

1 execute policies and directives, respond to change, including changes in social,
2 cultural, racial and linguistic character of the society;

3 (g) develop a new generation of holistic managers with capacity to
4 manage policies, strategies and projects on applied information management,
5 and grow a strong and diverse technology community through education,
6 career development, and strategic partnerships, in a dynamic and complex
7 environment;

8 (h) collaborate and strengthen partnerships between information
9 managers and other institutions and bodies with similar objectives;

10 (i) regulate and control the planning and administration of members
11 of the Association of applied information management professionals in
12 Nigeria;

13 (j) develop, grow, and retain local technology talents that are critical
14 to the success of area companies and entrepreneurs; and

15 (k) Carry out such other activities as the Institute may, from time to
16 time, deem necessary for the purpose of carrying out its functions under this
17 Act.

Establishment
of the Institute
of Chartered
Applied
Information
Management
Professionals
of Nigeria

18 **2.-(1)** There is established a body to be known as the Institute of
19 Chartered Applied Information Management Professionals of Nigeria (in this
20 Bill referred to as "the Institute").

21 (2) The Institute-

22 (a) Shall be a body corporate with perpetual succession, have a
23 common seal;

24 (b) Shall be capable of suing and being sued in its corporate name; and

25 (c) May acquire, hold or dispose of any property, movable or
26 immovable, for the purpose of carrying out any of its functions under this Bill.

27 (3) Subject to the provisions of this Act, members admitted to the
28 institute shall-

29 (a) Be enrolled as chartered applied information managers in the
30 categories of-

- 1 (i) Fellows; or
2 (ii) Full Member, Associates; or
3 (b) Be registered as registered applied information managers, and
4 shall have status in the institute accordingly.

5 (4) Persons accorded by the council under this Act status as
6 chartered applied information managers shall be entitled to the use of that
7 name and-

8 (a) shall be recorded as fellows if they satisfy the said council's
9 requirements that for the five years next preceding the date of application in
10 that behalf they have been fit persons and have, in addition to being the
11 holders of approved academic qualifications, been in continuous practice on
12 their own account as applied information managers or in partnership with
13 other applied information management professionals;

14 (b) shall be recorded as fellows if for the period of not less than ten
15 years immediately preceding the date of application for such enrolment (the
16 period of membership of the association, in the discretion of the council,
17 counting in that behalf they have been enrolled as associates, or qualified to
18 be so enrolled whether in practice as applied information managers or not
19 and are otherwise fit; and

20 (c) Shall be recorded as associates if they satisfy the said council
21 that they have passed examinations prescribed or accepted by the institute
22 and are otherwise fit to be enrolled in the register.

23 (5) Where a person is enrolled or registered as the case may be in
24 the institute, he shall be entitled to the use of such letters after his name as
25 may be authorised by the council according as he is a fellow, an associate or
26 a registered applied information manager, and shall, when enrolled or
27 registered, as the case may be, receive a certificate in such form as the
28 council may approve for the purpose.

1 considers expedient for the purposes of or in consequence of the increase or
2 reduction.

3 **5.**-(1) The President shall hold office for a period of three years Tenure of the
4 from the date of his appointment or election and may be reappointed or re- Members of the
5 elected for a further period of three years and no more. Council

6 (2) Other members of the Council shall hold office for a period of
7 three years in the first instance and may be reappointed or re-elected for a
8 further period of three years and no more.

9 (3) A member of the Council other than a public officer may resign
10 his appointment by a letter addressed to the President of the Institute and his
11 resignation shall take effect from the date of the receipt of the letter by the
12 President of the Institute.

13 (4) Where a member of the Council ceases to hold office before the
14 expiration of its tenure, such member shall be replaced by the body till when
15 his term of office would have expired, the body or person by whom he was
16 appointed or elected shall as soon as possible, appoint or, as the case may be,
17 elect a person to fill the vacancy for the residue of the term aforesaid.

18 **6.** The Council shall have power to do anything which, in its Power of the
19 opinion, is calculated to facilitate the carrying on of the activities of the Council
20 institute.

21 **7.**-(1) The Council shall establish and maintain for the Institute a Fund of the
22 Fund to be known as the Chartered Institute of Applied Information Institute
23 Management Professionals Fund (in this Bill referred to as lithe fund").

24 (2) The management and control of the Fund shall be in the hands
25 of the council, and into which shall be paid all moneys received by the
26 council including moneys held by the Association of Applied Information
27 Management Professionals incorporated under the Companies and Allied
28 Matters Act (and in this Act hereafter referred to as "the Association") on its
29 ceasing to exist as provided in the next succeeding section, and there shall be
30 paid there out accounts and other liabilities incurred by or on behalf of the

1 institute under this Act.

2 (3) The Council may invest moneys in the fund in any security created
3 or issued by or on behalf of the Government of the Federation or in any other
4 securities in Nigeria approved by the Council.

5 (4) The Council may from time to time borrow money for the purpose
6 of the institute, and any interest payable on moneys so borrowed shall be paid
7 out of the fund.

8 (5) The Council shall keep proper accounts on behalf of the Institute
9 in respect of each financial year and proper records in relation to those
10 accounts; and the Council shall cause the accounts to be audited by a chartered
11 applied information manager who is member of the institute and, when
12 audited, the accounts shall be submitted to the members of the institute for
13 approval by them at the next annual general meeting.

14 (6) An auditor appointed for the purposes of this section shall not be a
15 member of the Council.

Transfer to institute
of certain
property, etc.

16 **8.-(1)** On the appointed day-

17 (a) all properties held immediately before that day by or on behalf of
18 the Association shall, by virtue of this subsection and without further
19 assurance, vest in the institute and be held by it for the purposes of the Institute;
20 and

21 (b) the Association shall cease to exist; and

22 (c) Subject to the next succeeding subsection, any act, matter or thing
23 made or done by the association shall cease to have effect.

24 (2) The provisions of the Schedule to this Act shall have effect with
25 respect to, and to matters arising from, the transfer by this section to the
26 institute of the property of the association, and with respect to the other matters
27 mentioned in the Schedule.

28 **PART III - THE REGISTRAR AND OTHER STAFF OF THE INSTITUTE**

Appointment
of Registrar, etc
and preparation
of the Register

29 **9.-(1)** The Council shall appoint a fit person to be the Registrar for the
30 purposes of this Act, and such other persons as the institute may from time to

1 time think necessary.

2 (2) The Registrar shall prepare and maintain, in accordance with
3 rules made by the Council, a register of the names, addresses and approved
4 qualifications, and of such other particulars as may be specified in the rules,
5 of all persons who are entitled in accordance with the provisions of this Act
6 to be enrolled as fellows or as associates, or registered as registered applied
7 information managers, and who, in the manner prescribed by such rules,
8 apply to be so registered.

9 (3) The register shall consist of three parts of which one part shall
10 be in respect of fellows, the second part shall be in respect of associates and
11 the third part shall be in respect of registered applied information managers.

12 (4) Subject to the following provisions of this section, the Council
13 shall make rules with respect to the form and keeping of the registers and the
14 making of entries therein, and in particular:

15 (a) Regulating the making of applications for enrolment or
16 registration as the case may be, and providing for the evidence to be
17 produced in support of applications;

18 (b) Providing for the notification to the Registrar, by the person to
19 whom any registered particulars relate, of any change in those particulars;

20 (c) Authorising a registered person to have any qualification which
21 is, in relation to the relevant division of the profession, either an approved
22 qualification or an accepted qualification for the purposes of this Act,
23 registered in relation to his name in addition to or, as he may elect, in
24 substitution for any other qualifications so registered;;

25 (d) specifying the fees, including any annual subscription, to be
26 paid to the institute in respect of the entry of names on the register, and
27 authorising the Registrar to refuse to enter a name on the register until any
28 fee specified for the entry has been paid;

29 (e) Specifying anything falling to be specified under the foregoing
30 provisions of this section. Provided that these rules made for the purposes of

1 paragraph (d) of this subsection shall not come into force until they are
2 confirmed at a special meeting of the institute convened for the purpose
3 thereafter, or at the next annual general meeting, as the case may be.

4 (5) It shall be the duty of the Registrar to-

5 (a) correct, in accordance with the Council's directions, any entry in
6 the register which the council directs him to correct as being in the Council's
7 opinion an entry which was incorrectly made;

8 (b) make from time to time any necessary alterations in the register
9 particulars of registered persons;

10 (c) remove from the register the name of any registered person who
11 has died;

12 (d) record the names of members of the institute who are in default for
13 more than four months in the payment of annual subscriptions, and to take such
14 action in relation thereto (including removal of the names of defaulters from
15 the register) as the council under this Act may direct or require.

16 (6) If the Registrar-

17 (a) sends by post to any registered person a registered letter addressed
18 to him at his address on the register enquiring whether the registered particulars
19 relating to him are correct and receives no reply to the letter within the period of
20 six months from the date of posting it; and

21 (b) upon the expiration of that period, sends in the like manner to the
22 person in question a second similar letter and receives no reply to that letter
23 within three months from the date of posting it, the registrar may remove the
24 particulars relating to the person in question from the register; and the Council
25 may direct the Registrar to restore to the appropriate part of the register any
26 particulars removed there from under this subsection.

Publication of
registers and lists
of corrections

27 **10.-(1)** It shall be the duty of the registrar to-

28 (a) cause the register to be printed, published and put on sale to
29 members of the public not later than two years from the appointed day; and

30 (b) in each year after that in which the register is first published under

1 paragraph (a) of this subsection, to cause to be printed, published and put on
2 sale as aforesaid either a corrected edition of the register or a list of
3 alterations made to the register since it was last printed; and

4 (c) to cause a print of each edition of the register and of each list of
5 corrections to be deposited at the principal offices of the Institute, and it shall
6 be the duty of the Council to keep the register and lists so deposited available
7 at all reasonable times for inspection by members of the public.

8 (2) A document purporting to be a print of an edition of the register
9 published under this section by the authority of the registrar, or documents
10 purporting to be prints of an edition of the register so published and of a list
11 of corrections to that edition so published, shall (without prejudice to any
12 other mode of proof) be admissible in any proceedings as evidence that any
13 person specified in the document, or the documents read together, as being
14 registered was so registered at the date of the edition or of the list of
15 corrections, as the case may be, and that any person not so specified was not
16 so registered.

17 (3) Where in accordance with subsection (2) of this section a
18 person is, in any proceedings, shown to have been, or not to have been,
19 registered at a particular date, he shall, unless the contrary is proved, be
20 taken for the purposes of those proceedings as having at all material times
21 thereafter continued to be, or not to be, so registered.

22 **11.-(1)** The Council may appoint such other persons as employees
23 of the Institute, to assist the Registrar in the day-to-day performance of its
24 functions under this Act.

Other staff of the
Institute

25 (2) The staff or employees of the Institute appointed under
26 subsection (1) of this section shall hold office on such conditions as shall be
27 determined by the Institute at its annual general meeting.

28 **12.-(1)** a person shall be entitled to be enrolled as a chartered
29 applied information manager if-

Registration of
applied information
manager

30 (a) he passes the qualifying examination for membership

1 conducted by the Council under this Act and completes the practical training
2 prescribed; or

3 (b) he holds a qualification granted outside Nigeria and for the time
4 being accepted by the institute and, if the Council so requires, satisfies the
5 Council that he has had sufficient practical experience as an applied
6 information manager.

7 (2) An applicant for registration shall, in addition to evidence of
8 qualification, satisfy the council that-

9 (a) he is of good character;

10 (b) he has attained the age of twenty-one (21) years; and

11 (c) he has not been convicted in Nigeria or elsewhere of an offence
12 involving fraud or dishonesty.

13 (3) The Council may in its sole discretion provisionally accept a
14 qualification produced in respect of an application for registration under this
15 section, or direct that the application be renewed within such period as may be
16 specified in the direction.

17 (4) Any entry directed to be made in the register under sub-section (4)
18 of this section, shall show that registration is provisional, and no entry so made
19 shall be converted to full registration without the consent of the Council
20 signified in writing in that behalf.

21 (5) The Council shall from time to time publish in the Federal Gazette
22 particulars of qualifications for the time being accepted as aforesaid.

Approval of
qualifications,
etc.

23 **13.**-(1) The Council may approve any institution for the purposes of
24 this Act, and may for those purposes approve-

25 (a) any course of training at an approved institution which is intended
26 for persons who are seeking to become or are already applied information
27 managers and which the Council considers is designed to confer on persons
28 completing it sufficient knowledge and skill for admission to the Institute;

29 (b) any qualification which, as a result of an examination taken in
30 conjunction with a course of training approved by the Council under this

1 section, is granted to candidates reaching a standard at the examination
2 indicating in the opinion of the members of the Council that the candidates
3 have sufficient knowledge and skill to practise applied information
4 management.

5 (2) The Council may, if it thinks fit, withdraw any approval given
6 under this section in respect of any courses, qualifications or institutions; but
7 before withdrawing such an approval the Council shall-

8 (a) give notice that it proposes to do so to each person in Nigeria
9 appearing to the Council to be a person by whom the course is conducted or
10 the qualification is granted or the institution is controlled, as the case may
11 be; and

12 (b) afford each such person an opportunity of making to the
13 Council representations with regard to the proposal; and take into
14 consideration any representations made as respects the proposal in
15 pursuance of the last foregoing paragraph.

16 (3) As respects any period during which the approval of the
17 Council under this section for a course, qualification or institution is
18 withdrawn, the course, qualification or institution shall not be treated as
19 approved under this section; but the withdrawal of such an approval shall not
20 prejudice the registration or eligibility for registration of any person who by
21 virtue of the approval was registered or eligible for registration (either
22 unconditionally or subject to his obtaining a certificate of experience)
23 immediately before the approval was withdrawn.

24 (4) The giving or withdrawal of an approval under this section shall
25 have effect from such date, either before or after the execution of the
26 instrument signifying the giving or withdrawal of the approval, as the
27 council may specify in that instrument; and the council shall-

28 (a) as soon as may be publish a copy of every such instrument in the
29 Federal Gazette; and

30 (b) not later than seven days before its publication as aforesaid,

1 send a copy of the instrument to the Minister.

Supervision
of instruction
and examination
leading to approved
qualifications

2 **14.**-(1) It shall be the duty of the members of the Council of the
3 institute to keep themselves informed of the nature of-
4 (a) the instruction given at approved institutions to persons attending
5 approved courses of training; and
6 (b) the examinations as a result of which approved qualifications are
7 granted, and for the purposes of performing that duty, the Council of the
8 Institute may appoint, either from among its own members or otherwise,
9 persons to visit approved institutions, or to attend such examinations.

10 (2) It shall be the duty of a visitor appointed under the foregoing
11 subsection to report to the Council on-
12 (a) the sufficiency of the instruction given to persons attending
13 approved courses of training at institutions visited by him;
14 (b) the sufficiency of the examinations attended by him; and
15 (c) any other matters relating to the institutions or examinations on
16 which the council may, either generally or in a particular case, request him to
17 report, but no visitor shall interfere with the giving of any instruction or the
18 holding of any examination.

19 (3) On receiving a report made in pursuance of this section, the
20 Council may, if it thinks fit, and shall if so required by the Institute, send a copy
21 of the report to the person appearing to the council to be in charge of the
22 institution or responsible for the examinations to which the report relates
23 requesting that person to make observations on the report to the Council within
24 such period as may be specified in the request, not being less than one month
25 beginning with the date of the request.

Establishment
of disciplinary
tribunal and
investigating
panel

26 **15.**-(1) There shall be established a tribunal to be known as the
27 Applied Information Managers Disciplinary Tribunal (in this Bill referred to as
28 the Tribunal), which shall be charged with considering and determining any
29 case referred to it by the panel established by the following provisions of this
30 section, and any other cases of which the Tribunal has cognizance under the

1 following provisions of this Act.

2 (2) The tribunal shall consist of the chairman of the council and six
3 other members of the Council appointed by the Council.

4 (3) There shall be a body, to be known as the Applied Information
5 Managers Investigating Panel (in this Bill referred to as "the Panel") with the
6 duty of-

7 (a) conducting a preliminary investigation into any case where it is
8 alleged that a member has misbehaved in his capacity as an applied
9 information manager, or should for any other reason be the subject of
10 proceedings before the Tribunal; and

11 (b) deciding whether the case should be referred to the Tribunal.

12 (4) The Panel shall be appointed by the Council and shall consist of
13 two members of the Council and one chartered applied information manager
14 who is not a member of the Council.

15 **16.-(1) Where-**

16 (a) a member is judged by the Tribunal to be guilty of infamous
17 conduct in any professional respect; or

18 (b) a member is convicted by any court in Nigeria or elsewhere
19 having power to award imprisonment of an offence (whether or not
20 punishable with imprisonment) which in the opinion of the tribunal is
21 incompatible with the status of an applied information manager; or

22 (c) the tribunal is satisfied that the name of any person has been
23 fraudulently registered, the Tribunal may, if it think fit, give a direction
24 reprimanding that person or ordering the Registrar to strike his name off the
25 relevant part of the register.

26 (2) The tribunal may, if it think fit, defer or further defer its decision
27 as to the giving of a direction under the foregoing subsection until a
28 subsequent meeting of the tribunal; but-

29 (a) no decision shall be deferred under this subsection for periods
30 exceeding two years in the aggregate; and

Penalties for
unprofessional
conduct, etc.

1 (b) so far as possible no person shall be a member of the tribunal for
2 the purposes of reaching a decision which has been deferred or further deferred
3 unless he was present as a member of the tribunal when the decision was
4 deferred.

5 (3) For the purposes of subsection (1)(b) of this section, a person shall
6 not be treated as convicted as therein mentioned unless the conviction stands at
7 a time when no appeal or further appeal is pending or may (without extension
8 of time) be brought in connection with the conviction.

9 (4) When the tribunal gives a direction under subsection (1) of this
10 section, the tribunal shall cause notice of the direction to be served on the
11 person to whom it relates.

12 (5) The person to whom such a direction relates may, at any time
13 within twenty-eight days from the date of service on him of notice of the
14 direction, appeal against the direction to the Court of Appeal; and the tribunal
15 may appear as respondent to the appeal and, for the purpose of enabling
16 directions to be given as to the costs of the appeal and of proceedings before the
17 tribunal, shall be deemed to be a party thereto whether or not it appears on the
18 hearing of the appeal.

19 (6) A direction of the tribunal under subsection (1) of this section shall
20 take effect-

21 (a) where no appeal under this section is brought against the direction
22 within the time limited for such an appeal, on the expiration of that time;

23 (b) where such an appeal is brought and is with- drawn or struck out
24 for want of prosecution, on the withdrawal or striking out of the appeal;

25 (c) where such an appeal is brought and is not withdrawn or struck out
26 as aforesaid if and when the appeal is dismissed, and shall not take effect except
27 in accordance with the foregoing provisions of this subsection.

28 (7) A person whose name is removed from the register in pursuance of
29 a direction of the Tribunal under this section shall not be entitled to be
30 registered again except in pursuance of a direction in that behalf given by the

1 tribunal on the application of that person; and a direction under this section
2 for the removal of a person s name from the register may prohibit an
3 application under this subsection by that person until the expiration of such
4 period from the date of the direction (and where he has duly made such an
5 application, from the date of his last application) as may be specified in the
6 direction.

7 PART IV - MISCELLANEOUS PROVISIONS

8 17.-(1) The Council may make rules-

Rules as to articles,
practising fees, etc.

9 (a) for the training with chartered applied information managers of
10 suitable persons in information technology methods and practice;

11 (b) for the supervision and regulation of the engagement, training
12 and transfer of such persons; and

13 (c) for the provision of articles.

14 (2) The Council may also make rules-

15 (a) prescribing the amount and due date for payment of the annual
16 subscription and for such purpose, different amounts may be prescribed by
17 the rules according as the member of the institute is a fellow, an associate or
18 a registered applied information manager and according as the fellow or the
19 associate is in practice as an applied information manager or not;

20 (b) prescribing the form of licence to practise to be issued annually
21 or, if the council thinks fit, by endorsement on an existing licence;

22 (c) restricting the right to practise as an applied information
23 manager in default of payment of the amount of the annual subscription
24 where the default continues for longer than such period as may be prescribed
25 by the rules;

26 (d) restricting the right to practise as an applied information
27 manager if the qualification granted outside Nigeria does not entitle the
28 holder to practise as an applied information manager;

29 (e) prescribing the period of practical training in the office of a
30 chartered applied information manager in practice to be completed before a

1 person qualifies for enrolment or a licence to practise as an applied information
2 manager.

3 (3) Rules when made shall, if the Chairman of the Council so directs,
4 be published in the Federal Gazette.

Offences

5 **18.**-(1) If any person for the purpose of procuring the registration of
6 any name, qualification or other matter-

7 (a) Makes a statement which he believes to be false in a material
8 particular; or

9 (b) Recklessly makes a statement which is false in a material
10 particular, he shall be guilty of an offence.

11 (2) If, on or after the relevant date, any person who is not a member of
12 the institute practises as an applied information manager for or in expectation
13 of reward, or takes or uses any name, title, addition or description implying that
14 he is in practice as an applied information manager, he shall be guilty of an
15 offence.

16 (3) If, on or after the relevant date, a registered applied information
17 manager holds himself out as a chartered applied information manager or takes
18 or uses any name, title, addition or description implying that he is a chartered
19 applied information manager, he shall be guilty of an offence.

20 (4) If the Registrar or any other person employed by or on behalf of
21 the institute willfully makes any falsification in any matter relating to the
22 register, he shall be guilty of an offence.

23 (5) A person guilty of an offence under this section shall be liable-

24 (a) on summary conviction to a fine of an amount not exceeding
25 twenty thousand naira;

26 (b) on conviction on indictment, to a fine of an amount not exceeding
27 fifty thousand naira or to imprisonment for a term not exceeding two years, or
28 both.

29 (6) Where an offence under this section which has been committed by
30 a body corporate is proved to have been committed with the consent or

1 connivance of, or to be attributable to any neglect on the part of any director,
2 manager, secretary or other similar officer of the body corporate or any
3 person purporting to act in any such capacity, he as well as the body
4 corporate, shall be deemed to be guilty of that offence and shall be liable to
5 be proceeded against and punished accordingly.

6 (7) In this section the relevant date means the third anniversary of
7 the appointed day or such earlier date as may be prescribed for the purposes
8 of this section by order of the Minister published in the Federal Gazette; and
9 for the purposes of this section different dates may be prescribed for
10 different territories within the meaning of the Constitution of the Federal
11 Republic of Nigeria.

12 **19.** In this Bill, unless the context otherwise requires-

Interpretation

13 "accepted qualification" means a degree, diploma or other certificates
14 prescribed under this Act:

15 "the appointed day" means the day the Act takes effect;

16 "association" means the Association of Applied Information Management
17 Professionals in Nigeria incorporated under the Companies and Allied
18 Matters Act;

19 "Council" means the Council established as the governing body of the
20 Chartered Institute of Information Management Professionals of Nigeria
21 under this Act;

22 "Institute" means the Institute of Chartered Applied Information
23 Management Professionals of Nigeria established under this Act;

24 "annual general meeting" means the annual general meeting of the Institute,
25 the attendance of which shall be open to all registered members of the
26 Institute of Chartered Applied Information Management Professionals of
27 Nigeria to discuss issues in between two annual general meetings;

28 "Minister" means the Minister charged with responsibility for
29 communications technology;

30 "President" means the president of the Institute of Chartered Applied

1 Information Management Professionals of Nigeria;
2 "Profession or Professional" means the Applied Information Management
3 profession;
4 "Registrar" means the Registrar of the Institute appointed under this Act;
5 "Member" means a person fully registered by the Institute of Chartered
6 Applied Information Management Professionals of Nigeria;
7 "student" means a person receiving training in Applied Information
8 Management in an approved training institution.

Short title

9 **12.** This Bill may be cited as the Institute of Chartered Applied
10 Information Management Professionals of Nigeria, 2025.

11 FIRST SCHEDULE

12 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

13 *Qualifications and tenure of office of members*

14 1.-(1) Subject to the provisions of this paragraph a member of the
15 Council shall hold office for a period of three years beginning with the date of
16 his appointment or election.

17 (2) Any member of the Institute who ceases to be a member thereof
18 shall, if he is also a member of the Council, cease to hold office on the Council.

19 (3) Any elected member may by notice in writing under his hand
20 addressed to the president resign his office, and any appointed member may,
21 with the consent of the Minister, likewise so resign his office.

22 (4) A person who retires from or otherwise ceases to be an elected
23 member of the council shall be eligible again to become a member of the
24 council, and any appointed member may be re-appointed.

25 (5) Members of the council shall at its meeting next before the annual
26 general meeting of the institute arrange for the five members of the council
27 appointed or elected and longest in office to retire at that annual general
28 meeting.

29 (6) Elections to the council shall be held in such manner as may be
30 prescribed by rules made by the council, and until so prescribed they shall be

1 decided by a show of hands.

2 (7) If for any reason there is a vacation of office by a member and-

3 (a) such member was appointed by the Minister, the Minister shall
4 appoint another fit person from the territory in respect of which the vacancy
5 occurs; or

6 (b) such member was elected, the Council may, if the time between
7 the unexpired portion of the term of office and the next general meeting of
8 the institute appears to warrant the filling of the vacancy, co-opt some fit
9 person for such time as aforesaid.

10 *Powers of Council*

11 2. The council shall have power to do anything which in its
12 opinion is calculated to facilitate the carrying on of the activities of the
13 institute.

14 *Proceedings of the Council*

15 3.-(1) Subject to the provision of this Act, the council may in the
16 name of the institute make standing orders regulating the proceedings of the
17 institute or of the council, and in the exercise of its powers under this Act,
18 may set up committees in the general interest of the institute, and make
19 standing orders thereof.

20 (2) Standing orders shall provide for decisions to be taken by a
21 majority of the members, and, in the event of equality of votes, for the
22 President or the Chairman, as the case may be, to have a second or casting
23 vote.

24 (3) Standing orders made for a committee shall provide that the
25 committee is to report back to the Council on any matter not within its
26 competence to decide.

27 (4) The quorum of the council shall be five; and the quorum of a
28 committee of the council shall be fixed by the council.

29 *Meetings of the Institute*

30 4.-(1) The Council shall convene the annual meeting of the

1 Institute on 30th day of April of every year or on such other day as the Council
2 may from time to time appoint, so however that if the meeting is not held within
3 one year after the previous annual meeting, not more than fifteen months shall
4 elapse between the respective dates of the two meetings.

5 (2) A special meeting of the Institute may be convened by the Council
6 at any time, and if not less than twenty members of the Institute require it by
7 notice in writing addressed to the secretary of the institute setting out the
8 objects of the proposed meeting, the chairman of the council shall convene a
9 special meeting of the institute.

10 (3) The quorum of any general meeting of the institute shall be ten
11 members and that of any special meeting of the institute shall be fifteen
12 members.

13 *Meetings of the Council*

14 5.-(1) Subject to the provision of any standing orders of the council,
15 the council shall meet whenever it is summoned by the chairman; and if the
16 chairman is required to do so by notice in writing given to him by not less than
17 five other members, he shall summon a meeting of the council to be held within
18 seven days from the date on which the notice is given.

19 (2) At any meeting of the council, the chairman or in his absence the
20 vice chairman shall preside; but if both are absent, the members present at the
21 meeting shall appoint one of their number to preside at that meeting.

22 (3) Where the council desires to obtain advice of any person on a
23 particular matter, the council may co-opt him as a member for such period as
24 the council thinks fit; but a person who is a member by virtue of this
25 subparagraph shall not be entitled to vote at any meeting of the council, and
26 shall not count towards a quorum.

27 (4) Notwithstanding anything in the foregoing provisions of this
28 paragraph, the first meeting of the council shall be summoned by the Minister,
29 who may give such directions as he thinks fit as to the procedure which shall be
30 followed at the meeting.

1 *Committees*

2 6.-(1) The Council may appoint one or more committees to carry
3 out on behalf of the institute or of the Council, such functions as the council
4 may determine.

5 (2) A committee appointed under this paragraph shall consist of the
6 number of persons determined by the Council, of whom not more than one-
7 third shall be persons who are not members of the council; and a person
8 other than a member of the council shall hold office on the committee in
9 accordance with the terms of the instrument by which he is appointed.

10 (3) A decision of a committee of the council shall be of no effect
11 until it is confirmed by the council.

12 *Miscellaneous*

13 7.-(1) The fixing of the seal of the institute shall be authenticated by
14 the signature of the president or of some other member of the Council
15 authorised generally or specifically by the Institute to act for that purpose.

16 (2) Any contract or instrument which, if made or executed by a
17 person not being a body corporate would not be required to be under seal,
18 may be made or executed on behalf of the institute or of the council as the
19 case may require, by any person generally or specially authorised to act for
20 that purpose by the council.

21 (3) Any document purporting to be a document duly executed
22 under the seal of the Institute shall be received in evidence and shall, unless
23 the contrary is proved, be deemed to be executed.

24 8. The validity of any proceedings of the institute or the council or
25 of a committee of the council shall not be affected by any vacancy in
26 membership, or by any defect in the appointment of a member of the
27 institute or of the council or of a person to serve on the committee, or by
28 reason that a person not entitled to do so took part in the proceedings.

29 9. Any member of the institute or of the council, and any person
30 holding office on a committee of the council, who has a personal interest in

1 any contract or arrangement entered into or proposed to be considered by the
2 council on behalf of the institute, or on behalf of the councilor a committee
3 thereof, shall forthwith disclose his interest to the president or to the council, as
4 the case may be, and shall not vote on any question relating to the contract or
5 arrangement.

6 10. A person shall not by reason only of his member- ship of the
7 institute be required to disclose any interest relating solely to the audit of the
8 accounts of the institute.

9 **SECOND SCHEDULE**

10 **TRANSITIONAL PROVISIONS AS TO PROPERTY, ETC.**

11 *Transfer of property*

12 1.-(1) Every agreement to which the association was a party
13 immediately before the appointed day, whether in writing or not and whether or
14 not of such a nature that the rights, liabilities and obligations there under could
15 be assigned by the association, shall, unless its terms or subject matter makes it
16 impossible that it should have effect as modified in the manner provided by this
17 subparagraph, have effect from the appointed day, so far as it relates to property
18 transferred by this Act to the institute, as if-

19 (a) the institute had been a party to the agreement;

20 (b) Section 5(2) for any reference (however worded and whether
21 express or implied) to the association there were substituted, as respects
22 anything failing to be done on or after the appointed day, a reference to the
23 institute and

24 (c) for any reference (however worded and whether express or
25 implied) to a member or members of the council of the association or an officer
26 of the association there were substituted, as respects anything falling to be done
27 on or after the appointed day, a reference to a member or members of the
28 council under this Act or the officer of the association who corresponds as
29 nearly as may be to the member or officer in question of the association.

30 (2) Other documents which refer, whether specially or generally, to

1 the association shall be construed in accordance with subparagraph (1) of
2 this paragraph so far as applicable.

3 (3) Without prejudice to the generality of the foregoing provisions
4 of this Schedule, where, by the operation of any of them or of section 5 of
5 this Act, any right, liability or obligation vests in the institute, the institute
6 and all other person shall, as from the appointed day, have the same rights,
7 powers and remedies (and, in particular, the same rights as to the taking or
8 resisting of legal proceedings or the making or resisting of applications to
9 any authority) for ascertaining, perfecting or enforcing that right, liability or
10 obligation as they would have had if it had at all times been a right, liability
11 or obligation of the Institute.

12 (4) Any legal proceedings or application to any authority pending
13 on the appointed day by or against the association and relating to property
14 transferred by this Act to the Institute may be continued on or after that day
15 by or against the institute.

16 (5) If the law in force at the place where any property transferred by
17 this Act is situated provides for the registration of transfers of property of the
18 kind in question (whether by reference to an instrument of transfer or
19 otherwise), the law shall, so far as it provides for alterations of a register (but
20 not for avoidance of transfers, the payment of fees or any other matter) apply
21 with the necessary modifications to the transfer of the property aforesaid;
22 and it shall be the duty of the council to furnish the necessary particulars of
23 the transfer to the proper officer of the registration authority, and of that
24 officer to register the transfer accordingly.

25 *Transfer of functions, etc.*

26 2.-(1) At its first meeting the Council of the Institute shall fix a date
27 (not later than six months after the appointed day) for the annual general
28 meeting of the institute.

29 (2) The members of the Council of the association shall be deemed
30 to be the members of the Council of the Institute until the date determined in

1 pursuance of the foregoing subparagraph when the institute shall have its first
2 annual general meeting, and they shall cease to hold office at the conclusion of
3 such meeting.

4 (3) Any person who, immediately before the appointed day, held
5 office as the president or vice-president of the council of the association by
6 virtue of the articles of association of the association shall on that day become
7 the president or, as the case may be, the vice- president of the institute, and shall
8 be deemed-

9 (a) to have been appointed to that office in pursuance of the provision
10 of this Act corresponding to the relevant provision in the said articles of
11 association; and

12 (b) to have been so appointed on the date on which he took office, or
13 last took office, in pursuance of the relevant provision of those articles.

14 (4) The members of the association shall as of the appointed day, be
15 registered as members of the institute; and, without prejudice to the generality
16 of the provisions of this Schedule relating to the transfer of property, any
17 person who, immediately before the appointed day, was a member of the staff
18 of the association shall on that day become the holder of an appointment with
19 the institute with the status, designation and functions which correspond as
20 nearly as may be to those which appertained to him in his capacity as a member
21 of that staff.

22 (5) Any person being an office-holder in, or member of, the council of
23 the association immediately before the appointed day and deemed under this
24 paragraph to have been appointed to any like position in the institute, or on the
25 council of the institute, and thereafter ceasing to hold office otherwise than by
26 reason of his misconduct, shall be eligible for appointment to office in the
27 institute or to membership of the council, as the case may be.

28 (6) All regulations, rules and similar instruments made for the
29 purposes of the association and in force immediately before the appointed day
30 shall, except in so far they are subsequently revoked or amended by any

- 1 authority having power in that behalf, have effect, with any necessary
- 2 modifications, as if duly made for the corresponding purposes of the
- 3 institute.

EXPLANATORY MEMORANDUM

This Bill seeks to establish an Institute of Chartered Applied Information Management Professionals of Nigeria to provide for training, development programmes and consultation on information technology.