

THE MEDICAL LABORATORY SCIENCE COUNCIL OF NIGERIA ACT


AN ACT TO ESTABLISH THE MEDICAL LABORATORY SCIENCE COUNCIL OF NIGERIA, REPEAL THE INSTITUTE OF MEDICAL LABORATORY TECHNOLOGY, ACT CAP. 114 LAWS OF THE FEDERATION OF NIGERIA 2004, AND FOR RELATED MATTERS
[No. 11 of 2003]

[26 June, 2003] Commencement

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

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| 1. The Institute of Medical Laboratory Science and Technology Act is repealed. | Repeal of
Cap. 114
LFN. 2004 |
| 2. (1) There is established a body to be known as the Medical Laboratory Science Council of Nigeria (in this Act referred to as "the Council") to regulate the practice of Medical Laboratory Science. | Establishment
of the
Medical
Laboratory
Science
Council of
Nigeria. |
| (2) The Council shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name. | |
| 3. (1) There is established for the Council a Governing Board (in this Act referred to as the "the Board") consisting of:- | Establishment
and
Membership
of the
Governing
Board. |
| (a) a Chairman who shall be a qualified Fellow of the Medical Laboratory Science Council of Nigeria with 5 years post qualification experience and shall be appointed by the President on the recommendation of the Minister from a list of the Fellows submitted by the Association of Medical Laboratory Scientists of Nigeria (in this Act referred to as "the Association"); | |
| (b) a representative of the Federal Ministry of Health and Social Services; | |
| (c) twelve members of the Association of Medical Laboratory Scientists of Nigeria representing the six geopolitical zones, with two persons representing each zone respectively on rotational basis, and the two of them shall not come from a state at a time; | |
| (d) two registered members representing Nigerian Universities offering medical laboratory sciences as a course, on a rotational basis; | |
| (e) a representative of the private Medical Laboratory Science Practitioners; | |
| (f) a representative of the Association; and | |
| (g) a representative from a non-governmental organization with bias for health matter to represent public interest; | |
| (2) Appointment of members of the Board shall be made by the President in consultation with the Minister and the Association. | |
| (3) The provisions of the First Schedule to this Act have effect with respect to the proceedings of the Council and other matters therein mentioned.
[First Schedule] | |
| (4) All appointments under this section shall be for a term of 3 years renewable for a further term and no more. | |

Functions of
the Board

4. The functions of the Board are to:-
- (a) determine from time to time, the standard of knowledge and skill to be attained by persons seeking to become Medical Laboratory Scientists, Medical Laboratory Technicians and Medical Laboratory Assistants (in this Act referred to as "Scientists", "Technicians" and "Assistants" respectively);
 - (b) regulate the practice of Medical Laboratory Science in Nigeria;
 - (c) regulate the training of scientists, technicians and assistants in any institution in Nigeria and give periodic accreditation to institutions;
 - (d) provide and maintain separate register for scientists, technicians and assistants;
 - (e) regulate the production, importation, sales and stocking of diagnostic laboratory reagents and chemicals;
 - (f) assess, evaluate and register foreign graduates of Medical Laboratory Science;
 - (g) conduct examinations for technicians and assistants;
 -  (h) inspect, regulate and accredit medical laboratories; and
 - (i) perform such other functions as may be conferred on it by this Act.

Appointment
of the Registrar

5. (1) The Board shall appoint a Registrar for the Council, who shall be the Chief Executive and Secretary to the Council.
- (2) The Registrar shall be a Fellow in the profession and a member of the Public Service with not less than fifteen years post qualification experience.
- (3) Notwithstanding the provision of subsection (2), a registered Fellow member in private practice who possesses not less than fifteen years post qualification experience, may be appointed by the Council as a Registrar.

Duties of
The Registrar

6. The Registrar shall perform the following duties:-
- (a) keep the records and conduct the correspondence of the Council;
 - (b) prepare and maintain in accordance with rules made by the Council, a Register of names, addresses, qualifications and other particulars of persons entitled in accordance with the provisions of this Act to be registered;
 - (c) correct in accordance with Council's direction any entry incorrectly made;
 - (d) make necessary adjustments and alterations in the particulars of members as circumstances may require;
 - (e) strike off the names of deceased members from the Register; and
 - (f) publish the names of members who are in default in the payment of their annual subscriptions for more than four months.

Powers of
the Board

7. The Board shall have powers to:-
- (a) make rules in respect of any matter contained in this Act;
 - (b) regulate the enrolment of persons seeking to be a member;
 - (c) require any member to acquire such approved qualification which is acceptable as commensurate to his cadre in the profession either in addition to, or in substitution for, any other qualification with which he is registered by the Council;