**A BILL**

**FOR**

**AN ACT TO AMEND THE NIGERIAN RESEARCH INSTITUTES ACT CAP. N132 LFN 2004 TO INCLUDE THE ESTABLISHMENT OF THE SHEA BUTTER RESEARCH INSTITUTE AND FOR RELATED MATTERS (HB. 1271)**

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| **Provisions of the Principal Act** | **Provisions of the Bills** | **Committee’s Recommendations** | **Committee of the Whole Recommendations** |
|  | ENACTED by the National Assembly of the Federal Republic of Nigeria- |  |  |
|  | **Amendment of CAP. N132 LFN 2004**  **1.** The Nigerian Research Institutes Act CAP. N132 LFN, 2004 (in this Bill referred to as the "Principal Act") is amended as set out in the Bill. |  |  |
| A Bill for an Act to establish research institutes in respect of cocoa, coffee, cola, oil palm, rubber and trypanosomiasis; to provide for the transfer to those institutes of certain assets and liabilities of existing bodies (if any) established for similar purposes and for the winding up of those bodies; and for purposes connected with the matters aforesaid. | **Amendment of the Long Title**  **2.** The Principal Act is amended in the long title by inserting the phrase "Shea butter" in between the words "rubber" and "and" in line 1. | A Bill for an Act to Establish Research Institutes in respect of Cocoa, Coffee, Cola, Oil Palm, Rubber, ***Shea Butter*** and Trypanosomiasis; to provide for the transfer to those Institutes of certain Assets and liabilities of existing bodies (if any) established for similar purposes and for the winding up of those bodies; and for purposes connected with the matters aforesaid. |  |
| **1. Establishment and functions of research institutes**  (1) There shall be established four bodies corporate by the following names, that is-  (a) the Cocoa Research Institute of Nigeria;  (b) the Nigerian Institute for Oil Palm Research;  (c) the Rubber Research Institute of Nigeria; and the production and products of rubber, in the case of the Rubber Institute; and trypanosomiasis, in the case of the Trypanosomiasis Institute. incur expenditure outside approved estimates under this Act; or borrow money.  (d) the Nigerian Institute for Trypanosomiasis Research, which bodies are hereafter in this Act referred to collectively as "the institutes" and severally as "the Cocoa Institute", "the Oil Palm Institute", "the Rubber Institute", and "the Trypanosomiasis Institute", respectively. | **Amendment of Section 1**  **3.** Section 1 of the Principal Act is amended in-  (1) subsection (1) by-  (a) deleting the word "four" in line one and replacing it with "five"  (b) renumbering the existing paragraph (d) as paragraph "(e)" and inserting immediately before the renumbered paragraph (e), a new paragraph "(d)" to read as follows:  "(d) the Nigerian Institute for Shea Butter Research; and"  (2) by inserting the phrase lithe Shea Butter Institute" immediately  after the phrase lithe Rubber Institute" in line 2 after the existing paragraph (d).  (3) subsection (2) by renumbering the existing paragraph (d) as paragraph "(e)" and inserting immediately before the renumbered paragraph, a new paragraph "(d)" to read as follows:  "(d) the production and products of Shea butter, in the case of Shea Butter Institute; and" | ***1. Establishment and functions of research institutes***  ***(1) There shall be established five bodies corporate by the following names, that is-***  (a) the Cocoa Research Institute of Nigeria;  (b) the Nigerian Institute for Oil Palm Research;  (c) the Rubber Research Institute of Nigeria; and the production and products of rubber, in the case of the Rubber Institute; and trypanosomiasis, in the case of the Trypanosomiasis Institute. incur expenditure outside approved estimates under this Act; or borrow money.  *New*(d) ***the production and products of Shea butter, in the case of Shea Butter Institute; and***  ***(e) the Nigerian Institute for Trypanosomiasis Research, which bodies are hereafter in this Act referred to collectively as "the institutes" and severally as "the Cocoa Institute", "the Oil Palm Institute", "the Rubber Institute", and "the Trypanosomiasis Institute", respectively.*** |  |
| (3) The fund shall be managed in accordance with the rules made by the Minister and  the Minister responsible for finance, acting jointly; and, without prejudice to the generality of the power to make rules conferred by this subsection, the rules shall in particular include provision-   1. specifying the manner in which the assets of the fund are to be held and regulating the making of payments to and from the fund; 2. requiring the keeping of proper accounts and records for the purposes of the fund in such form as may be specified by the rules; 3. for securing that the accounts are audited periodically by an auditor appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General for the Federation, acting jointly; 4. requiring copies of the accounts and of the auditor's report on them to be furnished to the Minister as soon as may be after the end of the period to which the accounts relate; and 5. requiring the Minister to lay before each House of the National Assembly copies of all accounts and reports received by him in pursuance of paragraph (d) of this subsection and, in the case of accounts or reports relating to the Cocoa Institute, the Oil Palm Institute, or the Rubber Institute, to send a copy to the Governor of each State. | **Amendment of Section 3**  **4.** The Principal Act is amended in section 3 subsection (3), paragraph (e) by deleting the word "or" in line 3, before the phrase “the Rubber Institute, II and inserting immediately after it, a new phrase, "or the Shea Butter Institute" in line 4. | (e) requiring the Minister to lay before each House of the National Assembly copies of all accounts and reports received by him in pursuance of paragraph (d) of this subsection and, in the case of accounts or reports relating to the Cocoa Institute, the Oil Palm Institute, the Rubber Institute ***or the Shea Butter Institute***, to send a copy to the Governor of each State. |  |
| **First Schedule**  **4. Compulsory acquisition of land for institutes**  (1) For the purposes of the Land Use Act, the purposes of each of the institutes shall be public purposes of the Federation within the meaning of that Act.  (2) The Registrar of Deeds may, by an instrument under his hand and seal, vest in the relevant institute any property acquired by the President by virtue of subsection (1) of this  section; .and the institute shall pay to the Minister responsible for finance a sum equal to the aggregate amount of any expenses (including compensation) incurred on behalf of the President by virtue of the said subsection in respect of any property vested in the institute by such an instrument. | **Amendment of the First Schedule**    **5.** The Principal Act is amended in Section 1 of the First Schedule by renumbering the existing subsection (4) as "subsection (5)" and inserting immediately before the renumbered subsection, a new "subsection (4)" as follows:  "(4) subject to the provisions of this Schedule, the Council of the Shea Butter Institute shall consist of ten members, that is-  (a) two persons appointed by the Minister;  (b) the director of the institute;  (c) one person appointed by the Governments of Plateau, Adamawa, Nasarawa, and Taraba states;  (d) one person appointed by the Governments of Benue, Kogi and Edo states;  (e) one person appointed by the Governments of Katsina, Sokoto. Zamfara, Borno, and Kebbi states;  (f) four persons appPointed by the Governments of Kwara, Oyo and Niger states. | **First Schedule**  **Compulsory acquisition of land for institutes**  ***New*** (4) *subject to the provisions of this Schedule, the Council of the Shea Butter Institute shall consist of ten members, that is-*  *(a) two persons appointed by the Minister;*  *(b) the director of the institute;*  *(c) one person appointed by the Governments of Plateau, Adamawa, Nasarawa, and Taraba states;*  *(d) one person appointed by the Governments of Benue, Kogi and Edo states;*  *(e) one person appointed by the Governments of Katsina, Sokoto. Zamfara, Borno, and Kebbi states;*  *(f) four persons appointed by the Governments of Kwara, Oyo and Niger states.*  **5.** (1) for the purposes of the Land Use Act, the purposes of each of the institutes shall be public purposes of the Federation within the meaning of that Act.  (2) The Registrar of Deeds may, by an instrument under his hand and seal, vest in the relevant institute any property acquired by the President by virtue of subsection (1) of this  section; .and the institute shall pay to the Minister responsible for finance a sum equal to the aggregate amount of any expenses (including compensation) incurred on behalf of the President by virtue of the said subsection in respect of any property vested in the institute by such an instrument. |  |
| **Short title**  This Act may be cited as the Nigerian Research Institutes Act. | **Short Title**  **6.** This Bill is cited as the Nigerian Research Institutes (Amendment) Bill, 2018. | **Short Title**  **6.** This Bill is cited as the Nigerian Research Institutes ***Act*** *(Amendment)* Bill, 2018. |  |
|  | **Explanatory Memorandum**  This Bill seeks to amend the Nigerian Research Institutes Act Cap. N132 LFN 2004 to include the Establishment of the Shea Butter Research Institute. | *Retained* |  |