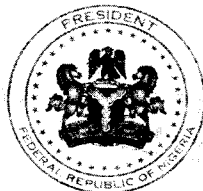




HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Tuesday, 13 March, 2018

1. The House met at 11.22 a.m. Mr Speaker read the Prayers.
2. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Second Votes and Proceedings* of Thursday, 8 March, 2018.
The Votes and Proceedings was adopted by unanimous consent.
3. **Message**
Mr Speaker read the following message from the President of the Federal Republic of Nigeria:



PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA

8th March, 2018

Rt. Hon. Yakubu Dogara
*Speaker of the House of Representatives,
National Assembly Complex,
Three Arms Zone,
Abuja.*

Dear Rt. Hon. Y. Dogara,

PRESIDENTIAL DECISION TO DECLINE ASSENT TO THE ELECTORAL (AMENDMENT) BILL, 2018

Pursuant to Section 58 (4) of Constitution of the Federal Republic of Nigeria, 1999 (as amended). I hereby convey to the House of Representatives my decision, on (3rd March, 2018) to

decline Presidential Assent to the Electoral (Amendment) Bill, 2018 recently passed by the National Assembly.

2. *Some of my reasons for withholding assent to the Bill include the following:*

- (a) *The amendment to the sequence of the elections in Section 25 of the Principal Act may infringe upon the constitutionally guaranteed discretion of the Independent National Electoral Commission to organize, undertake and supervise all elections provided in Section 15 (a) of the Third Schedule to the Constitution;*
- (b) *The amendment to Section 138 of the Principal Act to delete two crucial grounds upon which an election may be challenged by candidates unduly limits the rights of candidates in elections to a free and fair electoral review process; and*
- (c) *The amendments to Section 152 (3) - (5) of the Principal Act, may raise constitutional issues over the competence of the National Assembly to legislate over local government elections.*

3. *Please accept, Right Honourable peaker, the assurances of my highest consideration.*

Yours Sincerely,

(Signed)

Muhammadu Buhari

4. **Announcements**

(a) **Visitors in the Gallery:**

Mr Speaker recognised the presence of the following visitors in the Gallery:

- (i) *Staff and Students of Saints' Mary and Alfred Nursery, Primary and College, Games Village, Abuja;*
- (ii) *Staff and Students of Early-Life Schools, Nursery, Primary and Secondary, Lugbe, Abuja;*
- (iii) *Staff and Students of New Hope International School, Kuje, Abuja;*
- (iv) *Staff and Students of Adonai International School, Gwagwalada, Abuja; and*
- (v) *Staff and Students of Nigerian Tulip International College, Wuse II, Abuja.*

(b) **Letter of Apology:**

Mr Speaker read a communication from Hon. Abdulmumin Jibrin (*Bebeji/Kiru Federal Constituency*) expressing his apology in compliance with decision of the House in the **Votes and Proceedings** of Wednesday, 28 September, 2016, on his suspension from the House for 180 legislative days, and notice of his intention to resume legislative duties.

Mr Speaker directed that having complied with the decision of the House, Hon. Abdulmumin Jibrin could resume legislative duties.

5. **Matters of Urgent Public Importance (Standing Order Eight, Rule 4) .**

- (i) ***Need to Provide Relief Materials for Internally Displaced Persons (IDPs) in Sardauna and Gashaka Local Government Areas (LGAs) who are Victims of Herdsmen Attack, and the Need to Establish Unit of Mobile Police Stations in Gembu Sarduna LGA and Abong in Kurmi LGA in Taraba State:***

Hon. Hosea Danasabe Charles (*Gashaka/Kurmi/Sarduana Federal Constituency*) introduced the matter and prayed the House to:

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

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

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

Need to Provide Relief Materials for IDPs in Sardauna and Gashaka Local Government Areas (LGAs) who are Victims of Herdsmen Attack, and the Need to Establish Unit of Mobile Police Stations in Gembu Sarduna LGA and Abong in Kurmi LGA in Taraba State:

The House:

Notes the repeated clashes between herdsmen and the inhabitants of Mambila Plateau that has led to destruction of both human lives and property;

Aware that there was a clash in June 2017 which attracted the attention of the Federal Government as a result of which a delegation led by the Minister of Interior visited the area;

Worried that after the visit, the area still remained hostile and the State Governor warned of imminent further attack;

Disturbed that despite the alarm raised by the Governor and the subsequent visit of Mr President, peace has not fully returned to the area;

Also disturbed that the people of Mambila including Fulanis had co-existed peacefully in the past until the peace hitherto being enjoyed was threatened through external aggression and in the same vein such cases are being reported in Kurmi LGA of Taraba State;

Worried that these Local Government Areas share common international boundary with the Republic of Cameroun. The current porous nature of our international border with inadequate security personnel has made it easier for the invading foreign nationals who always come to the area for dry season pasturing/invasion to penetrate easily. These clashes have rendered many homeless and are being camped in unconducive environments in Gashaka, Nguroje, Gembu and other towns in Sardauna LGA, who are left with nothing to feed and to carter for their daily needs;

Concerned that the rainy season has already set in and people are exposed to lots of hardship;

Also concerned that with the rainfall already being experienced in the area, people cannot go about their normal farming activities as they are being attacked and killed by the invading herdsmen;

Resolves to:

- (i) urge NEMA to provide the people with relief materials to bring succour to them; and
- (ii) also urge the Inspector General of Police to establish mobile police station in Gembu and Abong towns to curtail early symptoms and signs of imminent crisis within the area, considering the difficult terrain of the area and ensure a workable and lasting peaceful solution for the people (*Hon. Danasabe Charles Hosea — Gashaka/Kurmi Sardauna Federal Constituency*)

*Debate.**Agreed to.*

The House:

Noted the repeated clashes between herdsmen and the inhabitants of Mambila Plateau that has led to destruction of both human lives and property;

Aware that there was a clash in June 2017 which attracted the attention of the Federal Government as a result of which a delegation led by the Minister of Interior visited the area;

Worried that after the visit, the area still remained hostile and the State Governor warned of imminent further attack;

Disturbed that despite the alarm raised by the Governor and the subsequent visit of Mr President, peace has not fully returned to the area;

Also disturbed that the people of Mambila including Fulanis had co-existed peacefully in the past until the peace hitherto being enjoyed was threatened through external aggression and in the same vein such cases are being reported in Kurmi LGA of Taraba State;

Worried that these Local Government Areas share common international boundary with the Republic of Cameroun. The current porous nature of our international border with inadequate security personnel has made it easier for the invading foreign nationals who always come to the area for dry season pasturing/invasion to penetrate easily. These clashes have rendered many homeless and are being camped in unconducive environments in Gashaka, Nguroje, Gembu and other towns in Sardauna LGA, who are left with nothing to feed and to carter for their daily needs;

Concerned that the rainy season has already set in and people are exposed to lots of hardship;

Also concerned that with the rainfall already being experienced in the area, people cannot go about their normal farming activities as they are being attacked and killed by the invading herdsmen;

Resolved to:

- (i) urge NEMA to provide the people with relief materials to bring succour to them; and
- (ii) also urge the Inspector General of Police to establish mobile police station in Gembu and Abong towns to curtail early symptoms and signs of imminent crisis within the area, considering the difficult terrain of the area and ensure a workable and lasting peaceful solution for the people (MR. 04/03/2018).

(ii) ***Need to Arrest the Wanton Incessant Killings/Attacks in Bokkos Local Government Area of Plateau State:***

Hon. Solomon Bulus Maren (*Mangu/Bokkos Federal Constituency*) introduced the matter and prayed the House to:

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

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

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

Need to Arrest the Wanton Incessant Killings/Attacks in Bokkos Local Government of Plateau State:

The House:

Notes the wanton killings and attacks on innocent citizens by suspected herdsmen in Daffo District, Bokkos Local Government Area of Plateau State. It was in this same area that the Paramount Ruler of Bokkos, Da Saf Laazarus Agai was gruesomely murdered alongside three others. Unfortunately, no single arrest has been made hitherto, despite the heavy presence of Operation Save Haven in the State;

Also notes that in January 2018 no fewer than 4 persons were brutally killed with several others injured and properties worth millions of Naira destroyed by the suspected herdsmen leaving hundreds of people displaced;

Further notes that on the 7th and 8th of March, 2018 just at the heels of the President's visit to Plateau State, another gruesome attack was unleashed on the law abiding citizens of Daffo District which led to the destruction of five villages namely: Josho, Ngha Kudung, Ganda, Hotom Woreng and Mbok. About 50 persons have so far lost their lives, several others were injured and over 10,000 people had been displaced;

Informed that in all these, there have been little or no deliberate measures taken to either stop further attacks or bring the perpetrators of these mayhem to book;

Concerned that the attack by herdsmen on innocent citizens has remained a recurrent decimal. Regrettably, this has been treated with kids-glove by the authorities. The continued proliferation of fire arms and ammunition in the hands of unscrupulous citizens is alarming thus posing serious threat to the security of lives and properties;

Also concerned that the wanton destruction of innocent lives and properties as perpetrated by herdsmen across the nation is barbaric, inhuman, disgusting and unacceptable;

Worried that if such heinous acts are allowed unabated, it may escalate and could lead to total collapse of peace and security in the area;

Resolves to:

- (i) urge the Federal Government to direct all relevant security agencies to deploy security men to the area to forestall breakdown of law and order;

- (ii) also urge the National Emergency Management Agency (NEMA) to provide relief materials to the internally displaced persons and rebuild the affected communities; and
- (iii) constitute an *Ad-hoc* Committee to investigate the matter and report back within two (2) weeks for further legislative inputs (*Hon. Solomon Bulus Maren — Mangu/Bokkos Federal Constituency and 4 Others*)

Debate.

Amendment Proposed:

Leave out Prayer (iii) (Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted the wanton killings and attacks on innocent citizens by suspected herdsmen in Daffo District, Bokkos Local Government Area of Plateau State. It was in this same area that the Paramount Ruler of Bokkos, Da Saf Laazarus Agai was gruesomely murdered alongside three others. Unfortunately, no single arrest has been made hitherto, despite the heavy presence of Operation Save Haven in the State;

Also noted that in January 2018 no fewer than 4 persons were brutally killed with several others injured and properties worth millions of Naira destroyed by the suspected herdsmen leaving hundreds of people displaced;

Further noted that on the 7th and 8th of March, 2018 just at the heels of the President's visit to Plateau State, another gruesome attack was unleashed on the law abiding citizens of Daffo District which led to the destruction of five villages namely: Josho, Ngha Kudung, Ganda, Hotom Woreng and Mbok. About 50 persons have so far lost their lives, several others were injured and over 10,000 people had been displaced;

Informed that in all these, there have been little or no deliberate measures taken to either stop further attacks or bring the perpetrators of these mayhem to book;

Concerned that the attack by herdsmen on innocent citizens has remained a recurrent decimal. Regrettably, this has been treated with kids-glove by the authorities. The continued proliferation of fire arms and ammunition in the hands of unscrupulous citizens is alarming thus posing serious threat to the security of lives and properties;

Also concerned that the wanton destruction of innocent lives and properties as perpetrated by herdsmen across the nation is barbaric, inhuman, disgusting and unacceptable;

Worried that if such heinous acts are allowed unabated, it may escalate and could lead to total collapse of peace and security in the area;

Resolved to:

- (i) urge the Federal Government to direct all relevant security agencies to deploy security men to the area to forestall breakdown of law and order; and

- (ii) also urge the National Emergency Management Agency (NEMA) to provide relief materials to the internally displaced persons and rebuild the affected communities (HR. 95/03/2018).

Motion made and Question proposed, “That the House do suspend Order Eight, Rule 4 (4) to enable it take more that 2 matters of urgent public importance” (Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency).

Agreed to.

- (iii) **Need to Provide Shelter and Relief Materials to Victims of Bomb Blast and Multiple Fire Disasters in Dikwa/Mafa/Konduga Federal Constituency, Borno State:**

Hon. Mahmud Lawan Maina (Dikwa/Mafa/Konduga Federal Constituency) introduced the matter and prayed the House to:

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

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

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

Need to Provide Shelter and Relief Materials to Victims of Bomb Blast and Multiple Fire Disasters in Dikwa/Mafa/Konduga Federal Constituency, Borno State:

The House:

Notes that Oikwa/Mafa/Konduga Federal Constituency is among the hardest hit areas by the Boko Haram insurgency in Borno State, and by this the whole population of these areas are affected;

Recalls that there was a bomb blast at the Fish Market in Konduga Town on 23rd February where about twenty (20) people lost their lives while about forty (40) others sustained various degree of injuries. There was also a fire outbreak in IDPs Camp B in Government Girls Secondary School, Mafa on Tuesday, 6 March, 2018, where about four hundred (400) households were razed down by the fire. Though no life was lost, the habitations and all their belongings were burnt. There was also another fire incident in Yawuri settlement of Oalori on Saturday, 10 March, 2018, where the whole settlement was razed down;

Concerned that almost all the victims of the bomb blast are the bread winners of their respective families, and as such they are now incapacitated, while the fire victims are IDPs that were hitherto in a dire situation of need, and with these incident the facilities in the Camp are inadequate and overstretched;

Worried that all the victims of these unfortunate incidents are at risk of hunger and malnutrition, and lack of shelter for the victims of the fire incidents;

Resolves to:

- (i) urge the Presidential Committee on North East Initiatives (PCNI) and the National Emergency Management Agency (NEMA) to urgently provide shelter and adequate relief materials and other consumables to cater for the needs of all these traumatized people; and

- (ii) mandate the relevant Committees to liaise with these agencies and ensure compliance in the provision of these items (*Hon. Mahmud Lawan Maina — Dikwa/Mafa/Konduga Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that Oikwa/Mafa/Konduga Federal Constituency is among the hardest hit areas by the Boko Haram insurgency in Borno State, and by this the whole population of these areas are affected;

Recalled that there was a bomb blast at the Fish Market in Konduga Town on 23rd February where about twenty (20) people lost their lives while about forty (40) others sustained various degree of injuries. There was also a fire outbreak in IDPs Camp B in Government Girls Secondary School, Mafa on Tuesday, 6 March, 2018, where about four hundred (400) households were razed down by the fire. Though no life was lost, the habitations and all their belongings were burnt. There was also another fire incident in Yawuri settlement of Oalori on Saturday, 10 March, 2018, where the whole settlement was razed down;

Concerned that almost all the victims of the bomb blast are the bread winners of their respective families, and as such they are now incapacitated, while the fire victims are IDPs that were hitherto in a dire situation of need, and with these incident the facilities in the Camp are inadequate and overstretched;

Worried that all the victims of these unfortunate incidents are at risk of hunger and malnutrition, and lack of shelter for the victims of the fire incidents;

Resolved to:

- (i) urge the Presidential Committee on North East Initiatives (PCNI) and the National Emergency Management Agency (NEMA) to urgently provide shelter and adequate relief materials and other consumables to cater for the needs of all these traumatized people; and
- (ii) mandate the relevant Committees to liaise with these agencies and ensure compliance in the provision of these items (**HR. 96/03/2018**).

6. Petition

A petition from Emmanuel S. Odugbemi, on the alleged tax evasion by the Bi-Courtney Aviation Services, was presented and laid by Hon. Chika Adamu Abubakar (*Shiroro/Rafi/Munya Federal Constituency*).

Petition referred to the Committee on Public Petitions.

- 7. A Bill for an Act to Amend the Tertiary Education Trust Fund Act, 2011 to Provide for Additional Conditions for Accessing of Fund for Capital Projects by Beneficiary Institutions to embark on their own Capital Projects instead of relying solely on the Fund for Capital Development; to Review some Provisions to give the National Assembly certain Powers under the Act and Subject the Annual Budget of the Tertiary Education Trust Fund (TETFUND) to Approval of the National Assembly and for Related Matters (HB. 967, HB. 1057 and HB. 1324) — Second Reading**

Order read; deferred by leave of the House.

8. **A Bill for an Act to Establish the Fisheries Research Institute of Nigeria, NGO, for Fisheries Research, Education and Cooperative Training in Nigeria; and for Related Matters (HB. 1310) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Fisheries Research Institute of Nigeria, NGO, for Fisheries Research, Education and Cooperative Training in Nigeria; and for Related Matters (HB. 1310) be now read a Second Time” (*Hon. Abiante Awaji-Inombek Dagomie — Andoni-Opobo/Nkoro Federal Constituency*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Agricultural Colleges and Institutions.

9. **Call on the National Emergency Management Agency (NEMA) to Provide Relief Materials to Bassa-Kwomu and Ebira People of Bassa Local Government Area of Kogi State**

Motion made and Question proposed:

The House:

Notes that the Bassa-Kwomu and Ebira speaking people of Bassa Local Government Area of Kogi State have lived peacefully for generations across the six (6) wards out of the ten (10) Electoral Wards of Bassa Local Government Area;

Also notes that on 28 November, 2016, violent crisis erupted at Kpanche in Ozongolo ward in Bassa-Kwomu district of the Local Government Area which disrupted the peace and harmony between the two districts and consequently led to destruction of lives and properties, a development that has aggravated the magnitude of suspicion, hatred and tizzy among the Communities;

Cognizant that so much can be done by the government to ameliorate the situation that has resulted into confusion, fear, frustration and agony with a view to averting a recurrence of the incident;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to embark on an on-the-spot assessment of the area in order to ascertain the level of destruction and provide relief materials and aid to those who lost their houses and other properties during the crisis; and
- (ii) mandate the Committee on Emergency and Disaster Preparedness to ensure implementation (*Hon. Benjamin Ikani Okolo — Bassa/Dekina Federal Constituency*).

Agreed to.

(HR. 97/03/2018).

Motion referred to the Committee on Emergency and Disaster Preparedness, pursuant to Order Eight, Rule 9 (5).

10. **Need to Investigate the Illegal Withdrawal of the Sum of ₦10 Billion from the "Insured Persons" Fund of the National Health Insurance Scheme (NHIS)**
Motion made and Question proposed:

The House:

Notes that the National Health Insurance Scheme (NHIS) was established under the National Health Insurance Scheme Act, Cap. N42, Laws of the Federation of Nigeria, 2004 with the objectives of ensuring that every Nigerian has access to good healthcare services and to protect families from financial hardship of medical bills;

Also notes that for the purpose of carrying out the mandate of the Scheme, a Fund made up of 5% (percent) contribution by each insured person is maintained with the Central Bank of Nigeria (CBN) under the Treasury Single Account (TSA) policy for the administration of the Scheme;

Aware that withdrawal of monies from such designated accounts under the Treasury Single Account (TSA) at the Central Bank of Nigeria (CBN) by any government agency is based on request of the Chief Accounting Officer of the Agency;

Also aware that a recent oversight inspection of the Agency by the Committee on Healthcare Services revealed that two suspicious withdrawals of ₦5 Billion each (totaling ₦10 Billion) were made from the "Insured Persons" Funds account with the Central Bank of Nigeria (CBN) on 28 December, 2016 and 11 January, 2018 respectively when the Executive Secretary of the Scheme was still under suspension;

Further aware that upon inquiry, the Executive Secretary informed the Committee that neither him nor any staff of the Agency made any request for either of the two withdrawals stating that the withdrawals were authorized by the Honourable Minister of Finance without the input of the Agency and in contravention of the laws and regulations governing such actions;

Cognizant that such practices, if not checked, will erode public and international confidence in the Scheme and make a mockery of the anti-corruption stance of the present government;

Resolves to:

Mandate the Committees on Healthcare Services and Anti-Corruption to investigate the withdrawal of ₦10 Billion from the account of the National Health Insurance Scheme and report back within four (4) weeks for further legislative action (*Hon. Chike Okafor — Ehime Mbano/Ihitte Uboma/Obowo Federal Constituency*).

Debate.

Amendment Proposed:

In the Prayer, immediately after the word "Services", insert the words "Finance" (*Hon. Johnson E. Oghuma — Etsako East/Etsako West/Etsako Central Federal Constituency*)

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that the National Health Insurance Scheme (NHIS) was established under the National Health Insurance Scheme Act, Cap. N42, Laws of the Federation of Nigeria, 2004 with the objectives of ensuring that every Nigerian has access to good healthcare services and to protect families from financial hardship of medical bills;

Also noted that for the purpose of carrying out the mandate of the Scheme, a Fund made up of 5% (percent) contribution by each insured person is maintained with the Central Bank of Nigeria (CBN) under the Treasury Single Account (TSA) policy for the administration of the Scheme;

Aware that withdrawal of monies from such designated accounts under the Treasury Single Account (TSA) at the Central Bank of Nigeria (CBN) by any government agency is based on request of the Chief Accounting Officer of the Agency;

Also aware that a recent oversight inspection of the Agency by the Committee on Healthcare Services revealed that two suspicious withdrawals of ₦5 Billion each (totaling ₦10 Billion) were made from the "Insured Persons" Funds account with the Central Bank of Nigeria (CBN) on 28 December, 2016 and 11 January, 2018 respectively when the Executive Secretary of the Scheme was still under suspension;

Further aware that upon inquiry, the Executive Secretary informed the Committee that neither him nor any staff of the Agency made any request for either of the two withdrawals stating that the withdrawals were authorized by the Honourable Minister of Finance, without the input of the Agency and in contravention of the laws and regulations governing such actions;

Cognizant that such practices, if not checked, will erode public and international confidence in the Scheme and make a mockery of the anti-corruption stance of the present government;

Resolved to:

Mandate the Committees on Healthcare Services, Finance, and Anti-Corruption to investigate the withdrawal of ₦10 Billion from the account of the National Health Insurance Scheme and report back within four (4) weeks for further legislative action (**HR. 98/03/2018**).

11. Need to Ensure that all Eligible Voters are Registered and Issued with Permanent Voter's Cards (PVCs)

Motion made and Question proposed:

The House:

Notes that in its preparation towards the 2019 General Elections, the Independent National Electoral Commission (INEC) is carrying out Continuous Voters Registration all over the country to enable eligible Voters register and collect Permanent Voter's Cards (PVCs);

Aware that many Nigerians who have attained the age of 18 years or more have presented themselves at various registration centres of the Independent National Electoral Commission (INEC) in different parts of the country but have neither been registered nor issued with the Permanent Voter's Cards (PVCs);

Also aware that the Independent National Electoral Commission (INEC) has not been able to effect the transfer of many persons from the places where they were originally registered and given Voter's Cards to their current places of residence despite their having the necessary requirements;

Concerned that if the Independent National Electoral Commission (INEC) does not intensify its efforts and correct all the inadequacies and lapses in the on-going Continuous Registration of Voters, many Nigerians would be disenfranchised during the 2019 General Elections;

Convinced that one of the ways of making the 2019 General Elections credible is by allowing eligible voters to register and vote in the elections, thereby enhancing the stability and growth of Nigeria's democracy;

Resolves to:

- (i) urge the Independent National Electoral Commission (INEC) to adopt all necessary measures to ensure that all eligible voters are registered and issued with Permanent Voter's Cards (PVCs) without further delay; and
- (ii) mandate the Committee on Electoral and Political Party Matters to ensure compliance (*Hon. Ayeola Abayomi Abdul-Kabir — Ibeju-Lekki Federal Constituency*).

Debate.

Amendment Proposed:

Insert a new Prayer (iii) as follows:

"that the Committee on Electoral Matters should provide a detailed report on the status of the voters registration, issues on transfer of registered voter cards and those whose cards remain uncollected that were not collected from the last registration exercise" (Hon. Beni Lar — Langtang North/Langtang South Federal Constituency)

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that in its preparation towards the 2019 General Elections, the Independent National Electoral Commission (INEC) is carrying out Continuous Voters Registration all over the country to enable eligible Voters register and collect Permanent Voter's Cards (PVCs);

Aware that many Nigerians who have attained the age of 18 years or more have presented themselves at various registration centres of the Independent National Electoral Commission (INEC) in different parts of the country but have neither been registered nor issued with the Permanent Voter's Cards (PVCs);

Also aware that the Independent National Electoral Commission (INEC) has not been able to effect the transfer of many persons from the places where they were originally registered and given Voter's Cards to their current places of residence despite their having the necessary requirements;

Concerned that if the Independent National Electoral Commission (INEC) does not intensify its efforts and correct all the inadequacies and lapses in the on-going Continuous Registration of Voters, many Nigerians would be disenfranchised during the 2019 General Elections;

Convinced that one of the ways of making the 2019 General Elections credible is by allowing eligible voters to register and vote in the elections, thereby enhancing the stability and growth of Nigeria's democracy;

Resolved to:

- (i) urge the Independent National Electoral Commission (INEC) to adopt all necessary measures to ensure that all eligible voters are registered and issued with Permanent Voter's Cards (PVCs) without further delay; and
- (ii) mandate the Committee on Electoral and Political Party Matters to ensure compliance; and

- (iii) also mandate the Committee on Electoral Matters to provide a detailed report on the status of the voters registration, issues on transfer of registered voter cards and those whose cards remain uncollected that were not collected from the last registration exercise (HR. 99/03/2018).

12. **Consideration of Report**

Committee on Industry:

A Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria, a body charged with Responsibility to Regulate the Practice and Profession of Training and Development; and for Related Matters (HB. 401):

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria, a body charged with Responsibility to Regulate the Practice and Profession of Training and Development; and for Related Matters (HB. 401) and approve the recommendations therein" (Hon. Abubakar Husaini Moriki — Shinkafi/Zurmi Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF TRAINING AND DEVELOPMENT OF NIGERIA (A BODY CHARGED WITH RESPONSIBILITY TO REGULATE THE PRACTICE AND PROFESSION OF TRAINING AND DEVELOPMENT); AND FOR RELATED MATTERS (HB. 401)

PART I — ESTABLISHMENT OF THE CHARTERED INSTITUTE OF TRAINING AND DEVELOPMENT OF NIGERIA

Committee Recommendation:

Clause 1: Chartered Institute of Training and Development of Nigeria, functions and Membership.

- (1) There is hereby established a body to be known as the Chartered Institute of Training and Development of Nigeria (in this Bill referred to as the "Institute") which:
 - (a) shall be a body corporate with:
 - (i) perpetual succession, and
 - (ii) a common seal;
 - (b) may sue and be sued in its corporate name; and
 - (c) may subject to the Land Use Act, acquire, hold and dispose of any property, movable or immovable which shall be kept in such custody as the Council may direct.
- (2) The Institute shall have the general duties of:

- (a) determining the standard of knowledge and skill to be attained by persons seeking to become training and development practitioners and raising the standards from time to time as circumstances may dictate;
 - (b) securing, in accordance with the provisions of this Bill, the establishment and maintenance of a register of members of the Institute and publish from time to time the list of those persons or organizations;
 - (c) conducting, encouraging and sponsoring research in the field of training and development and publish the outcome of such research findings;
 - (d) organizing, conducting and regulating the standard of education of the Chartered Institute of Training and Development of Nigeria; and
 - (e) performing, through the Council established under this Bill, the functions conferred on it by this Bill
- (3) Subject to the provisions of this Bill, members or organizations admitted to the Institute shall be enrolled in the following categories:
 - (a) Individual Members:
 - (i) Fellows,
 - (ii) Members,
 - (iii) Associates,
 - (iv) Graduate Members,
 - (v) Students; or
 - (b) Corporate Members.
- (4) A person accorded by the Council under this Bill status as a training and development practitioner shall be entitled to the use of appropriate de-signatory letter as approved by the Council from time to time.
- (5) A person registered under this Bill shall be enrolled or upgraded as:
 - (a) fellow FCITD if:
 - (i) at the commencement of this Bill he was a Fellow of the Nigerian Institute of Training and Development, or
 - (ii) he possesses and have completed requisite courses as prescribed by the Governing Council and has spent, at least 10 years in the grade of a Member;
 - (b) a Member, MCITD if:
 - (i) ~~At the commencement of this Bill, he was a member of the~~ former Institute, or

- (ii) he is adjudged by the Council to possess an adequate knowledge of training and development and has spent at least 5 years in the grade of an Associate,
 - (iii) have completed prescribed courses as prescribed by the Governing Council and have spent at least five years as an Associate Member;
- (c) an Associate, ACITD if:
 - (i) at the commencement of this Bill, he was an Associate of the former Institute, or
 - (ii) he possesses qualifications which, in the view of Council, are adequate, or shall have completed a course of training approved by the Council under this Bill and shall be actively engaged in training and development,
 - (iii) have completed prescribed courses as prescribed by the Governing Council and have spent at least five years as a graduate;
- (d) a Graduate Member if:
 - (i) at the commencement of this Bill, he was a Graduate Member of the former Institute, or
 - (ii) he possesses a University degree or any other qualification acceptable to the Council and satisfies the requirements for election to the grade of a Graduate Member stipulated in the rules made under this Bill;
- (e) a Student if:
 - (i) at the commencement of this Bill, he was a Student of the former Institute, or
 - (ii) a PGD student of any recognized Institution of higher learning by the Council and who is undertaking relevant courses which the Council considers on persons completing it, sufficient knowledge and skill for admission to the Institute, or
 - (iii) he possesses acceptable qualifications to the Council and is engaged in courses of study run by the Institute which are designed to confer on persons completing it, sufficient knowledge and skill for admission to the Institute.
- (6) A corporate body incorporated or registered in Nigeria shall be enrolled as Corporate Member if its main object is training and development and has in its fulltime staff at least one financial member of the Institute in the grade of an Associate, Member or Fellow.
- (7) Subject to the provisions of this Bill, organisations admitted to the Institute as corporate members shall be enrolled in the following categories:

- Category A — Gold (Multinationals and Blue Chips Organisations)
- Category B — Silver (Tertiary Institutions, Parastatal, Agencies)
- Category C — Bronze (Consultancy firms, Small and medium outfits, etc.)
(Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency).

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

PART II — ELECTION OF PRESIDENT, VICE PRESIDENTS AND
NATIONAL TREASURER OF THE INSTITUTE

Committee Recommendation:

Clause 2: Election of President, Vice President and National Treasurer of the Institute.

- (1) There shall be a President of the Institute who shall be a financial member in the grade of Fellow of the Institute.
- (2) There shall be:
 - (a) a First Vice President and Second Vice President of the Institute who shall be financial members in the grade of Fellow of the Institute;
 - (b) a National Treasurer of the Institute who shall be a financial member of not less than the grade of Member of the Institute.
- (3) The President, First and Second vice-Presidents and National Treasurer of the Institute:
 - (a) shall be elected at the Annual General Meetings of the Institute;
 - (b) shall hold office for a term of two years only;
 - (c) anyone contesting for any of president or vice-President's office shall not hold less than a grade of fellow and serve two committees of council as chairman for a minimum of 3 consecutive years.
- (4) The President shall be the Chairman at the meetings of the Institute but in the event of death, incapability or for any reason, the First Vice-President, or in his absence, the second Vice-President shall act in his place for the unexpired portion of the term of office or as the case may require, and references in this Bill to the President shall be construed accordingly.
- (5) If the President, the First Vice-President, the Second Vice-President, or National Treasurer ceases to be a member of the Institute, he shall cease to hold the offices designated under this section (Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency).

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

PART III — MEMBERSHIP OF THE GOVERNING COUNCIL OF THE INSTITUTE

*Committee Recommendation:***Clause 3: Governing Council.**

- (1) There shall be a governing Council of the Institute (in this Bill referred as the 'Council') charged with the responsibility of setting out policy guidelines, control, targets and appraisal for the Institute.
- (2) The Council shall consist of the following members, being financial members in the grades of Associate, Member or Fellow of the Institute, nominated or elected as follows:
 - (a) elected members consisting of:
 - (i) President of the Institute who shall be the Chairman
 - (ii) First Vice President of the Institute,
 - (iii) Second Vice President of the Institute,
 - (iv) National Treasurer, and
 - (v) 6 other persons elected at the Annual General Meeting of the Institute;
 - (b) non-elected members consisting of:
 - (i) Registrar and Chief Executive who shall be the Secretary to the Council,
 - (ii) 1 immediate past president,
 - (iii) the Chairman, Board of Fellows,
 - (iv) 6 State Chapter Chairmen on zonal rotation and 3 representatives of Chapter members who must be active and supportive of the institute; and
 - (v) the institute's standing committee chairmen as provided for in schedule 1.
 - (c) co-opted members consisting of:
 - (i) representative of relevant ministries: Federal Ministry of Education, Federal ministry of Labour, National Planning Commission and Industrial Training Fund (ITF).
- (3) The provisions of the first Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and other matters therein mentioned (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:**Clause 4: Appointment of Board of fellow.**

- (1) There shall be appointed by the Council, a Board of Fellows who shall play advisory role to the Council.
- (2) The Board of Fellows shall consist of persons who have been duly elected as Fellows of the Institute (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

PART IV — FINANCIAL PROVISIONS**Committee Recommendation:****Clause 5: Management of the Institute's Fund.**

- (1) The Council shall establish and maintain a fund, the management and control of which shall be in the hands of the Council and into which shall be paid
 - (a) all monies received by the Council in pursuance of the Act including all monies held by the previous Institute on its ceasing to exist as provided in section 19 of this Bill such as subscription fees, levies, grants, investment, etc.; and
 - (b) such monies as may be provided by donors, benefactors or other external sources.
- (2) There shall be paid out of the Fund of the Institute:
 - (a) all reasonable expenditure incurred by the Council in the discharge of its functions under this Bill; and
 - (b) the remuneration and allowances of the Registrar and other staff of the Institute.
- (3) The Council may invest its fund in any security such as treasury Acts, shares or any other security in Nigeria approved by the Council.
- (4) The Council may from time to time, borrow money for the purposes of the Institute and any interest payable on monies so borrowed shall be paid out of the Fund.
- (5) The Council shall keep proper accounts on behalf of the Institute in respect of each financial year and proper records in relation to those accounts and the Council shall cause the accounts to be audited by an Auditor appointed by the Council.
- (6) The Auditor appointed for the purpose of this section shall not be a member of the Council (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

PART V — THE REGISTER AND CHIEF EXECUTIVE

*Committee Recommendation:***Clause 6: Appointment and duties of the Registrar and preparation of the Register.**

- (1) The Council shall appoint a fit person to be the Registrar for the purposes of this Bill and such other persons as the Institute may, from time to time, deem necessary.
- (2) The Registrar shall be the Secretary to the Council and Chief Executive of the Institute.
- (3) The Registrar shall prepare and maintain, in accordance with the rules made by the Council, a register of the names, addresses approved qualifications and other relevant particulars, as may be specified in the rules, of all persons who are entitled to be enrolled as Fellows, Members, Associates, Graduate Members, and Students or registered as training and development Practitioners and who apply to be so registered and of all corporate bodies registered in accordance with this Bill.
- (4) The Register shall consist of six parts, namely:
 - (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 Graduate Members;
 - (f) the sixth part shall be in respect of Students; and
 - (g) the seventh part shall be in respect of Corporate Members.
- (5) Subject to the following provisions of this section, the Council may make rules with respect to the form and keeping of the register and the making of the entries therein, and in particular:
 - (a) the making of applications for enrolment;
 - (b) providing for notification to the Registrar, by the person to whom the registered particulars relate, of any change in those particulars;
 - (c) authorizing a registered person to have any qualification which is in relation to the relevant division of the profession either an approved qualification or any accepted qualification for the purposes of this Bill, registered in relation to his name in addition to or, as he may elect in substitution for any other qualifications so registered;
 - (d) specifying the fees including subscription to be paid to the Institute in respect of the entry of names on the register and authorizing the Registrar to refuse to enter a name on the register until the fee specified for the entry has been paid;

- (e) in each year after that in which the register is first published under paragraph (b) of this subsection, cause to be printed, published and put on sale either a corrected edition of the register or a list of alterations made to the register since it was last printed; and
 - (f) cause a print of each edition other register and of each list of corrections to be deposited at the principal offices of the Institute, and the Council shall keep the register and lists so deposited and make them available at all reasonable times for inspection by members of the Institute and the general public.
- (2) A document purporting to be a print of an edition of the register published under this section by authority of the Registrar or document purporting to be prints of an edition of the register so published and of a list of corrections to that edition so published, shall (without prejudice to any other mode of proof) be admissible in any proceeding as evidence that any person specified in the document, or the documents read together, as being registered at the date of the edition or of the list of corrections, as the case may be, and that any person not so specified was not so registered.
- (3) Where in accordance with subsection (2) of this section a person is, in any proceeding, shown to have been, or not to have been registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be, or not to be registered (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

PART VI — REGISTRATION

Committee Recommendation:

Clause 7: Registration of Training and Development Practitioners.

- (1) Subject to section 12 of this Bill and to rules made under sections 6 (5) and 15 of this Bill, a person shall be entitled to be enrolled or registered as a training and development practitioner if he:
 - (a) possesses the relevant qualifications as may be approved from time to time by the Council and completes the practical training prescribed by the Institute under this Bill; or
 - (b) qualifies for enrolment as member in any of the categories specified under section 1 (3) (a) of this Bill.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:
 - (a) is of good character;
 - (b) has attained the age of 18 years; and
 - (c) has not been convicted in Nigeria or elsewhere of an offence involving fraud or dishonesty.
- (3) The Council shall, from time to time, publish particulars or qualifications for the time being accepted by the Council for registration.

- (4) The Council may in its sole discretion personally accept a qualification produced in respect of an application for registration under this section or direct that the application be renewed within such period as may be specified in the directory.
- (5) Any entry directed to be made in the register under subsection (4) of this section shall show that registration is provisional and no entry so made shall be converted to full registration without the consent of the Council signified in writing in that behalf (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 8: Approval of qualification, etc.

- (1) The Council may approve any institution for the purposes of this Bill and may, for those purposes, approve:
 - (a) any course of training at an approved institution which is intended for persons who are seeking to become or are already training and development practitioners and which the Council considers is designed to confer on persons completing it sufficient knowledge and skill for admission to the Institute;
 - (b) any qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating, in the opinion of the members of the Council, that the candidates have sufficient knowledge and skill to practise the profession.
- (2) The Council may, if it deems fit, withdraw any approval given under this section in respect of an course, qualification or institution, but before withdrawing such an approval the Council shall:
 - (a) given notice that it proposes to withdraw such approval to each person in Nigeria appearing to the Council to be a person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each person an opportunity of making to the Council representations with regard to the proposal; and
 - (c) take into consideration any representation made in respect of the proposal in pursuance of the last foregoing paragraph (b) of this subsection.
- (3) With regards to any period during which the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section but the withdrawal of such approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or eligible for registration immediately before approval was withdrawn.

- (4) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in that instrument; and the Council shall:
- (a) publish, as soon as possible, a copy of every such instrument in the print media; and
 - (b) not later than seven days before its publication, send a copy of the instrument to the Minister of Education (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 9: Supervision, Instruction and Examinations leading to approved qualification.

- (1) The members of the Council shall keep themselves informed of the nature of:
- (a) the instruction given at approved institutions to persons attending approved courses of training; and
 - (b) the examinations as a result of which approved qualifications are granted, and, for the purposes of performing that duty the Council may appoint, either from among its own members or otherwise, persons to visit
- (2) On receiving a report made in pursuance of this section, the Council may, if it deems fit, and shall, if so required by the Institute, send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates requesting that person to make observations on the report to the Council within such period as may be specified in the request, not being less than one month beginning from the date of the request (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

PART VII — PROFESSIONAL DISCIPLINE

Committee Recommendation:

Clause 10: Establishment of Disciplinary Committee and Investigating Panel.

- (1) There shall be a body to be known as the Training and Development Practitioners Disciplinary Committee (in this Bill referred to as "the Disciplinary Committee") which shall be charged with the duty of considering & determining any case referred to it by the Panel established by the following provisions of this section, and any other case of which the Disciplinary Committee has cognizance under the provisions of this Bill.
- (2) The disciplinary Committee shall consist of the Chairman who shall be a fellow or a past president and six other members appointed by the Council.
- (3) There shall be a body, to be known as the Training and Development Practitioners Investigating Panel (in this Bill referred to as "the Panel"), which shall be charged with the duty of:

- (a) conducting a preliminary investigation into any case where it is alleged that a member has misbehaved in his capacity as a training and development practitioner or should, for any reason, be the subject of proceedings before the Disciplinary Committee; and
 - (b) deciding whether the case shall be referred to the Disciplinary Committee.
- (4) The Panel shall be appointed by the Council and shall consist of two members of the Council and three registered members who are not members of the Council.
- (5) The provisions of the Third Schedule to this Bill shall, so far as applicable to the Disciplinary Committee and Panel respectively, have effect with respect to those bodies.
- (6) The Council may make rules not inconsistent with this Bill as to acts which constitute professional misconduct (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 11: Penalty for unprofessional conduct.

- (1) Where:
 - (a) a member is adjudged by the Disciplinary Committee to be guilty of infamous conduct in any professional respect;
 - (b) a member is convicted, by any court in Nigeria or elsewhere having power to award imprisonment for an offence (whether or not he is punished with imprisonment) which in the opinion of the Disciplinary Committee is incompatible with the status of a training and development practitioner; or
 - (c) the Disciplinary Committee is satisfied that the name of any person has been fraudulently registered, the Disciplinary Committee may, if it deems fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Disciplinary Committee may, if it deems fit, defer or further defer its decision as to the giving of a direction under the foregoing subsection until a subsequent meeting of the Disciplinary Committee but:
 - (a) a decision shall not be deferred under this subsection for periods exceeding two years in the aggregate; and
 - (b) so far as possible, a person shall not be a member of the Disciplinary Committee for the purposes of reaching a decision which has been deferred or further deferred unless he was present as a member of the Disciplinary Committee when the decision was deferred.

- (3) For the purpose of subsection (1) (b) 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 Disciplinary Committee gives a direction under the provision of this Bill, the Disciplinary Committee shall cause notice of the direction to be served on the person to whom it relates.
- (5) The person to whom such a direction relates may, at any time within 28 days from the date of service on him of notice of the direction makes a representation to the Court with appropriate jurisdiction, and the Disciplinary Committee may appear as respondent to the appeal and, for the purposes of enabling directions to be given as to costs, the Disciplinary Committee, shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.
- (6) A direction of the Disciplinary Committee under subsection (1) of this section shall take effect only:
 - (a) where no appeal under this section is brought against the direction within the time limit for such an appeal, on the expiration of the time;
 - (b) where such an appeal is brought and is withdrawn or struck out for want of prosecution or
 - (c) where such an appeal is brought and is not withdrawn or struck out if and when the appeal is dismissed and shall not take effect except in accordance with the provisions of this subsection,
- (7) A person whose name is removed from the register in pursuance of a direction of the Disciplinary Committee under this section shall not be entitled to be registered again except in pursuance of a direction in that behalf given by the Disciplinary Committee on the application of that person and a direction under this section for the removal of a person's name from the register may prohibit an application under this subsection by that person until the expiration of such period from the date of the direction (and where he has duly made such an application; from the date of his last application) as may be specified in the direction (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

PART VIII — MISCELLANEOUS AND GENERAL PROVISIONS

Clause 12: Application of the Act.

At the commencement of this Bill, any person who is not a member of the former Institute, but under this Bill, would have been qualified to apply and obtained membership of the profession may, within the period of three months from the commencement of this Bill, apply for membership of the Institute in such manner as may be prescribed by the rules made by the Council and, if approved, he shall be enrolled or registered, as the case may be, according to his qualifications.

Committee Recommendation:

Leave out Clause 12 (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

Agreed to.

Committee Recommendation:

Clause 13: When person is deemed to be a practitioner in training and development.

A person shall be deemed to be training and development practitioner if, in consideration of remuneration received or to be received and whether by himself or in partnership with any other person:

- (a) he engages in the practice of training and development or holds himself out to the public as a training and development practitioner;
- (b) he renders professional service or assistance in or about matters of principle or detail relating to training and development ;or
- (c) he renders any other service which may, by regulations made by the Council, be designated as service consulting practice as a training and development practitioner (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 14: Rules to Practicing Fee.

- (1) The Council may make rules for:
 - (a) the training of suitable persons in training and development;
 - (b) the registration and licensing of persons to be employed in training and development positions;
 - (c) fees to be paid by training and development practitioners; and
 - (d) restrictions on the right to practice when all prescribed conditions have not been met.
- (2) The Council may also make rules prescribing the amount and due date for payment of the annual subscription fee and for such other purposes, different amounts may be prescribed by the rules according to membership grades of Fellow, Member, Associate, Graduate, Student or Cooperate.
- (3) Rules when made shall, if the Chairman of the Council so directs, be published in the print media (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 15: Honorary membership.

The Council shall be free to confer Honorary Membership or Merit Honorary membership, award of the Institute on persons or bodies considered worthy of such honour on terms and conditions prescribed by the Council (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 16: Provisions of Library Facilities.

The Institute shall:

- (a) provide and maintain a library comprising books and publications for the advancement of knowledge of training and development and such other books and publications as the Council may deem necessary for the purpose; and
- (b) encourage research into training and development methods and allied subjects to the extent that the Council may from time to time consider necessary (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 17: Regulations and Rules.

- (1) Any regulation made for the purposes of this Bill shall be published in the print media as soon as possible after it is made.
- (2) Rules made for the purposes of this Bill shall be subject to confirmation by the Institute at its next Annual General Meeting or at any special meeting of the Institute convened for that purpose and, if annulled, shall cease to have effect on the day after the date of annulment but without prejudice to anything done in pursuance or intended pursuance of any such rule (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 18: Transfer to Institute of Certain Property.

- (1) On the commencement of this Bill:
 - (a) all property held immediately before that day by or on behalf of the former Institute shall, by virtue of this subsection and without further assurance, vest in the Institute and be held by it for its purposes and the former Institute shall cease to exist; and
 - (b) subject to subsection (2) of this section any act, matter or thing made or done by the former Institute shall cease to have effect.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to, and to matters arising from, the transfer by this section to the Institute of the property of the former Institute, and with respect to the other matters mentioned in that Schedule (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 19: Offences.

- (1) If a person for the purpose of procuring the registration of any name, qualification or other matter:

- (a) makes a statement which he believes to be false in a material particular; or
 - (b) recklessly makes a statement which is false in material particular, he commits an offence.
- (2) If, on or after the commencement of this Bill, a person not a member of the Institute practices as a registered member of the profession of training and development for or in expectation of reward or takes or uses any name, title, addition or description implying that he is in practice as a registered member of the profession of training and development, commits an offence provided that, in the case of a person falling within section 13 of this Bill:
 - (a) this subsection shall not apply in respect of anything done by him during the period of three months mentioned in that section; and
 - (b) if within that period he duly applies for membership of the Institute, then, unless within that period he is notified that his application has not been approved, this subsection shall not apply in respect of anything done by him between the end of that period and the date on which he is enrolled or registered or is notified.
- (3) If, on or after the commencement of this Bill, a registered member of the profession holds himself out as a training and development practitioner or takes or uses any name, title, addition or description implying that he is a member of that profession of a grade other than that which he is enrolled or registered under this Bill, he commits an offence.
- (4) If the Registrar or any other person employed by or on behalf of the Institute willfully makes any falsification in any matter relating to the register, he commits an offence.
- (5) A person guilty of an offence under this section shall be liable:
 - (a) on summary conviction to a fine not exceeding ₦50,000; or
 - (b) on conviction or indictment to a fine not exceeding ₦100,000 or imprisonment for a term not exceeding two years or both.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of any director, manager, secretary or other similar officers of the body corporate or any person purporting to act in any such capacity, he as well as the body corporate, shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Committee Recommendation:

Clause 20: Interpretation.

In this Bill:

"Board" means the Board of Fellows, appointed under section 4 of this Bill (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"Council" means the Council established as the governing body of the Institute under section 3 (1) of this Bill (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"Disciplinary Committee" has the meaning assigned to it by section 11(1) of this Bill (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"enrolled" in relation to a Fellow, a Member, an Associate, a Graduate Member, a Student or a Corporate Member means a registered member in the part of the register relating to Fellow, Member, Associate, Graduate member, Student or Corporate Member, as the case may be (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"fee" include annual subscriptions (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"Institute" means the Chartered Institute of Training and Development of Nigeria established under section 1 (1) of this Bill (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"member" means a member of the Institute (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"President", "First Vice President" and "Second Vice President" mean respectively the office holders under those names in the Institute (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

"Register" means the register maintained in pursuance of section 6 (3) of this Bill (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

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

Committee Recommendation:

Clause 21: Citation.

This Bill may be cited as Chattered Institute of Training and Development of Nigeria (Established) Bill, 2018 (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

SCHEDULES

FIRST SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualification and Tenure of Council Members

1. (1) Subject to the provisions of this paragraph, every elected member of the council shall hold office for a term of two years only.
- (2) A member of the Institute who ceases to be a member shall, if he is also a member of the Council, cease to hold office on the Council.
- (3) An elected member may, by notice in writing under his hand addressed to the President, resign his office and any appointed member may, likewise resign his office.
- (5) Members of the Council shall, at its meeting next before the annual general meeting of the Institute arrange for five members of the 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 the rules made by the Council and until so prescribed they shall be decided by secret ballot.
- (7) If for any reason there is a vacation of office by a member and such member was elected, the Council may, if the time between the unexpired portion of the term of office and the next general meeting of the Institute appears to warrant the filling of the vacancy, co-opt a fit person for such time.

Power of Council

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

Proceedings of Council

3. (1) Subject to the provisions of this Bill, the Council may, in the name of the Institute, make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill, may set up committees in the general interest of the Institute.
- (2) Standing orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, the President or the Chairman, as the case may be, shall have a second or casting vote.

- (3) Standing orders made for a committee shall provide that the committee is to report back to the Council on any matter not within its competence to decide.
- (4) The quorum of the council shall not be less than one third of the total number of council members and the quorum of a committee of the Council shall be fixed by the Council.

Meetings of the Institute

- 4.
 - (1) The Council shall convene the annual general meeting of the Institute every year on such day as the Council may from time to time, appoint so that if the meeting is not held within one year after the previous annual general meeting, not more than 15 months shall elapse between the respective dates of the two meetings.
 - (2) A special meeting of the Institute may be convened by the Council at any time and if not less than 20 members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the objects of the proposed meeting, the Chairman of the Council shall convene a special meeting of the Institute.
 - (3) The quorum of any general meeting of the Institute shall be 30 financial members and that of any special meeting of the Institute shall be 20 financial members of the Council.
- 5.
 - (1) Subject to the provisions of any standing order of the Council, the Council shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice in writing given to him by not less than four other members, he shall summon a meeting of the Council to be held within 14 days from the date on which the notice is given.
 - (2) At any meeting of the Council, the President or in his absence the First-Vice President shall preside and if absent, the Second Vice-President presides but if all are absent, the members present at the meeting shall appoint one of them to preside at that meeting.
 - (3) Where the Council desires to obtain advice from any person on a particular matter, the Council may co-opt that person as a member for such period as the Council may deem 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 the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the Chairman of the Council who may give such directions as he thinks fit as to the procedure which shall be followed at the meeting.

Committees of Council

- 6.
 - (1) The Council may appoint one or more committees to carry out on behalf of the Institute or of the Council such functions as the council may determine.
 - (2) A committee appointed under this paragraph shall consist of the number of persons determined by the Council and one member of the Committee shall hold office of the chairman of the committee in accordance with the terms of the instrument by which he is appointed, and shall as consequence serve as council member.
 - (3) A decision of a committee of the council shall be of no effect until it is confirmed/approved by the council.

Miscellaneous

7. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President or another member of the Council authorized generally or specially by the Institute to act for that purpose.
- (3) Any document purporting to be duly executed under the seal of the Institute shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
8. The validity of any proceeding of the Institute or the Council or of a committee of the Council shall not be affected by any vacancy in the membership or by any defect in the appointment of a member of the Institute or the Council or of a person serving on the committee or by reason that a person not entitled to do so took part in the proceedings.
9. A member of the Institute or the Council, and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council on behalf of the Institute, or on behalf of the Council or a committee, shall forthwith disclose his interest to the President or to the Council, as the case may be, and shall not vote on any question relating to the contract or arrangement (*Hon. Husaini Abubakar Mo'iki — Shinkafi/Zurmi Federal Constituency*).

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

*SECOND SCHEDULE**TRANSITIONAL PROVISIONS AS TO PROPERTY, ETC.**Transfer of Institute*

1. (1) Every agreement to which the former Institute was a party immediately before the commencement of this Bill, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations there-under could be assigned by the former Institute, shall, unless its term or subject matter is impossible that it should have effect as modified in the manner provided by this subparagraph shall have effect from the commencement of this Bill, as if—
 - (a) the Institute had been a party to the agreement;
 - (b) for any reference (however worded and whether express or implied) to the former Institute there were substituted, as respect anything failing to be done on or after the commencement of this Bill, a reference to the Institute and;
 - (c) for any reference (however worded and whether express or implied) to a member or an officer of the Council of the former Institute or the former Institute there were substituted as respects anything failing to be done on or after the commencement of this Bill, a reference to a member or members of the Council under this Bill or the officer of the former Institute who corresponds as nearly as may be to be member or officer in question of the Institute.
- (2) Other documents which refer, whether specially or generally, to the former Institute shall be construed in accordance with subparagraph (1) of this paragraph so far as applicable.

- (3) Without prejudice to the generality of the provisions of this Schedule, where, by the operation of any of them or for section 19 of this Bill, any right, liability or obligation vested in the Institute, the Institute and all other persons shall, as from the commencement of this Bill, have the same rights, powers and remedies (and in particular, the same rights as to the taking or resisting of legal proceedings or applications to any authority) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the Institute.
- (4) Any legal proceeding or application to any authority pending at the commencement of this Bill by or against the former Institute and relating to property transferred by this Bill to the Institute may be continued on or after that day by or against the Institute.
- (5) If the law in force at the place when any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise) the law shall, so far as it provides for alterations of a register (but not for avoidance of transfer, the payment of fees or any other matter) apply with the necessary modifications to the persons determined by 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 (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

THIRD SCHEDULE

SUPPLEMENTARY PROVISION RELATING TO DISCIPLINARY COMMITTEE AND INVESTIGATING PANEL

1. The quorum of the Disciplinary Committee shall be seven members, four of whom must be members of the council, and three registered members of the institute with legal background or chartered Administrator
2. The Council shall make rules as to the selection of members of the Disciplinary Committee for the purposes of any proceeding and as to the procedure to be followed and the rules of evidence to be observed in the proceedings before the Disciplinary Committee.
4. For the purpose of advising the Disciplinary Committee on question of law arising in the proceedings before it, there shall, in all such proceedings, be an assessor to the Disciplinary Committee who shall be appointed by the Council and shall be a legal practitioner of not less than seven years standing.

The Panel

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

Miscellaneous

7. (1) A person ceasing to be a member of the Disciplinary Committee or the Panel shall be eligible for reappointment as a member of that body.
- (2) A person may, if eligible, be a member of both the Disciplinary Committee and the Panel.
8. The Disciplinary Committee or the Panel may act, notwithstanding any vacancy in the membership and proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body.
9. Any document authorized or required by virtue of this Bill to be served on the Disciplinary Committee or the Panel shall be served on the Registrar appointed under section 6 of this Bill.
10. Any expenses of the Disciplinary Committee or the Panel shall be defrayed by the Institute (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

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

Explanatory Memorandum:

This Bill seeks to establish the Chartered Institute of Training and Development of Nigeria charged with the responsibility to regulate the Practice of training and development in Nigeria.

This Bill also seek to provide penalties for violation of any of its provisions (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria (a Body Charged with Responsibility to Regulate the Practice and Profession of Training and Development); and for Related Matters (HB. 401) (*Hon. Husaini Abubakar Moriki — Shinkafi/Zurmi Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria, a body charged with Responsibility to Regulate the Practice and Profession of Training and Development; and for Related Matters (HB. 401) and approved Clauses 1 - 11, rejected Clause 12, approved Clauses 13 - 21, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

13. Adjournment

That the House do adjourn till Wednesday, 14 March, 2018 at 11.00 a.m. (Hon. Femi Gbajabiamila — House Leader).

The House adjourned accordingly at 2.32 p.m.

Yakubu Dogara
Speaker