

Extraordinary



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A BILL

FOR

AN ACT TO AMEND THE LEGAL PRACTITIONER ACT 1990, TO EXCLUDE
LEGAL PRACTITIONER OF 1-5 YEARS POST CALL FROM PAYMENT OF
PRACTISING FEE AND FOR RELATED MATTERS, 2021

Sponsored by Hon. Francis Ejiroghene Waive

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows:

- 1 **1.** The Legal Practitioner Act (hereinafter referred to as the Amendment of
2 "Principal Act") is amended as set out in this Bill. the Principal Act
- 3 **2.** Section 3 of the Principal Act is amended by inserting a new sub Amendment of
4 section 5 as follows: Section 3
- 5 (5) a Legal Practitioner of 1-5 years post call is hereby exempted
6 from the payment of practising fee and is entitled to practise in any court of
7 law in Nigeria within the time range, provided his call to bar certificate
8 shows that he is less than 5 years at the Bar.
- 9 **3.** Section 5 sub section 2 of the Principal Act is amended to read Amendment of
10 see 5 sub sec 2 (a) and a new sub see (b) is introduced as follows: Section 5 (2)
- 11 See 5 sub see 2 (b):
- 12 A person shall not be conferred with the rank of a Senior Advocate
13 of Nigeria, if he does not have as part of his employees on salary, not less
14 than 5 Legal Practitioner of 1-5 years post call.
- 15 **4.** This Bill may be cited as the Legal Practitioner Act Citation
16 (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Legal Practitioner Act 1990, to exclude Legal Practitioner of 1-5 years post call from payment of practising fee and also make it mandatory for a person applying for the position of Senior Advocate of Nigeria, to employ not less than five Legal Practitioner of 1-5 years post call.

A BILL

FOR

AN ACT TO ESTABLISH THE ELECTIONS CRIMINAL TRIBUNAL TO EXERCISE
SPECIAL JURISDICTION OVER ELECTORAL CRIMES, MALPRACTICES,
VIOLATIONS AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Makki Yalleman

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria:

- | | | | | | | |
|---|--|--|---|--|--|---|
| <p>1 1. The principal objective of this Act is to establish the Elections
2 Criminal Tribunal.</p> | <p>3 2.-(1) There shall be established the Elections Criminal Tribunal
4 (in this Act referred to as the "Tribunal").</p> | <p>5 (2) The Elections Criminal Tribunal shall consist of:
6 (a) A judge of either The Federal High Court or The High Court of a
7 State;
8 (b) Two (2) Legal Practitioners not less than Ten (10) years post
9 call;
10 (c) And such number of Members as the Chief Justice Shall deem
11 fit.</p> | <p>12 (3) Any person appointed under this Act or concerned with the
13 enforcement of the provisions of this Act shall perform his functions in line
14 with the objective of this Tribunal.</p> | <p>15 3.-(1) The appointment of a person to be a member of this Tribunal
16 shall be made by the Chief Justice of the Federation alongside with the
17 appointment of the Election Petition Tribunals.</p> | <p>18 4. Subject to the provisions of this Act, the Elections Criminal
19 Tribunal shall to the exclusion of any other court or Tribunal have the
20 jurisdiction to try Electoral offences which shall include:</p> | <p>Principal objective
of this Act</p> <p>Establishment
and composition
of the Tribunal</p> <p>Appointment of
Members of the
Tribunal</p> <p>Exclusive
Jurisdiction</p> |
|---|--|--|---|--|--|---|

	1	(a) campaign finance Crimes such as accepting donations that
	2	violates the prescribed amount or accepting donation from sources not
	3	permitted under the law or from unknown or unexplainable sources;
	4	(b) Violation of the Civil Rights of voter(s) which shall include voter
	5	intimidation, coercion, threats and other tactics aimed at suppressing a person's
	6	ability to vote; illegal or inappropriate use of guns or other dangerous weapons
	7	including stones and sticks;
	8	(c) Voter fraud and voter registration fraud including the
	9	impersonation of either a living or dead person;
	10	(d) Ballot box snatching and destruction or attempted destruction of
	11	electoral materials;
	12	(e) attempting to or Preventing or hindering of Electoral Officers
	13	from performing their duties;
	14	(f) falsification of Electoral Results;
	15	(g) Unauthorized possession of Electoral Materials; and
	16	(h) All the offences listed in Part VII, Section 117 -132 of the Electoral
	17	Act.
Jurisdiction of the tribunal	18	5. Subject to the provisions of this Act this Tribunal shall have
	19	jurisdiction over all criminal matters arising from the Elections in Nigeria.
Summary Jurisdiction	20	6. The tribunal shall have the power to summarily decide on a case.
Duration of trial	21	7. The Tribunal shall have 180 days to attend to all the criminal cases
Conclusion of cases	22	8. Any matter not concluded within this period shall be transferred to
	23	the next Election Tribunal and the accuse shall be in prison till the constitution
	24	of the next Election Criminal Tribunal
Appeals	25	9. All appeals arising from this Tribunal shall lie to the Court of
	26	Appeal
Practice and Procedures	27	10. Subject to the provisions of this Act of the National Assembly, the
	28	Chief Justice of the federation may make rules regulating the practice and
	29	procedure of the Election Criminal Tribunal.
Citation		11. This Bill may be cited as the Election Criminal Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Election Criminal Tribunal to handle Election Criminal cases and to judiciously dispose of same while punishing offenders properly. The bill equally seeks to compliment the work of the civil election tribunal to comprehensively address the issues of electioneering in Nigeria.

CHARTERED INSTITUTE OF FORENSICS AND CERTIFIED FRAUD
EXAMINERS OF NIGERIA (ESTABLISHMENT) BILL, 2021

ARRANGEMENT OF SECTIONS

Section:

PART I - ESTABLISHMENT OF THE CHARTERED INSTITUTE OF FORENSICS
AND CERTIFIED FRAUD EXAMINERS OF NIGERIA

1. Establishment of the Chartered Institute of Forensics and Certified Fraud Examiners of Nigeria
2. Objectives of the Institute
3. Qualifications.
4. Principal Officers of the Institute
5. Institute Governing Council
6. Appointment of the board of fellows

PART II - FINANCIAL PROVISIONS

7. Establishment of fund and expenditure
8. Power to borrow money
9. Annual estimates, account and audit

PART III - REGISTER OF MEMBERS, APPOINTMENT AND DUTIES OF
THE REGISTRAR

10. Register of Members, Appointment and duties of the Registrar
11. Publication of registers and list for corrections
12. Registration.

PART IV - ESTABLISHMENT OF NIGERIAN FORENSICS ACADEMY

13. Establishment of the Nigerian Forensics Academy
14. Supervisions of instructions leading to approved qualifications

PART V - PROFESSIONAL DISCIPLINE

15. Establishment, composition of the disciplinary committee and investigating panel
16. Penalties for unprofessional conduct

PART VI - MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

17. Rules as to professional practice and fees
 18. Provision of library facilities
 19. Offences
 20. Regulations and rules
 21. Dissolution of the former Society for Forensic Accounting & Fraud Prevention
 22. Interpretation.
 23. Citation.
- Schedules

A BILL

FOR

AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF FORENSICS AND CERTIFIED FRAUD EXAMINERS OF NIGERIA TO PROVIDE FOR THE REGULATION AND CONTROL OF ITS MEMBERSHIP AND PROMOTE THE PRACTICE OF FORENSICS AND FRAUD EXAMINERS OF NIGERIA; AND FOR RELATED MATTERS

Sponsored by Hon. Yusuf Buba Yakub

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria-

1 PART I - ESTABLISHMENT OF THE CHARTERED INSTITUTE OF
2 FORENSICS AND CERTIFIED FRAUD EXAMINERS OF NIGERIA

3 1.-(1) There is established the Chartered Institute of Forensics and
4 Certified Fraud Examiners of Nigeria (in this Act referred to as "the
5 Institute").

Establishment
of the Chartered
Institute of Forensics
and Certified Fraud
Examiners of
Nigeria

6 (2) The Institute-

7 (a) is a body corporate with perpetual succession;

8 (b) shall have a common seal which shall be kept in such custody as
9 the Council may authorize; and

10 (c) may sue or be sued in its corporate name.

11 2. The objectives of the Institute shall be to-

Objectives of the
Institute

12 (a) organize and provide professional training in the specialist
13 areas of Forensics and Fraud Examinations;

14 (b) professionalize Forensics and Fraud Examinations with a
15 commitment to raising great leaders in all sectors of the economy;

16 (c) promote the art and science in the areas of Forensics and Fraud
17 Examinations;

18 (d) educate, conduct, and establish approaches to the Forensic and

- 1 Fraud Examinations practice;
 - 2 (e) build a bridge between public and private sectors of the economy;
 - 3 (f) integrate culture and ethical standard in the specialist areas of
 - 4 Forensic and Fraud Examinations practice;
 - 5 (g) to be a regulatory body for forensic and fraud examination in
 - 6 Nigeria;
 - 7 (h) imbibe professionalism in both the private and public sectors of
 - 8 the economy for efficiency and effectiveness in line with global best practices;
 - 9 and
 - 10 (i) do all such things that are necessary to promote the advancement of
 - 11 Forensic and Fraud Examinations in both the public and private sectors of the
 - 12 economy.
- 13 **3.-(1)** Subject to the provisions of this Act, a person shall be admitted
- 14 into the membership of the Institute:
- 15 (a) Any qualified Accountant practicing within Nigeria or abroad who
 - 16 has shown sufficient evidence of his/her involvement and interest in forensic
 - 17 accounting/fraud prevention is eligible to become a member;
 - 18 (b) Experts in Finance, Economics, Law, Banking, Criminology,
 - 19 Sociology, Psychology, ICT, Engineering, Medicine, Architecture, law
 - 20 officers and security agency personnel involved in criminal prosecution and
 - 21 fraud prevention are eligible to become members;
 - 22 (c) Such a candidate must not have been convicted of any crime in
 - 23 Nigeria or abroad.
 - 24 (2) There shall be four (4) categories of membership viz:
 - 25 (a) Associates:
 - 26 To qualify as an Associate, a person:
 - 27 (i) Must possess a minimum of B.Sc. or HND in Accounting and or
 - 28 allied Courses Certificate from Nigeria or a foreign Associate; Finance,
 - 29 Economics, Law, Banking, Criminology, Sociology, Psychology, ICT,
 - 30 Engineering, Medicine, Architecture, law officers and security agency

Membership
and qualifications

1 personnel involved in criminal prosecution and fraud prevention are eligible
2 to become members. Holders of degrees & professional qualifications who
3 are involved with forensic matters and criminal justice system will be
4 considered;

5 (ii) Must have his application for admission into the Institute
6 considered and approved by the Membership Committee, subject to
7 ratification by the Council of the Institute.

8 (b) Member:

9 Must have passed an examination of the Institute:

10 (i) Once qualified as a member, such a person shall be entitled to
11 have "CrFA" or 'CrFM' attached to his or her name depending on areas of
12 specialization.

13 (c) Fellow:

14 To qualify as a Fellow, a person must:

15 (i) Have been a member of the Institute for ten years and above;

16 (ii) Foundation Members of the Council shall be admissible as
17 Fellows irrespective of the number of years they have spent in the Institute;

18 (iii) Once qualified, such a person shall be entitled to CrFA (F) or
19 CrFM (F) as applicable, attached to his name.

20 (d) Honorary Fellowship:

21 The Institute may also confer honorary fellowship on person(s)
22 approved by the Council on the recommendation of the Membership
23 Committee based on the contribution of the nominee to the practice of
24 forensic accounting and fraud prevention.

25 (e) any other category of qualifications and membership as the
26 Council of the Institute shall designate in the future.

27 **4.-** (1) The Principal officers of the Institute shall be-

28 (a) the President and Chairman of the Council;

29 (b) First Vice-President;

30 © Second Vice-President;

Principal officers
of the Institute

1 (d) Treasurer;

2 (e) Membership Secretary.

3 (2) The principal officers listed under subsection (1) of this section
4 shall be financial members of the Institute in the grades of Fellows and shall be
5 elected to office biennially at the second Council meeting for another term of
6 two years, and no more.

7 (3) The President shall be the Chairman of the meetings of the
8 Institute, but in the event of his incapacity, death or inability to discharge the
9 duties reposed on him under this subsection, the First Vice President shall
10 discharge such duties for the unexpired portion of the term of office of that
11 President.

12 (4) If any of the officers listed under subsection (1) of this section
13 ceases to hold any of the offices designated under the subsection, the other
14 officers shall fill the existing vacancy with suitable and qualified person until
15 such a time an election can be conducted.

Establishment
of the Institute
Governing Council

16 **5.-(1)** There is established for the Institute, a governing body (in this
17 Act referred to as "the Council") which shall have responsibility for the
18 administration and general management of the Institute.

19 (2) The Council shall consist of-

20 (a) the President of the Institute, who shall be the Chairman;

21 (b) the First Vice-President of the Institute, who shall be the Deputy
22 Chairman;

23 (c) the Second Vice-President of the Institute,

24 (d) the Treasurer,

25 (e) Membership Secretary,

26 (e) the Registrar;

27 (f) 12 members nominated by the Institute from the 6 geo-political
28 zones of the Federation;

29 (f) two persons, who are members of the Institute, to represent
30 institutions of higher education in Nigeria offering courses leading to an

1 approved qualification, to be appointed in rotation;
 2 (g) the immediate past President of the Institute; and
 3 (h) one person each, not below the rank of a Director, to represent
 4 the Federal Ministry of -
 5 (i) Finance,
 6 (ii) Justice,
 7 (iii) Education, And
 8 (iv) Trade & Investment.

9 (3) The provisions of the First Schedule to this Act shall have effect First Schedule
 10 with respect to the supplementary provisions of the Council and the
 11 qualifications and tenure of the office of members of the Council, and the
 12 matters mentioned in the Schedule.

13 **6.-(1)** There shall be appointed by the Council biannually a Board Appointment of
 14 of Diplomates to coordinate the activities of the Multi-Disciplinary the Board of
 15 Profession. Diplomates

16 (2) Pursuant to paragraph 1 above, the Diplomates shall be
 17 Chairpersons of the following professions:

- 18 (i) Nigerian Board of Forensic Examiners;
- 19 (ii) Nigerian Board of Forensic Counselors;
- 20 (iii) Nigerian Board of Forensic Medicine;
- 21 (iv) Nigerian Board of Forensic Dentistry;
- 22 (v) Nigerian Board of Psychological Specialties;
- 23 (vi) Nigerian Board of Forensic Accounting;
- 24 (vii) Nigerian Board of Forensic Social Workers;
- 25 (viii) Nigerian Board of Forensic Recorded Evidence;
- 26 (ix) Nigerian Board of Law Enforcement Agents;
- 27 (xi) Nigerian Board of Forensic Examiners in Crisis Intervention;
- 28 (xii) Nigerian Board of Forensic Engineering & Technology; and
- 29 (xiii) Nigerian Board of Forensic Architecture.

30 (2) The Board of Diplomates shall consist of persons who have

1 been duly qualified as members of the Institute, and shall have a Chairman who
2 shall preside over the activities of the profession.

3 (3) The qualifications and designations to be used by each of the
4 Diplomates shall be determined by the rules of each professional body which
5 shall be approved by the Council.

6 PART II - FINANCIAL PROVISIONS

Establishment
of fund and
expenditure t

7 7.-(1) The Council shall establish and maintain a fund for the
8 Institute, the management and control of which shall be under the authority of
9 the Council, into which shall be paid-

10 (a) money received by the Council under this Act;

11 (b) subscriptions, fees and commissions received by the Council
12 under this Act;

13 (c) such money as may be provided by the Federal, State or Local
14 Government and or any International Development/Donor Agency by way of
15 grants and subventions or loans; and

16 (d) money raised for the purposes of the Institute by way of gifts,
17 donations, grants-in aid, testamentary dispositions from individuals, bodies
18 corporation or philanthropic organisations.

19 (2) The Council shall apply the proceeds of the Fund of the Institute to-

20 (a) all expenditure incurred by the Institute in the course of the
21 discharge of its duty under this Act;

22 (b) the remunerations and allowances of the Registrar and other staff
23 of the Institute;

24 (c) the maintenance of the premises and property owned by and
25 vested in the Institute;

26 (d) the payment of traveling allowances and such stipend for
27 members of the Council as may be approved by the Council; and

28 (e) the payment of such other charges as may be reasonably incurred
29 in the performance of the functions of the Institute and the Council.

30 (3) For the purposes of the companies income tax, any donation made

1 by any company in Nigeria to the Institute shall be a Tax deductible
2 donation/expense within the meaning of this Act.

3 **8.-(1)** The Council may, with the general consent of its members or Power to borrow
4 in accordance with the general guidelines, borrow, on behalf of the Institute, money
5 by way of loan or overdraft from any source, any money required by the
6 Council to meet the obligations of the Institute in order to perform its
7 function under this Act and such consent or authority shall be required where
8 the sum or aggregate of the sums involved at any time does not exceed such
9 amount as is for the time being projected in relation to the Institute in any
10 particular year.

11 (2) The Council may, subject to the provisions of this Act and
12 conditions of trust in respect of funds held or any property owned by the
13 Institute, invest any but not all of its funds with the same consent or general
14 authority.

15 **9.-(1)** The Council shall cause to be prepared, not later than six Annual estimates,
16 months before the end of the year, estimates for the recurrent and capital account and audit
17 expenditure and income of the Institute during the next succeeding financial
18 year, which shall be presented to the Annual General Meeting of the Institute
19 by the Council for approval.

20 (2) The Council shall keep proper accounts and records and shall
21 prepare in respect of each financial year, a statement of account in such form
22 as the Chairman or the Council shall direct.

23 (3) The Council shall, after the end of a financial year, cause the
24 accounts of the Institute to be audited by qualified auditors appointed who
25 shall not be a member of the Council.

26 (4) The auditors appointed under subsection (3) of this section
27 shall, on completion of the audit of the accounts of the Institute for each
28 financial year, prepare and submit to the Council two reports, that is to say-

29 (a) a general report setting out the observations and
30 recommendations of the auditors on the financial affairs of the Institute for

1 the year, and on any important matter which the auditors may consider
2 necessary to bring to the notice of the Council; and

3 (b) a detailed report containing the observations and
4 recommendations of the auditors on all aspects of the operations of the
5 Institute.

6 PART III - REGISTER OF MEMBERS, APPOINTMENT AND DUTIES
7 OF THE REGISTRAR

Register of
Members

8 **10. The Register of Members:**

9 (1) The Register of Members shall consist of three parts of which the
10 first part shall be in respect of Fellows, the second part shall be in respect of
11 Associates and the third part shall be in respect of Licentiates.

12 (2) Subject to the provisions of this subsection, the Council may make
13 rules with respect to the form and keeping of the Register and making of entries
14 therein and in particular-

15 (a) the making of application for enrolment or registration, as the case
16 may be;

17 (b) providing for notification to the Registrar, by the person to whom
18 the registered particulars relate, of any change in those particulars;

19 (c) authorising a registered person to have any qualification which is
20 in relation to the relevant discipline of the profession for the purpose of this
21 Act, registered in relation to his name in addition to or, as he may elect, in
22 substitution for other qualifications so registered;

23 (d) specifying the fees, including subscription to be paid to the
24 Institute in respect of the entry of names on the register; and

25 (e) specifying anything not specified under this section, but rules
26 made for the purposes of paragraph (d) of this subsection shall not come into
27 force until they are confirmed at a special meeting of the Institute convened for
28 that purpose, or at the next annual general meeting of the Institute, as the case
29 may be.

- 1 (3) The Council shall-
- 2 (a) appoint a fit and proper person to be the Registrar of the
- 3 Institute;
- 4 (b) the Registrar shall be the head of the administration of the
- 5 Institute and Secretary to the Council.
- 6 (c) correct, in accordance with the Council's directives, any entry
- 7 in the register which the Council directs him to correct as being, in the
- 8 Council's opinion, an entry which was incorrectly made;
- 9 (d) remove from the register the name of any registered person who
- 10 had died;
- 11 (e) record the names of the members of the Institute who are in
- 12 default in the payment of the annual subscription, dues or other charges for
- 13 more than 12 months, and take such action in relation thereto including
- 14 removal of the names of the defaulters from the register as the Council may
- 15 determine or direct; and
- 16 (f) make any necessary alteration in the registered particulars of
- 17 registered persons;
- 18 (g) send by post to any registered person a letter addressed to him at
- 19 his address on the register, enquiring whether the registered particulars
- 20 relating to him are correct and receives no reply to the letter within the period
- 21 of 6 months from the date of posting; and
- 22 (h) upon the expiration of the period specified in paragraph (e) of
- 23 this subsection, send, in like manner to the person in question, a second
- 24 similar letter and receive no reply to the letter within three months from
- 25 posting it,
- 26 then the Registrar may remove the particulars relating to the person in
- 27 question from the register, and the Council may direct the Registrar to
- 28 restore to the appropriate part of the Register any of the particulars removed
- 29 therefrom under this subsection.

Publication of
registers and list
for corrections

- 1 **11. -(1)** The Registrar shall-
- 2 (a) cause the register to be printed, published and put on sale to
- 3 members of the public not later than two years from the commencement of this
- 4 Act;
- 5 (b) thereafter in each year, cause to be printed, published and put on
- 6 sale a corrected edition of the register since it was last printed; and
- 7 (c) cause a print of each edition of the register and of each list of
- 8 correction to be deposited at the principal office of the Institute, and the
- 9 Council shall keep the register and the list so deposited available at all
- 10 reasonable times for inspection by members of the Institute.
- 11 (2) A document purporting to be a print of an edition of the register
- 12 published under this section by authority of the Registrar, or documents
- 13 purporting to be a print of an edition so printed, shall, (without prejudice to any
- 14 other mode of proof) be admissible in any proceeding as evidence that any
- 15 person specified in the document, or the documents read together, as being
- 16 registered was so registered at the date of the edition or of list of correction, as
- 17 the case may be, and that any person not so specified was not registered.
- 18 (3) Where in accordance with subsection (2) of this section, a person
- 19 is, in any proceeding, shown to have been, or not to have been, registered at a
- 20 particular date, he shall, unless the contrary is proved, be taken for the purposes
- 21 of those proceedings as having, at all material times thereafter, continued to be,
- 22 or not to be, so registered.

Registration

- 23 **12.-(1)** Subject to the rules made by the Council under section 10(4)
- 24 of this Act, a person, whether or not a member of a professional Forensic and
- 25 Fraud Examiners body recognized by an Act of National Assembly, shall be
- 26 entitled to be enrolled or registered as a Member of Chartered Institute of
- 27 Forensics and Certified Fraud Examiners if -
- 28 (a) he passes the qualifying examination of membership conducted by
- 29 the Council under this Act and completes the practical training prescribed;
- 30 (b) he holds a qualification granted outside Nigeria and for the time

1 being accepted by the Institute and, if the Council so requires, satisfies the
2 Council that he had sufficient practical experience as a Forensic and Fraud
3 Examiners manager.

4 (2) Subject to the rules made by the Council under section 10 (4) of
5 this Act, a person shall be entitled to be registered, as a public manager, if he
6 satisfies the Council that immediately before the appointed day, he had at
7 least five years' experience as an inspector and internal auditor of the affairs
8 of a company.

9 (3) An applicant for registration shall, in addition to evidence of
10 qualification, satisfy the Council that he-

11 (a) is of good character;

12 (b) has attained the age of 21; and

13 (c) has not been convicted of a criminal offence involving fraud or
14 dishonesty in Nigeria or elsewhere.

15 (4) The Council may provisionally accept a qualification presented
16 in respect of an application for registration under this section, or direct that
17 the application be renewed within such period as may be specified in the
18 direction.

19 (5) Any entry directed to be made in the register under subsection
20 (4) of this section shall indicate that the registration is provisional, and no
21 entry made in consequence thereof shall be converted to or, construed as,
22 full registration without explicit consent of the Council made in writing in
23 that behalf.

24 (6) The Council shall publish in a Federal Government Gazette,
25 particulars of qualifications for the time being accepted for the purpose of
26 registration.

27 **PART IV - ESTABLISHMENT OF NIGERIAN FORENSICS ACADEMY**

28 **13.-(1)** The Council shall establish the "NIGERIAN FORENSICS
29 ACADEMY" for the purposes of this Act and may, for those purposes,
30 approve any-

Establishment of
Academy, Governing
Board and
qualifications,
etc.

1 (a) That the Academy shall provide the highest standards of human
2 capital learning and capacity building to advance the frontiers of Forensics and
3 Fraud Examination for all Practitioners;

4 (b) That the Academy shall provide cutting edge Research and
5 Development in all areas of forensic sciences and provide linkages to all
6 Tertiary Institutions in Nigeria with approved relevant Curriculum;

7 (c) The Academy shall be open to undergraduates of all tertiary
8 institutions to provide practical internship;

9 (d) Spearhead the establishment of world class forensic laboratories
10 in Nigeria;

11 (e) The Academy shall provide forensics analysis for government
12 institutions, law enforcement agencies, practitioners and individuals seeking
13 forensics analysis in Nigeria;

14 (f) course of training at the Academy which is intended for persons
15 seeking to become or are already forensics consultants, practitioners and
16 professionals; and which the Council considers as necessary to confer on
17 persons completing the course, sufficient knowledge and skill for admission to
18 the Institute;

19 (g) qualification which, as a result of an examination taken at the
20 Academy under this Section granted to candidates reaching a standard
21 indicating, in the opinion of the members of the Council, that the candidates
22 have sufficient knowledge and skill to practice as Forensics and Fraud
23 Examiners;

24 (h) the Council shall constitute a Seven Member Governing Board for
25 the Academy and the qualification of members shall be determined by the
26 Council;

27 (i) the Council shall set regulations that will determine the
28 operational standards that shall guide the management of the Academy;

29 (j) the Council shall appoint all the Principal Officers of the Academy
30 in accordance with the Management Structure approved by the Council.

1 (2) The Council may, if it deems fit, withdraw any approval given
2 under this section in respect of any course, qualification or institution, but
3 before withdrawing such approval, the Council shall-

4 (a) give notice that it proposes to do so to persons in Nigeria
5 appearing to the Council to be persons by whom the course is conducted or
6 the qualification is granted or the institution is controlled, as the case may
7 be;

8 (b) afford each an opportunity of making representation to the
9 Council with regard to the proposal; and

10 (c) take into consideration any representation made with respect to
11 the proposal under paragraph (b) of this subsection.

12 (3) Where the approval of the Council under this section for a
13 course, qualification or institution is withdrawn, the course, qualification or
14 institution shall not be treated as approved under this section, but the
15 withdrawal of any such approval shall not prejudice the registration or
16 eligibility for registration of any person who, by virtue of the approval, was
17 registered or eligible for registration immediately before the approval was
18 withdrawn.

19 (4) The giving or withdrawal of an approval under this section
20 shall have effect from such date, either before or after the execution of the
21 instrument signifying the giving or withdrawal of the approval, as the
22 Council may specify in that instrument, and the Council shall-

23 (a) publish as soon as possible a copy of every such instrument in
24 the Federal Government Gazette; and

25 (b) not later than 7 days before its publication, send a copy of the
26 instrument to the Minister of Education.

27 **14.** -(1) The members of the Council shall keep themselves
28 informed of the nature of -

29 (a) the instructions given at the Academy to persons attending
30 approved courses of training; and

Supervision of
instructions leading
to approved
qualifications

1 (b) the examination as a result of which approved qualification are
2 granted, and for the purpose of performing that duty, the Council may appoint,
3 either from among its own members or otherwise, person to visit the Academy,
4 or to attend such examination.

5 (2) The visitor appointed under subsection (1) (b) of this section shall
6 report to the Council on-

7 (a) the sufficiency of the instructions given to persons attending
8 approved courses of training at the Academy;

9 (b) the conduct and adequacy of the examination observed by him;
10 and

11 (c) any other matter relating to the instruction or examinations on
12 which the Council may, either generally or in a particular case, request him to
13 report, but no visitor shall interfere with the giving of any instruction or the
14 conduct of any examination.

15 (3) On receiving a report made under this section, the Council may, if
16 it deems fit, and shall, if so required by the Academy, send a copy of the report
17 to the person appearing before the Council as being in charge of the Academy
18 or of which the Disciplinary Committee has cognizance under the provisions of
19 the Act responsible for the examination of which the report relates, requesting
20 that person to make an observation on the report of the Council within such
21 period as may be specified in the request, not being less than one month
22 beginning with the date of the request.

23 PART V - PROFESSIONAL DISCIPLINE

Establishment,
composition of
the investigating
panel and
disciplinary
committee

24 **15.-(1)** The Investigating Panel shall consist of four members of the
25 Council and one person who is not a member of the Council and the quorum of
26 the panel shall be three.

27 (2) There is established the Chartered Institute of Forensics and
28 Certified Fraud Examiners Disciplinary Committee (in this Act, referred to as
29 "the Disciplinary Committee") charged with the duty of considering and
30 determining any case referred to it by the Investigating Panel established under

1 subsection (3) of this section, and any other case of Investigating Panel,
2 which the Disciplinary Committee has cognisance under this Act.

3 (3) The Disciplinary Committee shall consist of the Chairman of
4 the Council and six other members of the Council and the quorum shall be
5 four.

6 (4) There is established the Chartered Institute of Forensics and
7 Certified Fraud Examiners Investigating Panel (in this Act, referred to as
8 "the Investigating Panel") charged with the duty of-

9 (a) conducting a preliminary investigation into any case where it is
10 alleged that a member has misbehaved in his capacity as a Forensic and
11 Fraud Examiners manager or should, for any other reason, be the subject of
12 proceeding before the Disciplinary Committee; and

13 (b) deciding whether the case should be referred to the Disciplinary
14 Committee.

15 (5) The provisions of the Second Schedule to this Act shall, so far Second Schedule
16 as applicable to the Disciplinary Committee and Investigating Panel
17 respectively, have effect with respect to the bodies.

18 (6) The Council may make rules not inconsistent with this Act as to
19 acts which constitute professional misconduct.

20 **16.-(1) Where-**

21 (a) a member is judged by the Disciplinary Committee to be guilty Penalties for
unprofessional
conduct
22 of infamous conduct in any professional respect;

23 (b) a member is convicted, by any court or tribunal in Nigeria or
24 elsewhere having power to award imprisonment, of an offence or (whether
25 or not punishable with imprisonment which, in the opinion of the
26 Disciplinary Committee, is incompatible with the status of a member of the
27 profession or;

28 (c) the Disciplinary Committee is satisfied that the name of any
29 person has been fraudulently registered, the Disciplinary Committee may, if
30 it deems fit, give a direction reprimanding that person or ordering the

1 Registrar to strike his name off the relevant part of the register.

2 (2) The Disciplinary Committee may, if it deems fit, defer its
3 decisions as to the giving of a direction under subsection (1) of this section until
4 a subsequent meeting of the Disciplinary Committee but no-

5 (a) decision shall be referred under this subsection for a period
6 exceeding 2 years on the aggregate; and

7 (b) person shall be a member of the Disciplinary Committee for
8 purposes of reaching a decision which has been deferred or further deferred,
9 unless he was present as a member of the Disciplinary Committee when the
10 decision was deferred.

11 (3) For the purposes of subsection (1) (b) of this section, a person shall
12 not be treated as convicted as therein mentioned unless the conviction stands at
13 a time when no appeal or further appeal is pending or may (without extension
14 or time) be brought in connection with the conviction.

15 (4) When the Disciplinary Committee gives a direction under
16 subsection (1) of this section, the Disciplinary Committee shall cause notice of
17 the direction to be served on the person to whom it relates.

18 (5) A person, whose name is struck off the register pursuant to a
19 direction of the Disciplinary Committee under this section, is not entitled to be
20 enrolled or registered again except in pursuance of a direction in that behalf
21 given by the Disciplinary Committee on the application of the person.

22 (6) Direction under this section for the removal of a person's name
23 from the register may prohibit an application under this subsection by that
24 person until the expiration of such period from the date of the direction (and
25 where he has duly made such an application, from the date of his last
26 application) as may be specified in the direction.

27 **PART VI - MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS**

Rules as to
professional
practice and fees

28 **17.-** (1) The Council may make rules-

29 (a) for the training and certification of suitable persons in Forensics
30 and Fraud Examiners methods and practice;

1 (b) for the supervision and regulation of the engagement, training
2 and transfer of such persons;

3 (c) prescribing the amount and dues for payment of annual
4 subscription, and for such purpose, different amounts may be prescribed by
5 the rules according to whether the person is enrolled as a fellow, associate
6 member, a graduate member, licentiate member or student;

7 (d) prescribing the form of license to practice to be issued annually
8 or, if the Council deems it fit, by endorsement on any existing license; and

9 (e) restricting the right to practice in default of payment of the
10 amount of annual subscription where the default continues for longer than
11 such period as may be prescribed by the rules.

12 (2) Rules, when made under this section shall, if the Chairman of
13 the Council so directs, be published in the Federal Government Gazette.

14 **18.** The Institute shall-

Provision of
library facilities

15 (a) provide and maintain a library, comprising books and
16 publications for the advancement of knowledge of Forensics and Fraud
17 Examiners, and such other books and publications as the Council may deem
18 necessary for that purpose; and

19 (b) encourage research into Forensics and Fraud Examiners
20 methods and allied subjects to the extent that the Council may consider
21 necessary.

22 **19.**-(1) If any person, for the purpose of procuring the registration
23 of any name, qualification or other matter-

Offences

24 (a) makes a statement which he believes is false.

25 (b) recklessly makes a statement which is false,
26 commits an offence.

27 (2) If, on or after the relevant date, any person not a member of the
28 Institute, who practices or holds himself out to practice Forensics and Fraud
29 Examinations for or in expectation of reward or takes or uses any name, title,
30 addition or description implying that he is in Forensic and Fraud Examiners

1 practice, he commits an offence, provided that, in the case of a person falling
2 within section 17 of this Act-

3 (a) this subsection shall not apply in respect of anything done by him
4 during the period mentioned in that section; and

5 (b) if within that period he duly applies for membership of the
6 Institute, then, unless within that period he is notified that his application has
7 not been approved, this subsection shall not apply in respect of anything done
8 by him between the end of that period and the date on which he is enrolled or
9 registered or notified.

10 (3) If the Registrar or any other person employed by, or on behalf of
11 the Institute willfully makes any falsification in any matter relating to the
12 register, commits an offence.

13 (4) A person who commits an offence under this section is liable-

14 (a) on summary conviction, to a fine not exceeding ₦1,000,000; and

15 (b) on conviction on indictment, to a fine not exceeding ₦1,000,000 or
16 to imprisonment for a term not exceeding 2 years or to both fine and
17 imprisonment.

18 (5) Where an offence under this section which has been committed by
19 a body corporate is proven to have been committed with the consent or
20 connivance of, or to be attributed to any neglect on the part of, any director,
21 manager, secretary or other similar officer of the body corporate or any person
22 purporting to act in any such capacity, he, as well as the body corporate, are
23 deemed to be guilty of that offence and liable to be prosecuted and punished
24 accordingly.

25 (6) In this section, "the relevant date" means the third anniversary of
26 the appointed day or such earlier date as may be prescribed for the purpose of
27 this section by order of the Ministry of Trade and Investment published in the
28 Federal Government Gazette.

Regulations
and rules t

29 **20.-(1)** Any regulation made under this Act shall be published in the
30 Federal Government Gazette and a copy of such regulations shall be sent to the

1 Ministry of the Ministry of Trade and Investment not later than 7 days before
2 they are so published.

3 (2) Rules made for the purposes of this Act shall be subject to
4 confirmation by the Institute at its next general meeting or at any special
5 meeting of the Institute convened for that purpose, and, if annulled, shall
6 cease to have effect on the day after the date of annulment, but without
7 prejudice to anything done in pursuance or intended pursuance of any such
8 rules.

9 **21.-(1)** The Society for Forensic Accounting and Fraud Prevention
10 is hereby dissolved.

Dissolution of
the former Society
for Forensic
Accounting and
Fraud Prevention

11 (2) All the property held by or on behalf of the former Society shall,
12 by virtue of this section, vest in the Institute and held by it for the purposes of
13 the Institute.

14 (3) The provisions of the Third Schedule to this Act shall have
15 effect with respect to matters arising from the transfer by this section to the
16 institute, of property of the former, and with respect to the other matters
17 mentioned in that Schedule.

Third Schedule

18 **22 .** In this Act-

Intervention

19 "Institute" means Chartered Institute of Forensics and Certified Fraud
20 Examiners established under section 1 (1) of this Act;

21 "Council" means the Council established as the governing body of the
22 Institute under section 5 of this Act;

23 "Diplomates" means a body of Professionals in different discipline referred
24 to under section 6 (2) of this Act;

25 "Disciplinary Committee" means the Chartered Institute of Forensics and
26 Certified Fraud Examiners Disciplinary Committee establishment under
27 section 15 (1) of this Act;

28 "enrolled" means an enrolled fellow, full member, an associate member, and
29 student member as the case may be;

30 "Fees" includes annual subscriptions;

1 "Investigating Panel" means the Chartered Institute of Forensics and Certified
 2 Fraud Examiners of Nigeria established under section 15 (3) of this Act;
 3 "Ministry" means the Ministry charged with the responsibility for matters
 4 relating to finance;
 5 "President and Vice-President" means respectively the officers or holders,
 6 under those names in the Institute;
 7 "Profession" means the profession of Forensics and Fraud Examiners; and
 8 "registrar" means the registrar appointed under section 10 (2) of this Act.

Citation 9 **23.** This Bill may be cited as the Chartered Institute of Forensics and
 10 Certified Fraud Examiners of Nigeria (Establishment) Bill, 2021.

11 SCHEDULES

12 FIRST SCHEDULE

13 *Section 5 (3)*

14 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

15 *Qualifications and tenure of members*

16 1.-(1) Subject to the provisions of this paragraph, the Pioneer
 17 President and Council Members shall hold office for a single term of five years
 18 and no more from the date this Act is passed into law. Thereafter, the President
 19 and Members of Council shall hold office for a single term of three years,
 20 beginning with the date of their appointment or election.

21 (2) The Registrar and the Heads of Directorates shall serve a term of
 22 four years' renewable upon satisfactory performance for another term of four
 23 years and no more.

24 (3) Members of the Board of Diplomates shall serve a term of two
 25 years' renewable upon satisfactory performance for another term of two years
 26 and no more.

27 (4) A member of the Institute who ceases to be a member shall, if he is
 28 also a member of the Council, cease to hold office on the Council.

29 (5) An elected member may, by notice in writing under his hand
 30 addressed to the President, resign his office, and any appointed member may,

1 likewise resign his appointment.

2 (6) A person who retires from or otherwise ceases to be an elected
3 member of the Council is eligible again to become a member of the Council,
4 and any appointed member may be reappointed.

5 (7) Members of the Council shall, at a meeting next before the
6 annual general meeting of the Institute, arrange for five members of the
7 Council appointed or elected, and longest in office to retire at that annual
8 general meeting.

9 (8) Elections to the Institute shall be held in such manners as may
10 be prescribed by rules made by the Council and until so prescribed, they
11 shall be decided in a secret balloting process.

12 (9) If for any reason there is a vacation of office by a member and-

13 (a) such member was appointed by the Minister or any other body
14 corporate, the Minister or body corporate shall appoint another fit person to
15 occupy the office in which the vacancy occurs; or

16 (b) such member was elected, the Council may, if the period
17 between the unexpired portion of the tenure of office and the next general
18 meeting of the Institute appears to warrant the prompt filling of the vacancy,
19 co-opt a fit person for such period.

20 *Powers of the Council*

21 2. The Council shall have powers to do anything which, in its
22 opinion is deemed fit to facilitate the activities of the Institute.

23 *Proceedings of the Council*

24 3.-(1) Subject to the provisions of this Act, the Council may, in the
25 name of the Institute, make standing orders regulating the proceedings of the
26 institute or of the Council, and in the exercise of its powers under this Act,
27 may setup committees in the general interest of the Institute, and make
28 standing orders for them.

29 (2) Standing orders shall be provided for decisions to be taken by a
30 majority of the members, and in the event of equality of votes, the President

1 or Chairman, as the case may be, shall have a second or casting vote.

2 (3) Standing orders made for a committee shall provide that the
3 committee shall report to the Council on any matter not within its competence
4 to be decided upon.

5 (4) The quorum of the Council shall be 9, and the quorum of a
6 committee of the Council shall be as fixed by the Council.

7 *Meetings of the Institute*

8 5.-(1) The Council shall convene the annual general meeting of the
9 Institute on a day the Council may appoint any particular year, and if the
10 meeting is not held within one year after the previous annual general meeting,
11 not more than 15 months shall elapse between the respective dates of the two
12 meetings.

13 (2) A special meeting of the Institute may be convened by the Council
14 at any time, and if at least 30 members of the Institute require it by notice in
15 writing addressed to the Registrar of the Institute, setting out the objects of the
16 proposed meeting, the Chairman of the Council shall convene a special
17 meeting of the Institute.

18 (3) The quorum of any general meeting of the Institute shall be 15
19 members, and that of any special meeting of the Institute shall be 25 members.

20 *Meetings of the Council*

21 6.-(1) Subject to the provisions of any standing order of the Council,
22 the Council shall meet whenever it is summoned by the Chairman, and if the
23 Chairman is required to do so by notice in writing given to him by at least seven
24 other members, he shall summon a meeting of the Council to be held within
25 seven days from the date on which the notice is given.

26 (2) At any meeting of the Council, the Chairman or, in his absence, the
27 Deputy Chairman shall preside, but if both are absent the members present at
28 the meeting shall appoint one of them to preside at the meeting.

29 (3) Where the Council desires to obtain the advice of any person on a
30 particular matter, the Council may co-opt him as a member for such period as

1 the Council deems fit, but a person who is a member by virtue of this
2 subparagraph is not entitled to vote at any meeting of the Council and shall
3 not count towards a quorum.

4 *Committees*

5 7.-(1) The Council may set up one or more committee to carry out,
6 on behalf of the Institute or of the Council, such functions as the Council
7 may determine.

8 (2) A committee set up under this paragraph shall consist of the
9 number of persons determined by the Council, and a person other than a
10 member of the Council shall hold office on the committee in accordance
11 with the terms of the instrument by which he is appointed.

12 (3) Any recommendation of a committee of the Council shall be of
13 no effect until it is approved by the Council.

14 *Miscellaneous*

15 8.-(1) The fixing of the seal of the Institute shall be authenticated
16 by the signature of the President or another member of the Council
17 authorised generally by the Institute to act for that purpose.

18 (2) Any contract or instrument which, if made or executed by a
19 person, not being a body corporate, would not be required to be under seal,
20 may be made or executed on behalf of the Institute or the Council, as the case
21 may require, by any person generally or specially authorised to act for the
22 purpose by the Council.

23 (3) Any document purporting to be a document duly executed
24 under the seal of the Institute shall be received in evidence and shall, unless
25 the contrary is proved, be deemed to be so executed.

26 (4) The validity of any proceedings of the Institute or Council or a
27 committee of the Council shall not be affected by any vacancy in
28 membership, defect in the appointment of a member of the Institute or of the
29 Council or by reason that a person not entitled to serve in the Committee
30 took part in the proceedings.

1 (5) Any member of the Institute or the Council, and any person
2 holding office on a committee of the Council, who has a personal interest in any
3 contract or arrangement entered into or proposed to be considered by the
4 Council, shall disclose his interest to the President or Council, as the case may
5 be, and shall not vote on any question relating to the contract or arrangement.

6 (6) A person shall not by reason only of his membership of the
7 Institute, be required to disclose any interest relating solely to the audit of the
8 accounts of the Institute.

9 **SECOND SCHEDULE**

10 *Section 15 (5)*

11 **SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY**

12 **COMMITTEE AND INVESTIGATING PANEL**

13 *Disciplinary Tribunal*

14 1.-(1) The Chief Justice of Nigeria shall make rules-

15 (a) as to the-

16 (i) selection of members of the Disciplinary Tribunal for the purposes
17 of any proceeding, and

18 (ii) procedures to be followed and the rules of evidence to be observed
19 in proceedings before the Disciplinary Tribunal;

20 (b) for securing that notice of the proceedings shall be given at such
21 time and at such manner as may be specified by the rules to the person who is
22 the subject of the proceeding;

23 (c) for determining who, in addition to the person mentioned in
24 paragraph (b), shall be a party to the proceedings;

25 (d) for securing that any party to the proceedings shall, if he so
26 requires, be entitled to be heard by the Disciplinary Tribunal;

27 (e) for enabling any party to the proceedings to be represented by a
28 legal practitioner;

29 (f) subject to the provisions of section 16 (5) of this Act, as to the costs
30 of proceedings before the Disciplinary Committee;

1 (g) for requiring, in a case where it is alleged that the person who is
2 subject of the proceedings is guilty of infamous conduct in any professional
3 respect, that where the Disciplinary Committee adjudges that the allegation
4 has not been proved, it shall record a finding that the person is not guilty of
5 such conduct in respect of the matters to which the allegation relates; and

6 (h) for publishing in the media, notice of any direction of the
7 Disciplinary Committee, which has taken effect, providing that a person's
8 name shall be struck off a register.

9 4. For the purposes of any proceeding before the Disciplinary
10 Committee, any member of the Disciplinary Committee may administer
11 oaths and any party to the proceedings may sue through the Supreme Court
12 writs of subpoena adtestandum and dues talcum, but no person appearing
13 before the Disciplinary Committee shall be compelled to-

14 (a) make any statement before the Disciplinary Committee tending
15 to incriminate himself; or

16 (b) produce any document under such a writ which he could be
17 compelled to produce at the trial of an action.

18 5.-(1) For the purposes of advising the Disciplinary Committee on
19 questions of law arising in proceedings before it, there shall, in all such
20 proceedings, be an assessor to the Disciplinary Committee who shall be
21 appointed by the Council on the nomination of the Chief justice of Nigeria
22 and shall be a legal practitioner of at least 7 years standing.

23 (2) The Chief Justice of Nigeria shall make rules as to the functions
24 of assessors appointed under this paragraph, and, in particular, such rules
25 shall contain provisions for securing that-

26 (a) where an assessor advises the Disciplinary Committee on any
27 question of law as to the evidence, procedure or any matter specified in the
28 rules, he shall do so in the presence of every party or person representing a
29 party to the proceedings who appears thereat or, if the advice is tendered

1 while the Committee is deliberating in private, that every such party or
2 Disciplinary.

3 (b) every party or person as mentioned in subparagraph (a) shall be
4 informed if, in any case, the Disciplinary Committee does not accept the advice
5 of the assessor on such a question.

6 (3) An assessor may be appointed under this paragraph either
7 generally or for any particular proceeding or class of proceedings, and shall
8 hold and vacate office in accordance with the terms of the instrument by which
9 he is appointed.

10 6.-(1) The Investigating Panel may, at any of its sittings attended by
11 all its members, make standing orders with respect to the Investigating Panel.

12 (2) Subject to the provisions of the standing orders, the Investigating
13 Panel may regulate its own procedure.

14 *Miscellaneous*

15 7.-(1) A person ceasing to be a member of the Disciplinary Committee
16 or the Investigating Panel shall be eligible for reappointment as a member of
17 that body.

18 (2) A person may, if otherwise eligible, be a member of both the
19 Disciplinary Committee and the Investigating Panel, but no person who acted
20 as a member of the Investigating Panel with respect to any case shall act as a
21 member of the Disciplinary Committee with respect to the case.

22 8. The Disciplinary Committee or the Investigating Panel may act
23 notwithstanding any vacancy in its membership, and the proceedings of either
24 body shall not be invalidated by any irregularity in the appointment of a
25 member of that body, or (subject to paragraph 7(2) of this Schedule) by reason
26 that any person who was not entitled to do so took part in the proceedings of the
27 body.

28 9. Any document authorised or required by virtue of this Act to be
29 served on the Disciplinary Committee or the Investigating Panel shall be
30 served on the Registrar appointed under section 10 of this Act.

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

THIRD SCHEDULE

Section 21 (3)

Transitional Provision to a property, etc.

1.-(1) Every agreement to which the former Institute (Society for Forensic Accounting and Fraud Prevention) was a party immediately before the appointment day, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations thereunder could be assigned by the former Institute, shall, unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by this subparagraph, have effect from the appointed day, so far as it relates to property transferred by this Act to the Institute, as if-

(a) the Institute had been a party to the agreement;

(b) for any reference (however worded and whether expressed or implied) to the former Institute, they were substituted, with respect to anything not done or after the appointed day, a reference to the Institute; and

(c) for any reference (however worded and whether expressed or implied) to a member or members of the Council of the former Institute or an officer of the former Institute they were substituted, with respect to anything not done on or after the appointed day, a reference to members of the Council under this Act or the officers of the former Institute who correspond as nearly as may be to the member or officer in question of the Institute.

(2) The documents which refer, whether specially or generally, to the former Institute shall be construed in accordance with subparagraph (1) of this paragraph so far as applicable.

(3) Without prejudice to the generality of the provisions of this Schedule, where, by the operation of any of them or of section 21 (2) of this Act, any right, liability or obligation vests in the Institute and all other persons shall, as from the appointed day, have the same rights as to the

1 making or resisting of legal proceedings or applications to any authority for
2 ascertaining, perfecting or enforcing that right, liability or obligation as they
3 would have had at all times being a right, liability or obligation of the
4 Institute.

5 (4) Any legal proceeding or application to any authority pending on
6 the appointed day by or against the former Institute and relating to property
7 transferred by this Act to the Institute may be continued on or after that day by
8 or against the Institute.

9 (5) If the law in force at the place where any property transferred by
10 this Act is situated provides for the registration of transfer of property of the
11 kind in question (whether by reference to an instrument of transfer or
12 otherwise), the law shall, so far as it provided for alterations of a register (but
13 not for avoidance of transfer, the payment of fees or any matter) apply with the
14 necessary modifications to the transfer of the property, and the Council shall
15 furnish the necessary particulars of the transfer to the proper office of the
16 registration authority, and of that officer to register the transfer
17 accordingly.

18 *Transfer of functions, etc.*

19 2.-(1) At its first meeting, the Council of the Institute shall fix a date
20 (not later than 6 months after the appointed day) for the annual general meeting
21 of the Institute.

22 (2) The members of the Council of the former Institute shall be
23 deemed to be members of the Council of the Institute until the date determined
24 in this subparagraph when the Institute shall have its first annual general
25 meeting, and they shall cease to hold office at the conclusion of such
26 meeting.

27 (3) Any person who, immediately before the appointed day, held
28 offices as the President or Vice President of the Council of the former Institute
29 shall, on that day, become the President or, as the case may be, the Vice-
30 President of the Institute and shall be deemed to have been appointed-

1 (a) to that office under this Act corresponding to the relevant
2 provision in the said articles of the Institute; and

3 (b) on the date on which he took office, or last took office, in
4 pursuance of the relevant provision of those articles.

5 (4) The members of the former Institute shall, as from the
6 appointed day, be registered as members of the Institute, and without
7 prejudice to the generality of the provisions of this Schedule relating to the
8 transfer of property, any person who, immediately before the appointed day,
9 was a member of staff of the former Institute shall, on that day, become the
10 holder of an appointment with the Institute with the status, designation and
11 functions which correspond as nearly as may be to those which appertained
12 to him in his capacity as a member of staff.

13 (5) Any person who is an office-holder on, or member of the
14 Council of the Institute immediately before the appointed day and deemed
15 under this paragraph to have been appointed to any like position in the
16 Institute, or on the Council of the Institute, and thereafter otherwise than by
17 reason of his misconduct, is eligible for appointment in the Institute or to
18 membership of the Council as the case may be.

19 (6) All regulations, rules and instruments made for the purposes of
20 the Institute, and in force immediately before they are subsequently revoked
21 or amended by any authority having power in that behalf shall have effect,
22 with any necessary modifications, as if duly made for the corresponding
23 purposes of the Institute.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Chartered Institute of Forensics and Certified Fraud Examiners of Nigeria to provide for the control of its membership and promote the practice of Forensic and Fraud Examinations in Nigeria.

UNIVERSITY TEACHING HOSPITALS (RECONSTRUCTION OF
BOARDS ETC) ACT (AMENDMENT) BILL, 2021

ARRANGEMENT OF CLAUSES

Clause:

1. Amendment of the University Teaching Hospitals (Reconstruction of Boards etc) Act
2. Amendment of section 2
3. Amendment of section 5
4. Amendment of section 6
5. Amendment of section 7
6. Amendment of section 8
7. Amendment of section 11
8. Amendment of section 12
9. Amendment of section 16
10. Amendment of section 19
11. Amendment of the Schedule
12. Citation

A BILL

FOR

AN ACT TO AMEND THE UNIVERSITY TEACHING HOSPITALS (RECONSTRUCTION OF BOARDS ETC) ACT CAP U15 LFN 2004 TO RESTRUCTURE THE COMPOSITION OF THE GOVERNING BOARD, REVIEW THE NOMENCLATURE OF THE HEADS OF THE HOSPITALS, REDEFINE THE QUALIFICATION OF THE HEAD OF HOSPITALS, PROVIDE A DEFINITE TENURE OF OFFICE OF THE HEADS OF THE HOSPITALS, INCLUDING STUDENTS OF HEALTH SCIENCES IN THE TRAINING PROGRAMMES OF THE HOSPITALS AND INCLUDES HOSPITALS ESTABLISHED POST-ENACTMENT OF THE EXTANT LEGAL FRAMEWORK IN THE SCHEDULE AND FOR RELATED MATTERS

Sponsored by Hon. Bamidele Salam

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria:

- | | |
|--|---|
| <p>1 1. The University Teaching Hospitals (Reconstruction of Boards
2 etc) Act Cap U15 LFN, 2004(in this Bill referred to as "the Principal Act") is
3 amended as set out in this Bill.</p> | <p>Amendment of
University Teaching
Hospitals
(Reconstruction
of Boards etc.) Act</p> |
| <p>4 2. Section 2(1) of the Principal Act is amended-
5 (a) in paragraph "(a)", by substituting the words "Chief Medical
6 Director" for the words "Chief Executive Officer";
7 (b) in paragraph "(c)", by inserting after the word "Minister", the
8 words "not being medical or health Professionals";
9 (c) in paragraph "(d)", by substituting the words "medical
10 profession" for the words "Nigerian Medical Association";
11 (d) in paragraph "(f)" by substituting the word "one" for the word
12 "two"; and
13 (e) by substituting paragraph "(k)" for new paragraph "(k)"-
14 "(k) two representative of the registered trade Unions, not being a</p> | <p>Amendment of
Section 2</p> |

	1	staff of the concerned teaching hospital".
Amendment of Section 5	2	3. Section 5 of the Principal Act is amended-
	3	(a) in subsection "(1)", by substituting the existing subsection "(1)"
	4	for a new subsection "(1)"-
	5	"(1) There shall be for each hospital a Chief Executive Officer who
	6	shall be appointed by the President of the Federal Republic of Nigeria";
	7	(b) in subsection "(2)" by substituting the words "Chief Medical
	8	Director" for the words "Chief Executive Officer" and by substituting
	9	paragraph "(a)" for new paragraph "(a)"-
	10	"(a) The Chief Executive Officer shall-
	11	be a or health care professional and registered as such for not less than twelve
	12	years with a certification in hospital Management or Administration and health
	13	policy and holds a post-graduate professional qualification obtained for not
	14	less than five years and shall be on a full-time appointment with a teaching
	15	Hospital in Nigeria";
	16	(c) in subsection "(4)" by substituting the existing subsection "(4)" for
	17	a new subsection "(4)"-
	18	"(4) There shall be for each hospital, a chairman of the Medical
	19	Advisory Committee who shall be selected from amongst the Directors of the
	20	major health services namely: clinical services, Medical Laboratory services,
	21	Pharmaceutical services, Medical Rehabilitation Services and Radiological
	22	Services etc. and responsible to the Chief Executive Officer for all the clinical
	23	and training activities of the hospital."; and
	24	(d) by inserting, after the existing subsection "(6)", a new subsection
	25	"(7)"-
	26	"(7) There shall be Directorate services for each clinical profession,
	27	the head of the Directorate shall report to the Chief Executive Officer of
	28	Hospital".
Amendment of Section 6	29	4. Section 6 of the Principal Act is amended by substituting the
	30	existing Section "6" for a new Section "6"-

1 “6 The Chief Executive Officer shall hold office for a single term
2 of 5 years and no more”.

3 **5.** Section 7 of the Principal Act is amended- Amendment of
Section 7
4 (a) in subsection "(1)(b), by-
5 (i) inserting, before the word proper, the word "adequate", and
6 (ii) deleting, after the word "staff", the words "of hospital
7 technicians and nurses".; and
8 (b) in subsection "(2)", by substituting words "medical students"
9 for the words "all students of the College of Medicine or Health Sciences",
10 in line three.

11 **6.** Section 8 of the Principal Act is amended, by inserting after the Amendment of
Section 8
12 word "students" the words "of the College of Medicine and Health
13 Sciences".

14 **7.** Section 11(3) of the Principal Act is amended by substituting Amendment of
Section 11
15 figure "50" for the figure "10,000".

16 **8.** Section 12 of the Principal Act is amended- Amendment of
Section 12
17 (a) in subsection (1), by substituting the words "of medical services
18 and training" for the words "responsible for hospital services" in lines one to
19 two; and

20 (b) in subsection (2), by substituting the words "of medical services
21 and training" for the words "responsible for hospital services" in line one.

22 **9,** Section 16(1) of the Principal Act is amended, by substituting Amendment of
Section 16
23 the words "medical students", for the words "all students of the College of
24 Medicine or Health Sciences".

25 **10** Section 19 of the Principal Act is amended- Amendment of
Section 19
26 (a) in the interpretation of the words "associate University", by
27 substituting the word "medical" for the words "College of Medicine or
28 Health Sciences", in line two; and

29 (b) by inserting, after the interpretation of the word "chairman" the

	1	interpretation of the words "College of Medicine or Health Sciences student-
	2	"College of Medicine or Health Sciences student means a student whose course
	3	of instruction is designed-
	4	(a) either alone or in conjunction with other courses) to enable him to
	5	qualify as a medical practitioner, nurse, physiotherapist, medical laboratory
	6	scientist, pharmacist radiographer etc; and
	7	(b) for the further training of medical practitioners and other health
	8	professionals."
Amendment of Schedule	9	11. The schedule to the Principal Act is amended inserting, after the
	10	existing paragraph "(O)" new paragraphs "(p) to (z)"-
	11	"(p) the University of Uyo Teaching Hospital, Uyo;
	12	(q) the Federal Teaching Hospital, Abakaliki;
	13	(r) the Federal Teaching Hospital, Ido-Ekiti;
	14	(s) the Federal teaching Hospital, Gombe;
	15	(t) the Federal Teaching Hospital, Otuoke;
	16	(u) the Niger Delta University Teaching Hospital, Yenagoa;
	17	(v) the Abubakar Tafawa Balewa University Teaching Hospital,
	18	Bauchi;
	19	(w) the Federal Teaching Hospital, Dutsinma;
	20	(x) the University of Abuja Teaching Hospital, Gwagalada;
	21	(y) the National Hospital, Abuja;
	22	(z) the Federal Medical Centers, Specialist Hospitals, National
	23	Orthopaedic Hospitals etc."
Citation	24	12. This Bill may be cited as the University Teaching Hospitals
	25	(Reconstruction of Boards etc) Act (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the University Teaching Hospitals (Reconstruction of Boards etc) Act Cap U15 LFN 2004 to restructure the composition of the governing board, review the nomenclature of the heads of the hospitals, redefine the qualification of the head of hospitals, provide a definite tenure of office of the heads of the hospitals, including students of Health Sciences in the training programmes of the hospitals and includes hospitals established post-enactment of the extant legal framework in the schedule.

NATIONAL APPRECIATION FOR SECURITY AGENCIES BILL, 2021

ARRANGEMENT OF SECTIONS

Sections:

1. Establishment of the National Appreciation for Security Agencies Month
2. Objectives of the National Appreciation for Security Agencies Month
3. Establishment of the Governing Board of National Appreciation for Security Agencies
4. Tenure of Members of the Board
5. Functions of the Governing Board of National Appreciation for Security Agencies
6. Special Benefits to Officers of Nigerian Security Agencies
7. Eligibility for Special Benefits
8. Government Incentives
9. Establishment of the National Appreciation for Security Agencies Fund
10. Annual Estimates and Expenditures
11. Annual Report
12. Directives by the President
13. Power of the Minister to make regulations
14. Interpretation
15. Short Title

A BILL

FOR

AN ACT TO DESIGNATING THE MONTH NOVEMBER AS THE NATIONAL APPRECIATION FOR SECURITY AGENCIES MONTH TO PRESERVE AND PROMOTE HONOR, RESPECT AND GREATER RECOGNITION FOR NIGERIAN SECURITY AGENCIES FOR THEIR SACRIFICES, TIRELESS AND CRUCIAL SERVICE TO THE PEOPLE OF NIGERIA IN PRESERVING THE SECURITY, FREEDOM AND LIBERTIES OF THE CITIZENRY AND FOR RELATED MATTERS

Sponsored by Hon. Bamidele Salam

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria:

1 1.-(1) There is hereby established a "National Appreciation for
2 Security Agencies Month" (in this Bill referred to as "the Month") to reflect
3 upon the sacrifices made by officers of Nigerian Security Agencies and to
4 show appreciation for their service to the Nation.

Establishment
of the National
Appreciation for
Security Agencies
Month

5 (2) The month of November shall therefore be designated annually
6 as the National Appreciation for Security Agencies Month.

7 (3) The people of the Nation shall be encouraged to recognize and
8 honor the dedication and commitment of the officers of Nigerian Security
9 Agencies and to observe the Month with appropriate ceremonies and
10 activities.

11 2. The objectives of the Month shall be to:

Objectives of the
National Appreciation
for Security Agencies
Month

12 (a) recognize, honor, and encourage the dedication and
13 commitment of officers of Nigerian Security Agencies;

14 (b) create and promote national awareness and sensitization of
15 Nigerians of the sacrifices that officers of Nigerian Security Agencies make
16 in the protection of lives and properties of the citizenry;

17 (c) emphasize the importance of Nigerian Security Agencies in the

- 1 preservation and security of the Nigerian territory;
- 2 (d) emphasize the importance of maintaining a strong, well-equipped,
- 3 well-educated and well-trained personnel in Nigerian Security Agencies in
- 4 safeguarding the freedoms and liberties of all Nigerians;
- 5 (e) acknowledge the contributions of the officers who have served in
- 6 Nigerian Security Agencies, particularly the Armed Forces since its inception;
- 7 (f) boost the morale of officers of Nigerian Security Agencies;
- 8 (g) inspire greater love, support and pride towards Nigerian Security
- 9 Agencies.

Establishment
of the Governing
Board of National
Appreciation for
Security Agencies

10 **3.-(1)** There is hereby established a Governing Board of National

11 Appreciation for Security Agencies (in this Bill referred to as "the Board")

12 which shall be in charge of administration of matters related to this Bill.

13 (2) The Board shall be a body corporate with perpetual succession and

14 a common seal and may sue and be sued in its corporate name.

15 (3) The Board shall consist of:

- 16 (a) the Minister of Defense, who shall be the Chairman;
- 17 (b) the Minister of Interior;
- 18 (c) the Chief of Defense Staff;
- 19 (d) the Chief of Army Staff;
- 20 (e) the Chief of Air Staff;
- 21 (f) the Chief of Naval Staff;
- 22 (g) the Director- General of the Nigerian State Security Service;
- 23 (h) the Inspector General of the Nigerian Police Force;
- 24 (i) the Commandant General of the Nigerian Security and Civil
- 25 Defense Corps;
- 26 (j) the Chief of Defense Intelligence Agency;
- 27 (k) the Director- General of the National Intelligence Agency;
- 28 (l) National Chairman of the National Council of the Legion;
- 29 (m) Secretary to the Government of the Federation;
- 30 (n) the Permanent Secretary of the Ministry of Defense who shall be

1 the Secretary to the Board.

2 (o) Three (3) other members of the Board who may be appointed by
3 the President on the recommendation of the Minister and shall be persons of
4 proven integrity.

5 (4) The supplementary provisions contained in the Schedule to this
6 Bill shall have effect with respect to the proceedings of the Board and other
7 matters contained therein.

8 **4.-(1)** The Chairman and members of the Board, who are not ex-
9 officio members shall hold office for a period of four years' renewable for a
10 further period of four years only.

Tenure of Members
of the Board

11 (2) A member of the Board, who is not an ex-officio member, may
12 resign his appointment at any time by notice in writing under his hand
13 addressed to the President.

14 (3) The office of a member of the Board shall become vacant if-

15 (a) he dies; or

16 (b) he resigns his appointment on the Board; or

17 (c) he is removed from office by the President, if he is of the
18 opinion that it is not in the interest of the Board or the public that the member
19 should continue in office.

20 (4) Where a member is removed before the expiration of his tenure
21 on the Board, the President may appoint such other member for the
22 remainder of the term of office of that member in so far as the new member
23 represents the same interest for which the first member was appointed.

24 **5.** The Board shall be in charge of:

Functions of the
Governing Board
of National
Appreciation for
Security Agencies

25 (a) recommendations and formulation of activities and programs to
26 be undertaken during the Month in order to give full effect to the provision of
27 this Bill such as documentary projects and publications, conferences,
28 lectures, seminars, development of exhibits for libraries and museums,
29 productions, publication and distribution of books, pamphlets, films, and
30 educational materials;

1 (b) making recommendations to the President on actions that should
2 be taken to foster service and performance of civic duties by Nigerians to
3 officers of Nigerian Security Agencies;

4 (c) encouraging and coordinating national, state and local
5 participation in the celebration of the National Appreciation for Security
6 Agencies Month;

7 (d) recommendation to the President of officer(s) of Nigerian
8 Security Agencies who have distinguished themselves by performing
9 conspicuous acts of bravery or outstanding acts of self-sacrifice in the line of
10 duty, who shall be specially recognized and acknowledged during the Month;

11 (e) the establishment of required incentives to encourage
12 participation of the private sector in sponsorship of programs initiated by the
13 Board;

14 (f) saddled with the responsibility of the administration of this Bill
15 and performing all such functions necessary to give effect to the provisions of
16 this Bill.

Special benefits
to Officers of
Nigerian Security
Agencies

17 **6.-(1)** In honour and appreciation of the services of Nigerian Security
18 Agencies to the Nation, the Private Sector shall provide for a program under
19 which special benefits are provided to officers of Nigerian Security Agencies
20 in accordance with Section 7 of this Bill.

21 (2) Special benefits under subsection 1 of this section shall include
22 discounts on products and services that constitute Basic Amenities offered by
23 the Private Sector.

24 (3) The special benefits program may be carried out all year round or
25 only during the National Appreciation for Security Agencies Month.

26 (4) Members of the Private Sector providing special benefits shall be
27 required to keep and collate monthly or periodic records of officers of Nigerian
28 Security Agencies who are beneficiaries. Such records shall include the names,
29 ages, addresses, branch of Nigerian Security Agencies and ranks of such
30 beneficiaries, and shall also include the dates of such provision of the special

1 benefits to the beneficiaries.

2 7. An eligible person for the purposes of Section 6 of Bill shall be:

Eligibility for
Special Benefits

3 (a) an officer of Nigerian Security Agencies on Active Service
4 upon the presentation of a valid identification card;

5 (b) a member of the Nigerian Legion;

6 (c) a spouse of an officer of Nigerian Security Agencies;

7 (d) a Dependant of an officer of Nigerian Security Agencies.

8 8.-(1) Members of the Private Sector who, pursuant to Section 6 of
9 this Bill, provide special benefits to officers of Nigerian Security Agencies
10 shall be entitled to:

Government
Incentives

11 (i) Tax deductions equivalent to half of the amount of total
12 discounts granted on Basic Amenities to officers of Nigerian Security
13 Agencies monthly.

14 (2) In ascertaining the amount of tax deductions applicable,
15 appropriate records shall be required to be forwarded to the Appropriate Tax
16 Authority for assessment.

17 9.-(1) There shall be established a Fund known as the National
18 Appreciation for Security Agencies Fund (in this Bill referred to as "the
19 Fund") for the purpose of conducting the activities of the National
20 Appreciation for Security Agencies Month and other matters related thereto.

Establishment
of the National
Appreciation for
Security Agencies
Fund

21 (2) The Fund shall comprise of:

22 (a) all allocations from the Federal, States or Local Governments in
23 Nigeria;

24 (b) all grants received from both local and international
25 organizations for the purpose of the Bill;

26 (c) all monies received as gifts, loans, contributions, testamentary
27 dispositions or donations for the purpose of this Bill; and

28 (d) all other monies and assets which may accrue to the Fund from
29 time to time.

Annual Estimates and Expenditures	1	10. -(1) The Board shall, not later than 30th September of each year,
	2	submit to the Minister, an estimate of the expenditure and income for the next
	3	succeeding year.
	4	(2) The Board shall cause to be kept proper accounts of the Fund in
	5	respect of each year and proper records in relation thereto and shall cause the
	6	accounts to be audited not later than 6 months after the end of each year by
	7	auditors appointed from the list in accordance with the guidelines supplied by
	8	the Auditor-General of the Federation.
Annual Report	9	11. -(1) The Board shall prepare and submit to the Minister, not later
	10	than 30th March in each year, a report in such form as the President may direct
	11	on the activities of the Board during the immediately preceding year, and shall
	12	include in the report a copy of the audited accounts of the Fund for that year and
	13	the auditor's report thereon.
	14	(2) The Minister shall, upon receipt of the report referred to in
	15	subsection (1) of this section, cause a copy of the report and the audited
	16	accounts of the Fund and the auditor's report thereon to be submitted to the
Directives by the President	17	National Assembly.
	18	12. The President may give directives of a general nature or relating
	19	generally to matters of policy with regard to functions of the Board and it shall
	20	be the duty of the Board to comply with the directives.
Power of the Minister to make Regulations	21	13. The Minister may make regulations as may be necessary or
	22	expedient for giving full effect to the provisions of this Bill and for the
	23	administration thereof.
Intervention	24	14. In this Act, unless the context otherwise requires-
	25	"Active Service" means an officer serving in a unit in operation against an
	26	enemy, and also includes normal and routine security, intelligence, or military
	27	duties;
	28	"Appropriate Tax Authority" means the Federal Inland Revenue Service or the
	29	respective States' taxing bodies;

1 "Armed Forces" means the Nigerian Navy, the Nigerian Army and the
2 Nigerian Air force;

3 "Basic Amenities" includes feeding, education, transportation, health care
4 and housing;

5 "Dependant" means blood offspring of an officer;

6 "member" means a member of the Board and includes the chairman;

7 "Minister" means the Minister of Defense;

8 "Nation" means the Federal Republic of Nigeria;

9 "Nigerian Legion" means ex-servicemen who have served and retired or
10 been discharged from the services of Nigerian Security Agencies as a
11 commissioned officer, a soldier, rating or an air man;

12 "Nigerian Security Agencies" means the Nigerian Navy, the Nigerian Army,
13 the Nigerian Air force, the Nigerian State Security Service, the Nigerian
14 Police Force, the Nigerian Security and Civil Defense Corps, the Defense
15 Intelligence Agency, the National Intelligence Agency and such other
16 security agency as the Minister may with the consent of the President from
17 time to time include;

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

19 "Private Sector" means companies and businesses that engage in the
20 provision of Basic Amenities;

21 **15.** This Bill may be cited as the National Appreciation for Security Short title
22 Agencies Bill, 2021.

1 SCHEDULE

2 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

3 *Proceedings of the Board*

4 1. Subject to this Bill and Section 27 of the Interpretation Act, the
5 Board may make standing orders regulating its proceedings or those of any of
6 its committees.

7 2. The quorum of the Board shall be the Chairman and six other
8 members and the quorum of any committee of the Board shall be determined by
9 the Board.

10 3. The Board shall meet not less than two times in each year and
11 subject thereto, the Board shall meet whenever it is summoned by the
12 Chairman; and if the Chairman is required to do so by notice given to him by
13 not less than four other members, he shall summon a meeting of the Board to be
14 held within fourteen days from the date on which the notice is given.

15 4. At any meeting of the Board, the Chairman shall preside, but if he
16 is absent, the members present at the meeting shall appoint one of their
17 members to preside at that meeting.

18 5. Where the Board desires to obtain the advice of any person on a
19 particular matter, the Board may co-opt such a person to the Board for such
20 period as it thinks fit; but a person who is in attendance by virtue of this sub-
21 paragraph shall not be entitled to vote at any meeting of the Board and shall not
22 count towards a quorum.

22 *Committees*

23 6. The Board may appoint one or more committees to carry out, on
24 behalf of the Board, such of its functions as the Board may determine.

25 7. A committee appointed under this paragraph shall consist of such
26 number of persons not necessarily members of the Board) as may be
27 determined by the Board; and a person other than a member of the Board shall
28 hold office in the committee in accordance with the terms of his appointment.

29 8. A decision of a committee of the Board shall be of no effect until it
30 is confirmed by the Board.

EXPLANATORY MEMORANDUM

This Bill seeks to designate the month of July as the National Appreciation for Security Agencies Month to preserve and promote honor, respect and greater recognition for Nigerian Security Agencies for their sacrifices, tireless and crucial service to the people of Nigeria in preserving the security, freedom and liberties of the citizenry.

A BILL

FOR

AN ACT TO AMEND SECTION 2(A) OF THE NATIONAL HONOURS
ACT CAP N43 LFN 2004 BY DELETING THE FINE OF N100 AND
REPLACES IT WITH N1,000,000 AND FOR RELATED MATTERS

Sponsored by Hon. Yunusa Abubakar Ahmad

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria follows:

- | | | |
|---|---|--|
| 1 | 1. The National Honours Act Cap N43 LFN 2004 is hereby | Amendment of
the National
Honours Act |
| 2 | amended as contained herein. | |
| 3 | 2. Section 2(A) of the Principal Act is amended by deleting the fine | Amendment of
Section 2(A) of
the Principal Act |
| 4 | of N100 and replaces it with N1.000.000. | |
| 5 | 3. This Bill may be cited as National Honours (Amendment) Bill, | Citation |
| 6 | 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend Section 2(A) of the National Honours Act Cap N45
LFN 2004 by deleting the fine of N100 and replaces it with N1.000.000.

A BILL

FOR

AN ACT TO AMEND SECTION 1(2) OF THE BANKS (MOTOR VEHICLE LOANS) (MISCELLANEOUS PROVISIONS) ACT CAP B .. LFN 2004 BY INCREASING THE FINE OF N200 TO N200,000 AND FOR RELATED MATTERS

Sponsored by Hon. Yunusa Abubakar Ahmad

[] Commencement

BE IT ENACTED by the national Assembly of the Federal Republic of Nigeria follows:

1 **1.** The Banks (Motor Vehicle. Loans) (Miscellaneous Provisions)
2 Act Cap F .. LFN 2004 is hereby amended as contained herein.

Amendment of
Banks (Motor
Vehicle Loans)
(Miscellaneous
Provisions) Act

3 **2.** The section 1(2) of the principal Act is amended by increasing
4 the fine of N200 to N200,000 and rearranged as follows:

Amendment of
Section 1(2) of
the Principal Act

5 1 (2) (2) Any person who fails to comply with the provisions of
6 subsection (1) of this section shall be guilty of an offence and liable on
7 conviction to a fine of N200,000 or six months' imprisonment or to both
8 such fine and imprisonment.

9 **3.** This Bill may be cited as Banks (Motor Vehicle Loans)
10 (Miscellaneous Provisions) (Establishment) Act (Amendment) Bill, 2021.

Citation

EXPLANATORY MEMORANDUM

This Bill seek to amend section 1(2) of the Banks (Motor Vehicle Loans) (Miscellaneous Provisions) Act Cap B .. LFN 2004 by increasing the fine of N200 to N200,000.

A BILL

FOR

AN ACT TO AMEND SECTION 2 OF ARMY COLOUR ACT CAP. A24 2004 BY
DELETING THE FIGURE N200 AND SUBSTITUTE IT WITH N10,000 AND FOR
RELATED MATTERS

Sponsored by Hon. Yunusa Abubakar Ahmad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria follows:

- | | | |
|---|--|-----------------------------------|
| 1 | 1. The Army Colour Act Cap. A24 2004 is amended as contained | Amendment of |
| 2 | herein. | Army Colour Act |
| 3 | 2. Section 2 of the Principal Act is amended by deleting the figure | Amendment of |
| 4 | N200 and substitutes it with N10,000. | Section 2 of the
Principal Act |
| 5 | 3. This Bill may be cited as Army Colour (Amendment) Bill, 2021. | Citation |

EXPLANATORY MEMORANDUM

This Bill seeks to amend section 2 of Army Colour Act Cap. A24 2004 by
deleting the figure N200 and substitute it with N10,000.

The fine if N200 is laughable. Thus, this amendment seeks to increase the
fine to N10,000.

A BILL

FOR

AN ACT TO AMEND SECTION 15(4) OF THE VETERINARY SURGEONS ACT
CAP V3 LFN 2004 BY INCREASING THE FINE AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Yunusa Ahmad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria follows:

- | | | |
|----|---|---|
| 1 | 1. The Veterinary Surgeons Act Cap V3 LFN 2004 is hereby | Amendment of
the Veterinary
Surgeons Act |
| 2 | amended as contained herein. | |
| 3 | 2. Section 15(4) of the Principal Act is amended by deleting the | Amendment of
Section 15(4) of
the Principal Act |
| 4 | fine of N1,000 and replaces it with N1,000.000.00 and rearranged as | |
| 5 | follows: | |
| 6 | 15(4) 15.(4) A person guilty of an offence under this section shall | |
| 7 | be liable on conviction to a fine not exceeding N1,000.000.00 or to | |
| 8 | imprisonment for a term not exceeding two years, or to both, | |
| 9 | 3. This Bill may be cited as Veterinary Surgeons Act | Citation |
| 10 | (Amendment) Bill, 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend section 15(4) of the Veterinary Surgeons Act Cap
V3 LFN 2004 by increasing the fine.

A BILL

FOR

AN ACT TO AMEND SECTIONS 15, 16 AND 19 OF THE CIVIL AVIATION (FIRE AND SECURITY MEASURES) ACT CAP C13 LFN 2004 BY INCREASING THE FINE UNDER THE ACT AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Yunusa Ahmad

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria follows:

- | | |
|---|---|
| <p>1 1. The Civil Aviation (Fire and Security Measures) Cap C13 LFN</p> <p>2 2004 is hereby amended as contained herein.</p> | <p>Amendment of
the Civil Aviation
(Fire and Security
Measures) Act</p> |
| <p>3 2. Section 15 of the Principal Act is amended deleting the fine of</p> <p>4 forty naira and replaces it with four hundred thousand naira and rearranged</p> <p>5 as follows:</p> <p>6 15. Neglect to aid in arresting offenders:</p> <p>7 Any person who, having reasonable notice that he is required to assist any</p> <p>8 member of the Service in arresting any person, or in preserving the peace,</p> <p>9 without reasonable excuse, omits to do so, shall be liable on conviction to</p> <p>10 imprisonment for one month or a fine of four hundred thousand naira.</p> | <p>Amendment of
Section 15 of the
Principal Act</p> |
| <p>11 3. Section 16 of the principal act is amended deleting the fine of</p> <p>12 two hundred naira and replaces it with one million naira and rearranged as</p> <p>13 follows:</p> <p>14 16. Obstructing members of the Service:</p> <p>15 Any person who assaults, resists, or wilfully obstructs a member of the</p> <p>16 Service while acting in the execution of his duty, or a person acting in aid of a</p> <p>17 member of the Service while so acting shall be liable on conviction to</p> <p>18 imprisonment for one year or a fine of one million naira.</p> | <p>Amendment of
Section 16 of the
Principal Act</p> |
| <p>19 4. Section 19 of the Principal Act is amended deleting the fine of</p> | <p>Amendment of
Section 19 of the
Principal Act</p> |

1 six hundred naira and replaces it with two million naira and rearranged as
2 follows:

3 19. Causing disaffection among members of the Service Any person
4 who, by any means whatever, causes or attempts to cause, or does any act
5 calculated to cause, disaffection amongst members of the Service, or does any
6 act calculated to induce any member of the Service to withhold his services or
7 to commit breaches of discipline, shall be liable on conviction to imprisonment
8 for three years or to a fine of two million naira or to both such imprisonment
9 and fine and, if a member of the Service, shall forfeit all retiring benefits and be
10 disqualified from being a member of the Service.

Citation

11 5. This Bill may be cited as Civil Aviation (Fire and Security
12 Measures)(Amendment) Bill, 2021.

Explanatory memorandum

This Bill seeks to amend sections 15, 16 and 19 of the Civil Aviation (Fire and Security Measures) Act Cap C13 LFN 2004 by increasing the fine under the Act.

A BILL

FOR

AN ACT TO AMEND SECTION 4, 7(1)(B) AND 7(2) OF THE OFFICIAL SECRETS ACT CAP O3 LFN 2004 BY INCREASING THE FINE AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Yunusa Ahmad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria follows:

- | | |
|--|--|
| <p>1 1. The Quarantine Cap O3 LFN 2004 is hereby amended as</p> <p>2 contained herein.</p> | <p>Amendment of
the Official
Secrets Act</p> |
| <p>3 2. Section 4(2 of the Principal Act is amended by deleting N100</p> <p>4 and replaces it with N1,000,000 and rearranged as follows:</p> <p>5 4(2) Regulations under this section may contain such incidental</p> <p>6 and supplementary provisions as the Minister considers expedient for the</p> <p>7 purposes of the regulations, including in particular provisions imposing</p> <p>8 penalties (not exceeding imprisonment for a term of three months or a fine of</p> <p>9 N100 or both) for any failure to comply with the regulations; and the</p> <p>10 regulations may make different provisions for different circumstances.</p> | <p>Amendment of
section 4(2) of
the Principal Act</p> |
| <p>11 3. Section 7(1)(B) of the principal act is amended by deleting N200</p> <p>12 and replaces it with N1,000,000 and rearranged as follows:</p> <p>13 7(2) on summary conviction, to imprisonment for a term not</p> <p>14 exceeding two years or a fine of an amount not exceeding N200 or to both</p> <p>15 such imprisonment and fine</p> | <p>Amendment of
section 7(1)9B)
of the Principal
Act</p> |
| <p>16 4. Section 7(2) of the principal act is amended by deleting N100</p> <p>17 and replaces it with N1,000,000 and rearranged as follows:</p> <p>18 (2) A person who commits an offence under section 5 of this Act is</p> <p>19 liable on summary conviction to imprisonment for a term not exceeding</p> <p>20 three months or a fine of an amount not exceeding N 100 or to both such</p> | <p>Amendment of
section 7(2) of
the Principal Act</p> |

- 1 imprisonment and fine.
- Citation 2 **5.** This Bill may be cited as Official Secrets (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend section 4, 7(1)(B) and 7(2) of the Official Secrets Act Cap O3 LFN 2004 by increasing the fine.

A BILL

FOR

AN ACT TO AMEND SECTION 3 OF THE WORLD METEOROLOGICAL ORGANISATION (PROTECTION) CAP W7 LFN 2004 BY INCREASING THE FINE AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Yunusa Ahmad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria follows:

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1. The World Meteorological Organisation (Protection) Cap W7 LFN 2004 is hereby amended as contained herein.

2. Section 3 of the principal act is amended by deleting the fine of N200 and replaces it with N1,000,000 and arranged as follows:

3. If any person contravenes the provisions of section 2 of this Act, he shall be guilty of an offence and shall be liable to a fine of N1,000,000, and to forfeit any goods upon or in connection with which the seal, emblem or designation was used.

3. This Bill may be cited as World Meteorological Organisation (Protection) (Amendment) Bill, 2021.
- Amendment of World Meteorological Organisation (Protection) Act

Amendment of Section 3 of the Principal Act

Penalties

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to amend section 3 of the World Meteorological Organisation (Protection) Cap W7 LFN 2002 by increasing the fine.

A BILL

FOR

AN ACT TO AMEND SECTION 15(2) OF THE FEDERAL SAVINGS BANK ACT
CAP F20 LFN 2004 BY INCREASING THE FINE OF TWO HUNDRED NAIRA TO
TWO MILLION NAIRA AND FOR RELATED MATTERS

Sponsored by Hon. Abubakar Yunusa Ahmad

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria follows:

- | | | |
|---|---|---------------------------------------|
| 1 | 1. The Federal Savings Bank Act Cap F20 hereby amended as | Amendment of |
| 2 | contained herein LFN 2004 is hereby amended as contained herein. | Federal Savings
Bank Act |
| 3 | 2. The section 15(2) of the Principal Act is amended by increasing | Amendment of |
| 4 | the fine of two hundred naira to two million naira and rearranged as follows: | section 15(2) of
the Principal Act |
| 5 | 15 (2) Any person contravening the provisions of this section shall | |
| 6 | be guilty of an offence and on conviction shall be liable to a fine of two | |
| 7 | million naira. | |
| 8 | 3. This Bill may be cited as Federal Savings Bank (Establishment) | Citation |
| 9 | Act (Amendment) Bill, 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend section 15(2) of the Federal Savings Bank Act Cap F20 LFN 2004 by increasing the fine of two hundred naira to two million naira. The Principal Act provides:

15(2) Any person contravening the provisions of this section shall be guilty of an offence and on conviction shall be liable to a fine of two million naira.

COMMUNITY SHERIFFS (ESTABLISHMENT) BILL, 2021

ARRANGEMENT OF CLAUSES

Clauses:

PART I - ESTABLISHMENT OF ELITE SHERIFFS CORPS, ETC.

1. Establishment of Elite Sheriffs Corps, etc
2. Establishment of the Governing Board
3. Powers of the Board
4. Function of the Corps

PART II - STRUCTURE AND STAFF OF THE CORPS

5. Structure of the Corps
6. The Commandant-General
7. Staff of the Office

PART III - FINANCIAL PROVISIONS

8. Funds of the Sheriffs
9. Estimates and Accounts.
10. Annual Report
11. Power to Accept Gift
12. Power to Borrow
13. Investment

PART IV - MISCELLANEOUS

14. Seal of the Corps
15. Discipline of Corps Officer
16. Limitations of Suits
17. Service of Documents
18. Indemnity
19. Secrecy
20. Power to Obtain Information
21. Directive by the Minister
22. Regulations
23. Interpretation
24. Short title

SCHEDULE

Proceedings

Committees

A BILL

FOR

AN ACT TO ESTABLISH ELITE SHERIFFS CORPS TO FACILITATE TAX
COLLECTION BY RELEVANT AUTHORITIES IN THE FEDERATION TO
ENHANCE BUDGET IMPLEMENTATION THROUGH INTERNAL REVENUE
GENERATION AND FOR RELATED MATTERS

Sponsored by Hon. Abdulrazaq Sa'ad Namdas

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria-

1 PART I - ESTABLISHMENT OF ELITE SHERIFFS CORPS, ETC.

2 1.-(1) There is established for the federation a body to be known as
3 the Elite Sheriffs Corps (herein after referred to as "the Corps").

Establishment
of Elite Sheriffs
Corps, etc.

4 (2) The Corps shall be a body corporate with perpetual succession
5 and a common seal which can sue and be sued in its corporate name.

6 (3) The Corps shall have power to hold and disposed of any
7 property (movable and immovable) and can sue and be sued in its corporate
8 name.

9 (4) The Corps shall establish offices in each Geopolitical Zone of
10 the Federation.

11 (5) The Head Office of the Corps shall be situated at Abuja.

12 2.-(1) There is established for the Corps a governing Board, herein
13 after called "the Board".

Establishment
of the Governing
Board

14 (2) The Board shall consist of:

15 (a) a Chairman,

16 (b) a representative each of the following not below the rank of
17 Director:

18 (i) Federal Inland Revenue Service;

19 (ii) Joint Tax Board;

- 1 (iii) Revenue Mobilization Allocation and Fiscal Commission;
 2 (iv) Fiscal Responsibility Commission;
 3 (v) Office of the Accountant General of the Federation;
 4 (vi) Sevens founding members of the defunct Elite Sheriffs Corps;
 5 and
 6 (vii) The Commandant-General as member and secretary.
- 7 (3) The members of the Board, except the ex-officio members, shall
 8 be appointed by the President with recommendation of the Minister.
- 9 (4) The members of the Board shall serve a term of Four (4) years, and
 10 may be re-appointed for another term and no more.
- 11 (5) The remuneration of a member of the board shall be as contained
 12 in his letter of appointment.
- 13 (6) Notwithstanding the provisions of subclause (5) of this clause, the
 14 members of the Board from defunct Elite Sheriff Corps shall be entitled to ten
 15 percent commission out of any amount that accrue to the account of the Corps
 16 from services rendered to any organization.
- 17 (7) The supplementary provisions set out in the schedule to this Bill,
 18 shall, in addition to the provisions contained in the Immigration and Prisons
 19 Service Board Act, have effect with respect to the proceedings of the Board
 20 under this Bill.
- 21 **3.-(1)** Approve development plans, recruitment process,
 22 programmes, and any other strategic engagement undertaken by the corps:
 23 Provide the general policies and guidelines relating to the
 24 administration and major expansion programmes of the Corps.
- 25 (2) Receive, consider and approve annual financial reports of the
 26 Corps.
- 27 (3) Fix the terms and conditions of service of the members and
 28 officers of the Corps as the Minister may determine.
- 29 (4) Direct such other things which in the opinion of the Board
 30 necessary to ensure the efficient performance of function of the Corps.

Powers of the
Board

- 1 4. The Corps shall: Function of the
Corps
- 2 (1) Develop strategies for provision of support to relevant tax
- 3 authorities in the federation.
- 4 (2) Recruit staff and volunteers in accordance with guidelines
- 5 issued by the Governing Board.
- 6 (3) Organize capacity development programmes for members of
- 7 the Corps and volunteers to enhance efficient service delivery by the Corps.
- 8 (4) Facilitate effective collaboration and synergy with relevant
- 9 institutions as the Governing Board may determine to assist the corps in
- 10 delivering of its statutory mandate.
- 11 (5) Monitor and ensure effective implementation of programmes,
- 12 initiatives, and plans designed to enhance provision of support services to
- 13 tax authorities to enhance internal revenue generation by governments at
- 14 federal and state levels.
- 15 (6) Assist the tax authorities with relevant information on tax
- 16 collection, remittance and other incidental matters within its statutory
- 17 mandate.
- 18 (7) Prepare annual financial report for consideration and approval
- 19 by the Governing Board.
- 20 (8) Ensure a culture of procedure and accountability in
- 21 management of its resources.
- 22 (9) Support the existing tax authorities in creating awareness and
- 23 orientation on significance of revenue as major tool of budget
- 24 implementation.
- 25 (10) Perform such other functions which are considered expedient
- 26 by the Board or any relevant authority to give effect to the provisions of this
- 27 Bill:
- 28 (a) execute attachment, recovery, enforcement of orders and other
- 29 orders of execution;
- 30 (b) carry out enforcement proceedings and duties in accordance

- 1 with the judgment enforcement Act or other Act;
- 2 (c) establish links with other services in intelligence gathering and
- 3 dissemination;
- 4 (d) assist the Nigeria Police and other security agencies in prevention
- 5 and detection of crime;
- 6 (e) offer and provide financial, material and welfare support that will
- 7 enhance the wellbeing of its members;
- 8 (f) encourage the young ones at the community level to be self reliant;
- 9 and
- 10 (g) carry out such other duties as may be required of the Sheriffs.

11 PART II - STRUCTURE AND STAFF OF THE CORPS

Structure of the
Corps

- 12 **5.-(1)** There shall be established in the Headquarters of the Corps the
- 13 following departments:
- 14 (a) Administration and finance;
- 15 (b) Operations; and
- 16 (c) Information Communication Technology and Training.
- 17 (2) The Corps may, with the approval of the Board increase the
- 18 number of Departments as it may deemed necessary and expedient to facilitate
- 19 the realization of its objectives.
- 20 (3) Each Department shall be headed by a Director.
- 21 (4) There shall be for the Office the management committee
- 22 comprising the Directors of the various departments.
- 23 (5) The management committee headed by the Secretary, shall be
- 24 responsible for general administration of the Office.

The Commandant-
General

- 25 **6.-(1)** There shall be Commandant-General who shall be the Chief
- 26 Operating Officer and Accounting Officer of the Corps.
- 27 (2) The Commandant-General shall be appointed from the ex-officio
- 28 members of the Corps during its annual general meeting as may be witnessed
- 29 by representatives of the Minister.
- 30 (3) The Commandant-General shall:

1 (a) be a person of integrity and unquestionable character; and
2 (b) possess such qualifications and cognate experience in security
3 services to provide effective operational and administrative leadership to
4 the Corps;

5 (4) The Commandant-General shall serve a term of Five (5) years,
6 and may be re-appointed for another term and no more.

7 (5) The remuneration of the commandant-General shall be as
8 determined by the governing board and may be reviewed from time to time
9 subject to prevailing circumstances.

10 The Commandant-General shall vacate office if -

11 (a) he is found guilty of gross misconduct;

12 (b) he becomes incapable of discharging the functions of his office;

13 and

14 (c) he is convicted by a Court of law or tribunal for any criminal
15 offence.

16 7.-(1) There shall be for the Office, a Secretary who shall be an Staff of the
17 officer in the Civil Service of the Federation not below the rank of a Office
18 Director;

19 (2) The Secretary shall serve as Head of Administration and
20 Secretary to the Board;

21 (3) The Secretary shall be answerable to the Commandant-
22 General;

23 (4) The Secretary, subject to the general direction of the Board,
24 through the Chairman, be responsible for:

25 (a) The day to day administration of the Corps;

26 (b) Keep the books and proper records of the proceedings of the
27 Corps.

28 (c) The administration of the Secretariat of the Corps;

29 (d) The general facilitation of administrative affairs and
30 correspondences of the Corps;

1 (5) Service in the Corps shall be approved service for the purpose of
2 the Pension Act.

3 (6) The officers and other persons employed in the Corps shall be
4 entitled to pension's gratuities and other retirement benefits as are enjoyed by
5 persons holding equivalent grades in the Civil Services of the Federation.

6 (7) For the purpose of the application of the provisions of the Pensions
7 Act, any powers exercisable there under by the Minister or other authority of
8 the Government of the Federation, other than the power to make regulations
9 under clause 23 thereof is hereby vested in and shall be exercisable by the
10 Corps and not by any other person or authority.

11 (8) The Corps shall appoint a Legal Adviser for the Board.

12 PART III - FINANCIAL PROVISIONS

Funds of the
Sheriffs

13 8.-(1) There shall be credited to the Funds establish and maintained by
14 the Corps-

15 (a) Donations, gift and such other means as may be approved from
16 time to time by the Board.

17 (2) The fund shall be utilized for:

18 (a) The administration and management of the Corps;

19 (b) Salaries and allowances of the members of the Board, including
20 member staff of the Corps; and

21 (c) Such other undertakings as May, from time to time, approved by
22 the Board.

Estimates and
Accounts

23 9.-(1) The Corps shall, not later than 31st October in each year, submit
24 to the Minister an estimates of its expenditure and income during the next
25 succeeding year.

26 (2) The Corps shall keep proper accounts in relation to those accounts
27 and shall cause it to be audited within six months after the end of each year by
28 auditors appointed from the list and in accordance with the guidelines supplied
29 by the Auditor - General of the Federation.

1	10. -(1) The Corps shall prepare and submit to the Minister, not later	Annual Report
2	than six months after the end of each year, a report in such form as he may	
3	direct on the activities of the Corps during the immediately proceeds year,	
4	and shall include in such report a copy of the audited accounts of the Corps	
5	for that year and the auditor's report on the accounts.	
6	(2) Annual subscription of members and any funds that accrue to	
7	the Corps from its operations or services.	
8	11. -(1) The Corps may accept gift on such terms and conditions, if	Power to accept
9	any, as may be prescribed by the organization making the gift.	gifts
10	(2) The Corps shall not accept any gift if the conditions attached by	
11	the organization offering the gift are inconsistent with the functions of the	
12	Sheriffs.	
13	12. -(1) The Corps may, from time to time, borrow by way of	Power to borrow
14	overdraft or otherwise, such sums as it may require for the performance of its	
15	functions under this Bill.	
16	(2) The Corps shall not, without the approval of the Board, borrow	
17	money which exceeds, at anytime, the amount set by the Minister.	
18	(3) Notwithstanding the provisions of sub clause (1) of this clause,	
19	where the sum to be borrowed is in foreign currency, the Corps shall not	
20	borrow without the prior approval of the Minister.	
21	13. The Corps may, subject to the provisions of this Bill and the	Investment
22	condition of any trust created in respect of any property, invest all or any of	
23	its fund in any security prescribed by any relevant law or in such other	
24	securities as may, from time to time be approved by the Minister.	
25	PART IV - MISCELLANEOUS	
26	14. -(1) The fixing of the Seal of the Corps shall be authenticated by	Seal of the Corps
27	the signature of the Chairman or any other person authorized generally or	
28	specifically to act for that purpose by the Board and the Commandant-	
29	General.	
30	(2) Any contract or instrument, which if made or executed by a	

Discipline of
Corps Officer

1 person not being a body corporate, would not be required to be under seal, may
2 be made or executed on behalf of the Board by the Commandant-General or
3 any person generally or specifically authorized to act for the purpose by the
4 Board.

5 **15.** A Corps Officer who-

6 (a) performs his duties in contravention of the objectives of the Corps;

7 (b) takes part in any subversive activity, including disturbance of
8 public peace;

9 (c) abets, conceals or condones the commission of any offence;

10 (d) takes part in an illegal assembly of persons with intention to
11 breach public peace, destroy property or assault any person or group of
12 persons;

13 (e) commits any form of criminal breach of trust, criminal
14 misappropriation, fraudulent collection or non-disclosure of material
15 information related to provision of support to relevant tax authorities in the
16 performance of their duties;

17 (f) offer violent assault on his superior officer; and

18 (g) commit an offence and is liable on conviction to imprisonment
19 for a term not less than two years.

Limitation of
suits

20 **16.**-(1) Subject to the provisions of this Bill, the provisions of the
21 Public Officers Protection Act shall apply in relation to any suit instituted by
22 officer or employee of the Corps.

23 (2) Notwithstanding anything contained in any other enactment, no
24 suit against any member of the Board, the Corps or any officer or employee of
25 the Corps shall lie or be instituted in any court unless it is commenced-

26 (a) within three months after the act, default or neglect complained
27 of; or

28 (b) in the case of a continuation of damage or injury within six months
29 after the ceasing thereof.

30 (3) No suit shall be commenced against a member of the Board, or the

1 Corps, or any other officer or employee of the Corps before the expiration of
2 a period of one month after written notice of intention to commence the suit
3 shall have been served on the Sheriffs by the intending plaintiff or his agent.

4 (4) The written notice referred to sub clause (3) of this clause shall
5 clearly state:

6 (a) the cause of action;

7 (b) the particular action;

8 (c) the name and place of abode of the intending plaintiff; and

9 (d) the relief sought.

10 17. A notice, summons or other document required to be served on
11 the Corps under the provisions of this Bill or any other equipment or law
12 may be served by delivering it to the Corps or by sending it by registered post
13 and addressed to the Corps at the principal office of the Corps.

Service of
Documents

14 18. A member of the Board or the Corps or any officer or employee
15 of the Corps shall be indemnified out of the assets of the Sheriffs against any
16 liability incurred by him in defending any proceeding, whether civil or
17 criminal, if the proceeding is brought against him in his capacity as a
18 member of the Corps, officer or its employee.

Indemnity

19 19.-(1) A member of the Board, or the Corps or any other officer or
20 employee of the Corps shall:

Secrecy

21 (a) treat as confidential any information which has come to his
22 knowledge in the exercise of his powers or is obtained by him in the
23 performance of his duties;

24 (b) not disclose any information referred to under paragraph (a) of
25 this sub clause except when required to do so by any court or as such other
26 circumstances as may be prescribed, from time to time, by the Board.

27 (2) A person who contravene the provisions of sub section (1) of
28 this clause commits an offence and is liable to conviction to a fine of not less
29 than N30,000.00 or imprisonment for a term not exceeding two years.

Power to obtain information	1	20.-(1) For the purpose of carrying out the functions performed by the
	2	Sheriffs under this Bill, the Corps or any other officer or employee of the Corps
	3	authorized in that behalf shall have a right of access to all records if any person
	4	or authority for the specific purpose of discharging his duties under this Bill.
	5	(2) The person or authority with notice requiring information from
Directive by the Minister	6	him shall furnish such information as required under sub clause (1) of this
	7	clause and comply with the notice within a reasonable time.
	8	21. The Minister may give to the Corps of such directives of a general
	9	nature or relating generally to matters of policy with regards to the exercise of
	10	his functions.
Regulations	11	22. The Corps may, with the approval of the Minister, make such
	12	regulations as in its opinion are necessary or expedient for giving full effect to
	13	the provisions of this Bill and for the due administration of its provisions.
Interpretation	14	23. In this Bill:
	15	"Board" means the governing Board of the Corps established under section 2 of
	16	this Bill;
	17	"Minister" means the Minister charged with responsibility for matter relating
	18	to finance;
Short title	19	24. This Bill may be cited as the Community Sheriffs (Establishment)
	20	Bill, 2021.

1 SCHEDULE

2 *Section 2 (4)*

3 SUPPLEMENTARY PROVISION RELATING TO THE BOARD, ETC

4 *Proceedings*

5 1.-(1) The Board shall, for the purpose of this Bill, meet not less
6 than four times in each year.

7 (2) The Board shall meet whenever it is summoned by the
8 Chairman and if the Chairman is required to do so by a notice given to him
9 by not less than five other members, he shall summon a meeting of the Board
10 to be held within fourteen days from the date on which the notice is given.

11 *Committees*

12 2.-(1) The Board may appoint one or more committees to carry out,
13 on behalf of the Board, its functions under this Bill as the Board may
14 determine.

15 (2) A Committee appointed under this paragraph shall consist of
16 such number of persons (not necessarily members of the Board as may be
17 determined by the Board) and a person other than member of the Board shall
18 hold office in the Committee in accordance with the term of his
19 appointment.

20 (3) A decision of the committee of the Board shall be of no effect
21 until it is confirmed by the Board.

EXPLANATORY MEMORANDUM

This Bill seeks to establish elite Sheriffs Corps to facilitate tax collection by relevant authorities in the federation to enhance budget implementation through effective internal revenue generation.