

NATIONAL PARK SERVICE BILL, 2019

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# A BILL

## FOR

AN ACT TO REPEAL THE NATIONAL PARK SERVICE (AMENDMENT) ACT, 2006 CAP. N65 VOL. 9 LFN, 2010, TO ENACT THE NATIONAL PARK SERVICE ACT, ESTABLISH THE NATIONAL PARK SERVICE TO BE RESPONSIBLE FOR THE PRESERVATION, ENHANCEMENT AND PROTECTION OF WILD ANIMALS, PLANTS AND OTHER VEGETATION IN NATIONAL PARKS; AND PROMOTE ECO-TOURISM THROUGH PUBLIC PRIVATE PARTNERSHIPS AND FOR RELATED MATTERS

Sponsored by: Hon. Johnson Egwakhede Oghuma

Hon. Obidigwe B. Chinedu

[ ] Commencement

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

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PART I - OBJECTIVES OF THE ACT

1. The objectives of the Bill shall be to-

- (a) provide for the conservation, preservation and protection of wildlife and habitat as well as their utilisation for educational, inspirational research, cultural and recreational purposes;
- (b) strengthen the sector regulatory powers of the National Park Service;
- (c) promote eco-tourism, by encouraging the organised private sector, international donor agencies, non-governmental organisations and other stakeholders in the sector to be actively involved in the operations and management of the parks in order to develop adequate tourism infrastructure in line with international best practice;
- (d) provide a framework for private sector participation;
- (e) determine the category of services and operations of the Service as shall be commercialised in accordance with the provisions of the Public

Objectives of the Bill

- 1 Enterprises (Privatisation and Commercialisation) Act (CAPP38, LFN, 2010);
- 2 (f) determine the category of services and operations of the Service to
- 3 be managed, operated and controlled by private sector operators by way of
- 4 public-private partnerships in accordance with the provisions of the
- 5 Infrastructure Concession Regulatory Commission Act, 2005.
- 6 (g) enhance the para-military status of the National Park Service;
- 7 (h) regulate all eligible tourism operators in the Parks;
- 8 (i) provide a framework for the collaboration of the Federal, States,
- 9 Local Governments, non-governmental organisations and host communities in
- 10 the provision of infrastructure and protection of Biodiversity;
- 11 (j) recommend fiscal incentives by way of grant of pioneer status,
- 12 waivers of import and excise duties and other incentives, and grant of work
- 13 permit to foreign workers with specialised skills in the industry;
- 14 (k) establish a National Park Conservation Fund;
- 15 (l) promote Nigeria as a desirable global tourism destination within
- 16 the context of Africa's cultural renaissance;
- 17 (m) create alternative sources of livelihood for members of host
- 18 communities linked to Biodiversity conservation; and
- 19 (n) develop and implement all the Biodiversity Conventions, Treaties
- 20 and Agreements signed by the Federal Government in the management of
- 21 Parks in accordance with section 12 of the Constitution of the Federal
- 22 Republic of Nigeria.

Application

- 23 2. The provisions of this Act shall be applied to Biodiversity
- 24 conservation, management and protection of Wildlife, forests and
- 25 environmental resources, and establishment of National Parks, Game
- 26 Reserves, Forest Reserves and other protected areas in Nigeria.

27 **PART II - ESTABLISHMENT OF THE NATIONAL PARK SERVICE OF NIGERIA**

28 **AND ITS GOVERNING BOARD, ETC.**

Establishment  
of the National  
Park Service

- 29 3.-(1) There is hereby established a body to be known as the National
- 30 Park Service (in this Act referred to as "the Service").

1 (2) The Service-

2 (a) shall be a para-military Service;

3 (b) shall be a body corporate with perpetual succession and a  
4 common seal; and

5 (c) may sue and be sued in its corporate name.

6 4.-(i) There shall be established for the Service, a board to be  
7 known as the National Park Service Governing Board (in this Act referred to  
8 as "the Board") which shall consist of-

Establishment  
and Composition  
of the National  
Park Service  
Governing Board

9 (a) a chairman, who shall be a person with knowledge in the sector  
10 including, but not limited to conservation, protection and eco-tourism;

11 (b) the Director of Forestry in the Federal Ministry of Environment  
12 or any other designated Ministry for the time being, responsible for National  
13 Parks;

14 (c) the Surveyor-General of the Federation;

15 (d) one person to represent the Federal Ministry of Interior;

16 (e) One person to represent Federal ministry of Works;

17 (f) one person to represent the National Environmental Standards  
18 Regulations Enforcement Agency;

19 (g) one person to represent the Nigerian Tourism Development  
20 Corporation;

21 (h) one person to represent the Nigerian Conservation Foundation;

22 (i) one person from a research institution who possesses  
23 recognised qualifications, experience or specialisation in matters relevant to  
24 conservation, preservation or protection of wildlife, eco-tourism and natural  
25 resources;

26 (j) four persons to be appointed from amongst the chairmen of the  
27 National Park Advisory Committees in rotation for two years at a time;

28 (k) two persons, one of whom shall represent the business  
29 community and the other to represent communities living within the limits  
30 of National Parks;

1 (l) the Conservator-General of the National Park Service; and  
 2 (m) the Secretary of the Board.

3 PROVIDED that no representative shall be below the rank of a  
 4 Director.

5 (2) Members of the Board, other than ex-officio members, shall be  
 6 appointed by the President on the recommendation of the Minister.

7 (3) The provisions set out in the Schedule to this Act shall have effect  
 8 with respect to the proceedings of the Board and the other matters contained  
 9 therein.

Powers of the Board

10 5.-(1) The Board shall be responsible for-

11 (a) providing the general policies and guidelines relating to major  
 12 expansion programmes of the Service;

13 (b) the supervision of management and general administration of the  
 14 Service;

15 (c) recruiting volunteers and regular members of the Service; and

16 (d) fixing, with the approval of the Minister, the terms and conditions  
 17 of service of members and employees of the Service, including their  
 18 remuneration.

19 (2) The Board shall have power to do such other things which in the  
 20 opinion of the Board are necessary to ensure the efficient performance of the  
 21 functions of the Service.

Tenure of office of member

22 6. Subject to the provisions of this Act, a member of the Board, other  
 23 than an ex-officio member-

24 (a) shall hold office for a term of four years on such terms and  
 25 conditions as may be specified in the letter of appointment; and

26 (b) may be re-appointed for a further term of four years and so on.

Removal from office, etc.

27 7. (1) Notwithstanding the provisions of section 6 of this Act, a  
 28 member may at any time be removed from office by the President-

29 (a) for inability to discharge the functions of his office (whether



1 arising from infirmity of mind or body or any other cause) or for  
2 misbehaviour; or

3 (b) if he is satisfied that it is not in the interest of the Service or the  
4 public for the member to continue in office.

5 8.-(1) A member of the Board may resign his membership by  
6 notice in writing addressed to the President through the Minister; and the  
7 member shall, on the date of the receipt of the notice by the President, cease  
8 to be a member.

Resignation

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

13 9. A member of the Board shall be paid such allowances and  
14 benefits as the Federal Government may, from time to time, direct.

Allowances of  
members

15 PART III- OBJECTIVES, FUNCTIONS AND POWERS OF THE SERVICE

16 10. The Objectives of the Service shall be-

Objectives of  
the Service

17 (a) the conservation of selected and representative samples of  
18 wildlife communities in Nigeria;

19 (b) the establishment of an ecologically and geographically  
20 balanced network of protected areas under the jurisdiction and control of the  
21 Federal Government;

22 (c) the protection of endangered species of wild plants and animals  
23 and their habitats;

24 (d) the conservation of wildlife throughout Nigeria so that the  
25 abundance and diversity of their species are maintained at the optimum  
26 levels commensurate with other forms of land use, in order to ensure the  
27 continued existence of wildlife for the purpose of their sustainable  
28 utilisation, for the benefit of the people of Nigeria;

29 (e) the preservation of outstanding, scenic, natural, scientific,  
30 recreational and other values in the National Parks;

1 (f) the protection and maintenance of crucial wetlands and water  
2 catchment areas;

3 (g) the control of dangerous vertebrate species;

4 (h) to determine which services and operations of the Service shall be  
5 commercialised in accordance with the provisions of the Public Enterprises  
6 (Privatisation and Commercialisation) Act, (CAPP38, LFN, 2010);

7 (i) to determine which services and operations of the Service shall be  
8 managed, operated and controlled by private sector operators by way of public-  
9 private partnerships in accordance with the provisions of the Infrastructure  
10 Concession Regulatory Commission Act, 2005;

11 (j) to provide a framework for the collaboration of the Federal, States,  
12 Local Governments, host communities, non-governmental organisations and  
13 other stakeholders in the management of parks;

14 (k) to engage the non-governmental organisations and other strategic  
15 stakeholders in the operation and management of the parks;

16 (l) to develop strategies to support, improve and sustainably manage  
17 species composition (flora and fauna);

18 (m) the promotion and provision of education about wildlife and  
19 nature conservation;

20 (n) the promotion of training and development of skills in the tourism  
21 sector; and

22 (o) the conservation of biological diversity in Nigeria.

Functions of  
the Service

23 11. The functions of the Service shall be to-

24 (a) preserve, enhance, protect, and manage vegetation and wild  
25 animals in the National Parks and promote eco-tourism;

26 (b) advise the Federal Government on the development and  
27 preservation policy of the National Parks, including the financial requirements  
28 for the implementation of such policy;

29 (c) advise the Federal Government on the areas which, for the purpose  
30 of protecting wildlife species, biotic communities, sites of special interest or of

1 aesthetic value, the Service considers may be declared as National Parks  
2 under this Act;

3 (d) determine which services and operations of the Service shall be  
4 commercialised in accordance with the provisions of the Public Enterprises  
5 (Privatisation and Commercialisation) Act, (CAPP38, LFN, 2010);

6 (e) determine which services and operations of the Service shall be  
7 managed, operated and controlled by private-sector investors by way of  
8 public-private participation in accordance with the provisions of the  
9 Infrastructure Concession Regulatory Commission Act, 2005;

10 (f) ensure the implementation of the Policy on Nigeria National  
11 Parks of the Federal Government;

12 (g) conduct surveys and maintain up-to-date records of all the  
13 existing facilities for the growth and protection of the fauna and flora in the  
14 National Parks, for zoological or botanical species, and for wild or  
15 domesticated animals and advise the Federal Government and State  
16 Governments on their adequacy and efficient utilisation in the interest of the  
17 national economy;

18 (h) promote, develop and carry out research on the wildlife  
19 resources of Nigeria, with a view to promoting optimum utilisation and  
20 management of the wildlife;

21 (i) encourage general education in the knowledge of wild and  
22 domestic animals, fauna and flora and vegetation by publishing or  
23 sponsoring the publication of the results of research, particularly in relation  
24 to problems affecting Nigeria;

25 (j) encourage the general public to visit the National Parks and the  
26 study of nature afforded therein, thereby popularising them as tourist  
27 attractions;

28 (k) co-operate with other agencies to promote and develop  
29 alternatives to wildlife as a source of protein and income for the rural  
30 population;

- 1 (l) provide for National Parks Week;
- 2 (m) co-ordinate the activities of the various National Parks Advisory
- 3 Committees;
- 4 (n) administer and enforce this Act to attain its purpose;
- 5 (o) set up committees including but not limited to the Technical
- 6 Committee for the purpose of carrying out its functions; and
- 7 (p) carry out such other activities which, in the opinion of the Service,
- 8 will facilitate the performance of its functions under this Act.

Powers of the  
Service

- 9 **12.** The Service shall have power to-
- 10 (a) acquire or dispose of any property, movable or immovable;
- 11 (b) establish partnerships and consultations with host communities
- 12 where the parks are located;
- 13 (c) set up committees including but not limited to the Technical
- 14 Committee for the purpose of carrying out its functions;
- 15 (d) to register companies in accordance with the provisions of the
- 16 Companies and Allied Matters Act, 2004 (CAP. C20 LFN, 2010);
- 17 (e) pay remuneration, allowances, expenses and any other benefits to
- 18 members of the Board and employees of the Service or any other persons, in
- 19 accordance with such scales as may be determined by the Service with the
- 20 approval of the Minister;
- 21 (f) grant licenses and sanction any violations of the law establishing
- 22 the National Park Service; and
- 23 (g) do anything which in its opinion is calculated to facilitate the
- 24 performance of its functions under this Act.

25 **PART IV - STAFF OF THE SERVICE**

Conservator-  
General of the  
National Park  
Service

- 26 **13.-(1)** There shall be for the Service a Conservator-General who
- 27 shall be appointed by the President, Commander-in-chief of the Armed Forces,
- 28 on the recommendation of the Minister.
- 29 (2) To be appointed as a Conservator-General, a person must possess:
- 30 (a) a minimum qualification of B.sc degree in the field of Wildlife

1 Management, Zoology, Botany or Forestry; and

2 (b) at least fifteen (15) years' experience in protected area and  
3 wildlife management.

4 (3) The Conservator-General shall be the Chief Executive and  
5 Accounting Officer of the Service.

6 (4) The Conservator-General shall be responsible for-

7 (a) the execution of the policies of the Service;

8 (b) the day-to-day administration of the Service;

9 (c) co-ordinating the work of the Secretariat of the Service and the  
10 Conservator of National Parks;

11 (d) carrying out the provisions of this Act, subject to the general or  
12 special directions of the Board; and

13 (e) performing such other functions as the Board or Minister may,  
14 from time to time, assign to him in relation to this Act.

15 (5) The Conservator-General shall hold office in the first instance  
16 for a term of five years and may be re-appointed for a further term of five  
17 years and no more, based on the discretion of the President.

18 (6) Subject to this section, the Conservator-General shall hold  
19 office on such terms as to emolument and otherwise as may be specified in  
20 his letter of appointment, as approved by the President.

21 (7) Notwithstanding the provisions of subsection (4) of this  
22 section, the Conservator-General may be removed from office by the  
23 President-

24 (a) for inability to discharge the functions of his office (whether  
25 arising from infirmity of mind, body or any other cause) or for misconduct;

26 (b) if he is satisfied that it is not in the interest of the Service or the  
27 public for him to continue in office.

28 14.-(1) There shall be for the service, two (3) Deputy  
29 Conservators-General appointed by the President, Commander-in-chief of  
30 the Armed Forces, on the recommendation of the Minister,

Deputy  
Conservator-  
General

1 (2) To be appointed as a Deputy Conservator-General, a person must  
2 possess:

- 3 (a) a minimum qualification of B.sc in Natural Sciences; and  
4 (b) at least twelve (12) years' experience in Protected Area and  
5 Wildlife Management.

Secretary and  
other staff

6 **15.-(1)** The Board shall appoint a Secretary to the Board and shall-  
7 (a) be a legal practitioner of not less than ten (10) years post-call; and  
8 (b) be subject to the control and supervision of the Board through the  
9 Conservator-General.

10 (2) The Secretary shall be responsible for the following duties-

- 11 (a) convening meetings of the Board, on the authority of the  
12 Chairman;  
13 (b) preparing the agenda and recording minutes of meetings of the  
14 Board as may be directed by the Board;  
15 (c) acting as Secretary to any Committee of the Board;  
16 (d) keep the books, records and conduct the correspondence of the  
17 Board;  
18 (e) keeping in safe custody the Common Seal of the Service; and  
19 (f) perform such other functions as the Board and the Conservator-  
20 General may assign to him.

21 (3) Notwithstanding the provisions of subsection (1) of this section,  
22 the Board shall have power to appoint for the Service either directly or on  
23 secondment from the public or civil service of the Federation, such number of  
24 employees as may, in the opinion of the Board, be required to assist the Service  
25 in the discharge of any of its functions under this Act.

Salaries,  
emoluments,  
allowances, etc.

26 **16.** The structure of remuneration (including pensions), emoluments,  
27 salaries and allowances of all staff and any other benefit shall be in accordance  
28 with the para-military service scheme.

Application of  
the Pensions  
Reform Act

29 **17.-(1)** It is hereby declared that employment in the Service shall be  
30 pensionable under the Pensions Reform Act 2014, and accordingly, employees

1 of the Service shall, in respect of their services, be entitled to pensions,  
2 gratuities and other retirement benefits as are prescribed under the Pensions  
3 Reform Act 2014.

4 (2) Notwithstanding the provisions of subsection (1) of this  
5 section, nothing in this Act shall prevent the appointment of a person to any  
6 office on terms which preclude the grant of a pension and gratuity in respect  
7 of that office.

8 (3) For the purposes of the application of the Pensions Reform Act  
9 2014, any power exercisable thereunder by a Minister or other authority of  
10 the Federal Government (not being the power to make regulations) under  
11 section 28 thereof, is hereby vested in and shall be exercisable by the Service  
12 and not by any other person or authority.

13 (4) Subject to subsection (2) of this section, the Pensions Reform  
14 Act 2014 shall, in its application by virtue of subsection (3) of this section to  
15 any office, have effect as if the office were in the civil service of the  
16 Federation.

17 PART V - FUND OF THE SERVICE

18 18.-(1) The Service shall establish and maintain a fund from which  
19 shall be defrayed all expenditures incurred by the Service.

Fund of the  
Service

20 (2) There shall be paid and credited to the fund established in  
21 pursuance of subsection (1) of this section-

22 (a) such sums as may be granted to the Service by the Federal  
23 Government;

24 (b) such sums as may be raised for the general purposes of the  
25 Service;

26 (c) all moneys accruing to the Service by any means, including  
27 grants-in-aid, endowments and donations;

28 (d) all charges, dues, fees or other amounts collected by the  
29 Service;

30 (e) all interests on moneys invested by the Service; and

1 (f) such other moneys as may, from time to time, accrue to the Service.

Accounts, audit  
and estimate

2 \* 19.-(1) The Service shall keep proper accounts in respect of each year  
3 and proper records in relation to those accounts and shall cause to be prepared  
4 in each year-

5 (a) a statement showing the income and expenditure of the Service  
6 for the immediate preceding year; and

7 (b) a statement of all the assets and liabilities of the Service as at the  
8 last day of the immediate preceding year.

9 (2) The Service shall cause every statement prepared under this  
10 section to be audited within six months after the end of the year to which the  
11 statement relates, by auditors appointed from the list and in accordance with  
12 the guidelines supplied by the Auditor-General of the Federation.

13 (3) The Service shall submit to the Minister, not later than 31st  
14 October in each year, an estimate of its expenditure and income during the next  
15 succeeding year.

Annual report

16 20.-(1) The Service shall prepare and submit to the Minister, not later  
17 than six months after the end of the year a report, in such form as the Minister  
18 may direct, on the activities of the Service during the immediate preceding year  
19 and shall include in the report a copy of the audited accounts of the Service for  
20 that year and the auditor's report.

21 (2) The Minister shall cause a copy of each report made to him under  
22 this section to be laid before the President.

Power to borrow

23 21.-(1) The Service may, with the consent of the Minister or in  
24 accordance with the general guideline approved by the Minister, borrow by  
25 way of loan or overdraft from any authorised source any moneys required by  
26 the Service for meeting its obligations and discharging its functions under this  
27 Act.

28 (2) The Service may, without the consent or authority referred to in  
29 subsection (1) of this section, borrow by way of loan or overdraft, where the  
30 sum or the aggregate of the sums involved at any time does not exceed



1 N5,000,000 (five million naira only).

2 22.-(1) The Service may, subject to the provisions of this Act and Power to invest  
 3 the conditions of any trust created in respect of any property, invest all or any  
 4 of its funds with the like consent or general authority referred to in  
 5 subsection (1) of section 21 of this Act.

6 (2) The Service may invest any of its surplus funds in such  
 7 securities as may be permitted by law.

8 23.-(1) The Service may accept gifts of land, money or other Power to accept  
 9 property or things within and outside Nigeria, upon such terms and gifts  
 10 conditions, if any, as may be specified by the person or organisation making  
 11 the gifts.

12 (2) The Service shall not accept any gift if the terms and conditions  
 13 attached by the person or organisation making the gift are inconsistent with  
 14 its functions under this Act.

15 PART VI - ESTABLISHMENT AND DESIGNATION OF NATIONAL PARKS

16 24.-(1) The National Assembly, with the consent of the Establishment  
 17 Government of a State, where a park is located, shall designate the parks. of National Parks

18 (2) The Designation of a park shall set out the location, limits and  
 19 classification of the park.

20 25.-(1) The Procedure for establishing, designating or altering the Procedure for  
 21 boundaries of a National Park shall be as follows- establishing or  
altering the

22 (a) a proposal to establish or alter the boundaries of a National Park boundaries of  
 23 accompanied by a positive environmental impact assessment report; National Parks

24 (b) a recommendation based on the report of a comprehensive  
 25 study of the matter by or under the direction of the Service, approved by the  
 26 Minister; and

27 (c) the consent to the proposed establishment or alteration-

28 (i) of the Governor, where the National Park falls within the  
 29 territory of one State;

30 (ii) of a majority of the Governors of the States within whose

1 territories the National Park is located, where the National Park falls within the  
2 territories of two or more States.

3 (2) If the conditions are complied with in subsection (1) of this  
4 section, and the President is satisfied that the establishment or alteration is  
5 desirable in the circumstances, he shall-

6 (a) send a bill to the National Assembly to designate the establishment  
7 of the National Park; or

8 (b) effect the proposed alteration or such alteration falling short of the  
9 proposed alteration as may best seem fit to him in the circumstances.

Ownership of  
Wild Animals

10 **26.**-(1) The ownership of every wild animal and wild plant existing in  
11 its natural habitat in a National Park, whether of biological, geomorphological  
12 or historical origin or otherwise, existing or found in a National Park is hereby  
13 vested in the Federal Government and subject to the control and management  
14 by the Federal Government for the benefit of Nigeria and mankind generally.

15 (2) Where the wild animal, wild plant or other thing is lawfully taken  
16 pursuant to a license issued under this Act, the ownership of the animal, plant or  
17 thing shall, subject to the provisions of this Act, vest or continue to be vested in  
18 the licensee.

19 (3) Except with authority under a license, nothing in this section shall  
20 be deemed to transfer to any person the ownership of a wild animal found dead  
21 or dying, or of a wild plant that has been cut down.

22 (4) If a person takes a wild animal or wild plant in contravention of  
23 this Act, the ownership of that animal or plant shall not be transferred to that  
24 person.

25 (5) A wild animal found outside a National Park shall not by reason  
26 only of its being found near the National Park be deemed to be the property of  
27 the Federal Government, unless it is shown to be in the course of a recognised  
28 natural migratory route or pattern to or from the National Park.

29 (6) Nothing in this Act shall be deemed to confer any right to damages  
30 or compensation on a person who alleges that he has suffered injury from or

1 due to the activities of a wild animal or wild plant shown to be the property of  
2 the Federal Government otherwise than as provided in this Act.

3 PART VII - ESTABLISHMENT OF NATIONAL PARKS ADVISORY

4 COMMITTEE

5 27.-(1) There is hereby established for each National Park, a  
6 committee to be known as the National Parks Advisory Committee (in this  
7 Act referred to as "the Advisory Committee") which shall consist of-

Establishment  
of National Parks  
Advisory Committee

8 (a) a Chairman who shall have a good knowledge of the National  
9 Park, to be appointed by the Minister, on the recommendation of the  
10 Governor of the State in which the National Park is located;

11 (b) the Local Government Chairman where the Park is located;

12 (c) the Director of Forestry of the State concerned;

13 (d) one person to represent the Ministry charged with  
14 responsibility for matters relating to land in the State concerned;

15 (e) one person to represent the Conservator-General of National  
16 Park Service;

17 (f) one person to represent the Nigerian Tourism Development  
18 Corporation;

19 (g) one person, with recognised qualifications, experience or  
20 specialisation in matters relevant to conservation, preservation or protection  
21 of wildlife and natural resources to represent the academic or research  
22 institutions located in the State concerned;

23 (h) one person to represent non-governmental organisations in the  
24 State concerned dealing with conservation;

25 (i) one person to represent the State Tourism Board;

26 (j) two persons to represent the host communities in the States  
27 where the parks are located;

28 (k) one representative of the organised private sector; and

29 (l) the Conservator of Park.

1 (2) A member of the Advisory Committee, other than an ex officio  
2 member-

3 (a) shall be appointed by the Minister, on the recommendation of the  
4 Governor of the State concerned;

5 (b) shall hold office for a term of four years on such terms and  
6 conditions as may be specified in his letter of appointment; and

7 (c) may be reappointed for a further term of four years and no more.

8 (3) Where a National Park is located within the territories of two or  
9 more States, the-

10 (a) Minister shall apportion the seats on the Advisory Committee  
11 between those States in such proportion as may appear to him best in the  
12 circumstances; and

13 (b) Governor of a State shall make the nomination in respect of a seat  
14 apportioned to that State pursuant to paragraph (a) of this subsection.

15 (4) The quorum of a meeting of the Advisory Committee shall be six.

16 (5) Subject to subsection (4) of this section, the Advisory Committee  
17 shall have power to regulate its own procedures and the conduct of its own  
18 meetings.

Functions of  
the Advisory  
Committee

19 28. Subject to such directions as may be given from time to time, by  
20 the Board, each Advisory Committee shall assist in implementing the policies  
21 of the Service and, in particular, shall-

22 (a) ensure that the National Park is set aside exclusively for the  
23 propagation, protection and management of the vegetation and wild animals in  
24 the National Park;

25 (b) ensure that hunting, destruction or collection of animals and plants  
26 are prohibited in the National Park except-

27 (i) for scientific or management purposes;

28 (ii) in the case of fish, for sporting purposes; or

29 (iii) in either case, on the direction and control of the Conservator;

1 (c) ensure that an undertaking involving any of the following  
2 activities-

3 (i) forestry, agriculture, grazing, mining, excavation or  
4 prospecting;

5 (ii) flight over the National Park at altitudes lower than 200 metres;

6 (iii) any drilling or leveling of the ground or construction;

7 (iv) any work which could alter the configuration of the soil or the  
8 character of the vegetation;

9 (v) any water pollution; or

10 (vi) any act likely to harm or disturb the fauna and flora, including  
11 the introduction of zoological or botanical species, whether indigenous or  
12 imported, wild or domesticated, is prohibited except in so far as the activity  
13 is necessary for the implementation of the provisions of paragraph (d) of this  
14 section or for enabling members of the public to visit the National Park; and

15 (d) perform such other functions as the Board may, from time to  
16 time, assign to it.

17 29. Each Advisory Committee shall, with the approval of the  
18 Board, have power to-

Powers of the  
Advisory  
Committee

19 (a) regulate access to and use of the National Park by members of  
20 the public; and

21 (b) do anything which in its opinion is calculated to facilitate the  
22 performance of its functions under this Act.

23 30.-(1) The Service shall appoint for each National Park, a  
24 Conservator of Park (in this Act referred to as "Conservator") who shall have  
25 requisite qualification in wildlife management and a minimum of seven  
26 years experience in protected area management.

Conservator of  
Park

27 (2) The Conservator of Park shall-

28 (a) be responsible for the day-to-day administration of a National  
29 Park;

30 (b) act as secretary to the Advisory Committee; and

1 (c) carry out such other functions as the Advisory Committee or  
2 Board may, from time to time, assign to him.

Technical  
Committee

3 **31.-(1)** There shall be a committee known as a Technical Committee  
4 that shall be set up by the Governing Board of the Service.

5 (2) The Committee shall consist of five (5) members.

6 (3) In setting up the Committee, the Board shall appoint members  
7 from both the public and private sector, with experience and knowledge in the  
8 following areas:

9 (a) privatisation and commercialisation transactions;

10 (b) public private partnership transactions including but not limited to  
11 concessions, leases and joint venture agreements;

12 (c) transaction advisory services; and

13 (d) other ancillary services.

14 (4) The mandate of the Technical Committee shall include:

15 (a) advisory services to the Board;

16 (b) advising the Board on the selection methods to be used in the  
17 commercialisation and public-private partnership (PPP) transactions;

18 (c) advising the Board on the structure and type of public-private  
19 partnership model in respect of any PPP transaction;

20 (d) preparation of bidding documents for the commercialisation and  
21 PPP transactions;

22 (e) advising the Board on the determination of evaluation criteria for  
23 bids submitted for commercialisation and PPP transactions;

24 (f) assisting the Board in the selection of preferred bidder for  
25 commercialisation and PPP transaction;

26 (g) coordinating commercialisation and PPP between the Board and  
27 the relevant departments;

28 (h) assisting the Board in actualising the mandate of commercialising  
29 and restructuring of the services provided by the Service; and

30 (i) carrying out any other function that may be assigned to the

1 Technical Committee by the Governing Board.

2 • (5) The Technical Committee shall report to the Governing Board  
3 through the Conservator General.

4 PART VIII - MANAGEMENT PRINCIPLES, ETC., OF NATIONAL PARKS

5 32.-(1) Each National Park shall be managed in accordance with-

6 (a) the management principles prescribed by or under this Act for  
7 the class of protected area; and

8 (b) the management principles on Nigeria National Parks until a  
9 management plan is approved for the National Park in accordance with this  
10 Act.

11 (2) The management principles shall be as specified in the order  
12 declaring an area to be a National Park.

13 (3) The management principles shall contain a statement of-

14 (a) the significant cultural and natural resources and values of the  
15 National Park;

16 (b) the proposed management policy for the National Park; and

17 (c) the proposed use of the National Park.

18 33.-(1) It is hereby declared that the provisions of this Act shall  
19 have effect for the purpose of preserving in perpetuity as national parks, for  
20 their intrinsic worth and for the benefit, use and enjoyment of the public,  
21 areas of Nigeria that contain scenery of such distinctive quality, ecological  
22 systems, or natural features that are beautiful, unique, or scientifically  
23 important that their preservation is in the national interest.

24 (2) It is hereby further declared that, having regard to the general  
25 purposes specified in subsection (1), national parks shall be so administered  
26 and maintained under the provisions of this Act that-

27 (a) they shall be preserved as far as possible in their natural state;

28 (b) except where the Authority otherwise determines, the native  
29 plants and animals of the parks shall as far as possible be preserved and the  
30 introduced plants and animals shall as far as possible be exterminated;

Management of  
National Parks  
to be based on  
prescribed  
management  
principles

Management  
principles of the  
National Park

1 (c) sites and objects of archaeological and historical interest shall as  
2 far as possible be preserved;

3 (d) their value as soil, water, and forest conservation areas shall be  
4 maintained; and

5 (e) subject to the provisions of this Act and to the imposition of such  
6 conditions and restrictions as may be necessary for the preservation of the  
7 native plants and animals or for the welfare in general of the parks, the public  
8 shall have freedom of entry and access to the parks, so that they may receive in  
9 full measure the inspiration, enjoyment, recreation, and other benefits that may  
10 be derived from mountains, forests, sounds, seacoasts, lakes, rivers, and other  
11 natural features.

Management  
plan for the  
National Park

12 34.-(1) The Advisory Committee shall, not later than two years after-

13 (a) the enactment of this Act, in the case of an existing National Park;

14 (b) the establishment of a new National Park, prepare and publish a  
15 comprehensive management plan in accordance with internationally accepted  
16 standards.

17 (2) Each management plan shall include-

18 (a) a map of the National Park indicating proposed facilities;

19 (b) an inventory of the wildlife, cultural and related natural resources  
20 in the National Park;

21 (c) an assessment of wildlife population trends in the National Park;

22 (d) an assessment of wildlife interference and plans for controlling it;

23 (e) a description of proposed research activities;

24 (f) a description of proposed infrastructural development, including  
25 the construction of facilities for visitors to the National Park;

26 (g) a description of proposed activities for the management of wildlife  
27 resources, including restoration of depleted populations;

28 (h) plans for the administration of the National Park, including  
29 financial and staffing projections;

30 (i) plans for the development of national and international tourism,



1 where applicable;

2 (j) plans for the creation of buffer zones around the National Park;

3 (k) plans for public participation in the activities of the National  
4 Park;

5 (l) plans for the participation of the local communities in the  
6 management of the National Park; and

7 (m) plans for promoting and assisting in ensuring environmentally  
8 sound and sustainable development in the areas surrounding the National  
9 Park, other than the buffer zones, with a view to furthering protection of  
10 those areas.

11 (3) The Advisory Committee shall, in preparing a management  
12 plan, invite, accept and consider all appropriate submissions from interest  
13 groups, local authorities and committees and members of the public.

14 (4) The draft management plan shall be submitted to the Board for  
15 its consideration and approval, with or without modifications, not later than  
16 three months after its submission.

17 (5) A management plan shall be reviewed at intervals of not more  
18 than ten years and the procedure for submission and approval by the Board  
19 shall be the same as for the management plan.

20 (6) A copy of the management plan or reviewed management plan  
21 shall be available to members of the public on payment of the prescribed fee.

22 (7) A management plan shall replace a management policy as soon  
23 as it is approved by the Board.

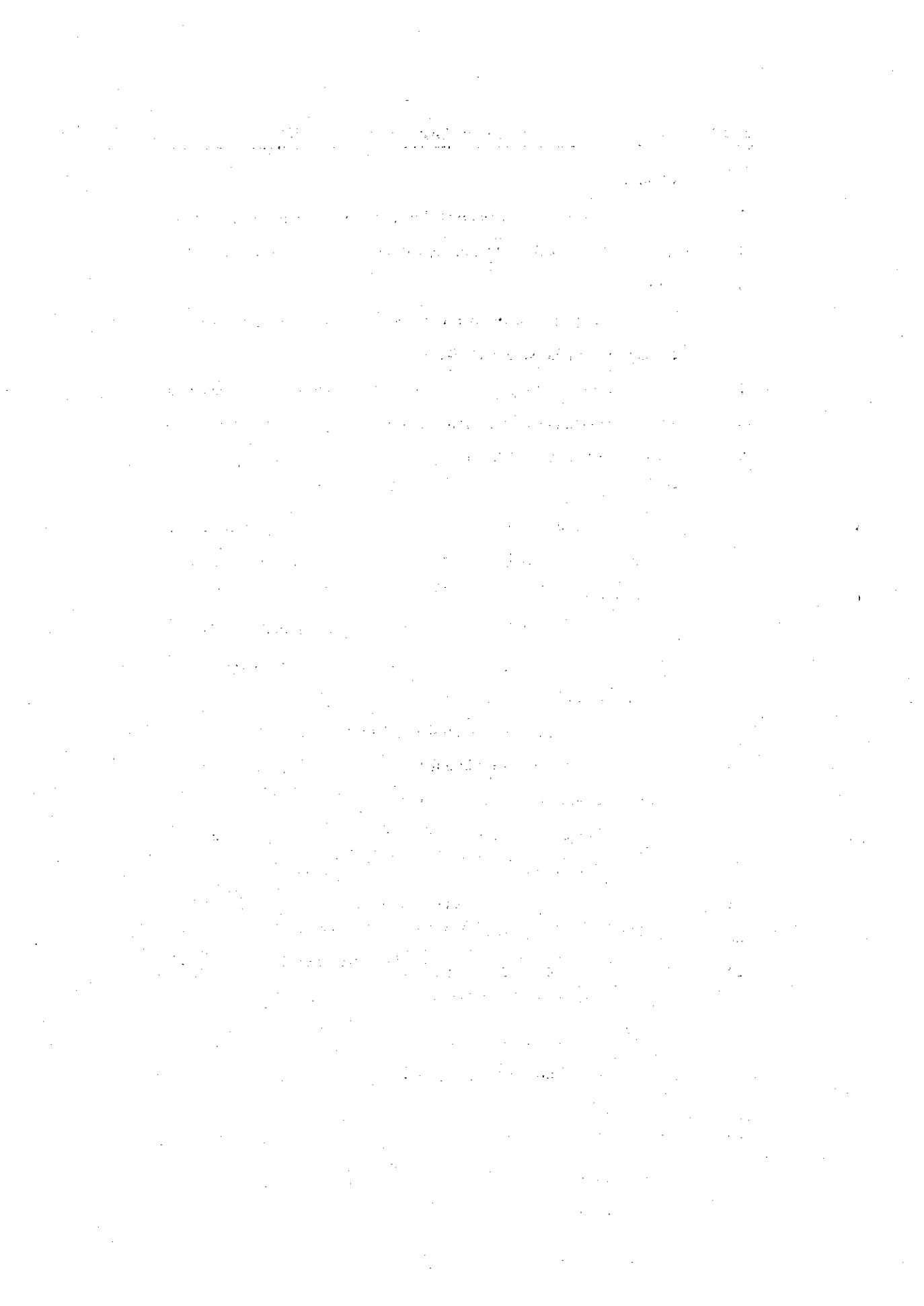
24 35.-(1) The Service shall cause to be prepared for the National  
25 Parks a system plan which shall include-

System Plan

26 (a) the objectives of the network of National Parks;

27 (b) an outline of what each National Park contributes to achieving  
28 those objectives;

29 (c) identified areas of lapses in the National Parks and proposals for  
30 preventing future lapses;



1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities.

2. It then outlines the various methods used to collect and analyze data, including surveys, interviews, and focus groups.

3. The next section describes the results of the data collection process, highlighting key findings and trends.

4. Finally, the document concludes with a summary of the overall findings and recommendations for future research.

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6. This table shows the distribution of responses across different categories, allowing for a more granular analysis of the data.

7. The data indicates that a significant portion of respondents are concerned about the impact of climate change on their daily lives.

8. Furthermore, the study found that there is a strong correlation between income level and concern for the environment.

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1 destinations; and

2 (g) comply with the policies, guidelines and regulations defined by  
3 the Service.

Eligibility of  
Registered Tour  
Operators

4 **39.**-(1) Operators who have been successfully registered as Tour  
5 operators of the Park shall-

6 (a) be required to organise themselves to meet an acceptable standard  
7 set by the Service; and

8 (b) obtain a certificate of operation from the Service, having satisfied  
9 all requirements before being permitted to operate in the Parks.

10 (2) A certificate of operation shall set out the terms and conditions  
11 guiding its issuance.

Available  
Incentives for  
Tourism  
Development

12 **40.** Upon the registration and grant of permits to tour operators to  
13 promote tourism development, the Federal Government through the Minister,  
14 may grant the following incentives such as-

15 (a) conferment of Pioneer Status on major tourism projects;

16 (b) consider minimum excise duties on imported tourism project  
17 equipments not manufactured in Nigeria;

18 (c) grant of work permit for foreign workers with specialised skills  
19 within the industry; and

20 (d) encouraging foreign tour operators to be affiliated with licensed  
21 tour operators in Nigeria in order to carry on business.

Role of  
Voluntary  
Organisations

22 **41.** Voluntary organisations shall be encouraged to be involved in the  
23 development of the nation's tourism industry through the following ways-

24 (a) development of recreational parks;

25 (b) promotion of international meetings; and

26 (c) promotion of the country's image among members worldwide.

Major components  
of a  
Commercialised  
National Park

27 **42.**-(1) National Parks that are commercialised shall comply with the  
28 following requirements-

29 Parks that are commercially viable (Corporate Status):

30 (a) Parks that are commercially viable-

1 (i) would be incorporated and operated as limited liability  
2 companies in accordance with the provisions of the Companies and Allied  
3 Matters Act, 2004; (CAPC.20-LFN, 2010)

4 (a) shall adopt corporate governance ethics in accordance with the  
5 provisions of Securities and Exchange Commission (SEC) Code of  
6 Corporate Governance in Nigeria; and

7 (b) shall have representation from the Federal Government  
8 through the National Park Service, Ministry of Finance and Bureau of  
9 Public Enterprises (BPE) who shall hold shares in the proportion of 35%,  
10 35% and 30% respectively as may be varied from time to time by the Federal  
11 Government.

12 (b) Parks that are not commercially viable:  
13 Parks that are not commercially viable shall remain as statutory  
14 corporations, but subject to commercialisation principles.

15 (c) Removal of Authorisation Limits:  
16 The commercialised parks shall not be constrained in their operations and  
17 procurement procedure by authorisation limits applicable in MDAs, public  
18 service circulars and or financial regulations; but to be subject to their  
19 boards.

20 (d) Funding:  
21 The Federal Government shall continuously give financial support to  
22 the commercialised parks, through -

23 (i) appropriation for the conservation and protection of  
24 Biodiversity in the Parks in line with international treaty obligations; and

25 (ii) grants and loans convertible to equity, until Government's  
26 interest is fully divested; and such appropriation shall be by the Ministry.

27 (e) Obligations of the Federal Government of Nigeria:  
28 It shall be incumbent upon the Federal Government of Nigeria to avoid any  
29 interference that can negate the principle of corporate governance ethics and  
30 code.

1914

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1916

1917

1918

1919

1920

1921

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author details the various methods used to collect and analyze the data. This includes both manual and automated processes. The manual process involves reviewing each entry individually, while the automated process uses software to identify patterns and anomalies.

The third section describes the results of the analysis. It shows that there are several areas where the data is inconsistent or incomplete. These areas need to be investigated further to determine the cause of the discrepancies.

Finally, the document concludes with a list of recommendations. These include implementing stricter controls over data entry, improving the accuracy of the automated systems, and conducting regular audits to ensure the integrity of the data.

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Income and  
Expenditure of  
Fund

- 1 48.-(1) There shall be paid into the Fund-
- 2 (a) any sum contributed to the fund by any person, foundation,
- 3 organisation or agency;
- 4 (b) sums appropriated by government by way of grants and special
- 5 projects; and
- 6 (c) all sums specified by this Act for payment into the Conservation
- 7 Fund.

8 (2) There shall be paid out of the Fund-

- 9 (a) expenses related to forestry, national parks and the protection of
- 10 wildlife; and
- 11 (b) loans and grants to owners or tenants of private lands for tree
- 12 planting and forest management.

Membership  
of the Fund

13 49. The membership of the Fund shall be drawn from the Service and

14 relevant stakeholders in the Environment sector and shall include-

- 15 (a) the Committee Chairman who must be knowledgeable in
- 16 conservation, Biodiversity management and eco-tourism;
- 17 (b) the Head, Planning Research and Statistics of the Service;
- 18 (c) the Head, Tourism Management unit of the Service;
- 19 (d) a consultant knowledgeable in financial management who shall be
- 20 appointed by the Board;
- 21 (e) a representative of the Nigerian Conservation Foundation;
- 22 (f) 2 persons to be appointed by the Minister;
- 23 (g) a representative of the Federal Ministry of Works;
- 24 (h) a representative from the Forestry Department of a Nigerian
- 25 University; and
- 26 (i) a representative from the Forestry Research Institution of Nigeria
- 27 (FRIN).

Sources of Fund

28 50.-(1) The Sources of Fund shall include-

- 29 (a) any grants or donations made to the Fund;
- 30 (b) not less than 1% of ecological fund;



1 (c) not less than 21/2 % of profit derived from the hospitality  
2 industry;

3 (d) 1% percentage of profit from airline operators and transporters;

4 (e) not less than 10% of the money accruing to the National  
5 Tourism Fund domiciled with the Nigerian Tourism Development  
6 Corporation; and

7 (f) any other source as may be identified by the Service.

8 (2) No disbursement of money shall be made from the Fund  
9 except-

10 (i) for the purposes of the Act; and

11 (ii) with the authorisation of the Committee.

12 (3) The Committee shall, not later than 3 months after the end of  
13 each financial year, prepare and submit to the Head of Audit -

14 (a) an annual statement of the receipts and payments of the Fund  
15 for that financial year; and

16 (b) a Balance Sheet made up at the end of that financial year  
17 showing the assets and liabilities of the Fund.

18 (4) The Committee shall, not later than six months after the end of  
19 each financial year, furnish to the Board -

20 (a) a report dealing with the activities and financial position of the  
21 Fund during that financial year; and

22 (b) a copy of the audited accounts of the Fund for that financial  
23 year, together with the Auditors' Report on those accounts.

24 PART XI - OFFENCES AND PENALTIES

25 51.-(1) A person who, except in accordance with the provisions of  
26 this Act, enters into, resides, erects a building or camp in a National Park is  
27 guilty of an offence.

Restriction on  
entry into National  
Parks, etc.

28 (2) The provisions of subsection (1) of this section shall not apply  
29 to-

30 (a) a member of the Board;

- 1 (b) an employee of the Service;
- 2 (c) a police officer or public officer on specified duty requiring his
- 3 presence in the National Park;
- 4 (d) a person traveling through the National Park along a public road
- 5 within the confines of the road reserve;
- 6 (e) a person in possession of a permit, issued by the Conservator-
- 7 General or any other employee of the Service duly authorised in writing by the
- 8 Conservator-General in that behalf; allowing the person to enter, reside, erect a
- 9 building or camp in a National Park; and
- 10 (f) a person who enters or is admitted pursuant to a regulation made
- 11 under section 75 of this Act, so however that the member, employee or other
- 12 person, as the case may be, shall be subject to any relevant regulations made
- 13 under section 75 of this Act, where appropriate, and shall, except if he is
- 14 exempted, pay any charge or fee relating to the entering, residing, erecting or
- 15 camping, as the case may be.
- 16 52.-(1) A person who, unless authorised to do so under this Act or the
- 17 regulations made under this Act-
- 18 (a) hunts or captures an animal;
- 19 (b) destroys or collects an animal;
- 20 (c) uproots, burns, strips off the bark or leaves from or otherwise
- 21 damages a tree or plant;
- 22 (d) sets fire to any grass or herbage or kindles a fire;
- 23 (e) digs, cuts, turns or cultivates the soil or makes a farm or plantation;
- 24 (f) constructs a dam or weir across a river or stream or otherwise
- 25 obstructs the channel of a river or stream;
- 26 (g) introduces a chemical or otherwise causes any form of pollution;
- 27 (h) removes from or damages the nest of a bird or reptile;
- 28 (i) fishes or attempts to kill any fish;
- 29 (j) is in possession of a wild animal, bird or reptile, dead or alive;
- 30 (k) is in possession of, uses, or sets a snare, net trap or any other

Restriction on  
hunting, etc.,  
in the National  
Parks

1 instrument for the purpose of capturing or killing an animal;

2 (h) drives, stampedes or in any way disturbs unnecessarily any  
3 animal;

4 (m) carries out an undertaking connected with forestry, agriculture,  
5 grazing or excavation;

6 (n) does any leveling of the ground or construction or any act  
7 tending to alter the configuration of the soil or the character of the  
8 vegetation;

9 (o) does an act likely to harm or disturb the fauna or flora;

10 (p) engages in drilling, mining, prospecting or exploration of any  
11 kind of natural resources;

12 (q) uses any bait, decoy, hide, blind or any calling device  
13 whatsoever to bring animals closer for the purpose of hunting them;

14 (r) uses or is in possession of a motor vehicle's dazzling or artificial  
15 light or radio communication; or

16 (s) damages or removes a material that is of geological, pre-  
17 historic, archaeological, historical or scientific interest, in a National Park,  
18 is guilty of an offence under this Act.

19 (2) A person who flies any kind of aircraft at an altitude lower than  
20 200 metres over a National Park is guilty of an offence under the Act.

21 (3) The Conservator-General or any other employee of the Service,  
22 duly authorised by the Conservator-General in that behalf, may issue a  
23 permit to a person to fish in a National Park.

24 (4) The Conservator-General may issue a permit to a person  
25 authorising the person, under the direction of the Conservator-General, to  
26 hunt wild animals in a National Park-

27 (a) if the Conservator-General is satisfied that-

28 (i) a wild animal ought to be hunted for the better preservation of  
29 other animal life in the National Park; or

30 (ii) a wounded animal ought to be destroyed;

1 (b) in order to ensure that the population of a particular species does  
2 not exceed the carrying capacity of the National Park.

3 (5) A permit issued pursuant to subsection (4) of this section shall  
4 specify the species and number of wild animals which may be hunted under the  
5 permit.

6 (6) The Conservator-General may at any time, in his absolute  
7 discretion, revoke or cancel a permit issued pursuant to subsection (3) or (4) of  
8 this section.

9 (7) This section shall not apply to an employee of the Service or any  
10 other public officer or police officer acting in the performance of his duties  
11 under this Act or any other written law.

Restriction on  
weapons, etc.,  
in the National  
Parks

12 53.--(1) A person in a National Park who-

13 (a) without a permit issued under this section;

14 (b) in breach of any express condition of a permit issued under this  
15 Act; or

16 (c) in breach of a regulation made pursuant to this Act,  
17 conveys into a National Park or, being within the confines of the National Park,  
18 is in possession of, carries or uses for any purpose, any firearm, spear, bow,  
19 arrow or other weapon, explosive, snare, net trap or poison, or sets out any  
20 snare, net trap or other instrument for the purpose of capturing or killing an  
21 animal, is guilty of an offence under this Act.

22 (2) The Conservator-General or any other employee of the Service  
23 duly authorised in that behalf by the Conservator-General may, subject to such  
24 conditions as he may deem fit, issue a permit to a person-

25 (a) to convey into a National Park; or

26 (b) within the confines of the National Park, to possess, carry or use,  
27 for a purpose expressly stated in the permit, any firearm, spear, bow, arrow or  
28 other weapon or any explosive, snare, net, trap or poison, as the case may be.

29 (3) A permit issued under subsection (2) of this section shall be valid  
30 for the period specified in the permit.

1 (4) In a charge for a contravention of this section, the onus of  
2 proving that the conveyance into or possession, carriage or use in a National  
3 Park of any firearm, spear, bow, arrow or other weapon or of any explosive,  
4 snare, net, trap or poison, as the case may be, was lawful, shall be on the  
5 person charged.

6 (5) The provisions of subsections (1), (2) and (4) of this section  
7 shall not apply to an employee of the Service or any other public officer or  
8 police officer acting in the performance of his duties under this Act or any  
9 other written law.

10 54.-(1) A person who, without the consent of the Conservator-  
11 General, conveys, drives or introduces a wild animal, whether indigenous or  
12 imported, into a National Park is guilty of an offence under this Act.

Prohibition of  
introduction of  
wild animals into  
National Park

13 (2) If an employee of the Service finds, in a National Park, a wild  
14 animal which was driven, conveyed or introduced into the National Park in  
15 contravention of subsection (1) of this section, he may destroy the animal or  
16 order it to be destroyed without compensation.

17 55.-(1) A person, being the owner or the person in charge or control  
18 of a domestic animal who, without the consent of the Conservator-General-

Prohibition of  
domestic animals  
in National Park

19 (a) conveys, drives or introduces the domestic animal into a  
20 National Park or causes or permits the domestic animal to be so conveyed,  
21 driven or introduced;

22 (b) permits or causes the domestic animal to stray into a National  
23 Park; or

24 (c) permits or causes the domestic animal to worry, harass or  
25 otherwise interfere with a wild animal within the confines of a National  
26 Park, is guilty of an offence under this Act.

27 (2) On the conviction of a person of an offence under this section,  
28 the court may, in addition to any other penalty imposed, order the domestic  
29 animal to be forfeited or destroyed without compensation.

Prohibition of  
introduction  
of plants into  
National Park

1           56.-(1) A person who, without the consent of the Conservator-  
2           General, brings or introduces a plant or any other vegetation, whether  
3           indigenous or imported, into a National Park, is guilty of an offence under this  
4           Act.

5           (2) If an employee of the Service finds, within the confines of a  
6           National Park, a plant which was brought or introduced into the National Park  
7           in contravention of subsection (1) of this section, he may destroy the plant or  
8           order it to be destroyed without compensation.

Restriction on  
prospecting for  
genetic materials  
in National Park

9           57.-(1) No person shall prospect for a genetic material or remove or  
10          attempt to remove any biological material from a National Park for the purpose  
11          of exploiting its genetic material except with the written prior informed  
12          consent of the Minister on the recommendation of the Service.

13          (2) Subject to the provisions of subsection (1) of this section, no  
14          transfer of a genetic material or indigenous knowledge relating to a genetic  
15          material owned or in the possession or custody of a Nigerian citizen, group or  
16          association shall be made, except with the written prior consent of that citizen,  
17          group or association, which may be given subject to arrangements being made  
18          to share research opportunities and benefits derived from the genetic material  
19          or indigenous knowledge relating to the genetic material.

20          (3) The consent to prospect for genetic resources shall be vitiated by  
21          fraud, deceit, or the willful or negligent failure to supply information that is  
22          reasonably available to the applicant and contained in the application for the  
23          required consent.

24          (4) The consent to prospect for genetic resources shall not be granted  
25          to a person unless he undertakes to-

26               (a) secure research collaboration with Nigerian scientists;

27               (b) make periodic reports concerning the subsequent use of the  
28               genetic resources; and

29               (c) share the benefits derived from the resources with the Government  
30               and people of Nigeria, and this undertaking shall be a continuing obligation

1 relating to the genetic resources in whatever form they may be synthesised  
2 or manipulated and irrespective of their transfer to other parties.

3 (5) A person who-

4 (a) prospects for a genetic material in a National Park;

5 (b) removes or attempts to remove a biological material from a  
6 National Park;

7 (c) transfers a genetic material or indigenous knowledge relating to  
8 a genetic material, without the consent required under subsections (1) and  
9 (2) of this section, is guilty of an offence.

10 58. A person who aids, abets, procures or conspires with another  
11 person or attempts to commit any of the offences specified in this Act or  
12 regulations made under this Act is guilty of an offence as if he himself had  
13 committed the offence and shall be punished accordingly.

Aiding and  
abetting of  
offences, etc.

14 59.-(1) A person who is guilty of an offence under section 51 of this  
15 Act, shall be liable on conviction to a fine not exceeding N20,000 or  
16 imprisonment for a term not exceeding two years or to both such fine and  
17 imprisonment.

Penalties

18 (2) A person who is guilty of an offence under section 51 of this Act  
19 is liable on conviction-

20 (a) where the offence is that of hunting, wounding, killing or  
21 capturing of a mother of a young animal, large mammal or any endangered,  
22 protected or prohibited species, to imprisonment for a term of not less than  
23 three months but not exceeding five years without the option of a fine;

24 (b) where the offence is that specified in paragraph (g), (m), (n), or  
25 (o) of that section, to imprisonment for a term of not less than six months but  
26 not exceeding ten years without the option of a fine;

27 (c) in the case of any other offence, to a fine of not less than  
28 N10,000 but not exceeding N50,000 or imprisonment for a term of not less  
29 than one year but not exceeding five years or to both such fine and  
30 imprisonment; and

1 (d) where the offence is committed by a body corporate, to a fine not  
2 less than N1,000,000.

3 (3) A person who is guilty of an offence under section 53 of this Act is  
4 liable on conviction to a fine of not less than N20,000 but not exceeding  
5 N50,000 or imprisonment for a term of not less than six months but not  
6 exceeding five years or to both such fine and imprisonment.

7 (4) A person who is guilty of an offence under section 54 of this Act is  
8 liable on conviction to a fine of not less than N10,000 but not exceeding  
9 N50,000 or imprisonment for a term not exceeding five years or to both such  
10 fine and imprisonment.

11 (5) A person who is guilty of an offence under section 55 of this Act is  
12 liable on conviction to imprisonment for a term of not less than three months  
13 but not exceeding five years without the option of a fine.

14 (6) A person who is guilty of an offence under section 56 of this Act is  
15 liable on conviction to a fine of not less than N10,000 but not more than  
16 N50,000 or imprisonment for a term not exceeding five years or to both such  
17 fine and imprisonment.

18 (7) A person who is guilty of an offence under section 57 of this Act is  
19 liable on conviction to imprisonment for a term of not less than six months but  
20 not exceeding five years without option of a fine.

21 (8) A person who aids, abets, procures or conspires with another  
22 person or attempts to commit any of the offences under this Act or regulations  
23 made under this Act, is liable on conviction to the penalty which the person  
24 who committed the offence is subject to under this Act or the regulations.

Offences by  
bodies corporate

25 60. Where an offence under this Act which has been committed by a  
26 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 officer of the body corporate or any person  
29 purporting to act in any of those capacities, he, as well as the body corporate,  
30 shall be deemed to be guilty of that offence and shall be liable to be proceeded



1 against and punished accordingly.

2 61.-(1) In a judicial proceeding under this Act, it shall be lawful for  
3 the court before which the proceeding is brought to make an order that any  
4 equipment, instrument and any other thing of the like nature used by the  
5 offender in committing the offence be forfeited to the National Park.

Forfeiture and  
compensation

6 (2) Whereby or under this Act a fine or imprisonment is imposed on  
7 a person, the court may order that compensation for the conservation value  
8 of a wild plant, wild animal or the ecosystem, where applicable, as stipulated  
9 in regulations made under section 75 of this Act, be paid by the person to the  
10 National Park.

11 62.-(1) Subject to the provisions of section 174 of the Constitution  
12 of the Federal Republic of Nigeria 1999, any officer of the Service may, with  
13 the consent of the Attorney-General of the Federation, conduct criminal  
14 proceedings in respect of offences under this Act or regulations made under  
15 this Act.

Conduct of  
proceedings

16 (2) In a judicial proceeding for an offence under this Act or any  
17 regulations made under this Act, the provisions of the Criminal Procedure  
18 Act or, depending on the venue, the Criminal Procedure Code, shall with  
19 such modifications as the circumstance may require, apply in respect of such  
20 matter to the same extent as they apply to the trial of offences generally.

21 63. Any person authorised in writing by the Service -

22 (a) shall have the powers of search and arrest without warrant, in  
23 respect of any offence committed in a National Park, as conferred on a police  
24 officer by law; and

Power to search  
and arrest

25 (b) may arrest any person or search any place, premises, vehicle or  
26 other container inside a National Park or within a distance of two kilometres  
27 from the boundary outside the National Park, if there is reasonable grounds  
28 to suspect that they have contravened or possess any live or dead animal,  
29 plant or any regulations made therein; and any such person may seize any  
30 animal, plant or other vegetation found in the place, premises, vehicles or

1 other container.

Power to  
compound  
offences

2 64.-(1) The Service may, without prejudice to the provisions of  
3 section 174 of the Constitution of the Federal Republic of Nigeria 1999, and  
4 subject to such directions, whether general or specific, as may be given by the  
5 Attorney-General of the Federation, stay or compound any proceeding for an  
6 offence or for the condemnation of anything as being forfeited under this Act.

7 (2) Where a person is reasonably suspected of having committed an  
8 offence under this Act, the Service by virtue of regulations made under section  
9 75 of this Act, may, if the suspected person so agrees, receive from the person a  
10 sum of money stipulated as penalty under this Act instead of initiating  
11 proceedings against the suspected person in a court of law.

12 (3) On payment being made pursuant to subsection (2) of this section,  
13 the suspected person shall be released from custody and no further proceedings  
14 shall be taken against the person in respect of the offence and, if an action is  
15 pending in a court in respect of the same person on the same facts, the action  
16 shall be withdrawn.

17 (4) The Service shall in no case receive cash but shall ensure that any  
18 sum of money required to be paid, is paid into an account operated by the  
19 National Park and shall give the suspected person a receipt for the sum of  
20 money paid.

#### 21 PART XII - MISCELLANEOUS

Possession of  
arms by officers  
of the Service

22 65.-(1) Notwithstanding anything in any other enactment, the officers  
23 of the Service that shall be lawfully entitled to be in possession of arms in the  
24 Service are the Park rangers, wildlife officers and other field workers.

25 (2) It shall be lawful for an officer of the Service not below the rank of  
26 Chief Park Officer to have a firearm and ammunition in his possession or under  
27 his control on such occasions as may be specified by regulations.

28 (3) Provision shall be made by regulations for the safe custody of  
29 firearms and ammunition provided in pursuance of subsection (1) of this  
30 section.

1 (4) The authorisation to possess and control arms and ammunition  
2 given under subsection (1) of this section to officers of the Service not below  
3 the rank of Chief Park Officer shall not extend to other officers of the  
4 Service.

5 66.-(1) Subject to the management principle of a National Park, the  
6 location and construction of administrative, housing and other facilities of a  
7 National Park shall be outside the boundaries of the National Park.

Restriction on  
construction of  
buildings within  
National Parks

8 (2) Where-

9 (a) it is proposed to locate or construct a building or other facility  
10 inside a National Park; or

11 (b) in the case of an existing National Park, buildings or other  
12 facilities are already located within the National Park,

13 an environmental impact audit shall be conducted and where necessary an  
14 appropriate mitigation or remedial programme shall be instituted and  
15 carried out.

16 67.-(1) The responsibility for the construction of roads within the  
17 Parks shall be vested in the Ministry of works.

Construction of  
Roads within the  
Parks

18 (2) This Act shall not confer on the Minister or the Service any  
19 jurisdiction or authority with respect to any public road that is within the  
20 boundaries of the park.

21 (3) Except with the consent of the Minister given in accordance  
22 with the management plan for a park, no roads may be made over or through  
23 the park.

24 68.-(1) If a person has good and sufficient reason to believe that a  
25 proposed or existing process or activity of government or any other  
26 organisation or person may have an adverse effect on a wildlife species or  
27 community, that person may request the Service to ensure that an  
28 environmental impact assessment is undertaken by the National  
29 Environmental Standards Regulations Enforcement Agency.

Request for  
environmental  
impact assessment

30 (2) The provisions of the Environmental Impact Assessment Act

1 shall apply to an environmental impact assessment undertaken under  
2 subsection (1) of this section.

3 *[Cap. E12.]*

Scientific  
investigation of  
activities relating  
to the National  
Parks

4 **69.-(1)** For a better achievement of the objectives specified in this  
5 Act, every person responsible for the administration of this Act shall ensure  
6 that any measure taken or instituted under this Act is based on the result of  
7 scientific investigation, including the monitoring of the status and habitat  
8 conditions of the species.

9 (2) The Service may appoint suitable persons, organisations,  
10 committee of scientists, academicians or such other persons as it may think fit,  
11 to assist in undertaking surveys, scientific researches and other studies of a  
12 scientific and professional nature relating to its functions under this Act.

Declaration  
of buffer zones  
around the  
National Parks

13 **70.-(1)** The Service may, in consultation with the local host  
14 community, declare the area surrounding a National Park as a multiple-use area  
15 to protect the boundaries of the National Park from disturbance.

16 (2) The area referred to in subsection (1) of this section shall be as  
17 wide as may be practicable and the Service shall reach agreement with the local  
18 host community on measures to be taken to control activities which threaten  
19 the objectives and the resources of the National Park in the area.

Delineation of  
boundaries of  
National Parks

20 **71.** Within three years of the declaration of a National Park, and two  
21 years from the date of the commencement of this Act, in the case of an existing  
22 National Park, the Service shall clearly mark the boundaries between each of  
23 the National Parks and the surrounding land.

Participation of  
local communities  
in the management  
of a National Park

24 **72.-(1)** The Board and Advisory Committees shall consult with and  
25 take into account the views of local communities in the administration and  
26 management of the National Parks and may, in each case, establish Local  
27 Advisory Committees consisting of local residents to assist in the management  
28 of a National Park.

29 (2) For the purpose of achieving a more effective partnership with the  
30 local communities and to return benefits to them, a Management Committee

1        may organise, co-operate with or encourage the organisation of or co-  
2        operation with guilds, associations and networks of local communities in  
3        respect of any particular endeavour, activity, trade or profession.

4                73. The Minister may give directives of a general or special  
5        character, not inconsistent with the provisions of this Act, to the Service in  
6        relation to the performance by the Service of its functions under this Act and  
7        it shall be the duty of the Service to comply and give effect to the directives.

Directives by  
the Minister

8                74.-(1) The National Park Service Act (in this section referred to as  
9        "the repealed Act") is hereby repealed but the Board established under the  
10       repealed Act shall, subject to this Act, perform the functions of the Board  
11       established under this Act until the Board established under this Act is duly  
12       constituted, and shall then stand dissolved.

Repeals, savings  
and transfer of  
assets and  
liabilities, etc.

13                (2) Accordingly and subject to the provisions of this Act, all  
14       property, rights, liabilities and obligations which, immediately before the  
15       commencement of this Act were property, rights, liabilities and obligations  
16       of any of the bodies comprised in-

- 17                (a) the Chad Basin National Park;  
18                (b) the Cross River National Park;  
19                (c) the Gashaka-Gumti National Park;  
20                (d) the Kainji Lake National Park;  
21                (e) the Old Oyo National Park;  
22                (f) Kamuku National Park; and  
23                (g) Okomu National Park,

24        (in this Act referred to as "the respective bodies"), established by or under  
25        the repealed Act, shall, as from the commencement of this Act, without  
26        further assurance, vest or be deemed to have vested in the Service.

27                (3) For the avoidance of doubt, the National Parks listed in  
28        subsection (2) of this section shall continue to exist as National Parks within  
29        their respective existing boundaries until new orders are made under this  
30        Act, and shall be subject to the provisions of this Act.

1           (4) Subject to this Act, the Advisory Committee appointed under the  
2 repealed Act shall continue in office until the Advisory Committee established  
3 under this Act is duly constituted, and shall then stand dissolved.

4           (5) The Director of the National Parks Board and a General Manager  
5 of a National Park appointed under the repealed Act shall, unless the relevant  
6 authority otherwise determines in writing, continue in office until a  
7 Conservator of Park is appointed under this Act.

8           (6) There shall by virtue of this Act be vested in the Service all assets,  
9 funds, resources, and other movable or immovable property which  
10 immediately before this Act were vested in the Board established under the  
11 repealed Act.

12           (7) The rights, interests, obligations and liabilities of the Board  
13 established under the repealed Act existing before this Act under any contract  
14 or instrument, or in law or in equity apart from any contract or instrument, shall  
15 by virtue of this Act be assigned to and vested in the Service.

16           (8) A contract or an instrument as is mentioned in subsection (7) of  
17 this section shall be of the same force and effect against or in favour of the  
18 Service and shall be enforceable as fully and effectively as if the Service had  
19 been named in the contract or instrument or had been a party to it.

20           (9) The Service shall be subject to all obligations and liabilities to  
21 which the Board established under the repealed Act was subject before the  
22 commencement of this Act and all other persons shall have the same rights,  
23 powers and remedies against the Service as they had against the Board  
24 established under the repealed Act immediately before the commencement of  
25 this Act.

26           (10) A proceeding or cause of action pending or existing immediately  
27 before the commencement of this Act by or against the Board established under  
28 the repealed Act in respect of any right, interest, obligation or liability of the  
29 Board established under the repealed Act may be continued or, as the case may  
30 be, commenced, and any determination of a court of law, tribunal or other

1 authority or person may be enforced by or against the Service to the same  
-2 extent that such proceeding, cause of action or determination might have  
3 been continued, commenced or enforced by or against the Board established  
4 under the repealed Act if this Act has not been made.

5 (11) All assets, funds, resources and other movable or immovable  
6 property which immediately before the commencement of this Act were  
7 vested in the Board established under the repealed Act shall by virtue of this  
8 Act and without further assurance be vested in the Service.

9 (12) Notwithstanding the repeal of the enactment referred to in this  
10 section, if the Service thinks it expedient that any vacancy in the Service  
11 shall be filled by a person holding office at the commencement of this Act in  
12 the Board established under the re-pealed Act, it may employ the person by  
13 way of transfer to the Service and the previous service in the Board  
14 established under the repealed Act by that person shall count as service for  
15 the purpose of any pension subsequently payable by the Service.

16 (13) The Minister, if he thinks fit, may, within the twelve months  
17 after the commencement of this Act, by order published in the Gazette, make  
18 additional transitional or savings provisions for the better carrying out of the  
19 objectives of this section.

20 75.-(1) The Service may, with the approval of the Minister, make  
21 regulations as in its opinion are necessary for giving full effect to the  
22 provisions of this Act.

Power to make  
Regulations

23 (2) Such regulations may be required to make provisions for-

24 (a) management principles, other than those specified in section 34  
25 of this Act, for National Parks of a different class other than those  
26 contemplated under that section;

27 (b) forms of application, permits, licences, returns and other forms  
28 that may be required for the purposes of this Act in line with the  
29 commercialisation of the Service;

30 (c) the powers and duties of officers, inspectors, employees and

- 1 honorary officers;
- 2 (d) in respect of national parks, botanical reserves, botanical gardens,  
3 sanctuaries, safari areas and recreational parks-
- 4 (i) the general management and administration of the whole or part  
5 thereof;
- 6 (ii) the use of any article or facility provided therein;
- 7 (iii) the fixing of speed limits on vehicles traveling therein other than  
8 on a road which is the responsibility of the Federal Road Safety Commission  
9 (FRSC) in accordance with the provisions of the Federal Road Safety  
10 Commission Act; [Cap. F19, LFN, 2010.]
- 11 (e) the conditions under which any person, vehicle, boat, or animal  
12 may enter into, travel through, reside, camp or be kept, as the case may be, in a  
13 National Park or any part of a National Park;
- 14 (f) the conditions under which a person traveling through or in a  
15 National Park on a public road may have in his possession or under his control  
16 any firearm or other weapon, ammunition, explosive, trap or poison;
- 17 (g) the conditions under which any game animal or species of game  
18 animal may be photographed in a National Park;
- 19 (h) the regulation or prohibition of lighting of fires in a National Park;
- 20 (i) the conditions under which a domestic or wild animal may be  
21 brought into or maintained or prohibited in a National Park, and the regulations  
22 may prescribe the fees to be charged for the bringing of any domestic or wild  
23 animal into the National Park;
- 24 (j) the prohibition or control of the introduction into, the cutting or  
25 damaging, or the removal from a National Park of any plant or other  
26 vegetation, whether alive or dead;
- 27 (l) the prohibition or control of the destruction, defacing, damaging or  
28 removal of anything, whether animate or inanimate, in or from a National Park;
- 29 (m) the fees to be paid for fishing and the conditions under which a  
30 person may fish in a National Park;



1 (n) the rules of conduct and behaviour of persons while in a  
2 National Park;

3 (o) the regulation of traffic on roads, other than public roads, in a  
4 National Park;

5 (p) the carriage of passengers and goods in a National Park,  
6 whether for hire or otherwise;

7 (q) the point at which persons and vehicles may enter or leave and  
8 the routes by which they may pass through or over in a National Park on  
9 roads, other than public roads;

10 (r) without prejudice to any other written law, the prohibition,  
11 control or regulation of any trade or business carried on in a National Park;

12 (s) the killing, capturing or impounding of any animal in a National  
13 Park and the disposal of the animal;

14 (t) the conditions under which permission may be granted to  
15 members of the public to enter a National Park and the periods during which  
16 the National Park shall be open to the public;

17 (u) the burning and cutting of vegetation, fauna or flora in a  
18 National Park;

19 (v) the control of traffic within and through a National Park;

20 (w) the fees to be paid by members of the public to enter, reside,  
21 camp, take photographs or for the enjoyment of the facilities, provided in a  
22 National Park;

23 (x) the conditions, procedure and eligible officers for the purpose  
24 of compounding offences;

25 (y) the conditions and modalities for prospecting for genetic  
26 resources;

27 (z) the efficient control and management of National Parks,  
28 generally.

29 (3) Regulations made under this section may prescribe a penalty of  
30 a fine of not less than N1,000 but not exceeding N50,000 for the breach of

1 their provisions.

2 (4) Regulations made pursuant to this section may make different  
3 provisions for-

4 (a) each National Park, as the circumstances of that National Park  
5 may require; and

6 (b) different persons or class of persons or circumstances.

Interpretation

7 76. In this Act, unless the context otherwise requires-

8 "adverse effect" means any effect that is capable of threatening the survival of a  
9 National Park, wildlife, buffer zone, wildlife habitat or affecting the capacity of  
10 a National Park, wildlife, buffer zone, or wildlife habitat to sustain natural  
11 processes;

12 "aircraft" includes all flying machines, gliders, balloons and any other aircraft  
13 of any other kind designed to be lighter than air and whether or not navigable or  
14 free, or controlled by a human being or not;

15 "animal" means any vertebrate animal and includes any mammal, bird, reptile,  
16 and amphibian and the egg of any bird or reptile but does not include a fish or a  
17 human being;

18 "ammunition" has the same meaning assigned to it in the Firearms Act; [Cap.  
19 F28.]

20 "biological diversity" means the variability among living organisms from all  
21 sources, including terrestrial, marine and other aquatic ecosystems and the  
22 ecological complexes of which they are part, and includes diversity within  
23 species and between the species of the ecosystem;

24 "Assistant Conservator-General" means the Conservator-General of the  
25 National Park Service appointed as provided in section 16 of this Act;

26 "biological material" includes genetic material, organisms or part thereof,  
27 population or any other biotic component of the ecosystem;

28 "autonomous park" means any National Park that may be designated from time  
29 to time and registered by the National Park Service as an autonomous Park, and  
30 having its full management and operational complement;

- 1 "Board" means the National Park Service Governing Board established as  
2 provided in section 4 of this Act;
- 3 "buffer zone" means an area created as provided in section 70 of this Act;
- 4 "capture" includes to take egg or nest;
- 5 "concession" refers to grants of licenses, permits, leases to the organised  
6 private sector to utilise federal Government premises for  
7 commercialisation;
- 8 "conservation" means the protection and maintenance of nature while  
9 allowing for its ecologically sustainable use;
- 10 "Conservation Fund" refers to the National Park Conservation Fund as  
11 provided in Section 45 of the Act;
- 12 "Conservation Fund Committee" refers to the conservation fund as provided  
13 in section 47 of this Act;
- 14 "conservation value" means a monetary sum of the national, international  
15 and inter- generational value of any wildlife, including the cost of  
16 remedying ecosystem disturbance occasioned by any unlawful interference  
17 with, damage to or destruction of any wildlife as determined, from time to  
18 time, by the Service;
- 19 "Conservator" refers to the Conservator of each National Park appointed as  
20 provided in section 30 of this Act;
- 21 "Conservator-General" means the Conservator-General of the National  
22 Park Service appointed as provided in section 13 of this Act;
- 23 "court" includes a magistrate's court;
- 24 "Deputy Conservator-General" means the Deputy Conservator-General of  
25 the National Park Service appointed as provided in section 14 of this Act;
- 26 "ecosystem" means a dynamic complex of plant, animal and micro-  
27 organism communities and their non-living environment interacting as a  
28 functional unit;
- 29 "environmental impact assessment" means an assessment carried out

- 1 pursuant to the provisions of the Environmental Impact Assessment Act;
- 2 [Cap. E12.]
- 3 "existing National Parks" means the National Parks established by or under the
- 4 National Parks Act;
- 5 "firearms" has the same meaning assigned to it in the Firearms Act; [Cap. F28.]
- 6 "Fund" refers to the Fund of the service as provided in section 18 of the Act;
- 7 "genetic material" means any material of plant, animal or microbial or other
- 8 origin containing functional units of heredity;
- 9 "genetic resources" means genetic materials of actual or potential value;
- 10 "habitat" means the place or type of site where an organism or population
- 11 naturally occurs;
- 12 "host communities" refers to the local community where a National Park is
- 13 located;
- 14 "Minister" means the Minister charged with the responsibility for matters
- 15 relating to forestry, and "Ministry" shall be construed accordingly;
- 16 "MDAs" refers to Ministries, departments and agencies of the Federal
- 17 Government of Nigeria;
- 18 "National Park" means a defined area of land set aside by the Federal
- 19 Government of Nigeria; managed and controlled by the National Park Service
- 20 for the protection, preservation and conservation of its flora and fauna and their
- 21 habitat, outstanding aesthetic, geomorphological, cultural and historical
- 22 features for conservation of biodiversity, recreational, educational and
- 23 scientific purposes;
- 24 "Policy" refers to the Policy on Nigeria National Parks;
- 25 "prescribed fee" in relation to any license or permit issued under this Act,
- 26 means, in the case of any game license or permit so issued, the fee prescribed by
- 27 regulations made under the provisions of this Act;
- 28 "protected area" means the area covered by a National Park;
- 29 "prior informed consent" means consent based on prior information on how
- 30 and by whom the genetic resources or knowledge relating to the genetic

1 resources would be subsequently used and the scientific and financial value  
2 of the genetic resources based on the most current and advanced state of  
3 knowledge and technology available worldwide:

4 "public road" has the meaning assigned to it by the Road Traffic Laws of the  
5 State concerned;

6 "regulations" means regulations made under section 75 of this Act;

7 "road" means any public or other way capable of being used by vehicular  
8 traffic and to which the public has access and includes a bridge over which a  
9 road passes;

10 "Service" means the National Park Service established under section 3 of  
11 this Act;

12 "Technical Committee" refers to the Technical Committee as set up by the  
13 Governing Board in section 31 of this Act;

14 "vegetation" includes any form of vegetable matter, dead or alive;

15 "voluntary organisations" refers to charitable organisations such as the  
16 Lions' club, Rotary club and Golf club, etc;

17 "wild animal" means any animal fera naturae and includes any game animal  
18 but does not include a domestic animal;

19 "wild life" means wild animals or birds of species which are found in  
20 Nigeria in a wild state and vegetation which is indigenous to Nigeria and  
21 grows naturally without cultivation; and

22 "wild plant" means a plant or any other vegetation which is indigenous to  
23 Nigeria and grows naturally without cultivation.

24 77. This Bill may be cited as the National Park Service Bill, 2019.

Short title

#### EXPLANATORY MEMORANDUM

This Bill seeks to repeal the National Park Service (Amendment) Act, 2006 CAP. N65 VOL. 9 LFN, 2010, to enact the National Park Service Act, in order to provide an enabling environment to promote eco-tourism through public private sector partnership and to formalise the para-military status conferred on the Service.

1

## SCHEDULE I

2

## SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

3

*Proceedings of the Board*

4

1.-(1) Subject to this Act and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any of its committees.

7

*[Cap. 123, LFN, 2010]*

8

(2) The quorum of the Board shall be the chairman or the person presiding at the meeting and seven other members of the Board, and the quorum of any committee of the Board shall be as determined by the Board.

11

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

16

(2) At any meeting of the Board, the chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their number to preside at the meeting.

19

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

24

*Committees*

25

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

27

(2) A committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board, and a person shall hold office on the committee in accordance with the terms of his appointment.

30

(3) A decision of a committee of the Board shall be of no effect until it

1 is confirmed by the Board.

2 *Miscellaneous*

3 4.-(1) The fixing of the seal of the Service shall be authenticated by  
4 the signatures of the chairman or any person generally or specifically  
5 authorised by the Board to act for that purpose and the Conservator-General.

6 (2) Any contract or instrument which, if made or executed by a  
7 person not being a body corporate, would not be required to be under seal,  
8 may be made or executed on behalf of the Service by the Conservator-  
9 General or any person generally or specifically authorised by the Board to  
10 act for that purpose.

11 (3) A document purporting to be a document duly executed under  
12 the seal of the Service shall be received in evidence and shall, unless and  
13 until the contrary is proved, be presumed to be so executed.

14 5. The validity of any proceeding of the Board or of a committee  
15 shall not be adversely affected by-

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

17 (b) a defect in the appointment of a member of the Board or  
18 committee; or

19 (c) reason that a person not entitled to do so took part in the  
20 proceeding of the Board or committee.

