

**NIGERIAN CHRISTIAN PILGRIM COMMISSION
(ESTABLISHMENT) ACT, 2007**



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**NIGERIAN CHRISTIAN PILGRIM COMMISSION
(ESTABLISHMENT) ACT, 2007**

2007 ACT No. 32

AN ACT TO RE-ORGANISE THE ROLE OF THE FEDERAL GOVERNMENT IN THE CO-ORDINATION OF CHRISTIAN PILGRIM MATTERS, THE CONSEQUENTIAL REPEAL OF THE NIGERIAN PILGRIMS ACT, 1989 AND TO ESTABLISH A NATIONAL PILGRIM COMMISSION THAT WILL LICENSE, REGULATE, PERFORM OVERSIGHT AND SUPERVISORY FUNCTIONS OVER OTHER BODIES AND AGENCIES AND ; FOR RELATED MATTERS.

[28th May, 2007]

Commen-
cement.

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

1.—(1) There is established a body to be known as “the Nigerian Christian Pilgrim Commission” which shall be a body corporate with perpetual succession and a common seal.

Establishment
of the
National
Christian
Pilgrim
Commission.

(2) The Commission may sue and be sued in its corporate name, hold, acquire and dispose of any property, movable or immovable.

2.—(1) The Commission shall consist of —

Composition
of the
Commission.

(a) a Chairman ;

(b) six other persons as members ;

(c) a Secretary to the Commission ;

(d) a representative, each of the following Federal Ministries and bodies (as an ex-officio member) —

(i) Aviation ;

(ii) Central Bank of Nigeria ;

(iii) Foreign Affairs ;

(iv) Health ;

(v) Internal Affairs ; and

(vi) Christian Association of Nigeria (CAN).

(2) The President shall, after due consultation, appoint persons of proven integrity as Chairman and members of the Commission.

(3) Chairman and 5 members of the Commission to serve on part-time basis.

(4) The Chairman and members of the Commission shall be paid such remuneration and allowances as the Revenue Mobilization, Allocation and Fiscal Commission may from time to time determine.

(5) The supplementary provision contained in the Schedule to this Act may be applied to the proceedings of the Commission and its organs.

Functions of
the
Commission.

3. The Commission shall —

(a) licence, regulate, supervise and perform oversight functions over organizations, associations (corporate or non-corporate) or similar bodies engaged in —

(i) organizing and coordinating the movement of persons from Nigeria to Jerusalem and other Holy Sites ;

(ii) the provision of accommodation, transportation and other services related to Pilgrimage in Israel; and other Holy Sites.

(b) liaise and coordinate with the appropriate government authorities or organs of the Federal Republic of Nigeria and Israel on the rules and regulations governing entry into and staying in Israel for the purposes of pilgrimage including all appropriate immigration, passport and related consular services ;

(c) coordinate the provision of health, financial, security, customs, immigration and related services to persons proceeding to, or returning from, Israel after pilgrimage ;

(d) ensure the establishment and management of pilgrims camps and related facilities, equipments and such other necessary materials ;

(e) establish or set up and maintain libraries of books and other relevant publications as well as cinematograph and other facilities of use to persons interested in or desirous of undertaking a pilgrimage, so however that the library shall open to the public upon and subject to any condition as to the use which the Commission may think fit to impose ;

(f) conduct campaign on pilgrim, educative as well as religious, in all States of the Federation, and the Federal Capital Territory ;

(g) appoint such number of medical practitioners and medical staff as it thinks fit ;

(h) issue guidelines and rules that will ensure that States Pilgrims Welfare Agencies provide appropriate welfare services and guides for pilgrims ; and

(i) do such other things that are conducive or incidental to the discharge of the foregoing functions, provided that this subsection shall not be interpreted to be conferring any additional functions on the Commission.

Tenure of
office of
members of
the
Commission.

4.—(1) The Chairman and members of the Commission shall hold office for a term of five years, renewable for a further and final term of five years.

(2) The Chairman or any member of the Commission may resign his appointment by notice in writing under his hand, addressed to the President and the resignation shall take effect upon acknowledgment by the President.

(3) The Chairman or any members of the Commission may be removed from office by the President, if the President is satisfied that it is not in the interest of the Commission or the public that the member should continue in office.

(4) If the Chairman or any member of the Commission dies, resigns or otherwise vacates his office before the expiration of the term for which he was appointed, the President may appoint another fit and proper person to complete the term.

5. The Chairman or any member of the Commission shall cease to hold office if —

Cessation of membership.

- (a) he becomes of unsound mind ; or
- (b) he becomes bankrupt or makes a compromise with his creditors ; or
- (c) he is convicted of a felony or of any offence involving dishonesty ; or
- (d) he is guilty of serious misconduct in relation to his duties.

6. The Commission may regulate/supervise the establishment of Pilgrim Savings Scheme by those who want to adopt the approach, and the Commission may set up a Board of Trustees, for the savings schemes, comprising of persons of high integrity who are not members of the Commission.

Pilgrim Savings Scheme.

7.—(1) There shall be an Administrative/Accounting Officer of the Commission to be known as the Secretary not below the rank of Director equivalent in the Federal Civil Service.

Secretary of the Commission.

(2) The person to be appointed Secretary of the Commission shall possess such requisite qualifications as may be determined by the President and shall also be knowledgeable in Christian Religious matters.

(3) The Secretary shall be the Administrative and Accounting Officer of the Commission and responsible to the Commission for the detailed administration and day-to-day management of the affairs of the Commission.

(4) Subject to the provisions of this section, the Secretary shall hold office on such term as to emoluments and otherwise the National Income, Salaries and Wages Commission may determine.

8. The Commission may appoint such other persons to be employees of the Commission as the Commission may determine to assist the Secretary in the discharge of the functions under this Act.

Other employees of the Commission.

9. The Commission shall determine the remuneration and allowances of employees in consultation with National Income, Salaries and Wages Commission.

Remuneration and tenure of employees.

Pensions
Cap. 346
LFN, 1990.

10.—(1) Service in the Commission shall be approved service for the purpose of the Pensions Act and, accordingly, officers and other persons employed in the Commission shall in respect of their service in the Commission be entitled to pensions, gratuities and other retirement benefits as are prescribed there under, so that nothing in this Act shall prevent the appointment of a person to any office on terms which preclude the grant of pensions and gratuity in respect of that office.

(2) For the purpose of the application of the provisions of the Pensions Act, any power exercisable there under by a Minister or other authority of the Federal Government (not being power to make regulations under section 23 thereof) is hereby vested in and shall be exercised by the Commission and not by any other person or authority.

Financial
provisions.

11.—(1) The funds of the Commission shall consist of —

(a) all such sums as may be charged by the Commission as fees, commission or dues for its services ;

(b) all revenue accruing to or vested in the Commission by way of grants-in-aid or otherwise howsoever ;

(c) any other moneys saved by the Commission such as proceeds from the operation of the Pilgrim Savings Scheme, or borrowed, pursuant to the provisions of this Act or any other enactment ; and

(d) bequests, gifts and donations.

(2) In respect of the revenue of each financial year, the Commission shall, except in the case of the first pilgrimage after commencement of this Act, prepare and submit to the President not later than three months before every pilgrimage, an estimate of its expenditure and income during the next succeeding financial year, provided that the Commission shall submit an advance estimate whenever it is requested to do so by the President.

(3) Subject to the prescribed rules, the Commission shall keep proper account and records in relation to its fund in accordance with the Public Accounts Rules and Guidelines issued by the Accountant-General of the Federation.

(4) The Commission shall cause its accounts to be audited not later than six months after the end of each financial year to which the accounts relate and the auditors shall be appointed from a list of Auditors approved by the Auditor-General of the Federation.

(5) The Commission shall open and operate bank accounts, and may take advances, borrow money or undertake financial transaction in accordance with extant financial regulation.

12.—(1) Persons experienced in the handling of Pilgrimages within the meaning of this Act may apply to the Commission for license to establish pilgrims travel agencies or if established as such by any means before the commencement of this Act they may apply for registration hereunder; and subject thereto no Pilgrims Travel Agency shall be recognized by the Commission or be entitled to operate as an agency unless and until it is so registered under this Act.

Register of pilgrims travel agencies.

(2) Applications under subsection (1) of this section above for licenses may be made in writing to the Chairman of the Commission for its approval and shall be in such form as the Commission may direct or approve;

(3) Every applicant shall deposit with the Commission, in addition to any payment as a registration fee, an amount to be fixed from time to time by the Commission :

PROVIDED that if the application is refused, the amount deposited, but not the registration fee shall be returned to the applicant.

(4) The Secretary shall prepare, keep and maintain a register of every agency licensed by the Commission under this Act, and the register shall be kept in such form as the Commission may approve; and when so prepared the Secretary shall thereafter amend it from time to time as Commission may require, and save in respect of the first pilgrimage after the commencement of this Act, not later than six months before the commencement of a pilgrimage the Secretary shall, as directed by the Commission, publish the names and addresses of all agencies licensed for the purposes of the pilgrimage.

13.—(1) The Commission may in respect of a pilgrimage, delegate any of its functions in section 3 of this Act to the Authority charged, with the responsibility for the general care and welfare of pilgrims in any of the States of the Federation and the Federal Capital Territory, if satisfied that it is in the interest of the pilgrims to do so.

Delegation of functions.

(2) Where the Commission delegates its functions under subsection (1) of this section, it shall be subject to any conditions which the Commission may reasonably impose, and the agency shall be deemed to have applied for and been granted a license under this Act and the provisions as to registration shall have effect accordingly.

14. The Commission shall not later than three months after pilgrimage prepare and submit to the President, a report on the pilgrimage for each year.

Report of pilgrimage by the Commission.

15. Where the Commission is satisfied that a person has committed an offence or misconduct specified by the Commission in the regulations made

Power to defer pilgrimage in certain cases.

pursuant to section 18 of this Act, the Commission may, disqualify that person from undertaking any pilgrimage organized or supervised by the Commission pursuant to this Act and the disqualification shall have effect for such period as the Commission may specify.

Set-off.

16. If a State at any time defaults in the payment to the Commission of any amount due from the State to the Commission under this Act, the Commission shall notify the President of the default, and thereafter the Federal Government may set-off the amount in respect of which default is made in or towards the payment of any sum due from the Federal Government to such State and the Federal Government shall pay any sum so set-off to the Commission.

Transitional provisions.

17. The Commission may, pending the licensing of private travel agencies or pilgrims agencies under section 3 (1) of this Act, continue with the existing arrangements for the provision of accommodation and transportation service to pilgrims.

Regulations.

18.—(1) The Commission may make regulation generally for the purpose of carrying into effect the provisions of this Act including —

(a) provisions on matters relating to recruitment, deployment, posting, training secondment, discipline and the general welfare of staff ;

(b) specifying offences and types of misconduct, whether committed in Nigeria or elsewhere, that would disqualify a person from undertaking any pilgrimage organized or supervised by the Commission ;

(c) providing for forms for use under this Act and for the particulars to be included in applications to the Commission for licenses (including notification of any change) by Agencies and evidence, if required to be produced in support ;

(d) providing for the fees to be paid to the Commission in respect of the issue or renewal of licenses ;

(e) prescribing in respect of every pilgrims travel agency registered under this Act—

(i) a suitable standard of performance which the agency is obliged to maintain in connection with the provision of services to pilgrims,

(ii) the form and nature of compensation to which any person is entitled who is affected by the failure of agency in meeting the prescribed standard of performance,

(iii) a procedure by which complaints against an Agency may be dealt with effectively, justly and expeditiously ; and

(f) providing for any other matter or thing failing to be prescribed by the Commission in respect of agencies.

(2) Any regulation prescribing compensation under subsection (1) (e) (ii) of this section shall apply without prejudice to any other remedy that may be available in respect of the act or omission which constitutes the failure described in that subsection.

(3) Regulations may also provide for the exclusion or removal as the case may be from the register of names of agencies which fail to pay license fees, or renewal of license fees.

(4) Regulations when made, shall be published in the *Federal Gazette* and in such other manner as the Commission may direct.

19. Subject to section 6 of the Interpretation Act, the Nigerian Pilgrims Commission Act is repealed and the assets and liabilities of the Commission established by the said Act are hereby transferred to the Commission established by this Act. Repeal.

20. In this Act— Interpretation.

“Agency” means a Pilgrims Welfare Board or Agency of any of the States in the federation, including a Pilgrims Agency licensed under this Act ;

“Chairman” or “member” means the persons so appointed by the President, pursuant to Section 2 (2) of this Act ;

“Commission” means the body established under Section 1 of this Act ;

“Corporate” or “corporation” means any association of persons incorporated under the Companies and Allied Matters Act or a body established by an Act of the National Assembly or by law of a House of Assembly of a State ;

“Function” includes duties ;

“Non-corporate” means any group or body of persons that is not incorporated ;

“Person” means without derogating from the definition in the Interpretation Act, any natural person or group of persons ;

“President” means the President and Commander-in-Chief of the Nigerian Armed Forces of the Federal Republic of Nigeria ;

“Secretary” means the Administrative and Accounting officer of the Commission ; and

“State” means any State Government, or organ of such a State Government, of the Federal Republic of Nigeria.

IT IS DECLARED in this Act—

(a) any reference to the singular shall include the plural and vice versa ;
and

(b) any reference to a male person shall include reference to a female
person and vice versa.

Citation.

21. This Act may be cited as the Nigerian Christian Pilgrim Commission
Act, 2007.

I CERTIFY, IN ACCORDANCE WITH SECTION 2 (1) OF THE ACTS AUTHENTICATION
ACT, CAP. 4, LAWS OF THE FEDERATION OF NIGERIA 1990, THAT THIS IS A TRUE COPY
OF THE BILL PASSED BY BOTH HOUSES OF THE NATIONAL ASSEMBLY.

NASIRU IBRAHIM ARAB,
Clerk to the National Assembly

25th Day of May, 2007.

EXPLANATORY MEMORANDUM

This Act repeals the Nigeria Pilgrim Act, 1989 Cap 346, Laws of the
Federation, 1990 and establishes the Nigerian Christian Pilgrim Commission
(Establishment) Act, 2007 with the responsibility for coordinating, supervising,
licensing, regulating and performing oversight function over the affairs of
Christian pilgrims nationwide.

SCHEDULE TO THE NIGERIAN CHRISTIAN PILGRIM COMMISSION (ESTABLISHMENT) BILL, 2007

(1) <i>Short Title of the Bill</i>	(2) <i>Long Title of the Bill</i>	(3) <i>Summary of the Contents of the Bill</i>	(4) <i>Date Passed by Senate</i>	(5) <i>Date Passed by House of Representatives</i>
Nigerian Christian Pilgrim Commission (Establishment) Bill, 2007.	An Act to re-organise the role of the Federal Government in the coordination of Christian Pilgrims matters, the consequential repeal of the Nigerian Pilgrims Act, 1989 and to Establish a National Pilgrim Commission that will license, regulate, perform oversight and supervisory functions over other bodies and agencies and for related matters.	This Bill re-organizes the role of the Federal Government in the coordination of Christian pilgrims matters, the consequential repeal of the Nigerian Pilgrims Act, 1989 and to establish a National Pilgrim Commission that will license, regulate, perform oversight and supervisory functions over other bodies and agencies.	23rd May, 2007	7th June, 2006

I certify that this Bill has been carefully compared by me with the decision reached by the National Assembly and found by me to be true and correct decision of the Houses and is in accordance with the provisions of the Acts Authentication Act Cap. 4, the Laws of the Federation of Nigeria, 1990.

NASIRU IBRAHIM ARAB,
Clerk to the National Assembly
25th Day of May, 2007.

I ASSENT.



CHIEF OLUSEGUN OBASANJO, GCFR
President of the Federal Republic of Nigeria
28th Day of May, 2007.