



# HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

## VOTES AND PROCEEDINGS

Thursday, 21 July, 2022

1. The House met at 12.21 p.m. Mr Deputy Speaker read the Prayers.
2. The House recited the National Pledge.
3. **Votes and Proceedings**  
Mr Deputy Speaker announced that he had examined and approved the *Votes and Proceedings* of Wednesday, 20 July, 2022.  
*The Votes and Proceedings was adopted by unanimous consent.*
4. **Announcement**  
**Visitors:**  
Mr Deputy Speaker announced the presence of Staff and Students of *New World - I - Scholar*, Masaka, Karu, Nasarawa State.
5. **Matters of Urgent Public Importance (Standing Order Eight, Rule 4)**
  - (i) ***Need to Stop the Privatisation of Five Power Plants of the Niger Delta Power Holding Company:***  
Hon. Magaji Da'u Aliyu (*Birnin-Kudu/Buji Federal Constituency*) introduced the matter and prayed the House to:
    - (a) consider and approve the matter as one of urgent public importance; and
    - (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

*Question that the matter be considered as one of urgent public importance — Agreed to.*

*Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.*

## **Need to Stop the Privatisation of Five Power Plants of the Niger Delta Power Holding Company:**

The House:

*Notes* that the National Council on Privatisation and Board of Directors of the Niger Delta Power Holding Company (NDPHC) in Collaboration with the Bureau of Public Enterprises through a request for expression of interest reported by *Business Day* of Thursday, 6 May, 2021 resolved to sell five generation power plants of Niger Delta Power Holding Company at Calabar (Cross River State), Ihorbor (Edo State), Olorunsigbo, Omotosho and Geregu (Kogi State);

*Aware* that the plants were constructed under the National Integrated Power Project (NIPP) with gross installed capacities at 150 condition 506MW, 507MW, 634MW, 513MW and 754MW respectively to Support the delivery of core mandate of Niger Delta Power Holding Company of ensuring the stability of Nigeria's Power Sector;

*Also aware* that the shareholding of the (NDPHC) is held by the Federal Government 47%, States and Local Governments, 53% while the board has Vice President as the Chairman, 6 State Governors each representing one of the six (6) Geopolitical Zones and four Federal Ministers of Justice, Finance, Power and State Petroleum;

*Recalls* that in 2013, the same attempt to sell the power generation plants failed on the ground of an apparent need to stop reliance on one grid system, hence the need to set up small hydro generation plants in the various States;

*Also recalls* that the attention of Board of Directors at its 46th meeting on 3 April, 2022, was drawn to the approval of NCP dated 24 April, 2021, to proceed with the sale of the five (5) NIPP electricity generation plants to fund the Federal Government budget deficit given the negative impact of the COVID-19 Pandemic on the nation's economy, although the assets under consideration, do not belong exclusively to the Federal Government but the three tiers of government;

*Worried* that the Federal Government insists to proceed with the sale of these assets despite the fact that the consent of the other shareholders States and Local governments, the appropriate Legal Framework/policy to apply relating to the procurement or disposal of shares or assets by the Federal Government or its agencies giving the joint shareholding of the State and Local government have not been resolved;

*Also worried* that the Privatisation Act which expressly lists the enterprises to be privatised did not list NDPHC or any of its subsidiary generation companies on the ground that it is not wholly owned by the Federal Government, yet, the BPE encourages the Federal Government to proceed without corresponding approval of all the shareholders to validate the process;

*Disturbed* that the current timing of the Privatisation even if it is approved by the prospective shareholders may not enable the greatest financial value due to current commercial and technical constraints in the industry associated with poor state transmission, distribution capacity, underpayment /liquidity in the market aggravated by global economic recession which will make the assets to be sold at undervalue price and cause avoidable lost to the shareholders;

*Informed* that on December 24, 2019, the National Economic Council at its 100th meeting recommended that the sale of NDPHC's assets be discouraged as DISCOs are dis-functional while the account of the company has to be properly audited to ensure the best corporate governance practice as a prelude to considering the divestment;

*Regrets* that the interest of the shareholders and national economy will be jeopardised if urgent action is not taken to prevent the BPE from selling the assets under irregular procurement process;

*Resolves to:*

- (i) urge the Bureau of Public Enterprises (BPE) to stop the procurement process of selling the 5 NDPHC power generation companies until due process is strictly complied with;
- (ii) also urge the director General BPE to desist from any act to facilitate the sales of the 5 generation power plants until dully authorised by the shareholders in a formal meeting as stipulated by the Companies and Allied Matters Act, 2020 (*Hon. Magaji Da'u Aliyu — Birnin-Kudu/Buji Federal Constituency*).

*Debate.*

**Amendment Proposed:**

*Insert* a new Prayer (iii) as follows:

“mandate the Committees on Power, and Privatization to investigate the matter and report within a reasonable time” (*Hon. Nkem-Abonta Uzoma — Ukwu East/Ukwu West Federal Constituency*).

*Question that the amendment be made — Agreed to.*

*Question on the Motion as amended — Agreed to.*

The House:

*Noted* that the National Council on Privatisation and Board of Directors of the Niger Delta Power Holding Company (NDPHC) in Collaboration with the Bureau of Public Enterprises through a request for expression of interest reported by *Business Day* of Thursday, 6 May, 2021 resolved to sell five generation power plants of Niger Delta Power Holding Company at Calabar (Cross River State), Ihorbor (Edo State), Olorunsigbo, Omotosho and Geregu (Kogi State);

*Aware* that the plants were constructed under the National Integrated Power Project (NIPP) with gross installed capacities at 150 condition 506MW, 507MW, 634MW, 513MW and 754MW respectively to Support the delivery of core mandate of Niger Delta Power Holding Company of ensuring the stability of Nigeria's Power Sector;

*Also aware* that the shareholding of the (NDPHC) is held by the Federal Government 47%, States and Local Governments, 53% while the board has Vice President as the Chairman, 6 State Governors each representing one of the six (6) Geopolitical Zones and four Federal Ministers of Justice, Finance, Power and State Petroleum;

*Recalled* that in 2013, the same attempt to sell the power generation plants failed on the ground of an apparent need to stop reliance on one grid system, hence the need to set up small hydro generation plants in the various States;

*Also recalled* that the attention of Board of Directors at its 46th meeting on 3 April, 2022, was drawn to the approval of NCP dated 24 April, 2021, to proceed with the sale of the five (5) NIPP electricity generation plants to fund the Federal Government budget deficit given the negative impact of the COVID-19 Pandemic on the nation's economy, although the assets under consideration, do not belong exclusively to the Federal Government but the three tiers of government;

*Worried* that the Federal Government insists to proceed with the sale of these assets despite the fact that the consent of the other shareholders States and Local governments, the appropriate Legal Framework/policy to apply relating to the procurement or disposal of shares or assets by the Federal Government or its agencies giving the joint shareholding of the State and Local government have not been resolved;

*Also worried* that the Privatisation Act which expressly lists the enterprises to be privatised did not list NDPHC or any of its subsidiary generation companies on the ground that it is not wholly owned by the Federal Government, yet, the BPE encourages the Federal Government to proceed without corresponding approval of all the shareholders to validate the process;

*Disturbed* that the current timing of the Privatisation even if it is approved by the prospective shareholders may not enable the greatest financial value due to current commercial and technical constraints in the industry associated with poor state transmission, distribution capacity, underpayment /liquidity in the market aggravated by global economic recession which will make the assets to be sold at undervalue price and cause avoidable lost to the shareholders;

*Informed* that on December 24, 2019, the National Economic Council at its 100th meeting recommended that the sale of NDPHC's assets be discouraged as DISCOs are dis-functional while the account of the company has to be properly audited to ensure the best corporate governance practice as a prelude to considering the divestment;

*Regretted* that the interest of the shareholders and national economy will be jeopardised if urgent action is not taken to prevent the BPE from selling the assets under irregular procurement process;

*Resolved to:*

- (i) urge the Bureau of Public Enterprises (BPE) to stop the procurement process of selling the 5 NDPHC power generation companies until due process is strictly complied with;
  - (ii) also urge the director General BPE to desist from any act to facilitate the sales of the 5 generation power plants until dully authorised by the shareholders in a formal meeting as stipulated by the Companies and Allied Matters Act, 2020;
  - (iii) mandate the Committees on Power, and Privatization to investigate the matter and report within a reasonable time (HR. 42/07/2022).
- (ii) ***Lingering Issue of Shortage of Passport Booklets:***  
Hon. Agbedi Yeitiemone Frederick (*Sagbama/Ekeremor Federal Constituency*) introduced the matter and prayed the House to:
- (a) consider and approve the matter as one of urgent public importance; and
  - (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

*Question that the matter be considered as one of urgent public importance — Agreed to.*

*Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.*

**Lingering Issue of Shortage of Passport Booklets:****The House:**

*Aware* that the duties of the Nigerian Immigration Service include the control of persons entering or leaving Nigeria, the issuance of travel documents including Nigerian Passports to *bona fide* Nigerians within and outside Nigeria and the issuance of residence permits to foreigners in Nigeria and Boarder surveillance and patrol;

*Also aware* that in recent times, the process of applying for a Nigerian Passport have become frustrating, as the process is bedevilled with delays occasioned by the shortage of Passport Booklets, giving rise to sharp practices, and rip-off charges to the detriment of citizens within and outside the country;

*Informed* that in the 6 March, 2022 edition of *The Punch* newspaper, the Nigerian Immigration Service was quoted to have commenced the production of 30,000 e-passports monthly in a facility in Enugu State, with the aim of bringing an end to the issues of delays, clumsiness and shortages of booklet associated with the production chain;

*Also informed* that despite these modalities, the shortage of passport booklets still linger and staring us in the face, compelling intending travellers and those who need passports to travel to wait for several months, sometimes even a year after capturing before their passports are issued to them;

*Worried* that there are persons who need their passports to travel out of the country for reasons, such as to seek urgent medical attention, businesses, education or to be with family and loved ones;

*Also worried* that Nigerians especially students and workers in foreign countries with expired passports who have had to travel down to Nigeria to renew their passport are either stranded or pass through a lot of hassles as a result of the appointment policy for bio-metrics capturing as only the elites are considered;

*Further worried* that before now, passports were issued the same day, and wonders why we have suddenly retrogressed to this level with available resources to procure more machines;

**Resolves to:**

- (i) urge the Nigerian Immigration Service to immediately halt the appointment policy for bio-metrics capture;
- (ii) also urge the Nigerian Immigration Service to immediately purchase more machines to aid the process;
- (iii) set-up an *Ad-hoc* Committee to investigate the reasons for the shortage of Passport Booklets and attendant sharp practices with the aim of finding a lasting solution and report within two (2) months (*Hon. Agbedi Yeitiemone Frederick — Sagbama/Ekeremor Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Aware* that the duties of the Nigerian Immigration Service include the control of persons entering or leaving Nigeria, the issuance of travel documents including Nigerian Passports to *bona fide* Nigerians within and outside Nigeria and the issuance of residence permits to foreigners in Nigeria and Boarder surveillance and patrol;

*Also aware* that in recent times, the process of applying for a Nigerian Passport have become frustrating, as the process is bedevilled with delays occasioned by the shortage of Passport Booklets; giving rise to sharp practices, and rip-off charges to the detriment of citizens within and outside the country;

*Informed* that in the 6 March, 2022 edition of *The Punch* newspaper, the Nigerian Immigration Service was quoted to have commenced the production of 30,000 e-passports monthly in a facility in Enugu State, with the aim of bringing an end to the issues of delays, clumsiness and shortages of booklet associated with the production chain;

*Also informed* that despite these modalities, the shortage of passport booklets still linger and staring us in the face, compelling intending travellers and those who need passports to travel to wait for several months, sometimes even a year after capturing before their passports are issued to them;

*Worried* that there are persons who need their passports to travel out of the country for reasons, such as to seek urgent medical attention, businesses, education or to be with family and loved ones;

*Also worried* that Nigerians especially students and workers in foreign countries with expired passports who have had to travel down to Nigeria to renew their passport are either stranded or pass through a lot of hassles as a result of the appointment policy for bio-metrics capturing as only the elites are considered;

*Further worried* that before now, passports were issued the same day, and wonders why we have suddenly retrogressed to this level with available resources to procure more machines;

*Resolved to:*

- (i) urge the Nigerian Immigration Service to immediately halt the appointment policy for bio-metrics capture;
- (ii) also urge the Nigerian Immigration Service to immediately purchase more machines to aid the process;
- (iii) set-up an *Ad-hoc* Committee to investigate the reasons for the shortage of Passport Booklets and attendant sharp practices with the aim of finding a lasting solution and report within two (2) months (HR. 43/07/2022).

**Motion made and Question proposed**, "That the House do suspend Order Eight, Rule 4 (4) to enable it take more than 2 matters of urgent public importance" (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

**Agreed to.**

- (iii) **Mop-Up Examinations by Joint Admissions and Matriculation Board for Candidates Who Couldn't Take the Exams Due to System Failure:**  
Hon. Solomon Bob (Ahoada East/Abua/Odual Federal Constituency) introduced the matter and prayed the House to:

- (a) consider and approve the matter as one of urgent public importance; and
- (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

*Question that the matter be considered as one of urgent public importance — Agreed to.*

*Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.*

**Mop-Up Examinations by Joint Admissions and Matriculation Board for Candidates Who Couldn't Take the Exams Due to System Failure:**

The House:

*Notes* that Joint Admissions and Matriculation Board (JAMB) is solely saddled with the responsibility, amongst others, of conducting entrance examinations into tertiary institutions in Nigeria;

*Also notes* that the Board conducted the Unified Tertiary Matriculation Examination for the 2022/2023 academic session between 5 - 14 May, 2022, across the country amidst several complaints of technical hitches such as malfunctioning system or system failure in several CBT centres;

*Aware* that the Board (JAMB) is under obligation to conduct a mop-up examination for candidates who could not take the examinations on the dates assigned to them because of system failure or malfunction;

*Also aware* that the Board has not up till now fixed a date for the conduct of the mop-up examinations;

*Worried* that several private tertiary institutions have commenced post JAMB aptitude test with the view of conducting admissions for the 2022/2023 academic session;

*Also worried* that failure to timely conduct the mop-up examinations for the candidates that were affected by JAMB's negligence (numbering over 3,000 across the federation) will negatively impact on such candidates as they stand the chance of missing out on the current admission exercise;

*Resolves to:*

- (i) urge the Joint Admissions and Matriculation Board (JAMB) to immediately conduct mop-up examinations for the affected candidates;
- (ii) mandate the Committee on Tertiary Education and Services to invite the officials of JAMB with the view to resolving the current issue and all other related matters connected with technical hitches witnessed by candidates during the examination process and report within seven (7) days (*Hon. Solomon Bob — Ahoada East/Abua/Odual Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Noted* that Joint Admissions and Matriculation Board (JAMB) is solely saddled with the responsibility, amongst others, of conducting entrance examinations into tertiary institutions in Nigeria;

*Also noted* that the Board conducted the Unified Tertiary Matriculation Examination for the 2022/2023 academic session between 5 - 14 May, 2022, across the country amidst several complaints of technical hitches such as malfunctioning system or system failure in several CBT centres;

*Aware* that the Board (JAMB) is under obligation to conduct a mop-up examination for candidates who could not take the examinations on the dates assigned to them because of system failure or malfunction;

*Also aware* that the Board has not up till now fixed a date for the conduct of the mop-up examinations;

*Worried* that several private tertiary institutions have commenced post JAMB aptitude test with the view of conducting admissions for the 2022/2023 academic session;

*Also worried* that failure to timely conduct the mop-up examinations for the candidates that were affected by JAMB's negligence (numbering over 3,000 across the federation) will negatively impact on such candidates as they stand the chance of missing out on the current admission exercise;

*Resolved to:*

- (i) urge the Joint Admissions and Matriculation Board (JAMB) to immediately conduct mop-up examinations for the affected candidates;
  - (ii) mandate the Committee on Tertiary Education and Services to invite the officials of JAMB with the view to resolving the current issue and all other related matters connected with technical hitches witnessed by candidates during the examination process and report within seven (7) days (HR. 44/07/2022).
- (iv) ***Devastating Communal Clash Between Lyangit and Kumbwang Communities of Langtang North Local Government Area of Plateau State:***  
Hon. Beni Butmak Lar (*Langtang North/Langtang South Federal Constituency*) introduced the matter and prayed the House to:
- (a) consider and approve the matter as one of urgent public importance; and
  - (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

*Question that the matter be considered as one of urgent public importance — Agreed to.*

*Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.*



**Devastating Communal Clash Between Lyangit and Kumbwang Communities of Langtang North Local Government Area of Plateau State:**

The House:

*Notes* that Lyangit and Kumbwang Communities of Langtang North Local Government Area of Plateau State have been engaging in communal clash as a result of land dispute, which has resulted in the loss of several lives and properties worth millions of Naira;

*Also notes* that the crises have also displaced many people and rendered them homeless as houses were razed down in both communities;

*Concerned* that if nothing is done to intervene and restore lasting peace in those communities, the re-occurring communal clashes would continue unabated and lead to further loss of lives and properties;

*Also concerned* that the displaced persons are passing through untold hardship as they no longer have shelter and food for their sustenance;

*Disturbed* that the displace persons may start dying of exposure to unfavourable weather and starvation as they have no shelter and access to good food and drinkable water;

*Resolves to:*

- (i) urge the National Emergency Management Agency (NEMA) to assist in providing the people with relief materials to cushion the effects of the crises;
- (ii) mandate the Committee on Governmental Affairs to liaise with the relevant Government agency to interface with the warring communities to find a lasting peace between the two communities and report within two (2) weeks (*Hon. Beni Butmak Lar — Langtang North/Langtang South Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Noted* that Lyangit and Kumbwang Communities of Langtang North Local Government Area of Plateau State have been engaging in communal clash as a result of land dispute, which has resulted in the loss of several lives and properties worth millions of Naira;

*Also noted* that the crises have also displaced many people and rendered them homeless as houses were razed down in both communities;

*Concerned* that if nothing is done to intervene and restore lasting peace in those communities, the re-occurring communal clashes would continue unabated and lead to further loss of lives and properties;

*Also concerned* that the displaced persons are passing through untold hardship as they no longer have shelter and food for their sustenance;

*Disturbed* that the displace persons may start dying of exposure to unfavourable weather and starvation as they have no shelter and access to good food and drinkable water;

*Resolved to:*

- (i) urge the National Emergency Management Agency (NEMA) to assist in providing the people with relief materials to cushion the effects of the crises;
- (ii) mandate the Committee on Governmental Affairs to liaise with the relevant Government agency to interface with the warring communities to find a lasting peace between the two communities and report within two (2) weeks (HR. 45/07/2022).

**6. Personal Explanation (Order Eight, Rule 5)**

Hon. Sada Soli (*Jibia/Kaita Federal Constituency*), informed the House that the National Water Bill has been gazetted and that copies of the Bill were ready for circulation to Members.

**7. Presentation of Bills**

The following Bills were read the *First Time*:

- (1) Chartered Institute of Local Government Administration (Establishment) Bill, 2022 (HB. 2039).
- (2) Federal College of Health Technology, Yala, Cross River State (Establishment) Bill, 2022 (HB. 2040).
- (3) Nigeria Steel Development Authority Act (Amendment) Bill, 2022 (HB. 2041).
- (4) Nigerian Red Cross Society Act (Amendment) Bill, 2022 (HB. 2042).
- (5) Nigerian Mining Corporation Act (Amendment) Bill, 2022 (HB. 2043).
- (6) Non-Governmental and Civil Society Organisations Agency (Establishment) Bill, 2022 (HB. 2044).

**8. Presentation of Reports**

- (i) ***Report of the Conference Committee on Federal University of Agriculture, Kabba, (Establishment) Bill:***  
*Motion made and Question proposed*, "That the House do receive the Report of the Conference Committee on a Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters" (*Hon. Otunba Adewunmi Oriyomi Onanuga — Ikenne/Sagamu/Remo North Federal Constituency*).

*Agreed to.*

*Report laid.*

- (ii) ***Committee on National Security and Intelligence:***

*Motion made and Question proposed*, "That the House do receive the Report of the Committee on National Security and Intelligence on a Bill for an Act to Provide for Establishment of Nigeria National Commission against the Proliferation of Small Arms and Light Weapons to Coordinate and Implement activities to combat the Problem of the Proliferation of Small Arms and Light Weapons in Nigeria in Line with the Economic Community of West African States Convention on Small Arms and Light Weapons; and for Related Matters (HB. 10)" (*Hon. Sha'aban Ibrahim Sharada — Kano Municipal Federal Constituency*).

*Agreed to.*

*Report laid.*

**(iii) Committee on National Security and Intelligence:**

*Motion made and Question proposed,* "That the House do receive the Report of the Committee on National Security and Intelligence on a Bill for an Act to Establish National Security Coordination Centre in the Country for all Security Agencies coordination in Combatting Acts of Terrorism including Banditry, kidnappings; and for Related Matters (HB. 1772)" (*Hon. Sha'aban Ibrahim Sharada — Kano Municipal Federal Constituency*).

*Agreed to.*

*Report laid.*

**(iv) Committee on National Security and Intelligence:**

*Motion made and Question proposed,* "That the House do receive the Report of the Committee on National Security and Intelligence on a Bill for an Act to Repeal the Explosive Act No. Cap. E, Laws of the Federation of Nigeria, 2004 and Enact Explosive Bill to make Comprehensive Provisions for the Use and Control of Explosive in Nigeria; and for Related Matters (HB. 369 and HB. 822)" (*Hon. Sha'aban Ibrahim Sharada — Kano Municipal Federal Constituency*).

*Agreed to.*

*Report laid.*

**(v) Committee on National Security and Intelligence:**

*Motion made and Question proposed,* "That the House do receive the Report of the Committee on National Security and Intelligence on a Bill for an Act to Establish National Border Academy, Imeko, Ogun State to provide for Teaching and Research on Borders and Border Governance; and for Related Matters (HB. 1009)" (*Hon. Sha'aban Ibrahim Sharada — Kano Municipal Federal Constituency*).

*Agreed to.*

*Report laid.*

**(vi) Committee on Industry:**

*Motion made and Question proposed,* "That the House do receive the Report of the Committee on Industry on a Bill for an Act to Provide for Establishment of National Industrial Technology Park Development Agency; and for Related Matters (HB. 1179)" (*Hon. Enitan Dolapo Badru — Lagos Island I Federal Constituency*).

*Agreed to.*

*Report laid.*

**(vii) Committee on Public Petitions:**

**Report on the Petition by Association of Public Policy Analysts:**

*Motion made and Question proposed,* "That the House do receive the Report of the Committee on Public Petitions on the petition by Association of Public Policy Analysts against the National Power Training Institute of Nigeria over acts of frustration on Implementation of the Memorandum of Understanding of the Institute signed with the Association for the Execution of National Electricity Consumer Protection Education Programme (NECPEP) which amounts to creating Room for continuous Perpetuation of Corrupt Practice against Consumers in Power Sector" (*Hon. Jerry Alagbaoso — Orla/Orsu/Oru East Federal Constituency*).

*Agreed to.*

*Report laid.*

**(viii) Committee on Public Petitions:**

**Report on the Petition by Mr Nduibusi Nweze Nwosu:**

*Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by Mr Nduibusi Nweze Nwosu against the First Bank of Nigeria PLC on the false allegations of payment of two Fan Milk PLC, Kano Cheques for ₦4,620,000.00 and ₦2,750,000.00 totalling ₦7,370,000.00" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

*Report laid.*

**(ix) Committee on Public Petitions:**

**Report on the Petition by K. E. Okoro & Co on behalf of Ayo Olatayo Delayo M.:**

*Motion made and Question proposed, "That the House do receive the Report of the Committee on Public Petitions on the petition by K. E. Okoro & Co on behalf of Ayo Olatayo Delayo M. against the Inspector-General of Police on the Continued Unlawful Seizure, Sale and Conversion of Financial Proceeds of Trailer Truck with impunity belonging to Ayo Olatayo Delayo Mayo Taiyewo Limited and also refusal of Nigeria Police force to obey Court Order directing the release of the said Trailer Truck and payment of Compensation to the petitioner since 2008" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

*Report laid.*

**9. A Bill for an Act to Amend the Currency Offences Act, Cap. C44, Laws of the Federation of Nigeria, 2004 to increase the penalties therein; and for Related Matters (HB. 1696) — Second Reading**

*Motion made and Question proposed, "That a Bill for an Act to Amend the Currency Offences Act, Cap. C44, Laws of the Federation of Nigeria, 2004 to increase the penalties therein; and for Related Matters (HB. 1696) be read a Second Time" (Hon. Garba Alhassan Ado — House Leader).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee of the Whole.*

**10. A Bill for an Act to Repeal the National Commission for Colleges of Education Act and Enact the National Commission for Colleges of Education Bill; and for Related Matters (HB.1985) — Second Reading**

*Motion made and Question proposed, "That a Bill for an Act to Repeal the National Commission for Colleges of Education Act and Enact the National Commission for Colleges of Education Bill; and for Related Matters (HB.1985) be read a Second Time" (Hon. Garba Alhassan Ado — House Leader).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee of the Whole.*

11. **A Bill for an Act to Establish the Ecological Fund Management Board with a Mandate to Regulate, Monitor and Manage Climate and Ecological Emergencies; and for Related Matters (HB. 1761) — Second Reading**

*Motion made and Question proposed, “That a Bill for an Act to Establish the Ecological Fund Management Board with a Mandate to Regulate, Monitor and Manage Climate and Ecological Emergencies; and for Related Matters (HB. 1761) be read a Second Time” (Hon. Otunba Adewunmi Oriyomi Onanaga — Ikenne/Sagamu/Remo North Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Ecological Fund.*

12. **A Bill for an Act to Establish Nigeria Police Academy, Dukku as a Postgraduate Degree Awarding Institution to Provide Academic and Professional Training; and for Related Matters (HB.1876) — Second Reading**

*Motion made and Question proposed, “That a Bill for an Act to Establish Nigeria Police Academy, Dukku as a Postgraduate Degree Awarding Institution to Provide Academic and Professional Training; and for Related Matters (HB.1876) be read a Second Time” (Hon. Aishatu Jibril Dukku — Dukku/Nafada Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Police Affairs.*

13. **A Bill for an Act to Amend Food and Drugs Act, Cap. F32, Laws of the Federation of Nigeria, 2004 to review the penalty provisions; and for Related Matters (HB.1910) — Second Reading**

*Order read; deferred by leave of the House.*

14. **A Bill to Establish Federal Institute for Diving Technology, Sokebolou, Delta State charged with Responsibility to Provide Full-Time Courses in Deep Sea (Ocean) diving Studies; and for Related Matters (HB.1906) — Second Reading**

*Motion made and Question proposed, “That a Bill to Establish Federal Institute for Diving Technology, Sokebolou, Delta State charged with Responsibility to Provide Full-Time Courses in Deep Sea (Ocean) diving Studies; and for Related Matters (HB.1906) be read a Second Time” (Hon. Julius G. Pondi — Burutu Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Water Resources.*

15. **A Bill for an Act to Amend the Joint Admissions and Matriculation Board Act; and for Related Matters (HB. 1903) — Second Reading**  
*Motion made and Question proposed, “That a Bill for an Act to Amend the Joint Admissions and Matriculation Board Act; and for Related Matters (HB. 1903) be read a Second Time” (Hon. Tolulope Akande-Sadipe — Ohuyole Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Tertiary Education and Services.*

16. **A Bill for an Act to Establish David Umahi Federal University of Medical Sciences, Uburu, Ebonyi State; and for Related Matters (HB. 2016) — Second Reading**  
*Motion made and Question proposed, “That a Bill for an Act to Establish David Umahi Federal University of Medical Sciences, Uburu, Ebonyi State; and for Related Matters (HB. 2016) be read a Second Time” (Hon. Chinedu Ogah — Ikwo/Ezza South Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Health Institutions.*

17. **A Bill for an Act to Establish Nigeria Rural Health Care Trust Fund; and for Related Matters (HB.1907) — Second Reading**  
*Motion made and Question proposed, “That a Bill for an Act to Establish Nigeria Rural Health Care Trust Fund; and for Related Matters (HB.1907) be read a Second Time” (Hon. Mukhtar Shehu Ladan — Makarfi/Kadan Federal Constituency and 2 others).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Healthcare Services.*

18. **A Bill for an Act to Provide for Establishment of Federal Medical Centre, Uli, Anambra State; and for Related Matters (HB.1951) — Second Reading**  
*Motion made and Question proposed, “That a Bill for an Act to Provide for Establishment of Federal Medical Centre, Uli, Anambra State; and for Related Matters (HB.1951) be read a Second Time” (Hon. Ifeanyi Chudy Momah — Ihiala Federal Constituency).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Health Institutions.*

**19. Re-Commitment of Bills**

*Motion made and Question proposed:*

The House:

*Recalls* that the following Bills were passed by the National Assembly and transmitted to the President, Commander-in-Chief of the Armed Forces of the Federation for Assent:

- (i) Nigerian Airspace Management Agency (Establishment) Bill, 2019 (HB. 462),
- (ii) Nigerian College of Aviation Technology (Establishment) Bill, 2019 (HB. 463),
- (iii) National Agricultural Development Fund (establishment) Bill, 2021 (HB. 1319);

*Observes* that some fundamental issues which require fresh legislative action emerged after critical analysis of the Bills;

*Resolves to:*

Rescind its decision on the Bills as passed and commit same to the Committee of the Whole for reconsideration (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

*Agreed to.*

**20. Discharge of the Committee on Emergency and Disaster Preparedness on Bills, and Other Measures Referred, Pursuant to Order Seventeen, Rule 3 (g) of the Standing Orders of the House of Representatives**

*Motion made and Question proposed:*

The House:

*Notes* that the Chartered Institute of Emergency, Crisis and Disaster Risk Management (Establishment) Bill, 2021, (HB. 1707) was read a Second time on 1 December, 2021 and referred to Committee on Emergency and Disaster Preparedness for legislative actions:

*Aware* that the Committee is yet to present a report on the Bill, contrary to the provisions of Order Seventeen, Rule 3 (g) of the Standing Orders of the House of Representatives, to wit:

*"Any matter referred to any Committee shall be treated within 30 days, otherwise the Committee shall stand discharged after 60 days and the matter committed to the Committee of the Whole for consideration";*

*Resolves to:*

Discharge the Committee of the Bill and commit same to the Committee of the Whole for consideration (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

*Agreed to.*

21. **Need to Investigate the Structure and Accountability of the Joint Venture (JV) Businesses and Production Sharing Contracts (PSC) of the Nigerian National Petroleum Corporation from 1990 Till Date**

*Motion made and Question proposed:*

The House:

*Notes* that section 88 (1) and (2) of the Constitution of the Federal Republic of Nigeria, 1999 empowers the National Assembly to conduct investigations into the activities of any authority executing or administering laws made by the National Assembly;

*Also notes* that Escravos Gas-to-Liquid (EGTL) Project is a Joint Venture (JV) undertaking by the Nigerian National Petroleum Corporation (NNPC) and Chevron Nigeria Limited for the construction of a 34,000 Barrels Per Day (BPD) of Gas-to-Liquids (GTL) Plant at Escravos Delta State;

*Further notes* that a total of \$1.294 billion was earmarked for the EGTL project in 2001 and by the time the contract was awarded in 2005, the final approved cost rose to \$2.941 billion, which was further increased to \$8.6 billion as at 31st December 2011, and upon completion in 2014, the total project cost was over \$10 billion;

*Concerned* that the ETGL and its JV projects are executed at such huge costs when similar projects in other jurisdictions like Qatar, which have the same capacity, technology, Engineering Procurement and Construction (EPC) Contractors and even operators cost less than \$1.5 billion;

*Also concerned* that although EGTL projects are basically governed by the Heads of Agreement (HOA), Carry Agreement (CA) and the Venture Agreement (VA) in line with various legal regimes such as Companies and Allied Matters Act (CAMA), Petroleum Profit Tax Act (PPTA), Companies Income Tax Act (CITA) in principle, there is a breach of the principles involved;

*Worried* that the Bonga field (OML 118), which is owned by the NNPC but contracted to SNEPCO (55%), ExxonMobil (20%), Agip exploration (12.5%), and Total (12.5%) under the Production Sharing Contract (PSC) now seems to be far from being a PSC arrangement as it runs foul to the relevant financial operational laws;

*Also worried* that the Offshore Gas Gathering System (OGGS) which was designed to gather gas from various upstream projects in the Niger Delta region under a PSC and JV arrangement with companies such as SNEPCO, SPDC, NLNG has now become mired in some operational misunderstandings;

*Disturbed* that in the brewing misunderstanding, SPDC and SNEPCO allegedly went into certain gas sales and sharing arrangements without the prior knowledge and/or consent of the Federal Government via the NNPC, which has resulted in certain shortfalls in revenue into the federation accounts;

*Resolves to:*

Set up an *Ad-hoc* Committee to investigate all Joint Venture (JV) operations and Production Sharing Contracts (PSCs) in the Oil and Gas sector since 1990 with a view to ascertaining whether or not the capital expenditure, operations, financials and related frameworks are within the ambit of law and report within eight weeks (*Hon. Sada Soli — Jibia/Kaita Federal Constituency and 5 others*).

*Debate.*

*Agreed to.*



The House:

*Noted* that section 88 (1) and (2) of the Constitution of the Federal Republic of Nigeria, 1999 empowers the National Assembly to conduct investigations into the activities of any authority executing or administering laws made by the National Assembly;

*Also noted* that Escravos Gas-to-Liquid (EGTL) Project is a Joint Venture (JV) undertaking by the Nigerian National Petroleum Corporation (NNPC) and Chevron Nigeria Limited for the construction of a 34,000 Barrels Per Day (BPD) of Gas-to-Liquids (GTL) Plant at Escravos, Delta State;

*Further noted* that a total of \$1.294 billion was earmarked for the EGTL project in 2001 and by the time the contract was awarded in 2005, the final approved cost rose to \$2.941 billion, which was further increased to \$8.6 billion as at 31st December 2011, and upon completion in 2014, the total project cost was over \$10 billion;

*Concerned* that the ETGL and its JV projects are executed at such huge costs when similar projects in other jurisdictions like Qatar, which have the same capacity, technology, Engineering Procurement and Construction (EPC) Contractors and even operators cost less than \$1.5 billion;

*Also concerned* that although EGTL projects are basically governed by the Heads of Agreement (HOA), Carry Agreement (CA) and the Venture Agreement (VA) in line with various legal regimes such as Companies and Allied Matters Act (CAMA), Petroleum Profit Tax Act (PPTA), Companies Income Tax Act (CITA) in principle, there is a breach of the principles involved;

*Worried* that the Bonga field (OML 118), which is owned by the NNPC but contracted to SNEPCO (55%), ExxonMobil (20%), Agip exploration (12.5%), and Total (12.5%) under the Production Sharing Contract (PSC) now seems to be far from being a PSC arrangement as it runs foul to the relevant financial operational laws;

*Also worried* that the Offshore Gas Gathering System (OGGS) which was designed to gather gas from various upstream projects in the Niger Delta region under a PSC and JV arrangement with companies such as SNEPCO, SPDC, NLNG has now become mired in some operational misunderstandings;

*Disturbed* that in the brewing misunderstanding, SPDC and SNEPCO allegedly went into certain gas sales and sharing arrangements without the prior knowledge and/or consent of the Federal Government via the NNPC, which has resulted in certain shortfalls in revenue into the federation accounts;

*Resolved to:*

Set up an *Ad-hoc* Committee to investigate all Joint Venture (JV) operations and Production Sharing Contracts (PSCs) in the Oil and Gas sector since 1990 with a view to ascertaining whether or not the capital expenditure, operations, financials and related frameworks are within the ambit of law and report within eight (8) weeks (**HR. 46/07/2022**).

**22. Need to Investigate the Terrorists Attack on Nigerian Correctional Medium Security Custodial Centre, Kuje**

*Motion made and Question proposed:*

The House:

*Recalls* that on Tuesday, July 5, 2022, terrorists attacked the Nigerian Correctional Service, Medium Security Custodial Centre, Kuje, Federal Capital Territory, Abuja;

*Also recalls* that on Wednesday, 6 July, 2022, the Hon. Minister of Defence, Major General Bashir Salihi Magashi (*rtđ*) while on an assessment visit to the scene of the incident stated that over 600 inmates, including 64 Boko Haram suspects, out of about 994 inmates accommodated in the custodial Centre escaped;

*Aware* that the President expressed disappointment over the embarrassing development and directed a comprehensive investigation to address the situation;

*Disturbed* that the development makes the country and the Federal Capital Territory, in particular, vulnerable and under the fear of attacks, risk intimidation and all sorts of threats due to large number of criminal escapees in the country;

*Cognizant* of the enormous resources expended by the Federal Government towards ensuring the realization of public security and welfare of its citizens;

*Worried* that the Kuje custodial centre attack and its terrible outcome along with several related crimes against national security are on the increase despite stakeholders commitment towards equipping the national security enforcement and intelligence community with significant Appropriation of funds.

*Cognizant* that public peace and safety will continue to be threaten if urgent steps are not taken to address the situation;

*Resolves to:*

- (i) urge the Executive Arm to implement the laudable recommendations of the National Security Summit organized by the House of Representatives in 2021, with broad National stakeholder participation;
- (ii) mandate the Committees on National Security and Intelligence, Interior, Reformatory Services, Defence, Army, Air Force, Navy and Police Affairs to investigate the causes, dimensions and effects of the unfortunate Kuje Custodial Centre attack and report within four (4) weeks (*Hon. Sha'aban Ibrahim Sharada — Kano Municipal Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Recalled* that on Tuesday, July 5, 2022, terrorists attacked the Nigerian Correctional Service, Medium Security Custodial Centre, Kuje, Federal Capital Territory, Abuja;

*Also recalled* that on Wednesday, 6 July, 2022, the Hon. Minister of Defence, Major General Bashir Salihi Magashi (*rtđ*) while on an assessment visit to the scene of the incident stated that over 600 inmates, including 64 Boko Haram suspects, out of about 994 inmates accommodated in the custodial Centre escaped;

*Aware* that the President expressed disappointment over the embarrassing development and directed a comprehensive investigation to address the situation;

*Disturbed* that the development makes the country and the Federal Capital Territory, in particular, vulnerable and under the fear of attacks, risk intimidation and all sorts of threats due to large number of criminal escapees in the country;

*Cognizant* of the enormous resources expended by the Federal Government towards ensuring the realization of public security and welfare of its citizens;

*Worried* that the Kuje custodial centre attack and its terrible outcome along with several related crimes against national security are on the increase despite stakeholders commitment towards equipping the national security enforcement and intelligence community with significant Appropriation of funds.

*Cognizant* that public peace and safety will continue to be threaten if urgent steps are not taken to address the situation.

*Resolved to:*

- (i) urge the Executive Arm to implement the laudable recommendations of the National Security Summit organized by the House of Representatives in 2021, with broad National stakeholder participation;
- (ii) mandate the Committees on National Security and Intelligence, Interior, Reformatory Services, Defence, Army, Air Force, Navy and Police Affairs to investigate the causes, dimensions and effects of the unfortunate Kuje Custodial Centre attack and report within four (4) weeks (HR. 47/07/2022).

**23. Need to Avoid Recurrent Accidents on Mabushi/Ministry of Works and Housing Highway of the Federal Capital Territory Abuja**

*Motion made and Question proposed:*

The House:

*Notes* that the recent accident involving 3 prospective National Youth Service Corps (NYSC) members and other Nigerians on Mabushi-Ministry of Works and Housing Junction has once more brought to the fore the frequency of accidents within Abuja;

*Also notes* that the road network whose master plan was modelled after some of the most efficient cities in the world ought to be free from avoidable calamities;

*Concerned* that the roads in the Federal Capital Territory are the best in Nigeria, but driving on them has been increasingly undermined by the dangerous habits of some drivers;

*Also concerned* that recurring accidents have continued to cause anguish to the people and tarnish the image of the city, thus necessary steps ought to be taken towards ensuring order and safety in the FCT;

*Worried* that many Nigerians have lost their lives trying to commute through the ever busy Mabushi/Ministry of Works and Housing Junction highway;

*Resolves to:*

- (i) urge the Federal Capital Territory Administration to urgently construct pedestrian Bridges across the Mabushi/Ministry of works and Housing Junction highway to avoid more accidents in the Area;
- (ii) mandate the Committees on Federal Capital Territory (FCT), and Works to ensure implementation (Hon. Michah Yohanna Jiba — Abuja Municipal/Bwari Federal Constituency).

*Debate.*

*Agreed to.*

The House:

*Noted* that the recent accident involving 3 prospective National Youth Service Corps (NYSC) members and other Nigerians on Mabushi-Ministry of Works and Housing Junction has once more brought to the fore the frequency of accidents within Abuja;

*Also noted* that the road network whose master plan was modelled after some of the most efficient cities in the world ought to be free from avoidable calamities;

*Concerned* that the roads in the Federal Capital Territory are the best in Nigeria, but driving on them has been increasingly undermined by the dangerous habits of some drivers;

*Also concerned* that recurring accidents have continued to cause anguish to the people and tarnish the image of the city, thus necessary steps ought to be taken towards ensuring order and safety in the FCT;

*Worried* that many Nigerians have lost their lives trying to commute through the ever busy Mabushi/Ministry of Works and Housing Junction highway;

*Resolved to:*

- (i) urge the Federal Capital Territory Administration to urgently construct pedestrian Bridges across the Mabushi/Ministry of works and Housing Junction highway to avoid more accidents in the Area;
- (ii) mandate the Committees on Federal Capital Territory (FCT), and Works to ensure compliance (HR. 48/07/2022).

#### 24. Consideration of Reports

- (i) *A Bill for an Act to Establish Satellite Towns Development Agency for Providing, Maintaining, Regulating and Operating Public Infrastructure, economic and Strategic Development Plans and Ancillary Purposes for Federal Capital Territory; and for Related Matters (HB.43) (Committee of the Whole):*

*Motion made and Question proposed*, "That the House do consider the Report on a Bill for an Act to Establish Satellite Towns Development Agency for Providing, Maintaining, Regulating and Operating Public Infrastructure, economic and Strategic Development Plans and Ancillary Purposes for Federal Capital Territory; and for Related Matters (HB.43)" (Hon. Peter Akpatason – Deputy House Leader).

*Agreed to.*

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE SATELLITE TOWNS DEVELOPMENT AGENCY FOR PROVIDING, MAINTAINING, REGULATING AND OPERATING PUBLIC INFRASTRUCTURE, ECONOMIC AND STRATEGIC DEVELOPMENT PLANS AND ANCILLARY PURPOSES FOR THE FEDERAL CAPITAL TERRITORY; AND FOR RELATED MATTERS (HB. 43)

## PART I — ESTABLISHMENT OF THE AGENCY, FUNCTIONS AND POWERS

**Clause 1: Establishment of the Satellite Towns Development Agency.**

- (1) There is established in the Federal Capital Territory the Satellite Towns Development Agency (in this Bill referred to as "the Agency").
- (2) The Agency shall be a body corporate with perpetual succession, a common seal and powers to sue and be sued in its corporate name (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 2: Functions and powers of the Agency.**

- (1) Subject to and in accordance with the provisions of this Bill and notwithstanding anything to the contrary contained in any written enactment, the Agency shall be charged with the responsibility for —
  - (a) the preparation of the master plan for satellite towns and for land use and plans with respect to lands in the Federal Capital Territory designated as satellite towns;
  - (b) the construction, provision and procurement of public infrastructure and complementary services in the satellite towns in accordance with the master plan, land use and plans referred to in paragraph (a);
  - (c) the determination of standards and specifications for construction of public infrastructure within the satellite towns in the Federal Capital Territory;
  - (d) the development, operation and management of public infrastructure in the satellite towns in the Area Councils by way of grant of concessions, partnerships or issuance of operating licenses to private sector investors;
  - (e) the preparation of appropriate economic and strategic development plans for each of the satellite town of the Federal Capital Territory; and;
  - (f) the provision of affordable housing with complimentary infrastructure in such manner as would be determined by the Agency;
  - (g) the establishment, management, leasing and regulation of the operations of markets within the satellite towns;
  - (h) the establishment, management, leasing and regulation of the operations of public toilets within satellite towns to eliminate open defecation and the consequences on public health;
  - (i) the establishment, management, leasing and regulation of the operations of parks and gardens other recreational facilities within satellite towns;
  - (j) the establishment, management, leasing and regulation of the operations of cottage industries community vocational centers within satellite towns;

- (k) the establishment, management, leasing and regulation of the operations of amusement parks and civic or community centers within satellite towns;
  - (l) regulating the business and operations of heavy duty trucks and machines within the satellite towns and to charge tolls for access to and use of public infrastructure;
  - (m) evaluation, relocation and regularization of satellite towns based development activities and filling stations, Banks, eateries, markets institutions and informal sectors;
  - (n) ensuring proper environmental practices by coordinating and carrying out regular waste collection and disposal, sewage management, drainage management and control, inspection of residential, commercial and public buildings to ensure proper sanitary practices and enforce appropriate penalties on defaulters;
  - (o) regulating and controlling the usage of public infrastructure in satellite towns, roads, markets, buildings, parks, etc.;
  - (p) enforcing compliance with planning, development and environmental laws and policies applicable in satellite towns;
  - (q) evaluating buildings and other structures for purposes required in carrying out the Agency's enforcement functions and activities;
  - (r) processing and obtaining approval from the Minister and paying compensation for acquired land and structures in satellite towns;
  - (s) bringing on board private investment to boost the economic structure of satellite towns; and
  - (t) engaging in such other activities, in furtherance of the performance of the functions conferred by this Bill, as the president may, on the recommendation of the Minister, permit or assign to it by order published in the Federal Government Gazette.
- (2) The Agency shall have power for the purpose of carrying out its function to do all such acts as appear to it to be requisite, advantageous or convenient for or in connection with the carrying out of its functions or to be incidental to their proper discharge and may carry on activities in that behalf either alone or in association with any other person or body including, without prejudice to the generality of the power to —
- (a) sue and be sued in its corporate name;
  - (b) hold, manage and dispose of real and personal property, investment and intellectual property rights;
  - (c) undertake public works as may be necessary for or conducive to the discharge of its function under this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

## PART II — THE DIRECTOR GENERAL AND STAFF OF THE AGENCY

**Clause 3: The Director General And Staff of the Agency.**

- (1) There shall be appointed by the President on the recommendation of the Minister a Director-General who shall be the executive officer of the Agency and shall be responsible for the day to day running of the affairs of the Agency.
- (2) The Director-General shall be a Professional qualified for appointment by reason of good knowledge and 10 years cognate experience in Public service, an appropriate person required to perform the functions of this office who shall hold office on such terms as to emoluments and otherwise as may be specified by his instrument of appointment for a term of four years and may be eligible for appointment for a further term of four years and no more.
- (3) The Agency shall appoint such other persons to be officers and staff of the Agency as it may deem fit.
- (4) The remuneration and tenure of the officers (other than the Director-General) and staff of the Agency shall be determined by the Agency after consultation with the Establishment Directorate of the Federal Capital Territory Administration (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 4: Pension.**

Service in the Agency shall be public service for the purpose of the Pension Reform Act and accordingly, employees of the Agency shall be entitled to pensions, gratuities and other retirement benefits as are prescribed under the Pension Reform Act (*Hon. Peter Akpatason — Deputy House Leader*).

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

## PART III — FINANCIAL PROVISIONS

**Clause 5: Funding of the Agency.**

- (1) The Agency shall establish and maintain a Fund from which shall be defrayed all expenditure incurred by the Agency.
- (2) There shall be paid into and credited to the Fund established under subsection (1) —
  - (a) any takeoff grants and special intervention fund;
  - (b) such sum as may be appropriated to it by the National Assembly in the national budget and the Federal Capital Territory statutory budget;
  - (c) such sum as may be appropriated or allocated to it annually from the internally generated revenue fund of the Federal Capital Territory Administration;
  - (d) any loan or grant to the Agency by the Federal Capital Territory Administration or any of the Area Councils, Federal Government, or any federal ministry, department or agency;

- (e) any sum or property which may from time to time be granted or lent to or be payable or vest in the Agency by international or multilateral donor agencies, non-governmental organizations or private entities;
  - (f) any sum or property which may be donated to the Agency, but the Agency shall not be obliged to accept a donation for a particular purpose unless it approves of the terms and conditions attached to such a donation;
  - (g) any sum paid to the Agency by way of grants, subsidies, fees, levies, rates, subscriptions, rent, interest, and royalties;
  - (h) any sum derived from the sale of any property held or on behalf of the Agency;
  - (i) any other sum and property lawfully received by the Agency for the purposes of the Agency; and
  - (j) all accumulations of income derived from any such property or money.
- (3) The Fund shall be managed in accordance with the rules made by the Minister (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 6: Expenditure of the Agency.**

The Agency shall apply the funds at its disposal to —

- (a) the cost of establishing and maintaining the Head Office of the Agency at the Federal Capital Territory, Abuja and its offices located in other Area Councils;
- (b) the cost of compliance monitoring and enforcement activities;
- (c) pay the salaries and entitlements of the Director-General, other staff of the Agency;
- (d) pay the personnel, overhead, allowances, pensions, gratuities, benefits and other administrative costs of the Agency;
- (e) pay for attendance at local and international conferences related to its functions;
- (f) build capacity of staff of the Agency;
- (g) publicise and promote the activities of the Agency;
- (h) attend national and international scientific and professional seminars on construction and development matters;
- (i) develop and maintain any property vested in or owned by the Agency;
- (j) pay for services and contracts entered into by the Agency; and



- (k) undertake any other activity in connection with all or any of the functions of the Agency (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 7: Directives by the Minister.**

The Minister may give to the Agency directives of a general nature relating to matters of policy with regard to the performance by the Agency of its functions and it shall be the duty of the Agency to comply with such directives (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 8: Annual estimates and audit.**

The Agency shall —

- (a) not later than 30th September in each financial year, submit to the Minister an estimate of the expenditure and income of the Agency during the succeeding year; and
- (b) cause to be kept proper accounts and records in respect of each financial year and shall prepare a statement of accounts in relation thereto in such forms as its auditors, who shall be appointed from the list and in accordance with the guidelines furnished by the Auditor-General for the Federation, may deem fit (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 9: Annual reports.**

The Agency shall prepare and submit to the President not later than 30th June in each financial year, a report in such form as the President may direct, on the activities of the Agency during the immediate preceding year, and shall include in the report a copy of the audited accounts of the Agency for that year (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 10: Power to accept gifts.**

The Agency may accept gifts of land, money or other property, within or outside Nigeria, upon such terms and conditions, if any, as may be specified by the person or organisation making the gift provided that the terms and conditions are not contrary to the objectives and functions of the Agency under this Bill nor inimical to national interests (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 11: Power to Borrow.**

The Agency may, subject to the approval of the Minister, with the consent or general authority given by the Federal Government, borrow by way of loan, from any lawful source, money required by the Agency for meeting its obligations and performing its functions under this Bill, but where the sum or the aggregate of the sums involved at any one time does not exceed ₦5,000,000.00, no such consent or authority is required (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 12: Exemption from Tax.**

All income derived by the Agency from the sources specified in this Bill and all contributions to the Fund shall be exempted from income tax (*Hon. Peter Akpatason — Deputy House Leader*).

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

## PART IV — MISCELLANEOUS PROVISIONS

**Clause 13: Regulations.**

The Minister may make regulations generally for carrying into effect the provisions of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 14: Limitation of suits against the Agency, etc.**

(1) A suit shall not be commenced against the Agency before the expiration of a period of 30 days after written notice of intention to commence the suit shall have been served on the Agency by the intending plaintiff or his agent and the notice shall clearly state the -

- (a) cause of action;
- (b) particulars of the claim;
- (c) name of the intending plaintiff; and
- (d) relief claimed.

(2) The notice to in subsection (1) and any summons, notice or other document required or authorised to be served on the Agency under the provisions of this Bill or any other enactment or law may be served by —

- (a) delivering it to the office of the Director-General; or
- (b) sending it by registered post addressed to the Director- General at the head office of the Agency.

(3) Notwithstanding anything contained in any other written enactment, no suit against the Agency, any officer or employee of the Agency for any act done in pursuance or execution of this Bill or any written enactment or law of any public duty or authority in respect of any alleged neglect or default in pursuance or execution of this Bill, any such written enactment, law, public duty or authority shall lie or be instituted in any court unless it commenced —

- (a) within three months next after the act, neglect or default complained of; or
- (b) in the case of a continuance of damage or injury within three months next after the ceasing thereof (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 15: Service of documents.**

A notice, summons or other document required or authorised to be served on the Agency under the provisions of this Bill or any other enactment or law may be served by delivering it to the Director-General or at the principal office of the Agency (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 16: Restriction on execution against property of the Agency.**

(1) In any action or suit against the Agency, no execution or attachment of process in the nature thereof shall be issued against the Agency unless at least 30 days' notice of the intention to execute or attach has been given to the Agency.

(2) Any sum of money which by the judgment of any court has been awarded against the Agency shall, subject to any direction given by the court where notice of appeal against the judgment has been given, be paid from the Fund of the Agency (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 17: Indemnity of Officers.**

The Director-General or any officer or employee of the Agency shall be indemnified out of the assets of the Agency against any liability that is brought against him in defending any proceeding, whether civil or criminal, if the proceeding is brought against him in his capacity as a member, Director-General, officer or other employee of the Agency (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 18: Interpretation.**

In this Bill —

"Agency" means the Satellite Towns Development Agency established by section 1 of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Area Councils" means Kuje, Gwagwalada, Bwari, Abuja Municipal, Abaji, and Kwali (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Constitution" means Constitution of the Federal Republic of Nigeria, 1999 as amended (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Director-General" means the Director-General appointed for the Agency in section 4 of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Financial year" in relation to the Agency, means period of 12 months beginning from 1 January in any year (*Hon. Peter Akpatason — Deputy House Leader*).

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

"function" includes powers, rights responsibilities and duties (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Gazette" means the Official Gazette of the Federation of Nigeria (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Minister" means the Minister charged with by the President with responsibility for matters relating to the affairs of the satellite towns and Area Councils (*Hon. Peter Akpatason — Deputy House Leader*).

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

"President" means the President of the Federal Republic of Nigeria (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Professional" means a person who holds a certificate in any recognized professional field of Study (*Hon. Peter Akpatason — Deputy House Leader*).

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

"satellite towns" include —

- |                       |   |                         |
|-----------------------|---|-------------------------|
| (a) Kusaki Yanga;     | } | Kuje Area Council       |
| (b) Kuje;             |   |                         |
| (c) Rubochi;          |   |                         |
| (d) Abuja South West; |   |                         |
| (e) Anagada;          | } | Gwagwalada Area Council |
| (f) Dobi;             |   |                         |
| (g) Gwagwalada;       |   |                         |

- (h) Zuba;
- (i) Dei Dei;
- (j) Abaji Area Council;
- (k) Kwali Area Council;
- (l) Kubwa;
- (m) Bwari;
- (n) Karshi;
- (o) Gosa;
- (p) Abuja North West;
- (q) Karu;
- (r) Nyanya; and
- (s) any other part of the Federal Capital Territory which the Minister may by regulation designate as satellite town (*Hon. Peter Akpatason — Deputy House Leader*).
- } Bwari Area Council
- } Abuja Municipal Area Council

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

"suit" includes action and means a civil proceeding commenced by writ or in such other manner as may be provided for by rules of court, and does not include a criminal proceeding (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

**Clause 19: Citation.**

This Bill may be cited as the Satellite Towns Development Agency (Establishment) Bill, 2022 (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Explanatory Memorandum:**

This Bill seeks to establish the Satellite Towns Development Agency for providing, maintaining, regulating and operating public infrastructure, economic and strategic development plans and ancillary purposes for the Federal Capital Territory (*Hon. Peter Akpatason — Deputy House Leader*).

**Agreed to.**

**Long Title:**

A Bill for an Act to Establish the Satellite Towns Development Agency for Providing, Maintaining, Regulating and Operating Public Infrastructure, Economic and Strategic Development Plans and Ancillary Purposes for the Federal Capital Territory; and for Related Matters (HB. 43) (*Hon. Peter Akpatason — Deputy House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Satellite Towns Development Agency for Providing, Maintaining, Regulating and Operating Public Infrastructure, economic and Strategic Development Plans and Ancillary Purposes for Federal Capital Territory; and for Related Matters (HB.43) and approved Clauses 1 - 19, the Explanatory Memorandum, and the Long Title of the Bill.  
*Question that the House do adopt the Report of the Committee of the Whole — Agreed to.*

- (ii) *A Bill for an Act to Provide for Establishment of Chartered Institute of Emergency, Crisis and Disaster Risk Management; and for Related Matters (HB. 1707) (Committee of the Whole):*

*Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Provide for Establishment of Chartered Institute of Emergency, Crisis and Disaster Risk Management; and for Related Matters (HB. 1707)" (Hon. Peter Akpatason — Deputy House Leader).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF EMERGENCY, CRISIS AND DISASTER RISK MANAGEMENT CHARGED WITH THE RESPONSIBILITY OF ADVANCING THE STUDY, TRAINING AND PRACTICE OF EMERGENCY AND DISASTER MANAGEMENT AND DETERMINING THE STANDARDS OF KNOWLEDGE AND SKILLS TO BE ATTAINED BY PERSONS SEEKING TO BECOME REGISTERED MEMBERS OF THE INSTITUTE AND FOR RELATED MATTERS

PART I — ESTABLISHMENT, ETC. OF THE CHARTERED INSTITUTE OF EMERGENCY, CRISIS AND DISASTER RISK MANAGEMENT

**Clause 1: Establishment of the Chartered Institute of Emergency Crisis and Disaster Risk.**

(1) There is hereby established a body known as Chartered Institute of Emergency, Crisis and Disaster Risk Management (in this Bill referred to as ("the Institute") which —

(a) shall be a body corporate with —

- (i) perpetual succession,
  - (ii) a common seal which shall be kept in such custody as the Council may direct;
  - (b) can sue and be sued in its corporate name; and
  - (c) will subject to the Land Use Act, acquire, hold and dispose of any property, moveable or immoveable.
- (2) The Institute shall have the general duty of —
- (a) determining the standards of knowledge and skills to be attained by persons seeking to be registered members of the Institute and raising those standards from time to time as circumstances may permit;
  - (b) securing in accordance with the provisions of this Bill, the establishment and maintenance of a register of members entitled to practice as Chartered Emergency, Crisis and Disaster Risk Managers and a register of institutional members as well as the Publication from time to time, of list of those persons;
  - (c) conducting professional examinations leading to the award of certificates as may be prescribed by the Institute;
  - (d) maintaining discipline within the profession in accordance with the provisions of this Bill;
  - (e) encourage, increase, disseminate and promote the education and training of members in respect of all fields appertaining thereto or therewith; the practice of Emergency, Crisis and Disaster Risk Management;
  - (f) highlight and impart such specialized knowledge, skills and experience in Emergency, Crisis and Disaster Risk Management; and
  - (g) performing through the Council the functions conferred on it by this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 2: Membership of the Institute.**

- (1) Subject to the provisions of this Bill, persons admitted to Membership of the Institute shall be registered as members in the following of the categories —
- (a) Student Members;
  - (b) Affiliate Members;
  - (c) Graduate Members;

- (d) Associate Members;
  - (e) Technical Members;
  - (f) Chartered Professional Members;
  - (g) Chartered Fellow.
- (2) Persons accorded the status of Chartered Emergency, Crisis and Disaster Risk Managers by the Council shall be entitled to the use of that name thus shall enrolled as —
- (a) Student Members: Is open to any undergraduate who have an interest in Health, Safety, Environmental, Crisis, Disaster and Emergency Management;
  - (b) Affiliate Members: This shall constitute who are engaged in Emergency, Disaster, Health, Environmental and Safety professions or in a related field with a minimum of a year work experience;
  - (c) Associate Members: This shall constitute of Members with at least three (3) years Experience in Health Emergency, Safety, Environmental or related role as well as Must possess a recognized qualification;
  - (d) as a Graduate Member : Must have at least two (2) years of work experience In a Health, Safety, Environmental, Disaster or related role;
  - (e) Technical Member: Must have at least 5 years of work experience as a practicing HSE Manager, Emergency and Disaster Risk Manager, or related role;
  - (f) Chartered Professional Members: A Member must have at least three (3) years of Experience as a Technical Member and also be in Health, Safety, Environmental, Disaster or Risk Management leadership position for at least five (5) years. In Addition, all Chartered Member must pass Knowledge, Skill Assessment and an Oral Interview;
  - (g) Chartered Fellow: Chartered Fellowship of the Institute is awarded only to Chartered Professional Members who demonstrated an outstanding commitment to the Emergency, Crisis, Safety, Health, Environmental and Disaster Risk professions. Our Chartered Fellows go "above and beyond" the call of duty and are the Ambassadors of the Institute as determined by the Board of Trustee.
  - (h) the designatory letters of the —
    - (i) Fellows of the Chartered Institute of Emergency, Crisis & Disaster Risk Management shall be "FECRM",



- (ii) Professional Members of the Chartered Institute of Emergency, Crisis and Disaster Risk Management shall be "CPMECRM",
- (iii) Technical Members of the Chartered Institute of Emergency, Crisis and Disaster Risk Management shall be "TMECRM",
- (iv) Associates Members of the Chartered Institute of Emergency, Crisis and Disaster Risk Management shall be "AECRM",
- (v) Graduates Members of the Chartered Institute of Emergency, Crisis and Risk Management shall be "GMECRM",
- (vi) Affiliate Members of the Chartered Institute of Emergency, Crisis and Disaster Risk Management shall be "AMECRM"  
(*Hon. Peter Akpatason — Deputy House Leader*).

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

**PART II — ELECTION OF PRESIDENT AND VICE-PRESIDENTS  
OF THE CHARTERED INSTITUTE OF EMERGENCY, CRISIS  
AND DISASTER RISK MANAGEMENT**

**Clause 3: Office and tenure of President and Vice-President of the Institute.**

- (1) There shall be a President and three Vice-Presidents of the Institute who shall be Fellows of the Institute, to be elected by the Council and to hold office each for a term of two (2) years from the date of election.
  - (2) (a) The President of the Institute shall serve as the President of the Institute and Chairman of Council.
  - (b) The three Vice-Presidents shall be elected at the Annual General Meeting of the Institute and shall each hold office for such terms and under such conditions as may be determined or prescribed by the Council.
- (3) The President shall be the Chairman of the Governing Council established under this Bill and in his absence, the 1st Vice-President shall be the Chairman of the Governing Council.
- (4) The President shall preside at meetings of the Institute and in the event of his absence, death, permanent incapacity or disability, the 1st Vice-President shall preside.
- (5) The 1st Vice-President shall in the event of the death, permanent incapacity of the President act for the unexpired term of his office as the case may be and reference in the Act to the President shall be construed accordingly.

- (6) If the President or any of the Vice-Presidents ceases to be a member of the Institute he shall ipso facto cease to hold any of the offices designated under this section (*Hon. Peter Akpatason — Deputy House Leader*).

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

PART III — GOVERNING COUNCIL OF THE INSTITUTE, ETC.

**Clause 4: Establishment of Governing Council.**

- (1) There is hereby established for the Institute a Governing Council (in this Bill referred to as "the Council") which shall be charged with the responsibility for the administration and general management of the Institute.
- (2) The Council shall consist of the following members —
- (a) a Chairman who shall be President of the Institute;
  - (b) three Vice-Chairmen;
  - (c) an Honourary Treasurer who shall be elected by the Institute;
  - (d) Public Relations Officer;
  - (e) one representative each from the following —
    - (i) Nigeria Maritime Administration and Safety Agency (NIMASA),
    - (ii) National Oil Spill Detection and Response Agency (NOSDRA),
    - (iii) National Emergency Management Agency (NEMA),
    - (iv) Federal Airport Authority of Nigeria (FAAN),
    - (v) Federal Fire Service,
    - (vi) NIMET and other critical Stakeholders;
  - (g) five persons elected by the Institute;
  - (h) the President of the Institute shall be entitled to serve on the Council as the Chairman and President of the Council;
  - (i) two persons to represent institutions of higher learning in Nigeria offering courses leading to approved qualifications, to be appointed by the Federal Ministry of Education on rotation, so, however that the two shall not be from the same institution; and
  - (j) the Registrar of the Institute.

- (2) The provision of First Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and the other matters therein mentioned (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 5: Powers of the Council Principal Officers of the Institute.**

- (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.
- (2) The Council shall appoint other principal officers as —
- (a) Director, Education, Training and Consultancy;
  - (b) Director, Finance and Administration;
  - (c) Director, Research, Planning and Development; and
  - (d) Director, Membership and Corporate Services;
  - (e) any other position that may be deemed necessary by the Council (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 6: Objectives of the Institute.**

- (1) The objectives of the Institute are to —
- (a) organize and conduct professional examinations in Emergency, Crisis & Disaster Risk Management leading to the award of Associate(s) of the Chartered Institute of Emergency, Crisis, & Disaster Risk Management;
  - (b) regularly organise evening and weekend classes for student members preparing for the Institute's examinations;
  - (c) facilitate effective rapport between practicing Disaster Risk Managers
  - (d) take desirable measures to further the interest of Emergency, Crisis and Disaster Risk Managers in the country;
  - (e) organise lectures, seminars and conferences on Emergency, Crisis and Disaster Risk Management related fields;
  - (f) uphold and ensure observance of professional ethics and tradition in the industry;
  - (g) publishing in-house journals, periodicals and books on Emergency Management

- (h) promote general advancement of Emergency, Crisis and Disaster Risk Management in the country;
- (i) conduct research into the theory and practice of Emergency, Crisis and Disaster Risk Management in Nigeria;
- (j) disseminate information relating to Emergency, Crisis and Disaster Risk Management to the public and liaise with the government bodies towards promoting Emergency, Crisis and Disaster Risk Management in the country;
- (k) undertake any project or do anything which is deemed to be in the best interest of members; and
- (l) provide consultancy services in Emergency, Crisis and Disaster Risk Management and in related fields (*Hon. Peter Apatason — Deputy House Leader*).

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

#### PART IV — FINANCIAL PROVISIONS

##### **Clause 7: Fund of the Institute.**

- (1) There shall be established for the Institute, a fund which shall be managed and controlled by the Council.
- (2) Pursuant to subsection (1) there shall be paid into the fund established —
  - (a) all fees and other monies payable to the Institute in pursuance of this Bill;
  - (b) such other monies as may be payable to the Institute in the course of its operations or in relation to the exercise of any of its functions under this Bill; and
  - (c) all members of the Institute in Nigeria shall cause to be paid to the fund, an annual subvention as may be determined by the Council from time to time.
- (3) The Council may invest monies in the fund in any securities created or issued by or on behalf of the Government of the Federation or in any other securities or in any area of investment in Nigeria approved by the Council, provided that the purpose is to raise fund for the operations of the Institute activities.
- (4) The Council may, from time to time, borrow money for the purposes of the Institute operations and any interest payable on monies so borrowed shall be Paid out of the fund.

- (5) The Council through the treasurer shall keep proper accounts on behalf of the Institute in respect of each year and proper records in relation to those accounts; and the Council shall cause the accounts to be audited by an auditor appointed from the List of auditors and in accordance with the guidelines supplied by the Auditor-General of the Federation.
- (6) The auditor, appointed for the purpose of this section, shall not be a member of Council.
- (7) There shall be paid out of the fund of the Institute —
  - (a) the remuneration and allowances of the Registrar and other employees of the Institute;
  - (b) such reasonable traveling and subsistence allowances of members of the Council in respect of the time spent on the business of the Council as the Council may determine; and
  - (c) any other expenses incurred by the Council in the discharge of its functions under this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

#### PART V — THE REGISTRAR AND THE REGISTER

##### **Clause 8: Appointment of Registrar, etc.**

- (1) It shall be the duty of the Council to appoint a fit and proper person who shall be a member of the Institute to be the Registrar for the purpose of this Bill.
- (2) It shall be the duty of the Registrar to prepare and maintain in accordance with rules made by the Council, a register of names, addresses and approved qualifications and of such other particulars as may be specified in the rules, of all persons who are entitled in accordance with the provisions of this Bill to be enrolled as Chartered Fellows; Professional Members; Technical Members; Associate Members; Graduate Members; Affiliate Members; and Student Members and who, in the manner prescribed by such rules, apply to be registered.
- (3) The register shall consist of seven parts namely in respect of fellows, full members and associate members.
- (4) Subject to the following provisions of this section the Council shall make rules with respect to the form and keeping of the register and the making of entries therein and in particular —
  - (a) regulate the applications for enrolment and provide for the evidence to be produced in support of applications;
  - (b) provide that notification must be given to the Registrar by any person whose earlier information supplied to the Registrar has changed;

- (c) that an enrolled or a registered person must have any qualification in relation to the relevant division of the profession, either an approved qualification for the purposes of this Bill, registered in relation to his name in addition to or, as he may elect, in substitution for any other qualification registered;
  - (d) specifying the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on register, and direct the Registrar to refuse to enter a name on the register until any fee specified for the entry has been paid;
  - (e) specifying any other thing failing to be specified under the foregoing provisions of this section.
- (5) Ensure that Rules made for the purposes of paragraph (d) of subsection 4 of this section shall not come into force until confirmed at a special meeting of the Institute convened for the purpose thereafter, or at the next annual general meeting, whichever held earlier in time.
- (6) It shall be the duty of the Registrar —
- (a) to correct, in accordance with the rules of the Council, any entry in the register which the Council directs him to correct as being in the opinion of the Council an entry which was incorrectly made;
  - (b) to make, from time to time, any necessary alterations in the register of members;
  - (c) to record the names of members of the Institute who are in default for more than six 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 request.
- (7) If the Registrar —
- (a) sends by post to any registered person a registered letter addressed to that person 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 six months from the date of posting it; and
  - (b) upon the expiration of that period sends in the like manner to the person in question a second similar letter and receives no reply to that letter within three months from the date of posting it, then the Registrar may remove the particulars relating to the person from the register. However the Council may direct the Registrar to restore to the appropriate part of the register any particulars removed therefrom under this subsection (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 9: Publication of register and List of corrections.**

- (1) It shall be the duty of the Registrar —
  - (a) to cause to be printed, published and put on sale to all members of the public the register not later than two years from the appointed day;
  - (b) in each year after that in which the register is first published under paragraph (a) of this subsection, to cause to be printed, published and put on sale as aforesaid, either a corrected edition of the register or a list of alterations made to 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 lists so deposited available at all reasonable times for inspection by members of the public.
- (2) Where in accordance with subsection (1) of this section, a person is in any proceedings shown to have been or not to have been registered at a particular date, he shall, unless the contrary is proved, be taken for the purpose of those proceedings as having at all material times thereafter continued to be or not to be so registered (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 10: Registration as a member of Chartered Emergency Crisis and Risk Management Institute of Nigeria.**

- (1) Subject to section 16 of this Bill and to rules made under section 9 of this Bill, a person shall be entitled to be enrolled or registered as, a Chartered Emergency Manager if either —
  - (a) he either passes the qualifying examination for membership conducted by the Council under the Act and completes the practical training prescribed; or
  - (b) holds a qualification granted outside Nigeria and for the time being accepted by the Institute and satisfies the Council that he has had sufficient practical experience as an Emergency Manager.
- (2) An applicant for registration shall, in addition to evidence of qualification, extent be satisfactory to the Council that —
  - (a) he is of good character and high integrity;
  - (b) he has attained the age of 21 years; and
  - (c) he has not been convicted in Nigeria or elsewhere of an offence involving fraud, dishonesty or gross misconduct.

- (3) The Council may, in its sole discretion, provisionally accept a qualification produced in respect of an application for registration under this section, or direct that the application be renewed within such period as may be specified in the directives.
- (4) Any entry directed to be made in the register under this subsection shall show that the registration is provisional and no entry so made shall be full registration without the consent of the Council signified in writing in that regard.
- (5) The Council shall from time to time publish qualification for the time being acceptable for enrolment or registration by the Institute (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 11: Approval of Qualifications, etc.**

- (1) The Council may approve any qualifications for the purpose of this Bill and may for those purposes approve —
  - (a) any course of training in an approved institution which is intended for persons who are seeking to become or are already Chartered Emergency Managers and which the Council considers is designed to confer on completing it sufficient knowledge and skill for admission into the Institute;
  - (b) any qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating in the opinion of the Council that the candidates have sufficient knowledge and skill to practice as Chartered Emergency Managers of Nigeria.
- (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 each person in Nigeria appearing to the Council to be a person to whom the course is conducted or the qualification granted or the institution is controlled, as the case may be;
  - (b) afford such person an opportunity of making to the Council representations with regard to the proposal; and
  - (c) take into consideration any representation made as regards the proposal in pursuance to paragraph (b) of this subsection.
- (3) As regards any period during which the approval of the Council under this section for a course qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section but the withdrawal of 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 (either unconditionally or subject to his obtaining a certificate or experience) immediately before the approval was withdrawn.

- (4) The giving or withdrawal of an approval under this section shall have effect on such date, from either before or after the execution of the instrument and the Council shall —
- (a) as soon as possible publish a copy of every such instrument (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 12: Supervision of Instruction, etc.**

- (1) It shall be the duty of the Council to keep itself informed of the nature of —
- (a) the instruction given at approved institution 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 constitute a Committee, either from amongst its own members or otherwise to visit Approved institutions or to attend such examination.
- (2) It shall be the duty of the committee appointed under subsection (1) of this section to report to the Council on —
- (a) the adequacy of the instruction given to persons attending approved courses of training at institution visited by it;
- (b) the adequacy of the examinations attended by it; and any matters relating to the institutions or examinations which the Council may, either generally or in a particular case, request it to report;
- (c) but no member of the committee shall interfere with the giving of any instruction or the holding of any examination.
- (3) On receipt of a report made in pursuance of this section, the Council may, if it thinks fit and proper and if so requiring by the Institute, send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates requesting that person to make observations and report to the council within such period as may be specified in the request not being less than one month beginning from the date of the request (*Hon. Peter Akpatason — Deputy House Leader*).

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

## PART VI — DISCIPLINE AND ISSUES

**Clause 13: Establishment of Disciplinary Tribunal and Investigating Panel of the Chartered Institute of Emergency, Crisis and Disaster Risk Management**

- (1) There shall be established a body to be known as the Chartered Institute of Emergency, Crisis and Disaster Risk Management Disciplinary Tribunal (in this Bill referred 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 provision of this Bill.
- (2) The Tribunal shall consist of the Chairman of the Council and six other members of the Council appointed by the Council.
- (3) There shall be a body, to be known as the Chartered Emergency Managers 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 where it is alleged that a member has misbehaved in his capacity as a Chartered Emergency Manager or should for any other reason be the subject of proceedings before the Tribunal; and
  - (b) deciding whether the case should be referred to the Tribunal.
- (4) The panel shall be appointed by the Council, and shall consist of two Members of the Council and one Chartered Emergency Manager who is not a member of the Council.
- (5) The provisions of the Third Schedule to this Bill in so far as it relates to the Tribunal and Panel respectively shall have effect with respect to those bodies.
- (6) The Council may make rules not inconsistent with this Bill to acts which constitute professional misconduct (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 14: Penalties for Unprofessional Conduct, etc.**

- (1) Where —
  - (a) a person enrolled or registered under this Bill is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect; or
  - (b) a person enrolled or registered under this Bill is convicted, by any court in Nigeria or elsewhere having power of competent Jurisdiction, of an offence (whether or not punishable with imprisonment) which in the opinion of the Tribunal is incompatible with the status of a Chartered Emergency Manager; or

- (c) the Tribunal is satisfied that the name of any person has been fraudulently enrolled or registered,
  - (d) the Tribunal may, if it thinks fit, give a direction reprimanding that person or instruct the Registrar to strike his name off the relevant part of the register.
- (2) The Tribunal may, if it thinks fit, defer or further defer its decision as to the giving of a 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) for periods exceeding one year in the aggregate.
- (4) In so 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 purposes 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 a direction given under subsection (1) of this section relates may, at any time within 28 days from the date of service on him of notice of the directive 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 be given as to the costs of the appeal and of proceedings before the Tribunal, the tribunal shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.
- (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 direction within the time limited for such an appeal, or on the expiration of that time;
  - (b) such an appeal is brought but withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal;
  - (c) such an appeal is brought and is not withdrawn or struck out as aforesaid, but 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 such period from the date of the direction (and where he has duly made an application, from the date of his last application) or as may be specified in the direction (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 15: When persons are deemed to practice as Chartered Emergency Managers.**

- (1) Subject to subsection (2) of this section a person shall be deemed to practice as such if, in consideration of remuneration received or to be received, and whether by himself or in partnership with any other person, he —
- (a) engages himself in the practice as a Chartered Emergency Manager or holds himself out to the public as a Chartered Emergency Manager;
  - (b) renders professional service or assistance in or about matters of principle or details relating to Emergency, Crisis and Disaster Risk Management;
  - (c) renders any other service which may by regulations made by the Council, be designated as service constituting practice as Chartered Emergency Manager or any of them.
- (2) Nothing in this section shall be construed so as to apply to persons who, while in employment of any government or person, are required under the terms or in such employment, to perform the duties of a Chartered Emergency Manager or any of them.
- (3) A person who is not a member of the Institute or academy established before the commencement of this Bill, but is qualified to apply for and obtain membership of the Institute, may apply for membership of the Institute established by this Bill, in such a manner as may be prescribed by rules made by the Council and shall be registered in the category of membership appropriate in the current period for holders of the qualification he possesses (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 16: Rules as to Articles, etc.**

- (1) The Council may make rules for —
- (a) the training of Chartered Emergency Manager;
  - (b) the supervision and regulation and or engagement and training of Such persons; and
  - (c) the provision of articles.
- (2) The Council may also make rules —

- (a) prescribing the amount and date for payment of the annual subscription and annual renewal of studentship and for such purpose different amount may be prescribed by the rules accorded to different categories of membership of the Institute;
- (b) prescribing the form of licence to practice to be issued as the Council thinks fit, by endorsement on an existing licence;
- (c) restricting the right to practice as a Chartered Emergency Manager for any default in payment of the amount of the annual subscription or any fee(s) which continue a longer time than such period as may be prescribed by the rules;
- (d) prescribing the period of practical training for the office of a Chartered Emergency Manager of Nigeria for such that when the training is completed such a person qualifies for enrolment or a license to practice as a Chartered Emergency Manager of Nigeria (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 17: Provision of Library.**

(1) The Institute shall —

- (a) provide and maintain a library comprising books and publications for the advancement of knowledge of Emergency, Crisis and Risk Management and leadership as well as such other books and publication as the Council may think necessary for the purpose.
- (b) encourage research into the skill and knowledge of Emergency, Crisis and Disaster Risk Management and leadership and allied subjects to the extent that the Council may, from time to time, consider necessary (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 18: Regulations.**

- (1) Any regulations, made under this Bill shall be published as soon they are made; and the Council shall as soon they are published make available copies of any such regulations to the President of the Institute.
- (2) Rules made subject to and in furtherance of this Bill shall be subjected to confirmation by the institute at its next annual meeting or any special meeting of the institute convened for the purpose, and if then annulled shall ceased to have effect on the day after the date of annulment, but without prejudice to anything done in pursuance of any such rules (*Hon. Peter Akpatason — Deputy House Leader*).

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

## PART VII — INDISCIPLINE, OFFENCES AND PENALTIES

**Clause 19: Offence and penalties.**

- (1) If any person for the purpose of procuring the enrolment or 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, is guilty of an offence.
- (2) If on or after the relevant date, any person who is not a member of the institute practices as a Chartered Emergency Manager for or in expectation of reward or uses any name, title, additional description implying that he is in practice as a Chartered Emergency Manager, is guilty of an offence.
- (3) If the registrar or any other person employed by or on behalf of the Institute willfully makes any falsification in any matter relating to the register he is guilty of the offence.
- (4) A person guilty of an offence under this section is liable —
- (a) on conviction after trial investigation and trial, to a fine of an amount not exceeding ₦100,000; or
- (b) on conviction or on indictment to a fine of an amount not exceeding ₦100,000 or to imprisonment for a term not exceeding two years, or to both such fine and imprisonment.
- (5) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of or to be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he as well as the body corporate shall be deemed to be guilty of that offence and shall be proceeded against and punished accordingly (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 20: Transfer to the Institute of Certain properties, etc.**

- (1) As from the commencement of this Bill —
- (a) all assets and liabilities held or incurred immediately before the commencement date, by or on behalf of the Incorporated Institute shall, by virtue of this subsection and without further assurance, vest in the Institute and be held by it for the benefit and purpose of the Institute;
- (b) the Incorporated Institute namely Chartered Institute of Emergency, Crisis and Disaster Risk Management of Nigeria shall cease to exist; and

(c) subject to subsection (2) of this section, any act, matter or thing made or done by the Incorporated Institute shall be deemed to have been done by the Institute.

(2) The provisions of the Second Schedule to this Bill shall have effect with matters arising from their transfer by this section to the Institute of the properties of the Incorporated Institute and with respect to other matters mentioned in that schedule (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 21: Interpretation.**

In this Bill, unless the context otherwise requires —

"Chartered Emergency Manager" means a Chartered Emergency Manager enrolled as a affiliate member, associate member, fellow, technical member, professional member or graduate member of the Institute (*Hon. Peter Akpatason — Deputy House Leader*).

*Question that the meaning of the words "Chartered Emergency Manager" be as defined in the interpretation to this Bill — Agreed to.*

"Council" means the Council established as the governing body of the Institute under section 4 of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

"enrolled" In relation to a fellow or full or associate member, means registered in the part of the register relating to fellow or full or associate members, as the case may be (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Fees" includes annual subscription (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Incorporated Institute" means the Chartered Institute of Emergency, Crisis and Disaster Risk Management Academy of Nigeria (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Institute" means the Chartered Institute of Emergency, Crisis and Disaster Risk Management (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Member" means a member of the Council and includes the President (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Panel" has the meaning assigned thereto under section 14 of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

"President" and "Vice-Presidents" means respectively the office holders under these names in the Institution (*Hon. Peter Akpatason — Deputy House Leader*).

*Question that the meaning of the words "President" and "Vice-President" be as defined in the interpretation to this Bill — Agreed to.*

"Register" means the register maintained in pursuance of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Registered graduate" means a member of the Institute who is not a fellow or full member; and (*Hon. Peter Akpatason — Deputy House Leader*).

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

"Tribunal" has the meaning assigned thereto under section 14 of this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

**Clause 22: Citation.**

This Bill may be cited as the Chartered Institute of Emergency, Crisis and Disaster Risk Management (Establishment, etc.) Bill, 2022 (*Hon. Peter Akpatason — Deputy House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

1. (1) Subject to the provisions of this paragraph, a member of the Council apart from the president shall hold office for a period of two years beginning with the date of his appointment or election:



- (2) Any member of the Institute who ceases to be a member thereof shall, if he is also a member of the Council cease to hold office in the Council.
- (3) Any elected member may by notice in writing under his hand addressed to the President of the Institute of his or her intention to resign his office.
- (4) 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.
- (5) Elections to the Council shall be held in such a manner as may be prescribed by the rules of the Council, and until so prescribed, they shall be decided by a show of hands.

#### *Power of Council*

2. 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.
3. (1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute, the Council or any of the Institute's committees.
  - (2) The standing orders shall provide for decisions to be taken by a majority of the members, and in the event of equality of votes the President 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 not within its competence to decide.
  - (4) The quorum of the Council shall be seven and the quorum of a committee of the Council shall be determined by the Council.

#### *Meetings of the Institute*

4. (1) The Council shall convene the annual meeting of the Institute on 30th of June in every year or on such other day as the Council 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.
  - (2) A special meeting of the Institute may be convened if members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the objects 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 ten members and that of any special meeting of the Institute shall be fifteen members.

#### *Meetings of the Council*

5. (1) Subject to the provisions 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 seven other members, he shall summon a meeting of Council to be held within seven days from the date on which the notice is given.

- (2) At any meeting of the Council, the chairman or in his absence the 1st, 2nd and 3rd Vice-Chairman shall preside, but if the three Vice-Chairman are absent the members present at the meeting shall appoint one of their members to preside at the meeting.
  - (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit; but a person who is 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 provisions, the meetings of the Council may be summoned by the Minister, who may give such direction as he thinks fit as to the procedure which shall be followed at the meeting.
6. (1) The Council may appoint one or more committees to carry out 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 members of the Council and shall hold office in the committee in accordance with the terms of the instrument by which he is appointed.

#### *Miscellaneous*

7. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President of the Institute or of some other member of the Council authorized generally or specially by the Council to act for that purpose.
- (2) Any contract or instrument which, if made or executed by a person not being a corporate body, would not be required to be under seal, may be made or executed on behalf of the Institute or of the Council as the case may require, by any person generally or specially.
8. The validity of any proceedings of the Institute or the Council or of a 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 or of the cancelling of a person's name to serve on the committee, or by reason that the person not entitled to do so took part in the proceeding.
9. Any member of the Institute or of the Council and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council on behalf of the Institute or on behalf of the Council or a committee thereof, shall forthwith disclose his interest, to the President of the Institute or the Council, as the case may be, and shall not vote on any question relating to the contract or arrangement (*Hon. Peter Akpatason — Deputy House Leader*).

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

## SECOND SCHEDULE

## TRANSITIONAL PROVISIONS AS TO ASSETS AND LIABILITIES

1. (1) Every agreement to which the Incorporated Institute was a party immediately before the appointed day, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligation there under 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 these subparagraphs, have effect from the appointed by so far as it relates to assets and liabilities transferred by this Bill 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 corporate Institute, there were substitutions as regards anything failing to be done on or after the appointed day.
  - (2) Other documents which refer, whether specifically or generally, to the Incorporated Institute shall be construed in accordance with subparagraph (1) of this paragraph so far as applicable.
  - (3) Without prejudice to the generality of the foregoing provisions of this Schedule, whereby, by the operation of any of the provision of section 5 of this bill, any right, liability or obligation vests in the Institute, the Institute and all other persons shall, as from the appointed day, have the same rights, powers 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 had at all times been a right, liability or obligation of the Institute.
  - (4) Any legal proceedings or application to any authority pending on the appointed day by or against the Incorporated Institute and relating to assets or liabilities transferred by this Bill to the Institute, may be continued on or after that day by or against the institute.
  - (5) If the law in force at the place where any property transferred by this Bill is situate, provides for the registration or transfer of property of the kind in question (whether by reference as to an instrument of transfer or otherwise), the law shall so far as it provides for alterations of a register (but not for avoidance of transfer, the payment of fees or any other matter) apply with the 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 office of the registration authority, and for that officer to register the transfer accordingly.
- Transfer of Functions, etc.*
2. 1) At its first meeting, the Council of the Institute shall fix a date (not later than seven days after the appointed day) for the annual meeting of the institute.

- (2) The members of the Council of the Incorporated Institute shall be deemed to be the members of the Council of the Institute until the date determined in pursuance of the foregoing sub-paragraph when the Institute shall have its first annual meeting and they shall cease to hold office at the conclusion of such meeting.
- (3) Any person who, immediately before the appointed day, held office as the President or Vice-President of the Council of the Incorporated Institute by virtue of the articles of the Incorporated Institute shall on, that day become the President or, as the case may be, the Vice-President of the Institute and shall be deemed to have been so appointed —
- (a) to that office in pursuance of the provision of this Bill corresponding to the relevant provision in the said articles of the Incorporated Institute; and
- (b) on the date on which he took office or last took office, in pursuance of the relevant provision of those articles.
- (4) The members of the Incorporated Institute shall, as from the appointed day be registered as members of the Institute; and without prejudice to the generality of the provisions of the Schedule relating to the transfer of property, any person who, immediately before the appointed day, was a member or staff of the Incorporated Institute, shall on that day become the holder of an appointment with the Institute with the status, designation and function which correspond as nearly as to those which appertained to him in his capacity as a member or that staff.
- (5) Any person being an office-holder or member of the Council of the Incorporated Institute immediately before the appointed day and deemed under this paragraph to have been appointed to like position in the Institute or of the Council of the Institute who ceased to hold office otherwise than by reason of his misconduct shall be eligible for the appointment to an office in the Institute or to the membership of the Council as the case may be.
- (6) All regulations rules and similar instrument made for the purpose of the Incorporated Institute immediately before the appointed day 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 modifications, as duly made for the corresponding purposes of the Institute (*Hon. Peter Akpatason — Deputy House Leader*).

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

### THIRD SCHEDULE

#### SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL OF THE TRIBUNAL

1. The quorum of the Tribunal shall be four out of which at least two shall be "Chartered Emergency Managers"
2. (1) The Attorney-General of the Federation may make rules as to the selection of members of the Tribunal for the purposes of any proceedings and as to the procedure to be followed and the rules of evidence to be observed in proceedings before the Tribunal.

- (2) The rules in particular provide —
- (a) for securing that notice of the proceedings shall be given at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
  - (b) for determining who in addition to the person aforesaid, shall be party to the proceedings;
  - (c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Tribunal;
  - (d) for enabling any party to the proceedings to be represented by a legal practitioner;
  - (e) subject to the provisions of section 12 (5) of this Bill, as to the costs of proceedings before the Tribunal;
  - (f) for requiring in a case where it is alleged that the person who is in any professional respect, that where the Tribunal adjudge that the allegation has not been proven, it shall record a finding that the person is not guilty of such conduct in respect of the matter to which the allegation relates;
  - (g) for publication in the Gazette notice of any direction of the tribunal which has taken effect providing that a person's name shall be struck off a register.
4. For the purposes 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 Court of Appeal writs of subpoena as testificandum and duces tecum; but no person appearing before the Tribunal shall be compelled —
- (a) to make any statement before the Tribunal tending 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.
4. (1) For the purpose of advising the Tribunal on questions of law arising in proceedings there shall 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 ten years standing.
- (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 provisions for securing that —
- (a) where an 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 a party to the proceedings who appears thereat or, if the advise is tendered while the Tribunal is deliberating in private, that every such party or person as aforesaid shall be informed what advise 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 advise of the assessor on such a question as aforesaid.
- (3) An assessor may be appointed under this paragraph either generally or for any particular proceedings or class of proceedings and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

#### *The Panel*

5. The quorum of the Panel shall be three.
6. (1) The panel may at any meeting of the Panel attended by all the Members of the Panel, make standing orders with respect to the Panel.
- (2) Subject to the provisions of any such standing orders, the Panel may regulate its own procedure.

#### *Miscellaneous*

7. A person ceasing to be a member of the Tribunal or the Panel shall be eligible for reappointment as a member of that body and be a member of both the Tribunal and the Panel but no person who acted as a member of the Panel with respect to any case shall act as a member of the Tribunal with respect to that case.
8. The Tribunal or the Panel may act notwithstanding any vacancy in its membership; and the proceedings of either body shall not be invalidated by any irregularity in its composition if not challenged by a party who has the right to do so.
9. Any expenses of the Tribunal or the Panel shall be defrayed by the Institute (*Hon. Peter Akpatason — Deputy House Leader*).

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

#### **Explanatory Memorandum:**

*(This note does not form part of the above Act but is intended to explain its purpose)*

This Bill basically seeks to establish the Chartered Institute of Emergency, Crisis and Disaster Risk Management of Nigeria charged with the responsibility of advancing the study, training and practice of Emergency, Crisis, Disaster, Safety, Environmental and Risk Management in Nigeria (*Hon. Peter Akpatason — Deputy House Leader*).

*Agreed to.*

#### **Long Title:**

A Bill for an Act to Establish the Chartered Institute of Emergency, Crisis and Disaster Risk Management Charged with the Responsibility of Advancing the Study, Training and Practice of Emergency and Disaster Management and Determining the Standards of Knowledge and Skills to be Attained by Persons Seeking to Become Registered Members of the Institute and for Related Matters (HB. 1707) (*Hon. Peter Akpatason — Deputy House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Provide for Establishment of Chartered Institute of Emergency, Crisis and Disaster Risk Management; and for Related Matters (HB. 1707) and approved Clauses 1 - 23, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

**(iii) Report of the Conference Committee on Federal University of Agriculture, Kabba, (Establishment) Bill:**

*Motion made and Question proposed*, "That the House do consider the Report of the Conference Committee on a Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters" (Hon. Yusuf Ayo Tajudeen — Kabba-Bunu/Ijumu Federal Constituency).

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

REPORT OF THE CONFERENCE COMMITTEE ON A BILL FOR AN ACT TO ESTABLISH FEDERAL UNIVERSITY OF AGRICULTURE, KABBA TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR RELATED MATTERS

**Clause 1: Establishment and Objects of the Federal University of Agriculture, Kabba.**

- (1) There is hereby established the Federal University of Agriculture, Kabba (in this Bill referred to as "the University")
- (2) The University —
  - (a) shall be a body corporate with perpetual succession and a common seal;
  - (b) may sue or be sued in its corporate name; and
  - (c) shall have power to acquire, hold and dispose of movable and immovable property for the purpose of its functions under this Bill (Hon. Peter Akpatason — Deputy House Leader).

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

**Clause 2: Objects of the University.**  
The objects of the University shall be to —

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring higher degrees in Agriculture
- (b) develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate degrees and diplomas in research with emphasis on planning, adaptive, technical, maintenance, developmental and productive skills in Agricultural engineering, livestock, aquatic, horticulture and crop sciences and allied professional disciplines relating to Agriculture with the aim of producing socially mature men and women with capacity and capability not only to understand, use and adapt existing technologies in Agriculture, but also to improve on them and develop new ones;
- (c) utilize Omi Dam to support the faculty of Agriculture and water related courses; aquatic, horticulture and Animal Sciences with available land in Omi, Ejiba- Ogar;
- (d) Faculty of Livestock and Animal Sciences in Egbe, Omi and other faculties where appropriate (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 3: Constitution of the University and its Constituent bodies.**

- (1) The University shall consist of —
  - (a) a Chancellor;
  - (b) a Pro-Chancellor and a Council;
  - (c) a Vice Chancellor and a Senate;
  - (d) a Deputy Vice-Chancellor;
  - (e) a body to be called Congregation;
  - (f) a body to be called Convocation;
  - (g) the campuses and colleges of the University;
  - (h) the faculties, schools, institutes and other teaching and research units of the University;
  - (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subsection;
  - (j) all graduates and undergraduates; and
  - (k) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.



- (2) The First Schedule to this Bill shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely —
  - (a) the Council;
  - (b) the Senate;
  - (c) the Congregation; and
  - (d) the Convocation (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 4: Powers of the University.**

- (1) For the carrying out of its objects as specified in Section 2 of this Bill, the University shall have power to —
  - (a) establish such campuses, colleges, faculties, institutes, schools, extra-mural departments and other teaching and research units within the University as may from time to time seem necessary or desirable, subject to the approval of the National Universities Commission;
  - (b) institute professorships, readerships and associate professorships, lectureships and other posts and offices and to make appointments thereto;
  - (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
  - (d) provide for the residence, discipline and welfare of members of the University;
  - (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
  - (f) award honorary degrees, fellowships or academic titles;
  - (g) demand and receive from any student or any other person attending the University for the purpose of instruction such fees as the University may from time to time determine, subject to the overall directives of the appropriate authority;
  - (h) subject to section 22 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;

- (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;
  - (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
  - (k) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;
  - (l) hold public lectures and undertake printing, publishing and book selling;
  - (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys from the time being un-invested with any bank on deposit or current account;
  - (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
  - (o) make gifts for any charitable purpose;
  - (p) do anything which is authorized or required by this Bill or by any other Statute to do; and
  - (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Bill, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Bill (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

- (1) The Chancellor shall in relation to the University, take precedence before all other members of the University, and when he is present shall preside at all meetings of convocation held for conferring degrees.

- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and except for the Vice-Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall when he is present, be the Chairman at all meetings of the Council (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 6: General Fund of the University.**

- (1) There shall be a general fund of the University which shall consist of the following:
- (i) annual budgetary allocation by the Federal Government through;
  - (ii) appropriation by the National Assembly:
    - (a) grants-in-aid,
    - (b) fees,
    - (c) income derived from investments,
    - (d) gifts, legacies, endowments and donations not accepted for a particular purpose,
    - (e) income derived from the exercise of any functions conferred or imposed on the University by this Bill,
    - (f) any other amounts, charges or dues recoverable by the university,
    - (g) revenue, from time to time, accruing to the University by way of subvention,
    - (h) interest on Investments, and
    - (i) donations and legacies accruing to the University from any source for the general or special purposes of the University
- (2) The general fund shall be applied for the purpose of the University (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

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

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

Provided that if after 28 days of the receipt or delivering to him of such request, the chairman fails or neglects to call a meeting, the Registrar shall within 14 days thereof, cause a meeting of the Council to be convened for that purpose. The request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting  
(Hon. Peter Akpatason — Deputy House Leader).

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

**Clause 8: Functions of the Senate.**

- (1) Subject to section 5 of this Bill and subsections (3) and (4) of this section and to the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.

- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the —
- (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
  - (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
  - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;
  - (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
  - (e) establishment, organization and control of halls of residence and similar institutions in the University;
  - (f) supervision of the welfare of students in the University and the regulation of their conduct;
  - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
  - (h) determination of what description of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department, school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4) (a) Subject to this Bill and the Statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Bill or by Statute.
- (b) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.

- (5) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or another award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 9: Functions of the Vice-Chancellor.**

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Bill, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Bill, the Vice-Chancellor shall have general function, in addition to any other functions conferred on him by this Bill or otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the chief executive and academic officer of the University and *ex-officio* Chairman of the Senate (*Hon. Peter Akpatason — Deputy House Leader*).

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

PART II — TRANSFER OF PROPERTY

**Clause 10: Transfer of property to the University.**

- (1) All property held by or on behalf of the Provisional Council shall, by virtue of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to the transfer of property by this section and to matters arising therefrom and with respect to other matters mentioned in that Schedule (*Hon. Peter Akpatason — Deputy House Leader*).

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

PART III — STATUTES OF THE UNIVERSITY

**Clause 11: Power of the University to make Statues.**

- (1) Subject to this Bill, the University may make Statues for any of the following purposes —
- (a) making provision with respect to the composition and constitution of any authority of the University;
- (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
- (c) regulating the admission of students where it is done by the University, and their discipline and welfare;

- (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
  - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill.
- (2) Subject to section 25 (6) of this Bill, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Act.
  - (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.
  - (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Peter Akpatason — Deputy House Leader*).

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

#### PART III — STATUTES OF THE UNIVERSITY

#### **Clause 12: Power of the University to make Statutes.**

- (1) Subject to this Bill, the University may make Statutes for any of the following purposes —
  - (a) making provision with respect to the composition and constitution of any authority of the University;
  - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
  - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
  - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
  - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill
- (2) Subject to clause 25 (6) of this Bill the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of clause 27 (1) of that Bill.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.

- (4) The power to make Statute conferred by this clause shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 13: Mode of Exercising the Power to Make Statutes.**

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

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

**Clause 14: Proof of Statute.**

A Statute may be proved in any court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice-Chancellor or the Registrar to the effect that the copy is a true copy of a Statute of that University (*Hon. Peter Akpatason — Deputy House Leader*).

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



## PART IV — SUPERVISION AND DISCIPLINE

**Clause 15: The Visitor.**

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It shall be the duty of the bodies and persons comprising the University to —
  - (a) make available to the Visitor, and to any other persons conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and
  - (b) give effect to any instructions consistent with the provisions of this Bill which may be given by the Visitor in consequence of the visitation (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 16: Removal of certain members of the Council.**

- (1) If it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect through the Minister to the President after making such enquiry, if any, as may be considered appropriate, and if the President approves the recommendation he may direct the removal of the person in question from office.
- (2) It shall be the duty of the Minister to use his best endeavours to cause a copy of the instrument embodying a direction under subsection (1) of this section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall —
  - (a) give notice of those reasons to the person in question;
  - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
  - (c) take a decision to terminate or not to terminate the appointment.

- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for —
- (a) a joint committee of the Council and the Senate to review the matter and to report on it to the Council;
  - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating committee with respect to the matter, and if the Council after considering the report of the investigating committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall immediately be reported to the Council.
- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means —
- (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
  - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
  - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; or
  - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to —
- (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
  - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;

- (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
  - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 18: Removal of Examiners.**

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Bill, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.
- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (4) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (5) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 19: Discipline of students.**

- (1) Subject to the provisions of this section, where it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the —

- (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
  - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified;
  - (c) student be rusticated for such period as may be specified in the direction; or
- (2) Where a direction is given under subsection (1) paragraphs (c) or (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.
  - (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.
  - (4) The fact that an appeal from a direction is brought pursuant to subsection (2) of this section shall not affect the operation of the direction while the appeal is pending.
  - (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary board consisting of such members of the University as he may nominate.
  - (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.
  - (7) A direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section (*Hon. Peter Akpatason — Deputy House Leader*).

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

#### PART V — MISCELLANEOUS AND GENERAL PROVISIONS

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

- (1) No person shall be required to satisfy requirements as to any of the following matters, that is to say, race (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a —
  - (a) student in the University;
  - (b) holder of any degree, appointment or employment in the University; or
  - (c) member of anybody established by virtue of this Bill.

- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1) of this section.
- (3) Nothing in subsection (1) of this section shall be construed as preventing the University from imposing any disability or restriction on any of the persons specified in subsection (1) of this section where such persons wilfully refuse or fail on grounds of religious belief to undertake any duty generally and uniformly imposed on all such persons or any group of them which duty, having regard to its nature and the special circumstances, is in the opinion of the University reasonably justifiable in the national interest (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 21: Transfer of Land to the University.**

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, the Government may, by a certificate under the hand and seal of the Sports University of Nigeria Abuja or any other person authorized in that behalf transfer it to the University (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 22: Restriction on Disposal of Land by University.**

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

Provided that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose (*Hon. Peter Akpatason — Deputy House Leader*).

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

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

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 24: Appointment of Committees, etc.**

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a committee established by it to —

- (a) exercise on its behalf, such of its functions as it may determine; and
  - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every Committee of which the members are wholly or partly appointed by the Council (other than a Committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every Committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling —
- (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or
  - (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 25: Miscellaneous Administrative Provisions.**

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor and the affixing of the seal shall —
- (a) in the case of certificates issued by the University, be authenticated by the Vice-Chancellor and the Registrar; and
  - (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorized by Statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.

- (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council without seal.
- (4) The validity of the proceedings of any body established pursuant to this Bill shall not be affected by vacancy in the membership of the body, or by any defect in the appointment of a member of the body or by reason that any person not entitled to do so took part in the proceedings.
- (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
- (6) Nothing in section 12 of the Interpretation Act (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to Statutes or Regulations made pursuant to this Bill.
- (7) The power conferred by this Bill on any body to make Statute or Regulations shall include power to revoke or vary any —
- (a) Statute (including the Statute contained in the Third Schedule to this Bill); or
- (b) regulation by a subsequent Statute or Regulation as the case may be.
- Provided that the Statutes and Regulations may have different provisions in relation to different circumstances.
- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.
- (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post.  
(*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 26: Interpretation.**

- (1) In this Bill —

"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject matter;

"campus" means any campus which may be established by the University;

"college" means any college which may be established by the University;

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University;

"gross misconduct" means any act of misconduct and improper behaviour that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Bill;

"Minister" means the Minister charged with responsibility for Agriculture;

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University;

"notice" means notice in writing;

"officer" does not include the Visitor;

"prescribed" means prescribed by Statute or Regulation made under this Bill;

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by Statute or by Regulations;

"property" includes rights, liabilities and obligations;

"the provisional Council" means the provisional Council appointed for the University by the President with effect from September 2016;

"regulations" means regulations made by the Senate or Council;

"Senate" means the Senate of the University established by the Bill;

"Statute" means a Statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill;

"the Statutes" means all such Statutes as are in force from time to time;

"teacher" means a person holding a full time appointment as a member of the teaching or research staff of the University;

"President" means the President of the Federal Republic of Nigeria;

"Constitution" means the Constitution of the Federal Republic of Nigeria;

"undergraduate" means a person in statu pupillari in the University, other than —

(a) a graduate; and

(b) a person of such description as may be prescribed for the purposes of this definition.

"the University" the Federal University of Agriculture, Kabbia incorporated and constituted by this Bill; and

"the Act" means the Federal University of Agriculture, Kabbia Act.



- (2) Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Clause 27: Short Title.**

This Bill may be cited as the Federal University of Agriculture, Kabba (Establishment) Bill, 2022 (*Hon. Peter Akpatason — Deputy House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

Section 3 (2)

#### PRINCIPAL OFFICERS OF THE UNIVERSITY

##### *The Chancellor*

1. The Chancellor shall be appointed by and hold office at the pleasure of the President.

##### *The Pro-Chancellor*

2. (1) The Pro-Chancellor shall be appointed or removed from office by the President.
- (2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years from the date of his appointment.

##### *The Vice-Chancellor*

3. The procedure for the appointment and removal of the Vice-Chancellor shall be in accordance with the provision of the University (Miscellaneous Provisions) Act 1993 as amended.

##### *Deputy Vice-Chancellor*

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of the University.
- (2) The procedure for the appointment and removal of the Deputy Vice Chancellor shall be in accordance with the provisions of the Universities (Miscellaneous Provisions) Act, 1993 (as amended).
- (3) A Deputy Vice-Chancellor shall —

- (a) assist the Vice-Chancellor in the performance of his functions;
- (b) act in place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
- (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.

*Office of the Registrar, Bursar and University Librarian*

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.
- (2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.
- (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
- (4) There shall be for the University, the following Principal Officers in addition to the Registrar, that is —
- (a) the Bursar; and
  - (b) the University Librarian.

*The Bursar and the University Librarian*

6. (1) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.
- (2) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (3) The Bursar and the University Librarian —
- (a) shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

*Other Officers of the University*

7. There shall be for the University, a Director of Works, who shall be responsible to the Vice-Chancellor for the administration of the Works Department. He shall be responsible for all works, services and maintenance of University facilities.

*Director of Health Services*

8. There shall be for the University, a Director of Health Services, who shall be responsible to the Vice Chancellor for the administration of the Health Centre. He shall be the Chief Medical Officer of the University and shall coordinate all matters relating to the health of all staff and students.

*Resignation and re-appointment*

9. (1) Any officer mentioned in the foregoing provisions of this schedule may resign his office in —
- (a) the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
  - (b) the case of the Vice-Chancellor by notice to the Council which shall immediately notify the Minister; and
- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Peter Akpatason — Deputy House Leader*).

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

## SECOND SCHEDULE

Section 10 (2)

## TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

*Transfer of Property to the University*

1. Without prejudice to the generality of Section 10 (1) of this Bill —
- (a) the reference in the subsection to property held by the provisional Council and the University shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional Council and the University; and
  - (b) all outstanding debts and liabilities of the provisional Council shall become debts and liabilities of the University established by this Bill.
2. (1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University established by this Bill had been a party to it in place of the provisional Council.
- (2) Documents not falling within sub-paragraph (1) above, including enactments, which refer whether specially or generally to the provisional Council shall be construed in accordance with that subparagraph so far as applicable.
- (3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the University established by this Bill.

*Registration of Transfers*

3. (1) If the law in force at the place where any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
- (2) It shall be the duty of the body to which any property is transferred by this Bill to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.
4. (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
- (2) The persons who were members of the provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Bill must have been duly constituted.
- (3) The first meetings of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
- (4) The persons who were members of the Senate immediately before the coming into force of this Bill shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule of this Bill must have been duly constituted.
- (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the faculties, faculty boards and students of the University immediately before the coming into force of this Bill shall on that day become faculties, faculty boards and students of the University as established by this Bill.
- (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Bill.
5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor (*Hon. Peter Akpatason — Deputy House Leader*).

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

## THIRD SCHEDULE

Section 11 (3)

## FEDERAL UNIVERSITY OF AGRICULTURE, KABBA STATUTE NO. 1

*Articles*

1. The Council.
2. Finance and General Purpose Committee
3. The Senate.
4. The Congregation.
5. Convocation.
6. Organization of Faculties and the Branches thereof.
7. Faculty Board.
8. The Dean of the Faculty.
9. Selection of Certain Principal and other key officers.
10. Creation of Academic Post.
11. Appointment of Academic Staff.
12. Appointment of Administrative and Technical Staff.

*The Council*

1. (1) Any member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill may, by notice to the Council resign his office.
- (2) A member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.
- (3) Where a member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.
- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member pursuant to Section 6 (d) and (e) of this Bill.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and subject to section 5 of this Bill and the provisions of this paragraph the Council may regulate its own procedure.
- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Bill shall have a four year tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt,

it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.

- (9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

*The Finance and General Purpose Committee*

2. (1) The Finance and General Purpose Committee of the Council shall consist of —
- (a) the Pro-Chancellor, who shall be the Chairman of the committee at any meeting at which he is present;
  - (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
  - (c) six other members of the Council appointed by the Council two of whom shall be selected from among the four members of the Council appointed by the Senate and one of whom shall be selected from among members of the Council appointed by the congregation; and
  - (d) the Permanent Secretary, Federal Ministry of Agriculture or, in his absence, such member of his Ministry as he may designate to represent him.
- (2) The quorum of the Committee shall be six.
- (3) Subject to any directions given by the Council, the committee may regulate its own procedure.

*The Senate*

3. (1) There shall be a Senate for the University consisting of:
- (a) the Vice-Chancellor;
  - (b) the Deputy Vice-Chancellor;
  - (c) all Professors of the University;
  - (d) all Deans, Provosts and Directors of Academic units of the University;
  - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
  - (f) the University Librarian; and
  - (g) academic members of the congregation who are not Professors as specified in the Laws of the University.
- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.

- (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to paragraph (2) above the Senate may regulate its own procedure.
- (4) If so requested in writing by any ten members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.

*Congregation*

4. (1) Congregation shall consist of —
  - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
  - (b) the full time members of the academic staff;
  - (c) the Registrar;
  - (d) the Bursar; and
  - (e) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying —
  - (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
  - (b) the names of the persons who are members of Congregation during a particular period,shall be conclusive evidence of that number or as the case may be of the names of those persons.
- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as may be provided by Statute or Regulations.

*Convocation*

5. (1) Convocation shall consist of —
- (a) the Officers of the University mentioned in Schedule 1 to this Bill;
  - (b) all teachers within the meaning of this Bill; and
  - (c) all other persons whose names are registered in accordance with paragraph (2) below.
- (2) A person shall be entitled to have his name registered as a member of convocation if he —
- (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
  - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and, subject to paragraph (3) below, may provide for the payment from time to time of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph (1) (a) or (b) of this paragraph are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of convocation shall be fifty or one-third (or the whole number nearest to one-third) of the total number of members of convocation whichever is less.
- (8) Subject to section 5 of this Bill, the Chancellor shall be chairman at all meetings of convocation when he is present, and in his absence the Vice Chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute.



*Organisation of Faculties and Branches thereof*

6. Each Faculty shall be divided into such number of branches as may be prescribed.
7. (1) There shall Be established in respect of each Faculty, a Faculty Board, which, subject to the provisions of this Bill, and subject to the directions of the Vice-Chancellor, shall —
- (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
  - (b) deal with other matters assigned to it by Statute, by the Vice-Chancellor or by the Senate; and
  - (c) advice the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consists of —
- (a) the Vice-Chancellor;
  - (b) the persons severally in charge of the branches of the faculty;
  - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
  - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the members of the Board for the time being whichever is greater.
- (4) Subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate its own procedure.

*The Dean of the Faculty*

8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years. He will be eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.
- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and it shall be the function of the Dean to present

- to the convocation for the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the Committee by the Senate.
  - (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
  - (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Bill.

*Selection of Certain Principal and other key Officers*

9. (1) When a vacancy occurs in the Office of the Registrar, Bursar, the University Librarian, Director of Works or Director of Health Services, a Selection Board shall be constituted by the Council and shall consist of —
  - (i) the Pro-Chancellor;
  - (ii) the Vice-chancellor;
  - (iii) two members appointed by the Council, not being members of Senate; and
  - (iv) two members appointed by the Senate not being members of Council.
- (2) The Selection Board, after making such inquiries as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Board the Council may make an appointment to that office.
- (3) A person appointed to the office of Director of Works or Director of Health Services shall hold office for such period and on such terms and conditions as may be specified in his letter of appointment.

*Creation of Academic Post*

10. Recommendation for the creation of posts other than those mentioned in paragraph 9 of this Schedule shall be made by the Senate to the Council through the Finance and General Purposes Committee.

*Appointment of Academic Staff*

11. Subject to this Bill and the Statutes derived from it, the filling of vacancies in academic posts (including newly created ones) shall be as prescribed from time to time by Statutes.

*Appointment of Administrative and Technical Staff*

12. (1) The administrative and technical staff of the University, other than those mentioned in paragraph 9 of this schedule shall be appointed by the Council or on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.
- (2) In the case of administrative or technical staffs that have close and important contacts with the academic staff, there shall be Senate participation in the process of selection (*Hon. Peter Akpatason — Deputy House Leader*).

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

**Explanatory Memorandum:**

This Bill Seeks to Establish the Federal University of Agriculture Kabba as a Centre for Imparting Agricultural Knowledge and Research with Emphasis on Planning, Adaptive, Technical, Maintenance, Development and Productive Skills in Agricultural Engineering, Livestock, Aquatic, Horticulture and Crop Sciences and Allied Professional Disciplines Relating to Agriculture (*Hon. Peter Akpatason — Deputy House Leader*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish Federal University of Agriculture, Kabba to Make Comprehensive Provisions for its Due Management and Administration; and Other Matters Connected Therewith (*Hon. Peter Akpatason — Deputy House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Conference Committee on a Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters and adopted the Conference Report.

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

- (iv) **Committee on Tertiary Education and Services:**  
*Motion made and Question proposed, "That the House do consider the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Establish Chartered Institute of Islamic Finance Professionals to Regulate the Activities of Members of the Profession; and for Related Matters (HB. 457)" (Hon. Aminu Suleiman — Fagge Federal Constituency).*

*Agreed to.*

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

## (HOUSE IN COMMITTEE)

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF ISLAMIC FINANCE PROFESSIONALS TO REGULATE THE ACTIVITIES OF MEMBERS OF THE PROFESSION AND FOR RELATED MATTERS (HB. 457)

## PART I — PRELIMINARY

**Committee's Recommendation:****Clause 1: The Objects .**

The objects of the Chartered Institute of Islamic Finance Professionals shall be to:

- (a) determining the standard of knowledge and skill to be attained by persons seeking to become registered members of the Institute and raising those standards from time to time as circumstances may permit;
- (b) offer financing and banking needs to Muslims and regulate the activities of the chartered practitioners;
- (c) further develop, strengthen, foster and promote the use of Islamic principles, laws, and traditions in all Islamic banking and financial transactions, Islamic business and other related areas;
- (d) promote and strengthen the establishment of Islamic investment companies or other Islamic business enterprises in accordance with sharia law;
- (e) ensuring that the financing and practice of the Institute practitioners engaged in Islamic Institutions conform to Shariah practice, in principle as well as ethical practice;
- (f) providing consultancy services on Islamic Investment financing and business opportunities;
- (g) holding conference, workshops, seminars, and symposia on contemporary economic issues, investment opportunities and commercial transactions;
- (h) securing in accordance with the provisions of this Bill, the establishment and maintenance of a register of members, and the publication from time to time of the list of those members;
- (i) performing any other duties as the Institute may deem fit from time to time  
*(Hon. Aminu Suleiman — Fagge Federal Constituency).*

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

**Committee's Recommendation:****Clause 2: Establishment of the Chartered Institute of Islamic Finance Professionals.**

- (1) There is hereby established a body to be known as the Chartered Institute of Islamic Finance Professionals (in this Bill referred to as *the institute*) which shall be a body corporate under that name and be charged with the general duty of:

- (a) determining what standards of knowledge and skill are to be attained by persons seeking to become chartered members of the Institute and raising those standards from time to time as circumstances may permit;
  - (b) securing in accordance with the provisions of this Bill the establishment and maintenance of a register of honorary fellows, associate members, fellows, graduate members, ordinary members and students of the profession and the publication from time to time of the lists of those persons; and
  - (c) performing through the Council established by section 3 of this Bill the functions conferred on it by this Bill.
- (2) The Institute shall have perpetual succession and a common seal which shall be kept in such custody as the Council may, from time to time, authorize.
- (3) The Institute may sue and be sued in its corporate name and may, subject to the Land Use Act, hold, acquire and dispose of any property, movable or immovable.
- (4) Subject to the provisions of this Bill, members admitted to the Institute shall be enrolled as members of the profession in the category of:
- (a) fellows; or
  - (b) graduate members; or
  - (c) associates; or
  - (d) honorary members; or
  - (e) honorary fellows.
- (5) A person accorded by the Council under this Bill status as a Chartered Member of the Institute shall be entitled to the use of that name and shall be enrolled as:
- (a) a fellow:
    - (i) if he satisfies the Council that for a continuous period of five years immediately preceding the application he has been in continuous active practice as an Islamic Finance Professional,
    - (ii) if he is the holder of a certificate of the examination of the Institute and approved professional qualification,
    - (iii) if he is otherwise considered by the Council to be a fit person to be so enrolled;
  - (b) a graduate member:

- (i) if he is the holder of a certificate of the examination of the Institute and approved academic professional qualification, and
- (ii) if he is otherwise considered by the Council to be a fit person to be so enrolled;
- (c) an associate:
  - (i) if for a continuous period of not less than three years immediately preceding the application (the period of membership of the Institute in the discretion of the Council, counting in that behalf) he has been enrolled as an associate, and
  - (ii) if he is otherwise considered by the Council to be a fit person to be so enrolled.
- (6) An honorary fellow or an honorary member of the Institute shall be a person admitted as such by a resolution of the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 3: Election of President and Vice-Presidents of the Institute.**

- (1) There shall be for the Institute a President and two Vice-Presidents who shall be fellows of the Institute, to be elected by the Council and hold office each for a term of five years from the date of election.
- (2) The President shall be the chairman at meetings of the Institute, so however that in the event of the death, incapacity or inability for any reason of the President, the first Vice-President shall act in his stead for the unexpired portion of the term of office, or as the case may require, and references in this Bill to the President shall be construed accordingly.
- (3) The President and one of the Vice-Presidents shall respectively be chairman and vice-chairman of the Council established by section 3 of this Bill.
- (4) If the President or Vice-President ceases to be a member of the Institute he shall also factio cease to hold any of the offices designated under this section (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 4: Governing Council of the Institute and membership, etc.**

- (1) There is hereby established for the Institute a Governing Council of the Institute, (in this Bill referred to as the "Council") which shall be charged with responsibility for the administration and general management of the Institute.

- (2) The Council shall consist of the following members, that is:
- (a) the President of the Institute, who shall be the chairman;
  - (b) the two Vice-Presidents of the Institute;
  - (c) a representative of the Securities and Exchange Commission;
  - (d) a representative of the Bankers Committee;
  - (e) a representative of the Nigerian Bar Association ;
  - (f) a representative of the National Insurance Association;
  - (g) a representative of the Nigerian Stock Exchange;
  - (h) a representative of the Committee of Vice Chancellors;
  - (i) persons to be elected by the Institute;
  - (j) two persons to represent institutions of higher learning in Nigeria offering courses leading to an approved qualification to be appointed by the President;
  - (k) a representative each of the following Ministries, and Agencies that is:
    - (i) Finance,
    - (ii) Education,
    - (iii) Women Affairs and Youth Development, and
    - (iv) the Central Bank of Nigeria;
  - (l) past Presidents of the Institute who shall be entitled to serve on the Council for a maximum period of three years from the expiration of their terms of office as President of the Institute.

**First Schedule.**

- (3) The provisions of the First Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and the other matters therein mentioned (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 5**

**Fund of the Council.**

- (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 pursuance of this Bill; and
  - (b) such moneys as may be payable to the Council in the course of the discharge of its functions under this Bill.
- (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 employees of the Institute; and
  - (c) such reasonable travelling and subsistence allowances of members of the Council in respect of the time spent on the duties of the Institute, as the Council may, with the approval of the President.
- (4) The Council may invest moneys in the Halaal fund in any security created or issued by or on behalf of the Government of the Federation or in any other securities in as may be approved by the Council.
- (5) The Council shall keep proper accounts on behalf of the Institute in respect of each year and proper records in relation to those accounts; and the Council shall cause the accounts to be audited by an auditor appointed by the Council.
- (6) The auditor, appointed for the purposes of this section, shall not be a member of the Institute (*Hon. Aminu Suleiman — Fajge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 6: Appointment of Registrar, etc., and preparation of register.**

- (1) It shall be the duty of the Council to appoint a fit and proper person, who shall be a member of the Institute, to be the Registrar for the purposes of this Bill, and such other persons as the Institute may, from time to time, think necessary.
- (2) It shall be the duty of the Registrar to prepare and maintain, in accordance with rules made by the Council, a register of names, addresses and approved qualifications and of such other particulars as may be specified in the rules, of all persons who are entitled in accordance with the provisions of this Bill to be registered as members of the profession in the category of fellows, graduate members, associates, honorary members, honorary fellows and students and ordinary members and, who, in the manner prescribed by such rules, apply to be so registered.
- (3) The register shall consist of five parts of which the first part shall be in respect of honorary fellows, the second part shall be in respect of fellows,



- the third part shall be in respect of associate members, the fourth part in respect of student members, the fifth part shall be in respect of graduate members.
- (4) 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 entries therein and in particular:
- (a) regulating the making of applications for registration and providing for the evidence to be produced 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) authorising an enrolled or a registered person to have any qualification which is in relation to the relevant division of the profession, either an approved qualification for the purposes of this Bill registered in relation to his name in addition to or, as he may elect, in substitution for any other qualifications so registered;
  - (d) specifying the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the register, and authorising the Registrar to refuse to enter a name on the register until any fee specified for the entry has been paid;
  - (e) specifying anything falling to be specified under the foregoing provisions of this section.
- (5) Any rules made for the purposes of paragraph (d) of subsection (4) of this section, shall not come into force until they are confirmed at a special meeting of the Institute convened for the purpose or at the next annual general meeting, as the case may be.
- (6) 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 an entry which was incorrectly made;
  - (b) to make, from time to time, any necessary alteration to the registered particulars of registered persons;
  - (c) to record the names of members of the Institute who are in default for more than six 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.

- (7) If the Registrar:
- (a) sends by post to any registered person a registered letter addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within the period of six months from the date of posting it; and
  - (b) upon the expiration of that period, sends in the like manner to the person in question a second similar letter and receives no reply to that letter within three months from the date of posting it, the Registrar may remove the particulars relating to the person in question from the register:

Provided that the Council may, for any reason which seems to it sufficient, direct the Registrar to restore to the appropriate part of the register any particulars removed therefrom under this subsection  
(Hon. Aminu Suleiman — Fagge Federal Constituency).

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

**Committee's Recommendation:**

**Clause 7: 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 out on sale to members of the public not later than two 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 a 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 lists 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 purporting to be prints 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 mode of proof) be admissible in any proceedings 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 is in any proceedings shown to have been or not to have been registered at a particular

date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be or not to be so registered (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

*Committee's Recommendation:*

**Clause 8 Registration of chartered members of the profession.**

- (1) Subject to section 13 of this Bill and to rules made under section 5 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 recognised or conducted by the Council under this Bill and completes the practical training prescribed; or
  - (b) he holds a qualification granted and for the time being accepted by the Institute and satisfies the Council that he has had sufficient practical experience as a professional Islamic Finance Practitioner; or
  - (c) he holds a qualification granted outside Nigeria and for the time being accepted by the Institute and is by law entitled to practice for all purposes as a professional Islamic Finance expert in the country in which the qualification was granted.
- (2) An applicant for registration under this Bill shall, in addition to evidence of qualification, satisfy the Council that:
  - (a) he is of good character;
  - (b) he has attained the age of 21 years; and
  - (c) he has not been convicted in Nigeria or elsewhere of an offence involving fraud or dishonesty.
- (3) The Council may, in its sole discretion, provisionally accept a qualification produced in respect of an application for registration under this section, or direct that the application be renewed within such period as may be specified in the direction.
- (4) Any entry directed to be made in the register under subsection (3) of this section, shall show that the registration is provisional and no entry so made shall be converted to full registration without the consent of the Council, signified in writing in that behalf.
- (5) The Council shall, from time to time, publish in the Gazette particulars of qualifications for the time being acceptable for registration by the Institute (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

*Committee's Recommendation:***Clause 9: Approval of qualifications, etc.**

- (1) The Council may approve any qualification for the purposes of this Bill and may for those purposes approve:
  - (a) any course of training at an approved institution which is intended for persons who are seeking to become or are already members of the profession and which the Council considers is designed to confer on persons completing it sufficient knowledge and skill for the practice of that profession;
  - (b) any qualification which, as a result of examination taken in conjunction with the course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination, indicating in the opinion of the Council, that the candidates have 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 the person in Nigeria appearing to the Council to be a person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
  - (b) afford such person an opportunity of making to the Council representations with regard to the proposal; and
  - (c) take into consideration any representations made as respects the proposal in pursuance of paragraph (b) of this subsection.
- (3) As regards any period during which the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section; but the withdrawal of 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 Gazette; and
  - (b) not later than seven days before its publication, send a copy of the instrument to the President (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 10: Supervision of instructions, etc.**

- (1) The Council shall, subject to the provisions of section 11 of this Bill, keep itself informed of the nature of:
  - (a) the instructions given at approved institutions to persons attending approved courses of training; and
  - (b) the examinations 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 own members or otherwise, persons to visit approved institutions or to attend such examinations.
- (2) It shall be the duty of the person appointed under subsection (1) of this section to report to the Council on:
  - (a) the sufficiency or otherwise of the instruction given to persons attending approved courses of training at 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 institutions or examinations on which the Council may, either generally or in a particular case, request him to report, but no person shall interfere with the giving of any instruction or the holding of any examination.
- (3) On receiving a report made in pursuance of this section, the Council may, if it thinks fit and shall, if so required by the Institute, send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates; requesting that person to make observations or report to the Council within such period as may be specified in the request, not being less than one month beginning with the date of the request (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 11: Establishment of Disciplinary Tribunal and Investigating Panel.**

- (1) There shall be a tribunal to be known as the Institute of Chartered Islamic Finance Professionals 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 Investigating Panel established under subsection (3) of this section, and any other case of which the Tribunal has cognisance under the following provisions of this Bill.
- (2) The Tribunal shall consist of the President and six other members of Council appointed by the Council out of which two of the members including the President shall be vast in sharia law.

- (3) There shall be a body, to be known as the Institute of Chartered Islamic Finance Professionals 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 where it is alleged that a member of the profession has misbehaved in his capacity as such a member or should for any other reason be the subject of proceedings before the Tribunal; or
  - (b) deciding whether the case should be referred to the Tribunal; or
  - (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 four members of the Council and one member who is not a member of Council and at least two of the members shall be vast in sharia law.

**Second Schedule.**

- (5) The provisions of the Second Schedule 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 in Islamic finance (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 12: Penalties for unprofessional conduct.**

- (1) Where:
- (a) person registered under this Bill is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect as it relates to Islamic finance;
  - (b) a person registered under this Bill is convicted, by any court in Nigeria or elsewhere by any court 'or tribunal having power to award punishment for an offence (whether or not such offence is punishable with imprisonment) which in the opinion of the Tribunal is incompatible with the status of a member of the profession; or
  - (c) the Tribunal is satisfied that the name of any person has been fraudulently registered, the Tribunal may, if it thinks fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Tribunal may, if it thinks fit, defer its decision as to the giving of a 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 one 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 purposes 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 twenty-eight days from the date 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 be given as to the costs of the appeal and of proceedings before the Tribunal, the Tribunal shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.
- (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 direction within the time limited for such an appeal, or on the expiration of that time or
  - (b) such an appeal is brought and is withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal;
  - (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 be specified in the direction (*Hon. Aminu Suleimu Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 13: Application of Act to un-enrolled persons.**

- (1) Any person not being a member of the Incorporated Institute who, but for the provisions of this Bill, would have been qualified to apply for and obtain membership

the Incorporated Institute may, within a period of three months from the commencement of this Bill, apply for the membership of the Institute in such a manner as may be prescribed by the Council.

- (2) Where an application under subsection (1) of this section is approved by the Council, the applicant shall be registered, as the case may be, according to his qualification (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 14: Rules as to articles, etc.**

- (1) The Council may make rules for:
- (a) the training of registered members of the profession and of suitable persons in professional practice; or
  - (b) the supervision and regulation of the 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 annual renewal of a student's hip and for such purpose, different amounts may be prescribed by the rules for a fellow, graduate member, associate, honorary member, honorary fellow or student of the Institute;
  - (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 chartered member of the profession in default of payment of the amount of the annual subscription where the default 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 period of 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 directs, be published in the Gazette (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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



**Committee's Recommendation:****Clause 15: Provision of library.**

The Institute shall:

- (a) provide and maintain a library comprising books and publications for the promotion and advancement of knowledge of the profession, and such other books and publications as the Council may think necessary for that purpose: and
- (b) encourage research into Islamic Finance allied subjects to the extent that the Council may, from time to time, determine (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:****Clause 16: Regulations and rules.**

Rules made for the purposes of this Bill shall be subject to confirmation by the Institute at its next annual meeting or at any special meeting of the Institute convened for the purpose, and if then annulled shall cease to have effect on the day after the date of annulment, but without prejudice to anything done in pursuance or intended pursuance of any such rules (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:****Clause 17: Offences and penalties.**

- (1) If any person, for the purpose of procuring the registration of any name, qualification or other matter:
  - (a) makes a statement which he believes to be false in a material particular; or
  - (b) recklessly makes a statement which is false in a material particular, he is guilty of an offence.
- (2) If, on or after the coming into force of this Bill, any person who is not a member of the Institute practices as a member or uses any name, title, addition or description implying that he is a member of the Institute, he is guilty of an offence.
- (3) In the case of a person referred to in section 12 of this Bill:
  - (a) the provisions of subsection (2) of this section shall not apply in respect of anything done by him during the period of three months mentioned in that section; and
  - (b) if within that period he duly applies for membership of the Institute, then unless within that period he is notified that his application has not been approved, 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 which he is registered or is notified as aforesaid.

- (4) If the Registrar or any other person employed by or on behalf of the Institute willfully makes any falsification in any matters relating to the register, he commits an offence.
- (5) A person guilty of an offence under this section is liable to:
- (a) on summary conviction, to a fine of an amount not exceeding ₦50,000 or
- (b) on conviction of indictment, to a fine of an amount not exceeding ₦200,000 or to imprisonment for a term not exceeding two years, or to both fine and imprisonment.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of or to be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he, as well as the body corporate, shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 18: 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 assurance, vest in the Institute and be held by it for the purposes of the Institute established;
- (b) the Incorporated Institute shall cease to exist; and
- (c) subject to subsection (2) of the section, any act or thing made or done by the Incorporated Institute shall be deemed to have been made or done by the Institute established by this Bill.
- (2) The provisions 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 the other matters mentioned therein (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 19: Interpretation.**

In this Bill, unless the context otherwise requires:

"Council" means the Council established as the governing body of the Institute under section 3 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Fees" includes annual subscriptions (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Incorporated Institute" means the Institute of Islamic Finance Professionals incorporated under the Companies and Allied Matters Act [Cap. C20] (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Institute" means the Institute of Chartered Islamic Finance Professionals established under section 1 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Member" means a member of the Council and includes the President and Vice-Presidents (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Minister" means the Minister responsible for Finance in the Federation; "Panel" has the meaning assigned thereto by section 10 of this Bill; (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"President" and "Vice-President" mean respectively the office holders under those names in the Institute (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

*Question that the meaning of the words "President" and "Vice-President" be as defined in the interpretation to this Bill — Agreed to.*

"Register" means the register maintained in pursuance of section 5 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

"Tribunal" has the meaning assigned thereto by section 10 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

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

**Committee's Recommendation:**

**Clause 20: Short Title.**

This Bill may be cited as the Institute of Chartered Islamic Finance Professionals Bill, 2022 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

## SCHEDULES

### FIRST SCHEDULE

[Section 3 (3)]

#### SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

##### *Qualifications and Tenure of Office of Members*

1. (1) Subject to the provisions of this paragraph, a member of the Council shall hold office for a period of five years beginning with the date of his appointment or election.
- (2) In the case of a person who is a member by virtue of having been President of the Institute, he shall hold office for a period of three years from the date of his having ceased to be President of the Institute.
- (3) Any member of the Institute who ceases to be a member thereof shall, if he is also a member of the Council, cease to hold office on the Council.
- (4) Any elected member may, by notice in writing under his hand addressed to the President of the Institute, resign his office, and any appointed member may, with the consent of the President, in the same manner resign his office.
- (5) 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 re-appointed.
- (6) Members of the Council shall at its meeting next before the annual meeting of the Institute arrange for the five members of the Council appointed or elected and longest in office to retire at that annual meeting.
- (7) Elections to the Council shall be held in such manner as may be prescribed by rules made by the Council, and until so prescribed; they shall be decided by a show of hands.
- (8) If for any reason there is a vacation of office by a member:
  - (a) and such member was appointed by the President, the President shall appoint another fit and proper person to replace such member;

- (b) and the 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, co-opt some fit and proper person for such time as aforesaid

*Powers of Council*

2. 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.
3. (f) Subject to the provision of this Bill, the Council may in the name of Institute make standing orders regulating the proceeding of the Institute, the Councilor any of the institute Committee.
- (i) The standing orders shall provide for decisions to be taken by a majority of the member, and in the event of equality of vote, the President of the Institute or the Chairman, as the case may be, shall have a second or casting vote.
- (ii) The standing orders make for a committee shall provide that the committee report back to the council on any matter referred to it by the council.
4. The quorum of the council shall be seven and quorum of the committee of the council shall be determined by the council.

*Meeting of the Institute*

5. (1) The Council shall convene the annual meeting of the Institute on 30 September in every year or on such other day as the Council 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.
- (2) A special meeting of the Institute may be convened by the Council at any time; and if not less than twenty members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the objects 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 ten members and that of any special meeting of the Institute shall be fifteen members.

*Meeting of the Council*

6. (1) Subject to the provisions 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 seven other members, he shall summon a meeting of the Council to be held within seven days from the date on which the notice is given.
- (2) At any meeting of the Council, the chairman or, in his absence, the vice-chairman shall preside; if both are absent, the members present at the meeting shall appoint one of their member to preside at that meeting.

- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit; but a person who is 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 provisions of this paragraph, the first meeting of the Council shall be summoned by the President, who may give such directions as he thinks fit as to the procedure which shall be followed at the meeting.

#### *Committees*

7. (1) The Council may appoint one or more committees to carry out on behalf of the Institute or of the 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 and a person other than a member of the Council shall hold office on the Committee in accordance with the terms of the instrument by which he is appointed.
- (3) A decision of a committee of the Council shall be of no effect until it is confirmed by the Council.

#### *Miscellaneous*

8. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President of the Institute or of some other member of the Council authorised generally or specially by the Institute to act for that purpose.
  - (2) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or of the Council as the case may require, by any person generally or specially authorised 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 proved, be deemed to be so executed.
9. The validity of any proceedings of the Institute or the Council or of a 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 or 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 proceedings.
  10. Any member of the Institute or of the Council, and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council on behalf of the Institute, or on behalf of the Council or a committee thereof, shall forthwith disclose his interest to the President of the Institute or to the Council, as the case may be, and shall not vote on any question relating to the contract or arrangement (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

## SECOND SCHEDULE

[Section 10 (5)]

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY  
TRIBUNAL AND INVESTIGATING PANEL OF THE INSTITUTE

1. The quorum of the Tribunal shall be four of whom at least two 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 purposes of any proceedings 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 provide:
    - (a) for securing that notice of the proceedings shall be given at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
    - (b) for determining who in addition to the person aforesaid, shall be party to the proceedings;
    - (c) for securing that any party to the proceedings shall, if so required, be entitled to be heard by the Tribunal;
    - (d) for enabling any party to the proceedings to be represented by a legal practitioner;
    - (e) subject to the provisions of section 11 (7) of this Bill, as to the costs of proceedings before the Tribunal;
    - (f) for requiring in a case where it is alleged that the person who is subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Tribunal adjudges that the allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegations relates;
    - (g) for publication in the Gazette notice of the direction of the Tribunal which has taken effect providing that a person's name shall be struck off the register.
3. For the purposes 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 Court of Appeal writs of subpoena ad testificandum and duces tectum; but no person appearing before the Tribunal shall be compelled:
  - (a) to make any statement before the Tribunal tending 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.

4. For the purpose of advising the Tribunal on questions of law especially sharia law arising from the proceedings before it, there shall in all 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 ten years' experience in Sharia law.

*Functions of assessors*

5. (1) 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 provisions for securing that:
- (a) where an 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 person representing a 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.
- (2) An assessor may be appointed under this paragraph either generally or for any particular proceedings or class of proceeding and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

*The Panel*

6. The quorum of the Panel shall be three.
7. (1) The Panel may, at any meeting of the Panel attended by all the members of the Panel, make standing orders with respect to the Panel.
- (2) Subject to the provisions of any such standing orders, the Panel may regulate its own procedure.

*Miscellaneous*

8. (1) A person ceasing to be a member of the Tribunal or the Panel shall be eligible for re-appointment as a member of that body.
- (2) A person may, if otherwise eligible, be a member of both the Tribunal and the Panel; but no person who acted as a member of the Panel with respect to any case shall act as a member of the Tribunal with respect to that case.
9. The Tribunal or the Panel may act notwithstanding any vacancy in its membership; and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body, or (subject to paragraph 8 (2) of this Schedule) by reason of the fact that any person who was not entitled to do so took part in the proceedings of that body.
10. Any document authorised or required by virtue of this Bill to be served on the Tribunal or the Panel shall be served on the Registrar appointed in pursuance of section 5 of this Bill.



11. Any expenses of the Tribunal or the Panel shall be defrayed by the Institute (*Hon. Aminu Saleiman — Fagge Federal Constituency*).

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

### THIRD SCHEDULE

[Section 17 (2)]

#### TRANSITIONAL PROVISIONS AS TO ASSETS AND LIABILITIES

##### *Transfer of assets and liabilities*

1. (1) Every agreement to which the Incorporated Institute was a party immediately before the commencement of this Bill, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations there under 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 these sub-paragraphs, have effect from the commencement of this Bill so far as it relates to assets and liabilities transferred by this Bill 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 as respects anything falling to be done on or after the commencement of this Bill a reference to the Institute;
  - (c) for any reference, however worded and whether express or implied, to a member or members of the Council of the Incorporated Institute or an officer of the Incorporated Institute, there were substituted, as respects anything falling to be done on or after the commencement of this Bill, a reference to a member or members of the Council under this Bill or the officer of the Incorporated Institute corresponds as nearly as may be to the member or officer in question of the Incorporated Institute.
- (2) Other documents which refer, whether specially or generally, to the Incorporated Institute shall be considered in accordance with subparagraph (1) of this paragraph so far as applicable.
- (3) Without prejudice to the generality of the foregoing provisions of this Schedule, where, by the operation of section 17 of this Bill, any right, liability or obligation vests in the Institute, the Institute and all other persons shall, as from the commencement of this Bill, have the same rights, powers 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 proceeding or application to any authority pending on the commencement of this Bill by or against the Incorporated Institute and relating to assets or liabilities transferred by this Bill to the Institute may be continued on or after that day by or against the Institute.

2. At the commencement of this Bill, any person holding any paid appointment in the Incorporated Institute shall hold a corresponding appointment in the Institute on the same terms and conditions as to tenure and otherwise but shall not be entitled to receive remuneration both from the Incorporated Institute and from the Institute in respect of the same period of service (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

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

**Explanatory Memorandum:**

This Bill seeks to Establish the Chartered Institute of Islamic Finance Professionals to regulate the activities of the Members of the profession (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish the Chartered Institute of Islamic Finance Professionals to Regulate the Activities of Members of the Profession and for Related Matters (HB. 457) (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Establish Chartered Institute of Islamic Finance Professionals to Regulate the Activities of Members of the Profession; and for Related Matters (HB. 457) and approved Clauses 1 - 20, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

**(v) Committee on Commerce:**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Commerce on a Bill for an Act to Establish Institute of Strategic Management of Nigeria Empowered with the Responsibility, amongst Others, to Regulate and Determine the Standards of Knowledge, Skills and Qualification of Persons seeking to become professional Strategic Managers in Nigeria; and for Related Matters (HB. 1024)" (Hon. Julius Femi Fakeye — Boluwaduro/Ifedayo/Ila Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE INSTITUTE OF STRATEGIC MANAGEMENT OF NIGERIA EMPOWERED WITH THE RESPONSIBILITY, AMONGST OTHERS TO REGULATE AND DETERMINE THE STANDARD OF KNOWLEDGE, SKILL AND QUALIFICATION OF PERSONS SEEKING TO BECOME PROFESSIONAL STRATEGIC MANAGERS IN NIGERIA AND FOR OTHER RELATED MATTERS (HB. 1024)

PART I — ESTABLISHMENT OF THE INSTITUTE OF STRATEGIC MANAGEMENT OF NIGERIA

*Committee's Recommendation:*

Clause 1

**Establishment of the Institute of Strategic Management of Nigeria.**

- (1) There is established the Institute of Strategic Management 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 (to be kept in such custody as the Council may direct);
  - (b) may sue and be sued in its corporate name; and
  - (c) may, subject to the Land Use Act, acquire, hold and dispose of any property; movable or immovable.
- (3) The Institute shall have the general duty of:
  - (a) determining the skill and knowledge to be attained by any person seeking to become professional Strategic Managers and raising those standards from time to time as determined by circumstances;
  - (b) securing in accordance with the provisions of this Bill, the establishment and maintenance of a Register of members of the "Institute" and publication from time to time of persons contained therein;
  - (c) organising and conducting professional examinations for intending professional Strategic Management Practitioners in Nigeria;
  - (d) maintaining and upholding the ethics of professional Strategic Management practice from time to time;
  - (e) regulating professional Strategic Management practice in Nigeria;
  - (f) collaborating with other reputable examination bodies and or educational institutions;
  - (g) bringing together all Professional Strategic Management Practitioners in Nigeria.
- (4) Subject to the provisions of this Bill, members admitted into the "Institute" shall be enrolled in the following membership categories:

- (a) Fellow — FSM;
  - (b) Full — MSM;
  - (c) Associate — ASM;
  - (d) Student.
- (5) A person accorded any of the above status by the Institute under this Bill, shall be entitled to the use of the appropriate designatory letters as approved by the Council from time to time.
- (6) Persons registered under this Bill shall be enrolled as a:
- (a) Fellow — (FSM) if:
    - (i) is a founding member of the Institute with sound academic and relevant professional qualification and experiences;
    - (ii) is university graduate (academician or non-academician) whose advisory roles on economic matters and management position in the public or private sectors had contributed tremendously to the Nation's economic growth and development;
    - (iii) they are individuals in relevant and related disciplines who have offered development services of special nature to the Nation or who have noticeably worked relentlessly and dynamically to enhance the professional image of the Institute directly or indirectly;
    - (iv) they are holders of the Full membership of the Institute with not less than ten (10) years practical experience;
  - (b) Full — (MSM) if:
    - (i) adjudged as having the requisite academics qualification and experience by the Council;
    - (ii) is a holder of the Institute's Associate Membership with at least four (4) years practical experience subsequent to his/her Associate Membership enlistment;
    - (iii) possesses other relevant qualifications acceptable and considered suitable and relevant by the Council;
  - (c) Associate — (ASM) if:
    - (i) is a candidate who have satisfactorily passed all required and or mandated Institute's Professional examinations as approved by the Council;

- (d) Student Membership, if:
- (i) is anyone who possesses a West African School Certificate (WASC) with five credits including economics, mathematics and English language;
  - (ii) possesses the National Examination Council Certificate (NECO) as in Section 1 (6) (g) (i) above;
  - (iii) possesses the Ordinary National Diploma of Nigeria or Overseas accredited Polytechnic in any field;
  - (iv) possesses the Higher National Diploma from an accredited Polytechnic as in Section 1 (6) (g) (iii) above;
  - (v) possesses a first, second or third Degree of Nigeria or Overseas accredited university;
  - (vi) possesses National Certificate of Education (NCE);
  - (vii) possesses any other professional certificate or diploma recognised by the Council (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

PART II — ELECTION/APPOINTMENT OF THE PRESIDENT,  
1ST AND 2ND VICE-PRESIDENT AND THE NATIONAL  
EXECUTIVE COUNCIL OF THE INSTITUTE

Committee's Recommendation:

Clause 2:

**Election/Appointment of the President, 1st and 2nd Vice President and the National Executive Council of the Institute.**

- (1) There is hereby established the National Executive Council of the Institute hereafter referred to as the "Council" which shall be composed of five (5) elective and twenty-three (23) non-elective members to be headed by the President; who shall report directly to the Governing Board.
- (2) There shall be a National President of the Institute who shall be a professional Strategic Management Practitioner, a Fellow of the Institute and shall be up to date in his/her financial obligations to the Institute and shall be Chairman of the Council.
- (3) There shall be the First (1st) Vice President of the Institute who shall be a professional Strategic Management Practitioner, a Fellow of the Institute and shall be up to date in his/her financial obligations to the Institute and shall be a member of the Council.
- (4) There shall be a Second (2nd) Vice President of the Institute who shall be a professional Strategic Management Practitioner, a Fellow of the Institute and shall be up to date in his/her financial obligations to the Institute and shall be a member of the Council.

- (5) The President, 1st and 2nd Vice Presidents, the National Legal Adviser and the National Treasurer shall be elected at the Annual General Meeting of the Institute.
- (6) The other eleven (11) *ex-officio* members comprising the Founding President, the two (2) immediate past Presidents, the Zonal Chairmen representing the 6 zones, the Chairman Strategic Synergy Group and the Chairman of the Board of Fellows shall be elected/appointed at the Annual General Meeting of the Institute.
- (7) The twelve (12) non elective members shall be composed of the following:
  - (a) the Registrar/Chief Executive Officer of the Institute whose position shall not be less than a Director;
  - (b) one representative each from the following:
    - (i) the Federal Ministry of Education;
    - (ii) the Federal Ministry of National Planning;
    - (iii) the Federal Ministry of Youth Development;
    - (iv) National Universities Commission;
    - (v) the National Youth Services Corps (NYSC);
    - (vi) National Board of Technical Education (NBTE);
  - (c) co-opted members up to a maximum of five (5)
- (8) The President, 1st Vice President and 2nd Vice President shall hold office for a term of four (4) years in the first instance from the date of election and shall not be eligible for re-election anymore.
- (9) The President shall be the Chairman of the National Executive Council and shall direct the meetings and affairs of the Council in consultation with other Council members and the Governing Board of the Institute.
- (10) In the absence of the President, the 1st Vice President or the 2nd Vice President as the case may be, shall stand in for him to perform the functions of his office.
- (11) In the case of death or permanent incapacitation of the President or any of the Vice Presidents, the Governing Board shall decide a fit and proper person for replacement for the remainder of their term (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

## PART III — ESTABLISHMENT OF THE GOVERNING BOARD OF THE INSTITUTE

**Committee's Recommendation:****Clause 3: Establishment of the Governing Board of the Institute.**

- (1) There is hereby established the Governing Board of the Institute to be herein known and referred to as the "Board".
- (2) The Board shall be composed of eleven (11) members, out of which not less than three (3) and not more than five (5) shall be permanent members and founders of the Institute.
- (3) The Board shall appoint the Chairman from amongst themselves whose tenure of office shall be two (2) years, renewable for another two (2) years term only.
- (4) The tenure of office for non-permanent members of the Board shall be for a single term of two (2) years only.
- (5) The Board shall have the power of general control, subject to the provisions of this Bill, over the Institute.
- (6) The Board, may, upon the recommendation of the Board of Fellows appoint as Patrons/Matrons to the Institute, men and women of integrity and clout in the society whose roles shall be advisory, conflict resolution and resource mobilisation for the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:****Clause 4: Establishment of the Board of Fellows and the Appointment of Patrons/Matrons.**

- (1) There is hereby established a Board of Fellows for the Institute which shall consist of all Fellows of the Institute:
  - (a) the body of Fellows shall act as the "Parliament" of the Institute and also as an advisory body to the Council;
  - (b) the body of Fellows shall be the Organ to recommend to the Governing Board those to be conferred with the Fellowship of the Institute.
- (2) The body of Fellows shall recommend to the Governing Board, deserving members of the public who have distinguished themselves in the various calling to be appointment and inducted as Patrons or Matrons of the Institute:
  - (a) the functions of the body of Patrons and Matrons shall be advisory to the Board and Council of the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:****Clause 5: Establishment of State Chapters and Districts of the Institute**

- (1) There shall be established in every State or Major City in Nigeria, a Chapter of the Institute whenever it appears to the Governing Board that a good number of members of the Institute reside in that State.
- (2) Every such Chapter shall elect its own officials in a democratic manner and in accordance with the provisions of this constitution, provided that no elected chapter official shall exceed a cumulative tenure of 4 (four) consecutive years in the same office from the date of his/her first election.
- (3) The activities of the Chapter shall complement those of the National body and not contradict or conflict with the main objectives of the Institute as provided by this Constitution.
- (4) The National Secretariat of the Institute shall streamline and approve the activities and finances of the Chapters to avoid any conflict between the National body and State Chapters or between the Chapters interse.
- (5) Where a Chapter becomes so large and extensive in number and local, there may be established Districts within the Chapter.
- (6) The activities of the Districts shall be subject to the approval of the Chapter and every activity of the District must receive the approval of its Chapter before implementation.
- (7) Every District shall elect its own officials in a democratic manner and in accordance with the provisions of this Constitution, provided that no elected District official shall exceed a cumulative of 4 (four) consecutive years in the same office from the date of his/her first election (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

PART IV — APPOINTMENT OF THE REGISTRAR  
AND OTHER OFFICERS OF THE INSTITUTE

**Committee's Recommendation:****Clause 6: Appointment and Duties of the Registrar, Other Officers and the Preparation of the Register.**

- (1) The Council shall appoint a fit and proper person to be the Registrar for the purpose of this Bill, and such other persons as the "Institute" may, from time to time, deem necessary to appoint.
  - (a) the tenure of the Registrar shall be for four (4) years renewable for another 4 years and no more;
  - (b) the Registrar shall be a member with the status of Fellow or Full membership or a person with the requisite qualification and experience to be inducted to the status of Fellow or Full membership of the Institute.



- (2) The Registrar shall be the Secretary to the Council and the Chief Executive of the "Institute".
- (3) The Registrar shall prepare and maintain, in accordance with the rules made by the Council, a Register of the names, addresses, approved qualifications and other relevant particulars, as may be specified in the rules, of the persons who are entitled to be enrolled as Fellows, Full, Associates, and Students or registered as professional Strategic Management Practitioners who apply to be so registered in accordance with this Bill.
- (4) The Register shall consist of four parts of which —
  - (a) the first part shall be in respect of Fellows;
  - (b) the second part shall be in respect of Full;
  - (c) the third part shall be in respect of Associates; and
  - (d) the fourth part shall be in respect of Students.
- (5) 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) regulate the making of applications for enrolment, registration as the case may be, and providing for the particulars to be produced in support of applications;
  - (b) provide for notification to the Registrar, by the person to whom any registered particulars relate, of any change in those particulars;
  - (c) authorize an enrolled or registered person to have any qualification which is, in relation to the relevant division of the profession, either an approved qualification or any accepted qualification for the purposes of this Bill, registered in relation to his name in addition to or as he may elect in substitution for any other qualifications so registered;
  - (d) specify the fees, including any annual subscription to be paid to the "Institute" in respect of the entry of names on the Register;
  - (e) authorize the Registrar to refuse to enter a name on the Register until any fee specified for the entry has been fully paid; and
  - (f) specify anything failing to be specified under the foregoing provision of this Section.
- (6) Rules made for the purposes of paragraph (e) of subsection 5 shall not come into force until confirmed at a special meeting of the Council or at the next Annual General Meeting of the Institute, as the case may be.

- (7) The Registrar shall:
- (a) correct in accordance with the Council's directions, any entry in the Register which the Council directs him to correct as being in the Council's opinion an entry which was incorrectly made;
  - (b) make, from time to time, any necessary alteration in the particulars of the registered persons;
  - (c) record the names of members of the "Institute" who are in default for more than one year in the payment of the Annual Subscriptions and to take such action in relation thereto (including removal of the names of such persons from the Register) as the Council under this Bill may direct or require;
- (8) If the Registrar —
- (a) sends by post to any registered person a registered letter addressed to that person at his address on the Register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within a period of three months from the date of posting or a period to be determined by Council having regards to the circumstances; and
  - (b) upon the expiration of the period sends in the like manner to the person in question a second similar letter and receives no reply to that letter within one month from the date of posting or a period to be determined by Council having regards to the circumstances.
- (9) The Registrar may remove the particulars relating to the person from the Register and the Council may direct the Registrar to restore to the appropriate part of the Register any particulars removed there from under this subsection.
- (10) The Registrar may be removed from office if:
- (a) a case of gross misconduct is established against him/her and confirmed by the Board;
  - (b) a vote of no confidence is passed on him/her by the Board of Fellows:
    - (i) such vote as in subsection 10 (b) is presented to the Institute Annual General Meeting and is supported by a simple majority of members present after a debate and a vote taken (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 7: Publication of the Register and List of Evidential Value.**

- (1) The Registrar shall —

- (a) cause the Register to be printed, published, and put on sale to members of the public not later than twelve months from the commencement of this Bill;
  - (b) in each year after that in which the Register is first published under paragraph (a) above, to cause to be printed, published and put on sale aforesaid, either a corrected edition of the Register or list of alterations made to the Register since it was last printed; and
  - (c) cause a print of each edition of the Register and of each list of corrections to be deposited at the principal office of the "Institute", and the Council shall keep the Register and lists so deposited and make same available at all reasonable times for inspection by members of the Public.
- (2) A document purporting to be a print of an edition of the Register published under this Section by authority of the Registrar or document purporting to be prints of an edition of the Register so published and of a list of corrections to the last edition so published, shall (without prejudice to any other mode of proof) be admissible in any proceedings as evidence that any person specified in the document, or the documents read together, as being registered, was so registered at the date or the edition or the last 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 is, in any proceeding, shown to have been, or not to have been registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be, or not to be so registered (*Hon. Julius Olufemi Fakeye — Ayedire/Two/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 8: Registration of Training and Development Practitioners.**

- (1) Subject to Section 1 (6) of this Bill and Rules made thereto, a person shall be entitled to be enrolled or registered as a member of the "Institute" if he:
  - (a) possesses the relevant qualifications as may be approved from time to time, by the Council and is successful in all the prescribed examination or;
  - (b) qualifies for enrolment as a member in any of the categories specified in this Bill;
  - (c) holds a qualification granted outside Nigeria for the time being accepted by the "Institute" and satisfy the Council that he has had sufficient practical experience as a Professional Economist Practitioner.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:

- (a) is of a good character and high integrity;
  - (b) has consistently been in Practice as a professional Strategic Management Practitioner for a minimum of 2 years; and
  - (c) has not been convicted in Nigeria or elsewhere of an offence involving fraud, dishonesty or gross misconduct.
- (3) The Council may from time to time, publish particulars of qualifications criteria for the time being accepted by it for registration.
  - (4) The Council may in its discretion reject a qualification produced in respect of an application for registration under this Section or direct that the application be renewed within such period as may be specified in the direction.
  - (5) Any entry directed to be made in the Register under subsection (4) of this Section shall show that registration is provisional and no entry so made shall be converted to full registration without the consent of the Council in writing in that behalf.
  - (6) A member who passed the Institute's Final Examination or has attained Associate Grade of the Institute shall with effect from the date of coming into force of the "Institute of Strategic Management of Nigeria" Bill; and in line with his/her relevant special career path continue to progress to Grade Level 17 or 15 as may be applicable to him/her or peculiar by the circumstances of the existing Conditions of Service in the services of the Federal or State Governments' MDAs as appropriate (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 9: Approval of Qualification, etc.**

- (1) The Council may approve any institution(s) for the purposes of this Bill and may for those purposes, approve:
  - (a) any course of training at an approved institution which is intended for persons who, are seeking to become or are already members of the "Institute" and which the Council considers is designed to confer on persons completing it, sufficient knowledge and skill for admission to the "Institute";
  - (b) any qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this Section, 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 to practice as a professional Strategic Management Practitioner.
- (2) The Council may, if it deems it 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 withdraw such approval to each person in Nigeria appearing to the Council to be a person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
  - (b) afford such person an opportunity of making to the Council representations with regards to the proposal; and
  - (c) take into consideration any representation made as respect of the proposal pursuant to paragraph (b) of this Section.
- (3) With regards to any period during which the approval of the Council under this Section for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this Section but the withdrawal of such approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or eligible for registration (either unconditionally or subject to his obtaining a certificate or experience) immediately before approval was withdrawn.
- (4) The giving or withdrawal of an approval under this Section shall have effect from such date of the execution of the instrument and the Council shall:
- (a) publish, as soon as possible, a copy of every such instrument in the Gazette; and
  - (b) not later than seven days before its publication, send a copy of the instrument to the Minister of Education (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 10: Supervision, Instruction and Examination Leading to Approval.**

- (1) The members of the Council shall keep themselves informed of the nature of:
- (a) the instruction given at approved institutions to persons attending approved courses of training; and
  - (b) the examinations as a result of which approved qualifications are granted, and for the purposes of performing that duty, the Council may appoint a Committee, either from among its own members or otherwise, to visit approved institutions or to attend such examinations.
- (2) The Committee appointed under subsection (1) of this Section shall report to the Council on:
- (a) the adequacy of the instruction given to persons attending approved courses of training at institutions visited by it;
  - (b) the adequacy of the examinations attended by it; and

- (c) any matters relating to the institutions or examinations which the Council may, either generally or in a particular case, request it to report:

Provided always that no member of the Committee shall interfere with the giving of any instruction or holding of any examination.

- (3) On receipt of a report made in pursuance of this Section, the Council may, if it deems fit, and shall, if so, required by the "Institute", send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates, requesting that person to make observations on the report to the Council within such period as may be specified in the request, not less than one month from the date of the request (*Hon. Julius Oluofemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

#### PART V — FINANCIAL PROVISIONS

##### **Committee's Recommendation:**

##### **Clause 11: Management of the Institute's Fund.**

- (1) The Institute shall establish and maintain a Fund, the management and control of which shall be in the hands of the Council and into which shall be paid:
- (a) all monies received by the Council in pursuance of this Bill, including fees, levies, grants, investitures, donations and honorariums
- (b) such monies as may be provided by donors, benefactors or other external sources.
- (2) There shall be paid out of the Fund of the "Institute"
- (a) all reasonable expenditures incurred by the Council in the discharge of its functions under this Bill: and
- (b) the remuneration, allowances of the Registrar and other staffs of the "Institute".
- (3) The Council may invest its fund in any security such as treasury Bills, shares or any other security in Nigeria approved by it;
- (4) The Council may, from time to time, borrow money for the purposes of the "Institute" and any interest payable on such money/monies so borrowed shall be paid out of the Fund.
- (5) The Council shall keep proper accounts on behalf of the "Institute" in respect of each financial year, and shall cause the account to be audited by a qualified and /or licensed Auditor appointed by it.

- (6) The Auditor appointed for the purpose of this Section shall not be a member of the Council.
- (7) The authorised signatories to the Accounts shall be the President, the Registrar and the National Treasurer and the appropriate signatory combinations for particular transactions shall be as prescribed by the Council.
- (8) No transaction in excess of two million naira shall be entered into by the Institute without recourse to the Board.
- (9) The Institute shall have a dedicated account out of which the following needs of the institute shall be satisfied:
  - (i) Infrastructure Development — 20%;
  - (ii) Chapter Development — 5%;
  - (iii) Knowledge/Academic Development — 30%;
  - (iv) Provision for Growth — 15%;
  - (v) Investments — 10%;
  - (vi) Grants to Public Education/Research Institutions — 10%;
  - (vii) Others — 10% (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

#### PART VI — PROFESSIONAL DISCIPLINE

***Committee's Recommendation:***

**Clause 12: Establishment of the Disciplinary Tribunal and the Investigating Panel.**

- (1) There shall be a body to be known as the "Institute of Strategic Management of Nigeria" Disciplinary Tribunal (in this Bill referred to as the "Tribunal") charged with the responsibility of considering and determining all cases referred to it by the Investigating Panel established under subsection (3) of this Section.
- (2) The "Tribunal" shall consist of the Chairman of the Council and six other members of the "Institute" appointed by the Council.
- (3) There shall be a body, to be known as the Institute Investigating Panel (in this Bill referred to as the "Panel") charged with the duty of:
  - (a) conducting preliminary investigation into any matter or complaint where it is alleged that a member has misbehaved or compromised the ethics of the profession in his capacity as a member of the "Institute";

- (b) or should, for any reason, be the subject of proceedings before the "Tribunal"; and
  - (c) deciding whether the matter or complaint shall be referred to the "Tribunal".
- (4) The Panel shall be appointed by the Council and shall consist of two members of the Council and five duly registered members of the "Institute" who are not members of the Council.
- (5) The provisions of the Second Schedule to this Bill shall, so far as applicable to the "Tribunal" and the 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 (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 13: Penalties for Professional Misconduct.**

- (1) Where —
- (a) a member is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect; or
  - (b) a member is convicted, by any Court of competent jurisdiction in Nigeria or elsewhere for an offence (whether or not punishable with imprisonment) which in the opinion of the Tribunal is incompatible with the status of a member of the "Institute" or;
  - (c) the Tribunal is satisfied that the name of any person has been fraudulently registered;
  - (d) the Tribunal may, if it deems fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the Register;
- (2) The Tribunal may, if it deems fit, defer or further defer its decision as to the giving of a direction under subsection (1) of this Section until its subsequent meeting but:
- (a) a decision shall not be deferred under this subsection for periods exceeding two years in the aggregates; and
  - (b) 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.



- (3) For the purposes of Subsection (1) (b) of this Section, a person shall not be treated as convicted pending the final determination of an appeal if any against the conviction.
- (4) When the "Tribunal" gives a direction under subsection (1) of this Section, it shall cause notice of the direction to be served on the person affected.
- (5) The person affected may, at any time within 90 days of service on him of notice of direction appeal to the "Tribunal" which may review its decision.
- (6) A person whose name is removed from the Register on the direction of the "Tribunal" under subsection (1) (c) of this Section shall not be entitled to be registered again, except in pursuance to a direction in that behalf given by the "Tribunal" on the application of that person to the Council; and, a direction under this Section for the removal of a person's name from the Register may prohibit an application under this Section by that person until the expiration of such period when the date of the direction (and where he has duly made such an application, on the date of his last application) as may be specified in the direction (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

#### PART VII — GENERAL PROVISIONS

***Committee's Recommendation:***

**Clause 14: General provisions.**

At the commencement of this Bill any person not a member of the Institute who, but for this Bill, would have been qualified to apply for and obtain membership of the profession may within the period of six months beginning with the date of the commencement of this Bill apply for membership of the Institute in such manner as may be prescribed by rules made by the Council and if approved, he shall be inducted or registered, as the case may be, according to his qualifications and having undergone the specified training (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

***Committee's Recommendation:***

**Clause 15: When a Person is Deemed a professional Strategic Management Practitioner.**

A person shall be deemed as a professional Strategic Management Practitioner if, in consideration of remuneration received or to be received, and whether by himself or in partnership with any other person:

- (a) he/she engages himself in the practice of professional Strategic Management or holds himself out to the public as a professional Strategic Management Practitioner;
- (b) he/she renders professional service or assistance in or about matters of principle or detail relating to Strategic Management or data; or

- (c) he/she renders any other service which may by regulations made by the Council designated as service constituting practice as professional Strategic Management Practitioner (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 16: Regulations and rules as to Certification, Re-certification, Decertification, Fees, etc.**

- (1) The Council may make rules:
- (a) for the training of suitable persons in Strategic Management;
  - (b) for the certification of people to be employed in Strategic Management positions; or capacity;
  - (c) for the fees to be paid by professional Strategic Management Practitioners; and
  - (d) for restrictions on the right to practice when all prescribed conditions have not been met.
- (2) The Council may also make rules prescribing the amount and due date for payment of the annual subscription and for such purpose different amounts may be prescribed by the rules according as the member of the Institute is a Fellow, Full member, an Associate, or a registered Student.
- (3) Rules when made shall, if the Chairman of the Council so directs, be published in the print media (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 17: Honorary Membership.**

The Council shall be free to award honorary membership of the Institute to persons whom it considers worthy of such honour, on terms and conditions prescribed by the Board and approved by the Institute in a General Meeting (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 18: Transfer of the institute of certain properties, etc.**

On the commencement of this Bill, all property held immediately before that day by or on behalf of the Institute shall, by virtue of this subsection and without further assurance, vest in the Institute and be held by it for the purposes of the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:****Clause 19: Offences Relating to Identity.**

- (1) If any person for the purpose of procuring the registration of any qualification or other matter:
- (a) makes a statement which he believes to be false in a material particular; or
  - (b) recklessly makes a statement which is false in a material particular, that person is guilty of an offence.
- (2) If, on or after the commencement of this Bill, any person not a member of the Institute practices as a registered member of the profession of Strategic Management for or in expectation of reward, or take or uses any name, title, addition or description implying that he is in practice as a registered member of the profession of Strategic Management, he is guilty of an offence:

Provided that in the case of a person falling within Section 14 of this Bill.

- (3) This subsection shall not apply in respect of anything done by him during the period of three months mentioned in that Section (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Committee's Recommendation:****Clause 20: Interpretation.**

In this Bill, unless the context otherwise requires:

"Board" means the Governing Board and the Board of Fellows (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Council" means the National Executive Council of the Institute established under Section 3 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Inducted" in relation to a Fellow, a Full member, an Associate member, means registered in the part of the Register to Fellow member, Full member, and Associate member of as the case may be (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Fees" include annual subscriptions (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Institute" means the Institute of Strategic Management, Nigeria established under Section 1 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Member" means the member of the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"President" and "Vice Presidents" mean respectively the office holders under those names in the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

*Question that the meaning of the words "President" and "Vice President" be as defined in the interpretation to this Bill — Agreed to.*

"Register" means the register maintained in pursuance of Section 6 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Registrar" means the Registrar of the Institute of Strategic Management of Nigeria appointed under Section 8 (1) of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Committee" has the meaning assigned to it by Section 11 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Tribunal" has the meaning assigned to it by Section 13 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

"Panel" has the meaning assigned to it by Section 13 of this Bill (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

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

**Committee's Recommendation:**

**Clause 21: Citation.**

This Bill may be cited as the Institute of Strategic Management of Nigeria Bill, 2022 (Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency).

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

## SCHEDULES

### FIRST SCHEDULE

#### SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

##### *Qualification and Tenure of Office of Member*

1. (1) Subject to the provisions of this paragraph every elected member of Council shall hold office for four (4) years only and no more.
- (2) Any member of the Institute who ceases to be a member thereof shall, if he is also a member of the Council, cease to hold office on the Council.
- (3) Any elected member may by notice in writing under his hand addressed to the President resign his office, and any appointed member may likewise resign his office.
- (4) 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 re-appointed.
- (5) Members of the Council shall at its meeting next before the annual general conference of the Institute arrange for the five members of the Council elected and longest in office to retire at that annual general meeting.
- (6) Elections to the Council shall be held in such manner as may be prescribed by rules made by the Governing Council and until so prescribed they shall be decided by a show of hands.
- (7) If for any reason there is a vacation of office by a member and such member was elected, the Council may, if the time between the unexpired portion of the term of office and the next general meeting of the Institute appears to warrant the filling of the vacancy, co-opt some fit person for such time as aforesaid.
- (8) The appointment of members of the Council shall be effected in the manner herein prescribed:
  - (a) not less than eight weeks before each Annual General Meeting of the Institute, the Council may nominate for election to the Council, such candidates (if any) as it shall think fit, who are willing to serve if elected, provided that the number of candidates so nominated shall not exceed 50 per cent of those retiring;

- (b) not less than seven weeks before each Annual General Meeting of the Institute, the Secretary shall issue to all professional members a notice which shall:
- (i) specify the names of elected Council members whose terms of office will expire at the close of the next Annual General Meeting;
  - (ii) specify any other vacancy in the membership of the Council which may be filled by elected members;
  - (iii) specify the names of any candidate nominated by Council for election to the Council;
  - (iv) invite nominations of other candidates on the prescribed nomination form;
- (c) candidates for election to Council, other than candidates nominated by the Council, shall be nominated in the following manner:
- (i) not less than five weeks before each annual general meeting, nomination forms (including details of all particulars required to be given) shall be duly completed in the manner set out below and shall be sent to the Secretariat of the Institute;
  - (ii) each nomination forms shall relate to one candidate only and shall contain his class and grade of membership in the Institute, his full time managerial or other appointment (if any) or, if retired, such appointment immediately before retirement and his date of retirement; and such other particulars as such prescribed by the Council;
  - (d) each candidate shall be sponsored by two persons who shall be members of the Institute entitled to vote and each nomination form shall contain, in addition to the particulars referred to in paragraph (c) a statement of the names, address, class and grade of membership of each of the sponsors and votes shall be taken by secret ballot at the Annual General Meeting;
  - (e) may at any time establish a branch of the Institute in any locality within the country.
- (9) The Council shall have power from time to time, to make, alter and repeal any bye-laws as they may deem necessary.

#### *Powers of the Council*

2. (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 and in particular:
- (a) shall do anything which in its opinion is calculated to facilitate the carrying on of the activities of the Institute;
  - (b) shall exercise all such powers of the Institute and do on behalf of the Institute all such act as may be exercised and done by the Institute and as are

not those presents required to be exercised or done by the Institute in the general meeting; and subject to such bye-laws or provisions, as may be prescribed by the Institute in the general meeting; but no bye-law made the institute in general meeting shall invalidate any prior act of the Council which would have been valid if such bye-law had not been made;

- (c) shall exercise all the powers of the Institute to borrow money, within Nigeria or overseas, subject to the banking laws of the Country and to mortgage or charge its undertaking and property or any part thereof and to issue the debentures, debenture stocks, and other securities whether outright or as security for any debt liability or obligation of the Institute;
  - (d) shall sit up as soon as practicable after the AGM, as Executive Committee of the Council and shall meet regularly and carry out the normal business of Council between the regular meetings of Council.
  - (e) may at any time establish a branch of the Institute in any locality within the country.
- (2) The Council shall have power, from time to time, to make, alter and repeal any bye-law in consultation with the Board for the proper conduct and management of the Institute.

*Powers of the Governing Council*

3. (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 and in particulars:
- (a) shall do anything which in its opinion is calculated to facilitate the carrying on of the activities of the Institute;
  - (b) shall exercise all such powers of the Institute and do on behalf of the Institute all such act as may be exercised and done by the Institute and as are not those presents required to be exercised or done by the Institute in the general meeting; and subject to such bye-laws or provisions, as may be prescribed by the Institute in the general meeting; but no bye-law made the institute in general meeting shall invalidate any prior act of the Council which would have been valid if such bye-law had not been made;
  - (c) shall exercise all the powers of the Institute to borrow money, within Nigeria or overseas, subject to the banking laws of the Country and to mortgage or charge its undertaking and property or any part thereof and to issue the debentures, debenture stocks, and other securities whether outright or as security for any debt liability or obligation of the Institute;
  - (d) shall set up every year as soon as practical after the annual general meeting, an Executive Committee of Council which shall meet regularly and carry out the normal business of Council between the regular meetings of Council; and
  - (e) may at any time establish a branch of the Institute in any locality within the country.

- (2) The Council shall have power, from time to time, to make, alter and repeal any bye-law as they deem necessary or expedient or convenient for the proper conducts and management of the Institute.
- (3) The Council shall adopt such means as it shall deem sufficient to bring to the notice of the Institute and all its members Bye-laws, alterations and repeals made under the powers conferred by this Bill and no bye-laws shall be inconsistent with or shall affect or repeal anything contained in this Bill or constitute such an amendment or of addition to this Bill, and such bye-law is inconsistent with the provisions of the Bill that bye-law shall be void to the extent of that inconsistency.

*Proceedings of the Council*

4. (1) Subject to the provisions of this Bill the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill, may set up committees in the general interest of the Institute.
- (2) Standing Orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, for the President or the Chairman, as the case may be, to have a second or casting vote.
- (3) Standing Orders made for a Committee shall provide that the Committee is to report back to the Council on any matter not within its competence to decide.
- (4) The quorum of the Council shall be five, and the quorum of a Committee of the Council shall be fixed by the Council.

*Meetings*

*(a) of the Institute*

5. (1) The Council shall convene the Annual General Meeting of the Institute in every year on such day as the Council 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.
- (2) A special meeting of the Institute may be convened by the Council at any time; and if not less than twenty members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the objects of the proposed meeting, the President of the Council shall convene a special meeting of the Institute.
- (3) The Secretary shall also send to each member with such notice a copy of the annual report of the Council, a copy of accounts of the Institute with the auditors' reports thereon, and particulars of all motions to be brought before the meeting.
- (4) The Council may direct that:
  - (a) all general meetings of the Institute which are not Annual General Meetings shall be called Extra-Ordinary General Meeting;



- (5) An Extra-Ordinary General Meeting shall be convened on request by members if:
- (a) a notice may be served by the Institute upon any member of the Council, its Committees and the Institute either personally or by sending through the post in prepared letter addressed to such member at the address as appearing in the Professional Register of members or other records of members not being professional members;
  - (b) served by post shall be deemed to have been served on the day following that on which the letter containing the same is put into the post and in proving such service; and
  - (c) it shall be sufficient to prove that the letter containing the notice was properly addressed and put into the Post Office as prepaid.
- (6) A business shall be deemed special it is transacted:
- (a) at an Extra-Ordinary meeting; and
  - (b) at an Annual General Meeting if it is inclusive of the consideration of the accounts and balance sheet, and the report of the Council and of auditors and the fixing of the remuneration of the auditors and the election of members of the Council.
- (7) An Extra-Ordinary or Special Meeting of the institute shall be:
- (a) called by a 21 days notice in writing and the Notice shall be exclusive of the day on which it is served or deemed to be served and of the day for which it is given and shall specify the place, the day, and the hour of the meeting, and in case of business other than ordinary annual business of the Institute, the general nature of business; and
  - (b) conveyed by the Secretary on the request of the President of the Institute or on request in writing by at least 100 financial members of which not less than 10 signatories are from each of Six Geopolitical Zones of Nigeria.
- (8) A member wishing to bring before the Annual General Meeting any Motion not relating to the Ordinary annual meeting of the Institute may do so provided:
- (a) that notice in writing of the proposed motion be sent or given to the Secretary and be received by him not later than 45 days before the date of the Annual General Meeting;
  - (b) that not less than 10 members entitled to vote at the Annual General Meeting shall have sent or given notice in writing to the Secretary to be received by him not later than 30 days before the date of the Annual General Meeting expressing their desire that the proposed motion be brought before the Annual General Meeting under the proposed motion relates to matters affecting the Institute.
- (9) If within an hour from the time appointed for the holding of a general meeting a quorum is not present, the meeting, if convened on the requisition of members, shall be dissolved and in any other case it shall stand adjourned to the same day or next

day, at the same time and place, or at such other place as the Chairman of the meeting shall appoint, and if at such adjourned meeting a quorum is not present within half an hour from the time appointed for holding the meeting, the members present shall be a quorum.

- (10) The quorum of any general meeting of the Institute shall be twenty financial members, and that of any special meeting of the Institute shall be one hundred and fifty financial members
- (11) Voting at General Meeting shall take place after observing the following:
  - (a) except as provided in these rules regarding voting to elect members to fill vacancies on the Council, a resolution put to the vote at any Annual General Meeting or special meeting of the Institute, shall be decided on a show of hands unless (before or on the declaration of the show of hands) a poll is demanded by a least ten per cent of those present provide that the number arrived at is not less than five;
  - (b) no amendment shall be permitted to any resolution to alter, amend or add to the rules and bye-laws of the Institute except with the consent of the Chairman of the meeting and then only if in the opinion of the Chairman (whose decision shall be final) the amendment is one of form only not of substance;
  - (c) if secret ballot is duly demanded or is required to be taken, it shall be taken in accordance with the relevant Bye-Laws and the result of the secret ballot shall be deemed to be the resolution of the meeting at which the secret ballot is demanded;
  - (d) except as provided in these rules regarding voting to elect members by ballot to fill vacancies in the Council, in case of an equality of vote, whether on a show of hands or on a secret ballot, the Chairman of the meeting at which the show of hands take place or at which the pool is required to take place or at which the poll is required to be taken shall be entitled to second or casting vote;
  - (e) a poll demanded on the election of Chairman or on any question of adjournment shall be taken and a poll demanded or required to be taken of any other question shall be taken at such time and place as the Chairman of the meeting directs and any business other than upon which a poll has been demanded or is required may be proceeded with pending the taking of the poll; and
  - (f) on a show of hands or on a poll every member present in person shall (except as provided in the case of electing members to fill vacancies of the Council) have one vote.
- (12) Each corporate member's voting power at any meeting of the Institute shall be vested in a single person entitled "Voting Representative", who, if he is a professional member of the Institute in his own right, may exercise his rights to vote as an individual member in addition to voting as a representative.

*(b) of the Council*

6. (1) Subject to the provisions of this Bill and any Standing Orders of the Council, the Council shall meet whenever it is summoned by the President; and if the President is required to do so by notice in writing given to him by not less than five other members, he shall summon a meeting of the Council to be held within seven days from the date on which the notice is given.
- (2) At any meeting of the Council, the President or in his absence the 1st Vice- President or 2nd Vice-President shall preside; but if they are absent, the members present at the meeting shall appoint one of their members to preside at that meeting.
- (3) Where the Council desires to obtain advice from any person on a particular matter, the Council may co-opt him as a member for such period as the Council 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 Council, and shall not count towards a quorum.
- (4) Notwithstanding, anything in the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the Officer, who may give such directions as he thinks fit as the procedure which shall be followed at the meeting.

*Committee*

7. (1) The Council may appoint one or more committees to carry out on behalf of the Institute or of the board, such functions as the Council may determine
- (2) A committee appointed under this paragraph shall consist of the number of persons determined by the Act, and a person other than a member of the Council shall hold office on the committee in accordance with the terms of the instrument by which he is appointed.
- (3) A decision of a committee of the Council shall be of no effect until it is confirmed by the Council.

*Miscellaneous*

8. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President or of some other member of the Council authorized generally or specially by the Institute to act for that purpose.
- (2) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or of the Council as the case may be required, by any person generally or specially authorized to act for that purpose by the Council.
- (3) Any document purporting to be duly executed under the seal of the Institute shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
9. The validity of any proceedings of the Institute or the Council or of a committee of the Council 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 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 proceedings.

10. Any member of the Institute or the Council, and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council on behalf of the Institute, or on behalf of the Council or a committee thereof, shall forthwith disclose his interest to the President or to the Council, as the case may be, and shall not vote on any question relating to the contract or arrangement.
11. A person shall not by reason only of his membership of the Institute be required to disclose any interest relating solely to the audit of the accounts of the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

## SECOND SCHEDULE

### TRANSITIONAL PROVISIONS AS TO PROPERTY, ETC.

#### *Transfer of Property*

1. (1) Every agreement to which the Institute was a party immediately before the commencement of this Bill, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations there-under could be assigned by the Institute, shall unless its terms or subject matter if impossible that it should have effect as modified in the manner provided by this subparagraph, have effect from the commencement of this Bill so far as it relates to property recognized by this Bill to the Institute as if —
- (a) the Institute had been a party to the agreement;
  - (b) for any reference (however worded and whether express or implied) to the Institute there were substituted, as respects anything failing to be done on or after the commencement of this Bill, a reference to the Institute and;
  - (c) for any reference (however worded and whether express or implied) to a member or members of the Council of the Institute or an officer of the Council there were substituted, as respects anything failing to be done on or after the commencement of this Bill, a reference to a member or members of the Council under this Bill or the officer who corresponds as nearly as may be to the member or officer in question.
- (2) Other documents which refer, whether specially or generally, to the Institute shall be construed in accordance with subparagraph (1) of this paragraph so far as applicable.
- (3) Without prejudice to the generality of the foregoing provisions of this Schedule, where, by the operation of any of them or of section of this Bill, any right, liability or obligation vests in the Institute, the Institute and all other persons shall, as from the commencement of this Bill, have the same rights, powers 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 had 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 on the commencement by or against the Institute hitherto, recognized by this Bill to the Institute may be continued on or after that day by or against the Institute.
- (5) If the law in force at the place where any property recognized by this Bill is situated provides for the registration of transfers or property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far it provides for alternations of a register (but not for avoidance of transfers, the payment of fees or any other matter) apply with the necessary modification 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 of that officer the transfer accordingly.

*Transfer of functions, etc.*

2. (1) At its first meeting, the Council of the Institute shall fix date (not later than six months after the commencement of this Bill, for the Annual General Meeting of the Institute.
- (2) The members of the Council of the Institute shall be deemed to be the members of Council of the Institute until the date determined in pursuance of the foregoing subparagraph when the Institute shall have its next Annual General Meeting, and those who have completed two years shall cease to hold office at the conclusion of such meeting.
- (3) Any person who, immediately before the commencement of this Bill, held office as the President or Vice-President of the Council of the Institute by virtue of the existing of the association shall on that day become the President or as the case may be, the Vice-President of the Institute, and shall be deemed —
- (a) to have been appointed to that office in pursuance of the provision of this Bill corresponding to the relevant provision in the said articles of association; and
- (b) to have been so appointed on the date on which he took office, or last took office, in pursuance of the relevant provision of those articles.
- (4) The members of the Institute shall, as from the commencement of this Bill, be registered as members of the Institute; and, without prejudice to the generality of the provisions of this Schedule relating to all transfer of property, any person who, immediately before the commencement of this Bill, was a member of the staff of the Institute shall on that day become the holder of any appointment the Institute with the status designation and functions which correspond as nearly as may be to those which appertained to him in his capacity as a member of that staff.
- (5) Any person being an office-holder on, or member of the Council of the Institute immediately before the commencement of this Bill and deemed under this paragraph to have been appointed to any like position in the Institute, or the Council of the Institute, and thereafter ceasing to hold office otherwise than by reason of his misconduct, shall be eligible for appointment to office in the Institute or to membership of the Council, as the case may be.

- (6) All regulations, rules and similar instruments made for the purposes of the Institute and in force immediately before the commencement of this Bill, 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 modifications, as if duly made for the corresponding purposes of the Institute.

*Transition from one Exco to another*

3. Before the year in which an election to change or reconfirm a subsisting Council. At the Annual General Meeting preceding the one in which the election will hold, members on the recommendation of the Council would approve the composition of an *ad-hoc* Electoral Committee that would organize and supervise the conduct of the elections at the prescribed Annual General Meeting. The Electoral Committee would draw up guidelines and procedures for the conduct of the elections. It would also supervise the conduct of the election and its Chairman would be responsible for officially declaring the results. Same procedure shall apply to the Executive Officers of State Chapters and Districts respectively except whereas explicitly covered by bye-laws (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

THIRD SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE  
DISCIPLINARY COMMITTEE AND INVESTIGATING PANEL

*The Tribunal*

1. The quorum of the Tribunal shall be four of whom at least two shall be registered members.
2.
  - (1) The relevant statutory provisions shall be observed as to the selection of members of the Tribunal for the purposes of any proceedings 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 provide —
    - (a) for securing that notice of the proceedings shall be given, at such time in and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
    - (b) for determining who in addition to the person aforesaid, shall be a party to the proceedings;
    - (c) for securing that any party to the proceeding shall, if he so requires, be entitled to be heard by the Tribunal;
    - (d) for enabling any party to the proceedings to be represented by a legal practitioner;
    - (e) subject to the provisions of Section 13 of this Bill as for the costs of proceedings before the Tribunal;

- (f) for requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Tribunal adjudges that the allegation has not been proved it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates;
- (g) for publishing in the print media notice of any direction of the Tribunal which has taken effect providing that a person's name shall be struck off a Register.
3. For the purpose of any proceedings before the Tribunal, any member of the Tribunal may administer oaths, but no person appearing before the Tribunal shall be compelled—
- (a) to make any statement before the Tribunal tending 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.
4. (1) For the purposes of advising the Tribunal on questions of law arising in proceedings before it, there shall in all such proceedings be an Assessor to the Tribunal who shall be appointed by the Council.
- (2) The Council shall make rules as to the functions of Assessors appointed under this paragraph, and in particular such rules shall contain provisions for securing —
- (a) that where an Assessor advises the Tribunal on any question of law as to evidence, procedure or any other matters specified by the rule, he shall do so in the presence of every party or person representing a party to the proceedings who appears there at 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) that 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.
- (3) An Assessor may be appointed under this paragraph, either generally or for any particular proceedings or class of proceedings and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

*The Panel*

5. The quorum of the Panel shall be four.
6. (1) The Panel may, at any meeting of the Panel attended by the members of the Panel, make Standing Orders with respect to the Panel.
- (2) Subject to the provision of any such Standing Orders, the Panel may regulate its own procedure.

*Miscellaneous*

7. (1) A person ceasing to be a member of the Tribunal or the Panel shall be eligible for reappointment as a member of that body.
- (2) A person may, if otherwise eligible, be a member of both the Tribunal and the Panel; but no person who acted as a member of the panel with respect to any case shall act as a member of the Tribunal with respect to that case.
8. The Tribunal or the Panel may act notwithstanding any vacancy in its membership; and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body, or (subject to paragraph 7 (2) of this Schedule) by reason of the fact any person who was not entitled to do so took part in the proceedings of that body.
9. Any document authorized or required by virtue of this Bill to be served on the Tribunal or the Panel shall be served on the Registrar appointed in pursuance of Section 6 of this Bill.
10. Any expenses of the Tribunal or the Panel shall be defrayed by the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

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

**Explanatory Memorandum:**

*(This note does not form part of the above Bill but is intended to explain its purpose)*

The Bill establishes the Institute of Strategic Management of Nigeria and charges it with the duty, amongst others, of determining what standards of knowledge and skill are to be attained by persons seeking to become members of the Institute (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish the Institute of Strategic Management of Nigeria Empowered with the Responsibility, Amongst Others to Regulate and Determine the Standard of Knowledge, Skill and Qualification of Persons Seeking to Become Professional Strategic Managers in Nigeria and for Other Related Matters (HB. 1024) (*Hon. Julius Olufemi Fakeye — Ayedire/Iwo/Ola-Oluwa Federal Constituency*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Commerce on a Bill for an Act to Establish Institute of Strategic Management of Nigeria Empowered with the Responsibility, amongst Others, to Regulate and Determine the Standards of Knowledge, Skills and Qualification of Persons seeking to become professional Strategic Managers in Nigeria; and for Related Matters (HB.1024) and approved Clauses 1 - 21, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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



**(vi) Governmental Affairs:**

*Motion made and Question proposed*, "That the House do consider the Report of the Committee on Governmental Affairs on a Bill for an Act to Repeal the National Lottery Act, No. 7 of 2005 and the National Lottery (Amendment) Act, No. 6 of 2017 and Enact the National Gaming Bill to Regulate the Operation and Business of Gaming in Nigeria and Enhance Revenue Generation for the Government of the Federation to Complement the funding gap of the Commission; and for Related Matters (HB. 1288)" (*Hon. Akin Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO REPEAL THE NATIONAL LOTTERY (AMENDMENT) ACT, NO. 6 OF 2017 AND ENACT THE NATIONAL GAMING BILL TO REGULATE THE OPERATION AND BUSINESS OF GAMING IN NIGERIA AND ENHANCE REVENUE GENERATION FOR THE GOVERNMENT OF THE FEDERATION TO COMPLEMENT THE FUNDING GAP OF THE COMMISSION; AND FOR RELATED MATTERS (HB. 1288)

PART I — ESTABLISHMENT OF THE NATIONAL GAMING REGULATORY COMMISSION AND ITS GOVERNING BOARD, ETC.

**Committee's Recommendation:**

**Clause 1:**

**Establishment of the National Gaming Regulatory Commission.**

- (1) There is established a body to be known as the National Gaming Regulatory Commission (in this Bill referred to as "the Commission").
- (2) The Commission:
  - (a) shall be a body corporate with perpetual succession and a common seal;
  - (b) may sue or be sued in its corporate name; and
  - (c) may acquire, hold or dispose of any property, movable or immovable for the purpose of carrying out any of its functions under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 2:**

**Establishment and Membership of the Governing Board.**

- (1) There is established for the Commission, a governing body to be known as the National Gaming Regulatory Commission Governing Board (in this Bill referred to as "the Board").

- (2) The Board shall consist of:
- (a) a part-time Chairman;
  - (b) a representative each of the:
    - (i) Federal Ministry of Justice,
    - (ii) Federal Ministry of Finance,
    - (iii) Office of the Secretary to the Government of the Federation,
    - (iv) six other members, one per geo-political zone who shall be persons of integrity possessing cognate experience in relevant fields and versed in regulatory issues and at least two of them shall possess relevant industry knowledge and experience in gaming, and
    - (v) two members representing lottery licensed lottery and gaming operators;
  - (c) Director-General of the Commission, who shall serve as the Secretary of the Board.
- (3) The Chairman and members of the Board shall:
- (a) be appointed by the President; and
  - (b) serve on part-time basis.

**First Schedule.**

- (4) The supplementary provisions set out in the first schedule to this Bill, shall have effect with respect to the proceedings of the Board and related matters (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 3: Tenure of Office.**

The Chairman and other members of the Board, other than *ex-officio* members, shall each hold office:

- (a) for a term of 4 years in the first instance and may be re-appointed for a further term of 4 years and no more; and
- (b) on such terms and conditions as may be specified in their letter of appointment (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 4: Cessation of Membership.**

- (1) Notwithstanding the provisions of Section 3 of this Bill, a member of the Board shall cease to hold office as a member if the member:
  - (a) resigns by a written notice under his hand, addressed to the President;
  - (b) becomes of unsound mind;
  - (c) becomes bankrupt or makes a compromise with his creditors;
  - (d) is convicted of a felony or of any offence involving dishonesty or corruption; or
  - (e) becomes incapable of carrying on the functions of the office either arising from an infirmity of mind or body.
- (2) A member of the Board shall cease to hold office where the President is satisfied that it is not in the interest of the Commission or in the interest of the public for the person to continue in office and the President removes the person from office.
- (3) Where a vacancy occurs in the membership of the Board, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of the predecessor, provided that the successor shall represent the same interest as the predecessor (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 5: Emoluments, etc. of members.**

The Chairman and members of the Board shall be paid such emoluments, allowances and benefits as the President may, from time to time, direct in line with the recommendation of the Revenue Mobilization, Allocation and Fiscal Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 6: Powers of the Board.**

- (1) The Board shall have powers to:
  - (a) provide the general policy guidelines relating to the functions of the Commission;
  - (b) superintend the implementation of the policies of the Commission;
  - (c) determine the terms and conditions of service of the employees of the Commission; and

- (d) do such other things as are necessary to ensure the efficient performance of the functions of the Commission under this Bill.
- (2) The Board shall fix remuneration for the staff of the Commission having regards to the recommendation of the National Salaries and Wages Commission and in fixing the remuneration, due regards shall be given to the following principles:
- (a) the need to attract and retain quality and high calibre manpower;
  - (b) specialized nature of work to be performed by the Commission;
  - (c) the need to ensure financial self-sufficiency for the Commission; and
  - (d) the salaries paid, to individuals with equivalent responsibilities, expertise and skills.
- (2) The Board may do such other things as are necessary to ensure the efficient performance of the functions of the Commission under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

#### PART II — FUNCTIONS AND POWERS OF THE COMMISSION

##### **Committee's Recommendation:**

##### **Clause 7: Functions of the Commission.**

The Commission shall:

- (a) regulate and administer the operation and business of Gaming in Nigeria;
- (b) set standards, guidelines, policies and rules for the operation of Gaming in Nigeria;
- (c) promote transparency, propriety and integrity in the operation of Gaming in Nigeria, and ensure the protection of minors from gaming activities;
- (d) ensure the protection of the interests of players, stakeholders and the public in Gaming activities in Nigeria;
- (f) in collaboration with relevant government agencies, License Register and certify all gaming technology vendors, suppliers or service providers doing business in Nigeria;
- (g) carry out periodic assessment of the operation of Gaming in Nigeria and submit a report to the Governing Board;
- (h) issue license and permit to qualified operators to carry out the business of Gaming in Nigeria;
- (i) ensure that licensees and permit holders meet their obligations as specified under this Bill or regulations as may be determined from time to time by the Commission;

- (j) examine and resolve complaints and disputes arising from the operation of Gaming, using appropriate dispute resolution mechanisms;
- (k) develop performance standards and indices relating to the quality of Gaming in Nigeria having regard to global best practices;
- (l) collaborate and liaise with government agencies to undertake:
  - (i) measures that would prevent the abuse of Gaming in Nigeria;
  - (ii) seek and pursue maximization of returns for good causes and ensure licensees and permit holders remit timely, accurate and complete proceeds to the Trust Fund under this Bill;
  - (iii) fix charges and collect fees, levies or penalties as may be necessary in the exercise of its functions;
  - (iv) prevent and prohibit unlicensed foreign operators from operating in the Nigerian Gaming space;
- (m) enter, inspect, seize and impose administrative or civil sanctions or fines on erring licensees and permit holders under this Bill;
- (n) take measures to prevent illegal within the Nigerian territory; and
- (o) do such other things which in its opinion are necessary to ensure the efficient performance of the functions of the Commission under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART III — APPOINTMENT OF DIRECTOR-GENERAL  
AND OTHER STAFF OF THE COMMISSION

*Committee's Recommendation:*

**Clause 8: Appointment of Director-General of the Commission, etc.**

- (1) There shall be for the Commission, a Director General who shall be:
  - (a) appointed by the President subject to confirmation by the Senate;
  - (b) the Chief Executive and Accounting Officer of the Commission; and
  - (c) responsible for the execution of the policy and day-to-day administration of the Commission.
- (2) The Director General shall hold a minimum of first degree in any professional field, with cognate experience in the industry.
- (3) The Director-General shall hold office:
  - (a) for a term of 4 years in the first instance and may be re-appointed for a further term of 4 years and no more; and

- (b) hold office on such terms and conditions as may be specified in the letter of appointment.
- (4) Notwithstanding the provision of sub section (3) of this Bill, the Director-General may:
  - (a) resign the appointment by written notice under his addressed to the President; or
  - (b) be removed by the President for inability to discharge the functions of the office (whether arising from infirmity of mind or body or any other cause) or for misconduct or corruption (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 9: Other staff of the Commission.**

The Commission may, subject to the approval of the Board, appoint such staff as it may deem necessary and expedient, from time to time:

- (a) for the proper and efficient performance of the functions of the Commission; and
- (b) on such terms and conditions, as may be determined, from time to time, by the Board (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 10: Pension and other retirement benefits.**

Service in the Commission shall be subject to the provisions of the Pension Reform Act, and accordingly officers and employees of the Commission shall be entitled to pensions and other retirement benefits as are prescribed under the Pension Reform Act (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 11: Conditions of Service.**

The appointment, promotion, welfare and discipline of staff shall be in accordance with the provisions of the Commission's conditions of service (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**PART IV — FINANCIAL PROVISIONS**

**Committee's Recommendation:**

**Clause 12: Fund of the Commission.**

The Commission shall establish and maintain a fund to which shall be paid and credited:

- (a) any grants from the Federal Government;
- (b) annual subventions and budgetary allocations from the Federal Government;
- (c) 2.5% of the portion of gaming remittances paid to the Trust Fund;
- (d) gifts, loans, grants-in-aid from national, bilateral and multilateral organizations, agencies and bodies; and
- (e) charges, fees, and other internally generated revenues by the commission; and
- (f) all other sums accruing to the Commission from time to time (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 13: Expenditure of the Commission.**

The Commission may, from time to time, apply the proceeds of the fund established under Section 12 of this Bill —

- (a) to the cost of administration of the Commission;
- (b) to the payment of the emoluments, allowances and benefits of members of the Board and for reimbursing members of the Board or of any committee set up by the Board and for such expenses as may be expressly authorized by the Board;
- (c) to the payment of the salaries, fees or other remuneration or allowances, pensions and other benefits payable to the staff and other employees of the Commission, provided that no payment of any kind under this paragraph (except such as may be expressly authorized by the Board) shall be made to any person who is in receipt of emoluments from the Government of the Federation or of a State;
- (d) for the development and maintenance of any property vested in or owned by the Commission;
- (e) for the payment of all consultancies, legal fees and cost of contracts administration;
- (f) for payment for all purchases made by the Commission;
- (g) for maintaining general financial reserves subject to general or special directives that may be given in that behalf by the President in accordance with the provisions of this Bill; and
- (h) for any expenditure in connection with all or any of its functions under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 14: Annual estimates and accounts.**

- (1) The Commission shall, not later than 30th September in each year, submit to the President an estimate of its expenditure and income (including payments to the Commission's fund) for the next succeeding year.
- (2) The Commission shall keep proper accounts in respect of each year and proper records in relation to those accounts and shall cause its accounts to be audited within 2 months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 15: Annual Report.**

The Commission shall prepare and submit to the President and the Auditor-General of the Federation not later than 30th June in each year a report in such form as the President may direct on the activities of the Commission during the immediate preceding year, and shall include in the report a copy of the audited accounts of the Commission for that year and of the auditor's report thereon (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 16: Power to accept gift.**

- (1) The Commission may accept gift of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift.
- (2) The Commission shall not accept any gift if the conditions attached by the person or organization making the gift are inconsistent with the functions of the Commission under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 17: Power to borrow.**

The Commission may, with the approval of the President, borrow by way of loan, overdraft or otherwise from any source such sums as it may require for the performance of its functions and meeting its obligations under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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



PART V — OPERATION OF GAMING IN NIGERIA  
AND GRANT OF LICENSES AND PERMIT .

**Committee's Recommendation:**

**Clause 18: Operation of the business of gaming.**

As from the commencement of this Bill, no person shall engage in the business of any form of gaming, by whatever name called in Nigeria unless authorized to do so under a license, permit granted by the Commission in compliance with the provisions of this Bill or any regulations made under this Bill, or in accordance with the provisions of any law passed by the House of Assembly of a State within the Federation (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 19: Penalty to operation of gaming without license.**

- (1) Any person who carries on a gaming business without a valid licence or permit issued by the Commission or pursuant to any law passed by the House of Assembly of a state within the Federation commits an offence and shall be liable on conviction to a minimum of 3 years imprisonment or a fine of ₦5,000,000.00 (Five Million Naira) or both such fine and imprisonment
- (2) Any body corporate which engages in gaming without a valid license or permit commits an offence and shall be liable on conviction to pay a fine of not less than 20 million naira and suffer forfeiture of any property, article, equipment or asset used or capable of being used for the operation of illegal gaming activities, and its Directors and principal officers shall in addition, be liable to a minimum term of 3years imprisonment or fine of ₦5 million or both (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 20: Application to license for Pari mutual Lottery, Fixed Odds Lottery, Sports betting or any other Fixed Odds Game.**

A body corporate may submit an application for license to the Commission in the prescribed form for a license for the operation of the following gaming business:

- (a) Pari mutual lottery;
- (b) Fixed odds lottery (lotto);
- (c) Sports betting; and
- (d) any other Games,

and upon approval make payment of such fees as may be prescribed, from time to time by the Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 21: Submission of application.**

A body corporate may submit application for permit to the Commission in the prescribed form and payment of prescribed fees to the Commission for the following:

- (a) Consumer Sales Promotion;
- (b) Online interactive games;
- (c) Scratch card games;
- (d) Online casino games;
- (e) Mobile Value-Added Service games; and
- (f) any other promotional lotteries as the Commission may from time to time determine,

such permit shall be for short duration, periodic or seasonal life span of not more than 1-year duration (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 22: Establishment of Gaming central monitoring system.**

- (1) All gaming activities conducted pursuant to a license or permit granted under this Bill shall be connected and reported to the Commission gaming central monitoring system which shall be capable of tracking all bets, sales, draws, lottery remittances, and prize redemptions.
- (2) A licensee or Permit holder shall, at its own expense, connect to the central monitoring system.
- (3) The Commission shall grant to the Trust Fund established under Section 46 of this Bill, access to view transactions of the Central Monitoring System.
- (4) Notwithstanding any provision of this Bill, the Commission may appoint an independent operator, not being a licensee or permit holder to operate the central monitoring system. The appointment of the operator of the CMS shall be by way of an open competitive process which shall be conducted in a manner which is transparent, timely, equitable and in a manner which promotes competition, economy and efficiency. Without prejudice to the generality of the foregoing, all bidders, in addition to the requirements contained in any solicitation documents shall:
  - (a) possess the necessary:
    - (i) professional and technical qualifications to provide the services and demonstrable experience of having provided the services,
    - (ii) financial capability,

- (iii) equipment and other relevant infrastructure,
  - (iv) personnel to discharge the obligations incidental to the management of the central monitoring system;
  - (b) possess the legal capacity to enter into the contract for the management of the central monitoring system;
  - (c) not be in receivership, the subject of any form of insolvency or bankruptcy proceedings including administration or any scheme of arrangement or compromise with any creditor or a class of them or subject to any petition for winding up or liquidation or similar procedure;
  - (d) have fulfilled all its tax obligations, and employment related contributions including without limitation to pension contributions, employee compensation or such social security contributions as may be prescribed under any law applicable to it;
  - (e) not have any director or shadow director or entity with control who has been convicted in any country for any offence relating to fraud, dishonesty, financial impropriety, fraudulent or criminal misrepresentation or falsification of facts in connection with any matter whatsoever;
  - (f) disclose by way of an affidavit all shareholders in the bidder, nominees and beneficial owners including without limitation to beneficiaries under or objects of a trust;
- (5) The operator appointed in accordance with the provisions of this section shall in addition to any other obligations imposed under its terms of appointment, comply with all applicable laws in force within Nigeria in relation to privacy, data storage, processing, management and protection.
- (6) The Commission shall take into account the national security interest of Nigeria in the appointment of the operator and the operation of the central monitoring system (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 23**

**Conditions to Grant of License or permit.**

- (1) The Commission shall in granting a licence or permit, ensure that an applicant, and each member of its board of directors as the case may be:
  - (a) is a fit, proper and Body corporate to manage the business or any part of the business of a lottery and gaming;
  - (b) is a fit, proper and capable person to manage the business or any part of the business of a lottery and gaming;

- (c) has the relevant knowledge, expertise and experience to manage the business or any part of the business of operating a lottery and gaming;
  - (d) is capable of mobilizing sufficient financial resources to ensure financial viability of the business of operating a lottery and gaming;
  - (e) has made an undertaking to conduct the business of a lottery and gaming with all integrity and transparency; in line with prescribed terms and conditions of license or permit and in accordance with the provisions of this Bill or Regulations;
  - (f) has not been adjudged insolvent or bankrupt;
  - (g) has not made an arrangement or composition with her or his creditor;
  - (h) has paid the requisite fees as may be prescribed from time to time by the Commission.
- (2) An application for a license or permit shall be accompanied by such fees as the Commission may from time to time prescribe.
- (3) The Commission may grant a license or permit under this Bill, if it is satisfied, from all the evidence and documentation supplied, that the applicant is qualified to operate a lottery and gaming business.
- (4) Any license or permit granted under sub-section (1) of this section shall be subject to such terms and conditions as the Commission may, from time to time, determine, and without prejudice to the generality of the foregoing, such conditions shall include:
- (a) the percentage of proceeds payable to the Trust Fund under Section 30 (1) of this Bill, and the frequency of such payments in respect of all lotteries or games operated pursuant to the license or permit; and
  - (b) the modalities for the distribution of the proceeds of all lottery and gaming transactions as may be conducted through an on-line, Real-Time independent central monitoring system.
- (5) If any change occurs in the information provided in the application for a license or permit by any person or body corporate (including any documents lodged with the application) before the application is granted or refused, the applicant shall forthwith submit to the Commission written particulars of the change.
- (6) Upon consideration of an application for the grant of a license or a transfer of license, the Commission must:
- (a) either grant the license or approve the transfer as the case may be with or without condition;

(b) issue a written refusal to the applicant within 14 days with reasons for the refusal.

- (7) The Commission shall not grant any gaming license howsoever described to any foreign operator or entity which has not been incorporated and who has no local physical place of business situate in Nigeria. For the purpose of this subsection 7, the Commission shall in appropriate circumstances, inspect the offices of a new applicant for a licence (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 24: Duration of License or Permit.**

- (1) A license granted under this Bill shall subject to payment of prescribed fees be valid for a minimum period of:
- (a) 5 years for sports betting;
- (b) 10 years for lottery.
- (2) A permit granted under this Bill for promotional lotteries under Section 21 of this Bill, shall be valid for a maximum period of 1 year.
- (3) The Commission may, at least one year before the expiration of a license, upon approval of the Governing Board, extend the term of the license for a further period of 10 years for Lottery and 5 years for Sports Betting, subject to payment of requisite fees and fulfilment of prescribed conditions as may be determined by the Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 25: Suspension or Revocation of license and permit.**

- (1) Notwithstanding Section 24 of this Bill, a license or permit granted under this Bill may be suspended by the Commission, if:
- (a) the licensee or permit holder refuses to pay or defaults in the payment of dues;
- (2) Notwithstanding Section 24 of this Bill, a license or permit granted under this Bill, may be revoked by the Commission if:
- (a) the licensee or permit holder is no longer a fit and proper person to carry on the business of gaming, whether arising from insolvency, liquidation;
- (b) there has been a contravention or a breach of any of the conditions of grant of the license or permit, or failure to remit proceeds due to the Commission and the Trust Fund under the provisions of this Bill;

- (c) any person for whose benefit the license or permit has been acquired, or who is a holding company of the licensee or permit-holder, or in any other way controls the license or permit, is not a fit and proper person, whether arising from insolvency, liquidation, confinement in prison or other institution or any other relevant reason;
  - (d) the licensee or permit-holder has failed to take adequate steps to prevent the commission of fraud by its employees, after having been alerted or becoming aware of the conditions conducive to the commission of fraud, or to instances of fraud or dishonesty;
  - (e) the licensee or permit-holder, or any of its employees unlawfully prevents the Commission or any authorized person from carrying out their duties under this Bill;
  - (f) the licensee or permit-holder fails to prevent or abate the violation of the provisions of this Bill or the conditions of grant for the license or permit; or
- (3) The Commission shall, if satisfied that there exists any ground for revocation as specified in sub-section (1) of this Section:
- (a) notify the licensee or permit-holder in writing of the existence of such grounds; and
  - (b) request the licensee or permit holder to furnish reasons, within 14 days of service of such notice at the registered address of the licensee or permit-holder, why the license should not be revoked.
- (4) The Commission may:
- (a) if satisfied with reason(s) furnished by the licensee or permit holder pursuant to sub-section (2) of this Section, allow the license to continue; or
  - (b) if not satisfied with the reason(s) furnished by the licensee or permit holder, revoke the license or permit as it deems fit.
- (5) Any license or permit revoked under sub-section (1) of this clause shall not affect the obligations of the licensee or permit holder that arose before the revocation (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 26: Powers to amend and vary a license or permit.**

In the discharge of its functions in relation to the renewal of a license or permit under this Bill, the Commission shall have powers to:

- (a) vary or amend in writing a condition attached to a license or permit; and

- (b) inspect a licensee or permit holder's books of account and other records to determine whether a licensee or permit-holder is complying with its obligations (*Hon. Akinola Adegunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 27: Certain restriction on gaming license and permit.**

- (1) No person with interest holding a political office or Person with interest within the meaning of the Constitution of the Federal Republic of Nigeria shall have any controlling interest in a licensee, permit holder or license or permit.

For the purpose of this subsection (1), a person shall be deemed to have controlling interest where he or she:

- (a) holds more than 50% in the nominal value of the share capital of the licensee or permit holder; and
- (b) has the right to appoint or remove a majority of the directors of the licensee or permit holder without the consent or concurrence of any other person
- (2) A lottery gaming license or sports betting permit is transferable subject to prior authorization and proper due diligence on the prospective recipient of the license and related terms and conditions as may be prescribed by the commission (*Hon. Akinola Adegunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 28: Reporting Obligation on Agents.**

A licensee or permit holder shall, no later than the 30th day of January of each calendar year provide the Commission with a list of all gaming agents engaged by the licensee or permit holder in the preceding year (*Hon. Akinola Adegunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 29: National game.**

- (1) Subject to the agreement of the Commission and all licensees at the relevant time, there shall be established a lottery game or series of lottery games to be known as National Lottery game.
- (2) The National lottery game draws shall be conducted by the Commission with a view to providing nationally recognized and accepted games.
- (3) All the lottery and games operators licensed under this Bill shall be entitled to sell, offer and accept stakes on national lottery games and the distributions of proceeds shall be conducted in accordance with the terms and conditions

as may be agreed upon by the Licensee pursuant to sub-section (1) of this Section (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 30: Application of proceeds of a lottery.**

- (1) A holder of a pari mutuel lottery shall establish an operational fund to be known as the "pari mutuel lottery prize fund" into which shall be paid a minimum return of 40% of the gross proceeds of a lottery transaction.
- (2) The prize fund established under sub-section (1) shall be applied exclusively for the payment of prizes in respect of such lotteries from which the proceeds were realized.
- (3) A licensee shall pay to the Trust Fund 15 percent of gross proceeds.
- (4) A holder of a fixed odds lottery license shall pay out on a biannual basis an average of 60% of the total proceeds of a gaming revenue.
- (5) A licensee shall pay to the Trust Fund 2 percent (2%) of gross gaming revenue.
- (6) A holder of a sports betting lottery license shall pay out on a biannual basis an average of 90% of the total proceeds of a gaming revenue.
- (7) A holder of a sports betting licensee shall pay to the Trust Fund 1 percent (1%) of gross gaming revenue (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 31: Establishment of Prize Pool and application thereof.**

- (1) A Permit-holder shall, in respect of a promotions, establish and maintain an operational fund to be known as the "prize pool" into which shall be kept or listed all prizes, whether cash, goods or equipment, which shall be applied exclusively for the payment of prizes in respect of such promotions for which the license or permit is granted by the Commission.
- (2) The prize pool established by a permit-holder pursuant to sub-section (1) of this Section shall be applied exclusively for the payment of prizes in respect of the particular games to which they relate.
- (3) Permit holders for other gaming categories shall pay to the Commission and Trust Fund a percentage of Gross Proceeds as may be prescribed by the Commission from time to time (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 31 stands part of the Bill — Agreed to.*



**Committee's Recommendation:****Clause 32: Financial Statements and reports of License or permit holder.**

- (1) A licensee or permit-holder shall submit to the Commission, at such time and in such manner as the Commission may from time to time prescribe financial statements, returns and other records relating to the gaming transactions operated pursuant to the license or permit.
- (2) A licensee or permit-holder of gaming shall keep proper accounts and records of the transactions and affairs of the licensee or permit-holder sufficient to explain the financial operations and position of the licensee or permit-holder relating to gaming activities.
- (3) A licensee or permit-holder may apply to the Commission, for an extension of time within which to submit the financial statements or returns specified in sub-section (1), and no extension of time shall exceed three months.
- (4) The Commission may give notice to any person including a person engaged in banking business in Nigeria, requiring such person to provide within a stipulated time, the information specified in the notice. Provided that such request shall be made in the course of investigating the activities of a licensee or permit holder and such licensee or permit holder will be put on notice (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 32 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 33: Submission of Annual Report by licensee or permit holder.**

- (1) A licensee or permit holder shall prepare and submit to the Commission not later than 30th June in each year a report in such form as the Commission may direct on the gaming activities of the licensee or permit-holder during the immediately preceding year
- (2) A licensee or permit holder shall attach to the annual report a copy of the financial statement of gaming activities for the year submitted pursuant to Section 33 of this Bill and the audited accounts of the licensee or permit holder for that year (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 33 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 34: Appointment of External Auditor.**

The Commission shall in appropriate cases appoint an external auditor for purposes of forensic auditing of the financial statements of a licensee or permit holder relating to gaming activity (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 34 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 35: Penalty for failure to submit financial statements and reports, etc.**  
Any licensee or permit holder who fails to comply with the provisions of sections 33, 34 and 35 of this Bill within the prescribed time, commits an offence and is liable to an administrative fine of not less than ₦2 million (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 35 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 36: Powers of the external auditor.**  
An external auditor appointed to audit the accounts of a licensee or permit holder pursuant to section 35 of this Bill may:

- (a) access in the course of the audit, the books and electronic records of the licensee or permit holder in respect of any games; and
- (b) require from an employee, subsidiary or contractor of the licensee or permit holder any information, assistance or explanation necessary for the performance of the duties of the auditor in relation to the audit (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 37: Sale of Lottery tickets.**  
A ticket of any games under this Bill shall be sold on behalf of a licensee or permit holder through personal application, postage or electronic transmission:

- (a) at the offices of the licensee or permit holder;
- (b) by sales agents appointed or contracted by the licensee or permit holder;
- (c) through automatic vending machines authorized by the licensee or permit holder;
- (d) websites, USSD or SMS; and
- (e) by such other means or places as may be authorized or designated by the licensee or permit holder from time to time (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 38: Gaming technical suppliers and vendors.**

- (1) No person or body corporate shall manufacture, equipment, without certification or standard compliance as may be prescribed by the International Standard Organisation or Standard Organisation of Nigeria.
- (2) A person or body corporate which intends to operate gaming in Nigeria shall ensure that the technology to be developed shall comply with applicable standards as may be prescribed by the International Standard Organisation

or Standard Organisation of Nigeria (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 39: Commercial Gaming etc. syndicating prohibited.**

- (1) A person shall not obtain or attempt to obtain any direct or indirect financial gain by forming, conducting or assisting in forming or conducting a syndicate for the purpose of a ticket or electronic entry.
- (2) A person shall not promote:
  - (a) the formation of any syndicate for the purchase of a ticket or electronic entry;
  - (b) any form of syndicate for the purchase of any ticket or making any electronic entry; or
  - (c) any scheme capable of assisting any other person to form any syndicate for the purposes of purchasing ticket or making electronic entry.
- (3) Any person who contravenes the provisions of sub-sections (1) and (2) of this Section commits an offence and shall be liable on conviction:
  - (a) in the case of an individual, to a fine of not less than 2 million naira, or imprisonment for a term of not less than 2 years or both; and
  - (b) in the case of a body corporate, to a fine of not less than 20 million Naira and in addition, each director or principal officer shall be liable to a fine of not less than 2 million Naira or imprisonment for a minimum term of 2 years or both (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 40: Remote Gaming.**

- (1) No person, being in Nigeria or other jurisdiction shall, without a licence issued by the Commission under this Bill:
  - (a) offer, take, accept, sell, conduct, promote, advertise, or solicit, encourage remote gaming;
  - (b) take or accept bets by websites hosted or operated outside Nigeria, place bets on sites based outside Nigeria including websites of Nigerian companies
- (2) The Commission may prescribe regulations, guidelines and policies for the conduct, operation, management and control of remote gaming activities in Nigeria .

- (3) Any person who contravenes the provision of this section commits an offence and shall on conviction be liable, in the case of:
- (a) an individual, to a fine of not less than five hundred thousand Naira, or imprisonment for a term of not less than 3 months or both; and
  - (b) a body corporate, to a fine of not less than 5 million Naira and in addition, each director or principal officer shall be liable to a fine of not less than 1 million Naira or imprisonment for a minimum term of 3 months or both.
- (4) In this Bill, Remote Gaming means gaming in which persons participate by the use of remote communication. Remote communication means communication using:
- (a) the internet;
  - (b) Telephone;
  - (c) Television;
  - (d) Radio; or
  - (e) any other kind of electronic or other technology for facilitating communication and such other system as may be designated from time to time as such remote communication for the purposes of this Bill by the Nigeria Communication Commission upon request of the Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

***Committee's Recommendation:***

**Clause 41: Unclaimed Prices.**

- (1) Subject to this Bill and any other condition in the license or permit, the licensee or permit holder shall ensure payment to all winners.
- (2) A licensee or permit-holder shall declare all unclaimed prizes with details of the name; address and any other information of the prize winner to the Commission on a yearly basis.
- (3) Where upon the expiration of a period of 1 year following the conclusion of any gaming draw, any prize remains unclaimed by a person entitled thereto, the licensee or permit holder may retain such amount and the right of the person entitled shall without more be forfeited (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 42: Power to enter agreements.**

- (1) The Commission with the approval of the President, may enter into an agreement with the Government of any country or any international regulatory entity with respect to:
  - (a) the mutual operation of licenses or permits granted under this Bill in Nigeria and that other country; and
  - (b) the payment of or exemption from payment of all or part of the contribution to the trust fund established under Section 46 of this Bill in connection with proceeds from lotteries derived from or in that country or state provided the Commission shall not grant any exemption without the consent of the Trust Fund and no exemption shall be granted where no reciprocal exemptions are granted to licensees or permit holders under this Bill.
- (2) Notwithstanding any provision of this Bill, the Commission, shall not enter into any agreement with any government, person or entity, within or without Nigeria, which has the effect of:
  - (a) conferring any regulatory or quasi-regulatory powers, rights, privileges or immunities, on any such person;
  - (b) creating a monopoly or having any effect which is anti-competitive;
  - (c) conferring exclusivity directly or indirectly of a game howsoever described on a licensee, permit holder under this Bill or under the law of any country with whom the Commission enters in an agreement;
  - (d) fettering the administrative powers or discretions of the Commission vested under this Bill.
- (3) Any agreement entered into pursuant to this section may be varied or rescinded by the parties thereto on such terms and conditions as may be agreed between them (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

## PART VI — OFFENCES AND PENALTIES

**Committee's Recommendation:****Clause 43: Offences and penalties.**

- (1) Any person who:
  - (a) forges any gaming ticket or causes any ticket to be forged;
  - (b) knowingly disposes of or attempts to sell or dispose of any forged or stolen ticket;

- (c) alters any number or figure or falsifies or otherwise disfigures any ticket with the intent to defraud;
  - (d) with the intent to defraud, takes or converts to his own use or to the use of any other person, any proceeds from a game operated by the licensee or permit holder;
  - (e) knowingly sells to any person under the age of eighteen years any ticket in a game operated by a licensee or permit holder;
  - (f) fraudulently or unlawfully holds himself out as an agent of the licensee or permit holder;
  - (g) as an incentive or inducement to enter into a contract, or as a condition or consequence of entering into a contract, gives a guarantee or promise to a person to the effect that the person will win a prize or share a prize in a lottery or gaming scheme;
  - (h) conducts or promotes a scheme under which a guarantee or promise is given to a person participating in the scheme to the effect that the person will win a prize or share out a prize in a lottery or gaming;
  - (i) conducts a game either through personal application or by any other means without a valid license or permit granted under this Bill; or
  - (j) fraudulently manipulates a draw with intent to interfere with the outcome of a game or draw, Commits an offence and is liable on conviction to a fine of 5million Naira or imprisonment for a term of 3 years or both.
  - (k) who in playing or placing a bet on an event, game and sporting activities, cheats or relies on a technical glitch or a palpable error from an operator is liable on conviction to a fine not higher than twice the amount he is claiming or an imprisonment for a term of six months;
  - (l) who as an operator or its agents makes payments without valid tickets or as a punter or anyone acting on his instructions, forces an operator or its agents to make such payment, shall be liable upon conviction to imprisonment of not less than three months or a fine not more than 200% of the value of the winning.
- (2) An operator:
- (a) shall not be obliged to pay winning which results from a visibly obvious error;
  - (b) shall not be obliged to pay winnings on a bet that was placed after the outcome of the game in relation to which the bet was placed is known.
- (3) Where an offence under sub-section (1) of this Section is committed by a body corporate:

- (a) the body corporate shall on conviction be liable to a fine of not less than ₦20,000,000 and forfeiture of any property, article, equipment used or capable of being used for the purpose of illegal gaming activity; and
- (b) each director, and every principal officer of the body corporate shall be liable on conviction to a fine of not less than ₦5,000,000 or imprisonment for a term of 3 years or both.
- (4) Any person who:
- (a) prevents or obstructs an officer of the Commission or any authorized person from the performance of his duties; or
- (b) contravenes any provisions of this Bill where no specific penalty is provided, commits an offence and is liable on conviction to a fine of ₦500,000.00 or not more than 1 year imprisonment, or both.
- (5) Where an offence under sub-section (4) of this Section is committed by a body corporate, the body corporate shall on conviction be liable to a fine of not less than ₦5,000,000.00 and each director and every principal officer of the body corporate shall be liable on conviction to a fine of ₦500,000.00 or imprisonment for a term of 1 year or both.
- (6) Save for licensees and permit holders under this Bill, and notwithstanding the provision of any other enactment to the contrary, the operation of any game on a national basis or on inter-state basis is prohibited Pursuant to the provisions of sub-section (6) of this section, a person shall not establish or conduct a games at national level or on interstate basis or employ the use of a national platform to:
- (a) conduct a game, either through personal application or any electronic transmission;
- (b) print a ticket in a lottery or gaming;
- (c) sell, buy or offer for sale or give or accept a ticket in a lottery gaming;
- (d) publish or exhibit in a newspaper or broadcast, telecast or on a notice by electronic means or otherwise any information relating to a lottery or gaming;
- (e) sell or dispose of any property of any kind or allot any prize of money by means of a game of chance or a game of mixed chance and skill; or
- (f) keep a house or place for the purpose of conducting any gaming activity, whether the house or place is used for any other purpose.
- (8) Any person who contravenes any of the provisions of sub-section (7) of this section commits an offence and is liable on conviction to a fine of ₦5 million or imprisonment for a term of 3 years or both.

- (9) Where an offence under sub-section (7) is committed by a body corporate:
- (a) the body corporate shall on conviction be liable to a fine of not less than ₦20,000,000 and forfeiture of any property, article, equipment used or capable of being used for the purpose of illegal gaming activity; and
  - (b) each director, and every principal officer of the body corporate shall be liable on conviction to a fine of not less than ₦5,000,000 or imprisonment for a term of 3 years or both (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 44: Power to enter, inspect, seize, seal and detain, etc.**

An officer of the Commission with identification may at any reasonable time:

- (a) enter, if need be, by reasonable force, any premises in which the officer reasonably believes that illegal gaming operation is being carried out or about to be carried out;
- (b) examine any article or equipment within the premises which appears to be an article or equipment to which the Bill or regulation applies, or anything in the premises used or capable of being used for purposes of gaming activity;
- (c) seize and detain, for such a time as may be specified by an order of the court, any article or equipment within the premises which appears to be an article or equipment to which the Bill or regulation applies or anything in the premises used or capable of being used for purposes of illegal gaming activities;
- (d) seal up any premises in which the officer reasonably believes that illegal gaming operation is being carried out;
- (e) in collaboration with law enforcement agencies, arrest, detain and prosecute any person found within the premises; or
- (f) require the owner or any person in charge of the premises and every person found in the premises to provide all necessary information or reasonable assistance to the officer (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 45: Jurisdiction to prosecute offences in this Bill.**

- (1) Subject to the provisions of the Constitution of the Federal Republic of Nigeria, an officer of the Commission may, with the consent of the Attorney-General of the Federation, conduct criminal proceedings in respect of offences under this Bill or regulations under this Bill



- (2) In a judicial proceeding for an offence under this Bill or any regulation made under it, the provisions of the Criminal Procedure Act, Administration of Criminal Justice Law, Criminal Procedure Code depending on the venue shall, with such modification as the circumstance may require, apply in respect of such matter to the same extent as they apply to the trial of offences generally.
- (3) A court of competent jurisdiction shall have jurisdiction to impose any penalty provided for an offence under this Bill or any other related enactment.
- (4) In any trial for an offence under this Bill, the court shall have power, notwithstanding anything to the contrary in any other enactment, to adopt all legal measures necessary to avoid unnecessary delays and abuse in the conduct of matters (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART VII — ESTABLISHMENT OF THE NATIONAL GAMING  
TRUST FUND AND THE BOARD OF TRUSTEES

**Committee's Recommendation:**

**Clause 46:**

**Establishment of the National Gaming Trust Fund.**

- (1) There is established a fund to be known as the National Gaming Trust Fund (in this Bill referred to as 'the Trust Fund') into which shall be credited:
  - (a) the percentage of the proceeds of lottery and gaming as prescribed under sections 30 and 31 of this Bill;
  - (b) any fine, interest, penalty, surcharge, cost or forfeiture arising from breaches relating to remittances in this Bill;
  - (c) interest and dividends accruing from any investment made pursuant to section 53 of this Bill;
  - (d) gifts, loans, grants-in-aid from national, bilateral and multilateral organizations, bodies and agencies; and
  - (e) any other moneys that may lawfully be received into the Trust Fund.
- (2) The Trust Fund:
  - (a) shall be a body corporate with perpetual succession and a common seal;
  - (b) may sue or be sued in its corporate name; and
  - (c) shall have the power to acquire, hold, mortgage, purchase or deal howsoever with property, whether movable or immovable, real or personal (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 47: Establishment and Composition of the Board of Trustees for the Trust Fund.**

- (1) There is established for the Trust Fund, a Board of Trustees to be known as the National Gaming Trust Fund Board of Trustees (in this Bill referred to as "the Board of Trustees") which shall have overall control of the Trust Fund.
- (2) The Board of Trustees shall consist of:
  - (a) a part-time Chairman;
  - (b) a representative each of the:
    - (i) Federal Ministry of Finance,
    - (ii) Federal Ministry of Sports and Youth Development,
    - (iii) office of the Secretary to the Government of the Federation or office of the Secretary to the Government of the Federation supervising at any given, and
    - (iv) Federal Ministry of Budget and National Planning;
  - (c) six persons, one from each geo-political zone, to represent public interest;
  - (d) the Secretary of the Trust Fund;
  - (e) two members representing licensed gaming operators; and
  - (f) the Director-General of the Commission.
- (3) The Chairman and members of the Board of Trustees listed in sub-section (2) (c) above shall possess cognate experience and qualification in any professional field.
- (4) The Chairman and members of the Board of Trustees shall:
  - (a) be appointed by the President; and
  - (b) serve on a part-time basis.

**Second Schedule.**

- (5) The supplementary provisions set out in the Schedule to this Bill shall have effect with respect to the proceedings of the Board of Trustees and the other matters mentioned therein (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:****Clause 48: Tenure of office.**

The Chairman and other members of the Governing Board, other than *ex-officio* members, shall each hold office:

- (a) for a term of 4 years in the first instance and may be re-appointed for a further term of 4 years and no more; and
- (b) on such terms and conditions as may be specified in their letters of appointment (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 48 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 49: Cessation of membership.**

- (1) Notwithstanding the provisions of Section 47 of this Bill, a member of the Board of Trustees shall cease to hold office as a member if the member:
  - (a) resigns by a written notice under his hand addressed to the President;
  - (b) becomes of unsound mind;
  - (c) becomes bankrupt or makes a compromise with his creditors;
  - (d) is convicted of a felony or of any offence involving dishonesty or corruption; or
  - (e) becomes incapable of carrying on the functions of the office either arising from an infirmity of mind or body or other causes,
- (2) A member of the Board of Trustees shall cease to hold office where the President is satisfied that it is not in the interest of the Trust Fund or in the interest of the public for the person to continue in office and the President removes the person from office,
- (3) Where a vacancy occurs in the membership of the Board of Trustees, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of the predecessor, provided that the successor shall represent the same interest as the predecessor (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 49 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 50: Emoluments, etc of members.**

The Chairman and members of the Board of Trustees shall be paid such emoluments, allowances and benefits as the President may, from time to time, direct in line with the recommendation of the Revenue Mobilization, Allocation and Fiscal Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART VIII — APPLICATION OF TRUST FUND, POWERS OF  
BOARD OF TRUSTEES AND FUNCTIONS OF THE TRUST FUND

*Committee's Recommendation:*

**Clause 51: Application of Trust Fund Proceeds.**

- (1) The proceeds of the Trust Fund shall be applied from time to time to fund good causes projects approved by the President of the Federal Republic of Nigeria, which shall include but not limited to projects for the advancement, upliftment and promotion of sports development, protection against and remedying gambling addiction and underage gaming, education, health, social services, public welfare, poverty alleviation, and natural disasters management.
- (2) Subject to the provisions of Section 51 of this Bill, the proceeds of the Trust Fund shall be applied:
  - (a) to the cost of administration of the affairs of the Trust Fund that being provided always that the cost of administration of the Trust Fund shall not exceed an amount equal to ten percent (10%) of gaming remittances;
  - (b) the payment of emoluments, allowances and benefits of members of the Board of Trustees and for reimbursing members of the Board of Trustees or of any committee set up by the Board of Trustees and for such other expenses as may be authorized by the Board of Trustees;
  - (c) to the payment of salaries, fees or other remuneration or allowances, pensions and other benefits payable to the staff and other employees of the Trust Fund, provided that no payment of any kind under this paragraph (except as may be authorized by the Board) shall be made to any person who is in receipt of emoluments from the Government of the Federation or of a State; and
  - (d) for the acquisition, insurance, development and maintenance of any property or equipment acquired, owned or otherwise vested in the Trust Fund:
- (3) Funds to be applied under sub-section (1) of this section, shall be applied on the basis of equality among the:
  - (a) six geo-political zones of the Federation; and
  - (b) States of the Federation.
- (4) In the management, disbursement and application of the funds referred to in sub-section (1) of this section, the Trust Fund shall have power to give consideration to the special needs and peculiarities of each State and geopolitical zone of the Federation.
- (5) Notwithstanding the provisions of sub-sections (3) and (4) of this Section, the President may, for the purpose of managing natural disaster or similar emergency in the country, require the fund to be applied in a manner other

than as prescribed by the Trust Fund provided that not more than ten percent of the sums accruing to the Trust Fund within any fiscal year may be applied for such purpose (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 51 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 52: Powers of the Board of Trustees.**

The Board of Trustees shall have power to:

- (a) provide for the general policy guidelines relating to the functions of the trust fund;
- (b) approve grant programs and administration of the budgets;
- (c) determine the terms and conditions of service of employees of the Trust Fund;
- (d) fix remunerations, allowances and benefits of the staff and employees of the trust fund having regards to the recommendations of the national salaries, incomes and wages commission; and
- (e) do such other things which in the opinion of the Board of Trustees are necessary to ensure the efficient performance of its functions under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 53: Functions of the Trust Fund.**

The Trust Fund shall:

- (a) credit into its account, all monies payable into the Trust Fund under this Bill;
- (b) make all disbursements required to be made out of the Trust Fund under this Bill;
- (c) in collaboration with relevant agencies and bodies, implement or facilitate the implementation of any project approved by the President on the recommendation of the Board of Trustees;
- (d) carry out other activities as are necessary or expedient to ensure the effective performance of its functions under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART IX — APPOINTMENT OF THE SECRETARY  
AND OTHER STAFF OF THE TRUST FUND

***Committee's Recommendation:***

**Clause 54: Executive Secretary of the Trust Fund.**

- (1) There shall be for the Trust Fund, an Executive Secretary who shall be:
  - (a) appointed by the President;
  - (b) the chief executive and accounting officer of the Trust Fund; and
  - (c) responsible for the execution of the policy and day-to-day administration of the Trust Fund.
- (2) The Executive Secretary shall hold office:
  - (a) for a term of 4 years in the first instance and may be re-appointed for a further term of 4 years and no more; and
  - (b) on such terms and conditions as may be specified in the letter of appointment.
- (3) The Executive Secretary shall hold a minimum of first degree in any professional field, with cognate experience in management and administration.
- (4) Notwithstanding the provisions of sub-section (2) above, the Executive Secretary may:
  - (a) resign by a written notice under his hand addressed to the President; or
  - (b) be removed by the President for inability to discharge the functions of the office (whether arising from infirmity of mind or body or any other cause) or for gross misconduct or corruption (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

***Committee's Recommendation:***

**Clause 55: Other staff of the Trust Fund.**

- (1) The Trust Fund may, subject to the approval of the Board of Trustees, appoint such other staff as it may deem necessary and expedient, from time to time:
  - (a) for the proper and efficient performance of the functions of the Trust Fund; and
  - (b) on such terms and conditions as may be determined, from time to time, by the Board.

- (2) The discipline and removal of Staff of the Trust Fund shall be in accordance with the provisions of the conditions of service of the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 56: Pension No. 64, 2014.**

Service in the Trust Fund shall be subject to the provisions of the Pension Reform Act and accordingly officers and employees of the Trust Fund shall be entitled to pensions and other retirement benefits as prescribed under the Pension Reform Act (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART XI — FINANCIAL PROVISIONS

**Committee's Recommendation:**

**Clause 57: Annual Estimates and Accounts.**

- (1) The Trust Fund shall, not later than 30th September in each year, submit to the President, through the Board of Trustees, an estimate of its expenditure and income (including payments to the Trust Fund) for the next succeeding year.
- (2) The Board of Trustees shall cause to be kept, proper accounts of the Trust Fund in respect of each year and proper records in relation to those accounts and shall cause its accounts to be audited within three months after the end of each year by auditors appointed by the Board of Trustees from the list and in accordance with the guidelines supplied by the Auditor-General for the Federation (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 58: Annual Report.**

The Trust Fund shall prepare and submit to the President, through the Board of Trustees, not later than 30th day of June in each year a report in such form as the President may direct on the activities of the Trust Fund during the immediately preceding year and shall include in the report a copy of the audited accounts of the Trust Fund for that year and of the auditor's report thereon (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 59: Power to accept gift.**

- (1) The Trust Fund may accept gift of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift.

- (2) The Trust Fund shall not accept any gift if the conditions attached by the person or organization making the gift are inconsistent with the functions of the Trust Fund under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 60: Power to borrow money.**

The Trust Fund may, with the approval of the President borrow by way of loan, overdraft or otherwise from any source, such sum as it may require for the performance of its functions and discharge of its obligations under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

PART XII — MISCELLANEOUS PROVISIONS

**Committee's Recommendation:**

**Clause 61: Limitation of suits against the Commission, etc.**

- (1) Subject to the provisions of this Bill, the provisions of public Officers Protection act shall apply in relation to any suit instituted against any member, officer or employee of the commission or the trust Fund.
- (2) Notwithstanding anything contained in any other law or enactment, no suit against the Commission, the Trust Fund, a member of the Board of the Commission, a member of the Board of Trustees of the Trust Fund, the Director-General of the Commission, the Secretary of the Trust Fund or any other officer or employee of the Commission or Trust Fund for any act done in pursuance or execution of this Bill or any other law or enactment, or of any public duty or authority or in respect of any alleged neglect or default in the execution of this Bill or any other law or enactment, duty or authority, shall lie or be instituted in any court unless it is commenced:
  - (a) within three months after the act, neglect or default complained of; or
  - (b) in the case of a continuation of damage or injury, within six months after the ceasing thereof.
- (3) A suit shall not commence against the Commission, the Trust Fund, a member of the Board of the Commission, a member of the Board of Trustees of the Trust Fund, the Director-General of the Commission, the Secretary of the Trust Fund or any other officer or employee of the Commission or the Trust Fund before the expiration of a period of one month after written notice of the intention to commence the suit shall have been served on the Commission or the Trust Fund by the intending plaintiff or their agent.
- (4) The notice referred to in sub-section (3) shall clearly and explicitly state the:
  - (a) cause of action;
  - (b) particulars of the claim;



- (c) name and place of abode of the intending plaintiff; and
- (d) relief which he claims (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 62: Service of documents.**

A notice, summons or other document required or authorized to be served on the Commission or the Trust Fund under the provisions of this Bill or any other law or enactment may be served by delivering it to the Director-General of the Commission or the Secretary of the Trust Fund or by sending it by registered post addressed to the Director-General of the Commission or the Secretary of the Trust Fund at the principal office of the Commission or the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 63: Restriction on execution against property of the Commission and the Trust Fund.**

- (1) In any action or suit against the Commission or the Trust Fund, no execution or process of attachment in the nature thereof shall be issued against the Commission or the Trust Fund unless not less than three months' notice of the intention to execute or attach has been given to the Commission or the Trust Fund.
- (2) Any sum of money which by the judgment of any court has been awarded against the Commission or the Trust Fund shall, subject to any direction given by the court, where no notice of appeal against the judgment has been given, be paid from the fund of the Commission or the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 64: Indemnity of officers.**

A member of the Board or Board of Trustees, the Director-General, the Secretary or any officer or employee of the Commission or Trust Fund shall be indemnified out of the assets of the Commission or the Trust Fund against any liability incurred by the person in defending any proceeding, whether civil or criminal, if the proceeding is brought against the person as member, Director-General, Secretary or officer or employee of the Commission or the Trust Fund, as the case may be (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 65: Directives by the President, etc.**

The President may give to the Commission or the Trust Fund, the Director-General of the Commission or the Secretary of the Trust Fund such directives of a general

nature or relating generally to matters of policy with regards to the exercise of its functions under this Bill as he may consider necessary and the Commission or the Trust Fund, the Director-General of the Commission or the Secretary of the Trust Fund shall comply with the directives or cause them to be complied with (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 65 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 66: Powers to make regulations and guidelines.**

- (1) The Commission may make such regulations as in its opinion are necessary or expedient for giving full effect to the provisions of this Bill and for the due administration of its provisions relating to the Commission.
- (2) The Trust Fund may make such regulations as in its opinion are necessary or expedient for the due administration of its provisions relating to the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 66 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 67: Secrecy.**

- (1) A member of the Board or the Board of Trustees, the Director-General or the Secretary or any other officer or employee of the Commission or the Trust Fund shall:
  - (a) not for personal gain, make use of any information which came to their knowledge in the exercise of their powers or were obtained by them in the ordinary course of their duty as a member of the Board or Board of Trustees, as the Director-General, Secretary, officer or employee of the Commission or the Trust Fund;
  - (b) treat as confidential any information which come to his knowledge in the exercise of his powers or were obtained by him in the performance of his duties under this Bill;
  - (c) not disclose any information referred to under paragraph (b) of this sub-clause, except where required to do so by a court or in such other circumstances as may be prescribed by the Board or Board of Trustees from time to time.
- (2) Any person who contravenes the provisions of sub-section (1) of this section, commits an offence and shall be liable on conviction to a fine of not less than ₦250,000 or imprisonment for a term not exceeding 1 year or both (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 67 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 68: Gaming Tax.**

- (1) There is hereby imposed and charged a tax to be known as the Gaming Companies Income Tax (in this Bill to be referred to as "Gaming Tax") which shall be administered and managed by the Federal Inland Revenue Service, which shall in this Bill be referred to as the Service.
- (2) The Gaming Tax shall be computed as income tax at the rate of 7 per cent on the net proceeds of the Licensee for each year of assessment.
- (3) A Licensee or permit holder under this Bill shall compute the tax payable by the Licensee or Permit holder for the year of assessment and forward evidence of direct payment of the whole or part due into the revenue collection account designated by the Service.
- (3) Where the Service is not satisfied with an assessment made by a Licensee, the Service may determine the amount of the net proceeds of such Licensee and make an assessment based on its best of judgement provided always that such assessment shall not affect any liability otherwise incurred by the Licensee by reason of its assessment.
- (4) Without prejudice to the foregoing provisions of this Section, the contribution made by a licensee under this Bill to the Prize Fund and the Trust Fund established pursuant to this Bill shall, for the purpose of computing the assessable income of the licensee, be deductible expenses.
- (5) The Prize Fund shall be tax neutral and accordingly, all monies accruing to, payments made from and transactions relating thereto shall be exempt from all forms of taxes, levies, duties, charges or impositions howsoever described.
- (6) Stakes or bets howsoever described shall be exempt from the imposition of value added tax.
- (7) Where a Licensee has been assessed for Gaming Tax in any year of assessment, the Licensee shall be exempt from the imposition of tax pursuant to:
  - (a) the Companies Income Tax Act (Cap. C21, LFN, 2004) as may be amended from time to time;
  - (b) the Value Added Tax Act (Cap. V1, LFN, 2004) as may be amended from time to time
- (8) The foregoing shall be without prejudice to the right of a licensee or permit holder to claim such capital or other allowances or deductions provided for under any enactment in force (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 68 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 69: Repeal and Savings Provisions.**

- (1) The National Lottery (Amendment) Act, No. 6 of 2017 is repealed.
- (2) Without prejudice to the provisions of Section 6 of the Interpretation Act, the repeal of the enactment specified in subsection (1) of this section shall not affect anything done or any action taken under or pursuant to the repealed enactment except that such thing done or action taken shall be construed in accordance with the provisions of this Bill.
- (3) Stakes shall be exempted from the Value-Added Tax.
- (4) Every payment, regulation, order, requirement, license, permit, notice, direction, decision, authorization, consent, application, request or thing made, issued, given or done under the repealed Act shall, at the commencement of this Bill, continue to be in force and have effect as if made, issued, given or done under this Bill.
- (5) All assets, funds, resources and other moveable and immovable properties which, immediately before the commencement of this Bill, vested in the Commission or Trust Fund established under the repealed Act shall without further assurance be vested in the Commission or Trust Fund.
- (6) Any reference to the Commission or Trust, Board or Board of Trustees, Chairman, Director General, Secretary or any person under their control or a document issued in the name of the Commission or Trust Fund established under the repealed Act shall be read, unless the context otherwise requires, as a reference to the Commission or Trust Fund, Board or Board of Trustees, Chairman, Director General, Secretary or an employee of the Commission or Trust Fund established under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 69 stands part of the Bill — Agreed to.*

**Committee's Recommendation:****Clause 70: Transitional Provisions.**

- (1) Any person who immediately before the commencement of this Bill was a staff of the Commission or Trust Fund established under the repealed Act, shall continue in office and be deemed to have been appointed under this Bill for purposes of implementing the provisions of this Bill.
- (2) Any property held immediately before the commencement of this Bill on behalf of the Commission or Trust Fund established under the repealed Act by any person shall be vested in the Commission or Trust Fund.
- (3) The Commission or Trust Fund shall be subject to all the obligations and liabilities to which the Commission or Trust Fund established under the repealed Act was subject to immediately before the commencement of this Bill and all other persons shall have the same right, powers and remedies against the Commission or Trust Fund as they had against the Commission or Trust Fund established under the repealed Act.

- (4) Any proceeding or cause of action pending or existing immediately before the commencement of this Bill by or against the Commission or Trust Fund established under the repealed Act in respect of any right, interest, obligation or liability of the Commission or Trust Fund established under the repealed Act, may be continued or commenced, as the case maybe, and any determination of a court of law, tribunal or other commission or person may be enforced by or against the Commission or Trust Fund established by this Bill to the same extent that such proceeding, cause of action or determination might have been continued, commenced or enforced by or against the Commission or Trust Fund established under the repealed Act.
- (5) As from the commencement of this Bill, any disciplinary proceeding pending or existing against any employee of the Commission or Trust Fund established under the repealed Act may be continued or completed by the Commission or Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 70 stands part of the Bill — Agreed to.*

**Committee's Recommendation:**

**Clause 71: Interpretation.**

In this Bill:

"Board" means the Governing Board of the Commission established under clause 2 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Board of Trustees" means the National Gaming Trust Fund Board of Trustees established under section 47 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Central monitoring system" means any system put in place by the Commission for the purpose of assessing and monitoring all gaming activities in Nigeria and capable of tracking and generating reports on sales, bets, winnings, payouts, draws and remittances (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that the meaning of the words "Central monitoring system" be as defined in the interpretation to this Bill — Agreed to.*

"Chairman" means the Chairman of the Governing Board of the Commission or the Chairman of the Board of Trustees of the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Commission" means the National Gaming Regulatory Commission established under section 1 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Controlling Interest" means where a person holds not less than 25% of the issued share capital of the licensee or permit holder, or appoints or is entitled to appoint a majority of the members of the board of directors, management or governing body or qualifies as a shadow director under the Companies and Allied Matters Act, 2020, as may be amended from time to time (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Director-General" means the Director-General of the Commission appointed under section 8 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Federation" means the Federal Republic of Nigeria (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Fixed Odds" means lotto, betting or a type of game where odds for the winning bet is determined at the time the bet is placed (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Gaming" means the playing of a game of chance for a prize.

For the purpose of this Bill, a game of chance includes:

- (a) a game, that involves both an element of chance and an element of skill; or
- (b) a game that involves an element of chance that can be eliminated; or
- (c) a game that is presented as involving an element of chance but in no case include participation in an actual sport; or
- (d) scheme, arrangement, system, plan, promotional competition, raffle draw, or device for the distribution of prizes by lot or chance, or as a result of the exercise of skill and chance or based on the outcome of sporting events, or any other game, scheme, arrangement, system, plan, competition or device,

which the Commission may declare to be lottery in a gazette and which shall be operated according to a license;

Under this Bill a person plays a game of chance if he/she participates in a game of chance:

- (i) whether or not there are other participants in the game,
- (ii) whether or not a computer generates images or data taken to represent the action of other participants in the game,
- (iii) whether or not he risks losing anything at the game (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Grants" means non-repayable funds or products disbursed or gifted by the Trust Fund to a recipient often a non-profit entity (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Gross Gaming Revenue" means total proceeds of stakes or bets less winning paid out (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that the meaning of the words "Gross Gaming Revenue" be as defined in the interpretation to this Bill — Agreed to.*

"Good causes" means the projects executed by the Trust Fund towards promoting public good and social inclusion (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Intervention" means the active involvement of the Trust Fund to bring about positive changes in the lives of the people (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"License" means official permission to operate games or carry out gaming activities granted under this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Licensee" means the Corporate body to whom a license to carry on the gaming business has been issued pursuant to this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Gaming" includes any game, scheme, arrangement, system, plan, promotional competition, raffle draw, or device for the distribution of prizes by lot or chance, or as a result of the exercise of skill and chance or based on the outcome of sporting events, or any other game, scheme, arrangement, system, plan, competition or device, which the Commission may declare to be gaming in a gazette and which shall be operated according to a license (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Gaming Technology" means:

- (a) Ticket;
- (b) terminal for selling or validating ticket;
- (c) ticket checker;
- (d) block chain lottery;
- (e) any computer equipment or software or hardware used by the lottery operator, a lottery equipment supplier or an agent in operating a lottery scheme in Nigeria;
- (f) an operator's central gaming management system;
- (g) any other software or hardware or future technological innovation that could influence the outcome of the lottery scheme or be used in the operation of gaming;
- (h) any equipment that could influence the outcome of a gaming scheme or, in the opinion of the Commission, is integral to conducting, managing or operating a lottery scheme in Nigeria (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Member" means a member of the Governing Board of the Commission or a member of the Board of Trustees, as the case may be, and includes the Chairman of the Board or Board of Trustees (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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



"National Gaming" means any gaming established or conducted at national level, or employing the use of a national platform or instate basis to:

- (a) conduct a gaming either through personal application or any electronic transmission;
- (b) publish or exhibit in a newspaper or broadcast, telecast, or on notice by electronic means or otherwise any information relating to gaming;
- (c) sell or dispose of any property of any kind or allot any prize of money by means of a game of chance or a game of mixed chance and skill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Operator" means a licensee or any other person or company engaged by the licensee to operate a game (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Participant" in relation to a game means a person who is in possession of a valid ticket in that game (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Permit" means a permit to operate games of short-term duration, periodic life span or seasonal existence, such as a promotional lottery of less than 1-year duration (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Permit-holder" means to whom a permit to operate a game has been issued pursuant to this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Person" means a natural person, an incorporated body under any law in force in Nigeria or any relevant jurisdiction (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Proceeds" means the total transaction made by the participants on the purchase of tickets in respect of each lottery conducted under a license (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"President" means the President of the Federal Republic of Nigeria (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Prize" means a prize due to a participant who holds a winning ticket in a game or promotional lottery conducted by the licensee or permit holder (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Prize fund" means that depository established by a licensee pursuant to section 31 of this Bill (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Prize Pool" means the fund established by a permit holder for payment of prizes in a promotional lottery (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Promotional gaming" includes gaming conducted by manufacturers, distributors, retailers and promoters of goods and services for the distribution of prizes by chance or lot (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Promoter", includes but not limited to, manufacturers of goods, service providers, telecom operators, construction companies, banks and any other person offering goods or services by public advertisement, the gross return on which is likely to exceed the sum of ₦1,000,000.00 (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Remote gaming" means any form of gaming by means of which persons participate by the use of remote communication including the internet, telephone, television, radio or any other kind of electronic or other technology for facilitating communication (Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency).

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

"Relevant period" means the financial year of the licensee as required and governed by the Companies and Allied Matters Act (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Executive Secretary" means the Executive Secretary of the Trust Fund appointed under section 54 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Sports Betting" means any activity involving predicting sports results and placing a wager on the outcome (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Supervising Authority" means the Ministry, Department or Agency of the Government of the Federation responsible for supervising the activities of the Commission and the Trust Fund (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Ticket" means any receipt, symbol, sign, token, warrant, card, printed paper, document or any other means or device including an electronic record, which entitles a participant to take part in a game (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Trust Fund" means the National Gaming Trust Fund established under section 46 of this Bill (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

"Unclaimed prizes" means prizes payable in respect of winning tickets in a lottery which have not been claimed by the ticket owner within the claim period specified in the lottery rules (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

*Question that Clause 71 stands part of the Bill — Agreed to.*

*Committee's Recommendation:***Clause 72: Citation.**

This Bill may be cited as the National Gaming Bill, 2022 (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Question that Clause 72 stands part of the Bill — Agreed to.*

**SCHEDULES****FIRST SCHEDULE****SUPPLEMENTARY PROVISIONS RELATING TO THE COMMISSION***Proceedings of the Board or Board of Trustees*

1. Subject to this Bill and Section 27 of the Interpretation Act, the Board or Board of Trustees shall have power to regulate its proceedings and may make standing orders with respect to the holding of its meetings, and those of its committees, notices to be given, the keeping of minutes of its proceedings, the custody and production for inspection of such minutes and such other matters as the Commission and Trust Fund may, from time to time determine.

*Meetings of the Board or Board of trustees*

2. (1) There shall be at least four ordinary meetings of the Board or Board of Trustees in every calendar year and subject thereto, the Board or Board of Trustees shall meet whenever it is convened by the Chairman, and if the Chairman is requested to do so by notice given by not less than 3 other members, he shall convene a meeting of the Board or Board of Trustees to be held within 14 days from the date the notice was given.  
(2) Every meeting of the Board or Board of Trustees shall be presided over by the Chairman and if the Chairman is unable to attend a particular meeting, the members present at the meeting shall elect one of their members to preside at the meeting.

*Quorum*

3. The quorum of any meeting of the Board or Board of Trustees shall consist of the Chairman or in an appropriate case, the person presiding at the meeting pursuant to paragraph 2 of this Schedule) and four other members.

*Venue of Board or Board of Trustees Meetings*

4. The Board or Board of Trustees shall meet for the conduct of its business at such places and on such days as the Chairman may appoint.

*Determination of Issues Before the Board or Board of Trustees*

5. A question put before the Board or Board of Trustees at a meeting shall be decided by consensus and where this is not possible, by a majority of the votes of the members present and voting.

*Chairman's Casting Vote*

6. The Chairman shall, in the case of an equality of votes, have a casting vote in addition to their deliberative vote.

*Non-Members of the Board or Board of Trustees*

7. Where the Board or Board of Trustees seeks the advice of any person on a particular matter, the Board or Board of Trustees may invite that person to attend its meeting for such period as it thinks fit, but a person who is invited by virtue of this paragraph shall not be entitled to vote at any meeting of the Board or Board of Trustees and shall not count towards the quorum.

*Committees*

8. (1) The Board or Board of Trustees may appoint one or more committees to carry out on behalf of the Board or Board of Trustees such of its functions as may determine and report on any matter with which the Board or Board of Trustees is concerned.
- (2) A committee appointed under this paragraph shall be presided over by a member of the Board or Board of Trustees and consist of such number of persons (not necessarily all members of the Board or Board of Trustees) as may be determined by the Board or Board of Trustees, and a person other than a member of the Board or Board of Trustees shall hold office in the committee in accordance with the terms of its appointment.
- (3) A decision of a committee of the Board or Board of Trustees shall be of no effect until it is confirmed by the Board or Board of Trustees.

*Miscellaneous*

9. The fixing of the seal of the Commission and Trust Fund shall be authenticated by the signature of the Chairman, the Director General, Secretary and such other person authorised by the Board or Board of Trustees to act for that purpose.

*Execution of Documents*

10. (1) A contract or an instrument which, if made or executed by any person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Commission and Trust Fund by the Chairman, Director General, Secretary or by any person generally or specifically authorized to act for that purpose by the Board or Board of Trustees.
- (2) A document purporting to be a contract, an instrument or other document signed or sealed on behalf of the Commission and Trust Fund shall be received in evidence and unless the contrary is proved, be presumed without further proof, to have been properly signed or sealed.

*Validity of Proceedings*

11. The validity of any proceedings of the Board or Board of Trustees or its committees shall not be affected by:

- (a) any vacancy in the membership of the Board or Board of Trustees or its committees;
- (b) reason that a person not entitled to do so took part in the proceedings; or
- (c) any defect in the appointment of a member.

*Conflict of Interest*

12. Any member of the Board or Board of Trustees or committee who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board or Board of Trustees or any committee shall:
  - (a) forthwith disclose his or her interest to the Board or Board of Trustees or committee; and
  - (b) not vote on any question relating to the contract or arrangement (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

SECOND SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE TRUST FUND

*Proceedings of the Board of Trustees*

1. Subject to this Bill and section 27 of the Interpretation Act, the Board of Trustees shall have power to regulate its proceedings and may make standing orders with respect to the holding of its meetings, and those of its committees, notices to be given, the keeping of minutes of its proceedings, the custody and production for inspection of such minutes and such other matters as the Trust Fund may, from time to time determine.
2.
  - (1) There shall be at least four ordinary meetings of the Board of Trustees in every calendar year and subject thereto, the Board of Trustees shall meet whenever it is convened by the Chairman, and if the Chairman is requested to do so by notice given to him by not less than 3 other members, he shall convene a meeting of the Board of Trustees to be held within 14 days from the date on which the notice was given.
  - (2) Every meeting of the Board of Trustees shall be presided over by the Chairman and if the Chairman is unable to attend a particular meeting, the members present at the meeting shall elect one of their members to preside at the meeting.
3. The quorum of any meeting of the Board of Trustees shall consist of the Chairman or in an appropriate case, the person presiding at the meeting pursuant to paragraph 2 of this Schedule) and four other members.
4. The Board of Trustees shall meet for the conduct of its business at such places and on such days as the Chairman may appoint.
5. A question put before the Board of Trustee at a meeting shall be decided by consensus and where this is not possible, by a majority of the votes of the members present and voting.

6. The Chairman shall, in the case of an equality of votes, have a casting vote in addition to his deliberative vote.
7. Where the Board of Trustees seeks the advice of any person on a particular matter, the Board of Trustees may invite that person to attend for such period as it thinks fit, but a person who is invited by virtue of this paragraph shall not be entitled to vote at any meeting of the Board of Trustees and shall not count towards the quorum.

#### *Committees*

8. The Board of Trustees may appoint one or more committees to carry out on behalf of the Board such of its functions as the Board of Trustees may determine and report on any matter with which the Board of Trustees is concerned.
9. A committee appointed under paragraph 8 of this Schedule shall be presided over by a member of the Board of Trustees and consist of such number of persons (not necessarily all members of the Board of Trustees, and a person other than a member of the Board of Trustees shall hold office on the committee in accordance with the terms of his appointment.
10. A decision of a committee of the Board of Trustees shall be of no effect until it is confirmed by the Board of Trustees.

#### *Miscellaneous*

11. The fixing of the seal of the Trust Fund shall be authenticated by the signature of the Chairman and the Secretary or the Secretary and such other person authorized by the Board of Trustees to act for that purpose.
12. A contract or an instrument which, if made or executed by any person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Trust Fund by the Chairman or the Secretary or by any person generally or specifically authorized to act for that purpose by the Board of Trustees.
13. A document purporting to be a contract, an instrument or other document signed or sealed on behalf of the Trust Fund shall be received in evidence and, unless the contrary is proved, be presumed without further proof, to have been properly signed or sealed.
14. The validity of any proceedings of the Board of Trustees or its committees shall not be affected by:
- (a) any vacancy in the membership of the Board of Trustees or its committees; or
  - (b) reason that a person not entitled to do so took part in the Proceedings; or
  - (c) any defect in the appointment of a member.
15. Any member of the Board of Trustees or committee thereof who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board of Trustees or any committee thereof:
- (a) shall forthwith disclose his interest to the Board of Trustees or committee; and

- (b) shall not vote on any question relating to the contract or Arrangement (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

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

**Explanatory Memorandum:**

This Bill seeks to repeal the National Lottery (Amendment) Act, No. 6 of 2017 and enact the National Gaming Act to regulate the operation and business of gaming in Nigeria and enhance revenue generation for the government of the federation to complement the funding gap of the Commission (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Repeal the National Lottery (Amendment) Act, No. 6 of 2017 and Enact the National Gaming Bill to Regulate the Operation and Business of Gaming in Nigeria and Enhance Revenue Generation for the Government of the Federation to Complement the Funding Gap of the Commission, and for Related Matters (HB. 1288) (*Hon. Akinola Adekunle Alabi — Egbeda/Ona-Ara Federal Constituency*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Governmental Affairs on a Bill for an Act to Repeal the National Lottery Act, No. 7 of 2005 and the National Lottery (Amendment) Act, No. 6 of 2017 and Enact the National Gaming Bill to Regulate the Operation and Business of Gaming in Nigeria and Enhance Revenue Generation for the Government of the Federation to Complement the funding gap of the Commission; and for Related Matters (HB. 1288) and approved Clauses 1 - 72, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

(vii) **Committee on Public Petitions:**

**Report on the Petition by E. CPL. Fredrick Okoh:**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by Ex. CPL. Fredrick Okoh against the Nigeria Police Force on the unlawful dismissal from the Service of the Nigeria Police Force"* (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

*Agreed to.*

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



**(HOUSE IN COMMITTEE)***(Mr Deputy Speaker in the Chair)***Recommendation (i):**

"Urge the Inspector-General of Nigeria Police Force to reinstate Ex-Cpl. Fredrick Okoh and pay him all entitlements and benefits in line with the Court Judgment in Suit No. MW/256C/2021 of 6 February, 2022 at Warri, Delta State" (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

*Agreed to.*

**Recommendation (ii):**

"Also urge the Managing Director, Shell Petroleum Department Company (SPDC) to pay Ex. CPL. Fredrick Okoh all his entitlements and other accrued benefits" (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

*Agreed to.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by Ex. CPL. Fredrick Okoh against the Nigeria Police Force on the unlawful dismissal from the Service of the Nigeria Police Force and approved Recommendations (i) - (ii) of the Report.

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

**(viii) Committee on Public Petitions:**

**Report on the Petition by Ex. CPL. Enobong Udo against the Nigeria Police Force (NPF):**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by Ex. CPL. Enobong Udo against the Nigeria Police Force (NPF) on the unlawful dismissal from the Service of the Nigeria Police Force" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)***(Mr Deputy Speaker in the Chair)***Recommendation (i):**

"Urge the Inspector General of the Nigeria Police Force to reinstate Ex. CPL. Enobong Udo with Force No. 478313 to the service of the Nigeria Police Force" (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

*Agreed to.*

**Recommendation (ii):**

"Pay him the arrears of his benefits and entitlements and promote him to be at par with his colleagues in the office" (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

*Agreed to.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by Ex. CPL. Eng. Udo against the Nigeria Police Force (NPF) on the unlawful dismissal from the Service of the Nigeria Police Force and approved Recommendations (i) - (ii) of the Report.

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

**(ix) Committee on Public Petitions:**

**Report on the Petition by U. C. Oparaugo against Rev. Fr Emmanuel Edeh, the founder, Madonna University, Rev. Fr Francis Nwachukwu, Rev. Fr Isaac Ngina, Mr Ogbonna Okey and Others:**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by U. C. Oparaugo against Rev. Fr Emmanuel Edeh, the founder, Madonna University, Rev. Fr Francis Nwachukwu, Rev. Fr Isaac Ngina, Mr Ogbonna Okey and Others on the alleged inhuman treatment meted out to his son, Ifeanyi Stanley George Okoye" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

*Consideration deferred.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration the Report of the Committee on Public Petitions on the Petition by U. C. Oparaugo against Rev. Fr Emmanuel Edeh, the Founder, Madonna University, Rev. Fr Francis Nwachukwu, Rev. Fr Isaac Ngina, Mr Ogbonna Okey and Others on the alleged inhuman treatment meted out to his son, Ifeanyi Stanley George Okoye.

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

- (x) **Committee on Public Petitions:**  
**Report on the Petition by U. C. Oparaugo and Co.:**  
*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by U. C. Oparaugo and Co. against the Nigeria Police and Police Service Commission on the unlawful dismissal of CPL Ezemadu Collins" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

**Recommendation:**

*"Urge the Chairman Police Service Commission to re-instate CPL Ezemadu Collins and pay entitlements due to him" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the Petition by U. C. Oparaugo and Co. against the Nigeria Police and Police Service Commission on the unlawful dismissal of CPL Ezemadu Collins and approved the only Recommendation of the Report.

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

- (xi) **Committee on Public Petitions:**  
**Report on the Petition by Andul Legal Consultant:**  
 Report of the Committee on Public Petitions on the Petition by Andul Legal Consultant against the Nigeria Police Force, SARS Division, Anambra State on the sudden disappearance of her husband (Mr. Emmanuel Ogbogu) in Awbuzu SARS.

*Order deferred by leave of the House.*

- (xii) **Committee on Public Petitions:**  
**Report on the Petition by Olubamiji Adeosun and Co. (Legal Practitioners):**  
*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by Olubamiji Adeosun and Co. (Legal Practitioners) against the Federal Ministry of Power on installation/erection of high tension power line on the Oyero family land situated at Obada-Oko/Isewo village road Obada-Oko via Abeokuta Ewekoro Local Government Area of Ogun State" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

*Consideration deferred.*

*Chairman to report Proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report of the Committee on Public Petitions on the Petition by Olubamiji Adeosun and Co. (Legal Practitioners) against the Federal Ministry of Power on installation/erection of high tension power line on the Oyeró family land situated at Obada-Okó/Isewo village road Obada-Okó via Abeokuta Ewekoro Local Government Area of Ogun State.

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

*(xiii) Committee on Public Petitions:*

**Report on the Petition by Freal Law Field on behalf of Major Jatau, Comrade Suleiman Abdulmumin and 120 Others:**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the Petition by Freal Law Field on behalf of Major Jatau, Comrade Suleiman Abdulmumin and 120 Others against the Management of Sheraton Hotel, Abuja for Non-payment of arrears of salary, redundancy benefits and other severance packages of the above petitioners recently disengaged from the services of the Hotel" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

*Consideration deferred.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report of the Committee on Public Petitions on the Petition by Freal Law Field on behalf of Major Jatau, Comrade Suleiman Abdulmumin and 120 Others against the Management of Sheraton Hotel, Abuja for Non-payment of arrears of salary, redundancy benefits and other severance packages of the above petitioners recently disengaged from the services of the Hotel.

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

(xiv) *Committee on Public Petitions:*

**Report on the Petition by Navy Captain Obi Felix O. (rtd):**

*Motion made and Question proposed*, "That the House do consider the Report of the Committee on Public Petitions on the Petition by Navy Captain Obi Felix O. (rtd) against the Nigeria Police Force on the threat to his life, Armed Robbery, Kidnapping, Hostage-taking and obtaining ransom against Inspector Onyechere, Sliver Ubah and two others of the Nigeria Police Mobile force of Delta State Command" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency).

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

*Consideration deferred.*

*Chairman to report proceeding.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report of the Committee on Public Petitions on the Petition by Navy Captain Obi Felix O. (rtd) against the Nigeria Police Force on the threat to his life, Armed Robbery, Kidnapping, Hostage-taking and obtaining ransom against Inspector Onyechere, Sliver Ubah and two others of the Nigeria Police Mobile force of Delta State Command.

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

**25. Adjournment**

*That the House do adjourn till Tuesday, 26 July, 2022 at 11.00 a.m. (Hon. Alhassan Ado Garba — House Leader).*

*The House adjourned accordingly at 4.19 p.m.*

**Idris Ahmed**  
*Deputy Speaker*

