

Extraordinary



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FOR

Sponsored by Hon. Lawrence Babatunde Ayeni

[] Commencement

1 **1. The Nigeria Social Insurance Trust Fund Act CAP N88 Law of** Amendment of
2 the Federation of Nigeria 2004 (hereinafter referred to as the principal Act) Cap N88, 2004
3 is hereby amended as set out in this Bill.

5 (1) The member of the Board shall hold office for a term of years Insertion of
6 and shall be eligible for re-appointment for one further term of four years Section 5
7 and no more.

(2) Subject to the provisions of this Act, a member of the Board appointed under section 4 (1)(b) and (e) of this Act, other than an ex-officio member, shall be eligible for reappointed for one further term of four years and no more

13 “(3) The Managing Director and the Executive Directors shall hold
14 office for a term of four years and shall be eligible for re-appointment for one
15 further term of fours and no more.

17 (1) This Act shall apply in respect of every a citizen of Nigeria and
18 resides ordinarily in Nigeria who is:

	1	(a) Is employed in the Public Service of the Federation, Federal
	2	Capital Territory and the Private Sector including all Media Organization
	3	operating within Nigeria;
	4	(b) Is unemployed, aged, disable or disadvantaged; and
	5	(c) To be deleted.
	6	(2) Every citizen of Nigeria to which this Act applies, shall be
	7	registered with the Board in such manner as may be prescribed by regulations
	8	made under this Act.
	9	(3) To be expunged.
Exemptions	10	5. Insertion of New Section 11:
	11	Incorporate (a) - (d) add new paragraph (e):
	12	"(e) a citizen of Nigeria who falls under paragraph (b) of subsection
	13	(1) of section 1 a of this Act shall be exempted from making any form of
	14	contribution to the Fund".
Contribution Funding	15	6. Insertion of New Section 12:
	16	Subject to the provisions of this Act, contributions to the Fund established by
	17	section 1 of this Act are contribution payable on behalf of the employee by the
	18	employer in both Public and Private Sectors against the contingency of
	19	employment injury as stipulated in the Employees' Compensation Act, 2010.
Contribution to be made monthly	20	7.-(1) Contributions to be made under Section 12 of this Act shall be
	21	paid on a monthly basis at the rate prescribed by the Employees Compensation
	22	Act, 2010.
	23	(2) The contributions payable in respect of each month shall fall due
	24	on the last day of the month in each year or as may be prescribed by regulations
	25	made under section 40 of this Act.
Funding	26	8.-(1) The Fund established under section 1 of this Act shall consist
	27	of:
	28	(a) Contributions paid on an annual basis at the rate prescribed by
	29	Employee;
	30	(b) Annual subvention from the Federal Government for social

1 security schemes referred to in paragraph (b) of subsection 1 of section 10 of
2 this Act;

3 (c) Social security tax on property and corporate income as to be
4 determined, from time to time by the Federal Inland Revenue Service;

5 (d) Fees, fines and commissions charged by the Board; and

6 (e) Income from any investment of the Board.

7 **9.-(1)** notwithstanding the provisions of any other law without Penalty
8 prejudice to the penalty stipulated in subsection (1) of this Act, the Board
9 shall, in. addition to the penalty stipulated under this Act:

10 (a) cause to be blacklisted any institution, both in the public and
11 private sectors, who fails to pay the prescribed contribution together with
12 the fine of 7.5 per centum where applicable;

13 (b) cause to be proceeded against any institution and its principal
14 officers in default in accordance with this Act.

15 **10.** Section 16 Employer not to reduce remuneration on account of Remuneration
on Account of
Contributions
16 contribution [Incorporate old section 15.

17 **11.** Subject to this Act, the following benefits shall be payable to or Categories of
benefits
18 in respect of a beneficiary, be he a contributor or not, who has satisfied the
19 applicable conditions prescribed by regulations made under this Act, that is:

20 (a) Retirement grant;

21 (b) Survivors benefit;

22 (c) Death grant;

23 (d) Invalidity benefit or grant;

24 (e) Disability benefit or grant;

25 (f) Aged benefit or grant;

26 (g) Unemployment benefit or grant;

27 (h) Child benefit or grant;

28 (i) Such other benefit as may be approved from time to time by the
29 Board.

Incursion of
benefits into
against and
purposes

1 **12.**-(1) Subject to regulations made in that behalf, a beneficiary, be he
2 a contributor or not, may:

3 (a) apply to have his benefits converted into credits towards the
4 purchase of real property intended for use by himself or his family for
5 residential purposes, and

6 (b) apply to have his benefits converted into credits towards the
7 purchase of or acquisition of equity holding in any company quoted On the
8 Stock Exchange.

9 (2) The Board shall not approve the conversion of any benefit into
10 credits for the purpose of or acquisition of equity in any company quoted on the
11 Stock Exchange pursuant to paragraph (b) at subsection (1) of this section,
12 unless the beneficiary has freely elected to exercise the right to purchase or
13 acquire the equity hold in such quoted company whose equity is available for
14 sale to the general public.

Inspectors and
powers of entry
etc.

15 **13.** Party VI (Retained):

16 Section 19 (Incorporate old Section 18) Power of Board to designate
17 its employee as inspectors.

18 Section 20 (Incorporate old Section 19) Powers of inspectors to enter
19 premises.

Penalties and
Legal Proceeding

20 **14.**-(1) (a)-(d) [Incorporate old Section 20] amend concluding part to
21 read:

22 "Commits an offence and shall on conviction be liable to a fine of not less than
23 N1,000,000.00 or to imprisonment for a term not exceeding one year or to both
24 fine and imprisonment.

25 Section 22 [Incorporate old Section 21] Offences by body of persons.

26 Section 23 [Incorporate old Section 22] Conduct of proceedings in certain
27 cases.

28 Section 24 (Incorporate old Section 23] Court to order payment of
29 contribution, etc.

1 Section 25 [Incorporate old Section 24] Time of commencement of
2 proceedings etc.

3 **15.-(1) (a)-(d)** [Incorporate old Section 20] amend concluding part Financial
4 to read: Provisions

5 "Commits an offence and shall on conviction be liable to a fine of not less
6 than N1,000,000.00 or to imprisonment for a term not exceeding one year or
7 to both fine and imprisonment.

8 Section 22 [Incorporate old Section 21] Offences by body of persons.

9 Section 23 [Incorporate old Section 22J] Conduct of proceedings in certain
10 cases.

11 Section 24 [Incorporate old Section 23] Court to order payment of
12 contribution, etc.

13 Section 25 [Incorporate old Section 24] Proceedings for offences etc.

14 Section 26 [Incorporate old Section 25I] Time of commencement of
15 proceedings etc.

16 **PART VIII - MISCELLANEOUS PROVISIONS**

17 Determination of question of liability to contribute:

18 Any question arising as to the liability of an employer or any other person to
19 pay contributions under this Act shall be determined by reference to the
20 relevant provisions of the Employees' Compensation Act, 2010 and any
21 other applicable whose decision shall be subject to approval by the Board.

22 Section 33 [Incorporate old Section 32] Documents executed by Board etc.

23 Section 34 [Incorporate old Section 33] Board exempted from payment of
24 income tax.

25 Section 35 [Incorporate old Section 34] Benefits exempted from
26 inalienable.

27 Section 36 [Incorporate old Section 35] Contributions to be tax deductible.

28 Section 37 [Incorporate old Section 36] Transfer of liability etc.

29 Section 38 [Incorporate old Section 37] Indemnity.

30 Section 39 [Incorporate old Section 38] Review of operation of the scheme.

	1	Section 40 [Incorporate old Section 39] Reciprocal Agreements
	2	Section 41 [Incorporate old Section 40] Regulations.
	3	Section 42 [Incorporate old Section 41] Trustee Investment Act not to apply.
	4	Section 43 [Incorporate old Section 42] Repeal.
	5	Section 44 [Incorporate old Section 43] Savings and transfer of liabilities, etc.
	6	Section 45 [Incorporate old Section 44].
Interpretation	7	16. In this Act, unless the context otherwise requires:
	8	"Aged" means any citizen of Nigeria who is ordinarily resident in Nigeria and
	9	is above 65 years of aged;
	10	"Beneficiary" means any person who is entitled to benefits payable under this
	11	Act;
	12	[Incorporate other interpretation in old Section 44].
	13	Note: 'Benefit' means any allowance as prescribed by this bill;
	14	'Eligibility' means being qualified to benefit from the social security scheme
	15	under this Bill.
Citation	16	17. This Bill may be cited as the Nigeria Social Insurance Trust Fund
	17	(Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Nigeria Social Insurance Trust Fund Act, Cap N88, LFN, 2004 to provide Social Security Protection to all eligible citizens of Nigeria who are ordinarily resident in Nigeria whether employed both in the private and public Sector, unemployed and aged without discrimination.

HUMAN RESOURCES DEVELOPMENT BILL, 2021

ARRANGEMENT OF SECTIONS

PART I - HUMAN RESOURCES DEVELOPMENT COUNCIL

1. Establishment of Council
2. Objects of Council
3. Functions of Council
4. Powers of Council
5. Membership of Council
6. Meetings of Council

PART II - COMMITTEES

7. Sectoral committees
8. Committees

PART III - ADMINISTRATION

9. The Chairman
10. Employment of employees
11. Conditions of service of employees
12. Human Resources Training Fund
13. Protection from liability

PART IV - MISCELLANEOUS

14. Powers of Minister
15. Execution of documents
16. Donation and exemptions
17. Accounts
18. Regulations
19. Short title

A BILL

FOR

AN ACT TO ESTABLISH THE HUMAN RESOURCE DEVELOPMENT
COMMISSION AND FOR RELATED MATTERS

Sponsored by Hon. Emmanuel Ukpang-udo

[] Commencement

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

- 1 PART I - HUMAN RESOURCE DEVELOPMENT COUNCIL
- 2 1.-(1) There is established for the purposes of this Act the Human Establishment
3 Resource Development Council. of Council
- 4 (2) The Council shall be a body corporate.
- 5 (3) The Council shall consist of the following:
- 6 (i) The Chairman;
- 7 (ii) The Secretary;
- 8 (iii) A representative of the Ministry of Labour;
- 9 (iv) A representative of the Labour Unions: Nigeria Labour
10 Congress (NUC) and Trade Union Congress (TUC);
- 11 (v) A representative of the Nigeria Bar Association (NBA).
- 12 2. The objects of the Council shall be to: Objects of
13 (a) promote human resource development in line with national Council
- 14 economic and social objectives;
- 15 (b) stimulate a culture of training and lifelong learning at the
- 16 individual, organizational and national levels for employability and
- 17 increasing productivity; and
- 18 (c) provide the necessary human resource thrust for successful
- 19 transformation of the economy of the country into a Knowledge Economy.
- 20 3. The functions of the Council shall be to: Functions of
21 (a) advise the President on the formulation of human resource Council

- 1 development policies and strategies;
- 2 (b) establish linkages between the education and training systems and
- 3 the workplace;
- 4 (c) provide a forum for constant dialogue and consensus building
- 5 among stakeholders on all matters relating to human resource development;
- 6 (d) take appropriate measures to reduce the mismatch between
- 7 demand and supply of human resource;
- 8 (e) commission research in the field of human resource development;
- 9 (f) encourage employers to invest in the training of their employees
- 10 with a view to upgrading their skills and acquiring new skills;
- 11 (g) initiate and monitor studies on the relevance and impact of
- 12 training activities in relation to the socio-economic development of the
- 13 country;
- 14 (h) promote knowledge management and benchmarking at enterprise
- 15 and national levels with a view to improving the effectiveness of human
- 16 resource development;
- 17 (i) identify and monitor the implementation of appropriate skills
- 18 development and apprenticeship schemes and programmes;
- 19 (j) monitor the participation of employers, employees, and job
- 20 seekers in training schemes and programmes;
- 21 (k) develop schemes for retraining and multi-skilling;
- 22 (l) provide incentives for training institutions to acquire and upgrade
- 23 their equipment and facilities;
- 24 (m) also oversee the implementation of Industrial Training Fund;
- 25 (n) perform such other functions as are necessary to further the
- 26 objects of the Council;
- 27 (o) shall monitor and oversee the activities of all human resources and
- 28 outsourcing firms and to ensure reasonable charges on outsourced employees
- 29 as specified by the council;
- 30 (p) ensure a particular percent of employment of the aging and

1 disabled persons in some government and private agencies.

2 (q) To also supervise the staff training as stipulated by the
3 Industrial Training Fund Act;

4 (r) to ensure that employees managed by human resources and
5 outsourcing firms in Nigeria are paid and treated as the employees of the
6 foreign firms;

7 (s) regulate, prohibit and prosecute discriminations occasioned by
8 human resources outsourcing firms between Nigerian employees and
9 foreign employees.

10 4. The Council may do such things as may appear requisite and
11 advantageous in furtherance of its objects and may, in particular:

Powers of
Council

12 (a) acquire, hold and dispose of assets;

13 (b) employ its funds to defray expenses in connection with the
14 performance of its functions;

15 (c) impose a training levy on employers;

16 (d) charge or waive fees in respect of any services provided by the
17 Council;

18 (e) receive grants-in-aid and donations; and

19 (f) ensure all privately owned human resource and outsourcing
20 firms are registered with the council for a fee as shall be stipulated by the
21 council.

22 5.-(1) The Council shall consist of:

Membership of
Council

23 (a) a Chairperson, to be appointed by President;

24 (b) the Secretary which shall be a Director from the Ministry of
25 Labour & Employment;

26 (c) the Financial Secretary which shall be a director of the Ministry
27 of Trade and Investment;

28 (d) a representative from the Labour Union;

29 (e) a representative from the Nigeria Bar Association;

1 (f) 2 representatives of the key economic sectors, to be appointed by
2 the President;

3 (g) one representative of registered trade unions from the private
4 sector to be appointed by the President;

5 (h) 2 persons having experience in the field of human resource
6 development, to be appointed by the President.

7 (2) Every member of the Council appointed under subsection (1) (a)
8 and (f) to (h) shall hold office for a period of 2 years and shall be eligible for
9 reappointment.

10 (3) Every member shall be paid from the Fund such remuneration and
11 allowances as the President may determine.

Meetings of
Council

12 **6.-(1)** The Council shall meet at least once every month and at such
13 time and place as the Chairperson may direct.

14 (2) The Chairperson shall call a meeting of the Council within 7 days
15 of the receipt of a written request for that purpose.

16 (3) Five members of the Council shall constitute a quorum.

17 (4) Subject to this Act, the Council shall regulate its meetings and
18 proceedings in such manner as it thinks fit.

19 PART II - COMMITTEES

Sectoral
Committees

20 **7.-(1)** The Council shall establish a sectoral committee for each of the
21 following sectors:

22 (a) agriculture;

23 (b) financial services;

24 (c) information and communication technology;

25 (d) manufacturing;

26 (e) public service;

27 (f) tourism;

28 (g) private Human resources and outsourcing firms.

29 (2) Every sectoral committee shall:

30 (a) serve as liaison between the Council and its sector;

1 (b) advise the Council on emerging economic trends and relevant
2 training needs in its sector.

3 (3) The Council shall appoint:

4 (a) such person as it may determine to chair each sectoral
5 committee;

6 (b) as members of each sectoral committee, such number of
7 persons having experience in each of the sectors specified in subsection (7)
8 (1), as it thinks fit.

9 (4) Every sectoral committee shall regulate its meetings and
10 proceedings in such manner as it thinks fit.

11 **8.-(1)** The Council may establish such other committees for such Committees
12 purpose as it thinks necessary and it may co-opt persons who are not
13 members of the Council to the committees.

14 (2) The Council may:

15 (a) delegate any of its powers to a committee but shall not be
16 divested of any power so delegated and may at any time withdraw the
17 delegated powers;

18 (b) amend or set aside the decision of a committee.

19 (3) Every committee established under this section shall regulate
20 its meetings and proceedings in such manner as it thinks fit.

21 PART III - ADMINISTRATION

22 **9.-(1)** There shall be a Chairman who shall be the chief executive The Ciarman
23 officer of the Council.

24 (2) The Chairman shall be appointed by the Council, with the
25 approval of the President, on such terms and conditions as it thinks fit.

26 (3) The Chairman shall:

27 (a) provide technical and professional support to the Council;

28 (b) monitor and ensure the proper implementation of the
29 programme of work of the Council;

30 (c) prepare such papers, documents and studies as may be

1 requested by the Council;

2 (d) be responsible for the execution of the policy of the Council and
3 for the carrying out, controlling and managing of the day-to-day business and
4 activities of the Council;

5 (e) carry out such other duties as may be entrusted to him by the
6 Council.

7 (4) The Chairman shall:

8 (a) attend every meeting of the Council and other committees; and

9 (b) take part in the deliberations of the Council but shall not be entitled
10 to vote on any matter before the Council.

Employment of
employees

11 **10.-(1)** The Council may employ, on such terms and conditions as is
12 applicable to all Civil Servants, such employees as may be necessary for the
13 proper discharge of its functions.

14 (2) Every employee shall be under the administrative control of the
15 Chairman.

Conditions of
service of employees

16 **11.** The Council may, with the approval of the President, make
17 provision to govern the conditions of service of employees and, in particular, to
18 deal with:

19 (a) the Employment, dismissal, discipline, pay and leave of, and the
20 security to be given by, employees;

21 (b) appeals by employees against wrongful dismissal or any other
22 disciplinary measures by any agency, parastatals, organizations or
23 departments;

Protection from
liability

24 **12.** No civil liability shall lie against any member or officer of the
25 Council for any act or omission except in so far as the act or omission
26 complained of was done in bad faith.

27 PART V - MISCELLANEOUS

Powers of
President

28 **13.** The President may give such directions of a general character to
29 the Council, not inconsistent with this Act, as he considers necessary in the
30 public interest and the Council shall comply with those directions.

1	14. Every deed, act or document relating to the Council shall be	Execution of documents
2	signed by the Chairperson and the Secretary on behalf of the Council.	
3	15. -(1) Notwithstanding any other enactment, the Council shall be	Donations and exemptions
4	exempt from the payment of any charge, duty, fee, rate or tax.	
5	16. -(1) The Council shall, on or before 31 October in every year,	Accounts
6	submit to the Minister a report together with an audited statement of	
7	accounts on the operation of the Council in respect of the 12 months ending	
8	on 30 June of the same year.	
9	(2) The report of the Council shall be laid before the National	
10	Assembly.	
11	17. -(1) The Council may, with the approval of the President, make	Regulations
12	such regulations as it thinks fit for the purposes of this Act.	
13	18. In this Act:	Interpretation
14	"Chairperson" means the Chairperson of the Council appointed under	
15	section 7;	
16	"committee" means a committee established by the Council under section 7	
17	and does not include a sectoral committee;	
18	"Council" means the Human Resource Development Council established	
19	under section 1;	
20	"Chairman" means the Chairman of the Council appointed under section ;	
21	"employee"- means an employee as defined by the Employees	
22	Compensation Act 2010;	
23	other than the Chairman;	
24	"Minister" means the Minister of Labour to whom responsibility for the	
25	subject of human resource development is assigned;	
26	"sectoral committee" means a committee established by the Council under	
27	section 7.	
28	19. This Bill may be cited as the Human Resources Development	Short title
29	Bill, 2021.	

EXPLANATORY MEMORANDUM

This Bill seeks to enact the Human Resources Development Act and to establish the Human Resources Development Council, charged with the general duty of regulating, managing and administration of the activities of human resources and outsourcing in Nigeria.

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL COLLEGE OF EDUCATION, (TECHNICAL), GWARAM, JIGAWA STATE, TO PROVIDE FULL-TIME COURSES IN EDUCATION, APPLIED SCIENCES, INSTRUCTION AND TRAINING IN TECHNOLOGY, ARTS, SOCIAL SCIENCES, HUMANITIES AND MANAGEMENT, AND OTHER FIELDS OF RELATED STUDIES, AND TO CARRY OUT RESEARCH IN DEVELOPMENT AND ADAPTATION OF TECHNIQUES, AND ALSO MAKE PROVISIONS FOR THE GENERAL ADMINISTRATION OF SUCH COLLEGE AND FOR RELATED MATTERS, 2021

Sponsored by Hon. Yusuf Shitu Galambi

[] Commencement

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

1 PART I - ESTABLISHMENT OF FEDERAL COLLEGE OF EDUCATION,
2 (TECHNICAL), GWARAM, JIGAWA STATE

3 1.-(1) There is hereby established the Federal Colleges of
4 Education (Technical), Gwaram, Jigawa State, which shall have such
5 powers and exercise such functions as is conferred on it by this Act.

Establishment
of Federal College
of Education,
(Technical), Gwaram,
Jigawa State

6 (2) The College shall be a body corporate with perpetual
7 succession and a common seal and shall have power to acquire and dispose
8 of interests in movable and immovable properties and may sue and be sued
9 in its corporate name.

10 2.-(1) The governance of the College and the direction of its affairs
11 shall vest in the Governing Council of the College concerned (hereafter in
12 this Act referred to as "the Council").

Governing
Council of Federal
College of Education
(Technical),
Gwaram, Jigawa
State

13 (2) Without prejudice to the generally of subsection (1) of this
14 section, it shall be the responsibility of the Council to consider and approve:

15 (I) the plan of activities of the College;

	1	(ii) the programme of studies, courses, and research to be undertaken
	2	by the College;
	3	(iii) the annual estimates of the College; and
	4	(iv) the investment plans of the College.
Membership of the Council of each College	5	3.-(1) The Council of College shall consist of a chairman to be
	6	appointed by the President, Commander-in-Chief of the Armed Forces.
	7	(2) The following other members, to be appointed by the president:
	8	(i) the Hon. Minister of Education or his representative;
	9	(ii) two elected representatives of the Academic Board and the
	10	congregation (one each) of the College;
	11	(iii) an elected representative of the National Commission for
	12	Colleges of Education;
	13	(iv) a representative of the Alumni Association of the College;
	14	(v) a representative of the University of which the College is affiliated
	15	to for the purpose of moderation;
	16	(vi) a representative of the Nigerian Society of Engineers;
	17	(vii) four (4) persons of note in the areas of Technical Education, one
	18	who shall be former or serving teachers/educationists, to be appointed by the
	19	President, Commander-in- Chief of the Armed Forces;
	20	(viii) the provost of the college;
	21	(ix) the Deputy Provost of the College; and
	22	(x) the Registrar shall be a member and Secretary.
Tenure of office of members of the Council	23	4.-(1) A member of the Council shall hold office for a term of four (4)
	24	years and, subject to the provisions of subsection (2) of this section, shall be
	25	eligible for re-appointment for a another period of four (4) years.
	26	(2) The office of a member appointed under sections 3 (1) and 3 (2) of
	27	this Act shall become vacant if:
	28	(a) the member resigns his office by notice in writing under his hand,
	29	addressed to the Minister, or
	30	(b) the Minister is satisfied that it is not in the interest of the College

1 for the person appointed to continue in office and notifies the member in
2 writing to that effect.

3 **5.** The functions of College shall be:

Functions of
College

4 (a) to provide full-time courses in teaching, instruction and
5 training, in technology, applied sciences, commerce, arts, social sciences,
6 humanities and management; and in such other fields of applied learning
7 relevant to the needs of the development of Nigeria, in the areas of industrial
8 and agricultural production, distribution and for research in the
9 development and adaptation of techniques as the Council may from time to
10 time determine;

11 (b) to conduct courses in education for qualified teachers;

12 (c) to arrange conferences, seminars, inaugural lectures and
13 workshops relative to the fields of learning specified in paragraph (a) of this
14 section; and

15 (d) to perform such other functions as in the opinion of the Council
16 may serve to promote the objectives of the College.

17 **6.-(1)** For carrying out the functions of the College, the Council
18 shall have power to:

Powers of the
Council

19 (a) hold examinations and grant Diplomas, Professional
20 Certificates and other distinctions, to persons who have pursued a course of
21 study approved and accredited by the National Commission for Colleges of
22 Education (NCCE), and have satisfied such other requirements;

23 (b) demand and receive from any student or any other person
24 attending the College for the purpose of construction such fees as the
25 Council may, with the prior approval of the NCCE, from time to time
26 determine;

27 (c) hold public lectures and undertake printing, publishing and
28 bookselling;

29 (d) make gifts for any charitable purpose;

30 (e) hold examinations in education for qualified teachers;

1 (f) provide amenities for and make such other provision for the
2 welfare of the staff of the College;

3 (g) invest the funds of the College in securities specified by law or in
4 such other securities in Nigeria as may be approved by the NCCE;

5 (h) borrow money within Nigeria in such manner and upon such
6 security as the NCCE may from time to time authorize;

7 (i) enter into such contracts as may be necessary or expedient for
8 carrying into effect the objectives of the College;

9 (j) recruit staff of the right caliber and determine the career structure
10 of such staff;

11 (k) establish and maintain such schools and other teaching units
12 within the College or extra moral departments as the Council may, from time to
13 time, decide;

14 (l) institute and award fellowships, medals, prizes and other titles;

15 (m) mount exhibitions and displays designed to foster an appreciation
16 of trends in and the scope and requirements of education;

17 (n) erect, provide, equip and maintain such educational recreational
18 and residential facilities as the College may require;

19 (o) create lectureships and other academic posts and offices and to
20 make appointments thereof;

21 (p) encourage and make provision for research in the College; and

22 (q) do such acts and things whether or not incidental to the foregoing
23 powers as may advance the objects of the College.

24 (2) The power of the Council to establish further schools within the
25 College shall be exercisable by order and not otherwise.

Visitation

26 **7.-(1)** The Minister of Education shall be the Visitor of the College.

27 (2) The Visitor shall, not less than once in every five (5) years,
28 conduct a visitation to the College or appoint a visitation panel consisting of
29 not less than five (5) experts to conduct the visitation:

30 (i) For the purpose of evaluating the academic and administrative

1 performance of the College; or

2 (ii) For such other purpose or in respect of any other affairs of the
3 College as the visitor may deem fit.

4 **8.-(1)** There shall be established for the College a board to be The Academic
5 known as the Academic Board which shall consist of the following Board and its
6 members: functions

7 (a) the Provost of the College who shall be the chairman;

8 (b) all heads of departments;

9 (c) the Bursar,

10 (d) the College Librarian;

11 (e) not more than two members of the academic staff other than
12 Heads of Departments to be appointed by the Council;

13 (f) Deputy Provost, Deans, Academic Directors / Co-coordinators,
14 All chief Lecturers with Ph.D/professors.

15 (2) The Academic Board shall be responsible for:

16 (a) the direction and management of academic matters of the
17 College including the regulation of admission of students, the award of
18 certificates, scholarships, prizes and other academic distinctions;

19 (b) making periodic reports on such academic matters to the
20 Council as the Council may from time to time direct;

21 (c) discharging any other functions which the council may from
22 time to time delegate to it.

23 **7.** Subject to the provisions of this Act, the Minister may give to Power of Minister
24 the Council direction of a general character or relating generally to matter of to give directions
25 policy with regard to the exercise by the Council of its functions under this to the Council
26 Act and it shall be the duty of the Council to comply with such directives.

27 **8.-(1)** There shall be a Provost for the College (in this Act referred Provost of the
28 to as "the Provost") who shall be appointed by the President, Commander College
29 in-Chief of the Armed Forces, in accordance with the provisions of this
30 section.

1 (2) Where a vacancy occurs in the post of Provost, the Council shall:

2 (a) advertise the vacancy in a reputable journals or a widely read
3 newspaper in Nigeria specifying:

4 (i) the qualities of the person who may apply for the post;

5 (ii) the terms and conditions of service applicable to the post: and
6 thereafter draw up a short list of suitable candidates for consideration;

7 (b) constitute a research team consisting of:

8 (i) a member of the Council, not being a member of the Academic
9 Board, as chairman;

10 (ii) two (2) members of the academic Board not below the rank of
11 Chief Lecturer/Professor,

12 (iii) two (2) members of the academic community of the College not
13 below the rank of chief Lecturer and not member of Academic Board, to be
14 selected by the Council, to identify and draw up a short list of suitable persons
15 who are not likely to apply for the post for any reason whatsoever.

16 (3) A joint council and Academic Selection Board Committee
17 consisting of:

18 (a) the chairman of the council;

19 (b) two (2) members of the Council, not being members of the
20 Academic Board;

21 (c) two (2) members of the Academic Board not below the rank of
22 Chief Lecturer/Professor, who were not members of the search team, shall
23 consider the candidates and persons on the short lists drawn up under
24 subsection (2) of this section, through an examination of their curriculum vitae
25 and interaction with them, and recommend through the Council, to the
26 President, Commander-in-chief of the Armed Forces, three candidates for his
27 consideration.

28 (1) The President, Commander-in-Chief of the Armed Forces, shall
29 appoint as Provost one of the candidates recommended to him under the
30 provisions of subsection (3) of this section.

1 (2) Subject to this Act and the general control of the Council, the
2 Provost shall be the chief executive of the College and shall be charged with
3 general responsibility for matters relating to the day-to-day management
4 operations of the College.

5 9.-(1) Provost shall hold office for a period of four (4) year Tenure and
6 beginning with the effective date of his appointment and on such terms and procedure for
7 conditions as may be specified in his letter of appointment; removal of Provost

8 (2) May be reappointed for another period of four (4) years and no
9 more; and

10 (3) Where on the commencement of this section a Provost
11 appointed before the commencement of this section has held office:

12 (i) for less than five (5) years, he shall be deemed to be serving his
13 five (5) years single tenure and shall not have right for the renewal of his
14 appointment for another tenure of four (4) years;

15 (ii) for more than five (5) years and has more than one (1) year to
16 complete his second tenure, the council may allow him to serve as Provost
17 for another period of one (1) year only and thereafter he shall relinquish his
18 post and be assigned other duties in the College;

19 (iii) for more than five (5) years and has less than one (1) year to
20 complete his second tenure, the council may allow him to serve as Provost to
21 complete his second tenure and thereafter he shall relinquish his post and be
22 assigned other duties in the College:

23 (a) The Provost may be removed from office by the Visitor on
24 grounds of gross misconduct or inability to discharge the functions of his
25 office as a result of infirmity of the body or mind after due consultation with
26 the Council and the Academic Board acting through the Minister of
27 Education;

28 (b) When the proposal for the removal of the Provost is made, the
29 Council shall constitute a joint Committee of Council and Academic Board
30 consisting of:

1 (i) three (3) members of the Council, one of whom shall be the
2 chairman of the Committee; and

3 (ii) two (2) members of Academic Board, provided that where the
4 ground for the removal is infirmity of the body or mind, the council shall seek
5 appropriate medical opinion,

6 (c) The committee shall conduct investigation into the allegations
7 made against the Provost and shall report its findings to the council;

8 (d) The Council shall where the allegations are proved inform the
9 Visitor who shall remove the Provost;

10 (e) There shall be no sole administrator in any Nigerian College of
11 Education;

12 (f) In any case of a vacancy in the office of the Provost, the Council
13 shall appoint an Acting Provost on the recommendation of the Academic
14 Board;

15 (g) An Acting Provost in all circumstances shall not be in office for
16 more than six (6) months.

Deputy Provosts

17 **10.-(1)** There shall be for the college a Deputy Provost.

18 (2) The council shall appoint the Deputy Provost from among the
19 chief lecturers in the College in one of the following ways, that is:

20 (a) from a list of three (3) candidates in order of preference, submitted
21 by the Provost;

22 (b) on the nomination of one candidate by the Board constituted under
23 this section for that Purpose through election; or

24 (3) the Selection Board referred to in subsection (2) of this section
25 shall:

26 (a) Consist of:

27 (i) the chairman of the council;

28 (ii) the provost:

29 (iii) two (2) members of the council not being members of the
30 Academic Board;

- 1 (iv) two (2) members of the Academic Board, and
- 2 (b) Make such inquiries as it deems fit before making the
- 3 recommendation required under that section for that purpose; or
- 4 (c) On the nomination of the Provost.
- 5 (4) The Selection Board referred to in subsection (2) of this section
- 6 shall:
- 7 (a) Consist of:
- 8 (i) the chairman of the council;
- 9 (ii) the Provost of the college;
- 10 (iii) two members of Council not being members of the Academic
- 11 Board;
- 12 (iv) two members of the Academic Board; and
- 13 (b) Make such inquiries as it deems fit before making the
- 14 recommendation required under that subsection.
- 15 (4) The Deputy Provost shall:
- 16 (a) assist the Provost in the performance of his functions;
- 17 (b) act in the place of the provost when the post of Provost is vacant
- 18 or if the Provost is, for any reason, absent or unable to perform his functions;
- 19 and perform such other functions as the Provost or the Council may, from
- 20 time to time assign to him.
- 21 The Deputy Provost:
- 22 (a) shall hold office for a period of two (2) years beginning from the
- 23 effective date of his appointment and on such terms and conditions as may
- 24 be specified in his letter of appointment; and
- 25 (b) May be reappointed for another one period of two (2) years and
- 26 no more.
- 27 (6) The Deputy Provost may be removed from office for gross
- 28 misconduct or inability to discharge the functions of his office arising from
- 29 infirmity of body or mind by the Council acting on the recommendation of
- 30 the Provost and Academic board.

The Registrar
and other staff
of the College

1 **11.-(1)** The Council of the College shall appoint a Registrar to such
2 College (herein after referred to as the Registrar) who shall keep the records
3 and conduct the correspondence of the Council and shall perform such other
4 duties as the Council and subject thereto as the Provost may from time to time
5 direct.

6 (2) The Registrar shall, in addition to other duties conferred on him by
7 or under this Act, be the secretary to the Council, the Academic Board and any
8 committee of the Council and in his absence, the Councilor any such
9 committee may appoint some other person to act as secretary, and he shall not
10 vote on any question before the Councilor count towards as quorum.

11 (3) A Registrar:

12 (a) shall hold office for a single period of five (5) years only,
13 beginning from the effective date of his appointment and on such terms and
14 conditions as may be specified in his letter of appointment; and

15 (b) May be reappointed for another period of five (5) years and no
16 more.

17 (4) Where, on the commencement of this section, a Registrar
18 appointed before the commencement of this section has held office:

19 (a) for five (5) years or less, he shall be deemed to be serving his first
20 term of office and shall not be reappointed for a another term of five (5) years;

21 (b) for more than five (5) years but has more than one (1) year to
22 complete his second tenure, the council may allow him to serve thereby he shall
23 relinquish his post and be assigned other duties in the College;

24 (c) for more than five (5) years or more, the council may allow him to
25 serve as Registrar for an another period of one year only and thereafter he shall
26 relinquish his post and be assigned other duties in the College.

Other principal
officers of the
College

27 **12.-(1)** There shall be for the College the following principal officers
28 in addition to the Registrar, that is;

29 (a) The Bursar:

30 Who shall be appointed by the Council on the recommendation of the Selection

1 Board constituted under section 10(d) of this Act.

2 (2) The Bursar shall be the Chief Financial Officer of the College
3 and be responsible to the Provost for the day-to-day administration and
4 control of the financial affairs of the College:

5 (a) Shall hold office for a period of five (5) years beginning from
6 the effective date of his appointment and on such terms and conditions as
7 may be specified in his letter of appointment; and

8 (b) May be reappointed for a further period of five (5) years and no
9 more.

10 (3) Where, on the commencement of this section, a Bursar has held
11 office:

12 (a) for five (5) years or less, he shall be deemed to be serving his
13 first term of office and may be reappointed for a further term of five (5)
14 years;

15 (b) for more than five (5) but less than one (1) year to complete his
16 second term, the council may allow him to serve as Bursar for another period
17 of one (1) year and thereafter shall relinquish his post and be assigned other
18 duties in the College;

19 (c) for more than five (5) years or more, the council may allow him
20 to serve in that capacity for a another period of one (1) year only and
21 thereafter he shall relinquish his post and be assigned other duties in the
22 College;

23 (b) The College Librarian:

24 (1) the College Librarian shall be responsible to the Provost for the
25 administration of the College Library and the co-ordination of the library
26 services in the teaching units of the College.

27 (2) shall hold office for a period of five (5) years beginning from
28 the effective date of his appointment and on such terms and conditions as
29 may be specified in his letter of appointment; and

30 (3) Where, on the commencement of this section, a Librarian

1 appointed before the commencement of this section has held office:
2 (a) for five (5) years or less, he shall be deemed to be serving his first
3 term of office and may be reappointed for a further term of five years;
4 (b) for more than five (5) but less than one (1) year to complete his
5 second term, the council may allow him to serve as College Librarian for
6 another period of one (1) year and thereafter shall relinquish his post and be
7 assigned other duties in the College;
8 (c) for more than five (5) years or more, the council may allow him to
9 serve in that capacity for another period of one (1) year only and thereafter he
10 shall relinquish his post and be assigned other duties in the College.

Resignation of
appointment of
principal officers

11 **13.** A principal officer may resign his appointment:

- 12 (a) in the case of the Provost, by notice to the Visitor; and
13 (b) in any other case, by notice to the Council.

Other employees
of the College

14 **14.-(1)** The Council may appoint such other persons to be employees
15 of the College as the Council may determine to assist the Provost and the
16 principal officers of the College in the performance of their functions under this
17 Act.

18 (2) Subject to the provisions of this Act, the remuneration, tenure of
19 office and conditions of service of the employees of the Council shall be
20 determined by the Council in consultation with the Federal Civil Service
21 Commission.

Selection Board
for principal
officers

22 **15.-(1)** There shall be, for the College, a selection Board which shall
23 consist of:

- 24 (a) The chairman of the council;
25 (b) The Provost;
26 (c) Four (4) members of the council not being members of the
27 Academic Board; and
28 (d) Two members of the Academic Board.

29 (2) The functions, procedure and other matters relating to the
30 Selection Board constituted under subsection (1) of this section shall be as the

1 Council may, from time to time, determine.

2 **16.**-(1) It is hereby declared that service in the College shall be Pensions
3 approved service for the purpose of the Pensions Act and accordingly,
4 officers and other persons employed in each College, except Principal
5 Officers shall, in respect of their service in the College, be entitled to
6 pensions, gratuities and other retirement benefits as are prescribed there
7 under, so however that nothing in this Act shall prevent the appointment of a
8 person to any office on terms which preclude the grant of a pension and
9 gratuity in respect of that office.

10 (2) For the purposes of the application of the provisions of the
11 Pensions Act, any power exercisable thereunder by a Minister or other
12 authority of the Government of the Federation (other than the power to make
13 regulations under section 23 thereof) shall be exercisable by the college and
14 not by any other person or authority.

15 **17.**-(1) The Council shall establish and maintain a fund which shall Establishment
16 be applied towards the promotion of the objectives specified in this Act. of fund of the
College

17 (2) There shall be paid and credited to the fund established under
18 subsection (1) of this section:

19 (a) Such sums as may from time to time be granted to the Council
20 by the Federal Government through the National Commission for College
21 of Education;

22 (b) All money raised for the purpose of the Council by way of gifts,
23 grants-in-aid or testamentary disposition; and

24 (c) All subscriptions, fees and charges for services rendered by the
25 council and all other sums that may accrue to the Council from any source.

26 (3) The Council shall submit to the Minister, through the National
27 Commission for College of Education, not later than three (3) months before
28 the end of each financial year or at such other time as he may direct, and
29 estimate of its revenue and expenditure for the next succeeding financial
30 year.

Power to accept gifts	1	18.-(1) The Council may accept gifts of land, money or other property
	2	upon such terms and conditions if any, as may be specified by the person
	3	making the gift.
	4	(2) The Council shall not accept any gift if the conditions attached by
	5	the person making the gift is inconsistent with the functions of the Council.
Accounts and Audit	6	19. The Council shall keep proper accounts of its receipts, payments,
	7	assets and liabilities and shall in respect of each year cause the account to be
	8	audited.
Payment into Account	9	20. All sums of money received on account of the Council shall be
	10	paid into such bank for the credit of the Council as may be approved by the
	11	Council.
Annual Reports	12	21. The Council shall as soon as may be after the expiration of each
	13	financial year, prepare and submitted to the Minister a report of its activities
	14	during the immediately preceding financial year and shall include in the report
	15	a copy of the audited accounts of the College for that year and of the auditor's
	16	report on the accounts.
Offices and Premises	17	22.-(1) For the purpose of providing offices and premises necessary
	18	for the performance of its functions, the Council may:
	19	(a) Purchase any interest in or take on lease any land; and
	20	(b) Build, equip and maintain offices and premises
	21	(2) The council may, with the approval of the Minister, sell any
Discipline of Students	22	interest in or lease any land, offices or premises held by it and no longer
	23	required for the performance of its functions.
	24	23.-(1) The Council may make rules providing for the Provost to
	25	conduct enquires into alleged breaches of discipline (including lack of
	26	diligence) by students and such rules may make different provisions for
	27	different circumstances.
	28	(2) The rules shall provide for the procedure and rules of evidence to
	29	be followed at enquires under this section.
	30	(3) Subject to the provisions of subsection (1) of this section, where it

1 is proved during the enquiry that any student of the College has been guilty
2 of misconduct, the provost may, without prejudice to any other disciplinary
3 powers conferred on him by this Act or any regulations made. Thereunder,
4 direct:

5 (a) That the student shall not, during such period as may be
6 specified in the direction, participate in such activities of the College, or
7 make use of such facilities of the College, as he may specify; or

8 (b) That the activities of the student shall during such period as may
9 be specified in the direction, be restricted in such manner as may be so
10 specified; or

11 (c) That the student may be suspended for such period as may be
12 specified in the direction; or

13 (d) That the student be expelled from the College.

14 (5) Where there is temporarily no Provost or where the Provost
15 refuses to apply any disciplinary measures, the Council may, either directly
16 or through some other staff, apply such disciplinary actions as are specified
17 in subsection (3) of this section to any student of the College who is guilty of
18 misconduct.

19 (6) Where a direction is given under subsection (3) (c) or (d) of this
20 section in respect of any student, the student may, within twenty one (21)
21 days from the date of the letter communicating the decision to him, appeal
22 from the direction to the Council, and where as an appeal is brought, the
23 council shall, after causing such inquiry to be made in the matter as the
24 Council consider just, either confirm or set aside the direction or modify it in
25 such manner as the Council may think fit.

26 (7) The first time that an appeal from a direction is brought in
27 pursuance of subsection (5) of this section shall not affect the operation of
28 the direction while the appeal is pending.

29 (8) The Provost may delegate his powers under this section to a

1 disciplinary committee consisting of such members of the College as he may
2 nominate.

3 (9) Nothing in this section shall be construed as preventing the
4 restriction or termination of a student's activities at the College otherwise than
5 on the ground of misconduct.

6 (10) It is hereby declared that the direction under subsection (3) (a) of
7 this section may be combined with a direction under subsection (3) (b) of this
8 section.

9 (11) In all cases under this section, the decision of the Council shall be
10 final unless reversed by the Minister on appeal by the student.

Interpretation

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

12 "Chairman" means the chairman of the Council;

13 "College" Means as specified under section 1 (1) of this Bill;

14 "Council" means the Governing Council of College established by or pursuant
15 to section 3 of this Act;

16 "Provost" means the Provost of a College appointed under section 9 of this Act;

17 "Functions" includes powers and duties;

18 "Ministers" means the Minister charged with responsibility for matters relating
19 to education;

20 "Members" means a member of the Council including the chairman.

Short title

21 **25.** This Bill may be cited as the Federal College of Education,
22 (Technical), Gwaram, Jigawa State (Establishment) Bill, 2021.

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SCHEDULE 1

PRINCIPAL OFFICERS OF THE COLLEGE

The Provost of the College

1. There shall be the Provost of the College who shall be the Chief Accounting Officer of the college and be appointed by the President Commander-in-Chief of the Armed Forces, in accordance to the section (9) of this Act.

The Deputy Provost of the college:

2. There shall be the Deputy Provost of the College who shall be responsible for the following:

- (a) Assist the Provost in the performance of his function;
- (b) Act in place of provost when the post of provost is vacant or if the provost is for any reason absent or unable to perform his function as provost;
- (c) Perform such other functions that the provost or council may, time to time assign to him.

The Registrar of the College

3.-(1) There shall be a registrar of the college who shall keep the records and conduct the correspondence of the council and shall perform such other duties as the council and subject thereto as the provost may from time to time direct.

(2) The Registrar shall, in addition to other duties conferred on him by or under this Act, be the secretary to the council, the Academic Board and any committee of the person to act as secretary, and he shall not vote on any question before the council

The Bursar of the College

4. There shall be a Bursar of the College who shall be the Chief Financial Officer of the College and be responsible to the Provost for the day-to-day administration and control of the financial affairs of the college.

1 *The College Librarian*

2 5. There shall be a college Librarian who shall be responsible to the
3 Provost for the administration of the College Library and the coordination of
4 the Library services in the teaching units of the College.

5 SCHEDULE 2

6 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

7 *(Section 2(3))*

8 TERMS OF SERVICES

9 *Remuneration of Council Members*

10 1. There may be paid to the members of the Council or any committee,
11 such remuneration and allowances as may from time to time be determined by
12 the President, Commander-in-Chief of the Armed Forces.

13 *Vacancy of Council Seat*

14 2. Where a vacancy occurs in respect of the membership specified in
15 section 3 (1) and 3 (2), it shall be filled by the appointment of a successor to
16 hold office for the remainder of the term of office of his predecessor in office
17 and such successor shall represent the same interest as his predecessor.

18 3. The Council may act notwithstanding any vacancy in its
19 membership or any defect in the appointment of a member or the absence of a
20 members.

21 *Proceedings*

22 4.-(a) The Council shall meet for the conduct of business at such
23 times, places and on such days as the chairman may appoint but shall meet not
24 less than once every four (4) months;

25 (b) The chairman may at any time and shall, at the request in writing of
26 not less than six (6) members, convene a meeting of the Council;

27 (c) At any meeting of the Council the chairman shall preside; but in his
28 absence, members present shall elect one of their number to preside at the
29 meeting;

30 (d) Where the Council desires to obtain the advice of any person on

1 any particular matter, the Council may co-opt persons who are not members
2 of the Council but persons co-opted shall not be entitled to vote at a meeting
3 of the Council;

4 (e) The Quorum of the Council shall be one half of the total
5 members of the Council, at least one of whom shall be a member appointed
6 by the President;

7 (f) Decisions of the Council shall be made on approval by a simple
8 majority of members.

9 *Miscellaneous*

10 5.-(a) The fixing of the seal of the College shall be authenticated by
11 the signature of the chairman, provost and some other members of the
12 Council authorized generally or specially by the Council to act for that
13 purpose;

14 (b) Any contract or instrument which, if made or executed by a
15 person other than a body corporate would not be required to be under seal
16 may be made or executed on behalf of the College by any person generally or
17 specially authorized to act for that purpose by the Council;

18 (c) Any document purporting to be duly executed under the seal of
19 the College shall be received in evidence and shall, unless the contrary is
20 proved, be presumed to be so executed.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Federal College of Education, (Technical), Gwaram, Jigawa State, to provide full-time courses in education, applied sciences, instruction and training in technology, arts, social sciences, humanities and management, and other fields of related studies, and to carry out research in development and adaptation of techniques, and also make provisions for the general administration of such college.

A BILL

FOR

AN ACT TO AMEND THE CURRENCY OFFENCES ACT, CAP. C44 LAWS OF THE FEDERATION OF NIGERIA 2004. TO INCREASE THE PENALTIES THEREIN AND FOR RELATED MATTERS

Sponsored by Hon. Alhassan Ado Doguwa

[] Commencement

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

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|----|--|-------------------|
| 1 | 1. The Currency Offences Act, Cap. C44 Laws of the Federation of | Amendment of |
| 2 | Nigeria 2004 (in this Bill referred to as the Principal Act") is hereby | Currency Offences |
| 3 | amended as set out hereunder. | Act, Cap. C44 |
| | | LFN 2004 |
| 4 | 2. Section 3 of the Principal Act is hereby amended by deleting the | Amendment of |
| 5 | sum of "N1,000" and replace it with "not less than N2,000,000". | Section 3 |
| 6 | 3. Section 4 of the Principal Act is hereby amended by deleting the | Amendment of |
| 7 | sum of "N1,000" and replace it with "not less than N2,000,000". | Section 4 |
| 8 | 4. Section 6 of the Principal Act is hereby amended by deleting the | Amendment of |
| 9 | sum of "N1,000" and replace it with "not less than N2,000,000". | Section 6 |
| 10 | 5. This Bill, may be cited 'as Currency Offences Act | Citation |
| 11 | (Amendment) Bill, 2021. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Currency Offences Act Cap. C44, Laws of the Federation of Nigeria 2004, by increasing the penalties therein to be in conformity with the present day reality.

A BILL

FOR

AN ACT TO AMEND THE EMPLOYEE'S COMPENSATION ACT CAP. E7A LFN
NO.13 OF 2010 AND FOR RELATED MATTERS

Sponsored by Hon. Olubunmi Tunji - Ojo

[] Commencement

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

- 1 **1.** Section 14(2) of the Principal Act which reads "in addition to the
2 penalty in paragraph (a) of this subsection repay to the employee any sum
3 which has been deducted or otherwise contributed from the remuneration of
4 the employee".
5 Is hereby replaced with "in addition to the penalty in paragraph (a) of this
6 subsection repay to the employee any sum which has been deducted or
7 otherwise contributed from the remuneration of the employee plus interest
8 at prevailing bank saving interest rates".
9 **2.** Section 18 of the Principal Act which reads "Where death,
10 injury, disability or disease of an employee occurs in the course of the
11 employment as a direct result of enemy war- like action or counteraction and
12 provision has been made for compensation in respect of such action for the
13 employee or the deceased employee's dependants by the government , the
14 employee, or his or her dependants are entitled to compensation under this
15 Act only when the compensation provided by the government is less than
16 that provided by the Act, and shall be only to the extent of the difference.
17 This Section is been deleted.
18 **3.** This Bill may be cited as the Employee's Compensation Act
19 (Amendment) Bill, 2021.
- Amendment of
Section 14(2b)
- Section 18
- Citation

EXPLANATORY NOTE

This Bill seeks to amend the Employee's Compensation Act Cap. E7ALFN No. 13 of 2010 and to discourage employer from making advance deduction from employee's remuneration either overtly or covertly for the purpose of paying compensation, and payment of compensation by government to victims of war - like situation e.g terrorism should not deny employees their rights under the Act.

A BILL

FOR

AN ACT TO AMEND THE EDUCATIONAL CORRESPONDENCE COLLEGES
ACCREDITATION ACT, CAP. E2 LAWS OF THE FEDERATION OF NIGERIA
2004 TO INCREASE THE PENALTIES THEREIN AND FOR RELATED MATTERS

Sponsored by Hon. Alhassan Ado Doguwa

[] Commencement

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

- | | | |
|----|---|---|
| 1 | 1. The Educational Correspondence Colleges Accreditation Act, | Amendment of
the Educational
Correspondence
Colleges
Accreditation Act,
Cap. E2, LFN
2004 |
| 2 | Cap. E2, Laws of the Federation of Nigeria 2004 (in this Bill, referred to as | |
| 3 | "the Principal Act") is hereby amended as provided hereunder. | |
| 4 | 2. Section 2 (2) of the Principal Act is hereby amended by deleting | Amendment of
Section 2(2) |
| 5 | the sum "N500" and replace it with the sum "N500,000." | |
| 6 | 3. Section 2 (7) of the Principal Act is hereby amended by deleting | Amendment of
Section 2(7) |
| 7 | the sum "N100" and replace it with the sum "N5,000." | |
| 8 | 4. Section 6 (3) of the Principal Act is hereby amended by deleting | Amendment of
Section 6(3) |
| 9 | the sum "N100" and replace it with the, sum "N5,000." | |
| 10 | 5. Section 10 of the Principal Act is hereby amended by deleting | Amendment of
Section 10 |
| 11 | the sum "N10,000" and replace it with the sum "not less than N2,000,000." | |
| 12 | 6. Section 11 (1) of the Principal Act is hereby amended by | Amendment of
Section 11(1) |
| 13 | deleting the sum "N2,000" and replace it with the sum "not less than | |
| 14 | N500,000." | |
| 15 | 7. Section 11 (3) of the Principal Act is hereby amended by deleting | Amendment of
Section 11(3) |
| 16 | the sum "N3,500" and replace it with the sum "not less than N5,000,000." | |
| 17 | 8. Section 11 (4) of the Principal Act is hereby amended by | Amendment of
Section 11(4) |
| 18 | deleting the sum "N1,000" and replace it with the sum "not less than | |
| 19 | N2,000,000." | |

C 5394 *Educational Correspondence Colleges Accreditation Act (Amendment) Bill, 2021* **2021**

Citation

- 1 **9.** This Bill, may be cited as the Educational Correspondence
2 Colleges Accreditation Act (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM:

This Bill seeks to amend the Educational Correspondence Colleges Accreditation Act, Cap. E2 Laws of the Federation of Nigeria 2004, by increasing the penalties therein to be in conformity with the present day reality.

A BILL

FOR

AN ACT TO AMEND THE ADMINISTRATION OF CRIMINAL JUSTICE ACT (ACT NO. 13) 2015 BY DELETING SECTION 396(7) OF THE ACT THAT ALLOWS A JUDGE OF THE HIGH COURT NEWLY ELEVATED TO THE COURT OF APPEAL TO SEAT OVER PART-HEARD CRIMINAL CASES FOR BEING INCONSISTENT WITH THE CONSTITUTION, PARTICULARLY SECTION 290(1) OF THE CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA 1999 AS AMENDED AND FOR RELATED MATTERS

Sponsored by Hon. Emmanuel Ukpong-udo

[] Commencement

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

- | | |
|---|--|
| <p>1 1. The Administration of Criminal Justice Act, 2015 herein called</p> <p>2 the principal Act is amended as set out below:</p> <p>3 2. Section 396 (7) of the Principal Act is hereby deleted.</p> <p>4 3. This Bill may be cited as the Administration of Criminal Justice</p> <p>5 (Amendment) Bill, 2021.</p> | <p>Amendment of
the Administration
of Criminal Justice
Act, 2015</p> <p>Deletion of
Section 396(7)</p> <p>Citation</p> |
|---|--|

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Administration of Criminal Justice Act (Act No. 13) 2015 by deleting section 396(7) of the Act that allows a Judge of the High Court newly elevated to the Court of Appeal to seat over part-heard criminal cases for being inconsistent with the Constitution, particularly section 290(1) of the Constitution of the Federal Republic of Nigeria 1999 as amended.

A BILL

FOR

AN ACT TO AMEND THE FISCAL RESPONSIBILITY ACT CAP F40 LAWS OF THE FEDERATION OF NIGERIA 2007 TO BLOCK REVENUE LEAKAGES, STIPULATE THE FRACTION OF EXCESS REVENUES THAT SHOULD BE USED FOR DEVELOPMENTAL CAPITAL PROJECTS AND TO PROVIDE FOR THE USE OF ESTIMATED REVENUE TO DEBT RATIO FOR DETERMINATION OF DEBT LIMIT AND FOR RELATED MATTERS

Sponsored by Hon. Lawal Muhammadu Idirisu

[] Commencement

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

- | | |
|---|---|
| <p>1 1. The Fiscal Responsibility Act chapter F40 Laws of the</p> <p>2 Federation of Nigeria 2007 (herein referred to as the Principal Act) is</p> <p>3 amended as set out below:</p> | <p>Amendment of
Fiscal Responsibility
Act, Cap F40 LFN
2007</p> |
| <p>4 2. Section 12 of the Principal Act is amended in subsection (1) by</p> <p>5 substituting it with a new subsection (1) as follows:</p> <p>6 (1) Aggregate expenditure and the aggregate amount appropriated</p> <p>7 by the National Assembly for each financial year shall not be more than the</p> <p>8 estimated revenue plus a deficit not exceeding 15% of the estimated</p> <p>9 aggregate revenue".</p> | <p>Amendment of
section 12 to provide
for the use of debt
to revenue ration
for determination
of debt limit</p> |
| <p>10 3. Section 22 of the principal Act is amended in:</p> <p>11 (a) subsection (1) by substituting the phrase "one fifth of its</p> <p>12 operating surplus" with "its revenue" ; and</p> <p>13 (b) subsection (2) by replacing "balance of the operating surplus"</p> <p>14 with "{80% the revenue" immediately after the word "The".</p> | <p>Amendment of
Section 22 to block
revenue leakages</p> |
| <p>15 4. Section 23 of the principal Act is amended in subsection (1) by</p> <p>16 substituting "surplus" with "revenue" immediately after the words "The</p> <p>17 Corporation's".</p> | <p>Amendment of
Section 23 to block
revenue leakages</p> |

Amendment of Section 30 to substitute the word "Council" with "Commission"	1	5. Section 30 of the principal Act is also amended in subsection (1) by
	2	substituting "Council" with "Commission" immediately after the words
	3	"Fiscal responsibility"
Amendment of Section 35 to give emphasis to developmental capital projects	4	6. Section 35 of the principal Act is further amended in:
	5	(a) subsection (7) by replacing the words "a proportion of the saving
	6	may be appropriated in the following year for the capital projects and
	7	programmes" with "70 percent of the saving shall be appropriated for
	8	developmental capital projects"; and
	9	(b) by the insertion immediately after subsection (7) a new subsection
	10	(8) as follows:
	11	“(8) Without prejudice to the provision of subsection (1) and (2) of
	12	this section, the saving in the consolidated revenue fund of the federation shall
	13	include all recovered funds."
Citation	14	7. This Bill may be cited as the Fiscal Responsibility Act
	15	(Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Fiscal Responsibility (Establishment) Act to among other things:

- (a) Provide for the use of estimated revenue to debt ratio determination of debt limit;
- (b) increase developmental capital expenditure from excess revenue in annual budgets;
- (c) Reduce revenue leakage; and
- (d) To generally reduce or completely eliminate wasteful spending.

FEDERAL UNIVERSITY, GUSAU (ESTABLISHMENT) BILL, 2021

ARRANGEMENT OF SECTIONS

Section:

PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF
FEDERAL UNIVERSITY, GUSAU

1. Establishment of Federal University, Gusau
2. Objects of the University
3. Membership of the University
4. Powers of the University
5. Chancellor to take precedence before other members
6. Establishment and membership of the Council
7. Functions of the Council and its Finance and General Purpose Committee
8. Functions of the Senate
9. Vice-Chancellor to take precedence in the absence of Chancellor

PART II - TRANSFER OF PROPERTY

10. Transfer of Property

PART III - STATUTES OF THE UNIVERSITY

11. Powers of the University to make Statutes
12. Approval of Statutes
13. Proof of Statutes in court
14. Visitor's decision in case of dispute

PART IV - SUPERVISION AND DISCIPLINE

15. Supervision and discipline
16. Removal of members
17. Removal and discipline of academic, administrative and professional staff
18. Removal of Examiner
19. Disciplinary action on students

PART V - MISCELLANEOUS AND GENERAL PROVISIONS

- 20. Exclusion or discrimination.
 - 21. Application of the Land Use Act
 - 22. Consent of Visitor in land deals
 - 23. Quorum
 - 24. Committees
 - 25. Seal of the University
 - 26. Proposals and recommendation
 - 27. Interpretation
 - 28. Citation
- Schedules

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY, GUSAU AND TO MAKE
COMPREHENSIVE PROVISIONS FOR DUE MANAGEMENT AND
ADMINISTRATION; AND FOR RELATED MATTERS

Sponsored by Hon. Mohhamed Tahir Monguno

[] Commencement

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

1 PART 1- ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF
2 FEDERAL UNIVERSITY, GUSAU

3 1.-(1) There is established the Federal University, Gusau (in this Establishment
4 Act referred to as "the University"). of Federal
University of
Gusau

5 (2) The University:

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

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

9 2. The objects of the University shall be to:

Objects of the
University

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

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

16 (c) encourage and promote scholarship and conduct research in
17 restricted fields of learning and human endeavour;

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

	1	(e) undertake other activities appropriate for a university of the
	2	highest standard.
Membership of the University	3	3.-(1) The University shall consist of:
	4	(a) Chancellor;
	5	(b) Pro-Chancellor and a Council;
	6	(c) Vice Chancellor and a Senate;
	7	(d) Deputy Vice Chancellors;
	8	(e) a body to be called Congregation
	9	(f) a body to be called Convocation
	10	(g) the campuses and colleges of the University;
	11	(h) the faculties, schools, institutes and other teaching and research
	12	units of the University;
	13	(i) the persons holding the offices constituted by the First Schedule.
	14	to this Act other than those mentioned in paragraphs (a) to (c) of this
	15	subsection;
	16	(j) all graduates and undergraduates; and
	17	(k) all other persons who are members of the University in accordance
	18	with provisions made by this Act in that behalf.
	19	(2) The First Schedule to this Act shall have effect with respect to the
	20	Principal Officers of the University mentioned therein.
	21	(3) A provision shall be made by Statute with respect to the
	22	constitution of the following bodies the:
	23	(a) Council;
	24	(b) Senate;
	25	(c) Congregation; and
	26	(d) Convocation.
Powers of the University	27	4.-(1) For the carrying out of its objects as specified in section 2 of this
	28	Act, the University shall have power to:
	29	(a) establish such campuses, colleges, faculties, institutes, schools,
	30	extra-mural departments and other teaching and research units within the

1 University as may, from time to time, seem necessary or desirable, subject to
2 the approval of the National Universities Commission;

3 (b) institute professorships, readerships and associate demand and
4 receive from any student or any other person attending the University for the
5 purpose of instruction such fees as the University may, from time to time
6 determine, subject to the overall directives of the appropriate authority;
7 subject to section 22 of this Act, to acquire, hold, grant, charge or otherwise
8 deal with or dispose of movable and immovable property wherever situate;
9 professorships, lectureships and other posts and offices and to make
10 appointments accordingly;

11 (c) institute and award fellowships, scholarships, exhibitions,
12 bursaries, medals, prizes and other titles, distinctions, awards and forms of
13 assistance;

14 (d) provide for the residence, discipline and welfare of members of
15 the University;

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

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

21 (g) demand and receive from any student or any other person
22 attending the university for the purpose of instruction such fees as the
23 University may, from time to time determine, subject to overall directive of
24 the appropriate authority;

25 (h) subject to section 22 of this Act, to acquire, hold , grant, charge
26 or otherwise deal or dispose of movable and immovable property wherever
27 situated;

28 (i) accept gifts, legacies and donations, but without obligation to
29 accept the same for a particular purpose unless it approves the terms and
30 conditions attaching to them;

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

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

7 (l) hold public lectures and undertake printing, publishing and book
8 selling;

9 (m) subject to any limitation or condition imposed by Statute, to
10 invest any money appertaining to the University by way of endowment,
11 whether for general or special purposes, and such other money as may not be
12 immediately required for current expenditure, in any investment or security or
13 in the purchase or improvement of land, with power from time to time to vary
14 any such investment and to deposit any money for the time being un-invested
15 with any bank on deposit or current account;

16 (n) borrow, whether on interest or not, and if need be, upon the
17 security of any or all of the property movable or immovable of the University,
18 such money as the Council may in its discretion, find necessary or expedient to
19 borrow or to guarantee any loan, advance or credit facility;

20 (o) make gifts for any charitable purpose;

21 (p) do anything which it is authorised or required by this Act or by any
22 other Statute to do; and

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

25 (2) Subject to the provisions of this Act and of the Statutes made there
26 under and without prejudice to section 9 (2) of this Act, the powers conferred
27 on the University by subsection (1) of this section shall be exercisable on behalf
28 of the University by the Council or by the Senate or in any other manner which
29 may be authorised by this Act.

1	5.-(1) The Chancellor shall in relation to the University, take	Chancellor to take
2	precedence before all other members of the University, and when he is	precedence before
3	present shall preside at all meetings of convocation held for conferring	other members
4	degrees.	
5	(2) The Pro-Chancellor shall, in relation to the University, take	
6	precedence before all other members of the University except the	
7	Chancellor, and except for the Vice-Chancellor when acting as Chairman of	
8	Congregation or Convocation, and the Pro- Chancellor shall, when he is	
9	present, be the Chairman at all meetings of the Council.	
10	6.-(1) There shall be a Council for the University consisting of:	Establishment
11	(a) the Pro-Chancellor;	and membership
12	(b) the Vice-Chancellor;	of the Council
13	(c) the Deputy Vice-Chancellors;	
14	(d) 1 person from the Federal Ministry responsible for education;	
15	(e) 4 persons representing a variety of interests and broadly	
16	representative of the whole Federation to be appointed by the President;	
17	(f) 4 persons appointed by the Senate from among its members;	
18	(g) 2 persons appointed by the Congregation from among its	
19	members; and	
20	(h) 1 person appointed by Convocation from among its members.	
21	(2) Persons to be appointed to the Council shall be persons of	
22	proven integrity, knowledgeable and familiar with the affairs and tradition	
23	of the University.	
24	7.-(1) Subject to the provisions of this Act relating to the Visitor,	Functions of the
25	the Council shall be the governing body of the University and shall be	Council and its
26	charged with the general control and superintendence of the policy, finances	Finance and
27	and property of the University, including its public relations.	General Purpose
28	(2) There shall be a committee of the Council known as the Finance	Committee
29	and General Purpose Committee, which shall, subject to the directions of the	
30	Council, exercise control over the property and expenditure of the Council	

1 as the Council may delegate to it.

2 (3) Provision shall be made by Statute with respect to the constitution
3 of the Finance and General Purpose Committee.

4 (4) The Council shall ensure proper accounts of the University are
5 kept and that the accounts of the University are audited annually by auditors
6 appointed by the Council from the list and in accordance with guidelines
7 supplied by the Auditor-General for the Federation, and that an annual report is
8 published by the University together with certified copies of the accounts as
9 audited.

10 (5) Subject to this Act and the Statutes, the Council and the Finance
11 and General Purpose Committee may each make rules for the purpose of
12 exercising any of their respective functions or of regulating their own
13 procedure.

14 (6) Rules made under subsection (5) of this section by the Finance and
15 General Purpose Committee shall not come into force unless approved by the
16 Council, and where any rule so made by the Committee conflicts with any
17 direction given by the Council (whether before or after the coming into force of
18 the rules in question), the direction of the Council shall prevail.

19 (7) There shall be paid to the members of the Council, the Finance and
20 General Purpose Committee and of any other committee set up by the Council,
21 travelling allowances and other reasonable expenses, at such rates as may be
22 fixed by extant government circulars.

23 (8) The Council shall meet as and when necessary for the performance
24 of its functions under this Act, and shall meet at least 4 times every year.

25 (9) If required in writing by 5 members of the Council, the Chairman
26 shall within, 28 days after the receipt of such request, call a meeting of the
27 Council:

28 (10) If after 28 days of the receipt or delivery to him of a request under
29 subsection (9), the Chairman fails or neglects to call a meeting, the Registrar
30 shall, within 14 days, cause a meeting of the Council to be convened for that

1 purpose and the request shall specify the business to be considered at the
2 meeting and no business not so specified shall be transacted at that meeting.

3 **8.-** (1) Subject to section 5 of this Act, subsections (3) and (4) of this
4 section and the provisions of this Act relating to the Visitor, it shall be the
5 general function of the Senate to organise and control teaching in the
6 University, admission to post-graduate courses and other admission of
7 students, the discipline of students and to promote research in the
8 University.

Functions of the
Senate

9 (2) Without prejudice to the generality of the provisions of
10 subsection (1) of this section, the Senate shall make provision for the:

11 (a) establishment, organisation and control of campuses, colleges,
12 faculties, departments, schools, institutes and other teaching and research
13 units of the University, and the allocation of responsibility for different
14 branches of learning;

15 (b) organisation and control of courses of study in the University
16 and of the examinations held in conjunction with those courses, including
17 the appointment of examiners, both internal and external;

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

20 (d) making of recommendations to the Council with respect to the
21 award to any person of an honorary fellowship or honorary degree or the title
22 of professor emeritus;

23 (e) establishment, organisation and control of halls of residence
24 and similar institutions in the University;

25 (f) supervision of the welfare of students in the University and the
26 regulation of their conduct;

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

29 (h) determination of what description of dress shall be academic

1 dress for the purposes of the University, and regulating the use of academic
2 dress.

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

7 (4) Subject to this Act and the Statutes, the Senate may:

8 (a) make regulations for the purpose of exercising any function
9 conferred on it either by the provisions of this section or for the purpose of
10 providing for any matter for which provision by regulation is authorised or
11 required by this Act or by Statute; and

12 (b) by regulation, provide that at least 1 of the persons appointed as
13 examiners at each final or professional examination held in conjunction with
14 any course of study in the University is not a teacher at the University but is a
15 teacher at the branch of learning to which the course relates in some other
16 University of high repute.

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

Vice Chancellor
to take precedence
in the absence of
Chancellor

23 9.-(1) The Vice-Chancellor shall, in relation to the University, take
24 precedence before all other members of the University except the Chancellor
25 and, subject to section 5 of this Act, the Pro-Chancellor and any other person
26 for the time being acting as Chairman of the Council.

27 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
28 have general function, in addition to any other function conferred on him by
29 this Act or otherwise, of directing the activities of the University, and shall, to
30 the exclusion of any other person or authority, be the chief executive and

1 academic officer of the University and ex-officio Chairman of the Senate.

2 PART II - TRANSFER OF PROPERTY

3 **10.**-(1) All property held by or on behalf of the Provisional Council
4 shall vest in the University and be held by it for the purpose of the
5 University.

Transfer of
Property

6 (2) The provisions of the Second Schedule to this Act shall have
7 effect with respect to the transfer of property by this section and to matters
8 arising therefrom and with respect to other matters mentioned in that
9 Schedule.

Second Schedule

10 PART III - STATUTES OF THE UNIVERSITY

11 **11.**-(1) Subject to this Act, the University may make Statutes for:
12 (a) making provision with respect to the composition and
13 constitution of any authority of the University;

Powers of the
University to
make Statutes

14 (b) specifying and regulating the powers and duties of any
15 authority of the University, and regulating any other matter connected with
16 the University or any of its authorities;

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

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

22 (e) making provision for other matters for which provision by
23 Statute is authorised or required by this Act.

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

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

30 (4) The power to make Statute conferred by this section shall not be

	1	prejudiced or limited in any way by reason of the inclusion or omission of any
	2	matter in or from the Statute contained in the Third Schedule to this Act or any
	3	subsequent Statute.
Approval of Statutes	4	12. -(1) The power of the University to make Statutes shall be
	5	exercised in accordance with the provisions of this section.
	6	(2) A proposed Statute shall not have the force of law until it has been
	7	approved at a meeting of the:
	8	(a) Senate, by the votes of not less than two-thirds of the members
	9	present and voting; and
	10	(b) Council by the votes of not less than two-thirds of the members
	11	present and voting.
	12	(3) A proposed Statute may originate either in the Senate or Council,
	13	and may be approved as required by subsection (2) of this section by both
	14	bodies in no particular order.
	15	(4) A Statute which:
	16	(a) makes provision for or alters the composition or constitution of the
	17	Council, the Senate or any other authority of the University; or
	18	(b) provides for the establishment of a new campus or college or for
	19	the amendment or revocation of any Statute whereby a campus or college is
	20	established,
	21	shall not come into operation unless it has been approved by the Visitor.
Cap. 123 LFN, 2004	22	(5) For the purpose of section 2 (2) of the Interpretation Act, a Statute
	23	shall be treated as being made on the date on which it is approved by the
	24	Council and the Senate in accordance with subsection (3) of this section or in
	25	the case of a Statute falling within subsection (4) of this section, on the date on
	26	which it is approved by the President.
Proof of Statutes in court	27	13. A Statute may be proved in any court by the production of a copy
	28	thereof bearing or having affixed to it a certificate signed by the Vice-
	29	Chancellor or the Registrar to the effect that the copy is a true copy of a Statute
	30	of that University.

1 **14.**-(1) In the event of any doubt or dispute arising at any time as to
2 the meaning of any provision of a Statute, the matter may be referred to the
3 Visitor, who shall take such advice and make such decision on it as he deems
4 fit.

Visitor's decision
in case of dispute

5 (2) The decision of the Visitor on any matter referred to him under
6 this section shall be binding upon the authorities, staff and students of the
7 University and where any question as to the meaning of any provision of a
8 Statute has been decided by the Visitor under this section, no question as to
9 the meaning of that provision shall be entertained by any other authority in
10 Nigeria:

11 (3) Nothing in this subsection (2) of this section shall affect the
12 power of a court of competent jurisdiction to determine whether any
13 provision of a Statute is wholly or partly void as being ultra vires or as being
14 inconsistent with the Constitution.

15 (4) The provisions of this section shall apply in relation to any
16 doubt or dispute as to whether any matter is, for the purposes of this Act, an
17 academic or non-academic matter as they apply in relation to any such doubt
18 or dispute as is mentioned in subsection (1) of this section, and accordingly
19 the reference in subsection (2) of this section to any question as to the
20 meaning of any provision of the Statute shall include references to any
21 question as to whether any matter is for the purposes an academic or non-
22 academic matter.

23 PART IV - SUPERVISION AND DISCIPLINE

24 **15.**-(1) The President shall be the Visitor of the University.

Supervision and
discipline

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

29 (3) The bodies and persons comprising the University shall:

30 (a) make available to the Visitor, and to any other persons

1 conducting a visitation under this section, such facilities and assistance as he or
2 they may reasonably require for the purpose of the visitation; and

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

Removal of
members

5 **16.**-(1) Where it appears to the Council that a member (other than the
6 Pro- Chancellor or the Vice-Chancellor) should be removed from office on
7 grounds of misconduct or inability to perform the functions of his office, the
8 Council shall make a recommendation to that effect through the Minister to the
9 Federal Executive Council and if the Federal Executive Council, after making
10 such enquiries (if any) as may be considered necessary, approves the
11 recommendation it may direct the removal of the member from office.

12 (2) The Minister shall use his best endeavors to cause a copy of the
13 instrument embodying a direction under subsection (1) of this section to be
14 served as soon as reasonably practicable on the person to whom it relates.

Removal and
discipline of
Academic,
Administrative
and Professional
staff

15 **17.**-(1) Where it appears to the Council that there are reasons for
16 believing that any person employed as a member of the academic,
17 administrative or professional staff of the University, other than the Vice-
18 Chancellor, should be removed from office on grounds of
19 misconduct or inability to perform the functions of his office, Council shall:

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

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

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

24 (2) If the affected staff or any three members of the Council so request
25 within a period of 1 month from the date of receipt of the notice of the Council's
26 decision, the Council shall
27 make arrangements for:

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

30 (b) the person in question to be afforded an opportunity to appear

1 before and be heard by an investigating committee with respect to the
2 matter; and if the Council after considering the report of the investigating
3 committee is satisfied that the person in question should be removed, the
4 Council may so remove him by an instrument in writing signed on the
5 directions of the Council.

6 (3) The Vice-Chancellor may, in a case of gross misconduct by a
7 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
8 the interest of the University, suspend such member and any such
9 suspension shall immediately be reported to the Council.

10 (4) Any member of staff may be suspended from duty or his
11 appointment may be terminated by Council for a good cause and, for the
12 purposes of this subsection, "good cause" means:

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

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

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

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

25 (5) Any person suspended under subsection (3) of this section shall
26 be on half pay and the Council shall, before the expiration of a period of 3
27 months from the date of such suspension, consider the case against that
28 person and come to a decision as to whether to:

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

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

3 (c) terminate the appointment of the person concerned in which case
4 the person will not be entitled to the proportion of his emoluments withheld
5 during the period of suspension; and

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

9 (6) Where the Council, under this section, decides to continue a
10 person's suspension or decides to take further disciplinary action against the
11 person, the Council shall, before the expiration of 3 months from the decision,
12 come to a final determination in respect of the case concerning such a person.

13 (7) The person by whom an instrument of removal is signed under
14 subsection (1) of this section shall use his best endeavors, to cause a copy of the
15 instrument to be served as soon as reasonably practicable on the person to
16 whom it relates.

17 (8) Nothing in this section shall prevent the Council from making
18 regulations for the discipline of staff and workers of the University as may be
19 appropriate.

Removal of
Examiner

20 **18.-(1)** Where, on the recommendation of the Vice-Chancellor, it
21 appears to the Senate that a person appointed as an Examiner for any
22 examination of the University ought to be removed from his office or
23 appointment, then, the Senate may, after affording the Examiner an
24 opportunity of making representations in person on the matter, direct the Vice-
25 Chancellor to remove the Examiner by an instrument in writing signed by the
26 Registrar.

27 (2) Subject to the provisions of any regulation made under section 8
28 (4) of this Act, the Vice-Chancellor may, on the recommendation of Senate,
29 appoint an appropriate person as Examiner in the place of the Examiner
30 removed.

1 (3) The Registrar on signing an instrument of removal under this
2 section, shall use his best endeavors to cause a copy of the instrument to be
3 served as soon as reasonably practicable on the person to whom it relates.

4 **19.-(1)** Subject to the provisions of this section, where it appears to
5 the Vice- Chancellor that any student is guilty of misconduct, the Vice-
6 Chancellor may, without prejudice to any other disciplinary powers
7 conferred on him by Statute or regulations, direct that the:

Disciplinary
action o students

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

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

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

15 (d) student be expelled from the University.

16 (2) Where a direction is given under subsection (1) (c) or (d) of this
17 section in respect of any student, the student may, within the prescribed
18 period and in the prescribed manner, appeal against the direction to the
19 Senate.

20 (3) Where an appeal is brought under subsection (2) of this section,
21 the Senate shall, after causing such inquiry to be made in the matter as the
22 Senate considers just, either confirm or set aside the direction or modify it in
23 such manner as the Senate deems fit.

24 (4) The fact that an appeal from a direction is brought under
25 subsection (2) of this section shall not affect the operation of the direction
26 while the appeal is pending.

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

30 (6) Nothing in this section shall be construed as preventing the

1 restriction or termination of a student's activities at the University for conduct
2 which in the opinion of Senate is prejudicial to the interest of the University or
3 to its corporate objective or image.

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

6 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

Exclusion or
discrimination

7 **20.**-(1) A person shall not be required to satisfy requirements as to
8 race (including ethnic grouping), sex, place of birth, family origin, religious or
9 political persuasion, as a condition for becoming or continuing to be a:

10 (a) student in the University;

11 (b) holder of any degree, appointment or employment in the
12 University; or

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

14 (2) A person shall not be subjected to any disadvantage or accorded
15 any advantage in relation to the University by reference to any of the matters
16 referred to in subsection (1) of this section.

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

Application of
the Land Use Act
Cap. L5 LFN,
2004

24 **21.**-(1) For the purpose of the Land Use Act (which provides for the
25 compulsory acquisition of land for public purposes) any purpose of the
26 University shall be the same as that of the Federation.

27 (2) Where an estate or interest in land is acquired by the Government
28 pursuant to this section, the Government may, by a certificate under the hand
29 and seal of the Chief Federal Lands Officer or any other person authorised in
30 that behalf transfer it to the University.

1	22. -(1) Without prejudice to the provisions of the Land Use Act, the	Consent of Visitor
2	University shall not dispose of or charge any land or an interest in any land	in land deals
3	(including any land transferred to the University by this Act) except with the	Cap. L5 LFN,
4	prior written consent, either general or special, of the Visitor;	2004
5	(2) The consent shall not be required in the case of any lease or	
6	tenancy at a rack-rent for a term not exceeding 21 years of any lease or	
7	tenancy to a member of the University for residential purpose.	
8	23. Except as may be otherwise provided by Statute or by	Quorum
9	regulation, the quorum and procedure of any body of persons established by	
10	this Act shall be such as may be determined by that body.	
11	24. -(1) Any body of persons established by this Act shall, without	Committees
12	prejudice to the generality of the powers of that body, have power to appoint	
13	committees, which need not consist exclusively of members of that body	
14	and authorise a committee established by it to:	
15	(a) exercise on its behalf, such of its functions as it may determine,	
16	and	
17	(b) co-opt members and direct whether or not co-opted members	
18	shall be entitled to vote in that committee.	
19	(2) Any two or more such bodies may arrange for the holding of	
20	joint meetings of those bodies or for the appointment of committees	
21	consisting of members of those bodies, for the purpose of considering any	
22	matter within the competence of those bodies or any of them and either	
23	dealing with it or of reporting on it to those bodies or any of them.	
24	(3) Except as may be otherwise provided by Statute or regulation,	
25	the quorum and procedure of a committee established or meeting held under	
26	this section shall be such as may be determined by the body or bodies which	
27	have decided to establish the committee or hold the meeting.	
28	(4) The Pro-Chancellor and the Vice-Chancellor shall be members	
29	of every committee of which the members are wholly or partly appointed by	
30	the Council, (other than a committee appointed to inquire into the conduct of	

Seal of the
University

1 the officer in question) and the Vice-Chancellor shall be a member of every
2 committee of which the members are wholly or partly appointed by the Senate.

3 (5) Nothing in this section shall be construed as enabling-

4 (a) statutes to be made otherwise than in accordance with section 11 of
5 this Act; or

6 (b) the Senate to empower any other body to make regulations or to
7 award degrees or other qualifications.

8 **25.-(1)** The seal of the University shall be such as may be determined
9 by the Council and approved by the Chancellor and the affixing of the seal
10 shall:

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

13 (b) in the case of any other document, be authenticated by any
14 member or Council, the Vice-Chancellor and the Registrar or any other person
15 authorised by Statute.

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

19 (3) Any contract or instrument which, if made or executed by a person
20 not being a body corporate, would not be required to be under seal, may be
21 made or executed on behalf of the University by any person generally or
22 specially authorised to do so by the Council without seal.

23 (4) The validity of the proceedings of anybody established pursuant to
24 this Act shall not be affected by:

25 (a) any vacancy in the membership of the body;

26 (b) any defect in appointment of a member of the body; or

27 (c) by reason that any person not entitled to do so took part in the
28 proceedings.

29 (5) Any member of any such body who has a personal interest in any
30 matter proposed to be considered by that body shall disclose his interest to the

1 body and shall not vote on any question relating to that matter.

2 (6) Nothing in section 12 of the Interpretation Act (which provides Cap. 123 LFN,
3 for 2004 the application, in relation to subordinate legislation, of certain 2004
4 incidental provisions) shall apply to Statutes or Regulations made pursuant
5 to this Act.

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

8 (a) Statute (including the Statute contained in the Third Schedule to Third Schedule
9 this Act; or

10 (b) Regulation by a subsequent Statute or Regulation as the case
11 may be, and that the Statutes and Regulations may have different provisions
12 in relation to different circumstances.

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

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

19 **26.** Where in any provisions of this Act, it is laid down that Proposals and
20 proposals are to be submitted or a recommendation is to be made by one recommendation
21 authority to another through one or more intermediate authorities, every
22 such intermediate authority shall forward any proposal or recommendation
23 received by it pursuant to that provision to the appropriate authority; but
24 any such intermediate authority may, if it thinks fit, forward its own
25 comments on it.

26 **27.-(1)** In this Act: Interpretation
27 "appropriate authority" means any person, body or authority authorised by
28 law to act in a specific or general capacity in relation to a subject matter;
29 "campus" means any campus which may be established by the University;
30 "college" means any college which may be established by the University;

- 1 "Constitution" means the Constitution of the Federal Republic of Nigeria;
- 2 "Government" means the Federal Government of Nigeria;
- 3 "graduate" means a person on whom a degree (other than an honorary degree)
- 4 has been conferred by the University;
- 5 "gross misconduct" means any act of misconduct and improper behaviour that
- 6 may be designated as gross misconduct by any Statute or regulation made,
- 7 pursuant to this Act;
- 8 "Minister" means the Minister charged with responsibility for education;
- 9 "misconduct" means any conduct which is prejudicial to the good name of the
- 10 University or discipline and the proper administration of the business of the
- 11 University;
- 12 "notice" means notice in writing;
- 13 "officer" does not include the Visitor;
- 14 "prescribed" means prescribed by Statute or regulation made under this Act;
- 15 "professor" means a person designated as a professor of the University in
- 16 accordance with provisions made in that behalf by Statute or by regulations;
- 17 "property" includes rights, liabilities and obligations;
- 18 "the Provisional Council" means the Provisional Council appointed for the
- 19 University by the President with effect from September 2011;
- 20 "regulations" means regulations made by the Senate or Council;
- 21 "Senate" means the Senate of the University established by this Act;
- 22 "Statute" means a Statute made by the University under section 11 of this Act
- 23 and in accordance with the provisions of section 12 of this Act;
- 24 "the Statutes" means all such Statutes as are in force from time to time;
- 25 "teacher" means a person holding a full time appointment as a member of the
- 26 teaching or research staff of the University;
- 27 "undergraduate" means a person in statu pupilaris in the University, other than:
- 28 (a) a graduate, and
- 29 (b) a person of such description as may be prescribed for the purposes
- 30 of this definition,

1 "University" means the Federal University, Gusau as incorporated and
2 constituted by this Act; and

3 "the Act" means the Federal University, Gusau Act.

4 **28.** This Bill may be cited as the Federal University, Gusau Citation
5 (Establishment) Bill, 2021.

6 FIRST SCHEDULE

7 PRINCIPAL OFFICERS OF THE UNIVERSITY

8 *The Chancellor*

9 1. The Chancellor shall be appointed by, and hold office at the
10 pleasure of, the President.

11 *The Pro-Chancellor*

12 2.-(1) The Pro-Chancellor shall be appointed or removed from
13 office by the President.

14 *The Vice Chancellor*

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

18 *Deputy Vice Chancellor*

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

23 (2) The procedure for the appointment and removal of a Deputy
24 Vice-Chancellor shall be in accordance with the provisions of the University
25 (Miscellaneous Provisions) Act 1993 as amended.

26 (3) A Deputy Vice-Chancellor shall:

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

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

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

3 *Office of the Registrar, Bursar and University Librarian, etc.*

4 5.-(1) There shall be for the University, a Registrar, who shall be the
5 Chief Administrative Officer of the University and shall be responsible to the
6 Vice-Chancellor for the day-to-day administration of the University except as
7 regards matters for which the Bursar is responsible in accordance with
8 paragraph 6 (2) of this Schedule.

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

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

14 6.-(1) There shall be for the University, the following Principal
15 Officers in addition to the Registrar:

16 (a) the Bursar; and

17 (b) the University Librarian.

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

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

26 (4) The Bursar and the University Librarian shall each hold office for
27 such period and on such terms and conditions as to emoluments as may be
28 specified in their letters of appointment.

29 7. There shall be for the University, a Director of Works, who shall be
30 responsible to the Vice-Chancellor for the administration of the Works

1 Department, and shall be responsible for all works, services and
2 maintenance of University facilities.

3 8. There shall be for the University, a Director of Health Services,
4 who shall:

5 (a) be responsible to the Vice-Chancellor for the administration of
6 the Health Centre;

7 (b) be the Chief Medical Officer of the University; and

8 (c) coordinate all matters relating to the health of all staff and
9 students.

10 *Resignations and Appointment*

11 9.-(1) Any officer mentioned in this Schedule may resign his office
12 in:

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

15 (b) in the case of the Vice-Chancellor, by notice to the Council
16 which shall immediately notify the Minister.

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

20 SECOND SCHEDULE

21 TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC

22 *Transfer of Property to the University*

23 1. Without prejudice to the generality of section 10 (2) of this Act:

24 (a) the reference in the subsection to property held by the
25 Provisional Council and the University shall include a reference to the right
26 to receive and give a good discharge for any grant or contribution which may
27 have been voted or promised to the Provisional Council and the University;
28 and

29 (b) all outstanding debts and liabilities of the Provisional Council
30 shall become debts and liabilities of the University established by this Act.

1 *The Provisional Council*

2 2.-(1) All agreements, contracts, deeds and other instruments to
3 which the Provisional Council was a party shall, so far as possible and subject
4 to any necessary modification, have effect as if the University established by
5 this Act had been a party to it in place of the Provisional Council.

6 (2) Documents not falling within subparagraph (1) of this paragraph,
7 including enactments, which refer whether specially or generally to the
8 Provisional Council shall be construed in accordance with that sub-paragraph
9 so far as applicable.

10 (3) Any legal proceeding or application to any authority pending by or
11 against the Provisional Council may be continued by or against the University
12 established by this Act.

13 *Registration of Transfers*

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

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

24 *Meeting*

25 4.-(1) The first meeting of the Council shall be convened by the Pro-
26 Chancellor on such date and in such manner as he may determine.

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

30 (3) The first meeting of the Senate as constituted by this Act shall be

1 convened by the Vice-Chancellor on such date and in such manner as he may
2 determine.

3 (4) The persons who were members of the Senate immediately
4 before the coming into force of this Act shall be deemed to constitute the
5 Senate of the University until the date when the Senate as set up under the
6 Third Schedule of this Act must have been duly constituted.

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

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

16 *The Staff*

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

22 *The scope*

23 6. Questions as to the scope of the responsibilities of the officers
24 shall be determined by the Vice-Chancellor.

25 THIRD SCHEDULE

26 FEDERAL UNIVERSITY, GUSAU STATUTE NO.1

27 *Articles:*

- 28 1. The Council
29 2. Finance and General Purpose Committee
30 3. The Senate

- 1 4. The Congregation
- 2 5. Convocation
- 3 6. Organisation of Faculties and the Branches thereof
- 4 7. Faculty Board
- 5 8. The Dean of the Faculty
- 6 9. Selection of certain Principal and other key officers
- 7 10. Creation of Academic Post
- 8 11. Appointment of Academic Staff
- 9 12. Appointment of Administrative and Technical Staff

10 *The Council*

11 (1) Any member of Council holding office pursuant to section 6 (1),
12 (e), (f), (g) or (h) of this Act may, by notice to the Council resign his office.

13 (2) A member of Council holding office pursuant to section 6 (1) (e),
14 (f), (g) or (h) of this Act shall, unless he previously vacates it, vacate that office
15 on the expiration of a period of 4 years starting from 1st August in the year in
16 which he was appointed.

17 (3) Where a member of Council holding office pursuant to section
18 6(1) (e), (f), (g) or (h) of this Act vacates office before the expiration of his
19 tenure, the body that appointed him may appoint a successor to hold office for
20 the residue of his unexpired term.

21 (4) A person ceasing to hold office as a member of Council otherwise
22 than by removal for misconduct shall be eligible for re- appointment for only
23 one further period of 4 years.

24 (5) The quorum of the Council shall be 5, at least 1 of whom shall be a
25 member pursuant to section 6 (1) (d) and (e) of this Act.

26 (6) If the Pro-Chancellor is not present at a meeting of the Council, the
27 members present at the meeting may appoint one of them to be the Chairman at
28 that meeting, and subject to section 5 of this Act and the provisions of this
29 paragraph, the Council may regulate its own procedure.

30 (7) Where the Council desires to obtain advice with respect to any

1 particular matter, it may co-opt not more than 2 persons for that purpose; and
2 the persons co-opted may take part in the deliberations of the Council at any
3 meeting but shall not be entitled to vote.

4 (8) The Council constituted by this Act shall have a 4 year tenure
5 from the date of its inauguration, provided that where a Council is found to
6 be incompetent and corrupt, it shall be dissolved by the visitor and a new
7 Council shall be immediately constituted for the effective functioning of the
8 University.

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

13 *The Finance and General Purpose Committee*

14 2.-(1) The Finance and General Purpose Committee of the Council
15 shall consist of:

16 (a) the Pro-Chancellor, who shall be the Chairman of the
17 Committee at any meeting at which he is present;

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

19 (c) 6 other members of the Council appointed by the Council 2 of
20 whom shall be selected from among the 4 members of the Council appointed
21 by the Senate and 1 of whom shall be selected from among members of the
22 Council appointed by the Congregation; and

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

26 (2) The quorum of the Committee shall be 6.

27 (3) Subject to any direction given by the Council, the Committee
28 may regulate its own procedure.

29 *The Senate*

30 3.-(1) There shall be a Senate for the University consisting of:

- 1 (a) the Vice-Chancellor;
2 (b) the Deputy Vice-Chancellor;
3 (c) all Professors of the University;
4 (d) all Deans, Provosts and Directors of Academic Units of the
5 University;
6 (e) all Heads of Academic Departments, Units and Research Institutes
7 of the University;
8 (f) the University Librarian; and
9 (g) academic members of the Congregation who are not Professors as
10 specified in the Laws of the University.

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

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

17 (4) If so requested in writing by any 10 members of the Senate, the
18 Vice-Chancellor, or, in his absence a person duly appointed by him shall
19 convene a meeting of the Senate to be held not later than the tenth day
20 following that on which the request was received.

21 *Congregation*

22 4.- (1) Congregation shall consist of:

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

30 (2) Subject to section 5 of this Act, the Vice-Chancellor shall be the

1 Chairman at all meetings of Congregation when he is present, and, in his
2 absence, one of the Deputy Vice-Chancellors appointed by him shall be the
3 Chairman at the meeting.

4 (3) The quorum of Congregation shall be one-third (or the nearest
5 whole number to one-third) of the total number of members of Congregation
6 or 50, whichever is less.

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

8 (a) the total number of members of Congregation for the purposes
9 of any particular meeting or meetings of Congregation, or

10 (b) the names of the persons who are members of Congregation
11 during a particular period, shall be conclusive evidence of that number or as
12 the case may be of the names of those persons.

13 (5) Subject to the provisions of this Schedule, Congregation may
14 regulate its own procedure.

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

20 *Convocation*

21 5.-(1) Convocation shall consist of:

22 (a) the Officers of the University mentioned in the First Schedule to
23 this Act;

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

25 (c) all other persons whose names are registered in accordance with
26 sub-paragraph (2) of this paragraph.

27 (2) A person shall be entitled to have his name registered as a
28 member of convocation if he:

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

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

3 (3) Regulations shall provide for the establishment and maintenance
4 of a register for the purpose of this paragraph and, subject to sub- paragraph (3),
5 may provide for the payment from time to time of further fees by persons
6 whose names are on the register and for the removal from the register of the
7 name of any person who fails to pay those fees.

8 (4) The person responsible for maintaining the register shall, without
9 the payment of any fee, ensure that the names of all persons who are for the time
10 being members of Convocation by virtue of sub- paragraph (1)(a) or (b) of this
11 paragraph are entered and retained on the register.

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

16 (6) The register shall, unless the contrary is proved, be sufficient
17 evidence that any person named therein is, and that any person not named
18 therein is not, a member of convocation; but for the purpose of ascertaining
19 whether a particular person was such a member on a particular date, any entry
20 in, and deletion from, the register made on or after that date shall be
21 disregarded.

22 (7) The quorum of Convocation shall be 50 or one-third (or the whole
23 number nearest to one-third) of the total number of members of Convocation
24 whichever is less.

25 (8) Subject to section 5 of this Act, the Chancellor shall be Chairman
26 at all meetings of Convocation when he is present, and, in his absence, the Vice
27 Chancellor shall be the Chairman at the meeting.

28 (9) Convocation shall have such functions, in addition to the function
29 of appointing a member of the Council, as may be provided by Statute .

1 *Organisation of faculties and Branches Thereof*

2 6. Each Faculty shall be divided into such number of branches as
3 may be prescribed.

4 7.-(1) There shall be established in respect of each Faculty, a
5 Faculty Board, which, subject to the provisions of this Act, and subject to the
6 directions of the Vice-Chancellor, shall:

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

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

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

13 (2) Each Faculty Board shall consists of:

14 (a) the Vice-Chancellor;

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

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

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

20 (3) The quorum of the Board shall be 8 members or one-quarter of
21 the members of the Board for the time being, whichever is greater.

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

24 *The Dean of the Faculty*

25 8.-(1) The Dean of a faculty shall be a professor elected by the
26 Faculty Board and such Dean shall hold office for a term of 2 years and may
27 be eligible for re-election for another term of 2 years after which he may not
28 be elected again until 2 years has elapsed.

29 (2) If there is no professor in a faculty, the Vice-Chancellor shall
30 appoint an Acting Dean who shall not be below the rank of Senior Lecturer

1 for the faculty, who shall act for a period of 1 year in the first instance,
2 renewable for another 1 year only.

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

6 (4) The Dean of a faculty shall exercise general superintendence over
7 the academic and administrative affairs of the faculty and shall present to the
8 Convocation for the conferment of Degrees, persons who have qualified for the
9 Degrees of the University at examinations held in the branches of learning for
10 which responsibility is allocated to that faculty.

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

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

20 (7) In this article, "good cause" has the same meaning as in section 17
21 (4) of this Act.

22 *Selection of certain Principal and other key Officers*

23 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
24 the University Librarian, Director of Works or Director of Health Services, a
25 Selection Board shall be constituted by the Council and shall consist of:

26 (a) the Pro-Chancellor;

27 (b) the Vice-Chancellor;

28 (c) two members appointed by the Council, not being members of
29 Senate; and

1 (d) two members appointed by the Senate not being members of
2 Council.

3 (2) The Selection Board, after making such inquiries as it deems fit,
4 shall recommend a candidate to the Council for appointment to the vacant
5 office, and after considering the recommendation of the Board, the Council
6 may make an appointment to that office.

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

10 *Creation of Academic Post*

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

14 *Appointment of Academic Staff*

15 11. Subject to this Act and the Statute made under it, the filling of
16 vacancies in academic posts (including newly created ones) shall be as
17 prescribed from time to time by Statute.

18 *Appointment of Administrative and Technical Staff*

19 12.-(1) The administrative and technical staff of the University,
20 other than those mentioned in paragraph 9 of this Schedule, shall be
21 appointed by the Council or on its behalf by the Vice- Chancellor or the
22 Registrar in accordance with any delegation of powers made by the Council
23 in that behalf.

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

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University, Gusau to ensure equity and access to tertiary education in the country. The University is a conventional University with restricted programmes, limited and focused faculties.