

NIGERIAN INSTITUTE OF ANIMAL SCIENCE (AMENDMENT) ACT, 2015

Explanatory Memorandum

This Act amends the Nigerian Institute of Animal Science Act, No. 26 of 2007 to properly define the Institute's regulatory role, enforce the provisions of the Act and provide penalties for breach thereof.

NIGERIAN INSTITUTE OF ANIMAL SCIENCE (AMENDMENT) ACT, 2015

ARRANGEMENT OF SECTIONS

Section:

1. Amendment of Act No. 26, 2007.
2. Amendment of section 1.
3. Amendment of section 2.
4. Amendment of section 4.
5. Substitution for section 5.
6. Amendment of section 8.
7. Amendment of section 9.
8. Amendment of section 10.
9. Amendment of section 11.
10. Amendment of section 12.
11. Amendment of section 13.
12. Amendment of section 14.
13. Amendment of section 15.
14. Amendment of section 16.
15. Amendment of section 17.
16. Amendment of section 18.
17. Substitution for section 19.
18. Deletion of section 20.
19. Amendment of section 21.
20. Amendment of section 23.
21. Amendment of section 24.
22. Amendment of section 26.
23. Amendment of section 29.
24. Amendment of section 33.
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NIGERIAN INSTITUTE OF ANIMAL SCIENCE (AMENDMENT) ACT, 2015

A Bill

For

An Act to amend the Nigerian Institute of Animal Science Act, No. 26 of 2007 to properly define the Institute's regulatory role, enforce the provisions of the Act and provide penalties for breach thereof; and for related matters

[]

Commencement

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

1. The Nigeria Institute of Animal Science Act, No. 26 of 2007 (in this Act referred to as "the Principal Act") is amended as set out in this Act. Amendment of Act No. 26, 2007.
2. Section 1 (2) of the Principal Act is amended by substituting for the word, "shall" the word, "may" appearing in lines 1 and 2. Amendment of section 1.
3. Section 2 of the Principal Act is amended by – Amendment of section 2.
 - (a) substituting for the existing paragraphs (g), (i) and (l), new paragraphs "(g)", "(i)" and "(l)" -
 - “(g) to promote all animal science activities and welfare of animals to effect efficient and scientific production”;
 - “(i) to promote and coordinate research efforts and other studies for the advancement of any of the aspects or branches of animal science and to disseminate information relating to research results and modern animal production skills and technology”; and
 - “(l) to ensure that the curricular and courses of studies in animal science or production of the Faculties of Agriculture or Animal Science in the Universities or Polytechnics are of theoretical and practical relevance to the development and growth of animal science”; and
 - (b) inserting after paragraph (l), a new paragraph "(m)" –
 - “(m) to do such other acts and things as may be conducive to the attainment of the functions of the Institute”.

4. Section 4 (2) of the Principal Act is amended –

Amendment of section
4.

(a) by substituting for paragraph (c), a new paragraph “(c)” –

“(c) the Registrar who shall be the Chief Executive of the Institute”;

(b) in paragraph (d), by substituting for -

(i) the word “fourteen, the word “fifteen”, in line 1, and

(ii) subparagraphs “(xi)” and “(xii)”, new subparagraphs “(xi)” and “(xii)” -

“(xi) animal physiology and bioclimatology”; and

“(xii) livestock production and environment”;

(c) in paragraphs (e) and (f), by inserting after the word “representative”, the words, “who shall be a Registered animal scientist”; and

(d) by substituting for the existing paragraphs (g) – (k), new paragraphs “(g) – (k)” -

“(g) two persons who shall be Registered Animal Scientists to be elected by the Institute to represent the organized private sector in the field of agro-allied industries and another representing the Civil Society Organisations. ‘

“(h) 6 Deans of Faculties of Animal Science or Provosts of Colleges of Animal Science including the Provost of the NIAS Post Graduate School of Animal Science who shall be Registered Animal Scientists elected based on geo-political zones’”;

“(i) the President of Animal Science Association of Nigeria who shall be a Registered Animal Scientist”;

“(j) Federal Director of Production or Animal Husbandry Services who shall be a Registered Animal Scientist or, in his absence, the most senior Registered Animal Scientist in the Federal Ministry of Agriculture”;

“(k) the immediate past President, the immediate past Registrar and the two Vice-Presidents shall be ex-officio members of the Council”.

5. Substitute for section 5 of the Principal Act, a new section “5” -

Substitution for section
5.

“The elections
of Council

5. The President, 2 Vice-Presidents and other members of the Council mentioned in section 4 (2) (a) - (k) of this Act shall be elected by the

Institute from amongst the members, at an annual general meeting of the Institute.’’

6. Section 8 of the Principal Act is amended by – Amendment of section 8.
- (a) in paragraph (a), by substituting for the word, “fees” the expression “subventions, donations” in line 1; and
 - (b) in paragraph (c), by inserting immediately after the word, “donations” the words, “subject to appropriation by the National Assembly”.
7. Section 9 of the Principal Act is amended by – Amendment of section 9.
- (a) deleting the words, “President and”, in lines 3 and 4;
 - (b) deleting the words, “by signatures of such”, in line 4; and
 - (c) inserting immediately after the word "Council" the words “in line with extant regulations”, in line 5.
8. Section 10 of the Principal Act is amended by deleting the word, “Investment”, in line 2. Amendment of section 10.
9. Section 11 of the Principal Act is amended by deleting the word, “Borrowing”, in line 2. Amendment of section 11.
10. Section 12 of the Principal Act is amended – Amendment of section 12.
- (a) in subsection (1), by substituting for the expression “30th day of September”, the expression “31st day of December”, in line 2;
 - (b) in subsection (2), by –
 - (i) substituting for the expression “31st day of December”, the expression “31st day of March of the subsequent year”, in line 2, and
 - (ii) inserting immediately after the word, “Agriculture”, the words “whose ministry shall be the supervisory Ministry for the Institute” in line 3.
11. Section 13 (1) of the Principal Act is amended by substituting for the phrase, “of the appointment of Institute Registrar”, the phrase “Registrar and Chief Executive of the Institute”, in line 2. Amendment of section 13.
12. Section 14 of the Principal Act is amended by substituting for the words, “the members including the Associates, Fellows and Honorary Fellows”, the words “Registered Animal Scientists, Graduate Animal Scientists, Associate members and Fellows of the Institute.’’ Amendment of section 14.
13. Section 15 of the Principal Act is amended by – Amendment of section 15.
- (a) inserting immediately after the word “any”, the word “person”; and
 - (b) substituting for paragraphs (a) – (d), new paragraphs “(a) – (d)” -

- “(a) Registered Animal Scientist;
- (b) Graduate Animal Scientist;
- (c) Associate Member; or
- (d) Fellow.”

14. Section 16 of the Principal Act is amended by substituting for –

Amendment of section 16.

(a) the word, “Member”, the words, “Registered Animal Scientist”, in line 1; and

(b) paragraph (a), a new paragraph “(a)” -

“(a) a holder of a Bachelor's Degree in any animal science discipline or such degree recognized by the Council as equivalent from any accredited institution in Nigeria or abroad and has in addition had 5 years approved post-graduation or post qualification working experience and persons holding foreign degrees shall have to pass a prescribed professional practice examination set by the Nigerian Institute of Animal Science”.

15. Section 17 of the Principal Act is amended –

Amendment of section 17.

(a) by inserting immediately after the word, “Associate”, the word “Member”;

(b) in paragraph (a), by deleting the word, “either”, in line 1; and

(c) in paragraph (b), by substituting for the word, “Member”, the word, “person” in line 1.

16. Section 18 of the Principal Act is amended –

Amendment of section 18.

(a) by substituting for -

(i) the existing opening words “A person is a Member or Associate shall be eligible to be registered as a Fellow if” for new opening words, “A person shall be eligible to be elevated to the rank of a Fellow of the Institute if”,

(ii) paragraph (a), a new paragraph “(a)” –

“(a) that person has satisfied the requirements of section 16 (a) of this Act”,

(iii) paragraph (b), a new paragraph “(b)” -

“(b) by either research efforts publications or experience in any area of animal science contributed significantly to the growth and development of animal science or related areas or of the Institute and its facilitators”; and

(b) by inserting a new paragraph “(c)” -

“(c) the Council is satisfied that person is a fit and proper person to be elevated to the rank of a Fellow”.

17. Substitute for section 19 of the Principal Act, a new section “19” –

Substitution for section 19.

"Honorary 19. The Council may subject to its rules in that regard award distinctive certificates and other honours to any person, member, Associate or Fellow as the case may be for any distinctive achievement in any discipline or area of animal science.”

18. Section 20 of the Principal Act is deleted.

Deletion of section 20.

19. Section 21 of the Principal Act is amended –

Amendment of section 21.

(a) in subsection (1), by inserting the words, “of Agriculture or Animal Science” immediately after the word “faculty” in line 1;

(b) in substitution (3), by substituting for the word, "Members", the words “Animal Scientist”, in line 3; and

(c) substituting for subsections (4)–(7), new subsections “(4)–(7)” -

“(4) Any institution whose animal science program has not been accredited by the Nigerian Institute of Animal Science shall not be allowed to admit candidates for the training of Animal Scientists and the institute shall have power to direct closure of such programs.

(5) The Institute shall not recognize such certificates issued from such unaccredited programs.

(6) Subject to this Act, a person who has not obtained his first degree or other academic qualification from an accredited institution shall not be eligible to be registered as a Registered Animal Scientist with effect from the time such institution was unaccredited.

(7) Subject to the provisions of this Act, any person who is not a Registered Animal Scientist who parades himself as one is liable on conviction to a fine of ₦5,000 or a term of 3 months imprisonment.”

20. Section 23 (3) of the Principal Act is amended by substituting for the figure ‘6’, the figure ‘4’.

Amendment of section 23.

21. Section 24 (2) of the Principal Act is amended –

Amendment of section 24.

(a) in paragraph (a), by inserting immediately the after the word, “any”, the words, “Registered Animal Scientist, Graduate Animal Scientist, Associate, in line 2; and

(b) in paragraph (b), by inserting immediately after the word, "Associate", the word, "Graduate" in line 1.

22. Section 26 (1) of the Principal Act is amended –

Amendment of section 26.

(a) in paragraph (b), by inserting immediately after the word, "imprisonment", the words "of an offence", in line 2;

(b) by inserting a new subsection "(2)" -

"(2) For the purpose of subsection (1) (b) of this section, a person shall not be treated as convicted unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought in connection with the conviction"; and

(c) by renumbering the section appropriately.

23. Section 29 of the Principal Act is amended by deleting the words, "Proceedings", in line 3.

Amendment of section 29.

24. Section 33 of the Principal Act is amended by redefining the following in alphabetical order –

Amendment of section 33.

"Institution" means "Faculty, College, or University offering animal science programme".

"Institute" means Nigerian Institute of Animal Science established under section 1 (1) of this Act;

"President" means President of the Council of the Institute;

"Registrar" means the Registrar and Chief Executive of the Institute;

"First Vice-President" means First Vice-President of the Council of the Institute;

"Second Vice-President" means Second Vice-President of the Council of the Institute;

"Council Member" means a member of the Council of the Institute;

"Member" means a member of the Institute and includes a Registered Animal Scientist, Graduate Animal Scientist, Associate Member and Fellow of the Institute;

"Register" means the Register established under section 14 of this Act;

"Rank" means the status of Registered Animal Scientists, Graduate Animal Scientists, Associates or Fellows;

"Fund" means fund of the Institute;

"Animal Science" means the technology involved in the production of food and companion animals which include the science of animal breeding and genetics, the science of animal nutrition, feed ingredients, vitamins and minerals, feed-milling, animal products,

equipment and devices, animal husbandry and engaging in teaching or passing instructions in the technology of any discipline or segment of animal husbandry and this excludes traditional rearing of Livestock;

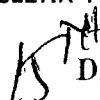
"Registered Animal Scientist" means a person registered by the Institute to practice Animal Science.

26. This Act may be cited as the Nigerian Institute of Animal Science (Amendment) Act, Citation. 2015.

I, CERTIFY, IN ACCORDANCE WITH SECTION 2 (1) OF THE ACTS AUTHENTICATION ACT CAP. A2, LAWS OF THE FEDERATION OF NIGERIA 2004, THAT THIS IS A TRUE COPY OF THIS BILL PASSED BY BOTH HOUSES OF THE NATIONAL ASSEMBLY.



SALISU ABUBAKAR MAIKASUWA, OON, mni
CLERK TO THE NATIONAL ASSEMBLY

 DAY OF APRIL, 2015

Schedule to Nigerian Institute of Animal Science (Amendment) Act, 2015

SHORT TITLE OF THE BILL	LONG TITLE OF THE BILL	SUMMARY OF THE CONTENTS OF THE BILL	DATE PASSED BY THE SENATE	DATE PASSED BY THE HOUSES REPRESENTATIVE
Nigerian Institute of Animal Science (Amendment) Bill, 2015	An Act to amend the Nigerian Institute of Animal Science Act No. 26 of 2007 to properly define the institute's regulatory role, enforce the provisions of the Act and provide penalties for breach thereof, and for related matters	This Bill amends the Nigerian Institute of Animal Science Act No. 26 of 2007 to properly define the Institute's regulatory role, enforce the provisions of the Act and provide penalties for breach thereof.	11 th March, 2015	12 th March, 2015

I certify that this Bill has been carefully compared by me with the decision reached by the National Assembly and found by me to be a correct decision of the Houses and is in accordance with the provisions of the Acts Authentication Act Cap. A2, Laws of the Federation of Nigeria, 2004.



SALISU MAIKASUWA, OON mni
 Clerk to the National Assembly
 15th Day of April, 2015

I ASSENT



DR. GOODLUCK EBELE JONATHAN, G
 President of the Federal Republic of Nigeria
 16th Day of April, 2015