

A BILL

FOR

AN ACT TO PROVIDE FOR ESTABLISHMENT OF THE CHARTERED INSTITUTE OF POWER ENGINEERS OF NIGERIA TO REGULATE, CONTROL AND DETERMINE THE STANDARDS OF KNOWLEDGE TO BE ATTAINED BY PEOPLE SEEKING TO BECOME CHARTERED POWER ENGINEERS AND FOR RELATED MATTERS

Sponsors:

- Hon. Sani Umar Bala
- Hon. Muhammad Ali Wudil
- Hon. Omoregie Ogbeide-Ihama
- Hon. Magaji Da'u Aliyu
- Hon. Solomon Maren
- Hon. Francis Waive

[] Commencement

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

- 1 1.-(1) There is established a body to be known as the Chartered
- 2 Institute of Power Engineers of Nigeria (in this Bill referred to as "the
- 3 institute").
- 4 (2) The Institute-
- 5 (a) Shall be a body corporate with perpetual succession and a
- 6 common seal;
- 7 (b) May sue and be sued in its corporate name; and may acquire,
- 8 hold and dispose of any property, movable and immovable.
- 9 (c) shall be charged with the duty of-
- 10 (i) determining what standards of knowledge and skill are to be
- 11 attained by persons seeking to become members of the Power Engineering

Establishment of Chartered Institute of Power Engineers of Nigeria

1 profession and raising those standards, from time to time, as circumstances
2 may permit;

3 (ii) securing in accordance with the provisions of this Bill, the
4 establishment and maintenance of the register of fellows, associates and
5 registered power engineers entitled to practice as power engineers and the
6 publication, from time to time, of lists of those persons;

7 (iii) conducting examinations leading to the award of professional
8 competency certificates as may be prescribed by the institute and in conformity
9 with international best practices;

10 (iv) ensuring the furtherance, maintenance and observance of ethical
11 standards and professionalism among Power Engineers in Nigeria;

12 (v) ensuring detailed synergy between the industry and academia in
13 the power industry; and

14 (vi) performing through the Council under this Bill the functions
15 conferred on it by this Bill.

Membership
of the Institute

16 2.-(1) Membership of the Institute shall be in two categories of
17 Corporate and Associates.

18 (2) Any person employed in any public or private Institution in
19 Nigeria is eligible to be registered by the Institute in any of the following
20 categories-

21 (i) Fellows;

22 (ii) Power Engineers (Members);

23 (iii) Power Engineering Technologist (Associate Power Engineers);

24 (iv) Power Engineering Technicians;

25 (v) Power Engineering Craftsmen;

26 (vi) Power Engineering Corporate Firms;

27 (vii) Power Engineering Graduates;

28 (3) In furtherance to sub-clause (1) of this clause, all corporate
29 members shall cause their staff to register with the institute to foster ethical

1 standards, professionalism and self regulation in the Power Engineering
2 Industry.

3 (4) The privileges and entitlements of members of the institute
4 shall be-

5 (a) The use of abbreviation Chartered Institute of Power Engineers
6 of Nigeria (CIPEN) written as CPE;

7 (b) The right to affix a member seal and stamp on every document
8 endorsed by or emanating from them;

9 (c) Members in the class of fellow shall be entitled to use the
10 abbreviation of "FCPE";

11 (e) members registered into the category of Corporate Member
12 shall be entitled to use initials "MCPE";

13 (f) members registered into the category of power engineering
14 technologist (Associate Power Engineer) Member shall be entitled to use
15 initials "ACPE";

16 (g) members registered into the category of power engineering
17 Technician Member shall be entitled to use initials "PET";

18 (h) members registered into the category of power engineering
19 Craftsman Member shall be entitled to use initials "PEC";

20 (5) The provisions of the First Schedule to this Bill shall, so far as
21 applicable to the question of admission to the Institute, have effect with
22 respect to the categories of members listed in sub-clause (1) and (2) of this
23 clause.

24 **3.-(1)** There shall be a President, Deputy President and Four vice-
25 Presidents of the Institute who shall be outstanding Fellows of the Institute
26 and shall be elected at the annual general meeting of the Institute and shall
27 each hold office for a term of Two years from the date of the election.

Election of
President, Deputy
Presidents, Vice-
Presidents and
other officers of
the Institute

28 (2) There shall be other elected officers of Institute who shall be
29 outstanding Fellows or corporate members of the Institute and shall be
30 elected at the annual general meeting of the Institute and shall each hold

1 office for a term of Two years from the date of the election too.

2 Together, all elected officers at the Institute's AGM constitute to form the
3 Executive Committee

4 (3) The Vice Presidents elected under sub-clause (1) shall each
5 represent the four (4) distinct arms of the profession-

6 (i) Generation Services;

7 (ii) Transmission Services;

8 (iii) Distribution Services;

9 (iv) Power Business (Regulation, Gas issues, Training, Finance,
10 Legislation, Legal, Policy, etc.);

11 (4) The President shall preside at meetings of the Institute, so however
12 that, in the event of the death, incapacity or inability for any reason of the
13 president, the deputy president shall act in his stead for the unexpired portion of
14 the term of office, or as the case may require, and references in this Bill to the
15 president shall be construed accordingly.

16 (5) In furtherance to the provisions of sub-clause (3), a bye-election
17 within the Council shall be conducted to elect one of the Vice-presidents to
18 serve as Acting Deputy President and the Council shall appoint one of its
19 members to assume the vacant post of Vice President for the period before the
20 next annual general meeting.

21 (6) The president and deputy-president shall respectively be
22 chairman and vice-chairman of the Council under this Bill.

23 (7) If the president or the vice-president ceases to be a member of the
24 Institute he shall cease to hold any of the offices designated under this Bill.

Executive
Committee

25 **4.**-(1) There shall be an Executive Committee of the Institute and shall
26 consist of all elected members of the Institute.

27 (2) The Executive Committee of the Institute shall be responsible to
28 Council and its core functions is to, alongside the Registrar, oversee the day to
29 day management and administration of the Institute's affairs.

1 5.-(1) There is established for the Institute a governing council (in
2 this Bill referred to as "the Council") which shall be charged with the
3 responsibility for providing the guiding policy administration of the
4 Institute, oversee the activities of the executive committee and setting the
5 standards of education therein.

Membership of
governing council
of the institute, etc.

6 (2) The Council shall consist of the following members being
7 fellows or members, as follows:

8 (a) A Chairman;

9 (b) Deputy Chairman;

10 (c) Four (4) Vice Chairmen (each represent the four (4) distinct
11 arms of the profession);

12 (d) A National Treasurer;

13 (e) Ten (10) Persons elected at the Institute's annual general
14 meeting to represent the known technical units of the profession;

15 (f) Immediate Past Presidents of the Institute;

16 (g) A representative of the Federal Ministry of Power who must be
17 a practicing power engineer and shall not be below the rank of Deputy
18 Director;

19 (h) A representative from Government Tertiary Training and
20 Research Institution on Power engineering;

21 (i) Two (2) persons nominated to represent all licensed power
22 engineering contractors and consultants in rotation;

23 (j) Six Persons representing the Chapters of Institutes in each zone
24 of the federation and such other zone as may be created by the council from
25 time-to-time.

26 (3) The provisions of the Second Schedule to this Bill shall have
27 effect with respect to the qualifications and tenure of office of the member of
28 the council and the other matters.

29 6. The Council shall have power to-

30 (a) formulate policy and direct the organs of the Institute for the

Power of the
Council

1 execution and general administration by the Executive Committee;

2 (b) establish Chapters of the Institutes in such location across the
3 federation from time- to-time;

4 (c) manage and superintend the affairs of the Institute;

5 (d) make rules and regulations for the proper functioning of the
6 Institute;

7 (e) employ and pay the staff of the Institute appropriate remuneration
8 commensurate in scale with that of staff in organizations of similar stature; and

9 (f) enter into any negotiation, agreement and contractual relationship
10 as may be necessary or expedient for the discharge of the functions of the
11 Institute.

12 (5) The Council shall perform the other functions conferred on the
13 Council by this Bill.

Quarterly Meetings
of the Council

14 7. The Council shall meet every quarter to consider issues brought
15 before it by the Executive Committee of the Institute and other sundry bodies,
16 etc.

Financial
Provisions

17 8.-(1) There shall be no funding to the Institute from the Federal
18 Government, States or its Agencies save for grants, donations, gifts, etc in
19 support of its statutory activities

20 (2) The Council shall establish and maintain a fund, the management
21 and control of which shall be in the hands of the Council, and into which shall
22 be paid-

23 (a) all subventions, fees, fines, penalties and charges for services
24 rendered or publications made by the Council;

25 (b) gifts, endowments, bequests, loans, donations, grants or aids;

26 (c) foreign aids and assistance from bilateral and multilateral
27 agencies such as affiliated bodies on power engineering; donations charges and
28 monies payable to the institute in pursuance of this Bill shall be without any
29 conditions whatsoever and not inimical to the Institute, Nigerian government
30 or its agencies.

1 (d) Such other monies as may be received by the institute in the
2 course of its operations or in relation to the exercise of any of the functions
3 under this Bill.

4 (3) There shall be paid out of the fund of the institute-

5 (a) The remuneration and allowance of the institute's Council
6 members and other employees of the institute;

7 (b) Such reasonable traveling and subsistence allowance of
8 members of the council in respect of the time spent on the business of the
9 council as the council may determine; and

10 (c) Any other expenses incurred by the council in the discharged of
11 its functions under this Bill.

12 (4) The council may invest monies from the fund in any security
13 created or insured by or on behalf of the Federal Republic of Nigeria or in
14 any other securities in Nigeria approved by the council.

15 (5) The council may from time-to-time, borrow money for the
16 Institute and any interest payable on monies so borrowed shall be paid out of
17 the fund.

18 (6) All the corporate members in Nigeria shall cause to be paid to
19 the fund, an annual dues and levies as may be agreed by the council from
20 time-to-time.

21 **9.**-(1) The council shall on behalf of the institute keep proper books
22 of accounts in respect of each year and proper records concerning these
23 accounts and the council shall cause the accounts to be audited by an
24 external auditor and when audited the accounts shall be submitted to the
25 members of the institute for approval at a general meeting of the institute.
26 Such annual audited account shall be deemed to have fulfill the requirement
27 of the Financial Reporting standards.

Proper account
keeping and annual
audited institute
account

28 (2) The audit of the Institute's books shall be in accordance with the
29 provisions of the Constitution of the Federal Republic of Nigeria, 1999.

Appointment of
Registrar, Tenure,
Remuneration, etc.

1 **10.**-(1) The Council shall appoint a fit and proper person who shall be
2 a member of the Institute to be the Registrar, and such other persons as the
3 council may from time to time, deem necessary to assist the registrar in the
4 performance of this functions under this Bill.

5 (2) The Registrar shall in addition to his other functions under this
6 Bill, be the secretary to the council and shall keep minutes of the proceedings of
7 all meetings of the council.

8 (3) The Registrar shall-

9 (i) be the Chief Executive Officer and Accounting Officer to the
10 Council;

11 (ii) be responsible for the day to day administration of the Institute
12 and responsible to the Council for the executive of the policies directives
13 thereof;

14 (iii) be a graduate of Electrical Engineering with at least 18 years
15 cognate experience in the Nigeria Electric Supply industry.

16 (4) The Registrar shall be appointed for a term of Three (3) years in
17 the first instance; and may be appointed for a further term of three years and no
18 more.

19 (5) The Registrar shall be paid such remuneration as may be specified
20 in his letter of appointment or as determined by the Council using the scale
21 applicable in the Nigeria electricity supply industry.

22 (6) The Registrar shall cease to hold office if any of the conditions
23 specified in clause 17 (1) a-c pertaining to cessation of membership of the
24 Institute and Council applies to him.

25 (7) The Registrar may resign his appointment by a written notice
26 under his hand delivered to the Council Chairman.

27 (8) It shall be the duty of the Registrar-

28 (a) to prepare and maintain in accordance with rules made by the
29 council, a registrar of names, addresses and approved qualifications and of
30 such other particulars, as may be specified in the rules of all persons who are

1 entitled in accordance with the provisions of this Bill to be registered as
2 members of the Institute;

3 (b) to correct, in accordance with the direction of the council, any
4 entry in the register, which the council, directs him to correct as being in the
5 opinion of the council an entry, which was incorrectly made;

6 (c) to make from time to time, any necessary alterations to the
7 registered particulars of registered persons;

8 (d) to record the names of members of the institute who are in debt
9 for more than One year in the payment of annual or practicing fee and to take
10 such action in relation thereto including removal of the name of defaulter
11 from the register as the council may be direct or require;

12 (e) to cause the register to be printed, published and put out on sale
13 to members of the public not later than two years from the commencement
14 of this Bill;

15 (f) to remove from the register the name of a deceased member

16 (g) in each year after that in which a register is first published under
17 paragraph (d) of this sub-clause, to cause to be printed, published and put on
18 sale as afore said, either a corrected edition of the register or list of
19 alterations made to the register since it was last printed, and;

20 (h) to cause a print of each edition of the register and of each list,
21 corrections to be deposited at the headquarters of the institute, and it shall be
22 the duty of the council to keep the register and list so deposited, available at
23 all reasonable times for inspection by members of the public.

24 **11.-(1)** There shall be for the purpose of this Bill, two Registers, of Register
25 which one shall be for members and the other shall be for corporate firms-

26 (a) The register of members shall consist of Six (6) parts in respect
27 of:

28 (i) Fellows;

29 (ii) Power Engineers (Members);

- 1 (iii) Power Engineering Technologist (Associate Power Engineer)
2 members;
- 3 (iv) Power Engineering Technician Members;
4 (v) Power Engineering Craftsmen members;
5 (vi) Power Engineering Graduate members;
- 6 (b) The register of Corporate Firms shall consist of Six (6) parts, in
7 respect of:
- 8 (i) Consulting Engineering in the power industry;
9 (ii) Engineering Contracting in the power industry;
10 (iii) Manufacturing in the power industry;
11 (iv) Engineering Services in the power industry;
12 (v) Vendors of Machinery, Equipment and Engineering Materials in
13 the power industry;
14 (vi) Maintenance/Repairs and Fabrication in the power industry.
- 15 (2) Subject to the provisions of this clause, the Council shall make
16 rules with respect to the form and keeping of the register and the making of
17 entries therein, and in particular-
- 18 (a) regulating the making of applications for enrolment or registration
19 as the case may be, and providing for the evidence to be produced in support of
20 applications;
- 21 (b) providing for the notification to the registrar, by the person to
22 whom any registered particulars relate, of any change in those particulars;
- 23 (c) authorising a registered person to have any qualification which is,
24 in relation to the relevant division of the profession, either an approved
25 qualification or an accepted qualification for purposes of this Bill, registered in
26 relation to his name in addition to or, as he may elect, in substitution for any
27 other qualifications so registered;
- 28 (d) specifying the fees, including any annual subscription, to be paid
29 to the Institute in respect of the entry of names on the register, and authorising
30 the registrar to refuse to enter a name on the register until any fee specified for

1 the entry has been paid;

2 (e) specifying anything falling to be specified under the foregoing
3 provisions of this clause, but rules made for the purposes of paragraph (d) of
4 this sub-clause shall not come into force until they are confirmed at a special
5 meeting of the Institute convened for the purpose thereafter, or at the next
6 annual general meeting, as the case may be.

7 (3) If the registrar-

8 (a) Sends by post to any registered person a letter addressed and
9 deliver to him at his address usually on the register enquiring whether the
10 registered particulars relating to him are correct and receives no reply to the
11 letter within seven months from the date of posting it; and

12 (b) Upon the expiration of the period, send, in the like manner to
13 the person in question a second similar letter and receives no reply to the
14 letter within three months from the date of posting it, the registrar may
15 include the name of such person in the list of special cases under this sub-
16 clause for the council consideration and may if directed by the council
17 remove the particulars relating to the person in question from the registrar.

18 Provided that, the council may direct the registrar to restore to the
19 appropriate part of the register any particulars removed therefrom pursuant
20 to this sub-clause.

21 **12.-(1)** It shall be the duty of the Registrar to-

22 (a) cause the register to be printed, published and put on sale to
23 members of the public not later than two years from the commencement of
24 the Bill;

25 (b) thereafter in each year, to cause to be printed, published and put
26 on sale as aforementioned, either a corrected edition of the register or list of
27 corrections made to the register, since it was last printed;

28 (c) cause print of each edition of the register and of each list of
29 corrections to be deposited at the principal office of the institute; and

30 (d) keep the register and list so deposited and to make the register

Publication of
Register and list
of corrections etc.

1 and such list available to members of the public at all reasonable times for
2 inspection.

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

11 (3) Where in accordance with sub-clause (2) of this clause, a person
12 is, in any proceeding, shown to have been or not to have been registered at a
13 particular date, he shall, unless the contrary is proved, be taken for the purposes
14 of those proceedings as having at material times thereafter continued to be or
15 not to be so registered.

Registration of
members

16 **13.**-(1) An individual, other than the one whose membership has been
17 suspended by a directive of the disciplinary tribunal shall be entitled to be
18 registered as a member in the following categories-

19 (a) Power Engineering Graduate member, where the person:

20 (i) works in a power engineering organization and is a holder of a
21 degree or such equivalent qualification or the minimum qualification
22 prescribed by the council;

23 (ii) has passed the associate ship examination specified by the council
24 but has not had the period on the job practical experience prescribed by the
25 council;

26 (iii) not being a member of the institute at the time of application for
27 membership has passed the qualifying examinations of an institute of Power
28 Engineering in any other country acceptable to the council;

29 (iv) has not been elected a fellow or an associate by recognized
30 foreign Institute of Power Engineers;

1 (v) satisfy any other condition which the council may, from time to
2 time, approve;

3 (b) Power Engineering Technologist (Associate Engineer)
4 member, where the person-

5 (i) has passed the associate ship examination specified by the
6 council;

7 (ii) not being a member of the institute at the time of application for
8 membership, has passed the qualifying examinations of an institute of
9 Power Engineers in any other country acceptable to the council; or

10 (iii) has had a period of on the job practical experience not less than
11 the minimum period prescribed by the council for the category of
12 membership sought; or

13 (iv) has been elected by any recognized foreign institute to that
14 category of membership;

15 (c) Power Engineering Technician Member, where the Person-

16 (i) does not satisfy the conditions for registration as an associate or
17 fellow specified in paragraphs (d) and (g) of this sub-clause, but has
18 obtained the academic qualifications prescribed by the council for
19 Engineering Technician membership; and

20 (ii) is engaged in active service in a power engineering activity in a
21 reputable institution/ organization or tertiary educational institution, etc;

22 (d) Power Engineering Craftsman Member, where the person-

23 (i) does not satisfy the conditions for registration as an associate or
24 fellow specified in paragraphs (d) and (g) of this sub-clause, but has
25 obtained the academic qualifications prescribed by the council for
26 Engineering Craftsman membership; and

27 (ii) engaged in active service in power engineering activities in
28 reputable institution or organization, etc;

29 (e) Fellow of Institute, where the person-

30 (i) has contributed greatly to the growth of the Power Engineering

1 industry and the institute; or

2 (ii) is considered by the Board of fellows and the council as a fit and
3 proper person to be awarded the fellowship of the institute;

4 (iii) satisfies the council that he/she is a fit and proper person to be so
5 registered and has for years (to be specified by the council) been a corporate
6 member and has been active in the institute's activities and up to date in
7 dues/levies;

8 (iv) occupies a senior management position in a reputable institution/
9 organization or tertiary educational institution and must have been practising
10 in the Nigeria Electricity Supply Industry or allied industry for a minimum of
11 15 consecutive years;

12 (v) satisfies all other criteria as may be specified by the council from
13 time to time.

14 (2) An applicant for registration shall in addition to evidence of
15 prescribed academic qualification(s), and on the relevant ESI experience,
16 satisfy the council that-

17 (a) he is of good character; and

18 (b) he has not been convicted in Nigeria or elsewhere of an offence
19 involving fraud or dishonesty or both;

20 (c) he has satisfied any other condition which the council may from
21 time-to-time approve.

22 (3) A firm other than the one whose membership has been suspended
23 by a directive of the disciplinary tribunal shall be entitled to be registered as a
24 power engineering firm member, where the entity-

25 (a) is a professional institute, a power engineering firm or
26 professional corporation and-

27 (i) is licensed to carry out the business or practice of power
28 engineering in Nigeria;

29 (ii) must have, registered power engineers, and or CIPEN chartered
30 engineers in her board and management, and also provide the populated

1 organization organogram with roles/responsibilities of holders; and

2 (iii) Must show evidence of portfolio of projects
3 undertaken/executed directly or in joint venture ownership with dates.

4 (4) The council shall from time-to-time, publish in the institute's
5 journal, particulars for qualifications of registered members for time being
6 accepted as aforesaid:

7 (a) One or more members may incorporate a professional power
8 engineering firm or corporation to provide the services of a chartered power
9 engineering contracting or consulting firm;

10 (b) Such firm or corporation in (4a) above shall have been
11 incorporated under the Company and Allied Matters Act;

12 (c) A corporation shall not provide the services of a chartered
13 power Engineer firm unless it is registered and licensed under this Bill;

14 (d) A corporation or a firm, shall take or use as part of its name the
15 words "chartered power engineers" or another word, name, title, initials or
16 description implying or calculated to imply that its members are chartered
17 power engineers with the consent of the institute.

18 **14.** The Institute shall use the following words, initials and
19 acronyms:

Use of words,
initials, acronyms,
etc.

20 (i) FCPE: Initials and appellation for members registered into the
21 fellows category of chartered Institute of Power Engineers of Nigeria;

22 (ii) MCPE: Initials and appellation for members registered into the
23 corporate members category of chartered Institute of Power Engineers of
24 Nigeria;

25 (iii) ACPE: Initials and appellation for members registered into the
26 Associate engineer category of chartered Institute of Power Engineers of
27 Nigeria (power engineering technologist or Associate Power Engineer);

28 (iv) PET: Initials and appellation for members registered into the
29 Technician category of chartered Institute of Power Engineers of Nigeria
30 (power engineering technician);

Approval of
Qualifications, etc.

1 (v) PEC: Initials and appellation for members registered into the
2 craftsmen category of chartered Institute of Power Engineers of Nigeria
3 (power engineering craftsmen);

4 (vi) CIPEN: Chartered Institute of Power Engineers of Nigeria.

5 **15.**-(1) The Council may approve any qualification for the purpose of
6 this Bill and may, for such purpose, approve-

7 (a) any course of training at any approved institution which is
8 intended for persons seeking to become members of the Power Engineering
9 profession and which the Council consider is designed to confer on persons
10 completing it, sufficient knowledge and skill for registration with the institute;

11 (b) any qualification which as a result of an examination taken in
12 conjunction with a course of training approved by the council under this clause
13 is granted to candidates having reached a standard at the examination,
14 indication in the opinion of the Council that the candidates have sufficient
15 knowledge and skill to be registered with the Institute.

16 (2) The Council may, if it thinks fit, withdraw any approval given
17 under this clause in respect of any course, qualification of the institution, but
18 before withdrawing such approval the council shall-

19 (a) give notice that it proposes to do so, to each person in Nigeria
20 appearing to the Council to be a person by whom the course is conducted or the
21 qualification is granted or the institution is controlled, as the case may be;

22 (b) afford such a person an opportunity of making to the council
23 representations with regard to the proposal; and

24 (c) take into consideration any representations made in respect of the
25 proposal in pursuance of paragraph (b) of this sub-clause.

26 (3) A course, qualification or institution shall not be recognized as
27 approved during any period the approval is withdrawn under sub-clause (2) of
28 this clause.

29 (4) Notwithstanding the provisions sub-clause (3) of this clause, the
30 withdrawal of an approval under sub-clause (2) of this clause shall not

1 prejudice the registration or eligibility for registration of any person who, by
2 virtue of the approval, was registered or was eligible for registration (either
3 unconditionally or subject to the obtaining a certificate or experience)
4 immediately before the approval was withdrawn.

5 (5) The granting or withdrawal of an approval under this clause
6 shall have effect from such date whether before or after the execution of the
7 instrument signifying the giving or withdrawal of the approval, as the
8 council may specify in the instrument and the Council shall-

9 (a) as soon as may be possible, publish a copy of every such
10 instrument; and

11 (b) not later than seven days before its publication, as aforesaid a
12 copy of the instrument to the institution affected.

13 **16.**-(1) It shall be the duty of the council to keep itself informed of
14 the nature of -

15 (a) the instruction is given at approved institutions to persons
16 attending approved courses of training; and

17 (b) the examination as a result of which approved qualifications are
18 granted and for the purposes of performing that duty, the council may
19 appoint, either from among its members or otherwise, persons to visit
20 approved institute or observe such examinations.

21 (2) It shall be the duty of a person appointed under sub-clause (1) of
22 this clause to report to the council on-

23 (a) the adequacy of the instructions given to the person attending
24 approved courses of training at institution visited by him;

25 (b) the adequacy of the examination attended by him; and

26 (c) any other matter relating to the institutions or examinations on
27 which the council may, either generally or in a particular case, request him to
28 report, but no such person shall interfere with the giving of any instruction or
29 the holding of any examination.

30 (3) On receiving a report made in pursuance of this clause, the

Supervision of
instructions and
examinations
leading to approved
qualifications that
indicates competency
candidates as power
engineering
practitioners

1 council may, if it thinks fit, and shall if so required by the institution, send a
2 copy of the report to the person appearing to the council to be in charge of the
3 institution or responsible for the examinations to which the report relates,
4 requesting that person to make observations on the report to the council within
5 such period as may be specified in the request not being less than once month
6 beginning with the date of the request.

Establishment
of Investigating
Panel and
Disciplinary
Tribunal

7 **17.-(1)** There shall be constituted a body to be known as the chartered
8 Institute of power engineers of Nigeria investigating panel (in this Bill referred
9 to as "Investigating panel") which shall be charged with the duty to-

10 (a) conduct a preliminary investigation into any case where it is
11 alleged a member of the Institute has violated the provisions of the Institute's
12 Code of Conduct or shall for any other reason be the subject of proceeding
13 before the Disciplinary Tribunal;

14 (b) decide whether the case should be referred to the Disciplinary
15 Tribunal or not.

16 (2) The investigating panel shall be appointed by the council and shall
17 consist of five members as follows-

18 (a) two members of the council, one of whom shall be the chairman of
19 the panel; and

20 (b) Three members of the institute who are not members of the
21 council.

22 (4) The tenure of any member of the investigating panel shall be two
23 years renewable for a further period of two years.

24 (5) The Council may make rules not inconsistent with this Bill as
25 regard acts which constitute professional misconduct.

26 (6) The Investigating Panel shall act independently in the receiving
27 and investigation of allegations under sub-clause (1) (a) of this clause and shall
28 have the power to receive complaints directly from any individual or
29 organization.

30 (7) There shall be established the Chartered Institute of Power

1 Engineers of Nigeria Disciplinary Tribunal (in this Bill referred to as "The
2 Disciplinary Tribunal") which shall be charged with the duty of considering
3 and determining any case referred to it by the Investigating Panel
4 constituted.

5 (8) The Disciplinary Tribunal shall be appointed by the council and
6 shall consist of a Vice-President of the institute who shall be the Chairman,
7 three other members of the council and three members of the Institute who
8 are not members of the council.

9 (9) The provisions of the Third schedule to this Bill shall, so far as
10 applicable to the Investigating Panel and Disciplinary Tribunal respectively,
11 have affect with respect to all those bodies aforementioned.

12 **18.-(1) Where-**

13 (a) A person is adjudged by the Disciplinary Tribunal to be guilty of
14 unprofessional conduct in any professional respect; or

15 (b) A person is convicted, by any court or tribunal in jurisdiction in
16 Nigeria or elsewhere having the power to award imprisonment for an
17 offence (where or not punishment with imprisonment) which in the opinion
18 of the tribunal is incompatible with the conduct required of a member of the
19 Power Engineering profession; or

20 (c) The Disciplinary Tribunal is satisfied that the name of the
21 person has been fraudulently registered, and the person involved has been
22 given opportunity for a fair hearing to defend his/herself before the Tribunal.
23 The Tribunal shall, after receiving the confirmation of its decision from the
24 council, convey a direction to the person concerned reprimanding that
25 person ordering the registrar to strike his name off the relevant part of the
26 registered.

27 (2) A person who commits an offence and is found guilty by the
28 decisions of the Disciplinary Tribunal shall be liable to the maximum
29 sanction of having his name being struck out from the register of members
30 provided such offence is related to the practice of the profession.

Penalties for
unprofessional
conduct

1 (3) The Disciplinary Tribunal may, if deems it fit refer or further defer
2 its decision as to the giving of a direction under sub-clause (1) of this clause
3 until a subsequent meeting of the disciplinary Tribunal, but-

4 (a) No decision shall be deferred under this sub-clause for periods
5 exceeding three months from the conclusion of proceedings in the case; and

6 (b) No person shall be a member of the Disciplinary Tribunal to reach
7 a decision which has been deferred or further deferred unless he was present as
8 a member of the Disciplinary Tribunal when the decision was deferred.

9 (4) For sub-clause (1) (b) of this clause, a person shall be treated as
10 guilty as therein mentioned, unless the guilt stands at a time when no appeal or
11 further appeal is pending or may (without extension of time) be brought in
12 connection with the direction.

13 (5) When the Disciplinary Tribunal gives a direction under sub-clause
14 (1) of this clause, the Disciplinary Tribunal shall cause notice of the direction to
15 be served on the person to whom it relates.

16 (6) The person to whom such a direction relates may, at any time
17 within twenty-eight days from the date of service on him/her of the notice of the
18 direction, appeal against the direction to the Federal High Court and where
19 necessary to the Court of appeal and the Disciplinary Tribunal shall appear as
20 the respondent to the appeal and, to enable directions to be given as to the costs
21 of the appeal and of proceeding before the Federal High Court of appeal the
22 Disciplinary Tribunal shall be deemed to be a party thereto, whether or not it
23 appeals the hearing of the appeal.

24 (7) A direction of the Disciplinary Tribunal given under sub-clause
25 (1) of this clause shall take effect where-

26 (a) no appeal under this Clause is brought against the direction, within
27 the time limit for such an appeal, or on the expiration of that time;

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

30 (c) such an appeal is brought and is not withdrawn or struck out as

1 aforesaid, if and when the appeal is dismissed and shall not take effect
2 except in accordance with the foregoing provisions of this sub-clause.

3 (8) A person whose name is struck off the register in pursuance of a
4 direction of the Disciplinary Tribunal under this clause shall not be entitled
5 to be registered again, except, in pursuance of a directive in that behalf and a
6 direction under this clause for the striking off of a person's name from the
7 register prohibit him from making an application for membership or
8 restoration of his membership until after the period specified by the
9 direction that his name should be struck off, and if he makes an application
10 during the currency of the prohibition such as application shall be invalid.

11 19. A person who is not a member of any Engineering professional
12 body establish before the commencement of this Bill who but for this Bill, is
13 qualified to apply for membership of the Chartered Institute of Power
14 Engineers of Nigeria established by this Bill, in such manner as may be
15 prescribed by rules made by the Council, shall given such opportunity to be
16 registered in the category of membership appropriate in the current period
17 for holders of the qualification he/she possesses.

Application of
this Bill to yet
to be registered
engineering persons

18 20. A person other than a corporate member of the Institute shall be
19 deemed to practice as a member of the Power Engineering profession if, in
20 consideration of remuneration received or to receive and whether by himself
21 or in partnership with any other person-

Practice as a
member of the
Power Engineering
profession

22 (a) he engages himself in the practice of Power Engineering
23 services or holds himself out to the public as a member of the power
24 engineering profession;

25 (b) he renders professional service or assistance in or about matters
26 of principle or detail relating to procedures; or

27 (c) he renders any other service which may be by regulations made
28 by the Council, be designated as service constituting practice as a member of
29 the Power Engineering profession.

Rules as to
Practice etc.

1 **21.**-(1) The Council may make rules to guide training in Power
2 Engineering methods and practice.

3 (2) The Council may also make rules-

4 (a) prescribing the amount and date for payment of the annual
5 subscription and such purposes, a different amount may be prescribed by the
6 rules according to whether the person is registered as a Fellow, Power
7 Engineers (Members), Power Engineering Technologist (Associate
8 Engineers), Power Engineering Technicians, Power Engineering Craftsmen,
9 Power Engineering Graduates, Corporate Firms and Students;

10 (b) Restricting the right to membership of the Institute in default of
11 payment of the amount of the annual subscription where the default continues
12 for more than one year or such period as may be prescribed by the rules;

13 (c) also, to annual subscription, dues and levies as may be ascribed,
14 the Institute shall be obliged to the Issuance of annual practicing and licensing
15 fee for all registered practitioners in the Institute's register, with annual
16 certificates spanning 12 calendar months upon the payment of the prescribed
17 fee.

18 (3) Rules when made under this clause, shall be published in the
19 institute's journal.

20 (4) Any member of the institute who fails to pay the annual
21 subscription and practitioner license fee for one year or such period as may be
22 prescribed by the council may have his name removed from the register of
23 members.

Provision of
Library facilities
etc.

24 **22.** The Institute shall-

25 (a) provide and maintain a library comprising books and publications
26 across the spectrum of Power industry Engineering practice under the care of
27 the Institutes Registrar until at such a time when a professional librarian would
28 be engaged for professional service;

29 (b) encourage research into Power Engineering theory and practice
30 and allied subjects to the extent that the council may, from time-to-time,

1 consider necessary.

2 **23.**-(1) A person for the purpose of procuring the registration of any
3 name, qualification or other matter who-

Offences and
penalties, etc.

4 (a) makes a statement which he believes to be false in a material
5 particular; or

6 (b) recklessly makes a statement which is false in a material
7 particular, is guilty of an offence.

8 (2) If, on or after the relevant date, any person who is not a member
9 of the Institute practices or holds himself out to practices as a power
10 engineering practitioner for or in expectation of reward or takes or use the
11 name, titles, addition or description implying that he is in practice as a power
12 engineering professional, he shall be guilty of an offence and be liable to
13 prosecution under this Bill. Provided that, in the case of a person falling
14 within clause 17 of this Bill-

15 (a) this sub-clause shall not apply in respect of anything done by
16 him during the period of three months mentioned in that clause; and

17 (b) If within that period he duly applies for membership of the
18 Institute then, unless within that period he is notified that his application has
19 not been approved, this sub-clause shall not apply in respect of anything
20 done by him between the end of that period and the date on which he is
21 enrolled or registered or is notified as aforesaid.

22 (3) The registrar or any other person employed by or on behalf of
23 the institute who willfully makes any falsification in any matter relating to
24 the register, shall be guilty of an offence.

25 (4) Where an offence under this clause which has been committed
26 by a body corporate is proved to have been committed with the consent or
27 connivance of or to be attributable to any neglect on the part of any director,
28 manager, secretary or other similar officers of the body corporate or any
29 person purporting to act in any such capacity, he, as well as the body
30 corporate, shall be deemed to have committed the offence and is liable on

1 conviction by a court of competent jurisdiction in the case of an individual to
2 the punishment prescribed in sub-clause (4) of this clause and in the case of a
3 body corporate, to a fine of not less than N2,000,000.00

4 (5) A person who shall be guilty of an offence under this clause is
5 liable on conviction to imprisonment for a term not exceeding two years or to a
6 fine not less than N300,000.00 or both imprisonment and fine.

Regulations

7 **24.**-(1) Any regulations, made pursuant to this Bill shall be published
8 in the Institute's Journal.

9 (2) Rules made for the purpose of this Bill shall be subject to
10 confirmation by the council at its next general meeting or any special meeting
11 of the Institute convened for the purpose, and if annulled shall cease to have
12 effect on the day after the date of annulment, but without prejudice anything is
13 done in pursuance or intended pursuance of any such rules.

Interpretation

14 **25.** In this Bill-

15 "Chartered Power Engineer" means a person who has passed the profession
16 competence examinations in power engineering practice and has been elected
17 a Corporate or Associate Member of the Chartered Institute of Power
18 Engineers of Nigeria (CIPEN);

19 "Certificate" means a certificate to practice as a chartered power engineering
20 practitioner issued by the institute;

21 "Chapter of the Institute" means the branch of the institute established at any
22 location under clause 1;

23 "Corporate Firm Member" means any Power consulting firms, Power
24 Engineering contracting firms, professional power engineering corporations,
25 etc that is duly registered as a firm member with the Institute;

26 "Council" means the council established as the governing body of the institute
27 under clause 5 (1);

28 "Disciplinary Tribunal" means the chartered Institute of Power Engineers of
29 Nigeria Disciplinary Tribunal established under clause 17;

- 1 "Executive Committee" means the Institute's administrative body
2 established under clause 4;
- 3 "Fees" includes annual subscription;
- 4 "Fit Person" means a person of good character, who is not an undercharged
5 bankrupt and has not been convicted in Nigeria or elsewhere of any offence
6 involving fraud or dishonesty or has not been so convicted since a period to
7 be specified from time to time by the council;
- 8 "Firms" means any organisation in Nigeria undertaking Power Engineering
9 activities and or such other functions related;
- 10 "Institute" means the Chartered Institute of Power Engineers of Nigeria
11 (CIPEN) established under clause 1;
- 12 "Investigation panel" means the chartered Institute of Power Engineers of
13 Nigeria (CIPEN) Investigation Panel established under clause 17;
- 14 "Member of The Power Engineering Profession" means a person registered
15 by the institute as a member in the category of a Fellows, Power Engineers
16 (Members), Power Engineering Technologist (Associate Power Engineers),
17 Power Engineering Technicians, Power Engineering Craftsmen, Power
18 Engineering Graduates, Corporate Firms and Students;
- 19 "Minister" means the minister responsible for the ministry of power;
- 20 "Organs of the Institute" means the various sub administrative units of the
21 institute established to implement its objectives;
- 22 "Power Engineering" means activities of engineering concerns in the power
23 industry (NESI); operations, maintenance, engineering, procurement,
24 construction, technical audit, plants inspection, etc;
- 25 "Power Engineer" means a person who has graduated from any engineering
26 school, having the requisite engineering qualifications and duly engaged in
27 the practice of power engineering activities in the Nigeria Electricity Supply
28 Industry but yet to be admitted as a chartered Power Engineering
29 practitioner by the Institute;
- 30 "President", "Vice president" and National Treasurer" means the office

1 holders under those names in the institute respectively;
2 "Profession" Means the Power Engineering profession; 2020;
3 "Registrar" means the Register appointed in Clause 10;
4 "Register" means the register kept in pursuance of clause 11 of this Bill.

Citation

5 26. This Bill may be cited as the Chartered Institute of Power
6 Engineers of Nigeria Bill, 2020.

FIRST SCHEDULE

*Clause 3 (5)**Qualification for Membership Categories*

10 1. A person registered under this Bill is enrolled to higher membership
11 status in any of the following categories:

12 (a) As a fellow if he-

13 (i) Satisfies the council that he is eligible to be so registered and has
14 for several years (to be specified by the council) had been a Corporate Member
15 or the holder of an approved academic qualifications; and

16 (ii) Satisfies all other criteria as may be specified by the council from
17 time to time;

18 (iii) Has obtained such academic, professional or other
19 qualification(s) as may be prescribed by the council from time to time.

20 (iv) Has held any senior management position in the public or private
21 relevant institution.

22 (b) As a Power Engineer (corporate member) if he-

23 (i) Satisfies the council that he/she is eligible to be so registered; and

24 (ii) Has obtained such academic, professional or other
25 qualification(s) as may be prescribed by the council from time to time;

26 (iii) Satisfies all other criteria as may be specified by the council from
27 time to time;

28 (iv) Satisfies the council that he/she presently works in a Power
29 Engineering firm or company in the practice of power Engineering.

30 (c) As a Power Engineering Associate member if he-

- 1 (i) Satisfies the council that he is eligible to be so registered and has
2 passed the associate examination;
- 3 (ii) Has obtained such academic, professional or other
4 qualification(s) as may be prescribed by the council from time to time;
- 5 (iii) Has acquired on the job practical power Engineering
6 experience for such number of years as may be specified by the council;
- 7 (d) As a Power Engineering Technician member if he-
- 8 (i) Satisfies the council that he is eligible to be so registered and has
9 passed the requisite professional skill test examination;
- 10 (ii) Has obtained such academic, professional or other
11 qualification(s) as may be prescribed by the council from time to time for
12 such category;
- 13 (iii) Has acquired on the job practical power engineering
14 experience for such number of years as specified by the council;
- 15 (e) As a Power Engineering Craftsman member if he-
- 16 (i) Satisfies the council that he is eligible to be so registered and has
17 passed the requisite professional grade examination;
- 18 (ii) Has obtained such academic, professional or other
19 qualification(s) as may be prescribed by the council from time to time for
20 such category;
- 21 (iii) Has acquired on the job practical power Engineering
22 experience for such number of years as may be specified by the council;
- 23 (f) As a power engineering Graduate member if he-
- 24 (i) Satisfies the council that he is eligible to be so registered;
- 25 (ii) Has been a student member; and
- 26 (iii) Has passed associate ship examination but not met other
27 conditions specified in paragraph (d) of this sub-clause.
- 28 (g) As a Power Engineering Corporate Firm if the organization-
- 29 (i) Satisfies the council that it is eligible to be so registered; and has
30 for several years (to be specified by council) been a engaged in contracting

1 or consulting practice in the power industry;

2 (ii) Its proponents and management officers have obtained such
3 academic, professional or other qualification(s) as may be prescribed by the
4 council from time to time;

5 (iii) Satisfies all other criteria as may be specified by the council from
6 time to time;

7 (iv) Satisfies the council that it is in a Power Engineering firm or
8 company in the practice of power Engineering.

9 SECOND SCHEDULE

10 (Clause 6 (3))

11 *Qualifications and tenure of office of a member of the council*

12 1.-(1) Subject to the provisions of this paragraph, a member of the
13 council shall hold office for a period of two (2) years beginning with the date of
14 his appointment or election.

15 (2) A member of the institute who ceases to be a member thereof shall,
16 if he is also a member of the council cease to hold office in the council.

17 (3) A member of the council may, by notice in writing under his hand
18 addressed to the President resign his office.

19 (4) A person who retires from or otherwise ceases to be an elected
20 member of the council shall be eligible to become of the council and any
21 appointed member may be re- appointed.

22 (5) Member of the council shall at its meeting next before the general
23 meeting of the Institute, arrange for the replacement of elected members of the
24 council who are longest in office to retire at that general meeting.

25 (6) Election to the council shall be held in such manner as may be
26 prescribed by rules made by the council and until so otherwise decided, they
27 shall be decided by secret ballot

28 (7) If for any reason there is a vacation of office by a member and-

29 (a) Such member was appointed by the council or any other body, the
30 Councilor that body may appoint another fit person from the area in respect of

1 which the vacancy occurs; or

2 (b) such member was elected, the Council may, if the time between
3 the unexpired term of office and the next general meeting of the Institute
4 appears to warrant the filling of the vacancy, co-opt some fit person for such
5 time as aforesaid.

6 *Power of the Council*

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

10 *Standing Orders*

11 3.-(1) Subject to the provision of this Bill, the Council may in the
12 name of the Institute make standing orders regulating the proceedings of the
13 Institute or the Council, and in the exercise of its power under this Bill, may
14 set up committees in the general interest of the institute and make standing
15 orders thereof.

16 (2) Standing orders shall provide for the decision to be taken by a
17 majority of the members, and in the event of an equality of votes, the
18 President or the chairman, as the case may be, shall have a second or casting
19 vote.

20 (3) Standing orders made for a committee shall, provide for the
21 committee to report back to the council on any matter referred to it by the
22 council.

23 (4) The quorum of the Council shall be nine and the quorum of a
24 committee of the council shall be fixed by the council.

25 *General Meeting of the Institute*

26 4.-(1) The Council shall convene the annual general meeting of the
27 Institute on 12th May every year, or on such other day as the council may,
28 from time-to-time, appoint so however, that if the meeting is not held within
29 one year the previous meeting, no more than fifteen months shall elapse
30 between the respective dates of the two meetings; Provided that, a notice of

1 the annual general meeting shall be given to all members at any time and if not
2 later than twenty-one days from the date of the meeting.

3 (2) A special general meeting of the Institute may be convened by the
4 council at any time and if not less than twenty members of the institute so
5 require, by notice in writing addressed to the chairman of the council setting
6 out the object of the proposed meeting, the chairman of the council shall
7 convene a special general meeting of the institute. Provided that, a notice of the
8 special general meeting shall be given to all members of the institute not later
9 than twenty -one days from the date of the meeting.

10 (3) The quorum of any general meeting of the Institute and that of a
11 special general meeting of the institute shall each be twenty members.

12 *Meeting of the Council*

13 5.-(1) Subject to the provisions of any standing order of the council,
14 the council shall meet whenever it is summoned by the council and it the
15 chairman is required to do so, by notice in writing given to him by no less than
16 five other members, he shall summon a meeting of the council to be held within
17 fourteen days from that date on which the notice is given.

18 (2) At the meeting of the council, the chairman or in his absence, the
19 Deputy Chairman or anyone of the Vice - Chairman stated in clause 5 (2) (b) of
20 this Act in the descending order of their status shall preside, but if the chairman,
21 Deputy Chairman and the Vice-Chairmen are absent, the members present at
22 the meeting shall appoint one of their member to preside at the meeting.

23 (3) Where the Council desires to obtain the service of any person on a
24 matter, the council may co-opt him as a member for such period as the council
25 may think fit, but a person who is a member under sub-paragraph shall not
26 count towards a quorum.

27 *Committee*

28 6.-(1) The Council may appoint one or more committees to carry out
29 on behalf of the institute or council such function as the council may determine.

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

1 number of persons determined by the council, of whom not more than one-
2 third may be the persons who are not members of the council and a person
3 other than a member of the council shall hold office on the committee in
4 accordance with the terms of the letter by which he/she is appointed.

5 (3) Decisions of a Committee of the council shall be of no effect
6 until it is confirmed by the Council.

7 *Miscellaneous*

8 7.-(1) The fixed of the seal of the institute shall be authenticated by
9 the signature of the chairman or some other member of the council
10 authorized generally or specially by the institute to act for that purpose.

11 (2) Any contract or instrument which, if made or executed by a
12 person not being a body corporate, would not be required to be under seal,
13 may be made or executed on behalf of the institute or of the council, as the
14 case may require, by any person generally or specially authorized to act for
15 that purpose by the council.

16 (3) Any document purporting to be a document, duly executed
17 under the seal of the Institute shall be received in evidence and shall, unless
18 the contrary is proved to be deemed to be so executed.

19 8. The validity of any proceedings of the institute or the councilor
20 of a committee of the council shall not be adversely affected by any vacancy
21 in membership or by any defect in the appointment of a member of the
22 institute or the councilor of a person to serve on the committee or by reason
23 that a person not entitled to do so, took part in the proceeding.

24 9. Any member of the institute or of the councilor any person
25 holding office on a committee of the council, who has a personal interest in
26 any contract or arrangement entered into or proposed to be considered by the
27 council on behalf of the institute or by a committee of the council on behalf
28 of the council, shall forth with disclose his interest to the committee or the
29 council, as the case may be and shall not vote on any question relating to the
30 contract or arrangement.

1 (g) For publishing notice of any direction of the Tribunal which has
2 taken effect, providing that a person's name shall be struck off a register.

3 3. For any proceedings before the Tribunal, any member of the
4 Tribunal may administer oaths and any party to the proceedings may issue
5 out of the registry of the Federal High Court writs of subpoena and
6 *testudinatam* and *deuces tecum*, but no person appearing before the
7 Disciplinary Tribunal shall be compelled-

8 (a) To make any statement before the Tribunal tending to
9 incriminate himself; or

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

12 4.-(1) To advise the Tribunal on the question of law arising in the
13 proceedings before it, there shall in all such proceedings by an assessor to
14 the Disciplinary Tribunal who shall be appointed by the Council on the
15 nomination of the Attorney-General of the Federation and shall be a legal
16 practitioner of not less than seven years standing.

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

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

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

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

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

4 *The Investigation Panel*

5 5. The quorum of the Investigation Panel shall be three

6 6.-(1) The Investigation panel may, at any of its meetings attended by
7 all the members of the investigating panel, make standing orders concerning
8 the Investigation Panel.

9 (2) Subject to the provisions of any such standing orders, the
10 Investigation Panel may regulate its proceeding.

11 *Miscellaneous*

12 7.-(1) A person ceasing to be a member of the investigation panel of
13 the Disciplinary Tribunal shall be eligible for re-appointment as a member of
14 the Investigation Panel or Disciplinary Tribunal as the case may be; however,
15 nobody shall serve in the Investigation Panel for more than two consecutive
16 terms totaling four years.

17 (2) A person may, if otherwise eligible, be a member of both the
18 Disciplinary Tribunal and the Investigating Panel, but no person who acted as a
19 member of the Investigating panel concerning any case shall act as a member
20 of the Disciplinary Tribunal with respect to that case.

21 8. The Investigating Panel or the Disciplinary Tribunal may act,
22 notwithstanding any vacancy in its membership, and the proceedings of either
23 body shall be invalidated by any irregularity in the appointment of a member of
24 that body or subject to paragraph 7 (2) of this schedule by reason of the fact that
25 any person who was not entitled to do so took part in the proceedings of that
26 body.

27 9. Any document authorized or required by virtue of this Act to be
28 served on the Disciplinary Tribunal or the Investigating Panel shall be served
29 on the Registrar.

- 1 10. Any expenses of the Disciplinary Tribunal or the Investigation
2 panel shall be defrayed by the Institute.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Chartered Institute of Power Engineers of Nigeria and charges it with the responsibility for determining the standard of knowledge and skill to be attained by persons seeking to become Chartered Power Engineers. It also seeks to establish the Governing council of the Institute which shall have the responsibility of managing the Institute, its policy directions and setting the standard of education and competence required for its members therein.