

Extraordinary



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A BILL

FOR

AN ACT TO ESTABLISH FEDERAL COLLEGE OF EDUCATION (TECHNICAL)
AKWETE, ABIA STATE, TO PROVIDE FULL-TIME COURSES TEACHING,
INSTRUCTION AND TRAINING IN TECHNOLOGY, APPLIED SCIENCE, ARTS,
SOCIAL SCIENCES, HUMANITIES AND MANAGEMENT AND FOR RELATED
MATTERS, 2022

Sponsored by Hon. Uzoma Nkem-Abonta

[] Commencement

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

1	1.-(1) There is established the Federal College of Education	Establishment of Federal College of Education (Technical) Akwete, Abia State
2	(Technical) Akwete (Herein after referred to as "the college").	
3	(2) The College shall be a body corporate with perpetual	
4	succession and common seeds and shall take power to acquire and dispose	
5	of interest in movable and immovable properties	
6	(3) The College may sue and be sued in its corporate name,	
7	2.-(1) The governance and direction of the college affairs shall rest	Governing Council of the College
8	in the governing council of the college (in the Bill required to as "the	
9	council").	
10	(2) The Council shall have the responsibility to consider and	
11	approve:	
12	(a) The Programme of studies to be undertaken in the college;	
13	(b) The annual estimates of the college; and	
14	(c) The investment plan of the college.	
15	(3) The Provision of the schedule to this Bill shall have effect with	
16	respect to the council to as mentioned herewith,	
17	3.-(1) The council of the college shall consider of:	Membership of the Council in the College

	1	(a) A chairman and other members to be appointed by the President;
	2	(b) A representative of the Federal Ministry of Education;
	3	(c) A representative of the University of which the College is
	4	affiliated to for the purpose of moderation;
	5	(d) Two representatives of the academic board of the College;
	6	(e) A representative of the National Commission for the College of
	7	Education; and
	8	(f) The Provost of the College.
Tenure of Members of the Council	9	4.-(1) A member of the council (other than the ex-official members)
	10	shall hold office for a term of four years and subject to the provision of sub-
	11	section.
	12	(2) of this section shall be eligible for re-appointment for a further
	13	period of four years and also move.
	14	(2) The office of a member appointed under section 3 of this Bill shall
	15	become vacant of:
	16	(a) The member resigns in office by notice of writing under his hand
	17	addressed to the Minister; or
	18	(b) The Minister is satisfied that it is not in the interest of the college
	19	for the person appointed to continue in office and notifies the member in
	20	writing to that effect.
Functions of the College	21	5. The functions of the college shall be:
	22	(a) To provide full-time courses in teaching instruction and training:
	23	(i) In technology, applied sciences, arts, social science, humanities
	24	and management; and
	25	(ii) In such other fields of applied learning relevant to the needs of
	26	development of Nigeria.
	27	(b) To conduct courses in Education for qualified teachers;
	28	(c) To arrange conference, seminars and workshops relative to the
	29	functions of the college; and
	30	(d) To perform such other functions as in the opinion of the council

1 may serve to promote the objective of the college.

2 **6.** The council of the college shall have power to:

Power of the
Council

3 (a) Hold examinations and grant NCE, Diplomas, Professional
4 Certificates and other distinctions to persons, who have pursued of study
5 approved and accredited by the National Commission for Colleges of
6 Education;

7 (b) Hold examinations in Education for qualified teachers;

8 (c) Recruit staff and determine structure of such staff;

9 (d) Demand and receive from any student or any other person
10 attending the college for the purpose of construction such fees as the council
11 may with the prior approval of the Minister, from time to time determine;

12 (e) Hold public lectures and undertake printing, publishing and
13 bookselling;

14 (f) Award fellowship, medals, prizes and other titles;

15 (g) Establish and maintain such schools and other teaching units
16 with the college or extra moral departments as the councils may from time to
17 time determine;

18 (h) Erect provide equip and maintain such educational recreational
19 and residential facilities as the college may require;

20 (i) Create lectureships and other academic post and offices and to
21 make appointment thereof;

22 (j) Receive and make gifts;

23 (k) Enter into such contracts as may be necessary or expedients for
24 carrying into effects the objections of the college;

25 (l) Provide amenities for and make such other provision for the
26 welfare of the staff and students of the college;

27 (m) Encourage and make provision for research in the college;

28 (n) Do such acts and things whether or not incidental to the
29 foregoing power as may advance the objects of the college.

Visitation	1	7. -(1) The minister responsible for education shall be the visitor of the college.
	3	(2) The visitor shall, not less than once in every five year, conduct a visitation to the college or appoint a visitation panels consists of not less than five experts to conduct the visitation:
	6	(a) For the purpose of evaluating the academic and administrative performance of the college; or
	8	(b) For such other purpose as the visitor may deem fit.
The Academic Board and its Functions	9	8. -(1) There shall be established for the college a board to be known as the Academic Board which shall consist of the following members:
	11	(a) The Provost of the college as the chairman;
	12	(b) All heads of departments;
	13	(c) The college bursar;
	14	(d) The college Librarian; and
	15	(e) Not more than three members of the Academic staff other than the heads of departments to be appointed by the council.
	17	(2) The Academic Board shall be responsible for:
	18	(a) The direction and management of academic matters of the college including the regulation of admission of students, the award of certificates, scholarships, prizes and other academic distinction;
	21	(b) Discharging any other functions which the council may from time to time delegate to it.
Power of Minister	23	9. The minister may give to the council directions of the general character or relating generally to matter with regard to the exercise by the council of it functions and it shall be the duty of the council to comply with such directions.
The Provost of the College	27	10. -(1) There shall be a Provost for the college (herein after referred to as "the Provost") who shall be appointed by the president on the recommendation of the minister.
	28	
	29	

1 (2) Where a vacancy occurs in the post of the provost, the council
2 shall:

3 (a) Advertise the vacancy in reputable widely read newspaper In
4 Nigeria specifying:

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

6 (ii) The terms and conditions of service applicable to the post and
7 thereafter draw up a short list of suitable candidates for consideration of the
8 minister.

9 (3) The President shall appoint as provost one of the candidates
10 recommended by the minister.

11 (4) Subject to the general control of the council the provost shall be
12 the chief executive of the college and shall be charged with general
13 responsibility for matters relating to the day-to-day management and
14 operations of the college.

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

18 **11.-(1)** There shall be for the college two deputy provosts namely: Deputy Provost
19 Deputy Provost (Academic) and the Deputy Provost (Administration).

20 (2) The council shall the deputy provosts from among the chief
21 lecturers in the college in any of the following ways, that is:

22 (a) From a list of five candidates in order of preference, submitted
23 by the provost, or

24 (b) On the recommendation of a selection Board constituted for
25 their purpose or

26 (c) On the nomination of the provost.

27 (3) The selection Board referred:

28 Sub section 2 (b) of this section shall:

29 (a) Consist of:

30 (i) The Chairman of the council;

- 1 (ii) The Provost of the college;
 2 (iii) Two members of the Academic board; and
 3 (iv) Two members of the council not being members of the Academic
 4 Board.

5 (4) (a) The Deputy Provost (Academic) shall:

- 6 (i) Assist the provost in the performance of his function in Academic
 7 matters of the college;
 8 (ii) Act as the provost when the post of the provost is vacant or if the
 9 provost is for any reason, absent or unable to perform his function.

10 (b) The Deputy Provost (Administration) shall:

- 11 (i) Assist the provost in administrative matters of the college; and
 12 (ii) Perform such other functions as the provost or the council may
 13 from time to time assign to him.

14 (5) Each of the deputy provosts shall hold office for a period of two
 15 years no more.

The Registrar and
other Staff of the
College

16 **12.**-(1) There shall be a registrar for the college to be appointed by the
 17 council.

18 (2) The registrar shall keep the records and conduct the
 19 correspondence of the council;

20 (3) The registrar shall be the secretary to:

- 21 (a) The Council;
 22 (b) The Academic Board; and
 23 (c) Any Committee of the council.

24 (4) The registrar may perform any duty as may be assigned to him by
 25 the council or the Provost.

26 (5) The Registrar shall hold office for a period of five years and no
 27 more.

Other Principal
Officers of the
College

28 **13.**-(1) There shall be for the college in addition to the registrar:

- 29 (a) The Bursar; and
 30 (b) The College Librarian.

1 Who shall be appointed by the Council.

2 (2) The Bursar shall be the chief financial officer of the college and
3 be responsible to the Provost for the day -to- day administration and control
4 of the financial affairs of the college.

5 (3) The college Librarian shall be responsible to the provost for the
6 administration of the college library and the coordination of the library
7 services in the teaching units of the college.

8 (4) The Bursar and the college librarian shall each hold office for a
9 period of five years and no mare.

10 **14.** A principal officer of the college may resign his appointment:

Resignation of
appointment of
Principal Officers

11 (a) In case of the provost by notice to the visit for; and

12 (b) In any other case by advise to the council.

13 **15.**-(1) The council may appoint other persons to be employees of
14 the college as the council may deem to assist the Provost and the Principal
15 Officers in the performance of their functions.

Other employees
of the College

16 (2) The remuneration tenure of office and condition of service of
17 the employee of the college shall be determined by the council- consultation
18 with the Federal Civil Service Commission.

19 **16.** Service in the college shall be approved service
20 for the purpose of the pension's reform and accordingly, officers and other
21 persons employed in the college shall be entitled to pension's gratitude and
22 other retirement benefit as may be prescribed in their respective letters of
23 appointment.

Pensions

24 **17.**-(1) These shall be a selection Board for the college which shall
25 consist of:

Selection Board
for other Principal
Officers

26 (a) The Chairman of the council;

27 (b) The Provost;

28 (c) Four members of the council not being members of the
29 Academics Board; and

30 (d) Two members of the Academic Board.

	1	(2) The functions, procedure and other matters relating to the
	2	selection Board constituted under subsection (1) of this section shall be
	3	determined from time to time by the council.
Fund of the College	4	18. -(1) The college shall establish and maintain a fund which shall be
	5	applied towards the promotion of the objection of this Bill.
	6	(2) There shall be paid and credited to the fund established under
	7	subsection (1) of this section:
	8	(a) Such sums as may from time to time be granted by the Federal
	9	Government through the National Commission for Colleges of Education;
	10	(b) All monies raised by the council by way of gifts, grants in aid or
	11	test monetary disposition; and
	12	(c) All subscription fees and charges for services rendered by the
	13	council and all other sums that may accrue to the council from any source.
	14	(3) The council shall submit to the minister, through the National
	15	Commission for Colleges of Education not later than three months before the
	16	end of each financial year or at such other time as he may direct an estimate of
	17	its revenue and expenditure for the next succeeding financial year.
Power to accept gifts	18	19. -(1) The College may accept gifts of loan, money or of other
	19	property upon such terms and conditions, of any as may be specified by the
	20	person making the gifts.
	21	(2) The College shall not any gift of the conditions attached to the gifts
	22	are inconsistent with the functions of the college.
Account and Audit	23	20. The college shall keep proper accounts of its receipt, payments,
	24	assets and liabilities and shall in respect of each year cease the account to be
	25	audited.
Annual Reports	26	21. The council shall as soon as may be after the expiration of each
	27	financial year, prepare and submit to the minister a report of its activities during
	28	the immediate proceeding financial year and shall include in the report a copy
	29	of the audited accounts of the college for that year and of the auditor's report of
	30	the accounts.

1	22. In this Bill-	Interpretation
2	"Chairman" means the chairman of the council;	
3	"College" means the Federal College of Education Akwete established	
4	under section (1) of this Bill;	
5	"Council" means the Governing Council of the college established under	
6	section 2 of this Bill;	
7	"Function" includes power and duties;	
8	"Minister" means the minister charged with responsibility of education;	
9	"Member" means a member of the council including the chairman;	
10	"Provost" means the provost of the college established under section 10 of	
11	this Bill.	
12	23. This Bill may be cited as the Federal College of Education	Citation
13	(Technical), Akwete (Establishment) Bill, 2022.	

1 SCHEDULE

2 (Section 2(3))

3 SUPPLEMENTARY PROVISION RELATING TO THE COUNCIL, ETC.

4 *Terms of service*

5 1. There may be paid to the members of the council or any committee,
6 other than ex officio members, such remuneration and allowances as may from
7 time to time be determined by the President.

8 2. Where a vacancy occurs in respect of the membership specified in
9 section 3, it shall be filled by the appointment of a successor to hold office for
10 the remainder of the term of office of his predecessor in office and such
11 successor shall represent the same interest as his predecessor.

12 3. The council may act notwithstanding any vacancy in its
13 membership or any defect in the appointment of a member or the absence of a
14 member.

15 *Proceedings*

16 4.-(1) The Council shall meet for the conduct of business at such
17 times, places and on such days as the chairman may appoint but shall meet not
18 less than once every four months.

19 (3) The chairman may at any time and shall, at the request in writing of
20 not less than six members, convene a meeting of the council.

21 (4) Where the council desires to obtain the advice of any person on
22 any particular matter, the council may co-opt persons who are not members of
23 the council but persons co-opted shall not be entitled to vote at a meeting of the
24 council.

25 (5) The Quorum of the Council shall be one half of the total members
26 of the Council, at least one of whom shall be a member appointed by the
27 President.

28 (6) Decisions of the Council shall be made on approval by a simple
29 majority of members.

1 *Miscellaneous*

2 5.-(1) The fixing of the seal of the college shall be authenticated by
3 the signature of the chairman, Provost and of some other members of the
4 Council authorized generally or specially by the Council to act for that
5 purpose.

6 (2) Any contract or instrument which, if made or executed by a
7 person other than a body corporate would not be required to be under seal
8 may be made executed on behalf of the college by any person generally or
9 specially authorized to act for that purpose by the council.

10 (3) Any document purporting to be duly executed under the seal of
11 the College shall be received in evidence and shall, unless the contrary is
12 proved, be presumed to be so executed.

EXPLANATION MEMORANDUM

This Bill seeks to establish the Federal College of Education (Technical), Akwete Abia as institution to offer full-time courses leading to the awards of National Certificates of Education, Diplomas etc.

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF ENVIRONMENTAL SCIENCES EKITI EAST, EKITI STATE AND FOR RELATED MATTERS

Sponsored by Hon. Richard Olufemi Bamisile

[] Commencement

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

1 PART 1- ESTABLISHMENT, CONSTITUTION AND FUUNCTIONS OF FEDERAL
2 UNIVERSITY OF ENVIRONMENTAL SCIENCES EKITI EAST, EKITI STATE

3 1.-(1) There is established the Federal University of
4 Environmental Sciences Ekiti East, Ekiti State (in this Bill referred to as "the
5 University").

Establishment of
Federal University
of Environmental
Sciences Ekiti East,
Ekiti State

6 (2) The University:

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

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

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

Objects of the
University

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

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

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

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

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

1 extra-mural departments and other teaching and research units within the
2 University as may, from time to time, seem necessary or desirable, subject to
3 the approval of the National Universities Commission;

4 (b) institute professorships, readerships and associate
5 professorships, lectureships and other posts and offices and to make
6 appointments thereto;

7 (c) institute and award fellowships, scholarships, exhibitions,
8 bursaries, medals, prizes and other titles, distinctions, awards and forms of
9 assistance;

10 (d) provide for the residence, discipline and welfare of members of
11 the University;

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

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

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

21 (h) subject to section 22 of this Bill, to acquire, hold, grant, charge
22 or otherwise deal with or dispose of movable and immovable property
23 wherever situate;

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

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

29 (k) erect, provide, equip and maintain libraries, laboratories,
30 lecture halls, halls of residence, refectories, sports grounds, playing fields

1 and other buildings or things necessary, suitable or convenient for any of the
2 objects of the University;

3 (l) hold public lectures and undertake printing, publishing and book
4 selling;

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

12 (n) borrow, whether on interest or not, and if need be, upon the
13 security of any or all of the property movable or immovable of the University,
14 such moneys as the Council may, from time to time in its discretion, find
15 necessary or expedient to borrow or to guarantee any loan, advance or credit
16 facility;

17 (o) make gifts for any charitable purpose;

18 (p) do anything which it is authorized or required by this Act or by any
19 other Statute to do, and

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

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

Functions of the
Chancellor and
Pro-Chancellor

27 5.-(1) The Chancellor shall in relation to the University, take
28 precedence before all other members of the University, and when he is present
29 shall preside at all meetings of convocation held for conferring degrees.

30 (2) The Pro-Chancellor shall, in relation to the University, take

precedence before all other members of the University except the Chancellor, and except for the Vice- Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall, when he is present, be the Chairman at all meetings of the Council.

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

Establishment
and composition
of Council

(a) the Pro-Chancellor;

(b) the Vice-Chancellor;

(c) the Deputy Vice-Chancellors;

(d) one person from the Federal Ministry responsible for Chancellor to take precedence before other members;

(e) four persons representing a variety of interest and broadly representative of the whole Federation to be appointed by the President;

(f) four persons appointed by the Senate from among its members;

(g) two persons appointed by the Congregation from among its members; and

(h) one person appointed by the Convocation from among its members.

(2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University.

7.-(1) Subject to the provisions of this Act relating to the Visitor, the Council shall be the governing body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.

Transfer of
property

(2) There shall be a committee of the Council to be known as the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may from time-to-time delegate to it.

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

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

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

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

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

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

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

26 PROVIDED that if after 28 days of the receipt or delivering to him of
27 such request, the Chairman fails or neglects to call a meeting, the Registrar
28 shall, within 14 days thereof, cause a meeting of the Council to be convened for
29 that purpose and the request shall specify the business to be considered at the
30 meeting and no business not so specified shall be transacted at that meeting.

- 1 **8.** Functions of the (1) Subject to section 5 of this Act and Power to make
2 subsections (3) and (4) Senate of this section and to the provisions of this Act Statute
3 relating to the Visitor, it shall be the general function of the Senate to
4 organize and control teaching in the University, admission to post- graduate
5 courses and other admission of students, the discipline of students and to
6 promote research in the University.
- 7 (2) Without prejudice to the generality of the provisions of
8 subsection (1) of this section, it shall in particular be the function of the
9 Senate to make provision for the:
- 10 (a) establishment, organization and control of campuses, colleges,
11 faculties, departments, schools, Institutes and other teaching -and research
12 units of the University, and the allocation of responsibility for different
13 branches of learning;
- 14 (b) organization and control of courses of study in the University
15 and of the examinations held in conjunction with those courses, including
16 the appointment of examiners, both internal and external;
- 17 (c) award of degrees, and such other qualifications as may be
18 prescribed, in connection with examinations conducted by the University;
- 19 (d) making of recommendations to the Council with respect to the
20 award to any person of an honorary fellowship or honorary degree or the title
21 of professor emeritus;
- 22 (e) establishment, organization and control of halls of residence
23 and similar institutions in the University;
- 24 (f) supervision of the welfare of students in the University and the
25 regulation of their conduct;
- 26 (g) granting of fellowships, scholarships, prizes and similar awards
27 in so far as the awards are within the control of the University; and
- 28 (h) determination of what description of dress shall be academic
29 dress for the purposes of the University, and regulating the use of academic
30 dress.

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

5 (4) Subject to this Act and the Statutes, the Senate may make
6 regulations for the purpose of exercising any function conferred on it either by
7 the provisions of this section or for the purpose of providing for any matter for
8 which provision by regulation is authorized or required by this Act or by
9 Statute.

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

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

Power to function
as the Vice-
Chancellor

21 **9.-(1)** The Vice-Chancellor shall, in relation to the University, take
22 precedence before all other members of the University except the Chancellor
23 and, subject to section 5 of this Bill, the Pro-Chancellor and any other person
24 for the time being acting as Chairman of the Council.

25 (2) Subject to the provisions of this Bill, the Vice-Chancellor shall
26 have general function, in addition to any other function conferred on him by
27 this Act or otherwise, of directing the activities of the University, and shall, to
28 the exclusion of any other person or authority, be the chief executive and
29 academic officer of the University and ex- officio Chairman of the Senate.

1 PART II - TRANSFER OF PROPERTY

2 **10.**-(1) All property held by or on behalf of the Provisional Property Transfer of
 3 Council shall, by virtue of this subsection and without further assurance, Property
 4 vest in the University and be held by it for the purpose of the University.

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

9 PART III - STATUTES OF THE UNIVERSITY

10 **11.** Subject to this Bill, the University may make Statutes for Statutes of the
 11 University any of the following purposes: University

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

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

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

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

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

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

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

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

Power to make
and approve
Statutes

1 prejudiced or limited in any way by reason of the inclusion or omission of any
2 matter in or from the Statute contained in the Third Schedule to this Act or any
3 subsequent Statute.

4 **12.**-(1) The power of the University to make Statutes shall be
5 exercised in accordance with the provisions of this section.

6 (2) A proposed Statute shall not have the force of law until it has been
7 approved at a meeting of the:

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

10 (b) Council by the votes of not less than two thirds of the members
11 present and voting;

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

15 (4) A Statute which:

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

18 (b) provides for the establishment of a new campus or college or for
19 the amendment or revocation of any Statute whereby a campus or college is
20 established, shall not come into operation unless it has been approved by the
21 Visitor.

22 (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute
23 shall be treated as being made on the date on which its approved by the Council
24 and the Senate in accordance with subsection (3) of this section or in the case of
25 a Statute falling within subsection (4) of this section, on the date on which it is
26 approved by the President.

Proof of Statute
in court

27 **13.** A Statute may be proved in any court by the production of a copy
28 thereof bearing or having affixed to it a certificate signed by the Vice-
29 Chancellor or the Registrar to the effect that the copy is a true copy of a Statute
30 of that University.

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

Visitor's decision
in case of dispute

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

11 **PROVIDED** that nothing in this subsection shall affect the power
 12 of a court of competent jurisdiction to determine whether any provision of a
 13 Statute is wholly or partly void as being ultra vires or as being inconsistent
 14 with the Constitution.

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

23 PART IV - SUPERVISION AND DISCIPLINE

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

Visitor

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

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

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

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

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

Removal of certain
Members of the
Council

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

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

Grounds and
procedure for
removal of
members

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

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

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

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

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

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

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

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

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

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

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

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

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

26 (5) Any person suspended under subsection (3) of this section shall
27 be on half pay and the Council shall, before the expiration of a period of
28 three months from the date of such suspension, consider the case against that
29 person and come to a decision as to whether to: (a) continue such person's
30 suspension and if so on what terms (including the proportion of his

1 emoluments to be paid to him);

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

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

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

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

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

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

Removal of
examiner

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

28 (2) Subject to the provisions of any regulation made under section 8
29 (4) of this Act, the Vice-Chancellor may, on the recommendation of Senate,

1 appoint an appropriate person as examiner in the place of the examiner
2 removed.

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

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

Disciplinary action
on students

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

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

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

19 (d) student be expelled from the University.

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

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

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

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

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

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

Short title

10 **20.** This Bill may be cited as the Federal University of Environmental
11 Sciences Ekiti East, Ekiti State (Establishment) Bill, 2022.

1 SCHEDULES

2 FIRST SCHEDULE

3 PRINCIPAL OFFICERS OF THE UNIVERSITY

4 *The Chancellor*

5 1. The Chancellor shall be appointed by and hold office at the
6 pleasure of the 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 Bill, the Pro-Chancellor shall
11 hold office for a period of 4 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, 2 Deputy Vice-Chancellors
18 or Such a number of Deputy Vice-Chancellors as the Council may, from
19 time to time, deem necessary for the proper administration of the University.

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

23 (3) A Deputy Vice-Chancellor shall:

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

25 (b) act in place of the Vice-Chancellor when the post of the Vice-
26 chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or
27 unable to perform his functions as Vice-Chancellor or the Council may, from
28 time to time, assign to him.

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

30 5.-(1) There shall be for the University, a Registrar, who shall be the

1 Chief Administrative officer of the University and shall be responsible to the
2 Vice- Chancellor for the day-to-day administration of the University except as
3 regards matters for which the Bursar is responsible in accordance with
4 paragraph 6(2) below;

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

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

10 6.-(1) There shall be for the University, the following principal
11 officers in addition to the Registrar; that is:

12 (a) the Bursar; and

13 (b) the University Librarian.

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

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

21 (4) The Bursar and the University Librarian:

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

24 *Other officers of the University*

25 7. There shall be for the University, a Director of Works, who shall be
26 responsible to the Vice Chancellor for the administration of the Works
27 Department. He shall be responsible for all works, services and maintenance of
28 university facilities.

29 8. There shall be for the University, a Director of Health Services,
30 who shall be responsible to the Vice Chancellor for the administration of the

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13

This Bill seeks to provide legal framework to establish the Federal University of Environmental Sciences Ekiti East, Ekiti State, and a world class institution, to encourage the advancement of learning and to hold out to all persons the opportunity of acquiring Higher and Liberal Education in Environmental Sciences.

A BILL

FOR

AN ACT TO ESTABLISH THE REAL ESTATE REGULATORY AGENCY OF THE
FEDERAL CAPITAL TERRITORY TO PROVIDE GLOBALLY ACCEPTABLE
STANDARD OF SERVICE AND TRANSPARENT ADMINISTRATION OF THE
BUSINESS OF REAL ESTATE DEVELOPMENT, AND PRESCRIBED MINIMUM
STANDARDS FOR THE CONDUCT OF THE BUSINESS OF REAL ESTATE
DEVELOPMENT IN FCT AND FOR RELATED MATTERS, 2022

Sponsored by Hon. Blessing Onuh Onyeche

Co-Sponsors:

Hon. Nwokocha Darlington	Hon. Mzondu Benjamin Bern
Hon. Nkem-Abonta Uzoma	Hon. Ibrahim Kunle Olarewaju
Hon. Ibrahim Isiaka	Hon. Joseph Asuku Bello
Hon. Olarewaju Edun	Hon. Jaha Ahmadu Usman

[] Commencement

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

- 1 **1.** The objectives of this Bill are to:
- 2 (a) Contribute to developing the Real Estate Sector through
- 3 integrated set of regulatory and supervisory procedures that enhance the role
- 4 of this sector in the overall economic development of the Federal Capital
- 5 Territory;
- 6 (b) provide a safe and supportive environment for Real Estate
- 7 Development projects in the Federal Capital Territory;
- 8 (c) to protect the rights of Real Estate Developers, investors,
- 9 subscribers, and other stakeholders in the Federal Capital Territory;
- 10 (d) to ensure a code of conduct for Real Estate Developers that
- 11 would conform with the nation's building code, extant money laundering

Objective of
this Bill

	1	Prohibition Act, Economic and Financial Crimes Commission Act in force in
	2	Nigeria;
	3	(e) ensure and sustain the continuing growth of the real estate sector
	4	and related activities by encouraging local and foreign investors in the sector;
	5	(f) create an innovative and sustainable environment to promote
	6	Nigeria as a real estate investment destination in Africa and the world.
Application	7	2. This Bill applies to the Federal Capital Territory, of the Federal
	8	Republic of Nigeria.
Establishment of Real Estate Regulatory Agency of FCT (RERAF)	9	3. There is hereby established the Real Estate Regulatory Agency of
	10	Federal Capital Territory (in this Bill referred to as "the Agency").
	11	(1) The Agency:
	12	(a) Shall be a body corporate with perpetual succession and a
	13	common seal;
	14	(b) May sue or be sued in its corporate name;
	15	(c) may acquire, hold or dispose of any property, movable or
	16	immovable, for the purpose of performing its functions, and
	17	(d) shall be self- funding.
	18	(2) The Headquarters of the Agency shall be situated in Abuja in the
	19	Federal Capital Territory.
Functions of the Agency	20	4. The Agency shall:
	21	(a) provide and promote strategic collaborations with investors in the
	22	business of real estate development to provide suitable housing programme;
	23	(b) collaborate with relevant government and private institutions to
	24	bridge housing deficit in the Federal Capital Territory;
	25	(c) protect the interest and funds of investors and other stakeholders in
	26	the business of real estate development in Federal Capital Territory;
	27	(d) monitor and inspect the progress of registered real estate
	28	development projects to ensure compliance with this Bill and other relevant
	29	legislation in the business of real estate development in Nigeria;
	30	(e) maintain a register of all licensed real estate developers in the

- 1 Federal Capital Territory;
- 2 (f) create and update a unified central database of real estate
- 3 developers in the Federal Capital Territory;
- 4 (g) Organize continuing education programmes on best practices
- 5 in the business of real estate development in the Federal Capital Territory;
- 6 (h) Prescribe fees, fines, and charges to be paid under this Bill;
- 7 (i) Regulate and license Real Estate Activities and monitor the
- 8 companies conducting these activities to ensure their Compliance with the
- 9 legislation regulating the Real Estate sector;
- 10 (j) propose the regulations required for regulating the work of
- 11 companies Conducting Real Estate Activities;
- 12 (k) Issue guidelines required for regulating training and qualifying
- 13 the Staff of establishments authorized to conduct Real Estate Activities;
- 14 (l) Consider and investigate complaints filed against persons
- 15 Conducting Real Estate Activities in the relevant registers it maintains for
- 16 this purpose, and issue license for persons engaged in Real Estate Activities;
- 17 (m) Consider and investigate complaints filed against the persons
- 18 conducting Real Estate Activities, and take the necessary actions and
- 19 decisions in Respect thereof;
- 20 (n) Approve Real Estate Development Projects in the Federal
- 21 Capital Territory and issue the relevant resolutions and recommendations, in
- 22 accordance with the relevant applicable legislation;
- 23 (o) Develop and implement programmes and projects that promote
- 24 the role of Nigerians in the Real Estate Sector and encourage them to engage
- 25 in this Sector;
- 26 (p) Develop and implement informative and awareness-raising
- 27 programmes on the rights and obligations of the parties engaged in the Real
- 28 Estate Sector, in accordance with the Federal Capital Development
- 29 Authority;
- 30 (q) Develop and update policies and studies aimed at striking a

Establishment,
Composition of
the Members of
the Governing
Agency

1 balance between supply and demand in the Real Estate market, and submits the
2 same to the Director General for approval in preparation for final approval by
3 the Agency.

4 **5.** There is established for the Agency, a Governing Board (in this Bill
5 referred to as 'The Board'), which shall be responsible for the general
6 governance and oversight of the Agency which shall consist of:

7 (1) A Director-General who shall be appointed by the president on the
8 recommendation of the minister of the Federal Capital Territory and shall be
9 the Chief Accounting Officer of the Board, accountable to the Board and the
10 Minister;

11 (a) One representative of the Federal Capital Development Authority

12 (b) One representative of the Federal Ministry of Works and Housing;

13 (c) One representative of the Federal Housing Authority (FHA);

14 (d) One representative of Council for the Regulation of Engineering
15 Nigeria (COREN);

16 (e) One representative of Architects Registration Agency of Nigeria
17 (ARCON);

18 (f) One representative of Agency of Registered Builders of Nigeria
19 (CORBON);

20 (g) Estate Surveyors and Valuers Registration Agency of Nigeria
21 (ESVARBON);

22 (h) One representative of Quantities Surveyors Registration Agency
23 of Nigeria (OSRBON);

24 (i) One representative of Surveyors Agency of Nigeria (SURCON);

25 (j) One representative of Town Planners Registration Agency of
26 Nigeria (TORREC) Central Bank of Nigeria;

27 (k) One representative of Standards Organization of Nigeria;

28 (l) One representative of Federal Mortgage Bank of Nigeria;

29 (m) One representative of Nigerian Financial Intelligence Unit;

30 (n) One representative of National Insurance Commission;

1 (o) One representative of Assets Management Corporation of
2 Nigeria;

3 (p) One representative of Infrastructure Corporation of Nigeria.

4 (2) The Secretary of the Agency, who shall be appointed by the
5 Minister of the Federal Capital Territory:

6 (a) Members of the Board nominated under paragraphs (la-r) shall
7 not be below the grade level 15 or its equivalent;

8 (b) Members of the Board, except the Director General and the
9 Secretary shall be nominated based on the recommendations of the various
10 agencies or Professional Bodies which they represent;

11 (c) The Minister may give the Board directions of a general nature
12 or relating generally to particular matters but not to any individual persons
13 with regards to the exercise by the Board of its functions;

14 **6.** A person is qualified for appointment to the office of the
15 Director-General or nominated as a member of the Agency if the person:

Qualification of
the Director General
and Members of
the Agency

16 (a) Is a citizen of Nigeria;

17 (b) Has attained the age of 30 years;

18 (c) Possesses the requisite qualification of the interest which he
19 represents;

20 (d) Has not been adjudged to be mentally unfit;

21 (e) Has not been declared bankrupt; and

22 (f) Has not been convicted by any Court of competent jurisdiction.

23 (2) The Director-General shall preside at the meetings of the
24 Board, in the event of his/her absent, the secretary shall preside.

25 (3) The Director-General shall preside at the meetings of the
26 Board, in the event of his/her death, incapacity or inability to perform the
27 functions of his office for any reason, Clause 5.1 shall apply

28 **7.** Subject to the provisions of this Bill:

Tenure

29 (a) A person nominated as Director-General and Secretary of the

	1	Board shall hold for a term of four years and renewable for another term and no
	2	more;
	3	(b) Persons nominated under clause 5(1) shall continue to be
	4	members of the Board while they are in the service of the agencies they
	5	represent unless they are removed by their agencies.
Removal and Cessation	6	8.-(1) The Minister may, remove the Director-General of the Board
	7	from office on the recommendation of the Board, if the Minister is of the
	8	opinion that it is not in the interest of the Agency for the Director-General to
	9	continue in office.
	10	(2) The Minister shall not remove the Director-General under sub-
	11	clause (1)Unless the Director-General has been given the opportunity to make
	12	representations regarding the issues warranting his removal reported by the
	13	Agency.
	14	(3) Members of the Board except the Director-General and the
	15	Secretary are part-time members.
	16	(4) A member of the Board shall cease to be a member of the Board if
	17	he:
	18	(a) Resigns his membership by notice in writing to the Board;
	19	(b) Becomes of unsound mind or is incapable of discharging the
	20	Duties of his office;
	21	(c) Becomes bankrupt;
	22	(d) Is convicted of a felony or any offence involving dishonesty;
	23	(e) Is guilty of serious misconduct in relation to his duties; or
	24	(f) In case of a person possessed of professional qualifications, is
	25	disqualified or suspended from practicing his profession in any part of Nigeria
	26	by the order of a competent authority made with respect to him personally;
Powers of the Agency	27	9. For the purpose of this Bill, the Board shall have powers to:
	28	(a) Collaborate with the relevant government authority or agencies;
	29	(b) Make policies to maintain a conducive macro-economic
	30	environment to deepen housing financial market in Nigeria including

1 maintenance of low inflation, exchange rates;

2 (c) Collaborate with relevant government authorities to make
3 policies to deepen housing financial market and liberalize access to
4 financial market on a long-term basis for all categories of income;

5 (d) Collaborate with competent authority, relevant government
6 agencies and professionals in all sectors of the Built Industry to ensure that
7 locally produced building materials are available in adequate quantity;

8 (e) Make policies and engage in partnership to develop
9 infrastructure to encourage resurgence of the artisan class in the business of
10 real estate development and built industry;

11 (f) Make rules, regulations and guidance to develop the business of
12 real estate development market;

13 (g) Make staff regulations for all staff of the Agency and provide
14 pension, gratuities, allowances and welfare schemes for the staff;

15 (h) Make standard operating procedure and code of conduct for the
16 business of real estate development in Nigeria;

17 (i) Establish such offices, departments, units and branches of the
18 Agency in the FCT as may be required for the proper administration and
19 operation of the Agency;

20 (j) Impose penalty or interest with regard to contravention of
21 obligations upon developers and allottees under this Bill or rules and
22 regulations made pursuant to this Bill;

23 (k) Issue guidelines for the purpose of this Bill;

24 (l) Subject to the provisions of this Bill, regulate its own procedure;

25 and

26 FINANCIAL PROVISIONS

27 **10.-(1)** There is established a fund for the Agency (in this Bill Fund of the
28 referred to as 'the Fund'). Agency

29 (2) The Agency shall maintain, manage and control the fund into
30 Which shall be paid:

- 1 (a) licensing fees;
- 2 (b) Such money as the Minister may, out of the money provided by the
3 Federal Government, allocate to the Agency by way of subvention, loan, grant
4 or otherwise;
- 5 (c) All donations and grants received from both local and
6 international organizations;
- 7 (d) fees, penalties, charges, administrative costs of proceedings, and
8 other monies payable to the commission in pursuance of this Bill
- 9 (e) All monies received by the commission as gifts endowments,
10 loans, contributions, deposition or denotations; and
- 11 (f) All other monies and assets which may accrue to the fund from
12 time to time.
- 13 (3) The fund shall be managed in accordance with the rules And
14 regulations made by the Board and without prejudice to the generality of the
15 power to make rules under the sub-clauses, the rules shall in particular contain
16 provisions:
- 17 (a) Specifying the manner in which the assets of the fund are to be held
18 and regulating the making payments into and out of the fund; and
- 19 (b) Requiring the keeping of proper accounts and records for the
20 purpose of the fund in such form as may be specified in the rules.
- 21 (4) There shall be paid out of the fund:
- 22 (a) Expenditure incurred by the Agency in the performance of its
23 functions under the Bill;
- 24 (b) Re-imbursement for members of the Board or any Committee set
25 up by the Board for expenses that may be authorized by the Board in
26 accordance with the rate approved by the Board including reasonable
27 travelling and subsistence allowances in respect of times spent by members of
28 the Board on duties of the Board as the Board may determine;
- 29 (c) Salaries, fees, remuneration, allowances, pension, gratuities and

1 other money to which the Director-General and other staff of the Agency are
2 entitled; and

3 (d) Costs for the maintenance of property acquired by or vested in
4 the Agency.

5 (5) Subject to guidelines issued by the Agency, the Agency may
6 invest its funds and assets in any bond, bill or security issued or guaranteed
7 by the Federal Government or the Central Bank of Nigeria.

8 **11.**-(1) The Agency shall pay its funds into an account in a Bank Account
9 reputable bank(s) approved by the Agency.

10 (2) An instrument for withdrawal of money from the account under
11 sub-clause (1) shall not be valid unless it is authenticated by the signatures of
12 the Director-General and the Secretary or signatures of other members of
13 staff of the Agency as may be approved by the Agency.

14 **12.** The Agency may, subject to the terms and conditions as the Power to borrow
15 Agency may approve, borrow money for the purposes of the Agency.

16 **13.** The Agency may, subject to the terms and conditions as the Power to invest
17 Agency may approve, invest any part of its funds in a security and may, at
18 any time, dispose of such security.

19 **14.**-(1) The Agency shall prepare and inform the Minister not later Estimate, report,
20 than 31st October of the year in which this Bill comes into effect, extend the account and audit
21 period an in each subsequent year, an estimate of its expenditure and income
22 during the next succeeding financial year.

23 (2) The Agency shall keep proper accounts in respect of each
24 financial Year and proper records in relation to those accounts, and shall
25 cause the accounts to be audited after the end of each financial year to which
26 The accounts relate, by a firm of auditors appointed for that year from List,
27 and in accordance with guidelines, supplied by the Auditor-General for the
28 Federation.

29 (3) The Agency shall prepare and inform the Minister of the
30 Federal Capital Territory not later than 12 months after its establishment and

1 Once in each year thereafter, a report on the activities of the Agency during the
2 preceding financial year and shall include in the Report, a copy of the audited
3 accounts of the Agency for that year and of the auditor's report on the accounts.

4 LICENSING OF DEVELOPERS

Licensing of
developers

5 **15.**-(1) The Agency shall license developers engaged in the business
6 of real estate development in Nigeria from the commencement of this Bill upon
7 satisfaction that the developer.

8 (2) any application for registration must be lodged in the prescribed
9 manner and in accordance with the guidelines published by the Agency;

10 (3) the Agency shall in the guidelines, specify the:

11 (a) manner of service in respect of which applications are invited;

12 (b) form in which applications may be submitted including any fee
13 payable on submission of an application;

14 (c) kind in which the service must be provided;

15 (d) department where and times when any application form or
16 relevant document may be obtained from the Agency; and

17 (e) time frame to submit such applications to the Agency.

18 (4) the Agency may require an applicant for license to submit to the
19 Agency within the period specified by it and at the Applicant's expenses, such
20 information as may be necessary to consider the application

Documentation
for licensing of
Developers

21 **16.**-(1) A developer applying for license under this Bill shall provide
22 the Agency with the following documents:

23 (a) a brief detail of the company including the name, registered
24 address and type of business;

25 (b) A brief detail of real estate projects executed by the developer in
26 the past three (3) years including current status of the projects; provided that the
27 new entrance would be licensed upon such requirements as agency may deem
28 fit to make in the circumstances;

29 (c) A certified true copy of the approvals from the competent authority
30 obtained in accordance with the laws as may be applicable for the real estate

1 project mentioned in the application, and where the project is proposed to be
2 developed in phases, a certified copy of the approvals from the competent
3 authority for each of such phases;

4 (d) The layout plan and specifications of the proposed project or
5 the phase thereof, and the whole project as approved by the competent
6 authority;

7 (e) The location details of the project with clear demarcation of
8 land dedicated for the project along with its boundaries including the
9 latitude and longitude of the end points of the project;

10 (f) A declaration, supported by an affidavit, which shall be signed
11 by the developer or any person authorized by the developer, stating:

12 (i) that he has a legal/or equitable title to the land on which the
13 development is proposed along with legally valid documents with
14 authentication of such title, if such land is owned by another person.

15 (ii) that the land is free from all encumbrances, or as the case may
16 be, details of the encumbrances on such land including any rights, title,
17 interest or name of any party in or over such land along with details.

18 **17.-(1)** The developer shall:

Duties of the
Developer

19 (a) Register each project with the Agency;

20 (b) Be responsible for projects registered pursuant to this Bill,
21 provided that the responsibility of the developer, with respect to the
22 structural defect or any other defect for such periods is as specified in the
23 agreement between the parties;

24 (c) Transfer legal title to all allottees according to the terms of
25 contract.

26 (2) The developer, upon entering into an agreement of sale with an
27 Allottee shall:

28 (a) Make available to the allottee, information, regarding the site
29 and layout plans along with specifications, approved by the competent
30 authority, by display at the site or such other places as may be specified by

1 the regulations made by the Agency;

2 (b) Obtain a certificate of occupancy or title to land from relevant
3 competent authority in compliance with existing laws regulating land
4 transactions where the site is situate and make it available to the allottees
5 individually or, in the prescribed form;

6 (c) Provide and maintain essential services, as may be specified in the
7 service level agreements, on reasonable charges; and

8 (d) The developer shall prepare and maintain all such other details as
9 may be specified, by regulations made by the Agency.

10 (3) From the commencement of this Bill, a developer shall not book,
11 sell or offer for sale, or invite persons to purchase in any manner any plot,
12 apartment or building, in any real estate project, or part of it, in any planning
13 area, unless the developer has registered the real estate project with the Agency.

14 Provided however that such registration shall not be required:

15 (a) Where the developer has received all requisite approvals and the
16 commencement certificate for the development of the real estate project before
17 the commencement of this Bill;

Extension of
registration/
licensing

18 **18.** The Agency may extend the period for registration of real estate
19 project or licensing for a developer under this Bill, on an application made by
20 the developer, under such conditions as may be prescribed and, in such form,
21 and on payment of fees as may be specified by the regulations made by the
22 Agency:

23 Provided that no application for extension of registration shall be
24 rejected unless the applicant has been given an opportunity of being heard in
25 the matter.

26 (1) The Agency may, on receipt of a complaint on its behalf or on the
27 recommendation of the competent authority, revoke the license issued to a
28 registered developer, if it is satisfied that the developer:

29 (a) Made willful default in doing anything required of him under this
30 Bill or the rules or the regulations made hereunder;

1 (b) Violated any of the terms or conditions of the approval given by
2 the competent authority; or

3 (c) Is involved in any kind of unfair practice or irregularities.

4 (2) For purposes of this clause, the term 'unfair practice' means a
5 practice a practice which, for the purpose of promoting the sale or
6 development of any real estate project adopts any unfair method or unfair
7 deceptive practice including the practice of making any statement, whether
8 orally or written or by visible representation which:

9 (a) Falsely represents that the services are of a particular standard
10 or grade;

11 (b) Represents that the develop has approval or affiliation which
12 the developer does not have;

13 (c) Makes a false or misleading representation concerning the
14 services, or

15 (d) The developer permits the publication of any advertisement or
16 prospectus whether in any newspaper or otherwise of services that are not
17 intended to be offered.

18 (3) The license issued to the developer under this Bill shall not be
19 revoked unless the Agency has given to the developer at least 30 days notice,
20 in writing, stating the grounds on which it is proposed to revoke the license,
21 and has considered any cause shown by the developer within the period of
22 that notice against the proposed revocation.

23 (4) The Agency may, instead of revoking the license under sub-
24 clause (1) permit it to remain valid subject to further terms and conditions as
25 it deems fit to impose in the interest of the allottees, and the terms and
26 conditions so imposed shall be binding upon the developer.

27 (5) Upon the revocation of the license, the Agency:

28 (a) May recommend to the competent authority to facilitate the
29 balance of the development works to be carried out;

30 (b) May, to protect the interest of prospective buyers or in the

	1	public interest, issue such directions as it may deem necessary.
Registration	2	19. -(1) On receipt of the application for registration, the Agency shall
	3	within 14 days:
	4	(a) Issue a license subject to the provisions of this Bill and the rules
	5	regulations made under this Bill;
	6	(b) Reject the application based on reasons recorded in writing, if the
	7	application does not meet the requirement under this Bill or the rules or
	8	regulations made under this Bill.
	9	(2) If the Agency fails to register an applicant and issue a license or
	10	Rejects an application, as provided under sub-clause (1), the project shall be
	11	deemed to have been registered.
	12	(3) The registration granted under this clause shall be valid for a
	13	period declared in the agreement between the parties.
Compensation of false statement	14	20. Where any person makes an advance or deposit on the basis of the
	15	information contained in the advertisement or prospectus and Sustains any loss
	16	or damage by reason of any incorrect, false statement included therein, he shall
	17	be compensated by the developer in the manner as provided under this Bill.
Compensation	18	21. Where the developer fails to complete or is unable to give
	19	possession of an apartment, plot or building in accordance with the terms of the
	20	agreement or, as the case may be, duly completed by the date specified therein
	21	or any further date agreed by the parties, the allottee shall be entitled to
	22	compensation as per the governing agreement between the parties.
Projects to comply with plans and Structural design	23	22. -(1) The proposed project shall be developed and completed by a
	24	developer in accordance with the architectural, engineering and services
	25	design and specifications as approved by the competent authorities.
	26	(2) Where any major structural defect in the project is brought to the
	27	notice of a developer within one year, including the rainy season, by the allottee
	28	from the date of handing over possession, the developer shall rectify the defects
	29	without further charge, within reasonable time.
	30	(3) Where the developer fails to rectify the defects in 60 days, the

(4) The recommendation of the Disciplinary Committee, if confirmed by the Board shall be final.

Establishment
Disciplinary
Committee

1 (5) A developer that is not satisfied with the decision of the Agency
2 may appeal against the decision in the High Court.

3 MISCELLANEOUS

Prior written
agreement required
before collecting

4 **25.-(1)** A developer shall not accept any sum as the cost of the
5 apartment, plot, or building, as the case may be, as an advance payment or an
6 application fee, from a person without first entering into a written agreement
7 for sale/lease with the person.

8 (2) The agreement under sub clause (1) shall:

9 (a) be in such form as may be prescribed;

10 (b) Specify the particulars of development of the project including the
11 construction of building and apartments, along with specifications and external
12 development works;

13 (c) specify the dates and the manner by which payments towards the
14 cost of the apartment, plot, or building as the case may be, are to be made by the
15 allottees;

16 (d) Specify and the likely date on which the possession of the
17 apartment, plot, or building is to be hand over; and

18 (e) Specify such other particulars, as me be prescribed.

Capacity
Development

19 **26.-(1)** The Agency shall collaborate with Developers and relevant
20 Professionals in the built industry and other related professionals to conduct
21 continuous capacity development training programs for developers in Nigeria.

22 (2) The continuous capacity development training programmes shall
23 include training on:

24 (a) Project finance,

25 (b) Project management,

26 (c) Land acquisition,

27 (d) Pre-construction, construction and post-construction dynamics in
28 construction,

29 (e) loan packaging,

30 (f) off-taker profiling,

1 (g) Understanding of loan cycle, bank loan matrix,
2 (h) Building design, and
3 (i) Anti-money laundering and counter-terrorism financing
4 (AM/CFT) compliance that are consistent with requisite knowledge for
5 acceptable standard practice in the built industry.

6 (3) The Agency shall issue the necessary certification in respect of
7 the capacity development programmes.

8 **27.**-(1) The Agency shall have power to impose fines or interest in Power to impose
9 regard to any contravention of obligations cast upon a developer, under this fines
10 Bill or the rules and regulations made hereunder or the rules and regulations
11 made hereunder.

12 (2) The Agency shall be guided by the principles of natural justice
13 and the jurisdiction of court.

14 (3) If a developer fails to pay any interest, fine or compensation
15 imposed on him under this Bill, it shall be recordable from such developer,
16 in such manner as may be prescribed by the Agency.

17 **28.**-(1) A suit shall not commence against the Agency before the Legal proceedings
18 expiration of a Period of one month, after written notice of intention to and service of
19 commence the suit has been served on the Agency by the intended plaintiff documents
20 or his agent.

21 (2) A written notice of intention to commence the suit shall be
22 served on the Agency by the intending plaintiff or his agent and the notice
23 shall explicitly state the:

- 24 (a) Cause of action;
25 (b) Particulars claim;
26 (c) Name and place of abode of the intending plaintiff; and
27 (d) Relief which it claims.

28 (3) Service on the Agency of the notice under this clause, summons
29 or other documents required or authorized to be served on the Agency under
30 the provisions of this Bill, may, except where there is express provisions to

1 the contrary be served by:

2 (a) Delivering same to the Director-General, Secretary or any other
3 senior officer of the Agency; or

4 (b) Sending it by registered post addressed to the Director-General of
5 the Agency at the headquarters of the Agency, provided that the Court may with
6 regard to any particular suit or document', order service to be effected in
7 accordance with the terms of such Order.

8 (4) for the purpose of this clause, "suit" means a civil proceeding
9 Commenced by writ of summons or an action in the manner as may be
10 prescribed by rules of court.

Power of the
Agency to make
rules

11 **29.-(1)** Without prejudice to the provisions of this Bill, the Board shall
12 make rules for carrying out the provisions of this Bill.

13 (2) The Board shall make rules in particular to provide for:

14 (a) information and documents for application to Agency for
15 registration;

16 (b) Conditions under which registration of a developer may be
17 renewed;

18 (c) The form and manner of making an application and fee and
19 documents to be accompanied with such application;

20 (d) The period, manner and conditions under which the registration is
21 to be granted;

22 (e) The validity of the period of registration and the manner for
23 renewal of fees;

24 (f) Maintenance and preservation of books of account, records and
25 documents;

26 (g) The rate of interest payable;

27 (h) The form and particulars of agreement to be made by a developer;

28 (i) The salaries and allowances payable to, and the other terms and
29 conditions of service of, the Director-General and other members of the
30 Agency;

1 (j) The administrative powers of the Director-General;
 2 (k) Salaries and allowances payable to, and the other terms and
 3 conditions of service of, the officers and other employees of the Agency;
 4 (l) Details to be published and maintained on the website;
 5 (m) Additional functions which may be performed by the Board;
 6 (n) The manner of recovery of interest, penalty and compensation;
 7 and
 8 (o) Such other decisions as may be deemed appropriate to make
 9 under this Bill.

10 (3) The Agency may collaborate with the relevant government
 11 authority in the exercise of its powers under this clause.

12 **30.** The Board shall regulate its proceedings regarding meetings Power to regulate
 13 and the performance of its functions by regulations made under this Bill. its proceedings

14 **31.**-(1) If a developer commits a financial crime in relation to the Offences and
 15 Agency under this Bill, the investor shall be liable to the penalties prescribed penalties
 16 under the Act of the National Assembly or Law regulating financial crimes
 17 in Nigeria.

18 (2) If an investor commits a financial crime in relation to the duties
 19 of an Investor under the Bill, the investor shall be liable to the penalties
 20 prescribed under the Act of the National Assembly or Law regulating
 21 financial crime in Nigeria.

22 (3) A developer who knowingly gives false information to the
 23 Agency commits an offence and is liable on conviction to a fine of Five
 24 Million Naira (N5,000,000.00).

25 (4) A developer who willfully fails to comply with any order or
 26 direction of the Agency under this Bill may have his license revoked
 27 temporarily or permanently as the Agency determines.

28 (5) A developer who deals in the business of real estate
 29 development in Nigeria that:

30 (a) Fails to register and be licensed in accordance with the

1 provisions of this Bill commits an offence and is liable on conviction to a fine
2 of not less than Five Million Naira (N5,000,000.00) to be garnished from the
3 Developer's Bank Account(s) by application to the High Court;

4 (b) Contravenes or fails to comply with any other provisions of this
5 Bill commits an offence and shall be liable on conviction to:

6 (i) The revocation of its license or fine of not; less than One Million
7 Naira (N1,000,000.00) and with a penalty of not less than
8 Twenty Thousand Naira(N20,000.00 for each day of non-compliance in the
9 case of a registered Corporate body; and

10 (ii) Fine of not less than One Million naira (N1,000,000) and with a
11 penalty of not less than Twenty Thousand Naira(N20,000.00) for each day of
12 non-compliance of an unregistered corporate body;

13 (iii) A developer who offers who receives money for the sale of a
14 property over which he has received similar sums of money having offered the
15 same to another for purchase commits an offense under this Bill and other
16 national laws and shall be liable to pay a fine of not less than Five Million Naira
17 (N5,000,000) upon conviction by the appropriate law;

18 (iv) Any other person who acts himself as a builder, real estate
19 developer or by any other name or claims to be acting as the holder of attorney
20 from the owner of the land on which the building or apartment is constructed or
21 estate is developed for sale/lease.

Jurisdiction

22 **32.**-(1) The High Court of the Federal Capital Territory shall have
23 jurisdiction to try the offences under this Bill

24 (2) Where any of the provisions of this Bill or its application to any
25 person or circumstances is held invalid in any court having jurisdiction, the
26 invalidity will not affect other provisions or applications of this Bill that can be
27 given effect without the invalid provisions or application.

Interpretation

28 **33.**-(1) In this Bill A developer includes:

29 (a) A corporate body or person that constructs or causes to be
30 constructed an independent building or a building consisting of

1 apartments/houses or converts an existing building or a part thereof into
2 apartments/houses, for the purpose of selling all or some of the
3 apartments/house into other persons and includes his assignees and also
4 includes a buyer who purchases in bulk for resale; or

5 (b) A corporate body or person that developed a real estate for the
6 purpose of selling to other persons all or some of the plots, whether with or
7 without structures thereon; or

8 (c) Any development authority or any other public body who
9 partners with a developer in respect of;

10 (i) Building or apartments as the case may be constructed by such
11 authority or body on lands owned by them or placed at their disposal by the
12 government;

13 (ii) Plots owned by such authority or body or placed at their
14 disposal by the Government, for the purpose of selling and leasing all or
15 some of the Apartments or plots;

16 (iii) Any co-operative housing finance society and a primary co-
17 operative housing society which constructs apartments or buildings for its
18 members or in respect of the allottees of such apartments or buildings;

19 (iv) Such other person who constructs any building or apartment
20 for sale/lease to the general public.

21 (2) For the purpose of this clause:

22 (a) If a corporate body the person constructs or converts a building
23 into Apartments or develops a real estate for sale is different from the
24 corporate Body that sells/leases apartments or plots both shall be deemed to
25 be the developer;

26 (b) A person who engages in the business of real estate
27 development in Nigeria shall be construed as a developer;

28 "advertisement" means any documents described or issued as advertisement
29 through any form of media and includes an notice, circular or other
30 documents offering for sale/lease or rent of a plot, building or apartment or

1 inviting persons to purchase/lease in any manner such plot, building or
2 apartment or to make advances or deposits for such purpose;

3 "allottee" in relation to a real estate project, means the person to whom a plot,
4 apartment or building, as the case may be, has been allotted, sold or otherwise
5 transferred by the developer, and includes the person who subsequently
6 acquires the said allotment through sale, transfer or otherwise, but does not
7 include a person to whom such plot, apartment or building, as the case may be,
8 is given on rent;

9 "appropriate government authority" means the relevant government agency
10 charged with the responsibility for matters relating to land under the control of
11 the:

12 (a) Federal Government;

13 (b) Minister of the Federal Capital Territory; or

14 (c) Area Council;

15 "building" includes any structure or erection or part of a structure or erection
16 which is intended to be used for residential, commercial, industrial, agriculture
17 or other related purposes;

18 "business of real estate development in Nigeria" includes all activities in the
19 real estate sector contemplated within objective of this Bill.;

20 "carpet area" means the net usable floor area of an apartment, excluding the
21 area covered by the walls.

22 "company" means a company incorporated and registered under the
23 Companies and Allied Matters Act now in force, and includes;

24 (a) A corporation established by an Act of the National Assembly;

25 (b) A development authority or any public authority established by the
26 government in its behalf under any law for the time being in force;

27 "competent authority" means any authority created under any law made by the
28 appropriate Government authority which has jurisdiction over land in the
29 Federal Capital Territory and has power to give permission for development of
30 such immovable property;

1 "Agency" means the Real Estate Regulatory Agency under this Bill;

2 "common areas" mean:

3 (a) The part of the site or plot not occupied by buildings;

4 (b) The stair case, lifts, staircase and lift lobbies, fire escapes and
5 common entrances and exits of buildings;

6 (c) The common basements, parks, play areas, parking areas and
7 common storage spaces;

8 (d) The premises for the lodging of persons employed for the
9 management of the property including accommodation for watch and ward
10 staff;

11 (e) Installations of central services such as electricity, gas, water
12 and sanitation, air-conditioning, etc.

13 (f) The water tanks, pumps, motor, fans, compressor, ducts and all
14 apparatus connected with installations for common use;

15 (g) Community and commercial facilities as may be provided;

16 (h) All other portion of the property necessary or convenient for it
17 maintenance, safety, etc., and in common use.

18 "development" means carrying out the development of immovable property,
19 engineering or other operations in, on, over or under the land or the making
20 or any material change in any immovable property or land and includes re-
21 development;

22 "development works" means the external development works and internal
23 development works on immovable property.

24 "estimated cost of real estate project" means the total cost involved in
25 developing the real estate project and includes the last cost;

26 "external development works" includes roads and road systems,
27 landscaping, water supply, sewerage and drainage systems, electricity
28 supply transformer, sub-station of any other work which may have to be
29 executed in the periphery of, or outside, an estate/development for its

1 benefit, as may be specified under the rules or bye-laws of the competent
2 authority;

3 "High Court" means the High Court of the Federal Capital Territory;

4 "immovable property" includes land, buildings, rights of ways, lights or any
5 other benefit arising out of land and things attached to the earth or permanently
6 fastened to anything which is attached to the earth, but not standing timber or
7 trees, standing crops or grass;

8 "interest" means the rates of interest payable by the developer or allottee, as the
9 case may be;

10 "internal development works" means roads, footpaths, water supply, sewers,
11 drains, parks, tree planting, street lighting, provision for community buildings
12 and for treatment and disposal of sewage and silage water, social infrastructure
13 such as educational, health and other public amenities or any other work in an
14 estate necessary for its proper development;

15 "local council authority" means any area council of the Federal Capital
16 Territory or related committee set up by the Federal Capital Development
17 Authority in respect of areas under its jurisdiction.

18 "member" means the member of the Governing Board established under the
19 Bill.

20 "Minister" means the Minister charged with the administration of the Federal
21 Capital Territory and responsibility for Housing as the case may be under this
22 Bill.

23 "notification" means a notification published in the official Gazette and the
24 expression "notify" shall be construed accordingly.

25 "person" includes:

- 26 (a) Individual;
- 27 (b) A Nigerian family;
- 28 (c) a company;
- 29 (d) a firm;
- 30 (e) a competent authority;

1 (f) an association of persons or a body of individuals whether
2 corporate or not;

3 (g) co-operative society registered under any law relating to co-
4 operative societies;

5 (h) any such other entity as the appropriate Government authority
6 may, by notification specify in this behalf.

7 "planning Area" means planning area, a development area, a local planning
8 area, or a regional development plan area, by whatsoever name called, or
9 any other area specified as such by the appropriate Government authority or
10 any competent authority and includes any area designated by the
11 appropriate Government authority or the competent authority to be a
12 planning area for future planned development, under the law relating to
13 Town Planning for the time being in force;

14 "premises" whether called dwelling unit, flat; apartment, suit, tenement,
15 unit or by any other name, means a separate and self-contained part of any
16 immovable property located on one or more floors or any part thereof, in a
17 building or on a plot of land, used or intended to be used for residential
18 purposes, or for any other type of independent use ancillary to the purpose
19 specified and includes any covered garage, whether or not adjacent to the
20 building in which such apartment is located which has been provided by the
21 developer for the use of the allottee for parking any vehicle, or as the case
22 may be, for the residence of any domestic help employed in such apartment;

23 "prescribed" means prescribed by rules and regulations made under this
24 Bill;

25 "professional in the Built Industry" are persons who are qualified and
26 licensed and are involved in the design, construction and other aspects of
27 housing and real estate construction, and has registered with their
28 professional and regulatory bodies under the law establishing them and
29 includes architect, land surveyor, engineers, estate surveyor and valuer,
30 town planner, builder and quantity surveyor;

1 "project" means the real estate project under this Bill;

2 "prospectus" means any document described or issued as a prospectus or any
3 notice, circular, leaflet, flyer or other document offering for sale of any real
4 estate project or inviting any person to make advances or deposits for such
5 purposes;

6 "real estate project" means the development of a building or a building
7 consisting of apartments, or converting an existing building or part thereof
8 into apartments, or the development of an estate into plots or apartments, as the
9 case may be, for the purpose of selling/leasing all or some of the said
10 apartments -or plots or building and includes the development work thereof;

11 "regulations" means the regulations made by the Agency under this Bill.

12 "AML/CFT" means Anti-money laundering and counter-terrorism financing.

Citation

13 **34.** This Bill may be cited as the Real Estate (Regulations,
14 Development and Other Purposes) Bill, 2022.

SCHEDULES

FIRST SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD

Proceedings of the Board

Subject to the provisions of the Bill, the Board may, make rules to regulate its proceedings or the proceeding of its committees.

Committees

(1) The Board may set up one or more committees on ad-hoc or permanent basis as are necessary for the performance of the functions under this Bill.

(2) A decision of a committee set up by the Board shall have no effect until it is confirmed by the Board.

Department

The Board may set up such departments as necessary for the smooth administration of the Agency subject to the approval of the Agency.

Miscellaneous

(1) The affixing of the seal of the Agency shall be authenticated by the signature of the Director-General or another member of the Board authorized generally or specifically by the Board to act for that purpose.

(2) A contract or instrument, which if made or executed by a person not being a body corporate would not be required to be made under seal, may be made or executed on behalf of the Agency, as the case may be by any person generally or specifically authorized to act for the purpose by the Board.

Proceedings

The Validity of any proceedings of the Board or Committee shall not be affected by:

(a) any vacancy in the membership of the Board or Committee; or

(b) any defect in the department of a member of the Board or Committee; or

Committee; or

1 (c) reasons that a person not entitled to do so took part in the
2 proceedings.

3 *Disclosure of Interest*

4 A member of the Board and any person holding office on a Committee of the
5 Agency who has a personal interest in any contract or arrangement entered into
6 or on behalf of the Agency or Committee shall disclose his interest to the
7 Director-General of the Agency and shall not vote on any question relating to
8 that contract or arrangement in which he/she has interest.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Real Estate Regulatory Agency of Nigeria to provide efficient, effective and transparent administration of the business of Real Estate Development, and prescribe minimum standards for the conduct of the business of real estate development in Nigeria.

A BILL

FOR

AN ACT TO ESTABLISH FEDERAL MEDICAL CENTRE, ISA AND FOR
RELATED MATTERS, 2022

Sponsored by Hon. Mohammed Sa'idu Bargaja

[] Commencement

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

1 PART I - ESTABLISHMENT OF FEDERAL MEDICAL CENTER ISA

2 **1.-(1)** There is established Federal Medical Centre, Isa (in this Bill
3 referred to as "the Center"). Establishment
of Federal Medical
Centre, Isa

4 (2) The centre:

5 (a) shall be a body corporate;

6 (b) may sue and be sued in its corporate name;

7 (c) shall have perpetual succession and a common seal;

8 (d) may hold and dispose movable and immovable property

9 subject to approval of the Governing Board established under Clause 20f

10 this Bill.

11 **2.** There is established for the Center a Management Board (in this
12 Bill referred to as "Board") which shall be constituted and have the functions
13 and powers set out in this Bill. Establishment
of the Management
Board for the Centre

14 **3.-(1)** The Board shall consist of:

15 (a) a chairman;

16 (b) the Chief Medical Director of the Medical Center;

17 (c) the Head of Clinical Services;

18 (d) the Director of Administration; who shall be the Secretary of

19 the Board

20 (e) three persons nominated by the Minister to represent a wide

21 variety of community interests in health matters;

Membership of
the Board

	1	(f) one representative from the Federal Ministry of Health:
	2	(i) medical profession not being a person who is a member of the
	3	Centre concerned;
	4	(ii) allied health professionals; not being a staff of the FMC
	5	concerned; and
	6	(iii) the ministry of health of the state in which the Centre is
	7	established. .
	8	(2) The chairman and members of the Board, other than ex- officio
	9	members, shall be:
	10	(a) appointed by the President; and
	11	(b) persons of proven integrity and ability.
Schedule	12	(3) The supplementary provisions set out in the First Schedule to this
	13	Bill shall have effect with respect to the proceedings of the Board and the other
	14	matters contained therein.
Tenure of office	15	4.-(1) Subject to the provisions of clause 5 of this Bill, a member of
	16	the Board, other than ex-officio members, shall each hold office:
	17	(a) for a term of fours (4) years and may be reappointed for another
	18	term and no more; and
	19	(b) on such terms and conditions as may be specified in his letter of
	20	appointment.
Cessation of Membership	21	5.-(1) Notwithstanding the provisions of clause 4 of this Bill a person
	22	shall cease to hold office as a member of the Board if:
	23	(a) he becomes bankrupt, suspends payment principal loan with his
	24	creditors;
	25	(b) he is convicted of a felony or any offence involving dishonesty or
	26	fraud;
	27	(c) he becomes of unsound mind or is incapable of carrying out his
	28	duties;
	29	(d) he is guilty of a serious misconduct in relation to his duties;
	30	(e) in the case of a person possessed of professional qualifications, he

1 is disqualified or suspended, other than at his own request, from practicing
2 his profession in any part of the world by an order of a competent authority
3 made in respect of that member; and

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

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

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

12 6. There shall be paid to every member of the Board such
13 allowances as may be determined by appropriate authority.

Allowances of
Members

14 PART II - FUNCTIONS OF THE CENTRE AND POWERS

15 OF THE BOARD, ETC.

16 7.-(1) The Centre shall:

Functions of the
Centre

17 (a) equip, maintain and operate the Medical Centre so as to provide
18 facilities for diagnosis, curative, promotive and rehabilitative services in
19 medical treatment;

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

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

28 (d) ensure standards of treatment and care provided for patients at
29 the Centre in accordance with acceptable professional ethics and practice;

30 (e) perform such other functions as may be directed by the Board or

	1	any appropriate authority.
Powers of the Board	2	8.-(1) The Board shall have power to:
	3	(a) provide the general policies and guidelines relating to major
	4	expansion programmes of the Medical Center;
	5	(b) manage and superintend the affairs of the Medical Center;
	6	(c) subject to the provisions of this Bill, make, alter and revoke rules
	7	and regulations for carrying on the functions of the Medical Center;
	8	(d) do such other things which in the opinion of the Board are
	9	necessary to ensure the efficient performance of the functions of the Medical
	10	Center.
	11	PART III - STAFF OF THE MEDICAL CENTER
Medical Director of the Centre	12	9.-(1) There shall be for the Medical Center a Chief Medical Director
	13	who shall be appointed by the President on the recommendation of Minister of
	14	Health on such terms and conditions as may be specified in his letter of
	15	appointment or as may be determined by the appropriate authority.
	16	(2) The Chief Medical Director shall:
	17	(a) be the Chief Medical Director and accounting officer of the
	18	Medical Center;
	19	(b) be responsible to the Board. for the day-to-day administration of
	20	the Medical Center;
	21	(c) be appointed for a term of four years in the first instance and may
	22	be reappointed for a further term of four years and no more;
	23	(d) be a person who is a medical practitioner and shall have been so
	24	qualified for a period of not less than 15 years;
	25	(e) have considerable cognate experience in matters of health;
	26	(f) hold a post-graduate fellowship of the National Post- Graduate
	27	Medical College of Nigeria or its equivalent.
Appointment of Head of Clinical Services, Director of Administration and Recruitment of other Staff of the Centre	28	10.-(1) The Board shall appoint for the Medical Center:
	29	(a) a Head of Clinical Services;
	30	(b) a Director of Administration, who shall:

1 (i) be responsible to the Chief Medical Director for the effective
2 functioning of all the administrative divisions of the Medical Center;

3 (ii) conduct the correspondence of the Board and keep the records
4 of the Medical Center; and

5 (iii) perform such other functions as the Board or the Chief Medical
6 Director, as the case may be, may, from time to time, assign to him.

7 (2) The Head of Clinical Services appointed under paragraphs (a)
8 sub clause (1) of this clause shall be responsible to the Chief Medical
9 Director for the effective running of the clinical services and training.

10 (3) The Board shall appoint for the Medical Center such number of
11 employees as may in the opinion of the Board be expedient and necessary
12 for the proper and efficient performance of the functions of the Medical
13 Center.

14 (4) Notwithstanding the provisions of sub-clause (1) and (2) of this
15 clause the Board shall have power to appoint for the Medical Center either
16 directly or on secondment from any public service in the Federation, such
17 number of employees as may, in the opinion of the Board, be required to
18 assist the Medical Center in the discharge of any of its functions under this
19 Bill.

20 (5) Nothing in sub-clause (4) of this clause shall preclude the Board
21 from appointing persons from outside the public service of the Federation or
22 of the State whenever it deems it necessary so to do.

23 (6) The terms and conditions of service (including remuneration,
24 allowances, benefits and pensions) of the employees of the Medical Center
25 shall be as determined by the National Salaries Income and Wages
26 Commission.

27 **11.-(1)** Service in the Medical Center shall be approved service for
28 the purposes of the Pensions Reforms Act.

Service in the
Centre to be
Pensionable

29 (2) The officers and other persons employed in the Medical Center
30 shall be entitled to pensions, gratuities and other retirement benefits as are

1 enjoyed by persons holding equivalent grades in the civil service of the
2 Federation.

3 (3) Nothing in sub-clause (1) and (2) of this clause shall prevent the
4 appointment of a person to any office on terms which preclude the grant of
5 pension and gratuity in respect of that office.

6 PART IV - FINANCIAL PROVISIONS

Funds of the
Centre

7 **12.**-(1) There shall be established and maintained for the Medical
8 Center a fund into which shall be paid and credited:

9 (a) all subventions and budgetary allocation from' the Government of
10 the Federation;

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

13 (c) all sums accruing to the Medical Center by way of gifts,
14 endowments, bequests, grants or other contributions by persons and
15 organizations;

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

17 (e) all other sums which may, from time to time, accrue to the Medical
18 Center.

Expenditure of
the Centre

19 **13.**-(1) The Centre shall, from time to time, apply the funds at its
20 disposal to:

21 (a) the cost of administration and maintenance of the Medical Center;

22 (b) publicize and promote the activities of the Medical Center;

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

25 (d) pay the salaries, allowances and benefits of employees of the
26 Medical Center;

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

29 (f) undertake such other activities as are connected with all or any of
30 the functions of the Medical Center under this Bill.

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

Exemption from
customs duties,
etc.

1 (2) Accordingly, the provisions of any enactment relating to the
2 taxation of companies or trust funds shall not' apply to the Board of the Center.

3 **19.** The Center shall not pay customs duty on or be restricted or
4 prohibited from importing any equipment, material, supply and any other thing
5 required by the Center for the purposes of this Bill: Provided that nothing in this
6 section shall be construed as preventing the Nigeria Customs Service from
7 inspecting any equipment, or material imported by the Center.

8 PART V - GENERAL

Students

9 **20.-(1)** Notwithstanding anything to the contrary contained in
10 Students any other enactment, where it appears to the Board that any student of
11 the Center has been guilty of misconduct, the Board may, without prejudice to
12 any other disciplinary powers conferred on it by regulations, direct:

13 (a) that the student shall not, during such period as may be specified in
14 the direction, participate in such activities of the Center, or make use of such
15 facilities of the Center as may be so specified;

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

18 (c) that the student be rusticated for such period as may be specified in
19 the direction; and

20 (d) that the student be expelled from the Center;

21 (2) The fact that an appeal from a direction is brought in pursuance of
22 sub-clause (1) of this clause shall not affect the operation of the direction while
23 the appeal is pending.

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

27 (4) Nothing in this section shall be construed as preventing the
28 restriction or termination of student's activities at the Center otherwise than on
29 the ground of misconduct.

30 (5) A direction issued under sub-clause (1) (a) of this clause may be

1 combined with a direction issued under sub-clause (1) (b) of this clause.

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

5 21.-(1) If it appears to the Board that' there are reasons for
6 believing that any person employed as a member of the clinical,
7 administrative or technical staff of the Center, other than the Chief Medical
8 Director, should be removed from his office or employment, the Board shall
9 require the Director of Administration to:

Removal and
discipline of
Clinical,
Administrative
and Technical
Staff

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

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

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

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

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

23 (2) The Chief Director may, in a case of misconduct by a member
24 of the staff which in the opinion of the Chief Medical Director is prejudicial
25 to the interest of the Center, suspend any such member and any such
26 suspension shall forthwith be reported to the Board.

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

30 (a) a conviction for any offence which the Board considers to be

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

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

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

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

12 (4) Any person suspended shall, subject to sub-clause (2) and (3) of
13 this clause be on half pay and the Board shall before the expiration of a period
14 of three months after the date of such suspension consider the case against that
15 person and come to a decision as to:

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

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

20 (c) whether to terminate the appointment of the person concerned, in
21 which case he shall not be entitled to the proportion of his emoluments
22 withheld during the period of suspension; and

23 (d) whether to take such lesser disciplinary action against the person
24 (including the restoration of his emoluments that might have been withheld) as
25 the Board may determine, and in any case where the Board, pursuant to this
26 section, decides to continue a person's suspension or decides to take further
27 disciplinary action against a person, the Board shall before the expiration of a
28 period of three months from such decision come to a final determination in
29 respect of the case concerning any such person.

30 (5) It shall be the duty of the person by whom a letter of removal is

1 signed in pursuance of sub-clause (1) of this clause to use his best endeavors
2 to cause a copy of the letter to be served as soon as reasonably practicable on
3 the person to whom it relates.

4 (6) Nothing in the foregoing provisions of this section shall
5 preclude the Board from making such regulations not inconsistent with the
6 provisions of this Bill for the discipline of students and all other categories
7 of employees of the hospital as the Board may prescribe.

8 (7) Regulations made under sub-clause (6) of this section need not
9 be published in the Gazette but the Board shall cause them to be brought to
10 the notice of all affected persons in such manner as it may, from time to time,
11 determine.

12 **22.**-(1) If any junior staff is accused of misconduct or inefficiency, Discipline of
13 the Chief Medical Director may suspend him for not more than a period of 3 junior staff
14 months and shall direct a committee to:

15 (a) consider the case; and

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

18 (2) In all cases under this section of this Bill, the officer shall be
19 informed of the charge against him and given a reasonable opportunity to
20 defend himself.

21 (3) The Chief Medical Director may, after considering the
22 recommendation made pursuant to sub-clause (1) (b) of this clause, dismiss,
23 or take such other disciplinary action against the officer concerned.

24 (4) Any person aggrieved by a decision of the Chief Medical
25 Director made under sub-clause (3) of this clause may, within a period of 21
26 days from the date of the letter communicating the decision to him, address a
27 petition to the Board to reconsider his case.

28 **PART VI - MISCELLANEOUS**

29 **23.**-(1) The Board may, with the approval of the Minister, make Regulations
30 regulations:

	1	(a) as to the access of members of the public either generally or of a
	2	particular class, to premises under the control of the Board and as to the orderly
	3	conduct of members of the public on those premises; and
	4	(b) for safeguarding any property belonging to or controlled by the
	5	Board from damage by members of the public.
	6	(2) Regulations under this clause shall not come into force until they
	7	are confirmed by the National Assembly and published in such manner as he
	8	may direct.
Power to give directives	9	24. The "Minister of Health" may give to the Board directions of a
	10	general character or relating generally to particular matters (but not to any
	11	individual person or case) with regard to the exercise by the Board of its
	12	functions under this Bill, and it shall be the duty of the Board to comply with the
	13	directions; but no direction shall be given which is inconsistent with the powers
	14	of the Board under this Bill.
Interpretation	15	25. In this Bill:
	16	"Board" means the Board of Management of the Medical Center; "chairman"
	17	means the chairman of the Board;
	18	"functions" include powers and duties;
	19	"junior staff means staff of such grade as may be determined, from time to time,
	20	by the Board;
	21	"Minister" means the Minister charged with responsibility for matters relating
	22	to health and "Ministry" shall be construed accordingly;
	23	"student" means a person enrolled at an institution controlled by the Board for
	24	the purpose of pursuing a course of instruction at the institution.
Citation	25	26. This Bill may be cited as Federal Medical Centre, Isa
	26	(Establishment) Bill, 2022.

1 SCHEDULE

2 *[Clause 3(3)]*

3 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

4 *Proceedings of the Board*

5 1.-(1) Subject to this Bill and section 27 of the Interpretation Act,
6 the Board may make standing orders regulating its proceedings or those of
7 any of its committees.

8 (2) The quorum of the Board shall be the chairman or the person
9 presiding at the meeting and 5 other members of the Board, 2 of whom shall
10 be ex-officio members, and the quorum of any Committee of the Board shall
11 be as determined by the Board.

12 2.-(1) The Board shall meet whenever it is summoned by the
13 chairman and if the chairman is required to do so by notice given to him by
14 not less than 8 other members, he shall summon a meeting of the Board to be
15 held within 14 days from the date on which the notice is given.

16 (2) At any meeting of the Board, the chairman shall preside but if he
17 is absent, the members present at the meeting shall appoint one of their
18 members to preside at the meeting.

19 (3) Where the Board desires to obtain the advice of any person on a
20 particular matter, the Board may co-opt him to the Board for such period as it
21 deems fit, but a person who is in attendance by virtue of this "subsection"
22 shall not be entitled to vote at any meeting of the Board and shall not count
23 towards a quorum.

24 *Committees*

25 3.-(1) The Board may appoint one or more committees to carry out,
26 on behalf of the Board, such functions as the Board may determine.

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

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

3 *Miscellaneous*

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

7 (2) Any contract or instrument which, if made or executed by a person
8 not being a body corporate, would not be required to be under seal may be made
9 or executed on behalf of the Center by the Chief Medical Director or any person
10 generally or specifically authorized by the Board to act for that purpose.

11 (3) A document purporting to be a document duly executed under the
12 seal of the Center shall be received in evidence and shall unless and until the
13 contrary is proved, be presumed to be so executed.

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

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

17 (b) a defect in the appointment of a member of the Board or
18 committee; and

19 (c) reason that a person not entitled to do so took part in the
20 proceedings of the Board or committee.

EXPLANATORY MEMORANDUM

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

A BILL

FOR

AN ACT TO AMEND THE JOINT ADMISSION AND MATRICULATION BOARD
(ESTABLISHMENT, ETC) ACT, 2021 AND FOR RELATED MATTERS

Sponsored by Hon. Tolulope Akande-Sadipe

[] Commencement

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

- 1 **1.** The Joint Admission and Matriculation Board (Establishment.
2 Etc) Act, 2021 (In this Bill referred to as the “Principal Act”) is hereby
3 amended as set out in this Bill.
 - 4 **2.** Section 2 of the Principal Act is amended by changing the title
5 of the section, amending subsections (a). (b), (c). (d), (e) and (i) inserting
6 provision (h) and rearranging (h), (i), (j), (k), (l), and deleting (m) under
7 subsection 1.
- Membership of the Governing Board*
- 9 (a) a Chairman who shall be a serving Vice-Chancellor of a
10 University in Nigeria;
 - 11 (b) five representatives of all the Universities in Nigeria;
 - 12 (c) three representatives of all the Colleges of Education in
13 Nigeria;
 - 14 (d) three representatives of all Monotechnic /Polytechnic in
15 Nigeria;
 - 16 (e) one representative or the All Nigeria Confederation of
17 Principals of Secondary Schools;
 - 18 {f} one representative of the Federal Ministry responsible for
19 education;
 - 20 (g) the Registrar of the West African Examinations Council;
 - 21 (h) the Registrar of the National Examinations Council;

Amendment of
the Principal Act

Amendment of
Section 2:
Membership of
the Board

Amendment of
Section 5

- 1 (i) the Executive Secretary of the National Universities Commission;
- 2 (j) the Executive Secretary of the National Board for Technical
- 3 Education;
- 4 (k) the Executive Secretary of the National Commission for Colleges
- 5 of Education;
- 6 (l) the Registrar of the National Business and Technical Examinations
- 7 Board;
- 8 (m) the Registrar of the Board.
- 9 **3.** Sections 5(1a) and 5(2) of the Principal Act are amended. Section
- 10 5(1) (a) is 'amended also to add sub-section (i) and (i i) under (a) as follows to
- 11 insert the score validity of the examination:
- 12 5(1)(a)(i) the general control of the conduct of matriculation
- 13 examinations and admissions to courses leading to award of First Degrees.
- 14 Higher National Diploma, National Diploma, and Nigeria Certificate in
- 15 Education by Universities (by whatever name called),
- 16 Monotechnic/Polytechnics (by whatever name called) and Colleges of
- 17 Education (by whatever name called) in Nigeria which shall be valid for four
- 18 years;
- 19 5(1)(a)(ii) the conduct of entrance examinations and admission to all
- 20 award of First Degrees. Higher National Diploma, National Diploma, and
- 21 Nigeria Certificate in Education by Universities (by whatever name called),
- 22 Monotechnic/Polytechnics (by whatever name called) and Colleges of
- 23 Education (by whatever name called) in Nigeria which shall be valid for four
- 24 years;
- 25 5(2) for the avoidance of doubt; the Board shall only be responsible
- 26 for determining I matriculation requirements and conducting examinations
- 27 and admissions to tertiary institutions in Nigeria offering academic
- 28 programmes leading to the award of First Degrees. Higher National Diploma,
- 29 National Diploma, Nigeria Certificate in Education, and any other Diploma or
- 30 certificate in education courses, but shall not be responsible for examination or

1 any other selective processes for postgraduate courses/programme and any
2 other programmes/courses offered by the tertiary institutions.

3 **4.** Section 7(3) of the Principal Act is amended as follows:

Amendment of
Section 7: Registrar
of the Board

4 The Registrar shall hold office in the first instance for a period of five years
5 and shall be eligible for re-appointment for another term of five years and no
6 more,

7 **5.** A new Section 9 (Staff Regulations) is introduced while section
8 9: Staff Sections 10-13 are renumbered accordingly.

Regulations

9 (1) The Board may, subject to the provisions of this Act, make regulations on
10 the conditions of service of staff of the Board.

11 **6.-(1)** It is hereby declared that matters relating to pensions of staff
12 in the services of the Board shall be as provided under the Pension Reform
13 Act, No 64, 2014 (as may be further amended).

Section 10:
Application of
Pension Act

14 (2) Notwithstanding the provision of subsection (1) of this section
15 in this Act shall prevent appointment person to on terms which preclude the
16 grant of a pension in respect of that office.

17 (3) For the purpose of the application of the Pensions Act, any
18 power exercisable there under by a Minister or authority of the Federal
19 Government (not being the power to make regulations under section 23
20 thereof) is hereby vested in and shall be exercisable by the Board and not by
21 any other person or authority.

22 (4) Subject to subsection (2) of this section, the Pensions Act shall,
23 in its application by virtue of subsection (1) of this section to any office, have
24 effect as if the office were in the civil service of the Federation within the
25 meaning of the Constitution of the Federal Republic of Nigeria 1999.

26 **7.** The Board shall establish and maintain a fund which shall
27 consist of:

Section 11:
Fund of the Board

28 (1) such sums as may be provided by the Federal Government for
29 the running expenses of the Board: and

30 (2) such other sums as may be collected or 'received by the Board

Section 12:
Expenditure of
the Board

1 from other sources either in the execution of its functions or in respect of any
2 property vested in the Board or otherwise howsoever.

3 **8.** The Board may from time to time apply the proceeds of the fond
4 established in pursuance of section (II) of this Act:

5 (1) to the cost of administration of the Board;

6 (2) for reimbursing members of the Board or of any committee set up
7 by the Board for such expenses as may be expressly authorized by the Board in
8 accordance with such rates as may be approved, from time to time by the
9 President:

10 (3) to the payment of salaries, fees or other remuneration or
11 allowances pensions superannuation allowances and other approved
12 entitlements payable to the employees of the Board and of fees to agents. so
13 however that no payment of any kind under this paragraph (except such as may
14 be expressly authorized) shall be made to any person who is in receipt of
15 emoluments from the Government of the Federation or of a state;

16 (4) for the maintenance of any property acquired or vested in the
17 Board; and

18 (5) for and in connection with all or any of the functions of the Board
19 under or pursuant to this Act.

Section 13: Annual
Estimates, Accounts
and Audit Report

20 **9.-(1)** Annual estimates, accounts and audit:

21 (a) The Board shall submit to the Minister not later than 30 September
22 in each year an estimate of its expenditure and income during the next
23 succeeding year;

24 (b) The Board shall keep proper accounts and proper records in
25 relation thereto and shall prepare in respect of each year a statement of 27
26 accounts in such form as considered appropriate;

27 (c) The accounts of the Board shall be audited: not later than six
28 months after the end of the year to which such, accounts relate by auditors
29 appointed by the Board from the list and in accordance with the guidelines
30 supplied by the Auditor General of the Federation.

1 (2) Annual report:

2 The Board shall prepare and submit to the President through the Minister not
3 later than 30 June in each year, a report in such copy as the Minister may
4 direct on the activities of the Board during the immediately preceding year,
5 and shall include in such report a copy of audited accounts of the Board for
6 the year and the auditor's report thereon.

7 **10.** Section 15 of the Principal Act is replaced as follows:

Amendment of
Section 15: Power
of Minister

8 (1) Regulations:

9 The Minister may make regulations for carrying into effect the provisions of
10 this Act.

11 (2) Issuing directives Subject to the provisions of this Act, the
12 Minister may give the Board directives of a general character or relating
13 generally to particular matters with regard to the exercise by the Board of its
14 functions under this Act and it shall be the duty of the Board to comply with
15 the directives.

16 **11.** The Section 18 is amended as follows:

Amendment of
Section 18:
Interpretation

17 Tertiary Institution Means:

18 Any Post-Secondary Education in Nigeria with a minimum of two years
19 training leading to the award of First Degree, Higher Diploma, National
20 Diploma, Nigerian Certificate in Education and any other Certificate or
21 Diploma or Registration approved by appropriate Agency of Government.

22 **12.** Section 19 is inserted as follows:

Section 19:
Acquisition of
property

23 (1) The Board may acquire offices and premises:

24 (a) for the purpose of providing offices and premises necessary for
25 the performance of its functions under this Act, the Board may:

26 (i) Subject to the Land Use Act, purchase, take on lease or
27 otherwise acquire land; and

28 (ii) build, equip and maintain offices and premises.

29 (b) The Board may subject to the Land Use Act sell or lease any
30 land, offices or premises held by it and no longer required for the

	1	performance of its functions under this Act.
Citation	2	13. This Bill may be cited as the Joint Admissions and Matriculation
	3	Board (Amendment) Bill, 2022.
	4	SCHEDULE
	5	<i>Section 2 (2)</i>
	6	(1) Supplementary provision relating to the Board Proceedings:
	7	(a) Subject to this Act and section 27 of the Interpretation Act 1964
	8	(which provides for decisions of statutory Body to be taken by a majority of its
	9	member for the person presiding at any meeting, when a vote is ordered. to
	10	have a second or casting vote). the Board may make standing orders regulating
	11	the proceedings of the Board or any committee thereof. [cap.123.]
	12	(2) Every meeting of the Board shall be presided over by the chairman
	13	and if the chairman is unable to attend any particular meeting. a member may
	14	be appointed by the members present to act as chairman for that particular
	15	meeting.
	16	(3) A quorum at a meeting of the Board shall consist of eight members
	17	at least three of whom shall be members appointed under paragraph (b) of
	18	section 2(1) of this Act.
	19	(4) Where standing orders made under paragraph I of this Schedule
	20	provide for the board to co-opt persons who are not members of the Board, such
	21	persons may advise the Board on any matter referred to them by the Board, but
	22	shall not be entitled to vote at a meeting of the Board or count towards a
	23	quorum.
	24	<i>Committees</i>
	25	(5) Subject to its standing orders. the Board may appoint such number
	26	of standing ad hoc committees as it thinks fit to consider and report on any
	27	matter with which the Board is concerned.
	28	(6) Every committee appointed under the foregoing provisions of this
	29	paragraph shall be presided over by a member of the Board and shall be made
	30	up of such number of persons not necessarily members of the Board, as the

1 Board may determine in each case.

2 (7) The quorum of any committee set up by the Board shall be as
3 may be determined by the Board.

4 (8) Where standing orders made pursuant to paragraph 1 at this
5 Schedule provide for a committee of the Board to consist of or to co-opt
6 persons who are not members of the Board, the committee may advise the
7 Board on any matter referred to it by the Board.

8 (9) A decision of a committee shall be of no effect until it is
9 confirmed by the Board.

10 *Miscellaneous*

11 (10) The fixing of the seal of the Board shall be authenticated by the
12 signature of the chairman and of any other person authorized in that behalf
13 by the Board.

14 (11) Any contract or instrument which, if made or executed by any
15 person not being a Body Corporate would not be required to be under seal,
16 may be made or executed on behalf of the Board by any person generally or
17 specially authorized to act for that purpose by the Board.

18 (12) Any document purporting to be a contract, instrument or other
19 document duly signed or sealed on behalf of the Board shall be received in
20 evidence and shall, unless the contrary is proved, be presumed to have been
21 so signed and sealed.

22 (13) The validity of any proceedings of the Board shall not be
23 affected by:

24 (a) any vacancy in the membership of the Board:

25 (b) any defect in the appointment of a member of the Board;

26 (c) reason that a person not entitled to do so took part in the
27 proceedings of the Board.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Joint Admission and Matriculation Board
(Establishment. Etc) Act.

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL COLLEGE
OF NURSING AND MIDWIFERY ADO-EKITI, EKITI STATE AND FOR RELATED
MATTERS

Sponsored by Hon. Olusola Steve Fatoba

[] Commencement

ENACTED by the National Assembly of the Republic of Nigeria
as follow:

PART I - ESTABLISHMENT, POWERS AND FUNCTIONS OF THE COLLEGE

1 1.-(1) There is hereby established for the Federal College to be Establishment
2 known as the Federal College of Nursing and Midwifery Ado-Ekiti, Ekiti
3 State.

4 (2) The College shall:

5 (a) Have the status of a tertiary institution with right and privileges
6 of such institution; and

7 (b) Be a body corporate with perpetual succession and a common
8 seal with powers to sue and be sued in its corporate name.

9 2. The object of College shall be: Object

10 (a) To provide training and research in general Nursing, Midwifery
11 and other specialties of Nursing leading to the award of Professional
12 Certificates. Diplomas, Degrees and other post Basic Certificates;

13 (b) To provide avenues for continuing education in Nursing,
14 Midwifery and other specialties of Nursing; and

15 (c) To provide such services that is necessary and incidental to the
16 object of the College.

17 3.-(1) The College shall be a teaching and examining body and Powers of the
18 shall subject to the provisions of this Bill and the regulations of the College College
19 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 Students
- 5 (c) Make provision for research and the dissemination of knowledge;
- 6 (d) Establish Department and such other units of learning and
7 research as the purpose of the College may require;
- 8 (e) Create such Offices and Posts as the purpose of the College may
9 require and to appoint persons to and remove person from such Office or Post
10 and prescribe their conditions of service;
- 11 (f) Maintain libraries, laboratories, workshops lecture halls, hostels,
12 dining halls, sport field and other building or facilities of the College;
- 13 (g) Provide for residence, recreation and welfare of members of staff
14 and students of the College as may be deemed necessary;
- 15 (h) 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 (i) Prescribe rules for the discipline of student of the College;
- 19 (j) 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 (k) 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 (l) Print or publish works or undertake service as may be deemed
28 consistent with the object of the College;
- 29 (m) Do such other acts and things necessary under this Acts for the
30 attainment of the object of the object of the College or incidental to the powers

1 of the College; and

2 (n) Carry out any special or general directive consistent with
3 Government policy as the Secretary of Health may give in writing.

4 (2) Without prejudice to the generality of the provision of section 2
5 of this Act and subsection (1) this section, the College may by special
6 arrangement with the Nursing and Midwifery Council of Nigeria or other
7 Examination bodies prepare it Students for award of certificates or other
8 distinctions.

9 (3) Subject to the provisions of this Bill and of any other statute.
10 The power conferred on the College by subsection (1) of this section shall be
11 exercise on behalf of the College by the Council and the Committees
12 established for the College or by such Officers and other Staff of the College
13 as may be authorize in that behalf and may also be exercised through
14 Schools established under this Act.

15 4.-(1) The Provost shall have custody of the common seal of the
16 College and shall be responsible for affixing same to documents.

17 (2) The common seal of the College shall not be used save upon the
18 direction of the council and shall be authenticated by the signature of the
19 Provost.

20 PART II - GOVERNMENT COUNCIL OF THE COLLEGE

21 5.-(1) There shall be establish for the College, a Government
22 Council to be known as the Governing council of the Federal College of
23 Nursing and Midwifery Ado-Ekiti, Ekiti State

Establishment
of Governing
Council of the
College

24 (2) The Council shall consist of:

25 (a) A Chairman who shall be appointed on part time basis by the
26 Commissioner on the recommendation of the Secretary of Health;

27 (b) A representative of the Secretary of Health;

28 (c) The Provost of the College;

29 (d) A representative of the Ekiti State Chapter of National
30 Association of Nigeria Nurses and Midwives;

- 1 (e) Two members to represent the interest of the public to be
- 2 appointed by the Minister on the recommendation of the Secretary of Health;
- 3 (f) A representative of Ekiti State Treasury;
- 4 (g) A representative of Ekiti State Legal Service Secretariat;
- 5 (h) A representative of Ekiti State Education Secretariat;
- 6 (i) The Director, Finance and Administration in the Secretariat;
- 7 (j) The Director of Nursing in Ekiti State Hospitals Management
- 8 Board; and
- 9 (k) The Director, Nursing Service of the Secretariat who shall also
- 10 serve as the Secretary.

Tenure of
Members

11 **6.-(1)** Members of the Council other than ex-officio members shall
12 hold office for a period of four (4) years from the date of their appointment and
13 shall be eligible for reappointment for one further term of four (4) years and no
14 more.

15 (2) Any member of the Council other than an ex officio member may
16 by notice to the Council resign his appointment.

17 (3) Any vacancy occurring in the membership of the Council shall be
18 filled by the appointed of a successor who shall represent the same interest as
19 his predecessor for the remainder of the term of the predecessor.

Functions of the
Council

20 **7.-(1)** Subject to the provisions of this Act, the Council shall:

21 (a) Be the Governing Authority of the College;

22 (b) Be charged with general control and superintendence of the
23 policies, finances and properties of the College;

24 (c) Make regulations for the day to day management of the College;
25 and

26 (d) Do any other thing necessary or incidental to attainment of objects
27 of the College.

28 **FUNCTIONS OF THE ACADEMIC COMMITTEE**

29 (2) Without prejudice to the provisions of subsection (1) of this
30 section, the Council shall:

1 (a) Ensure that the courses and instructions provided by the
2 College conform to the required standard laid down from time to time by the
3 Nursing And Midwifery Council of Nigeria;

4 (b) Regulate the teaching of course offered by the College, and also
5 regulate the conduct of examination with respect to the College;

6 (c) Approve contracts for procurement of equipment, furniture and
7 other properties required for the purpose of the College;

8 (d) Approve contracts for maintenance of the premises and other
9 properties of the College;

10 (e) Formulate policies and initiate programmes in all field of
11 learning conducted by the College;

12 (f) Assess from time to time the course offered by the College; and

13 (g) Perform such other function as may be necessary.

14 (3) The council may delegate any of its functions, other than the
15 power to make regulates, to the Chairman or any other person, Board or
16 Committee it deems it fit in that behalf, but no decision of such person or
17 Committee shall take effect unless ratified by Council.

18 **8.** The Director, Nursing Service of the Secretariat shall be the Secretary to the
19 Secretary to the Council, and for any particular meeting that he may be Council
20 absent, he shall send a representative to act in that behalf.

21 **9.-(1)** The Secretary of Health may give to the Council directions Directives
22 as to the discharge of its function in relation to matters appearing to the
23 Secretary of Health to affect public interest and the Council shall give effect
24 to such directive.

25 (2) The Council shall afford the Secretary of Health Facilities for
26 obtaining information with respect to the property of the College and the
27 functions of the Council and he shall be furnished with returns, accounts and
28 facilities for verification of the information in such manner and at such times
29 as he may require.

1 PART III - SCHOOLS, DEPARTMENTS AND UNITS WITHIN THE COLLEGE

2 **10.**-(1) There shall be within the College a School of Nursing and a
3 School of Midwifery and such other schools as the Secretariat may with the
4 approval of the Nursing and Midwifery Council of Nigeria establish.

5 (2) Each School shall provide instruction for courses, conduct
6 research and carry out such functions as may be prescribed by the Council with
7 the approval of the Secretary of Health.

8 (3) The constitution of and other matters relating to each Schools may
9 be prescribed by the council with the approval of the Secretary of Health

10 **11.** In furtherance of the provisions of section 3 (1) (c) of this Act, the
11 Council shall with the approval of the Secretary of Health establish for each
12 School such Department as the Nursing and Midwifery Council of Nigeria may
13 from time to time prescribe.

14 **12.** Subject to the provision to this Act, the Council may with the
15 approval of the Secretary of Health establish units for special purposes within
16 the College; and the name, constitution and functions of any such units may be
17 prescribe by director of the Council.

18 PART IV - PRINCIPAL OFFICER AND STAFF OF THE COLLEGE

Provost of the
College

19 **13.** There shall be for the College a Provost and other Principal
20 Officers, the designations, qualifications, functions, appointments and
21 removal of whom shall be as spelt out in section 15 to 22 of this Act.

Principal Officer
of the College

22 **14.**-(1) The Principal Officers of the College shall include:

23 (a) The Deans of the Schools in the College;

24 (b) The Deputy Deans (Academics and Administration) of the
25 Schools in the College;

26 (c) The Registrar;

27 (d) The College Librarian; and

28 (e) The Bursar.

29 (2) The Principal Officers of the College other than Deans and Deputy
30 Deans of Schools in the College shall be appointed by the Council subject the

1 approval of the Minister through the Secretary of Health.

2 (3) The Deans and the Deputy Deans of Schools in shall be
3 appointed by the Council.

4 **15.-(1)** The Provost shall be appointed from amongst the Academic Appointment of
5 Staff of the College and shall be the Chief Executive and Administrator of Provost
6 the College and also be responsible to the Council for maintaining and
7 promoting efficiency and discipline in the College.

8 (2) The Provost shall hold a Degree in Nursing and shall be a
9 registered Education in Nursing, Midwifery or other specialty areas of
10 Nursing with not less than fifteen (15) years of teaching experience.

11 **16.-(1)** The Deans of Schools in the College shall be responsible to Deans
12 the Provost for the Administration of the Schools.

13 (2) The Deans of Schools in the College shall hold Degree in
14 Nursing and shall be registered Educators in the Nursing specialty related to
15 their respective Schools and with not less than Ten (10) years of teaching
16 experience.

17 **17.-(1)** The Deputy Deans of Schools in the College shall be the Deputy Deans
18 assistants to the Deans of their respective Schools and shall perform such
19 duties as may be assign to them by the Deans.

20 (2) The Deputy Deans of schools in the College shall hold Degree
21 in Nursing and shall be Registered Educator in the Nursing specialty related
22 to their respective schools with less than seven (7) years teaching
23 experience.

24 **18.-(1)** The Registrar of the College shall be the Head of The Registrar of
25 Administration of the College shall be responsible to the Provost. the College

26 (2) The Registrar shall be an experienced Graduate of Humanities
27 with not less than fifteen (15) years' experience in Public Administration.

28 (3) The person holding the office of the Registrar of the College
29 shall by virtue of that office be the Secretary to the Academic Board and the
30 Finance and General Purpose Committee.

The Bursar	1	19.-(1) The Bursar shall be the Chief Financial Officer of the College
	2	and shall be responsible to the Provost for the day to day administration of the
	3	financial affairs of the College.
	4	(2) The Bursar shall be a qualified Accountant with not less than Ten
	5	(10) years post qualification experience.
The Librarian	6	20.-(1) the Librarian shall be responsible to the Provost for the Co-
	7	ordination of Library Services in College.
	8	(2) The Librarian shall have a Degree in Library Sciences with not
	9	less than ten years post qualification experience as a Librarian.
	10	21. The Council may appoint such other persons to be Staff of the
Removal from office	11	College as it may deems fit on such terms and conditions as may specified in
	12	their instructions of appointment.
	13	22.-(1) The Principal Officers and other Senior Staff of the College
	14	may be removed from office by the Commissioner for misconduct,
	15	incompetence or any other justifiable reason on the recommendation of the
Finance and General Purpose	16	council.
	17	(2) The Council shall have power to remove any Junior Staff of the
	18	College for justifiable reasons.
	19	PART V - ESTABLISHMENT AND FUNCTIONS OF COMMITTEES
	20	23. There shall be a Committee of the Council to known as the
Composition of the Committee	21	Finance and General Purpose Committee.
	22	24.-(1) The Finance and General Purpose Committee shall consist of:
	23	(a) The Chairman of the Governing Council who shall be the
	24	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) Anybody 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 entitle 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 establish or meeting
21 held in pursuance of this section shall be such as may be determined by the
22 body or bodies which have decide 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 functions:

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 learning and Research in the School.

17 (3) Making guidelines 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 provisions contained in the schedule shall

25 have effect in relation to the proceeding of the various bodies appointed under

26 the 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.

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Transfer of Property

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Property of the
College

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Expenditure of the College

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Revenue of the College

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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 Services 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 Federation or by such competent auditor appointed by
	14	him.
	15	(3) The said audited statement of accounts, after verification by the
	16	Council shall together with the auditor's report is forwarded to the secretary of
	17	Health who shall cause the same to be placed before the Minister.
Interpretation	18	38. In this Bill unless the context otherwise requires:
	19	"Academic Board" means the Academic Board established under this Act;
	20	"Chairman" means the Chairman of the Governing Council of the College or
	21	where the context requires Chairman of the respective Committees established
	22	under this Act;
	23	"College" means the Federal College of Nursing and Midwifery Ado-Ekiti,
	24	Ekiti State;
	25	"Council" means the governing council established under section 4(1) of this
	26	Act for the College;
	27	"Executive Committee" means the Ekiti State Executive Committee;
	28	"Commissioner" means the Commissioner of the Ekiti State;
	29	"Junior staff" is a reference to staff on CONHESS 01-05 or salary Grade levels
	30	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 Ekiti State;

7 "Secretary" means the Secretary to the council of the College and other-wise
8 means the Secretary of any Committees established under this Act;

9 "Secretary of Health" means the Secretary of Health and Human Services or
10 such other official as may be from time to time designation as head of the
11 body responsible for Health service under Ekiti State;

12 "Senior staff" is a reference to staff on CONHESS 06-16 or salary Grade
13 Levels 07-17.

14 **39.** This Bill may be cited as the Federal College of Nursing and Citation
15 Midwifery Ado-Ekiti, Ekiti State Bill, 2022.

EXPLANATORY NOTE

This Bill seeks to provide for the establishment of the Federal College of Nursing and Midwifery Ado-Ekiti, Ekiti State, and to provide training and research in general Nursing, Midwifery and other specialties of Nursing.

A BILL

FOR

AN ACT TO ESTABLISH NATIONAL RICE PRODUCTION, PROCESSING AND RESEARCH INSTITUTE IGBEMO-EKITI, EKITI STATE; AND FOR RELATED MATTERS

Sponsored by Hon. Olusola Steve Fatoba

[] Commencement

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

1 PART I – ESTABLISHMENT, OBJECTS AND FUNCTIONS OF THE INSTITUTE

2 1. There shall be established an Institute to be known as the
3 National Rice Production, Processing and Research Institute Igbemo-Ekiti,
4 Ekiti State (in this Bill referred to as "the Institute") which shall be a body
5 corporate under that name, with perpetual succession and a common seal
6 and may sue and be sued in its corporate name, subject to the provision of
7 this Bill.

Establishment of
the National Rice
Production, Processing
and Research Institute
Igbemo-Ekiti,
Ekiti State

8 2. The objects of the Institute shall be:

Objects of the
Institute

9 (i) To increase the annual growth rate of the real GDP;
10 (ii) To increase the value and growth rate of rice exports; and
11 (iii) To contribute to reduction of poverty and food insecurity in
12 rural and urban areas.

13 3. The functions of the Institute shall be to:

Functions of the
Institute

14 (a) to undertake, promote and encourage scientific research aimed
15 at improving the quality and yield of rice;
16 (b) to initiate programmes aimed at controlling pests and diseases
17 of rice;
18 (c) establish research centres and sub-stations in different regions
19 of Nigeria for carrying out research on different problems of rice;
20 (d) establish project areas for demonstration of new varieties of

1 rice developed by the Institute and training of farmers for the cultivation of
2 these varieties of rice;

3 (e) publish annual reports, monographs, bulletins and such other
4 literatures relating to rice research and the activities of the Institute;

5 (f) establish a laboratory and a library in the Institute;

6 (g) train extension officers and progressive farmers in modern
7 improved techniques of rice production;

8 (h) to secure the most favourable arrangements for the purchase,
9 inspection, grading, sealing and certification and sale of rice;

10 (i) to establish or encourage the establishment of industrial processing
11 factories for the processing of rice into marketable product;

12 (j) acquire and hold any interest in the business of any person carrying
13 on functions (whether in Nigeria or outside Nigeria) similar or related to the
14 objects of the Board and may dispose of such interest;

15 (k) provide seedlings, credit and other facilities to rice farmers to
16 plant new farms or rehabilitate old ones or redeem pledged farms, as the case
17 may be;

18 (l) do and perform all other activities which may be necessary for the
19 achievement of the objects of the Institute; and

20 (m) The institute also arrange for a milling plant i.e. to rid rice of all its
21 impurities by removing the husk and bran layers.

22 PART II - GOVERNING COUNCIL

Governing Board
of the Institute,
etc.

23 **4.-(1)** The government of the Institute and the direction of its affairs
24 shall vest in the Board of Governors of the Institute (in this Bill referred to as
25 "the Board").

26 (2) The Board shall consist of:

27 (a) the Director General, ex-officio, who shall also be the Chairman of
28 the Board;

29 (b) two eminent scientists, from outside the Institute, one in any social
30 science and the other in the field pertaining to the speciality of the Institute, to

1 be nominated by the Minister;

2 (c) the Directors of the Institute, ex-officio;

3 (d) two representatives, one from among the farmers and the other
4 from among the Non-Government Organisations (NGO's) performing
5 functions similar to those of the Institute, to be nominated by the Minister;
6 and

7 (e) two representatives, one from the Ministry of agriculture and
8 the other from the Ministry of finance, not below the rank of Deputy
9 Secretary, to be nominated by the respective Ministry.

10 (3) Subject to subsection (4) of this section, a person appointed as a
11 member of the Board (not being an ex-officio member) shall hold office for
12 four years and shall be eligible for re-appointment for one further period of
13 three years.

14 (4) The President may terminate the appointment of a member of
15 the Board (not being an ex-officio member) if satisfied that it is not in the
16 interest of the Institute that the person concerned should continue in office.

17 (5) Provided that such members may resign their membership in
18 writing addressed to the Chairman.

19 (6) A person shall cease to be a member, if he:

20 (a) dies;

21 (b) remains absent, without permission of the Chairman, from
22 three consecutive meetings of the Board;

23 (c) is declared by a competent court to be of unsound mind; or

24 (d) is an undischarged insolvent; or

25 (e) has been, on conviction for a criminal offence involving moral
26 turpitude, sentenced to imprisonment for a term of not less than three
27 months or to a fine not less than fifty thousand naira and unless a period of
28 two years has elapsed since his release or realisation of the fine, as the case
29 may be, a person so sentenced shall not be eligible to be a member.

Functions of the Board

1 **5.-(1)** Subject to the provisions of this Act, the Board shall be
2 responsible for the general superintendence, direction and control of the affairs
3 of the Institute and shall exercise all the powers of the Institute not otherwise
4 provided for by this Bill.

5 (2) Without prejudice to the provisions of sub- section (1), the Board
6 shall:

7 (a) take decisions on questions of policy relating to the administration
8 and working of the Institute;

9 (b) institute courses of study at the Institute;

10 (c) institute and appoint persons to academic as well as other posts in
11 the Institute;

12 (d) consider and pass resolutions on the annual report, the annual
13 accounts and the budget estimates of the Institute for the next financial year as
14 it thinks fit and submit them to the Minister together with a statement of its
15 developments plans; and

16 (e) exercise such other powers and perform such other duties as may
17 be conferred or imposed upon it by this Bill.

18 (3) The Board shall have the power to appoint such committees as it
19 considers necessary for the exercise of its powers and the performance of its
20 duties under this Bill.

Meetings of the Board

21 **6.-(1)** The meetings of the Board shall be convened by the Secretary
22 of the Board, in consultation with the Chairman, at least once in a quarter of the
23 year but meetings may be convened as frequently as may be necessary.

24 (2) At least fourteen days' notice shall be given for convening a
25 meeting of the Board and such notice shall be sent under the signature of the
26 Secretary of the Board stating the date on, and the time and place at, which the
27 meeting shall be held.

28 (3) Emergency meetings may be convened on twenty-four hours'
29 notice.

30 (4) The Chairman shall preside over all meetings of the Board; and if

1 for any reason he is unable to preside over a meeting, a member elected by
2 the members present shall preside over that meeting.

3 (5) Four members shall form a quorum of a meeting.

4 (6) All matters at a meeting shall be decided by majority votes of
5 the members present.

6 (7) Each member of the Board shall have one vote, and in the event
7 of equality of votes, the Chairman or the member presiding over the meeting
8 shall have a casting vote.

9 7.-(1) There shall be an officer of the Institute to be known as the
10 Director General who shall be appointed by the President.

Director-General
of the Institute
and other staff

11 (2) The Director General shall act as the Secretary of the Board.

12 (3) The Director General shall be the chief executive of the
13 Institute and shall be responsible to the Board for the day-to-day
14 management of the affairs of the Institute.

15 (4) The Director General shall hold office for a fixed term of four
16 years, subject to renewal by the President for only one more term of the same
17 duration.

18 (5) There may be appointed, from time to time, by the Board such
19 other staff as may be required for the purpose of the efficient performance of
20 the functions conferred on the Institute under or pursuant to this Bill.

21 (6) The terms and conditions of service (including terms and
22 conditions as to remuneration, allowances, pensions, gratuities and other
23 benefits) of the persons employed by the Board shall be determined by the
24 Board from time to time.

25 (7) The control of the employees (including their promotion and
26 discipline) shall vest in the Board.

27 PART III – RICE PRODUCTION AND PROCESSING

28 8. Rice grain after threshing and winnowing. Also known as rice in
29 the husk and rough rice. Used mainly for human food.

Rice, paddy
production

30 In 2020, rice, paddy production for Nigeria was 8.17 million tonnes. Rice,

	1	paddy production of Nigeria increased from 388,000 tonnes in 1971 to 8.17
	2	million tonnes in 2020 growing at an average annual rate of 8.74%.
Rice processing	3	9. Rice processing involves several steps: removal of the husks,
	4	milling the shelled rice to remove the bran layer, and an additional whitening
	5	step to meet market expectations for appearance of the rice kernels.
	6	PART IV - FINANCIAL PROVISION
Establishment of the fund	7	10.-(1) The Institute shall establish and maintain a fund which shall be
	8	applied towards the promotion of the objectives specified in this Bill.
	9	(2) There shall be paid and credited to the fund established pursuant to
	10	subsection (1) of this section:
	11	(a) such sums as may be provided by the Government of the
	12	Federation;
	13	(b) fees charged for services rendered by the Institute; and
	14	(c) all sums accruing to the Institute by way of gifts, testamentary
	15	disposition and endowments or contributions from philanthropic persons or
	16	organisations or otherwise howsoever.
Power to accept gifts	17	11.-(1) The Institute may accept gifts of land, money or other property
	18	upon such terms and conditions, if any, as may be specified by the person or
	19	organisation making the gifts.
	20	(2) The Institute shall not accept any gift if the conditions attached by
	21	the person or organisation making the gift to the acceptance thereof are
	22	inconsistent with the functions of the Institute.
Borrowing power	23	12.-(1) The Institute may, with the consent of the Minister or in
	24	accordance with the general guidelines approved by the President, borrow by
	25	way of loan or overdraft from any source any moneys required by the Institute
	26	for meeting its obligations and discharging its functions under this Bill.
	27	(2) The Institute may, subject to the provisions of this Bill and the
	28	conditions of any trust created in respect of any property, invest all or any of its
	29	funds with the like consent or general authority.
	30	(3) The Board may invest any surplus funds of the Institute in such

1 securities as may be approved by the President.

2 **13.-(1)** The Board shall cause to be prepared not later than 30 June Annual estimates,
accounts and audit
3 in each year an estimate of the expenditure and income of the Institute
4 during the next succeeding year and when prepared they shall be submitted
5 to the Minister.

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

9 (3) The accounts of the Institute shall be audited as soon as may be
10 after the end of each year.

11 **14.** The Board shall, not later than 30 September in each year, Annual report
12 submit to the Minister a report on the activities of the Institute and its
13 administration during the immediately preceding year and shall include in
14 such report the audited accounts of the Institute.

15 **PART V - MISCELLANEOUS**

16 **15.-(1)** The Board may, subject to the provisions of this Bill, make Staff regulations
17 staff regulations relating generally to the conditions of service of the
18 employees of the Institute and without prejudice to the generality of the
19 foregoing, such regulations may provide for:

20 (a) the appointment, promotion and disciplinary control (including
21 dismissal) of employees of the Institute; and

22 (b) appeals by such employees against dismissal or other
23 disciplinary measure, and until such regulations are made, any instrument
24 relating to the conditions of service of officers in the civil service of the
25 Federation shall be applicable, with such modifications as may be
26 necessary, to the employees of the Institute.

27 (2) Staff regulations made under subsection (1) or this section,
28 shall not have effect until approved by the Minister and when so approved
29 they need not be published in the Federal Gazette but the Board shall cause
30 them to be brought to the notice of all affected persons in such manner as it

	1	may, from time to time, determine.
Procedure in respect of suits against the Institute	2	16. No suit shall be commenced against the Institute before the
	3	expiration of a period of one month after written notice of intention to
	4	commence the suit shall have been served upon the Institute by the intending
	5	plaintiff or his agent; and the notice shall clearly and explicitly state:
	6	(a) the cause of action;
	7	(b) the particulars of the claim;
	8	(c) the name and place of abode of the intending plaintiff; and
	9	(d) the relief which he claims.
Service of documents	10	17. The notice referred to in section 18 of this Bill and any summons,
	11	notice or other document required or authorised to be served upon the Institute
	12	under the provisions of this Bill or any other enactment or law may be served by
	13	delivering the same to the chairman or the Director General of the Institute, or
	14	by sending it by registered post addressed to the Director General of the
	15	Institute.
Restriction on execution against the property of the Institute	16	18. In any action or suit against the Institute, no execution or
	17	attachment or process in the nature thereof shall be issued against the Institute,
	18	but any sums of money which may, by the judgment of the court, be awarded
	19	against the Institute shall subject to any directions given by the Institute, be
	20	paid from the general reserve fund of the Institute.
Power to give directions	21	19. The Minister may give the Board directions of a general character
	22	or relating generally to particular matters (but not to any individual or case)
	23	with regard to the exercise by the Board of its functions under this Bill, and it
	24	shall be the duty of the Board to comply with such directions.
Interpretation	25	20. In this Bill, unless the context otherwise requires:
	26	“Rice” means the seed of the grass species <i>Oryza sativa</i> (Asian rice) or less
	27	commonly <i>Oryza glaberrima</i> (African rice). The name wild rice is usually used
	28	for species of the genera <i>Zizania</i> and <i>Porteresia</i> , both wild and domesticated,
	29	although the term may also be used for primitive or uncultivated varieties of
	30	<i>Oryza</i> ;

1 “Rice paddy” means a field planted with rice. This farmland is filled with
2 vast rice paddies and plantations of bananas, pineapples, tea, and other
3 crops;

4 “Rice husk” means an agricultural waste. It is the outer hard protective
5 covering which surrounds the paddy grain and accounts for 20%–25% of its
6 weight;

7 "Board" means the Board of Governors of the Institute constituted as
8 provided in section 2(1) of this Bill;

9 "Chairman" means the chairman of the Board;

10 "Director" means the Director of the Institute;

11 "Institute" means the National Rice Production, Process and Research
12 Institute Igbemo-Ekiti, Ekiti State established by section 1 of this Bill;

13 "member" means any member of the Board and includes the chairman;

14 "Minister" means the Minister charged with responsibility for Agriculture
15 and Rural Development;

16 "President" mean the President of the Federal Republic of Nigeria.

17 **21.** This Bill may be cited as the National Rice Production, Short title
18 Processing and Research Institute Igbemo-Ekiti, Ekiti State (Establishment)
19 Bill, 2022.

EXPLANATORY NOTE

This Bill seeks to make provision for an Institute to be known as the National Rice Production, Processing and Research Institute Igbemo-Ekiti, Ekiti State to provide for its organization, control and operation.

A BILL

FOR

AN ACT TO AMEND SECTIONS OF THE NATIONAL DRUG LAW ENFORCEMENT AGENCY ACT CAP. N30, 2004 BY ADDING A NEW SUBSECTION 8 TO SECTION 5 OF THE PRINCIPAL ACT THEREBY PROVIDING THAT THE EVERY STAFF OF THE AGENCY SHALL BE SENT ON TRAINING IN SECURITY, INTELLIGENCE GATHERING, ARMS HANDLING, COMBAT AND EVERY OTHER AREA OF SECURITY AT LEAST EVERY TWO YEARS AND PROVIDE FOR THE TEST OF KNOWLEDGE OF STAFF BEFORE HE MAY BE PROMOTED TO THE NEXT RANK AND FOR RELATED MATTERS

Sponsored by Hon. Olumide Babatunde Osoba

[] Commencement

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

- | | | |
|----|---|--|
| 1 | 1. The National Drug Law Enforcement Agency Act Cap N30. | Amendment of
National Drug Law
Enforcement
Agency act |
| 2 | 2004 is hereby amended as contained herein. | |
| 3 | 2. Section 3 of the Principal Act is amended by adding to section 3, | Amendment of
Section 3 of the
Principal Act |
| 4 | a new subsection (3) (a) and (b) and re-arranging the section as follows: | |
| 5 | 3(a) Every staff of the Agency shall be sent on training in security, | |
| 6 | intelligence gathering, Arms handling, combat and every other area of | |
| 7 | security at least every two years. | |
| 8 | (b) Any staff of the Agency due for promotion shall be tested by the | |
| 9 | Agency on his knowledge and experience in security, intelligence gathering, | |
| 10 | arms handling, combat and every other areas of security before he may be | |
| 11 | promoted to the next rank | |
| 12 | 3. This Bill may be cited as National Drug Law Enforcement | Citation |
| 13 | Agency Act (Amendment) Bill, 2022. | |

EXPLANATORY NOTE

This Bill seeks to amend section 5 of the National Drug Law Enforcement Agency Act Cap N30 by adding a new section 8 to section 5 of the Principal Act thereby providing that Every Staff of the Agency shall be sent on training in security intelligence gathering Arms handling, combat and every other area of security at least ever two years and provide for the test of knowledge of staff before he may be promoted to the ne tank.

A BILL

FOR

AN ACT TO AMEND SECTION 39 (1) OF CORRUPT PRACTICES AND OTHER
RELATED OFFENCES ACT CAP C.2004 BY INCLUDING THE
ADMINISTRATION OF CRIMINAL JUSTICE ACT AMONG ACT TO WHICH THIS
ACT APPLIES TO AND FOR RELATED MATTERS

Sponsored by Hon. Olumide Babatunde Osoba

[] Commencement

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

- | | | |
|----|---|--|
| 1 | 1. The Corrupt Practices and Other Related Offences Act Cap C. | Amendment of
Corrupt Practices
and Other Related
Offences Act |
| 2 | 2004 is amended as contained herein. | |
| 3 | 2. Section 39(1) of the principal Act is amended by inserting | Amendment of
Section 39(1) of
the Principal Act |
| 4 | "Administration of criminal Justice Act" and rearranged as follows: | |
| 5 | Offence under Act to be seizable offences and bailable, etc. | |
| 6 | (1) Every offence under this Act shall be bailable offence for the | |
| 7 | purpose of the Criminal Procedure Act, Criminal Code Act, Criminal | |
| 8 | Procedure Code Act or Penal Code Act or Administration of Criminal | |
| 9 | Justice Act | |
| 10 | 3. This Bill may be cited as Corrupt Practices and Other Related | Citation |
| 11 | Offences Act (Amendment) Bill, 2022. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend Section 39(1) of Corrupt Practices and Other
Related Offences Act Cap C. 2004 by including the Administration of
Criminal Justice Act among Act to which this Act applies to.

Other Act governing criminal proceedings were include but the The
Administration of Criminal Justice Act is missing

A BILL

FOR

AN ACT TO AMEND THE NATIONAL YOUTH SERVICE CORPS ACT CAP N84
2004 TO GRANT WAIVER OF CERTIFICATE OF NATIONAL SERVICE FOR
APPOINTMENT OF SKILLED TECHNICAL WORKERS AND FOR RELATED
MATTERS

Sponsored by Hon. Kayode Moshood Akiolu

[] Commencement

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

- | | | |
|---|---|-------------------|
| 1 | 1. The National Youth Service Corps Act Cap N84, 2004 herein | Amendment of |
| 2 | referred to as "the Principal Act" is amended as set out. | the Principal Act |
| 3 | 2. Section 12 (1) is amended by inserting paragraph (d) as follows: | Amendment of |
| 4 | (d) Exemption; for Skilled/Technical Workers. | Section 12 (1) |
| 5 | In the case of skilled technical workers nominated for political appointment, | |
| 6 | the requirement for service or exemption certificate shall be waived by the | |
| 7 | Governor or the President | |
| 8 | 3. This Bill may be cited as the National Youth Service Corps Act | Citation |
| 9 | (Amendment) Bill, 2022. | |

EXPLANATORY MEMORANDUM

This Bill seeks to amend the National Youth Service Corps Act Cap N84
2004 to provide a waiver on the requirement of Certificate of National
Service or Discharge Certificate by employers for a certain class of
employees.

This became necessary as some foreign trained Nigerian technocrats got
employed immediately after graduation overseas and never got the chance
to come to Nigeria to participate in the National Service Scheme. This group
of persons should be accommodated by this exemption as a result of their
circumstances if the Governor or President deem them fit for an
appointment.

A BILL

FOR

AN ACT TO INTRODUCE PREVENTIVE MEASURES AND TEACHINGS OF BREAST AND CERVICAL CANCERS INTO THE CURRICULUM OF A COMPULSORY SUBJECT (CIVIC EDUCATION) FOR SENIOR SECONDARY SCHOOLS IN NIGERIA AND FOR RELATED MATTERS, 2022

Sponsored by Hon. Yusuf Tanko Sununu

Co. Sponsor: Hon. Julius Ihonvbere

[] Commencement

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

- | | |
|---|---------------------------------------|
| <p>1 1. The Nigerian Educational Research and Development Council</p> <p>2 shall provide for the mandatory inclusion of the teachings on Breast and</p> <p>3 Cervical Cancers as core parts of Civic Education for all Senior Secondary</p> <p>4 Schools in Nigeria.</p> | <p>Establishment</p> |
| <p>5 2. (i) The Council shall, in liaison with the National Senior</p> <p>6 Secondary School Commission (NSSEC) and States' Ministries of</p> <p>7 Education, through the Universal Basic Education Board (UBEC), ensure</p> <p>8 the inclusion of the teachings on Breast and Cervical Cancers into the</p> <p>9 Curriculum of all Senior Secondary Schools in Nigeria;</p> | <p>Regulation/
Implementation</p> |
| <p>10 (ii) The Council shall, in liaison with the National Orientation</p> <p>11 Agency, ensure that the implementation of the teachings on Breast and</p> <p>12 Cervical Cancers into the Curriculum of all Senior Secondary Schools in</p> <p>13 Nigeria, are properly monitored;</p> | |
| <p>14 (iii) The Council shall, in collaboration with the Nigerian Cancer</p> <p>15 Society (NCS) ensure that adequate trainings are in place for all Civic</p> <p>16 Education teachers in Nigeria.</p> | |
| <p>17 3. The NERDC, through the various states' Ministries of</p> <p>18 Education, will ensure compliance to the program. Penalties for non-</p> | <p>Penalties/
Non-Compliance</p> |

1 compliance by the schools shall be as already exists for similar inclusions into
2 the curriculum of existing subjects.

Citation 3 **4.** This Bill may be cited as the Mandatory Inclusion of Teachings on
4 Breast and Cervical Cancers into the Curriculum of all Senior Secondary
5 Schools in Nigeria Bill, 2022.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the inclusion of the teachings on Breast and Cervical Cancers into the curriculum of all senior secondary schools in Nigeria, to ensure a timely, cost-effective, all-encompassing, and sustainable awareness and prevention (Civic Education).

A BILL

FOR

AN ACT TO INTRODUCE PREVENTIVE MEASURES AND TEACHINGS OF SEXUAL AND GENDER BASED VIOLENCE INTO THE CURRICULUM AS A COMPULSORY SUBJECT (CIVIC EDUCATION) FOR ALL SECONDARY SCHOOLS IN NIGERIA AND FOR RELATED MATTER, 2022

Sponsored by Hon. Julius Ihonvbere

[] Commencement

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

- | | | |
|----|---|-------------------------------|
| 1 | 1. The Nigerian Educational Research and Development Council | Establishment |
| 2 | shall provide for the mandatory inclusion of the teachings on Prevention and | |
| 3 | Management of Sexual and Gender Based Violence as core parts of Civic | |
| 4 | Education at all Secondary School levels in | |
| 5 | Nigeria. | |
| 6 | 2. (i) The Council shall, in liaison with the National Senior | Regulation/
Implementation |
| 7 | Secondary School Commission (NSSEC) and the States' Ministries of | |
| 8 | Education, through the Universal Basic Education Commission (UBEC), | |
| 9 | ensure the inclusion of the teachings on Sexual and Gender Based Violence | |
| 10 | into the Curriculum of all levels of Secondary Schools in Nigeria; | |
| 11 | (ii) The Council shall, in liaison with the National Orientation | |
| 12 | Agency and Universal Basic Education Commission, ensure that the | |
| 13 | implementation of the teachings on Sexual and Gender Based Violence into | |
| 14 | the Curriculum of all levels of Secondary Schools in Nigeria, are properly | |
| 15 | monitored; | |
| 16 | (iii) The Council shall, in collaboration with the National Teachers | |
| 17 | Institute ensure that adequate trainings are in place for all Civic Education | |
| 18 | teachers in Nigeria. | |

1 *Penalties/Non-Compliance*

2 The NERDC, through the various states' Ministries of Education, shall ensure
3 compliance to the program. Penalties for non-compliance by the schools shall
4 be as already exist for similar inclusions into the curriculum of existing
5 subjects.

Citation

6 **3.** This Bill may be cited as the Mandatory Inclusion of Preventive
7 Measures and Teachings on Sexual and Gender Based Violence into the
8 Curriculum of all levels of Secondary Schools in Nigeria Bill, 2022.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the inclusion of the teachings on Sexual and Gender Based Violence into the curriculum of Civic Education at all levels of secondary schools in Nigeria, as a more systemic preventive approach to ending SGBV by enlightening the children who are the future generation on their basic rights regarding the subject matter to ensure timely prevention, preventive measures, case management, partway to access justice, and all-encompassing for sustainable awareness and prevention.