

ANIMAL HEALTH AND HUSBANDRY TECHNOLOGISTS

(REGISTRATION, ETC.) BILL, 2015

ARRANGEMENT OF SECTIONS

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A BILL

FOR

AN ACT TO REGULATE THE PRACTICE AND TO MAKE PROVISIONS FOR THE ANIMAL HEALTH AND HUSBANDRY TECHNOLOGISTS REGISTRATION BOARD OF NIGERIA AND FOR OTHER MATTERS CONNECTED THEREWITH

Sponsored by Hon. Uzoma Nkem-Abonta

[] Commencement

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

PART I — ANIMAL HEALTH AND HUSBANDRY TECHNOLOGISTS

REGISTRATION BOARD OF NIGERIA.

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1. There is hereby established for Animal Health and Husbandry Technologists a body to be known as the Animal Health and Husbandry technologists Registration Board of Nigeria (hereinafter in the Act referred to as “the Board”) which shall be charged with the duty of-

Establishment of the Animal Health and Husbandry Technologist Registration Board of Nigeria

(a) determining what standards of knowledge and skill are to be attained by persons seeking to become members of the profession and to improve those standards from time to time as Circumstances may permit;

(b) Securing in accordance with the provisions of this Act, the establishment and maintenance of a register of persons registered under this Act as members of the profession and the publication from time of lists of those persons.

(c) conducting examinations in the profession and awarding certificates or diploma to successful candidates as appropriate; and for such purpose, the Board shall prescribe fees to be paid in respect thereof and

(d) performing any other functions conferred on the Board by this Act.

2.—(1) The Board shall comprise-

Membership of the Board

(a) a Chairman who shall be an Animal Health and Husbandry

1 technologist and has been so qualified for not less than twelve years;

2 (b) two Animal Health and Husbandry Technologists to represent the
3 Nigeria association of Animal Health and Husbandry Technologists;

4 (c) six Technologists to represent the States on rotation for three years
5 at a time;

6 (d) one representative from the Federal Ministry of Agriculture who
7 shall be an animal health technologist;

8 (e) two Technologists to represent schools involved in training
9 members of the profession on rotation for three years at a time.

10 (2) All appointments in this section shall be made by the Minister on
11 the recommendation of the appropriate bodies, if any.

12 (3) The provisions of schedule I to this Act shall have effect with
13 respect to the matters therein mentioned

Power of the
Board

14 **3.—**(1) Subject to subsection (2) of this section and to any direction of
15 the Minister under this Act, the board shall have powers to do anything which
16 in its opinion is calculated to facilitate the carrying out of its activities under
17 this Act.

18 (2) The Board shall not have power to borrow or to dispose of any
19 property except with The prior consent of the minister and shall not have power
20 to pay remuneration (including pensions), allowances or expenses to any
21 employees of the Board or any other person except in accordance with the
22 scales that obtain in the Federal Public Service.

Fund of the
Board

23 **4.—**(1) The fund of the Board shall consist of-

24 (a) all fees and other monies payable to the Board in pursuance of this
25 Act; and

26 (b) such moneys as may be payable to the Board, whether in the
27 course of the discharge of its functions or otherwise.

28 (2) There shall be paid out of the fund of the Board —

29 (a) the remuneration and allowances of the Registrar and other
30 employees of the Board:

1 (b) such reasonable traveling and subsistence allowances of
2 “members of the Board in respect of the time spent on the business of the
3 Board as the Board may, with the approval of the minister, determine: and

4 (c) any other expenses incurred by the Board in the discharge of its
5 functions under this Act.

6 5.—(1) The Board shall prepare and submit to the Minister not later
7 than the 30th day of June of the year in which this Act comes into force (so
8 however that the Minister may, if he considers it necessary, extend the
9 period) and of each subsequent year, an estimate of its incomes and
10 expenditure during the next succeeding financial year.

Financial
provisions

11 (2) The Board shall keep proper accounts in respect of each
12 financial year and prepare records in relation to those accounts and shall
13 cause its accounts to be audited within 6 months after the end of each
14 financial year to which the accounts relate.

15 6. The Minister may give to the Board directions of a general
16 character or relating generally to particular matters (but not to any individual
17 person or case) with regard to the exercise by the Board of its function and it
18 shall be the duty of the Board to comply with the directions.

Control of the
Board by the
Minister

19 7.—(1) There shall on the recommendation of the Board be
20 appointed as a registrar of the Board a fit person who shall be an Animal
21 Health and husbandry Technologist in the employment of the public service
22 of the Federation and who has been qualified as an Animal Health and
23 Husbandry Technologist practitioner for not less than twelve years.

Registrar and
staff of the Board

24 (2) The registrar shall, in addition to his other functions under this
25 act be the Secretary to the Board and shall on the instruction of the Chairman
26 of the Board or any Committee of the Board convene and keep minutes of
27 the proceeding at all meeting of the Board and committees therefore, as the
28 case may be.

29 (3) The Board may appoint such other persons to be employees of
30 the Board as the Board may determine, to assist the registrar in the excise of

1 his functions under this Act.

2 (4) The Board may, whenever the registrar is absent or for another
3 reason is unable to discharge the function of his office appoint an acting
4 registrar to discharge his functions.

5 (5) The Registrar and other staff of the Board shall hold office on such
6 conditions as the Board may with the approval of the minister determine.

7 PART II — REGISTRATION

Registration of
Animal Health
and Husbandry
Technologist

8 **8.—(1)** It shall be the duty of the Registrar to prepare and maintain, in
9 accordance with rules made by the Board under this section, a register of the
10 names, addresses, approved Qualifications and of such other particulars as may
11 be specified of all persons who are entitled in accordance with the provisions of
12 the act to be registered as Animal Health and Husbandry Technologists and
13 who apply in the specified manner to be so registered.

14 (2) subject to the following provision of this section, the Board shall
15 make rules with respect to the form and keeping of the registers and the making
16 of entries therein, and in particular-

17 (a) regulating the making of application for registration and providing
18 for the evidence to be produced in support of application;

19 (b) providing for the notification to the registrar by the person to
20 whom any registered particulars relate, of any charge in those particulars;

21 (c) authorizing a registered person to have any qualification which is,
22 in relation to the profession, whether an approved qualification or accepted
23 qualification for the purposes of section 10 (2) of this Act, registered in relation
24 to his name in addition to or, as he may elect, in substitution for any other
25 qualification so registered;

26 (d) specifying the fees to be paid the Board in respect of the entry
27 names on the register and authorizing the registrar to refuse to enter a name on
28 the register until any fees specified for entry has been paid, but rules made for
29 the purposes of paragraph (d) of this subsection shall not come into force until
30 they are confirmed at a meeting of the board.

1 (3) It shall be the duty of the Registrar-

2 (a) to correct in accordance with the directions of the Board, any
3 entry in the register which the Board directs him to correct as being in the
4 opinion of the Board an entry which was incorrectly made;

5 (b) to make from time to time any necessary alterations to the
6 registered particulars of registered persons;

7 (c) to remove from his register the name of any registered person
8 who has died or has become insane, or for any other reason ceased to be a
9 member of the profession.

10 (4) If the Registrar-

11 (a) sends by post to any registered person a registered letter
12 addressed to him at his address in the register enquiring whether the
13 registered particulars relating to him are correct and receives no reply to that
14 letter within three month from the date of posting it: and

15 (b) upon the expiration of that period sends in like manner to the
16 person in question a second letter and receives no reply to that letter within
17 three months tram the date of posting it. the Registrar may remove the
18 particulars relating to the person from the register, but the board may direct
19 the Registrar to restore to the register am particulars removed there from
20 under this subsection.

21 9.—(1) It shall be the duty of the Registrar-

22 (a) to cause the register to be printed, published and put on sale to
23 members of the public not later (two years form the beginning of the year in
24 which this Act comes into force;

25 (b) in each year after that in which a register is first published under
26 paragraph (a) of this subsection, to cause to be printed. published and put on
27 sale as aforesaid either a corrected edition of the register or a list of
28 alterations made to each register since it was last printed; and

29 (c) to cause a print of each edition of the register and of each list of
30 corrections to be deposited at the principal office or the board, and it shall be

Publication of the
Registrar and list
of corrections

1 the duty of the board to keep each register and lists so deposited open at all
2 reasonable time for inspection by members of the public.

3 (2) A document purporting to be a print of an edition of a register
4 published under this section by authority of the Registrar in the current year or
5 documents purporting to be prints of an edition of a register so published in the
6 current year, shall (without prejudice to any other mode of proof) be admissible
7 in any proceedings as evidence that any person specified in the document, or
8 the documents read together, as being registered was so registered and that any
9 person not so specified is not so registered.

Registration as
Animal Health
and Husbandry
Practitioners

10 10.—(1) Subject to section 21 of this Act and to rules made under
11 section 8 (2) of this Act, a person shall be entitled to be registered under this Act
12 and being so registered to receive a registration certificate if-

13 (a) he has attended a course of training approved by the Board under
14 section 12 of this Act;

15 (b) the Course was conducted at an Institution so approved or partly at
16 one such Institution and partly at another;

17 (c) he holds one or more qualification prescribed in schedule 3 to this
18 Act for the purpose of registration on the register and has complied with the
19 other requirements prescribed under section 8 (2) of this Act: and

20 (d) he pays any prescribed fees.

21 (2) subject to section 2 of this Act and to rules made under section 8
22 (2) of this Act, a person shall also be entitled to be registered under this Act and
23 being so Registered to receive a registration certificate if he satisfies the board-

24 (a) that he holds a qualification granted outside Nigeria for the time
25 being accepted by the Board for the purposes of this subsection in respect to the
26 profession;

27 (b) that in the country in which the qualification was granted he was
28 under no legal disability in the practice of the profession:

29 (c) that he is of good character;

30 (d) that he has paid any prescribed fees; and

1 (e) the Board shall from time to time publish in the Gazette
2 particulars of the qualifications for the time being accepted as aforesaid

3 (4) The qualifications specified in schedule 3 to this Act are those
4 accepted for the time being by the Board as the minimum qualification for
5 the purpose of registration on the register maintained under section 8 (1) of
6 this Act.

7 **11.—**(1) Subject to section 10 of this Act, a person shall be entitled
8 to be temporarily registered under the Act in cases specified in sub-section
9 (2) of this section.

Temporary
Registration

10 (2) Where a person satisfies the Board-

11 (a) that he has been selected for employment for a specified period
12 in a capacity in which a registered person under this Act would normally be
13 employed and that he is or intends to be in Nigeria temporarily for the
14 purpose of serving for that period in the employment in question; and

15 (b) that he holds or has passed examinations necessary for
16 obtaining same qualification granted outside Nigeria which is for the time
17 being accepted by the Board for the purpose of this section as respects the
18 capacity in which, if employed, he is to serve; and

19 (c) he pays any fees prescribed for registration, the Board may, if it
20 thinks fit, give a direction that he shall be temporarily registered.

21 (3) The temporary registration of a person shall continue only
22 while he is in such employment as is mentioned in sub-section (2) (a) of this
23 section and shall cease-

24 (a) on the termination of the period of the employment specified to
25 the board under that sub section: or

26 (b) on (he termination of the said employment before the end of
27 that period, whichever first occurs.

28 (4) nothing in subsection (3) of this section shall preclude the
29 Board from giving a further direction under subsection (2) of this section in
30 respect of a specified period, the commencement of which coincides with

1 the termination of another such period.

2 (5) A person who is temporarily registered shall, in relation to the
3 employment mentioned under subsection (2) (a) of this section, and to things
4 done or omitted to be done in the course of that employment, be deemed to be
5 fully registered but in respect of other matters he shall be treated as not so
6 registered.

7 (6) In case of doubt as to whether a person's employment has been
8 terminated, the decision of the Board shall be conclusive for the purpose of
9 subsection (3) of this section.

10 (7) The registrar, as directed from time to time by the board, shall
11 remove from the register the name of any person ceasing to be entitled to
12 benefit from this section.

13 PART III — TRAINING

Approval of
the courses

14 12.—(1) Subject to subsection (2) of this section, the Board may
15 approve and for the purposes of section 10 of this Act-

16 (a) a course of training which is intended for persons seeking to
17 become members of the profession under this Act and which the Board
18 considers is designed to confer on persons completing it sufficient knowledge
19 and skill for the practice of the profession;

20 (b) any institution either in Nigeria or elsewhere, which the Board
21 considers is properly organized and equipped for conducting the whole or any
22 part of the course of training approved by the Board under this section:

23 (c) any qualification which as a result of the examination takes in
24 conjunction with the course of training approved by the Board under this
25 section, is granted to candidates reaching a standard at the examination
26 indicating, in the opinion of the Board, that they have sufficient knowledge and
27 skill to practice the profession to which the qualification relates.

28 (2) The Board shall from time to time publish in the Gazette a list of
29 qualifications relating to the profession approved by it for the purposes of
30 subsection (1) of this section.

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

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

7 (b) afford each such person an opportunity of making to the Board
8 representation with regard to the proposal; and

9 (c) take into consideration any representation made with regard to
10 the proposal made in pursuance of paragraph (b) of this subsection.

11 (4) As respects any period during which, the approval given under
12 this section for his course institution or qualification is withdrawn, the
13 courses or qualification shall not be treated as approved under this section,
14 but the withdrawal of such an approval shall not prejudice the registration or
15 eligibility for registration of any person who by virtue of the approval was
16 registered or eligible for registration immediately before the approval was
17 withdrawn.

18 (5) The giving or withdrawal of an approval under this section shall
19 have effect from such date, after the execution of the instrument signifying
20 the giving or withdrawal of the approval, as the Board may specify in that
21 instrument.

22 (6) The Board shall as soon as may be, publish a copy of every
23 instrument executed under subsection (5) of this section in the Gazette and
24 send a copy of the instrument to the Minister.

25 **13.—(1)** It shall be the duty of the Board to keep itself informed of
26 the nature of-

27 (a) the instruction given at approved institutions to persons
28 attending approved courses of training; and

29 (b) the examinations as a result of which approved qualifications
30 are granted, and

Supervision of
instructions and
examinations
leading to approved
qualifications

1 (c) for the purpose or performing that duty, the Board may appoint,
2 either from among its own members or otherwise, person to visit approved
3 institutions or attend such examinations.

4 (2) It shall be the duty of a visitor appointed under this section to
5 report to the board on-

6 (a) the sufficiency of the instructions given to persons attending
7 approved courses of training at institutions visited by him;

8 (b) the sufficiency of examinations attended by him; and

9 (c) any other matter relating to the institutions or examinations on
10 which the Board may, either generally or in a particular case request him to
11 report but no visitor shall interfere with the giving of any instructions or the
12 holding of any examination.

13 (3) On receiving a report made in pursuance of this section, the Board
14 shall as soon as may be send a copy of the report to the person appearing to the
15 Board to be in charge of the institution or responsible for the examinations to
16 which the report relates requesting that person to make representations to the
17 board within such times as may be specified in the request, but not being more
18 than one month beginning with the date of the request.

Power of the
Board to consider
matters relating
to training

19 **14.—**(1) The board may consider and if it thinks fit. report to the
20 Minister upon all matters relating to the professional and technical training and
21 other qualifications required for admission to the profession under this Act and
22 the conditions or practice after registration.

23 (2) the Minister may require the Board to advise him on any matter
24 referred to in subsection (1) of this section.

25 PART IV — DISCIPLINE

Establishment
and composition
of Disciplinary
Committee and
Investigating
Panel

26 **15.—**(1) There is hereby established a disciplinary committee to be
27 known as the Animal Health and Husbandry Technologist Disciplinary
28 Committee (hereinafter in this Act referred to as “the Disciplinary
29 Committee”) which shall be charged with the duty of considering and
30 determining any case referred to it by the panel established by the following

1 provisions of this Act.

2 (2) The Disciplinary Committee shall consist of the Chairman of
3 the Board and six other members of the Board including members holding
4 office by virtue of paragraphs (c), (d) and (e) of subsection (1) of section 2 of
5 this Act.

6 (3) There is hereby established a body to be known as the
7 investigating Panel (hereinafter in the Act referred to as the "panel") which
8 shall be charged with the duty of-

9 (a) conducting preliminary investigation into any case where it is
10 alleged that a registered person has misbehaved in his capacity as such, or
11 should for any other reason be arraigned before the Disciplinary Committee;
12 and

13 (b) deciding whether or not the case should be referred to the
14 Disciplinary Committee.

15 (4) The Panel shall be appointed by the Board and shall consist of
16 three members of the Board, one of whom shall be named as the Chairman of
17 the panel and two members who are not members of board.

18 (5) the provisions of Schedule 2 to this Act shall so far as applicable
19 to the Disciplinary Committee and the Panel respectively, have effect with
20 respect to those before.

21 **PART V — MISCELLANEOUS**

22 **16.—(1) Where-**

23 (a) a person registered under this Act is convicted by a Court or
24 Tribunal in Nigeria or elsewhere having power to award punishment for an
25 offence (whether or not the offence is punishable with imprisonment) which
26 in the opinion of the Disciplinary Committee is incompatible with the
27 statute of such registered person;

28 (b) a registered person is judged by the Disciplinary Committee to
29 be guilty of infamous conduct in a professional respect; or

30 (c) the Disciplinary Committee is satisfied that the name of any

Penalties for
unprofessional
conduct

1 person has been fraudulently registered, the Disciplinary Committee may give
2 any of the directions specified in subsection (2) of the section.

3 (2) The Disciplinary Committee in pursuance of subsection (1) of this
4 section may give a direction-

5 (a) ordering the Registrar to strike off the person's name from the
6 register;

7 (b) suspending that person from practice for such period as may be
8 specified in the direction.

9 (c) reprimanding that person;

10 (d) ordering the person to pay to the Board any cost of or incidental to
11 the proceeding incurred by the Board; or

12 (e) cautioning that person and binding him over for a period not
13 exceeding one year on one or more conditions as to his conduct during that
14 period and any such directions may where appropriate, include provisions
15 requiring the refund of moneys paid or the handing over of documents or any
16 other provisions as the case may require.

17 (3) In any inquiry under this section, any finding of fact which is
18 shown to have been made in-

19 (a) any criminal proceeding in a court in Nigeria; or

20 (b) any civil proceedings in a court in Nigeria shall be conclusive
21 evidence of the fact found.

22 (4) If after due inquiry the disciplinary committee is satisfied that
23 during the period of binding over under paragraph (e) of subsection (2) of this
24 section a person has not complied with the condition imposed there under the
25 disciplinary committee may, if it thinks fit, impose anyone or more of the
26 penalties mentioned in subparagraph (a), (b), (c) or (d) of that subsection.

27 (5) A certificate under the hand of the Chairman that any costs have
28 been ordered to be paid by a person under this section shall be conclusive of
29 that thereof.

- 1 17.—(1) Unless otherwise exempted under this Act, any person not Offences
2 being a fully registered Animal Health and Husbandry Technologist or.
3 being a fully registered Animal Health and Husbandry technologist and
4 allowing his license to expire so that payment of the Prescribed fee is in
5 arrears for more than one year, who-
- 6 (a) for or on expectation of reward practices or holds himself out as
7 an Animal Health and Husbandry Technologists;
- 8 (b) takes or uses any letters alter his name to indicate qualification
9 as an Animal Health and , and Husbandry, technologist; or
- 10 (c) without reasonable excuse takes or uses any name, title,
11 addition or description implying that he is authorized by law to practice as an
12 Animal Health and husbandry Technologist, shall be guilty of an offence.
- 13 (2) If any person, for the purpose of procuring the registration of
14 any name, qualification or other matter-
- 15 (a) makes a statement which he believes to be false in a material
16 particular, or;
- 17 (b) recklessly makes a statement which is false in a material
18 particular, he shall be guilty of an offence.
- 19 (3) if the registrar or any person employed by the Board willfully
20 makes any falsification in any matter relating to the registration he shall be
21 guilty of an offence.
- 22 (4) A person guilty of an offence under this section shall be liable-
- 23 (a) on summary conviction, to a fine not exceeding twenty-five
24 thousand Naira;
- 25 (b) on conviction or indictment, to a fine or imprisonment for a
26 term not exceeding two years or to both.
- 27 (5) where an offence under this section which has been committed
28 by a body corporate is proved to have been committed with the consent or
29 connivance of, or to be attributable to any neglect on the part of any Director,
30 Manager, Secretary or other similar officer of is. the body corporate, or any

1 person purporting to act in any such capacity, he as well as the body corporate,
2 shall be deemed to be guilty of that offence and shall be liable to be prosecuted
3 against and punished accordingly.

Restoration of
Registration

4 **18.—(1)** Where the name of a person has been struck out from the
5 register in pursuance of a direction given under section 16 of this Act, the
6 Disciplinary Committee may, if it thinks fit, any time direct the restoration of
7 the person's name to the register.

8 **(2)** Any application for the restoration of a name to a register shall not
9 be made to the Disciplinary committee before the expiration of such period
10 from the date of the striking off and where he has made an application, from the
11 date of his last application) as may be specified in the direction.

12 **(3)** There shall be payable to the Board by any person on the
13 restoration of his name to a register in pursuance of a direction given under this
14 section the like fees as would be payable by that person on first becoming
15 registered prior to the disciplinary action.

Striking of entries
from the Register
on grounds of
fraud or error

16 **19.—(1)** If it proved to the satisfaction of the Disciplinary Committee
17 that any entry made in a register has been fraudulently or incorrectly made, the
18 Disciplinary committee may direct that the entry shall be struck off from the
19 register.

20 **(2)** A person may be registered in pursuance of any provision of this
21 Act notwithstanding that his name has been struck oil in pursuance of a
22 direction given under subsection (1) of this section if his name was struck off
23 on the ground of fraud he shall not be registered except an application in that
24 behalf is made to the Disciplinary Committee; and on any such application the
25 Disciplinary Committee may, if it thinks tit Direct that he shall not be registered
26 until the expiration of such periods as may be specified in the direction.

27 **(3)** Any reference in this Act to the striking off from or the restoration
28 to a register of the name of a person shall be constructed as including a
29 reference to the striking off from or the restoration to the register of any other
30 registerable particulars relating to that person.

1 PART VI — SUPPLEMENTARY PROVISION.

2 20. Any power to make regulations, rules or order conferred by
3 this Act shall include power-

Regulations, Rules
and Orders

4 (a) to make provision for such incidental and supplementary
5 matters as the authority making the instrument considers expedient for the
6 purpose of the instrument; and

7 (b) to prescribe membership fees in such amount as the Minister
8 may from time to time , approve; and

9 (c) to make different provision for differed circumstance.

10 21. In this Act unless the otherwise requires-

Interpretations

11 “accepted qualification” means a degree, diploma or other certificate
12 specified in schedule 3 of this Act;

13 “an Animal Health Technologist” means a person registered and licensed by
14 this act to practice animal health care delivery and welfare in Nigeria;

15 “Board” means the Animal Health and Husbandry Technologists
16 Registration Board of Nigeria established under section 1 of this Act;

17 “member” means member of the Board and include the Chairman;

18 “Ministers” means the minister charged with responsibly for matters
19 relating Agriculture;

20 “profession” means the Animal Health and Husbandry Technology;

21 “register” means a register maintained under section 8 of this Act;

22 “registrar” means the registrar of the Board appointed under section 7 of this
23 Act;

24 “registration certificate” means a registration certificate issued under
25 section 10 of this Act.

26 22. This Bill may be cited as the Animal Health and Husbandry
27 Technologists (Registration, etc.) Bill, 2015.

Citation

1 SCHEDULE 1

2 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

3 1.—(1) A person other than a person appointed under section 2(1) (e),
4 (g) and (h) of this Act shall not be a member of the Board unless he is a citizen of
5 Nigeria fully registered or in the case of the first members of the board is
6 eligible for registration as member of the profession.

7 (2) where a member of the Board ceases to hold office before the date
8 when his term of office would have expired by his effluxion of time the body or
9 person by whom he was appointed or elected shall as soon as may be, appoint
10 or, as the case may be elect a person to fill the vacancy for the residue of the
11 term aforesaid, so however that the foregoing provisions of this paragraph shall
12 not apply where a person holding office as a member of the board ceases to hold
13 office at a time when the residue of his term does not exceed one year.

14 2.—(1) Subject to the provision of this Paragraph a member of the
15 Board other than a public officer, shall hold office for a period of three years
16 from the date of his appointment and shall be eligible for re-appointment for a
17 further period of three years; thereafter he shall no longer be eligible for re-
18 appointment.

19 (2) A member of the Board, other than a public officer, may resign
20 his/her appointment by a letter addressed to the minister and the resignation
21 shall take effect from the date of the receipt of the letter by the Minister.

22 (3) The Minister may appoint any person who is a registered Animal
23 Health and Husbandry Technologist to be a temporary member during a long
24 absence or temporary incapacity by illness of any member, and that person may
25 while the appointment subsists; exercise the functions of a member under this
26 Act.

27 (4) The foregoing provisions of this section shall be without prejudice
28 to the provisions of section II of the interpretation Act 1964 which relates to
29 appointments.

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Proceeding of the Board

3. The Board may make standing order regulating the proceeding of the Board or of any committee thereof or, in the absence of the Chairman elect a temporary vice-chairman who shall be an Animal Health and Husbandry Technologist and has been so qualified for not less than twelve years for the conduct of affairs of the Board.

4. The quorum of the Board shall be five and the quorum of any committee of the Board shall be as determined by the Board.

5. At any time while the office of the Chairman is vacant or the chairman is in the opinion of the Board temporarily or permanently unable to perform the function of his office the vice-Chairman shall perform those function and references in this schedule to the Chairman shall be construed accordingly.

6.—(1) subject to the provisions of any applicable standing orders, the Board shall meet whenever summoned by the Chairman and if the Chairman is required so to do by notice to him by not less than six other members, he shall summon a meeting of the Board to be held within twenty one days from the date on which the notice is given.

(2) At any meeting of the Board, the chairman or, in his absence, the vice-chairman shall preside but if both are absent the members present at the meeting shall appoint one of their member to preside at that meeting.

(3) where the Board wishes to obtain the advice of any person in a particular matter, the Board may co-opt him as a member for such period as it thinks fit, but a person who as a member by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Board and shall not count towards a quorum.

7.—(1) The Board may appoint one or more committees to carry out on behalf of the Board, such of its functions as the Board may determine.

(2) A committee appointed under this paragraph shall consist of the number of persons determined by the Board and not more than one-third of

1 those persons may be persons who are not members of the Board; and a person
2 other than a member of the Board shall . hold office on the committee in
3 accordance with the terms of the instrument by which he/she is appointed.

4 (3) A decision of a committee of the Board shall be of no effect until is
5 confirmed by the Board.

6 8.—(1) The fixing of the seal of the Board shall be authenticated by
7 the signature of the Chairman or of some other member authorized generally or
8 specially by the Board to act for that purpose.

9 (2) Any contract or instrument which if made or executed by a person
10 not being a body corporate, would not be required to be under seal may be made
11 or executed on behalf of the Board by any person generally or specially
12 authorized to act for that purpose by the Board.

13 SCHEDULE 2

14 *Section 15 (5)*

15 SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY

16 COMMITTEE AND THE INVESTIGATING PANEL

17 *The Disciplinary Committee*

18 1.—(1) The Attorney-General of the Federation shall make rules as to
19 the procedure to be followed, and the rules of evidence to be observed in
20 proceeding before the Disciplinary Committee.

21 (2) The rules shall in particular provide-

22 (a) for securing that notice of proceedings shall be given at such time,
23 and in such manner as may be specified by the rules, to the person who is the
24 subject of the proceedings

25 (b) for determining who in addition to the person aforesaid, shall be a
26 party to the proceeding;

27 (c) for securing that any party to the proceedings shall if he requires,
28 be entitled to be heard by the Disciplinary Committee;

29 (d) for enabling any party to the proceedings to be represented by a
30 legal practitioner;

1 (e) subject to the provisions of section 6 (2) (d) of this Act, as to the
2 costs to proceedings 3. before the Disciplinary Committee;

3 (f) for requiring, in a case where it is alleged that the person who is
4 the subject of the proceedings is guilty of infamous conduct in any
5 professional respect that where the disciplinary committee finds that the
6 allegations has not been proved it shall record a finding that the person is not
7 guilty of such conduct in respect of the matter to which the allegation relates;

8 (g) for publishing in the Gazette the notice of any direction of the
9 Disciplinary Committee which has taken effect providing that a person's
10 name shall be erased from the register.

11 2.—(1) For the purpose of advising the Disciplinary Committee on
12 questions of law arising in proceedings before it, there shall in all such
13 proceedings be an assessor to the Disciplinary Committee who shall be
14 appointed by the Board on the recommendations of the Attorney-General of
15 the Federation and shall be a legal practitioner of not less than seven years
16 standing.

17 (2) The Attorney-General of the Federation shall make rules as to
18 the functions of assessors appointed under this paragraph, and in particular
19 such rules shall contain provisions for securing-

20 (a) that where an assessor advises the Disciplinary Committee on
21 any question of Law as to evidence, procedure or any other matter specified
22 by the rules, he shall do so in the presence of every party or person
23 representing a party in the proceedings who appears thereat or, if the advice
24 is tendered while the Disciplinary Committee is deliberating in private, that
25 every such party or person as aforesaid shall be informed as to what advice
26 the assessor has rendered;

27 (b) that every party or person as aforesaid shall be informed if in
28 any case the Disciplinary Committee does not accept the advice of the
29 assessor on such a question as aforesaid.

30 (3) An assessor may be appointed under this paragraph either

1 generally or for any particular proceedings or class of proceedings and shall
2 hold and vacate office in accordance with the terms of the instrument by which
3 he is appointed.

4 3. The quorum at any meeting of the Disciplinary committee shall be
5 three.

6 4. At any meeting of the Disciplinary Committee, the Chairman of
7 the Board shall preside and in his absence the members present shall appoint
8 one of their member to 5. preside at that meeting.

9 5. Any question proposed for decision by the Disciplinary
10 Committee shall be determined by majority of the members present and voting
11 at a meeting of the Disciplinary Committee at which a quorum is formed

12 6. At all meetings of the Disciplinary committee, each member
13 present shall have one vote on a question proposed for decision by the
14 Disciplinary Committee and, in the event of an equality of votes, the Chairman
15 shall in addition to a deliberation vote, have a casting vote.

16 7. For the purpose of any inquiry the Disciplinary Committee may
17 hear and receive evidence and may under the hand of the Chairman or Registrar
18 summon witness and require the production of any book, document or thing
19 and may through the Registrar administer an oath to any witness.

20 8. The quorum of the panel shall be three.

21 *The Panel.*

22 9.—(1) The panel may at any meeting of it attended by not less than
23 four members make standing order for its purpose.

24 (2) Subject to the provision of any such standing order the panel may
25 regulate its own procedure.

26 *Miscellaneous.*

27 10.—(1) A person ceasing to be a member of the Disciplinary
28 Committee or the panel shall be eligible for re-appointment as a member of that
29 body.

30 (2) A person may be a member of both the Disciplinary Committee

1 and the panel; but no person who has acted as a member of a panel with
2 respect to any case shall act as a member of the Disciplinary Committee with
3 respect to that case.

4 **11.** The Disciplinary committee or panel may act notwithstanding
5 any vacancy in its membership; and the proceedings of either body shall not
6 be invalidated by any irregularity in the appointment of a member of that
7 body; or subject to sub-paragraph (2) 9. of paragraph 10 of this Schedule, by
8 reason of the fact that any person who was not entitled so to do take part in
9 the proceedings of that body.

10 **12.** The Disciplinary Committee and the panel may each sit in two
11 or more places.

12 **13.** Any document authorized or required by virtue of this Act to
13 be served on the Disciplinary Committee or the panel shall be served on the
14 Registrar.

15 **14.** Any expenses of the Disciplinary Committee or the panel shall
16 be defrayed by the Board.

17 SCHEDULE 3

18 *Section 10 (4)*

19 ACCEPTABLE MINIMUM QUALIFICATION FOR THE PURPOSE OF
20 REGISTRATION ON THE REGISTER ESTABLISHED UNDER THIS ACT

21 **1.** Higher National Diploma of the College of Animal health and
22 Production Technology or its recognized equivalent qualification

23 **2.** Professional Diploma or Degree of any recognized university.

EXPLANATORY NOTE

(This note does not form part of the above Act but is intended to explain its purport).

The Act establishes the Animal Health and Husbandry Technologists Board with responsibility for amongst others-

- (a) determine what standards of knowledge and skill are to be attained by persons seeking to become Animal Health and Husbandry Technologist; and**
- (b) promoting the highest standard of competence, practice, conduct and welfare amongst members of the profession.**