

NATIONAL FIRE ADMINISTRATION (ESTABLISHMENT) BILL, 2018
ARRANGEMENT OF CLAUSES

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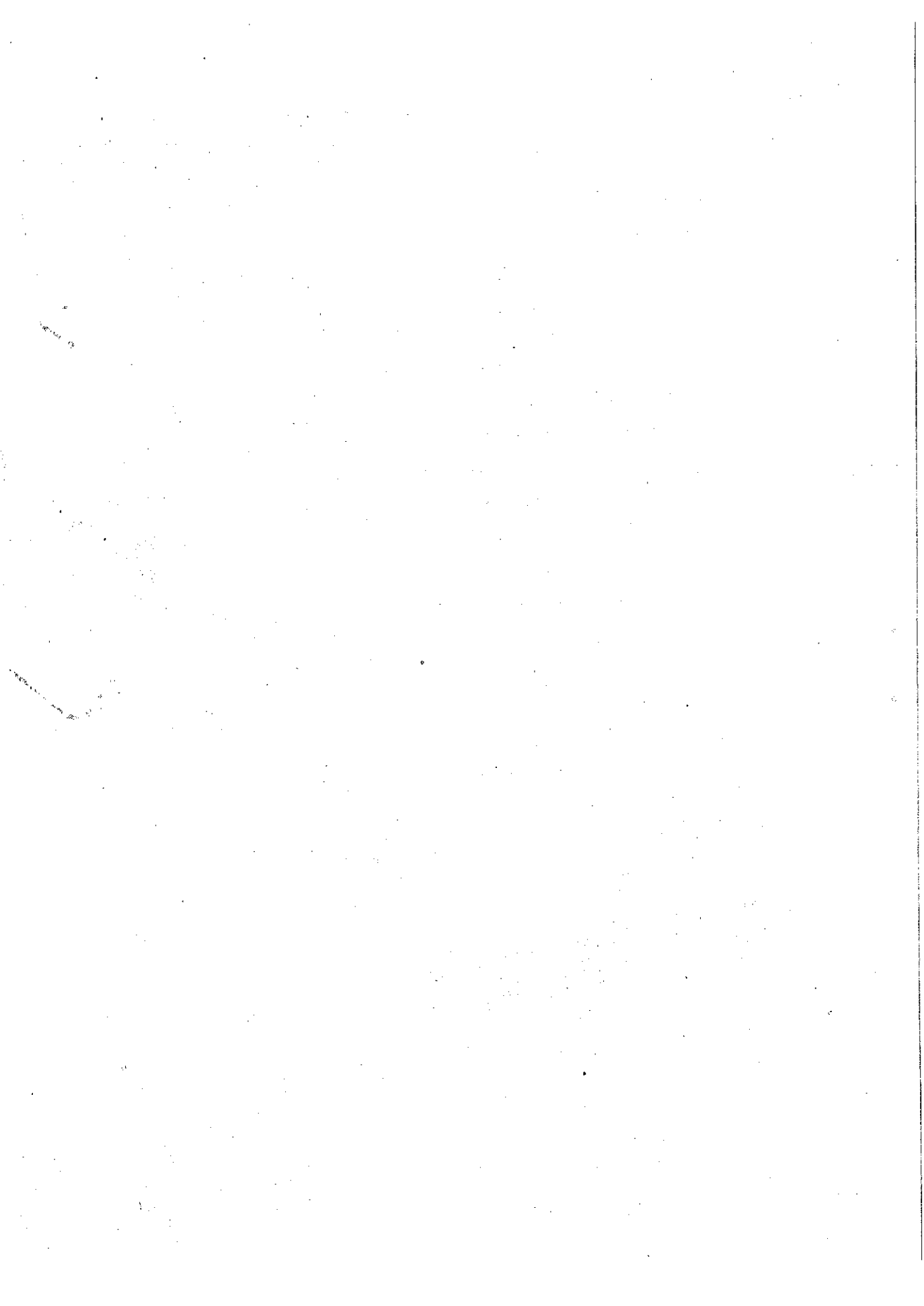
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A BILL

FOR

ACT TO PROVIDE FOR THE REPEAL OF THE FIRE SERVICE ACT CAP. F29 LFN 2004, TO ESTABLISH THE NATIONAL FIRE ADMINISTRATION AND FIRE AUTHORITY; AND FOR RELATED MATTERS

Sponsored by Hon. Adedapo Lam Adesina

[] Commencement

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

PART I - ESTABLISHMENT OF THE NATIONAL FIRE ADMINISTRATION, ETC.

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1.-(1) The Fire Service Act is repealed and accordingly the Federal Fire Service established under that Act (in this section referred to as "the dissolved Federal Fire Service") is consequentially dissolved.

Repeal of Cap. 29, LFN, 2004 and savings provisions

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(2) By virtue of this Bill, there is vested in the Fire Administration established by this Bill, immediately at the commencement of this Bill, without further assurance, all assets, funds, resources and other movable and immovable property which immediately before the commencement of this Bill were vest in the dissolved Federal Fire Service.

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13
(3) As from the date of the commencement of this Bill-

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(a) all rights, interests, obligations and liabilities of the dissolved Federal Fire Service existing before the commencement of this Bill under any contract or instrument, or in law or in equity, shall by virtue of this Bill be assigned to and vested in the Fire Administration established by this Bill;

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(b) any contract or instrument as is mentioned in paragraph (a) of this subsection shall be of the same force and effect against or in favour of the Fire Administration established by this Bill and shall be enforceable as fully and effectively as if instead of the dissolved Federal Fire Service, the Fire Administration established by this Bill had been named in the

1 instrument or had been a party to the contract; and

2 (c) the Fire Administration established by this Bill shall be subject to
3 all the obligations and liabilities to which the dissolved Federal Fire Service
4 was subject immediately before the commencement of this Bill and all other
5 persons shall have the same rights, powers and remedies against the Fire
6 Administration as they had against the dissolved Federal Fire Service
7 immediately before the commencement of this Bill.

8 (4) Any proceedings or cause of action pending or existing
9 immediately before the commencement of this Bill by or against the dissolved
10 Federal Fire Service in respect of any right, interest, obligation or liability of
11 the dissolved Federal Fire Service may be commenced or continued, as the case
12 may be, and any determination of any court of law, tribunal or authority or
13 person may be enforced by or against Fire Administration to the same extent
14 that the proceedings, cause of action or determination might have been
15 continued, commenced or enforced by or against the dissolved Federal Fire
16 Service as if this Bill had not been made.

17 (5) Notwithstanding the provisions of this Bill but subject to such
18 directions as may be issued by the Fire Administration established by this Bill,
19 a person who immediately before the commencement of this Bill held office in
20 the dissolved Federal Fire Service shall be deemed to have been transferred to
21 the Fire Administration established by this Bill on terms and conditions not less
22 favourable than those obtaining immediately before the commencement of this
23 Bill, and service in the dissolved Federal Fire Service shall be deemed to be
24 service in the Fire Administration established by this Bill for purposes of
25 pension.

26 (6) The President, if he thinks fit, may, within twelve months after the
27 commencement of this Bill, by order published in the Gazette, make additional
28 transitional or savings provisions for the better carrying out of the objectives of
29 this section.

1 2.-(1) There is established a body to be known as the National Fire
2 Administration (in this Bill referred to as the "Fire Administration").

Establishment
of the National
Fire Administration

3 (2) The Fire Administration shall be a body corporate with
4 perpetual succession and a common seal and may sue and be sued in its
5 corporate name.

6 3. The Fire Administration shall have its headquarter established
7 in Abuja and provide policy direction and support to fire authorities through-

Headquarter
and departments
of the Fire
Administration

8 (a) the Policy and Fire Inspectorate;

9 (b) the Administration and Finance Directorate; and

10 (c) the Regulatory Directorate.

11 4. The Fire Administration shall consist of the Comptroller
12 General and such other officers and firemen of such ranks as may, from time
13 to time, be appointed by the Fire Board on the recommendation of the Fire
14 Administration.

Composition of
the Fire
Administration

15 5. The functions of the Fire Administration shall include to-

16 (a) provide policy direction and support for the Fire Administration
17 and fire authorities;

Functions of the
Fire Administration

18 (b) ensure the enforcement of fire safety legislations;

19 (c) establish a national statistics centre for fire and other
20 emergencies;

21 (d) ensure the adequacy of fire protection within a fire authority's
22 territorial jurisdiction;

23 (e) carry out, co-ordinate and promote research on fire and safety
24 related issues;

25 (f) determine the appropriate criteria for the qualification of the
26 Director of a fire authority and the qualifications for other intermediate staff
27 to be recruited as personnel of the Fire Administration and fire authorities;

28 (g) advise the Fire Board on any matter requiring legislative action;

29 (h) ensure the availability of suitably qualified and adequately
30 trained personnel to perform the functions of the Fire Administration and of

1 the fire authorities; and
2 (i) promote and ensure the availability of vehicles and equipment for
3 the performance of the functions of the Fire Administration and fire authorities.

4 (2) The Fire Administration shall also prescribe and monitor
5 standards for-

6 (a) the promotion of fire prevention;

7 (b) the fighting or extinguishing of fire;

8 (c) fire investigations; or

9 (d) the effective discharge of the functions of a fire authority.

10 (3) The Fire Administration, where necessary, shall perform any other
11 function connected with any of the matters above and shall, subject to the
12 approval of the Fire Board appoint as consultant a person not being a member
13 of the Fire Administration where in its opinion such an appointment shall
14 enable it to effectively perform its functions under this Bill.

Establishment
of the Fire Board

15 6. There is established for the Fire Administration a Board (in this
16 Bill referred to as "the Fire Board").

Composition
of the Fire Board

17 7.-(1) The Fire Board shall consist of-

18 (a) the Vice-President of the Federal Republic of Nigeria who shall be
19 the Chairman of the Fire Board;

20 (b) one representative each, who is not below the rank of a director,
21 from the following Federal Ministries, viz-

22 (i) Works, Power and Housing who shall be the Vice-Chairman,

23 (ii) Environment,

24 (iii) Water Resources,

25 (iv) Finance,

26 (v) Health,

27 (vi) Justice;

28 (c) one representative each of-

29 (i) the Nigeria Police,

30 (ii) the Nigerian Emergency Management Agency,

1 (iii) the Manufacturers Association of Nigeria (MAN),
 2 (iv) the Nigerian Association of Chamber of Commerce Industry,
 3 Mines and Agriculture (NACCIMA); and

4 (d) one representative from each of the six geo-political zones;

5 (c) the Comptroller General of the Fire Administration who shall
 6 appoint the Secretary and Legal Adviser of the Fire Board, subject to the
 7 approval of the Fire Board.

8 (2) The members of the Fire Board, other than the ex-officio
 9 members, shall be appointed by the President and shall be persons of proven
 10 integrity and ability.

11 (3) The supplementary provisions contained in the First Schedule
 12 to this Bill shall have effect with respect to the proceedings of the Fire Board
 13 and the other matters contained in the First Schedule to this Bill.

14 8. Subject to the provisions of section 9 of this Bill, a member of Tenure of office
 15 the Fire Board, other than ex-officio members shall, hold office-

16 (a) for a period not exceeding four years in the first instance and
 17 may be re-appointed for a further term of four years and no more; and

18 (b) on such other terms and conditions as may be specified in his
 19 letter of appointment.

20 9.-(1) Notwithstanding the provisions of section 8 of this Bill, a Cessation of membership
 21 member of the Fire Board shall cease to hold office if he-

22 (a) becomes bankrupt, suspends payment or compounds with his
 23 creditors;

24 (b) is convicted of a felony or any offence involving dishonesty or
 25 fraud;

26 (c) becomes of unsound mind, or incapable of carrying out his
 27 duties;

28 (d) is guilty of a serious misconduct in relation to his duties;

29 (e) in the case of a person possessed of professional qualifications,
 30 is disqualified or suspended, other than at his own request, from practicing

1 his profession in any part of the world by an order of a competent authority
2 made in respect of him;

3 (f) resigns his appointment by a letter addressed by him, to the
4 President; or

5 (g) is removed from office by the President of the Federal Republic of
6 Nigeria, where the President, at any time, thinks that it is not in the interest of
7 the Fire Administration or the public that the member continues in office.

8 (3) If a member of the Fire Board ceases to hold office, for any reason
9 whatsoever, before the expiration of the term for which he is appointed, another
10 person representing the same interest as that member shall be appointed to the
11 Fire Board for the unexpired term.

12 (4) The terms and conditions for the appointment or removal of a
13 member of the Fire Board shall be specified in his letter of appointment.

Allowances of
members

14 10. There shall be paid to every member of the Fire Board such
15 allowances and expenses as the Federal Government may, from time to time,
16 direct.

Functions of
the Fire Board

17 11. The Fire Board shall-

18 (a) prescribe general guidelines and formulate overall policy on
19 Issues pertaining to the Fire Administration;

20 (b) from time to time, review the general guidelines and policies;

21 (c) advice the Federal Government on matters affecting the Fire
22 Administration and fire authority;

23 (d) prepare its budget for approval by the National Assembly; and

24 (e) organize and administer the Fire Administration.

Powers of the
Fire Board

25 12.-(1) The Fire Board shall immediately after the commencement of
26 this Bill establish-

27 (a) a National Fire Academy in Abuja; and

28 (b) a fire training centre in each of the six geopolitical zones of the
29 Federation.

30 (2) Pursuant to Section 11 (e) of this Bill, the Fire Board shall-

1 (a) after consultations with the Federal Civil Service Commission,
2 employ suitable persons as personnel of the Fire Administration and other
3 persons who in the opinion of the Fire Board will enable the Fire
4 Administration to effectively execute its functions under this Bill;

5 (b) prescribe a suitable program of training and the adequate
6 remuneration for the personnel of the Fire Administration; and

7 (c) prescribe the appropriate discipline for specific offences by an
8 employee of the Fire Administration.

9 (3) The Fire Board may delegate any of its powers under this Bill to
10 the Fire Administration.

11 (4) The Fire Board shall employ suitable persons as consultants
12 whom in its opinion will enable it to effectively execute its functions under
13 this Bill.

14 (5) The Fire Board may make regulations in order to bring the
15 provisions of this Bill into force and in particular may make regulations
16 relating to

17 (a) the qualification for and procedure of appointment of persons
18 seeking to become members of the Fire Administration;

19 (b) the remuneration or the discipline of the personnel of the Fire
20 Administration; and

21 (c) the compensation or allowance paid or given to personnel of the
22 Fire Administration and the review
23 of the compensation or allowance.

24 (6) The Fire Board shall do such other things, which in the opinion
25 of the Fire Administration are necessary to ensure the efficient performance
26 of the functions of the Fire Administration.

27 13.-(1) The Fire Administration shall establish and maintain a fund
28 from which shall be defrayed all expenditure incurred by the Fire
29 Administration.

30 (2) There shall be paid to the fund established pursuant to

1 subsection (1) of this section-

2 (a) any allocation to the Fire Administration from the Federation
3 Account;

4 (b) 0.25% of the net premium received by an insurer of a building
5 pursuant to Section 65 of the Insurance Act, Cap. J23, LFN, 2004;

6 (c) such monies as may from time to time, be granted or lent to the Fire
7 Administration by the Federal Government or a State Government or a Local
8 Government Area;

9 (d) such monies as may, from time to time, be granted or received
10 from-

11 (i) the organized private sector, or

12 (ii) international or donor organizations and non-governmental
13 organizations;

14 (e) all monies raised for the purpose of the Fire Administration by way
15 of gifts, loans, grants-in-aid, testamentary disposition or otherwise; and

16 (f) proceeds from all other assets that may, from time to time, accrue
17 to the Fire Administration.

18 (3) The fund shall be managed in accordance with the rules made by
19 the President and without prejudice to the generality of the power to make rules
20 under this subsection, the rules shall in particular contain provisions-

21 (a) specifying the manner in which the assets or the fund of the Fire
22 Administration are to be held, and regulating the making of payments into and
23 out of the fund; and

24 (b) requiring the keeping of proper accounts and records for the
25 purpose of the fund in such form as may be specified in the rules.

26 **14.** The Fire Administration shall apply the proceeds of the fund
27 established pursuant to Section 13 of this Bill to-

28 (a) the cost of the administration of the Fire Administration;

29 (b) the payments of salaries, fees, remuneration, allowances,
30 pensions and gratuities payable to the members of the Fire Board and of the

Expenditure of
the Fire
Administration

1 Fire Administration;

2 (c) the payment for all contracts, including mobilisation,
3 fluctuations, variations, legal fees and cost on contract administration;

4 (d) the payment for all purchases; and

5 (e) undertaking such other activities as are connected with all or
6 any of the functions of the Fire Administration under this Bill.

7 **15.**-(1) The Fire Administration may accept gifts of land, money, or
8 other property on such terms and conditions, if any, as may be specified by
9 the person or organization making the gift.

Gifts to the Fire
Administration

10 (2) The Fire Administration shall not accept any gift if the
11 conditions attached by the person or organization making the gift are
12 inconsistent with the functions of the Fire Administration under this Bill.

13 **16.**-(1) The Fire Administration shall have power to award
14 contracts not exceeding the sum of N30 million without the prior approval of
15 the President.

Award of
contracts

16 (2) The Fire Administration shall not award a contract exceeding
17 the said sum of N30 million without the prior approval of the President.

18 **17.**-(1) The Fire Administration may, with the consent of the
19 President, borrow on such terms as the Fire Administration may determine,
20 such sums of money as the Fire Administration may require in the exercise
21 of its functions under this Bill.

Power to borrow

22 (2) The Fire Administration shall not, without the approval of the
23 President, borrow money which exceeds, at any time, the limit set by the
24 President.

25 (3) Notwithstanding subsection (2) of this section, where the sum
26 borrowed is in foreign currency, whether or not it exceeds the limit set by the
27 President, the Fire Board shall not borrow the sum without the prior
28 approval of the President.

29 **18.**-(1) The Fire Board shall, not later than 30 September in each
30 year, submit to the President an estimate of the expenditure and income of

Annual estimates
and audit

1 the Fire Administration during the next succeeding year.

2 (2) The Fire Board shall cause to be kept proper accounts and records
3 of the Fire Administration in respect of each year and shall cause the accounts
4 to be audited not later than six months after the end of each year by auditors
5 appointed from the list and in accordance with the guidelines supplied by the
6 Auditor-General for the Federation.

Annual Report

7 19.-(1) The Fire Board shall prepare and submit to the President, not
8 later than 30 June in each year, a report in such form as the President may direct
9 on the activities of the Fire Administration during the immediately preceding
10 year, and shall include in the report a copy of the audited accounts of the Fire
11 Administration and the auditor's report on it.

12 (2) The President shall upon receipt of the report referred to in
13 subsection (1) of this section, cause a copy of the report and the audited
14 accounts of the Fire Administration and the auditor's report thereon to be
15 submitted to each House of the National Assembly.

16 PART II - ESTABLISHMENT OF A FIRE AUTHORITY

Establishment
of a fire authority

17 20. There is established in each State of the Federation a fire authority
18 (in this Bill referred to as "the fire authority").

Functions of a
fire authority

19 21. A fire authority shall-

20 (a) advise the Governor of the State on all matters pertaining to-

21 (i) the determination of a suitable standard of life and fire protection
22 of buildings for the effective prevention of fire;

23 (ii) the provision of fire fighting services;

24 (iii) the rescue of persons from fire and other dangerous situations;

25 and

26 (iv) the standard and adequacy of fire appliances, fire equipment and
27 the training and qualifications of the personnel of the fire authority.

28 (b) ensure that the fire authority is maintained to the standard to be
29 determined by the Fire Administration;

30 (c) interpret policies with regard to the prevention of fire, fire safety,

- 1 fire fighting and rescue services in its area of jurisdiction;
- 2 (d) enforce fire safety legislations;
- 3 (e) conduct and raise public awareness on fire safety and
- 4 prevention; if) fight an outbreak of fire in its territory;
- 5 (f) provide search and rescue services;
- 6 (g) investigate the cause of an outbreak of fire;
- 7 (h) provide ambulance and paramedic services in the event of a fire
- 8 outbreak or any emergency involving a threat to life;
- 9 (i) carry out fire safety licensing inspections;
- 10 (j) take all reasonable steps to provide an adequate supply of water
- 11 and for securing that it will be available for use in the event of an outbreak of
- 12 fire; and
- 13 (k) establish a fire station or fire post in its area of jurisdiction as set
- 14 out in the Second Schedule to this Bill.

15 22.-(1) A fire authority shall have a board with membership
16 comprising of elected representatives and other persons to be appointed by
17 the Governor and they shall have expertise commensurate with their role in
18 the board.

Board of a fire
authority

19 (2) The Chairman of the Board shall be appointed by the members
20 of the Board.

21 (3) The persons to be appointed by the Governor to the Board shall
22 be one person less than the elected members.

23 23.-(1) The Board of a fire authority shall-

Functions of the
Board of a fire
authority

- 24 (a) prescribe guidelines and formulate policy on issues pertaining
- 25 to the fire authority;
- 26 (b) from time to time, review the guidelines and policies;
- 27 (c) advice the Governor of the State on matters affecting the fire
- 28 authority;
- 29 (d) prepare its budget for approval by the state house of assembly;

30 and

Powers of the
Board of a fire
authority

1 (e) organize and administer the fire authority.
2 (2) The policies as prescribed by the Board of a fire authority shall not
3 be in conflict with the general policies as prescribed by the Fire Board.

4 24.-(1) The Board shall immediately after the commencement of this
5 Bill and on the advice of the Fire Administration, establish a fire training school
6 in the locality of the fire authority.

7 (2) Pursuant to Section 23 (1)(c) of this Bill, the Board shall-

8 (a) after consultations with the Fire Board, employ suitable persons as
9 personnel of the fire authority and other persons who in the opinion of the
10 Board will enable the fire authority to effectively execute its functions under
11 this Bill;

12 (b) prescribe a suitable program of training for the personnel of the
13 fire authority subject to the approval of the Fire Administration;

14 (c) prescribe the adequate remuneration for each level in the fire
15 authority; and

16 (d) subject to the approval of the Fire Board, prescribe the appropriate
17 discipline for any offence by an employee of the fire authority.

18 (3) The Board may, subject to such conditions as it deems fit, delegate
19 any of its powers under this Bill to the fire authority where it is deemed that
20 such powers will enable the fire authority to better exercise control over
21 matters affecting public fire safety or public safety in an emergency.

22 (4) The Board shall do such other things, which in the opinion of the
23 Fire Administration are necessary to ensure the efficient performance of the
24 functions of the fire authority.

Funding of a
fire authority

25 25. A fire authority shall provide and ensure that the funding of the
26 fire authority is adequate in order to maintain the efficiency and high standard
27 of fire protection by the fire authority.

Gifts to the
fire authority

28 26.-(1) A fire authority may accept gifts of land, money, or other
29 property on such terms and conditions, if any, as may be specified by the person
30 or organization making the gift.

(2) A fire authority shall not accept any gift if the conditions attached by the person or organization making the gift are inconsistent with the functions of a fire authority under this Bill.

(3)(1) A fire authority shall have power to receive, acquire and hold property including the land as set by its board.

(2) A fire authority shall not award a contract or enter into an agreement as set by its board, without the prior approval of the Governor of the State.

(3)(1) A fire authority may, with the consent of the Governor of the State, borrow any sum on such terms as its Board may determine, such sums of money as the fire authority may require in the exercise of its functions under this Bill.

(2) A fire authority shall not, without the approval of the Governor of the State, borrow money which exceeds, at any time, the limit set by the Governor of the State.

(3) Notwithstanding Subsection (2) of this section, where the sum to be borrowed is in foreign currency, whether or not it exceeds the limit set by the Governor of the State, the board of the fire authority shall not borrow the sum without the prior approval of the Governor.

(4) Pursuant to Subsection (3) of this section, all approvals by the Governor of the State shall be subject to the approval of the President.

(5) A fire authority shall approve the annual estimates to be prepared by the Director and shall cause the annual expenditure to be audited in accordance with the financial rules pertaining in its area of jurisdiction.

Annual estimate and audit

PART III - ORGANISATION AND ADMINISTRATION

(1) The Fire Administration shall have a para-military status and shall operate the harmonized para-military salary structure.

Fire Administration to have a para-military status

(2) A fire authority may adopt the organizational structure, salary structure, and scheme of service of the Fire Administration, as it deems

1 appropriate to its circumstance.

Appointment
of Comptroller
General of the
Fire Administration

2 **31.-(1)** The Fire Administration shall be headed by a Comptroller
3 General who shall be appointed by the Vice-President on the recommendation
4 of the Fire Board, to carry out the functions and duties assigned to him under
5 this Bill.

6 (2) The Comptroller General shall be-

7 (a) the Chief Executive Officer and accounting officer of the Fire
8 Administration;

9 (b) a person with the appropriate qualifications and experience for the
10 post, such qualifications not being less than those required for the post of the
11 Comptroller General of Fire Service in any fire service in any part of the world;
12 and

13 (c) responsible for the day-to-day running of the Fire Administration.

14 (3) The Comptroller General shall hold office on such terms and
15 conditions as are specified in his letter of appointment.

16 (4) In the absence of the Comptroller General, any power conferred or
17 duty imposed upon him shall be exercised or performed by the most senior
18 officer of the Fire Administration.

Appointment
of other staff
of the Fire
Administration

19 **32.-(1)** The Fire Board shall appoint for the Fire Administration such
20 number of personnel as may in the opinion of the Fire Board be expedient and
21 necessary for the proper and efficient performance of the functions of the Fire
22 Administration.

23 (2) The terms and conditions of service, including the remuneration,
24 allowances, benefits and pension of the personnel of the Fire Administration
25 shall be as determined by the Fire Board after consultation with the Federal
26 Civil Service Commission.

Appointment
of a Director of
a Fire Authority

27 **33.-(1)** The Governor of a State shall appoint an appropriately
28 qualified and experienced officer as the Director of the fire authority based
29 upon the advice of the Fire Administration.

(2) The Director of the Fire Authority shall-

1 (a) be the Chief Executive and accounting officer of the Fire
2 Authority;

3 (b) be responsible for the day-to-day running of the Fire Authority;
4 and

5 (c) perform such functions that are assigned to him under this Bill.

6 (3) The Director shall hold office on such terms and conditions as
7 are specified in his letter of appointment.

8 (4) In the absence of the Director of a fire authority, any power
9 conferred or duty imposed upon him shall be exercised or performed by the
10 most senior officer of the Fire Authority.

11 34.-(1) The Director of a fire authority or in his absence, the most
12 senior officer of the fire authority, whenever it is necessary or expedient,
13 may-

Powers of the
Director of a
fire authority

14 (a) enter or break and enter any premises;

15 (b) damage, destroy or pull down any property;

16 (c) forcibly remove or cause to be removed any person who is in
17 danger or who obstructs the fire authority in the execution of its duties;

18 (d) close any street; or

19 (e) take any thing, material or object from any person, within the
20 vicinity where it is performing its duties.

21 (2) However, the owner of the material or object so taken shall be
22 compensated thereafter by the fire authority to an amount agreed upon
23 between the fire authority and the owner or failing such an agreement, an
24 amount to be determined by arbitration.

25 (3) The Director-

26 (a) when he deems it necessary and in order to perform the duties of
27 the fire authority, may direct any inhabitant who is not younger than 16 years
28 of age and not older than 60 years of age, to assist in the performance of any
29 function not requiring specialist knowledge or training;

30 (b) may salvage or remove and place in safe custody any movable

1 property which, in his opinion, is in danger of being destroyed or damaged in a
2 fire outbreak;

3 (c) shall issue a certificate stating that the said property would have
4 been destroyed if it had been left on the site of the fire;

5 (d) or his duly authorized representative has power to conduct an
6 investigation, interview witnesses and remove any article or document which
7 in his opinion, is pertinent to the investigation and he shall issue a receipt in
8 respect of any article or document so removed.

9 (4) For the purposes of this section, any costs incurred when
10 salvaging or removing the property may be recovered from the owner or
11 possessor of the property and the fire authority shall have a lien over any
12 property for the payment of any such cost.

Training

13 35. The Fire Administration shall ensure that employees of both the
14 Fire Administration and fire authority are trained to the highest standard
15 available at the National Fire Academy or any other approved training school
16 in any of the geo-political zones in the country or where required, in any fire
17 training institution in any part of the world.

Enlistment and
Service

18 36. A person shall, on appointment, be enlisted to serve in the Fire
19 Administration for three years or for such other period as may be fixed by the
20 Fire Board, to be reckoned in all cases from the day on which he has been
21 approved for service and taken on to strength.

Extension of
term of enlistment
in special cases

22 37.-(1) Notwithstanding the provision of section 36 of this Bill, where
23 an employee on or after his appointment opts or is selected for duties other than
24 general duties and engages in those duties, he shall be deemed to have agreed to
25 extend his period of enlistment by an additional period not extending six years.

26 (2) Pursuant to Subsection (1) of this section, the extent of the
27 additional period shall be fixed by the Fire Board and the enlistment of the
28 employee shall have effect accordingly.

29 (3) Where any employee to whom subsection (1) of this section
30 applies re-engages for service with the Fire Administration, this section shall

1 have effect in respect of the re-appointment.

2 38.-(1) The appropriate qualifications for all ranks up to the Qualifications
3 Comptroller General, including the specification, training and experience
4 prerequisite to the rank, shall be in consonance with the scheme of service
5 recommended by the Comptroller General and approved by the Office of
6 Management Services in the Presidency.

7 (2) The Fire Administration may recommend a statutory
8 examination system for promotion in order to ensure the progression of
9 qualified officers and also to ensure a standard of expertise in the Fire
10 Administration.

11 39. On the appointment, re-appointment or promotion of any Oath to be taken
by employees on
appointment
12 person as a member of the Fire Administration or fire authority, the
13 provisions of the Oaths Act shall apply; and such person shall forthwith take
14 and subscribe to the official oath, the fireman oath and, in a proper case, the
15 oath of allegiance.

16 40.-(1) Service in the Fire Administration and fire authority shall Pensions, gratuities
and annual
allowances
Cap. P4, LFN,
2004
17 be approved service for the purposes of the Pensions Act.

18 (2) The officers and other persons employed in the Fire
19 Administration and fire authority shall be entitled to pensions, gratuities and
20 other retirement benefits as are enjoyed by persons holding equivalent
21 grades in the civil service of the Federation.

22 (3) Nothing in subsections (1) and (2) of this section shall prevent
23 the appointment of a person to any office on terms which preclude the grant
24 of pension and gratuity in respect of that office.

25 (4) For the purposes of the application of the provisions of the
26 Pensions Act, any power exercisable by the Minister or other authority of the
27 Government of the Federation, other than the power to make regulations
28 under section 23, is hereby vested in and shall be exercisable by the Board,
29 and not by any other person or authority.

PART IV - FIRE SAFETY MATTERS

Duty of the
Comptroller
General and
Director

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Personal protective
clothing and
equipment

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Public Emergency
Call Service

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41. The Comptroller General or Director is responsible for ensuring that-

(a) fire personnel are appointed and trained to carry out the functions of the Fire Administration and fire authority respectively;

(b) policies and all reasonable measures required for the provision of an adequate supply of water for fire fighting are initiated and undertaken; and

(c) an effective programme of public awareness and education, is implemented in their respective territories, so as to create public awareness on fire safety matters and fire prevention.

42.-(1) It shall be the duty of every fire authority to ensure that a member of the fire authority, industrial fire department or a private or contractual fire department engaged by it in the fighting of any fire outbreak is provided with fire resistant personal protective clothing and equipment.

(2) The personal protective clothing and equipment shall include-

(a) foot and leg protection;

(b) hand protection;

(c) body protection;

(d) eyes, face and head protection.

43.-(1) The Nigerian Communications Commission (in this Bill referred to as "the Commission") shall undertake and co-ordinate measures necessary to establish a functional and effective public emergency call service for the immediate report of and response to a fire outbreak or other emergency.

(2) Public Network Operators (in this Bill referred to as "the Operators") shall provide toll-free lines, in order to ensure a more effective service delivery, for use by-

(a) the Fire Administration;

(b) fire authorities;

(c) the Nigeria Police; and

(d) other emergency service agencies.

1 44.-(1) The Standard of Fire cover, which shall be regarded in all
2 cases as the minimum standard to be achieved in a particular locality shall be
3 agreed upon between the Fire Authorities, or a fire authority and the Fire
4 Administration taking into account the risk to life, property and the
5 environment.

Standard of Fire
Cover

6 (2) Where it becomes desirable to vary the agreed standard of fire
7 cover, the proposed variation shall be examined in detail by the Fire
8 Administration and the fire authority or fire authorities.

9 (3) The variation would be implemented only after the approval of
10 the Vice-President has been obtained.

11 45.-(1) A fire authority may enter into a mutual aid agreement with
12 a private or contractual fire agency, an industrial fire department or any other
13 fire authority.

Mutual aid
agreement

14 (2) However no such agreement may be used as a basis for the
15 reduction in the provision made by any of the agreeing fire authorities in its
16 protected area.

17 (3) A member of a private or contractual fire agency, an industrial
18 fire department or a fire authority while engaged upon operations under any
19 such agreement may exercise all of the powers and perform all the duties and
20 shall possess all of the immunities possessed and exercisable by members of
21 the Fire Administration or a fire authority under this Bill.

22 (4) A fire authority is permitted to enter into an agreement with a
23 neighbouring fire authority for a part of its protected area to be provided
24 with fire cover by that neighbouring fire authority.

25 (5) Pursuant to subsection (4) of this section, this kind of
26 agreement-

27 (a) can only be entered into where there are existing facilities,
28 which would be duplicated if such cover were to be provided by the fire
29 authority in whose area it falls; and

1 (b) may include transfer of funds to provide for the cost of the cover
2 supplied.

Major disaster
and relief of
distress in States

3 46.-(1) If a major disaster occurs anywhere within the Federation and
4 if either the fire authority or the Commissioner of Police for the State in which
5 the said major disaster has occurred so requests, the Fire Administration may
6 provide assistance-

7 (a) by utilizing or lending, with or without compensation therefore, to
8 the state government or fire authority, the equipment, supplies, facilities,
9 personnel and other resources of the Fire Administration; and

10 (b) by performing on public or private lands protective and other work
11 essential for the preservation of life and property and the alleviation of
12 suffering.

13 (2) Pursuant to the provisions of this section, the Government of the
14 Federation shall not be liable for any claim based upon any act of the Fire
15 Administration.

16 (3) For the purposes of this section, "major disaster" shall include any
17 flood, fire, hurricane, earthquake, storm or other catastrophe in any part of the
18 Federation which in the determination of the local fire authority or the
19 Commissioner of Police for the State is, or threatens to be, of sufficient severity
20 and magnitude to warrant assistance by the Fire Administration.

Industrial fire
department, etc.
to prepare and
maintain an
organizational
statement

21 47.-(1) An industrial fire department or a private or contractual fire
22 agency shall prepare and maintain an organizational statement or written
23 policy which establishes the existence of a fire brigade in the organization or
24 fire agency.

25 (2) The organizational statement shall state-

26 (a) the basic organizational structure;

27 (b) the type, amount, and frequency of training to be provided to the
28 fire brigade members;

29 (c) the expected number of members in the fire brigade; and

30 (d) the function of the fire brigade.

1 (3) The organizational statement shall be available for inspection
2 by the Comptroller General of the Fire Administration and the employees in
3 the organization or their designated representatives.

4 48.-(1) The incident command officer of the fire authority present
5 at any fire shall have the sole charge and control of all operations for
6 extinguishing the fire, including-

Powers of firemen
and police during
an outbreak of
fire

7 (a) the fixing of the positions of fire engines and apparatus;

8 (b) the attaching of hose to any water pipes;

9 (c) the use of any water supply;

10 (d) the selection of the parts of the building, object, or place, where
11 the fire is, or of adjoining buildings, objects or places, against which the
12 water is to be directed; and

13 (e) all other measures deemed by him to be necessary towards the
14 extinguishing of the fire or the assistance of persons or animals in distress by
15 reason of the fire or of such fire-fighting or fire prevention measures.

16 (2) The incident command police officer present at any fire or in the
17 absence of a police officer, the incident command officer of the fire authority
18 present, may-

19 (a) close the traffic to any street or thoroughfare;

20 (b) stop or regulate the traffic;

21 (c) remove any person, including the owner or occupier of the
22 property on fire, or of an adjacent or neighbouring property, from the said
23 street or thoroughfare if in the opinion of that officer it is necessary or
24 desirable to do so for fire fighting purposes.

25 (3) A member of the fire authority may-

26 (a) stop or regulate the traffic on any street or thoroughfare; or

27 (b) may remove any person or vehicle from the said street or
28 thoroughfare if, in his opinion, it is necessary or desirable to do so for the
29 purpose of ensuring or expediting the free passage of a fire engine or other
30 mobile fire fighting equipment while proceeding to a fire.

1 (4) All persons and vehicles using any street or thoroughfare shall
 2 yield the right of way to fire engines and other mobile fire fighting equipment
 3 proceeding to a fire and operating any prescribed signal, audible or visual; and
 4 police officers, if present, shall give such assistance as may be necessary for the
 5 purpose.

Right of a member
 of the fire authority,
 etc., to enter upon
 lands

6 49. A member of the fire authority, an industrial fire department, or a
 7 private or contractual fire agency, who is on duty, may without the consent of
 8 the owner or occupier of any land or premises-

9 (a) enter and if necessary, break into any premises or place in which a
 10 fire has or is reasonably believed to have broken out;

11 (b) enter, and if necessary break into any building or place which he
 12 believes it is necessary to enter for the purpose of-

13 (i) protecting the premises or place from fire or from acts done for fire
 14 fighting purposes, or

15 (ii) extinguishing a fire in or the premises or on an adjacent premises;

16 (c) having entered any premises or place, do such acts as he may deem
 17 necessary for-

18 (i) the extinguishing of any fire, or

19 (ii) the protection of any premises, place or property from fire or acts
 20 done in the course of fighting a fire outbreak;

21 (d) having entered such premises or place, do such act as he may
 22 consider necessary for the protection, rescue or assistance of persons or
 23 animals; or

24 (e) if he deems it necessary in order to extinguish or limit the spread of
 25 any fire-

26 (i) pull down any building,

27 (ii) destroy or remove any property; or

28 (iii) take water from any source, without payment or other
 29 compensation.

1 50. Where in the course of fighting any fire or of giving any
2 assistance to any person or animal, in the lawful execution of his duties, a
3 member of the fire service, an industrial fire department, or a private or
4 contractual fire agency inflicts an injury to any person or damage to any
5 property, such an injury or damage shall be deemed to be an injury or
6 damage by fire.

Injury or damage
deemed to be injury
or damage by fire

7 PART V - OFFENCES, PENALTY AND APPEALS

8 51.-(1) It is an offence for a person to-

Offence

9 (a) knowingly use or attempt to pass off any forged or false
10 certificate, character, letter, or other document for the purpose of obtaining
11 admission into the Fire Administration or a fire authority, or knowingly
12 make a false statement, whether orally or in writing, while applying for an
13 admission into the Fire Administration or a fire authority;

14 (b) wilfully obstruct, interfere with, assault or resist an employee
15 of the Fire Administration or a fire authority in the performance of his duties;

16 (c) aid, abet, invite or induce any other person to obstruct, interfere
17 with, assault or resist an employee of the Fire Administration or a fire
18 authority in the performance of his duties;

19 (d) wilfully obstructs or delays the passage of any fire engine or
20 other mobile fire fighting equipment proceeding to a fire;

21 (e) unlawfully interfere with, damage, or remove any fire fighting
22 equipment maintained by the Fire Administration or a fire authority;

23 (f) without reasonable excuse fails to-

24 (i) render assistance or release any available equipment, facility or
25 person required for a search and rescue operation or other disaster
26 curtailment activities, or

27 (ii) comply with a directive of the Fire Administration;

28 (g) intentionally give a false alarm or cause or induce another to
29 give a false alarm for the purpose of causing the deployment of the fire
30 fighters of the fire authority for any purpose whatsoever; or

1 (h) fail to comply with any provision of this Bill for which no penalty
2 is prescribed or with any regulation or order made under this Bill.

3 (2) It is an offence for a person, not an employee of the Fire
4 Administration or a fire authority to-

5 (a) pretend, in any way, to be an employee of the Fire Administration
6 or a fire authority or to possess authority from or on behalf of the Fire
7 Administration or a fire authority; or

8 (b) put on or assume, either in whole or in part, the dress, name,
9 designation or description of any personnel of the Fire Administration or a fire
10 authority;

11 (3) It is an offence for an employee of the Fire Administration or a fire
12 authority to-

13 (a) be absent from his place of duty without having obtained a leave of
14 absence or a permission from his superior;

15 (b) accept any payment or favour from a member of the public for any
16 service performed by the Fire Administration or a fire authority or in avoidance
17 of any requirement of this Bill; or

18 (c) communicate or attempt to communicate any confidential
19 information obtained by him in the course of the performance of his duties, to
20 any unauthorised person.

Penalty. 21 52.-(1) A person who commits an offence contrary to Section 51 (1) is
22 liable on conviction, in the case of-

23 (a) section 51 (1) (a) to a fine not exceeding N50,000 or to
24 imprisonment for three months, or both;

25 (b) section 51 (1) (b) to a fine not exceeding N20,000;

26 (c) section 51 (1) (c) - (e) to a fine not exceeding N20,000;

27 (d) section 51 (1) (f) to a fine not exceeding N50,000 or imprisonment
28 to a term not exceeding twelve months or both;

29 (d) section 51 (1) (g) to a fine not exceeding N50,000 or imprisonment
30 to a term not exceeding one month or both;

1 (f) section 51 (l) (h) to a fine not exceeding N20,000 or
2 imprisonment to a term not exceeding one month or both.

3 (2) A person who commits an offence contrary to Section 51 (2) (a)
4 & (b) is liable on conviction to a-

5 (a) fine not exceeding N50,000;

6 (b) imprisonment for a term not exceeding 3 months; or

7 (c) both.

8 (3) An employee of the Fire Administration or fire authority who
9 commits an offence contrary to section 51 (3) is liable on conviction, in the
10 case of-

11 (a) section 50 (l) (a), to a fine equivalent to one month's salary;

12 (b) section 50 (l) (b), to a fine equivalent to two months salary or
13 imprisonment to a term not exceeding 3 months or both; or

14 (c) section 50 (l) (c) to a fine not exceeding N20,000 or
15 imprisonment to a term not exceeding one month or both.

16 53.-(1) Subject to the provisions of section 34 (2) of this Bill, the
17 Magistrate court in any area shall have jurisdiction over issues arising from
18 this Bill.

Jurisdiction

19 (2) The Magistrates' Courts Act 1958 shall apply to proceedings
20 under this Bill.

21 PART VI - MISCELLANEOUS

22 54.-(1) For the purpose of providing offices and premise necessary
23 for the performance of its functions under this Bill, the Fire Administration
24 may, subject to the Land Use Act-

Offices and
premises of the
Fire Administration

25 (a) purchase or take or lease any interest in land or other property;

26 and

27 (b) construct offices and premises and equip and maintain same.

28 (2) The Fire Administration may, subject to the Land Use Act, sell
29 or lease out any office or premises held by it, which office or premises is no
30 longer required for the performance of its functions under this Bill

Requisition, etc.

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55.-(1) In the exercise of its functions under this Bill, the Fire Administration may demand by requisition from any organization, any available equipment, facilities or personnel which may assist in a speedy and effective search and rescue operation and any other form of disaster operation during a period of emergency.

(2) The Fire Administration shall provide compensation for any loss or damage arising from the use of the equipment, facility or personnel required under this section.

Director of fire authority to liaise with other agencies, etc.

56.-(1) The Director of a fire authority shall liaise with such other agencies or institutions that have jurisdiction over any matter revealed or information gained or obtained during fire fighting or fire safety inspection so as to ensure that such information is given to the appropriate authority.

(2) It is the duty of all other enforcing agencies to liaise with the Director of a fire authority or his representative on all matters falling within the scope of this Bill.

Charges for the services of the Fire Administration

57.-(1) No charge shall be made for any service rendered by a fire authority in extinguishing fires.

(2) Charges may be made for services, other than extinguishing fires, rendered by the Fire Administration or a fire authority at rates to be prescribed.

(3) Any such prescribed charge may be sued for and recovered with full costs of action from the person charged, as a debt to the Government of the Federation.

Personnel of the Fire Administration or a fire authority not to be used for suppressing civil disturbances

58. The Personnel of the Fire Administration or a fire authority shall not be employed for the purpose of the prevention, control or suppression of civil commotion, riot, or other civil disturbance save when expressly so authorised by the Vice-President, Comptroller General or Director.

Training of National Youth Corps members

59. The Comptroller-General of the Fire Administration and the Director-General of the National Youth Service Corps (NYSC) shall liaise with and co-ordinate the activities of the fire authority and National Youth Service Corps program in any locality respectively, in order to ensure that members of

1 the National Youth Service Corps in the locality are-

2 (a) trained in fire prevention and control; and

3 (b) involved in fire safety enlightenment campaigns at the grass
4 root levels.

5 60. The Comptroller-General of the Fire Administration shall
6 liaise with the relevant stakeholders in the educational sector in order to
7 include fire prevention and control information in the academic curricula of
8 primary, secondary and tertiary institutions.

Fire education
to be included in
academic curricula

9 61. A person who is not an employee of the Fire Administration or
10 a fire authority may, with the approval of the Comptroller General or
11 Director and on such terms as to payment or otherwise as may be prescribed,
12 be admitted to all or part of such training in fire fighting and fire prevention
13 as is established pursuant to this Bill for the training of personnel of the Fire
14 Administration or a fire authority.

Fire training
facilities available
to non-employees

15 62.-(1) An employee of the Fire Administration or a fire authority
16 shall not disclose any information gained in the course of his duties to any
17 other person not covered by section 56 or a court of competent jurisdiction.

Disclosure of
Information

18 (2) No employee of the Fire Administration or a fire authority is
19 permitted to use any such information to his own advantage whether for
20 financial reward or not.

21 63. Nothing in this Bill shall be construed to exempt an employee
22 of the Fire Administration or fire authority from being proceeded against by
23 the ordinary course of law when accused of any offence punishable under
24 any other Act or law.

Ordinary course
of law not to be
interfered with

25 64.-(1) A fire alarm, or any mark indicating the location of a fire
26 hydrant or other water supply as required or prescribed by this Bill may be
27 affixed or placed upon any land, or other property for the purposes of this
28 Bill without the consent of the owner of such land or other property and
29 without compensation.

Affixing of fire
alarms, etc.

30 (2) For the purposes of this section-

1 (a) "mark" includes any notice, tablet, plate, pillar, post or other
2 distinguishing mark;

3 (b) "land" includes buildings, walls, or fences; and

4 (c) "owner" includes any lessee, tenant, licensee, or occupier.

Fire fighting and
fire prevention
deemed public
purposes

5 **65.** For the purposes of the Land Use Act, fire fighting and fire
6 prevention shall be deemed to be public purposes.

Directives by
the President

7 **66.** Subject to the provisions of this Bill, the President may give to the
8 Fire Administration directives of a general nature or relating generally to
9 matters of policy with regard to the performance by the Fire Administration of
10 its functions and it shall be the duty of the Fire Administration to comply with
11 the directives.

Fire Safety Week

12 **67.** The first week in the month of November every year is hereby
13 declared as "Fire Safety Week" and it shall be observed by every fire authority
14 under the co-ordination of the Fire Administration.

Regulations

15 **68.-(1)** The Vice President may make regulations on the advice of the
16 Comptroller General-

17 (a) for securing on such terms as to payment or otherwise as may be
18 specified that an adequate supply of water will be available to the fire authority
19 in case of fire;

20 (b) for the provision of an additional supply of water for the Fire
21 Administration or such fire authority as may be necessary from time to time;

22 (c) for the provision at the expense of the Fire Administration or fire
23 authority, of fire hydrants or other sources of the supply of water at points to be
24 indicated by the Comptroller General or Director;

25 (d) for the provision at the expense of the Fire Administration or fire
26 authority of distinguishing marks denoting the situation of each fire hydrant or
27 other supply of water, which distinguishing marks may be placed, erected
28 upon, or adjoining, any street or public place;

29 (e) for the provision of uniformity in fire hydrants and other such
30 sources of water supply and in the distinguishing marks denoting the location

1 of such fire hydrants or other sources of water supply;

2 (f) for the provision of a prior notice from the Water Board to the
3 Fire Administration or fire authority of any proposed installation of new
4 main pipes, or of the carrying out of major alterations to any existing main
5 pipes, together with details, plans and other information of other proposed
6 works; and

7 (g) in order to give effect to the provisions of this Bill.

8 (2) The Vice President may, on the advice of the Comptroller
9 General make provision for fire fighting, fire prevention and the alleviation
10 of distress, and in particular may secure-

11 (a) the service of such fire equipment as may be necessary and
12 practicable to meet efficiently all normal requirements;

13 (b) the efficient training of members of the Fire Administration or a
14 fire authority; and

15 (c) efficient arrangements for dealing with calls for the assistance
16 of the Fire Administration or a fire authority in case of a fire outbreak or
17 other emergency.

18 (3) The Governor of a state may, on the advice of the Director,
19 make regulations in order to give effect to an efficient execution of the
20 functions of the fire authority under this Bill.

21 (4) The Comptroller General may make regulations for a more
22 efficient execution of the functions of the Fire Administration.

23 **69.** In this Bill, unless the context otherwise requires-

24 "board" means the board established for a fire authority under section 22 of
25 this Bill;

26 "chairman" means the chairman of the Fire Board;

27 "commission" means the government regulatory agency in charge of
28 telecommunications;

29 "comptroller general" means the person appointed as the Inspector-in-Chief
30 and the Chief Executive of the Fire Administration;

Interpretation

- 1 "director" means the Chief Executive of a fire authority;
- 2 "fire administration" means the National Fire Administration established
- 3 under section 2 of this Bill;
- 4 "fire authority" means the local fire authority established under section 20 of
- 5 this Bill;
- 6 "fire board" means the governing board established for the Fire Administration
- 7 under section 6 of this Bill;
- 8 "fire fighting equipment" means the fire engine or appliance, portable
- 9 equipment and protective equipment necessary for fire fighting, rescue and
- 10 other humanitarian services;
- 11 "governor" means the Chief Executive of a State under whose state jurisdiction
- 12 a fire authority is established;
- 13 "market dolphin" means a type of fire fighting appliance required for in a
- 14 market fire post;
- 15 "municipality" means a town, city or district with its own local government;
- 16 "operator" means organizations engaged in providing global systems mobile or
- 17 fixed wireless communication services;
- 18 "president" means the President of the Federal Republic of Nigeria;
- 19 "rural" means the remote or isolated areas in any municipality with a sparse
- 20 population of people and buildings and minimal socio-economic development;
- 21 "rapid intervention tender" means a fire engine or appliance in the form of a
- 22 pick-up vehicle with a mounted water tank, a high-pressure pump and any
- 23 other equipment required to effectively fight a fire;
- 24 "standard of fire cover" means the standard determined by the Fire
- 25 Administration or a fire authority as appropriate for the reduction of risks to
- 26 life, property and the environment;
- 27 "tender" means a fire fighting engine;
- 28 "vice-president" means the Vice-President of the Federal Republic of Nigeria.
- 29 **70.** This Bill may be cited as the National Fire Administration
- 30 (Establishment) Bill, 2018.

FIRST SCHEDULE

Section 7 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE FIRE BOARD

Proceedings of the Board

1.-(1) Subject to this Bill and Section 27 of the Interpretation Act, Cap. 123, LFN, 2004, the Fire Board may make standing orders regulating its proceedings or those of any of its committees subject to approval by the National Assembly.

(2) The quorum of the Fire Board shall be five members and the quorum of any committee of the Fire Board shall be determined by the Fire Board.

2.-(1) The Fire Board shall meet not less than four times in each year and subject thereto, the Fire Board shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice given to him by not less than three other members, he shall summon a meeting of the Fire Board to be held within fourteen days from the date on which notice is given.

(2) At any meeting of the Fire Board, the Chairman shall preside but if he is absent, the Vice-Chairman shall preside at that meeting.

(3) If the Chairman and Vice-Chairman are absent the members present at the meeting shall appoint one of their members to preside at that meeting.

(4) Where the Fire Board desires to obtain an advise of any person on a particular matter, the Fire Board may co-opt him into the Fire Board for such period as it thinks fit, but a person who is in attendance by virtue of this sub paragraph shall not be entitled to vote at any meeting of the Fire Board and shall not count towards a quorum. Committees

3.-(1) The Fire Board may appoint one or more committees to carry out, on its behalf such of its functions as it may determine.

(2) A committee appointed under this paragraph shall consist of

1 such number of persons (not necessarily members of the Fire Board) as may be
2 determined by the Fire Board and a person other than a member of the Fire
3 Board shall hold office on the committee in accordance with the terms of his
4 appointment.

5 (3) Where the Board desires to obtain advice of any person on a
6 particular matter, the Board may co-opt him for such period as it deems fit but a
7 person who is in attendance by virtue of this subparagraph shall not be entitled
8 to vote at any meeting of the Board and shall not count towards a quorum.

9 (3) A decision of a committee of the Fire Board shall be of no effect
10 until it is confirmed by the Fire Board.

11 4.-(1) The fixing of the seal of the Fire Administration shall be
12 authenticated by the signature of the Chairman and the Executive Secretary
13 and any other person authorized specially to act for that purpose by the Fire
14 Board.

15 (2) Any contract or instrument which if made or executed by a person
16 not being a body corporate, would not be required to be under seal may be made
17 or executed on behalf of the Fire Administration by-

18 (i) the Chairman and the Executive Secretary if the total sum involved
19 exceeds one million Naira; or

20 (ii) by the Chairman or Executive Secretary as the case may be or any
21 person specially authorized to act for that purpose by the Fire Board if it is less
22 than one million Naira.

23 (3) Any document purporting to be document duly executed under the
24 seal of the Fire Administration shall be received in evidence and shall unless
25 and until the contrary is proved be presumed to be so executed.

26 5. The validity of any proceeding of the Fire Board or of a committee
27 thereof shall not be adversely affected by-

28 (a) a vacancy in the membership of the Board or committee;

29 (b) a defect in the appointment of a member of the Board or
30 committee; or

1 (c) reason that a person not entitled to do so took part in the
2 proceedings of the Board or committee provided that such a person does not
3 vote in the proceedings of the Fire Board requiring voting.

4 SECOND SCHEDULE

5 *Section 21 (1)*

6 PART I - MODALITIES FOR THE ESTABLISHMENT OF FIRE STATIONS

7 AND FIRE POSTS

8 There is required-

9 (a) for every major market in a state, an adequate number of fire
10 posts;

11 (b) in every rural area in a municipality, a local government type
12 fire station;

13 (c) subject to paragraph (b) of this part, for every 2 km radius in any
14 municipality, one municipal type fire station.

15 (d) for every five municipal fire stations, one metropolitan fire
16 station, where there exists in the locality, a building of 6 floors and above.

PART II - SOME REQUIREMENTS FOR FIRE POST AND FIRE STATIONS

MARKET FIRE POST

A. Building Description-

Coverage - 9.60m x 6/60m

Bungalow.

B. Some Market Fire Post Equipment

Item	Description	Quantity
1	500 Litre Market Dolphin	1
2	200 Litre Market Dolphin	2
3	Expansion Foam Branch Pipe	1
4	PortAble Inline Inductor	1
5	Foam Compound	2 Drums
6	First Aid Box	1
7	Breathing Apparatus	8
8	Large Rescue Axe	6
9	Insulated Fireman Axe	12
10	Bolt Cutter (shears)	2
11	Crowbar	3
12	Sledge Hammer	3
13	Safety Boots	12
14	Light Weight Headtorch	12
15	Helmet	12
16	Fireman Handglove	12
17	Locker	12
18	Ceiling Hook	2
19	Walkie Talkie	2
20	Television Set	1
21	Underground Water Tank (3,000 Litres)	1
22	Over-head Water Tank (1,000 Litres)	1
23	Fire Hydrants	1

LOCAL GOVERNMENT TYPE FIRE STATION

A. Building Description:

* Coverage 29.40m x 25.90m

* Bungalow

B. Composition:

* 3 No Engine Bays

* 1 No Lecture Room

* 5 No Offices

* 1 No Communication Room

* 1 No Store

* Toilets (Male/Female), etc.

C. Local Government Type Fire Station Equipment

Item	Description	Quantity
1	Rapid Intervention Tender	2
2	Expansion Foam Branch Pipe	1
3	Portable Inline Inductor	1
4	Foam Compound	5 Drums
5	Fire Blanket 4' x 6'	5
6	First Aid Box	1
7	Breathing Apparatus	4
8	Large Rescue Axe	3
9	Insulated Fireman Axe	35
10	Bolt Cutter (shears)	2
11	Crowbar	2
12	Sledge Hammer	3
13	Safety Boots	35
14	Light Weight Headtorch	35
15	Helmet	35
16	Fireman Handglove	35
17	Locker	35

18	Ceiling Hook	2
19	Base Radio Motorola Gm 160	1
20	Antennae/mast	1
21	Walkie Talkie	3
22	Telephone Line	1
23	Television Set	1
24	Communication Equipment (mobile)	2
25	Fax Machine	1
26	Video Machine Or VCD	1
27	Electronic Typewriter	1
28	Pickup V An (utility Vehicle)	1

MUNICIPAL TYPE FIRE STATION

A. Building Description:

* coverage - 29.40m x 18.40m

* single storey

B. Com position:

1. Ground Floor:

* 3 nos engine bays

* 1 no. recreation room

* kitchen

* 1 no. store

* 1 no. communication room

* 2 nos offices

* toilets

2. First Floor:

* lecture room

* 4 no offices

* toilets

C. Municipal Type Fire Station Equipment

Item	Description	Quantity
1.	Water Tender	1
2.	Water Foam Tender	1
3.	Water Tanker	1
4.	Ambulance	1
5.	Pickup Van (utility Vehicle)	1
6.	Peugeot Station Wagon	1
7.	Floating Portable Pump	1
8.	Expansion Foam Branch Pipe	2
9.	Foam Compound	5
10.	Breathing Apparatus	10
11.	Large Rescue Axe	3
12.	Insulated Fireman Axe	55
13.	Safety Boots	55
14.	Light Weight Headtorch	55
15.	Helmet	55
16.	Fireman Handglove	55
17.	Fire Tunic	55
18.	Locker	55
19.	Sledge Hammer	3
20.	Base Radio Motorola Gm J00	1
21.	Antennae/mast	1
22.	Walkie Talkie	4
23.	Telephone Line	1
24.	Television Set	1
25.	Communication Equipment (mobile)	2
26.	Fax Machine	1
27.	Computer And Accessories	1

28.	Video Machine Or VCD	1
29.	First Aid Box	1

METROPOLITAN TYPE FIRE SERVICE STATION

A. Building Description:

* Coverage - 39.85m x 18.40m

* Single Storey

Composition:

1. Ground Floor:

* 5 Nos Engine Bays

* 1 No. Recreation Room

* Kitchen

* 1 No. Store

* 1 No Communication Room

* 2 nos Offices

* Toilets

2. First Floor:

* Lecture Room

* 4 Nos Offices

* Toilets

C. Metropolitan Type Fire Station Equipment

Item	Description	Quantity
1	500lt Market Dolphin	1
2.	200lt Market Dolphin	2
3.	Hydraulic Platform	2
4.	Expansion Foam Branch Pipe	1
5.	Waterjfoam Tender	1
6.	Water Tanker	1
7.	Ambulance	1
8.	Pickup Van (utility Vehicle)	1
9.	Peugeot Station Wagon	1

10.	Floating Portable Pump	2
11.	Insulated Fireman Axe	12
12.	Bolt Cutter (shears)	2
13.	Crow Bar	2
14.	Sledge Hammer	3
15.	Safety Boots	12
16.	Light Weight Headtorch	12
17.	Helmet	12
18.	Fireman Hand Glove	12
19.	Fire Tunic	1
20.	Sledge Hammer	4
21.	Base Radio Motorola Gm 100	1
22.	Antennae/mast	1
23.	Walkie Talkie	4
24.	Telephone Line	1
25.	Television Set	2
26.	Communication Equipment (mobile)	4
27.	Fax Machine	2
28.	Computer And Accessories	3
29.	Video Machine Or VCD	1
30.	First Aid Box	2

EXPLANATORY NOTE

This Bill seeks to establish the Fire Administration which has a supervisory role over the fire authorities and also to establish a Fire Board to administer the Fire Administration. This Bill further seeks to establish a fire authority in each State of the Federation.

