

Extraordinary



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CONTENTS

INDEX TO LEGISLATIVE INSTRUMENTS

<i>Bill No.</i>		<i>Long Title</i>	<i>Page</i>
HB. 1605	A	Bill for an Act to Establish Federal University of Agriculture Karaye, and for Related Matters	C 3117 - 3139
HB. 1606	A	Bill for an Act to Establish the Federal Medical Centre Rogo, and for Related Matters	C 3141 - 3156
HB. 1611	A	Bill for an Act to Amend the National Health Act and for Related Matters	C 3157 - 3158
HB. 1612	A	Bill for an Act to Amend the Orthopaedic Hospitals Management Board Act to Establish the National Orthopaedic Hospital Okhunmwun, Edo State, in the South-South geopolitical zone of Nigeria and for Related Matters	C 3159 - 3160
HB. 1616	A	Bill for an Act to Amend the Fire Service Act, Cap F29, LFN, 2004 to make provisions for the Establishment of building Fire Safety measures, regulation and penalty for default and for Related Matters	C 3161 - 3163
HB. 1617	A	Bill for an Act to Amend National Productivity Centre Act Cap N70, LFN, 2004 and for Related Matters	C 3165 - 3166
HB. 1618	A	Bill for an Act to Amend the Trade Disputes Act Cap. T8 LFN 2004 and for Related Matters	C 3167 - 3168
HB. 1620	A	Bill for an Act to Establish the Federal Road Safety Commission Command and Staff College, Ibadan and for Related Matters ...	C 3169 - 3185
HB. 1698	A	Bill for an Act to Establish the Federal University of Agriculture Oregbeni, Ikpoba-Okha, Edo State and for Related Matters	C 3187 - 3220
HB. 1312	A	Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (As Amended) and for Related Matters	C 3221 - 3221

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A BILL

FOR

AN ACT TO ESTABLISH FEDERAL UNIVERSITY OF AGRICULTURE KARAYE,
PROVIDE A COMPREHENSIVE PROVISION FOR ITS DUE ADMINISTRATION AND
FOR RELATED MATTERS

Sponsored by Hon.

[] Commencement

ENACTED by National Assembly of the federal republic of
Nigeria as follows-

1 PART I - ESTABLISHMENT OF THE UNIVERSITY AND COMPOSITION

2 1.-(1) There is hereby established a University to be called Federal Establishment
3 University of Agriculture Karaye, Kano State. of the University

4 (2) The University shall be a body corporate having perpetual
5 succession and a common seal with power to acquire, hold and dispose of
6 property and shall, by the said name, sue and be sued.

7 (3) The University may, with the approval of the Chancellor, open a
8 sub- campus of the University.

9 (4) The objects of the University shall be- Objects of the
10 University

11 (a) To encourage the advancement of learning in Agriculture and to
12 hold out to all persons without distinction of race, creed, sex or political
13 conviction the opportunity of acquiring a higher and liberal education;

14 (b) To provide courses of instruction and other facilities for the
15 pursuit of learning in all its branches, and to make those facilities available
16 on proper terms to such persons as are equipped to benefit from them;

17 (c) To encourage and promote scholarship and conduct research in
18 all fields of Agriculture;

19 (d) To relate its activities to the social, cultural and economic needs
of the people of Nigeria; and

	1	(e) To undertake any other activities appropriate for a university of the
	2	highest standard.
Composition of the University	3	(5) The University shall consist of the following:
	4	(a) Chancellor;
	5	(b) Vice Chancellor;
	6	(c) Pro-Vice Chancellor;
	7	(d) Members of an Authority,
	8	(e) Chairmen and Deans;
	9	(f) Lecturers and students of the University; and
	10	(g) Officers and members of the staff of the University.
Functions of the University	11	2.-(1) The University shall-
	12	(a) Provide for education in Agriculture and other branches of
	13	knowledge as it may deem fit, and make provisions for research, service to the
	14	society and for the application, advancement and dissemination of knowledge
	15	in such manner as it may determine;
	16	(b) Establish, maintain and administer a department, constituent
	17	college or an institute;
	18	(c) Establish and support other facilities for education, training and
	19	research;
	20	(d) Prescribe courses of studies;
	21	(e) Decide teaching methods and strategies in order to ensure the most
	22	effective educational and training programmes;
	23	(f) Hold examinations in the prescribed manner and, if a person
	24	qualifies the examination, award him the requisite degree, diploma, certificate
	25	and other academic distinction;
	26	(g) Prescribe the terms and conditions of employment of the officers,
	27	teachers and other employees of the University;
	28	(h) Engage, where necessary, a person on contract for specified
	29	duration and to specify the terms of the engagement;

- 1 (i) Provide career counselling and job search services to the
2 students and alumni;
- 3 (j) Maintain linkages with alumni;
- 4 (k) provide and support the academic development of the faculty of
5 the University;
- 6 (l) Confer degree on a person who has successfully conducted
7 research in the prescribed manner;
- 8 (m) Institute Professorship, Associate Professorship, Assistant
9 Professorship and Lectureship or any other post and may appoint a person to
10 the post;
- 11 (n) Create a post for research, extension, administration or other
12 related purposes and appoint a person to the post;
- 13 (o) Institute and award financial assistance to students in need,
14 fellowships, scholarships, bursaries, medals and prizes in the prescribed
15 manner;
- 16 (p) Provide for the residence of the students, establish and maintain
17 halls of residence and may approve or licence a hostel, lodging or boarding
18 place;
- 19 (q) Maintain order, discipline and security in a campus of the
20 University;
- 21 (r) Promote the extracurricular and recreational activities of the
22 students and make arrangements for promoting health and general welfare
23 of the students;
- 24 (s) Demand and receive such fees and other charges as it may
25 determine; and
- 26 (t) Perform any other prescribed or ancillary function.
- 27 (2) The University may-
- 28 (a) Institute programs for the exchange of students and teachers
29 between the University and any other university, educational institution or
30 research organization;

	1	(b) Develop and implement fund-raising plans;
	2	(c) Accept an examination and the period of study spent by a student
	3	of the University at any other university or place of learning equivalent to an
	4	examination or period of study of the University and may withdraw such
	5	acceptance;
	6	(d) Cooperate with a public authority, university or private
	7	organization in the prescribed manner;
	8	(e) Make provision for research, advisory or consultancy services and
	9	enter into arrangements with any other institution, public or private body,
	10	commercial or industrial enterprise in the prescribed manner;
	11	(f) Receive and manage property transferred and grants, contributions
	12	made to the University and to invest any fund in the manner as it may deem fit;
	13	(g) Print and publish research or work;
	14	(h) Admit any college or other educational institution to its privileges
	15	or withdraw such privileges in the prescribed manner;
	16	(i) Affiliate or disaffiliate a college or any other educational
	17	institution in the prescribed manner; and
	18	(j) Exercise any power ancillary to the above powers or as may be
	19	prescribed.
University to be open to all classes, creeds, etc.	20	3.-(1) The University shall be open to all persons irrespective of their
	21	religion, race, creed, class, gender or color and the University shall not deny its
	22	privileges to a person on any such ground.
Fee and other charges	23	(2) The University may prescribe and, from time to time, increase fee
	24	and other charges with the approval of the Senate.
Jurisdiction	25	4. The jurisdiction of the University shall extend to the whole of Kano
	26	State.
	27	PART II - OFFICERS OF THE UNIVERSITY
Officers of the University	28	5. The following shall be the officers of the University-
	29	(a) Chancellor;
	30	(b) Vice Chancellor;

- 1 (c) Pro-Vice Chancellor;
2 (d) Deans;
3 (e) Chairmen;
4 (f) Teachers;
5 (g) Registrar;
6 (h) Treasurer;
7 (i) Controller of Examinations; and
8 (j) such other persons as may be prescribed.

9 **6.**-(1) The president of Nigeria shall be the Chancellor of the Chancellor
10 University.

11 (2) The Chancellor or a nominee of the Chancellor shall preside at
12 convocation of the University.

13 (3) The University may, on the recommendations of the Senate and
14 subject to prior approval of the Chancellor, confer an honorary degree.

15 **7.**-(1) The Chancellor may direct inspection or inquiry into the Inspection and
16 affairs of the University. inquiry

17 (2) The Chancellor shall convey the views with regard to the result
18 of the inspection or inquiry to the Senate and may, after ascertaining the
19 views of the Senate, recommend any remedial action to the Senate.

20 (3) The Senate shall, within the time specified by the Chancellor,
21 submit a report to the Chancellor about the action taken on the
22 recommendation of the Chancellor.

23 (4) The Chancellor may set aside a decision or action of the Senate,
24 which, in the opinion of the Chancellor, is against the law, interest of
25 academic excellence of the University, religious or cultural ideology, or
26 national integrity.

27 **8.**-(1) A person who is eligible and who is not more than sixty five Vice Chancellor
28 years of age on the last date fixed for submission of applications in the
29 advertisement for the post of the Vice Chancellor may apply for the post.

30 (2) The Chancellor shall determine, by notification in the official

1 Gazette, the qualifications, experience and other relevant requirements for the
2 post of the Vice Chancellor.

3 (3) The Chancellor shall constitute a Search Committee consisting of
4 not less than three and not more than five members for making
5 recommendations for appointment of the Vice Chancellor.

6 (4) The Search Committee shall follow such procedure and criteria
7 for selection of the panel for the post of the Vice Chancellor as the Chancellor,
8 by notification, determine.

9 (5) The Search Committee shall recommend to the Chancellor, a
10 panel of three persons who, in its opinion, are suitable for appointment as the
11 Vice Chancellor.

12 (6) The Chancellor shall appoint the Vice Chancellor for each term of
13 four years but he shall serve during the pleasure of the Chancellor.

14 (7) The Chancellor shall determine the terms and conditions of
15 service of the Vice Chancellor.

16 (8) The incumbent Vice Chancellor shall not be allowed any
17 extension in his tenure but subject to eligibility he may again compete for the
18 post of the Vice Chancellor in accordance with the procedure prescribed by or
19 under this section.

20 (9) If the office of the Vice Chancellor is vacant or the Vice Chancellor
21 is absent or is unable to perform the functions of the Vice Chancellor owing to
22 any cause, the Pro-Vice Chancellor shall perform the functions of the Vice
23 Chancellor but, if at any time, the office of Pro-Vice Chancellor is also vacant
24 or the Pro-Vice Chancellor is absent or is unable to perform the functions of the
25 Vice Chancellor owing to any cause, the Chancellor shall make such temporary
26 arrangements for the performance of the duties of the Vice Chancellor as he
27 may deem fit.

Powers of the
Vice Chancellor

28 9.-(1) Subject to this Act, the Vice Chancellor shall be the chief
29 executive officer of the University and shall ensure that the provisions of the
30 Act, statutes, regulations and rules are faithfully observed.

1 (2) The Vice Chancellor may attend a meeting of any Authority or
2 body of the University.

3 (3) Subject to the general supervision and control of the Senate, the
4 Vice Chancellor may-

5 (a) Direct a teacher, officer or other employee of the University to
6 take up such assignment in connection with examination, administration or
7 any other activity in relation to the University;

8 (b) Sanction by re-appropriation an amount for an unforeseen item
9 not provided for in the budget of the University

10 (c) Make appointments of such categories of employees of the
11 University and in such manner as may be prescribed;

12 (d) Take disciplinary action against a teacher, officer or any other
13 employee of the University in the prescribed manner;

14 (e) Delegate, subject to such conditions as may be prescribed, any
15 of his powers to a teacher or officer of the University; and

16 (f) Exercise such other powers as may be prescribed.

17 (4) The Vice Chancellor shall prepare an annual report containing
18 information as regards the preceding academic year including disclosure of
19 all relevant facts pertaining to academics, research, administration and
20 finances of the University.

21 (5) The Vice Chancellor shall, within three months of the end of an
22 academic year, submit the annual report of the University before the Senate.

23 **10.-(1)** The Chancellor shall appoint the Pro-Vice Chancellor of
24 the University for a term of three years. Pro-Vice
Chancellor

25 (2) The Pro-Vice Chancellor shall perform such functions as may
26 be assigned to him under this Act, statutes or regulations.

27 (3) The Senate or the Vice Chancellor may assign any other
28 functions to the Pro-Vice Chancellor in addition to his duties as Professor.

29 **11.-(1)** The Senate shall appoint a Registrar in such manner and on
30 such terms and conditions as may be prescribed. Registrar

1 (2) The Senate shall not appoint a person as Registrar unless he
2 possesses the prescribed qualifications and experience.

3 (3) The Registrar shall be a whole-time officer of the University and
4 shall-

5 (a) Be the administrative head of the secretariat of the University and
6 be responsible for the provision of secretariat support to the Senate and the Vice
7 Chancellor;

8 (b) Be the custodian of the common seal and the academic records of
9 the University;

10 (c) Maintain a register of the students and graduates in the prescribed
11 manner;

12 (d) Supervise the process of election, appointment or nomination of a
13 member to an Authority or body of the University in the prescribed manner;
14 and

15 (e) Perform such other duties as may be prescribed.

16 (4) The Registrar shall hold office for a term of three years.

Treasurer

17 **12.-(1)** The Senate shall appoint a Treasurer in such manner and on
18 such terms and conditions as may be prescribed.

19 (2) The Senate shall not appoint a person as Treasurer unless he
20 possesses the prescribed qualifications and experience.

21 (3) The Treasurer shall be whole time officer of the University and
22 shall-

23 (a) Manage the assets, liabilities, receipts, expenditures, funds and
24 investments of the University;

25 (b) Prepare the annual and revised budget estimates of the University
26 and present the estimates to the Senate;

27 (c) Ensure that the funds of the University are spent according to the
28 budget or any other special arrangement;

29 (d) Ensure that the accounts of the University are audited annually
30 and are available for submission to the Senate within six months of the end of a

1 financial year; and

2 (e) Perform such other functions as may be prescribed or assigned
3 to him by the Senate.

4 (4) The Treasurer shall hold office for a term of three years.

5 **13.-(1)** The Senate shall appoint a Controller of Examinations in
6 such manner and on such terms and conditions as may be prescribed. Controller of
Examinations

7 (2) The Senate shall not appoint a person as Controller of
8 Examinations unless he possesses the prescribed qualifications and
9 experience.

10 (3) The Controller of Examinations shall be a whole-time officer of
11 the University and shall be responsible for all matters connected with the
12 conduct of examinations and perform such other duties as may be
13 prescribed.

14 (4) The Controller of Examinations shall hold office for a term of
15 three years.

16 **14.** The University may appoint such persons in its service as may Appointments
17 be necessary in such manner and on such terms and conditions as may be
18 prescribed.

19 **PART III - AUTHORITIES OF THE UNIVERSITY**

20 **15.-(1)** The following shall be the Authorities of the University- Authorities of
the University

21 (a) Senate;

22 (b) Academic Council;

23 (c) Boards of Faculties;

24 (d) Board of Advanced Studies and Research;

25 (e) Selection Board;

26 (f) Finance and Planning Committee; and

27 (g) any other Authority as may be prescribed.

28 (2) The Senate may constitute committees consisting of the
29 members of the Senate or it may create committees consisting of members
30 of the Senate or teachers or officers of the University or a combination of all

	1	or any of such persons.
The Senate	2	16.-(1) The Senate shall consist of-
	3	(a) Vice Chancellor who shall be its Chairman;
	4	(b) Pro-Vice Chancellor;
	5	(c) Three members of the National Assembly;
	6	(d) A representative of the university commission;
	7	(e) A representative of the minister of finance;
	8	(f) A representative of the minister of Education;
	9	(g) A representative of the minister of Agriculture;
	10	(h) One Vice Chancellor from private sector universities to be
	11	nominated by the Chancellor;
	12	(i) Three Deans (including at least one female Dean, if available) of
	13	the faculty to be nominated by the Vice Chancellor;
	14	(j) Five persons (including at least two women) from the private
	15	sector to be nominated by the Chancellor on the recommendations of the Vice
	16	Chancellor; and
	17	(k) Two Principals of affiliated colleges [including at least one female
	18	Principal, if available] to be nominated by the Vice Chancellor.
	19	(2) The Registrar shall be the Secretary of the Senate.
	20	(3) The members of the Senate, other than ex-officio members, shall
	21	be nominated for a period of three years and shall hold office during the
	22	pleasure of the Chancellor.
	23	(4) Nine members shall constitute the quorum for a meeting of the
	24	Senate.
Powers and duties of the Senate	25	17.-(1) The Senate shall be the executive body of the University and
	26	shall, subject to the provisions of this Act and statutes, take effective measures
	27	to raise the standard of teaching, research, technological development,
	28	publication and other academic pursuits and exercise general supervision and
	29	control over the affairs of the University and management of the property of the
	30	University.

- 1 (2) Without prejudice to the generality of the foregoing powers and
2 subject to the provisions of the Act, the Senate may-
- 3 (a) hold, control and administer the property and funds of the
4 University;
- 5 (b) govern and regulate, with due regard to the advice of the
6 Finance and Planning Committee in this behalf, the finances, accounts and
7 investments of the University and for that purpose, to appoint such agents as
8 it may deem fit;
- 9 (c) Consider and approve the annual report, the annual and revised
10 budget estimates and to re-appropriate funds from one major head of
11 expenditure to another;
- 12 (d) Transfer and accept transfer of movable or immovable property
13 on behalf of the University;
- 14 (e) Enter into, vary, carry out or cancel contracts on behalf of the
15 University;
- 16 (f) Cause proper books of account to be kept for all sums of money
17 received and expended by the University and for the assets and liabilities of
18 the University;
- 19 (g) Invest any money belonging to the University;
- 20 (h) receive and manage any property transferred, grants, bequests,
21 trusts, gifts, donations, endowments and other contributions made to the
22 University;
- 23 (i) Determine the form, custody and regulation of the use of the
24 Common Seal of the University;
- 25 (j) Provide buildings, libraries, premises, furniture, apparatus,
26 equipment and other means required for carrying out the work of the
27 University;
- 28 (k) Establish and maintain halls of residence and hostels or
29 approve or license hostels or lodgings for the residence of students;
- 30 (l) Affiliate or disaffiliate Colleges and Institutes;

- 1 (m) Admit educational institutions to the privileges of the University
2 and withdraw such privileges;
- 3 (n) Arrange for the inspection of the academic departments;
- 4 (o) Institute Professorships, Associate Professorships and Assistant
5 Professorships and other posts and to suspend or abolish such posts;
- 6 (p) Create, suspend or abolish such administrative, technical,
7 research, extension or other posts as may be necessary;
- 8 (q) Appoint University teachers and other officers on the
9 recommendation of the Selection Board for teaching and other managerial
10 posts;
- 11 (r) Confer with prior approval of the Chancellor, an honorary degree;
- 12 (s) Prescribe the duties of the officers, teachers and other employees
13 of the University and of those working in the University on deputation or on
14 contract;
- 15 (t) Appoint members to the various Authorities, committees and
16 bodies in a prescribed manner;
- 17 (u) Remove any person from the membership of any authority if such
18 person has accepted any assignment which involves absence from the
19 University for a continuous period of six months or more;
- 20 (v) Regulate, determine and administer, a" other matters concerning
21 the University and to this end exercise a" necessary powers not specifically
22 mentioned in the Act and statutes but not inconsistent with the provisions of the
23 Act;
- 24 (w) Appoint Professor Emeritus on such terms and conditions as may
25 be prescribed;
- 26 (x) Suspend, punish and remove from service in the prescribed
27 manner officers, teachers and employees whom it is empowered to appoint;
- 28 (y) Consider and approve regulations recommended by the Academic
29 Council;
- 30 (z) Approve statutes;

1 (aa) Delegate any of its powers to an Authority or officer or a
2 committee or sub-committee; and

3 (bb) Perform such other functions as may be assigned to it under
4 this Act and the statutes.

5 **18.-(1)** The Academic Council shall consist of- Academic Council

6 (a) Chairman who shall be nominated by the Senate on the
7 recommendation of the Vice Chancellor;

8 (b) Deans;

9 (c) One Principal of affiliated colleges to be nominated by the
10 Senate;

11 (d) two Associate Professors and two Assistant Professors to be
12 elected from amongst themselves out of whom at least one shall be a
13 woman];

14 (e) Two experts including at least one female expert] in the field of
15 education to be nominated by the Chancellor on the recommendation of the
16 Vice Chancellor;

17 (f) Registrar (Member/Secretary);

18 (g) Controller of Examinations; and

19 (h) Librarian of the University.

20 (2) The members of the Academic Council shall hold office for
21 three years; and if the office of any such member becomes vacant before the
22 expiry of the term, the vacancy shall be filled for the remaining period in the
23 prescribed manner.

24 (3) The quorum for a meeting of the Academic Council shall be
25 one-third of the total number of members, a fraction being counted as one.

26 **19.-(1)** The Academic Council shall be the academic body of the Powers and duties
27 University and may lay down proper standards of instruction, research, of the Academic
28 publication and examination and to regulate and promote the academic life Council
29 of the University and affiliated colleges.

30 (2) In particular and without prejudice to the generality of the

- 1 foregoing provisions, the Academic Council may-
- 2 (a) Advise the Senate on academic matters;
- 3 (b) Regulate teaching, research and examinations;
- 4 (c) Regulate the admission of students to the courses of studies and
- 5 examinations of the University and affiliated colleges;
- 6 (d) Regulate the award of studentships, scholarships, medals and
- 7 prizes;
- 8 (e) Regulate the conduct and discipline of students of the University
- 9 and affiliated college;
- 10 (f) Propose to the Senate schemes for the constitution and
- 11 organization of faculties, institutes and other academic bodies;
- 12 (g) Propose regulations on the recommendations of the Boards of
- 13 Faculties and the Boards of Studies for consideration and approval of the
- 14 Senate;
- 15 (h) Propose for each academic year, on the recommendations of the
- 16 Boards of Studies, regulations prescribing the courses of studies, the syllabi
- 17 and the outlines of tests for all examinations; provided that, if the
- 18 recommendations of a Board of Faculties or the Board of Studies are not
- 19 received by the prescribed date, the Academic Council may, subject to the
- 20 approval of the Senate, permit such regulations to continue for the following
- 21 years;
- 22 (i) Recognize the examinations of other Universities or examining
- 23 bodies as equivalent to the corresponding examinations of the University;
- 24 (j) Appoint members to the Authorities in accordance with the
- 25 provisions of this Act; and
- 26 (k) Perform such other functions as may be prescribed by the statutes.
- Board of Faculty 27 **20.-(1)** There shall be a Board of Faculty for each faculty which shall
- 28 consist of-
- 29 (a) Dean of the faculty (Chairman);
- 30 (b) Chairman in the faculty;

1 (c) Two members of the faculty to be nominated by the Academic
2 Council on the basis of their specialized knowledge of the subjects which,
3 though not assigned to the faculty, have in the opinion of the Academic
4 Council, important bearing on the subjects assigned to the faculty;

5 (d) Two experts in the field from outside the University to be
6 nominated by the Senate on the recommendation of the Vice Chancellor;
7 and

8 (e) One member to be nominated by the Vice Chancellor.

9 (2) The members other than ex-officio members of a Board of
10 Faculty shall hold office for a period of three years.

11 (3) The quorum for a meeting of a Board of faculty shall be one half
12 of the total number of members, a fraction being counted as one.

13 (4) A Board of faculty, subject to the general control of the Senate
14 and Academic Council, may-

15 (a) Co-ordinate the teaching and research work in the subjects
16 assigned to the faculty;

17 (b) Scrutinize the recommendations of a Board of Studies
18 comprising a faculty with regard to the appointment of paper setters and
19 examiners for graduate and postgraduate examinations and to forward the
20 panels of suitable paper-setters and examiners for each examination to the
21 Rector;

22 (c) Consider any other academic matter relating to the faculty and
23 to submit its report to the Academic Council;

24 (d) Prepare a comprehensive annual report regarding the
25 performance of each department or Institute comprising the faculty for
26 presentation to the Academic Council; and

27 (e) Perform such other functions as may be prescribed by statutes.

28 **21.-(1)** The Board of Advanced Studies and Research shall consist
29 of-

Board of
Advanced Studies
and Research

30 (a) Chairman who shall be nominated by the Senate on the

Functions of
the Board of
Advanced
Studies and
Research

Selection
Board

- 1 recommendation of the Vice Chancellor;
- 2 (b) all the Deans;
- 3 (c) Controller of Examinations;
- 4 (d) one University Professor from each faculty to be nominated by the
- 5 Senate;
- 6 (e) one member to be nominated by the Vice Chancellor; and
- 7 (f) Registrar (Secretary).
- 8 (2) The term of office of the members of the Board of Advanced
- 9 Studies and Research other than ex-officio members shall be three years.
- 10 (3) The quorum for a meeting of the Board of Advanced Studies and
- 11 Research shall be one half of the total number of members, a fraction being
- 12 counted as one.
- 13 **22.** The Board of Advanced Studies and Research shall-
- 14 (a) Advise an Authority on all matters connected with the promotion
- 15 of advanced studies and research publication in the University;
- 16 (b) Consider and report to an Authority with regard to a research
- 17 degree of the University;
- 18 (c) Propose regulations regarding the award of a research degree;
- 19 (d) Appoint supervisors for a postgraduate research student and to
- 20 approve title and synopses of a thesis or dissertation;
- 21 (e) Recommend panels of names of examiners for evaluation of a
- 22 research examination; and
- 23 (f) perform such other functions as may be prescribed by the statutes.
- 24 **23.-(1)** The Selection Board shall consist of-
- 25 (a) Vice Chancellor (Chairman);
- 26 (b) Dean of the faculty concerned;
- 27 (c) Chairman concerned;
- 28 (d) One (female) member of the Senate to be nominated by the
- 29 Senate;
- 30 (e) One private member to be nominated by the Senate on the

- 1 recommendation of the Vice Chancellor;
- 2 (f) Two experts (including at least one female expert) to be
- 3 nominated by the Senate; and
- 4 (g) Registrar (Secretary).
- 5 (2) The members other than ex-officio members shall hold office
- 6 for a period of three years.
- 7 (3) Five members including at least one expert shall constitute the
- 8 quorum for a meeting of the Selection Board.
- 9 (4) No member who is a candidate or whose family member is a
- 10 candidate, for a post to which appointment is to be made, shall take part in
- 11 the proceedings of the Selection Board for selection of a candidate on such
- 12 post.
- 13 (5) In selection of candidates for the post of Professor or Associate
- 14 Professor, the Selection Board shall co-opt or consult three experts in the
- 15 subject and in selecting candidates for any other teaching post, two experts
- 16 in the subject, to be nominated by the Vice Chancellor from a standing list of
- 17 experts for each subject approved by the Senate.
- 18 (6) The Senate may approve or revise the standing list of experts of
- 19 a subject on the recommendation of the Selection Board.
- 20 **24.** The Selection Board shall-
- 21 (a) Consider the applications and recommend to the Senate, the
- 22 names of suitable candidates for appointment to teaching and other posts
- 23 and recommend suitable salary for the selected candidate; and
- 24 (b) Consider all cases of promotion or selection of officers of the
- 25 University and recommend the names of suitable candidates for such
- 26 promotion or selection to the Senate.
- 27 **25.**-(1) The Finance and Planning Committee shall consist of-
- 28 (a) Vice Chancellor (Chairman);
- 29 (b) all the Deans;
- 30 (c) one member of the Senate to be nominated by the Senate;

Functions of
the Selection
Board

Finance and
Planning
Committee

	1	(d) One member of the Academic Council to be nominated by the
	2	Academic Council;
	3	(e) One representative each from Education Department and Finance
	4	Department of the Government not below the rank of a Deputy Secretary;
	5	(f) Director Planning or any other nominee of the Commission;
	6	(g) Registrar; and
	7	(h) Treasurer (Secretary).
	8	(2) The term of office of the nominated members shall be three years.
	9	(3) Five members of the Finance and Planning Committee shall
	10	constitute the quorum for a meeting of the Finance and Planning Committee.
Functions of the Finance and Planning Committee	11	26. The Finance and Planning Committee shall-
	12	(a) Prepare the annual statement of accounts and propose annual
	13	budget estimates and make recommendations to the Senate;
	14	(b) Review periodically the financial position of the University;
	15	(c) Advise the Senate on all matters relating to finance, investments
	16	and accounts of the University; and
	17	(d) Perform such other functions as may be prescribed by the statutes.
Appointment of Committees by Authorities	18	27. Any Authority may constitute such standing, special or advisory
	19	committees as it may deem fit, and appoint to such committees persons who
	20	may not be its members.
	21	PART IV - FINANCIAL PROVISIONS
University Fund	22	28. -(1) There shall appropriation made to the University from the
	23	budget.
	24	(2) The University may accept donations in the shape of land, vehicle,
	25	equipment or any other item that may facilitate the functioning of the
	26	University and all such donations shall be used, maintained and disposed of by
	27	the University in the prescribed manner.
Budget, audit and accounts	28	29. -(1) The budget of the University shall be approved and its
	29	accounts shall be maintained and audited in such manner as may be prescribed
	30	by the Senate.

1 (2) The Senate may approve the budget of the University,
2 appropriations of accounts of the University and settle an audit para relating
3 to the audit of the University.

4 (3) The Senate may delegate the power of appropriation or re-
5 appropriation of funds to an officer of the University.

6 **30.** The Government shall appoint, on deputation, an appropriate Resident Auditor
7 officer of the Auditor General of the federation as the Resident Auditor of the
8 University.

9 PART V - MISCELLANEOUS

10 **31.**-(1) If an order is passed by an Authority, body or officer of the Appeal to Senate
11 University, other than the Chancellor or the Senate, and an appeal against the
12 order is not provided under the statutes or regulations, any aggrieved person
13 may prefer an appeal against the order to the Senate.

14 (2) The Senate may constitute a committee of its members to hear
15 and dispose of any appeal on behalf of the Senate.

16 (3) If a member of the Senate is the officer who passed the order or
17 who is also member of the Authority against whose order appeal is filed
18 before the Senate, such member shall not hear the appeal as member of the
19 Senate or be part of the committee constituted to hear and dispose of the
20 appeal.

21 **32.**-(1) Subject to the provisions of this section, where it appears to Discipline of
22 the Vice-Chancellor that any student of the University has been guilty of Students
23 misconduct, the Vice-Chancellor may, without prejudice to any other
24 disciplinary powers conferred on him by statute or regulations, direct-

25 (a) That the student shall not, during such period as may be
26 specified in the direction, participate in such activities of the University, or
27 make use of such facilities of the University, as may be so specified;

28 (b) That the activities of the student shall, during such period as
29 may be specified in the direction, be restricted in such manner as may be so
30 specified;

1 (c) That the student be rusticated for such period as may be specified
2 in the direction; or

3 (d) That the student be expelled from the University.

4 (2) Where a direction is given under subsection (1) (c) or (d) of this
5 section in respect of any student, the student may, within the prescribed period
6 and in the prescribed manner, appeal from the direction to the Council; and
7 where such an appeal is brought, the Council shall, after causing such inquiry to
8 be made in the matter as the council considers just, either confirm or set aside
9 the direction or modify it in such manner as the Council thinks fit.

10 (3) The fact that an appeal from a direction is brought in pursuance of
11 the last foregoing subsection shall not affect the question of the direction while
12 the appeal is pending.

13 (4) The Vice-Chancellor may delegate his powers under this section
14 to a disciplinary board consisting of such members of the University as he may
15 nominate.

16 (5) Nothing in this section shall be construed as preventing the
17 restriction or termination of a student's activities at the University otherwise
18 than on the ground of misconduct.

19 (6) It is hereby declared that a direction under subsection (1) (a) of this
20 section may be combined with a direction under subsection (1) (b) of this
21 section.

Regulations

22 **32.**-(1) Subject to the provisions of this Act and the statutes, the
23 Senate may, on the recommendation of the Academic Council, frame
24 regulations in respect of any of the following matters-

25 (a) Courses of study for degrees, diplomas and certificates of the
26 University;

27 (b) Manner and method of teaching conducted in the University and
28 affiliated colleges;

29 (c) Admission of students to the University and conditions under
30 which they are admitted or allowed to take courses and examinations of the

1 University and become eligible for the award of degrees, diplomas and
2 certificates;

3 (d) Fees and other charges to be paid by students for admission to
4 the courses of studies and the examinations of the University;

5 (e) Conduct of examinations;

6 (f) Conduct and discipline of students of the University;

7 (g) Conditions of residence of the students of the University or
8 colleges including the levying of fee for residence in halls of residence and
9 hostels and approval of hostels, and lodgings for students; (h) conditions for
10 acquiring research degrees;

11 (i) Institution of fellowships, scholarships, medals and prizes;

12 (j) Institution of stipends and free and half-free studentships;

13 (k) Academic costume;

14 (l) Use of the library;

15 (m) Formation of teaching departments and Boards of Studies; and

16 (n) All other matters which under the Act or the statutes are to be or
17 may be prescribed by regulations.

18 (2) The Academic Council shall prepare and submit the regulations
19 to the Senate and the Senate may approve them with or without
20 modifications or refer them back to the Academic Council for
21 reconsideration or reject them.

22 **33.**-(1) An Authority or a body of the University may make rules Rules
23 consistent with this Act, statutes and regulations, to regulate the conduct of
24 its business.

25 (2) The Senate may direct any Authority or body of the University
26 to amend or repeal any rules made by the Authority or body.

27 **34.** In this Act unless the context otherwise requires- Interpretation

28 (a) "Academic Council" means the Academic Council of the
29 University;

- 1 (b) "Affiliated college" means a college or institute affiliated with the
2 University;
- 3 (c) "Authority" means an Authority of the University;
- 4 (d) "Chairman" includes head of a department, principal of a
5 constituent college or director of an institute;
- 6 (e) "Chancellor" means the Chancellor of the University;
- 7 (f) "Commission" means National University Commission;
- 8 (g) "Constituent college" means a college maintained and
9 administered by the University;
- 10 (h) "Controller of Examinations" means Controller of Examinations
11 of the University;
- 12 (i) "Dean" means head of a faculty of the University;
- 13 (j) "Department" means a teaching department maintained and
14 administered by the University in the prescribed manner;
- 15 (k) "Faculty" means an administrative and academic unit of the
16 University consisting of one or more departments, institutes or constituent
17 colleges;
- 18 (l) "Government" means Government of the federal republic of
19 Nigeria;
- 20 (m) "Institute" means an institute established, maintained and
21 administered by the University;
- 22 (n) "Prescribed" means prescribed by the rules, statutes or
23 regulations;
- 24 (o) "Pro-Vice Chancellor" means Pro-Vice Chancellor of the
25 University;
- 26 (p) "Registrar" means the Registrar of the University;
- 27 (q) "Statutes", "regulations" and "rules" mean respectively the
28 statutes, regulations and rules made under the Act;
- 29 (r) "Senate" means the Senate of the University;
- 30 (s) "lecturer" includes a Professor, Associate Professor, Assistant

1 Professor, Lecturer, Teaching Assistant, Demonstrator and Instructor
2 engaged whole- time by the University and such other person as may be
3 prescribed;

4 (t) "Treasurer" means Treasurer of the University;

5 (u) "University" means the Federal University of Agriculture; and

6 (v) "Vice Chancellor" means Vice Chancellor of the University.

7 **35.** This Bill may be cited as Federal University of Agriculture Citation
8 Karaye Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Federal University of Agriculture Karaye, provide a comprehensive provision for its due administration and to provide for education in Agriculture and other branches of knowledge as it may deem fit, and make provisions for research, service to the society and for the application, advancement and dissemination of knowledge in such manner as it may determine

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL MEDICAL CENTRE ROGO, AND FOR
RELATED MATTERS

Sponsored by Hon. Haruna Isa Dederi

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1	1.-(1) There is hereby established the Federal Medical Centre	Establishment
2	Rogo (in this Act referred to as "the Federal Medical Centre") and the	of Federal Medical
3	Medical Centre shall serve as the Medical Centre subject to the provision of	Centre Rogo
4	this Act.	

5 (2) The hospital:
6 (a) shall be a body corporate;
7 (b) May sue and be sued in its corporate name;
8 (c) Shall have perpetual succession and a common seal.

9 2. There is hereby established for the management of the Medical
10 Centre a Board of Management (in this Act referred to as "Board") which
11 shall be constituted and have the functions and powers set out in this Act.

Establishment
of the Board of
Management of
the Medical Centre

12	3.-(1) The Board shall consist of:	Membership of
13	(a) a chairman;	the Board
14	(b) the Chief Medical Director of the Medical Centre;	
15	(c) the Director of Clinical Services;	
16	(d) the Director of Administration;	
17	(e) the Director of Finance;	
18	(f) the Director of Maintenance;	
19	(g) a representative of the president	
20	(h) the Federal Ministry of Health;	
21	(i) the National Planning Commission;	

	1	(j) the Society of Gynaecology and Obstetrics of Nigeria;
	2	(k) the Pharmaceutical Society of Nigeria;
	3	(l) the Paediatric Association of Nigeria;
	4	(m) the National Association of Nigerian Nurses and Midwives; and
	5	(n) one person to represent public interest.
	6	(2) The chairman and members of the Board, other than ex-officio
	7	members, shall be;
	8	(a) appointed by the President; and
	9	(b) be persons of proven integrity and ability.
Schedule	10	(3) The supplementary provisions set out in the Schedule to this Act
	11	shall have effect with respect to the proceedings of the Board and the other
	12	Matters contained therein.
Tenure of office	13	4. Subject to the provisions of section 5 of this Act, a member of the
	14	Board, other than ex-officio members, shall each hold office:
	15	(a) for a term of three years in the first instance and may be
	16	reappointed for a further term of three years and no more; and
	17	(b) on such terms and conditions as may be specified in his letter of
	18	appointment.
Cessation of Membership	19	5.-(1) Notwithstanding the provisions of section 4 of this Act a person
	20	shall cease to hold office as a member of the Board if:
	21	(a) he becomes bankrupt, suspends payment principal loan with his
	22	creditors;
	23	(b) he is convicted of a felony or any offence involving dishonesty or
	24	fraud;
	25	(c) he becomes of unsound mind or is incapable of carrying out his
	26	duties;
	27	(d) he is guilty of a serious misconduct in relation to his duties; or
	28	(e) in the case of a person possessed of professional qualifications, he
	29	is disqualified or suspended, other than at his own request, from practicing his
	30	Tenure of office Cessation of membership Profession in any part of the world

1 by an order of a competent authority made in respect of that member; or

2 (f) he resigns his appointment by a letter addressed to the President.

3 (2) If a member of the Board ceases to hold office for any reason
4 whatsoever, before the expiration of the term for which he is appointed,
5 another person representing the same Interest as that member shall be
6 appointed to the Board for the unexpired term.

7 (3) A member of the Board may be removed by the President if he is
8 satisfied that it is not in the interest of the Medical Centre or the interest of
9 the public that the member continues in office.

10 6. There shall be paid to every member of the Board such Allowances of
11 allowances and expenses as the Revenue Mobilization Allocation and Fiscal
12 Commission may, from time to time, direct. Members

13 PART II - FUNCTIONS AND POWERS OF THE BOARD, ETC.

14 7.-(1) The Board shall:

15 (a) equip, maintain and operate the Medical Centre so as to provide Functions of the
16 facilities for diagnosis, curative, promotive and rehabilitative services in Board
17 medical treatment;

18 (b) construct, equip, maintain and operate such training schools
19 and similar institutions as the Board considers necessary for providing the
20 Medical Centre at all times with a proper staff of the Medical Centre
21 technicians and nurses;

22 (c) construct, equip, maintain and operate such clinics, out- patient
23 departments, laboratories, research or experimental stations and other like
24 institutions as the Board considers necessary for the efficient functioning of
25 the Medical Centre.

26 (2) The Board shall ensure that the standards of teaching provided
27 at all establishments under its control and the standards of treatment and care
28 provided for patients at those establishments do not fall below those usually
29 provided by similar establishments of international repute.

30 (3) Subject to this Act, the Board shall perform such other

1 functions which in its opinion are calculated to facilitate the carrying out of its
2 functions under this Act.

Powers of the
Board

3 **8.** The Board shall have power to:

4 (a) Provide the general policies and guidelines relating to major
5 expansion programmes of the Medical Centre;

6 (b) provide facilities for the training of medical students of associate
7 universities;

8 (c) manage and superintend the affairs of the Medical Centre;

9 (d) subject to the provisions of this Act, make, alter and revoke rules
10 and regulations for carrying on the functions of the Medical Centre;

11 (e) fix terms and conditions of service, including remuneration of the
12 employees of the Medical Centre subject to the approval of National Salaries
13 Incomes and Wages Commission;

14 (f) do such other things which in the opinion of the Board are
15 necessary to ensure the efficient performance of the functions of the Medical
16 Centre.

17 **PART III - STAFF OF THE MEDICAL CENTRE**

Medical Director
of the Medical
Centre

18 **9.-(1)** There shall be for the Medical Centre a Chief Medical Director
19 who shall be appointed by the President on the recommendation of the Board
20 and on such terms and conditions as may be specified in his letter of
21 appointment or as may be determined, from time to time, by the National
22 salaries Income and Wages Commission.

23 (2) The Chief Medical Director shall:

24 (a) be the chief executive and accounting officer of the Medical
25 Centre;

26 (b) be responsible to the Board for the day-to-day administration of
27 the Medical Centre;

28 (c) be appointed for a term of four years in the first instance and may
29 be reappointed for a further term of four years subject to satisfactory
30 performance;

1 (d) be a person who is a medical practitioner and shall have been so
2 qualified for a period of not less than 15 years;

3 (e) have considerable administrative experience in matters of
4 health;

5 (f) hold a post-graduate specialist qualification obtained not less
6 than ten years prior to the appointment as Chief Medical Director.

7 **10.-(1)** The Board shall appoint for the Medical Centre:

8 (a) a Director of Administration, who shall:

9 (i) be responsible to the Chief Medical Director for the effective
10 functioning of all the administrative divisions of the Medical Centre;

11 (ii) conduct the correspondence of the Board and keep the records
12 of the Medical Centre; and

13 (iii) perform such other functions as the Board or the Chief Medical
14 Director, as the case may be, may, from time to time, assign to him;

15 (b) a Director of Clinical Services;

16 (c) a Director of Finance;

17 (d) a Director of Maintenance.

18 (2) The Directors appointed under paragraphs (b), (c) and (d) of
19 subsection (1) of this section shall each be responsible to the Chief Medical
20 Director for the effective running of the clinical services, the finance and
21 accounts and the co-ordination of the maintenance of the Medical Centre, as
22 the case may be.

23 (3) The Board shall appoint for the Medical Centre such number of
24 employees as may in the opinion of the Board be expedient and necessary
25 for the proper and efficient performance of the functions of the Medical
26 Centre.

27 (4) Notwithstanding the provisions of subsections (1) and (2) of
28 this section the Board shall have power to appoint for the Medical Centre
29 either directly or on secondment from any public service in the Federation,
30 such number of employees as may, in the opinion of the Board, be required

Appointment of
Directors and
other staff of the
Medical Centre

1 to assist the Medical Centre in the discharge of any of its functions under this
2 Act.

3 (5) Nothing in subsection (4) of this section shall preclude the Board
4 from appointing persons from outside the public service of the Federation or of
5 the State whenever it deems it necessary so to do.

6 (6) The terms and conditions of service (including remuneration,
7 allowances, benefits and pensions) of the employees of the Medical Centre
8 shall be as determined by the National Salaries Income and Wages
9 Commission.

Service in the
Medical Centre
to be pensionable

10 **11.**-(1) Service in the Medical Centre shall be approved service for the
11 purposes of the Pensions Reforms Act.

12 (2) The officers and other persons employed in the Medical Centre
13 shall be entitled to pensions, gratuities and other retirement benefits as are
14 enjoyed by persons holding equivalent grades in the civil service of the
15 Federation.

16 (3) Nothing in subsections (1) and (2) of this section shall prevent the
17 appointment of a person to any office on terms which preclude the grant of
18 pension and gratuity in respect of that office.

Establishment
of the Medical
Advisory
Committee, etc.

19 **12.**-(1) There shall be for the Medical Centre a Medical Advisory
20 Committee which shall:

21 (a) consist of a chairman who shall be the Director, Clinical Services
22 and such number of other members as may be determined from time to time;

23 (b) be responsible to the Chief Medical Director for all the clinical and
24 training activities of the Medical Centre; and

25 (c) be appointed by the Board.

26 (2) Subject to this Act, the Board shall have power to appoint either
27 directly or on secondment and discipline consultants holding or acting in any
28 office in the hospital; and any such appointment shall be made having due
29 regard to the approved personnel establishment of the Medical Centre.

30 (3) Notwithstanding anything to the contrary, the Board may, from

1 time to time, appoint consultants outside the hospital to perform such
2 medical duties as the Board or the Chief Medical Director may assign to
3 such consultants.

4 PART IV - FINANCIAL PROVISIONS

5 13. There shall be established and maintained for the Medical Fund of the
6 Centre a fund into which shall be paid and credited: Medical Centre

7 (a) all subventions and budgetary allocation from the Government
8 of the Federation;

9 (b) all fees and funds accruing from the sale of drugs and other
10 services;

11 (c) all sums accruing to the Medical Centre by way of gifts,
12 endowments, bequests, grants or other contributions by persons and
13 organisations;

14 (d) foreign aid and assistance from bilateral agencies; and

15 (e) all other sums which may, from time to time, accrue to the
16 Medical Centre.

17 14. The hospital shall, from time to time, apply the funds at its Expenditure of
18 disposal to: the Medical Centre

19 (a) the cost of administration and maintenance of the Medical
20 Centre;

21 (b) publicize and promote the activities of the Medical Centre;

22 (c) pay allowances, expenses and other benefits of members of the
23 Board and committees of the Board;

24 (d) pay the salaries, allowances and benefits of employees of the
25 Medical Centre;

26 (e) pay other overhead allowances, benefits and other
27 administrative costs of the Medical Centre; and

28 (f) undertake such other activities as are connected with all or any
29 of the functions of the Medical Centre under this Act.

Power to accept gifts	1	15. -(1) The Medical Centre may accept gifts of land, money or other
	2	property on such terms and conditions, if any, as may be specified by the person
	3	or organisation making the gift.
	4	(2) The Medical Centre shall not accept any gift if the conditions
	5	attached by the person or organisation making the gift are inconsistent with the
	6	functions of the Medical Centre under this Act.
Annual estimates and expenditure	7	16. -(1) The Board shall, not later than 30 September in each year,
	8	submit to the President through the Secretary to the Government of the
	9	Federation an estimate of the expenditure and income of the Medical Centre
	10	during the next succeeding year.
	11	(2) The Board shall cause to be kept proper accounts of the Medical
	12	Centre in respect of each year and proper records in relation thereto and shall
Annual report	13	cause the accounts to be audited not later than six months after the end of each
	14	year by auditors appointed from the list and in accordance with the guidelines
	15	supplied by the Auditor-General for the Federation.
	16	17. The Board shall prepare and submit to the President, not later than
	17	30th June in each year, a report in such form as the President may direct on the
	18	activities of the Medical Centre during the immediately preceding year, and
Power to borrow	19	shall include in the report a copy of the audited accounts of the Federal Medical
	20	Centre for that year and the auditor's report thereon.
	21	18. -(1) The Medical Centre may, from time to time, borrow by
	22	overdraft or otherwise such sums as it may require for the performance of its
	23	functions' under this Act.
	24	(2) The Medical Centre shall not, without the approval of the
	25	President, borrow money which exceeds, at any time, the limit set by the
	26	President.
	27	(3) Notwithstanding subsection (I) of this section, where the sum to be
	28	borrowed is in foreign currency, the Medical Centre shall not borrow the sum
	29	without the prior approval of the President.

Exemption
from tax

Exemption from
customs duties,
etc.

Discipline of
students

(3) The Board may delegate its powers under this section to a disciplinary committee consisting of such members of the Medical Centre as the Board may nominate.

Removal and
discipline of
clinical,
administrative
and technical
staff

1 (4) Nothing in this section shall be construed as preventing the
2 restriction or termination of student's activities at the Medical Centre otherwise
3 than on the ground of misconduct.

4 (5) A direction issued under subsection (1) (a) of this section may be
5 combined with a direction issued under subsection (1)(b) of this section.

6 (6) Nothing in this Act shall affect the provisions of any enactment
7 relating to the discipline of medical practitioners, pharmacists, midwives,
8 nurses or members of any other profession or calling.

9 **22.**-(1) If it appears to the Board that there are reasons for believing
10 that any person employed as a member of the clinical, administrative or
11 technical staff of the Medical Centre, other than the Chief Medical Director,
12 should be removed from his office or employment, the Board shall require the
13 Director of Administration to:

14 (a) give notice of those reasons to the person in question;

15 (b) afford him an opportunity of making representations in person on
16 the matter to the Board; and

17 (c) if the person in question so requests within a period of 1 month
18 beginning with the date of the notice, make arrangements for:

19 (i) a committee to investigate the matter and report on it to the Board;
20 and

21 (ii) the person in question to be afforded an opportunity of appearing
22 before and being heard by an investigating committee set up with respect to the
23 matter, and if the Board, after considering the report of the investigating
24 committee, is satisfied that the person in question should be removed as
25 aforesaid, the Board may so remove him by a letter signed on the direction of
26 the Board.

27 (2) The Chief Medical Director may, in a case of misconduct by a
28 member of the staff which in the opinion of the Chief Medical Director is
29 prejudicial to the interest of the Medical Centre, suspend any such member and
30 any such suspension shall forthwith be reported to the Board.

1 (3) For good cause, any member of staff may be suspended from
2 his duties or his appointment may be terminated or he may be dismissed by
3 the Board and for the purposes of this section, "good cause" means:

4 (a) a conviction for any offence which the Board considers to be
5 such as to render the person concerned unfit for the discharge of the
6 functions of his office;

7 (b) any physical or mental incapacity which the Board, after
8 obtaining medical advice, considers to be such as to render the person
9 concerned unfit to continue to hold his office;

10 (c) conduct of a scandalous or other disgraceful nature which the
11 Board considers to be such as to render the person concerned unfit to
12 continue to hold his office; or

13 (d) conduct which the Board considers to be such as to constitute a
14 failure or inability of the person concerned to discharge the functions of his
15 office or to comply with the terms and conditions of his service.

16 (4) Any person suspended shall, subject to subsections (2) and (3)
17 of this section be on half pay and the Board shall before the expiration of a
18 period of three months after the date of such suspension consider the case
19 against that person and come to a decision as to:

20 (a) whether to continue the person's suspension and if so, on what
21 terms (including the proportion of his emoluments to be paid to him);

22 (b) whether to reinstate the person, in which case the Board shall
23 restore his full emoluments to him with effect from the date of suspension;

24 (c) whether to terminate the appointment of the person concerned,
25 in which case he shall not be entitled to the proportion of his emoluments
26 withheld during the period of suspension; or

27 (d) whether to take such lesser disciplinary action against the
28 person (including the restoration of his emoluments that might have been
29 withheld), as the Board may determine, and in any case where the Board,
30 pursuant to this section, decides to take further disciplinary action against a

1 person, the Board shall before the expiration of a period of three months from
2 such decision come to a final determination in respect of the case concerning
3 any such person.

4 (5) It shall be the duty of the person by whom a letter of removal is
5 signed in pursuance of subsection (1) of this section to use his best endeavors to
6 cause a copy of the letter to be served as soon as reasonably practicable on the
7 person to whom it relates.

8 (6) Nothing in the foregoing provisions of this section shall preclude
9 the Board from making such regulations not inconsistent with the provisions of
10 this Act for the discipline of students and all other categories of employees of
11 the hospital as the Board may prescribe.

12 (7) Regulations made under subsection (6) of this section need not be
13 published in the Gazette but the Board shall cause them to be brought to the
14 notice of all affected persons in such manner as it may, from time to time,
15 determine.

Discipline of
junior staff

16 **23.-(1)** If any junior staff is accused of misconduct or inefficiency, the
17 Chief Medical Director may suspend him for not more than a period of 3
18 months and shall direct a committee to:

19 (a) consider the case; and

20 (b) make recommendations as to the appropriate action to be taken by
21 the Chief Medical Director.

22 (2) In all cases under this section of this Act, the officer shall be
23 informed of the charge against him and given a reasonable opportunity to
24 defend himself.

25 (3) The Chief Medical Director may, after considering the
26 recommendation made pursuant to subsection (1) (b) of this section, dismiss,
27 or take such other disciplinary action against the officer concerned.

28 (4) Any person aggrieved by a decision of the Chief Medical Director
29 made under subsection (3) of this section may, within a period of 21 days from
30 the date of the letter communicating the decision to him, address a petition to

1 the Board to reconsider his case.

2 PART VI - MISCELLANEOUS

3 **24.**-(1) The Board may, with the approval of the President, make Regulations
4 Regulations

5 (a) as to the access of members of the public either generally or of a
6 particular class, to premises under the control of the Board and as to the
7 orderly conduct of members of the public on those premises; and

8 (b) for safeguarding any property belonging to or controlled by the
9 Board from damage by members of the public.

10 (2) Bye-laws under this section shall not come into force until they
11 are confirmed (with or without modification) by the National Assembly and
12 published in such manner as he may direct.

13 **25.** The President may give to the Board directions of a general Power to give
14 character or relating generally to particular matters (but not to any individual directives
15 person or case) with regard to the exercise by the Board of its functions
16 under this Act, and it shall be the duty of the Board to comply with the
17 directions; but no direction shall be given which is inconsistent with the
18 duties of the Board under this Act.

19 **26.**-(1) On the commencement of this Act, any person employed by Transition and
20 or serving in, the Medical Centre shall be deemed to have been employed or Savings Provision
21 serving in the Medical Centre established under this Act.

22 (2) All Assets or liabilities belonging to the Medical Centre shall be
23 deemed to belong to the Medical Centre established under this Act.

24 **27.** In this Act, unless the context otherwise requires: Interpretation

25 "associate universities" means the universities whose medical students
26 receive aspects of their training from the Medical Centre;

27 "Board" means the Board of Management of the Medical Centre;

28 "chairman" means the chairman of the Board "functions" include powers
29 and duties "Federal Medical Centre "means the Medical Centre Rogo;

30 "junior staff means" staff of such grade as may be determined, from time to

1 time, by the Board;

2 "medical student" means a student whose course of instruction is-

3 (a) designed (either alone or in conjunction with other courses) to
4 enable him to qualify as a medical practitioner; or

5 (b) designed for the further training of medical practitioners.

6 "Minister" means the Minister charged with responsibility for matters relating
7 to health and "Ministry" shall be construed accordingly;

8 "student" means a person enrolled at an institution controlled by the Board for
9 the purpose of pursuing a course of instruction at the institution.

Short title

10 **28.** This Bill may be cited as the Federal Medical Centre Rogo
11 (Establishment) Bill, 2021.

12 SCHEDULE

13 [Section 3(3).]

14 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

15 *Proceedings of the Board*

16 1.-(1) Subject to this Act and section 27 of the Interpretation Act, the
17 Board may make standing orders regulating its proceedings or those of any of
18 its committees.

19 (2) The quorum of the Board shall be the chairman or the person
20 presiding at the meeting and 5 other members of the Board, 2 of whom shall be
21 ex-officio members, and the quorum of any Committee of the Board shall be as
22 determined by the Board.

23 2.-(1) The Board shall meet whenever it is summoned by the
24 chairman and if the chairman is required to do so by notice given to him by not
25 less than 8 other members, he shall summon a meeting of the Board to be held
26 within 14 days from the date on which the notice is given.

27 (2) At any meeting of the Board, the chairman shall preside but if he is
28 absent, the members present at the meeting shall appoint one of their member
29 to preside at the meeting.

30 (3) Where the Board desires to obtain the advice of any person on a

1 particular matter, the Board may co-opt him to the Board for such period as it
2 deems fit, but a person who is in attendance by virtue of this sub-paragraph
3 shall not be entitled to vote at any meeting of the Board and shall not count
4 towards a quorum.

5 *Committees*

6 3.-(1) The Board may appoint one or more committees to carry out,
7 on behalf of the Board, such functions as the Board may determine.

8 (2) A committee appointed under this paragraph shall consist of
9 such number of persons as may be determined by the Board and a person
10 shall hold office on the committee in accordance with the terms of his
11 appointment.

12 (3) A decision of a committee of the Board shall be of no effect until
13 it is confirmed by the Board.

14 *Miscellaneous*

15 4.-(1) The fixing of the seal of the Medical Centre shall be
16 authenticated by the signatures of the Chairman, the Chief Medical Director
17 or any person generally or specifically authorized by the Board to act for that
18 purpose.

19 (2) Any contract or instrument which, if made or executed by a
20 person not being a body corporate, would not be required to be under seal
21 may be made or executed on behalf of the Medical Centre by the Chief
22 Medical Director or any person generally or specifically authorized by the
23 Board to act for that purpose.

24 (3) A document purporting to be a document duly executed under
25 the seal of the Medical Centre shall be received in evidence and shall, unless
26 and until the contrary is proved, be presumed to be so executed.

27 5. The validity of any proceedings of the Board or of a committee
28 shall not be adversely affected by:

29 (a) a vacancy in the membership of the Board or committee;

- 1 (b) a defect in the appointment of a member of the Board or
2 committee; or
3 (c) reason that a person not entitled to do so took part in the
4 proceedings of the Board or committee.

EXPLANATORY NOTE

This Bill seeks to establish the Federal Medical Centre Rogo and to equip, maintain and operate the Medical Centre so as to provide facilities for diagnosis, curative, promotive and rehabilitative services in medical treatment.

A BILL

FOR

AN ACT TO AMEND THE NATIONAL HEALTH ACT AND FOR RELATED
MATTERS

Sponsored by Hon. Sergius Ogun

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

- 1 **1.** The National Health, 2014, Federal Republic of Nigeria Amendment of
2 Official Gazette No. 145 Vol. 101 (in this Bill referred to as the “Principal National Health
3 Act”) is hereby amended as set out in this Bill. Act 2014
- 4 **2.** Section 46 of the Principal Act is amended by inserting new Amendment of
5 subsections (1) and (2) as follows: Section 46
- 6 “(1) Without prejudice to the right of any Nigerian to seek medical
7 check-up, investigation or treatment anywhere within and outside Nigeria/
8 no public officer of the Government of the Federation or any part thereof
9 shall be sponsored for medical check-up/ investigation or treatment abroad
10 at public expense except in exceptional cases on the recommendation and
11 referral by the medical board and which recommendation and referral shall
12 be duly approved by the Minister or Commissioner of health of the State as
13 the case may be.”
- 14 “(2) Any public officer of the Government of the Federation or any
15 part thereof who violates the provision of sub-section (1) above shall be
16 guilty of an offence and liable on conviction to a fine of N500/000/000 (five
17 hundred million naira) or to an imprisonment term of seven years/ or both.
- 18 **3.** This Bill may be cited as the National Health Act (Amendment) Citation
19 Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Health Act, 2014, Official Gazette No. 145, Vol. 101, to provide for sanctions against any Public Officer who violates the provisions of section 46 of the Act.

A BILL

FOR

AN ACT TO AMEND THE ORTHOPAEDIC HOSPITALS MANAGEMENT BOARD ACT TO ESTABLISH THE NATIONAL ORTHOPAEDIC HOSPITAL, OKHUNMWUN, EDO STATE, IN THE SOUTH-SOUTH GEOPOLITICAL ZONE OF NIGERIA AND FOR RELATED MATTERS

Sponsored by Hon. Dennis Idahosa

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1 **1.** The Orthopedic Hospital Management Board Act, CAP 010
2 LFN 2004 (hereinafter referred to as 'the Principal Act') is hereby amended
3 as set out in this Act:

Amendment of
the Orthopaedic
Hospitals
Management
Board Act
Cap. 010 LFN
2004

4 **2.** The Second Schedule of the Principal Act is amended to
5 establish the National Orthopaedic Hospital, Okhunmwun, Edo State, Edo
6 State (hereinafter referred to as "the Orthopedic Hospital, Okhunmwun"),
7 and the Orthopedic Hospital Okhunmwun, shall serve pursuant to the
8 provisions of this Bill.

Amendment of
the Second
Schedule

9 **3.** The Second Schedule is further amended to insert the
10 Orthopedic Hospital, Okhunmwun, in line four of the Second Schedule
11 immediately after Orthopedic Hospital Kano,

12 **4.** The Third Schedule of the Principal Act is amended by inserting
13 the Orthopaedic Hospital Okhunmwun, and the University of Benin,
14 Teaching Hospital as the affiliate teaching hospital.

Amendment of
the Third Schedule

15 **5.** This Bill may be cited as the Orthopaedic Hospitals
16 Management Board Act (Amendment) Bill, 2021.

Citation

EXPLANATORY NOTES

This Bill seeks to amend the Orthopaedic Hospitals Management Board Act Cap. 010 LFN 2004 to establish the National Orthopaedic Hospital Okhunmwun, Edo State, in the South-South geopolitical zone of the Federal Republic of Nigeria. The Hospital is to be under the management of the Orthopaedic Hospitals Management Board and affiliated with the University of Benin Teaching Hospital (UBTH) to provide specialized orthopaedic treatment and medical services. Suffice that the establishment of the Orthopedic Hospital, Okhunmwun is warranted as it would serve all the States in the South-South geopolitical zone, and other neighboring States. As things stand, there is no government owned orthopedic hospital that provides specialized orthopaedic treatment and medical services to the entire South-South geopolitical zone (Edo, Delta, Ba elsa, Rivers, Akwa Ibom, and Cross River). The over 29 million people in the South- South access orthopedic treatment at faraway Enugu or Igbobi, Lagos.

A BILL

FOR

AN ACT TO AMEND THE FIRE SERVICE ACT, CAP F29, LAWS OF THE
FEDERATION OF NIGERIA, 2004 TO MAKE PROVISIONS FOR THE
ESTABLISHMENT OF BUILDING FIRE SAFETY MEASURES, REGULATION
AND PENALTY FOR DEFAULT AND FOR RELATED MATTERS

Sponsored by Hon. Unyime Josiah Idem

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows:

- | | | |
|----|---|---|
| 1 | 1. The Fire Service Act, CAP F29 Laws of the Federation of | Amendment of
the Fire Service
Act Cap. F29
LFN, 2004 |
| 2 | Nigeria, 2004 (herein after referred to as the Principal Act) is amended as set | |
| 3 | out in this Bill. | |
| 4 | 2. Section 2 of the Principal Act is amended by adding the word | Amendment of
Section 2 |
| 5 | "management". | |
| 6 | The new section 2 to read as follows- | |
| 7 | “The Fire Service shall be employed for the management, | |
| 8 | extinguishment, control and prevention of fire, the saving and protection of | |
| 9 | life and property and for such other humanitarian and other works as may be | |
| 10 | required of them under the authority of the Minister.” | |
| 11 | 3. Section 5 of the Principal Act is amended by adding a new | Amendment of
Section 5 |
| 12 | paragraph e to further establish the intention of paragraph d. | |
| 13 | The new section 5 (e) to read as follows- | |
| 14 | “give approval for building after thorough perusal of the submitted | |
| 15 | building plan and compliance with provision of necessary fire services | |
| 16 | prevention and management kits and supervision protocols.” | |
| 17 | 4. The initial Section 5(e) of the Principal Act is amended and | |
| 18 | rename as new paragraph f. | |

Amendment of
Section 24

1 **5.** Section 24 of the Principal Act is amended by inserting additional
2 sub- section (4) to read thus:

3 24 (4) Subsequent upon submission for an approval for a building
4 compliance with the fire service protocol, the officials of the Fire service shall
5 charge a particular fee to the intended developer and such funds shall be
6 remitted to the coffers of the Government of the Federation.

Amendment of
Section 28

7 **6.** Section 28 of the Principal Act is hereby amended by renaming the
8 provision as Section 28 (1) to read thus:

9 28 (1) Any person who contravenes or fails to comply with any of the
10 provisions of this Act, or with any regulation or requirement made thereunder,
11 for which no other penalty is specifically provided shall be guilty of an offence
12 and on summary conviction thereof shall be liable to a fine not exceeding forty
13 naira or to imprisonment for a term not exceeding two months or to both such
14 fine and imprisonment.

15 **7.** Section 28 of the Principal Act is hereby further amended as
16 follows:

17 28 (1) Any person who contravenes or fails to comply with any of the
18 provisions of this Act, or with any regulation or requirement made thereunder,
19 for which no other penalty is specifically provided shall be guilty of an offence
20 and on summary conviction thereof shall be liable to a fine not exceeding Five
21 Hundred Thousand Naira or to imprisonment for a term not exceeding two
22 months or to both such fine and imprisonment.

23 **8.** Section 28 of the Principal Act is hereby and further amended by
24 inserting Section 28 (2) to read thus:

25 Any person who contravenes or fails to comply with the provisions of Section 5
26 (e) of this Bill, or with any regulation or requirement made thereunder shall be
27 guilty of an offence and on summary conviction thereof shall be liable to a fine
28 not exceeding Five Hundred Thousand Naira or to imprisonment for a term not
29 exceeding five months or to both such fine and imprisonment.

1 **9.** This Bill may be cited as Fire Service Act (Amendment) Bill, Citation
2 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the provisions of the Fire Service Act, Cap. F29, Laws of the Federation of Nigeria, 2004 and make provisions for the establishment of building fire safety measures, regulations and penalty for default.

A BILL

FOR

AN ACT TO AMEND NATIONAL PRODUCTIVITY CENTRE ACT CAP N70,
LAWS OF THE FEDERATION OF NIGERIA, 2004 IN ORDER TO EMPOWER THE
CENTRE TO DESIGN, SET UP AND OPERATES PRODUCTIVITY GUIDELINE FOR
TRAINING, CERTIFICATION OF ALL CERTIFIED ARTISANS AND TECHNICIANS
AND TO ESTABLISH A REGISTRY FOR THE REGISTRATION OF QUALIFIED
MEMBERS AND FOR RELATED MATTERS

Sponsored by Hon. Simon Chukwuemeka Atigwe

[] Commencement

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

- 1 **1.** The National Productivity Centre Act, Cap.70 Laws of the Amendment of
2 Federation of Nigeria (in this Bill referred to as "the Principal Act") is the Principal Act
3 amended as set out in this Bill.
- 4 **2.** Section 4(2) of the Principal Act is amended by inserting new Amendment of
5 paragraphs "(k)" and "(q)" after the existing paragraph (j)- Section 4
6 "(k) to design, set up and operate guidelines for the training,
7 certification, registration and periodical licensing of all categories of
8 Artisans and Technicians nationwide;
9 (l) equip state and local government offices of the centre as it may
10 deem fit for maintaining and publishing registers of certified and licensed
11 Technicians and Artisans nationwide;
12 (o) train, recognize, license and certify such persons that are
13 experienced in particular trades, Artisan or Technicians and recommend
14 qualified persons for certification;
15 (p) to work in co-operation with the National Board for Technical
16 Education, Industrial Training Fund and other stakeholders in setting out
17 and publishing periodical and, directives for Artisan and Technicians

	1	certification; and
	2	(q) to prescribe minimum national standard for training and
	3	certifications in Nigeria."
Amendment of Section 8	4	3. Section 8 of the principal Act is amended by inserting new sub-
	5	section "(3)".
	6	(3) The centre shall has powers to generate revenue through
	7	certification of programs, and establishment of registry.
Certification and provision of guideline	8	4. A new "section 15" is inserted immediately after the existing
	9	Section 14 of the principal Act, it provides thus; The centre shall certify and
	10	provide guideline for all artisans, welders, technicians, fabricators etc in
	11	Nigeria.
Re-numbering of the Principal Act	12	5. Sections 15 of the principal Act is re-numbered as Section 16,
	13	Section 16 of the principal Act is re-numbered as Section 17, while Section 17
	14	of the principal is re-numbered as Section 18, and Section 18 of the principal
	15	Act is re-numbered as section 19.
Citation	16	6. This Bill may be cited as National Productivity Centre Act
	17	(Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend National Productivity Centre Act Cap N70, Laws of the Federation of Nigeria, 2004 in order to empower the Centre to design, set up and operates productivity guideline for training, certification of all certified Artisans and Technicians and to establish a Registry for the registration of qualified members for effective training and monitoring.

A BILL

FOR

AN ACT TO AMEND THE TRADE DISPUTES ACT CAP. T8 LAWS OF THE
FEDERATION OF NIGERIA 2004 TO PROHIBIT MEDICAL PRACTITIONERS IN
THE EMPLOYMENT OF FEDERAL, STATE AND LOCAL GOVERNMENTS (AS
EMPLOYEES IN THE ESSENTIAL SERVICES SECTOR) FROM EMBARKING ON
STRIKE AND TO ACCELERATE ADMINISTRATIVE AND JUDICIAL
PROCEEDINGS IN THE DETERMINATION OF TRADE DISPUTES INVOLVING
THEM AND FOR RELATED MATTERS

Sponsored by Hon. Simon Chukwuemeka Atigwe

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows:

- 1 1. Section 17 of the Trade Disputes Act Cap. T8 Laws of the
2 Federation of Nigeria 2004 (in this Bill referred to as "the principal Act") is
3 hereby amended as follows:
- 4 (a) By renumbering the original section 17 as section 17(1);
- 5 (b) By the insertion of the following new subsection (2):
- 6 “Where a trade dispute has been declared by an organisation of
7 medical practitioners employed by or under the Government of the
8 Federation or of a State or of a local government or any municipal or
9 statutory authority in a government hospital or medical centre or otherwise
10 in the treatment of the sick or the prevention of disease or the Minister has
11 received a report of a dispute concerning such an organisation, the
12 organisation may approach the National Industrial Court for a resolution of
13 the dispute provided that at the time of the organisation's approach to the
14 Court, the Minister is also notified by the organisation and all processes are
15 served on all the parties”.
- 16 (c) By the insertion of the following new subsection (3):

Amendment of
the Principal Act

	1	“Subject to the requirement of fair hearing, the National Industrial
	2	Court may abridge procedures and time stipulations for the purpose of a speedy
	3	resolution of the dispute”.
Amendment of Section 49	4	2. Section 49 of the Principal Act is hereby amended by the insertion
	5	of the following new subsection (3):
	6	“This Act shall apply to any medical practitioner employed by or
	7	under the Government of the Federation or of a State or of a local government
	8	or any municipal or statutory authority in a government hospital or medical
	9	centre or otherwise in the treatment of the sick or the prevention of disease but
	10	no such legal practitioner shall embark on an industrial action”.
Citation	11	3. This Bill may be cited as the Trade Disputes Act (Amendment) Bill,
	12	2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend sections 17 and 49 of the trade disputes Act Cap. T8 Laws of the Federation of Nigeria 2004 to prohibit Medical Practitioners in the employment of federal, state and local governments (as employees in the essential services sector) from embarking on strike given its usual catastrophic consequences and at the same time accelerate administrative and judicial proceedings in the determination of trade disputes involving them.

FEDERAL ROAD SAFETY COMMISSION COMMAND AND
STAFF COLLEGE BILL, 2021
ARRANGEMENT OF SECTIONS

Section:

PART I - ESTABLISHMENT OF THE FEDERAL ROAD SAFETY
COMMISSION COMMAND AND STAFF COLLEGE

1. Establishment of the Federal Road Safety Commission Command and Staff College
2. Establishment of the Governing Board of the College
3. Membership of the Board
4. Functions and powers of the Board
5. Removal of a member of the Board
6. First Meetings of the Board and College
7. Establishment, Objectives and functions of the college Management
8. Savings and transfer of liabilities, etc
9. Provision of library facilities

PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE COLLEGE

10. Appointment and tenure of the Commandant of the College
11. Appointment and tenure of the Deputy Commandant of the College
12. Appointment of Heads of Departments, Schools and Units of the College
13. Service in the College to be pensionable

PART III - FINANCIAL PROVISIONS

14. Fund of the College
15. Power to accept gifts
16. Borrowing power
17. Annual estimates, accounts and audit

PART IV - MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

18. Employment of staff, etc.
19. Pre-action notice
20. Service of Execution order
21. Indemnity provision
22. Interpretation
23. Short title

SCHEDULE

Proceedings of the Board

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL ROAD SAFETY COMMISSION
COMMAND AND STAFF COLLEGE, IBADAN TO SERVE AS A HIGH LEVEL
CENTER FOR TRAINING OF FEDERAL ROAD SAFETY CORPS PERSONNEL,
PERSONNEL OF STRATEGIC SISTER AGENCIES, RELEVANT MINISTRIES,
DEPARTMENTS AND AGENCIES AND AS A CENTRE OF RESEARCH IN ROAD
TRAFFIC ADMINISTRATION AND SAFETY MANAGEMENT AND FOR RELATED
MATTERS

Sponsored Hon. Akinfolarin Mayowa Samuel

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows:

PART I - ESTABLISHMENT OF THE FEDERAL ROAD SAFETY

COMMISSION COMMAND AND STAFF COLLEGE

- | | |
|---|--|
| <p>1 1.-(1) There is hereby established a body to be known as the</p> <p>2 Federal Road Safety Commission Command and Staff College, Ibadan (in</p> <p>3 this Act referred to as "the College") which shall have the functions assigned</p> <p>4 to it by this Act.</p> | <p>Establishment
of the Federal
Road Safety
Commission
Command and
Staff College</p> |
| <p>5 (2) The College-</p> <p>6 (a) shall be a body corporate with perpetual succession;</p> <p>7 (b) shall have a common seal; and</p> <p>8 (c) may sue or be sued in its corporate name.</p> | |
| <p>9 2. There is established for the College a Governing Board to be</p> <p>10 known as the Federal Road Safety Commission Command and Staff College</p> <p>11 Governing Board (in this Act referred to as "the Board")</p> | <p>Establishment
and Membership
of the Governing
Board of the
College</p> |
| <p>12 3.-(1). The Board shall consist of-</p> <p>13 (a) a Chairman who shall be the Secretary to the Government of the</p> <p>14 Federation;</p> | <p>Membership of
the Board</p> |

Functions and
Powers of the
Board

- 1 (b) the Corps Marshal of the Federal Road Safety Corps;
- 2 (c) Deputy Corps Marshal in charge of training at Federal Road
- 3 Safety Corps Headquarters;
- 4 (d) a retired Commandant of the College;
- 5 (e) a representative from Road Safety Stakeholders namely; Federal
- 6 Ministry of Works and Housing, Federal Ministry of Transport and Federal
- 7 Ministry of Finance;
- 8 (f) the Commandant of the College who shall be a member and serve
- 9 as Secretary of the Board: Provided that service on the Board shall be on part
- 10 time basis.
- 11 (2) The supplementary provisions set out in the Schedule to this Act
- 12 shall have effect with respect to the proceedings of the Board and other matters
- 13 mentioned therein.
- 14 **4.-(1)** The government of the College and the direction of its affairs
- 15 shall vest in the Board.
- 16 (2) Without prejudice to the generality of subsection (I) of this section
- 17 and subject to provisions of this Act, it shall be the responsibility of the Board to
- 18 consider and approve-
- 19 (a) the long-range plan of activities of the College;
- 20 (b) the programme of studies, courses and research to be undertaken
- 21 by the College;
- 22 (c) the annual budget of the College;
- 23 (d) the investment plans of the College;
- 24 (e) engage top quality lecturers, Instructors and other staff of
- 25 international standard aimed at creating a center of excellence in mandate
- 26 fields of study and
- 27 (f) appoint other academic and administrative staff of the College
- 28 either permanently or by secondment.
- 29 (3) The Board shall have the power to approve curricula and
- 30 programmes to be taught in the College.

1 (4) The Board shall have power over all matters pertaining to
2 training, assessment, certification, award of pass Staff College (psc) of
3 various grades and withdrawal of participants and its decision shall be final.

4 (5) The Board may make regulations generally for the carrying out
5 of the objectives of this Act and in particular make regulations relating to
6 maintenance of discipline among staff of the College, the qualification for
7 the appointment of members of the College, promotion and incidental
8 matters thereto.

9 (6) The Board shall be charged with the responsibility for policy
10 making.

11 **5.-(1)** The office of a member of the Board shall become vacant if:

Removal of
Members of the
Board

12 (a) He ceases to hold the office on the basis of which he became a
13 member of the Board;

14 (b) The Board is satisfied that it is not in the interest of the College
15 or of the public for the person to continue in the office as a member of the
16 Board.

17 (2) Where the Board is satisfied that a member of the Board should
18 be removed from office on grounds of misconduct or inability to perform the
19 functions of his office, the Board shall by simple majority vote suspend or
20 remove such member from office.

21 **6.-(1)** The Board shall meet as and when required for the
22 performance of its functions under this Act and in accordance with the
23 provisions of the first schedule to this Act.

First Meetings
of the Board and
the College
Management

24 (2) The first meetings of the Board under this Act shall be convened
25 by the Chairman in such manner as he may determine.

26 (3) The first meetings of the College Management under this Act
27 shall be convened by the Commandant on such date and in such manner as
28 he may determine.

Establishment,
Membership,
Objectives and
functions of the
College
Management

- 1 7.-(1) There is established for the College a body to be known as the
- 2 College Management (hereinafter referred to as "the College Management").
- 3 (2) The membership of the College Management shall as follows:
- 4 (a) The Commandant who shall be the Chairman;
- 5 (b) The Deputy Commandant;
- 6 (c) The General Staff Officer I who shall serve as the Secretary.
- 7 (3) The objectives of the College shall be:
- 8 (a) to serve as an international center to train management level
- 9 officers of the Federal Road Safety Corps (in this Act referred to as:" the
- 10 Corps"), Strategic Sister Agencies, relevant Ministries, Departments and
- 11 Agencies and as a Centre for Road Safety Research and Traffic Management;
- 12 (b) to develop the professional knowledge and understanding of the
- 13 Corps personnel, Strategic Sister Agencies, relevant Ministries, Departments
- 14 and Agencies for training at the College in order to prepare and equip them for
- 15 appointment to appropriate positions and promotions in the respective service
- 16 to which they belong;
- 17 (c) to prepare and equip personnel of the Corps, strategic Sister
- 18 Agencies, relevant Ministries, Departments and Agencies for training at the
- 19 College to function effectively, both in command and on general staff duties.
- 20 (4) For the purposes of carrying out the functions specified in
- 21 subsection (1) of this section, the College shall have power to-
- 22 (a) conduct intermediate and Senior courses for operational level
- 23 officers of the Corps, Strategic Sister Agencies, relevant Ministries,
- 24 Departments and Agencies with a view to expanding their knowledge of the
- 25 operational and tactical frame work within which road traffic administration
- 26 and safety management may be carried out;
- 27 (b) conduct short term courses for selected personnel of the Corps,
- 28 strategic Sister Agencies, relevant Ministries, Departments and Agencies with
- 29 a view to expanding their knowledge of the operational and tactical frame work
- 30 within which road traffic administration and safety management may be

1 carried out and award certificates as appropriate;

2 (c) award certificates on completion which shall authorize a
3 participant to use the designated words and letters "passed staff college
4 "(psc) for senior course participants and" passed junior course" (psc) for
5 junior course participants respectively; and "passed staff college daga"
6 (psc+) for Directing Staff who have served in the college for 2 years
7 consistently without break;

8 (d) the pioneer Commandant of the College shall be awarded
9 "passed staff college daga" in recognition of pioneering efforts;

10 (e) withdraw participants who, by their academic or moral
11 conduct, the College in its judgment, considers unworthy of the award of psc
12 or psc+ or jpsc of the College;

13 (f) enter into collaborative ventures, affiliate with, and establish
14 linkages with other institutions and/or persons for the purpose of building
15 capacity in any area of the College;

16 (g) develop and mount programmes and all such other activities
17 which shall promote excellence in the College;

18 (h) conduct other action oriented programmes whether on a
19 continuing or ad hoc basis and award certificate for any other category of
20 officers with a view to promoting understanding and exchange of views,
21 ideas and experience among them on road traffic administration and safety
22 management;

23 (i) disseminate, by way of publication of books, records, reports or
24 otherwise, information about any part of its activities, to the extent deemed
25 justified by the Board in the interest of Nigeria and generally as a
26 contribution towards knowledge and for better national and international
27 understanding;

28 (j) promote or undertake any other activity which, in the opinion of
29 the College Management, is calculated to help achieve the objectives of the
30 College;

1 (k)to admit student officers from the Corps to follow the courses of study at the
2 College;

3 (l) to admit student officers from other strategic sister agencies,
4 relevant Ministries, Departments and Agencies within and outside Nigeria to
5 follow the courses of study at the College and where necessary to levy such fees
6 as are prescribed;

7 (m) to conduct study tours for participants locally and internationally,
8 aimed at enhancing learning and comparative best practices in road traffic
9 management, safety administration and national security;

10 (n) to conduct examinations for the purpose of ascertaining the
11 student officers/participants admitted under paragraphs (a), (b) and (f), who
12 have acquired proficiency in the selected course of study;

13 (o) to erect, equip and maintain for the purposes of the College,
14 libraries, Information Technology Center, Work Production Center, Museum,
15 Medical Centre, laboratories, Mess, Sports Center and other recreational
16 facilities etc;

17 (p) to create other posts as may be required for the efficient
18 functioning of the College.

Savings and
transfer of
liabilities, staff,
etc.

19 **8.-(1)** The statutory functions, rights, interests, obligations and
20 liabilities of the College existing before the commencement of this Act under
21 any contract or instrument or in law or in equity apart from any contract or
22 instrument shall, by virtue of this Act, be deemed to have been assigned to and
23 vested in the College established by section 1 of this Act.

24 (2) Any such contract or instrument as mentioned in subsection (1) of
25 this section, shall be of the same force and effect against or in favor of the
26 College established by this Act and shall be enforceable as fully and effectively
27 as if instead of the College existing before the commencement of this Act, the
28 College established by this Act has been named therein or had been a party
29 thereto.

30 (3) The College established by this Act shall be subject to all the

1 obligations and liabilities to which the College existing before the
2 commencement of this Act was subject to immediately before the
3 commencement of this Act and all other persons shall have the same rights,
4 powers and remedies against the College established by this Act as they had
5 against the College existing before the commencement of this Act.

6 (4) Any proceeding or cause of action pending or existing
7 immediately before the commencement of this Act, by or against the
8 College existing before the commencement of this Act in respect of any
9 right, interest, obligation or liability of the College existing before the
10 commencement of this Act may be continued or, as the case may be,
11 commenced against the College established by this Act and any
12 determination of a court of law, tribunal or other authority or person may be
13 enforced by or against the College established by this Act to the same extent
14 that such proceedings or cause of action or determination might have been
15 continued, commenced or enforced by or against the College existing before
16 the commencement of this Act.

17 (5) All assets, funds, resources and other movable or immovable
18 property which immediately before the commencement of this Act, were
19 vested in the College existing before the Commencement of this Act shall by
20 virtue of this Act and without further assurance, be vested in the College
21 established by this Act.

22 (6) Any person who immediately before the coming into force of
23 this Act is the holder of any office in the College existing before the
24 commencement of this Act shall on the commencement of this Act, continue
25 in office and be deemed to have been appointed to his office by the College
26 established by this Act unless the authority by which the person was
27 appointed terminates the appointment.

28 **9.** The College shall establish and maintain a library comprising
29 such books, records, reports and other publications as may be directed by the
30 Board for the advancement of knowledge in the areas of work undertaken by

Provision of
library facilities

Appointment
and tenure of
the Commandant

1 it, for research purposes and for other purposes connected with the functions
2 conferred on the College by or in pursuance of this Act.

3 **PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE COLLEGE**

4 **10.-(1)** The Corps Marshal shall appoint for the College, a
5 Commandant, who shall be a member of the Corps.

6 (2) A person to be appointed the Commandant for the College shall
7 not be below the rank of Assistant Corps Marshal of the Corps with a minimum
8 qualification of Master Degree from a recognized university

9 (3) The appointment and removal from office of the Commandant
10 shall be in accordance with the Corps posting.

11 (4) The Commandant shall-

12 (a) make available to the Board such information as to the activities of
13 the College as the chairman of the Board may require;

14 (b) authorizing programmes and plans for giving effect to policies
15 approved by the Board or to any direction of the Board, subject to all or any of
16 the powers in this section as may be delegated to him by the Board.

17 (5) The fact that any power has been delegated to the Commandant
18 pursuant to sub- section (4) of this section shall not preclude the Board from
19 exercising the same power in any special case.

20 (6) The powers referred to in subsection (5) of this section shall
21 include- the executive control over personnel of the Corps and civilian staff of
22 the-

23 (a) College;

24 (b) the supervision of accounts and records of the College;

25 (c) the preparation for approval of programmes and plans necessary to
26 carry into effect approved policies or any directives of the Board;

27 (d) the interpretation of such policies to other staff of the College;

28 (e) the making of any staff recommendations to the Board; and

29 (f) the establishment of organizational structures, committees and
30 definition of duties thereof:

1 Provided that nothing in this Act shall be deemed to preclude the Federal
2 Road Safety Corps from exercising any power of command over the
3 Commandant of the College.

4 (7) The Commandant shall be-

5 (a) Assistant Corps Marshal with a minimum of Masters' degree
6 and in addition must have attended the National Institute for Policy and
7 Strategic studies or National Defense College; and awarded mni or fdc
8 respectively;

9 (b) the chief executive and accounting officer, responsible for the
10 disbursement of the finances of the College; and

11 (c) responsible to the Board for the day-to-day management of the
12 affairs of the College.

13 **11.-(1)** There shall be appointed for the College, by the Corps Appointment
14 Marshal a Deputy Commandant who is the Director of Studies, whose and tenure of
15 appointment and removal from office shall be in accordance with the Corps Deputy
16 posting. Commandant
of the College

17 (2) The Deputy Commandant shall be a serving officer of the
18 Corps and shall be of the rank of a Corps Commander.

19 (3) The Commandant and Deputy Commandant shall not be
20 appointed from the same geo-political zone of Nigeria.

21 (4) The Deputy Commandant shall, in addition to deputizing for
22 the Commandant, be responsible to the Commandant for-

23 (a) organizing and conducting the courses and studies undertaken
24 by the College; and

25 (b) the collation and publication of course materials and other
26 publications relating thereto.

27 **12.-(1)** There shall be established for the College, departments, Appointment
28 schools and special Units as may from time to time be determined by the of Heads of
29 College Management subject to the approval of the Board. Departments,
Schools, Directing
Staff and Special
Unit of the College

30 (2) The appointment of Heads of Department, Schools, Chief

1 Instructors, Directing Staff, Staff Officers 1 and Heads of special units shall be
2 by the Corps Marshal. Such categories of officers shall serve for only two years
3 in the college.

Service in the
College to be
pensionable

4 **13.** Notwithstanding the provisions of the Pensions Act it is hereby
5 declared that the service in the College shall be approved service for the
6 purpose of this Act and, accordingly, officers and other persons employed in
7 the College shall in respect of their service in the College be entitled to
8 pensions, gratuities and other retirement benefits as are applicable to persons
9 holding equivalent grades in the public service of the Federation, so however
10 that nothing in this Act shall prevent the appointment of a person to any office
11 on terms which preclude the grant of a pension and gratuity in respect of that
12 office.

PART III - FINANCIAL PROVISIONS

Funds of the
College

14 **14.-(1)** The College shall maintain a fund which shall be applied
15 towards the achievement of the objectives specified in this Act.

16 (2) There shall be paid and credited to the fund established pursuant to
17 subsection (I) of this section-

18 (a) Budgetary allocations;

19 (b) such sums as may be provided by the Government of the
20 Federation or of a State for payment into the fund;

21 (c) fees charged for services rendered by the College; and

22 (d) all sums accruing to the College by way of gifts, testamentary
23 disposition and endowments or contributions from philanthropic persons or
24 organizations or otherwise howsoever.

Power to accept
gifts

25 **15.-(1)** The College may accept any gift(s) of land, money, books,
26 journals and other publications or other property upon such terms and
27 conditions, if any, as may be specified by the persons or organization making
28 the gift.

29 (2) The College shall not accept any gift if the conditions attached by
30 the person or organization making the gift to the acceptance thereof, are

1 inconsistent with the aims and objectives of the College or its position as a
2 non-partisan institution free from any undue external influence.

3 **16.-(1)** The Board may, with the consent or in accordance with any Borrowing
power
4 general authority given by the President, borrow by way of loan or overdraft
5 from any source any specified amount of money required by the College for
6 meeting its obligations and discharging its functions under this Act so
7 however that where the sum or the aggregate of the sums involved at anyone
8 time does not exceed fifty million naira (N50,000,000) or its equivalent no
9 such consent or authority shall be required.

10 (2) The Board may, subject to the provisions of this Act and the
11 conditions of any trust created in respect of any property, invest all or any of
12 its funds with the like consent or general authority as are mentioned in
13 subsection (1) of this section.

14 (3) The Board may invest any surplus funds of the College in such
15 securities as may, from time to time, be approved by the Board for the benefit
16 of the College.

17 **17.-(1)** The Board shall cause to be prepared not later than 30 June Annual estimates,
accounts and
audit
18 in each year or as may be prescribed from time to time by Federal
19 Government directive on submission of budget input by agencies and/or
20 institutions of Federal Government, an estimate of the expenditure and
21 income of the College during the next succeeding financial year and when
22 prepared, they shall be submitted to the National Assembly for approval.

23 (2) The Board shall cause to be kept proper accounts and proper
24 records in relation thereto and when certified by the Board such accounts
25 shall be audited as provided in subsection (3) of this section.

26 (3) The accounts of the College shall be audited as soon as directed,
27 or within six months after the end of each financial year by auditors
28 appointed from the list of qualified auditors and in accordance with the
29 guidelines supplied by the Auditor-General for the Federation by the Board.

	1	PART IV - MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS
Employment of staff, etc.	2	18. -(1) The Commandant may, subject to the provisions of this Act,
	3	employ and/or engage such number and category of officers and other
	4	employees or guest lecturer(s) as may be expedient and necessary for the
	5	proper and efficient conduct of the functions of the College with the approval
	6	of the Board.
	7	(2) The Board may make staff regulations relating generally to the
	8	terms and conditions of service of the employees of the College and without
	9	prejudice to the generality of the foregoing, such regulations may provide for-
	10	(a) the appointment, remuneration, promotion and disciplinary
	11	control of employees of the College;
	12	(b) the remuneration and tenure of office of the employees of the
	13	College; and measures conditions applicable,
	14	(c) appeals by such employees against dismissal or other disciplinary
	15	and until such regulations are made, any instrument relating to the of service of
	16	officers in the public service of the Federation shall be with such modifications
	17	as may be necessary to the employees of the College: Provided that nothing in
	18	this Act shall preclude the application of the Federal Road Safety Corps
	19	Disciplinary Procedure, as it applies to the Corps personnel of the College.
	20	(3) The Commandant of the College shall have power to convene and
	21	constitute a Federal Road Safety Corps Disciplinary Panel in matters of
	22	discipline affecting the Corps personnel of the College and forward same to the
	23	National Headquarters of the Corps for necessary action.
	24	(4) The Commandant shall make recommendation to the Governing
	25	Board of the College on any matter involving appointment, promotion and
	26	discipline of staff who are not members of the Corps.
Pre-action notice	27	19. No suit shall be commenced against the College on or before the
	28	expiration of a period of one month after written notice of intention to
	29	commence the suit shall have been served upon the College by the intending
	30	plaintiff or his agent, and the notice shall explicitly state:

1 (a) the cause of action;
2 (b) the particulars of the claim;
3 (c) the name and place of abode of the intending plaintiff; and
4 (d) the relief which he claims.

5 **20.** In any action or suit against the College, no execution shall be Service of
6 levied or attachment Process issued against the College unless not less than Execution order
7 30 days' notice of the intention to execute or attach property has been given
8 to the College.

9 **21.** A member of the Board, Principal officer and other staff or
10 employee of the College shall be indemnified out of the assets of the College
11 against any proceedings brought against him in his capacity as a member of
12 the Board, Principal officer or employee of the College where the act
13 complained of is not ultra vires his powers.

14	22. In this Act, unless the context otherwise requires-	Interpretation
15	"Board" means the Governing Board of the College constituted under	
16	section 2 of this Act;	
17	"Chairman" means the chairman of the Board;	
18	"President" means the President and Commander-in-Chief of the Armed	
19	Forces Federal Republic of Nigeria.	

20 **23.** This Bill may be cited as Federal Road Safety Commission Short title
21 Command and Staff College Bill, 2021.

1 SCHEDULE

2 *Proceedings of the Board*

3 1.-(1) Subject to this Act and to section 27 of the Interpretation Act
4 (which provides for the decisions of a statutory body to be taken by a majority
5 of the members of the body and for the persons presiding to have a second or
6 casting vote), the Board may make standing orders regulating the proceedings
7 of the Board or of any committee thereof.

8 (2) The quorum of the Board shall be the Chairman, the Secretary and
9 three other members, and the quorum of any committee of the Board shall be
10 determined by the Board.

11 2.-(1) The Board shall meet not less than two times in each year and
12 subject thereto, the Board shall meet whenever it is summoned by the
13 chairman, and if the chairman is required to do so by notice-given to him by not
14 less than three other members, he shall summon a meeting of the Board to be
15 held within seven days from the date on which the notice is given.

16 (2) At any meeting of the Board, the chairman shall preside but if he is
17 absent, the most senior member present at the meeting shall preside.

18 3. Where the Board wishes to obtain the advice of any person on any
19 particular matter, the Board may co-opt him as a member for such period as it
20 thinks fit, but a person who is a member by virtue of this sub-paragraph shall
21 not be entitled to vote at any meeting of the Board and shall not count towards a
22 quorum.

23 4.-(1) The Board may appoint one or more committees to carry out on
24 behalf of the Board, such of its functions as the Board may determine.

25 (2) A committee appointed under this paragraph shall consist of such
26 number of persons as may be determined by the Board and not more than one
27 third of those persons may be persons who are not members of the Board; a
28 person other than a member of the Board shall hold office on the committee in
29 accordance with the terms of the instrument of his appointment.

1 (3) A decision of a committee of the Board shall be of no effect until
2 it is confirmed by the Board.

3 5. The fixing of the seal of the College shall be authenticated by
4 the signature of the chairman or some other member authorized generally or
5 specially by the Board for that purpose.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal Road Safety Commission Command and Staff College, Ibadan to serve as a high level center for training of Federal Road Safety Corps personnel, personnel of Strategic Sister Agencies, relevant Ministries, Departments and Agencies and as a Centre of Research in Road Traffic Administration and Safety Management.

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE
OREGBENI, IKPOBA-OKHA , EDO STATE TO MAKE COMPREHENSIVE
PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR
RELATED MATTERS

Sponsored by Hon. Jude Ise-Idehen

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL
2 UNIVERSITY OF AGRICULTURE OREGBENI, IKPOBA-OKHA, EDO STATE

3 1.-(1) There is hereby establish Federal University of Agriculture
4 Oregbeni, Ikpoba-Okha, Edo State (in this Act referred to as “the
5 University”).

Establishment
and Objects of
the Federal University
of Agriculture
Oregbeni, Ikpoba-
Okha, Edo State

6 (2) The University-

7 (a) shall be a body corporate with perpetual succession and a
8 common seal; and

9 (b) may sue or be sued in its corporate name.

10 2. The objects of the University shall be to-

Objects of the
University

11 (a) encourage the advancement of learning and to hold out to all
12 persons without distinction of race, creed, sex or political conviction the
13 opportunity of acquiring higher education in Agriculture;

14 (b) to develop and offer academic and professional programmes
15 leading to the award of diplomas, first degrees, post-graduate research and
16 higher degrees with emphasis on planning, adaptive, technical,
17 maintenance, developmental and productive skills in the engineering,
18 scientific, and allied professional disciplines relating to Agriculture
19 resources with the aim of producing socially mature men and women with

1 capability not only to understand, use and adapt existing technologies in the
2 Agriculture, but also to improve on them and develop new ones;

3 (c) to act as agents and catalysts, through post-graduate training,
4 research and innovation for the effective and economic utilization, exploitation
5 and conservation of the country's Agriculture resources;

6 (d) to offer to the general population particularly in the area
7 Agriculture as a form of public service, the results of training and research and
8 to foster the practical applications of these results;

9 (e) to establish appropriate relationships with other national
10 institutions involved in training, research and development of technologies in
11 the Agriculture sector;

12 (f) to identify the problems and needs of the Agriculture sector in
13 Nigeria and to find solutions to them within the context of overall national
14 development;

15 (g) to provide and promote sound basic scientific training as a
16 foundation for the development of Agriculture in Nigeria, taking into account
17 indigenous cultures and the need to enhance national unity;

18 (h) to encourage and promote scholarship and conduct research in
19 restricted fields of learning and human endeavor;

20 (i) to relate its activities to the technological, social, cultural and
21 economic needs of the people of Nigeria; and

22 (j) to undertake any other activities appropriate for an Agriculture
23 university of the highest standard.

Constitution of
the University
and its Constituent
Bodies, etc.

24 **3.-(1)** The University shall consist of-

25 (a) a Chancellor;

26 (b) a Pro-Chancellor and a Council;

27 (c) a Vice Chancellor and a Senate;

28 (d) a Deputy Vice-Chancellor;

29 (e) a body to be called Congregation;

30 (f) a body to be called Convocation;

- 1 (g) the campuses and colleges of the University;
- 2 (h) the faculties, schools, institutes and other teaching and research
- 3 units of the University;
- 4 (i) the persons holding the offices constituted by the First Schedule
- 5 to this Act other than those mentioned in paragraphs (a) to (c) of this
- 6 subsection;
- 7 (j) all graduates and undergraduates; and
- 8 (k) all other persons who are members of the University in
- 9 accordance with provisions made by Statute in that behalf.
- 10 (2) The First Schedule to this Act shall have effect with respect to
- 11 the Principal Officers of the University mentioned therein.
- 12 (3) Provision shall be made by Statute with respect to the
- 13 constitution of the following bodies, namely-
- 14 (a) the Council;
- 15 (b) the Senate;
- 16 (c) the Congregation; and
- 17 (d) the Convocation.
- 18 **4.-(1)** For the carrying out of its objects as specified in Section 2 of
- 19 this Act, the University shall have power to-
- 20 (a) establish such campuses, colleges, faculties, institutes, schools,
- 21 extra-mural departments and other teaching and research units within the
- 22 University as may from time to time seem necessary or desirable, subject to
- 23 the approval of the National Universities Commission;
- 24 (b) institute professorships, readerships and associate
- 25 professorships, lectureships and other posts and offices and to make
- 26 appointments thereto;
- 27 (c) institute and award fellowships, scholarships, exhibitions,
- 28 bursaries, medals, prizes and other titles, distinctions, awards and forms of
- 29 assistance;

Powers of the
University

1 (d) provide for the residence, discipline and welfare of members of
2 the University;

3 (e) hold examinations and award degrees, diplomas, certificates and
4 other distinctions to persons who have pursued a course of study approved by
5 the University and have satisfied such other requirements as the University
6 may lay down;

7 (f) award honorary degrees, fellowships or academic titles;

8 (g) demand and receive from any student or any other person
9 attending the University for the purpose of instruction such fees as the
10 University may from time to time determine, subject to the overall directives of
11 the appropriate authority;

12 (h) subject to section 22 of this Act, to acquire, hold, grant, charge or
13 otherwise deal with or dispose of movable and immovable property wherever
14 situate;

15 (i) accept gifts, legacies and donations, but without obligation to
16 accept the same for a particular purpose unless it approves the terms and
17 conditions attaching thereto;

18 (j) enter into contracts, establish trusts, act as trustee, solely or jointly
19 with any other person, and employ and act through agents;

20 (k) erect, provide, equip and maintain libraries, laboratories, lecture
21 halls, halls of residence, refectories, sports grounds, playing fields and other
22 buildings or things necessary, suitable or convenient for any of the objects of
23 the University;

24 (l) hold public lectures and undertake printing, publishing and book
25 selling;

26 (m) subject to any limitations or conditions imposed by Statute, to
27 invest any moneys appertaining to the University by law of endorsement,
28 whether for general or special purposes, and such other moneys as may not be
29 immediately required for current expenditure, in any investments or securities
30 or in the purchase or improvement of land, with power from time to time to vary

1 any such investments and to deposit any moneys for the time being un-
2 invested with any bank on deposit or current account;

3 (n) borrow, whether on interest or not, and if need be, upon the
4 security of any or all of the property movable or immovable of the
5 University, such moneys as the Council may from time to time in its
6 discretion find necessary or expedient to borrow or to guarantee any loan,
7 advances or credit facilities;

8 (o) make gifts for any charitable purpose;

9 (p) do anything which it is authorized or required by this Act or by
10 any other Statute to do; and

11 (q) do all such acts or things, whether or not incidental to the
12 foregoing powers, as may advance the objects of the University.

13 (2) Subject to the provisions of this Act and of the Statutes made
14 thereunder and without prejudice to Section 9 (2) of this Act, the powers
15 conferred on the University by subsection (1) of this section shall be
16 exercisable on behalf of the University by the Council or by the Senate or in
17 any other manner which may be authorized by this Act.

18 **5.-(1)** The Chancellor shall in relation to the University, take Functions of the
Chancellor and
Pro-Chancellor
19 precedence before all other members of the University, and when he is
20 present shall preside at all meetings of convocation held for conferring
21 degrees.

22 (2) The Pro-Chancellor shall, in relation to the University, take
23 precedence before all other members of the University except the
24 Chancellor, and except for the Vice Chancellor when acting as Chairman of
25 Congregation or Convocation, and the Pro-Chancellor shall when he is
26 present, be the Chairman at all meetings of the Council.

27 **6.-(1)** There shall be a Council for the University consisting of: Establishment
and Composition
of Council
28 (a) the Pro-Chancellor;
29 (b) the Vice-Chancellor;
30 (c) the Deputy Vice-Chancellor;

- 1 (d) one person from the Ministry responsible for Education;
- 2 (e) four persons representing a variety of interest and broadly
- 3 representative of the whole Federation;
- 4 (f) four persons appointed by the Senate from among its members;
- 5 (g) two persons appointed by the congregation from among its
- 6 members; and
- 7 (h) one persons appointed by Convocation from among its members.
- 8 (2) Persons to be appointed to the Council shall be persons of proven
- 9 integrity, knowledgeable and familiar with the affairs and tradition of the
- 10 University.
- 11 7.-(1) Subject to the provisions of this Act relating to the Visitor, the
- 12 Council shall be the Governing Body of the University and shall be charged
- 13 with the general control and superintendence of the policy, finances and
- 14 property of the University, including its public relations.
- 15 (2) There shall be a committee of the Council to be known as the
- 16 Finance and General Purposes Committee, which shall, subject to the
- 17 directions of the Council, exercise control over the property and expenditure of
- 18 the Council as the Council may from time to time delegate to it.
- 19 (3) Provision shall be made by Statute with respect to the constitution
- 20 of the Finance and General Purposes Committee.
- 21 (4) The Council shall ensure proper accounts of the University are
- 22 kept and that the accounts of the University are audited annually by auditors
- 23 appointed by the Council from the list and in accordance with guidelines
- 24 supplied by the Auditor-General of the Federation, and that an annual report is
- 25 published by the University together with certified copies of the said accounts
- 26 as audited.
- 27 (5) Subject to this Act and the Statutes, the Council and the Finance
- 28 and General Purposes Committee may each make rules for the purpose of
- 29 exercising any of their respective functions or of regulating their own
- 30 procedure.

Functions of the
Council and its
Finance and
General Purpose

1 (6) Rules made under subsection (5) of this section by the Finance
2 and General Purposes Committee shall not come into force unless approved
3 by the Council, and where any rule so made by the Committee conflict with
4 any directions given by the Council (whether before or after the coming into
5 force of the rules in question), the direction of the Council shall prevail.

6 (7) There shall be paid to the members of the Council, the Finance
7 and General Purposes Committee and of any other committee set up by the
8 Council, allowances in respect of travelling and other reasonable expenses,
9 at such rates as may from time to time be fixed by extant government
10 circulars.

11 (8) The Council shall meet as and when necessary for the
12 performance of its functions under this Act, and shall meet at least four times
13 every year.

14 (9) If required in writing by any five members of the Council, the
15 Chairman shall within twenty-eight days after the receipt of such request
16 call a meeting of the Council:

17 PROVIDED that if after 28 days of the receipt or delivering to him
18 of such request, the chairman fails or neglects to call a meeting, the Registrar
19 shall within 14 days thereof, cause a meeting of the Council to be convened
20 for that purpose. The request shall specify the business to be considered at
21 the meeting and no business not so specified shall be transacted at that
22 meeting.

23 **8.-(1)** Subject to section 5 of this Act and subsections (3) and (4) of
24 this section and to the provisions of this Act relating to the Visitor, it shall be
25 the general function of the Senate to organize and control teaching in the
26 University, admission to Postgraduate courses and other admission of
27 students, the discipline of students and to promote research in the
28 University.

Functions of the
Senate

29 (2) Without prejudice to the generality of the provisions of
30 subsection (1) of this section, it shall in particular be the function of the

1 Senate to make provision for the-

2 (a) establishment, organization and control of campuses, colleges,
3 faculties, departments, schools, institutes and other teaching and research units
4 of the University, and the allocation of responsibility for different branches of
5 learning;

6 (b) organization and control of courses of study in the University and
7 of the examinations held in conjunction with those courses, including the
8 appointment of examiners, both internal and external;

9 (c) award of degrees, and such other qualifications as may be
10 prescribed, in connection with examinations conducted by the University;

11 (d) making of recommendations to the Council with respect to the
12 award to any person of an honorary fellowship or honorary degree or the title of
13 professor emeritus;

14 (e) establishment, organization and control of halls of residence and
15 similar institutions in the University;

16 (f) supervision of the welfare of students in the University and the
17 regulation of their conduct;

18 (g) granting of fellowships, scholarships, prizes and similar awards in
19 so far as the awards are within the control of the University; and

20 (h) determination of what description of dress shall be academic dress
21 for the purposes of the University, and regulating the use of academic dress.

22 (3) The Senate shall not establish any new campus, college, faculty,
23 department, school, institute or other teaching and research units of the
24 University, or any hall of residence or similar institution at the University
25 without the approval of the Council.

26 (4) (a) Subject to this Act and the Statutes, the Senate may make
27 regulations for the purpose of exercising any function conferred on it either by
28 the provisions of this section or for the purpose of providing for any matter for
29 which provision by regulation is authorized or required by this Act or by
30 Statute;

1 (b) The Senate shall, by regulation, provide that at least one of the
 2 persons appointed as examiners at each final or professional examination
 3 held in conjunction with any course of study in the University is not a
 4 teacher at the University but is a teacher at the branch of learning to which
 5 the course relates in some other university of high repute.

6 (5) Subject to a right of appeal to the Council from a decision of the
 7 Senate under this subsection, the Senate may deprive any person of any
 8 degree, diploma or other award of the University which has been conferred
 9 on him if after due enquiry he is shown to have been guilty of any
 10 dishonorable or scandalous conduct in gaining admission into the
 11 University or obtaining that award.

12 **9.-(1)** The Vice-Chancellor shall, in relation to the University, take
 13 precedence before all other members of the University except the
 14 Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any
 15 other person for the time being acting as Chairman of the Council.

Functions of the
Vice-Chancellor

16 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
 17 have general function, in addition to any other functions conferred on him
 18 by this Act or otherwise, of directing the activities of the University, and
 19 shall to the exclusion of any other person or authority be the chief executive
 20 and academic officer of the University and ex-officio Chairman of the
 21 Senate.

22 **PART II - TRANSFER OF PROPERTY**

23 **10.-(1)** All property held by or on behalf of the Provisional Council
 24 shall, by virtue of this subsection and without further assurance, vest in the
 25 University and be held by it for the purpose of the University.

Transfer of
Property to the
University

26 (2) The provisions of the Second Schedule to this Act shall have
 27 effect with respect to the transfer of property by this section and to matters
 28 arising therefrom and with respect to other matters mentioned in that
 29 Schedule.

PART III - STATUTES OF THE UNIVERSITY

Power of the
University to
make Statutes

1
2 **11.**-(1) Subject to this Act, the University may make Statutes for any
3 of the following purposes-

4 (a) making provision with respect to the composition and constitution
5 of any authority of the University;

6 (b) specifying and regulating the powers and duties of any authority
7 of the University, and regulating any other matter connected with the
8 University or any of its authorities;

9 (c) regulating the admission of students where it is done by the
10 University, and their discipline and welfare;

11 (d) determining whether any particular matter is to be treated as an
12 academic or non-academic matter for the purposes of this Act and of any
13 Statute, regulation or other instrument made there-under; and

14 (e) making provision for other matters for which provision by Statute
15 is authorized or required by this Act.

16 (2) Subject to section 25 (6) of this Act, the Interpretation Act shall
17 apply in relation to any Statute made under this section as it applies to a
18 subsidiary instrument within the meaning of section 27 (1) of that Act.

19 (3) The Statute contained in the Third Schedule to this Act shall be
20 deemed to have come into force on the commencement of this Act and shall be
21 deemed to have been made under this section by the University.

22 (4) The power to make Statute conferred by this section shall not be
23 prejudiced or limited in any way by reason of the inclusion or omission of any
24 matter in or from the Statute contained in the Third Schedule to this Act or any
25 subsequent Statute.

Mode of exercising
the power to make
Statutes

26 **12.**-(1) The power of the University to make Statutes shall be
27 exercised in accordance with the provisions of this section.

28 (2) A proposed Statute shall not have the force of law until it has been
29 approved at a meeting of the-

30 (a) Senate, by the votes of not less than two thirds of the members

1 present and voting; and

2 (b) Council by the votes of not less than two thirds of the members
3 present and voting.

4 (3) A proposed Statute may originate either in the Senate or
5 Council, and may be approved as required by subsection (2) of this section
6 by both bodies in no particular order.

7 (4) A Statute which-

8 (a) makes provision for or alters the composition or constitution of
9 the Council, the Senate or any other authority of the University; or

10 (b) provides for the establishment of a new campus or college or for
11 the amendment or revocation of any Statute whereby a campus or college is
12 established;

13 shall not come into operation unless it has been approved by the Visitor.

14 (5) For the purpose of section 2 (2) of the Interpretation Act, a
15 Statute shall be treated as being made on the date on which it is approved by
16 the Council and the Senate in accordance with subsection (3) of this section
17 or in the case of a Statute falling within subsection (4) of this section, on the
18 date on which it is approved by the President.

19 **13.** A Statute may be proved in any court by the production of a Proof of Statute
20 copy thereof bearing or having affixed to it a certificate signed by the Vice-
21 Chancellor or the Registrar to the effect that the copy is a true copy of a
22 Statute of that University.

23 **14.-(1)** In the event of any doubt or dispute arising at any time as to Power to decide
the meaning of
Statute
24 the meaning of any provision of a Statute, the matter may be referred to the
25 Visitor, who shall take such advice and make such decision thereon as he
26 deems fit.

27 (2) The decision of the Visitor on any matter referred to him under
28 this section shall be binding upon the authorities, staff and students of that
29 University and where any question as to the meaning of any provision of a
30 statute has been decided by the Visitor under this section, no question as to

1 the meaning of that provision shall be entertained by any other authority in
2 Nigeria:

3 PROVIDED that nothing in this subsection shall affect the power of a
4 court of competent jurisdiction to determine whether any provision of a statute
5 is wholly or partly void as being ultra vires or as being inconsistent with the
6 Constitution.

7 (3) The foregoing provisions of this section shall apply in relation to
8 any doubt or dispute as to whether any matter is, for the purposes of this Act,
9 academic or a non-academic matter as they apply in relation to any such doubt
10 or dispute as is mentioned in subsection (1) of this section, and accordingly the
11 reference in subsection (2) of this section to any question as to the meaning of
12 any provision of a statute shall include references to any question as to whether
13 any matter is for the said purposes an academic or non-academic matter.

14 PART IV - SUPERVISION AND DISCIPLINE

The Visitor

15 **15.-(1)** The President shall be the Visitor of the University.

16 (2) The Visitor shall as often as the circumstances may require, not
17 being less than once every five years, conduct a visitation of the University or
18 direct that such a visitation be conducted by such persons as the Visitor may
19 deem fit and in respect of any of the affairs of the University.

20 (3) It shall be the duty of the bodies and persons comprising the
21 University to-

22 (a) make available to the Visitor, and to any other persons conducting
23 a visitation in pursuance of this section, such facilities and assistance as he or
24 they may reasonably require for the purpose of the visitation; and

25 (b) give effect to any instructions consistent with the provisions of
26 this Act which may be given by the Visitor in consequence of the visitation.

Removal of certain
Members of the
Council

27 **16.-(1)** If it appears to the Council that a member (other than the Pro-
28 Chancellor or the Vice-Chancellor) should be removed from office on grounds
29 of misconduct or inability to perform the functions of his office, the Council

1 shall make a recommendation to that effect through the Minister of the
2 Agriculture,

3 (2) It shall be the duty of the Minister to use his best endeavors to
4 cause a copy of the instrument embodying a direction under subsection (1)
5 of this section to be served as soon as reasonably practicable on the person to
6 whom it relates.

7 **17.-(1)** If it appears to the Council that there are reasons for
8 believing that any person employed as a member of the academic,
9 administrative or professional staff of the University, other than the Vice-
10 Chancellor, should be removed from office or on grounds of misconduct or
11 inability to perform the functions of his office Council shall-

Removal and
discipline of
Academic,
Administrative
and Professional
Staff

12 (a) give notice of those reasons to the person in question;

13 (b) afford such person an opportunity of making representation in
14 person on the matter to the Council; and

15 (c) take a decision to terminate or not to terminate the appointment.

16 (2) If the affected staff or any three members of the Council so
17 request within a period of one month from the date of receipt of the notice of
18 the Council's decision, the Council shall make arrangements for-

19 (a) a joint committee of the Council and the Senate to review the
20 matter and to report on it to the Council;

21 (b) the person in question to be afforded an opportunity to appear
22 before and be heard by an investigating committee with respect to the
23 matter;

24 and if the Council after considering the report of the investigating
25 committee, is satisfied that the person in question should be removed, the
26 Council may so remove him by an instrument in writing signed on the
27 directions of the Council.

28 (3) The Vice-Chancellor may, in a case of gross misconduct by a
29 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
30 the interest of the University, suspend such member and any such

1 suspension shall immediately be reported to the Council.

2 (4) Any member of staff may be suspended from duty or his
3 appointment may be terminated by Council for a good cause and for the
4 purposes of this subsection “good cause” means-

5 (a) conviction for any offence which the Council considers to be such
6 as to render the person concerned unfit for the discharge of the functions of his
7 office;

8 (b) any physical or mental incapacity which the Council, after
9 obtaining medical advice, considers to be such as to render the person
10 concerned unfit to continue to hold office;

11 (c) conduct of a scandalous or disgraceful nature which the Council
12 considers to be such as to render the person concerned unfit to continue to hold
13 office; or

14 (d) conduct which the Council considers to be such as to constitute
15 failure or inability of the person concerned to discharge the functions of his
16 office or to comply with the terms and conditions of his service.

17 (5) Any person suspended pursuant to subsection (3) of this section
18 shall be on half pay and the Council shall before the expiration of a period of
19 three months from the date of such suspension consider the case against that
20 person and come to a decision as to whether to-

21 (a) continue such person's suspension and if so on what terms
22 (including the proportion of his emoluments to be paid to him);

23 (b) reinstate such person in which case the Council shall restore his
24 full emoluments with effect from the date of suspension;

25 (c) terminate the appointment of the person concerned in which case
26 such a person will not be entitled to the proportion of his emoluments withheld
27 during the period of suspension; or

28 (d) take such lesser disciplinary action against such person (including
29 the restoration of such proportion of his emoluments that might have been
30 withheld) as the Council may determine.

1 (6) Where the Council, pursuant to this section, decides to continue
 2 a person's suspension or decides to take further disciplinary action against
 3 the person, the Council shall, before the expiration of three months from
 4 such decision come to a final determination in respect of the case concerning
 5 such a person.

6 (7) It shall be the duty of the person by whom an instrument of
 7 removal is signed in pursuance of subsection (1) above to use his best
 8 endeavors to cause a copy of the instrument to be served as soon as
 9 reasonably practicable on the person to whom it relates.

10 (8) Nothing in the foregoing provisions of this section shall prevent
 11 the Council from making regulations for the discipline of staff and workers
 12 of the University as may be appropriate.

13 **18.**-(1) If, on the recommendation of the Vice-Chancellor, it
 14 appears to the Senate that a person appointed as an examiner for any
 15 examination of the University ought to be removed from his office or
 16 appointment, then, the Senate may, after affording the examiner an
 17 opportunity of making representations in person on the matter, direct the
 18 Vice-Chancellor to remove the examiner by an instrument in writing signed
 19 by the Registrar.

Removal of
Examiners

20 (2) Subject to the provisions of any regulation made pursuant to
 21 section 8 (4) of this Act, the Vice-Chancellor may, on the recommendation
 22 of Senate, appoint an appropriate person as examiner in the place of the
 23 examiner removed.

24 (3) It shall be the duty of the Registrar on signing an instrument of
 25 removal pursuant to this section, to use his best endeavours to cause a copy
 26 of the instrument to be served as soon as reasonably practicable on the
 27 person to whom it relates.

28 **19.**-(1) Subject to the provisions of this section, where it appears to
 29 the Vice-Chancellor that any student is guilty of misconduct, the Vice-
 30 Chancellor may, without prejudice to any other disciplinary powers

Discipline of
Students

1 conferred on him by Statute or regulations, direct that the-

2 (a) student shall not, during such period as may be specified in the
3 direction, participate in such activities of the University or make use of such
4 facilities of the University as may be so specified;

5 (b) activities of the student shall, during such period as may be
6 specified in the direction, be restricted in such manner as may be so specified;

7 (c) student be rusticated for such period as may be specified in the
8 direction; or

9 (2) Where a direction is given under subsection (1) paragraphs (c) or
10 (d) of this section in respect of any student, the student may, within the
11 prescribed period and in the prescribed manner, appeal against the direction to
12 the Senate.

13 (3) Where an appeal is brought pursuant to subsection (2) of this
14 section, the Senate shall, after causing such inquiry to be made in the matter as
15 the Senate considers just, either confirm or set aside the direction or modify it
16 in such manner as the Senate thinks fit.

17 (4) The fact that an appeal from a direction is brought pursuant to
18 subsection (2) of this section shall not affect the operation of the direction while
19 the appeal is pending.

20 (5) The Vice-Chancellor may delegate his powers under this section
21 to a disciplinary board consisting of such members of the University as he may
22 nominate.

23 (6) Nothing in this section shall be construed as preventing the
24 restriction or termination of a student's activities at the University for conduct
25 which in the opinion of Senate is prejudicial to the interest of the University or
26 to its corporate objective or image.

27 (7) A direction under subsection (1) (a) of this section may be
28 combined with a direction under subsection (1) (b) of this section.

Exclusion or
discrimination
on account of
race, religion, etc.

29 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

30 **20.-(1)** No person shall be required to satisfy requirements as to any of

1 the following matters, that is to say, race (including ethnic grouping) sex,
2 place of birth, family origin, religious or political persuasion, as a condition
3 for becoming or continuing to be a-

4 (a) student in the University;

5 (b) Holder of any degree, appointment or employment in the
6 University; or

7 (c) member of anybody established by virtue of this Act.

8 (2) No person shall be subjected to any disadvantage or accorded
9 any advantage in relation to the University by reference to any of the matters
10 referred to in subsection (1) of this section.

11 (3) Nothing in subsection (1) of this section shall be construed as
12 preventing the University from imposing any disability or restriction on any
13 of the persons specified in subsection (1) of this section where such persons
14 wilfully refuse or fail on grounds of religious belief to undertake any duty
15 generally and uniformly imposed on all such persons or any group of them
16 which duty, having regard to its nature and the special circumstances, is in
17 the opinion of the University reasonably justifiable in the national interest.

18 **21.-(1)** For the purpose of the Land Use Act (which provides for the
19 compulsory acquisition of land for public purposes) any purpose of the
20 University shall be the same as that of the Federation.

Transfer of land
to the University

21 (2) Where an estate or interest in land is acquired by the
22 Government pursuant to this section, the Government may, by a certificate
23 under the hand and seal of the University Agriculture, Oregbeni, Edo State
24 or any other person authorized in that behalf transfer it to the University.

25 **22.** Without prejudice to the provisions of the Land Use Act, the
26 University shall not dispose of or charge any land or an interest in any land
27 (including any land transferred to the University by this Act) except with the
28 prior written consent, either general or special, of the Visitor:

Restriction on
disposal of land
by University

29 PROVIDED that such consent shall not be required in the case of
30 any lease or tenancy at a rack-rent for a term not exceeding twenty-one years

	1	of any lease or tenancy to a member of the University for residential purpose.
Quorum and procedure of bodies established by this Act	2	23. Except as may be otherwise provided by Statute or by Regulation,
	3	the quorum and procedure of any body of persons established by this Act shall
	4	be such as may be determined by that body.
	5	24.-(1) Anybody of persons established by this Act shall, without
Appointment of Committees, etc.	6	prejudice to the generality of the powers of that body, have power to appoint
	7	committees, which need not consist exclusively of members of that body and
	8	authorize a committee established by it to-
	9	(a) exercise on its behalf, such of its functions as it may determine;
	10	and
	11	(b) co-opt members and direct whether or not co-opted members shall
	12	be entitled to vote in that committee.
	13	(2) Any two or more such bodies may arrange for the holding of joint
	14	meetings of those bodies or for the appointment of committees consisting of
	15	members of those bodies, for the purpose of considering any matter within the
	16	competence of those bodies or any of them and either dealing with it or of
	17	reporting on it to those bodies or any of them.
	18	(3) Except as may be otherwise provided by Statute or Regulations,
	19	the quorum and procedure of a committee established or meeting held pursuant
	20	to this section shall be such as may be determined by the body or bodies which
	21	have decided to establish the committee or hold the meeting.
	22	(4) The Pro-Chancellor and the Vice-Chancellor shall be members of
	23	every committee of which the members are wholly or partly appointed by the
	24	Council, (other than a committee appointed to inquire into the conduct of the
	25	officer in question) and the Vice-Chancellor shall be a member of every
	26	committee of which the members are wholly or partly appointed by the Senate.
	27	(5) Nothing in the foregoing provisions of this section shall be
	28	construed as enabling-
	29	(a) statutes to be made otherwise than in accordance with section 11 of
	30	this Act; or

1 (b) the Senate to empower any other body to make Regulations or
2 to award degrees or other qualifications.

3 **25.-(1)** The seal of the University shall be such as may be
4 determined by the Council and approved by the Chancellor and the affixing
5 of the seal shall-

Miscellaneous
Administrative
Provisions

6 (a) in the case of certificates issued by the University, be
7 authenticated by the Vice-Chancellor and the Registrar; and

8 (b) in the case of any other document, be authenticated by any
9 member of Council, the Vice-Chancellor and the Registrar or any other
10 person authorized by Statute.

11 (2) Any document purporting to be a document executed under the
12 seal of the University shall be received in evidence and shall, unless the
13 contrary is proved, be deemed to be so executed.

14 (3) Any contract or instrument which, if made or executed by a
15 person not being a body corporate, would not be required to be under seal,
16 may be made or executed on behalf of the University by any person
17 generally or specially authorized to do so by the Council without seal.

18 (4) The validity of the proceedings of anybody established
19 pursuant to this Act shall not be affected by-

20 (5) Any member of any such body who has a personal interest in
21 any matter proposed to be considered by that body shall disclose his interest
22 to the body and shall not vote on any question relating to that matter.

23 (6) Nothing in section 12 of the Interpretation Act (which provides
24 for the application, in relation to subordinate legislation, of certain
25 incidental provisions) shall apply to Statutes or Regulations made pursuant
26 to this Act.

27 (7) The power conferred by this Act on anybody to make Statute or
28 Regulations shall include power to revoke or vary any-

29 (a) Statute (including the Statute contained in the Third Schedule to
30 this Act; or

1 (b) regulation by a subsequent Statute or Regulation as the case may
2 be;

3 PROVIDED that the Statutes and Regulations may have different
4 provisions in relation to different circumstances.

5 (8) No stamp or other duty shall be payable in respect of any transfer
6 of property to the University by virtue of sections 10, 21 and the Second
7 Schedule to this Act.

8 (9) Any notice or other instrument authorized to be served by virtue of
9 this Act may, without prejudice to any other mode of service, be served by post.

Interpretation

10 **26.-(1)** In this Act-

11 “appropriate authority” means any person, body or authority authorized by law
12 to act in a specific or general capacity in relation to a subject- matter;

13 “campus” means any campus which may be established by the University;

14 “college” means any college which may be established by the University;

15 “graduate” means a person on whom a degree (other than an honorary degree)
16 has been conferred by the University;

17 “gross misconduct” means any act of misconduct and improper behavior that
18 may be designated as gross misconduct by any Statute or Regulation made,
19 pursuant to this Act;

20 “Minister” means the Minister charged with responsibility for education;

21 “misconduct” means any conduct which is prejudicial to the good name of the
22 University and or discipline and the proper administration of the business of
23 the University;

24 “notice” means notice in writing;

25 “officer” does not include the Visitor;

26 “prescribed” means prescribed by Statute or Regulation made under this Act;

27 “professor” means a person designated as a professor of the University in
28 accordance with provisions made in that behalf by Statute or by Regulations;

29 “property” includes rights, liabilities and obligations;

30 “the provisional Council” means the provisional Council appointed for the

1 University by the President with effect from September 2016;
 2 “regulations” means regulations made by the Senate or Council;
 3 “Senate” means the Senate of the University established by the Act;
 4 “Statute” means a Statute made by the University under section 11 of this
 5 Act and in accordance with the provisions of section 12 of this Act;
 6 “the Statutes” means all such Statutes as are in force from time to time;
 7 “teacher” means a person holding a full time appointment as a member of
 8 the teaching or research staff of the University;
 9 “President” means the President of the Federal Republic of Nigeria;
 10 “Constitution” means the Constitution of the Federal Republic of Nigeria;
 11 “undergraduate” means a person in statu pupillari in the University, other
 12 than-
 13 (a) a graduate; and
 14 (b) a person of such description as may be prescribed for the
 15 purposes of this definition.
 16 “the University” the Federal University of Agriculture Oregbeni, Ikpoba-
 17 Okha, Edo State incorporated and constituted by this Act; and
 18 “the Act” means the Federal University of Agriculture Oregbeni, Ikpoba-
 19 Okha, Edo State Act.

20 (2) Where in any provision of this Act, it is laid down that proposals
 21 are to be submitted or a recommendation is to be made by one authority to
 22 another through one or more intermediate authorities, it shall be the duty of
 23 every such intermediate authority to forward any proposals or
 24 recommendations received by it pursuant to that provision to the appropriate
 25 authority; but any such intermediate authority may, if it thinks fit, forward
 26 therewith its own comments thereon.

27 **27.** This Bill may be cited as the Federal University of Agriculture Short title
 28 Oregbeni, Ikpoba-Okha, Edo State (Establishment, etc.) Bill, 2021.

1 SCHEDULES

2 FIRST SCHEDULE

3 *Section 3 (2)*

4 PRINCIPAL OFFICERS OF THE UNIVERSITY

5 *The Chancellor*

6 1. The Chancellor shall be appointed by and hold office at the pleasure
7 of the President.

8 *The Pro-Chancellor*

9 2.-(1) The Pro-Chancellor shall be appointed or removed from office
10 by the President.

11 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold
12 office for a period of four years from the date of his appointment.

13 *The Vice-Chancellor*

14 3. The procedure for the appointment and removal of the Vice-
15 Chancellor shall be in accordance with the provision of the University
16 (Miscellaneous Provisions) Act 1993 as amended.

17 *Deputy Vice-Chancellor*

18 4.-(1) There shall be for the University, two Deputy Vice-Chancellors
19 or such number of Deputy Vice Chancellors as the Council may, from time to
20 time, deem necessary for the proper administration of the University.

21 (2) The procedure for the appointment and removal of the Deputy
22 Vice Chancellor shall be in accordance with the provisions of the Universities
23 (Miscellaneous Provisions) Act 1993 as amended.

24 (3) A Deputy Vice-Chancellor shall-

25 (a) assist the Vice-Chancellor in the performance of his functions;

26 (b) act in place of the Vice-Chancellor when the post of the Vice-
27 Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or
28 unable to perform his functions as Vice-Chancellor; and

29 (c) perform such other functions as the Vice-Chancellor or the
30 Council may, from time to time, assign to him.

Office of the Registrar, Bursar and University Librarian

5.-(1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.

(2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.

(3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

6.-(1) There shall be for the University, the following Principal Officers in addition to the Registrar, that is-

(a) the Bursar; and

(b) the University Librarian.

(2) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.

(3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.

(4) The Bursar and the University Librarian-

(a) shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Other Officers of the University

7. There shall be for the University, a Director of Works, who shall

1 be responsible to the Vice Chancellor for the administration of the Works
2 Department. He shall be responsible for all works, services and maintenance of
3 University facilities.

4 8. There shall be for the University, a Director of Health Services,
5 who shall be responsible to the Vice Chancellor for the administration of the
6 Health Centre. He shall be the Chief Medical Officer of the University and
7 shall coordinate all matters relating to the health of all staff and students.

8 *Resignation and re-appointment*

9 9.-(1) Any officer mentioned in the foregoing provisions of this
10 schedule may resign his office in-

11 (a) the case of the Chancellor or Pro-Chancellor, by notice to the
12 Visitor;

13 (b) the case of the Vice-Chancellor by notice to the Council which
14 shall immediately notify the Minister; and

15 (2) A person who has ceased to hold an office so mentioned otherwise
16 than by removal for misconduct shall be eligible for re-appointment to that
17 office.

18 **SECOND SCHEDULE**

19 *Section 10 (2)*

20 **TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.**

21 *Transfer of Property to the University*

22 1. Without prejudice to the generality of Section 10 (1) of this Act-

23 (a) the reference in the subsection to property held by the provisional
24 Council and the University shall include a reference to the right to receive and
25 give a good discharge for any grants or contributions which may have been
26 voted or promised to the provisional Council and the University; and

27 (b) all outstanding debts and liabilities of the provisional Council
28 shall become debts and liabilities of the University established by this Act.

29 2.-(1) All agreements, contracts, deeds and other instruments to
30 which the provisional Council was a party shall, so far as possible and subject

1 to any necessary modifications, have effect as if the University established
2 by this Act had been a party to it in place of the provisional Council.

3 (2) Documents not falling within sub-paragraph (I) above,
4 including enactments, which refer whether specially or generally to the
5 provisional Council shall be construed in accordance with that
6 subparagraph so far as applicable.

7 (3) Any legal proceedings or application to any authority pending
8 by or against the provisional Council may be continued by or against the
9 University established by this Act.

10 *Registration of Transfers*

11 3.-(1) If the law in force at the place where any property transferred
12 by this Act is situated provides for the registration of transfers of property of
13 the kind in question (whether by reference to an instrument of transfer or
14 otherwise), the law shall, so far as it provides for alterations of a register (but
15 not for avoidance of transfers, the payment of fees of any other matter)
16 apply, with the necessary modifications to the transfer of the property in
17 question.

18 (2) It shall be the duty of the body to which any property is
19 transferred by this Act to furnish the necessary particulars of the transfer to
20 the proper officer of the registration authority, and of that officer to register
21 the transfer accordingly.

22 4.-(1) The first meeting of the Council shall be convened by the
23 Pro-Chancellor on such date and in such manner as he may determine.

24 (2) The persons who were members of the provisional Council
25 shall be deemed to constitute the Council until the date when the Council set
26 up under the Third Schedule to this Act must have been duly constituted.

27 (3) The first meetings of the Senate as constituted by this Act shall
28 be convened by the Vice-Chancellor on such date and in such manner as he
29 may determine.

30 (4) The persons who were members of the Senate immediately

1 before the coming into force of this Act shall be deemed to constitute the Senate
2 of the University until the date when the Senate as set up under the Third
3 Schedule of this Act must have been duly constituted.

4 (5) Subject to any regulations which may be made by the Senate after
5 the date on which this Act is made, the faculties, faculty boards and students of
6 the University immediately before the coming into force of this Act shall on
7 that day become faculties, faculty boards and students of the University as
8 established by this Act.

9 (6) Persons who were deans or associate deans of faculties or
10 members of faculty boards shall continue to be deans or associate deans or
11 become members of the corresponding faculty boards, until new appointment
12 are made in pursuance of the Statutes under this Act.

13 5. Any person who was a member of the staff of the University as
14 established or was otherwise employed by the provisional Council shall be
15 employed at the University on such designation, status and functions which
16 correspond as nearly as possible to those which pertained to him as a member
17 of that staff or as such an employee.

18 6. Questions as to the scope of the responsibilities of the aforesaid
19 officers shall be determined by the Vice-Chancellor.

20 **THIRD SCHEDULE**

21 **Section 11 (3)**

22 **FEDERAL UNIVERSITY OF AGRICULTURE OREGBENI,**

23 **IKPOBA-OKHA, EDO STATE STATUTE NO. 1**

24 *Articles:*

- 25 1. The Council.
- 26 2. Finance and General Purpose Committee
- 27 3. The Senate.
- 28 4. The Congregation.
- 29 5. Convocation.
- 30 6. Organization of Faculties and the Branches thereof.

(8) The Council constituted by this Act shall have a four year tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.

(9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

9 *The Finance and General Purpose Committee*

10 2.-(1) The Finance and General Purpose Committee of the Council
11 shall consist of-

12 (a) the Pro-Chancellor, who shall be the Chairman of the committee at
13 any meeting at which he is present;

14 (b) the Vice-Chancellor and a Deputy Vice-Chancellor;

15 (c) six other members of the Council appointed by the Council two of
16 whom shall be selected from among the four members of the Council
17 appointed by the Senate and one of whom shall be selected from among
18 members of the Council appointed by the congregation; and

(d) the Permanent Secretary, Federal Ministry of Education or, in his absence, such member of his Ministry as he may designate to represent him.

21 (2) The quorum of the Committee shall be six.

22 (3) Subject to any directions given by the Council, the committee may
23 regulate its own procedure.

24 *The Senate*

25 3.-(1) There shall be a Senate for the University consisting of:

26 (a) the Vice-Chancellor;

27 (b) the Deputy Vice-Chancellor;

28 (c) all Professors of the University;

29 (d) all Deans, Provosts and Directors of Academic units of the
30 University;

1 (e) all Heads of Academic Departments, Units and Research
 2 Institutes of the University;
 3 (f) the University Librarian; and
 4 (g) academic members of the congregation who are not Professors
 5 as specified in the Laws of the University.

6 (2) The Vice-Chancellor shall be the chairman at all meetings of the
 7 Senate when he is present and in his absence, one of the Deputy Vice-
 8 Chancellors appointed by him shall be the chairman at the meeting.

9 (3) The quorum of the Senate shall be one-quarter (or the nearest
 10 whole number less than one quarter), and subject to paragraph (2) above the
 11 Senate may regulate its own procedure.

12 (4) If so requested in writing by any ten members of the Senate, the
 13 Vice-Chancellor, or in his absence a person duly appointed by him, shall
 14 convene a meeting of the Senate to be held not later than the tenth day
 15 following that on which the request was received.

16 *Congregation*

17 4.-(1) Congregation shall consist of-

18 (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
 19 (b) the full time members of the academic staff;
 20 (c) the Registrar;
 21 (d) the Bursar; and
 22 (e) every member of the administrative and technical staff who
 23 holds a degree of any University recognized for the purpose of this Statute
 24 by the Vice-Chancellor, not being an honorary degree.

25 (2) Subject to section 5 of this Act, the Vice-Chancellor shall be the
 26 Chairman at all meetings of congregation when he is present, and in his
 27 absence one of the Deputy Vice Chancellors appointed by him shall be the
 28 chairman at the meeting.

29 (3) The quorum of congregation shall be one-third (or the nearest
 30 whole number to one-third) of the total number of members of congregation

1 or fifty, whichever is less.

2 (4) A certificate signed by the Vice-Chancellor specifying-

3 (a) the total number of members of Congregation for the purposes of
4 any particular meeting or meetings of Congregation; or

5 (b) the names of the persons who are members of Congregation
6 during a particular period;

7 shall be conclusive evidence of that number or as the case may be of the names
8 of those persons.

9 (5) Subject to the provisions of this schedule, congregation may
10 regulate its own procedure.

11 (6) Congregation shall be entitled to express by resolution or
12 otherwise its opinion on all matters affecting the interest and welfare of the
13 University and shall have such other functions in addition to the function of
14 electing a member of the Council, as may be provided by Statute or
15 Regulations.

16 *Convocation*

17 5.-(1) Convocation shall consist of-

18 (a) the Officers of the University mentioned in Schedule 1 to this Act;

19 (b) all teachers within the meaning of this Act; and

20 (c) all other persons whose names are registered in accordance with
21 paragraph (2) below.

22 (2) A person shall be entitled to have his name registered as a member
23 of convocation if he-

24 (a) is either a graduate of the University or a person satisfying such
25 requirements as may be prescribed for the purposes of this paragraph; and

26 (b) applies for the registration of his name in the prescribed manner
27 and pays the prescribed fee.

28 (3) Regulations shall provide for the establishment and maintenance
29 of a register for the purpose of this paragraph and, subject to paragraph (3)
30 below, may provide for the payment from time to time of further fees by

1 persons whose names are on the register and for the removal from the
2 register of the name of any person who fails to pay those fees.

3 (4) The person responsible for maintaining the register shall,
4 without the payment of any fees, ensure that the names of all persons who
5 are for the time being members of convocation by virtue of paragraph (1) (a)
6 or (b) of this paragraph are entered and retained on the register.

7 (5) A person who reasonably claims that he is entitled to have his
8 name on the register shall be entitled on demand to inspect the register, or a
9 copy of the register at the principal offices of the University at all reasonable
10 times.

11 (6) The register shall, unless the contrary is proved, be sufficient
12 evidence that any person named therein is, and that any person not named
13 therein is not, a member of convocation; but for the purpose of ascertaining
14 whether a particular person was such a member on a particular date, any
15 entries in and deletions from the register made on or after that date shall be
16 disregarded.

17 (7) The quorum of convocation shall be fifty or one-third (or the
18 whole number nearest to one-third) of the total number of members of
19 convocation whichever is less.

20 (8) Subject to section 5 of this Act, the Chancellor shall be
21 chairman at all meetings of convocation when he is present, and in his
22 absence the Vice Chancellor shall be the chairman at the meeting.

23 (9) Convocation shall have such functions, in addition to the
24 function of appointing a member of the Council, as may be provided by
25 statute.

26 *Organisation of Faculties and Branches thereof*

27 6. Each Faculty shall be divided into such number of branches as
28 may be prescribed.

29 7.-(1) There shall Be established in respect of each Faculty, a
30 Faculty Board, which, subject to the provisions of this Act, and subject to the

1 directions of the Vice-Chancellor, shall-

2 (a) regulate the teaching and study of, and the conduct of
3 examinations connected with the subjects assigned to the faculty;

4 (b) deal with other matters assigned to it by Statute, by the Vice-
5 Chancellor or by the Senate; and

6 (c) advise the Vice-Chancellor or Senate on any matter referred to it
7 by the Vice-Chancellor or Senate.

8 (2) Each Faculty Board shall consist of-

9 (a) the Vice-Chancellor;

10 (b) the persons severally in charge of the branches of the faculty;

11 (c) such number of the teachers assigned to the faculty and having the
12 prescribed qualifications as the Board may determine; and

13 (d) such persons whether or not members of the University as the
14 Board may determine with the general or special approval of Senate.

15 (3) The quorum of the Board shall be eight members or one-quarter of
16 the members of the Board for the time being whichever is greater.

17 (4) Subject to the provisions of this statute and to any provision made
18 by regulations in that behalf, the Board may regulate its own procedure.

19 *The Dean of the Faculty*

20 8.-(1) The Dean of a faculty shall be a professor elected by the Faculty
21 Board and such Dean shall hold office for a term of two years. He will be
22 eligible for re-election for another term of two years after which he may not be
23 elected again until two years have elapsed.

24 (2) If there is no professor in a faculty, the Vice-Chancellor shall
25 appoint an Acting Dean who shall not be below the rank of Senior Lecturer for
26 the faculty, who will act for a period of one year in the first instance, renewable
27 for another one year only.

28 (3) In the absence of the Vice-Chancellor, the Dean shall be the
29 chairman at all meetings of the Faculty Board when he is present and he shall be
30 a member of all committees and other boards appointed by the faculty.

1 (4) The Dean of a faculty shall exercise general superintendence
2 over the academic and administrative affairs of the faculty and it shall be the
3 function of the Dean to present to the convocation for the conferment of
4 Degrees, persons who have qualified for the Degrees of the University at
5 examinations held in the branches of learning for which responsibility is
6 allocated to that faculty.

7 (5) There shall be a committee to be known as the Committee of
8 Deans which shall consist of all the Deans of the several faculties and that
9 committee shall advise the Vice-Chancellor on all academic matters and on
10 particular matters referred to the Committee by the Senate.

11 (6) The Dean of a faculty may be removed from office for a good
12 cause by the Faculty Board after a vote would have been taken at a meeting
13 of the Board, and in the event of a vacancy occurring following the removal
14 of the Dean, an Acting Dean may be appointed by the Vice-Chancellor
15 provided that at the next faculty board meeting an election shall be held for a
16 new Dean.

17 (7) In this article, “good cause” has the same meaning as in section
18 17 (4) of this Act.

19 *Selection of Certain Principal and other key Officers*

20 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
21 the University Librarian, Director of Works or Director of Health Services, a
22 Selection Board shall be constituted by the Council and shall consist of-

- 23 (i) the Pro-Chancellor;
- 24 (ii) the Vice-chancellor;
- 25 (iii) two members appointed by the Council, not being members of
- 26 Senate; and
- 27 (iv) two members appointed by the Senate not being members of
- 28 Council.

29 (2) The Selection Board, after making such inquiries as it thinks fit,
30 shall recommend a candidate to the Council for appointment to the vacant

1 office, and after considering the recommendation of the Board the Council may
2 make an appointment to that office.

3 (3) A person appointed to the office of Director of Works or Director
4 of Health Services shall hold office for such period and on such terms and
5 conditions as may be specified in his letter of appointment.

6 *Creation of Academic Post*

7 10. Recommendation for the creation of posts other than those
8 mentioned in paragraph 9 of this Schedule shall be made by the Senate to the
9 Council through the Finance and General Purposes Committee.

10 *Appointment of Academic Staff*

11 11. Subject to this Act and the Statutes derived from it, the filling of
12 vacancies in academic posts (including newly created ones) shall be as
13 prescribed from time to time by Statutes.

14 *Appointment of Administrative and Technical Staff*

15 12.-(1) The administrative and technical staff of the University, other
16 than those mentioned in paragraph 9 of this schedule shall be appointed by the
17 Council or on its behalf by the Vice-Chancellor or the Registrar in accordance
18 with any delegation of powers made by the Council in that behalf.

19 (2) In the case of administrative or technical staff that has close and
20 important contacts with the academic staff, there shall be Senate participation
21 in the process of selection.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Agriculture Oregbeni, Ikpoba-Okha, Edo State to make comprehensive provisions for its due management and administration.

A BILL

FOR

AN ACT TO ALTER THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA, 1999 (AS AMENDED) TO ENLARGE THE JURISDICTIONS OF THE SHARIA COURT OF APPEAL OF THE FEDERAL CAPITAL TERRITORY AND STATES SHARIA COURTS OF APPEAL; AND FOR RELATED MATTERS

Sponsored by Hon. Abdullahi Balarabe Salami

[] Commencement

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

- | | | | |
|----|-----------|--|----------------------|
| 1 | 1. | The Constitution of the Federal Republic of Nigeria 1999 (in | Alteration of the |
| 2 | | this Bill referred to as the "Principal Act") is altered as follows: | Constitution of |
| 3 | 2. | Section 262 of the Principal Act is altered by- | the Federal Republic |
| 4 | (a) | Inserting, in subsection (1), the words, "and criminal" | of Nigeria |
| 5 | | immediately after the word, "civil"; and deleting the word, "personal" | Alteration of |
| 6 | | immediately after the word, "Islamic" and | Section 262 of |
| 7 | (b) | Deleting subsection (2). | the Principal Act |
| 8 | 3. | Section 277 of the Principal Act is altered by- | Alteration of |
| 9 | (a) | Inserting, in subsection (1), the words, "and criminal" | Section 277 of |
| 10 | | immediately after the word, "civil", and deleting the word, "personal" | the Principal Act |
| 11 | | immediately after the word, "Islamic" | |
| 12 | (b) | Deleting subsection (2). | |
| 13 | 4. | This Bill may be cited as the Constitution of the Federal | Short title |
| 14 | | Republic of Nigeria, 1999 (Alteration) Bill, 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to alter the Constitution of the Federal Republic of Nigeria, 1999 (As Amended) to enlarge the jurisdiction of the Sharia Court of Appeal of the Federal Capital Territory and States Sharia Courts of Appeal.