

NIGERIA OIL PALM INDUSTRIAL PARK BILL, 2019

ARRANGEMENT OF SECTION

Sections:

1. Establishment of the Nigerian Oil Palm Industrial Park
2. Establishment, of the Nigeria Oil Palm Industrial Park and its governing Board, etc.
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A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF OIL PALM INDUSTRIAL PARK AND FOR MATTERS CONNECTED THEREWITH

Sponsored by Senator Nnachi, Michael Ama

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1 1.-(1) The President may, from time to time by order, upon the
2 recommendation of the Nigeria Oil Palm Industrial Park established under
3 this Act, designate such area as he thinks fit to be an Oil Palm Industrial Park,
4 (in this Act referred to as "Park").

Establishment
of the Nigerian
Oil Palm Industrial
Park

5 (2) The Park established pursuant to subsection (1) of this section,
6 may be operated and managed by a public, private or a combination of
7 public and private entity under the supervision of and with the approval of
8 Nigeria Oil Palm Industrial Park established by section 3 of this Act.

9 (3) Every order made pursuant to subsection (1) of this section,
10 shall specify the limits of the area designated and ascribe a name to that Park.

11 (4) The Nigeria Oil Palm Industrial Park may, from time to time, by
12 order, amend, vary or add to the limits of a Park or change the name of a Park.

13 (5) An order, made under subsection (3) of this section, shall not
14 affect an approved enterprise existing before the commencement of the
15 order.

16 2. It shall be the intent, purpose and objectives of this Act to:
17 Establish the legal framework and mechanism for the integration,
18 coordination, planning and monitoring of the Park;

Objectives and
Purpose

19 (a) Establish the legal framework and mechanism for the
20 integration, coordination, planning and monitoring the operation of the
21 Park;

1 (b) Transform selected areas in the country into highly developed
2 agricultural centers highly trained personnel and efficient services will be
3 available to investors;

4 (c) promote the flow of investors, both Foreign and Local into the
5 processing Park which would generate employment opportunities establish
6 backward and forward integration in the Park;

7 (d) stimulate the repatriation of Nigerian capital by providing
8 attractive climate and incentives for business activities in the Park established
9 under this Act.

10 (e) Promote financial and agricultural cooperation between Nigeria
11 and other advanced agricultural countries that will revolutionize the oil Palm
12 sector and improve productivity levels.

Establishment
of the Nigeria
Oil Palm Industrial
Park and its
governing Board,
etc.

13 **3.-(1)** There is hereby established for the Nigeria Oil Palm Industrial
14 Park, an Authority to be known as the Nigeria Oil Palm Industrial Park
15 Authority (in this Act referred to as "the Authority")

16 (2) The Authority shall be a body corporate, with perpetual succession
17 and a common seal and may sue and be sued in its corporate name and shall be
18 capable of acquiring, holding or disposing of any property movable or
19 immovable for the purpose of carrying out its functions.

20 (3) The Headquarter shall be located in Afikpo South, Ebonyi
21 State.

Membership
of the governing
Board

22 **4.-(1)** There shall be for the Authority, a governing Board which shall
23 consist of a Chairman to be appointed by the President on the recommendation
24 of the Minister and the following other members, that is to say:

25 (a) a representative each from the following Federal Ministries, that
26 is:

27 (i) Agriculture and Rural development;

28 (ii) Trade and Investment;

29 (iii) Finance;

30 (iv) Science and Technology;

- 1 (v) Health.
- 2 (b) The Comptroller-General of Customs or his representative not
3 below the grade of Assistant Director;
- 4 (c) the Managing Director of the Nigerian Ports Authority or his
5 representative not below the grade of a Deputy Director;
- 6 (d) one representative each from the following:
- 7 (i) the 36 States including the FCT;
- 8 (ii) the Nigerian Association of Chambers of Commerce,
9 Industries, Mines and Agriculture;
- 10 (iii) All Farmers Association;
- 11 (iv) the Manufacturers Association of Nigeria;
- 12 (v) the Association of Nigerian Exporters.
- 13 (e) two persons to be appointed by the Minister from the private
14 sector who shall be persons possessing practical experience in industry,
15 commerce, finance, export promotion and other related fields;
- 16 (f) a representative of the Central Bank of Nigeria not below the
17 grade of Director; and (g) the Managing Director of the Authority.
- 18 (2) A member of the Board other than ex-officio member shall
19 subject to the provisions of this Act, hold office for a period of four years
20 from the date of his appointment as a member and shall be eligible for re-
21 appointment for one further period of two years and thereafter he shall no
22 longer be eligible for re-appointment.
- 23 (3) Notwithstanding subsection (2) of this section, the President
24 may on the recommendation of the Minister require any member to vacate
25 his office if his continued membership will not be in the interest of the
26 Authority.
- 27 (4) Any member of the Board other than an ex-officio member may
28 by notice in writing to the Board resign his appointment.
- 29 (5) The supplementary provisions contained in the First Schedule
30 to this Act shall have effect with respect to the tenure of office of the

Functions of the
Authority

1 members and the proceedings of the Board and other matters relating to the
2 Board.

3 **5.** In addition to any other functions conferred on the Authority by
4 this Act, the functions and responsibilities of the Authority shall include:

5 (a) Provision of accelerated development of farming communities
6 across the country with the necessary infrastructures such that make outreach
7 programmes on inputs and out easy to accomplish;

8 (b) provision of price support programmes that will guarantee
9 minimum price for Oil Palm produce and make the authority a buyer of last
10 resort for designated produce;

11 (c) coordination, monitoring and maintenance of quality and
12 standards of value chain additions to meet the expected local and export
13 grades;

14 (d) promotion of import substitution by deploying a low-import
15 strategy for all Oil Palm based manufacturing process in Nigeria;

16 (e) employment generation through the involvement of young school
17 leavers in the outreach and processing activities of the enterprises operating
18 within the Park;

19 (f) the administration of the Authority and management of all the Oil
20 Palm Industrial Park;

21 (g) the approval of development plans of the Authority and the Park
22 annual budgets in respect of infrastructures, administrative buildings,
23 promotion of Park, the provision and maintenance of services and facilities;

24 (h) the establishment of customs, police, immigration and similar
25 posts in the Park;

26 (i) the supervision and co-ordination of the functions of various
27 public sector and private sector organisations operating within the Park and
28 resolving any dispute that may arise amongst them;

29 (j) the resolution of trade disputes between employers and employees
30 in the Park in consultation with the Federal Ministry of Employment, Labor

1 and Productivity;

2 (k) the adaptation of investment promotion strategies in the Park,
3 including the opening of Investment Promotion Offices abroad; ,

4 (l) the recommendation to the Federal Government of additional
5 incentive measures for the park;

6 (m) the establishment and supervision of Zonal Administrations
7 for the purpose of managing the Park and the grant of all requisite permits
8 and licences to, approved enterprises.

9 **6.-(1)** There shall be for the Authority, a Managing Director who
10 shall be the Chief Executive and shall be appointed by the President on the
11 recommendation of the Minister.

Appointment of
Managing Director,
Secretary and
other employees

12 (2) The Managing Director shall be responsible for:

13 (a) the preparation of plans, annual programmes and budget;

14 (b) the recommendation of bye-laws applicable in each Park;

15 (c) the development of strategies for the promotion of the Park
16 inside and outside the country;

17 (d) the implementation of the approved plans, programmes and
18 budgets;

19 (e) the day-to-day administration of the Authority.

20 (3) Without prejudice to the generality of subsection (1) of this
21 section, the Authority shall have power to:

22 (a) appoint a Secretary who shall be qualified to practice as a legal
23 practitioner in Nigeria and has been so qualified for not less than ten years;

24 (b) pay the employees such remuneration and allowances as it may,
25 from time to time, determine;

26 (c) pay the employees such pensions and gratuities as are payable
27 to persons of equivalent grades in the public service of the Federation.

28 **7.-(1)** Subject to subsection (2) of this section, the activities
29 specified in the Second Schedule to this Act shall be approved activities for
30 the purposes of this Act.

Approved
activities, etc.
Second
Schedule

Third Schedule	1	(2) The Authority may, from time to time, prescribe the activities
	2	which may be carried on in a Park, and for this purpose may, by Order, amend
	3	the Second Schedule to this Act.
Vesting of property in the Authority	4	8. The President or Governor of a State respectively may, by Order,
	5	transfer to the Authority, any property belonging to the Federal or State
	6	Governments respectively which appears to be necessary or expedient to the
	7	Authority in carrying out its functions under this Act and such property shall
	8	vest in the Authority by virtue of the Order and without further assurance.
Exemption from taxes	9	9. Approved enterprises operating within a Park shall be exempted
	10	from all Federal, State and Government taxes, levies and rates.
Approval of enterprise to undertake approved activity	11	10.-(1) Any enterprise which proposes to undertake an approved
	12	activity within a Park, shall apply to the Authority in writing for permission to
	13	do so and shall submit such documents and information in support of its
	14	application, as the Authority may require.
	15	(2) Subject to the provisions of this Act, the Authority may grant,
	16	subject to such terms and conditions as it thinks fit, approval for an enterprise to
	17	undertake the approved activity specified in its application brought under
	18	subsection (1) of this section.
	19	(3) For the purposes of this section, "approved activity" means any of
	20	the activities specified in the Third Schedule to this Act.
Power to grant licence	21	11.-(1) The Authority may grant a licence for any approved activity in
	22	a Park to an individual or business concerned whether or not the business is
	23	incorporated in the customs territory.
	24	(2) The grant of a license by the Authority shall constitute registration
	25	for the purposes of company registration within the Park:
	26	(3) A licensed company operating within a Park and undertaking an
	27	approved activity shall notify the Authority of any purchase, assignment or
	28	transfer of shares in the company, except where the company's shares are
	29	quoted and are freely transferable on any international Stock Exchange.
	30	(4) The Authority shall by order from time to time prescribe the

1 regulations governing the Park.

2 **12.**-(1) Where an approved enterprise operating in a Park supplies
3 goods and services to customers within the customs territory, that enterprise
4 shall be entitled to receive payment for such goods and services in foreign
5 currency and for the purposes of such payment, the normal rules and
6 regulations applicable to importation of goods and services into Nigeria and
7 repatriation of the proceeds of sales or services shall apply.

Payments for
goods and service

8 (2) Where a person within the customs territory supplies goods and
9 services to an approved enterprise established within a Park, that person
10 shall be entitled to receive payment for such goods or services in foreign
11 currency and the rules and regulations applicable to export from Nigeria and
12 the repatriation of proceeds from sales or services shall apply.

13 **13.**-(1) The Authority and any approved enterprise shall be entitled
14 to import into a Park, free of customs duty, any capital goods, consumer
15 goods, raw materials, components or articles intended to be used for the
16 purposes of and in connection with an approved activity, including any
17 article for the construction, alteration, reconstruction, extension or repair of
18 premises in a Park or for equipping such premises but with emphasis on low-
19 import-content.

Import of goods
into the Park,
1988 No. 1

20 (2) For the purposes of this section, articles for equipping premises
21 shall be deemed to include equipment for offices and other ancillary
22 facilities necessary for the proper administration of the premises and for the
23 health, safety, hygiene and welfare of the premises and of persons employed
24 therein.

25 (3) The Authority may by Order, amend or vary the articles
26 specified in the Fourth Schedule to this Act.

27 (4) All goods brought into a Park shall be consigned:

28 (a) to the Authority or to an approved enterprise and the goods may,
29 with the approval of the Authority, be transferred from one approved
30 enterprise to another or from the Authority to an approved enterprise or from

1 an approved enterprise to the Authority; or (b) without prejudice to the
2 provisions of section (2) of this section, to a bank acting on behalf of any party
3 to a transaction involving the Authority or an approved enterprise.

4 (5) The Authority may take such steps as it deems necessary to
5 preserve goods within a PARK, whether by moving the goods from one place to
6 another or by storing the goods and where any expenses are incurred by the
7 Authority in so doing, the owner or consignee of the goods shall reimburse the
8 Authority for the expenses.

9 (6) Subject to the provisions of this Act and any regulations made
10 thereunder, goods brought into a Park pursuant to this section may:

11 (a) unless otherwise directed by the Authority, be stored, sold,
12 exhibited, broken up, packed, graded, cleaned, marked, re-marked, loaded,
13 unloaded, reloaded, divided, mixed, separated or otherwise manipulated;

14 (b) be worked, processed or reprocessed or otherwise manipulated or
15 manufactured;

16 (c) be consumed if the goods are meant for consumption in the Park,
17 unless otherwise directed by the Authority;

18 (d) subject to subsection (7) of this section, be removed from a Park or
19 sent into the customs territory, whether as originally packed or otherwise; or

20 (e) subject to any enactment pertaining thereto, be destroyed.

21 (7) Where any goods which are dutiable on entry into the customs
22 territory are sent from a Park into the customs territory, the goods shall be
23 subject to the provisions of the Customs, Excise Tariff, Etc. (Consolidation)
24 Act and any regulations made. Thereunder, and if the goods are intended to be
25 disposed of in the customs' territory, shall not be removed from the Park unless:

26 (a) the consent of the Authority has been obtained; and

27 (b) the relevant customs authorities are satisfied that all import
28 restrictions relevant thereto have been complied with and all duties payable in
29 connection with the importation thereof into the customs territory have been
30 paid.

1 (8) Samples of goods being taken into the customs territory shall be
2 subject to the provisions of subsection (6) of this section, except in cases
3 where the relevant customs authority is satisfied that such goods are of no
4 commercial value.

5 (9) Where goods are brought from the customs territory into a Park
6 for the purposes of an approved activity, the goods shall be deemed to be
7 exported.

8 (10) The Pre-Import Inspection Scheme shall not apply to imports
9 of goods into the Park for use by approved enterprises in the park.

10 **14.**-(1) No person shall enter, remain in or reside in a Park without
11 the prior permission of the Authority.

Persons not to
enter Park without
permission

12 (2) Any person who contravenes the provisions of subsection (1) of
13 this section shall have his permit revoked by the Authority.

14 **15.**-(1) No retail trade shall be conducted within a Park without the
15 prior approval of the Authority and which may be subject to such terms and
16 conditions as may be imposed, from time to time, by the Authority

Prohibition of
retail trade

17 (2) Any person who contravenes the provisions of subsection (1) of
18 this section or of a term or condition imposed pursuant to that subsection
19 shall have his licence revoked by the Authority.

20 **16.**-(1) An approved enterprise which imports into a Park an article
21 with a benefit in respect of customs duty under the provisions of this Act
22 shall:

Special provisions
relating to articles
imported with
custom duty
concessions

23 (a) keep such records of the articles so imported in such forms and
24 containing such particulars as may be required by the Authority;

25 (b) cause the articles to be marked with such mark and in such
26 manner as may be required by the Authority;

27 (c) permit the Authority or a person authorised by the Authority at
28 all reasonable times:

29 (i) to inspect the records relating to those articles; and

30 (ii) to have access to any factory, warehouse, assembly plant or

1 other premises under the control of the approved enterprise for the purpose of
2 examining the article which the Authority believes to be therein and of
3 satisfying itself of the accuracy of the particulars in relation to the article
4 contained in such records.

5 (2) Any person who contravenes the provisions of subsection (1) of
6 this section is guilty of an offence.

Prohibition of
storage of
ammunition
and dangerous
explosives

7 **17.**-(1) Notwithstanding any other provision of this Act, the following
8 goods shall not be imported, taken into or stored in a Park:

9 (a) firearms and ammunition, other than by members of the Nigeria
10 Police Force or the Armed Forces of the Federation or by Security Agencies
11 employed to work in a Park in the course of their duties or by such other persons
12 as may be authorised by the Authority;

13 (b) dangerous explosives, without prior approval of the Authority;

14 (c) petrol, inflammable materials, hazardous cargoes or oil fuels,
15 other than in such quantities and on such terms and conditions as may be
16 prescribed by the Authority;

17 (d) goods which the Authority by Order has imposed specific or
18 absolute prohibition on their importation into a Park.

19 (2) Any person who contravenes the provisions of subsection (1) of
20 this section is guilty of an offence.

Export of goods
from a Park

21 **18.** Export of goods from a Park to the customs territory shall, except
22 prescribed by or pursuant to this Act, be subject to the same customs
23 requirements as apply to goods imported from other countries as otherwise and
24 licensing.

Incentives and
related matters

25 **19.**-(1) Approved enterprises within the Park shall be entitled to the
26 following incentives:

27 (a) legislative provisions pertaining to taxes, levies, duties and
28 foreign exchange regulations shall not apply within the Park;

29 (b) repatriation of foreign capital investment in the Park at any time
30 with capital appreciation of the investment; Park

1 (c) remittance of profits and dividends earned by foreign investors
2 in the Park;

3 (d) no import or export licences shall be required;

4 (e) up to 25 per-cent of production may be sold in the customs
5 territory against a valid permit, and on payment of appropriate duties;

6 (f) rent free land at construction stage, thereafter rent shall be as
7 determined by the Authority;

8 (g) up to 100 per-cent foreign ownership of business in the Park
9 allowable;

10 (h) foreign managers and qualified personnel may be employed by
11 companies operating in the Park.

12 (2) The Authority shall be the only agency qualified to:

13 (a) give all approvals; and

14 (b) cancel all licenses.

15 (3) The Authority shall simplify all procedure necessary for
16 authorisation of investments in a Park and state by Order from time to time
17 its requirements for the grant of authorisations for investments in a Park.

18 (4) Operations within a Park shall commence on the date when the
19 construction of the perimeter fence and gate of the Park has been completed
20 and the Authority has assumed duties.

21 (5) There shall be no strikes or lockouts for a period of 10 years
22 following the commencement of operations within a Park and any trade
23 dispute arising within a Park shall be resolved by the Authority.

24 **20.** An approved enterprise shall submit to the Authority at such
25 intervals as may be prescribed, such statistical data, and such information
26 and returns as regards the sales and purchases and other operations of the
27 enterprise as the Authority may require or as may be prescribed, from time to
28 time.

Enterprises to
submit returns

29 **21.** Where a person who is a non-Nigerian citizen is employed by
30 the Authority or by an approved enterprise established in a Park, upon

Work permits

1 application by the enterprise for a licence to establish itself within the Park or at
2 any time thereafter, the enterprise shall apply on behalf of the non-Nigerian
3 citizen, direct to the Authority for the purpose of immigration and employment
4 permits, in such manner as may be prescribed by the Authority.

5 **22.**-(1) The Authority may make staff regulations relating generally to
6 the conditions of service of the employees of the Authority and without
7 prejudice to the generality of the foregoing such regulations may provide for:

8 (a) the appointment, promotion and disciplinary control of all
9 employees of the Authority; and

10 (b) appeal by such employees against dismissal or other disciplinary
11 measures and until such regulations are made, the regulations relating to the
12 conditions of service of the officers in the civil service of the Federation and the
13 provisions of the Pensions Act shall be applicable with such modifications as
14 may be necessary to the staff of the Authority.

15 (2) Approved enterprises operating within the Park shall make
16 provisions for the pensions and gratuities for their employees.

Fund of the
Authority

17 **23.**-(1) The Authority shall establish and maintain a fund which shall
18 consist of:

19 (a) all moneys received from the Federal, States and Local
20 Government;

21 (b) proceeds from all activities, services and operations of the
22 Authority;

23 (c) grants, gifts and donations made to the Authority; and

24 (d) such other sum as may accrue, from time to time, to the Authority.

25 (2) The Authority shall, from time to time, apply the proceeds of the
26 fund established pursuant to subsection (1) of this section:

27 (a) to the cost of administration of the Authority;

28 (b) to the payment of the salaries, fees or other remuneration or
29 allowances, pensions and gratuities payable to the officers and employees of
30 the Authority;

1 (c) for reimbursing members of the Board or of any committee set
2 up by the Board for such expenses as may be expressly authorised by the
3 Authority in accordance with the rates approved by the President;

4 (d) for the maintenance of any property vested in the Authority; and

5 (e) for investment, maintenance of Park, marketing, promotion,
6 training, research and similar activities.

7 **24.**-(1) The Authority shall, not later than 31st October in each
8 year, submit to the Minister an estimate of its expenditure and income
9 (including payments into the fund of the Authority) during the next
10 succeeding year.

Annual estimates,
accounts, etc.

11 (2) The Authority shall keep proper accounts in respect of each
12 year (and proper records in relation thereto) and shall cause its accounts to
13 be audited within six months after the end of each year by auditors appointed
14 from the list and in accordance with the guidelines supplied by the Auditor-
15 General for the Federation.

16 **25.**-(1) Except as provided under this Act, an enactment applicable
17 in a customs territory shall apply within the Park.

Enactments
applicable in
customs territory
to apply

18 (2) The Minister may, by Order published in the Gazette, modify
19 the application of any enactment which is made applicable in a Park by
20 subsection (1) of this section, where the enactment concerned restricts or
21 interferes with the smooth running of the Park or operation of licences
22 therein.

23 **26.**-(1) Every omission or neglect to comply with and every act
24 done or attempted to be done contrary to the provisions of this Acts or any
25 regulations made thereunder shall be an offence and in respect of any such
26 offence for which no penalty is expressly provided the offender shall be
27 liable on conviction to a fine of N100,000 or to a term of imprisonment for
28 three months or both.

Omission and
none compliance

29 (2) Whoever attempts to commit any offence punishable under this
30 Act or any regulations made thereunder or abets the commission of such

	1	offence shall be punished with the punishment provided for such an offence.
	2	(3) Where a body corporate is guilty of an offence under this Act, and
	3	that offence is proved to have been committed with the consent or connivance
	4	of, or to be attributable to any neglect on the part of any director, manager,
	5	secretary or other similar officer of the body corporate, or any person who was
	6	purporting to act in any such capacity; he, as well as the body corporate, shall
	7	be guilty of that offence and shall be liable to be proceeded against and
	8	punished accordingly.
Regulations	9	27. The Authority may, with the approval of the Minister make
	10	regulations for the proper implementation of this Act.
Interpretation	11	28. In this Act, unless the context otherwise requires:
	12	"approved activities" means activities specified in the Third Schedule to this
	13	Act; "approved enterprise" means any enterprise established within a Park
	14	approved by the Authority;
	15	"Authority" means the Nigeria Oil Palm Industrial Park established by section
	16	2 of this Act;
	17	"member" means a member of the Board and includes the Chairman;
	18	"Minister" means the Minister charged with responsibility for matters relating
	19	to trade.
Short title	20	29. This Bill may be cited as the Nigeria Oil Palm Industrial Park
	21	Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the establishment of the Nigerian Oil Palm Industrial Park that will coordinate the establishment of Processing Park in the geo-political Park of the federation and facilitate a conducive environment and incentives for Oil Palm development in Nigeria. The Bill also seeks to revive the neglected Oil Palm institute value addition, diversify the economy through processing of Oil Palm products and ensuring a minimum price guarantee.

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FIRST SCHEDULE

Section 3(5)

SUPPLEMENTARY PROVISIONS RELATING TO THE AUTHORITY

Proceedings of the Board

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

(2) The quorum of the Board shall be eight and the quorum of any committee of the Board shall be as may be determined by the Board from time to time.

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 three 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.

(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 that meeting.

(3) Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him as a member for such period as it thinks fit:

Provided that a person who is a member by virtue of this subparagraph shall not be entitled to vote at any meeting of the Board and shall not count towards the quorum.

Committees

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

(2) A committee appointed under this paragraph shall consist of such number of persons (not necessarily members of the Board) as may be determined by the Board; and a person other than a member of the Board

1 shall hold office on the committee in accordance with the terms of his
2 appointment.

3 *Miscellaneous*

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

7 (2) Any contract or instrument which, if made or executed by a person
8 not being a body corporate, would not be required to be under seal may be made
9 or executed on behalf of the Board by the Chairman and the Managing Director
10 or any person authorized generally or specially by the Authority to act for that
11 purpose.

12 5. Members of the Board shall be paid out of moneys at the disposal
13 of the Board such remuneration; fee or allowances in accordance with such
14 scales as may be approved, from time to time, by the Minister.

15 6. The validity of any proceedings of the Board or of a committee
16 thereof shall not be adversely affected by any vacancy in the membership of the
17 Board or of a committee or by the defect in the appointment of any member of
18 the Board or committee or by reason that a person not entitled to do so took part
19 in the proceedings.

20 7.-(1) A member of the Board who is-

21 (a) directly or indirectly interested in any company or enterprise the
22 affairs of which are being deliberated upon by the Authority; or

23 (b) is interested in any contract made or proposed to be made by the
24 Authority; shall as soon as possible after the relevant facts have come to his
25 knowledge disclose the nature of his interest at a meeting of the Board.

26 (2) A disclosure under subparagraph (1) of this paragraph shall be
27 recorded in the minutes of the meeting of the Board and the member shall:

28 (a) not take part after such disclosure in any deliberation or decision
29 of the Board with regard to the subject matter in respect of which his interest is
30 thus disclosed;

1 (b) be excluded for the purposes of constituting a quorum of the
2 Board for any such deliberation or decision.

3 SECOND SCHEDULE

4 *Section 6(2)*

5 APPROVED ACTIVITIES

- 6 1. Processing of Oil Palm products for local consumption and
7 export;
- 8 2. Warehousing freight forwarding and customs clearance;
- 9 3. Handling of duty free goods (transshipment, sorting, marketing,
10 packaging, etc.);
- 11 4. Banking, stock exchange and other financial services;
12 insurance and re-insurance;
- 13 5. Import of goods for special services, exhibitions and publicity;
- 14 6. International Commercial Arbitration Services;
- 15 7. Activities relating to integrated Park;
- 16 8. Other activities deemed appropriate by Nigeria Oil Palm
17 Industrial Park.

18 THIRD SCHEDULE

19 *Section 12(3)*

20 DUTY FREE ARTICLES

- 21 1. Building materials;
- 22 2. Tools;
- 23 3. Plant;
- 24 4. Machinery;
- 25 5. Pipes;
- 26 6. Pumps;
- 27 7. Conveyor belts;

1 8. Other appliances and materials necessary for construction,
2 alteration, and repair of premises;

3 9. Capital and consumer goods, raw materials components of all
4 articles intended to be used for the purpose of, and in connection with
5 reconstruction, extension or repair of premises in a Park or for equipping such
6 premises and any other items approved by the Authority.