section 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, as aforesaid.
- (4) The Registrar or any other person employed by or on behalf of the Institute who willfully makes any falsification in any matter relating to the register, commits an offence.
- (5) A person guilty of an offence under this section is liable on conviction to: —
 - (a) to a fine not exceeding N1,000.00;
 - (b) to a fine not exceeding N5,000.00 or to imprisonment for a term not exceeding 2 years or to both such fine and imprisonment.
- (6) 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, shall be deemed to have committed that offence and shall be liable to be proceeded against and punished accordingly.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) —
Agreed to.

Question that Clause 23 do stand part of the Bill, put and agreed to.

PART VII

Clause 24: Transfer to the Institute of Certain Assets and Liabilities

- (1) On the commencement of this Bill:—
 - (a) All assets and liabilities held or incurred immediately before that day by or on behalf of the incorporated Institute shall by virtue of this Bill and without any further assurances, vest in the Institute and be held by it for the purpose of the Institute;
 - (b) The incorporated Institute shall cease to exist; and
 - (c) Any act or thing made or done by the Institute shall be deemed to have been made or done by the institute.

- (2) The provision of the third schedule to this Bill shall have effect with respect to matters arising from the transfer by this section to the institute of the property of the incorporated Institute and with respect to other matters mentioned therein.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 24 do stand part of the Bill, put and agreed to.

Clause 25: Interpretations

In this Bill:—

"Board" - means the National Board for Technical Education established under the National Board for Technical Education Act;

"Council" - means the Council established as the Governing Body of the Institute;

"Fees" - includes annual subscription

"Institute" - means the Chartered Polymer Institute established in section 1 of this Bill;

"Member of this Institute" - means a registered fellow, member, member, associate, corporate, students, professional, honorary fellow, and membership of the institute shall be construed accordingly;

"Minister" - means the Minister of Science and Technology;

"Panel" has the meaning assigned to it by section 15 of this Bill;

"President and Vice President" - means respectively the office holders under those names in the Institute;

"Registrar" - means the Registrar appointed in accordance with section 7 (1)(a) of this Bill;

"Profession" - means the profession of Polymer Science and Technology;

"Register" - means the register maintained in pursuance of section 7 of this Bill;

"Tribunal" has the meaning assigned to it by section 14 of this Bill.

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 25 do stand part of the Bill, put and agreed to.

Clause 26: Short Title

This Bill may be cited as the Chartered Polymer Institute of Nigeria (Establishment, Etc.) Bill, 2018.

Committee's Recommendation:

That the provision in Clause 26 be retained (*Senator Emmanuel I. Paulker — Bayelsa Central*) — Agreed to.

Question that Clause 26 do stand part of the Bill, put and agreed to.

SCHEDULES

SCHEDULE 1

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL AND THE INSTITUTE

1. Subject to the provisions of this paragraph a member of the council shall hold office for a period of 3 years beginning from the date of his appointment or election.
 - (a) In the case of a person who is a member by virtue of having been a president of the institute, he shall hold office for a period of 3 years from the date of his having ceased to be president of the institute.
 - (b) Any member of the institute who cease to be a member thereof shall, if he is also a member of the council, cease to hold office on the council.
2. Any elected member may by notice in writing under his hand addressed to the president of the institute, resigns his office and any person appointed may with the consent of the secretary, in the manner resigns his office.
3. 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.
4. Members of the council shall at its meeting next before the annual general meeting of the institute arrange for 5 members of the council appointed or elected and longest in office to retire at that annual general meeting.
5. Election to the council shall be held in such manner as may be prescribed by rules made by the council and until so prescribed, it shall be decided by show of hands.
6. If for any reason there is a vacation of office by a member and:—
 - (a) Such member was appointed by the secretary, the secretary shall appoint another fit and proper person to replace such member; or
 - (b) Such member was elected, the council may, if the time between the unexpired portion of the term of office and the next meeting of the institute appears to warrant the filling of the vacancy, appoint some fit and proper persons for such time as aforesaid.

Powers of Council

1. The council shall have power to do anything which in its opinion is calculated to facilitate the carrying on of the activities of the institute.
 - (i) Subject to the provisions of this Act, the council may in the name of the institute make standing orders regulating the proceedings of the institute, the council or any of the council's or institute committee.
2. The standing orders shall provide for decision to be taken by a majority of members, and in the event of equality of votes, the president of the institute or the chairman, as the case may be shall have a second or casting vote.

3. The standing orders made for a committee shall provide that the committee reports back to the council on any matter within its competence to decide.
4. The quorum of the council shall be given 7 days and the quorum of a committee of the council shall be determined by the Council.

Meeting of the Institute

4. (1) The council shall convene the Annual General Meeting of the Institute on the 30th April of every year or on such day as the council may, from time to time, so however that if the meeting is not held within 1 year after the previous Annual General Meeting not more than 15 months shall elapse between the respective dates of the 2 meetings.
- (2) A special meeting of the Institute may be convened by the Council anytime, and if not less than 20 members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the object of the proposed meeting, the Chairman of the Council shall convene a special meeting of the Institute.
- (3) The quorum of any meeting of the Institute shall be 10 members and that of any special meeting of the Institute shall be 15 members.

Meeting of the Council

5. (1) Subject to the provision of any standing orders 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 not less than 7 members, he shall summon a meeting of the Council to be held within 7 days from the date on which the notice is given.
- (2) At any meeting of the Council, the Chairman or in his absence the Vice Chairman shall preside, but if both are absent the members present at the meeting shall appoint one of the member to preside over 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 by virtue of this Sub paragraph shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.
- (4) Notwithstanding anything in the foregoing of this paragraph, the first meeting of the Council shall be summoned by the Minister, who may give such directives as he thinks fit as to the procedure which shall be followed at the meeting.

Committees

6. (1) The Council may appoint one or more committees to carry out on behalf of the Institute or Council, such functions 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 shall be persons who are not members of the Council shall hold office on the committee in accordance with the terms of the letter by which he is appointed.
- (3) A decision of a Committee of the Council shall be of no effect until confirmed by the Council.

7. (1) The fixing of the Institute SEAL shall be authenticated by the signature of the President of the Institute or some other member of the Council authorized generally or specially authorized to act for that purpose.
- (2) Any contract or instrument which is made or executed by a person who 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 this Council as the case may require, by any person generally or specially by the Institute to act for that 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 prove, it is deemed to be executed.
8. The validity of any proceeding of the Institute or the Council or of the committee of the Council shall not be adversely affected by any vacancy in membership or by any defect in the appointment of a member of the Institute of the Council or of a person to serve on the committee or by reason that a person not entitled to do so took part in the proceeding.

Question that Fi2st Schedule do stand part of the Bill, put and agreed to.

SCHEDULE 2

SUPPLEMENTARY PROVISION RELATING TO DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL

1. The quorum of the Tribunal shall be 5 of whom at least 2 shall be 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 purpose of any proceeding and as to the procedure to be followed and the rules of evidence to be observed in proceedings before the tribunal.
- (2) The rules shall in particular provides:—
 - (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 proceeding;
 - (b) For securing that any party to the proceedings shall, if so required be entitled to be heard by the tribunal;
 - (c) For securing that any party to the proceedings to be represented by a Legal Practitioner;
 - (d) Subject to the provisions of section 15(7) of this act, as to cost of proceedings before the tribunal;
 - (e) For requiring in a case where it is alleged that the person who is the subject of proceedings is guilty of infamous conduct in any professional respect, that where the tribunal adjudged 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;
 - (f) For publishing in the gazette of notice of any direction of the tribunal which has taken effect providing that a person's name shall be struck off the register;
 - (g) For determining who in addition to person aforesaid, shall be party to the proceeding.

- (3) For the purpose of any proceedings before the Tribunal, any member of the Tribunal may administer oaths and any party to the proceedings may issue out of the registry of the Federal High Court writ of subpoena-ad-testificandum and duces tecum but no person appearing before the tribunal shall be compelled:—
- (a) To make any statement before the tribunal pending to incriminate himself; or
- (b) To 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 question of law arising in the proceedings before it, there shall in all such proceedings be an Assessor to the 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 10 years post call.
- (2) The Attorney General of the federation shall make rules as to the functions of Assessors appointed under this paragraph, and in particular such rules shall contain this provisions for securing that: —
- (a) Where as Assessor advises the Tribunal on any question of law as to evidence, procedure or any other matters specified by the rules, he shall do so in the presence of every party or persons representing the party to the proceedings who appears thereat or if the advice is tendered while the tribunal is deliberating in private, that every such party or person as aforesaid shall be informed what advice the assessor has tendered;
- (b) Every such party or person as aforesaid shall be informed if in any case the tribunal does not accept the advice of the Assessor on such a question as aforesaid.

The Panel

4. The quorum of the panel shall be 3.
5. (1) The panel may at any of its meeting attended by not less than 5 members of the panel, make standing orders with respect to the panel.
- (2) Subject to the provision of any standing orders, the panel may regulate its procedure.

Miscellaneous

6. A person ceasing to be a member of the tribunal or the panel shall be eligible for reappointment as a member.
7. A person if otherwise 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 the case.
8. The Tribunal or the panel may act notwithstanding any vacancy in its membership and the proceeding of either body shall not be invalidated by any irregularity in the appointment of a member of that body or (subject to paragraph 7 of this schedule) by reason of the fact that any person who was not entitled to do so took part in the proceeding of the body.
9. Any document authorized or required by virtue of this Act to be served on the Tribunal or the panel shall be served on the Registrar appointed in pursuant of section 6 of this Act.

10. Any expenses of the Tribunal or the panel shall be defrayed by the Institute

Question that Second Schedule do stand part of the Bill, put and agreed to.

SCHEDULE 3

TRANSITIONAL PROVISIONS AS TO ASSETS AND LIABILITIES TRANSFER OF ASSET AND LIABILITY

1. Every agreement to which the Incorporated Institute was a party immediately before the commencement of this Act, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations thereunder could be assigned by the incorporated Institute, shall unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by the Sub-paragraphs have effect from the commencement of this Act so far as it relates to assets and liabilities transferred by this Act to the Institute as if:—
 - (a) The Institute had been a party to the agreement;
 - (b) For any reference (however worded and whether expressed or implied) to the Incorporated Institute, there were substituted in respect of anything falling to be done on or after the commencement of this Act a reference to the Institute;
 - (c) For any reference however worded to a member or members of the Council of the Incorporated Institute, there were substituted, in respect of anything falling to be done on or after the commencement of this act, a reference to a member or members of the Council under this Act.
2. Other documents which refer whether specially or generally to the Incorporated Institute shall be considered in accordance with sub-paragraph (1) of this paragraph so far as applicable.
3. Without prejudice to the generality of the foregoing provisions of this schedule, where by operation of section 6 of this act, any right, liability or obligation vest in the Institute, the Institute and all other person shall as from the commencement of this Bill have same rights, power and remedies (and in particular the same rights as to the taking or resisting of legal proceedings or the making or resisting of applications to any authority) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have if it had at all times been a right, liability or obligation of the Institute.
4. Any legal proceedings or application to any authority pending before the commencement of this Bill by or against the Incorporated Institute and relating to assets or liabilities transferred by this Act to the Institute may be continued on or after that day or against the Institute.
5. On commencement of this Bill, any person holding any paid appointment in the Incorporated Institute shall hold a correspondent appointment in the Institute on the same term and condition as to tenure and Incorporated Institute and the Institute in respect of the same period of service.
6. If the law in force at the place where any property transferred by this Act is situate provides for the registration or transfer 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 alteration of a regular (but not for avoidance of transfer, the payment of fees or any other matter) apply with necessary modifications, to the transfer of the property aforesaid, and it shall be the duty of the Council to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and for that officer to register the transfer accordingly.

7. All regulations, rules and similar instruments made for the purpose of the Incorporated Institute and in force immediately before the coming into force of this Act shall except in so far as they are subsequently revoked or amended by any authority having power in that behalf have effect with any necessary modification as if duly made for the corresponding purposes of the Institute.

Question that Third Schedule do stand part of the Bill, put and agreed to.

SCHEDULE 4

SUPPLEMENTARY PROVISION RELATING TO PROFESSIONAL MEMBERSHIP REQUIREMENT

1. Subject to the provision of Section 9 of this Act for the purpose of professional requirement, student members shall be a full time student in any Institution of higher learning on an accredited course of study leading to specialization in polymer science, engineering and technology.
2. Technician member shall be HND, a ND holder in polymer science or engineering or requisite experience in the operation and service of polymer industry equipment.
3. Graduate member, shall possess a maximum of 4 years polymer education with credits earned in polymer science, engineering or technology, plastic coating or such other qualification as may be recognized by the Institute as equivalent to the foregoing requirement for admission to graduate polymer Institute of Nigeria.
4. Associate members shall be persons with not less than 6 years experience with credit earned for diploma, a degree in a discipline other than polymer science, engineering or technology and involvement in polymer or polymer equipment marketing sales, purchasing, education, engineering, designs, production, processing, research and development, consulting or other levels of management.
5. Full members, polymer chemistry, polymer physics, polymer engineering, plastic engineering, polymer technology and allied field shall have a minimum of 6 years' experience with credits of which 4 years must be earned for full time polymer education to at least a second class honour bachelor degree level or equivalent and as approved by the council.
6. Fellows:- shall be conferred on a member for outstanding work in field of polymer science or engineering and services to the institute.
7. Honorary fellow:- shall be chosen and nominated by the council for services to the polymer Industry and the Institute.
8. Corporate (company) membership:- company involved in production or services to Polymer Science Engineering.

Question that Fourth Schedule do stand part of the Bill, put and agreed to.

Chairman to report Bill.

(SENATE IN PLENARY)

The Deputy Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Establishment and Public Service on the Chartered Polymer Institute of Nigeria (Establishment, etc.) Bill, 2018 and approved as follows:

Clauses 1- 26 — As Recommended

Schedules 1- 4 — As Recommended