

A BILL

FOR

AN ACT TO ESTABLISH FEDERAL INSTITUTE FOR COAL MINING RESEARCH AND DEVELOPMENT, AIMED AT RAPID INDUSTRIALIZATION, JOB CREATION AND SOCIO-ECONOMIC DEVELOPMENT OF NIGERIA, AND FOR OTHER RELATED MATTERS, 2020

Sponsored by Hon. Abubakar Sarki Dahiru

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria

1 1.-(1) There is establishment of the Federal Institute of Coal
2 Mining Research and Development (Hereinafter referred to as "the
3 Institute").

Establishment
of the Federal
Institute of Coal
Mining Research
and Development

4 (2) The Institute shall be a corporate body with perpetual
5 succession and common seal and shall have power to acquire and dispose of
6 interest in movable and immovable properties.

7 (3) The Institute may sue and be sued in its corporate name.

8 (4) Act, acquires, hold movable and immovable property and enter
9 into contract or any other transaction for the purpose of carrying out any of
10 its functions.

11 2. The functions of the Institute shall be to-

Functions of
the Institute

12 (a) Conduct research into mining research, processing and
13 development;

14 (b) Conduct research and development into mining extraction and
15 refine;

16 (c) Assist in accelerating the Nigerian industrialization through
17 mining development;

18 (d) Carry out appropriate research to ensure compliance standard
19 for mining development in mining communities;

1 (e) Liaise with relevant mining establishments within Nigeria in
2 pursuance of the functions of mining act;

3 (f) Collaborate with relevant mining bodies to develop a module for
4 appropriate implementation.

Board of the
Institute

5 **3.**-(1) The Board of the Institute shall consist of:

6 (a) A Director General and other members to be appointed by the
7 president;

8 (b) A representative of the Federal Ministry of Mines and Steel;

9 (c) A representative of the Nigerian Institute of Mining Engineers;

Tenure of office

10 **4.** Shall hold office for a term of four years and subject to the provision
11 of subsection (2) of this section shall be eligible for re-appointment for a
12 further period of four years and also move.

13 (2) The office of a member appointed under section 3 of this Bill shall
14 become vacant if:

15 (a) The member resigns from office by submitting a hand written
16 letter addressed to the Minister;

17 (b) May serve to promote the objective of the Institute;

18 (c) Recruit staff and determine structure of such staff;

19 (d) Demand and receive from any student or any other person
20 attending the college, for the purpose of construction, such fees as the Council
21 may with the prior approval of the Minister, from time to time;

22 (e) Hold public lectures, training and seminars for members working
23 in the mining industries;

24 (f) Establish and maintain such schools and other teaching units
25 within the Institute, as the board from time to time may determine;

26 (g) Erect, provide, equip and maintain such industrial, recreational
27 and residential facilities as the Institute may require;

28 (h) Create lectureships and other academic post and offices and to
29 make appointment thereof receive and make gifts;

30 (i) Enter into such contracts as may be necessary or expedient for

1 carrying into effect the objective of the Institute;

2 (j) Provide amenities for and make such other provisions for the
3 welfare of the staff of the Institute;

4 (k) Encourage and make provisions for research in the Institute;

5 (l) Do such acts and things whether or not incidental for the
6 Institute.

7 **5.-(1)** The Minister responsible for Mines and Steel shall be the Power of the
8 Minister responsible for the Institute:

9 (a) For the purpose of evaluating the professional and
10 administrative performance of the Institute; or

11 (b) For such other purpose as visitors may deem fit;

12 (c) Discharging any other function which may from time to time
13 delegate to it.

14 **6.** The Minister may give to the Council directions of general Minister's
15 Directives
16 character or relating generally to matters with regards to the exercise by the
17 Council of its function's and shall be the duty of the Council to comply with
such directives,

18 **7.** There shall be a coal mining site at the Obi Local Government Establishment
19 Area for the purpose of coal mining development.
of Coal Mining
Industry

20 **8.** This Bill may be cited as the Federal Institute for Coal Mining Citation
21 Research and Development Bill, 2020.

22 SCHEDULE

23 *Proceeding*

24 1. Subject to this Act and section 27 of the interpretation Act, the
25 board may make standing orders to regulate proceedings or that of any
26 committee.

27 2. The board shall meet, at least two times in every year, for the
28 performance of its functions under this Act and at such times and places as
29 the chairman may appoint.

30 3. The chairman shall, if required to do so by giving notice in

1 writing by at least five other members, call a special meeting of the board to be
2 held within 28 days from the date on which the notice is given.

3 4. Every meeting of the board, the chairman shall preside and in his
4 absence, the members present shall appoint one amongst them to preside at the
5 meeting.

6 THE SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC

7 *Terms of Service*

8 1. There may be pay to the members of the council or any Committee,
9 such remuneration and allowances as may from time to time be determined by
10 the president.

11 2. Where a vacancy occurs in respect of the membership specified in
12 section 3, it shall be filled by the appointment of such successor to hold office
13 For the remainder of the term of office of his predecessor in office and such
14 successor shall represent the same interest as his predecessor.

15 3. The Board may act notwithstanding any vacancy in its membership
16 or any defect in the appointment of a member.

17 4. The Board shall meet for the conduct of business at such
18 proceedings times, places and on such days as the chairman may appoint shall
19 meet not less than once every four months.

20 *Miscellaneous*

21 5.-(1) The fixing of the seal of the Institute shall be authenticated by
22 the Signature of the Chairman, and of some other members of the Board
23 Authorized generally or specially by the Council to act for that purpose.

24 (2) Any contract or instrument which, if made or executed by a person
25 other than a corporate body would not be required to be under seal may be made
26 executed on behalf of the college by any person generally or specially
27 authorized to act for that purpose by the council.

28 (3) Any document purporting to be duly executed under the seal of the
29 Institute shall be received in evidence and shall, unless the contrary is proved,
30 be presumed to be so executed.

EXPLANATION NOTE

This Bill seeks to establish the Federal Institute for coal mining in Obi. The Institute will promote coal mining research and also development.