

Extraordinary



National Assembly Journal

No. 47

Abuja - 11th November, 2021

Vol. 18

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Printed and Published by the National Assembly Press, Abuja, Nigeria

NASSP 47/1111/2021/900

Subscribers who wish to obtain the Journal after 1st January should apply to the Clerk, National Assembly, Abuja for amended Subscriptions.

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A FEDERAL UNIVERSITY OF EDUCATION IN ISIOKOLO, DELTA STATE; AND FOR RELATED MATTERS

Sponsored by Hon. Ben Rollands Igbakpa

[] Commencement

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

- | | | |
|----|--|---|
| 1 | 1.-(1) There is established the Federal University of Education, | Establishment
of Federal University
of Education,
Isiokolo |
| 2 | Isiokolo (in this Act referred to as "the University of Education"). | |
| 3 | (2) The University of Education shall: | |
| 4 | (a) be a body corporate with perpetual succession and a common | |
| 5 | seal and may sue or be sued in its corporate name; and | |
| 6 | (b) may acquire, hold or dispose of any property, movable or | |
| 7 | immovable for the purpose of performing any of its functions under this Act. | |
| 8 | 2. The objects of the University shall be- | Objectives of
the University |
| 9 | (a) to provide full-time and part time courses in teaching, | |
| 10 | instructions and training of middle and high level teachers for the entire | |
| 11 | Nigeria but with specific target of the South South that has no single Federal | |
| 12 | University of Education; | |
| 13 | (b) to develop and offer academic and professional programs in | |
| 14 | teaching leading to the award of first- degrees and post - graduate degrees in | |
| 15 | Education; | |
| 16 | (c) To specifically train professional teachers in line with best | |
| 17 | global practices who shall upon graduation be committed to teaching as first | |
| 18 | job preference; | |
| 19 | (d) to research and identify the problems of the teaching profession | |
| 20 | in Nigeria and to find enduring solutions to them within the context of | |

	1	Nigeria's overall education plan and projections;
	2	(e) to promote scholarship, research and the establishment of
	3	professorial Chair for the restricted field of teaching; and
	4	(f) to undertake any other activity appropriate for the development
	5	and advancement of the teaching profession in Nigeria as may be approved by
	6	the Governing Council.
Structure of the University	7	3.-(1) The University shall consist of:
	8	(a) a Chancellor;
	9	(b) a Pro- Chancellor and a Council;
	10	(c) a Vice - Chancellor and a Senate;
	11	(d) a Deputy Vice - Chancellor;
	12	(e) a body to be called Convocation;
	13	(f) a body to be called congregation;
	14	(g) the campuses and/ or Colleges of the University;
	15	(h) the Faculties, Schools, Institutes and teaching and research units
	16	of the University;
	17	(i) Such other units or department as may be approved from time to
	18	time by the Governing Council and subject to the approval of the National
	19	Universities Commission; and
	20	(j) all graduates and undergraduates.
Governing Council of the University	21	4.-(1) There is established for the University of Education, a
	22	Governing Council for the management of the University of Education (in this
	23	Act referred to as "the Council") which shall be constituted and have the
	24	functions and powers set out in this Act.
	25	(2) The Council shall consist of:
	26	(a) the Pro- Chancellor;
	27	(b) the Vice - Chancellor;
	28	(c) the Deputy Vice - Chancellor;
	29	(e) one person from the Federal Ministry of Education responsible for
	30	education.

- 1 (f) representatives of the whole federation.
- 2 (g) one person appointed from the congregation from among
- 3 members; and
- 4 (h) one person appointed by convocation from among its members
- 5 (2) persons to be appointed to the council shall be persons of
- 6 proven integrity, knowledge and familiar with the affairs and tradition of a
- 7 university.
- 8 **5.-(1)** For the purpose of carrying out of its objectives as specified
9 in section 2 of this Act, the University shall have power to:
- 10 (a) institute Professorships, Readerships and Associate
- 11 Professorships, Lectureships and other posts and offices and to make
- 12 appointment thereto;
- 13 (b) institute and award fellowships, scholarships, exhibitions,
- 14 bursaries, medals, prices and other titles, distinctions, awards and forms of
- 15 assistance;
- 16 (c) provide for the residence, discipline and welfare of the
- 17 members of the university;
- 18 (d) hold examination and award degrees, diplomas, certificates and
- 19 other distinctions to persons who have pursued a course of study approved
- 20 by the university and have satisfied such other requirement as the university
- 21 may lay down;
- 22 (e) award honorary degrees, fellowships or academic titles;
- 23 (f) demand and receive from any student or any other person
- 24 attending the University for the purpose of instructions such fees as the
- 25 university may from time to time determine, subject to the overall directives
- 26 of appropriate authority;
- 27 (g) accept gifts, legacies and donations, but without obligation to
- 28 accept the same for a particular purpose unless it approves the terms and
- 29 conditions attaching thereto;
- 30 (h) enter into contracts, established trusts, act as trustee solely or

Powers of the
Federal University
of Education

- 1 jointly with any other person, and employ and/ or act through agents;
- 2 (i) erect, provide, equip and maintain libraries, laboratories, lecture
- 3 halls, halls of residence, refectories, sports ground, playing fields and other
- 4 buildings or facility suitable, necessary or convenient for achieving any of the
- 5 objectives of the university;
- 6 (j) hold, organize public lectures and undertake printing, publishing
- 7 and book selling;
- 8 (k) subject to any limitations or conditions imposed by statutes, to
- 9 invest any monies appertaining to the university by law of endorsement,
- 10 whether for general or special purposes, and such other monies as may not be
- 11 immediately required for current expenditure, in any investment or securities
- 12 or in the purchase or improvement of land , with power from time to time to
- 13 vary any such investments and to deposit any monies for the time being un-
- 14 invested with any bank on deposit or current account;
- 15 (l) borrow money, whether on interest or not, and if need be, upon the
- 16 security of any or all of the property moveable or immovable of the university,
- 17 such monies as the Council may from time in it's discretion find necessary or
- 18 expedient to borrow or to guaranty any loan, advances or credit facilities;
- 19 (m) make gifts for any charitable purpose.
- 20 (2) Subject to the provisions of this Act and of the statutes made
- 21 thereunder, the powers conferred on the university shall be exercisable on
- 22 behalf of the university by the governing council, by the senate, the Vice
- 23 Chancellor or any other manner which may be authorized by this Act
- 24 **6.-(1)** The Chancellor shall in relation to the university, take
- 25 precedence before all other Staff of the university, and when he is present shall
- 26 preside over all meetings of convocation held for conferring degrees.
- 27 (2) The Pro- Chancellor shall, In relation to the university take
- 28 precedence before all other Staff of the university except the Chancellor, and
- 29 when he is present shall be the chairman at all meetings of the council.

1	7.-(1) There shall be a council for the University consisting of:	Governing Council of the University
2	(a) the Pro- Chancellor;	
3	(b) the Vice- Chancellor;	
4	(c) the Deputy Vice- Chancellor;	
5	(d) one person from the ministry responsible for education;	
6	(e) four persons representing other parts of the country different	
7	from where the university is located;	
8	(f) four persons appointed by the senate from among it's members;	
9	(g) two persons appointed by the senate from among it's members;	
10	(h) one person appointed by convocation from among it's	
11	members.	
12	(2) persons to be appointed to the council shall be persons of	
13	proven integrity, knowledge and familiar with the affairs and tradition of the	
14	university.	
15	8.-(1) Subject to the provisions of this Act relating to the visitor, it	Functions of the Senate of the University
16	shall be the general function of the senate to organize and control teaching in	
17	the university, admission to postgraduate courses and the admission of	
18	students, the discipline of students and to promote research in the university.	
19	(2) without prejudice to the generality of the provision of sub-	
20	section (1) of this section, it shall in particular be the function of the senate to	
21	make provision for the:	
22	(a) establishment, organization and control of campuses, colleges,	
23	faculties, department, schools, institute and any other unit as may be	
24	appropriate;	
25	(b) organization and control of courses of study in the university,	
26	the examinations, including the appointment of examiners, both internal and	
27	external;	
28	(c) award of degrees and such other qualifications as may be	
29	prescribed by the university;	
30	(d) making of recommendation to the council with respect to award	

1 of any person of an honorary fellowship or honorary degree or the title of
2 professor emeritus;

3 (e) establishment, organization and control of all halls of residence
4 and similar places In the university;

5 (f) supervision of the welfare of students in the university and the
6 regulation of their conduct;

7 (g) granting of fellowships, scholarships, prizes and similar award;

8 (h) determination of the dress style of students, including academic
9 dress, and the regulation of dressing in the university.

10 (3) the senate shall not establish any new campus, college, faculty,
11 department, affiliate institute or other teaching or research unit of the
12 university without the approval of the council.

13 (4) subject to this Act, the senate may make regulations for the
14 purpose of exercising any function conferred on it either by the provisions of
15 this section or for the purpose of providing for any matter for which provision
16 by regulation is authorized or required by this Act.

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

Functions of
the Vice-Chancellor

22 9.-(1) the Vice Chancellor shall, in relation to the university, take
23 precedence before all other members of Staff of the university except
24 Chancellor and, subject to section 5 of this Act, the Pro- Chancellor and any
25 other person for the time being acting as chairman of the council.

26 (2) subject to the provisions of this Act, the Vice -Chancellor shall
27 have general function, in addition to any other function conferred on him by
28 this Act or otherwise, of directing the activities of the University, and shall to
29 the exclusion of any other person or authority be the Chief Executive and
30 academic officer of the university and ex-officio chairman of the senate.

1 **10.**-(1) Subject to this Act, the University may make statutes for the Statutes of the
2 internal regulation and administration of the university. University

3 (2) A proposed statute shall not have the force of law until it has
4 been approved at a meeting of the:

5 (a) Senate, by the votes of not less than two thirds of the members
6 present and voting;

7 (b) Council by the vote of not less than two thirds of the members
8 present and voting.

9 (3) A proposed statute may originate either in the senate or council
10 and may be approved as required by Subsection (2) of this section by both
11 bodies in no particular order.

12 (4) A statute which:

13 (a) make provision for or alters the composition or constitution of
14 the council, the senate or any other authority of the university; or

15 (b) provides for the establishment of a new campus or college or for
16 the amendment or revocation of any statutes whereby a campus or college is
17 established; shall not come into operation unless it has been approved by the
18 visitor.

19 **11.**-(1) The President shall be the Visitor of the university. The Visitor

20 (2) The visitor shall as often as the circumstances may require, not
21 being less than once every five years, conduct a visitation of the university or
22 direct that such a visitation be conducted by such persons as the visitor may
23 deem fit and in respect of any of the affairs of the University.

24 **12.**-(1) If it appears to the council that a member (other than the Removal of
25 Pro- Chancellor or Vice- Chancellor) should be removed from office on certain Members
26 grounds of misconduct or inability to perform the functions of his office, the of Council
27 council shall make recommendation to that effect through the minister to the
28 Federal Executive Council, and if the FEC after making such enquiries (if
29 any) as maybe considered necessary, approves the recommendation it may
30 direct the removal of the member from office.

Removal and
Discipline of
Academic,
Administrative
and Professional
Staff

1 **13.-(1)** If it appears to the council that there are reasons for believing
2 that any person employed as a member of academic, administrative or
3 professional staff of the University, other than the Vice- Chancellor, should be
4 removed from office or on grounds of misconduct or inability to perform the
5 function of his office, council shall-

6 (a) Give notice of those reasons to the person in question;

7 (b) Afford such person an opportunity of making representation in
8 person on the matter to the council; and

9 (c) Take a decision to terminate or not to terminate the appointment.

10 (2) If the affected staff or any other member of council so requests
11 within a period of one month from the date of receipt of the notice of the
12 council's decision, the council shall make arrangements for:

13 (a) A joint committee of the council and the senate to review the
14 matter and to report on it to the council;

15 (b) The person in question to be afforded an opportunity to appear
16 before and be heard by an investigating committee with respect to the matter;
17 and

18 (c) If the council after considering the report of the investigating
19 committee, is satisfied that the person in question should be removed, the
20 council may so remove him by an instrument in writing signed on the
21 directions of the council.

22 (3) The Vice-Chancellor may, in a case of gross misconduct by a
23 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
24 the interest of the university, suspend such member and any such suspension
25 shall immediately be reported to the council.

26 (4) Any member of staff maybe suspended from duty or his
27 appointment maybe terminated by council for good cause and for the purpose
28 of this Subsection" good cause' means:

29 (a) Conviction for any offence which the council considers to be such

1 as to render the person concerned unfit for the discharge of the functions of
2 his office;

3 (b) Any mental or physical incapacity which the council, after
4 obtaining medical advice considers to be to be such as to render the person
5 concerned unfit to continue to hold office;

6 (c) Conduct of a scandalous or disgraceful nature which the
7 council considers to be such as to render the person concerned unfit to
8 continue to hold office.

9 (5) Any person suspended pursuant to sub-section of this section
10 shall be on half pay and the council shall before the expiration of a period of
11 three months before the date of such suspension consider the case against
12 that person and come to a decision as to whether to:

13 (a) Continue such person's suspension and if so on what terms
14 (including proportion of his emoluments to be paid to him);

15 (b) Reinstate such person in which case the council shall restore his
16 full emoluments with effects from the date of suspension;

17 (c) Terminate the appointment of the person concerned in which
18 case such a person will not be entitled to the proportion of his emoluments
19 withheld during the period of suspension; or

20 (d) Take such lesser disciplinary action against such person
21 (including the restoration of such proportion of his emoluments that might
22 have been withheld) as the council may determine.

23 14.-(1) Where after due process it appears to the Vice -Chancellor
24 that any student is guilty of misconduct, the Vice -Chancellor may, without
25 prejudice to any other disciplinary Powers conferred on him by statutes or
26 regulation, direct that the:

Discipline of
Students

27 (a) Student shall not, during such period as may be specified in the
28 direction, participate in such activities of the university or make use of such
29 facilities of the University as may be so specified;

30 (b) activities of the students shall during such period as may be

1 specified in the direction, be restricted in such manner as may be so specified;

2 (c) students be rusticated for such period as may be specified in the
3 direction.

4 (2) Where a direction is given under sub-section (1) Paragraph (a) to
5 (d) of this section in respect of any student, the student may, within the
6 prescribed period and in the prescribed manner appeal against the direction to
7 the senate.

8 (3) Where an appeal is brought pursuant to sub-section (2) of this
9 section, the senate shall, after causing such inquiry to be made in the matter as
10 the senate considers just, either confirmed or set aside a direction or modify it
11 in such manner as the senate thinks fit.

12 (4) The fact that an appeal from a direction is brought pursuant to sub-
13 section (3) of this section shall not affect the operation of the direction while the
14 appeal is pending.

15 (5) The Vice-Chancellor may delegate his powers under this section
16 to a disciplinary board consisting of such members of the university as he may
17 nominate

18 (6) Nothing in this section shall be construed as preventing the
19 restriction or termination of a student's activities at the University for conduct
20 which in the opinion of Senate is prejudicial to the interest of the university or
21 to it's corporate objective or image.

Miscellaneous
and General
Provisions

22 **15.-(1)** No person shall be required to satisfy requirement as to any of
23 the following matters, that is to say, race, sex, place of birth, family origin,
24 religious or political persuasion, as a condition for becoming or continuing to
25 be a:

26 (a) Student in the university;

27 (b) Holder of any degree, appointment or employment in the
28 university.

29 (2) The seal of the university shall be such as may be determined by
30 the council and approved by the Chancellor and the affixing of the seal shall:

1 (a) In case of certificate issued by the University, be authenticated
2 by the Vice-Chancellor and the Registrar; and

3 (b) in case of any other document, be authenticated by any member
4 of council, the Vice-Chancellor and the Registrar or any other person
5 authorized by statute.

6 (3) The power conferred by this Act on anybody to make statute or
7 regulations shall include power to revoke or vary same.

8 (4) Nothing in section 12 of the Interpretation Act (which provides
9 for the application, in relation to subordinate legislation, of certain
10 incidental provisions) shall apply to statutes or regulations made pursuant to
11 this Act.

12 **16.** In this Act:

Interpretation

13 "appropriate authority" means any person, body or authority authorized by
14 law to act in a specific or general capacity in relation to a subject matter;

15 "Campus" means any campus which may be established by the university;

16 "College" means any college which may be established by the university;

17 "Graduate" means a person on whom a degree (other than an honorary
18 degree) has been conferred by the university;

19 "Gross misconduct" means any act of misconduct and improper behavior
20 that may be designed as gross misconduct by any statute or regulation made,
21 pursuant to this Act;

22 "Minister" means the minister charged with the responsibility for education;

23 "Misconduct" means any conduct which is prejudicial to the good name of
24 the University and or discipline and proper administration of the business of
25 the university;

26 "Notice" means notice in writing;

27 "Officer" does not include the Visitor;

28 "Prescribed" means prescribed by statute or regulation made under this Act;

29 "Property" includes rights, liabilities and obligations;

30 "The Provisional Council" means the provisional council appointed for;

1 "Teacher means a person holding a full time appointment as a member of the
2 teaching or research staff of the University;
3 "President" means the President of the Federal Republic of Nigeria;
4 "Constitution" means the constitution of the Federal Republic of Nigeria;
5 "Undergraduate" means a person in admitted to a first degree course in the
6 university, other than a graduate.
7 "The University" means the Federal University of Education, Isiokolo, Delta
8 State.

Short title

9 **17.** This Bill may be cited as the Federal University of Education,
10 Isiokolo (Establishment) Bill, 2021.

1 SCHEDULE

2 FIRST SCHEDULE

3 PRINCIPAL OFFICERS OF THE UNIVERSITY

4 *The Chancellor*

5 1. The Chancellor shall be appointed or removed from office by the
6 President.

7 *The Pro-Chancellor*

8 2.-(1) The Pro- Chancellor shall be appointed or removed from
9 office by the President.

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

12 *The Vice-Chancellor*

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

16 *Deputy Vice-Chancellor*

17 4.-(1) There shall be for the University, two deputy vice-
18 chancellors or such number of deputy vice - chancellors as the council may,
19 from time to time, deem necessary for the proper administration of the
20 University.

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

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the establishment of a Federal University of
Education in Isiokolo, Delta State

FEDERAL INSTITUTE OF VOCATIONAL AND TECHNICAL EDUCATION,
ABAK, AKWA IBOM STATE (ESTABLISHMENT, ETC) BILL, 2021

ARRANGEMENT OF SECTIONS

Section:

PART I - ESTABLISHMENT OF FEDERAL INSTITUTE OF VOCATIONAL
AND TECHNICAL EDUCATION, ETC.

1. Establishment of Federal Institute of Vocational and Technical Education, Abak, Akwa Ibom State
2. Establishment and composition of the Governing Board of the Institute, etc.
3. Functions and Powers of the Board
4. Tenure of office of members of the Board
5. Removal from office
6. Remunerations

PART II - FUNCTIONS OF THE INSTITUTE

7. Functions of the Institute
8. Powers of the Institute
9. Establishment of Academic Board

PART III - APPOINTMENT, QUALIFICATION, TENURE, ETC OF PRINCIPAL
OFFICERS AND OTHER STAFF OF THE INSTITUTE

10. Appointment of the Director of the Institute
11. Duties of the Director
12. Tenure of office of the Director
13. Terms and conditions of office of the Director
14. Removal of Director from office
5. Registrar of the Institute
16. Tenure of office of Registrar
17. Other principal officers of the Institute
18. Resignation of appointment by principal officers
19. Appointment of other employees of the Institute

20. Staff regulations and conditions of service

21. Removal of other staff from office

PART IV - FINANCIAL PROVISIONS

22. Establishment of funds for the Institute

23. Donations for particular purposes

24. Payment into Bank

25. Powers to accept gift

26. Expenditure of the Institute

27. Borrowing power

28. Annual estimates and expenditure

29. Annual report

PART V - MISCELLANEOUS PROVISIONS

30. Discipline of students

31. Power to make bye-laws

32. Exclusion or discrimination on account of race or religion

33. Procedures in respect of suits against the Institute, etc

34. Restrictions of execution against the property of the Institute

35. Interpretation

36. Short title

A BILL

FOR

AN ACT TO PROVIDE FOR THE LEGAL FRAMEWORK TO ESTABLISH THE
FEDERAL INSTITUTE OF VOCATIONAL AND TECHNICAL EDUCATION, ABAK,
AKWA IBOM STATE AND FOR RELATED MATTERS

Sponsored by Hon. Aniekan Umanah

[] Commencement

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

1 1.-(1) There is hereby established a body to be known as the
2 Federal Institute of Vocational and Technical Education, Abak, Akwa Ibom
3 State (in this Act referred to as "the Institute") which shall have the functions
4 assigned to it by this Act.

Establishment
of Federal Institute
of Vocational and
Technical Education,
Abak, Akwa Ibom
State

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

9 (3) The Institute shall consist of the following departments:

10 (a) business education;

11 (b) agricultural education;

12 (c) technical education;

13 (d) computer education;

14 (e) home economics;

15 (f) music and arts;

16 (g) general studies department;

17 (h) such other educational units or departments or variations of the
18 above as may, subject to this Act be established from time to time by the
19 Board.

Establishment
and composition
of the Governing
Board of the
Institute

1 **2.**-(1) The affairs and running of the Institute shall vest in the
2 Governing Board of the Institute (in this Act referred to as the Board)

3 (2) Without prejudice to the generality of subsection (1) of this
4 section, it shall be the responsibility of the Board to consider and approve:

5 (a) the objectives and plan of activities of the Institute;

6 (b) the programme of studies, courses and research to be undertaken
7 by the Institute;

8 (c) the annual estimates of the Institute;

9 (d) the investment plan of the Institute.

10 (3) The Board shall consist of:

11 (a) a Chairman who shall be appointed by the President;

12 (b) the Director of the Institute appointed under section 9 of this Act;

13 (c) one representative of the National Board for Technical Education;

14 (d) three members to be nominated by each of the Ministries
15 responsible for Industries, Education and Labour;

16 (e) one representative of the Manufacturers Association of Nigeria
17 (MAN);

18 (f) one person of standing in the community where the Institute is
19 located;

20 (g) one representative of the Academic Board of the Institute;

21 (h) one representative of state commissioner of education;

22 (i) one person to represent professional bodies whose discipline are
23 taught in the Institute.

Functions and
powers of the
Board

24 **3.**-(1) Subject to the provisions of this Act, the Board shall have
25 responsibility for the general management of the affairs of the Institute and, in
26 particular, the general control of the Institute.

27 (2) Without prejudice to the generality of the provisions of section (3)
28 of this Act, the Board shall have power:

29 (a) to create lectureships and other posts and offices and to make
30 appointments thereto;

1 (b) to appoint such administrative and other members of staff of the
2 Institute as may appear necessary or expedient;

3 (c) to exercise disciplinary control over members of the staff of the
4 Institute;

5 (d) to prescribe the terms and conditions of service including
6 salaries, allowances, pensions and other remunerations, for all members of
7 the staff of the Institute;

8 (e) to encourage and make provisions for research in the Institute;

9 (f) to erect, provide, equip and maintain libraries, lecture halls, hall
10 of residence, refectories, sports grounds, playing fields and such other
11 buildings or things as may be necessary, suitable or required;

12 (g) to enter into such contracts as may be necessary or expedient for
13 carrying into effect the provisions of this Act;

14 (h) to acquire and hold such movable or immovable property as
15 may be necessary or expedient for carrying into effect the provisions of this
16 Act and for the same purpose may sell, lease, mortgage or otherwise alienate
17 or dispose of any property acquired; and

18 (i) to do anything which in its opinion is calculated to facilitate the
19 carrying out of the objects of the Institute and to promote its best interest.

20 **4.** A member of the Board (other than an ex-officio member) shall
21 hold office for a term of four years and may be eligible for reappointment for
22 another term of four years and no more

Tenure of office
of members of
the Board

23 **5.-(1)** A member of the Board (other than an ex-officio member)
24 may resign his appointment by notice in writing addressed to the President.

Resolution of
appointment or
removal from office

25 (2) The President may remove any member of the Board if he is
26 satisfied that it is not in the interest of the Institute that the member
27 concerned should continue in office.

28 **6.** A member of the Board (other than an ex-officio member) shall
29 be paid such remuneration and allowances as may be determined by the
30 President.

Remuneration

	1	PART II - FUNCTIONS OF THE INSTITUTE
Functions of the Institute	2	7.-(1) The functions of the Institute shall be:
	3	(a) to provide detailed identification of technical and skills
	4	acquisition needs for the economy in training and development training
	5	programmes to meet those needs;
	6	(b) to establish a vocational education and training system which
	7	includes basic and specialized training to meet the needs of both the formal and
	8	informal sectors;
	9	(c) to carry out training of students and artisans and retraining of
	10	professionals to meet newest requirement identified in paragraph (a);
	11	(d) to satisfy the demands of the labour market for employees with
	12	trade skills in order to improve production and productivity of the economy;
	13	(e) to promote the balancing of supply and demand for skilled labour
	14	in both wage employment and for skills needed for self-employment in rural
	15	and urban areas;
	16	(f) to promote on the job training in industry for both apprenticeship
	17	training and for skills updating and upgrading;
	18	(g) to promote and undertake any other activity that in the opinion of
	19	the management is calculated to help achieve the purposes of the Institute.
	20	(2) The Institute shall ensure that the training approach to be followed
	21	shall be highly job specific and practical and shall utilize modern methods of
	22	management skills development usually utilized by similar establishments in
	23	order to attain the highest standards.
Powers of the Institute	24	8. The Institute shall have power to:
	25	(a) award diplomas and certificates for courses provided by it under
	26	section 1 of this Act;
	27	(b) invest its funds in a manner and to such an extent as it may deem
	28	necessary or expedient;
	29	(c) establish and maintain a library, comprising such books, journals,
	30	records, reports and other publications and information systems as may be

1 required for the performance of the functions conferred on the Institute by
2 this Act;

3 (d) accept gifts of land, money or other property upon such terms
4 and conditions, as may be specified by the person or organization making
5 the gift, but the Institute shall not accept any gift if the terms and conditions
6 attached are inconsistent with its functions under this Act.

7 **9.-(1)** There shall be established for the Institute the Academic
8 Board which shall consist of the following members:

Establishment
of the Academic
Board

9 (a) the Director of the Institute who shall be the Chairman;
10 (b) the Deputy Director;
11 (c) all Heads of Departments;
12 (d) the Librarian;
13 (e) not more than two members of the academic staff other than
14 Heads of Departments to be appointed by the Board.

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

16 (a) the direction and management of academic matters of the
17 Institute 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 Academic Board as the Board may from time to time direct;

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

23 **PART III - APPOINTMENT, TENURE, DUTIES, ETC. OF PRINCIPAL**

24 **OFFICERS AND OTHER STAFF OF THE INSTITUTE**

25 **10.-(1)** There shall be for the Institute a Director (in this Act
26 referred to as "the Director) who shall:

Appointment
of Director of
the Institute

27 (a) be appointed by the President;
28 (b) have such qualification and experience as are appropriate for a
29 person required to perform the functions of those offices under this Act;
30 (c) hold office on such terms and conditions of service as stipulated

	1	in his letter of appointment.
Duties of the Director	2	11. Subject to the provisions of this Act, the Director shall be the chief
	3	executive officer of the Institute and shall be charged with the general
	4	responsibility for the management of the educational affairs and academic
	5	matters of the Institute and shall in particular:
	6	(a) direct and regulate the programme of work of the Institute;
	7	(b) promote research within the Institute;
	8	(c) award certificates or diplomas;
	9	(d) keep in safe custody all records of the Institute;
	10	(e) demand and receive from any student or any other person
	11	attending the institute, such fees as the Board may, from time to time,
	12	determine;
	13	(f) exercise and perform such other powers and duties as may be
	14	conferred or imposed upon him by the Board.
Tenure of office of the Director	15	12. The Director shall hold office for a term of four years and may be
	16	reappointed for another term of four years and no more.
Terms and conditions of office of the Director	17	13. The Director shall hold office on such terms and conditions as
	18	may be determined by the Board as set out in his letter of appointment.
Removal of the Director from office	19	14. Where it appears to the Board that the Director should be removed
	20	from office on the grounds of-
	21	(a) misconduct;
	22	(b) conviction from a court of competent jurisdiction (or panel of
	23	inquiry if not challenged in court);
	24	(c) inability to perform the functions of his office, the Board shall
	25	make a recommendation to that effect to the President and if the President, after
	26	making inquiries as he considers necessary, approves the recommendation, the
	27	President shall, in writing, declare the office of the Director vacant.
Registrar of the Institute	28	15.-(1) There shall be a Registrar for the Institute who shall:
	29	(a) be responsible to the Director for the day to day administration of
	30	the Institute;

1 (b) perform such other duties as the Board or the Director may
2 require him to do.

3 (2) The Registrar shall be the Secretary to the Board and any other
4 Committee and shall attend meetings unless excused for good cause or
5 reason by the Chairman of the Board.

6 (3) Where the Registrar is absent from a meeting of the Board, the
7 Chairman may, after consultation with the Director, appoint a suitable
8 person to act as Secretary for any particular meeting of the Board

9 (4) A person so appointed to act under subsection (3) shall not be
10 entitled to vote on any issue before the Board, or be counted towards a
11 quorum unless such a person is so entitled as a member of the Board.

12 **16.-(1)** The Registrar:

Tenure of office
of the Registrar

13 (a) shall hold office for a term of four years effective from the date
14 of his appointment and on such terms and conditions as may be specified in
15 his letter of appointment;

16 (b) may be reappointed for another term of four years and no more.

17 **17.-(1)** There shall be for the Institute a Deputy Director.

Appointment of
the Deputy Director

18 (2) The Deputy Director shall be a person of high academic and
19 moral standing and manifest administrative experience, and shall be
20 appointed by the Board on the recommendation of the Director.

21 (3) The Board shall appoint the Deputy Director from among the
22 Chief Lecturers in the Institute:

23 (a) from a list of three candidates, in order of preference, submitted
24 by the Director;

25 (b) on the recommendation of the Selection Board constituted for
26 the Institute.

27 (4) The Selection Board referred to in subsection (3) (b) of this
28 section shall consist of:

29 (a) the Chairman of the Board;

30 (b) the Director;

1 (c) two members of the Board not being members of the Academic
2 Board;

3 (d) two members of the Academic Board
4 which may make inquiries as it deems fit before making the recommendation
5 required under subsection (3) (b).

6 (5) The Deputy Director shall:

7 (a) assist the Director in the performance of his functions;

8 (b) act in the place of the Director when the office of the Director is
9 vacant or if the Director is, for any reason, absent or unable to perform his
10 functions as Director;

11 (c) perform such other functions as the Director or the Board may
12 from time to time assign to him.

13 (6) The Deputy Director:

14 (a) shall hold office for a term of four years effective from the date of
15 his appointment and on such terms and conditions as may be specified in his
16 letter of appointment;

17 (b) may be reappointed for another term of four years and no more.

Other principal
officers of the
Institute

18 **18.-(1)** There shall be for the Institute the following Principal Officers
19 in addition to the Registrar:

20 (a) the Bursar;

21 (b) the Librarian;

22 (c) the Head of Works;

23 (d) the Head of Medical and Health Services.

24 (2) The Bursar shall be the Chief Financial Officer of the Institute and
25 shall be responsible to the Director for the day to day administration and
26 control of the financial affairs of the Institute.

27 (3) The Librarian shall be responsible to the Director for the
28 administration of the Library and the coordination of the library services in the
29 teaching units of the Institute.

30 (4) The Head of Works shall be responsible to the Director for the

1 maintenance of the Institute's buildings, minor works, transport and
2 supervision of the construction projects.

3 (5) The Head of Medical and Health Services shall be responsible
4 to the Director for the supervision of the medical and health facilities of the
5 Institute

6 (6) The Principal Officers mentioned in subsection (1):

7 (a) Shall hold office for a term of four years in the first instance and
8 on such terms and conditions as may be specified in their letters of
9 appointment;

10 (b) May be reappointed for another term of four years and no more.

11 (7) Any question as to the scope of the responsibilities of the
12 Principal Officers shall be determined by the Director.

13 **19.** A Principal Officer may resign his appointment:

Resignation of
appointment by
Principal Officers

14 (a) in the case of the Director, by notice in writing to the Board and
15 the Board shall forward it to the President;

16 (b) in any other case, by notice in writing to the Director who shall
17 forward it to the Board.

18 **20.-(1)** The Board may appoint such other persons to be staff of the
19 Institute as the Board may determine, to assist the Director and the Principal
20 Officers in the performance of their functions under this Act.

Appointment of
other employees
of the Institute

21 (2) The remuneration of the staff of the Institute shall be
22 determined by the Board.

23 **21.** Staff regulations shall be in line with the existing Public
24 Service Rules and Regulations.

Staff Regulation

25 **22.-(1)** If it appears to the Board that there are reasons for believing
26 that any person employed as a member of the academic, administrative or
27 technical staff of the Institute other than the Director, should be removed
28 from office on grounds of misconduct or inability to perform the functions
29 of that office, the Board shall:

Removal of staff
of Institute from
office

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

1 (b) afford him an opportunity to make representations in person on the
2 matter to the Board;

3 (c) if he or any three members of the Board so request within the
4 period of one month beginning with the date of the notice, make arrangements:

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

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

12 (2) The Director may, in the case of misconduct by a member of staff
13 which, in the opinion of the Director, is prejudicial to the interests of the
14 Institute, suspend any such member and any such suspension shall forthwith be
15 reported to the Board.

16 (3) A member of staff may be suspended from office for good cause,
17 or his appointment may be terminated by the Board, and for the purpose of this
18 subsection, "good cause" means:

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

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

25 (c) conduct of a scandalous or disgraceful nature which the Board
26 considers to be such as to render the person concerned unfit to continue to hold
27 his office;

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

23.-(1) The Institute shall establish and maintain a fund (the Fund) from which shall be defrayed all expenditure incurred by the Institute in the performance of its functions under this Act.

	1	(2) There shall be paid into the Fund:
	2	(a) all subventions and budgetary allocation from the Federal
	3	Government of Nigeria;
	4	(b) fees charged and payable to the Institute by the students;
	5	(c) any other amount charged or dues recoverable by the Institute;
	6	(d) revenue accruing to the Institute by way of subvention, grants-in-
	7	aid, endowment or otherwise;
	8	(e) interest on investments;
	9	(f) donations and legacies accruing to the Institute from any source,
	10	for the general or special purpose of the Institute.
Donations for particular purposes	11	24. -(1) Donations of money to be applied to any particular purpose
	12	shall be placed to the credit of a Special Reserve Account approved by the
	13	Board until such a time as they may be expended in fulfillment of such purpose
	14	(2) The Board is not obliged to accept a donation of land, money and
	15	any other property for a particular purpose if the terms and conditions are
	16	contrary to the functions of the Institute.
Payment into Bank	17	25. All sums of money received on account of the Institute shall be
	18	paid into the bank as may be approved for the credit of the Institute's general
	19	current and deposit accounts.
Powers to accept gifts	20	26. -(1) The Institute may accept gifts of land, money or other property
	21	on such terms and conditions, if any as may be specified by the person or
	22	organization making the gift.
	23	(2) The Institute shall not accept gifts if the conditions attached by the
	24	person or the organization making the gift are inconsistent with the functions of
	25	the Institute under this Act.
Expenditure of the Institute	26	27. The Institute shall from time to time apply the fund at its disposal
	27	to:
	28	(a) the cost of administration and maintenance of the Institute;
	29	(b) publicize and promote the activities of the Institute;
	30	(c) pay allowances, expenses and other benefits of members of the

1 Board and Committees of the Board;

2 (d) pay the salaries, allowances and benefits of employees of the
3 Institute;

4 (e) pay other overhead allowances, benefits and other
5 administrative costs of the Institute;

6 (f) undertake such other activities as are connected with all or any
7 of the functions of the Institute under this Act.

8 **28.**-(1) The Institute may, from time to time, borrow by overdraft or Power to borrow
9 otherwise such sums as it may require for the performance of its functions
10 under this Act.

11 (2) The Institute shall not, without the approval of the President,
12 borrow money which exceeds, at any time, the limit set by the President.

13 (3) Notwithstanding subsection (1) of this section, where the sum
14 to be borrowed is in foreign currency, the Institute shall not borrow the sum
15 without the prior approval of the President.

16 **29.**-(1) The Board shall not later than 30 September in each year, Annual estimates
and expenditure
17 submit to the President an estimate of the expenditure and income of the
18 Institute during the next succeeding year.

19 (2) The Board shall cause to be kept proper accounts of the Institute
20 in respect of each year and proper records in relation thereto and shall cause
21 the accounts to be audited not later than six months after the end of each year
22 by auditors appointed from the list in accordance with the guidelines
23 supplied by the Auditor - General of the Federation.

24 **30.** The Board shall prepare and submit to the President, not later Annual report
25 than 31 December in each year, a report in such form as the President may
26 direct on the activities of the Institute during the immediately preceding
27 year, and shall include in the report a copy of the audited accounts of the
28 Institute for that year and the auditor's report thereto.

29 **PART V - MISCELLANEOUS PROVISIONS**

30 **31.**-(1) The Board may make rules providing for the Director to Discipline of
students

1 conduct enquiries into alleged acts of misconduct (including lack of discipline)
2 by students and such rules may make different provisions for different
3 circumstances.

4 (2) The rules shall provide for the procedure and rules of evidence to
5 be followed at enquiries under this section.

6 (3) Notwithstanding anything to the contrary contained in any other
7 enactment, where it appears to the Board that any student of the Institute has
8 been guilty of misconduct, the Board may, without prejudice to any other
9 disciplinary powers conferred on it by regulations direct that:

10 (a) the student shall not during the period specified in the direction,
11 participate in the activities of the Institute or make use of the facilities of the
12 Institute as may be specified;

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

15 (c) the student be suspended for such period as may be specified in the
16 direction;

17 (d) the student be expelled from the Institute.

18 (4) Where the post of the Director is vacant or where the Director
19 refuses to apply any disciplinary measures, the Board may either directly or
20 through some other staff apply such disciplinary actions as are specified in
21 subsection (1) to any student of the Institute who is considered guilty of
22 misconduct.

23 (5) Where a direction is given under subsection (3) (c) or (d) in respect
24 of any student, the student may, within a period of twenty one days from the
25 date of the letter communicating the decision to him appeal against the
26 direction to the Board, and where such appeal is brought, the Board shall, after
27 causing an inquiry to be made in the matter as the Board considers just, either
28 confirm or set aside the direction or modify it in the manner the Board may
29 deem fit.

30 (6) The fact that an appeal from a direction is pending under

1 subsection (5) shall not affect the operation of the direction while the appeal
2 is pending.

3 (7) The Director may delegate his powers under this section to a
4 disciplinary committee of such members of the Institute as he may
5 nominate.

6 (8) Nothing in this section shall be construed as terminating a
7 student's activity in the Institute except on the grounds of misconduct.

8 (9) The direction under subsection (3) (a) may be combined with a
9 direction under subsection (3) (b).

10 (10) In all cases under this section, the decision of the Board shall
11 be final.

12 **32.**-(1) On the commencement of this Act, any person employed by
13 or serving in the Institute shall be deemed to have been employed or serving
14 in the Institute under this Act. Transitional
provisions

15 (2) All assets or liabilities belonging to the Institute shall be
16 deemed to belong to the Institute established under this Act.

17 **33.**-(1) No person shall be: Exclusion or
discrimination
on account of
race, religion etc.
18 (a) Required to satisfy requirements as to race (including ethnic
19 groupings), sex, place of birth, family origin, religious or political
20 persuasion as a condition for:

21 (i) becoming or continuing to be a student of the Institute;
22 (ii) being a holder of any certificate of the Institute or any
23 appointment or employment at the Institute;
24 (iii) being a member of any body established under this Act.

25 (b) Subjected to any disadvantage or accorded any advantage in
26 relation to the Institute by reference to any of the matters mentioned in this
27 subsection.

28 (2) Nothing in this section shall be construed as preventing the
29 Institute from imposing any disability or restriction on any person where
30 such person willfully refuses or fails on grounds of religious belief to

	1	undertake any duty generally or uniformly imposed on all persons or any group
	2	of them which duty, having regards to its nature and the special circumstance
	3	pertaining to it, is in the opinion of the Institute, reasonably justifiable in the
	4	national interest.
Interpretation	5	34. In this Act, unless otherwise requires:
	6	"institute" means the Federal Institute of Vocational and Technical Education,
	7	Abak, Akwa Ibom State established by section 1 of this Act;
	8	"board" means the governing body of the Institute;
	9	"chairman" means chairman of the Governing Board;
	10	"director" means Director of the Institute;
	11	"government" means government of the Federal Republic of Nigeria;
	12	"president" means President of the Federal Republic of Nigeria
Citation	13	35. This Bill may be cited as the Federal Institute of Vocational and
	14	Technical Education, Abak, Akwa Ibom State (Establishment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the Legal Framework to establish the Federal Institute of Vocational and Technical Education, Abak.

A BILL

FOR

AN ACT TO AMEND THE NATIONAL COMMISSION FOR REHABILITATION
ACT, CAP. N22 LFN, 2004 AND RELATED MATTER TO INCREASE FINES
PROVIDE FOR BY THE ACT AND FOR RELATED MATTERS

Sponsored by Hon. Ibrahim Babajide Obanikoro

[] Commencement

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

- 1 **1.** The National Commission for Rehabilitation Act Cap N22 LFN
- 2 in this Bill referred to as the principal Act is amended as set out in this Bill.
- 3 **2.** Section 10(b) of the Principals Act amended by submitting a
- 4 fine of N1,000.00 (One Thousand Naira) to a fine of N2,000,000 (Two
- 5 Million Naira Only).

Amendment of
National Commission
for Rehabilitation
Act, Cap. N22
LFN, 2004

Amendment of
Section 10(b)

EXPLANATORY MEMORANDUM

This Bill seeks to amend the National Commission for Rehabilitation Act
Cap N22 LFN 2004 Laws of 2000 in order to increase the penalty on the
offences.

A BILL

FOR

AN ACT TO MANDATING SCHOOLS TO PROVIDE FOR ADEQUATE SPECIAL
NEEDS EDUCATION TO STUDENTS WITH LEARNING DISABILITIES; AND FOR
RELATED MATTERS, 2021

Sponsored by Hon. Obinna Chidoka

[] Commencement

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

- 1 **1.** Notwithstanding the provision of any other enactment, the Objects
2 objects of this Bill is to mandate schools and institutions to make adequate
3 provisions for special needs education, training and any other services for
4 students with learning disabilities.
- 5 **2.-(1)** Special needs children are those children who cannot benefit Special needs
6 maximally from the regular classroom teaching or learning experiences on
7 account of physical, mental, emotional and other sundry disabilities, which
8 may/or may not be easily identified.
- 9 (2) Students with special needs include those who suffer from:
- 10 (i) Mental retardation;
11 (ii) Learning disabilities;
12 (iii) Emotional and behaviour disorders;
13 (iv) Communication disorders;
14 (v) Hearing loss;
15 (vi) Blindness and low vision;
16 (vii) Physical disabilities;
17 (viii) Autism;
18 (ix) Severe disabilities;
19 (x) Multiple disabilities;
20 (xi) Deaf/blindness;

	1	(xii) Gifted and talented.
Inclusive environment	2	3. A child with special educational needs shall be educated in an
	3	inclusive environment with children who do not have such needs unless the
	4	nature or degree of those needs of the child is such that to do so would be
	5	inconsistent with:
	6	(a) the best interests of the child as determined in accordance with any
	7	assessment carried out under this Bill, or
	8	(b) the effective provision of education for children with whom the
	9	child is to be educated.
Mainstream education	10	4. Students with special educational needs should be educate in
	11	Mainstream schools unless it is incompatible with:
	12	(a) the wishes of the parent or guardian or,
	13	(b) there are special circumstances or alternative arrangements made
	14	by either parent or guardian.
Other education	15	5. Students with special educational need not be educated in
	16	mainstream Schools, if they are already admitted to a special school by either
	17	parent or guardian.
Identification of special needs students	18	6. It shall be the duty of a school, institution, education authority to
	19	introduce identification, curricular and intervention programmes for special
	20	needs children.
Information on special needs education	21	7.-(1) It shall be the duty of a school, institution or education authority
	22	to advise and inform parents about their special needs education programs or
	23	provisions.
	24	(2) This section applies if:
	25	(a) a child is a registered student at a school, institution, community,
	26	local government area or state;
	27	(b) it is considered that the child has special educational needs, and
	28	(c) his or her parent or guardians have not previously been informed
	29	of special needs educational provision made at the school.

1	8.-(1) The board of management of a school shall:	Other duties of the School
2	(a) ensure that parents of a student with special educational needs	
3	are:	
4	(i) informed of their child's needs and how those needs are being	
5	met, and	
6	(ii) consulted with regard to, and invited to participate in, the	
7	making of all decisions of a significant nature concerning their child's	
8	education;	
9	(b) ensure that all relevant teachers and other relevant employees	
10	of the school are aware of the special educational needs of students;	
11	(c) ensure that teachers and other relevant employees of the school	
12	are aware of the importance of identifying children and students who have	
13	special educational needs; and	
14	(d) inculcate in students of the school an awareness of the needs of	
15	persons with disabilities.	
16	9.-(1) It is unlawful for a school authority to permit the	Discrimination by school authorities
17	discrimination or to discriminate against a special needs person or person	
18	with learning disabilities:	
19	(a) in determining his or her admission to the school as a student;	
20	(b) in the terms on which it offers to admit him or her to the school	
21	as a student; or	
22	(c) by refusing or deliberately omitting to accept an application for	
23	his or her admission to the school as a student.	
24	(2) It is unlawful for the school authority to discriminate against a	
25	special needs student in the education or associated services provided for, or	
26	offered to, students at the school by that authority.	
27	10. A school authority does not discriminate against a person if it	Defense by school authority
28	shows:	
29	(a) that, at the time in question, it did not know and could not	

	1	reasonably have been expected to know, that he or she had a learning disability;
	2	and
	3	(b) that its failure to take the step was attributable to that lack of
	4	knowledge.
Duty of educational authority	5	11. -(1) The Minister of Education, Federal and State Ministries of
	6	Education and any other educational authority must prepare regulations for
	7	schools and institutions:
	8	(a) Increasing the extent to which special needs students can
	9	participate in the schools' curriculums;
	10	(b) Training more teachers in special education or the integration of
	11	specialists in special needs education so as to be able to cater for the needs of
	12	the special child in the school;
	13	(c) Diversifying school curriculum to cater for special needs students;
	14	(d) Providing proper funding for special needs education;
	15	(e) Improving the physical environment of the schools for the purpose
	16	of increasing the extent to which special needs students are able to take
	17	advantage of education and associated services provided or offered by the
	18	schools; and
	19	(2) These regulations should be constantly evaluated, monitored,
	20	reviewed and implemented to improve the education provided to such special
	21	needs students.
Remedies	22	12. -(1) A claim that a special needs student has been discriminated
	23	against in a way which is unlawful under this Act may be made the subject of
	24	civil proceedings in any superior courts of record.
	25	(2) The remedies available in such proceedings are those which are
	26	available in such superior courts of record.
Interpretation	27	13. In this Bill:
	28	"Mainstream school" means any school that principally meets the needs of
	29	students who do not have special educational need;
	30	"Special needs children" means children who have learning disabilities or

1 profound cognitive impairment; food allergies or terminal illness;
2 developmental delays that catch up quickly or remain entrenched;
3 occasional panic attacks or serious psychiatric problems;
4 "special needs education" means, in relation to a person, a restriction in the
5 capacity of the person to participate in and benefit from education on
6 account of an enduring physical, sensory, mental health or learning
7 disability, or any other condition which results in a person learning
8 differently from a person without that condition;
9 "School authority" means the administrative body that runs the school.

10 **14.** This Bill may be cited as the Special Needs Education Bill, Citation
11 2021.

EXPLANATORY NOTE

This Bill seeks to mandate schools to provide for adequate special needs education to students with learning disabilities.

A BILL

FOR

AN ACT TO AMEND THE NATIONAL YOUTH SERVICE CORPS ACT, CAP. N84,
LAWS OF THE FEDERATION OF NIGERIA 2004 AND FOR RELATED MATTERS

Sponsored by Hon. Ben. Rollands Igbakpa

[] Commencement

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

- 1 **1.** The National Youth Service Corps Act, Cap. N84 Laws of the Amendment of
2 Federation of Nigeria 2004 (herein referred to as "The Principal Act") is the Principal Act
3 hereby amended as set out hereunder.
- 4 **2.** Section 2 subsection (1) of the Principal Act is hereby amended Amendment of
5 by substituting the word "shall" with the word "may" as follows: Section 2 (1)
6 "(1) Subject to the provisions of this Act, every Nigeria may
- 7 **3.** Section 2 subsection (1)(a) of the Principal Act is hereby Amendment of
8 amended by adding the words "or outside" immediately after the word "in" Section 2 (1)(a)
9 in line two as follows:
- 10 "(1) (a) If, at the end of the academic year 1972-73 or, as the case
11 may be, at the end of any subsequent academic year, he shall have graduated
12 at the university in or outside Nigeria; or"
- 13 **4.** Section 2 subsection (1) of the Principal Act is hereby amended
14 by deleting paragraph 1 (b) in its entirety and renumbering the existing
15 sections 2(1) (c) and (d) as Section 2(1) (b) and (c) respectively.
- 16 **5.** Section 17 subsection (1) of the Principal Act is hereby Amendment of
17 amended by introducing a proviso thus: Section 17 (1)
18 "Provided that any category of Nigerians who have applied to the
19 Directorate to be exempted from the Service shall be exempted forthwith
20 and shall not be bound by any provisions of this Act that may affect his rights
21 as a citizen of Nigeria".

Citation

1 **6.** This Bill may be cited as the National Youth Service Corps Act
2 (Amendment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the National Youth Service Corps Act, Cap. N84 Laws of the Federation of Nigeria 2004 to provide that the National Youth Service is not compulsory but optional for persons specified in the call-up instrument.

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE
UMERUM, ANAMBRA STATE TO MAKE COMPREHENSIVE PROVISIONS FOR
ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR RELATED
MATTERS

Sponsored by Hon. Vincent Ofumelu

[] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL
2 UNIVERSITY OF AGRICULTURE UMERUM, ANAMBRA STATE

3 1.-(1) There is hereby establish Federal University of Agriculture
4 Umerum, Anambra State (in this Act referred to as "the University").

Establishment
and Objects of
the Federal
University of
Agriculture
Umerum, Anambra
State

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 education in Agriculture;

13 (b) to develop and offer academic and professional programmes
14 leading to the award of diplomas, first degrees, post-graduate research and
15 higher degrees with emphasis on planning, adaptive, technical,
16 maintenance, developmental and productive skills in the engineering,
17 scientific, and allied professional disciplines relating to Sports resources
18 with the aim of producing socially mature men and women with capability
19 not only to understand, use and adapt existing technologies in the

- 1 Agriculture, but also to improve on them and develop new ones;
- 2 (c) to act as agents and catalysts, through post-graduate training,
- 3 research and innovation for the effective and economic utilization,
- 4 exploitation and conservation of the country's
- 5 Agriculture resources;
- 6 (d) to offer to the general population particularly in the area
- 7 Agriculture as a form of public service, the results of training and research and
- 8 to foster the practical applications of these results;
- 9 (e) to establish appropriate relationships with other national
- 10 institutions involved in training, research and development of technologies in
- 11 the Sports sector;
- 12 (f) to identify the problems and needs of the Agriculture sector in
- 13 Nigeria and to find solutions to them within the context of overall national
- 14 development;
- 15 (g) to provide and promote sound basic scientific training as a
- 16 foundation for the development of Agriculture in Nigeria, taking into account
- 17 indigenous cultures and the need to enhance national unity;
- 18 (h) to encourage and promote scholarship and conduct research in
- 19 restricted fields of learning and human endeavor;
- 20 (i) to relate its activities to the technological, social, cultural and
- 21 economic needs of the people of Nigeria; and
- 22 (j) to undertake any other activities appropriate for an Agriculture
- 23 university of the highest standard.

Constitution
of the University
and its Constituents
Bodies, etc.

- 24 **3.-(1)** The University shall consist of:
- 25 (a) a Chancellor;
- 26 (b) a Pro-Chancellor and a Council;
- 27 (c) a Vice Chancellor and a Senate;
- 28 (d) a Deputy Vice-Chancellor;
- 29 (e) a body to be called Congregation;
- 30 (f) a body to be called Convocation;

- 1 (g) the campuses and colleges of the University;
2 (h) the faculties, schools, institutes and other teaching and research
3 units of the University;
4 (i) the persons holding the offices constituted by the First Schedule
5 to this Act other than those mentioned in paragraphs (a) to (c) of this
6 subsection;
7 (j) all graduates and undergraduates; and
8 (k) all other persons who are members of the University in
9 accordance with provisions made by Statute in that behalf.

10 (2) The First Schedule to this Act shall have effect with respect to
11 the Principal Officers of the University mentioned therein.

12 (3) Provision shall be made by Statute with respect to the
13 constitution of the following bodies, namely:

- 14 (a) the Council;
15 (b) the Senate;
16 (c) the Congregation; and
17 (d) the Convocation.

18 **4.-(1)** For the carrying out of its objects as specified in Section 2 of Powers of the
19 this Act, the University shall have power to: University

20 (a) establish such campuses, colleges, faculties, institutes, schools,
21 extra-mural departments and other teaching and research units within the
22 University as may from time to time seem necessary or desirable, subject to
23 the approval of the National Universities Commission;

24 (b) institute professorships, readerships and associate
25 professorships, lectureships and other posts and offices and to make
26 appointments thereto;

27 (c) institute and award fellowships, scholarships, exhibitions,
28 bursaries, medals, prizes and other titles, distinctions, awards and forms of
29 assistance;

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

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

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

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

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

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

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

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

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

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

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

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

8 (o) make gifts for any charitable purpose;

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

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

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

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

Functions of the
Chancellor and
Pro-Chancellor

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

27 **6.-(1)** There shall be a Council for the University consisting of:

Establishment
and Composition
of Council

28 (a) the Pro-Chancellor;

29 (b) the Vice-Chancellor;

30 (c) the Deputy Vice-Chancellor;

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

Functions of the
Council and its
Finance and
General Purpose

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

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

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

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

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

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

Functions of the
Senate

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

1 Senate to make provision for the:

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

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

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

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

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

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

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

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

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

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

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

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

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

Functions of the
Vice-Chancellor

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

22 **PART II - TRANSFER OF PROPERTY**

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

Transfer of
Property to the
University

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

	1	PART III - STATUTES OF THE UNIVERSITY
Power of the University to make Statues	2	11. -(1) Subject to this Act, the University may make Statutes for any
	3	of the following purposes:
	4	(a) making provision with respect to the composition and constitution
	5	of any authority of the University;
	6	(b) specifying and regulating the powers and duties of any authority
	7	of the University, and regulating any other matter connected with the
	8	University or any of its authorities;
	9	(c) regulating the admission of students where it is done by the
	10	University, and their discipline and welfare;
	11	(d) determining whether any particular matter is to be treated as an
	12	academic or non- academic matte- for the purposes of this Act and of any
	13	Statute, regulation or other instrument made there-under; and
	14	(e) making provision for other matters for which provision by Statute
	15	is authorized or required by this Act.
	16	(2) Subject to Section 25 (6) of this Act, the Interpretation Act shall
	17	apply in relation to any Statute made under this section as it applies to a
	18	subsidiary instrument within the meaning of section 27 (1) of that Act.
	19	(3) The Statute contained in the Third Schedule to this Act shall be
	20	deemed to have come into force on the commencement of this Act and shall be
	21	deemed to have been made under this section by the University.
Third Schedule	22	(4) The power to make Statute conferred by this section shall not be
	23	prejudiced or limited in any way by reason of the inclusion or omission of any
	24	matter in or from the Statute contained in the Third Schedule to this Act or any
	25	subsequent Statute.
Mode of exercising the power to make Statutes	26	12. -(1) The power of the University to make Statutes shall be
	27	exercised in accordance with the provisions of this section.
	28	(2) A proposed Statute shall not have the force of law until it has been
	29	approved at a meeting of the:
	30	(a) Senate, by the votes of not less than two thirds of the members

1 present and voting; and

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

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

7 (4) A Statute which:

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

10 (b) provides for the establishment of a new campus or college or for
11 the amendment or revocation of any Statute whereby a campus or college is
12 established; shall not come into operation unless it has been approved by the
13 Visitor.

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

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

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

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

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

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

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

14 PART IV - SUPERVISION AND DISCIPLINE

The Visitor

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

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

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

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

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

Removal of
certain Members
of the Council

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

1 university of Nigeria Abuja Executive Council and if the Sports university
2 of Nigeria Abuja Executive Council, after making such enquiries (if any) as
3 may be considered necessary, approves the recommendation it may direct
4 the removal of the member from office.

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

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

Removal and
discipline of
Academic,
Administrative
and Professional
Staff

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

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

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

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

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

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

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

30 (3) The Vice-Chancellor may, in a case of gross misconduct by a

1 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
2 the interest of the University, suspend such member and any such suspension
3 shall immediately be reported to the Council.

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

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

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

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

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

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

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

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

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

30 (d) take such lesser disciplinary action against such person (including

1 the restoration of such proportion of his emoluments that might have been
2 withheld) as the Council may determine.

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

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

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

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

Removal of
Examiners

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

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

Discipline of
Students

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

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

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

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

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

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

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

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

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

30 (7) A direction under subsection (1) (a) of this section may be

1 combined with a direction under subsection (1) (b) of this section.

2 **PART V - MISCELLANEOUS AND GENERAL PROVISIONS**

3 **20.-(1)** No person shall be required to satisfy requirements as to
 4 any of the following matters, that is to say, race (including ethnic grouping)
 5 sex, place of birth, family origin, religious or political persuasion, as a
 6 condition for becoming or continuing to be a:

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

7 (a) student in the University;

8 (b) Holder of any degree, appointment or employment in the
 9 University; or

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

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

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

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

Transfer of Land
to the University

24 (2) Where an estate or interest in land is acquired by the
 25 Government pursuant to this section, the Government may, by a certificate
 26 under the hand and seal of the Sp011S University of Nigeria Abuja or any
 27 other person authorized in that behalf transfer it to the University.

28 **22.** Without prejudice to the provisions of the Land Use Act, the
 29 University shall not dispose of or charge any land or an interest in any land
 30 (including any land transferred to the University by this Act) except with the

Restriction on
disposal of land
by University

1 prior written consent, either general or special, of the Visitor: PROVIDED that
2 such consent shall not be required in the case of any lease or tenancy at a rack-
3 rent for a term not exceeding twenty-one years of any lease or tenancy to a
4 member of the University for residential purpose.

Quorum and
procedure of
bodies established
by this Act 5 **23.** Except as may be otherwise provided by Statute or by Regulation,
6 the quorum and procedure of any body of persons established by this Act shall
7 be such as may be determined by that body.

Appointment
of Committees,
etc. 8 **24.-(1)** Anybody of persons established by this Act shall, without
9 prejudice to the generality of the powers of that body, have power to appoint
10 committees, which need not consist exclusively of members of that body and
11 authorize a committee established by it to-
12 (a) exercise on its behalf, such of its functions as it may determine;
13 and
14 (b) co-opt members and direct whether or not co-opted members shall
15 be entitled to vote in that committee.

16 (2) Any two or more such bodies may arrange for the holding of joint
17 meetings of those bodies or for the appointment of committees consisting of
18 members of those bodies, for the purpose of considering any matter within the
19 competence of those bodies or any of them and either dealing with it or of
20 reporting on it to those bodies or any of them.

21 (3) Except as may be otherwise provided by Statute or Regulations,
22 the quorum and procedure of a committee established or meeting held pursuant
23 to this section shall be such as may be determined by the body or bodies which
24 have decided to establish the committee or hold the-meeting.

25 (4) The Pro-Chancellor and the Vice-Chancellor shall be members of
26 every committee of which the members are wholly or partly appointed by the
27 Council, (other than a committee appointed to inquire into the conduct of the
28 officer in question) and the Vice-Chancellor shall be a member of every
29 committee of which the members are wholly or partly appointed by the Senate.

30 (5) Nothing in the foregoing provisions of this section shall be

1 construed as enabling:

2 (a) statutes to be made otherwise than in accordance with section
3 11 of this Act; or

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

6 **25.-(1)** The seal of the University shall be such as may be
7 determined by the Council and approved by the Chancellor and the affixing
8 of the seal shall: Miscellaneous
Administrative
provision

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

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

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

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

21 (4) The validity of the proceedings of anybody established
22 pursuant to this Act shall not be affected by;

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

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

30 (7) The power conferred by this Act on anybody to make Statute or

1 Regulations shall include power to revoke or vary any-

2 (a) Statute (including the Statute contained in the Third Schedule to
3 this Act; or

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

6 PROVIDED that the Statutes and Regulations may have different
7 provisions in relation to different circumstances.

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

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

Interpretation

13 **26.-(1)** In this Act:

14 "appropriate authority" means any person, body or authority authorized by law
15 to act in a specific or general capacity in relation to a subject matter;

16 "campus" means any campus which may be established by the University;

17 "college" means any college which may be established by the University;

18 "graduate" means a person on whom a degree (other than an honorary degree)
19 has been conferred by the University;

20 "gross misconduct" means any act of misconduct and improper behavior that
21 may be designated as gross misconduct by any Statute or Regulation made,
22 pursuant to this Act;

23 "Minister" means the Minister charged with responsibility for education;

24 "misconduct" means any conduct which is prejudicial to the good name of the
25 University and or discipline and the proper administration of the business of
26 the University;

27 "notice" means notice in writing;

28 "officer" does not include the Visitor;

29 "prescribed" means prescribed by Statute or Regulation made under this Act;

30 "professor" means a person designated as a professor of the University in

1 accordance with provisions made in that behalf by Statute or by
2 Regulations;
3 "property" includes rights, liabilities and obligations;
4 "the provisional Council" means the provisional Council appointed for the
5 University by the President with effect from September 2016;
6 "regulations" means regulations made by the Senate or Council;
7 "Senate" means the Senate of the University established by the Act;
8 "Statute" means a Statute made by the University under section 11 of this
9 Act and in accordance with the provisions of section 12 of this Act;
10 "the Statutes" means all such Statutes as are in force from time to time;
11 "teacher" means a person holding a full time appointment as a member of the
12 teaching or research staff of the University;
13 "President" means the President of the Federal Republic of Nigeria;
14 "Constitution" means the Constitution of the Federal Republic of Nigeria;
15 "undergraduate" means a person in statupupilari in the University, other
16 than-

17 (a) a graduate; and
18 (b) a person of such description as may be prescribed for the
19 purposes of this definition. "the University" the Federal University of
20 Agriculture Umerum, Anambra State incorporated and constituted by this
21 Act; and
22 "the Act" means the Federal University of Agriculture Umerum, Anambra
23 State Act.

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

Short title	1	27. This Bill may be cited as the Federal University of Agriculture
	2	Umerum, Anambra State (Establishment, etc.) Bill, 2021.
	3	SCHEDULES
	4	FIRST SCHEDULE
	5	<i>Section 3 (2)</i>
	6	PRINCIPAL OFFICERS OF THE UNIVERSITY
	7	<i>The Chancellor</i>
	8	1. The Chancellor shall be appointed by and hold office at the pleasure
	9	of the President.
	10	<i>The Pro-Chancellor</i>
	11	2.-(1) The Pro-Chancellor shall be appointed or removed from office
	12	by the President.
	13	(2) Subject to the provisions of this Act, the Pro-Chancellor shall hold
	14	office for a period of four years from the date of his appointment.
	15	<i>The Vice-Chancellor</i>
	16	3. The procedure for the appointment and removal of the Vice-
	17	Chancellor shall be in accordance with the provision of the University
	18	(Miscellaneous Provisions) Act 1993 as amended.
	19	<i>Deputy Vice-Chancellor</i>
	20	4.-(1) There shall be for the University, two Deputy Vice-
	21	Chancellors or such number of Deputy Vice Chancellors as the Council may,
	22	from time to time, deem necessary for the proper administration of the
	23	University.
	24	(2) The procedure for the appointment and removal of the Deputy
	25	Vice Chancellor shall be in accordance with the provisions of the Universities
	26	{Miscellaneous Provisions Act 1993 as amended.
	27	(3) A Deputy Vice-Chancellor shall-
	28	(a) assist the Vice-Chancellor in the performance of his functions;
	29	(b) act in place of the Vice-Chancellor when the post of the Vice-
	30	Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or

1 unable to perform his functions as Vice- Chancellor; and

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

4 *Office of the Registrar, Bursar and University Librarian*

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

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

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

16 6.-(1) There shall be for the University, the following Principal
17 Officers in addition to the Registrar, that is-

18 (a) the Bursar; and

19 (b) the University Librarian.

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

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

28 (4) The, Bursar and the University Librarian-

29 (a) shall each hold office for such period and on such terms and

1 conditions as to emoluments as may be specified in his letter of appointment.

2 *Other Officers of the University*

3 7. There shall be for the University, a Director of Works, who shall be
4 responsible to the Vice Chancellor for the administration of the Works
5 Department. He shall be responsible for all works, services and maintenance of
6 University facilities.

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

11 *Resignation and re-appointment*

12 9.-(1) Any officer mentioned in the foregoing provisions of this
13 schedule may resign his office in:

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

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

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

21 **SECOND SCHEDULE**

22 *Section 10 (2)*

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

24 *Transfer of Property to the University*

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

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

30 (b) all outstanding debts and liabilities of the provisional Council

1 shall become debts and liabilities of the University established by this Act.

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

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

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

14 *Registration of Transfers*

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

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

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

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

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

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

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

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

17 5. Any person who was a member of the 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 member
21 of that staff or as such an employee.

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

1 THIRD SCHEDULE

2 *Section 11 (3)*

3 FEDERAL UNIVERSITY OF AGRICULTURE UMERUM, ANAMBRA STATE

4 STATUTE NO.1

5 *Articles:*

- 6 I. The Council.
7 2. Finance and General Purpose Committee
8 3. The Senate.
9 4. The Congregation.
10 5. Convocation.
11 6. Organization of Faculties and the Branches thereof.
12 7. Faculty Board.
13 8. The Dean of the Faculty.
14 9. Selection of Certain Principal and other key officers.
15 10. Creation of Academic Post.
16 11. Appointment of Academic Staff.
17 12. Appointment of Administrative and Technical Staff.

18 *The Council*

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

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

25 (3) Where a member of Council holding office pursuant to section
26 6 (e) (f) (g) or (h) of this Act vacates office before the expiration of his
27 tenure, the body that appointed him may appoint a successor to hold office
28 for the residue of his unexpired term.

29 (4) A person ceasing to hold office as a member of Council
30 otherwise than by removal for misconduct shall be eligible for

1 reappointment for only one further period of four years.

2 (5) The quorum of the Council shall be five, at least one of whom shall
3 be a member pursuant to Section 6 (d) and (e) of this Act.

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

8 (7) Where the Council desires to obtain advice with respect to any
9 particular matter, it may co-opt not more than two persons for that purpose; and
10 the persons co-opted may take part in the deliberations of the Council at any
11 meeting but shall not be entitled to vote.

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

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

20 *The Finance and General Purpose Committee*

21 2.-(1) The Finance and General Purpose Committee of the Council
22 shall consist of-

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

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

26 (c) six other members of the Council appointed by the Council two of
27 whom shall be selected from among the four members of the Council
28 appointed by the Senate and one of whom shall be selected from among
29 members of the Council appointed by the congregation; and

30 (d) the Permanent Secretary, Federal Ministry of Education or, in his

1 absence, such member of his Ministry as he may designate to represent him.

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

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

5 *The Senate*

6 3.-(1) There shall be a Senate for the University consisting of:

7 (a) the Vice-Chancellor;

8 (b) the Deputy Vice-Chancellor;

9 (c) all Professors of the University;

10 (d) all Deans, Provosts and Directors of Academic units of the
11 University;

12 (e) all Heads of Academic Departments, Units and Research
13 Institutes of the University;

14 (f) the University Librarian; and

15 (g) academic members of the congregation who are not Professors
16 as specified in the Laws of the University.

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

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

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

27 *Congregation*

28 4.-(1) Congregation shall consist of-

29 (a) the Vice-Chancellor and the Deputy Vice-Chancellor;

30 (b) the full time members of the academic staff;

1 (c) the Registrar
2 (d) the Bursar; and
3 (e) every member of the administrative and technical staff who holds
4 a degree of any University recognized for the purpose of this Statute by the
5 Vice-Chancellor, not being an honorary degree

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

10 (3) The quorum of congregation shall be one-third (or the nearest
11 whole number to one-third) of the total number of members of congregation or
12 fifty, whichever is less.

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

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

16 (b) the names of the persons who are members of Congregation
17 during a particular period; shall be conclusive evidence of that number or as the
18 case may be of the names of those persons.

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

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

26 *Convocation*

27 5.-(1) Convocation shall consist of-

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

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

30 (c) all other persons whose names are registered in accordance with

1 paragraph (2) below.

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

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

6 (b) applies for tile registration of his name in the prescribed manner
7 and pays the prescribed fee.

8 (3) Regulations shall provide for the establishment and
9 maintenance of a register for the purpose of this paragraph and, subject to
10 paragraph (3) below, may provide for the payment from time to time of
11 further fees by persons whose names are on the register and for the removal
12 from the register of the name of any person who fails to pay those fees.

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

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

21 (6) The register shall, unless the contrary is proved, be sufficient
22 evidence that any person named therein is and that any person not named
23 therein is not, a member of convocation; but for the purpose of ascertaining
24 whether a particular person was such a member on a particular date, any
25 entries in and deletions from the register made on or after that date shall be
26 disregarded.

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

30 (8) Subject to section 5 of this Act, the Chancellor shall be

1 chairman at all meetings of convocation when he is present, and in his absence
2 the Vice Chancellor shall be the chairman at the meeting.

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

5 *Organisation of Faculties and Branches thereof*

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

8 7.-(1) There shall Be established in respect of each Faculty, a Faculty
9 Board, which, subject to the provisions of this Act, and subject to the directions
10 of the Vice-Chancellor, shall:

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

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

15 (c) advice the Vice-Chancellor or Senate on any matter referred to it
16 by the Vice-Chancellor or Senate.

17 (2) Each Faculty Board shall consists of:

18 (a) the Vice-Chancellor;

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

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

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

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

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

28 *The Dean of the Faculty*

29 8.-(1) The Dean of a faculty shall be a professor elected by the Faculty
30 Board and such Dean shall hold office for a term of two years. He will be

1 eligible for re-election for another term of two years after which he may not
2 be elected again until two years have elapsed.

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

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

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

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

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

26 (7) In this article, "good cause" has the same meaning as in section
27 17 (4) of this Act.

28 *Selection of Certain Principal and other key Officers*

29 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
30 the University Librarian, Director of Works or Director of Health Services, a

1 Selection Board shall be constituted by the Council and shall consist of:
2 (i) the Pro-Chancellor;
3 (ii) the Vice-chancellor;
4 (iii) two members appointed by the Council, not being members of
5 Senate; and
6 (iv) two members appointed by the Senate not being members of
7 Council.

8 (2) The Selection Board, after making such inquiries as it thinks fit,
9 shall recommend a candidate to the Council for appointment to the vacant
10 office, and after considering the recommendation of the Board the Council may
11 make an appointment to that office.

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

15 *Creation of Academic Post*

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

19 *Appointment of Academic Staff*

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

23 *Appointment of Administrative and Technical Staff*

24 12.-(1) The administrative and technical staff of the University, other
25 than those mentioned in paragraph 9 of this schedule shall be appointed by the
26 Council or on its behalf by the Vice-Chancellor or the Registrar in accordance
27 with any delegation of powers made by the Council in that behalf.

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

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Agriculture Umerum, Anambra State to make comprehensive provisions for its due management and administration.

A BILL

FOR

AN ACT TO ALTER THE PROVISIONS OF THE CONSTITUTION OF THE FEDERAL
REPUBLIC OF NIGERIA, 1999 TO MAKE ECONOMIC AND SOCIAL RIGHTS IN
CHAPTER II JUSTICIABLE UNDER THE CONSTITUTION; AND FOR RELATED
MATTERS

Sponsored by Hon. Ibrahim Babajide Obanikoro

Hon. Tyough Robert A.

Hon. Rotimi Agunsoye

Hon. Kwewun Rimande

[] Commencement

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

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7
1. The Constitution of the Federal Republic of Nigeria, 1999 (in

this Bill referred to as "the Principal Act") is altered as set out in this Bill.

2. Section 6 (6) of the Principal Act is altered in paragraph (c), by

deleting the expression, "not, except as otherwise provided by this

Constitution,"

3. This Bill may be cited as the Constitution of the Federal

Republic of Nigeria (Fifth Alteration) Bill, 2021.
- Alteration of the Constitution

Alteration of section 6

Citation

EXPLANATORY MEMORANDUM

This Bill seeks to alter the provisions of the Constitution of the Federal
Republic of Nigeria, 1999 to make economic and social rights under
Fundamental Objectives and Directive Principles of State Policy in Chapter
II justiciable under the Constitution.

A BILL

FOR

AN ACT TO AMEND THE FIRE SERVICE ACT TO INCREASE THE PENALTY
STIPULATED FOR OFFENCES UNDER THE ACT AND FOR RELATED MATTERS

Sponsored by Hon. Sergius Oseasochie Ogun

[] Commencement

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

1 **1.** The Fire Service Act, Cap. F29, Laws of the Federation of
2 Nigeria, 2004 (in this Bill referred to as the Principal Act) is hereby amended
3 as set out in this Bill. Amendment of
the Fire Service
Act, Cap. F29,
2004

4 **2.** Section 28 of the Principal Act is amended by inserting five
5 hundred thousand in place of forty naira and one year in place of two months
6 as follows: Amendment of
Section 28

7 "Any person who contravenes or fails to comply with any of the
8 provisions of this Act, or with any regulation or requirement made
9 thereunder, for which no other penalty is specifically provided shall be
10 guilty of an offence and on summary conviction thereof shall be liable to a
11 fine not exceeding five hundred thousand naira or to imprisonment for a
12 term not exceeding one year or to both such fine and imprisonment."

13 **3.** Section 29 of the Principal Act is amended by inserting one
14 million naira in place of two hundred naira and three years in place of one
15 year as follows: Amendment of
Section 29

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

Amendment
of Section 30

1 **4.** Section 30 of the Principal Act is amended by inserting five
2 hundred thousand naira in place of one hundred naira and one year in place of
3 three months as follows:

4 "Any person who knowingly uses or attempts to pass off any forged or
5 false certificate, character, letter, or other document for the purpose of
6 obtaining admission into the Fire Service, or who, on applying for admission
7 shall make any false statement whether orally or in writing, shall be guilty of an
8 offence and on summary conviction thereof shall be liable to a fine not
9 exceeding five hundred thousand naira or to a term of imprisonment not
10 exceeding one year or to both such fine and imprisonment; and, if having been
11 admitted to the Fire Service, shall further be liable to dismissal therefrom."

Amendment
of Section 31

12 **5.** Section 31(1) of the Principal Act is amended by inserting five
13 hundred thousand naira in place of one hundred naira and one year in place of
14 three months as follows:

15 "Any person who knowingly uses or attempts to pass off any forged or
16 false certificate, character, letter, or other document for the purpose of
17 obtaining admission into the Fire Service, or who, on applying for admission
18 shall make any false statement whether orally or in writing, shall be guilty of an
19 offence and on summary conviction thereof shall be liable to a fine not
20 exceeding five hundred thousand naira or to a term of imprisonment not
21 exceeding one year or to both such fine and imprisonment; and, if having been
22 admitted to the Fire Service, shall further be liable to dismissal therefrom."

Amendment
of Section 32

23 **6.** Section 32 of the Principal Act is amended by inserting two million
24 naira in place of four hundred naira as follows:

25 "Any person who: (a) wilfully obstructs, interferes with assaults or
26 resists any member of the Fire Service in the execution of his duty under this
27 Act or who aids, invites, induces or abets any other person to obstruct, interfere
28 with, assault, by for or resist any such member of the Fire Service, or any
29 person aiding or assisting such member, in the execution of his duty under this
30 Act; or

1 (b) wilfully obstructs or delays the passage of any fire engine or
2 other mobile fire-fighting equipment proceeding to a fire, shall be guilty of
3 an offence under this Act and on summary conviction thereof shall be liable
4 to a fine not exceeding two million naira or to both such fine and
5 imprisonment.

6 7. Section 33 of the Principal Act is amended by inserting one
7 million naira in place of twenty naira and one year in place of one month as
8 follows:

Amendment of
Section 33

9 "Failure to yield right of way to fire engines Any person who fails
10 to yield right of way to a fire engine or other mobile fire-fighting equipment
11 as required by this Act, shall be guilty of an offence and on summary
12 conviction thereof shall be liable to a fine not exceeding one million naira or
13 to imprisonment for a term not exceeding one year, or to both such fine and
14 imprisonment."

15 8. Section 34 of the Principal Act is amended by inserting one
16 million naira in place of one hundred naira and one year in place of three
17 months as follows:

Amendment of
Section 34

18 "Any person who wilfully gives or causes to be given a false alarm
19 of a fire to the Fire Service maintained in pursuance of this Act or to any
20 member of such Fire Service shall be guilty of an offence and upon summary
21 conviction thereof shall be liable to a fine not exceeding one million naira or
22 to imprisonment for a term not exceeding one year or to both such fine and
23 imprisonment."

24 9. Section 36(1)(b) of the Principal Act is amended by inserting
25 one million naira in place of one hundred and one year in place of three
26 months as follows: "(1) Any person who:

Amendment of
Section 36

27 (a) is the owner of a building and who contravenes or fails to
28 comply with any regulation or requirement prescribed or made under this
29 Act:

30 (i) prohibiting, controlling or limiting the use of the said building

1 for any particular purpose, or at any particular time, or by more than any
2 specified number of persons at any particular time; or

3 (ii) requiring the installation or maintenance of any fire-fighting
4 equipment in or upon the said building; or

5 (b) is the owner of lands upon which a building is being erected, or
6 who is the owner of a building which is being altered or repaired; or who is
7 employed by the owner of the said lands to erect a building thereon or by the
8 owner of a building to alter or repair the same whether under contract or
9 otherwise; and who contravenes or fails to comply with any regulation or
10 equipment prescribed or made under this Act prohibiting, controlling or
11 limiting the use of certain specified materials in or about the erection, alteration
12 or repair of the said building, by for shall be guilty of an offence and on
13 summary conviction thereof shall be liable to a fine not exceeding two million
14 naira or to imprisonment for a term not exceeding two years or to both such fine
15 and imprisonment."

Citation

16 **10.** This Bill may be cited as the Fire Service Act (Amendment) Bill,
17 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Fire Service Act Cap C29, Laws of the Federation of Nigeria, 2004, to increase the penalty stipulated for offences under the Act.

FEDERAL COLLEGE OF ANIMAL HUSBANDRY, KOAJE, KEBBI STATE,
(ESTABLISHMENT) BILL, 2021

ARRANGEMENT OF CLAUSES

*Establishment and functions of College of Animal Husbandry,
Koaje, Kebbi State*

1. Separation of campus of technology, etc.
 2. Establishment and objects of the College of Animal Husbandry
 3. Constitution and principal officers of the College
 4. Powers of the College and their exercise
 5. Functions of the Chairman Governing Council
 6. Composition of the Council
 7. Functions of the Council and its Finance and General Purposes Committee
 8. Functions of the Academic Board
 9. Functions of the Provost
 10. Transfer of Property, etc.
 11. The Visitor
 12. Removal of certain members of Council.
 13. Removal and discipline of academic, administrative and professional staff
 14. Procedure for staff discipline
 15. Appointment of external examiners
 16. Removal of examiners
 17. Discipline of students
 18. Exclusion of discrimination on account of race, religion, etc.
 19. Restriction on disposal of land by the College
 20. Quorum and procedure of bodies established by this Bill
 21. Establishment of committees, etc.
 22. Retiring age for Members of Committees etc
 23. Miscellaneous administrative provisions
 24. Interpretation
 25. Short title
- Schedules
- First Schedule

FOR

Sponsored by Hon. Bello A. Koaje

[] Commencement

Establishment and functions of the Federal College of Animal Husbandry, Kojari

Establishment
and objects of
Federal College
of Animal
Husbandry, Koaje,
Kebbi State

Objects of the College

(a) to encourage the advancement of learning and to allow to all persons the opportunity of acquiring a higher education in Animal Husbandry;

(b) to develop and offer academic and professional programmes leading to the award of NCE, first degrees, and certificates which emphasise planning, adaptive, technical, maintenance, developmental and productive skills in Animal Husbandry and allied professional disciplines with the aim of producing socially mature persons with capacity to improve on those disciplines and develop new ones, but also to contribute to the scientific transformation of Animal Husbandry in Nigeria;

(c) to act as agents and catalysts, through training, research and innovation for the effective and economic utilisation, exploitation and

1 conservation of Nigeria's natural, agricultural, economic and human resources;
2 (d) to offer to the general population, as a form of public service, the
3 results of training and research in animal husbandry and allied disciplines and
4 to foster the practical application of those results;

5 (e) to establish appropriate relationships with other national
6 institutions involved in training, research and development of animal
7 husbandry;

8 (f) to identify the animal husbandry problems and needs of Nigeria
9 and to find solutions to them within the context of overall national
10 development;

11 (g) to provide and promote sound basic scientific training as a
12 foundation for the development of animal husbandry and allied disciplines,
13 taking into account indigenous culture, the need to enhance national unity, the
14 need to vastly increase the practical content of student training, and adequate
15 preparation of graduates for self-employment in animal husbandry and allied
16 professions;

17 (h) to promote and emphasise teaching, research and extension of
18 agricultural knowledge, including animal husbandry services and outreach
19 programmes, in-service training, continuing education, and on-farm adaptive
20 research;

21 (i) to offer academic programmes in relation to the training of
22 manpower for animal husbandry in Nigeria;

23 (j) to organise research relevant to training of animal husbandry with
24 emphasis on small-scale farming;

25 (k) to organise extension services and out-reach programmes for
26 technology transfer;

27 (l) to establish institutional linkages in order to foster collaboration
28 and integration of training, research, and extension activities; and

29 (m) to undertake any other activities as may be authorised by the
30 Council.

1	3.-(1) The College shall consist of-	Principal Officers of the College
2	(a) Chairman of Governing Council;	
3	(b) Provost;	
4	(c) Two Deputy Provost;	
5	(d) schools, departments, institutes and other teaching and	
6	research units;	
7	(e) persons holding the offices constituted by the First Schedule to	
8	this Act other than those mentioned in Section 1 (a) to (d) of this Bill,	
9	(f) all students of the College; and	
10	(g) all other persons who are members of the College in accordance	
11	with provisions made by regulation in that behalf.	
12	(2) The First Schedule to this Bill shall have effect with respect to	
13	the principal officers of the college.	
14	(3) Subject to clause 6 of this Bill, provision shall be made by	
15	regulation with respect to the constitution of the following bodies, namely	
16	the Council, Congregation and Convocation.	
17	4.-(1) For the carrying out of its objects as specified in clause 2 of	Powers and Functions of the College
18	this Bill, the College shall have power-	
19	(a) to establish such campuses, colleges, institutes, schools, extra-	
20	mural departments and other teaching and research units within the College	
21	as may, from time to time, be deemed necessary or desirable, subject to the	
22	approval of the Council;	
23	(b) to establish agricultural and animal husbandry services in	
24	various parts of Kebbi State;	
25	(c) to institute and award fellowships, scholarships, exhibitions,	
26	bursaries, medals, prizes and other titles, distinctions, awards and other	
27	forms of assistance;	
28	(d) to provide for the discipline and welfare of students of the	
29	College;	
30	(e) to hold examinations and grant National Certificate of	

1 Education and First Degrees, and other distinctions to persons who have
2 pursued a course of study approved by the college and have satisfied such other
3 requirements as the College may lay down;

4 (f) to demand and receive from any student or any other person
5 attending the College for the purpose of instruction such fees as the College
6 may, from time to time, determine subject to the overall directives of the
7 Council;

8 (g) subject to clause 23 of this Bill, to acquire, hold, grant, charge or
9 otherwise deal with or dispose of movable and immovable property wherever
10 situate;

11 (h) to accept gifts, legacies and donations, but without obligation to
12 accept the same for a particular purpose unless it approves the terms and
13 conditions attaching thereto;

14 (i) to enter into contracts, establish trusts, act as trustee, solely or
15 jointly with any other person, and employ and act through agents;

16 (j) to erect, provide, equip and maintain libraries, laboratories; lecture
17 halls, halls of residence, refectories, sports grounds, playing fields and other
18 buildings or things necessary or suitable or convenient for any of the objects of
19 the College;

20 (k) to hold public lectures and to undertake printing, publishing and
21 book-selling;

22 (l) subject to any limitations on conditions imposed by regulation, to
23 invest any money appertaining to the College by way of endowment, not being
24 immediately required for current expenditure, in any investments or securities
25 or the purchase or improvement of land, with power from time to time to vary
26 any such investments and to deposit any money for the time being not invested
27 with any bank on deposit or current account;

28 (m) to borrow, whether on interest or not if need be upon the security
29 of any or all of the property, movable or immovable, of the College, such
30 moneys as the Council may, from time to time, in its discretion find it necessary

1 or expedient to borrow or to guarantee any loan, advances or credit facilities;

2 (n) to do all such acts or things, incidental to the foregoing powers,
3 as may advance the objects of the College.

4 (o) Subject to the provisions of this Bill and of the regulations and
5 without prejudice to clause 9 (2) of this Bill, the powers conferred on the
6 College by subclause (1) of this clause shall be exercisable on behalf of the
7 College by the Governing Council or in any other manner, which may be
8 authorised by regulation.

9 **5.-(1)** The Chairman shall, in relation to the College, take
10 precedence before all other members of the College and when he is present
11 shall preside at all meetings of Convocation held for conferring degrees.

Functions of the
Chairman Governing
Council

12 (2) The Chairman shall exercise such other powers and perform
13 such other duties as may be conferred or imposed on him by this Bill or the
14 regulations.

15 **6.** The Council of the College shall consist of-

Composition of
the Council

16 (a) the Chairman;

17 (b) the Provost;

18 (c) Two Deputy Vice-Provost;

19 (d) one person not below the rank of Director from the Ministry
20 responsible for Agriculture;

21 (e) all Senior Academic and Non-Academic staff are members of
22 the congregation;

23 (f) The Provost and Deputy Provost (administration) shall be
24 Chairman and Secretary respectively;

25 (g) two persons appointed by the Academic Board from among its
26 members;

27 (h) two persons appointed by Congregation from among its
28 members; and

29 (i) one person appointed by Convocation from among its members.

Functions of the
Council and its
Finance and
General Purpose
Committee

1 7.-(1) There shall be a committee of the Council to be known as the
2 Finance and General Purposes Committee, which shall, subject to the
3 directions of the Council, exercise control over the property and expenditure of
4 the College and perform such other functions of the Council as the Council
5 may, from time to time, delegate to it.

6 (2) Subject to the provisions of this Bill relating to the Visitor, the
7 Council shall be the governing body of the College and shall be charged with
8 the general control and superintendence of the policy, finance and property of
9 the College.

10 (3) Provision shall be made by regulation with respect to the
11 constitution of the Finance and General Purposes Committee.

12 (4) The Council shall ensure that proper accounts of the College are
13 kept and that the accounts of the College are audited annually by an
14 independent firm of auditors approved by the Council and that an annual report
15 shall be published by the College together with certified copies of the said
16 accounts as audited.

17 (5) Subject to this Bill, the Council and the Finance and General
18 Purposes Committee may each make rules for regulating their own procedure.

19 (6) Rules made under subclause (5) of this clause by the Finance and
20 General Purposes Committee shall not come into force unless approved by the
21 Council; and in so far and to the extent that any rules so made by that
22 Committee conflict with any directions given by the Council (whether before
23 or after the coming into force of the rules in question), the direction of the
24 Council shall prevail.

25 (7) There shall be paid to the members of the Council, the Finance and
26 General Purposes Committee respectively and of any other committee set up
27 by the Council an allowance in respect of travelling and other reasonable
28 expenses, at such rates as may, from time to time, be fixed by the Minister.

29 (8) The Council shall meet as and when necessary for the

1 performance of its functions under this Bill and shall meet at least three
2 times in every year.

3 (9) If requested in writing by any five members of the Council the
4 chairman shall within 28 days after the receipt of such request call a meeting
5 of the Council.

6 (10) Any request made under subclause (9) of this clause shall
7 specify the business to be considered at the meeting and a business not so
8 specified shall not be transacted at the meeting.

9 **8.-(1)** It shall be the general function of the Academic Board to
10 organise and control the teaching by the College, the admission (where no
11 other enactment provides to the contrary, of students) and the discipline of
12 students; and to promote research at the College.

Functions of the
Academic Board

13 (2) Without prejudice to the generality of subsection (1) of this
14 section and subject to the Council shall make provision for provision of this
15 Bill:

16 (a) the establishment, organisation and control of campuses,
17 schools, institutes and other teaching and research units of the College and
18 allocation of responsibility for different branches of learning;

19 (b) the organisation and control of courses of study in the College
20 and of the examinations held in conjunction with those courses, including
21 the appointment of examiners, both internal and external;

22 (c) the award of NCE, degrees and such other qualifications as may
23 be prescribed, in connection with examinations held as aforesaid;

24 (d) the making of recommendations to the Council with respect to
25 the award to any person of an honorary fellowship;

26 (e) the establishment, organisation and control of halls of residence
27 and similar institutions at the College;

28 (f) the supervision of the welfare of students at the College and the
29 regulation of their conduct;

30 (g) the granting of fellowships, scholarships, prizes and similar

1 awards in so far as the awards are within the control of the College; and

2 (h) determining what description of dress shall be academic dress for
3 the purposes of the College, and regulating the use of academic dress.

4 (3) The Board shall not establish any new campus, college, school,
5 department, institute or other teaching and research units of the College
6 without the approval of the Council.

7 (4) Subject to this Bill, the Academic Board may make regulations for
8 the purpose of exercising any function conferred on it either by the foregoing
9 provisions of this clause or otherwise or for the purpose of making provisions
10 for any matter for which provision by regulations is authorised or required by
11 this Bill.

12 (5) Regulations shall provide that at least one of the persons appointed
13 as the examiners at each final or professional examination held in conjunction
14 with any course of study at the College, as may be prescribed by the Academic
15 Board from time to time, is not a teacher at the College but is a teacher of the
16 branch of learning to which the course relates at some other Colleges of high
17 repute or a person engaged in practising the profession in a reputable
18 organisation or institution.

19 (6) Subject to a right of appeal to the Council from a decision of the
20 Academic Board under this subclause, the Council may deprive any person of
21 any NCE, degree, or other award of the College which has been conferred upon
22 him if after due enquiry he is shown to have been guilty of dishonourable or
23 scandalous conduct in gaining admission into the College or obtaining that
24 award.

Functions of the
Provost

25 9.-(1) The Provost shall, in relation to the College, take precedence
26 before all other members of the College, and any other person for the time
27 being acting as chairman of the Council.

28 (2) Subject to Sections 8, 9, and 15 of this Bill, the Provost shall have
29 the general function, in addition to any other functions conferred on him by this
30 Bill or otherwise, of directing the activities of the College and shall be the chief

1 executive and academic officer of the College and chairman of the
2 Academic Board.

3 (4) The power to make regulations conferred by this section shall
4 not be prejudiced or limited in any way by reason of the inclusion or
5 omission of any matter in or from the Bill or any subsequent enactment.

6 10.-(1) The power of the College to make regulations shall be
7 exercised in accordance with the provisions of this section and not
8 otherwise. Mode of exercising
power to make
Regulations

9 (2) A proposed regulations shall not become effective and
10 enforceable unless it has been approved-

11 (a) at a meeting of the Academic Board, by the votes of not less than
12 two thirds of the members present and voting; and

13 (b) at a meeting of the Council, by the votes of not less than two
14 thirds of the members present and voting.

15 (3) A proposed regulation may originate either in the Academic
16 Board, and may be approved as required by subclause (2) of this clause by
17 either one of those bodies before the other.

18 (4) A regulation which makes provision for or alters the
19 composition or constitution of the Council, the Academic Board or any other
20 authority of the College shall not come into operation unless it has been
21 approved by the Council.

22 (5) For the purposes of section 1 (2) of the Interpretation Act, a
23 regulation shall be treated as being made on the date on which it is duly
24 approved by the Council after having been approved by the Academic
25 Board, as the case may be or, in the case of a regulation falling within
26 subsection (4) of this section, on the date on which it is approved by the
27 President.

28 (6) In the event of any dispute arising at any time-

29 (a) as to the meaning of any provision of a regulation; or

30 (b) as to whether any matter is for the purpose of this Bill an

1 academic matter as they relate to such dispute, the matter may be referred to the
 2 Visitor, who shall take such advice and make such decision therein as he shall
 3 think fit.

4 (7) The decision of the Visitor on any matter referred to him under
 5 subsection (6) of this section shall be final and binding upon the authorities,
 6 staff and students of the College and where any question as to the meaning of
 7 any provision of a regulation has been decided by the Visitor under that
 8 subsection, the question as to the meaning of that provision shall not be
 9 entertained by any court of law in Nigeria.

10 (8) Nothing in subsection (7) of this section shall affect any power of a
 11 court of competent jurisdiction to determine whether any provision of a
 12 regulation is wholly or partially void as being ultra vires or as being
 13 inconsistent with the Constitution of the Federal Republic of Nigeria, 1999.

14 (9) Proof of regulations:

15 A regulation may be proved in any court by the production of a copy thereto
 16 bearing affixed to it a certificate purporting to be signed by the Provost or the
 17 secretary to the Council to the effect that the copy is a certified true copy of a
 18 regulation of the College.

19 *Supervision and discipline*

The Visitor

20 11.-(1) The President shall be the Visitor of the College.

21 (2) The Visitor shall as often as the circumstances may require, not
 22 being less than once every five years, conduct a visitation of the College or
 23 direct that such a visitation be conducted by such person or persons as the
 24 Visitor may deem fit and in respect of any of the affairs of the College.

25 (3) It shall be duty of the bodies and persons comprising the College to
 26 make available to the Visitor and to any other person or persons conducting a
 27 visitation pursuant to this sections, such facilities and assistance as he or they
 28 may reasonably require for the purposes of a visitation.

Removal of certain
members of
Council

29 12.-(1) If it appears to the Council that a member of the Council (other
 30 than the Visitor or the Provost) should be removed from office on the ground of

1 misconduct or inability to perform the functions of his office or
2 employment, the Council shall make a recommendation to that effect
3 through the Minister to the President after making such enquiry, if any, as
4 may be considered appropriate, and if the President approves the
5 recommendation he may direct the removal of the person in question from
6 office.

7 (2) It shall be the duty of the Minister to use his best endeavour to
8 cause a copy of the instrument embodying a direction under subclause (1) of
9 this clause to be served as soon as reasonably practicable on the person to
10 whom it relates.

11 13.-(1) If it appears to the Council that there are reasons for
12 believing that any person employed as a member of the academic,
13 administrative or professional staff of the College, other than Provost,
14 should be removed from his office or employment on the ground of
15 misconduct or of inability to perform the functions of his office or
16 employment, the Council shall-

Removal and
discipline of
academic,
administrative
and professional
staff

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

18 (b) afford him an opportunity of making representations in person
19 on the matter;

20 (c) appoint a Staff Disciplinary Committee, and if the Council,
21 after considering the report of the Staff Disciplinary Committee, is satisfied
22 that the person in question should be removed as aforesaid, the Council may
23 so remove him by an instrument in writing signed on the directions of the
24 Council.

25 (2) The Provost may, in case of misconduct by a member of staff
26 which in the opinion of the Provost is prejudicial to the interests of the
27 College, suspend such member and any such suspension shall forthwith be
28 reported to the Council.

29 (3) For good cause, any member of staff may be suspended from
30 his duties or his appointment may be terminated by the Council; and for the

1 purposes of this subsection.

2 "Good cause" means-

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

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

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

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

15 (e) conduct which the Council considers to be generally of such
16 nature as to render the continued appointment or service of the person
17 concerned prejudicial or detrimental to the interest of the College.

18 (4) Any person suspended pursuant to subsection (2) or (3) of this
19 section shall be on half pay and the Council shall before the expiration of a
20 period of three months after the date of such suspension consider the case
21 against that person and come to a decision as to-

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

24 (b) whether to re-instate such person in which case the Council shall
25 restore his full emoluments with effect from the date of suspension; or

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

29 (e) whether to take such lesser disciplinary action against such person
30 (including the restoration of such proportion of his emoluments as might have

1 been withheld) as the Council may determine.

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

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

11 (7) Nothing in the foregoing provisions of this section shall-

12 (a) apply to any directive given by the Visitor in consequence of
13 any visitation; or

14 (b) prevent the Council from making regulations for the discipline
15 of other categories of workers of the College as may be prescribed.

16 **14.**-(1) The Provost or Academic Board shall constitute an
17 Investigation Panel to determine whether or not a prima facie case has been
18 established against any member of staff.

Procedures for
staff discipline

19 (2) The Investigation Panel shall include the President or the
20 chairman of the union to which the staff being investigated belongs.

21 (3) The Provost shall constitute a Staff Disciplinary Committee
22 which shall consist of such members of the Academic Board as he may
23 determine, to consider the report of the Investigating Panel.

24 (4) The report and recommendation of the Staff Disciplinary
25 Committee shall be forwarded to the Council for consideration and decision.

26 **15.** External examiners shall be appointed by the Academic Board.

Appointment of
external examiners

27 **16.**-(1) If on the recommendation of the Academic Board, it
28 appears to the Provost that a person appointed as an examiner for any
29 examination of the College ought to be re- moved from his office or
30 appointment, then except in such cases as may be prescribed, the Provost

Removal of
examiners

Discipline of
students

1 may, after affording the examiner an opportunity of making representations in
2 person on the matter to the Provost, remove the examiner from the office or
3 appointment by an instrument in writing signed by the Provost.

4 (2) Subject to the provisions of regulations made pursuant to section 9
5 (5) of this Bill, the Provost may, on recommendation of the Academic Board,
6 appoint an appropriate person as examiner in place of the examiner removed
7 pursuant to subsection (1) of this section.

8 (3) It shall be duty of the Provost to sign an instrument of removal
9 pursuant to this section, to use his best endeavour to cause a copy of this
10 instrument to be served as soon as is reasonably practicable on the person to
11 whom it relates.

12 17.-(1) Subject to the provisions of this section, where it appears to
13 the Provost that any student of the College has been guilty of misconduct, the
14 Provost may, in consultation with the Academic Board and, without prejudice
15 to any other disciplinary power conferred on him by regulation or regulations,
16 direct that-

17 (a) the student shall not, during such period as may be specified in the
18 direction, participate in such activities of the College, or make use of such
19 facilities of the College, as may be so specified;

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

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

24 (d) the student be expelled from the College.

25 (2) Where a direction is given under subsection (1) (c) or (d) of this
26 Section in respect of any student, that student may, within the prescribed period
27 and in the prescribed manner, appeal to the Council; and where such an appeal
28 is brought, the Council shall after causing such inquiry to be made in the matter
29 as the Council considers just, confirm or set aside the direction or modify it in
30 such manner as the Council thinks fit.

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

4 (4) The Provost may delegate his powers under this section to a
5 Disciplinary Committee consisting of such members of the College as he
6 may nominate.

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

10 (6) Without prejudice to the provision of subsection (1) of this
11 section, nothing shall prevent the Provost from taking an immediate
12 disciplinary action against a student where he deems fit, and report
13 thereafter to the Academic Board.

14 (7) It is hereby declared that a direction under subsection (1) (a) of
15 this section may be combined with a direction under subsection (1) (b) of
16 this section.

17 (8) No staff or student shall resort to a law court without proof of
18 having exhausted all avenues for settling disputes or grievances or for
19 seeking redress.

20 (9) The Visitor shall be the final arbiter on staff and student
21 discipline, and his decision shall not be contestable in any court of law in
22 Nigeria.

23 (10) Nothing in this subsection shall affect any power of a court of
24 competent jurisdiction to enforce the fundamental right of any aggrieved
25 citizen as enshrined in the Constitution of the Federal Republic of Nigeria,
26 1999.

27 *Miscellaneous and General Provisions*

28 **18.** Without prejudice to the provisions of the Land Use Act, the
29 College shall not dispose of or charge any land or an interest in any land
30 (including any land transferred to the College by this Bill) except either with

Restriction on
disposal of land
by College

Quorum and
procedure of
bodies established
by this Bill

Appointment
of Committees,
etc.

1 the prior written consent either general or special, of the President:

2 Provided that such consent shall not be required in the case of any
3 lease or tenancy at a rack-rent for a term not exceeding 21 years or lease or
4 tenancy to a member of the College for residential purposes.

5 **19.** Except as may be otherwise provided by regulation or by
6 regulations, the quorum and procedure of any body of persons established by
7 this Bill shall be as determined by that body.

8 **20.-(1)** Anybody of persons established by this Bill shall, without
9 prejudice to the generality of the powers of that body, have power to appoint
10 committees, which need not consist exclusively of members of that body and to
11 authorise a committee established by it-

12 (a) to exercise, on its behalf, such of its functions as it may determine;

13 (b) to co-opt members, and may direct whether or not co-opted
14 members (if any) shall be entitled to vote in that committee.

15 (2) Any two or more such bodies may arrange for the holding of joint
16 meetings of those bodies or for the appointment of committees consisting of
17 members of those bodies or any of them and either of dealing with it or of
18 reporting on it to those bodies or any of them.

19 (3) Except as may be otherwise provided by regulation or by
20 regulations, the quorum and procedure of a committee established or meeting
21 held pursuant to this Section shall be such as may be determined by the body or
22 bodies which have decided to establish the committee or hold the meeting.

23 (4) Nothing in the foregoing provisions of this Section shall be
24 construed as-

25 (a) enabling regulations to be made otherwise than in accordance with
26 Section 13 of this Bill; or

27 (b) enabling the Academic Board to empower any other body to make
28 regulations or to award NCE, degrees or other qualifications.

29 (5) The Provost shall be members of every committee of which the
30 members are wholly or partly appointed by the Council (other than a

1 committee appointed to inquire into the conduct of any officer in question);
2 and the Provost shall be a member of the Council and the Provost shall be a
3 member of every committee of which the members are wholly or partly
4 appointed by the Academic Board.

5 **21.**-(1) Notwithstanding the provision of the Pensions Reform Act, Retiring age of
6 the compulsory retiring age of an academic staff of a College shall be 65 academic staff
7 years. of the College

8 (2) A law or rule requiring a person to retire from the public service
9 after serving for 35 years shall not apply to an academic staff of the College.

10 **22.**-(1) The seal of the College shall be such as approved by the Miscellaneous
11 Council and the affixing of the seal shall be authenticated by any member of administrative
12 the Council and by the Provost, secretary to the Council or any other person provisions
13 authorised under this Bill.

14 (2) Any document purporting to be a document executed under the
15 seal of the College shall be received in evidence and shall, unless the
16 contrary is proved, be presumed to be so executed.

17 (3) Any contract or instrument which if made or executed by a
18 person not being a body corporate would not be required to be under seal,
19 may be made or executed on behalf of the College by any person generally or
20 specifically authorised to do so by the Council.

21 (3) The validity of any proceedings of anybody established in
22 pursuant to this Bill shall not be affected by any vacancy in the membership
23 of the body, or by any defect in the appointment of a member of the body or
24 by reason that any person not entitled to do so took part in the proceedings.

25 (4) Any member of any such body who has a personal interest in
26 any matter proposed to be considered by that body shall forthwith disclose
27 his interest to the body and shall not vote on any question relating to that
28 matter.

29 (5) Nothing in Section 12 of the Interpretation Act (which provides
30 for the application in relation to subordinate legislation of certain incidental

1 provisions) shall apply to regulations or regulations made in pursuance of this
2 Bill.

3 (6) The power conferred by this Bill on anybody to make regulations
4 or regulations shall include power to revoke or vary any regulation or, as the
5 case may be, by a subsequent regulation and regulation and regulations may
6 make different provisions in reaction to different circumstances.

7 (7) No stamp duty or other duty shall be payable in respect of any
8 transfer of property to the College by virtue of any provision of this Bill.

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

Interpretation

11 **23.-(1)** In this Bill.

12 "Campus" means any campus which may be established by the College;

13 "College" means any college which may be established by the College;

14 "Council" means the Council established by this Bill for the College;

15 "Graduate" means a person on whom NCE, degree, (other than an honorary
16 degree) been conferred by each College;

17 "Minister" means the Minister charged with responsibility for agriculture;

18 "Notice" means notice in writing;

19 "Office" does not include the Visitor;

20 "Prescribed" means prescribed by regulations or regulations;

21 "Property" includes rights, liabilities and obligations;

22 "Regulations" means regulations made by the Academic Board or the Council;

23 "Academic Board" means the Academic Board of each College established
24 pursuant to clause 3 (1) (c) of this Bill;

25 "Teacher" means a person holding a full-time appointment as a member of the
26 teaching or research staff of each College;

27 "Undergraduate" means a person in statu pupillari at the College 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 "College" means any of the College of Animal Husbandry established under
2 section 1 of this Bill.

3 (2) It is hereby declared that where in any provisions of this Bill it is
4 laid down that proposals are to be submitted or a recommendation is to be
5 made by one authority to another through one or more intermediate
6 authorities, it shall be the duty of every such intermediate authority to
7 forward any proposals or recommendations received by it in pursuance of
8 that provision to the appropriate authority, but any such intermediate
9 authority may, if it thinks fit, forward therewith its own comments thereon.

10 **24.** This Bill may be cited as the Federal College of Animal Citation
11 Husbandry, Koaje, Kebbi State (Establishment) Bill, 2021.

1 SCHEDULE

2 PRINCIPAL OFFICERS OF THE COLLEGE

3 *The Chairman Governing Board*

4 1.-(1) The Chairman shall be appointed by the President of Nigeria.

5 (2) The Chairman shall hold office for a period of five years.

6 (3) If it appears to the Visitor that the Chairman should be removed
7 from his office on the ground of misconduct or of inability to perform the
8 functions of his office, the Visitor may by notice in the Federal Gazette remove
9 the Chairman from office.

10 *The Provost*

11 3.-(1) There shall be a Provost of the College who shall be appointed
12 by the President in accordance with the provisions of this paragraph.

13 (2) Where a vacancy occurs in the post of a Provost, the Council shall-

14 (a) advertise the vacancy in a reputable journal or a widely read
15 newspaper in Nigeria, specifying-

16 (i) the qualities of the persons who may apply for the post; and

17 (ii) the terms and conditions of service applicable to the post, and
18 thereafter draw up a short list of suitable candidates for the post for
19 consideration;

20 (b) constitute a search team consisting of-

21 (i) a member of the Council, who is not a member of the Academic
22 Board, as chairman;

23 (ii) two members of Congregation who are not members of the
24 Council, to identify and nominate for consideration, suitable persons who are
25 not likely to apply for the post on their own volition because they feel that it is
26 not proper to do so.

27 (3) A joint Council and Academic Board Selection Board consisting
28 of-

29 (a) the Chairman, as chairman;

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

3 (c) two members of the Academic Board who are not members of
4 the Search Team, shall consider the candidates and persons on the short list
5 drawn up under subparagraph (2) of this paragraph through an examination
6 of their curriculum vitae and interaction with them, and recommend to the
7 Council suitable candidates for further consideration.

8 (4) The Council shall select three candidates from among the
9 candidates recommended to it under subparagraph (3) of this paragraph and
10 may indicate its order of preference stating the reasons therefore and
11 forward the names to the President.

12 (5) The President may appoint as Provost anyone of the candidates
13 recommended to him in accordance with the provisions of subparagraph (4)
14 of this paragraph.

15 (6) The Provost shall hold office for a single term of five years only
16 on such terms and conditions as may be specified in his letter of
17 appointment.

18 (7) The Provost may be removed from office by the Visitor after
19 due consultation with the Council and the Academic Board acting through
20 the Minister of Education.

21 *Deputy Provost*

22 4.-(1) There shall be for the College Two Deputy Provost as the
23 Council may, from time to time, deem necessary for the proper
24 administration of the College.

25 (2) Where a vacancy occurs in the post of Deputies Provost, the
26 Provost shall forward to the Academic Board a list of two candidates for
27 each post that is vacant.

28 (3) The Academic Board shall select for each vacant post one
29 candidate from each list forwarded to it under subparagraph (2) of this
30 paragraph and forward his name to the Council for confirmation.

- 1 (4) A Deputy Provost (Academic) and (Administration) shall-
- 2 (a) assist the Provost in the performance of his functions;
- 3 (b) act in the place of the Provost when the post of the Provost is
- 4 vacant or if the Provost is, for any reason, absent or unable to perform his
- 5 functions as Provost; and
- 6 (c) perform such other functions as the Provost or the Council may,
- 7 from time to time, assign to him.
- 8 (5) A Deputy Provost-
- 9 (a) shall hold office for a period of two years beginning from the
- 10 effective date of his appointment and on such terms and conditions as may be
- 11 specified in his letter of appointment; and
- 12 (b) may be re-appointed for one further period of two years and no
- 13 more.

14 *Office of the Registrar*

15 5.-(1) There shall be for the College a Registrar, who shall be the chief

16 administrative officer of the College and shall be responsible to the Provost for

17 the day-to-day administrative work of the College except as regards matters for

18 which the Bursar is responsible in accordance with paragraph 6 (2) of this

19 Schedule.

20 (2) The person holding the office of the Registrar shall by virtue of

21 that office be secretary to the Council, the Academic Board, Congregation and

22 Convocation.

23 *Other principal officers of the College*

24 6.-(1) There shall be for the College the following principal officers,

25 in addition to the Registrar, that is-

- 26 (a) the Bursar; and
- 27 (b) the College Librarian, who shall be appointed by the Council on
- 28 the recommendation of the Selection Board constituted under paragraph 8 of
- 29 this Schedule.

30 (2) The Bursar shall be the chief financial officer of the College and be

1 responsible to the Provost for the day-to-day administration and control of
2 the financial affairs of the College.

3 (3) The College Librarian shall be responsible to the Provost for the
4 administration of the College library and the co-ordination of the library
5 services in the College and its campuses, colleges, schools, departments,
6 institutes and other teaching or research units.

7 (4) Any question as to the scope of the responsibilities of the
8 aforesaid officers shall be determined by the Provost.

9 *Selection Board for other Principal Officers*

10 7.-(1) There shall be, for the College, a Selection Board for the
11 appointment of principal officers, other than the Provost or Deputy Provost,
12 which shall consist of-

- 13 (a) the Chairman of the Governing Council;
14 (b) four members of the Council not being members of the
15 Academic Board; and
16 (c) two members of the Academic Board.

17 (2) The functions, procedure and other matters relating to the
18 Selection Board constituted under sub-paragraph (1) of this paragraph
19 shall be as the Council may, from time to time, determine.

20 (3) The Registrar, Bursar and Librarian shall hold office for such
21 period and on such terms as to the emoluments of their offices and otherwise
22 as may be specified in their letters of appointment.

23 *Resignation and re-appointment*

24 8.-(1) Any officer mentioned in the foregoing provisions of this
25 Schedule may resign his office-

- 26 (a) in the case of the Chairman Governing Council, by notice to the
27 President; and
28 (b) in any other case, by notice to the Council and the Council shall
29 immediately notify the Minister in the case of the Provost.

30 (2) Subject to paragraphs 4 and 5 of this Schedule, a person who

1 has ceased to hold an office so mentioned otherwise than by removal for
2 misconduct shall be eligible for re-appointment to that office.

3 *The Council*

4 1.-(1) The composition of the Council shall be as provided in Section 6
5 of this Bill.

6 (2) Any member of the Council holding office otherwise than in
7 pursuance of Section 6 (a), (b), (c) or (d) of this Bill may, by notice to the
8 Council, resign his office.

9 (3) A member of the Council holding office otherwise than in
10 pursuance of Section 6 (a), (b), (c) or (d) of this Bill shall, unless he previously
11 vacates it, vacate that office on the expiration of the period of five years
12 beginning with effect from 1 August in the year in which he was appointed.

13 (4) Where a member of the Council holding office otherwise than in
14 pursuance of section 6(a), (b), (c) or (d) of this Bill vacates before the
15 expiration of the period aforesaid, the body or person by whom he was
16 appointed may appoint a successor to hold office for the residue of the term of
17 his predecessor.

18 (5) A person ceasing to hold office as a member of the Council
19 otherwise than by removal for misconduct shall be eligible for re-appointment
20 for only one further period of five years.

21 (6) The quorum of the Council shall be five, at least one of whom shall
22 be a member appointed pursuant to section 6 (d), (e), or (h) of this Bill.

23 (7) If the Chairman is not present at a meeting of the Council, such
24 other member of the Council present at the meeting as the Council may appoint
25 as respects that meeting, shall be the chairman at that meeting, and subject to
26 section 5 and 6 of this Bill and the foregoing provisions, the Council may
27 regulate its own procedure.

28 (8) Where the Council desires to obtain advice with respect to any
29 particular matter, it may co-opt not more than two persons for that purpose and
30 the persons co-opted may take part in the deliberations of the Council at any

1 meeting but shall not be entitled to vote.

2 *The Finance and General Purposes Committee*

3 2.-(1) The Finance and General Purposes Committee of the
4 Council shall consist of-

5 (a) the Chairman of the Governing Council, who shall be the
6 chairman of the Committee at any meeting at which he is present;

7 (b) the Provost and Two Deputy Provost;

8 (c) six other members of the Council appointed by the Council, two
9 of whom shall be selected from among the three members of the Council
10 appointed by the Academic Board and one member appointed to the Council
11 by Congregation;

12 (d) the Permanent Secretary of the Federal Ministry of Agriculture
13 and Rural Development or, in his absence, such member of his Ministry as
14 he may designate to represent him.

15 (2) The quorum of the Committee shall be five.

16 (3) Subject to any directions given by the Council, the Committee
17 may regulate its own procedure.

18 *The Academic Board*

19 3.-(1) The Academic Board shall consist of-

20 (a) the Provost and two Deputy Provost;

21 (b) the Heads of academic departments;

22 (c) the Librarian;

23 (d) one member of not less than the rank of senior lecturer of each
24 college;

25 (e) four persons representing the Congregation.

26 (2) The Provost shall be the chairman at all meetings of the
27 Academic Board when he is present; and in his absence any of the Deputy
28 Provosts present at the meeting as the Academic Board may appoint for that
29 meeting shall be chairman at the meeting.

30 (3) The quorum of the Academic Board shall be one quarter (or the

1 nearest whole number less than one quarter) and subject to paragraph 2 of this
2 article, the Academic Board may regulate its own procedure.

3 (4) An elected member may, by notice to the Academic Board, resign
4 his office.

5 (5) Subject to paragraph (7) of this article, there shall be elections for
6 the selection of elected members which shall be in the prescribed manner on
7 such day in the month of May or June in each year as the Provost may, from time
8 to time, determine.

9 (6) An elected member shall hold office for the period of two years
10 beginning with 1st August in the year of his election, and may be a candidate at
11 any election held in pursuance of paragraph (5) of this article in the year in
12 which his period of office expires, so however that no person shall be such a
13 candidate if at the end of his current period of office he will hold office as an
14 elected member for a continuous period of six years or would have so held
15 office if he had not resigned it.

16 (7) No election held in pursuance of this article in any year if the
17 number specified in the certificate given in pursuance of paragraph (10) of this
18 article does not exceed by more than one the figure which is thrice the number
19 of those elected members holding office on the date of the certificate who do
20 not vacate office during that year in pursuance of paragraph (6) of this article.

21 (8) For the avoidance of doubt it is hereby declared that no person
22 shall be precluded from continuing in or taking office as an elected member by
23 reason only of a reduction in the total of non-elected members occurring on or
24 after 30 April in any year in which he is to continue in or take office as an
25 elected member.

26 (9) If so requested in writing by any fifteen members of the Academic
27 Board, the Provost, or in his absence, any of the Deputy Provosts duly
28 appointed by him, shall convene a meeting of the Academic Board to be held
29 not later than the tenth day following that on which the request was received.

(10) In this article "total of non-elected members" means as respects any year, such number as may be certified by the Provost on 30 April of that year to be the number of persons holding office as members of the Academic Board on that day otherwise than as elected members.

Congregation

4.-(1) Congregation shall consist of-

- (a) the Provost and the two Deputy Provosts;
- (b) the full-time members of the academic staff;
- (c) the Registrar;
- (d) the Bursar;
- (e) the Librarian;
- (f) the Director of Works;
- (g) the Director of Physical Planning;
- (h) the Director of Academic Planning;
- (i) the Director of Health Services; and
- (j) every member of the administrative staff who holds a degree other than an honorary degree of any College recognised for the purposes of this regulation by the Provost.

(2) Subject to Section 5 and 6 of the Bill, the Provost shall be the chairman at all meetings of Congregation when he is present; and in his absence any of the Deputy Provosts present at the meeting as Congregation may appoint for that meeting, shall be the chairman at the meeting.

(3) The quorum of Congregation shall be one third (or the whole number nearest to one third) of the total numbers of Congregation or fifty, whichever is less.

(4) A certificate signed by the Provost specifying-

- (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
- (b) the names of the persons who are members of Congregation during a particular period, shall be conclusive evidence of that number or as

1 the case may be, of the names of those persons.

2 (5) Subject to the foregoing provision of this article, Congregation
3 may regulate its own procedure.

4 (6) Congregation shall be entitled to express by resolution or
5 otherwise its opinion on all matters affecting the interest and welfare of the
6 College and shall have such other functions in addition to the function of
7 electing a member of the Council, as may be provided by regulation or
8 regulations.

9 *Convocation*

10 5.-(1) Convocation shall consist of-

11 (a) the officers of the College mentioned in the Schedule to the Bill;

12 (b) all teachers within the meaning of the Bill;

13 (c) all other persons whose names are registered in accordance with
14 paragraph (2) of this article.

15 (2) A person shall be entitled to have his name registered as a member
16 of Convocation if-

17 (a) he is either a graduate of the College or a person satisfying such
18 requirements as may be prescribed for the purposes of this paragraph; and

19 (b) he applies for the registration of his name in the prescribed manner
20 and pays the prescribed fees.

21 (3) Regulations shall provide for the establishment and maintenance
22 of a register for the purposes of this paragraph and subject to paragraph (4) of
23 this article may provide for the payment from time to time of further fees by
24 persons whose names are on the register and for any person who fails to pay
25 those fees.

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

30 (5) A person who reasonably claims that he is entitled to have his

1 name on the register shall be entitled on demand to inspect the register or a
2 copy of the register at the principal offices of the College at all reasonable
3 times.

4 (6) The register shall, unless the contrary is proved, be sufficient
5 evidence that any persons named therein is, and that any person not named
6 therein is not, a member of Convocation; but for the purpose of ascertaining
7 whether a particular person was such a member on a particular date, any
8 entries in and deletions from the register made on or after that date shall be
9 disregarded.

10 (7) The quorum of Convocation shall be fifty or one third (or the
11 whole number nearest to one third) of the total number of members of
12 Convocation, whichever is less.

13 (8) Subject to Section 5 of this Bill, the Chancellor shall be the
14 chairman at all meetings of Convocation when he is present, and in his
15 absence the Provost shall be the chairman at the meeting.

16 (9) Convocation shall have such other functions, in addition to the
17 functions of appointing a member of the Council, as may be provided by
18 regulation or regulations.

19 *Appointments and Promotions Committee*

20 11.-(1) There shall be an Appointments and Promotions
21 Committee of the Council which shall ultimately be responsible for all
22 appointments, promotions and discipline of all categories of senior staff in
23 the College, under the chairmanship of the Provost.

24 (2) The Committee shall operate where necessary through the
25 Academic Board or Selection Board or ad-hoc Committees and its
26 recommendations shall be subject to the approval of the Council.

27 *Head of Department*

28 12.-(1) The Head of a department shall be appointment by the
29 Provost and such Head shall hold office for a period of three years and shall
30 be eligible for re-appointment for another term of three years after which he

1 may not be appointed again until two years have elapsed.

2 (2) The Head of a department shall exercise general superintendence
3 over the academic and administrative affairs of the department.

4 *Creation of academic posts*

5 13. Recommendations for the creation of posts other than those
6 mentioned in article 10 of this regulation shall be made by Academic Board to
7 the Council through the Finance and General Purposes Committee.

8 *Appointment of Academic Staff*

9 14. Subject to this Act and regulations deriving therefrom, the filling
10 of vacancies in academic posts (including newly created ones) shall be the
11 responsibility of the Appointments and Promotions Committee,
12 notwithstanding the fact that the Provost shall have the power to make
13 temporary appointments to academic and non-academic positions for a period
14 not exceeding twelve calendar months.

15 *Funding of the College*

16 15.-(1) The Federal Ministry of Agriculture and Rural Development
17 shall have responsibility for animal husbandry education in the College similar
18 to the responsibility of the Federal Ministry of Education in the conventional
19 Colleges of Education.

20 (2) Notwithstanding the provisions of the National Colleges for
21 Education Act, the College shall receive funds directly from the Federal
22 Ministry of Agriculture and Rural Development and from other national and
23 international agencies.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Federal College of Animal Husbandry, Koaje, Kebbi State and to erect, provide, equip and maintain libraries, laboratories; lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary or suitable or convenient for any of the objects of the College.

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL COLLEGE
OF NURSING AND MIDWIFERY NTEJE, ANAMBRA STATE AND FOR RELATED
MATTERS

Sponsored by Hon. Vincent Ofumelu

[] Commencement

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

1 PART 1 - ESTABLISHMENT, POWERS AND FUNCTIONS OF THE COLLEGE

2 1.-(1) There is hereby established for the Federal College to be Establishment
3 known as the Federal College of Nursing and Midwifery Nteje, Anambra
4 State.

5 (2) The College shall:

6 (a) Have the status of a tertiary institution with right and privileges
7 of such institution; and

8 (b) Be a body corporate with perpetual succession and a common
9 seal with powers to sue and be sued in its corporate name.

10 2. The object of College shall be: Objects

11 (a) To provide training and research in general Nursing, Midwifery
12 and other specialties of Nursing leading to the award of professional
13 Certificates. Diplomas, Degrees and other post Basic Certificates;

14 (b) To provide avenues for continuing education in nursing,
15 midwifery and other specialties of Nursing; and

16 (c) To provide such services that is necessary and incidental to the
17 object of the College.

18 3.-(1) The College shall be a teaching and examining body and Powers of the
19 shall subject to the provisions of this Bill and the regulations of the College College
20 have powers to:

- 1 (a) Provide rules and conditions under which persons may be
2 admitted as student for any particular course of study provided by the College;
- 3 (b) Provide courses of instruction in the academic and professional
4 programmes for student (c) Make provision for research and the dissemination
5 of knowledge;
- 6 (c) Establish Department and such other units of learning and
7 research as the purpose of the College may require;
- 8 (d) Create such offices and post as the purpose of the College may
9 require and to appoint persons to and remove person from such office or posts
10 and prescribe their conditions of service;
- 11 (e) Maintain libraries, laboratories, workshops lecture halls, hostels,
12 dining halls, sport field and other building or facilities of the College;
- 13 (f) Provide for residence, recreation and welfare of members of staff
14 and students of the College as may be deemed necessary;
- 15 (g) Demand and receive from students and other persons attending the
16 College for the purpose of instruction such fees as the College may from time to
17 time determine;
- 18 (h) Prescribe rules for the discipline of student of the College;
- 19 (i) Conduct examination and arrange for award of certificates and
20 distinctions to persons who pursue courses of studies approved by the College
21 and who satisfy such other requirement as may from time to time be Prescribe;
- 22 (j) Subject to specific limitations or conditions that may imposed by
23 extant Government regulations or circular, invest any fund apportioned to the
24 College by way of endowment, whether for general or special purpose and such
25 monies as may not immediately be required be require for current expenditure
26 in any investment or securities.
- 27 (k) Print or publish works or undertake service as may be deemed
28 consistent with the object of the College;
- 29 (l) Do such other acts and things necessary under this Acts for the

1 attainment of the object of the object of the College or incidental to the
2 powers of the College; and

3 (m) Carry out any special or general directive consistent with
4 Government policy as the secretary of health may give in writing.

5 (2) Without prejudice to the generality of the provision of section 2
6 of this Act and subsection (1) this section, the College may by special
7 arrangement with the Nursing and Midwifery council of Nigeria or other
8 Examination bodies prepare it students for award of certificates or other
9 distinctions.

10 (3) Subject to the provisions of this Bill and of any other statute.
11 The Power conferred on the College by subsection (1) of this section shall be
12 exercise on behalf of the College by the council and the committees
13 established for the College or by such officers and other staff of the College
14 as may be authorize in that behalf and may also be exercised through schools
15 established under this Act.

16 4.-(1) The provost shall have custody of the common seal of the
17 College and shall be responsible for affixing same to documents.

18 (2) The common seal of the College shall not be used save upon the
19 direction of the council and shall be authenticated by the signature of the
20 Provost.

21 PART II - GOVERNMENT COUNCIL OF THE COLLEGE

22 5.-(1) There shall be establish for the College, a Government
23 Council to be known as the Governing council of the Federal College of
24 Nursing and midwifery Nteje, Anambra State.

25 (2) The council shall consist of:

26 (a) A chairman who shall be appointed on part time basis by the
27 Commissioner on the recommendation of the secretary of health;

28 (b) A representation of the secretary of health;

29 (c) The provost of the College;

30 (d) A representation of the Anambra State chapter of National

	1	association of Nigeria Nurses and midwives;
	2	(e) Two member to represent the interest of the public to be appointed
	3	by the minister on the recommendation of the secretary of health;
	4	(f) A representative of Anambra State treasury;
	5	(g) A representative of Anambra State Legal Service Secretariat;
	6	(h) A representative of Anambra State Education Secretariat;
	7	(i) The director, finance and Administration in the Secretariat;
	8	(j) The director of Nursing in Anambra State Hospitals Management
	9	Board; and
	10	(k) The director, Nursing service of the secretariat who shall also
	11	Serve as the secretary.
Tenure of Members	12	6.-(1) Members of the council other than ex-officio members shall
	13	hold office for a period of four years from the date of their appointment and
	14	shall be eligible for reappointment for one further term of four years and no
	15	more.
	16	(2) Any member of the council other than an ex officio member may
	17	by notice to the council resign his appointment.
	18	(3) Any vacancy occurring in the membership of the council shall be
	19	filled by the appointed of a successor who shall represent the same interest as
	20	his predecessor for the remainder of the term of the predecessor.
Functions of the Council	21	7.-(1) Subject to the provisions of this Act, the council shall:
	22	(a) Be the governing authority of the College;
	23	(b) Be charged with general control and superintendence of the
	24	policies, finances and properties of the College;
	25	(c) Make regulations for the day to day management of the College;
	26	and
	27	(d) Do any other thing necessary or incidental to attainment of objects
	28	of the College.

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Secretary to the
Council

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1 facilities for verification of the information in such manner and at such times as
2 he may require.

3 PART III - SCHOOLS, DEPARTMENTS AND UNITS WITHIN THE COLLEGE

4 **10.-(1)** There shall be within the College a school of Nursing and a
5 School of Midwifery and such other schools as the secretariat may with the
6 approval of the Nursing and Midwifery council of Nigeria establish.

7 (2) Each school shall provide instruction for courses, conduct
8 research and carry out such functions as may be prescribed by the council with
9 the approval of the secretary of Health.

10 (3) The constitution of and other matters relating to each schools may
11 be prescribed by the council with the approval of the secretary of health

12 **11.** In furtherance of the provisions of section 3 (1) (c) of this Act, the
13 council shall with the approval of the secretary of Health establish for each
14 school such department as the Nursing and Midwifery council of Nigeria May
15 from time to time prescribe.

16 **12.** Subject to the provision to this Act, the council may with the
17 approval of the secretary of Health establish units for special purposes within
18 the College; and the name, constitution and functions of any such units may be
19 prescribe by director of the council.

20 PART IV - PRINCIPAL OFFICER AND STAFF OF THE COLLEGE

21 **13.** There shall be for the College a provost and other principal
22 officers, the designations, qualifications, functions, appointments and removal
23 of whom shall be as spelt out in section 15 to 22 of this Act.

Principal Officer
of the College

24 **14.-(1)** The Principal Officers of the College shall include:

25 (b) The Deans of the schools in the College;

26 (c) The Deputy Deans (Academics and Administration) of the schools
27 in the College;

28 (d) The Registrar;

29 (e) The College Librarian; and

30 (f) The Bursar.

1 (2) The principal officers of the College other than Deans and
2 Deputy Deans of schools in the College shall be appointed by the council
3 subject the approval of the minister through the secretary of Health.

4 (3) The Deans and the Deputy Deans of schools in shall be
5 appointed by the council.

6 **15.**-(1) The Provost shall be appointed from amongst the academic Appointment
7 staff of the College and shall be the Chief Executive and Administrator of the of Provost
8 College and also be responsible to the council for maintaining and
9 promoting efficiency and discipline in the College.

10 (2) The Provost shall hold a degree in Nursing and shall be a
11 registered Education in Nursing, Midwifery or other specialty areas of
12 Nursing with not less than fifteen years of teaching experience.

13 **16.**-(1) The Deans of schools in the College shall be responsible to Deans
14 the provost for the administration of the schools.

15 (2) The Deans of schools in the College shall hold degree in
16 Nursing and shall be registered Educators in the Nursing specialty related to
17 their respective schools and with not less than ten years of teaching
18 experience.

19 **17.**-(1) The Deputy Deans of schools in the College shall be the Deputy Deans
20 assistants to the Deans of their respective schools and shall perform such
21 duties as may be assign to them by the Deans.

22 (2) The Deputy Deans of schools in the College shall hold degree in
23 Nursing and shall be Registered Educator in the Nursing specialty related to
24 their respective schools with less than seven years teaching experience.

25 **18.**-(1) The Registrar of the College shall be the head of The Registrar of
26 administration of the College shall be responsible to the provost. the College

27 (2) The Registrar shall be an experienced graduate of humanities
28 with not less than fifteen years' experience in public Administration.

29 (3) The person holding the office of the Registrar of the College
30 shall by virtue of that office be the secretary to the Academic Board and the

	1	finance and General purpose Committee.
The Bursar	2	19. -(1) The Bursar shall be the Chief Financial officer of the College
	3	and shall be responsible to the provost for the day to day administration of the
	4	financial affairs of the College.
	5	(2) The Bursar shall be a qualified Accountant with not less than Ten
	6	years post qualification experience.
The Librarian	7	20. -(1) the Librarian shall be responsible to the provost for the Co-
	8	ordination of Library services in College.
	9	(2) The Librarian shall have a degree in library sciences with not less
	10	than ten years post qualification experience as a Librarian.
	11	21. The Council may appoint such other persons to be staff of the
	12	College as it may deems fit on .such terms and conditions as may specified in
	13	their instructions of appointment.
Removal from Office	14	22. -(1) The Principal officers and other senior staff of the College
	15	may be removed from office by the Commissioner for misconduct,
	16	incompetence or any other justifiable reason on the recommendation of the
	17	council.
	18	(2) The council shall have power to remove any junior staff of the
	19	College for justifiable reasons.
	20	PART V - ESTABLISHMENT AND FUNCTIONS OF COMMITTEES
Finance and General Purpose	21	23. There shall be a committee of the council to known as the Finance
	22	and general purpose committee.
Composition of the Committee	23	24. -(1) The finance and general purpose committee shall consist of:
	24	(a) The chairman of the Governing council who shall be the chairman;
	25	(b) The respective of the secretary of health;
	26	(c) The provost of the College;
	27	(d) The director of finance and administration in the secretariat;
	28	(e) The director of nursing services in the secretariat;
	29	(f) One member of the Academic Committee to be appointed by the
	30	Council; and

1 (2) The Registrar shall be secretary of the committee.

2 **25.** The finance and general purpose committee shall:

Functions of the
Committee

3 (a) Exercise control over property, revenue and expenditure of the
4 College;

5 (b) Award contracts for the execution of project of the College; and

6 (c) Perform such other functions as the council may delegate to it.

7 **26.-(1)** Any body of persons established by this Act shall, without
8 Prejudice to the generality of the powers of that body, have power to
9 Constitute committees, which need not consist exclusively of members of
10 that body, and to authorize a committee established by it:

11 (a) To exercise, on its behalf, such of its function as it may
12 determine; and

13 (b) To co-opt members, and may direct whether or not co-opted
14 members if any, shall be entitled to vote in that committee

15 (2) Any two or more such bodies may arrange for the holding of
16 Joint meetings of those bodies or for the appointment of committees
17 consisting of members of those bodies for the purpose of considering any
18 matter within the competence of those bodies or any of them and either of
19 dealing with it or of reporting on it to those bodies or any of them.

20 (3) The quorum and procedure of a committee established or meeting
21 held in pursuance of this section shall be such as may be determined by the
22 body or bodies which have decided to establish the committee or hold the
23 meeting.

24 **PART VI - ACADEMIC BOARD**

25 **27.** There shall be for each school of the College an Academic
26 Board which shall be responsible for the academic work of the school.

27 **28.** The Academic Board of each school of the College shall be
28 composed of:

29 (a) The provost of the College, as chairman;

30 (b) The Dean of the school, as Deputy Chairman;

- 1 (c) The Deputy of Dean of the school;
2 (d) All Heads of Department of the schools;
3 (e) One Academic staff not below the rank of senior Lecturer to be
4 selected from each of the Department of the school;
5 (f) A representative of the Director, Nursing Service in the Secretariat;
6 (g) The school Librarian; and
7 (i) The Registrar who shall be the secretary of the Board.

8 **29.** Subject to the overall control and direction of the council, the
9 Academic Board of each school of the College shall perform the following
10 Function:

- 11 (1) Regulating and organizing the process of admission, conduct of
12 Examinations, award of Certificates and all formalities relating to the
13 Registration and licensing of graduates.
14 (2) Making recommendation to the council on appointment of
15 Academic staff of the school and on the organization of department, Libraries
16 and other units of learn and research in the school.
17 (3) Making guideline for the purpose of exercising any of the
18 Functions conferred on it under the provisions of this section.
19 (4) Preparing curriculum for the school in line with guidelines from
20 the Nursing and Midwifery council of Nigeria and or other regulatory bodies.
21 (5) Performing such other functions that may be assigned to it by the
22 Council.

23 **PART VII - SUPPLEMENTARY PROVISIONS**

24 **30.** The supplementary provision contained in the schedule shall have
25 effect in relation to the proceeding of the various bodies appointed under the
26 provision of this Act.

27 **31.** In the absence of the council and until it is constituted for the
28 College, the functions and powers of the council under this Act may be
29 Exercise by the secretary of health in consultation with the director of Nursing
30 Services in the Secretariat.

PART VIII - PROPERTY AND FINANCE

32. The Government of Anambra State may, by order transfer any property whether movable or immovable to the College and from the date of such order, any property so transferred shall vest in the College and shall be used for the purpose of the College.

Transfer of Property

33. The council may, subject to the provision of this Act:

Property of the College

(a) Acquire and hold such movable or immovable property as may be necessary or expedient for carrying into effect the provisions of this Act;

(b) Invest the funds of the College in such manner and to such extent as it may deem necessary or expedient; and

(c) Enter into contractual agreement on behalf of the College;

34.-(1) the council shall have power to approve expenditure of over N100,000.00 but not exceeding N1,000,000.00 per unit transaction for the procurement of the goods, works and services and shall refer procurements exceeding the amount to the secretary of Health.

Expenditure of the College

(2) The provost shall approve procurement of works, goods and Services not exceeding N100,000.00.

(3) The threshold mentioned in this section may be adjusted, in the case of:

(a) Subsection (1), by the secretary of Health; and

(b) Subsection (2), by the council

35. The revenue of the College shall include:

Revenue of the College

(a) Revenue from time to time accruing to the College by way of Government grant, subvention or endowment or other forms of grant-in aid;

(b) Fees charges by and payable in respect of student;

(c) Any other amounts charges or dues recoverable by the College;

(d) Receipts for publications or services;

(e) Interest on investments;

(f) Donations and Legacies.

Annual Estimate	1	36. Before the end of each financial year or at such other time as may
	2	be required by the council the director, finance and Administration or the
	3	provost shall present for council estimate of revenue and expenditure for the
	4	ensuring financial year and the accepted estimates shall be presented to the
	5	secretary Health and Human service secretary who shall cause same to be
	6	placed before the Commissioner for approval.
Statement of Account	7	37.-(1) the College shall prepare in respect of each financial year a
	8	Statement of account in such form as may be approved by the secretary of
	9	Health and the said annual statement of account shall be a fair and accurate
	10	statement of the financial position of the College for the financial year to which
	11	it relates.
Account Audit	12	(2) The said annual statement of accounts shall be audited by the
	13	auditor-General of the State or by such competent auditor appointed by him.
	14	(3) The said audited statement of accounts, after verification by the
	15	Council shall together with the auditor's report is forwarded to the secretary of
	16	Health who shall cause the same to be placed before the minister.
Interpretation	17	38. In this Act unless the context otherwise requires:
	18	"Academic Board" means the Academic Board established under this Act;
	19	"Chairman" means the Chairman of the Governing council of the College or
	20	where the context requires Chairman of the respective committees established
	21	under this Act;
	22	"College" means the Federal College of Nursing and Midwifery Nteje,
	23	Anambra State;
	24	"Council" means the governing council established under section 4(1) of this
	25	Act for the College;
	26	"Executive Committee" means the Anambra State Executive Committee;
	27	"Commissioner" means the Commissioner of the Anambra State;
	28	"Junior staff" is a reference to staff on CONHESS 01-05 or salary Grade levels
	29	01-06;

1 "Members" means members of the council and includes the chairman of the

2 Council:

3 "Provost" means the provost of the College;

4 "Regulations" means any regulation formulated for the College by the
5 council;

6 "Secretariat" means Health and human Services Secretariat of Anambra
7 State;

8 "Secretary" means the Secretary to the council of the College and other-wise
9 means the Secretary of any Committees established under this Act;

10 "Secretary of Health" means the Secretary of Health and Human Services or
11 such other official as may be from time to time designation as head of the
12 body responsible for Health service under Anambra State;

13 "Senior staff" is a reference to staff on CONHESS 06-16 or salary Grade
14 Levels 07-17.

15 **39.** This Bill may be cited as the Federal College of Nursing and Citation
16 Midwifery Nteje, Anambra State Bill, 2021.

EXPLANATORY NOTE

This Bill seeks to provide for the establishment of the Federal College of Nursing and Midwifery Nteje, Anambra State, and to provide training and research in general Nursing, Midwifery and other specialties of Nursing.