

1 Polymer science, engineering and technology;

2 (f) To diffuse among its members information on all matters affecting
3 Polymer science, engineering and technology and to print, publish, issue and
4 circulate periodicals, books, circulars and other literary material as may seem
5 conducive to the attainment of any of these objects;

6 (g) To originate and promote the enactment by the State of legislation
7 in respect of all of above objects;

8 (h) To purchase, have, hold, dispose of subject to the provisions of the
9 Companies Act, buildings for use as an institute, college or lecture rooms, or
10 any other properties, real or personal, for the advancement of the object of the
11 institute or anyone of them;

12 (i) To do all such other lawful things as are incidental or conducive to
13 the attainment of the above objects or any of them provided that the institute
14 shall not support with its funds or impose on its members or endeavor to
15 procure the observance of any regulation which, if are object to the institute
16 would make it a trade union.

17 (2) The Institute shall be with perpetual succession and a common
18 seal and may sue and be sued in its corporate name.

19 (3) Subject to the Land Use Act, the institute may hold, acquire and
20 dispose of any movable or immovable property.

Functions of the
Institute

21 2.-(1) Without prejudice to Section 1 of this Act, it shall be the duty of
22 the institute to:

23 (a) Determine what standards of knowledge and skill are to be
24 obtained by persons seeking to become members of Chartered Polymer
25 Institute of Nigeria, improving those standards from time as Circumstances
26 may permit;

27 (b) Secure, in accordance with the provisions of this Act, the
28 establishment and maintenance of a register of members of the profession and
29 the publication from time to time of the list of those persons.

Membership

30 (2) (i) Membership of the institute shall be open to all persons aged

1 eighteen (18) years and above, who are of Nigerian origin and from other
2 parts of the world and are interested in the aims and objectives of the
3 institute may be an individual in research.

4 (3) (ii) Subject to the provisions of this Act, persons admitted to
5 membership of the institute shall be registered as members of the profession
6 in the category of:

7 (i) Honorary fellows;

8 (ii) Fellows;

9 (iii) Members;

10 (iv) Associates;

11 (v) Graduate;

12 (vi) Professional grade i. Technician and Higher Diploma grades;

13 (vii) Corporate;

14 (viii) Students.

15 3.-(1) There shall be established for the institute, a Governing
16 Council (in this Act referred to as the Council) which shall be charged with
17 the responsibility of administration and general management of the
18 institute.

Council of the
Institute and
Membership

19 (2) The council shall consist of the following members:

20 (a) The President of the Institute, who shall be the Chairman;

21 (b) Vice President of the Institute, who shall be the Vice Chairman;

22 (c) Director Engineering Ministry of Science and technology;

23 (d) 10 persons to be elected by the Institute;

24 (e) Past presidents of the Institute who shall be entitled to serve on
25 the council for a maximum period of 3 years from the expiration of their term
26 of office as president of the Institute;

27 (f) 2 persons to represent institute of higher learning in Nigeria
28 offering courses leading to approved qualifications in Polymer science to be
29 appointed by the institute;

1 (g) The Registrar of the institute who shall be the Secretary to the
2 council.

Election of
President and
Vice President

3 4.-(1) There shall be a President and Vice President of the Institute,
4 who shall be fellows of the Institute, to be elected by the council who shall hold
5 office each for a term of three (3) years from the date of election.

6 (2) The President shall be Chairman at meetings of the institute, so
7 however that in the event of death, incapacity or inability, for any reason of the
8 president, the Vice president shall act on his behalf for the unexpired portion of
9 the term of the office.

10 (3) If the President or Vice President ceases to be a member of the
11 institute he *Ipso facto* cease to hold any of the office designated under this
12 Section.

13 PART 2

Financial
Provisions

14 5.-(1) The council shall establish and maintain a fund for the institute.

15 (2) There shall be paid and credited into the fund established pursuant
16 to subsection (1) of this section:

17 (a) All fees and other moneys payable to the council in pursuant of this
18 act;

19 (b) Such moneys as may be provided by the federal Government to
20 the Council by way of grant, loan or otherwise.

21 (3) There shall be paid out of the fund of the institute:

22 (a) All expenditure incurred by the council in the discharge of its
23 functions under this Act;

24 (b) The remuneration and allowances of the Registrar and other staff
25 of the institute; and

26 (c) Such reasonable travelling and subsistence allowances of
27 members of the council.

28 (4) The council may invest moneys in the fund in any security created
29 or issued by or on behalf of Government of the Federation or in any other
30 securities in Nigeria as may be approved by the council.

1 (5) The council may from time to time raise and give security for
2 money by the issue of or upon bonds, debentures, debenture stocks, Bill
3 exchange, Promissory notes or other obligations or securities of the
4 company or by mortgage or charge upon all or any of the property of the
5 institute.

6 (6) The council shall keep proper accounts on behalf of the institute
7 in respect of each year and proper records in relation to these accounts; and
8 the council shall cause the accounts to be audited by an Auditor appointed
9 from the list and in accordance with the guidelines supplied by the Auditor-
10 general of the Federation.

11 (7) The income and property of the institute shall be applied solely
12 towards the promotion of its objects so set forth in the Memorandum of
13 Association and no portion thereof shall be paid or transferred directly or
14 indirectly as dividend, bonus or otherwise by way of profit to members of
15 the institute, provided that nothing herein shall prevent the payment of
16 remuneration to any officer or servant actually rendered to the institute or
17 prevent the payment of interest at the rate not exceeding five percent per
18 annum on money rent, reasonable and proper rent for premises demised or
19 let by any member to the institute or any officer of the institute paid by fees,
20 and that no remuneration or other benefit in money shall be given by the
21 institute to any member of such body repayment of out of pocket expenses
22 and interest at the rate aforesaid or reasonable.

23 (8) The auditor appointed for the purpose of this section shall not
24 be a member of the council.

25 (9) The council shall prepare and submit to the minister of science
26 and technology not later than twelve months after its establishment and once
27 in each year thereafter a report on the activities of the council in the last
28 preceding years and shall include in the report a copy of the audited accounts
29 of the council for that year and of the auditor's report thereon.

30 (10) If upon the Winding up or dissolution of the institute, there

1 remains, after the satisfaction of all its debt and liabilities, any property
2 whatsoever the same shall not be paid to or distributed among the members of
3 the institute, but shall be given or transferred to some other institution or
4 institutions having object similar to the objects of the institute, to be
5 determined by the council at or before the time of dissolution, or in default
6 thereof by the judge of the Federal High Court. Services, education, technical
7 development, quality control or production work employment, manufacturing,
8 sale or improvement of finished products or new materials of polymer nature
9 such as plastics, rubber and printing inks, adhesives, pulp and paper, packaging
10 and related industries.

11

PART 3

Appointment of
Registrar and
preparation of
Register

12

6.-(1) It shall be the duty of the Council to appoint:

13

(a) A fit and proper person who shall be a member of the institute and
14 must have 10 years experience in Polymer Science engineering and technology
15 to be registered for the purpose of this act; and

16

(b) Such other persons as the institute may, from time to time think
17 necessary.

18

(2) The Registrar shall in addition to his other functions under this Act
19 be the secretary to the council and shall on instruction of the President of the
20 Council or of any committee thereof convene meetings of the council or of any
21 committee thereof and keep minutes of the proceedings at all such meetings as
22 the case may be.

23

(3) The council may, whenever the registrar is absent or for any other
24 reason unable to discharge the functions of his office, appoint an acting
25 Registrar who shall have the same qualification as in subsection 1 of this
26 section discharge those functions.

27

(4) The Registrar and other staff of the institute shall hold office on
28 such conditions as the council may determine.

29

7.-(1) It shall be the duty of the Registrar to prepare and maintain in
30 accordance with the rules made by the council, a register of names, address and

Registration of
Members

1 approve qualifications and such other particulars as may be specified by the
2 rules, of all persons who are entitled in accordance with the provisions of
3 this Act to be registered as members of the profession.

4 (2) The register shall consist of 8 parts of which:

5 (a) The first part shall be in respect of Honorary Fellows;

6 (b) The second part shall be in respect of Fellows;

7 (c) The third part shall be in respect of Members;

8 (d) The fourth part shall be in respect of Associates;

9 (e) The fifth part shall be in respect of Graduates;

10 (f) The sixth part shall be in respect of Professionals;

11 (g) The seventh part shall be in respect of Corporate bodies;

12 (h) The eighth part shall be in respect of Students.

13 (3) Subject to the following provisions of this section, the council
14 may make rules with respect to the form and keeping of the register and the
15 making of the entries therein and in particular:

16 (a) Regulating the making of applications for registration and
17 providing evidence in support of such applications;

18 (b) Providing for the notification to the Registrar, by the person to
19 whom any registered particulars relate, of any change in those particulars;

20 (c) Specifying the fees, including any annual subscription to be
21 paid to the institute in respect of the entry of names in the register, and
22 authorizing the Registrar to refuse to enter a name on the register until any
23 fees specified for the entry have been paid.

24 (4) Any rules made for the purpose of paragraph (c) of subsection 3
25 of this section shall not come into force until they are confirmed at the
26 special meeting of the institute.

27 (5) It shall be the duty of the Registrar:

28 (a) To correct in accordance with the directions of the council, any
29 entry in the register which the council directs him to correct as being in the
30 opinion of the council on entry which was incorrectly made;

1 (b) To make from time to time any necessary alteration to the register
2 particulars of registered persons;

3 (c) To record the names of members of the institute who are in default
4 for more than 6 months in the payment of annual subscriptions, and to take such
5 action in relation thereto (including removal of the names of defaulters from
6 the register) as the council may direct or require.

7 (6) If the register:

8 (a) Send to any registered person a letter addressed to him at his
9 address on the register enquiring whether the registered particulars relating to
10 him are correct and receives no reply to the letter within the period of 6 months
11 from the date of posting it, and

12 (b) Upon the expiration of that period sends in the like manner to the
13 person in question a second letter and receives no reply to that letter within 3
14 months from the date of posting it.

15 The registrar may remove the particulars relating to the person in question from
16 the register provided that the council may, for any reason which seems to it
17 sufficient, direct the registrar to restore the appropriate part of the register any
18 particulars removed therefrom under this subsection.

Publication of
Register and
list of corrections

19 8.-(1) It shall be the duty of the Registrar

20 (a) To cause the register to be printed, published and put on sale to
21 members of the public not later than 2 years from the coming into force of this
22 act;

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

27 (c) To cause a print of each edition of the register and of each list of
28 corrections to be deposited at the principal office of the institute, and it shall be
29 the duty of the council to keep the register, and list so deposited available at all
30 reasonable times for inspection by members of the public.

1 (2) A document purporting to be a print of an edition of e register
2 published under this section by authority of the Registrar or documents to be
3 print of an edition of a register so published and of a list of corrections to that
4 edition so published, shall (without prejudice to any other proof) be
5 admissible in any proceeding as evidence that any person specified in the
6 document or documents read together, as being registered is so registered at
7 the date of the edition or of the list of corrections as the case may be, and that
8 any person not so specified was not so registered.

9 (3) Where in accordance with subsection (2) of this section, a
10 person in any proceeding, shown to have been or not to have been registered
11 at a particular date, shall unless the contrary is proved be taken for the
12 purposes of the proceeding as having at all material times thereafter
13 continued to be or not to be so registered.

14 PART 4

15 9.-(1) Subject to Section 110f this act and to rules made under
16 section 8 of this act, a person shall be entitled to be registered as a member of
17 the profession if:

Registration of
Chartered Members
of the profession

18 (a) He passes the qualifying examination for registration
19 recognized or conducted by the council under this Act and complete the
20 practical training prescribed; or

21 (b) He held a qualification granted and for the time being accepted
22 by the institute and satisfied the council that he has sufficient practical
23 experience as a member of the profession.

24 (2) An application for registration under this Act shall in addition to
25 evidence of qualification satisfy the council that:

26 (a) He is of good Character (fit and proper person);

27 (b) He had attained the age of 21;

28 (c) He has not been convicted in Nigeria or elsewhere of an offence
29 involving fraud or dishonestly.

30 (3) The council may in its sole discretion, provisionally accept a

1 qualification produced in respect of an application to register under this
2 section, or direct that the application be renewed within such period as may be
3 specified in the direction.

4 (4) Any entry directed to be made in the register under subsection (3)
5 of this section, shall show the registration is provisional and no entry so made
6 shall be converted to full registration without the consent of the council,
7 signified in writing in that behalf.

8 (5) The council shall from time to time, publish in the Federal Gazette
9 particulars of qualification for the time being acceptable for registration by the
10 institute.

Approval of
qualification

11 10.-(1) The council may approve any institution for the purpose of
12 this Act and may for that purpose approve:

13 (a) Any course of training at any approved institution which is
14 intended for persons seeking to become or are already administrators and
15 which the council considers is designed to confer on persons completing it
16 sufficient knowledge and skills for admission into the institute;

17 (b) Any qualification which as a result of examination taken in
18 conjunction with a course of training approved by the council under this
19 section is granted to candidates reaching a standard at the examination,
20 indicating in the opinion of the council that the candidate has sufficient
21 knowledge and skill for the practice of the profession.

22 (2) The council, may, if it thinks fit, withdraw any approval given
23 under this section in respect of any course, qualification or institution but
24 before withdrawing such an approval the council shall:

25 (a) Give notice that it proposes to do so to persons in Nigeria
26 appearing to the council to be persons by whom the course is conducted or the
27 qualification is granted or the institution is controlled as the case may be;

28 (b) Afford each such person an opportunity of making to the council
29 presentations with regards to the proposal;

30 (c) Take into consideration any representation made as respect to the

1 proposal in pursuance of paragraph (b) of this section.

2 (3) As respect to any period during which the approval of the
3 council under this section for a course qualification or institution is
4 withdrawn, the course of qualification or institution shall not be treated as
5 approved under this section but the withdrawal of such an approval shall not
6 prejudice the registration or eligibility for registration of any person who by
7 virtue of the approval, was registered or eligible for registration
8 immediately before the approval was withdrawn.

9 (4) The giving or withdrawal of an approval under this section shall
10 have effect from such date either before or after the execution of the
11 instrument signifying the giving or withdrawal of the approval, as the
12 council may specify in the instrument and the council shall:

13 (a) As soon as may be, publish a copy of every such instrument in
14 the Federal Gazette; and.

15 (b) Not later than 7 days before its publication send a copy of the
16 instrument to the minister.

17 **11.-(1)** It shall be the duty of the members of the council to keep
18 themselves informed of the nature of:

Supervision of
instruction

19 (a) The instructions given at approved institutions to persons
20 attending approved courses of training; and

21 (b) The examination as a result of which approved qualifications
22 are granted. And for the purposes of performing that duty the council may
23 appoint, either from among its members or otherwise, persons to visit
24 approved institutions or observe such examinations.

25 (2) It shall be the duty of the person appointed under subsection (1)
26 of this section report to the council on:

27 (a) The sufficiency or otherwise of the instructions given to
28 persons attending the approved courses of training at the institutions visited
29 by him;

30 (b) The adequacy or otherwise of the examinations conducted at

1 any institution inspected by him; and

2 (c) Any other matter relating to the institution or examinations on
3 which the council may, either generally or in a particular case, request him to
4 report. But the person shall not interfere with the giving of any instruction or
5 the holding of any examination.

6 (3) On receiving a report made in pursuance of this section, as the
7 council may think fit and shall, if so required by the institution send a copy of
8 the report to the person appearing to the council to be in charge of the institution
9 or responsible for the examination to which the report relates, requesting that
10 person to make observation or report to the council within such period as may
11 be specified in the request, not being more than 1 month beginning with the
12 date of the request.

Supervision of
Examination

13 12.-(1) Notwithstanding, the provisions of section 11 of this Act, it
14 shall be the duty of the national Board for Technical Education (in this Act
15 referred to as the Board) to supervise the institutes examinations and for the
16 purpose of performing that duty the Board may appoint its officials to review
17 the institutes examination question papers and student's answers scripts before
18 the examination is released.

19 (2) The director of the Board shall be a joint signatory to the certificate
20 awarded by the institute.

Qualification
for Membership

21 13.-(1) Subject to the provisions of section 10 of this Act, membership
22 of the institute shall be open to all persons aged (18) years and above, who are
23 interested in the aims and objects of the institute.

24 (2) The person shall be an individual engaged in research, services,
25 education, technical development, quality control or production, work
26 employment of finished products or raw materials of Polymer nature such as
27 plastics, rubber, paints, and printing inks, adhesive, pulp and paper packaging
28 and related industries.

Establishment of
Disciplinary
Tribunal and
Investigating Panel

29 PART 5 - PROFESSIONAL DISCIPLINE

30 14.-(1) There shall be established a body to be known as Chartered

1 Polymer Institute Disciplinary Tribunal (in this Act referred to as the
2 Tribunal) which shall be charged with the duty of considering and
3 determining any case referred to it by the panel established under subsection
4 (3) of this section, and any other case of which the tribunal has cognizance
5 under the following provisions of this Act.

6 (2) The tribunal shall consist of the president of the council and 6
7 (six) other members of the council appointed by the council.

8 (3) There shall be a body to be known as Chartered Polymer
9 Institute Investigating Panel (in this decree referred to as the Panel) which
10 shall be charged with the duty of:

11 (a) Conducting a preliminary Investigation into any case when it is
12 alleged that a member of the profession has misbehaved in his capacity as
13 such a member should for any reason be the subject of proceedings before
14 the tribunal;

15 (b) Deciding whether the case should be referred to the tribunal;

16 (c) Submitting a report on any action taken in the past to the
17 tribunal.

18 (4) The panel shall be appointed by the council and shall consist of
19 2 members of the council and one member of the profession who is not a
20 member of the council.

21 (5) The provision of schedule 2 to this Act shall so far as they are
22 applicable to the tribunal and panel respectively, have effect with respect to
23 those bodies.

24 (6) The council may make rules not inconsistent with this Act as to
25 acts which constitute professional misconduct.

26 **15.-(1) Where:**

27 (a) A person registered under this Act is adjudged by the tribunal to
28 be guilty of infamous conduct in any professional respect;

29 (b) A person registered under this Act is convicted by any Court of
30 competent jurisdiction which in the opinion of the tribunal is incompatible

Penalties for
unprofessional
conducts

1 with the status of a member of the profession;

2 (c) The tribunal is satisfied that the name of any person has been
3 fraudulently registered.

4 (2) The tribunal if it thinks fit, defer its decision as to the giving of
5 direction under subsection (1) of this section until a subsequent meeting of the
6 tribunal.

7 (3) No decision of the tribunal shall be deferred under subsection (2)
8 of this section for periods exceeding 1 year in the aggregate.

9 (4) As far as possible no person shall be a member of the tribunal for
10 the purposes of reaching a decision which has been deferred or further
11 deferred, unless he was present as a member of the tribunal when the decision
12 was deferred.

13 (5) For the purpose of subsection (1) of this section, a person shall not
14 be treated as convicted unless the conviction stands at a time when no appeal or
15 further appeal is pending or may (without extension of time) be brought in
16 connection with the conviction.

17 (6) When the tribunal gives a direction under subsection (1) of this
18 section, the tribunal shall cause notice of the direction to be served on the
19 person to whom it relates.

20 (7) The person to whom such a direction relates may at any time
21 within 28 days from the day of service on him of the direction appeal against
22 the direction to the Federal High Court and the tribunal may appear as
23 respondent to the appeal and, for the purpose of enabling directions to give as to
24 cost of the appeal and of proceedings before the tribunal.

25 (8) A direction of the tribunal given under subsection (1) of this
26 section shall take effect where:

27 (a) No appeal under this section is brought against the decision,
28 within the time limited for such an appeal, or an expiration of that time;

29 (b) Such an appeal is brought and is withdrawn or struck out for want
30 of diligent prosecution, or on the withdrawal or striking out of the appeal; or

1 (c) Such an appeal is brought and is not withdrawn or struck out as
2 aforesaid, if and when the appeal is dismissed.

3 (9) A person whose name is removed from the register in pursuance
4 of a direction of the tribunal under this section shall not be entitled to be
5 registered again except in pursuance of a direction in that behalf given by the
6 tribunal on the application of that person.

7 (10) A direction under this section for the removal of a person's
8 name from the register, may prohibit an application under subsection (9) of
9 this section by that person until the expiration of such period from the date of
10 the direction (and where he has duly made such an application from the date
11 of his last application) or as may specify in the direction.

12 PART 6

13 16.-(1) Any person not being a member of the Chartered Polymer
14 Institute of Nigeria who but for this Act would have been qualified to apply
15 for the membership of the institute may within a period of 3 months from the
16 commencement of this Act, apply for the membership of this institute in
17 such a manner as may be specified by the council.

Application of
the Act to
unregistered
persons

18 (2) Where an application under subsection (1) of this section is
19 approved by the council, the applicant shall be enrolled or registered, as the
20 case may be, according to his qualification.

21 17.-(1) Subject to subsection (2) of this section, a person shall be
22 deemed to practice as Chartered members of the profession, if in
23 consideration of remuneration received or to receive, whether by himself or
24 in partnership with any person:

When persons
are deemed to
practice as
Chartered members
of the profession

25 (a) Engages himself in the practice of the profession or hold
26 himself out to the public as a member of the profession;

27 (b) Renders any other services or assistance in or about matter of
28 principle or detail relating to the profession; or

29 (c) Renders any other service which may by regulations made by
30 the council with the approval of the Minister, be designated as service

1 consulting practice as Chartered member of the profession.

2 (2) Nothing in this section shall be construed so as to apply to persons
3 who while in the employment of any government, are required under the terms
4 or in the course of such employment to perform the duties or any of the duties of
5 the profession.

Rules as to
practice

6 **18.-(1)** The council may make rules for:

7 (a) The training with registered members of the profession or suitable
8 persons in Polymer Science engineering and technology method, and

9 (b) The supervision and regulation of engagement, training and
10 transfer of such person.

11 (2) The council may also make rules:

12 (a) Prescribing the amount and date for payment of the annual
13 subscription and for such purpose, different amounts may be prescribed by the
14 rules according to whether the member of the institute is a fellow, honorary
15 fellow, member, associate, graduate, professional grade, corporate and
16 students or retired members;

17 (b) Prescribing the form of license to practice to be issued annually or
18 if the council thinks fit, by endorsement on an existing license;

19 (c) Restricting the right to practice as a member of the profession in
20 default of payment of the annual subscription where the default of payment of
21 the annual subscription continues for longer than such period as may be
22 prescribed by the rules;

23 (d) Restricting the right to practice as a member of the profession if
24 the qualification granted outside Nigeria does not entitle the holder to practice
25 as a member of the profession; and.

26 (e) Prescribing the practical training in the office of a chartered
27 member of the profession in practice to be completed before a person qualifies
28 for a license to practice as a member of the profession.

29 (3) Rules when made shall if the chairman of the council so direct be
30 published in the Federal Gazette.

1 19. The Institute shall:

2 (a) Provide and maintain a library comprising books and
3 publications for the promotion and advancement of knowledge of polymer
4 science engineering and technology and such other books and publications
5 as the Council may think necessary for the purpose;

Provision of
Library facilities

6 (b) Encourage research into industrial polymer science
7 engineering and technology and such other area of study as the Council may
8 deem appropriate.

9 20. The minister may give to the council directives of a general
10 character or relating generally to particular matters (but not to any individual
11 person or case) with regards to the exercise by the council of its functions
12 and it shall be the duty of the council to comply with the directives.

Powers of the
Minister to give
directives to the
Council

13 21.-(1) Any regulations made under this Act shall be published in
14 the Federal Gazette as soon as may be after they are made and a copy of such
15 regulations shall be sent to the minister not later than 7 days before they are
16 so published.

Regulations

17 (2) Rules made for the purpose of this act, shall be subject to
18 confirmation by the institute at the next general meeting or at any special
19 meeting of this institute convened for this purpose and if then annulled, shall
20 cease to have effect on the day of annulment but without prejudice to
21 anything done in pursuance or intended pursuance of any such rules.

22 22.-(1) Any person who for the purpose of procuring the
23 registration of any name, qualification or other matters

Offences and
penalties

24 (a) Makes a statement which he believes to be false in a material
25 particular; or

26 (b) Recklessly makes a statement which is false in a material
27 particular commits an offence.

28 (2) If, on or after the coming into force of this Act any person who
29 has not being a member of the institute, practice or hold himself out to
30 practice as a member of the profession for or in expectation of reward or take

1 or uses any name, title, addition or description implying that he is in practice as
2 a member of the profession, he commits an offence.

3 (3) In case of a person which fall within section 16 of this act:

4 (a) The provision of subsection (2) of this section shall not apply in
5 respect of anything done by him during the period of 3 months mentioned in
6 that section; and

7 (b) If within that period he duly applies for membership of the
8 institute then unless that period he is notified that his application has not been
9 approved the provision of subsection (2) of this section shall not apply in
10 respect of anything done by him between the end of that period and the date on
11 which he is registered or is notified as aforesaid.

12 (4) If the registrar or any other person employed by or on behalf of the
13 institute willfully makes any falsification in any matter relating to the register,
14 he commits an offence.

15 (5) A person guilty of an offence under this section is liable:

16 (a) On summary conviction, to a fine not exceeding N1,000.00;

17 (b) On conviction on indictment, to a fine not exceeding N5,000.00 or
18 to imprisonment for a term not exceeding 2 years or both fine and
19 imprisonment.

20 (6) Where an offence under this section has been committed by a body
21 corporate is proved to have been committed with the consent or connivance of
22 or to be attributable to any neglect on the part of any director, manager,
23 secretary, or other similar officer of the body corporate, shall be deemed to
24 have committed that offence and shall be liable to be proceeded against and
25 punished accordingly.

26 PART 7

27 23.-(1) On the commencement of this Act:

28 (a) All assets and liabilities held or incurred immediately before that
29 day by or on behalf of the incorporated institute shall by virtue of this Act and
30 without any further assurances, vest in the institute and be held by it for the

1 purpose of the institute;

2 (b) The incorporated institutes shall cease to exist; and

3 (c) Subject to subsection (2) of this section, any act or thing made
4 or done by the institute shall be deemed to have been made or done by the
5 institute.

6 (2) The provision of the third schedule to this Act shall have effect
7 with respect to matters arising from the transfer by this section to the
8 institute of the property of the incorporated institute and with respect to
9 other matters mentioned therein.

10 **24.** In this Act, unless the context otherwise requires:

Interpretations

11 "Board" - means the National Board for Technical Education established
12 under the National Board for Technical Education Act;

13 "Council" - means the council established as the governing body of the
14 institute;

15 "Fees" - includes annual subscription

16 "Institute" - means The Chartered Polymer Institute established under
17 section 1 of this Act;

18 "Member of this Institute" - means a registered fellow, member, member,
19 associate, corporate, students, professional, honorary fellow, and
20 membership of the institute shall be construed accordingly;

21 "Minister" - means Minister of Science and Technology Panel has the
22 meaning assigned to it by section 14 of this Act;

23 "President and Vice president" - means respectively the office holders under
24 those names in the institute;

25 "Registrar"- means the Registrar appointed in accordance with section
26 6(1)(a) of this Act;

27 "Profession" - means the profession of Polymer Science Engineering and
28 Technology;

29 "Register" - means the register maintained in pursuance of section 6 of this
30 Act and Masculine refers to feminine and Vice Versa;

1 "Tribunal" has the meaning assigned to it by section 14 of this Act.

Short Title

2 25. This Bill may be cited as the Chartered Polymer Institute of
3 Nigeria Bill, 2017.

4 SCHEDULES

5 SCHEDULE 1

6 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL AND
7 THE INSTITUTE

8 -(1) Subject to the provisions of this paragraph a member of the
9 council shall hold office for a period of 3 years beginning from the date of his
10 appointment or election.

11 (2) In the case of a person who is a member by virtue of having been a
12 president of the institute, he shall hold office for a period of 3 years from the
13 date of his having ceased to be president of the institute.

14 (3) Any member of the institute who cease to be a member thereof
15 shall, if he is also a member of the council, cease to hold office on the council.

16 2. Any elected member may by notice in writing under his hand
17 addressed to the president of the institute, resigns his office and any person
18 appointed may with the consent of the secretary, in the manner resigns his
19 office.

20 3. A person who retires from or otherwise ceases to be an elected
21 member of the council shall be eligible again to become a member of the
22 council and any appointed member may be reappointed.

23 4. Members of the council shall at its meeting next before the annual
24 general meeting of the institute arrange for 5 members of the council appointed
25 or elected and longest in office to retire at that annual general meeting.

26 5. Election to the council shall be held in such manner as may be
27 prescribed by rules made by the council and until so prescribed, it shall be
28 decided by show of hands.

29 6. If for any reason there is a vacation of office by a member and:

30 (a) Such member was appointed by the secretary, the secretary shall

1 object of the proposed meeting, the Chairman of the Council shall convene a
2 special meeting of the Institute.

3 (3) The quorum of any meeting of the Institute shall be 10 members
4 and that of any special meeting of the Institute shall be 15 members.

5 Meeting of the Council

6 5.-(1) Subject to the provision of any standing orders of the Council,
7 the Council shall meet whenever it is summoned by the Chairman and if the
8 Chairman is required to do so by notice in writing given to him by not less than
9 7 members, he shall summon a meeting of the Council to be held within 7 days
10 from the date on which the notice is given.

11 (2) At any meeting of the Council, the Chairman or in his absence the
12 Vice Chairman shall preside, but if both are absent the members present at the
13 meeting shall appoint one of the member to preside over the meeting.

14 (3) Where the Council desires to obtain the advice of any person on a
15 particular matter, the Council may co-opt him as a member by virtue of this Sub
16 paragraph shall not be entitled to vote at any meeting of the Council and shall
17 not count towards a quorum.

18 (4) Notwithstanding anything in the foregoing of this paragraph, the
19 first meeting of the Council shall be summoned by the Minister, who may give
20 such directives as he thinks fit as to the procedure which shall be followed at the
21 meeting.

22 Committees

23 6.-(1) The Council may appoint one or more committees to carry out
24 on behalf of the Institute or Council, such functions as the Council may
25 determine.

26 (2) A committee appointed under this paragraph shall consist of the
27 number of persons determined by the Council of whom not more than one third
28 shall be persons who are not members of the Council shall hold office on the
29 committee in accordance with the terms of the letter by which he is appointed.

30 (3) A decision of a committee of the Council shall be of no effect until

1 confirmed by the Council.

2 7.-(1) The fixing of the Institute SEAL shall be authenticated by the
3 signature of the President of the Institute or some other member of the
4 Council authorized generally or specially authorized to act for that purpose.

5 (2) Any contract or instrument which is made or executed by a
6 person who not being a body corporate would not be required to be under
7 seal, may be made or executed on behalf of the Institute or of this Council as
8 the case may require, by any person generally or specially by the Institute to
9 act for that purpose by the Council.

10 (3) Any document purporting to be a document duly executed
11 under the seal of the Institute shall be received in evidence and shall, unless
12 the contrary is prove, it is deemed to be executed.

13 8. The validity of any proceeding of the Institute or the Council or
14 of the committee of the Council shall not be adversely affected by any
15 vacancy in membership or by any defect in the appointment of a member of
16 the Institute of the Council or of a person to serve on the committee or by
17 reason that a person not entitled to do so took part in the proceeding.

18 SCHEDULE 2

19 SUPPLEMENTARY PROVISION RELATING TO DISCIPLINARY TRIBUNAL AND 20 INVESTIGATING PANEL

21 1. The quorum of the Tribunal shall be 5 of whom at least 2 shall be
22 members of the profession.

23 2.-(1) The Attorney General of the Federation may make rules as to
24 the selection of members of the tribunal for the purpose of any proceeding
25 and as to the procedure to be followed and the rules of evidence to be
26 observed in proceedings before the tribunal.

27 (2) The rules shall in particular provides:

28 (a) For securing that notice of the proceedings shall be given at
29 such time and in such manner as may be specified by the rules to the person
30 who is the subject of the proceeding;

1 (b) For securing that any party to the proceedings shall, if so required
2 be entitled to be heard by the tribunal;

3 (c) For securing that any party to the proceedings to be represented by
4 a Legal Practitioner;

5 (d) Subject to the provisions of section 15(7) of this act, as to cost of
6 proceedings before the tribunal;

7 (e) For requiring in a case where it is alleged that the person who is the
8 subject of proceedings is guilty of infamous conduct in any professional
9 respect, that where the tribunal adjudged that the allegation has not been
10 proved, it shall record a finding that the person is not guilty of such conduct in
11 respect of the matters to which the allegation relates;

12 (f) For publishing in the gazette of notice of any direction of the
13 tribunal which has taken effect providing that a person's name shall be struck
14 off the register;

15 (g) For determining who in addition to person aforesaid, shall be party
16 to the proceeding.

17 (3) For the purpose of any proceedings before the Tribunal, any
18 member of the Tribunal may administer oaths and any party to the proceedings
19 may issue out of the registry of the Federal High Court writ of *subpoena-ad-*
20 *testificandum and duces tecum* but no person appearing before the tribunal
21 shall be compelled:

22 (a) To make any statement before the tribunal pending to incriminate
23 himself; or

24 (b) To produce any document under such a writ which he could not be
25 compelled to produce at the trial of an action.

26 3.-(1) For the purpose of advising the Tribunal on question of law
27 arising in the proceedings before it, there shall in all such proceedings be an
28 Assessor to the Tribunal who shall be appointed by the Council on the
29 nomination of the Attorney General of the Federation and shall be a Legal
30 Practitioner of not less than 10 years post call.

1 (2) The Attorney General of the federation shall make rules as to
2 the functions of Assessors appointed under this paragraph, and in particular
3 such rules shall contain this provisions for securing that:

4 (a) Where as Assessor advises the Tribunal on any question of law
5 as to evidence, procedure or any other matters specified by the rules, he shall
6 do so in the presence of every party or persons representing the party to the
7 proceedings who appears thereat or if the advice is tendered while the
8 tribunal is deliberating in private, that every such party or person as
9 aforesaid shall be informed what advice the assessor has tendered;

10 (b) Every such party or person as aforesaid shall be informed if in
11 any case the tribunal does not accept the advice of the Assessor on such a
12 question as aforesaid.

13 *The Panel*

14 4. The quorum of the panel shall be 3.

15 5.-(1) The panel may at any of its meeting attended by not less than
16 5 members of the panel, make standing orders with respect to the panel.

17 (2) Subject to the provision of any standing orders, the panel may
18 regulate its procedure.

19 *Miscellaneous*

20 6. A person ceasing to be a member of the tribunal or the panel
21 shall be eligible for reappointment as a member

22 7. A person if otherwise eligible, be a member of both the tribunal
23 and panel, but no person who acted as a member of the panel with respect to
24 any case shall act as a member of the Tribunal with respect to the case.

25 8. The Tribunal or the panel may act notwithstanding any vacancy
26 in its membership and the proceeding of either body shall not be invalidated
27 by any irregularity in the appointment of a member of that body or (subject
28 to paragraph 7 of this schedule) by reason of the fact that any person who
29 was not entitled to do so took part in the proceeding of the body.

30 9. Any document authorized or required by virtue of this Act to be

1 served on the Tribunal or the panel shall be served on the Registrar appointed in
2 pursuant of section 6 of this Act.

3 10. Any expenses of the Tribunal or the panel shall be defrayed by the
4 Institute

5 SCHEDULE 3

6 *Transitional Provisions as to Assets and Liabilities Transfer of*
7 *Asset and Liability*

8 1. Every agreement to which the Incorporated Institute was a party
9 immediately before the commencement of this Act, whether in writing or not
10 and whether or not of such a nature that the rights, liabilities and obligations
11 thereunder could be assigned by the incorporated Institute, shall unless its
12 terms or subject matter make it impossible that it should have effect as
13 modified in the manner provided by the Sub-paragraphs have effect from the
14 commencement of this Act so far as it relates to assets and liabilities transferred
15 by this Act to the Institute as if:

16 (a) The Institute had been a party to the agreement;

17 (b) For any reference (however worded and whether expressed or
18 implied) to the Incorporated Institute, there were substituted in respect of
19 anything falling to be done on or after the commencement of this Act a
20 reference to the Institute;

21 (c) For any reference however worded to a member or members of the
22 Council of the Incorporated Institute, there were substituted, in respect of
23 anything falling to be done on or after the commencement of this act, a
24 reference to a member or members of the Council under this Act.

25 2. Other documents which refer whether specially or generally to the
26 Incorporated Institute shall be considered in accordance with sub-paragraph
27 (1) of this paragraph so far as applicable.

28 3. Without prejudice to the generality of the foregoing provisions of
29 this schedule, where by operation of section 6 of this act, any right, liability or
30 obligation vest in the Institute, the Institute and all other person shall as from

1 the commencement of this Act have same rights, power and remedies (and in
2 particular the same rights as to the taking or resisting of legal proceedings or
3 the making or resisting of applications to any authority) for ascertaining,
4 perfecting or enforcing that right, liability or obligation as they would have
5 if it had at all times been a right, liability or obligation of the Institute.

6 4. Any legal proceedings or application to any authority pending
7 before the commencement of this Act by or against the Incorporated
8 Institute and relating to assets or liabilities transferred by this Act to the
9 Institute may be continued on or after that day or against the Institute.

10 5. On commencement of this Act, any person holding any paid
11 appointment in the Incorporated Institute shall hold a correspondent
12 appointment in the Institute on the same term and condition as to tenure and
13 Incorporated Institute and the Institute in respect of the same period of
14 service.

15 6. If the law in force at the place where any property transferred by
16 this Act is situate provides for the registration or transfer of property of the
17 kind in question (whether by reference to an instrument of transfer or
18 otherwise) the law shall, so far as it provides for alteration of a regular (but
19 not for avoidance of transfer, the payment of fees or any other matter) apply
20 with necessary modifications, to the transfer of the property aforesaid, and it
21 shall be the duty of the Council to furnish the necessary particulars of the
22 transfer to the proper officer of the registration authority, and for that officer
23 to register the transfer accordingly.

24 7. All regulations, rules and similar instruments made for the
25 purpose of the Incorporated Institute and in force immediately before the
26 coming into force of this Act shall except in so far as they are subsequently
27 revoked or amended by any authority having power in that behalf have
28 effect with any necessary modification as if duly made for the corresponding
29 purposes of the Institute.

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SCHEDULE 4

*Supplementary Provisions Relating to Professional Membership
Requirement*

1. Subject to the provision of Section 9 of this Act for the purpose of professional requirement, student members shall be a full time student in any Institution of higher learning on an accredited course of study leading to specialization in polymer science, engineering and technology.

2. Technician member shall be HND, a ND holder in polymer science or engineering or requisite experience in the operation and service of polymer industry equipment.

3. Graduate member, shall possess a maximum of 4 years polymer education with credits earned in polymer science, engineering or technology, plastic coating or such other qualification as may be recognized by the Institute as equivalent to the foregoing requirement for admission to graduate polymer Institute of Nigeria.

4. Associate members shall be persons with not less than 6 years experience with credit earned for diploma, a degree in a discipline other than polymer science, engineering or technology and involvement in polymer or polymer equipment marketing sales, purchasing, education, engineering, designs, production, processing, research and development, consulting or other levels of management.

5. Full members, polymer chemistry, polymer physics, polymer engineering, plastic engineering, polymer technology and allied field shall have a minimum of 6 years' experience with credits of which 4 years must be earned for full time polymer education to at least a second class honour bachelor degree level or equivalent and as approved by the council.

6. Fellows:- shall be conferred on a member for outstanding work in field of polymer science or engineering and services to the institute.

7. Honorary fellow.- shall be chosen and nominated by the council for services to the polymer Industry and the Institute.

1 8. Corporate (company) membership:- company involved in
2 production or services to Polymer Science Engineering.

3 CHARTERED POLYMER INSTITUTE OF NIGERIA REGULATIONS

4 ARRANGEMENT OF REGULATIONS

5 *Regulations*

- 6 1. Application for membership
- 7 2. Number of members
- 8 3. Membership
- 9 4. Qualification for membership
- 10 5. Compliance for regulation etc
- 11 6. Issue of practicing certificate
- 12 7. Entrance fees and subscriptions
- 13 8. Cessation of membership on death
- 14 9. Resignation of membership
- 15 10. Bankruptcy
- 16 11. Annual general meetings
- 17 12. Extraordinary and general meetings
- 18 13. Omission to give notice
- 19 14. Special business
- 20 15. Quorum
- 21 16. Adjournment of dissolution
- 22 17. Unfinished business to be discussed
- 23 18. President of the council to preside at meetings of the Institute
- 24 19. How resolution decided
- 25 20. How poll to be taken
- 26 21. No poll in certain cases
- 27 22. Equality of votes
- 28 23. Consequence of a demand of a poll
- 29 24. Votes of members
- 30 25. Members in arrears

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| 1 | 26. Proxies |
| 2 | 27. Instrument |
| 3 | 28. Effect of vote by proxy |
| 4 | 29. Constitution of the Council of the Institute |
| 5 | 30. Power of appointing additional members of the Council |
| 6 | 31. Powers of the Council |
| 7 | 32. Age limit for Council members |
| 8 | 33. Disclosure of personal interest |
| 9 | 34. Restriction of voting in Council |
| 10 | 35. Powers of the Council |
| 11 | 36. Continuing members of the Council may act to fill vacancies on |
| 12 | summons meetings |
| 13 | 37. Affirming of Common seal |
| 14 | 38. How rules may be made or varied and the matter with which may |
| 15 | relate |
| 16 | 39. The Registrar |
| 17 | 40. Vacancies of office |
| 18 | 41. One third of members of council |
| 19 | 42. Retirement of rotation |
| 20 | 43. Re-nomination of retiring member |
| 21 | 44. Vacancies to be field |
| 22 | 45. Notice to be given for re-nomination |
| 23 | 46. Removal of members |
| 24 | 47. Meeting of Council and quorum and casting vote to President |
| 25 | 48. Seven days notice of meeting of Council required |
| 26 | 49. Nomination of President and vice President |
| 27 | 50. Quorum competent to exercise all powers of council |
| 28 | 51. Committee of the Council |
| 29 | 52. All acts done by the Council or committee to be valid |
| 30 | 53. Minutes of proceedings |

- 1 54. Disciplinary Tribunal
- 2 55. Members of disciplinary Tribunal
- 3 56. Suspension of membership
- 4 57. Disciplinary action
- 5 58. Suspension etc
- 6 59. Forfeiture of membership on the Council
- 7 60. Re-admission to membership
- 8 61. Subversive activity
- 9 62. Funds
- 10 63. Accounts to be kept
- 11 64. Annual accounts and reports
- 12 65. Notices to members
- 13 66. Rules for regulating proceedings
- 14 67. Registered office
- 15 68. Income and property
- 16 69. Remuneration
- 17 70. Submission to Minister
- 18 71. Interpretation
- 19 72. Citation

20 CHARTERED POLYMER INSTITUTE OF NIGERIA REGULATIONS

21 Under Section 21

22 ORDER 1

23 Citation application

24 *Membership*

25 1. Application for admission to membership of the Chartered
26 Polymer Institute shall be made to the Council on the appropriate form
27 accompanied by such other information as the council may from time to
28 time determine, the admission of an applicant, and no applicant shall be
29 admitted as a member unless he has first satisfied the Council as to his
30 professional status.

Application for
Membership

Number of members	1	2. The Institute shall consist of an unlimited number of members.
Membership	2	3. The institute shall constitute the present members and such other
	3	persons as may be admitted to membership upon the terms and conditions
	4	contained in these regulation.
Qualification of Membership	5	4. No person shall be eligible for admission as a member of the
	6	Institute unless:
	7	(a) He is a regular enrolled full time student in any institution of
	8	higher learning on an accredited course of study leading to specialization in
	9	polymer science, engineering and/or technology;
	10	(b) He has HND, OND in polymer science or engineering or requisite
	11	experience in the operation and service of polymer industry equipment;
	12	(c) He has a maximum of 4 years of polymer education with credits in
	13	polymer science engineering or technology, plastics coatings, engineering and
	14	technology or such other qualifications as may be recognized by the Council as
	15	equivalent to the foregoing requirement for admission;
	16	(d) He has not less than 6 years experience with credit earned for
	17	diploma or degree in a discipline other than polymer science, engineering or
	18	technology and involvement in polymer or polymer equipment marketing,
	19	sales, purchasing, education, processing, research and development,
	20	consulting or other levels of management;
	21	(e) He has a minimum of 6 years experience with credit of which 4
	22	years must be earned for full time polymer education to at least a second class
	23	honours, bachelor degree level or equivalent and as approved by the Council;
	24	(f) He has been chosen and nominated by the Council for services to
	25	the polymer industry and the institute. It is a company involved in production
	26	or services related to polymer science and engineering;
	27	(g) He is a member of a professional polymer science engineering and
	28	technology body as may from time to time be approved by the Council of;
	29	(h) He is a graduate in polymer science from any Nigerian University
	30	or such other approved overseas Universities with 3 years post-qualification

1 experience, inclusive of National Youth Service Corps, and the degree was
2 obtained not later than June 1975;

3 (i) As at the date of application he is a holder of a position as a
4 senior engineer in polymer science engineering and technology in the
5 service of the Federation or a State or in any polymer industry or in the
6 private science engineering and technology engineer and is a fit and proper
7 person to be a member;

8 (j) He passes the institute qualifying examination for membership
9 conducted by the Council and completes the period of practical experience
10 that may be prescribed from time to time;

11 (k) He is a member of any other recognized Chartered polymer
12 Institute anywhere in the world and shall, at the discretion of the Council, be
13 eligible for direct admission to membership of the institute.

14 5. A person shall, upon applying for admission sign an
15 undertaking that he shall if admitted, and for as long as he is a member, duly
16 observe the regulations and rules of the Institute for the time being in force,
17 and he shall not use any of the professional designatory, letters denoting
18 membership of the institute except while as a member of the Institute.

Compliance
with regulations

19 *Practicing Certificate*

20 6.-(1) A member of the institute shall be entitled to engage in public
21 practice as a Chartered Polymer Institute only if he holds a valid practicing
22 certificate issued by the Council of the Institute.

Issue of practicing
certificate

23 (2) A member applying for a practicing license must supply
24 sufficient evidence of his professional experience to satisfy the Council that
25 he has appropriate experience to practice.

26 7. The fees and subscription payable by the members of the
27 Institute shall be determined by the rules made by the Institute as amended
28 from time to time and the annual subscriptions shall be liable to be paid in
29 advance.

Entrance Fees
and Subscription

Cessation of Membership

Cessation of
membership on
death

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8. Any person ceasing by death or otherwise to be a member of the Institute, shall not, nor shall his representative have any claim upon or interest in the funds of the Institute and the provisions of this Regulation shall be without prejudice to the right of the Institute, at the time of his ceasing to be a member.

Resignation of
membership

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9.-(i) A member of the Institute may resign his membership on given notice to the Council, but shall remain liable to pay any subscription due from him as at date of receipt of such notice;

(ii) A member of the Institute shall cease to be a member of the Institute in the event of his annual subscription or such other contribution to the institute becoming payable, but shall nevertheless be liable to pay the amount of the annual subscription and such other arrears of subscription or other sums due by him to the institute and shall remain liable for the payment of the arrears for the period that his membership continued until the date when all such subscriptions, arrears, and other sums were fully paid;

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(iii) The Council shall have power in special cases, to suspend the operation of the provision of paragraph (2) of this regulation in the case of a person who had ceased to be a member under this Regulation and the Council may, at its discretion, re-admit the person to membership upon such conditions as it may deem fit in each circumstances.

Bankruptcy

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10. If a member of the institute shall become bankrupt or shall either individually or in partnership with a firm or agree to make an assignment for the benefits of his creditor or shall make any arrangement or composition with his creditors or shall take or attempt to take the benefit of any statutory provision for arrangement with his creditors, he may be re-instated with or without the payment of an entrance fee or membership subscription and the Council shall have the right to publish in the Gazette or such newspaper or Journals as it may elect an announcement of the termination of his membership.

1 *General meetings*

2 **11.** An annual general meeting of the Institute shall be held **subject** Annual General
3 **to the provision of the Act.** Meeting

4 **12.** The Council may convene an extra-ordinary general meeting Extra-Ordinary
5 and extra-ordinary general meeting may also be convened on such Meetings
6 requisition by members of the institute as may be provided by the Act.

7 **13.** An omission to give notice of a meeting to or the non-receipt of Omission to
8 such notice by any member of the Institute, shall not invalidate any give Notice
9 resolution passed or any proceedings of such meeting.

10 *Proceedings at General Meeting*

11 **14.** All business of the Institute which is transacted at an extra Special Business
12 ordinary general meeting and that is transacted at an annual general meeting
13 shall also be deemed special with the exception of consideration of the
14 accounts and balance sheets and the reports of the Council and of the
15 auditors, the nomination and fixing of the remunerations of the auditors.

16 **15.** No business of the Institute shall be transacted at any general Quorum
17 meeting unless a quorum of 20 members are present at the time when the
18 meeting proceeds to business, the quorum at any extra ordinary general
19 meeting of the Institute shall be 50.

20 **16.** If within half an hour from the time appointed for the meeting a Adjournment
21 quorum is not formed, the meeting, if convened on the requisition of or Dissolution
22 members, shall be dissolved and in any other case it shall stand adjourned to
23 the same day in the next week, at the same place or such other places as the
24 President shall appoint, and if at such adjourned meeting a quorum is not
25 present with half an hour from the time appointed for the meeting, the
26 numbers present shall for the purpose of that meeting form a quorum.

27 **17.-(i)** The President may with the consent of the members of any Unfinished
28 meeting at which a quorum is present and shall if so directed by the meeting, business to be
29 adjourn the meeting from time to time from place to place, but no business discussed
30 shall be transacted at any adjourned meeting other than the business left

1 unfinished at the meeting from which the adjournment took place;

2 (ii) When meeting is adjourned pursuant to paragraph (1) of this
3 regulation for 10 days or more, notice of the meeting shall be given as in the
4 case of an original meeting save as aforesaid it shall not be necessary to give
5 notice of an adjournment or of the business to be transacted at an adjourned
6 meeting.

President of the
Council to preside
at meetings of the
Institute

7 **18.-(i)** The President of the institute shall preside at every general
8 meeting of the institute and, if the president is absent or, if any meeting he shall
9 not be present within 15 minutes after the time appointed for holding the
10 meeting or shall be unwilling to preside, the Vice President of the institute shall
11 preside and in his absence a member of the Council nominated by the members
12 present shall preside;

13 (ii) Where no member of the Council is present to preside, the
14 members present shall appoint one of their numbers to preside over the
15 meeting.

How resolution
is decided

16 **19.** At all general meetings of the Institute, a resolution put to vote
17 during the meeting shall be decided by show of hands by a majority of the
18 members present and voting, unless before or upon the declaration of the result
19 of the show of hands a poll is demanded in writing by the President of the
20 meeting that a resolution has been carried by a particular majority or lost or not
21 carried by a particular majority shall be conclusive and an entry made to that
22 effect in the minute book of the Institute, shall be conclusive evidence thereof,
23 without proof of number or proportion of votes recorded in favour of or against
24 such resolution.

How poll to be
taken

25 **20.** If a poll is demanded in the manner specified in Regulation 19 of
26 this Regulation, it shall be taken at such time and place, and in such manner, as
27 the President of the institute shall direct and the result of the poll shall be
28 deemed to be resolution of the meeting at which the poll was demanded.

No poll in
certain case

29 **21.** No poll shall be demanded on the election of a President of a
30 meeting or on any question of adjournment.

- 1 22. In cases of an equality of votes, whether a show of hands or on Equality of Votes
2 poll, the Chairman of the meeting at which the show of hands takes place or
3 at which the poll is demanded shall be entitled to a second or casting vote.
- 4 23. The demand for a poll shall not prevent the continuance of a Consequence of
5 meeting for the transaction of any business other than question on which a a demand for poll
6 poll has been demanded.
- 7 24. Every member of the Institute whose subscription shall have Votes of Members
8 been paid for the current year shall be entitled to one vote at every meeting of
9 the Institute.
- 10 25. Save as herein expressly provided, no person shall at a general Members in
11 meeting of the Institute, other than a member duly registered and who has arrears
12 paid every subscription and such other sum (if any) which shall be due and
13 payable to the Institute in respect of his membership, be entitled to be
14 present or to vote on any question either personally or by proxy or as proxy
15 for any other member.
- 16 26. On a poll, votes may be given either or by proxy shall be a Proxies
17 member of the Institute entitled to be present and liable to vote.
- 18 27.-(i) The instrument appointing a proxy as provided in the Instrument
19 schedule to this regulation shall be in writing under the hand of the appointer
20 or his attorney duly authorized in writing;
- 21 (ii) The instrument appointing a proxy and the power of attorney (if
22 any) under which it is signed or a certified copy thereof shall be deposited at
23 the office of the Registrar of the Institute at least 24 hours before the time
24 appointed for holding the meeting at which the person's name in such
25 instrument proposes to vote, otherwise the person name shall not be entitled
26 to vote in respect thereof and the instrument appointing him shall be valid
27 only for purposes of that meeting or its adjournment thereof.
- 28 28. A vote given in accordance with the term of an instrument of Effect of Proxy
29 proxy shall be valid notwithstanding the previous death of the appointer or
30 revocation of the proxy, provided no intimation in writing of the death or

1 revocation shall have been received during office hours at least before the time
2 for holding that meeting.

3 *Council of the Institute*

Constitution of
the Council of
the Institute

4 **29.-(i)** The Constitution of the Institute shall be deemed for all
5 purposes to be the Governing body of the Institute;

6 (ii) The Council shall consist of the numbers specified in the Act and
7 shall be nominated by the Institute at an annual general meeting on the
8 recommendation of the Council.

Power of
appointing
additional
members of the
Council

9 **30.** The Council may, from time to time and at any time appoint any
10 member of the Institute as a member of the Council, to fill a vacancy in the
11 Council, provided that the prescribed minimum number shall not be exceeded
12 and any member so appointed shall retain his office only until the next annual
13 general meeting and shall be eligible for re-nomination.

Age limit for
Council member

14 **31.** No person shall be eligible to hold office as a member of the
15 Council, unless he is 40 years old.

Disclosure of
Personal Interest

16 **32.** Any member of the Council or of a committee thereof, who has a
17 personal interest in any contract or arrangement entered into or proposed to
18 be considered by the council or a committee thereof, shall forthwith disclose
19 his interest to the council or the committee as the case may be, and shall not
20 vote on any question relating to such contract or arrangement.

Restriction of
voting in Council

21 **33.** No member of the Council shall be disqualified from acting as
22 such only by reason of his being so interested but he shall be eligible to vote at
23 the meeting of the Council on any matter relating to any operation,
24 undertaking, or business in which he is interested either individually or as a
25 member of the partnership or as a director or officer of the body corporate or
26 corporation and if he shall so vote his vote shall not be counted.

Powers of the
Council

27 **34.-(1)** The business of the Institute shall be managed by the Council
28 which may exercise all the powers of the Institution and do on behalf of the
29 Institute all and done by the Institute and as by virtue of the Act or Regulation
30 required to be so exercised.

1 (2) No regulation made by the Council at the general meeting shall
2 invalidate any prior act of the Council which would have been made.

3 35. Notwithstanding any vacancy in the Council, the continuing
4 membership on the Council may at any time be reduced in number to less
5 than the maximum number prescribed by or in accordance with these
6 Regulations and it shall be lawful for such members to continue to act as
7 members of the Council for the purpose of filling vacancies of summoning a
8 general meeting of the members, but not for any other purpose.

Counting member
of the council
may act to fill
vacancies or
summons meetings

9 *Common Seal*

10 36-(1) The Institute shall have a common seal which shall be kept
11 in the custody of the Registrar who shall produce it when it is required for
12 use by the Institute.

Affirming of
Common Seal

13 (2) All legal matters required to be executed by the Institute shall be
14 signed by the President and the registrar and seal with the common seal of
15 the Institute.

16 (3) The common seal of the Institute shall not be affixed to any
17 instrument except authority of a resolution of the Council, and in the
18 presence of at least 2 members of the Council and the Registrar, and the
19 members and the Registrar shall sign every instrument to which the common
20 seal shall be affixed in their presence and in favour of a purchaser or person
21 bonafide dealing with the Institute and such signatures shall be conclusive of
22 the fact that the common seal was properly affixed.

23 37-(1) The Council may from time to time, make rules for carrying
24 on the business of the Institute and may at anytime at an annual general
25 meeting vary any rules so made and for the time being in force shall be
26 binding on the members of the Institute and shall have full effect
27 accordingly.

How Rules may
be made or valid
and the matter with
which they may
relate

28 (2) The subject of the rules referred to in paragraph (1) of this
29 Regulation shall among other things, include the matters set out hereunder,
30 that is:

1 (a) The annual or other subscriptions or payment to be payable by
2 members of the Institute;

3 (b) The right and privileges which shall be accorded to the members
4 of the Institute;

5 (c) The qualification, restrictions and conditions which shall be in
6 accordance with the provisions of Section 9 of the act;

7 (d) The qualification, initials and designation to be used by members
8 of the Institute;

9 (e) The removal of members who, in the opinion of the Council, are no
10 longer proper persons to continue in membership of the Institute;

11 (f) Committee connected with management of the Institute, the
12 Register and all the officers of the Institute including the auditors;

13 (g) Branches or districts center committees;

14 (h) Creation and maintenance of the fund of the Institute;

15 (i) Arrangement with other Institute for reciprocal concession;

16 (j) The year book of the Institutes, Journals, publication of papers or
17 books or such other papers as may be conducive to the welfare and
18 advancement of the objectives of the Institute;

19 (k) The postal ballot for the purpose of nominating members of the
20 council and the procedure in connection therewith;

21 (l) Provided that no rules shall be made pursuant to this Regulations
22 which may only lawfully be made at a special resolution of the Institute.

The Registrar

23 **38.** The Registrar shall hold office on such conditions as Council may
24 determine in accordance with the provisions of the Act. The termination of his
25 appointment shall require a resolution passed by not less than 95% of the
26 members of the Council present and voting at meeting of the Council at which
27 not less than 95% of the members of the Council shall be present.

28 *Disqualification of member of the Council*

Vacation of
Office

29 **39.** The office of a member of the Council shall become vacant if:

30 (a) A receiving order is made against him;

- 1 (b) He makes any arrangement with his creditors;
- 2 (c) He becomes a lunatic or is of unsound mind;
- 3 (d) He cease to be a member of the Institute or by notice in writing
- 4 to the Institute he resigns his office;
- 5 (e) He cease to hold office by virtue of any provisions of the Act.

6 *Rotation of member of the Council*

7 40.-(1) At an annual general meeting of the Institute, one third of

8 members of the Council for the time being or if their member is not a

9 multiple of three, then the number nearest to but not exceeding one third,

10 shall retire from office.

One third of
members of the
Council

11 (2) A retiring member of the Council shall retain his office until the

12 dissolution or adjournment of the meeting at which his successor shall be

13 nominated or it is determined not to fill his place.

14 41.-(1) The members of the Council retiring shall be those who

15 have been longest in office since their last nomination or appointment and as

16 between members of equal seniority, the members to retire shall, in the

17 absence of an agreement, be selected from among them by ballot.

Retirement by
rotation

18 (2) The length of time a member has been in office shall be

19 computed from his last nomination or appointment.

20 (3) A retiring member of the Council may be eligible for re-nomination.

21 42. A retiring member of the Council eligible for re-nomination

22 shall, unless he shall have signified his desire to offer himself re-nomination

23 be deemed to be nominated.

Re-Nomantion
of retiring member

24 43. The Institute may, at the meeting at which any member of the

25 Council retires in any manner whatsoever, fill the vacant office of the

26 member by nominating another member thereto unless as such meeting it

27 shall be determined to reduce the number of members of the Council.

Vacancies to be
filled

28 44.-(1) No person, except as a member, of the Council, retiring at

29 the meeting or seeking re-nomination, and on the recommendation of the

30 Council, shall be eligible for nomination to the Council except if notice in

Notice to be
given for re-
nomination

1 writing shall be given to the Registrar not less than 1 month before the day
 2 appointed for the meeting and the notice shall be required to be signed by the 10
 3 members duly signed by the person nominated of his willingness to be
 4 nominated.

5 (2) No nomination shall be valid if the person nominated or any of his
 6 nominators under any precautionary liability to the Institute.

Removal of
Members

7 45.-(1) In the event of any member of the Council failing to attend 6
 8 consecutive meetings of the Council, of which he has been duly notified, the
 9 Council may unless his absence was caused by illness (or other circumstances
 10 which in the opinion of the Council may cause his absence) resolve that he shall
 11 cease to be a member of the Council and the Institute may nominate another
 12 member to fill the vacancy thus created.

13 (2) The Institute may, by an ordinary resolution of which special
 14 notice shall have given, remove any member of the Council before the expiring
 15 of his tenure of tenure, and may by an ordinary resolution appoint another
 16 member in his stead provided that any person so appointed shall retain his
 17 office for only such period as the member in whose place he was appointed
 18 would have held the same if he had not been removed.

19 *Proceedings of the Council*

Meeting of the
Council, quorum
and casting of
vote of President

20 46.-(1) The Council may meet together for the dispatch of its business
 21 adjourned and otherwise regulate its meetings as it may think fit, and determine
 22 the quorum necessary for the transaction of its business and unless otherwise
 23 determined by the Council, the quorum at every meeting of the Council shall be
 24 7 (seven).

25 (2) Question arising at any meeting of the Council, shall be decided by
 26 a Majority Votes and in the case of an equality of votes, the President shall have
 27 a second or casting vote.

Seven days
notice of meeting
of Council required

28 47.-(1) Council meeting shall be called by the Registrar at any time at
 29 the request of the President, or seven (7) members of the Council given Seven
 30 (7) clear days notice to the members of the Council.

1 (2) A member of the Council who is absent from Nigeria shall not
2 be entitled to notice of meeting.

3 48.-(1) The Council shall from time to time nominate one of their
4 members to act as President and another as vice President both of whom
5 shall hold office for three (3) years after the date of election. Nomination of
President and
Vice President

6 (2) The President or in his absence within 30 minutes after the time
7 appointed for holding the meeting, the members of the Council present shall
8 appoint one of their members to be the President for the purpose of that
9 meeting.

10 49. A meeting of the members of the Council for the time being at
11 which a quorum is present shall be competent to exercise all the authority,
12 powers and discretion or under the regulation of the Institute for the time
13 being vested in the Council. Quorum competent
to exercise all
powers of Council

14 50.-(1) The Council may appoint committees in accordance with
15 the rules for the time being in force, and subject to any rules, the Council
16 may delegate any of its functions to a committees consisting of such member
17 or members of the Council of the Institute as it thinks fit, and any committee
18 so formed shall conforms to any regulations imposed on it by the Council. Committee of
the Council

19 (2) The meeting and proceedings of any such committee shall be
20 governed by the provisions of these Regulations for regulating its meeting.

21 *All Acts Done By Council or Committees to be Valid*

22 51. Done at any meeting of the Council by any person acting as a
23 member of the Council, or if any Committee notwithstanding that there was
24 defect in the appointment on the Councilor committee or appointment of any
25 person or member of the Council or committee acting as aforesaid or that
26 they or any of them were not qualified at the time of their appointment, or
27 have become disqualified, shall be as valid as if such Councilor Committees
28 were appointed without any defect. All Acts Bonafide

29 52. The Council shall cause proper minutes to be kept of the
30 proceedings of the meetings of the Institute } Council or committee and all Minutes of
Proceedings

1 business transacted at such meetings or any meeting if purporting to be signed
2 by the chairman of the meeting or by the chairman of succeeding meetings
3 shall be conclusive evidence of the proceedings therein without any further
4 proof of the fact therein stated.

Disciplinary
Tribunal

5 53.-(1) A disciplinary tribunal shall be constituted with the powers
6 and for the purpose specified in Section 14 of the Act.

7 (2) The disciplinary Tribunal shall consist of the chairman and other
8 members who shall be appointed by the Council from among the members of
9 the Council and the quorum shall be four (4).

Membership of
the Disciplinary
Tribunal

10 54. All vacancies from time to time occurring in the Disciplinary
11 Tribunal shall be filled by the Council} but the disciplinary Tribunal shall be
12 filled by the Council, but the Disciplinary Tribunal may act notwithstanding
13 any vacancy in its membership provided that the members shall not be less than
14 four (4).

Suspension of
Membership

15 55.-(1) The Disciplinary Tribunal shall meet at such time and in such a
16 place as may from time to time be found expedient and minutes shall be kept of
17 all proceedings of the Disciplinary Tribunal.

18 (2) The disciplinary Tribunal may suspend any member of as the
19 Institute who is proved to the satisfaction of the Disciplinary Tribunal to have
20 been guilty of discreditable act or conduct and that member shall be stopped
21 from the exercise of all rights and privileges as a member during such period as
22 it may think fit or it may censure any member for any act or conduct which in its
23 opinion is so expedient. Provided that at least five (5) members of the
24 Disciplinary Tribunal are present at the meeting at which the suspension or
25 censure be reduced.

26 (3) If any member of the Disciplinary tribunal shall in the opinion of
27 the investigation panel, be guilty or if any member of the institute be accused of
28 a dishonourable conduct or explanation be derogatory to the ethnic of the
29 institute or render him unfit to remain a member then investigation panel shall
30 send to such member at his last registered address a statement in writing of the

1 conduct imputed to him and shall afford him an opportunity of giving an
2 explanation personally or in writing as he may elect.

3 (4) If any member of the Disciplinary Tribunal shall, in the opinion
4 of the investigating panel, be guilty, or if any member shall either before or
5 after his admission to the institute be accused of a dishonourable conduct, or
6 of conduct which would in the absence of satisfactory explanation, be
7 derogatory to the ethics of the institute or render him unfit to remain a
8 member, then investigation panel shall send to such member at his last
9 registered address, a statement in writing of the conduct imputed to him and
10 shall afford him an opportunity of giving an explanation personally or in
11 writing as he may elect.

12 (5) If on the consideration of such explanation, or in the absence of
13 any explanation the investigation panel shall be of the opinion that the
14 number ought to be excluded from the institute, it shall state its opinion in
15 the form of a report to be laid before the Disciplinary Tribunal for further
16 action.

17 **56.** On any report being laid before the Council by the Disciplinary
18 Tribunal recommending the exclusion of a member, a meeting of the
19 Council shall be convened and the member may be dealt with as the Council
20 may think fit.

Disciplinary
Action

21 **57.**-(1) In the event of the suspension, removal or exclusion of a
22 member, the Council shall be at liberty to cause a notice thereof to be
23 published in such newspaper or journal as it may elect.

Suspension

24 (2) In the event of resignation, suspension, removal or exclusion of
25 a member, or of a member ceasing to be a member, for any other cause, every
26 certificate of membership held by him, shall be delivered up to the institute
27 to be retained during the period of his suspension.

28 **58.** If it shall appear that a member failed to give adequate
29 information about himself or that the particulars given therein were
30 incorrect or misleading so that the insufficient inaccurate or misleading

Forfeiture of
membership on
the Council

1 information might have been responsible for or have influenced the granting of
2 his application for membership, the Council may by vote of two third of the
3 members of the council present, exclude such member from further
4 membership of the Institute.

Re-admission
of Membership

5 59. In case of a person whose membership has ceased in accordance
6 with the provisions of the Act or these Regulation, the Council may by
7 unanimous resolution at a meeting covered with notice of the object and upon
8 such conditions as it may think fit admit or refuse to re-admit an applicant
9 without disclosing any reason for such refusal.

Subversive
activity

10 60. Where, it is established that a person is involved in any subversive
11 activity against the Institute, that person if a member of the Institute, shall be
12 expelled for life from the Institute, if howsoever, the person is an applicant
13 seeking membership of the Institute his action shall be sufficient reason to
14 reject the application for membership of the Institute.

Register of
member

15 61. The Council shall keep a register of members in respect of each
16 State of the Federation and the Federal Capital Territory, Abuja and the register
17 shall specify the name, and address of every member for the time being resident
18 in that State and the Federal capital territory, Abuja and the class in which such
19 member is for the time being placed by the Council and the register shall be
20 open for inspection by members of the public at all reasonable time.

Funds

21 62.-(1) All monies, bills and notes belonging to the Institute shall be
22 deposited with the Institutes bankers in an account to be kept in the name of the
23 Institute.

24 (2) All cheques of the Institutes bankers, until otherwise resolved by
25 the Council shall be signed by the President, Registrar and such other member
26 of the Council authorized so to do.

27 (3) The Institutes bank account shall be kept with such banker or
28 bankers as the council may, from time to time determine.

29 *Accounts*

Accounts to be
kept

30 63.-(1) The Council shall cause true and correct account to be kept

- 1 (a) of the assets and liability of the Institute;
2 (b) of all monies received and expended by the institute and the
3 matters in respect of which such receipts and expenditures were made, and
4 (c) of all sales and purchases of goods by the Institutes;

5 (2) The books of account of the Institute shall be kept at the office,
6 or at such other place or places as the Council may deem fit and shall be open
7 to inspection by members of the Council and the Institute.

8 (3) The Council at general meeting may, from time to time, make
9 reasonable conditions of the accounts and books of the Institute or any of
10 them by members of the Institute or of the Council and subject to such
11 conditions and regulations, the accounts and books of the Institute shall be
12 open for inspection by members at all reasonable times during business
13 hours.

14 64.-(1) Once at least in every year the Council shall cause to be
15 prepared and laid before the Institute at a general meeting an income and
16 expenditure account for the previous year made up to date not more than six
17 (6) months before such meeting.

Annual Account
and Report

18 (2) A balance sheet in respect of the accounts of the Institute shall
19 be made out every year at the same date, and laid before the Council at a
20 general meeting and every balance sheet shall be accompanied by a report of
21 the Council as to the affairs of the Institute generally and a report of the
22 auditors, and a printed copy of such account, balance sheet and reports shall
23 not less than twenty (20) clear days before the meeting be served on the
24 auditors and on the manner in which notices are herein after directed to be
25 served.

26 (3) At least once in every year accounts of the Institute shall be
27 examined and the correctness of the income and expenditure of the account
28 and balance sheet shall be curtailed by one or more auditors.

29 *Notice*

30 65.-(1) Any summons, notice, order or such other document *Notice to members*

1 required to be sent to or served upon the Institute, may be sent or served by
2 leaving the same or sending it through the post in a prepaid letter addressed to
3 the Institute or to such officers at the office.

4 (2) Any notices, if served by post, shall be deemed to have been
5 served on the day following that on which the letter containing the notice was
6 properly addressed and put into the post office as a prepaid letter.

Rules for
regulating
proceedings

7 66.-(1) It shall be lawful for the Council, from time to time to make
8 rules regulating proceeding, reserved or alter rules, regulations and standing
9 orders for regulating its proceedings and the procedure of the Institute and the
10 management of the members thereof, for the calling of meetings, of the
11 procedure at meetings, nominations, the service of documents and for other
12 matters affecting the Institute.

13 (2) Provided always that no rules, regulation or standing order shall
14 have any validity or effect which is contrary to the provisions of these
15 regulations or Act or constitute or involves such an alteration of or addition to
16 these Regulations as can any lawfully be made by a special resolution of the
17 Institute. Accordingly a rule, regulation or standing order of the Institute shall
18 not be made except by a resolution of the Council passed by a majority of two
19 thirds of the members present and voting at the meeting of the Council.

Registered
Office

20 67. The registered office of the Institute shall be at such place or
21 places as the Council may from time to time determine and where any change
22 in places of the registered office of this Institute shall occur it shall be notified
23 in writing to all members of the Institute within seven (7) days of the change
24 being made.

Income and
Property

25 68. The income and property of the Institute whatsoever derived shall
26 be applied solely towards the promotions of the objectives of the Institute as
27 provided in the Act and such other subsidiary legislation made thereunder and
28 no portion thereof shall be paid or transferred directly, by way of dividends,
29 bonus or otherwise.

Remuneration

30 69.-(1) Nothing in this Regulations shall prevent the payment in good

1 faith of reasonable and proper remuneration to any officer or servant of the
 2 Institute or to any member of the Institute in return for any services actually
 3 rendered to the Institute provided that no member of the Council shall be
 4 appointed member of the Council shall be appointed to any salaried office of
 5 the Institute and no remuneration of other benefit in money or money's
 6 worth shall be given by the Institute to any member of the Council except
 7 repayment or out-of- pocket expenses or reasonable and proper rent for
 8 premises demised, or let to the Institute.

9 (2) The provisions of paragraph (1) of this Regulation shall not
 10 apply to any payment to anybody corporate or to a member shall hold not
 11 more than one hundred part of the share capital, and the member shall not be
 12 bound to account for any share or profit he may receive in respect of any such
 13 payment.

14 70. No addition, alteration or amendment shall be made to this
 15 Regulation for the time being in force unless the same shall have been
 16 submitted to the Minister.

Submission to the Minister

17 71. In this Regulation, unless the context otherwise requires:
 18 "Act" means the Chartered Polymer Institute of Nigeria Act No.....
 19 year.....
 20 "Minister" means the Minister of Science and Technology.

Interpretation

21 72. This Regulation may be cited as Chartered Polymer Institute
 22 of Nigeria Regulation.....The year.

Citation

23

1 SCHEDULE
2 [Regulation 27]
3 Proxy Form
4 Chartered Polymer Institute of Nigeria
5
6 of.....
7 Being a member of the Chartered Polymer Institute of Nigeria hereby appoint
8
9

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Chartered Polymer Institute of Nigeria, to promote the advance and develop the application of Polymer Science engineering and technology in the Polymer and Allied Industries in Nigeria and elsewhere.