**PROPOSED STATE TRADITIONAL AND COMPLEMENTARY ALTERNATIVE MEDICINE REGULATORY BOARD LAW**



1. There is hereby established a Board to be known as the State Traditional and Complementary Alternative Medicine Regulatory Board Law (herein after referred to as “the Board”)
2. The Board shall be a body corporate with perpetual succession and a common seal capable of suing and being sued in its corporate name and to hold and dispose of property whether movable or immovable for the purpose of its functions under this Law.

2. (I) The Board shall consist of the following members all of whom membership shall be appointed by the Governor on the recommendation of the Board, the Commissioner:

1. A Chairman
2. A representative of the Commissioner for Health;
3. Six representatives of the Traditional and Complementary Alternative Medicine Practitioners
4. A representative of the State Hospitals Management Board;
5. A representative of the Department of Local Government and Chieftaincy Matters
6. A representative of the Commissioner for Agriculture and Natural Resources.
7. A representative of the Ministry of Education, Science and Technology

(2) The Governor may by order published in the Gazette increase or reduce the membership of the Board.

3. (I) The Chairman and other members of the Board shall hold office at the pleasure of the pleasure of the Governor and no member shall hold office as the Governor may determine.

(2) The Office of a member shall become vacant by reason of resignation, death or removal by the Governor.

Remunera-

tion

4. The Chairman and other members of the Board shall be paid such remuneration and allowances as the Governor may from time to time determine.

Functions

5. The functions of the Board shall be:

1. to carry out the directives of the State Government on Traditional and Alternative Medicine;
2. the Preparation of criteria for registration and maintenance of the register of all Traditional and Alternative Medicine in the state.
3. to formulate plans for the development of Traditional and Complementary Alternative Medicine;
4. to compile and maintain a register of all Traditional and Complementary Alternative Medicine in the State;
5. to consider all other matters relating to Traditional and Complementary Alternative Medicine as the Commissioner may specifically refer to the Board from time to time; *and*
6. the overall supervision of alternative medical institutions owned and operated by the government and traditional alternative medical practitioners in the State.

Powers of the Board.

6. The Board shall have power:

1. to prescribe the standard of training in Traditional and Complementary Alternative Medicine and the type of service to rendered by Traditional and Alternative Medicine institutions;
2. to establish within the State registration offices for the registration of Traditional and Alternative Medicine practitioners and institutions;
3. to issue and revoke any certificate of registration of any Traditional and Alternative Medicine institution;
4. to lay down conditions to be fulfilled by Traditional and Alternative Medicine practitioner or any alternative medical institution;
5. to charge fees for and collect fees paid for registration and to review such fees;
6. to regulate the code of conduct and practice of Traditional and Alternative Medicine practitioners;
7. to appoint, promote and discipline the staff;
8. to charge and collect fees for any facilities provided by it;
9. to exercise such other power as the Commissioner may by order confer on it; *and*
10. to do anything generally directed as to give effect to the provisions of this Law.

Categorisation of Traditional and Alternative Medicine Practitioners

7. For the purposes of this Law the Traditional and Alternative Medicine Practitioners shall be grouped into the Categories set out in Schedule I to this Law.

Power of the commissioner to give directives

8. The Commissioner may with the approval of the Governor issue directives which appear to him to be necessary for the purposes of giving effect to the provisions of this Law and it shall be the duty of the Board to carry out the directives.

Assignment of an officer to be the secretary to the Board

9. (I) The Commissioner may from time to time as he may deem fit assign an offer of his Ministry not below the salary Grade Level 08 to be Secretary to the Board

 (2) The assigned officer shall for the period of his assignment be the Registrar/ Chief Executive of the Board and shall be responsible for the day to day running of the Board.

10. The Secretary to the Board shall be the Registrar for the purposes of the Law.

Preparation and maintenance of the Register.

11. (I) The Registrar shall prepare and maintain a register of all Traditional and Alternative Medicine Practitioners in the State.

1. The Register shall contain the names, addresses and such other particulars as may be specified by the Board, of all persons who are entitled in accordance with the provisions of this Law to be registered as Traditional and Alternative Medicine Practitioners and who apply in the specified manner to be so registered.
2. The Board shall make rules with respect to the form and keeping of the register and the making of entries therein.

Duties of the Registrar

 12. It shall be the duty of the Registrar;

1. to correct, in accordance with the directions of the Board, any entry in the register which the Board directs him to correct as being in the opinion of the Board an entry which was incorrectly made;
2. to make from time to time any necessary alternations to the registered particulars of registered persons; and
3. to remove from the register the name of any registered person who has died or has become incapable or unqualified to practice as an alternative medicine practitioner.

Appointment

of employees of the Board

 13. The Board may appoint from time to time such employees and agents as it may deem necessary for the due discharge of its functions under this Law on such terms and conditions as it may by regulations with approval of the Governor, make.

Funds and resources of the board

14. (I) The Board shall maintain a fund from which all its expenditure shall be defrayed.

 (2) The funds and resources of the Board shall consist of;

(a) Such sums as may be appropriated from time to time to it by the State Government.

(b) All monies paid to it by way of grants, subsidies, donations, gifts, charges, fees subscription, interest and royalties.

(c) All monies which may vest in it under any other enactment; and

1. All other sums of money or property which may in any manner become payable to or vested in it in respect of any matter incidental to its powers and functions under this Law.

Annual

Estimates.

 15. The Board shall prepare and submit to the Governor not later than the 31st day of December, of every year an estimate of income and expenditure for the next succeeding financial year.

 16. (I) The Board shall:

1. cause to be kept proper accounts in respect of its functions under this Law and other records in relation thereto:
2. Prepare in respect of each period of twelve months terminating on the 31st day of December a statement of accounts in such form as may be approved by the Governor.

 (2) The said annual statement of accounts shall be audited by the Auditor General of the State or his nominee.

Annual

Report

 17. (I) The Board shall submit an annual report of its activities for each year through the Commissioner to the Governor, not later than the 31st day of January of every year.

 (2) The report shall include a copy of the audited accounts of the Board together with the auditor’s report for the year to which the report relates.

 18. The Commissioner may make regulations as he considers necessary;

Power of the Commissioner to make regulations

1. for securing the due performance of any duty imposed and the effective exercise of any power conferred upon the Board by or under the provisions of this Laws;
2. for securing the proper efficient and economic maintenance management, organization, administration and operation of Traditional and alternative medical institutions in the State;
3. for securing the birth or safety of all persons vested in, occupied by or under the control and supervision of the Board; *and*

 (d) For the preservation of all properties owned, vested in, occupied by or under the control of the Board and for the proper and economic use of all such properties.

19. The provisions contained in Schedule 2 to this Law shall apply to schedule 2. the board.

20. In this Law unless the context otherwise requires: Interpretation “alternative

 “Traditional and alternative medicine practitioner” means the practitioner of any of the professions set out in Schedule I to this Law;

“the Board” means the Board established under section I of this Law;

“the Commissioner” means the Commissioner charged with responsibility for Health;

**SCHEDULE I**

(Section 7)

 **TRADITIONAL MEDICINE PRACTITIONERS**

1. Bone Setters
2. Herbalist
3. Oracle Consultants
4. Spiritualist
5. Traditional Birth Attendants
6. Traditional Psychiatrist
7. Traditional Surgeons e.t.c

**COMPLEMENTARY ALTERNATIVE MEDICINE PRACTITIONERS**

1. Osteopathic Medicine
2. Homeopathic Medicine
3. Acupuncture Medicine
4. Chiropractic Medicine
5. Naturopathic Medicine
6. Shiatu, Traditional Chinese Medicine, Acupressure, Yoga.
7. Nutritional Medicine
8. Magnetherapy
9. Ayuvedic Medicine, Unani
10. Electro Homeopathy etc

**SCHEDULE 2**

***(Section 19)***

***PROPOSED STATE TRADITIONAL AND COMPLEMENTARY ALTERNATIVE MEDICINE REGULATORY BOARD LAW***

Resignation I. Any member of the Board may at any time resign his membership by

 sending his resignation in writing giving thirty days notice to the Governor.

Meetings: 2. (I) The board shall meet not less than three times in each year and it shall be

 at the summons of the Chairman.

(2) If the Chairman is required to summon a meeting by written notice to him given by any member of the Board, the Chairman shall within seven days from the date on which the notice is given summon such meeting.

(3) Notwithstanding the foregoing provisions the first meeting of the Board shall summoned by the Commissioner.

(4) Every meeting of the Board shall be presided over by the Chairman and where he is unable to attend, the members present shall elect one of their number to preside.

3. (I) The quorum at a meeting of the Board shall consist of the Chairman (or the person presiding in his absence) and four other members.

2. A member of the Board shall be entitled to one vote and a decision of the meeting may be taken or anything may be done in the name of the Board by a majority of the members present at a meeting.

(3) The Chairman or any other person presiding at a meeting shall have an original vote and a casting vote in case of a tie.

4. Where the Board desires to obtain the advice of any person on any particular matter, the Board may co-opt such a person as a member for such meeting or meetings as may be required and such person whilst so co-opted shall have all the rights and privileges of a member save that he shall not be entitled to vote on any question or count towards the quorum.

5. (I) The Board may appoint one or more committees to carry out on its behalf such of its functions as it may determine.

(2) A person other than a member of the Board appointed into any committee shall hold office in that committee in accordance with the terms of his appointment.

 (3) A decision of the Committee shall be ratified by the Board

6. (I) The fixing of the seal of the Board shall be authenticated by the Official seal

signature of the Chairman and the Secretary.

(2) Any contract or instrument which if made or executed by a person not being a body corporate shall not be required to be under seal may be made or executed on behalf of the Board by the Chairman.

7. No act or proceedings of the Board shall be questions on account of Vacancies any vacancy among its members or of a Committee or by reason that a person not so entitled took part in the proceedings.

8. Any member of the Board or of a committee thereof who has an interest in any contract or arrangement entered into or proposed to be considered by the Board or Committee shall disclose such interest to the Board or Committee and shall not join to deliberate or vote on any question relating to such contract or arrangement.