A BILL

FOR

AN ACT TO AMEND THE INSTITUTE OF SAFETY PROFESSIONALS OF NIGERIA ACT LAWS OF THE FEDERATION OF NIGERIA AND FOR RELATED MATTERS

Sponsored by Hon. Darlington Nwokocha

		Commencement
	ENACTED by the National Assembly of the federal Republic of	
	Nigeria:	
1	1. The Institute of Safety Professionals of Nigeria Act, Laws of the	Amendment of the Principal Act
2	Federation of Nigeria (in this Bill referred to as" the Principal Act") is	the Fincipal Act
3	amended as set out in this Bill.	
4	2. Section 4 of the Principal Act is amended by substituting the	Amendment of
5	entire section as follows:	Section 4
6	"4. (1) Subject to the provisions of this Bill, a person admitted to	
7	membership of the Membership of Institute shall be registered member of	
8	the profession in the category of the Institute:	
9	(a) fellows;	
10	(b) associate members;	
11	(c) graduate members;	
12	(d) student members; or	
13	(e) corporate/Institutional members.	
14	(2) Members of the Institute shall from time to time be required to	
15	attend Mandatory Continuous Professional Training Programme (MCPTP)	
16	as specified by Council for reorientation and development processes.	
17	(3) (i) A member of the Institute shall be entitled to receive, from	
18	the Council, a certificate in such form as the Council may approve for that	
19	purpose;	
20	(ii) A member shall be entitled to use such letters after his name as	

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	1	may be authorized by the Council from time to time as follows:
	2	(a) if registered into the category of membership of Fellow shall use
	3	the initials FISP;
	4	(b) if registered into the category of membership of Full Member shall
	5	be entitled to use the initials MISP; and
	6	(c) if registered into the category of membership of Associate
	7	Member shall be entitled to use the initials AISP".
Amendment of	8	3. Section 13 of the Principal Act is amended by substituting the
Section 13	9	entire Section as follows:
	10	"13. (1) There is hereby established a tribunal to be known as Institute
	11	of Safety Professionals Disciplinary Tribunal (in this Bill hereafter referred to
	12	as "the Tribunal") which shall be charged with the duty of considering and
	13	determining any case referred to it by the Panel established by the provision of
	14	this Bill.
	15	(2) The Tribunal shall consist of the Chairman of the Council and six
	16	(6) other members appointed by the Council one of which may be a legal
	17	practitioner with not less than 10 years post call experience.
	18	(3) There is hereby established a panel to be known as Institute of
	19	Safety Professionals Investigating Panel (in this Bill referred to as "the Panel"),
	20	which shall be charged with the duty of considering and determining any case
	21	referred to it by the Tribunal established under subsection (1) of this section.
	22	(4) The Panel shall be appointed by the Council and shall consist of
	23	two (2) members of the Councilor the three (3) registered members who are not
	24	members of Council.
	25	(5) The provisions of the Third Schedule to this Bill shall, so far as
	26	applicable to the Tribunal and Panel respectively, have effect with respect to
	27	those bodies".
Amendment of Section 15	28	4. Section 15 of the Principal Act is amended by substituting the entire
	29	section as follows:
	30	"15. Rules and regulations made under this Bill shall be subject to

2020	Institute of Safety Professional of Nigeria Act (Amendment) Bill, 2020 C 2911
1	confirmation by the Institute at its next annual general meeting or at a special
2	meeting of the Institute convened for the purpose, and if then annulled, shall
3	cease to have effect on the day after the date of annulment, but without
4	prejudice to anything done in pursuance or intended pursuance of any such
5	rules".
6	5. The Principal Act is amended by inserting Schedules to the Act Schedule
7	as set out below:
8	6. This Bill may be cited as Institute of Safety Professionals of Short title
9	Nigeria Act (Amendment) Bill, 2020.
10	SCHEDULES
11	FIRST SCHEDULE
12	Section 5(3)
13	SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL
14	Qualification and Tenure of Office of Principal Officers of Council
15	1(1) Subject to the provisions of this paragraph, every elected
16	principal officer of Council shall hold office for two year in the first instance
17	and shall be eligible for re-election for a further term of two years.
18	(2) Any officer of the Institute who ceases to be a member thereof
19	shall, if he is also a member of Council, cease to hold office on the Council.
20	(3) Any elected member may by notice in writing under his hand
21	addressed to the President resign his office, and any appointed member may,
22	likewise resign his office.
23	(4) A person who retires from or otherwise ceases to be an elected
24	member of the Council shall be eligible again to become a member of the
25	Council, and any appointed member may be reappointed.
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 they shall be
28	decided by a secret ballot.
29	(6) If for any reason there is a vacation of office by a member and
30	such member was elected, the Council may, if the time between the

unexpired portion of the term of office and the next general meeting of the 1 2 Institute appears to warrant the filling of the vacancy, co-opt some fit persons for such time as aforesaid. 3 (7) The election of members of Council shall be effected in the 4 5 manner herein prescribed: 6 (a) not less than eight weeks before each Annual General Meeting of 7 the Institute, the Council may nominate for election to the Council, such candidates (if any) as it shall deem fit, who are willing to serve if elected, 8 9 provided that the number of candidates so nominated shall not exceed 50 10 percent of those retiring; (b) not less than seven weeks before each Annual General Meeting of 11 12 the Institute, the Secretariat shall issue to all professional members a notice 13 which shall: 14 (i) specify the names of elected Council members whose terms of office will expire at the close of the next Annual General Meeting; 15 (ii) specify any other vacancies in the membership of the Council 16 17 which may be filled by election; (iii) specify the names of any candidates nominated by Council for 18 election to the Council; 19 20 (iv) invite nominations of other candidates on the prescribed nomination form; 21 22 (v) contain such other particulars as may be prescribed by the Council; 23 (c) Candidates for election to Council, other than candidates 24 nominated in the following manner: 25 (i) not less than five weeks before each Annual General Meeting, 26 nomination forms including details of all particulars required to be given) shall 27 be duly completed in the manner set out below and shall be sent to the 28 29 Secretariat of the Institute; (ii) each nomination form shall relate to one candidate only and shall 30

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1	contain the following particulars relating to such candidates:
2	(aa) his class and grade of membership in the Institute;
3	(bb) his full-time managerial or other appointment (if any) or, if
4	retired, such appointment immediately before retirement and his date of
5	retirement; and
6	(cc) such other particulars as shall be prescribed by the Council;
7	(d) each candidate shall be sponsored by two persons who shall be
8	members of the Institute entitled to vote and each nomination form shall
9	contain, in addition to the particulars referred to in paragraph;
10	(c) above, a statement of the names, address, class and grade of
11	membership of each of the sponsors; and
12	(e) vote shall be taken by secret ballot at the Annual General
13	Meeting.
14	Powers of Council
15	2(1) The Council shall:
16	(a) have powers to engage in legal activities, which in its opinion is
17	calculated to facilitate the carrying on of the activities of the Institute;
18	(b) exercise such powers of the Institute and do on behalf of the
19	Institute such acts as may be exercise and done by the Institute;
20	(c) exercise any power granted by the Institute in General Meeting,
21	and subject to such Bye-laws or provisions, as may be prescribed by the
22	Institute in General Meeting, but no Bye-law made by the Institute in
23	General Meeting shall invalidate any prior act of the Council which would
24	have been valid if such Bye-law had not been made;
25	(d) may exercise powers on behalf of the Institute to borrow
26	money, to mortgage or charge its undertaking and property or any part
27	thereof and to issue debentures, debenture stocks, and other securities
28	whether outright or as security for any debt, liability or obligation of the
29	Institute;
30	(e) set up every year as soon as practicable after the Annual General

1	Meeting, an Executive Committee of Council, which shall meet regularly and
2	carry out the normal business of Council between the regular meetings of
3	Council; and
4	(f) may at any time establish a branch of the Institute in any locality
5	within the country.
6	Power to make/ after or repeal Byelaw of the Institute
7	(2) The Council shall have power from time to time to make, alter and
8	repeal any Byelaw as they may deem necessary or expedient or convenient for
9	the proper conduct and management of the Institute.
10	The Council shall adopt such means as they shall deem sufficient to bring to the
11	notice of the Institute and all its members Byelaws, alterations and repeals
12	made under the powers conferred by those present:
13	Provided always that no Byelaws shall be inconsistent with or shall
14	affect or repeal anything contained in this Bill or constitute such an amendment
15	of or addition to these presents as could only lawfully be made by special
16	resolution.
16 17	resolution. Proceedings of the Council
17	Proceedings of the Council
17 18	<i>Proceedings of the Council</i> 3(1) Subject to the provisions of this Bill, the Council may in the
17 18 19	Proceedings of the Council 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the
17 18 19 20	<i>Proceedings of the Council</i> 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may
17 18 19 20 21	<i>Proceedings of the Council</i> 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing
17 18 19 20 21 22	<i>Proceedings of the Council</i> 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore.
 17 18 19 20 21 22 23 	<i>Proceedings of the Council</i> 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore. (2) Standing orders shall provide for decisions to be taken by a
 17 18 19 20 21 22 23 24 	Proceedings of the Council 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore. (2) Standing orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, for the president
 17 18 19 20 21 22 23 24 25 	Proceedings of the Council 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore. (2) Standing orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, for the president or the chairman, as the case may be, to have a second or casting vote.
 17 18 19 20 21 22 23 24 25 26 	Proceedings of the Council 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore. (2) Standing orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, for the president or the chairman, as the case may be, to have a second or casting vote. (3) Standing orders made for a committee shall provide that the
 17 18 19 20 21 22 23 24 25 26 27 	Proceedings of the Council 3(1) Subject to the provisions of this Bill, the Council may in the name of the Institute make standing orders regulating the proceedings of the Institute or of the Council, and in the exercise of its powers under this Bill may set up committees in the general interest of the Institute, and make standing orders therefore. (2) Standing orders shall provide for decisions to be taken by a majority of the members, and, in the event of equality of votes, for the president or the chairman, as the case may be, to have a second or casting vote. (3) Standing orders made for a committee shall provide that the committee is to report back to the Council on any matter not within its

2020	Institute of Safety Professional of Nigeria Act (Amendment) Bill, 2020	C 2915
1	Meeting of the Institute	
2	(a) Annual General Meetings:	
3	4(1) A General Meeting of the Institute shall be held once in every	
4	calendar year as its Annual General Meeting, at such time and place as may	
5	be determined by the Council, provided that every Annual General Meeting	
6	after the first Annual General meeting shall be held not more than fifteen	
7	months after the holding of the last preceding such meeting.	
8	(b) Extra Ordinary General Meeting:	
9	(2) (a) All General Meetings of the Institute, which are not Annual	
10	General Meetings, shall be called Extra Ordinary General Meetings;	
11	(b) The Council may call an Extraordinary General Meeting	
12	whenever it thinks fit and an Extraordinary General Meeting shall also be	
13	convened on requisition as hereafter provided.	
14	Quorum at General Meeting	
15	(3) No business shall be transacted at any General Meeting unless a	
16	quorum is present when the meeting proceeds to business, save as herein	
17	otherwise provided the quorum shall be thirty-five members personally	
18	present.	
19	Adjournment of Meetings	
20	(4) If within an hour from the time appointed for the holding of a	
21	General Meeting a quorum is not present, the meeting, if convened on the	
22	requisition of members shall be dissolved and in any other case it shall stand	
23	adjourned to the same day in the next week, at the same time and place, or at	
24	such other place as the Chairman of the meeting shall appoint, and if at such	
25	adjourned meeting a quorum is not present within half an hour from the time	
26	appointed for holding the meeting the members present shall be a quorum.	
27	Special Business Transactions	
28	5. All business shall be deemed special that is transacted at an	
29	Extraordinary Meeting, and all that is transacted at an Annual General	
30	Meeting shall also be deemed special with the execution of the consideration	

1	of the accounts and balance sheet, and the report of the Council and of Auditors
2	and the fixing of the remuneration of the Auditors and the election of members
3	of the Council.
4	Notices - Mode of Service
5	6(1) A notice may be served by the Institute upon any member of the
6	Council. its Committees and the Institute either personally or by sending it
7	through the post in prepaid letter addressed to such member at his address as
8	appearing in the professional Register of Members or other records of member
9	not being Professional Members.
10	(2) Any notice if served by post shall be deemed to have been served
11	on the day following that on which the letter containing the same is put into the
12	post and in proving such service, it shall be sufficient to prove that the letter
13	containing the notice was properly addressed and put the post office as a
14	prepaid.
15	Annual or Extra-Ordinary Meetings
16	7. An Annual or Special Meeting of the Institute shall be called by
17	twenty-one days notice in writing at the least. The notice shall be exclusive of
18	the day on which it is served or deemed to be served and of the day for which it
19	is given and shall specify the place, the day, and the hour of the meeting, and in
20	case of business other than ordinary annual business of the Institute, the general
21	nature of business. In the case of an Annual Meeting, the Secretary shall also
22	send to each Member with such notice a copy of the Annual Report of the
23	Council, a copy of the Accounts of the Institute with the Auditors' Report
23 24	Council, a copy of the Accounts of the Institute with the Auditors' Report thereon, and particular of all motions to be brought before the meeting.
24	thereon, and particular of all motions to be brought before the meeting.
24 25	thereon, and particular of all motions to be brought before the meeting. When Members May Present Special Motions at Annual General Meetings
24 25 26	 thereon, and particular of all motions to be brought before the meeting. When Members May Present Special Motions at Annual General Meetings 8. A member wishing to bring before the Annual General Meeting
24 25 26 27	 thereon, and particular of all motions to be brought before the meeting. When Members May Present Special Motions at Annual General Meetings 8. A member wishing to bring before the Annual General Meeting any motion not relating to the ordinary annual meeting of the Institute may do

1	of the Annual General Meetings;
2	(b) that no less than ten members entitled to vote at the Annual
3	General Meeting shall have sent or given notice in writing to the Secretary to
4	be received by him not later than thirty days before the date of the Annual
5	General Meeting expressing their desire that the proposed motion should be
6	brought before the Annual General Meeting and that the proposed motion
7	relates to matters affecting the Institute.
8	Voting at General Meetings
9	9(a) Save as provided in this Schedule regarding voting to elect
10	Members to fill vacancies on the Council, a resolution put to the vote at any
11	Annual General Meeting or Special Meeting of the Institute, shall be
12	decided on a show of hand unless (before or on the declaration of the show of
13	hands) a poll is demanded by at least ten per cent of those present provided
14	that the matter arrived at is not less than five;
15	(b) No amendment shall be permitted to any resolution to alter,
16	amend or add to the Act or the rules and Byelaws of the Institute except with
17	the consent of the Chairman of the meeting (whose decision shall be final)
18	the amendment is one of form only and not of substance;
19	(c) If a poll is duly demanded or is required to be taken, it shall be
20	taken in accordance with the relevant Byelaws and the result of the poll shall
21	be deemed to be the resolution of the meeting at which the poll is demanded;
22	(d) Save as provided in this Schedule regarding voting to elect
23	members by ballot to fill vacancies on the Council, in the case of an equality
24	of votes, whether on a show of hands or on a poll, the Chairman of the
25	meeting at which the show of hands takes place or at which the poll is
26	required to be taken shall be entitled to a second or casting vote;
27	(e) A poll demanded on the election of a Chairman or on any
28	question of adjournment shall be taken forthwith. A poll demanded or
29	required to be taken of any other question shall be taken at such time and
30	place as the Chairman of the meeting directs and any business other than

upon which a poll has been demanded or is required may be proceeded with 1 2 pending the taking of the poll. (f) On a show of hands or a poll every member present in person shall 3 (save as provided in the case of electing members to fill vacancies of the 4 5 Council) have one vote. 6 Voting Rights of Corporate Members 7 10. Each Corporate Member's voting power at any meeting of the Institute shall be vested in a single person entitled as a "Voting Representative", 8 9 who, if he is a Professional lv1ember of the Institute in his own right, may 10 exercise his rights to vote as an individual member in addition to voting as a 11 representative. 12 Meeting of the Council 13 11.-(1) Subject to the provisions of any standing orders and or 14 byelaws of the Council, the Council shall meet whenever it is summoned by the 15 Chairman; and if the chairman is required to do so by notice in writing given to him by not less than five other members, he shall summon a meeting of the 16 17 Council to be held within seven days from the date on which the notice is given. 18 (2) At any meeting of the Council, the chairman or in his absence the vice chairman shall preside; but if both are absent, the members present at the 19 20 meeting shall appoint one of their member to preside at that meeting. 21 (3) Where the Council desires to obtain advice from any person on a particular matter, the council may co-opt him as a member for such period as 22 23 the Council thinks fit; but a person who is a member by virtue of this subparagraph shall not be entitled to vote at any meeting of the Council and 24 shall not count towards a quorum. 25 26 (4) Notwithstanding anything in the foregoing provision of this paragraph, the first meeting of the Council shall be summoned by the Minister 27 of Education, who may give such direction as he thinks fit as to the procedure 28 29 which shall be followed at the meeting.

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1	Committees	
2	12(1) The Council may appoint one or more committees to carry	
3	out on behalf of the Institute or of the Council, such functions as the Council	
4	may determine.	
5	(2) A committee appointed under this paragraph shall consist of the	
6	number of persons determined by the Council, and a person other than a	
7	member of the Council shall hold office on the committee in accordance	
8	with the terms of the instrument by which he is appointed.	
9	Miscellaneous	
10	13(1) The fixing of the seal of the Institute shall be authenticated	
11	by the signature of the President or of some other member of the Council	
12	authorized generally or specially by the Institute to act for that purpose.	
13	(2) Any contract or instrument which, if made or executed by a	
14	person not being a body corporate, would not be required to be under seal,	
15	may be made or executed on behalf of the Institute or of the Council as the	
16	case may require, by any person generally or specially authorized to act for	
17	that purpose by the Council.	
18	(3) Any document purporting to be duly executed under the seal of	
19	the Institute shall be received in evidence and shall, unless the contrary is	
20	proved, be deemed to be so executed.	
21	(4) The validity of any proceedings of the Institute or the Council	
22	or of a committee of the Council shall not be affected by any vacancy in	
23	membership, or by any defect in the appointment of member of the Institute	
24	or of the Council or of a person to serve on the committee or by reason that a	
25	person not entitled to do so took part in the proceedings.	
26	(5) Any member of the Institute or the Council, and any person	
27	holding office on a committee of the Council, who has a personal interest in	
28	any contract or arrangement entered into or proposed to be considered by the	
29	Council on behalf of the Institute, or on behalf of the Councilor a committee	
30	thereof, shall forthwith disclose his interest to the President or to the Council	

1	in question relating to the contract or arrangement.
2	(6) A person shall not by reason only if his membership of the Institute
3	be required to disclose any interest relating solely to the audit of the accounts of
4	the Institute.
5	SECOND SCHEDULE
6	TRANSITIONAL PROVISIONS AS TO PROPERTY ETC.
7	Transfer of property
8	1(1) Every agreement to which the Incorporated Institute was a
9	party immediately before the commencement of this Bill, whether in writing or
10	not and whether or not of such nature that the rights, liabilities and obligating
11	thereunder could be assigned by the Incorporated Institute, shall have effect
12	from the commencement of the Bill so far it relates to property transferred by
13	this Bill to the Institute, as if:
14	(a) the Institute had been a party to the agreement;
15	(b) for any reference (however worded and whether express or
16	implied) to a member or members of the Councilor the Incorporated Institute
17	there were substituted as respects anything failing to be done on or after the
18	commencement of the Bill, a reference to the Institute; and (c) for any reference
19	(however worded and whether express or implied) to a member or members of
20	the Council of the Incorporated Institute there were substituted, as respects
21	anything failing to be done on or after the commencement of the Bill, a
22	reference to a member or members of the Council under this Bill.
23	(2) Other documents referring, whether specifically or generally, to
24	the Incorporated Institute shall be construed in accordance with subparagraph
25	(1) of this paragraph so far as applicable.
26	(3) Without prejudice to the generality of the foregoing provisions of
27	this Schedule, where, by the operation of any of them or any section of this Bill,
28	any right, liability or obligation vests in the Institute, the Institute and cHI other
29	persons shall, as from the commencement of this Bill, have the same rights
30	powers and remedies (and, in particular, the same rights as to the taking or

resisting of legal proceedings or the making or resisting of applications to
 any authority) for ascertaining, perfecting or enforcing that right, liability or
 obligation as they would have had if it had at all times been a right, liability
 or obligation of the Institute.

5 (4) Any legal proceedings or application to any authority pending
on the commencement of this Bill by or against the Incorporated Institute
and relating to property transferred by this Bill to the Institute may be
continued on or after that day by or against the Institute.

9 (5) If the law in force at the place where any property transferred by 10 this Bill is situated provides for the registration of transfers or property of the kind in question (whether by reference to an instrument of transfer or 11 12 otherwise), the law shall, so far it provides for alterations of a register but not 13 for avoidance of transfers, the payment of fees or any other matter apply 14 with the necessary modifications to the transfer of the property aforesaid, 15 and it shall be the duty of the Council to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that 16 17 officer the transfer accordingly,

Transfer of Functions; etc.

19 2.-(1) At its first meeting, the Council of the Institute shall fix a date
20 (not later than six months after the commencement of this Bill, for the
21 Annual General Meeting of the Institute.

18

(2) The members of the Council of the Incorporated Institute shall
be deemed to be the members of Council of the Institute until the date
determined in pursuance of the subparagraph (1) of this paragraph when the
Institute shall have its first Annual General Meeting, and they shall cease to
hold office at the conclusion of such meeting.

27 (3) Any person who, immediately before the commencement of
28 this Bill, held office as the President or Deputy President of the Incorporated
29 Institute by virtue of the articles of association shall on that day become the

President or as the case may be, the Deputy President of the Institute, and shall
 be deemed:

3 (a) to have been elected to that office in pursuance of the provision of
4 this Bill, corresponding to the relevant provision in the said articles of
5 association; and

6 (b) to have been elected on the date on which he took office, or last7 took office, in pursuance of the relevant provision of those articles.

8 (4) The members of the Incorporated Institute shall, as from the 9 commencement of this Bill, be registered as member of the Institute and, 10 without prejudice to the generality of the provisions of this Schedule relating to the transfer of property, any person who immediately before the 11 commencement of this Bill, was a member of the staff of the Incorporated 12 13 Institute shall on that day become the holder of an appointment with the 14 Institute with the status, designated and functions which correspond as nearly 15 as may be to those appertained to him in his capacity as a member of staff of the Incorporated Institute. 16

(5) Any person being an office holder on, or member of, the Council
of the Incorporated Institute immediately before the commencement of this
Bill and deemed under this paragraph to have been appointed to any position in
the Institute, or the Council of the Institute, and hereafter ceasing to hold office
otherwise than by reason of his misconduct, shall be eligible for appointment to
office in the Institute or to membership of the Council, as the case may be.

(6) All regulations, rules and similar instruments made for the
purpose of the Incorporated Institute and in force immediately before the
commencement of this Bill shall, except in so far as they are subsequently
revoked or amended by any authority having power in that behalf, have effect
with necessary modifications, as if duly made for the corresponding purpose of
the Institute.

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1	THIRD SCHEDULE
2	SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY
3	TRIBUNAL AND INVESTIGATING PANEL
4	The Tribunal
5	1(1) The quorum of the Tribunal shall be four.
6	(2) The Council shall make rules as to the selection of members of
7	the Tribunal for the purpose of any proceedings and as to the procedure to be
8	followed and rules of evidence to be observed in proceedings before the
9	Tribunal.
10	2. The rules shall in particular provide:
11	(a) for securing that notice of the proceedings shall be given, at
12	such time and in such manner as may be specified by the rules, to the person
13	who is the subject of the proceedings;
14	(b) for determining who in addition to the person aforesaid, shall be
15	a party to the proceedings;
16	(c) for securing that any party to the proceedings shall, if he so
17	requires be entitled to be heard by the Tribunal;
18	(d) for enabling any party to the proceedings to be represented by a
19	legal practitioner;
20	(e) subject to the provisions of section 12 of this Bill, as to be costs
21	of proceedings before the Tribunal;
22	(f) for requiring in a case where it is alleged that the person who is
23	the subject of the proceedings is guilty of infamous conduct in any
24	professional respect, that where the Tribunal adjudges that the allegations
25	has not been proved it shall record a finding that the person is not guilty of
26	such conduct in respect of the matters to which the allegation relates; and
27	(g) for publishing in the print media notice of any direction of the
28	Tribunal, which has, taken effect providing that a person's name shall be
29	struck off a register.
30	3. For the purpose of any proceedings before the Tribunal, any

member of the Tribunal may administer oaths and any party to the proceedings
 may sue out of the registry of the High Court writs of subpoena ad
 testificandum and duces tecum; but no person appearing before the Tribunal
 shall be compelled:

5 (a) to make any statement before the Tribunal tending to incriminate6 himself; or

7 (b) to produce any document under such a writ which he could not be8 compelled to produce at the trial of an action.

9 4.-(1) For the purposes of advising the Tribunal on questions of law 10 arising in proceedings before it, there shall in all such proceedings be an 11 assessor to the Tribunal who shall be appointed by the Council on the 12 nomination of the Attorney-General of the Federation and shall be a legal 13 practitioner of no less than ten years standing.

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

(a) that where an assessor advises the Tribunal on any question of law
as to evidence, procedure or any other matters specified by the rule, he shall do
so in the presence of every party or person representing a party to the
proceedings who appears there at or, if the advice is tendered while the Tribunal
is deliberating in private, that every such party or person as aforesaid shall be
informed what advice the assessor has tendered; and

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

(3) An assessor may be appointed under this paragraph either
generally or for any particular proceedings or class of proceedings, and shall
hold and vacate office in accordance with the terms of the instrument by which
he is appointed

2020	Institute of Safety Professional of Nigeria Act (Amendment) Bill, 2020	C 2925

1	The Panel
2	5(1) The quorum of the Panel shall be three. The panel may, at any
3	meeting of the panel attended by the members of the panel, make standing
4	orders with respect of the panel.
5	(2) Subject to the provisions of any such standing orders, the panel
6	may regulate its own procedure.
7	Miscellaneous
8	6. A person ceasing to be a member of the Tribunal or the Panel
9	shall be eligible for reappointment as a member of that body.
	EXPLANATORY MEMORANDUM
	This Bill seeks to amend the Institute of Safety Professionals of Nigeria Act

Laws of the Federation of Nigeria.