

A BILL

FOR

AN ACT TO ESTABLISH PRIVATE INTELLIGENCE AND INVESTIGATION COUNCIL TO ESTABLISH A REGULATORY FRAMEWORK THAT ENSURES THE PROFESSIONALISM, ETHICAL CONDUCT, AND ACCOUNTABILITY OF PRIVATE INTELLIGENCE AND INVESTIGATION FIRMS, STANDARDISE INDUSTRY PRACTICES, PROVIDE ACCREDITATION AND CERTIFICATION, PROMOTE CONTINUOUS TRAINING AND DEVELOPMENT, FOSTER COLLABORATION BETWEEN PRIVATE AND PUBLIC SECURITY SECTORS, ENHANCE THE INTEGRITY AND EFFECTIVENESS OF PRIVATE INTELLIGENCE AND INVESTIGATION COUNCIL SERVICES IN CONTRIBUTING TO NATIONAL SECURITY AND PUBLIC SAFETY AND FOR RELATED MATTERS

Sponsored by Hon. Ahmed Satomi

[] Commencement

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

PART I - ESTABLISHMENT OF PRIVATE INTELLIGENCE AND INVESTIGATION COUNCIL

- 1 1.-(1) There is established a Council to be known as Private
- 2 Intelligence and Investigation Council (in this Bill referred to as "the
- 3 Council").
- 4 (2)The Council shall-
- 5 (a) be a body corporate with perpetual succession and a common
- 6 seal and may sue or be sued in its corporate name; and
- 7 (b) operate under the presidency to be managed by the National
- 8 Security Adviser.
- 9 (3)The functions of the Council are to-
- 10 (a) establish and enforce regulatory standards, codes of conduct,
- 11 and licensing requirements for private intelligence and investigation firms

Establishment of Private Intelligence and Investigation Council and its functions

1 to ensure compliance with legal and ethical guidelines;

2 (b) implement accreditation processes and issue certifications to
3 firms and their personnels who must have been vetted and cleared by the State
4 Security service and further satisfied established standards of professionalism,
5 competence and ethical conduct in the field of intelligence and investigation;

6 (c) facilitate training programmes, seminars, and workshops to
7 enhance the skills, knowledge, and capabilities of private intelligence and
8 investigation personnel, promoting continuous professional development;

9 (d) monitor the activities of registered firms to ensure adherence to
10 regulatory requirements, investigate complaints or misconduct allegations,
11 and impose sanctions or corrective measures as necessary;

12 (e) foster collaboration and information sharing between private
13 intelligence firms, government agencies, law enforcement, and other relevant
14 stakeholders to improve intelligence gathering, analysis, and response
15 capabilities for enhanced national security and public safety; and

16 (f) support any other thing which is incidental to the objectives of this
17 Council.

Establishment
of Board for the
Council and its
Membership

18 2.-(1) There is established for the Council, a body to be known as
19 Board of Trustees for the Council (in this Bill referred to as "the Board").

20 (2) The Board shall consist of-

21 (a) National Security Adviser, who shall serve as the Chairman;

22 (b) Representatives not below not below the rank of a director or its
23 equivalent from the-

24 (i) Nigerian Army,

25 (ii) Nigerian Navy,

26 (iii) Nigerian Airforce,

27 (iv) State Security Service,

28 (v) National Intelligence Agency,

29 (vi) Nigeria Police Force,

30 (vii) Nigeria Security and Civil Defence Corps,

(viii) Nigeria Immigration Service, and

1	(ix) Nigeria Correctional Service; and	
2	(c) Registrar.	
3	(3) The supplementary provision set out in the schedule to this Bill	Schedule
4	shall have effect with respect to the proceedings of the Board.	
5	PART II - FUNCTIONS OF THE BOARD	
6	3. The Board shall be responsible for-	Functions of the Board
7	(a) determining the general policy and administration of the	
8	Council;	
9	(b) establishing guidelines and standard operating procedures for	
10	Private Intelligence and Investigation firms; and	
11	(c) carrying out such other activities that are incidental to the	
12	attainment of its objectives under this Bill.	
13	4. The objective of the Council is to establish regulatory	Objectives of the Council
14	framework that ensures the professionalism, ethical conduct, and	
15	accountability of Private Intelligence and Investigation Council firms.	
16	PART III - STRUCTURES OF THE COUNCIL	
17	5. (1) There is established for the Council, departments of	Structure of the Council
18	Administration and Finance, and Operations and such other departments as	
19	determined by the Board.	
20	(2) Each Department shall be headed by a Director who shall be	
21	professionally qualified person appointed through competitive process by	
22	the Board.	
23	6. (1) There is established for the Council, a Management	Management Committee of the Council
24	Committee comprising all the Directors and the Registrar.	
25	(2) Registrar shall be the chairperson of the Committee and	
26	Director in charge of human resources shall be the Secretary of the	
27	Committee.	
28	(3) The Management Committee shall be responsible for the	
29	general administration of the Council, particularly, in recruitment,	
30	promotion, and discipline of members of staff of the Council.	

1 PART IV - STAFF OF THE COUNCIL

Registrar

2 7.-(1) The Registrar appointed under this Bill, must have at least years
3 working experience in the intelligence service, passes appropriate
4 qualification and shall be reporting to the Board.

5 (2) The Registrar shall-

6 (a) hold office for the term of 4 years, and, subject to satisfactory
7 performance, be eligible for re-appointment for further term of four years and
8 no more;

9 (b) be the Chief Executive and accounting Officer of the Council and
10 shall be responsible for the general administration of the Council; and

11 (c) receive salary and other emoluments in accordance with federal
12 government policy relating to the office.

Appointment
of staff of the
Council

13 8. The Board shall appoint management staff for the Council, while
14 other staff of the Council shall be appointed by the Management of the Council,
15 both appointments shall be in line with the existing staff regulation of the
16 Council.

Staff Regulation

17 9. The Board may subject to the provision of this Bill, make staff
18 regulation relating generally to the condition of service, such regulation may
19 provide for the appointment, promotion, discipline and appeals of the staff of
20 the Council.

21 PARTV - FINANCIAL PROVISIONS.

Sources of
funding

22 10.-(1) There is established a fund for the Council which shall be
23 applied towards implementing its functions under this Bill.

24 (2) There shall be paid and credited to the Fund of the Council
25 established under this Bill-

26 (a) annual appropriations to the Council from the extant
27 Appropriation Act;

28 (b) annual accreditation and licensing fees generated by the Council;

29 (c) gifts, donations and contributions from national and internationals
30 Institutions and philanthropist, however, the Board shall decline gift, where the

1	conditions attached are inconsistent with the objective of the Council; and	
2	(d) all other assets which may accrue to the Council from time to	
3	time.	
4	(3) The Funds shall be managed in accordance with the rules made	
5	by the Board subject to approval of the President.	
6	11. The Council shall apply its Funds to the implementation of the	Application of
7	objectives of the Council and its general administration.	the funds
8	PART VI - MISCELLANEOUS PROVISIONS.	
9	12. The Board shall present its annual report and budget proposal	Annual estimates,
10	in line with the current Federal Government Policy.	accounts and audit
11	13. An Individual or corporate person who has a cause of action	Procedure and
12	against the Council must-	limitation of suit
13	(a) give three month's notice of intention to commence an action in	against the Board
14	writing disclosing the cause of action and relief sought and served at the	
15	principal office of the Council; and	
16	(b) any cause of action against the Council for any claim must	
17	commence within four years from the date the cause of action arose.	
18	14. Any document, summons, notices, process or any other thing	Service of process
19	required or authorized to be served on the Council shall be served by	
20	delivering same at the office of the Registrar of the Council.	
21	15. Every member of the Board, agents or employees of the	Indemnity of
22	Council shall be indemnified from Funds of the Council against any liability	members etc.
23	incurred in defending any proceeding brought against the persons under this	
24	Clause, in the person's capacity as member, agent or employee of the	
25	Council.	
26	16. The Head Office of the Council shall be situated in the Federal	Head Office
27	Capital Territory, Abuja.	of the Council
28	17. The Board shall have power to make general regulations to-	Regulations
29	(a) regulate the use of surveillance infrastructure;	
30	(b) standardise industry practices;	

1 (c) provide accreditation and certification of Private Intelligence and
2 Investigation firms;

3 (d) promote continuous training and development of the Private
4 Intelligence and Investigation;

5 (e) foster collaboration between private and public security sectors;
6 and

7 (f) give full effect to the provisions of this Bill.

Interpretation

8 **18.** In this Bill-

9 "Board" means Private Intelligence and Investigation Council Board;

10 "Chairman" means the Chairman of the Board;

11 "Council" means Private Intelligence and Investigation Council;

12 "President" means President of the Federal Republic of Nigeria;

13 "Private Intelligence and Investigation" are privately owned institutions that
14 offer independent investigative and intelligence services for clients seeking
15 professional assistance in areas such as background checks, surveillance, and
16 corporate investigations, operating outside of government agencies;

17 "Secretary" means the Registrar; and

18 "Senate" means Senate of the Federal Republic of Nigeria.

Citation

19 **19.** This Bill may be cited as Private Intelligence and Investigation
20 Council [Regulation] Bill, 2024.

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SCHEDULE

Clause 2(3)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Proceedings of the Board

1.-(1) Subject to the provisions of this Bill and other applicable laws, the Board may make standing orders regulating its proceedings.

(2) The Board shall meet whenever summoned by the Chairman, or if required to do so, by at least 8 members of the Board and shall meet for a minimum of 4 times in a year.

(3) The Chairman shall preside over the meetings of the Board and in his absence, the Registrar shall act as the Chairman for that meeting.

Committees

2.-(1) The Management Committee may appoint sub-committees to carry out, on its behalf, such functions that the Committee shall legitimately carry out.

(2) The decision of the sub-committee appointed under paragraph 2(1) shall have no effect until it is approved by the Management Committee.

Miscellaneous

3.-(1) The Secretary of the Board shall be the custodian of the seal of the Board.

(2) Fixing of the common seal of the Board shall be authenticated by the signature of the Chairman of the Board or some other persons authorized to do so.

(3) Any contract or instrument, which if made or executed by a person not being a body corporate, shall not be required to be made under seal, shall be executed on behalf of the Board by the Registrar or any other person authorized to do so.

(4) Where the Board desires to obtain an expert opinion from a person not being a member of the Board, the Board may co-opt such person for such period the Board may determine, but the co-opted person shall not

1 have the right to vote or to count in forming a quorum.

2 (5) The validity of any proceeding of the Board or of a committee
3 shall not be adversely affected by any vacancy in the membership of the Board
4 or Committee or by any defect in the appointment of a member of the Board.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Private Intelligence and Investigation Council to establish a regulatory framework that ensures the professionalism, ethical conduct, and accountability of Private Intelligence and Investigation Council firms. This Council aims to standardise industry practices, provide accreditation and certification, promote continuous training and development, and foster collaboration between private and public security sectors. Through this legislative effort, the Council seeks to enhance the integrity and effectiveness of Private Intelligence and Investigation Council services in contributing to national security and public safety.