

NATIONAL ELECTRONIC HEALTH RECORD BILL, 2019

ARRANGEMENT OF CLAUSES

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RECORD SYSTEM AND OBJECTIVES OF THE SYSTEM

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2. Objectives of the Health Record System

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A BILL

FOR

AN ACT TO ESTABLISH A NATIONAL ELECTRONIC HEALTH RECORD SYSTEM FOR THE STORAGE AND ACCESS OF ELECTRONIC HEALTH RECORDS IN NIGERIA AND FOR RELATED MATTERS

Sponsored Hon. Rotimi Agunsoye Kosofe

[] Commencement

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

1 PART I - ESTABLISHMENT OF THE NATIONAL ELECTRONIC HEALTH

2 RECORD SYSTEM AND OBJECTIVES OF THE SYSTEM

3 1.-(1) There is established the National Electronic Health Record
4 System (in this Bill referred to as the "Health Record System").

Establishment of the National Electronic Health Record System

5 (2) The Health Record System shall be operated and managed by
6 the Ministry in charge of health and supervised by the Minister.

7 2. The objectives of this Bill is for the establishment, operation and
8 management of a Voluntary National Electronic Health Record System in
9 Nigeria, to:

Objectives of the Health Record System

10 (a) provide access to health information of recipients of healthcare
11 services for the purposes of providing healthcare to the recipient.;

12 (b) improve the availability and quality of health information;

13 (c) curtail fragmentation of health information by ensuring proper
14 collation of health records and information;

15 (d) reduce the occurrence of adverse medical events and the
16 duplication of treatment; and

17 (e) improve the coordination and quality of healthcare provided to
18 healthcare recipients by different health care providers.

1 PART II - ESTABLISHMENT OF THE NATIONAL ELECTRONIC HEALTH

2 RECORD SYSTEM OPERATING BOARD

Establishment
and Membership
of the National
Health Record
System Operating
Board

3 3.-(1) There is established for the management of the Health Record
4 System, the National Electronic Health Record System Operating Board (in
5 this Bill Referred to as the "Board") which shall be headed by a Health Record
6 System Operator.

7 (2) The Board:

8 (a) shall be a body Corporate with perpetual succession and a
9 common seal and may sue and be sued in its corporate name; and

10 (b) may acquire, hold, mortgage, purchase and deal with property,
11 whether movable or immovable.

12 (3) The Board shall consist of:

13 (a) the Health Record System Operator, who shall be the Chairman
14 and the Chief Executive Officer of the Board;

15 (b) the National Repository Operator;

16 (c) two(2) experts in the field of health data management with not less
17 than ten(10) years cognate experience;

18 (d) one representative not below the rank of a Director from the
19 Ministries responsible for matters relating to:

20 (i) Health,

21 (ii) Finance,

22 (iii) Budget and National Planning; and

23 (e) One (1) representative not below the rank of a Director from:

24 (i) National Information Technology Development Agency
25 (NITDA),

26 (ii) Consumer Protection Council.

27 (4) The members of the Board shall be appointed by the President on
28 the recommendation of the Minister in charge of matters relating to health,
29 subject to confirmation by the Senate.

30 (5) A member of the Board shall:

1 (a) be a person of unquestionable character and proven integrity;

2 and

3 (b) as much as possible reflect equitable representation from the
4 six geopolitical zones in Nigeria.

5 (6) The Board shall meet for the conduct of its ordinary meetings at
6 least 4 times in a calendar year.

7 (7) Notwithstanding the provision of sub clause (6) of this clause,
8 the Board may meet to conduct such other business as exigency demands.

9 (8) The supplementary provision set out in the schedule to this Bill
10 shall have effect with respect to the proceedings of the Board and other
11 related matters. Schedule 2

12 4. The Board shall have powers to: Powers of the
Board

13 (a) manage and superintend the functions of the Board;

14 (b) coordinate all Health Record System programmes, policies,
15 and projects of the Federation;

16 (c) periodically monitor the implementation and strategies of the
17 Health Record System;

18 (d) employ international for the management of Health Record
19 System;

20 (e) conduct overall monitoring, evaluation and review of the
21 Health Record System;

22 (f) coordinate the activities of the Board;

23 (g) determine the annual work-plans, goals, and objectives for the
24 progressive realization of the Health Record System;

25 (h) approve guidelines and criteria for the implementation of the
26 objectives of the Health Record System;

27 (i) ensure the collection of accurate data and documentation of
28 health records in the National Repository and the Health Record System;

29 (j) formulate general policies for the regulation and development
30 of the Board;

1 (k) subject to the provisions of this Bill, make, alter, and revoke rules
2 and regulations for carrying out the functions of the Board;

3 (l) borrow or dispose of any property subject to the approval of the
4 Board;

5 (m) appoint either on transfer, secondment or leave of absence from
6 any public service of the federation or private sector, such number of
7 employees as may, in the opinion of the Board be required to assist the Board in
8 the discharge of any of its functions under this Bill;

9 (n) subject to the provisions of this Bill, by general or special order in
10 writing, delegate to any member or officer of the Board or any other person
11 subject to such conditions, if any, as may be specified in the order, such of its
12 powers and functions under this Bill as it may deem necessary;

13 (o) do such other thing which in the opinion of the Board are
14 necessary and expedient to ensure the efficient discharge of the functions of the
15 Board.

Tenure of office
of Members of
the Board

16 5.-(1) A member of the Board shall hold office for a term of four years
17 renewable for another term of four years and no more.

18 (2) No person shall be appointed as a member of the Board if the
19 person:

20 (a) is an undischarged bankrupt;

21 (b) fails to comply or is not capable of fully complying with a
22 judgment or order, including an order for costs, given against him or her by a
23 court of law in a civil case;

24 (c) in the preceding 10 years has been convicted of an offence of
25 which fraud, violence, dishonesty, extortion or intimidation is an element; or

26 (d) is not permanently resident in the Federal Republic of Nigeria.

Cessation of
Membership

27 6.-(1) The Chairman or a member of the Board shall vacate the office
28 if the person:

29 (a) becomes subject to a disqualification contemplated in clause 5(2)
30 of this bill;

1 (b) becomes of unsound mind;
2 (c) is convicted of a felony or any offence involving dishonesty;
3 (d) is guilty of serious misconduct in relation to his duties, and is
4 absent without the leave of the secretary for more than two consecutive
5 meetings of the Board.

6 (2) The Chairman or a member of the Board may be removed from
7 office by the President, on the recommendation of the Minister, subject to
8 the approval of the National Assembly, if the President satisfied that it is not
9 in the interest of the Board or Public that the member should continue in that
10 office.

11 (3) The Chairman or a member of the Board, may resign their
12 appointment by a notice in writing under their hand, addressed to the
13 President.

14 (4) Where a vacancy occurs in the membership of the Board, it
15 shall be filled by the appointment of a successor to hold office for the
16 remainder of the term of office of the predecessor, so that the successor shall
17 represent the same interest and shall be appointed by the President.

18 7. There shall be paid to every member of the Board such
19 remuneration and allowances as the President may from time to time
20 determine.

Allowances of
Members of Board

21 8. The Board shall:

22 (a) establish and maintain an index service, for the purposes of the
23 Health Record system, that:

Functions of the
Health Record
System Operating
Board

24 (i) allows information in different repositories to be connected to a
25 registered healthcare recipients' Health Record Account,

26 (ii) facilitates the retrieval of such information when required, and
27 ensures that registered health care recipients, and participants in the Health
28 Record system who are authorized to collect, use and disclose information,
29 are able to do so readily;

30 (b) establish and maintain mechanisms including access control

1 mechanisms to:

2 (i) enable each registered healthcare recipient to set controls on the
3 health care provider organizations and nominated representatives who may
4 obtain access to the healthcare recipient's Health Record Account;

5 (ii) set the default access controls that apply where a registered
6 healthcare recipient has not set any;

7 (iii) specify circumstances for automatic suspension or cancellation
8 of a Health Record Account;

9 (c) establish and maintain a reporting service for assessment of the
10 performance of the system against performance indicators;

11 (d) establish and maintain a System Operator Register;

12 (e) register healthcare recipients and participants in the Health
13 Record system, and manage and monitor the system of registration;

14 (f) establish and maintain an audit service that records activity in
15 respect of information in relation to the Health Record system;

16 (g) establish and maintain mechanisms that enable registered
17 healthcare recipients to obtain electronic access to a summary of the flows of
18 information in relation to their Health Record Account; and obtain a complete
19 record of the flows of information on application;

20 (h) operate a National Repositories Service that stores key records
21 that form part of a registered healthcare recipient's Health Record Account;

22 (i) establish a mechanism for handling complaints about the operation
23 of the Health Record Accounts and system;

24 (j) advise the Minister on matters relating to the Health Record
25 system;

26 (k) educate Health Record system participants and the public about
27 the Health Record system;

28 (l) be in charge of the general direction and control of all other
29 employees of the System;

30 (m) perform such other functions as are incidental to or to the

1 performance of any of the functions and objectives of this Bill.

2 PART III - THE NATIONAL REPOSITORY SERVICE HEALTH

3 9-(1) There shall be established a National Health Repository
4 Service, where health information of registered healthcare recipient's
5 Health Record Account shall be kept and retained for 30 years after the death
6 of the healthcare recipient, or 130 years after the date of birth of the
7 healthcare recipient, if the date of death of the healthcare recipient is
8 unknown.

National Health
Respiratory Service

9 10. There shall be appointed by the President on the
10 recommendation of the Minister, the National Health Repository Operator.

Appointment of
the National Health
Respiratory Operator

11 (2) The National Health Repository Operator shall be responsible
12 for the management and operation of the National Health Repository
13 Service.

14 PART IV - THE HEALTH RECORD SYSTEM REGISTER AND REGISTRATION
15 WITH THE HEALTH RECORD SYSTEM

16 11.-(1) There is established a National Electronic Health Record
17 System Register (in this Bill to known as "the Register), to be maintained by
18 the System Operator.

The Health Record
System Register

19 (2) Subject to the provisions of this Bill, the System Operator shall
20 make rules with respect to the form, contents, parts and procedures for
21 keeping and making of entries in the register.

22 12.-(1) A healthcare recipient may register with the Health Record
23 system and be given a Health Record Account.

Registration in
the Health Record
System

24 (2) The application must:

25 (a) be in the approved form;

26 (b) include, or be accompanied by, the information and documents
27 required; and

28 (c) be submitted at a place, or by a means, specified in the form.

29 (3) The System Operator may register a healthcare recipient or a
30 Healthcare provider upon application, in the Health Record System, if:

1 (a) an application has been made in the specified manner; and
2 (b) the applicant is eligible for registration under this Bill; and
3 (c) the System Operator is satisfied, having regard to the provisions of
4 this Bill and any other related provisions, that the identity of the applicant has
5 been appropriately verified.

6 (4) Upon registration, a healthcare recipient may provide an access
7 control for the Account.

8 (5) The System Operator shall, with the approval of the Minister,
9 make other provisions relating to the registration, cancellation, suspension,
10 variation and opt-out model for the Health Record system.

Protection of
Privacy

11 **13.**-(1) There shall be set default access controls with regards to the
12 collection, usage and disclosure of Health information from a healthcare
13 recipient's Health Record Account.

14 (2) Health information shall be collected, used and disclosed from a
15 healthcare recipient's health Record Account subject to access controls set by
16 the recipient.

17 (3) Where no access controls are set by a health care recipient, the
18 default access controls shall be applicable.

19 (4) The System Operator shall, with the approval of the Minister,
20 make other provisions relating to the collection, use, authorization,
21 prohibitions and disclosure of health information in a healthcare recipient's
22 Health Record Account.

Offences and
Penalty

23 **14.**-(1) Where a person collects, uses or discloses information from
24 a healthcare recipient's Health Record Account without authorization, the
25 person shall be liable upon conviction to a term of imprisonment not exceeding
26 two (2) years or a fine of not more than N1,000,000 (one million Naira) or both.

27 (2) Where a person contravenes any provision of this Bill, the person
28 shall upon conviction be liable to a term of imprisonment not exceeding two (2)
29 years or a fine of not more than N1,000,000 (one million Naira) or both.

30 (3) Where a corporation contravenes the provisions of this Bill, it

1 shall be liable upon conviction a fine of not more than N10,000,000 (Ten
2 million Naira).

3 PART V - STAFF OF ELECTRONIC HEALTH OPERATING BOARD THE
4 NATIONAL RECORD SYSTEM

5 15. There shall be appointed a Health Record System Operator (in
6 this Bill referred to as "the System Operator") who shall:

Appointment and
tenure of office
of the Health
Record System
Operator

7 (a) be appointed by the President on the recommendation of the
8 Minister subject to confirmation by the Senate;

9 (b) be the Chairman, Chief Executive and Accounting Officer of
10 the Board;

11 (c) be responsible for the day-to-day administration of the Health
12 Record System and the Board;

13 (d) be a person with cognate experience in the field of health data
14 management for period of not less than 15 years;

15 (e) have considerable administrative experience;

16 (f) be a fit and proper person and be of proven integrity and ability,
17 and

18 (g) have qualifications and experience as are appropriate for a
19 person required to perform the functions of that office under this Bill.

20 (2) Nothing in this Bill shall preclude the Minister from appointing;
21 persons from outside the public service of the Federation or of the State
22 whenever it deems it necessary so to do.

23 (3) The terms and conditions of service (including remuneration,
24 allowances, benefits and pensions) of the employees of the National
25 Electronic Health Record System Board shall be as determined by the
26 Minister.

27 16. The System Operator shall, subject to the general direction of
28 the Board, be responsible for:

Duties of the
System Operator

29 (a) the day to day administration of the Board;

- 1 (b) keeping the books and proper records of the proceedings of the
 2 Board;
- 3 (c) the administration of the secretariat of the Board, and
 4 (d) the general direction and control of all other employees of the
 5 Board.

Other staff of
the Board

6 **17.-(1)** The Board shall appoint such number of employees as may in
 7 the opinion of the Board be expedient and necessary for the proper and efficient
 8 performance of the functions of the Board.

9 (2) Nothing in this Bill shall preclude the Minister from appointing
 10 persons from outside the public service of the Federation or of the State
 11 whenever it deems it necessary so to do.

12 (3) The terms and conditions of service (including remuneration,
 13 allowances, benefits and pensions) of the employees of the Board shall be as
 14 determined by the Board.

Pension

15 **18.-(1)** Service in the Health Record System to be pensionable under
 16 the subsisting Pensions Act.

17 (2) Employees of the Health Record System shall be entitled to
 18 pension, gratuity and other retirement benefits as are enjoyed by persons
 19 holding equivalent grades in the Civil Service of the Federation.

20 (3) Notwithstanding in sub clause (1) or (2) of this clause, nothing in
 21 this Bill shall prevent the appointment of a person to any office on terms which
 22 preclude the grant of pension and gratuity in respect of that office.

23 (4) For the purposes of the application of the provisions of the Pension
 24 Reform Act, any power exercisable by a Minister or other authority of the
 25 Government of the Federation, other than the power to make regulations under
 26 section 23 thereof, is vested in and shall be exercisable by the Board.

27 PART VI - FINANCIAL PROVISIONS

Fund of the
National Electronic
Health Record
System Board

28 **19.-(1)** There shall be established and maintained by the Board, a
 29 Fund into which shall be paid and credited:

- 30 (a) all allocations from the Federal Government;

1 (b) such monies as may, from time to time, be lent, deposited or
2 granted to the Health Record System by the Government of the Federation
3 or of a State;

4 (c) all Grants received from both local and international
5 organizations for the purpose of the Health Record System;

6 (d) fees, penalties, charges, administrative costs of proceedings,
7 and other moneys payable to the Health Record System in pursuance of this
8 Bill;

9 (e) all monies received by the Health Record System as gifts,
10 endowments, loans, contributions, testamentary deposition or donations;
11 and

12 (f) all other monies and assets which may accrue to the Fund from
13 time to time.

14 (2) The Fund shall be managed in accordance with rules made by
15 the Minister and without prejudice to the generality of the power to make
16 rules under this sub clause, the rules shall in particular contain provisions:

17 (a) specifying the manner in which the assets of the Fund are to be
18 held and regulating the making payments into and out of the Fund; and

19 (b) requiring the keeping of proper accounts and records for the
20 purposes of the Fund in such form as may be specified in the rules.

21 20. The Board shall apply the proceeds of the Fund established
22 pursuant to clause 15 of this Bill to:

23 (a) cost of administration of the Board;

24 (b) publicizing and promoting the activities of the Board;

25 (c) payment of salaries, allowances and benefits of employees of
26 the Board;

27 (d) cost of maintenance of any property acquired or vested in the
28 Board;

29 (e) capital expenditure approved by the Health Record System;

30 (f) the payment for all contracts, including mobilization,

Expenditure of
the National
Electronic Health
Record System
Board

	1	fluctuations, variations, legal fees and cost on contract administration, and
	2	(g) to undertaking such other expenses and activities as are connected
	3	with all or any of the functions of the Board under this Bill.
Powers to accept gifts	4	21. -(1) The Board may accept gifts of land, money or other property
	5	on such terms and conditions considered lawful.
	6	(2) The Board shall not accept any gift if the conditions attached by
	7	the person or organization making the gift are inconsistent with the functions of
	8	the Board under this Bill.
Annual estimates and expenditures	9	22. -(1) The System Operator shall, not later than 30th September of
	10	each year, submit to the Minister, an estimate of the expenditure and income for
	11	the next succeeding year.
	12	(2) The System Operator shall cause to be kept proper accounts of the
	13	in Board in respect of each year and proper records in relation thereto and shall
	14	cause the accounts to be audited not later than 6 months after the end of each
	15	year by auditors appointed from the list in accordance with the guidelines
	16	supplied by the Auditor-General of the Federation.
Annual report	17	23. -(1) The System Operator shall prepare and submit to the Minister,
	18	not later than 30th June in each year, a report in such form as the Minister may
	19	direct on the activities of the Board during the immediately preceding year, and
	20	shall include in the report a copy of the audited accounts of the Board for that
	21	year and auditor's report thereon.
	22	(2) The Minister shall, upon receipt of the report referred to in sub
	23	clause (1) of this clause, cause a copy of the report and the audited accounts of
	24	the Board and the auditor's report thereon to be submitted to each House of the
	25	National Assembly.
Power to borrow	26	24. The Board may, with the approval of the Minister, borrow, on such
	27	terms and conditions as the Board may require in the exercise of its functions
	28	under this Bill.
Exemption from tax	29	25. -(1) The Board shall not pay income tax on any income derived by

1 the Health Record System under this Bill or accruing to it from any of its
2 investments.

3 (2) Accordingly, the provisions of any enactment relating to the
4 taxation of companies or trust funds shall not apply to the Health Record
5 System.

6 26. The Board shall not pay customs duty on or be restricted or
7 prohibited from importing any equipment, material, supply and any other thing
8 required by the Board for the purposes of this Bill. Exemption from
customs duties etc.

9 PART II - MISCELLANEOUS PROVISIONS

10 27. The Minister may make regulations as may be necessary or
11 expedient for giving full effect to the provisions of this Bill and for its
12 administration thereof. Regulations

13 28. The Minister may give to the Board directions of a general
14 character or relating generally to particular matters with regard to the exercise
15 of their functions under this Bill, and it shall be their duty to comply with the
16 directions; but no direction shall be given which is inconsistent with the duties
17 of the Board under this Bill. Power to give
direction

18 29.-(1) A person aggrieved by any action or decision of the Board
19 under this Bill may bring an action in the Federal High Court provided that the
20 aggrieved person shall give the Health Record System 21 days' notice in
21 writing of his intention to bring an action against such action or decision. Pre-action notice

22 (2) The intending Plaintiff shall serve on the Board, a formal written
23 notice which shall clearly and explicitly state:

- 24 (a) the cause of action;
- 25 (b) the particulars of the claim;
- 26 (c) the name and place of abode of the intending plaintiff; and
- 27 (d) the relief which the Plaintiff intends to claim.

28 (3) The notice of intention to initiate an action against the Board
29 referred to in sub clauses (1) and (2) of this clause may be addressed to and
30 delivered to the office of the Chairman of the Board.

Limitation of
suits against the
National Electronic
Health Record
System Board

1 **30.**-(1) Subject to the provisions of this Bill, the provisions of the
2 Public Officers Protection Act shall apply in relation to any suit against any
3 member or Officer or employee of the Board.

4 (2) Notwithstanding anything contained in any other law or
5 enactment, no suit shall lie against any member of the Board, the chairman or
6 any other officer or employee of the Board for any act done in pursuance or
7 execution of this Bill or any other law or enactment, or any alleged neglect or
8 default in the execution of this Bill or such law or enactment, duty or authority,
9 shall lie or be against the Board in any court unless:

10 (a) it is commenced within three months after the act, neglect or
11 default complained of; or

12 (b) in the case of a continuation of damage or injury, within six
13 months next after the arising thereof.

Service of
documents

14 **31.** A notice, summons or other document required or authorized to
15 be served upon the Board under the provisions of this Bill or any other law or
16 enactment may be served by delivering it to the Chairman of the Board/System
17 Operator.

Restriction of
execution against
property of the
Board

18 **32.** In any action or suit against the Board, no execution or attachment
19 of process shall be made against the Board, unless not less than three months'
20 notice of the intention to execute or attach has been given to the Board.

Indemnity of
Officers

21 **33.** A member of the Board, any officer or employee of the Board,
22 shall be indemnified out of the assets of the Board against any proceeding,
23 whether civil or criminal, in which judgment is given in their favor, or in which
24 the person is acquitted, if any such proceeding is brought against the person in
25 their capacity as a member of the Board, officer or employee of the Board.

Interpretation

26 **34.** In this Bill, unless the context otherwise requires:
27 "authorized representative" means a person who the System Operator is
28 satisfied has parental responsibility for a healthcare recipient below 18 years;
29 "contracted service provider of a healthcare provider organization" means an
30 entity that provides:

1 (a) information technology services relating to the Health Record
2 system;

3 (b) health information management services relating to the Health
4 Record system; to the healthcare provider organization under a contract;

5 "genetic relative of an individual (the first individual)" means another
6 individual who is related to the first individual by blood, including a sibling,
7 a parent or a descendant of the first individual;

8 "healthcare provider" means:

9 (a) an individual healthcare provider; or

10 (b) a healthcare provider organization;

11 "healthcare provider organization" means an entity that has conducted,
12 conducts, or will conduct, or provides healthcare services (including
13 healthcare provided free of charge). "health care recipient" means an
14 individual who has received, receives, or may receive, healthcare services;

15 "health Record Account of a healthcare recipient" means the record of
16 information that is created and maintained by the System Operator in
17 relation to the healthcare recipient, and information that can be obtained by
18 means of that record, including:

19 (a) information included in the entry in the Register that relates to
20 the health care recipient;

21 (b) health information connected in the Health Record Account
22 system to the healthcare recipient (including information included in a
23 record accessible through the index service);

24 (c) other information connected in the Health Record system to the
25 healthcare recipient, such as information relating to auditing access to the
26 record;

27 (d) back-up records of such information;

28 "health record system" means a system:

29 (a) for the collection, use and disclosure of information from many
30 sources using telecommunications services and by other means, and the

1 holding of that information, in accordance with the healthcare recipient's
2 wishes or in circumstances specified in this Act; and

3 (b) the assembly of that information using telecommunications
4 services and by other means so far as it is relevant to a particular healthcare
5 recipient, so that it can be made available, in accordance with the health care
6 recipient's wishes or in circumstances specified in this Act, to facilitate the
7 provision of healthcare to the healthcare recipient or for purposes specified in
8 this Act; and

9 (b) that involves the performance of functions under this Act by the
10 System Operator;

11 "Minister" means the Minister charged with responsibility for matters relating
12 to Health;

13 "nominated representative of a healthcare recipient" is a person in an
14 agreement with the healthcare recipient that the individual is the healthcare
15 recipient's nominated representative for the purposes of this Act, and the health
16 care recipient has notified the System Operator that the individual is his or her
17 nominated representative; and

18 "use of health information included in a healthcare recipient's Health Record
19 Account" includes accessing the information, viewing the information,
20 modifying the information, and deleting the information.

Citation

21 35. This Bill may be cited as National Electronic Health Record Bill,
22 2019.

23 SECOND SCHEDULE

24 *Clause 3 (8)*

25 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

26 *Proceeding of the Board*

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

30 (2) The quorum of the Board shall be 5 members and the quorum of

1 any committee of the Board shall be determined by the Board.

2 2.-(1) The Board shall meet not less than 4 times in each year and
3 subject thereto, the Board shall meet whenever it is summoned by the
4 Chairman, and if the Chairman is required to do so by notice given to him
5 by not less than 3 other members, he shall summon a meeting of the Board
6 to be held within 14 days from the date on which the notice is
7 given.

8 (2) At any meeting of the Board, the Chairman shall preside but
9 if he is absent, the members present at the meeting shall appoint one of
10 them to preside at that meeting.

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

16 *Committees*

17 3.-(1) The Board may constitute one or more Committees to
18 carry out, on behalf of the Board, such of its functions or the functions of
19 the Board as the Board may determine.

20 (2) A committee constituted under this paragraph shall consist of
21 such number of persons (not necessarily members of the Board) as may
22 be determined by the Board; and a person other than a member of the
23 Board shall hold office on the committee in accordance with the terms of
24 his appointment.

25 (3) Subject to the provisions of this Bill and the decision of the
26 Board, a committee constituted under this Bill may regulate its own
27 proceedings and business.

28 (4) A decision of a committee of the Board shall be of no effect
29 until it is confirmed by the Board.

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Miscellaneous

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4.-(1) The fixing of the seal of the Fund shall be authenticated by the signature of the Chairman and any other person authorized generally or specially to act for that purpose by the Board.

EXPLANATORY MEMORANDUM

This Bill seeks to establish a National Electronic Health Record System for the storage and access of electronic medical health records in Nigeria.