



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Thursday, 31 August, 2006

1. The House met at 10:00 a.m. Mr Speaker read Prayers.
2. Votes **and** Proceedings:
Mr Speaker announced that he had examined and approved the Votes and Proceedings of Wednesday, 30 August, 2006.

By unanimous consent, the Votes and Proceedings was adopted.

3. Messages:
Mr Speaker read the **following** Messages from **the** President of **the** Federal Republic of Nigeria:
(i)



PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA

PRES/134

23 August, 2006

Honourable Speaker,
House of Representatives,
National Assembly Complex,
Three Anns Zone, Abuja.

Dear Hon. Speaker,

PENDING EXECUTIVE BILLS THAT REQUIRE
URGENT ATTENTION AND PASSAGE INTO
LAW BY THE NATIONAL ASSEMBLY

I write to inform the House of Representative Members that following a careful examination of a total of Ninety-Seven (97) Executive Bills currently pending before the National Assembly, a total of Seventy- Five (75) Bills as per the attached list, were identified as Bills that require the National Assembly's urgent attention and passage into Law before the end of the tenure of this Administration.

*Honourable Members **will** observe that the Bills on the list are categorized into three (3) **in** order of priority. the first category consists of a total of Forty-Eight (48) Bills that are considered highly essential*

and crucial to the on-going reforms in the various sectors of the nation's economy and body polity. The second category consists of a total of Six (6) Bills concerning the Federal Capital Territory (FCT). On the other hand, the third category consists of a total of Twenty-One (21) Bills which are mainly treaties and conventions as well as others that seek to repeal some existing laws. The ratification of these treaties and conventions to which Nigeria has acceded is considered to be a necessary formality by the National Assembly in order to enable us meet our international obligations.

Accordingly and considering the fact that time is of the essence, I wish to passionately appeal to the Honourable House to do everything possible to ensure that the Bills in question are given speedy consideration and passed into law before the end of the life span of the current National Assembly. If achieved, this I believe, will be one of the greatest legacies we will leave behind for the benefit of Nigerians and generations yet unborn.

While awaiting the House of Representative's action, accept Honourable Speaker, the assurances of my highest esteem and best wishes for the entire Members of the House of Representatives.

Yours Sincerely
(Signed) OLUSEGUN
OBASANJO

LIST OF SELECTED EXECUTIVE BILLS PENDING BEFORE THE
NATIONAL ASSEMBLY WHICH REQUIRE URGENT PASSAGE

I. FIRST PRIORITY

- i. A Bill for an Act to establish the Bitumen Development Authority, 2001;
- ii. A Bill for an Act to provide for the establishment of the National Information Technology Development Agency and for matters connected therewith, 2002;
- iii. A Bill for an Act to amend the Agriculture Credit Guarantee Scheme Act 2002;
- iv. A Bill for an act seeking to prohibit certain groups of persons, Associations and Quasi Military groups whose causes and objectives are contrary to the peace, order and good governance of the Federal Republic of Nigeria, 2002;
- v. A Bill for an Act to Amend the National Centre for Agriculture Mechanization Act and for Matters Connected therewith, 2002;
- vi. A Bill for an Act to Establish the Nigeria National Volunteer Service, 2003 ; vii. A Bill for an Act to amend the Corrupt Practices and other related offences Commission Act, 2003; viii. A Bill for an Act to amend the Niger Delta Development Commission (Establishment) Act, 2003; ix. A Bill for an act to provide for the Establishment of National Institute for Hospitality and Tourism and Matters Connected therewith, 2003;
- x. A Bill for an Act on National Oil Spill Detection and Response Agency, 2004;
- xi. A Bill for an Act to Establish the Gulf of Guinea Commission, 2004;
- xii. A Bill for an Act to Establish the Unclaimed dividend Trust Fund, 2004; xiii. A Bill for an act to provide for the establishment of the National Council on Public Procurement, 2004;
- xiv. A Bill for an Act on Allocation of revenue (Federation Account), 2004; xv. Privatisation and Commercialization of Public Enterprises Bill (Note that this Bill was passed by the National Assembly but Assent was withheld and returned to the National Assembly); xvi. A Bill for an Act to establish the Federal Competition Commission, promote the balanced Development of the National Economy, Welfare and interest of consumers, maintain and encourage competition by prohibiting restrictive business practices that substantially lessen competition, prevent the abuse of dominant positions of market power in Nigeria, 2005; xvii. A Bill for an Act to establish the National Statistics System/National Bureau of Statistics, 2005; xviii. A Bill for an Act to amend the Customs and Excise Management Act, Repeal Pre-shipment Inspection of Imports Act, 1996 and for other matters connected therewith, 2005; xix. A Bill for an Act to amend the Nigeria Deposit Insurance Corporation Act, 2005; xx. A Bill for an Act to make provisions for the establishment of the Nigeria Extractive Industry Transparency Initiative (NEITI), 2005; xxi. A Bill for an Act to provide for Computer Security and Critical Information Infrastructure Protection, 2005; xxii. A Bill for an Act to establish the office of the Auditor-General of the Federation and for matters connected therewith, 2005;

- xxiii. A Bill for an Act to provide for the establishment of the Federal Inland Revenue Service, 2005; xxiv. A Bill for an Act to amend the Petroleum Profit Tax Act, 2005; xxv. A Bill for an Act to amend the Value Added Tax Act, 2005; xxvi. A Bill for an Act to amend the Personal Income Tax Act, 2005; xxvii. A Bill for an Act to amend the National Sugar Development Council Act, 2005; xxviii. A Bill for an Act to amend the National Automobile Council Act, 2005; xxix. A Bill for an Act to amend the Customs Excise Tariff (Consolidation) Act, 2005; xxx. A Bill for an Act to amend the Companies Income Tax Act, 2005; xxii. A Bill for an Act to amend the Education Tax Fund Act 2005 (Note that this Bill seeks to among other things change the name "Education Tax Fund" to Education Trust Fund");
- xxxi. A Bill for an Act on Fiscal Responsibility 2005; xxxii. Civil Aviation Bill, 2005;
- xxxiii. A Bill for an Act to Organise and Regulate the Down stream Gas Sector, 2005; xxxiv. National Statistics System/National Bureau of Statistics, 2005; xxxv. A Bill for An Act to provide for the Nigeria Football Federation, Nigeria Football Federation Congress, Executive Committee, etc. 2005; xxxvi. A Bill for an Act to provide for the establishment and General Provisions Relating to the Central Bank of Nigeria, 2006;
- xxxvii. A Bill for an Act to provide for Banks and other Financial Institutions, 2006 ; xxxviii. A Bill for an Act to provide for measures to combat terrorism and other related matters, 2006; xxxix. A Bill for an Act to make provisions for the establishment of the National Consumer Regulatory Commission and other matters connected therewith, 2006; xl. A Bill for an Act to make provisions for the establishment of the National Identity Management Commission, 2006; xli. A Bill for an Act to repeal the Miscellaneous Offences Ad, make comprehensive provisions for Miscellaneous Offences, Abolish Life Sentence for Miscellaneous Offences and For other Related Matters, 2006;
- xl. National Maritime Administration and Safety Bill, 2006; xliii. A Bill for an Act to Amend the Housing Related Laws, 2006; xlv. A Bill for an Act to make provisions for the Prohibition of Sexual Relationship between persons of the same sex, celebration of marriage by them and other matters connected therewith, 2006;
- xlvi. A Bill for an Act on the Merchant Shipping, 2006; xlvii. National Maritime Administration and Safety Bill, 2006; xlvii. A Bill for an Act to authorise the issue from the Consolidated Revenue fund of the Federation the total sum of one billion, sixty-two million, five hundred and ninety-one thousand, seventy one Dollars, Eighty-five Cents (\$1,062,591,071.85) only for the funding of Power sector projects in Nigeria and additional two days for National Census, 2006;
- xlvi. A Bill for an Act to provide for Ports and Harbour Authorities, 2006.

2. SECOND PRIORITY

- i. A Bill for an Act to establish the FCT Hospital Management Board, 2002;
- ii. A Bill for an Act to establish the FCT Water Board, 2003;
- iii. A Bill for an Act to establish the FCT Primary Education Board, 2003;
- iv. A Bill for an Act to establish the FCT Education Resource Centre, 2006;
- v. A Bill for an Act to establish the FCT Agency for Mass Education, 2006;
- vi. A Bill for an Act to establish the FCT College of Education, 2006.

3. THIRD PRIORITY

- i. A Bill for an Act to give effect in the Federal Republic of Nigeria to the Rome Statute of the International Criminal Court and Purposes connected therewith, 2001;
- ii. A Bill for an Act for the Domestication of Certain Instruments of Ratification of Treaties, Conventions, etc. 2001; iii. A Bill for an Act to enable effect to be given in Federal Republic of Nigeria of the Convention on the African Telecommunication Union and for purposes connected therewith, 2002; iv. A Bill for an Act on Maritime Boundary Delimitation Between Nigeria and Equatorial Guinea, 2002;
- v. A Bill for an Act to enable effect to be given in Federal Republic of Nigeria of the Convention of the Montreal Protocol Substances that deplete the Ozone Layer and for Purposes connected therewith, 2002;

- vi. A Bill for an Act to enable effect to be given in the Federal Republic of Nigeria of Agreement and Charter for the establishment of the African Export-Import Bank and for purposes connected therewith, 2003;
- vii. A Bill for an Act on convention on the Prohibition of Anti-Personnel Mines, 2003 ; viii, A Bill for an Act for Domestication of the Agreement on the establishment of the WAMZ, 2004;
- ix. the Statute of the West African Bank Bill, 2004;
- x. A Bill for an Act on International Convention for prevention of Pollution from Ships, 2004;
- xi. A Bill for an Act on the UN Convention on Carriage of Goods by Sea, 2004; xii. A Bill for an Act on Extradition Treaty between the Government of the Federal Republic of Nigeria and the Government of Republic of South Africa (Ratification and Enforcement), 2004; xiii. A Bill for an Act on Domestication of the International Conventions on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 2004; xiv. A Bill for an Act to Domesticate the conventions on the Elimination of all forms of Discrimination Against Women, 2005;
- xv. A Bill for an Act on Prohibition of Chemical Weapons, 2005. xvi. A Bill for an Act to repeal the National Agricultural Land Development Authority Act, 2002;'
- xvii. A Bill for an Act to repeal the Nigeria Bank for Commerce and Industry Act, 2002; xviii. A Bill for an Act to repeal the Family Economic Advancement Programme Act, 2002; xix. A Bill for an Act to repeal the National Agricultural Corporation Act, 2002; xx. A Bill for an Act to repeal the Peoples Bank of Nigeria Agricultural Cooperative and Rural Development Bank Act, 2002; xxi. A Bill for an Act to repeal the National Economic Reconstruction Fund Act, 2002.

OFFICE OF THE STATE HOUSE COUNSEL,
STATE HOUSE, ABUJA.

23RD AUGUST, 2006



PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA

PRES/134

23 August, 2006

The Honourable Speaker,
House of Representatives,
National Assembly Complex,
Three Arms Zone, Abuja.

Dear Hon. Speaker,

**FORMAL WITHDRAWAL OF SOME BILLS PENDING
BEFORE THE NATIONAL ASSEMBLY**

Following recent developments, I write to formally withdraw the underlisted Bills currently pending before the National Assembly to enable further review and consultations by Government-.

- (i) A Bill for an Act to amend the Petroleum and Mineral Technology Development Fund Act, 2004;
- (ii) A Bill for an Act to establish the Nigeria Financial Intelligence Unit for Receiving, Analyzing and Disseminating Financial and Other Information and for Matters Connected therewith, 2006;
- (iii) A Bill for an Act to provide for the establishment of the National Agency for the prevention and control of HIV/AIDS and Matters Connected therewith;

(iv) A Bill for an Act to provide for the establishment of a Commission for Anti-Terrorism, Economic and Financial Crimes and for Matters Connected therewith, 2001 (Note that this Bill has been overtaken by events, having regard to the passage into Law of the EFCC Act and the recent presentation of a new Bill for **an** Act to provide for measures to Combat Terrorism and related matters, 2006).

Accept, Honourable Speaker, the assurances of my highest esteem and best wishes for the entire Honourable Members of the House of Representatives.

Yours Sincerely

(Signed) OLUSEGUN

OBASANJO

Copy to:

Special Adviser **on** National Assembly Matters

4. **Announcements:**
- (i) **Communication:**
- Mr Speaker read a communication from **the** Planning Committee of the 52nd Commonwealth Parliamentary Association (CPA) Conference: _____



NATIONAL ASSEMBLY
FEDERAL REPUBLIC OF NIGERIA
(PLANNING COMMITTEE)
52ND COMMONWEALTH PARLIAMENTARY CONFERENCE

August 29,2006

The Honourable Speaker

Principal Officers of the House of Representatives

Honourable Colleagues

52ND CPA CONFERENCE

This is to formally inform you that the scheduled 52nd Commonwealth Parliamentary Association (CPA) Conference will be hosted by our Branch from 1st - 10th September 2006 in Abuja.

As it is the practice with such Conferences like the International Parliamentary Union (IPU), African Parliamentary Union (APU) etc, it is important to note here that only Honourable Members designated as delegates are expected to be in attendance while others would be required to attend programmes they are expressly invited to **in** course of the Conference. These include the following:

(i)	Event	Venue	Date	Time
	Dinner to be hosted by the Hon. Speaker	Transcorp Hilton	4 th September	19.00
(ii)	Official Opening Ceremony.	International Conference Centre, Abuja	6 th September	09.00
(iii)	Farewell Dinner to be hosted by the President of the Senate (Principal Officers only)	International Conference Centre, Abuja	9 ^h September	19.00

Further **information** regarding the Conference will be provided through your mail boxes.

Thank you for your cooperation.

Yours sincerely,

(Signed) **Senator Olorunnimbe**

MAMORA

Chairman, Sub-Committee on

Information, Publicity, Speech and Report-writing, 52nd CPA Conference.

Defection:

Mr Speaker announced **the** defection of Hon. Ada'u Isa Rano (*Rano/Kibiya/Bunkure Federal Constituency*), Kano State to the Peoples Democratic Party:



Hon. ftdau Isa Kano

RANO, KIBIYA, BUNKURE FEDERAL CONSTITUENCY
HOUSE OF REPRESENTATIVES

31" August, 2006

The Right Honourable Speaker House of Representatives Abuja.

Dear Sir,

NOTICE OF DECAMPMENT TO PDP

*Sequel to a thorough examination of the current political terrain in the **polity**, my constituency has requested me to declare for the Peoples Democratic Party. This letter is a formal compliance of their resolve.*

*I wish, therefore, to inform you that I have relinquished my membership of the **All Nigeria Peoples Party**.*

*Yours sincerely,
(Signed)
Hon. Ada'u Isa Rano*

(in) *Visitors:*

Mr Speaker recognized the presence in the Gallery, of Delegates to the International Assembly of Priests of English Speaking Countries **of the** World.

5. **Consideration of Reports**

(a) *Committee on **Information:***

*Motion made and Question proposed: "That this House do consider the Report of the Committee on Information and National Orientation on a Bill for An Act **to** Establish **the** Chartered Institute of Professional Printers Board (*Registration, etc.*) to be Charged with the Duty **of** Regulating, Controlling and Managing the Administration of Chartered Institute of Professional Printers Laws and **for** Related Purposes 2005, (HB. 100) and approve **the** Recommendations Therein" (*Hon. Halims Agoda*).*

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report, put and agreed to.

(HOUSE IN COMMITTEE) (*Mr*

Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF PROFESSIONAL PRINTERS OF NIGERIA (REGISTRATION, ETC.), TO BE CHARGED WITH THE DUTY OF REGULATING, CONTROLLING, MANAGING AND ADMINISTRATION OF PRINTING IN NIGERIA; AND FOR RELATED PURPOSES, 2004. (HB. 100)

*

Committee Recommendation:

Clause 1: Establishment of Chartered Institute of Professional Printers of Nigeria.

- (1) There shall be a body to be known as the Chartered Institute of Professional Printers of Nigeria (in this Bill hereafter referred to as **the** "Printers Institute") which shall carry out its functions through a Board established under **this** Bill.
- (2) The Institute shall be a body corporate with perpetual succession and a common seal;
- (3) The Institute may sue or be sued in its corporate name.

- (4) May acquire, hold or dispose of property, whether movable or immovable (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 2: Establishment and Membership of the Governing Council of **the Institute.**

- (1) There is hereby established for the Institute a Governing Council (in this Act referred to as "the Council") which shall have the functions set out in this Act
- (2) The Council shall consist of:
 - (a) a President and **three** Vice-President;
 - (b) five persons registered as either as **fellow**, member or associate of **the** Institute appointed by the Minister to represent both the Federal and State Government Printers;
 - (c) fifteen persons elected by the Institute biannually of whom not more than eight shall be person in active practice as printing professionals;
 - id*) regulations made by the Council with the approval of the Minister may provide for increasing or reducing the membership of the Council and may make such amendments;
- (3) The President and members of the Council shall be paid such emoluments, allowances and benefits as may be determined by **the** Council from time to time;
- (4) The supplementary provisions set out in the Schedule to this Act shall have effect with respect to the proceedings of the Council and the other matters contained **therein** (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 3: Tenure of office, etc.

- (1) The President and other members of the Council, **other than** *ex-officio* members—
 - (a) shall each hold office for a period of two years on such terms and conditions as may be specified in **their** letters of appointment; and
 - (b) may be re-appointed for one further period of 2 year and no more (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 4: Cessation of membership

- (1) Not **withstanding the** provisions of section 3 of this Act a person shall cease to hold office as a member of the Council if:
 - (a) he becomes bankrupt, or compounds with his creditors; or
 - (b) he is convicted of a felony or any offence involving dishonesty or fraud; or
 - (c) he becomes of unsound mind, or incapable of carrying out his duties; or
 - (c) he is guilty of a serious misconduct in relation to his duties; or
 - (d) in the case of a person possessed of professional qualifications, he is disqualified or suspended from practicing his profession in any part of the world by an order of a competent **authority** made in respect of that member; or

- (2) If a member of **the** Council ceases to hold office for any reason whatever, before the expiration of the term for which he is appointed, another person representing the same interest as that member shall be appointed to the Council for the unexpired term (*Hon. Halims Agoda*) ~ *Agreed to*.

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

Committee Recommendation:

Clause 5: Powers of the Council.

The Council shall have power to—

- (a) formulate the general policies and rules relating to the administration of the institute;
- (b) supervise the management of **the** affairs of the institute;
- (c) subject to the provisions of **this** Act, make, alter and revoke rules and regulations for carrying on the functions of the Institute; and
- (d) do such **other** things which in the opinion of the Council are necessary to ensure the efficient performance of the functions of the Institute (*Hon. Halims Agoda*) — *Agreed to*.

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

Committee Recommendation:

Clause 6: Election of President and Vice-president of the Council.

- (1) There shall be a President and three Vice-Presidents of the Institute who, shall be elected by members of the Council, subject to section 8 of **this** Act.
- (2) The President presides over meetings of the Institute, so however that in the event of the death, incapacity or inability, for any reason of the President, the First Vice-President shall act in his stead for the unexpired portion of the term of office, or as the case may be, references **in this** Act to the President **shall be construed** accordingly.
- (3) The President or the First Vice-President shall respectively be chairman and Vice-Chairman of the council of the Institute.
- (4) If the President or any of the Vice-President ceases to be a member of the Institute he shall cease to hold any office under this section (*Hon. Halims Agoda*) — *Agreed to*.

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

Committee Recommendation:

Clause 7: Functions of the Institute

1. The Institute shall—

- (a) determine **the** qualifications and skill to be attained by persons seeking to become registered members of the printing profession and reviewing those standards, from time to time, as circumstances may permit;
- * (b) secure, in accordance with the provisions of **this** Act, the establishment and maintenance of register of fellows, members and associates of the profession and of printing practitioners and the publication, from time to time, lists of those persons;
- (c) promote the advancement of education in the sciences and arts of printing, bookbinding, graphic design and graphic communication in all forms;

- (d) promote education in the science and arts of printing, bookbinding, graphic design and graphic communication (in all forms) and to encourage students to pursue their studies and practical training to the highest standard attainable;
- (e) Provide examinations and appoint examiners and assessors to cooperate with any other examining body and to award or recognize certificates, diplomas or other awards made to those who passed approved examinations;
- if) Promote and encourage original work and research, or development leading to innovation in the science and art of printing, bookbinding, graphic design and graphic communication and to publish all useful results of such research;
- (g) Proffer advice to the federal and state governments on printing activities;
- (k) Collect, process and disseminate all printing data and information within ■ and outside Nigeria.
- (h) Ensure that international standards and practices in printing operations are maintained.
- (0 Provide consultancy services to the public on printing; and
- (J) Carry out all other activities necessary for the full discharge of any of its functions under or pursuant to this Act (*Hon. Halims Agoda*)—*Agreed to*.

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

Committee Recommendation:

Clause 8: Category of Membership.

- (1) Subject to the provision of this Act. persons admitted to membership of the institute shall be a (a) Enrolled as printing professionals in the category of —

- (0 Fellows,
- (ii) Members,
- am Associates,
- (IV) Graduates,
- (v) Affiliates,
- (vi) Students,
- (vii) Honorary Fellows; and

- (b) be registered as printing practitioners and shall have a status as registered in the Institute accordingly.
- (2) A person registered under this Act as a printing professional shall entitle to be enrolled as —
 - (a) a fellow if—
 - (0 he is at least forty-five years of age and he has satisfied the Council that for the period of ten years immediately preceding the date of application in that behalf he has been eligible and holder of approved academic qualification, or

- (if) in continuous active practice on his own as printing professional or in partnership with other printing practitioners.
- (b) a member if—
- (i) he is **at** least thirty-five years of age and has for the period of not less **than** ten years immediately preceding the date of application been enrolled as associate, **whether** in active practice as professional or not and is otherwise eligible.
- (c) an associate if—
- (i) he satisfies the Council that he has passed relevant examinations prescribed or accepted by the Institute, or
- (ii) he is otherwise considered by **the** Council eligible to be so enrolled;
- (d) a graduate if—
- (i) he is at least 21 years of age, received the approved training and has passed the relevant **examinations** prescribed by the Institute; or
- (ii) he is otherwise considered by **the** Institute to be eligible to be so enrolled or registered;
- (e) a student member if—
- (i) he is at least 18 years of age, who has passed a preliminary qualifying examination or has reached a standard of education prescribed by the Council; or
- (ii) he is undergoing an approved course acceptable to the Council for enrollment;
- f) an affiliate member if he is at least 25 years of age, has had suitable experience in or connected **with** printing and showing interest, to the conviction of the Institute, in the advancement of the science and art of printing; and
- (g) an honorary fellow if, in the opinion of the Council, has rendered some outstanding service to advance the science and art of printing or to the Institute and has been found **worthy** to be invited by the Council to become such a member.
- (3) The **designator** letters of the—
- (a) Fellow of **the** Chartered Institute of printing of Nigeria shall be "FIOP"
- (b) Member of the Chartered Institute of printing of Nigeria shall be "MIOP";
- (c) Associate of the Chartered Institute of Printing of Nigeria shall be "ASSOCIOP";
- (d) Graduate of the Chartered Institute of Printing of Nigeria shall be "GRADIOP".
- (4) Subject to the provisions of this Act, persons enrolled, registered or admitted into membership of the Institute and having such status as—
- (a) Associate;
- (b) Graduate;

- (c) Affiliate;
- (d) Student; and
- (e) Honorary fellow,

shall not be entitled to use any designation of his membership of the Institute
(Hon. **Halims Agoda**) — Agreed to.

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

Committee Recommendation:

Clause 9: Categorization of printing houses.

Subject to the provisions of **this** Act-

- fa) there shall be a body established to —
 - (f) register and categorize printing houses,
 - (ii) on **the** basis of area of specialization as it relates to **the** type of job that a printer or printing house(s) should handle and **the** equipment possessed by such individual or corporate body (**Hon. Halims Agoda**) ~ Agreed to.

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

Committee Recommendation:

Clause 10: Financial Provisions.

- (1) There shall be established for **the** Institute a fund which shall be managed and controlled by the Council.
- (2) There shall be paid and credited into the fund established pursuant to subsection (1) of this section—
 - (a) all fees and other moneys payable to **the** Council in pursuant to **this** Act; and
 - (b) such moneys as may be provided by way of gifts, **loans**, grants-in-aid from national, bilateral and multilateral agencies or **otherwise**.
- (3) There shall be paid out of the fund established pursuant to subsection **(1) of this** section all expenditure incurred by the Council in the discharge of its functions under **this** Act.
- (4)
 - (a) The Institute shall, not later **than** 30th September in each year, submit to the Minister an estimate of its expenditure and income for the next succeeding year.
 - (b) The Council shall keep proper records of accounts on behalf of the Institute in respect of each financial year and proper records in relation to those accounts and shall cause its accounts to be audited within six months after the end of each year by auditors and in accordance with **the** guidelines supplied by the Auditor-General for the Federation.
 - ♦ (c) The accounts shall be submitted to the members of the Institute for approval by them at the next Annual General Meeting.
- (6)
 - (a) The Institute may accept any gift of land, money or other property on such terms and conditions, if any, as may be specified by the person or organisation making the gift.
 - (b) The Institute shall not accept any gift if the conditions attached by the person or organisation making the gift are inconsistent **with** the functions of the Institute under this Act.
- (7) The Institute may, from time to time, borrow by way of overdraft or otherwise such sums as it may require for the performance of its functions under this Act

- (8) The Institute may, subject to the provisions of **this** Act and the conditions of any trust created in respect of any property, invest all or any of its funds in any security prescribed by the Trustee Investments Act or in such other securities as may, from time to time, be approved by the Council.
- (9) (a) The Institute shall be exempted from the payment of income tax on any income accruing from investment made by **the** Council for the Institute or otherwise howsoever.
- (b) Any sum of money which may by the judgment of any court be awarded against the Institute shall, subject to any direction given by the court where notice of appeal against **the judgment** has been given, be paid from the fund of the Institute (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 11: Transfer to the Institute of certain property.

- (1) On the appointed day—
 - (a) all property held immediately before that day by or on behalf of **the** associations shall by virtue of this subsection and without **further** assurance; vest in the Council and be held by it for the purpose of the Institute;
 - (6) **the** existing Associations opting for this Charter shall cease to exist;
 - (c) subject to the next succeeding subsection; any act, matter or thing made or done by the associations shall cease to have effect
- (2) The provisions of Schedule 2 to this Act shall have effect with respect to, and matters arising from the transfer by this section to **the** Institute of the property of the associations and with respect to other matters mentioned in that schedule (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 12: Appointment of Registrar, etc. and preparation of Register.

- (1) The council shall appoint for the Institute a Registrar who shall be a registered member **with** not less than ten years experience.
- (2) The Registrar shall prepare and maintain, in accordance with rules made by the Council, a Register of names, addresses, approved qualifications and of such other qualifications and particulars of all persons and corporate members who are entitled in accordance with the provisions of this act to be enrolled as fellows, members or associates, or registered as printing practitioners and who, applies to be so registered.
- (3) The Register shall consist of five parts of which —
 - (a) the first part shall be in respect of fellows;
 - (b) the second part shall be in respect of members;
 - (c) the third part shall be in respect of associates;
 - (d) the fourth part shall be in respect of graduates, affiliates and students; and
 - (e) fifth part shall be in respect of printing practitioners and corporate bodies.
- (4) Subject to the following provisions of this section, the Council shall make rules with respect to the form and keeping of the register and the making of entries therein and in particular—

- (a) regulating the making of applications for enrolment or registration, as the case may be, and providing for the evidence to be produced in support of such applications;
 - (b) providing for the notification to the Registrar, by the person to whom any registered particulars relate, of any change in **those** particulars;
 - (c) authorising an enrolled or registered person to have any qualification approved or accepted for the purposes **of this** Act entered in relation to his name in addition to or, as he may elect, in substitution for any other qualifications so registered.
 - (d) specifying **the** fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the register, and authorising the Registrar to refuse to enter a name on the register until any fee specified for the entry has been paid; and
 - (e) Specifying **anything** under **this** section provided **that** rules made for the purpose of **this** section, shall not come into force until they are ratified at a meeting of **the** Institute.
- (5) The council may, appoint such other staff as it considers necessary to assist the Registrar in the discharge of his duties under this Act.
- (6) The Registrar and other staff of the Council shall hold office on such terms and conditions as **the** council may determine (*Hon. Halims Agoda*) ~ *Agreed to.*

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

Committee Recommendation:

Clause 13: Duties of the Registrar.

- (1) It shall be the duty of the Registrar—
- (a) to correct in accordance with the Council's directions any entry in the register, which the Council directs him to correct as being in the Council's opinion an entry which was incorrectly made;
 - (b) to make from time to time any necessary alterations to the registered particulars of registered person;
 - (c) to remove from the relevant part of the register the name of any registered person who has died, or as the case may be has ceased to be entitled to be registered;
 - (d) to record the names of members of the Institutes who are in default for more than four months in the payment of annual subscriptions and to take such action in relation thereto (including removal for the names of defaulters from the register) as the Council may direct.
- (2) If the Registrar—
- (i) sends by post to any registered person, a registered letter addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter **within** the period of three months from the date of posting; and
 - (ii) upon the expiration of that period sends in like manner to the person in question a second similar letter and receives no reply to that letter **within** a further period of three **months** from the day of posting it, the Registrar may remove the particulars relating to the person in question from the relevant part of the Register:

Provided **that** the Board may for any reason which seems to it to be sufficient, direct the Registrar to restore to the appropriate part of the Register any particulars removed there from under **this** subsection (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 14: Publication of Register and List of Corrections.

- (1) It shall be the duty of the Registrar—
 - (a) to cause a list of persons whose names and qualifications are **indicated in the** Register to be printed, published and put on sale to members of the public not later than two years from the beginning of the year in which this Bill comes into force;
 - (b) in each year after that in which a Register is first published under paragraph (a) of this subsection, to cause to be printed, published and put on sale as aforesaid either a corrected edition of the Register or a list of alterations made to the Register since it was last printed; and
 - (c) to cause a print of each edition of the Register and each list of corrections to be deposited at the Principal office of the Council. And it shall be the duty of the Council to keep the Register and lists so deposited open at all reasonable times for inspection by members of the public.
- (2) A document purporting to be a print **of** an edition of a register published under this section by **authority** of the Registrar in the current year, or documents purporting to be prints of an edition of a Register so published in a previous year and of a list of corrections to that edition so published in the current year, shall (without prejudice to any other mode of proof) be admissible in any proceedings as evidence that any person specified in the document, the documents read together, as being fully or provisionally registered is so registered and that any person not so specified is not registered (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 15: Registration of printing professionals.

- (1) Subject to rules made under Section 5 of this Act, a person shall be entitled to be registered as a printing professional if—
 - (a) he passes the qualifying examination accepted by the Institute under this Act and completes the practical training prescribed by the Council from time to time; or
 - (b) he holds a qualification granted outside Nigeria which is accepted by the Institute and he is by law entitled to practice as a printing professional in the country where the qualification was granted and **if** the Council so requires he satisfies the Council that he has had **sufficient** practical experience as a printing professional: or
- (2) Subject to this Act and the rules made under this Act, a person shall also be entitled to be registered as a printing professional, if satisfied the Council that
 - ♦ immediately before the commencement of this Act, he not less than five years' experience as a printing executive of a company registered under the Companies.
- (3) An applicant for registration under this Act shall, in addition to evidence of qualification, satisfy the Council that he—
 - (a) is of good character;
 - (b) has attained the age of twenty-one years; and
 - (c) has not been convicted in Nigeria or elsewhere of an offence involving fraud or dishonestly

- (4) The Council may, in its discretion, provisionally accept a qualification produced in respect of an application for registration, or direct that the application be renewed within such period as may be specified in the direction.
- (5) Any entry directed to be made in the register under subsection (4) of this section, shall show that the registration is provisional, and no entry so made shall be converted to full registration without the approval of the Council, in writing {Hon. Halims Agoda} — Agreed to.

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

Committee Recommendation:

Clause 16: Certificate by the Registrar to be evidence of registration.

A certificate under the hand of the Registrar to the effect that any person was or was not registered as a Printing Professional under this Act at any time or during any period specified in the certificate, or as to any entry in the Register of Printers or as to any act or proceeding of the Council shall until contrary is proved, be sufficient evidence of the matters therein specified (Hon. Halinis Agoda) — Agreed to.

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

Committee Recommendation:

Clause 17: Regulation of Registration of practitioner.

- (1) In regulating the registration of printing **practitioners**—
 - (a) the Council shall register and cause to be published annually all organisations performing printing consultancy services;
 - (b) ensure that no **firm** or partnership shall practice as printers in Nigeria unless it is registered by the Council;
 - (c) the Council may, from time to time, regulate the practice of printing, including regulations as to full-time or part-time use of persons registered with the Council.
- (2) **Unless** a person is a registered "member" **with** the Institute he is not qualified to be appointed or promoted to any senior or executive position in the printing and allied industry (Hon. Halims Agoda) — Agreed to.

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

Committee Recommendation:

Clause 18: Approval of Qualification, etc.

- (1) The Council may approve any institution for the purpose of section 7 of this Act, any course of training which is intended for person seeking to become or are already printing professionals which is designed to confer on such person sufficient knowledge on skill for admission into the Institute.
- (2) The council may, withdraw any approval given under **this** section in respect of any course, qualification or institution but before **withdrawing** such an approval the Council **shall**—
 - (a) give notice **that** it propose to do in Nigeria appearing to the Council to be persons by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each such person an opportunity of making to the Council representations with regard to the proposal; and
 - (c) take into consideration any representations made in respect of the proposal.
- (3) A course, qualification or institution shall not be treated as approved during any period the approval is withdrawn under subsection (2) of this section.

- (4) **Notwithstanding** the provisions of subsection (3) of this section, the withdrawal of any approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or was eligible for registration (either unconditionally or subject to his obtaining a certificate or experience) immediately before the approval was withdrawn.
- (5) The giving or withdrawal of an approval under this section shall have effect from such date, whether before or after the execution of the instrument signifying the giving or **withdrawal of the** approval, as the Council may specify in the **instrument** and the Council shall—
 - (a) publish such instrument in the official Gazette; and
 - (b) not late than seven days before its publication, send a copy of the instrument to the Ministe (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 19: Supervision of Instrument etc.

- (1) It shall be the duty of members of the Council to keep themselves informed of the nature of—
 - (a) the **instructions** gives at approved institutions to persons attending approved courses of training: and
 - (b) the examination as a result of which approved qualifications are granted and for **the** purpose of performing that duty, the Council may appoint, either from among its own members or otherwise, persons to visit approved institutions or attend such examinations.
- (2) It shall be the duty of **the** person appointed under subsection (1) of **this** section to report to the Council **on**—
 - (a) the adequacy of the instructions given to persons attending approved courses of training at institutions visited by him;
 - (b) the adequacy of **the** examination attended by him
 - (c) any other matter relating to the instructions or examinations on which the Council may **either** generally or in a particular case, request him to report, but no such person shall interfere with **the** giving of any instruction or the holding of any examination.
- (3) On receiving a report made in pursuance of this section, the Council may, if it thinks fit, and shall, if so required by the Institute, send a copy of the report to the person appearing to the Council to be **in** charge of the institution or responsible for the examinations to which the report relates, requesting that person to make representation to the Council within such period as may be specified in the request (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 20: Disciplinary powers of the Council.

- (1) There shall be established a tribunal to be known as **the** Printing Practitioners¹ Disciplinary Tribunal (hereafter in **this** act referred to as "the disciplinary tribunal"), which shall be charged with the duty of considering and determining any case referred to it by the investigating panel established under subsection (3) of this section, and any other case of which the disciplinary tribunal has cognizance under **this** Act.
- (2) The disciplinary tribunal shall consist of the 1st Vice-President of the Council and six other non members of the Council appointed by the Council.

- (3) There shall be a body to be known as Chartered Institute of Professional Printers Investigating Panel (hereinafter referred to as "the Panel"), which shall be charged **with** the duty of—
 - (a) conducting a preliminary investigation into any case where it is alleged that a person registered has misbehaved in his capacity as a professional printer, or should for any reason be the subject of proceedings before the Tribunal; and
 - (b) deciding **whether** the case should be referred to the Tribunal.
- (4) The Panel shall be appointed by the Council and shall consist of seven members thereof.
- (5) The provision of Schedule 2 to this Act shall, so far as applicable to the Tribunal and the Panel respectively, have effect with respect to those bodies.
- (6) the Council may make rules not inconsistent with this Act as to what constitute professional misconduct (*Hon. Halirns Agoda*) — *Agreed to*.

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

Committee Recommendation:

Clause 21: Penalties for unprofessional conduct.

- (1) Where—
 - (a) a person registered or professionally registered under this Act is judged by the Tribunal to be guilty of infamous conduct in any professional respect; or
 - (b) a person or corporate body is convicted by any court or tribunal in Nigeria or elsewhere for an offence (whether or not punishable with imprisonment) which in the opinion of the disciplinary tribunal is incompatible **with** the status of a practitioner; or
 - (c) the Tribunal is satisfied that the name of any person has been fraudulently registered: The tribunal may, if it thinks fit, give a directive reprimanding **that** person or ordering the registrar to strike his name off the relevant part **of the** register.
- (2) The Tribunal may, **if** thinks fit, defer or **further** defer its decision as to the giving of a directive under Subsection (1) **of this** section until a subsequent meeting of the tribunal; but
 - (a) no decision shall be deferred under this subsection for this periods exceeding two years in **the** aggregate, and
 - (b) no person shall be a member of **the** Tribunal **for** the purpose of reaching a decision, which has been deferred or further deferred unless he was present as a member of the tribunal when the decision was deferred or further deferred
- (3) For the purpose of Subsection (1) of this section, a person shall not be treated as convicted unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought **in** connection with the conviction,
- (4) When the Tribunal gives a direction under Subsection (1) of this section, it shall cause notice of the direction to be served on the person on whom it relates.

- (5) A person to whom such a direction relates may, at any time within twenty-eight days from the date of service on him of **the** notice of the direction, appeal against the direction to the High Court of a State; and the Tribunal may appear as responsible to the appeal and, for the purpose of enabling directions to be given as to **the** costs of the appeal and of proceedings before the Tribunal, shall be deemed to be a party here to whether or not it appears on the hearing of the appeal.
- (6) A direction of the tribunal under Subsection (1) of this section shall take effect—
 - (a) where no appeal under this section is brought against the direction within the time limited for the appeal, on the expiration of that time;
 - (b) where an appeal is brought and is **withdrawn** or struck out for want of prosecution, on the **withdrawal** or striking out of the appeal;
 - (c) where an appeal is filed and is not withdraw or struck out as aforesaid, if and when **the** appeal is dismissed; and shall not take effect except in accordance with the foregoing provisions of this subsection.
- (7) A person whose name is removed from the register in pursuance of a direction of the tribunal under this section shall not be entitled to be registered again exception pursuance of a direction in that behalf given by the tribunal on the application of that person.
- (8) A direction under this section for the removal of a person's name from the register may prohibit an application under this section by that person until the expiration of such period from the date of the direction (and where he has duty made such an application, from the date of his last application) as may be specified in the direction (*Hon. Halims Agoda*) — *Agreed to.*

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

Committee Recommendation:

Clause 22: Temporary registration of person not citizen of Nigeria.

- (1) Where a person satisfies the Council—
 - (a) that he has been selected for employment for a specified period in a capacity in which a person registered as a printing professional under this Act is qualified to be employed and mat he is or intends to be in Nigeria temporarily for **the** purpose of serving for that period in the employment in question; and
 - (b) **that** he has passed examination necessary for obtaining some qualification granted outside Nigeria which is for the time being accepted by the Council as in respects to the capacity in which if employed he is to serve the Council may, if it thinks fit, give a direction that he shall be temporarily registered as a Printing Professional.
- (2) The temporary registration of a person shall continue only while he is in such employment be it private or government as is mentioned in Subsection (1) (a) of this section and shall cease at the end of the period of the employment specified to the Council under that subsection or on the prior determination of the employment, whichever first occurs. Provided that nothing in this subsection shall preclude the Council from giving a further direction under Subsection (1) of this section in respect of a specified period of another such employment.
- (3) A person who is temporarily registered shall in relation to this employment as mentioned in Subsection (1) (a) of this section; and to things done or omitted to be done in the course of mat employment, be deemed to be fully registered, but in relation to all other matters he shall be treated as not so registered.
- (4) In case of doubt as to whether a person's employment has been terminated, the decision of the Council shall be conclusive for the purpose of Subsection (2) of this section.

- (5) The Registrar, as directed from time to time by the Council, shall remove from the Register **the** name of any person ceasing to be entitled to the benefit of **this** section (**Hon. Halims Agoda**) — *Agreed to.*

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

MISCELLANEOUS AND GENERAL

Committee Recommendation:

New Clause 23: Application of this Act to unregistered persons.

- (1) (a) Any Person who is not a member of the Association, but for this Act, would have been qualified to apply for and obtain membership of the Institute may, within the period of three months from the commencement of this Act, apply for membership of the Institute in such a manner as may be prescribed by **the** Council.

- (b) Where an application under subsection (1) of this section is approved by the Council, the applicants shall be enrolled or registered, as the case may be according to his qualification (**Hon. Halims Agoda**) — *Agreed to.*

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

Committee Recommendation:

New Clause 24: When persons are deemed to practice as printing professional.

A person shall be deemed to practice as a printing professional if, in consideration of remuneration received or to be received, and whether by himself or in partnership **with** any other person, he—

- (a) engages himself in the practice of printing and holds himself out to the public as a printing practitioner; or
- (b) renders professional service or assistance **in** matters of printing profession:
- (c) Renders any other service which may. by regulations be made by the Council (**Hon. Halims Agoda**) — *Agreed to.*

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

Committee Recommendation:

New Clause 25: Rules as to Practice etc.

- (1) The Council may make rules for—
- (a) the training **with** registered members of the profession of suitable persons **in** computing **methods** and the use of computational machinery and the techniques related **thereto**; and
- (b) the supervision and the regulation for the engagement, training and transfer of such persons.
- (2) The Board may also make rules —
- (a) Prescribing the amount, date, due for payment of the annual subscription and for such purpose, different amounts may be prescribed by the rules according to whether the person is enrolled as a fellow, member or an associate or is a registered printing practitioner, or corporate body;
- * (b) Prescribing **the** form of license to be issued annually or, if the Board thinks fit, by endorsement on an existing license; and
- (c) Restricting the right to practice as a printing practitioner in default of payment of the amount of the annual subscription where the default continues for longer than such period as may be prescribed by the rules.

- (3) Rules made under this section shall be published in the official Gazette after such rules have been confirmed by the AGM Institute (*Hon. Halims Agoda*) ~ Agreed to.

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

Committee Recommendation:

New Clause 26: Provisions of Library Facilities, et.

- (a) Provide and maintain a library comprising books and publications for the **promotion** and advancement of **the** knowledge of **the** profession and such other books and publications as the council may think necessary for the purpose.
- (b) Encourage research into printing, printing **methods** and allied subjects to the extent that the Council may, from, time to time, consider necessary (*Hon. Halims Agoda*) — Agreed to.

Question that New Clause 26 stand pan of the Bill, put and agreed to.

Committee Recommendation:

New Clause 27: Offences and Penalties.

- (1) Any person, not being a printing professional/Licensed Printer who offences—
 - (a) for or in expectation of reward practices or hold himself out to practices as such; or
 - (b) without reasonable excuse takes or uses any name, title, addition or description implying that he is authorised by law to practice as a Professional Licensed Printer.
- (2) If any person, for the purpose of procuring the registration of any name qualification or other matter—
 - (a) makes a statement which he believes to be false in a material particular or,
 - (b) recklessly make a statement, which is false in a material particular, he shall be guilty of an offence under this Act.
- (3) If the Registrar or any person employed by the Council willfully makes any falsification in any matter relating to the Register, he shall be guilty of an offence under **this** Act.
- (4) A person guilty of an offense under this Act shall be liable—
 - (a) on conviction in a court lower than the High Court, to a **fine** not exceeding N5,000 and where the offence is a continuing one, to a further fine not exceeding N200 for each and everyday that **the** offence continues;
 - (b) on conviction in a High Court, to a fine not exceeding N 10,000 or **imprisonment** for a term not exceeding two years or both and where the offence is a continuing one, to a further **fine** not exceeding N500 for each and everyday that the offence continues;
- *
 - (5) Where an offence under this section has been committed by a body corporate and is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of any director, manager, secretary, or any person purporting to act in any such capacity, he as well as the body corporate, shall be deemed to be guilty of that offense and shall be liable to be proceeded against and punished accordingly (*Hon. Halims Agoda*) — Agreed to.

Question that New Clause 27 stand part of the Bill, put and agreed to.

*Committee Recommendation:***New Clause 28: Regulations, rules and orders.**

- (1) The Minister shall have power to make all such regulations, as may, in **his** opinion upon prior consultation with the Council, be necessary or expedient for giving full effect to the provisions of this Act and for **the** administration **thereof**.
- (2) Any power to make regulations, rules and orders under this section shall include **power—**
 - (a) to make provision for such incidental or supplemental matters as the person or authority making the instrument considers expedient for the purpose of the instrument; and
 - (b) to make different provision for different circumstance
- (3) Any regulations, made under **this** Act shall be published in the Gazette as soon as may be after **they** are made; and a copy of any such regulations shall be sent to the Minister not later than seven days before they are so published.
- (4) Regulations made for the purposes **of this** Act, shall be subject to confirmation by the registered members at its next general meetings or at any special meeting of the registered members convened for the purpose, and if annulled shall cease to have effect on the day after the date of annulment, but without prejudice to **anything** done in pursuance of any such regulation (**Hon. Halims Agoda**) — *Agreed to.*

Question that New Clause 28 stand part of the Bill, put and agreed to.

*Committee Recommendation:***Clause 29: Interpretation.**

- (1) In this Act, unless the context other requires—

"the Institute" means Institute of Professional Printers of Nigeria (**Hon. Halims Agoda**);

Question that the meaning of the words "the Institute" shall be as defined in the interpretation to this Act, put and agreed to.

"The Council" means **the** Governing Council of **the** Chartered Institute of Professional Printers of Nigeria under section 2 of this Act (**Hon. Halims Agoda**);

Question that the meaning of the words "the Council" shall be as defined in the interpretation to this Act, put and agreed to.

"Approved qualification" means such qualification which is approved for the time being by the Council (**Hon. Halims Agoda**);

Question that the meaning of the words "approved qualification" shall be as defined in the interpretation to this Act, put and agreed to.

"the Minister" means the Federal Minister charged with responsibility for Information and matters relating to printing (**Hon. Halims Agoda**);

Question that the meaning of the words "the Minister" shall be as defined in the interpretation to this Act, put and agreed to.

"Professional Printer" means any person registered as such under **this** Act (**Hon. Halims Agoda**);

Question that the meaning of the words "Professional Printer" shall be as defined in the interpretation to this Act, put and agreed to.

"Register" means the register maintained under this Act and "registered" shall be construed accordingly (**Hon. Halims Agoda**);

Question that the meaning of the word "Register" shall be as defined in the interpretation to this Act, put and agreed to.

"the Registrar" means the registrar appointed in pursuance of Section 6 of **this** Act (*Hon. Halirns Agoda*);

Question that the meaning of the words "the Registrar" shall be as defined in the interpretation to this Act, put and agreed to.

"Fees" includes annual subscription (*Hon. Halirns Agoda*);

Question that the meaning of the word "Fees" shall be as defined in the interpretation to this Act, put and agreed to.

"Chartered Printer" means a Printing Professional enrolled as a fellow or associate member (*Hon. Halims Agoda*);

Question that the meaning of the words "Chartered Printer" shall be as defined in the interpretation to this Act, put and agreed to.

- (2) For the purpose of **this** Act, a person is registered if his name is for time being entered in the register.
- (3) Any approval, consent, direction, notice, observation, report, representation or request **authorised** or required to be given or made by or under **this** Act shall be in writing and may without prejudice to any method of service, but subject to the provisions of rules made under Schedule 2 of this Act, be served by post (*Hon. Halirns Agoda*) — *Agreed to.*

Question that Clause 29 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 30: Citation.

- (1) This Act may be cited as **the** Chartered Institute of Professional Printers Of Nigeria Bill, 2006 and shall apply **throughout** the Federation.
- (2) This Act shall come into force on such date as the President, Commander-in-Chief of the Armed Forces may by order published in **the** Gazette appointed (*Hon. Halirns Agoda*) — *Agreed to.*

Question that Clause 30 stand part of the Bill, put and agreed to.

SCHEDULE 1 SUPPLEMENTARY PROVISIONS RELATING TO

THE COUNCIL

Qualifications and tenure of office of members

1. (1) Subject to **the** provisions of **this** paragraph, a member of the Council shall hold office for a period of two years beginning **with** the date **of** his appointment or election.
- (2) Any member **of** the Institute who ceases to be a member **thereof** shall, if he is also a member of the council, cease to hold office on the Council.
- (3) Any elected member may by notice in writing under his hand addressed to **the** president of the Council, resign his office and any appointed member may, with the consent of the **Minister**, likewise so resign his office.
- (4) A person who retires from or otherwise ceases to be an elected member of the Council shall be eligible again to become a member of the Council and any appointed member may be reappointed.
- (5) Members of the Council shall at its meeting next before the annual general meeting of the Institute arrange for the five members of the Council appointed or elected and longest in office to retire at that annual general meeting

- (6) Elections to the Council shall be held **in** such manner as may be prescribed, by rules made by the Council, and until so prescribed they shall be decided by a show of hands.
- (7) If for any reason there is a vacation of office by a member and—
 - (a) such member was appointed by the Minister, the Minister shall appoint another fit person from the zone in which **the** vacancy occurs or
 - (b) such member was elected, the Council may, if the time between the expired portion of the term of office and the next general meeting of the Institute appears to warrant the filling of the vacancy, co-opt some fit persons for such time as aforesaid.

Powers of Council

- 2. The Council shall have power to do **anything**, which in its opinion is calculated to facilitate the carrying on of the activity of the Institute.

Proceedings of the Council

- 3.
 - (a) Subject to the provision of the Act, the Council may make standing orders regulating **the** proceedings of the Council or of any committee thereof.
 - (b) Standing orders shall provide for decision to be taken by a majority of the members and in the event of equality of votes, for **the** president to have a second or casting vote.
 - (c) Standing orders made for a committee shall provide that the committee is to report back to the Council on any matter not within its competence to decide.

the Quorum of the Council

- 4.
 - (1) The quorum of **the** Council shall be eleven and the Council shall determine the quorum of any committee of the Council.
 - (2) The Council shall appoint one of its members to be the Vice-Chairman of **the** Council for such period as the Council may determine, so however that a vice-chairman who ceases to be a member shall cease to be a Vice-Chairman.
 - (3) At any time while the office of the chairman is, in the opinion of the Board permanently or temporarily unable to perform the function of his office, the Vice-Chairman shall perform **those** functions those functions, and references in **this** schedule to the chairman shall be construed accordingly.

Meeting of the Council

- 5.
 - (1) Subject to the provisions of any standing orders of the Council, the Council shall meet whenever it is summoned by the chairman, and if the chairman is required so to do by notice given to him by not less **than** six other members he shall summon a meeting of the Council to be held within seven days from the date on which **the** notice is given.
 - (2) **At** any meeting of the Council, the chairman or in his absence the vice-chairman shall preside, but if both are absent, the members present at the meeting shall appoint one amongst them to preside at the meeting.
 - (3) Where the Council desires to obtain the advice of any person on a particular **matter**, the Council may co-opt him as a member for such period as it thinks fit; but a person who is a member by virtue of this subparagraph shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.
 - (4) **Notwithstanding anything in the** foregoing provisions **of this** paragraph, the first meeting of the Council shall be summoned by the Minister who may give such directions as he thinks fit as to the member who shall preside and as to the procedure which shall be followed at the meeting.

Committees

6. (1) The Council may appoint one or more committees to carry out, on behalf of the Council, such of its functions as the Council may determine
- (2) A committee appointed under this paragraph shall consist of the number of persons determined by the Council, and not more than one-third of those persons may be person who are not members of the Council; and a person other than a member of the Council shall hold office on the committee in accordance with the terms of the instrument by which he is appointed.
- (3) A decision of a committee of the Council shall be of no effect until the Council confirms it.

Miscellaneous

7. (1) The fixing of the seal of the Council shall be authenticated by a person not being a body corporate would not be required to be under seal may be made or executed on behalf of the Council by any person generally or specially authorised to act for that purpose of the Council.
- (2) Any contract or instrument which if made or executed by a person not being a body corporate would not be required to be under seal may be made or executed on behalf of the Council by any person generally or specially authorised to act for that purpose of the Council.
- (3) Any document purporting to be a document duly executed under the seal of the Council shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
8. The validity of any proceedings of the Council or of a committee thereof shall not be effected by any vacancy in the membership of the Council or committee, or by any defect in the appointment of a member of the Council or of a person to serve on the committee, or by a reason that a person not entitle to do so took part in the proceedings.
9. Any member of the Council, and person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or a committee thereof shall forthwith disclosed his interest to be considered by the Council or a committee thereof shall forthwith disclose his interest to the Council and shall not vote on any question relating to the contract or arrangement (*Hon. Halims Agoda*).

Question, that the provisions of the First Schedule stand part of the Bill, put and agreed to.

SCHEDULE 2

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL

The Tribunal

1. The quorum of the Tribunal shall be five.
2. (1) The Chief Justice of Nigeria shall make rules as to the proceedings to be followed and the rules of evidence to be observed in proceedings before the Tribunal.
- (2) The rules shall in particular provide—
 - (a) for securing that notice of proceedings shall be given, at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
 - (b) for determining who, in addition to the person aforesaid, shall be a party to the proceedings;
 - (c) for securing that any party to the proceedings shall, if he so requires be entitled to be heard by the tribunal;

- (d) for enabling any party to the proceedings to be represented by a legal practitioners;
 - (e) subject to the provisions of Section 20 (5) of this Act, as to the costs of proceedings before the tribunal;
 - (f) for requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Tribunal adjudges that **the** allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates; and
 - (g) for publishing in the Gazette notice of any direction of the tribunal, which has, taken effect providing that a person's name shall be struck off a Register.
3. For the purpose of any proceedings before the tribunal any member of tribunal may administer oaths and any party to **the** proceedings may issue out of the registry of **the** High Court as **the** case may require, writs of *subpoena ad testificandum* and *duces tecum*; but no person appearing before the tribunal shall be compelled.
4. (1) For **the** purpose of advising the tribunal on questions of law-arising in proceedings before it, **there** shall in all such proceedings be an assessors to the tribunal who shall be appointed by the Council on **the** nomination of the Chief Justice of Nigeria, and shall be a legal practitioner of not less than ten years standing.
- (2) The Chief Justice of Nigeria shall make **rules** as to the function of assessors appointed under this paragraph, and in particular such rules shall contain provisions for securing—
- (a) that where an assessor advises the tribunal on any question of law to evidence, procedure or any other matter specified by the rules, he shall do so in **the** presence of every party or person representing a party to the proceedings who appears **thereat** or, **if** the advice is tendered while the tribunal is deliberating in private, **that** every such party or person as aforesaid shall be informed as to what advice the assessor has tendered; and
 - (b) mat every such party or person as aforesaid shall be informed if the tribunal does not in any case accept the advice of the assessor on such a question as aforesaid.
5. An assessor may appointed under **this** paragraph **either** generally or for any particular proceedings or class of proceedings, shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

the Panel

6. The **quorum** of the panel shall be three.
7. (1) The panel may, at any meeting attended by not less than six members thereof make standing orders **with** respect to the panel.
- (2) subject to the provisions of any such standing orders, the panel may regulate its own procedure.

Miscellaneous

8. (1) A person ceasing to be a member of the Tribunal or the panel shall be eligible for reappointment as a member of that body.
- (2) A person may, if otherwise eligible, be a member of both the Tribunal and the Panel; but no person who acted as a member of the panel with respect to any case shall act as a member of the Tribunal with respect to **that** case.
- 9- The Tribunal or the panel may **act** not **withstanding** any vacancy in its membership; and the proceeding of either body shall not be invalidated by any irregularity in the appointment of a member of that body or (subject to subparagraphs2 of paragraph of this schedule) by reason of the fact that any person who was not entitled to do so took part in the proceeding of the body.

10. The **Tribunal** and **the** Panel may each sit **in** two or more geopolitical zones of **the** Federation of Nigeria.
11. Any document authorised or required by virtue of this Act to be served on the Tribunal or Panel shall be served on the Registrar.
12. The Council shall defray any expenses of the Tribunal or **the** Panel.
13. A person shall not, by reason only of his appointment as an assessor to the Tribunal or as a member of the panel, be treated as holding on office in **the** public service of the Federation or of any state thereof (Hon. *Halims Agoda*).

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

Long Title.

A Bill for an Act to Establish the Chartered Institute of Professional Printers of Nigeria (Registration, etc.) to be Charged with the Duty of Regulating, Controlling Managing and Administration of Printers of Nigeria; and for Related Purposes, 2006 {Hon. *Halims Agoda*}.

*Question that **the** words "A Bill for an Act to Establish the Chartered Institute of Professional Printers of Nigeria (Registration, etc.) to be Charged with the Duty of Regulating, Controlling Managing and Administration of Printers of Nigeria; and for Related **Purposes**, 2006" be the Long Title to the **Bill**, put and agreed to.*

Chairman to Report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole considered **the** Report of **the** Committee on Information and National Orientation on a Bill for an Act to Establish the Chartered Institute of Professional Printers of Nigeria (Registration, etc.) to be Charged with the Duty of Regulating, Controlling Managing and Administration of Printers of Nigeria; and for Related Purposes, 2006. It approved Clauses 1 and 2, approved New Clause 3, approved New Clause 4, approved Clauses 5 - 22, approved New Clauses 23 -28, approved Clauses 29 and 30, the First and Second Schedules and the Long Tide to **the** Bill.

*Question that the House do adopt the Report of the **Committee** of Whole, put and agreed to.*

(b) *Committee on Public Petitions:*

(i) **Report on the Petition by Mr Oguntinyinbo Charles:**

Motion made and Question proposed: That **this** House do consider the Report of the House Committee on Public Petitions on the Petition by Mr Oguntinyinbo Charles made against Nigerian Immigration Service and approve the Recommendation **therein** "(Hon. **Chidi Duru**).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation:

Cannot recommend Mr ogumoyinbo for reinstatement as due process was followed in his dismissal (Hon. *Chidi Duru*).

Question put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole considered the Report of the House Committee on Public Petitions on the Petition by Mr Oguntinyinbo Charles made against Nigerian Immigration Service and approved the Recommendation therein.

Question that the House do adopt the Report of the Committee of **Whole**, put and agreed to.

(ii) **Report on the Petition by Mr George K. Konfaa:**

Motion made and Question Proposed: "That **this** House do Consider the Report **of** the House Committee on Public Petitions on the Petition by Mr George K. Konfaa against the Nigerian National Petroleum Corporation (NNPC) and approve the **Recommendation** therein "(Hon. Chidi Duru).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider **the** Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker **in** the Chair)

Recommendation:

Cannot recommend the petitioner's reinstatement as his case lacks merit (Hon. Chidi Duru).

Question **put** and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that **this** House in **the** Committee of Whole considered the Report of the House Committee on Public Petitions on **the** Petition by Mr George K. Konfaa against the Nigerian National Petroleum Corporation (NNPC) and approved the Recommendation **therein**.

Question that the House do adopt the Report of the Committee of Whole, put and agreed to.

(iii) **Report on the Petition by Mr Sunday Salawu:**

*Motion **made** and Question Proposed:* "That this House do consider the Report of the House **Committee** on Public Petitions on the Petition by Mr Sunday Salawu against the Ajaokuta Steel Company and approve the Recommendation **therein** "(Hon. Chidi Duru).

Question put and agreed to.

Question that the House do resolve **into** the Committee of Whole **to** consider the Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker **in** the Chair)

Recommendation:

Cannot recommend the petitioner's reinstatement as his case lacks merit (Hon. Halims Agoda).

Question put and agreed **to**.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that this House in the Committee of Whole considered the Report of the House Committee on Public Petitions on the Petition by Mr Sunday Salawu against the Ajaokuta Steel Company and approved the Recommendation therein.

Question that the House do adopt the Report of **the** Committee of Whole, put and agreed to.

(iv) **Report on the Petition by Mr L. O. Opiti:**

Motion made and Question Proposed: "That this House do consider the Report of **the** House Committee on Public Petitions on the Petition by Mr L. O. Opiti against the Nigerian National Petroleum Corporation and approve the Recommendation therein" (Hon. Chidi Duru).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation:

Cannot recommend the petitioner's reinstatement as his case lacks merit (*Hon. Chidi Duru*).

Question put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that this House in **the** Committee of Whole considered the Report of **the** House Committee on Public Petitions on the Petition by Mr. L.O. **Opiti** against the Nigerian National Petroleum Corporation and approved the Recommendation **therein**.

Question that the House do adopt the Report of the Committee of Whole, put and agreed to.

(v) Report on the Petition by Mr Ugwu Peter:

Motion made and Question Proposed: "That **this** House do consider the Report of the House Committee on Public Petitions on the Petition by Mr Ugwu Peter against the Power Holding Company of Nigeria Plc (PHCN) and approve **the** Recommendation therein" (*Hon. Chidi Bum*).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation:

We cannot recommend Mr Ugwu for reinstatement to retirement (*Hon. Chidi Duru*).

Question put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported **that** the House in the Committee of **Whole** considered **the** Report of the House Committee on Public Petitions on the Petition by Mr Ugwu Peter against the Power Holding Company of Nigeria PLC (PHCN) and approved the Recommendation **therein**.

Question that the House do adopt the Report of the Committee of Whole, put and agreed to.

(vi) Report on the Petition by Mr Ayodele Ojo:

Motion made and Question Proposed: "That this House do consider the Report of the House Committee on Public Petitions on the Petition by Mr Ayodele Ojo against the Ministry of Women Affairs and approve the Recommendation Therein" (*Hon. Chidi Duru*).

»

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report, put and agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

Recommendation: Cannot recommend the reinstatement of the Petitioner (*Hon. Chidi Duru*).

Question put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole considered the Report of the House Committee on Public Petitions on the Petition by Mr Ayodele Ojo against the Ministry of Women Affairs and approved the Recommendation Therein.

Question that the House do adopt the Report of the Committee of Whole, put and agreed to.

8. Suspension of Plenary Sessions:

Motion made and Question Proposed: "That this House do suspend its Plenary Sessions till Tuesday, 12 September, 2006 to enable Honourable Members participate and observe proceedings of the 52nd Commonwealth Parliamentary Association (CPA) Conference scheduled to hold from 1-10 September, 2006 in Abuja. (Hon. Gilbert Nnaji).

Question put and agreed to.

9. Adjournment:

That this House do stand adjourned till Tuesday, 12 September, 2006 at 10.00 a.m. (Hon. Gilbert Nnaji).

Adjourned accordingly at 12.35 p.m.

Aminu Bello Masari
Speaker