

*Extraordinary*



# National Assembly Journal

**No. 05**

**Abuja - 12th February, 2020**

**Vol. 17**

## CONTENTS

### INDEX TO LEGISLATIVE INSTRUMENTS

<i>Bill No.</i>	<i>Long Title</i>	<i>Page</i>
SB. 181	A Bill for an Act to Repeal the Police Act Cap. P19 LFN, 2004 and Enact the Nigeria Police Act, 2020 to provide for the framework for the Police Service and ensure cooperation and partnership between the Police and Host Communities in maintaining peace and combating crime; and for Related Matters ....	C 389 - 424
SB. 26	A Bill for an Act to Provide for the Establishment of Federal University of Medicine and Medical Sciences Abeokuta Ogun State and for Matters Connected Therewith ....	C 425 - 466
SB. 182	A Bill for an Act to Establish the Nigeria Police Academy Wudil, Kano as a Degree awarding Institution; and for Related Matters.....	C 467 - 513

---

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

**NASSP 05/122/2020/900**

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

FOR

*Sponsored by Senator Jika Dauda Haliru*

[ ] Commencement

1 PART I - PRELIMINARY

### Guiding Principle

6 (4) partnership.

### Specific Objectives

17 guaranteed under the constitution;

Establishment  
and Composition  
of the Nigerian  
Police Service

1 (7) Foster cooperation and partnership between the Police and the  
2 communities it serves; and

3 (8) respect for victims of crime and an understanding of their needs.

4 PART II - ESTABLISHMENT AND DUTIES OF THE POLICE

5 **3.-(1)** There is hereby established for Nigeria a police organization to  
6 be known as the Nigerian Police which shall replace the former Nigeria Police  
7 Force and assume its rights, powers, privileges liabilities structures and  
8 organs.

9 (2) The Police shall consist of:

10 (a) all persons who immediately before the commencement of this  
11 Bill were members:

12 (i) of a force established by section 214 of the Constitution of the  
13 Federal Republic of Nigeria, 1999;

14 (ii) appointed by the Police Service Commission under the  
15 Constitution;

16 (iii) appointed as Special Constables under section 49 of the repealed  
17 Police Act Cap. P19 Laws of Federation 1990; and

18 (b) Such other persons that may be appointed under this Bill.

General duties  
of the Police

19 **4.** The Police shall be employed to perform the following duties:

20 (a) protect the rights and freedom of every person in Nigeria as  
21 provided in the Constitution, the African Charter on Human and Peoples'  
22 Right, and any other law;

23 (b) protect the lives and property of citizens;

24 (c) preserve law and order;

25 (d) enforce all laws and regulations with which they are directly  
26 charged;

27 (e) perform such military duties within and outside Nigeria as may be  
28 required of them under the authority of this Bill or any other Law;

29 (f) provide humanitarian assistance for citizen(s) in distress such as  
30 victims of road accident, fire disaster, earthquake, flood, etc, and where

- 1 necessary collaborate with other agencies for humanitarian assistance;
- 2 (g) facilitate the free passage and movement on highways, roads
- 3 streets and avenues open to public without subjecting citizenry to
- 4 inhuman treatments or any form of extortion;
- 5 (h) adopt community partnership in the performance of the duties
- 6 provided under this section; and
- 7 (j) prevent and detect crimes without unreasonably threatening the
- 8 liberty and privacy of the citizens.

9 **5.-(1)** There is established a body to be known as the Nigerian Establishment  
10 Police Council (in this Bill referred to as "the Council") which shall consist of the Nigerian  
11 of; Police Council

- 12 (a) The President, who shall be the Chairperson;
- 13 (b) The Governor of each State of the Federation;
- 14 (c) The Chairman of the Police Service Commission; and
- 15 (d) The Inspector-General of Police.
- 16 (2) The functions of the Council shall include-
- 17 (a) the organisation and administration of the Police and all other
- 18 matters relating thereto (not being matters relating to the use and operational
- 19 control of the Police, or the appointment, disciplinary control and dismissal
- 20 of members of the Police);
- 21 (b) the general supervision of the Police;
- 22 (c) advising the President on the appointment of the Inspector-
- 23 General of Police.
- 24 (3) The Permanent Secretary in the Police Affairs Office, in the
- 25 Presidency, shall be the Secretary to the Council and the Secretariat of the
- 26 Council shall be in the Police Affairs Office, the Presidency.

27 **PART III**

28 **6.** Pursuant to Section 215 (1) of the Constitution, the hierarchy of

29 the Police shall consist of the following:

- 30 (i) The Inspector-General of Police;

1 (ii) Deputy Inspector- General of Police;  
 2 (iii) Assistant Inspectors-General of Police;  
 3 (iv) Commissioners of Police;  
 4 (v) Deputy Commissioner of Police;  
 5 (vi) Assistant Commissioner of Police;  
 6 (vii) Chief Superintendent of Police;  
 7 (viii) Superintendent of Police;  
 8 (ix) Deputy Superintendent of Police;  
 9 (x) Assistant Superintendent of Police;  
 10 (xi) Inspector of Police;  
 11 (xii) Sergeant Major;  
 12 (xiii) Sergeant;  
 13 (xiv) Corporal;  
 14 (xv) Constable; and  
 15 (xv) Such other officers as the Nigeria Police Council may, from time  
 16 to time, consider necessary for effective discharge of the functions of the  
 17 Police.

Appointment  
 of Inspector  
 General of Police

18 7.-(1) The Inspector General of Police shall be the head of the Police  
 19 and exercise all operational control over the Police and all its  
 20 departments/units.

21 (2) The person to be appointed as Inspector General of Police shall be  
 22 a Senior Police Officer not below the rank of an Assistant Inspector General of  
 23 Police with the requisite academic qualifications of not less than a first degree  
 24 or its equivalent in addition to professional and management experience.

25 (3) The person for the office of the Inspector General of Police shall  
 26 be appointed as follows:

27 (i) interested persons shall make an open and formal application to the  
 28 Police Council;

29 (ii) the Nigerian Police Council shall nominate three applicants from  
 30 among the pool of applicants using the stipulated criteria for competences and

1 qualification; and

2 (iii) the President shall appoint the Inspector General of Police  
3 from the recommended applicants subject to the confirmation of the senate.

4 (4) The Inspector-General of Police shall not be removed from  
5 office except for gross misconduct, gross violation of the constitution or  
6 demonstrated incapacity to effectively discharge the duties of the office.

7 (5) The Inspector General of Police shall not be removed from  
8 office except:

9 (i) a report or complaint of gross misconduct or incapacity to  
10 perform his duties has been made against him by any person, including the  
11 President;

12 (ii) the Nigerian Police Council considers the allegations against  
13 him serious and sets up a committee of the Council to investigate the matter.

14 (iii) the Committee investigates the allegation, and after fair  
15 hearing, recommends that the person be removed from office; and

16 (iv) the Senate by resolution confirms the removal of the person.

17 (6) the person appointed to the office of the Inspector General of  
18 Police shall hold office for a single term of 5 years subject to the statutory  
19 retirement requirement in the public service.

20 **8.-(1)** the Deputy Inspector General and Assistant Inspectors  
21 General shall be appointed by the Police Service Commission

Appointment  
of Deputy Inspector  
General of Police,  
etc.

22 (2) A Person appointed under subsection (1) of this section shall  
23 hold office until retirement or removal following due process by the Police  
24 Service Commission on account of gross misconduct or incapacity to  
25 perform his/her duties based on recommendation by the Inspector General  
26 of Police.

27 **9.** A Commissioner of Police shall be appointed for each state of  
28 the federation and the Federal Capital Territory by the Police Service  
29 Commission on the recommendation of the Inspector General of Police.

	1	<i>Powers, Duties and Functions</i>
Power and Duties of the Inspector General of Police	2	<b>10.</b> -(1) The Inspector General of police may exercise the powers and
	3	shall perform the duties and functions necessary to give effect to section 7(1) of
	4	this Bill.
	5	(2) Subject to subsection (1) of this section, the Inspector General's
	6	powers, duties and functions shall include to:
	7	(a) develop a plan before the end of each financial year, setting out the
	8	priorities, objectives and expected outcomes of policing and for the next
	9	financial year;
	10	(b) having due regards to the state of the security across the country
	11	and population, determine the distribution of the numerical strength of the
	12	Police after due consultation with the Police Service Commission;
	13	(c) organize or reorganize the Nigeria Police at national level into
	14	various components, units or groups;
	15	(d) establish and maintain training institutions or centers for the
	16	training of officials and other members; and
	17	(e) perform any legal act or act in any legal capacity on behalf of the
	18	Police.
Duties of the Deputy Inspector General of Police	19	<b>11.</b> -(1) The Deputy Inspector-General shall act in the absence of the
	20	Inspector-General of Police.
	21	(2) When acting for the Inspector-General, the Deputy Inspector-
	22	General shall be guided by the following:
	23	(a) all matters involving any change in Police policy shall be held in
	24	abeyance until the Inspector-General returns or, if the matter is urgent, referred
	25	directly to the Inspector-General for his instructions, provided such matters do
	26	not contradict the general policy directive of the Police Council; and
	27	(b) all matters of importance dealt with by the Deputy inspector-
	28	General during the absence of the Inspector-General shall be referred to the
	29	Inspector General on his return.

1	<b>12.-(1)</b> Subject to this Bill, a State Commissioner of Police shall	Power, Duties and the Functions of Commissioner of Police
2	have command and control over the police in the state he/she is assigned to	
3	and may exercise the powers and shall perform the duties and functions	
4	necessary to give effect to sections 2 and 4 of this Bill.	
5	(2) A State Commissioner of police shall perform any duties	
6	delegated to him by the Inspector General subject to sections 2 and 4 of this	
7	Bill.	
8	(3) A State Commissioner shall subject to the directions of the State	
9	Governor, be responsible for establishing community police in the state	
10	under his command.	
11	<b>13.-(1)</b> The Inspector-General may delegate any of his powers	Delegation by Inspector-General of Police
12	under this Bill to any police officer so that the delegated powers may be	
13	exercised by the delegate with respect to the matters or class of matters	
14	specified or defined in the instrument of delegation.	
15	(2) Guided by the principle of efficiency and effectiveness, and for	
16	ease of delegation of powers, the Inspector-General shall devolve powers to	
17	Zonal, State, Area and Divisional Commands to ensure quick response to	
18	priority safety and security needs.	
19	PART IV - GENERAL ADMINISTRATION	
20	<i>Oaths for Officers</i>	
21	<b>14.</b> On appointment of any person as a member of the Nigerian	Oath to taken by officers on appointment
22	Police, such person shall forthwith take and subscribe to the official oath, the	
23	police oath and the oath of allegiance.	
24	<b>15.-(1)</b> A Constable shall on appointment be enlisted to serve in the	Commencement
25	Police for five years or for such other period as may be fixed by the Police	
26	Service Commission, which shall take effect from the day he has been	
27	approved for service.	
28	(2) Professionals from the relevant fields of criminology,	
29	psychology, sociology, Law, medicine, pathology, etc, shall be enlisted into	
30	the service and such professionals shall practice their professions and use	



1 their expertise in the advancement of the duties of the service.

2 (3) All candidates intending to be enlisted/ recruited into the service  
3 shall undergo psychological and other evaluations as may be required as part of  
4 the enlistment or recruitment process to ascertain their character and suitability  
5 for the job.

6 (4) Within the period of enlistment, every police officer shall undergo  
7 specialized training in any professional field relevant to policing and law  
8 enforcement.

9 **16.**-(1) Subject to section 18 of this Bill, the Police Service  
10 Commission may extend the service of constables whose service is needed  
11 beyond general duties for a period of six years.

12 (2) Subject to subsection (i) of this section, a Constable that serves an  
13 extension may be considered for a re-engagement into the Police Force  
14 provided he applies for it.

Delegation

15 **17.** A Non-Commissioned Officer; Constable or Recruit Constable  
16 on fresh enlistment, or re-engaged for a further period of service, shall make  
17 and subscribe to the Police declaration prescribed by the Oaths Act.

Re-engagement

18 **18.**-(1) Upon approval by the appropriate authority, a Non-  
19 Commissioned Officer or Constable of good character may be re-engaged to  
20 serve for second period of six years as well as third period of six years or until  
21 the officer reaches 35 years of service or age of 60 years, whichever is earlier

22 (2) Upon completion of such third period of six years, or if the officer  
23 has re-engaged until reaching the age of 60 years, the Non-Commissioned  
24 Officer or Constable may be discharged or may claim a discharge provided a  
25 six months' notice is given to or by him.

26 (3) The prescribed approval referred to in subsections (1) and (2) of  
27 this section shall be that of the Chairman of the Police Service Commission or  
28 as delegated to the Inspector General of Police by the Commission.

29 (4) Where a Non-Commissioned Officer or Constable Offers to re-  
30 engage within six months after having received his discharge, he shall on re-

1 engagement be entitled to the rank which he was holding at the time of his  
2 discharge provided there is a vacancy in the establishment of that rank at the  
3 time he re-engages.

4 (5) The service of a Non-Commissioned Officer or Constable who  
5 has re-engaged under this section shall be deemed to be continuous for the  
6 purposes of the pension or annual allowance or gratuities, as the case may  
7 be, and the Non-Commissioned Officer or Constable regarded as being on  
8 leave without pay during the period between discharge and re-engagement

9 (6) A Non-Commissioned Officer or Constable may not be re-  
10 engaged after a period of six months has elapsed since his discharge, except  
11 his offer of service is accepted.

12 (7) The question of reinstatement of a re-enlisted Non-  
13 Commissioned Officer or Constable to the rank he held prior to his  
14 discharge shall be decided by a superior Police Officer.

15 (8) A Non-Commissioned Officer or Constable whose period of  
16 service expires during a state of war, insurrection or hostilities, may be  
17 compulsorily retained and his service prolonged for such period, not  
18 exceeding twelve months, as the Police Service Commission may direct.

19 (9) Subject to the provision of section 7 (1) of the Pension Act and  
20 to the provisions of subsection (2) of this section, no Police Officer other  
21 than a superior police officer shall be at liberty to resign or withdraw himself  
22 from his duties without the approval of the Police Service Commission or  
23 any Police Officer authorized in writing by the Police Service Commission.

24 **19.-(1)** All police officers shall undergo periodic training and  
25 retraining in basic policing and law enforcement courses as well as  
26 specialized courses relevant to law enforcement;

Training and  
retraining of  
Police Personnel

27 (2) The Inspector-General, in consultation with the Police Service  
28 Commission, shall be responsible for the revision of the training, duration as  
29 well as content of police training at least once in every five years

	1	PART V - POWERS OF THE POLICE OFFICER
Conduct of Prosecutions	2	<b>20.</b> -(a) Subject to the provisions of section 174 and 211 of the
	3	Constitution of the Federal Republic of Nigeria and section 106 of the
	4	Administration of the Criminal Justice Act which relates to the powers of the
	5	Attorney-General of the Federation and of a State to institute and undertake,
	6	take over and continue or discontinue criminal proceedings against any person
	7	before any court of law in Nigeria, a Police Officer may conduct in person
	8	prosecutions before any court whether or not the information or complaint is
	9	laid in his name;
	10	(b) a police officer referred to in 20(a) above may conduct such
	11	prosecutions before the courts subject to the provisions of the relevant criminal
	12	procedure laws in force at the federal level and in state regarding prosecution
	13	by non-qualified legal practitioners
	14	(c) There shall be assigned to every Police Division at least 1 Police
	15	Officer that is qualified to practice as legal practitioner in accordance with the
	16	Legal Practitioners Act Cap L11 LFN 2004.
Decision to file case	17	<b>21.</b> Where a crime is reported to the Police or a person is brought to a
	18	police station on the allegation of commission of a criminal offence, it shall be
	19	the duty of the Police to investigate such allegations according to its internal
	20	processes and procedures and report their findings to the Prosecutor who shall
	21	decide whether to file a charge or not.
Power to arrest without warrant	22	<b>22.</b> -(1) In addition to the powers of arrest without warrant conferred
	23	upon a Police Officer by section 18 of the Administration of Criminal Justice
	24	Act, it shall be lawful for any Police Officer and any person whom he may call
	25	to his assistance, to arrest without warrant:
	26	(a) any person whom he finds committing a felony, misdemeanor or
	27	simple offence, or whom he reasonably suspects of having committed or is
	28	about to commit a felony, misdemeanor or breach of the peace;
	29	(b) any person whom any other person charges with having
	30	committed a felony or misdemeanour.

1           (2) The provisions of this section shall not apply to any offence  
2       with respect to which it is provided that any offender may not be arrested  
3       without warrant.

4           (3) For the purpose of this section the expressions felony,  
5       misdemeanour and simple offence shall have the same meanings as they  
6       have in the Criminal Code and Penal Code.

7           **23.** Any warrant lawfully issued by a court for apprehending a  
8       person charged with any offence may be executed by a Police Officer at any  
9       time notwithstanding that the warrant is not in his possession at that time, but  
10      the warrant shall, be shown to the person apprehended not later than 24  
11      hours after his arrest.

Power to arrest  
without having  
warrant possession

12          **24.** Any summons lawfully issued by a court may be served by any  
13      police officer at any time during the hours of daylight, which is  
14      between 6 a.m. to 6 p.m.

Summonses

15          **25.** When a person is arrested without a warrant, he shall be taken  
16      before a court which has jurisdiction with respect to the offence with which  
17      he is charged as soon as practicable after he is taken into custody:

Bail of person  
arrested without  
warrant

18          Provided that any Police officer for the time being in charge of a  
19      Police station may inquire into the case and:

20          (a) except when the case appears to such officer to be of a serious  
21      nature, he may release such person upon his entering into a recognizance  
22      with or without sureties, for a reasonable amount to appear in court at the  
23      day, time, and place mentioned in the recognizance; or

24          (b) if it appears to a police officer that an inquiry cannot be  
25      completed forthwith, he may release such person on his entering into are  
26      cognizance with or without sureties for a reasonable amount, to appear at  
27      such Police Station and at such times as are named in the recognizance,  
28      unless he previously receives notice in writing from the superior Police  
29      officer in charge of that Police station that his attendance is not required, and  
30      any such bond maybe enforced as if it were a recognizance, conditional for

	1	the appearance of the person before a court.
Application for extension of detention or remand	2	<b>26.-(1)</b> Where a Senior Police Officer of the rank of superintendent or
	3	above in charge of a police station in which a person is detained has a
	4	reasonable ground to believe that it is imperative to secure the person arrested
	5	without charge in detention in order to preserve evidence pertaining to an
	6	offence for which he is arrested; or obtain such evidence by interrogating him;
	7	(2) An application may be made to a Court pursuant to Section 293 of
	8	the ACJA to remand the person in prison custody or extend the detention in the
	9	police station and the court may grant the application for remand or extension
	10	of detention provided that:
	11	(a) there are reasonable grounds to justify further detention;
	12	(b) the application for extension is filed before the expiration of 48
	13	hours after the arrest;
	14	(c) the arrested person has been served with a copy of the information
	15	brought before the court for hearing and is given opportunity to be heard;
	16	(d) the offence for which the person is to be charged carries a sentence
	17	of not less than 3 years imprisonment upon conviction;
	18	(e) there is a verifiable evidence on oath that the person sought to be
	19	detained will materially interfere with investigation or escape from criminal
	20	trial if released; and
	21	(f) there is no other way of ensuring attendance of the person to trial
	22	and non-interference with investigation except by remand in police or prison
	23	custody.
	24	(3) The application referred to under this section, shall be determined
	25	by the court within 48 hours.
Power to search	26	<b>27.-(1)</b> In addition to the provision of section 12 of the Administration
	27	of Criminal Justice Act, a Police Officer may seize and retain anything for
	28	which a search has been authorized.
	29	(2) In every case in which any property is seized pursuant to this
	30	section, the person on whose premises it was at the time of seizure or the person

1 from whom it was taken if other than the person on whose premises it was,  
2 may be summoned or arrested and brought before a court to account for his  
3 possession of such property, and the court shall make such order on the  
4 disposal of such property and may award costs as the justice of the case  
5 may require.

6 (3) Such authority under subsection 2 of this section may only be  
7 given when the premises to be searched are, or within the preceding twelve  
8 months have been, in the occupation of any person who has been convicted  
9 of receiving stolen property or of harboring thieves, or of any offence  
10 involving fraud or dishonesty, and punishable by imprisonment.

11 (4) While searching the premises, a Police officer shall not violate  
12 the human rights of person found in the premises that is being searched

13 **28.-(1)**A search warrant is unlawful unless it complies with this Search warrant  
14 section. safeguard

15 (2) Where a Police Officer applies for any search warrant, it shall  
16 be his duty to state:

- 17 (a) the ground on which he makes the application;  
18 (b) the law under which the warrant would be issued;  
19 (c) the premises to be searched, and  
20 (d) possible the article(s) or person (s) to be searched.

21 (3) An application for a warrant shall be made in writing under oath  
22 and supported by necessary information.

23 (4) A warrant shall authorize an entry on one occasion only.

24 (5) (a) a warrant shall specify:

- 25 (i) the name of the person who applies for it;  
26 (ii) the date on which it is issued;  
27 (iii) the law under which it is issued; and  
28 (iv) the premises to be searched.

29 (b) a warrant shall identify, as practicable as possible, the article(s)  
30 or person(s) to be searched.

1 (6) Two copies of a warrant shall be made.

2 (7) The two copies shall be clearly certified as copies.

3 **29.**-(1) A warrant to enter and search premises may be executed by  
4 any Police Officer.

5 (2) Such a warrant may authorize a person to accompany any Police  
6 Officer who is executing it.

7 (3) A search warrant may be issued and executed at any time on any  
8 day, including a Sunday or public holiday.

9 (4) Where the occupier of premises which are to be searched is present  
10 at the time when a Police Officer seeks to execute a warrant to enter and search,  
11 the officer shall:

12 (a) identify himself to the occupier and, if not in uniform, shall  
13 produce to the occupier, his official identity card;

14 (b) produce the warrant to the occupier, and

15 (c) supply the occupier with a copy.

16 (5) Where the occupier is not present, but some other person who  
17 appears to the Police Officer to be in-charge of the premises is present,  
18 subsection 4 of this section shall take effect as if the occupier is present

19 (6) Upon the execution of a warrant, a Police Officer shall make an  
20 endorsement on it stating;

21 (a) Whether the articles or persons sought were found; and

22 (b) whether any other articles were seized, other than articles which  
23 were sought.

24 (7) A search warrant may be endorsed by a superior Police Officer in  
25 the absence of a Magistrate or Justice of the Peace.

Power to detain  
and search  
suspected person  
or vehicle

26 **30.** A Police officer may detain and search any person or attended  
27 vehicle where:

28 (a) reasonable grounds for suspicion exist that the person being  
29 suspected is having in his possession; or conveying in any manner anything

1 which he has reason to believe to have been stolen or otherwise unlawfully  
2 obtained;

3 (b) reasonable grounds for suspicion exists that such person or  
4 vehicle is carrying an unlawful article;

5 (c) reasonable grounds for suspicion that incidents involving  
6 serious violence may take place within a locality;

7 (d) information has been received as to a description of an article  
8 being carried or of a suspected offender; and

9 (e) a person is carrying a certain type of article at an unusual time or  
10 in a place where a number of burglaries or thefts are known to have taken  
11 place recently.

12 **31.** The following shall not be grounds for reasonable suspicions: Where reasonable

13 (a) Personal attributes including a person's color, age, hairstyle or suspicion never  
14 manner of dress; exit

15 (b) Previous conviction for possession of an unlawful article; or

16 (c) Stereotyped images of certain persons or groups as more likely  
17 to be committing offences.

18 **32.-(1)** Where an officer is exercising the powers under section 32, Action before  
19 he shall before carrying out the search, question the person about his a search takes  
20 behaviour or his presence in circumstances which gave rise to the suspicion. places

21 (2) If the person to be searched has a satisfactory explanation  
22 which will make a search unnecessary or other circumstances has come to  
23 attention of the officer that make the search unnecessary, no search may take  
24 place.

25 (3) Before any search of a detained person or vehicle may take  
26 place, the officer must give the person to be searched or in-charge of the  
27 vehicle the following information:

28 (a) his name and the name of the Police station to which he is  
29 attached;

30 (b) the object of the search; and



Conduct of  
search

1 (c) his grounds or authorization for undertaking the search.

2 (4) For any police officer to exercise the power to stop and search, he  
3 must be in uniform or wear visibly a valid Police Identity Card.

4 **33.**-(1) Reasonable effort must be taken to minimize the  
5 embarrassment that a person being searched may experience.

6 (2) The co-operation of the person to be searched shall be sought in  
7 every case.

8 (3) A forcible search may be used as a last resort only if it has been  
9 established that the person being searched is unwilling to co-operate or resists.

10 (4) The length of time for which a person or vehicle may be detained  
11 for a search will depend on the circumstances, but this must be within a  
12 reasonable time.

13 (5) Searches in public must be restricted to superficial examination of  
14 outer clothing.

15 (6) Where it is considered necessary to conduct a more thorough  
16 search that requires a person to take off his cloth or headgear, it:

17 (a) shall be done out of public view and by an officer of the same sex  
18 with the person being searched; and

19 (b) may not be made in the presence of anyone of the opposite sex  
20 unless the person being searched requests it.

Action after a  
search is carried  
out

21 **34.**-(1) An officer who has carried out a search must make a written  
22 record unless it is not practicable to do so, including situations where the  
23 number of persons to be searched is large or in situations involving public  
24 disorder.

25 (2) The records must be completed and signed by the officer and  
26 person being searched on the spot and a copy to be given to the person being  
27 searched or the vehicle driver if it is a vehicle.

28 (3) Subject to subsection (2) of this section, in case the search record  
29 is not available on the spot, the officer that carried out the search shall advise  
30 the person searched or the driver of the vehicle searched, the police station the

1 person may pick up the search record.

2 (4) A searched person may refuse to collect a search record that his  
3 signature is not appended on.

4 (5) Where the person to be searched is unwilling to provide  
5 detailed information about himself, the officer may not detain him; he  
6 should be allowed to go unless unlawful items are found in his possession or  
7 in the vehicle searched

8 **35.**-(1) A search record shall be prepared in the prescribed Form to  
9 be known as a National search Record Form.

10 (2) The following information must always be included in the  
11 National Search Record:

12 (i) the name of the person searched or if he withholds it, description  
13 of the person;

14 (ii) the date of birth of the person searched;

15 (iii) a note of the person's ethnic origins

16 (iv) when a vehicle is searched, a description of the vehicle,  
17 including he registration number;

18 (v) the object of the search;

19 (vi) the ground for making the search;

20 (vii) the date and time the search was made;

21 (viii) the place where the search was made;

22 (ix) the result of the search

23 (x) a note of any injury or damage to property resulting from the  
24 search; and

25 (x) the identity of the officer making the search.

26 **36.**-(1) A police officer shall take and record for the purposes of  
27 identification the measurements, photographs and fingerprint impression of  
28 all persons who may from time to time be in lawful custody.

Power to take  
fingerprints

29 (2) where a person who has not previously been convicted of any  
30 criminal offence is discharged or acquitted by a court, all records relating to

1 such measurements, photographs and fingerprint impressions including the  
2 document of acquittal or discharge shall be stored in a retrievable form and  
3 handed over to such person upon request.

4 (3) A police officer shall apply to a Court to compel any person in  
5 lawful custody, who refuses to submit to the taking and recording of his  
6 measurements, photographs or fingerprint impressions, to submit himself.

7 (4) Subject to subsection (3) of this section, the Court may authorize a  
8 Police Officer to take the measurements, photographs and finger-print  
9 impressions of such person.

Public safety  
and public order

10 **37.**-(1) The Inspector-General shall be responsible for maintaining  
11 and securing public safety and public order. In discharging these  
12 responsibilities, the Inspector-General shall:

13 (a) uphold the provisions of the Constitution and laws made there  
14 under;

15 (b) uphold and protect the fundamental rights of citizens; and

16 (c) be fair to all citizens notwithstanding their economic status or  
17 religious, ethnic or political beliefs and affiliations

18 (2) Subject to the provisions of subsection (1) of this section, the  
19 Commissioner of police of a State shall be responsible for maintaining and  
20 security public safety and public order within the State.

21 (3) Notwithstanding the provisions of any law for the time being in  
22 force, neither the Inspector General of Police nor the Commissioner of Police  
23 or their lawful delegates shall unreasonably disallow members of the public,  
24 the right to hold peaceful rallies, processions and assemblies in public  
25 highways, buildings or spaces.

26 (4)(a) Where a person or organization notifies the police of their  
27 intention to hold a public meeting, rally or procession on a public highway, or  
28 such meetings in a place where the public has access to, the appropriate Police  
29 officer responsible for the area where the meeting, rally or procession will take  
30 place, shall mobilize personnel to provide security cover for the meeting, rally

1 or procession,

2 (b) Where the appropriate police officer has reason to believe that  
3 the rally, procession or assembly will lead to riots or other violence, he shall  
4 convey this in writing giving reasons for his refusal to provide cover for the  
5 public meeting, rally, procession or such assembly; and may advise for its  
6 postponement.

7 (5) Where the organisation decides to proceed with the meeting,  
8 rally assembly or procession, notwithstanding the advice; the police may  
9 apply to a High Court in the state where the meeting, rally, procession or  
10 assembly is to take place, for an order restraining the organisers from  
11 proceeding with it

12 PART VI - PROPERTY UNCLAIMED, FOUND OR OTHERWISE

13 38.-(1) Where a police officer or any other person finds a property,  
14 the property shall be taken to the nearest police station within 24 hours

15 (2) A police officer on duty shall collect the property found and  
16 make a record of it.

17 (3) A register shall be designed and kept for lost but found property  
18 which must contain the following information:

19 (a) the name of the property found;

20 (b) the description of the state or general particular of the property  
21 found; when it was brought to the police station; and any other relevant  
22 information relating to the property;

23 (c) the date and time it was found and brought;

24 (d) the name, address and telephone number, if any of the person  
25 who found and brought it to the station;

26 (e) the name and rank of the police officer who collected the  
27 property, and

28 (f) the signature of both the police officer and the person who found  
29 and brought the property to the station.

30 (4) A police officer who collects the lost but found property shall

1 prepare two copies of the lost but found property in the prescribed Form and a  
2 copy shall be given to the person who found and brought the property to the  
3 police station.

4 (5) (a) The police officer in-charge of the police station that is in  
5 possession of lost but found property shall make public announcements, about  
6 the property and for the rightful owner to claim it within 6 months with  
7 evidence and proof of ownership;

8 (b) The police officer in charge of the station in possession of the  
9 property shall release the property to the owner upon satisfactory proof of  
10 ownership;

11 (6) Where the property remains unclaimed after the expiration of six  
12 (6) months, the police officer in charge of the station shall bring the property  
13 before a court for public auction.

14 (7) Where a property in police custody is a perishable article or its  
15 custody involves unreasonable expense or inconvenience, it may be sold at any  
16 time, but the proceeds of sale shall not be paid into the police reward fund until  
17 they have remained in the possession of the police for six months, and in any  
18 other case, the property shall not be sold until it has remained in the  
19 possession of the police for six months.

Documentation  
of arrest witnesses  
and death in Police  
Station

20 **39.-(1)**Where a person appears in a police station in respect of a crime  
21 or an allegation of commission of a crime either as an accused person or a  
22 witness, or as a relation or friend of an accused person or a witness, the Duty  
23 officer or such other officer as may be authorized by the officer in Charge of the  
24 station shall enter in the official record book:

25 (a) the name of the person and his national identity number if any;

26 (b) the date of birth of the person;

27 (c) the reason for the person's visits;

28 (d) the name and address of the person's next of kin;

29 (e) the exact time the person came to the station and leaves, for  
30 everyday he visits; and

1 (f) any ailment or medical condition which the person has.

2 (2) The particulars mentioned in sub-section (1) of the section shall  
3 be updated each day the person remains in custody in the police station.

4 (3) Where in exercise of the police duty a person is shot, wounded  
5 or killed, the officer commanding the operation shall record the number of  
6 those wounded or killed, the names of such victims or their description as  
7 much as possible and efforts taken to ensure hospitalization of the wounded  
8 or proper reservation of the dead.

9 (4) Any police officer who fails to keep appropriate records  
10 mentioned in subsections (1), (2) and (3) of this section shall be guilty of a  
11 serious misconduct, which shall attract disciplinary measure.

12 (5) the Inspector General shall give a quarterly report to the Police  
13 Service Commission itemizing the number and identity of persons who  
14 were killed or wounded during police operations across the country; or died  
15 in police custody

16 **40.**-(1) Any person who is aware that somebody under his Missing person  
17 employment or control is missing shall within 24 hours report to the police  
18 the identity of the missing person and the circumstances in which that person  
19 got missing.

20 (2) When such report is lodged with the police, the duty officer or  
21 such other designated staff shall immediately record the names and  
22 addresses of the missing person and the person who made the report.

23 PART VII - OTHER PROVISIONS

24 **41.**-(1) There shall be established a fund to be called "the Police The Police  
25 Reward Fund"(in this section referred to as "the Fund")into which shall be Reward Fund  
26 paid the following:

27 (a)all monies forfeited by order of a superior officer on members of  
28 the police for offences against discipline;

29 (b) all fines levied for assaults on members of the police;

30 (c) one third of any fees paid by members of the public in respect of

1 extracts from reports made by the police;

2 (d) one third of any fees paid in accordance with Standing Orders for  
3 the services of police officers who would otherwise be off duty; and

4 (e) all sums ordered to be paid into the fund under section 43(7)(b) of  
5 this Bill.

6 (2) Subject to the rules for the time being in force under section 23 of  
7 the Finance Control and Management Act, the fund shall be applied and  
8 disbursed at the direction of the Inspector General, based on criteria laid by the  
9 Nigeria Police Council, for any of the following purposes:

10 (a) to reward members of the police for exemplary services;

11 (b) for payment of ex gratia compassionate gratuities to widows or  
12 children of deceased members of the force;

13 (c) for making ex gratia payments towards the funeral expenses of any  
14 member of the police who dies in the service of the police; and

15 (d) such other purpose as may be determined from time to time by the  
16 Nigerian Police Council

Recognition and  
commendation  
for gallant and  
exemplary  
service

17 **42.** Police officers who have distinguished themselves with their  
18 outstanding performance in the discharge of their duties shall be duly  
19 honoured and recognized for their gallant and exemplary service in any of the  
20 following ways:

21 (a) by recommendation for national honors, in particular attention  
22 being paid to deserving officers of lower rank;

23 (b) through public presentation of awards and certificates of  
24 exemplary service from communities and civil society; and

25 (c) the police shall set aside a day or week in every year to celebrate  
26 outstanding performance by its officers as well as to remember their fallen  
27 heroes

Police Officer  
and indebtedness

28 **43.-(1)** A police officer shall not get himself trapped in indebtedness  
29 of any kind while still in service, and where he does, he shall be disciplined and  
30 the debt shall be recovered from his salary or remuneration provided the

1 creditor have evidence(s) to prove the indebtedness.

2 (2) Subject to subsection(1)of this section, for such debt or liability  
3 to be settled the officer's remuneration may be withheld to an extent not  
4 exceeding one-half of his monthly payment thereof.

5 (3)When an order for payment of such debt or satisfaction of such  
6 liability is made, the court making the order shall give due notice to the  
7 senior police officer in charge of the command to which the indebted officer  
8 belongs, and the amount ordered shall be withheld or deducted from the  
9 indebted officers remuneration until the amount of the debt is made good.

10 **44.** The remuneration of a police officer shall not be withheld upon Debt Recovery;  
11 any debt or liability, which he may have incurred within three years before Exception  
12 being appointed to the police.

13 **45.** While still in service, a police officer shall not directly be Private business  
14 involved in managing and running any private business or trade except and conflict of  
15 farming. interest

16 PART VIII - OFFENCES

17 **46. -(1)** A police officer who: Offences by  
18 (a) begins, raises, abets, countenances, or excites mutiny; Police Officer  
19 (b) causes or joins in any sedition or disturbance whatsoever;  
20 (c) being at any assemblage tending to riot, does not use his utmost  
21 endeavour to suppress such assemblage;  
22 (d) coming to the knowledge of any mutiny, or intended mutiny  
23 does not without delay give information thereof to his superior officer;  
24 (e) strikes or offers any violence to his superior officer, such officer  
25 being in the execution of his duty;  
26 (f) deserts or aids or abets the desertion of any officer from the  
27 Service;  
28 (g) fails to come to the aid or to assist any person in need of  
29 assistance at the time of distress; or  
30 (h) on enlistment falsely states that he has not been convicted or



1 imprisoned for a criminal offence or that he was never employed by the  
2 government of the federation or government of any state;

3 (2) Any officer found indulging in any manner prescribed in  
4 S.48(l)(a-h) shall be subject to appropriate disciplinary proceedings in  
5 accordance with the police disciplinary mechanisms and if found guilty, shall  
6 be recommended for dismissal and charged to court for prosecution in  
7 accordance with the relevant laws in force.

8 (3) In discharging his duty, a police officer shall not discriminate  
9 against any Nigerian, based on the person's place of origin; gender, socio-  
10 economic status, ethnic, political or religious affiliation; or any form of  
11 disability; and shall not use such language, or act in such a way that suggests a  
12 bias towards a particular group.

13 (4) A police officer may be proceeded against for desertion without  
14 reference to the time during which he may have been absent, and thereupon  
15 may be found guilty, either of desertion or of absence without leave:

16 Provided that a police officer shall not be convicted as a deserter or of  
17 attempting to desert unless the court is satisfied that there was an intention on  
18 the part of such officer either not to return to the force, or to escape some  
19 particular important service.

Apprehension  
of deserters

20 47. Upon reasonable suspicion that any person is a deserter, a police  
21 officer or any other person may apprehend him and forthwith bring him before  
22 a court having jurisdiction in the place where he was found, which may deal  
23 with the suspected deserter or refer him to a court having jurisdiction in the  
24 place in which he has deserted

Assault on  
Police Officer

25 48. Any person who assaults, obstructs or resists any police officer in  
26 the execution of his duty, or aids or incites any other person to assault, obstruct  
27 or resist any police officer or any person aiding or assisting such police officer  
28 in the execution of his duty, shall be guilty of an offence and, on summary  
29 conviction by a court, shall be liable to a penalty of fifty thousand naira or to  
30 imprisonment for a term of six months.

1	<b>49.</b> Where any person is called upon to aid and assist a police	Refusing to aid
2	officer who is, while in the execution of his duty, assaulted or resisted or in	Police Officer
3	danger of being assaulted or resisted, and such person refuses or neglects to	assaulted
4	aid and assist accordingly, he shall be guilty of an offence and, on summary	
5	conviction by a court, shall be liable to a penalty of fifty thousand naira or to	
6	imprisonment for a term of six months.	
7	<b>50.</b> -(1) While on duty, a police officer shall not take any in	Drinking of
8	toxicating liquor, psychotropic substances or stimulants, where he does, he	alcohol or use of
9	shall be punished in accordance with the police disciplinary procedures.	psychotropic
10		substances and
11	<b>(2)</b> A person who:	stimulants while
12	<b>(a)</b> Knowingly harbors or entertains, or either directly or indirectly,	on duty
13	sells or gives any intoxicating liquor, psychotropic substances or stimulants	
14	to any police officer while on duty, or permits any such police officer to	
15	abide or remain in his house unlawfully; except in cases of extreme urgency;	
16	<b>(b)</b> by threats or by offer of money, gift, spirits, liquors,	
17	psychotropic substances or stimulants induces or attempts to induce any	
18	police officer to commit a breach of his duty as a police officer or to omit any	
19	part of such duty;	
20	Shall be guilty of an offence and liable on conviction to one month	
21	in prison with or without an option of fine not less than ten thousand naira.	
22	<b>51.</b> Any person not being a police officer who:	Impersonation
23	<b>(a)</b> puts on or assumes either in whole or in part, the apparel, name	of Police Officer
24	, designation, or description of any police officer or resembling and intended	
25	to resemble the apparel, name or designation of any police officer; or	
26	<b>(b)</b> in any way pretend to be a police officer for the purpose of	
27	obtaining admission into any house or other place, or of doing any act which	
28	such person would not by law be entitled to do of his own authority:	
29	Shall be guilty of an offence and on summary conviction liable to a	
30	penalty of not less than N50,000, or to imprisonment for a term of three	
	years or to both.	

Obtaining admission into the Police by fraud	1	<b>52.-(1)</b> A person who:
	2	(a) knowingly uses or attempts to pass off any forged or false
	3	certificate character, letter, or any other document for the purpose of obtaining
	4	admission into the Police; or
	5	(b) on applying for enlistment, makes a false statement;
	6	Shall be guilty of an offence and, on summary conviction before a court liable
	7	to imprisonment for a term of six months.
	8	(2) A police officer may arrest without a warrant any person whom he
	9	reasonably believes to be guilty of an offence under this section.
Ordinary course of Law not to be interfered with	10	<b>53.</b> Nothing in this Bill shall be construed to exempt a police officer
	11	from being proceeded against by the ordinary course of law when accused of
	12	any offence punishable under any other Act or law.
Persons acquitted by the Court shall not be punished on the same charge under this Bill, nor convicted, except reduction	13	<b>54.-(1)</b> A person who has been acquitted by a court of any crime or
	14	offence shall not be tried on the same charge or suffer any punishment under
	15	this Bill.
	16	(2) Where a member of the police has been convicted by a court of any
	17	crime or offence, he shall not be liable to be punished for the same offence
	18	under this Bill, otherwise than by reduction in rank or grade or by dismissal
	19	from the police.
	20	PART IX - REGULATIONS AND STANDING ORDERS
	21	<b>55.-(1)</b> The minister supervising the police may make regulations on
Power to make Regulations	22	the recommendation of:
	23	(a) the Nigeria Police Council with respect to the policy, organization
	24	and administration of the police, including establishments and financial
	25	matters, other than pensions within the meaning of the Pensions Act (Cap. P4);
	26	(b) the Police Service Commission with respect to appointments,
	27	promotions and disciplinary control of police officers as stated in the
	28	constitution.
	29	<b>56.-(1)</b> The Police Service Commission may make Standing Orders
	30	for the appointment, promotion, and discipline of members of the Police.
Standing Order		

1 (2) The Inspector General of Police may make Standing Orders  
2 relating to operational control of the police.

3 (3) Such Standing Orders shall be binding upon all Police Officers  
4 and shall be published in the Federal Gazette and in one national daily.

5 PART X - APPLICATION

6 **57.** All the provisions of this Bill shall extend to all persons who, at  
7 the commencement of this Bill are serving in the Nigeria Police Force  
8 established by the Constitution of the Federal of Nigeria as if such persons  
9 had been appointed under this Bill.

Application of  
Act to persons  
already serving

10 PART XI - COMMUNITY POLICE FORUMS AND BOARDS

11 **58.**-(1) For effective and efficient community policing, the  
12 Commissioner of Police in each state of the federation shall establish  
13 Community Police Forums and Boards that shall consist broadly of  
14 representatives of the local community in his state of jurisdiction.

Establishment  
of Community  
Police Forums

15 (2) A community police sub forum shall be established at all  
16 Divisional Police Headquarters.

17 (3) Subject to section 65 (1) (b) of this Bill, the Commissioner of  
18 Police and the members designated by him from time to time for the  
19 purpose, shall be members of the community police forum and sub-forums  
20 established at various police formations.

21 **59.**-(1) A State Commissioner of Police shall in collaboration with  
22 the relevant stake holders in the community, establish Divisional  
23 Community Police Boards in all Police Divisions within the State.

Establishment  
of Divisional  
Community  
Police Boards

24 (2) A Divisional Community Police board shall in collaboration  
25 with the relevant stake holders in the community, establish Divisional  
26 Community Police Boards in all Police forums.

27 (3) Subject to section 65 (1) (b) of this Bill, the Divisional Police  
28 Officers and the members designated by him from time to time for that  
29 purpose, shall be members of the Divisional Community Police Board  
30 concerned.

Establishment  
of State  
Community  
Police Boards

1                   **60.**-(1) A State Police Commissioner shall in collaboration with the  
2                   State Executive Council, establish a State Community Police Board.

3                   (2) A State Community Police Board shall subject to subsection (3) of  
4                   this section, consist of representatives of Divisional Community Police Boards  
5                   designated for that purpose by the Divisional Community Police Boards in the  
6                   state concerned.

7                   (3) Subject to section 65 (1) (b) of this Bill, the State Commissioner of  
8                   Police and the members designated by him from time to time for the purpose,  
9                   shall be members of the State Community Police Board concerned.

Objects of  
Community  
Police Forums  
and Boards

10                  **61.**-(1) The Community Police Forums and Boards shall in each state  
11                  be established with a view to:

12                  (a) maintaining a partnership between the Community and the Police;

13                  (b) promoting communication between Nigerian Police and the  
14                  Community;

15                  (c) promoting co-operation between the police and the community in  
16                  fulfilling the needs of the community regarding policing;

17                  (d) improving the rendering of Police services to the community;

18                  (e) improving transparency in the Police and accountability of police  
19                  service to the community; and

20                  (2) This section shall not prevent Police liaison with the community  
21                  by means other than Community Police Forums and Boards.

Functions of  
Community  
Police Forums  
and Boards

22                  **62.** A State or Divisional Community Police Board or Community  
23                  Police Forum or Sub-Forum shall perform the functions it deems necessary and  
24                  appropriate to achieve the objects stated in section 63 of this Bill.

Procedural  
matters

25                  **63.**-(1) Every State or Divisional Community Police Board and  
26                  Community Police Forum or Sub-Forum shall:

27                  (a) shall elect from amongst its members a Chairperson, Vice-  
28                  Chairperson and a the Secretary who shall be a Police Officer;

29                  (b) determine the number of members to be assigned by the State  
30                  Commissioner or Division Police Officer to serve as members of the Board,

1 forum or Sub-Forum concerned;

2 (c) determine its own procedure and cause minutes to be kept of its  
3 proceedings; and

4 (d) whenever it deems it necessary, co-opt other members or  
5 experts or Community leaders to the Board or Forum in an advisory  
6 capacity.

7 (2) Members of the Community Police Forums or Boards shall  
8 render their services on a voluntary basis and shall have no claim to  
9 compensation solely for services rendered to such Forums and Boards.

10 (3) The majority of the members of the Board, Forum or Sub-  
11 Forum concerned shall constitute a quorum at a meeting thereof.

12 (4) In the absence of the Chairperson of the board or forum or sub-  
13 forum at a meeting, the vice-chairperson shall act as Chairperson, and if both  
14 the Chairperson and the Vice-Chairperson are so absent, the members  
15 present shall elect one of their members present at the meeting to preside.

16 PART XII - TRAFFIC WARDEN SERVICE

17 **64.**-(1) There is hereby established a Traffic Warden Service (in  
18 this Bill referred to as "the warden Service").

Establishment  
of the Traffic  
Warden Service

19 (2) The Warden Service shall consist of traffic wardens appointed  
20 from time to time under this Bill.

21 (3) The Warden Service shall be a part of the Nigerian Police and  
22 accordingly, references to the Police established under this Bill shall subject  
23 to the provisions of this Bill include references to the Warden Service.

24 (4) Notwithstanding subsection (3) of this section, in so far as any  
25 enactment whether passed or made before or after the commencement of  
26 this Bill requires Police Officers to perform military duties, or confers any  
27 power on any person whether expressly or in general terms to require  
28 Police Officers to perform such duties, that enactment, shall not in the  
29 absence of express provision to the contrary extend to Traffic Wardens.

30 (5) Traffic Wardens shall be employed to discharge functions

Appointment  
of Traffic Wardens

1 normally undertaken by the Police in connection with the control and  
2 regulation of, or the enforcement of the law relating to road traffic and shall in  
3 that connection, act under the direction of the Police.

4 (6) Without prejudice to the generality of the foregoing sub section, a  
5 Traffic Warden shall be required to deal majorly with-

6 (a) the general control and direction of motor traffic on the highway:

7 (b) assisting pedestrians to cross the road; and

8 (c) controlling vehicles stopping or parking in unauthorized places.

9 **65.-(1)** Notwithstanding anything to the contrary in any enactment,  
10 the Inspector -General is vested with the power to appoint, confirm such  
11 appointment, promote, transfer, dismiss or exercise any disciplinary control  
12 over any Traffic Warden.

13 (2) Subject to the provisions of this Bill, a person may be appointed a  
14 Traffic warden if he-

15 (a) is not less than nineteen nor more than 21 years of age;

16 (b) is in possession of a minimum educational qualification of Senior  
17 Secondary School Certificate (SSCE);

18 (c) is not less than 167.64 centimetres and 162.56 centimetres tall  
19 respectively for the men and the women;

20 (d) in the case of men , has not less than 86.36 centimetres chest  
21 measurement when fully expanded;

22 (e) is of good character and is physically fit; and

23 (f) has signified his willingness to serve as a traffic warden,

24 (3) The supervising ministry on the recommendation of the Nigeria  
25 Police Council shall from time to time by notice published in the Federal  
26 gazette, fix the maximum number of persons who may at any given time hold  
27 appointments under this section; and a person shall not be appointed as a traffic  
28 warden if his appointment would cause the number or the time being so fixed to  
29 be exceeded.

30 (4) The Inspector-General may-

1 (a) from time to time with the approval of the Police Service  
2 Commission, fix the maximum number of Traffic Wardens who may at any  
3 given time hold appointments in any State;

4 (b) at his own discretion fix the maximum number of Traffic  
5 Wardens who may at any given time hold any particular rank in the warden  
6 service in any State, and

7 (c) in either case fix different numbers with respect to different  
8 States.

9 (5) In relation to traffic wardens appointed under this Bill;

10 (a) section 18 of this Bill shall have effect as if for the reference to  
11 enlistment or re-engagement, there were substituted respectively a  
12 reference to appointment or re-appointment, and

13 (b) the form of the Police Declaration prescribed by the Oaths Act  
14 shall be adapted by the substitution:

15 (i) for the words "Police Officer" where they occur in the fifth line,  
16 of the words "a Traffic Warden" and

17 (ii) for the words from "for the preservation of peace" to the end of  
18 the declaration, of the words 'to discharge all duties of my office according  
19 to law'.

20 **66.**-(1) Every Traffic Warden appointed under this Bill shall be  
21 appointed to serve as a traffic warden for a period of one year, and only in the  
22 Police Province, District or Division in which he resides.

23 (2) Such a Traffic Warden may subject to satisfactory conduct and  
24 service, be re-appointed for further periods of three years until the expiration  
25 of the tenth year of his appointment in the warden service, when he may elect  
26 to determine his appointment or elect that his service be allowed to continue  
27 until he is 55 years of age.

28 **67.** A Traffic Warden appointed under this Bill shall, when on duty,  
29 be in uniform and within the Police Division in which he is appointed to  
30 serve, but not elsewhere, and shall have the powers, privileges and

Powers of a  
Traffic Warden



	1	immunities of a Police Officer under any law relating to the regulation of road
	2	traffic.
Certificate of Appointment and Discharge	3	<b>68.</b> Every Traffic Warden shall on first appointment, be issued with a
	4	certificate of appointment in a form approved by the Inspector -General and on
	5	the determination of that or any subsequent appointment whether by effluxion
	6	of time or under section 12 of this Bill, shall in like manner be issued with a
	7	certificate of discharge.
Ranks of Traffic Wardens	8	<b>69.-(1)</b> A Traffic Warden shall have such rank as may be assigned to
	9	him by the Inspector-General within the following grades:
	10	(a) Traffic Warden Grade III;
	11	(b) Traffic Warden Grade II;
	12	(c) Traffic Warden Grade I; and
	13	(d) Senior Traffic Warden.
Regulation	14	<b>70.-(1)</b> A Traffic Warden appointed under this Bill may at any time
	15	give to any superior Police Officer under whom he is serving, notice in writing
	16	of his intention to resign his appointment on a date mentioned in the notice (not
	17	being less than 28 days later than the date on which the notice is given).
	18	(2) On receipt by the superior police officer of the notice referred to in
	19	subsection (1) of this section, the superior police officer shall immediately
	20	refer such notice to the Commissioner having control over him and the Traffic
	21	warden and if the Commissioner consents to the notice having effect, the
	22	appointment of the traffic warden shall be terminated accordingly.
Discipline	23	<b>71.-(1)</b> In so far as the context so admits, but subject to the provisions
	24	of this Bill, a Traffic Warden shall be subject to the provisions of the Police
	25	Regulations for purposes of discipline.
	26	(2) In the application to Traffic Wardens of the Second Schedule to the
	27	Police Regulations, references to Constables, Corporals, Sergeants and
	28	Inspectors shall include respectively references to Traffic Wardens Grade I and
	29	Senior Traffic Wardens.
Provision of Equipment	30	<b>72.-(1)</b> The Inspector-General may provide for use by the Traffic

1 Wardens such equipment as he considers necessary for the proper carrying  
2 out of the duties of Traffic Wardens under this Bill.

3 (2) Any expenses incurred by the Inspector-General under this  
4 section shall be defrayed out of monies provided by the Federal  
5 Government.

6 **73.** The Inspector-General may delegate any of his powers under  
7 this Bill to the Commissioner of a state or the Commandant of a Police  
8 College (except his power of delegation), so that the delegated powers may  
9 be exercised by the delegate with respect to the matters or class of matters  
10 specified or defined by the instrument of delegation.

Delegation of  
power by Inspector  
General

11 **74.-(1)** Every person appointed into the warden service shall be  
12 required to undergo a course of training at the traffic training school of  
13 Police College for a period of twelve weeks or such other or further period as  
14 the Inspector-General may determine.

15 (2) A Traffic Warden appointed under this Bill shall be allocated a  
16 service number with the letters "TW" and the service numbers of all traffic  
17 wardens employed in the Federation shall appear on the register kept for that  
18 purpose by the inspector General.

19 (3) A Traffic Warden to whom a service number has been allocated  
20 under subsection (2) of this section shall wear his service number on the  
21 shoulder flaps of the uniform whenever he is on duty.

22 **PART XIII - POLICE PUBLIC COMPLAINTS AND DISCIPLINE**

23 **75.** The Inspector-General of Police shall establish a Police  
24 Complaints Response Unit in this Act referred to as "the Unit" in each of the  
25 Police Commands in all the State of Federation.

26 **76.-(1)** The Unit shall consist of representatives of the Federal or  
27 State Intelligence Bureau, Police Provost Marshal and any other unit as the  
28 Inspector General of Police may deem fit.

29 (2) The Unit shall be headed by an officer not below the rank of a  
30 Chief Superintendent of Police.

1           77.-(1) The Unit shall receive:

2           (a) complaint or information of Police officers misconduct from the  
3       public; or

4           (b) complaint of police officer misconduct from other police  
5       members or authority.

6           (2) The Unit may receive:

7           (a) any complaint alleging that the conduct complained of resulted in  
8       the death or serious injury or other gross human rights violation;

9           (b) any complaint showing that a police officer is involved in an act  
10      constituting professional misconduct.

11          (3) The Unit shall monitor the investigations initiated by the Unit.

12          (4) While conducting investigation into any complaint by any  
13      member of the public against a Police Officer, the Nigeria Police shall afford  
14      the person against whom the complaint has been made opportunity to defend  
15      himself.

16          (5) Upon the conclusion of an investigation, the appropriate  
17      investigative unit shall make available a copy of its findings or investigation  
18      report to the Unit within 21 days from the day the complaint was made.

Steps to be taken  
after Investigation

19          78. After investigation, the head of the Unit with approval from the  
20      Inspector General of Police shall:

21          (a) send a copy of the investigation report and recommendations to  
22      the Director of Public Prosecutions for prosecution if the investigation reveals  
23      that a criminal offence has been committed.

24          (b) send a copy of the investigation report and recommendations to  
25      the appropriate Police or oversight authority for proper disciplinary action if  
26      the investigations reveal that the offence committed is against discipline as  
27      stated in the First Schedule Regulations 370 of the Police Act and Regulations;  
28      and

29          (c) where it is discovered after investigations that the complainant  
30      knowingly gave false information against any Police Officer or should have

1 reasonably known that the information is false, such a person shall be tried  
2 according to relevant laws for the time being in force.

3 **79.** The Police Act Cap P19, Laws of the Federation of Nigeria,  
4 2004 is repealed.

5 **80.** Anything done or purported to have been done under the  
6 Police Act, Cap P19, Laws of the Federation of Nigeria, 2004 remains valid,  
7 subject to the Provisions of this Bill.

8 **81.** In this Bill, except where the context otherwise requires: Interpretation

9 "Commissioner" means a Commissioner of Police, a Deputy Commissioner  
10 of Police or an Assistant Commissioner of Police;

11 "Constable" means any Police Officer below the rank of Corporal;

12 "Court" means any court established by any law in force in Nigeria,

13 "Inspector" includes a Chief Inspector and an Inspector of Police;

14 "Minister" means the minister charged with responsibility over Police  
15 matters and Ministry" shall have a corresponding meaning;

16 "Non-Commissioned Officer" means a Police Sergeant-Major, a Police  
17 Sergeant or a Police Corporal as the case may be;

18 "Police Officer" means any member of the Nigerian Police;

19 "Prosecuting Officer" means any person appointed by the Attorney General  
20 of the Federation or of the States to prosecute crimes on their behalf and for  
21 the Nigeria Police;

22 "Senior Police Officer" means any Police Officer above the rank of a Cadet  
23 Assistant Superintendent of Police;

24 "Superintendent of Police, includes a Chief Superintendent of Police,  
25 Superintendent of Police, a Deputy Superintendent of Police, and an  
26 Assistant Superintendent of Police; and

27 "The Police" means the Nigeria Police Service established under this Bill.

28 **82.** This Bill may be cited as the Nigerian Police Act (Repeal and Citation  
29 Re-enactment) Bill, 2020.

## EXPLANATORY MEMORANDUM

This Bill seeks to repeal the Police Act Cap. P19 LFN, 2004 and enact the Nigerian Police Act, 2020, to provide for the cooperation and partnership between the Police and host communities in maintaining peace and combating crime.

## FEDERAL UNIVERSITY OF MEDICINE AND MEDICAL SCIENCES

## ABEOKUTA OGUN STATE BILL, 2020

## ARRANGEMENT OF SECTIONS

*Section**Establishment, Constitution and Functions of the Federal University of  
Medicine and Medical Sciences Abeokuta Ogun State*

1. Establishment and objects of the Federal University of Health Sciences
2. Composition of the University
3. Powers of the University and their exercise
4. Functions of the Chancellor
5. Functions of the Pro-Chancellor
6. Composition of the Council
7. Functions of the Council and its Finance and General Purposes Committee
8. Functions of the Senate.
9. Functions of the Vice-Chancellor

*Transfer of property, etc., to the University*

10. Transfer of property.

*Statutes of the University*

11. Power of the University to make statutes
12. Mode of exercising power to make statutes
13. Proof of statutes

*Supervision and discipline*

14. The Visitor
15. Removal of certain members of Council
16. Removal and discipline of academic, administrative and professional staff
17. Procedure for staff discipline.
18. Appointment of external examiners

19.      Removal of examiners

20.      Discipline of students

*Miscellaneous and general*

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

22.      Restriction on disposal of land by University

23.      Quorum and procedure of bodies established by this Act

24.      Appointment of committees, etc.

25.      Retiring age of academic staff of the University

26.      Special provisions relating to pension of professors

27.      Miscellaneous administrative provisions

28.      Interpretation

29.      Short title

SCHEDULES

FIRST SCHEDULE

Principal Officers of the University

SECOND SCHEDULE

Federal University of Medicine and Medical Sciences Abeokuta Ogun State

No. 1

# A BILL

## FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF FEDERAL UNIVERSITY OF  
MEDICINE AND MEDICAL SCIENCES ABEOKUTA OGUN STATE AND FOR  
MATTERS CONNECTED THEREWITH

*Sponsored by Senator Ibikunle Amosun*

[ ] Commencement

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

1       PART 1- ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF THE  
2               UNIVERSITY OF FEDERAL UNIVERSITY OF MEDICINE AND  
3                               MEDICAL SCIENCES

4               1.-(1) There is hereby established the Federal University of  
5       Medicine and Medical Sciences Abeokuta Ogun State.

Establishment  
and objects of  
the Federal  
University of  
Medicine and  
Medical Sciences

6               (2) The University shall be a body corporate with perpetual  
7       succession and a common seal and may sue and be sued in its corporate  
8       name.

9               (3) The general objects/purposes of the University shall be-

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

14              (b) To develop and offer academic and professional programs  
15       leading to the award of diplomas, first degrees, postgraduate research and  
16       higher degrees with emphasis on planning, adaptive, technical,  
17       maintenance, developmental and productive skills in the field of Medicine,  
18       biomedical engineering, scientific, and allied professional disciplines  
19       relating to health resources with the aim of producing socially mature  
20       persons with capacity not only to understand, use and adapt existing



1 technologies in the health industry, but also to improve on those disciplines and  
2 develop new ones, and to contribute to the scientific transformation of medical  
3 and other health practices in Nigeria;

4 (c) To act as agents and catalysts, through postgraduate training,  
5 research and innovation for the effective and economic utilization, exploitation  
6 and conservation of Nigeria's natural, economic and human resources;

7 (d) To offer to the general population, as a form of public service, the  
8 results of training and research in medicine and allied disciplines and to foster  
9 the practical application of those results;

10 (e) To establish appropriate relationships with other national  
11 institutions involved in training, research and development of health care;

12 (f) To identify the health problems and needs of Nigeria and to find  
13 solutions to them within the context of overall national development;

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

20 (h) To promote and emphasize teaching, research and extension of  
21 health knowledge, including health extension services and outreach programs,  
22 in-service training, continuing education, and adaptive research;

23 (i) To offer academic programs in relation to the training of manpower  
24 for medicine and allied profession in Nigeria;

25 (j) To organize research relevant to training of manpower and health  
26 technology;

27 (k) To organize extension services and outreach programs for  
28 technology transfer;

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

1                   (m)To undertake any other activities appropriate for a University  
2           of Health Sciences.

3                   (5) The University has the mandate to:

4                   (i) teach and train high caliber health-care professionals,

5                   (ii) provide healthcare services and consultancy,

6                   (iii) conduct research and participate in extension, outreach and  
7           community services,

8                   (iv) operate various schools and specialties that offer exemplary  
9           training and quality research in health care,

10                  (v) facilitate the acquisition of knowledge and skills in different  
11           specialties for effective and efficient management of health care,

12                  (vi) provide solution to the lack and the inequitable distribution of  
13           health professionals serving rural communities,

14                  (vii) train clinically, competent and socially conscious health  
15           workers who will stay and serve in depressed and undeserved communities  
16           especially in the rural areas of Nigeria,

17                  (viii) develop a training model for the training of community  
18           oriented health workers that could be replicated in other areas of Nigeria,

19                  (ix) facilitate collaboration and enhancement of health sciences  
20           research and education endeavors,

21                  (x) advance the national and international reputation as the premier  
22           university for health sciences education and research in Nigeria,

23                  (xii) advise and report regularly to the ministry of education on all  
24           matters relevant to the health sciences sector and its education and research  
25           programs,

26                  (xii) work collectively on common health academic issues and  
27           their implementation,

28                  (xiii) provide management support for education and research  
29           across the health sciences sector,

30                  (xiv) promote inter-professional education across all health

	1	professional programs and optimize the resources to do so; and
	2	(xv) ensure that the health sciences sector is adequately and
	3	appropriately represented at all levels of University governance.
Composition of the University	4	<b>2.-(1)</b> The University shall consist of-
	5	(a) Chancellor;
	6	(b) Pro-Chancellor and a Council;
	7	(c) Vice-Chancellor and a Senate;
	8	(d) Deputy Vice-Chancellor (s);
	9	(e) a body to be called Congregation;
	10	(f) a body to be called Convocation;
	11	(g) campuses and colleges of the University;
	12	(h) schools, institutes and other teaching and research units;
	13	(i) persons holding the offices constituted by the First Schedule to this
	14	Act other than those mentioned in paragraph (a) to (d) of this subsection;
	15	(j) all graduates and undergraduates of the University; and
	16	(k) all other persons who are members of the University in accordance
	17	with provisions made by statute in that behalf.
	18	(2) The First Schedule to this Act shall have effect with respect to the
	19	principal officers of each University therein mentioned.
	20	<i>[First Schedule]</i>
	21	(3) Subject to section 6 of this Act, provision shall be made by statute
	22	with respect to the constitution of the following bodies, namely the Council,
	23	the Senate, Congregation and Convocation.
Powers of the University and their exercise	24	<b>3.-(1)</b> For the carrying out of its objects as specified in section 2 of
	25	this Act, the University shall have power-
	26	(a) to establish such campuses, colleges, institutes, schools,
	27	extramural departments and other teaching and research units within the
	28	University as may, from time to time, be deemed necessary or desirable,
	29	subject to the approval of the Federal Ministry of Education;
	30	(b) to institute professorships, readerships or associate

1 professorships, and other posts and offices and to make appointments  
2 thereto;

3 (c) to institute and award fellowships, scholarships, exhibitions,  
4 bursaries, medals, prizes and other titles, distinctions, awards and other  
5 forms of assistance;

6 (d) to provide for the discipline and welfare of members of the  
7 University;

8 (e) to hold examinations and grant degrees, diplomas, certificates  
9 and other distinctions to persons who have pursued a course of study  
10 approved by the University and have satisfied such other requirements as the  
11 University may lay down;

12 (f) to grant honorary degrees, fellowships or academic titles;

13 (g) to demand and receive from any student or any other person  
14 attending the University for the purpose of instruction such fees as the  
15 University may, from time to time, determine subject to the overall  
16 directives of the Minister;

17 (h) subject to section 23 of this Act, to acquire, hold, grant, charge  
18 or otherwise deal with or dispose of movable and immovable property  
19 wherever situate;

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

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

25 (k) to erect, provide, equip and maintain libraries, laboratories;  
26 lecture halls, halls of residence, refectories, sports grounds, playing fields  
27 and other buildings or things necessary or suitable or convenient for any of  
28 the objects of the University;

29 (l) to hold public lectures and to undertake printing, publishing and  
30 book-selling;

1 (m) subject to any limitations on conditions imposed by statute, to  
2 invest any money appertaining to the University by way of endowment, not  
3 being immediately required for current expenditure, in any investments or  
4 securities or the purchase or improvement of land, with power from time to  
5 time to vary any such investments and to deposit any money for the time being  
6 not invested with any bank on deposit or current account;

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

11 (o) to do anything which it is authorized or required by this Act or by  
12 statute to do; and

13 (p) to do all such acts or things, incidental to the foregoing powers, as  
14 may advance the objects of the University.

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

20 (3) The power of the University to establish further campuses and  
21 colleges within the University shall be exercisable by statute and not  
22 otherwise.

Functions of  
the Chancellor

23 4.-(1) The Chancellor shall, in relation to the University, take  
24 precedence before all other members of the University and when he is present  
25 shall preside at all meetings of Convocation held for conferring degrees.

26 (2) Every proposal to confer an honorary degree shall be subject to the  
27 confirmation of the Chancellor.

28 (3) The Chancellor shall exercise such other powers and perform such  
29 other duties as may be conferred or imposed on him by this Act or the statutes.

1                   **5.-(1)** The Pro-Chancellor shall, in relation to the University, take  
 2 precedence before all other members of the University, except the  
 3 Chancellor and except the Vice- Chancellor when acting as chairman of  
 4 Congregation or Convocation and the Pro- Chancellor shall, when he is  
 5 present, be the chairman at all meetings of the Council.

Functions of the  
Pro-Chancellor

6                   (2) Subject to the provisions of this Act, the Pro-Chancellor shall  
 7 hold office for a period of five years beginning with the date of his  
 8 appointment.

9                   **6.** The Council of each University shall consist of-

Composition of  
the Council

- 10                   (a) the Pro-Chancellor;  
 11                   (b) the Vice-Chancellor;  
 12                   (c) the Deputy Vice-Chancellor (s);  
 13                   (d) one person from the Ministry responsible for education;  
 14                   (e) nine persons representing a variety of interests and broadly  
 15 representative of the whole Federation to be appointed by the President  
 16                   (f) four persons appointed by the Senate from among its members;  
 17                   (g) two persons appointed by the Congregation from among its  
 18 members;  
 19                   (h) one person appointed by Convocation from among its  
 20 members.

21                   **7.-(1)** Subject to the provisions of this Act relating to the Visitor,  
 22 the Council shall be the governing body of each University and shall be  
 23 charged with the general control and superintendence of the policy, finance  
 24 and property of the University.

Functions of the  
Council and its  
Finance and  
General Purposes  
Committee

25                   (2) There shall be a committee of the Council to be known as the  
 26 Finance and General Purposes Committee, which shall, subject to the  
 27 directions of the Council, exercise control over the property and expenditure  
 28 of the University and perform such other functions of the Council as the  
 29 Council may, from time to time, delegate to it.

30                   (3) Provision shall be made by statute with respect to the

1 constitution of the Finance and General Purposes Committee.

2 (4) The Council shall ensure that proper accounts of the University  
3 are kept and that the accounts of the University are audited annually by an  
4 independent firm of auditors approved by the Council, and that an annual  
5 report shall be published by the University together with certified copies of the  
6 said accounts 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 regulating their  
9 own procedure.

10 (6) Rules made under subsection (5) of this section by the Finance and  
11 General Purposes Committee shall not come into force unless approved by the  
12 Council; and in so far and to the extent that any rules so made by that  
13 Committee conflict with any directions given by the Council (whether before  
14 or after the coming into force of the rules in question), the direction of the  
15 Council shall prevail.

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

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

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

25 (10) Any request made under subsection (9) of this section shall  
26 specify the business to be considered at the meeting and a business not so  
27 specified shall not be transacted at the meeting.

Functions of  
the Senate

28 **8.-(1)** Subject to section 8 of this Act and subsections (3) and (4) of  
29 this section and to the provisions of this Act relating to the Visitor, it shall be the  
30 general function of the Senate to organize and control the teaching by the

1 University, the admission (where no other enactment provides to the  
2 contrary, of students) and the discipline of students; and to promote research  
3 at the University.

4 (2) Without prejudice to the generality of subsection (1) of this  
5 section and subject as there mentioned, it shall in particular be the function  
6 of the Senate to make provision for-

7 (a) the establishment and organization and control of campuses,  
8 colleges, schools, institutes and other teaching and research units of the  
9 University and allocation of responsibility for different branches of  
10 learning;

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

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

16 (d) the making of recommendations to the Council with respect to  
17 the award to any person of an honorary fellowship or degree or the title of  
18 professor emeritus;

19 (e) the establishment, organization and control of halls of residence  
20 and similar institutions at the University;

21 (f) the supervision of the welfare of students at the University and  
22 the regulation of their conduct;

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

25 (h) determining what description of dress shall be academic dress  
26 for the purposes of the University, and regulating the use of academic dress.

27 (3) The Senate shall not establish any new campus, college, school,  
28 department, institute or other teaching and research units of the University  
29 without the approval of the Council.

30 (4) Subject to this Act and statutes, the Senate may make



1 regulations for the purpose of exercising any function conferred on it either by  
2 the foregoing provisions of this section or otherwise or for the purpose of  
3 making provisions for any matter for which provision by regulations is  
4 authorized or required by this Act or by statute.

5 (5) Regulations shall provide that at least one of the persons appointed  
6 as the examiners at each final or professional examination held in conjunction  
7 with any course of study at the University, as may be prescribed by the Senate  
8 from time to time, is not a teacher at the University but is a teacher of the branch  
9 of learning to which the course relates at some other university of high repute or  
10 a person engaged in practicing the profession in a reputable organization or  
11 institution.

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

Functions of  
the Vice-Chancellor

17 9.-(1) The Vice-Chancellor shall, in relation to each University, take  
18 precedence before all other members of the University, except the Chancellor,  
19 and any other person for the time being acting as chairman of the Council.

20 (2) Subject to sections 8, 9, and 15 of this Act, the Vice-Chancellor  
21 shall have the general function, in addition to any other functions conferred on  
22 him by this Act or otherwise, of directing the activities of the University and  
23 shall be the chief executive and academic officer of the University and ex-  
24 officio chairman of the Senate.

25 *Transfers of property, etc., to the University*

26 *[Second Schedule]*

27 *Statutes of the University*

Powers of the  
University to  
make statutes

28 10.-(1) Subject to this Act, the University may make statutes for any  
29 of the following purposes, that is to say-

30 (a) making provision with respect to the composition and constitution

1 of any authority of the University;

2 (b) specifying and regulating the powers and duties of any  
3 authority of the University and regulating any other matter connected with  
4 the University or any of its authorities;

5 (c) regulating the admission of students (where no other enactment  
6 provides to the contrary), and their discipline and welfare;

7 (d) determining whether any particular matter is to be treated as an  
8 academic or non-academic matter for the purposes of this Act and of any  
9 statute, regulation or other instrument made thereunder;

10 (e) making provision for any other matter for which provision by  
11 statute is authorized or required by this Act.

12 (2) Subject to section 28 (6) of this Act, the Interpretation Act shall  
13 apply 2 in relation to any statute made under this section as it applies to a 3  
14 subsidiary instrument within the meaning of section 29 (1) of that Act.

15 (3) The statute contained in the Second Schedule to this Act shall  
16 be 5 deemed to have come into force on the commencement of this section 6  
17 of this Act and shall be deemed to have been made under this section by each  
18 University.

19 *[Second Schedule]*

20 (4) The power to make statutes conferred by this section shall not  
21 be prejudiced or limited in any way by reason of the inclusion or omission of  
22 any matter in or from the statute contained in the Second Schedule to this Act  
23 or any subsequent statute.

24 *[Second Schedule]*

25 **11.-(1)** The power of the University to make statutes shall be  
26 exercised in accordance with the provisions of this section and not  
27 otherwise.

Mode of  
exercising power  
to make statutes

28 (2) A proposed statute shall not become law unless it has been  
29 approved-

30 (a) at a meeting of the Senate, by the votes of not less than two

1 thirds of the members present and voting; and

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

4 (3) A proposed statute may originate either in the Senate or in the  
5 Council, and may be approved as required by subsection (2) of this section by  
6 either one of those bodies before the other.

7 (4) A statute which makes provision for or alters the composition or  
8 constitution of the Council, the Senate or any other authority of the University  
9 shall not come into operation unless it has been approved by the President.

10 (5) For the purposes of section 1 (2) of the Interpretation Act a statute  
11 shall be treated as being made on the date on which it is duly approved by the  
12 Council after having been approved by the Senate, as the case may be or, in the  
13 case of a statute falling within sub- section (4) of this section, on the date on  
14 which it is approved by the President.

15 *[Cap. 123]*

16 (6) In the event of any doubt or dispute arising at any time-

17 (a) as to the meaning of any provision of a statute; or

18 (b) as to whether any matter is for the purpose of this Act an academic  
19 matter as they relate to such doubt or dispute, the matter may be referred to the  
20 Visitor, who shall take such advice and make such decision therein as he shall  
21 think fit.

22 (7) The decision of the Visitor on any matter referred to him under  
23 subsection (6) of this section shall be final and binding upon the authorities,  
24 staff and students of the University and where any question as to the meaning of  
25 any provision of a statute has been decided by the Visitor under that subsection,  
26 the question as to the meaning of that provision shall not be entertained by any  
27 court of law in Nigeria.

28 (8) Nothing in subsection (7) of this section shall affect any power of a  
29 court of competent jurisdiction to determine whether any provision of a statute  
30 is wholly or partially void as being ultra vires or as being inconsistent with the

1 Constitution of the Federal Republic of Nigeria 1999.

2 *[Cap. C23]*

3 **12.** A statute may be proved in any court by the production of a Proof of statutes  
 4 copy thereto bearing affixed to it a certificate purporting to be signed by the  
 5 Vice Chancellor or the secretary to the Council to the effect that the copy is a  
 6 true copy of a statute of the University.

7 *Supervision and discipline*

8 **13.-(1)** The President shall be the Visitor of the University. The Visitor

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

13 (3) It shall be duty of the bodies and persons comprising the  
 14 University to make available to the Visitor and to any other person  
 15 conducting a visitation in pursuance of this section, such facilities and  
 16 assistance as he or they may reasonably require for the purposes of a  
 17 visitation.

18 **14.-(1)** If it appears to the Council that a member of the Council Removal of  
certain members  
of Council  
 19 (other than the Pro- Chancellor or the Vice-Chancellor) should be removed  
 20 from office on the ground of misconduct or inability to perform the  
 21 functions of his office or employment, the Council shall make a  
 22 recommendation to that effect through the Minister to the President after  
 23 making such enquiry, if any, as may be considered appropriate, and if the  
 24 President approves the recommendation he may direct the removal of the  
 25 person in question from office.

26 (2) It shall be the duty of the Minister to use his best endeavor to  
 27 cause a copy of the instrument embodying a direction under subsection (1)  
 28 of this section to be served as soon as reasonably practicable on the person to  
 29 whom it relates.

Removal and  
discipline of  
academic,  
administrative  
and professional  
staff

- 1                   **15.-(1)** If it appears to the Council that there are reasons for believing
- 2                   that any person employed as a member of the academic, administrative or
- 3                   professional staff of the University, other than Vice-Chancellor, should be
- 4                   removed from his office or employment on the ground of misconduct or of
- 5                   inability to perform the functions of his office or employment, the Council
- 6                   shall-
- 7                   (a) give notice of those reasons to the person in question; afford him
- 8                   an opportunity of making representations in person on the matter;
- 9                   (b) appoint a Staff Disciplinary Committee;
- 10                  (c) and if the Council, after considering the report of the Staff
- 11                  Disciplinary Committee, is satisfied that the person in question should be
- 12                  removed as aforesaid, the Council may so remove him by an instrument in
- 13                  writing signed on the directions of the Council.
- 14                  (2) The Vice-Chancellor may, in case of misconduct by a member of
- 15                  staff, which in the opinion of the Vice-Chancellor is prejudicial to the interests
- 16                  of the University, suspend such member and any such suspension shall
- 17                  forthwith be reported to the Council.
- 18                  (3) For good cause, any member of staff may be suspended from his
- 19                  duties or his appointment may be terminated by the Council; and for the
- 20                  purposes of this subsection "good cause" means-
- 21                  (a) conviction for any offence which the Council considers to be such
- 22                  as to render the person concerned unfit for the discharge of the functions of his
- 23                  office;
- 24                  (b) any physical or mental incapacity which the Council, after
- 25                  obtaining medical advice, considers to be such as to render the person
- 26                  concerned unfit to continue to hold his office;
- 27                  (c) conduct of a scandalous or other disgraceful nature which the
- 28                  Council considers to be such as to render the person concerned unfit to continue
- 29                  to hold his office;
- 30                  (d) conduct which the Council considers to be such as to constitute

1 failure or in- ability of the person concerned to discharge the functions of his  
2 office or to comply with terms and conditions of his service; or

3 (e) conduct which the Council considers to be generally of such  
4 nature as to render the continued appointment or service of the person  
5 concerned prejudicial or detrimental to the interest of the University.

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

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

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

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

17 (d) whether to take such lesser disciplinary action against such  
18 person (including the restoration of such proportion of his emoluments as  
19 might have been withheld) as the Council may determine.

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

25 (6) It shall be the duty of the person by whom an instrument of  
26 removal is signed in pursuance of subsection (1) of this section to use his  
27 best endeavor to cause a copy of the instrument to be served as soon as  
28 reasonably practicable on the person to whom it relates.

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

30 (a) apply to any directive given by the Visitor in consequence of

	1	any visitation; or
	2	(b) prevent the Council from making regulations for the discipline of
	3	other categories of workers of the University as may be prescribed.
Procedures for staff discipline	4	<b>16.</b> -(1) The Vice-Chancellor or Senate shall constitute an
	5	Investigation Panel to determine whether or not a prima facie case has been
	6	established against any member of staff.
	7	(2) The Investigation Panel shall include the President or the
	8	chairman of the union to which the staff being investigated belongs.
	9	(3) The Vice-Chancellor shall constitute a Staff Disciplinary
	10	Committee, which shall consist of such members of the Senate as he may
	11	determine, to consider the report of the Investigating Panel.
	12	(4) The report and recommendation of the Staff Disciplinary
	13	Committee shall be forwarded to the Council for consideration and decision.
Appointment of external examiners	14	<b>17.</b> The Senate shall appoint external examiners.
Removal of examiners	15	<b>18.</b> -(1) If on the recommendation of the Senate, it appears to the Vice
	16	Chancellor that a person appointed as an examiner for any examination of the
	17	University ought to be re- moved from his office or appointment, then except in
	18	such cases as may be prescribed, the Vice-Chancellor may, after affording the
	19	examiner an opportunity of making representations in person on the matter to
	20	the Vice-Chancellor, remove the examiner from the office or appointment by
	21	an instrument in writing signed by the Vice-Chancellor.
	22	(2) Subject to the provisions of regulations made in pursuance of
	23	section 9 (5) of this Act, the Vice-Chancellor may, on the recommendation of
	24	the Senate, appoint an appropriate person as examiner in place of the examiner
	25	removed in pursuance of subsection (1) of this section.
	26	(3) It shall be duty of the Vice-Chancellor to sign an instrument of
	27	removal in pursuance of this section, to use his best endeavor to cause a copy of
	28	this instrument to be served as soon as is reasonably practicable on the person
	29	to whom it relates.
Discipline of students	30	<b>18.</b> -(1) Subject to the provisions of this section, where it appears to

1 the Vice-Chancellor that any student of the University has been guilty of  
2 misconduct, the Vice-Chancellor may, in consultation with the Senate and,  
3 without prejudice to any other disciplinary power conferred on him by  
4 statute or regulations, direct that-

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

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

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

13 (d) the student be expelled from the University.

14 (2) Where a direction is given under subsection (1) (c) or (d) of this  
15 section in respect of any student, that student may, within the prescribed  
16 period and in the prescribed manner, appeal to the Council; and where such  
17 an appeal is brought, the Council shall after causing such inquiry to be made  
18 in the matter as the Council considers just, confirm or set aside the direction  
19 or modify it in such manner as the Council thinks fit.

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

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

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

29 (6) Without prejudice to the provision of subsection (1) of this  
30 section, nothing shall prevent the Vice-Chancellor from taking an



1 immediate disciplinary action against a student where he deems fit, and report  
2 thereafter to the Senate.

3 (7) It is hereby declared that a direction under subsection (1) (a) of this  
4 section may be combined with a direction under subsection (1) (b) of this  
5 section.

6 (8) No staff or student shall resort to a law court without proof of  
7 having exhausted the integral avenues for settling disputes or grievances or for  
8 seeking redress.

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

11 (10) Nothing in this subsection shall affect any power of a court of  
12 competent jurisdiction to enforce the fundamental right of any aggrieved  
13 citizen as enshrined in the Constitution of the Federal Republic of Nigeria  
14 1999.

15 *[Cap. C23.]*

16 *Miscellaneous and general*

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

17 **20.-(1)** No person shall be required to satisfy the requirements as to  
18 any of the following matters, that is to say, race (including ethnic grounding),  
19 sex, place of birth or family origin, or religious or political persuasion, as a  
20 condition of becoming or continuing to be a student at the University, the  
21 holder of any degree of the University or of any appointment or employment at  
22 the University or a member of any body established by virtue of this Act; and no  
23 person shall be subjected to any disadvantage or accorded any advantage in  
24 relation to the University, by reference to any of those matters.

25 (2) Nothing in subsection (1) of this section shall be construed as  
26 preventing the University from imposing any disability or restriction on any of  
27 the aforementioned persons where such person willfully refuses or fails on  
28 grounds of religious belief to undertake any duty generally and uniformly  
29 imposed on all such persons or any group of them which duty, having regard to  
30 its nature and the special circumstance pertaining thereto, is in the opinion of

1 the University reasonably justifiable in the national interest.

2 **21.** Without prejudice to the provisions of the Land Use Act, the  
 3 University shall not dispose of or charge any land or an interest in any land  
 4 (including any land transferred to the University by this Act) except either  
 5 with the prior written consent either general or special, of the President:

Restriction on  
disposal of land  
by University t

6 *[Cap. L5.]*

7 Provided that such consent shall not be required in the case of any  
 8 lease or tenancy at a rack-rent for a term not exceeding 21 years or lease or  
 9 tenancy to a member of the University for residential purposes.

10 **22.** Except as may be otherwise provided by statute or by  
 11 regulations, the quorum and procedure of any body of persons established  
 12 by this Act shall be as determined by that body.

Quorum and  
procedure of  
bodies established  
by this Act

13 **23.-(1)** Anybody of persons established by this Act shall, without  
 14 prejudice to the generality of the powers of that body, have power to appoint  
 15 committees, which need not consist exclusively of members of that body  
 16 and to authorize a committee established by it-

Appointment of  
committees, etc.

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

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

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

25 (3) Except as may be otherwise provided by statute or by  
 26 regulations, the quorum and procedure of a committee established or  
 27 meeting held in pursuance of this section shall be such as may be determined  
 28 by the body or bodies which have decided to establish the committee or hold  
 29 the meeting.

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

1 construed as-

2 (a)enabling statutes to be made otherwise than in accordance with  
3 section 13 of this Act; or

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

6 (5) The Pro-Chancellor and the Vice-Chancellor shall be members of  
7 every committee of which the members are wholly or partly appointed by the  
8 Council (other than a committee appointed to inquire into the conduct of any  
9 officer in question); and the Vice-Chancellor shall be a member of the Council  
10 and the Vice-Chancellor shall be a member of every committee of which the  
11 members are wholly or partly appointed by the Senate.

Retiring age of  
academic staff  
of the University

12 **24.**-(1)Notwithstanding anything to the contrary in the Pensions Act,  
13 the compulsory retiring age of an academic staff of a University shall be 65  
14 years except for the professor, which is 70 years.

15 *[Cap. P4.]*

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

Special provisions  
relating to pension  
of professors

18 **25.** A person who retires as a professor having served-

19 *[1993 No. 11.]*

20 (a)a minimum period of fifteen years as a professor in the University  
21 or continuously in the service of a university in Nigeria up to the retiring age;  
22 and

23 (b)who during the period of service was absent from the University  
24 only on approved national or University assignments, shall be entitled to  
25 pension at a rate equivalent to his last annual salary and such allowances as the  
26 Council may, from time to time, determine as qualifying for pension and  
27 gratuity, in addition to any other retirement benefits to which he may be  
28 entitled.

Miscellaneous  
administrative  
provisions

29 **26.**-(1)The seal of each University shall be such as may be determined  
30 by the Council and approved by the Chancellor, and the affixing of the seal

1 shall be authenticated by any member of the Council and by the Vice  
2 Chancellor, secretary to the Council or any other person authorized by  
3 statute.

4 (2) Any document purporting to be a document executed under the  
5 seal of the University shall be received in evidence and shall, unless the  
6 contrary is proved, be presumed to be so executed.

7 (3) Any contract or instrument, which if made or executed by a  
8 person not being a body corporate would not be required to be under seal,  
9 may be made or executed on behalf of the University by any person  
10 generally or specifically authorized to do so by the Council.

11 (4) The validity of any proceedings of any body established in  
12 pursuance of this Act shall not be affected by any vacancy in the membership  
13 of the body, or by any defect in the appointment of a member of the body or  
14 by reason that any person not entitled to do proceedings.

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

19 (6) Nothing in section 12 of the Interpretation Act (which provides  
20 for the application in relation to subordinate legislation of certain incidental  
21 provisions) shall apply to statutes or regulations made in pursuance of this  
22 Act.

23 *[Cap. 123.]*

24 (7) The power conferred by this Act on any body to make statutes  
25 or regulations shall include power to revoke or vary any statute (including  
26 the statute contained in the Second Schedule of this Act) or any regulation by  
27 a subsequent statute, or, as the case may be, by a subsequent regulation and  
28 statute and regulations may make different provisions in reaction to  
29 different circumstances.

1 *[Second Schedule.]*

2 (8) No stamp duty or other duty shall be payable in respect of any  
3 transfer of property to the University by virtue of any provision of this Act.

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

Interpretation

6 **27.-(1)** In this Act, unless the context otherwise requires-

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

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

9 "Council" means the Council established by this Act for the University;

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

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

13 "notice" means notice in writing;

14 "office" does not include the Visitor;

15 "prescribed" means prescribed by statutes or regulations;

16 "professor" means a person designated as a professor of the University in  
17 accordance with provisions made in that behalf by statute or regulations;

18 "property" includes rights, liabilities and obligations;

19 "regulations" means regulations made by the Senate or the Council;

20 "Senate" means the Senate of the University established pursuant to section 3  
21 (1) (c) of this Act;

22 "statute" means a statute made by the University under section 12 of this Act  
23 and in accordance with the provisions of section 13 of this Act;

24 and "the statutes" means all such statutes as are in force from time to time;

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

27 "undergraduate" means a person in statu pupillari at the University other than-

28 (a) a graduate; and

29 (b) a person of such description as may be prescribed for the purposes  
30 of this definition;

1 "University" means any of the University of Health Sciences established  
2 under section 2 of this Act.

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

10 **28.** This Bill may be cited as the Federal University of Medicine Short title  
11 and Medical Sciences Abeokuta Ogun State (Est,etc ) Bill, 2020.

12 SCHEDULES

13 FIRST SCHEDULE

14 *[Section 2 (2).]*

15 PRINCIPAL OFFICERS OF THE UNIVERSITY

16 *The Chancellor*

17 1.-(1) The Chancellor shall be appointed by the President of  
18 Nigeria.

19 (2) The Chancellor shall hold office for a period of five years.

20 (3) If it appears to the Visitor that the Chancellor should be  
21 removed from his/her office on the ground of misconduct or of inability to  
22 perform the functions of his office, the Visitor may by notice in the Federal  
23 Gazette remove the Chancellor from office.

24 *The Pro-Chancellor*

25 2.-(1) The Pro-Chancellor shall be appointed or removed by the  
26 President on the recommendation of the Minister.

27 (2) Subject to the provisions of this Act, the Pro-Chancellor shall  
28 hold office for a period of four years beginning with the date of his/her  
29 appointment.

1 *The Vice-Chancellor*

2 3.-(1) There shall be a Vice-Chancellor of the University who shall be  
3 appointed by the President in accordance with the provisions of this paragraph.

4 *[1993 No.] 1. 1996 No. 25.]*

5 (2) Where a vacancy occurs in the post of a Vice-Chancellor, the  
6 Council shall-

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

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

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

13 (b) constitute a search team consisting of-

14 (i) a member of the Council, who is not a member of the Senate, as  
15 chairman;

16 (ii) two members of the Senate who are not members of the Council,  
17 one of whom shall be a professor;

18 (iii) two members of Congregation who are not members of the  
19 Council, one of whom shall be a professor, to identify and nominate for  
20 consideration, suitable persons who are not likely to apply for the post on their  
21 own volition because they feel that it is not proper to do so.

22 (3) A joint Council and Senate Selection Board consisting of-

23 (a) the Pro-Chancellor, as chairman;

24 (b) two members of the Council, not being members of the Senate;

25 (c) two members of the Senate who are professors, but who were not  
26 members of the Search Team, shall consider the candidates and persons on the  
27 short list drawn up under subparagraph (2) of this paragraph through an  
28 examination of their curriculum vitae and interaction with them, and  
29 recommend to the Council suitable candidates for further consideration.

30 (4) The Council shall select three candidates from among the

1 candidates recommended to it under subparagraph (3) of this paragraph and  
2 may indicate its order of preference stating the reasons therefor and forward  
3 the names to the President.

4 *[1996 No. 25.]*

5 (5)The President may appoint as Vice-Chancellor anyone of the  
6 candidates recommended to him in accordance with the provisions of  
7 subparagraph (4) of this paragraph.

8 (6)The Vice-Chancellor shall hold office for a single term of five  
9 years only on such terms and conditions as may be specified in his letter of  
10 appointment.

11 (7) For the avoidance of doubt, the provisions of subparagraph (6)  
12 of this paragraph shall- *[1996 No. 25.]*

13 (a) only be applicable to those appointed to the office of Vice-  
14 Chancellor after 1 January, 1993;

15 (b) not confer on a person serving a first term of office as Vice  
16 Chancellor before 1st January, 1993 any right to renewal of the appointment  
17 for a further term of four years.

18 (8) The Vice-Chancellor may be removed from office by the  
19 Visitor after due consultation with the Council and the Senate acting through  
20 the Minister of Education.

21 *Deputy Vice-Chancellors*

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

25 *[1996 No. 25.]*

26 (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor,  
27 the Vice-Chancellor shall forward to the Senate a list of two candidates for  
28 each post of Deputy Vice-Chancellor that is vacant.

29 (3) The Senate shall select for each vacant post one candidate from  
30 each list forwarded to it under subparagraph (2) of this paragraph and



1 forward his name to the Council for confirmation.

2 (4) A Deputy Vice-Chancellor shall-

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

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

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

9 (5) A Deputy Vice-Chancellor-

10 (a) shall hold office for a period of two years beginning from the  
11 effective date of his appointment and on such terms and conditions as may be  
12 specified in his letter of appointment; and

13 (b) may be re-appointed for one further period of two years and no  
14 more.

15 *Office of the Registrar*

16 5.-(1) There shall be for the University a Registrar, who shall be the  
17 chief administrative officer of the University and shall be responsible to the  
18 Vice-Chancellor for the day-to-day administrative work of the University  
19 except as regards matters for which the Bursar is responsible in accordance  
20 with paragraph 6 (2) of this Schedule.

21 *[1993 No. 55.]*

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

25 (3) The Registrar shall hold office for such period and on such terms  
26 as to the emoluments of his/her office and otherwise as may be specified Other  
27 principal officers of the University

28 6.-(1) There shall be for each University the following principal  
29 officers, in addition to the Registrar, that is-

30 *[1993 No. 11.1993 No. 55.]*

1 (a) the Bursar; and  
 2 (b) the University Librarian, who shall be appointed by the Council  
 3 on the recommendation of the Selection Board constituted under paragraph  
 4 8 of this Schedule.

5 (2) The Bursar shall be the chief financial officer of the University  
 6 and be responsible to the Vice-Chancellor for the day-to-day administration  
 7 and control of the financial affairs of the University.

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

13 (4) The Bursar and Librarian shall hold office for such period and  
 14 on such terms as to the emoluments of their offices and otherwise as may be  
 15 specified.

16 *[1993 No 11. 1993 No. 55.]*

17 (5) Any question as to the scope of the responsibilities of the  
 18 aforesaid officers shall be determined by the Vice-Chancellor.

19 *Selection Board for other principal officers*

20 7.-(1) There shall be, for the University, a Selection Board for the  
 21 appointment of principal officers, other than the Vice-Chancellor or Deputy  
 22 Vice-Chancellor, which shall consist of-

23 *[1993 No. 11.]*

24 (a) the Pro-Chancellor, as chairman;  
 25 (b) the Vice-Chancellor;  
 26 (c) four members of the Council not being members of the Senate;  
 27 and  
 28 (d) two members of the Senate.

29 (2) The functions, procedure and other matters relating to the  
 30 Selection Board constituted under sub-paragraph (1) of this paragraph shall

1 be as the Council may, from time to time, determine.

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

5 *Resignation and re-appointment*

6 8.-(1) Any officer mentioned in the foregoing provisions of this  
7 Schedule may resign his office-

8 (a) in the case of the Chancellor, by notice to the President; and

9 (b) in any other case, by notice to the Council and the Council shall  
10 immediately notify the Minister in the case of the Vice-Chancellor.

11 (2) Subject to paragraphs 4 and 5 of this Schedule, a person who has  
12 ceased to hold an office so mentioned otherwise than by removal for  
13 misconduct shall be eligible for re- appointment to that office.

14 SECOND SCHEDULE

15 *[Section 9 (2).]*

16 UNIVERSITY OF MEDICINE AND MEDICAL SCIENCES STATUTE NO.1

17 ARRANGEMENT OF ARTICLES

18 Articles

19 1. The Council

20 2. The Finance and General Purposes Committee

21 3. The Senate

22 4. Congregation

23 5. Convocation

24 6. Division of colleges

25 7. College Board

26 8. Appointments and Promotions Committees

27 9. Dean of college

28 10. Deputy Dean of college

29 11. Director of institute or center

30 12. Head of department

1 13. Selection of certain principal officers

2 14. Creation of academics posts

3 15. Appointment of academic staff

4 16. Funding of the University

5 17. University Co-ordination Agency

6 18. Interpretation

7 19. Citation

8 *The Council*

9 1.-(1) The composition of the Council shall be as provided in  
10 section 7 of this Act.

11 (2) Any member of the Council holding office otherwise than in  
12 pursuance of section 7 (a), (b), (c) or (d) of this Act may, by notice to the  
13 Council, resign his office.

14 (3) A member of the Council holding office otherwise than in  
15 pursuance of section 7 (a), (b), (c) or (d) of this Act shall, unless he  
16 previously vacates it, vacate that office on the expiration of the period of five  
17 years beginning with effect from 1 August in the year in which he was  
18 appointed.

19 (4) Where a member of the Council holding office otherwise than  
20 in pursuance of section 7 (a), (b), (c) or (d) of this Act vacates before the  
21 expiration of the period aforesaid, the body or person by whom he was  
22 appointed may appoint a successor to hold office for the residue of the term  
23 of his predecessor.

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

27 (6) The quorum of the Council shall be five, at least one of whom  
28 shall be a member appointed pursuant to section 7 (d), (e), or (h) of this Act.

29 (7) If the Pro-Chancellor is not present at a meeting of the Council,  
30 such other member of the Council present at the meeting as the Council may

1 appoint as respects that meeting, shall be the chairman at that meeting, and  
2 subject to sections 5 and 6 of this Act and the fore- going provisions, the  
3 Council may regulate its own procedure.

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

8 *The Finance and General Purposes Committee*

9 2.-(1) The Finance and General Purposes Committee of the Council  
10 shall consist of-

11 (a) the Pro-Chancellor, who shall be the chairman of the Committee at  
12 any meeting at which he is present;

13 (b) the Vice-Chancellor and Deputy Vice-Chancellors;

14 (c) six other members of the Council appointed by the Council, two of  
15 whom shall be selected from among the three members of the Council  
16 appointed by the Senate and one member appointed to the Council by  
17 Congregation;

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

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

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

24 *The Senate*

25 3.-(1) The Senate shall consist of-

26 (a) the Vice-Chancellor and Deputy Vice-Chancellors;

27 (b) Deans of Colleges;

28 (c) the Directors of Institutes and Research Centres;

29 (d) the Heads of academic Departments;

30 (e) the Librarian;

1                   (f) one member of not less than the rank of senior lecturer of each  
2 college;

3                   (g) four persons representing the Congregation.

4                   (2) The Vice-Chancellor shall be the chairman at all meetings of the  
5 Senate when he is present; and in his absence any of the Deputy Vice-  
6 Chancellors present at the meeting as the Senate may appoint for that  
7 meeting shall be chairman at the meeting.

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

11                  (4) An elected member may, by notice to the Senate, resign his  
12 office.

13                  (5) Subject to paragraph (7) of this article, there shall be elections  
14 for the selection of elected members, which shall be in the prescribed  
15 manner on such day in the month of May or June in each year as the Vice-  
16 Chancellor may, from time to time, determine.

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

24                  (7) No election held in pursuance of this article in any year if the  
25 number specified in the certificate given in pursuance of paragraph (10) of  
26 this article does not exceed by more than one the figure which is thrice the  
27 number of those elected members holding office on the date of the certificate  
28 who do not vacate office during that year III pursuance of paragraph (6) of  
29 this article.

30                  (8) For the avoidance of doubt it is hereby declared that no person

1 shall be precluded from continuing in or taking office as an elected member by  
2 reason only of a reduction in the total of non-elected members occurring on or  
3 after 30 April in any year in which he is to continue in or take office as an  
4 elected member.

5 (9) If so requested in writing by any fifteen members of the Senate, the  
6 Vice-Chancellor, or in his absence, any of the Deputy Vice-Chancellors duly  
7 appointed by him, shall convene a meeting of the Senate to be held not later  
8 than the tenth day following that on which the re- quest was received. (10) In  
9 this article "total of non-elected members" means as respects any year, such  
10 number as may be certified by the Vice-Chancellor on 30 April of that year to be  
11 the number of persons holding office as members of the Senate on that day  
12 otherwise than as elected members.

13 *Congregation*

14 4.-(1) Congregation shall consist of-

- 15 (a) the Vice-Chancellor and the Deputy Vice-Chancellors;  
16 (b) the full-time members of the academic staff;  
17 (c) the Registrar;  
18 (d) the Bursar;  
19 (e) the Librarian;  
20 (f) the Director of Works;  
21 (g) the Director of Academic Planning;  
22 (h) the Director of Physical Planning;  
23 (i) the Director of Health Services; and  
24 (j) every member of the administrative staff who holds a degree other  
25 than an honorary degree of any university recognized for the purposes of this  
26 statute by the Vice-Chancellor.

27 (2) Subject to sections 5 and 6 of the Act, the Vice-Chancellor shall be  
28 the chairman at all meetings of Congregation when he is present; and in his  
29 absence any of the Deputy Vice- Chancellors present at the meeting as

1 Congregation may appoint for that meeting, shall be the chairman at the  
2 meeting.

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

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

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

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

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

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

19 *Convocation*

20 5.-(1) Convocation shall consist of-

21 (a) the officers of the University mentioned in the First Schedule to  
22 the Act;

23 (b) all teachers within the meaning of the Act;

24 (c) all other persons whose names are registered in accordance with  
25 paragraph (2) of this article.

26 (2) A person shall be entitled to have his name registered as a  
27 member of Convocation if-

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



1 (b) he/she applies for the registration of his name in the prescribed  
2 manner and pays the prescribed fees.

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

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

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

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

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

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

27 (9) Convocation shall have such other functions, in addition to the  
28 functions of appointing a member of the Council, as may be provided by statute  
29 or regulations.

1 *Division of colleges*

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

4 *College Boards*

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

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

10 (b) deal with any other matter assigned to it by statute or by the  
11 Vice-Chancellor or by the Senate; and

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

14 (2) Each College Board shall consist of-

15 (a) the Vice-Chancellor;

16 (b) the Deputy Vice-Chancellor;

17 (c) the Dean;

18 (d) the persons severally in charge of the departments of the  
19 college;

20 (e) such of the teachers assigned to the college and having the  
21 prescribed qualifications as the Board may determine; and to any provisions  
22 of this article and to any provision made by regulations in that behalf, the  
23 Board may regulate its own procedure.

24 (f) such persons whether or not members of the University as the  
25 Board may determine with the general or special approval of the Senate.

26 (3) The quorum of the Board shall be Six members or one quarter,  
27 (whichever is greater), of the members for the time being of the Board; and  
28 subject to the provisions of this statute and

29 *Appointments and Promotions Committee*

30 8.-(1) There shall be an Appointments and Promotions Committee

1 of the Council which shall ultimately be responsible for all appointments,  
2 promotions and discipline of all categories of senior staff in the University,  
3 under the chairmanship of the Vice-Chancellor.

4 (2) The Committee shall operate where necessary through the Senate  
5 or Selection Board or ad- hoc Committees and its recommendations shall be  
6 subject to the approval of the Council.

7 *Dean of college*

8 9.-(1) The Dean of a college shall be a professor appointed by the  
9 Appointments and Pro- motions Committee and such Dean shall hold office for  
10 a term of three years, and shall be eligible for re-appointment for another term  
11 of three years after which he may not be re- appointed again until two years  
12 have elapsed.

13 (2) The Dean shall be the chairman at all meetings of the College  
14 Board when he is pre- sent and shall be a member of all committees and other  
15 boards appointed by the College.

16 (3) The Dean of a college shall exercise general superintendence over  
17 the academic and administrative affairs of the college and it shall be the  
18 function of the Dean to present to Con- vocation or for the conferment of  
19 degrees on persons of the University at examinations held in the branches of  
20 learning for which responsibility is allocated to that college.

21 (4) There shall be a committee to be known as the Committee of  
22 Deans consisting of all Deans of the colleges and that Committee shall advise  
23 the Vice-Chancellor on all academic matters and on particular matters referred  
24 to the University Council.

25 *Deputy Dean of college*

26 10.-(1) There shall be a Deputy Dean of college who shall be  
27 appointed by the Senate on the recommendation of the Dean.

28 (2) The Deputy Dean shall be appointed for two years in the first  
29 instance and may be re-appointed for a further period of two years after which  
30 he shall not be entitled to re-appointment until after two years.

*Director of Institute or Centre*

11.-(1) The Director of an Institute or of a Centre shall be appointed by the Appointments and Promotions Committee for academic staff, and such Director shall hold office for a period of three years and shall be eligible for re-appointment for another term of three years after which he may not be appointed again until two years have elapsed.

(2) The Director of an Institute or Centre shall exercise general superintendence over the affairs of the Institute or Centre.

*Head of Department*

12.-(1) The Head of a Department shall be appointment by the Vice-Chancellor and such Head shall hold office for a period of three years and shall be eligible for re-appointment for another term of three years after which he may not be appointed again until two years have elapsed.

(2) The Head of a Department shall exercise general superintendence over the academic and administrative affairs of the department.

*Creation of academic posts*

13. Recommendations for the creation of posts other than those mentioned in article 10 of this statute shall be made by Senate to the Council through the Finance and General Purposes Committee.

*Appointment of academic staff*

14.-(1) Subject to the Act and the statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Senate.

(2) For the purpose of filling such vacancies, the Senate shall set up suitable selection boards to select and make appointments on its behalf.

(3) For appointments to professorships, associate professorships or readerships or equivalent posts, a board of selection (with power to appoint) shall consist of-

(a) the Vice-Chancellor;

1 (b) if the post is tenable at a college, or is within a school comprised in  
2 a college, the Provost of that college;

3 (c) if the post is within a faculty, school, institute or other teaching unit  
4 of the University, the Dean of that teaching unit;

5 (d) two members appointed by the Council;

6 (e) four members of the Senate appointed by the Senate, at least two of  
7 whom shall, if the post is tenable at a college, be senior members of the staff of  
8 the college;

9 (f) such other persons as the Senate may from time to time appoint.

10 (4) Subject to paragraph (5) of this Article, for appointments to  
11 associate professorships, readerships, senior lectureships and other academic  
12 posts, a selection board (with power to appoint) shall consist of-

13 (a) the Vice-Chancellor;

14 (b) if the post is tenable at a college, or is within a school comprised in  
15 a college, the Provost of that college;

16 (c) if the post is within a faculty, school, institute or other teaching unit  
17 of the University, the Dean of that teaching unit;

18 (d) four members of the Senate appointed by the Senate, at least two  
19 of whom shall, if the post is tenable at a college, be members of the staff of the  
20 college; and

21 (e) such other persons as the Senate may from time to time appoint.

22 (5) Where an appointment falling within paragraph (4) above is  
23 tenable at a college, the Senate may authorize the college to set up a selection  
24 board therefore (with power to appoint); but every selection board set up in  
25 pursuance of this paragraph shall include the Vice-Chancellor and shall also  
26 include at least two members of the Senate, nominated by the Senate, who are  
27 not members of the academic staff of the college.

28 (6) A college shall have power to make appointments to academic  
29 posts within the college below the level of associate professor or reader.

30 (7) For the purpose of exercising the power conferred by paragraph

1 (6) above, the college shall set up suitable selection boards to select  
2 and make appointments on its behalf.

3 (8) Every selection board set up in pursuance of paragraph (7) of  
4 this article shall include the Vice-Chancellor and shall also include at least  
5 two members of the Senate, nominated by the Senate, who are not members  
6 of the academic staff of the college.

7 (9) All appointments to senior library posts shall be made in the  
8 same way as equivalent appointments in the academic staff; and for all such  
9 posts, other than that of librarian, the librarian shall be a member of the  
10 selection board.

11 (10) Boards of selection may interview candidates directly or  
12 consider the reports of assessors or specialist interviewing panels.

13 *Appointment of administrative and technical staff*

14 15.-(1) The administrative and technical staff of the University,  
15 other than principal officers, shall be appointed by the councilor on its behalf  
16 by the Vice-Chancellor or the Registrar in accordance with any delegation of  
17 powers made by the Council in that behalf.

18 (2) Administrative and technical staff of a college, other than  
19 principal officers, shall be appointed by the board of governors of the  
20 college or by the Provost or secretary of the college in accordance with any  
21 delegation of powers made by the court in that behalf.

22 (3) In the case of administrative or technical staff who have close  
23 and important contracts with the academic staff, there shall be Senate or (in  
24 the case of a college) academic board participation in the process of  
25 selection.

26 *Interpretation*

27 In this Statute, the expression "the Act" means the Federal University of  
28 Medicine and Medical Sciences Abeokuta Ogun State Act and any  
29 expression defined in the Act has the same meaning in this Statute.

1 *Short title*

2 16. This Statute may be cited as Federal University of Medicine and  
3 Medical Sciences Abeokuta, Ogun State No. 1.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Medicine and Medical  
Sciences Abeokuta, Ogun State.

NIGERIA POLICE ACADEMY (ESTABLISHMENT, ETC.) BILL, 2020

ARRANGEMENT OF SECTIONS

*Sections:*

PART I - ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY

1. Objects of the Academy
2. Establishment of the Nigeria Police Academy
3. Powers of the Academy
4. Establishment of Nigeria Police Academy Council
5. Membership of the Council
6. Functions and powers of the Council
7. First Meetings of the Council, Academy Board and Senate
8. Removal of a Member of the Council from Office

PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE ACADEMY

9. Appointment and tenure of the Commandant of the Academy
10. Appointment and tenure of the Deputy Commandant of the Academy
11. Appointment and tenure of the Provost of the Academy
12. Procedure for the appointment of the Provost
13. Registrar of the Academy
14. Bursar of the Academy
15. Librarian of the Academy
16. Appointment and tenure of the Registrar, Bursar and Librarian of the Academy
17. Remuneration of Principal Officers of the Academy
18. Resignation of appointments in the Academy
19. Appointment of other staff of the Academy
20. Service in the Academy to be pensionable

PART III - FINANCIAL PROVISIONS

21. Fund of the Academy
22. Power to accept gift
23. Power to Borrow



24. Financial year and academic calendar

25. Accounts and Audit

26. Annual Estimates and Budget

27. Annual report

28. Bank Account

PART IV - TRANSFER OF PROPERTY TO THE ACADEMY

29. Transfer of property to the Academy

30. Restriction on disposal of landed property of the Academy

31. Compulsory acquisition of land for overriding public interest

PART V - MISCELLANEOUS

32. Visitation

33. Commissioning of cadets

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

35. Supremacy of the Police Act

36. Implementation of policies of the Academy

37. Establishment of committees, etc.

38. The seal of the Academy

39. Regulations, Rules and Guidelines

40. Transitional arrangements

41. Limitation of law suit against the Academy

42. Restriction on execution against property of the Academy

43. Indemnity of officers of the Academy

44. Interpretation

45. Short title

Schedules

# A BILL

## FOR

AN ACT TO ESTABLISH THE NIGERIA POLICE ACADEMY WUDIL, KANO AS A  
DEGREE AWARDING INSTITUTION; AND FOR RELATED MATTERS

*Sponsored by Senator Jika, Dauda Haliru*

[ ] Commencement

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

1           PART I - ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY

2           1. The objects of the Academy are to:

Objects of the  
Academy

3           (a) encourage the advancement of learning and to avail members of  
4 the Nigeria Police Force the opportunity of acquiring a higher and liberal  
5 education without distinction of race, creed, sex or political conviction or  
6 religious persuasion;

7           (b) provide courses of instruction and other facilities for the pursuit  
8 of teaching and learning in all the faculties and campuses of the Academy as  
9 may be established nationwide and make those facilities available on proper  
10 terms to members of the Nigeria Police as are qualified to benefit from them;

11           (c) nurture, equip and produce globally competitive police officers  
12 with requisite knowledge, skills and attitudes suitable for leadership,  
13 scholarship, policing and community service;

14           (d) encourage and promote academic excellence in the Academy;

15           (e) conduct research in relevant fields of learning and human  
16 endeavour;

17           (f) align its activities to the security, social, cultural and economic  
18 needs of the people of Nigeria;

19           (g) prepare cadets through well-articulated theory and practical,  
20 for careers of service and achievement; and

21           (h) carry out any other activities as are necessary or expedient for

	1	the performance of its function under this Act.
Establishment of the Nigeria Police Academy	2	<b>2.-(1)</b> There is established a body to be known as the Nigeria Police
	3	Academy (in this Act referred to as "the Academy").
	4	(2) The Academy as a police academic and professional institution
	5	shall have the power to award degrees, diplomas and certificates in accordance
	6	with the highest academic standards as may be prescribed by the National
	7	Universities Commission, from time to time.
	8	(3) The Academy:
	9	(a) shall be a body corporate with perpetual succession and a common
	10	seal;
	11	(b) may sue or be sued in its corporate name; and
	12	(c) may acquire, hold or dispose, grant, charge, purchase or mortgage
	13	any of its property, movable or immovable, wherever situate subject to the
	14	provisions of the Land Use Act, for the purpose of carrying out any of its
	15	functions under this Act.
Powers of the Academy	16	<b>3.-(1)</b> For the purposes of carrying out the objects of the Academy
	17	under section 2 of this Act, the Academy shall:
	18	(a) establish such campuses, colleges, faculties, institutions, schools,
	19	facilities and extra-mural departments and other teaching and research units
	20	within the Academy as may be necessary and desirable from time to time, on
	21	the approval of the National Universities Commission;
	22	(b) institute professorship, readership, lectureship or other posts and
	23	establish offices and make appointments as may be considered appropriate;
	24	(c) institute and award fellowships, scholarships, exhibitions,
	25	bursaries, medals, prizes, distinctions, awards and other forms of recognition
	26	or title;
	27	(d) be responsible for the discipline and welfare of members of the
	28	Academy;
	29	(e) arrange for the general welfare of children of members of staff or
	30	may donate for any charitable purpose;

- 1 (f) refer matters relating to the discipline of police officers in the  
2 Academy to the Police Service Commission for appropriate action;
- 3 (g) conduct examinations, award degrees, diplomas, certificates  
4 and other distinctions to persons pursuing approved courses of studies and  
5 having satisfied the requirements prescribed by the Academy under this Act;
- 6 (h) conduct research in relevant fields of learning and other human  
7 endeavours;
- 8 (i) engage top quality lecturers, instructors and other staff of  
9 international standard aimed at creating a centre of excellence in mandate  
10 fields of study in the Academy;
- 11 (j) withdraw from any cadet of the Academy, for good cause,  
12 degree, diploma, certificate, fellowship, studentship, bursary, medal, prize  
13 or other academic titles as deemed appropriate by the Academy;
- 14 (k) demand and receive from students, except cadets from the  
15 Nigeria Police, for the purpose of instructions, such fees as the Academy  
16 may, from time to time, determine;
- 17 (l) accept gifts, legacies and donations, provided that the terms and  
18 conditions attached to such gifts, legacies or donations are not inconsistent  
19 with the objects and purpose for the establishment of the Academy;
- 20 (m) erect, provide, equip and maintain libraries, parade grounds,  
21 laboratories, lecture halls, halls of residence, refectories, sports grounds,  
22 playing fields and other buildings as are necessary for the carrying out of the  
23 objects of the Academy under this Act;
- 24 (n) hold public and inaugural lectures, symposia and seminars;
- 25 (o) undertake printing, publishing and selling of books and  
26 journals of the Academy; and
- 27 (p) undertake such other activities considered appropriate for a  
28 degree-awarding Academy of the highest standard and do all such acts or  
29 things that are incidental to the attainment of the objects, functions and  
30 powers of the Academy under this Act.

1 (2) The Academy shall subject to any limitations or conditions  
2 imposed by Statute:

3 (a) invest any money belonging to the Academy by way of  
4 endowment, whether for general or special purposes, with power to vary any  
5 such investment, from time to time;

6 (b) invest such other money as may not be immediately required for  
7 current expenditure in any investments or securities and in the purchase or  
8 improvement of land, with power to vary any such investments from time to  
9 time;

10 (c) deposit any moneys for the time being not invested with any  
11 approved bank on deposit or current account; or

12 (d) borrow, whether on interest or not and if need be upon the security  
13 of any of the property, moveable or immovable of the Academy, such moneys  
14 as the Council may from time to time require or expedient to borrow or to  
15 guarantee any loan, advances or credit facilities.

Establishment  
of Nigeria Police  
Academy Council

16 4. There is established for the Academy a Council to be known as the  
17 Nigeria Police Academy Council (in this Act referred to as "the Council")  
18 which shall:

19 (a) initiate or approve the policy of the Academy, and

20 (b) give the Academy directions on general or specific matters.

Membership of  
the Council

21 5. The Council shall consist of:

22 (a) the Minister responsible for Police Affairs as Chairman;

23 (b) Permanent Secretary responsible for Police Affairs;

24 (c) Inspector-General of Police or his designate;

25 (d) the Chairman of Police Service Commission or his representative;

26 (e) the Commandant of the Academy;

27 (d) the Provost of the Academy;

28 (g) the Director of Police Services in the Ministry responsible for  
29 Police Affairs;

1 (h) Permanent Secretary responsible for Education or his  
2 representative;

3 (i) Executive Secretary of National Universities Commission or  
4 his representative;

5 (j) four persons appointed by the Senate of the Academy from  
6 among its members;

7 (k) three persons appointed by the President to represent civil  
8 society organisations working on police or public service reform, human  
9 rights and transparency or gender related issues; and

10 (l) the Registrar of the Academy, who shall be the Secretary to the  
11 Council.

12 **6. -(1) The Council shall:**

Functions and  
powers of the  
Council

13 (a) exercise control and supervise the policy, finances, public  
14 relations and property of the Academy;

15 (b) appoint the Academy Provost, professors and other academic  
16 and administrative staff of the Academy;

17 (c) stipulate the terms and conditions of every appointment and  
18 determine the remuneration of the principal officers and other staff of the  
19 Academy that are not police officers and scope of their responsibilities;

20 (d) promote and discipline erring staff of the Academy that are not  
21 police officers on the advice of the appropriate Committee;

22 (e) consider and approve the Academy's annual budget or  
23 estimates, external auditor's report and any variation therein;

24 (f) approve recommendations made for the appointment of  
25 emeritus professors;

26 (g) appoint bankers, auditors or any other officers or agents that  
27 may be required for the Academy;

28 (h) ensure that proper records of the assets and liabilities of the  
29 Academy are kept;

30 (i) have power to make regulations for the effective ny amendment

1 implementation of the provisions of this Act and may recommend any  
2 amendment to this Act;

3 (j) ensure that income and expenditure account and any other  
4 accounts of the Academy are kept and audited annually by auditors appointed  
5 by the Council with the audit report submitted to the Council;

6 (k) approve the academic programmes of the Academy;

7 (l) provide facilities and buildings including libraries, classrooms,  
8 lecture theaters, medical facilities, hostels, work stations, laboratories, parade  
9 grounds, road networks, street lights, water, sports facilities, stadia, furniture  
10 and other facilities needed for the carrying on the mandate of the Academy  
11 under this Act in collaboration with relevant Authorities;

12 (m) receive report from any committee set up by the Council of the  
13 Academy;

14 (n) set criteria for cadets admission into the Academy and constitute  
15 the Admission Selection Board; and

16 (k) exercise all such powers as may be conferred on the Council by  
17 this Act or by any regulation made pursuant to this Act.

18 (2) The Council may delegate any of its powers or functions to any  
19 person, authority or committee except for its powers to approve any regulation  
20 made pursuant to this Act.

21 (3) Approve the creation of any Office, Department or Committee as  
22 may be considered necessary or expedient for the smooth running of the  
23 Academy.

First meetings  
of the Council,  
Academy Board  
and Senate

24 7.-(1) The Council shall meet as and when required for the  
25 performance of its functions under this Act and in accordance with the  
26 provisions of the First Schedule to this Act.

27 (2) The first meeting of the Council under this Act shall be convened  
28 by the Chairman in such manner as he may determine.

29 (3) The first meeting of the Academy Board under this Act shall be ed

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

3 (4) The first meeting of the Senate as constituted in this Act shall be  
4 convened by the Provost of the Academy on such date and in such manner as  
5 he may determine.

6 **8.-(1)** The office of a member of the Council, shall become vacant  
7 if:

Removal of a  
Member of the  
Council from  
Office

8 (a) he ceases to hold the office on the basis of which he became a  
9 member of the Academy; or

10 (b) the President is satisfied that it is not in the interest of the  
11 Academy or of the public for the person to continue in office as a member of  
12 the Council of the Academy.

13 (2) Where the Council is satisfied that a member of the Council  
14 should be removed from office on grounds of misconduct or inability to  
15 perform the functions of his office, the Council shall make a  
16 recommendation to the President through the Minister and the President,  
17 after making such enquiries which he considers necessary, may approve the  
18 recommendation made by the Council and may by an instrument in writing  
19 signed by him, remove or suspend that member from office.

20 PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE ACADEMY

21 **9.-(1)** The Police Service Commission, shall on the  
22 recommendation of the Inspector-General of Police, appoint for the  
23 Academy, a Commandant, who shall be a member of the Nigeria Police  
24 Force.

Appointment  
and tenure of the  
Commandant of  
the Academy

25 (2) A person to be appointed the Commandant for the Academy  
26 shall not be below the rank of Assistant Inspector - General of Police with a  
27 minimum qualification of Master Degree from a recognized university.

28 (3) The Commandant shall:

29 (a) be the Chief Executive and Accounting Officer of the Academy;



- 1 (b) be responsible for the day-to-day administration of the Academy;  
 2 (c) keep the books and records of the Academy;  
 3 (d) be responsible for the preparation of programmes and plans for the  
 4 approval of the Council, as are necessary to carry into effect approved policy or  
 5 any directive of the Council;  
 6 (e) hold office in accordance with police posting regulations and be  
 7 accountable to the Council; and  
 8 (f) carryout any other duties as may be assigned to him under this Act  
 9 or by the Council.

Appointment  
and tenure of  
the Deputy  
Commandant  
of the Academy

10 **10.**-(1) The Police Service Commission, shall on the recommendation  
 11 of the Inspector-General of Police, appoint for the Academy, a Deputy -  
 12 Commandant, who shall be a member of the Nigeria Police Force.

13 (2) A person to be appointed the Deputy-Commandant for the  
 14 Academy shall not be below the rank of Commissioner of Police, with a  
 15 minimum qualification of first Degree from a recognized university.

16 (3) The Deputy Commandant shall assist the Commandant in the day  
 17 to day administration of the Academy and in all matters relating to professional  
 18 training of cadets and police officers in the Academy or any other responsibility  
 19 as may be assigned by the Commandant of the Council to him

20 (5) In the absence of the Commandant, the Deputy Commandant shall  
 21 act in his stead and be accountable to the Commandant.

22 (6) The appointment and removal of the Deputy - Commandant from  
 23 office shall be in accordance with Police posting.

Appointment  
and tenure of  
the Provost of  
the Academy

24 **11.**-(1) There shall be appointed for the Academy, a Provost by the  
 25 Council who shall, in relation to the Academy be accorded priority over all  
 26 other members of the Academy except the Chairman of the Council and the  
 27 Commandant.

28 (2) The Provost shall hold office for a non - renewable term of five  
 29 years.

1 (3) Subject to the provisions of this Act, the Provost of the  
2 Academy shall be:

3 (a) a Professor;

4 (b) responsible for directing and coordinating the academic  
5 activities in the Academy;

6 (c) the academic officer and Chairman of the Senate for the  
7 commissioning of cadets to the exclusion of any other person or authority;

8 (d) determine the dress code for the Academy and regulate the use  
9 of academic dress in the Academy; and

10 (e) perform such other functions as may be assigned to him by the  
11 Council and the Commandant.

12 (4) The Provost shall be a member of the Council, Chairman of the  
13 Senate, member of the faculty boards, institutes or any committee  
14 constituted by any of the bodies under the Academy in this Act.

15 **12.-(1)** The Provost of the Academy shall be appointed following  
16 an interview conducted for candidates of professorial rank by a Panel of the  
17 Council, which shall be composed of:

Procedure for  
the appointment  
of the Provost

18 (a) the Permanent Secretary in the Ministry responsible for Police  
19 Affairs;

20 (b) Deputy Inspector - General of Police responsible for Training  
21 and Development;

22 (c) Commandant of the Academy;

23 (d) representative of the National Universities Commission;

24 (e) two members of the Senate; and

25 (f) Registrar of the Academy, who shall serve as the Secretary to the  
26 Panel.

27 (2) The recommendations of the interview panel shall be presented  
28 to the Council and the Council shall in turn, deliberate and make the final  
29 decision on the candidate to be appointed as the Provost of the Academy.

Registrar of the Academy	1	<b>13.-(1)</b> There shall be for the Academy, a Registrar, who shall be an
	2	excellent administrator and the Chief Administrative Officer responsible to the
	3	Commandant for the day to day administration of the Academy other than
	4	financial affairs of the Academy.
	5	(2) The Registrar shall, by virtue of his office, be the secretary to the
	6	Council, the Senate and the Convocation for the commissioning of cadets and
	7	all other statutory bodies and committees, and shall carry out any function as
	8	may be conferred on him under this Act or by the Council.
Bursar of the Academy	9	<b>14.</b> There shall be for the Academy a Bursar, who shall be a
	10	professional Accountant and the Chief Financial Officer of the Academy and
	11	be responsible to the Commandant for the day to day administration and
	12	control of the financial affairs of the Academy.
Librarian of the Academy	13	<b>15.</b> There shall be for the Academy a Librarian, who shall be a
	14	professional and be responsible to the Provost of the Academy for the day to
	15	day administration of the Library in the Academy, coordination of all library
	16	services and its campuses, faculties, schools, departments and other teaching
Appointment and tenure of the Registrar, Bursar and Librarian of the Academy	17	and research units under the Academy.
	18	<b>16.</b> The Registrar, Bursar and Librarian shall by their appointment in
	19	the Academy hold office for a term of four years renewable for another term of
	20	four years subject to their satisfactory performance and no more.
Remuneration of Principal Officers of the Academy	21	<b>17.</b> The Principal Officers specified under this Part of this Act shall be
	22	paid such remuneration on such terms and conditions as may be specified in
	23	their respective instrument of appointments.
	24	<b>18.</b> Except for the Commandant and Deputy Commandant, any other
Resignation of appointment in the Academy	25	officer mentioned under this Act, may resign his appointment by notice in
	26	writing addressed to the Commandant.
	27	<b>19.-(1)</b> There shall be appointed by the Council for the Academy other
	28	officers of directorate cadre, such as:
Appointment of other staff of the Academy	29	(a) Director of Academic Planning;
	30	(b) Director of Physical Planning;

- 1 (c) Director of Health Services;  
2 (d) Director of Legal Services;  
3 (e) Director of Information Communication Technology;  
4 (f) Director of Cadet Affairs, who shall be a serving Police Officer  
5 not below the rank of Deputy Commissioner of Police;  
6 (g) Director of Police Training, who shall be a serving Police  
7 Officer not below the rank of Deputy Commissioner of Police;  
8 (h) Director of Works, who shall be a serving Police Officer not  
9 below the rank of Deputy Commissioner of Police;  
10 (i) Director of Administration, who shall be a serving Police  
11 Officer not below the rank of Deputy Commissioner of Police; and  
12 (j) any other director as may be appointed by the Council.

13 (2) Notwithstanding the provision of subsection (1) of this section,  
14 the Inspector-General of Police shall post the officers listed in paragraphs  
15 (g), (h), (i) and (j) of subsection (1) of this section.

16 (3) The Senate shall on behalf of the Council, appoint for the  
17 Academy Deans of Faculties, Schools, Institutes, Head of Departments and  
18 other teaching and research units of the Academy as may be specified by the  
19 Council.

20 **20.-(1)** Service in the Academy shall be approved service for  
21 purposes of the Pension Reform Act and accordingly employees of the  
22 Academy shall, in respect of their services, be entitled to pensions and other  
23 retirement benefits as are enjoyed by persons holding equivalent offices in  
24 the Public Service of the Federation.

Service in the  
Academy to be  
pensionable

25 (2) For the Police Officer serving in the Academy, the existing law  
26 on pension for police officer shall apply.

27 (3) Notwithstanding the provisions of subsection (1) of this  
28 section, nothing in this Act shall prevent the appointment of a person to any  
29 office on terms which preclude the grant of pension in respect of that office.

	1	PART III - FINANCIAL PROVISIONS
Fund of the Academy	2	<b>21.</b> -(1) There is established for the Academy, a fund which shall
	3	consist of:
	4	(a) budgetary and extra budgetary allocations received from the
	5	Government of the Federation including grants and annual subventions;
	6	(b) all monies held immediately before the commencement of this Act
	7	by the Nigeria Police Academy, Wudil, Kano;
	8	(c) gifts, loans, endowment, grants-in-aids, testamentary disposition,
	9	donations, bequest or other voluntary contributions where the terms and
	10	conditions attached are not inconsistent with the functions of the Council;
	11	(d) all foreign aids and monetary assistance received by the Council
	12	under any agreement or arrangement with any international body or
	13	organization with the approval of the Government of the Federation;
	14	(e) monies paid as fees to the Academy by students other than cadets;
	15	(f) fees, charges, dues or monies publications and services rendered
	16	by the Academy;
	17	(g) revenue accruing to the Academy, including interests accruing
	18	from monies invested by the Academy; and
	19	(h) such other monies as may be received by the Academy from
	20	investments and any other money accruing to the Academy from other sources.
	21	(2) Any money received by the Academy in form of endowments,
	22	gifts or donations shall be entered in a register kept for the purpose, showing
	23	the names of donors and any special conditions attached, where such money is
	24	accepted by the Academy.
	25	(3) Any property, money or funds donated for a specified purpose
	26	shall be applied; administered and expended specifically for the purpose it was
	27	meant.
	28	(4) The fund established pursuant to subsection (1) of this section
	29	shall be managed in accordance with extant Financial Regulations applicable
	30	in the Public Service of the Federation.

1                   (5) Any money withdrawn from the fund established in subsection  
2                   (1) of this section shall be applied for the specific purposes for which it was  
3                   withdrawn.

4                   (6) The Academy may apply the fund established under subsection  
5                   (1) of this section:

6                   (a) to pay the costs of administration, charges and expenses of the  
7                   Academy;

8                   (b) to discharge the cost of maintaining the Main Campus and other  
9                   campuses of the Academy;

10                  (c) for the development and maintenance of any property vested in  
11                  or owned by the Academy;

12                  (d) for the payment of the allowances and other benefits of  
13                  members of the Council or any committee set up by it;

14                  (e) for payment of emoluments, allowances, benefits and other  
15                  entitlements of the Principal Officers and other staff of the Academy;

16                  (f) for payment for all purchases made by the Academy and the  
17                  training of members of its staff;

18                  (g) for provision of scholarships, bursaries and awards for  
19                  specialized training of members of staff of the Academy;

20                  (h) for payment to publicize and promote the activities of the  
21                  Academy;

22                  (i) for payments for the support of national and international  
23                  scientific and professional organizations;

24                  (j) for payments of annual and other subscriptions and  
25                  contributions to national and international scientific and professional  
26                  organizations;

27                  (k) for the payment of all consultancies, legal fees and costs of  
28                  contracts awarded by the Academy; and

29                  (l) for any other expenditure as may be approved by the Council,  
30                  from time to time, in connection with all or any of its functions and powers

	1	under this Act.
Power to accept gifts	2	<b>22.</b> -(1) The Academy may accept gift of land, money or other
	3	property on such terms and conditions, if any, as may be specified by the person
	4	or organisation making the gift.
	5	(2) The Academy shall not accept any gift, if the term or condition
	6	attached by the person or organisation making the gift is inconsistent with the
	7	provisions of this Act.
	8	(3) All property, money or funds donated for any specific purpose
	9	shall be applied and administered in accordance with the purpose for which
	10	they were donated and shall be accounted for specifically.
Power to Borrow	11	<b>23.</b> The Academy may with the approval of the President, borrow
	12	such sums by way of loan, overdraft or from any other source, as may be
	13	required for the performance of its functions and meeting its Obligations under
	14	this Act; and any interest payable on monies so borrowed shall be paid out of
	15	the fund of the Academy.
Financial year and academic calendar	16	<b>24.</b> -(1) The financial year of the Academy shall commence on the 1 st
	17	day of January of each year and end on the 31st day of December of the same
	18	year or any such time as may be prescribed by financial regulations issued by
	19	the Federal Government of Nigeria from time to time.
	20	(2) The Council shall determine academic calendar of the Academy.
Accounts and Audit	21	<b>25.</b> -(1) The Academy shall keep proper accounts and records of its
	22	receipts, payments, assets and liabilities in respect of each year manually and
	23	electronically and shall:
	24	(a) cause the accounts to be audited, within three months from the end
	25	of each financial year, by auditors appointed from the list and in accordance
	26	with guidelines issued by the Auditor-General of the Federation; and
	27	(b) prepare a Statement of Account in respect of each year in such
	28	form and manner as may be approved by the Federal Government from time to
	29	time.

1 (2) An auditor appointed pursuant to subsection (1) of this section  
2 shall:

3 (a) have access to all accounts and other records relating to such  
4 accounts as are kept by the Academy and shall have the power to require  
5 from any staff of the Academy such information and explanation as in the  
6 auditor's opinion are necessary for the purpose of the audit; and

7 (b) be paid from the Funds of the Academy.

8 (3) The Audited accounts and records of the Academy shall be  
9 submitted to the Council for consideration and subsequently forwarded to  
10 the Auditor-General of the Federation.

11 **26.**-(1) The Academy shall, not later than 30th September of each Annual Estimates  
12 financial year or such earlier date as the Council may determine, prepare and and Budget  
13 submit an estimate of its income and expenditure for the next succeeding  
14 year to the Council for consideration and submission to the Minister for  
15 onward transmission to the National Assembly.

16 (2) Notwithstanding the provisions of subsection (1) of this  
17 section, the Council may, where necessary due to unforeseen circumstances,  
18 submit supplementary or adjusted statements of estimated income and  
19 expenditure to the Minister for onward transmission to the National  
20 Assembly for approval.

21 **27.** The Council shall cause to be prepared an Annual Report, Annual report  
22 which shall include the audited accounts of the Academy for the previous  
23 financial year and a statement of its assets and liabilities as at the last day of  
24 the financial year.

25 **28.** All monies received on account of the Academy shall be paid Bank Account  
26 into such accounts as may be approved to be opened by the Council or any  
27 account designated by the Federal Government of Nigeria.

#### 28 PART IV - TRANSFER OF PROPERTY TO THE ACADEMY

29 **29.** All property held by or on behalf of the Academy by any Transfer of  
30 provisional council, planning and implementation committee or any interim Academy



	1	body by whatsoever name called, shall by virtue of this Act and without further
	2	assurances vest in the Academy and such property shall be held for the purpose
	3	of this Act.
Restriction on disposal of landed property of the Academy	4	<b>30.</b> The Council shall not dispose of or charge any land or an interest
	5	in any landed property including any land transferred to the Academy by this
	6	Act, held by or on behalf of the Academy except with the prior written consent
	7	and approval of the Visitor.
Compulsory acquisition of land for overriding public interest	8	<b>31.</b> Subject to the Land Use Act, which provides for the compulsory
	9	acquisition of land for overriding public interest, any requirement of land by
	10	the Academy shall be deemed to be for the overriding public interest purpose of
	11	the Federation.
	12	PART V - MISCELLANEOUS
Visitation	13	<b>32.-(1)</b> The Visitor may, as circumstances require, not being less than
	14	once in every five years, conduct a visitation to the Academy or cause a visit to
	15	be made to the Academy by such persons as the Visitor may appoint to look into
	16	any of the affairs of the Academy, where the need arises.
	17	(2) It shall be the duty of the bodies and persons in the Academy to:
	18	(a) make available to the Visitor or to the persons conducting a
	19	visitation under this section, such facilities and assistance as may be
	20	reasonably required for the purposes of the visit; and
	21	(b) comply with any instruction that is consistent with the provisions
	22	of this section, which may be directed by the Visitor in consequence of his visit.
Commissioning of cadets	23	<b>33.-(1)</b> A cadet shall be commissioned by the Order of the President
	24	after successful completion of police training and fulfilling all academic
	25	requirements of the Academy as provided in this Act.
	26	(2) Any cadet withdrawn before being commissioned on disciplinary
	27	grounds or such other grounds except on medical or compassionate grounds
	28	shall not be granted the use of the Academy degree, certificate or transcript, as
	29	the case may be.
	30	(3) Cadets on training in the Academy shall be entitled to monthly

1 allowance as may be determined, from time to time, by the Council, on the  
2 recommendation of the Finance and General purposes Committee of the  
3 Academy.

4 **34.-(1)** Cadets of the Academy shall not be required to satisfy any  
5 requirements as to race, including ethnic group, sex, place of birth or family  
6 origin, religious or political persuasion, as a condition to becoming or  
7 continuing to be a cadets at the Academy, the holder of any degree of the  
8 Academy or of any appointment or employment in the Academy or as a  
9 member of anybody established pursuant to this Act.

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

10 (2) A person shall not be subjected to any disadvantage or accorded  
11 any advantage, in the Academy, by reference to any of the matters specified  
12 in subsection (1) of this section.

13 **35.** Where any of the provisions of this Act relating to matters  
14 affecting the appointment, promotion and discipline of a cadet is  
15 inconsistent with the Police Act, the provision of the Police Act shall prevail.

Supremacy of  
the Police Act

16 **36.** Any policy initiated in the Academy, other than as provided for  
17 in section 4 of this Act, shall not be implemented without prior approval of  
18 the Council.

Implementation  
of policies of the  
Academy

19 **37.-(1)** Bodies established under this Act, shall have power to  
20 constitute committees consisting of members of that body, and shall subject  
21 to the provisions of sections 6 (2) of this Act, authorise a committee  
22 established by it to exercise on its behalf, such functions as may be delegated  
23 to the committee.

Establishment  
of committees, etc.

24 (2) Subject to subsection (1) of this section, any two or more of the  
25 bodies established by this Act, may arrange for the holding of joint meetings  
26 of those bodies, or for the appointment of committees consisting of  
27 members of those bodies for the purpose of considering any matter within  
28 the competence of those bodies or any of them, and either of dealing with it  
29 or of reporting on it to those bodies or any of them.

30 (3) Except as may be otherwise provided under this Act, statute or

1 regulations to regulate the quorum and procedure of any committee or  
2 subcommittee established under this Act shall be such as may be determined by  
3 the body constituted.

4 (4) Nothing in subsections (1), (2) and (3) of this section shall be  
5 construed as enabling the Council to empower any other body to make Statute,  
6 regulations or to award degree or other qualification of the Academy.

The seal of the  
Academy

7 **38.**-(1) The seal of the Academy shall be such as may be administered  
8 by the Council and the affixing of the seal of the Academy shall be signed by the  
9 Commandant and the Registrar.

10 (2) Academic Certificates issued by the Academy shall have the  
11 Academy seal affixed and signed by the Provost and the Registrar of the  
12 Academy.

13 (3) Any contract or instrument which, if made or executed by a person  
14 not being a body corporate, would not be required to be under seal, may be  
15 made or executed on behalf of the Academy by any authorized person.

16 (4) Any division established in the Academy and designated by  
17 Statute as a faculty, shall be organized in accordance with the provisions of the  
18 Second Schedule to this Act.

Regulations, Rules  
and Guidelines

19 **39.**-(1) The Council may make Statutes, Regulations, Rules or  
20 Guidelines to regulate the carrying out of any activities and programmes of the  
21 Academy or authority or any matter connected with the Academy or for the  
22 effective implementation of any of the provisions of this Act.

23 (2) Subject to the provisions of subsection (2) of this section, the  
24 Council shall have power to amend its Statutes, Regulations, Rules or  
25 Guidelines made under this Act provided that the proposal for amendment shall  
26 be passed by two-third majority of the Council members.

27 (3) Notwithstanding the provisions of subsection (3) of this section,  
28 the Council shall have power to approve, amend or reject any proposal for  
29 amendments as may be deemed necessary.

30 (5) Where under this Act, it is provided that proposals or ry such

1 recommendations are to be made and submitted by one authority or to more  
2 intermediate authorities, it shall be the duty of every such authorities to  
3 forward such proposal or recommendation received by it to the appropriate  
4 authority and such intermediate authority may, if it deems fit, forward  
5 therewith its own comments on such proposal or recommendation.

6 **40.-(1)** Subject to the provisions of this Act, the Principal Officers  
7 of the Nigeria Police Academy, Wudil Kano, existing before the coming into  
8 effect of this Act are deemed to have been transferred to the Academy  
9 established under this Act under the same terms and conditions.

Transitional  
arrangements

10 (2) Subject to any direction to the contrary which may be given in  
11 that regard by the Council, any person who was a member of staff or was  
12 employed by the Nigeria Police Academy before the coming into effect of  
13 this Act, shall continue in office and be deemed to have been appointed  
14 under this Act for purposes of Pension, and become the holder of the  
15 appointment at the Academy with such status, designation and functions  
16 which corresponds with those which appertained to him as a member of staff  
17 on such an employment.

18 (3) Properties held immediately before the commencement date of  
19 this Act on behalf of the Academy by any person shall, by virtue of this Act,  
20 be vested in the Academy established under this Act.

21 (4) The Academy established under this Act shall be subject to all  
22 the obligations and liabilities to which the former Academy was subject  
23 immediately before the commencement of this Act and all other persons  
24 shall have the same rights, powers and remedies against the Academy  
25 established by this Act as they had against the Academy immediately before  
26 the commencement of this Act.

27 (5) Any proceeding or cause of action pending or existing  
28 immediately before the commencement of this Act by or against the  
29 Academy in respect of any right, interest, obligation or liability of the  
30 Academy may be continued or commenced, as the case may be, and any

Limitation of  
law suit against  
the Academy

1 determination of a court of law, tribunal or other Commission or person may be  
2 enforced by or against the Academy established by this Act to the same extent  
3 that such proceeding, cause of action or determination might have been  
4 continued, commenced or enforced by or against the Academy subject to the  
5 provisions of this Act.

6 (6) As from the commencement of this Act, any disciplinary  
7 proceeding pending or existing against any employee of the Academy shall be  
8 continued and completed by the Academy established under this Act.

9 41.-(1) Subject to the provisions of this Act, the provisions of the  
10 Public Officers Protection Act shall apply to any suit instituted against the  
11 Academy, an officer or employee of the Academy.

12 (2) No suit shall lie or be instituted in any court against the Academy, a  
13 member of the Council or any principal officer or employee of the Academy, for  
14 an action carried out in pursuance or execution of this Act or any enactment or  
15 law, or of any public duty or authority in respect of any alleged neglect or  
16 default in the execution of this Act or any other enactment or law, duty or  
17 authority, unless it is commenced:

18 (a) within three months of such act, neglect or default complained of;

19 (b) in the case of a continuation of damages or injury, within six  
20 months next after the ceasing of the act, neglect or default.

21 (3) No suit shall be commenced against the Academy, a member of the  
22 Council or any principal officer or employee of the Academy before the  
23 expiration of a period of one month after written notice of the intention to  
24 commence the suit has been served on the Academy by the intending plaintiff  
25 or his agent.

26 (4) The notice referred to in subsection (3) of this section shall clearly  
27 and explicitly state the cause of action, the particulars of the claim, the name  
28 and place of abode of the intending plaintiff and the relief sought.

29 (5) The notice referred to in subsection (1) of this section and any  
30 summons, notice or other document required or authorized to be served on the

1 Academy under this Act or any other law, may be served by:  
 2 (a) delivering it to the Commandant of the Academy; or  
 3 (b) sending it by registered post addressed to the Commandant of  
 4 the Academy at the Main Campus of the Academy.

5 **42.** In any action or suit against the Academy, no execution shall be  
 6 levied or attachment process issued against the Academy unless not less than  
 7 30 days' notice of the intention to execute or attach has been given to the  
 8 Academy.

Restriction on  
execution against  
property of the  
Academy

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

Indemnity of  
officers of the  
Academy

14 **44.** In this Act, unless the context otherwise requires:  
 15 "Academic staff" means a member of staff of the Academy whose sole and  
 16 primary responsibility is teaching, research and community service;  
 17 "Academic year" means two semesters covered by a period of not more than  
 18 twelve calendar months within which students must complete a level of  
 19 study;  
 20 "Administrative staff" means those persons in the employment of the  
 21 Academy other than academic staff who hold administrative, professional  
 22 or technical posts;  
 23 "Alumni Association" means any association recognised by the Council as  
 24 being representative of graduates or former students of the Academy;  
 25 "Approving authority" means the Federal Executive Council;  
 26 "Academy" means the Nigeria Police Academy, Wudil, Kano;  
 27 "Council" means the Council established under section 7 of this Act;  
 28 "Commandant" means the Commandant of the Nigeria Police Academy,  
 29 Wudil, Kano;  
 30 "Cadets" means an undergraduate in training at the Academy undergoing

Interpretation

- 1 training to be a Police Officer;
- 2 "Deputy Commandant" means the Deputy Commandant of Academy;
- 3 "Graduate" means a person on whom a degree other than an honorary degree
- 4 has been conferred by the Academy;
- 5 "Faculty" means any Faculty established by the Academy;
- 6 "functions" includes powers and duties;
- 7 "Instructors or Lecturers" means a person holding a full time appointment as a
- 8 member of the teaching or research or instructing staff of the Academy;
- 9 "Minister" means the Minister of the government of the Federation responsible
- 10 for police affairs;
- 11 "Nigeria Police" means the Nigeria Police Force established under the Police
- 12 Act;
- 13 "notice" means notice in writing;
- 14 "Officer" means a staff of senior rank holding an administrative post, but does
- 15 not include Visitor and members of the Council;
- 16 "Postgraduate" means students pursuing or continuing formal education after
- 17 graduation from an institution of higher learning including students pursuing
- 18 programmes whose entry requirements are bachelor's degree or higher national
- 19 diploma from a recognised university or polytechnic;
- 20 "prescribed" means prescribed by law, Statutes or regulations;
- 21 "President" means President of the Federal Republic of Nigeria;
- 22 "Principal Officer" means the officers mentioned in Part II of this Act;
- 23 "professor" means a person designated as a professor of the Academy in
- 24 accordance with provision made in that behalf by Statute or by Regulation;
- 25 "property" includes rights and assets;
- 26 "regulations" includes rules and regulations made pursuant to the provisions of
- 27 this Act;
- 28 "student" means a person who is not a Nigerian cadet but admitted into the
- 29 Academy for the purpose of being trained;
- 30 "undergraduate" means a person undergoing a course of study at the Academy

1 pursuant to the acquisition of a first degree; and

2 "Visitor" means the President, Commander in Chief of the Armed Forces of  
3 the Federal Republic of Nigeria who is also the Proprietor of the Academy,

4 **45.** This Bill may be cited as the Nigeria Police Academy Short title  
5 (Establishment, Etc) Act, 2020

6 FIRST SCHEDULE

7 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

8 *[Section 7(1)]*

9 *Proceedings of the Council*

10 1.-(1) Subject to the provisions of this Act, the Council may make  
11 standing orders regulating its proceedings or any of its committees.

12 (2) Questions for determinations shall be decided by a majority of  
13 the members present and voting and in the event of equality of votes, the  
14 chairman, shall have a second or casting vote.

15 (3) Standing orders made for a committee shall provide for the  
16 committee to report to the Council on any matter referred to it by the  
17 Council.

18 (4) The quorum of the Council shall be one-third of the members of  
19 the Council and the quorum of a committee of the Council shall be fixed by  
20 the Council.

21 (5) The Council may invite any person to attend and participate at  
22 any of its meetings provided that a person so co-opted shall only be in  
23 attendance and shall not count towards the quorum or vote at the meeting.

24 *Meetings of the Council*

25 2.-(1) The Council shall meet as and when necessary for the  
26 performance of its functions under this Act and shall meet at least twice a  
27 year in accordance with the provision of this Schedule.

28 (2) At any meeting of the Council, the Chairman shall preside or in  
29 his absence, the members present at the meeting, shall appoint one of their  
30 members to preside.



1 (3) Where the Council desires to obtain the advice of any person on a  
2 particular matter, the Council may co-opt him as a member for such period as  
3 the Council thinks fit, but a person who is a member by virtue of this paragraph  
4 shall not be entitled to vote at the meeting and shall not count towards the  
5 quorum.

6 (4) Notwithstanding anything in the foregoing provisions of this  
7 paragraph, the inaugural meeting of the Council shall be summoned by the  
8 Minister.

9 *Committees*

10 3.-(1) The Council may appoint one or more committees to carry out  
11 on behalf of the Council such functions as the Council may determine.

12 (2) A Committee appointed under this paragraph shall consist of the  
13 number of persons determined by the Council of whom not more than two  
14 thirds may be persons who are not members of the Council.

15 (3) A person other than a member of the Council shall hold office on a  
16 committee of the Council in accordance with the terms of the letter by which he  
17 is appointed.

18 (4) A decision of a committee of the Council shall be of no effect until  
19 it is confirmed by the Council.

20 *Miscellaneous*

21 4.-(1) The fixing of the seal of the Council shall be authenticated by  
22 the signature of the chairman, the Registrar or any other members of the  
23 Council authorized generally or specially by the council to act for that purpose.

24 (2) Any contract or instrument which, if made or executed by a person  
25 not being a body corporate, would not be required to be sealed, may be made or  
26 executed on behalf of the Council, by any person generally or specially  
27 authorized by the Act, for that purpose by the Council.

28 (3) Any document purporting to be a document duly executed under  
29 the seal of the Council shall be received in evidence and shall, unless the  
30 contrary is proved, be deemed to be so executed.

(4) The validity of any proceedings of the Councilor of a committee of the Council shall not be adversely affected by any vacancy in membership of the Councilor by any defect in the appointment of a member of the Council or of a person to serve on the committee, or by reason that a person not entitled to do so took part in the proceedings.

(5) Any member of the Council and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or a committee of the Council shall disclose his interest, and shall not vote on any question relating to the contract or arrangement.

(6) A person shall not by reason only of his membership of the Council be treated as holding an office in the public service of the Federation.

#### SECOND SCHEDULE

##### COMMITTEES OF THE ACADEMY

[Section 38(4)]

##### *Standing Committees of the Council*

1.-(1) For the purpose of carrying out its responsibilities under this Act, the following standing committees are to be established by the Council:

- (a) Finance and General Purpose Committee;
- (b) Appointments, Promotions and Disciplinary Committee (AP&DC);
- (c) Tenders Board;
- (d) Academy Board; and
- (e) Admission Selection Board.

(2) Provisions shall be made by Rules for the constitution and terms of reference of the Committees referred to in sub-section (1) of this section as deemed appropriate by the Council.

##### *Finance and General Purpose Committee*

2.-(1) There shall be a Committee of the Council to be known as the

1 Finance and General Purpose Committee, which shall subject to the direction  
2 of the Council exercise control over the property and the expenditure of the  
3 Academy.

4 (2) The Finance and General Purpose Committee shall consist of:

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

7 (b) the Commandant;

8 (c) five other members of the Council appointed by the Council; and

9 (d) two members appointed by the Senate.

10 (3) The functions of the Finance and General Purpose Committee  
11 shall be to:

12 (a) consider and make recommendation to the Council on the draft  
13 annual estimate of income and expenditure for each financial year;

14 (b) advice the Council on deposits and investments of money  
15 belonging to the Academy;

16 (c) recommend to the Council rules and procedures in the Financial  
17 Regulation for the control of expenditure and administration of Academy's  
18 finances;

19 (d) consider and decide on request for variation within the approved  
20 annual estimates from any unit of the Academy, subject to the approval of the  
21 Council;

22 (e) advice the Council on any matter relating to the development of  
23 the Academy sites as may be referred to it by the Council;

24 (f) carry out any other function as may be delegated to it from time to  
25 time by the Council.

26 (4) The quorum of the Committee shall be five members including the  
27 Chairman and the Commandant.

28 (5) Subject to any directions given by the Council, the Committee  
29 may regulate its proceedings.

1                    *Appointments, Promotions and Disciplinary Committee*

2                    3.-(1) The Appointments, Promotions and Disciplinary Committee  
3                    shall handle appointments, confirmations, promotions and discipline of all  
4                    senior staff (academic, administrative and professionals) issues of the  
5                    Academy.

6                    (2) The Appointments, Promotions and Disciplinary Committee  
7                    shall comprise of:

8                    (a) the Provost of the Academy as Chairman;

9                    (b) two members of the Council;

10                  (c) two internal members;

11                  (d) two elected members from the Academic Committee who shall  
12                  not be below the rank of senior lecturer; and

13                  (e) the Registrar of the Academy who shall serve as the Secretary  
14                  the Committee.

15                  (3) The Appointments, Promotions and Disciplinary Committee  
16                  shall:

17                  (a) consider all appointments and promotion of all staff except  
18                  those of principal officers and make appropriate recommendations to the  
19                  Council;

20                  (b) determine cases for promotion to the rank of Professor and  
21                  Reader that should go for external assessment;

22                  (c) handle all disciplinary cases involving members of staff who  
23                  are not police officers; and

24                  (d) make recommendation to the Council on any matter involving  
25                  appointment, promotion and discipline of staff who are Police Officers.

26                  (4) The quorum of the Committee shall be five members including  
27                  the Chairman.

28                  (5) The Committee shall have power to constitute a sub-committee  
29                  to handle cases of junior staff of the Academy who are not Police Officers.

1 *Tenders Board*

2 4.-(1) There shall be a Tenders Board for the Academy whose  
3 membership shall consist of:

- 4 (a) the Commandant, who shall be the Chairman;  
5 (b) the Deputy Commandant;  
6 (c) the Provost of the Academy;  
7 (d) one representative of the Council;  
8 (e) one representative of the Senate; and  
9 (f) the Registrar of the Academy who shall serve as Secretary to the  
10 Board.

11 (2) The functions of the Tenders Board shall include:

- 12 (a) advising the Council on projects and construction of building,  
13 supply of goods and services;  
14 (b) consideration and acceptance of tenders from contractors;  
15 (c) initiating action on the production of the tender's documents;  
16 (d) considering tenders submitted by contractors wishing to execute  
17 projects in the Academy;  
18 (e) processing tenders and award of contracts which fall within its  
19 spending limits and reporting such award of contract to the Council; and  
20 (f) referring to the Council for approval on tenders for contracts above  
21 the spending limits of the Board.

22 *Academy Board*

23 5.-(1) There shall be for the Academy an Academy Board whose  
24 membership shall consist of, the:

- 25 (a) Commandant, who shall be the Chairman;  
26 (b) Deputy Commandant;  
27 (c) Provost of the Academy;  
28 (d) Registrar;  
29 (e) Librarian;  
30 (f) Bursar;

1 (g) Dean of Postgraduate School;  
2 (h) Deans of Faculties;  
3 (i) Director of Academic Planning;  
4 (j) Director of Police Training;  
5 (k) Director in charge of Cadets Affairs;  
6 (l) Director of Works;  
7 (m) Director in charge of Administration;  
8 (n) Registrar of the Academy or his representative who shall serve  
9 as Secretary to the Board.

10 (2) The functions of the Academy Board shall include, to:  
11 (a) advise the Council on policy matters relating to general affairs  
12 of the Academy and cadets training, administration and discipline;  
13 (b) consider and take decision on cadets withdrawal; and  
14 (c) any other duty that may be referred to it by the Council.  
15 (3) The decision of the Academy Board on a cadet's withdrawal on  
16 disciplinary grounds shall be final subject to ratification by the Council.

17 *Admission Selection Board*

18 6.-(1) There shall be for the Academy an Admission Selection  
19 Board for the purpose of screening, interviewing and selection of qualified  
20 candidates for admission into the Academy whose membership shall consist  
21 of:

22 (a) a Commissioner from the Police Service Commission who  
23 shall be the Chairman;  
24 (b) a representative of the Council;  
25 (c) the Commandant of the Academy;  
26 (d) the Provost of the Academy;  
27 (e) the Registrar of the Academy;  
28 (f) the Director of Police Services in the Ministry responsible for  
29 Police Affairs;

1 (g) the Director in Charge of recruitment from the Police Service  
2 Commission;

3 (h) a representative of the Nigeria Police Force Headquarters not  
4 below the rank of Commissioner of Police;

5 (i) the Director of Police Training of the Academy;

6 (j) Deans of Faculties;

7 (k) a representative of the Federal Character Commission as observer;

8 (l) the Deputy Registrar of the Academy in charge of admissions who  
9 shall serve as Secretary to the Admission Selection Board.

10 (2) The functions of the Admission Selection Board shall include, to:

11 (a) screen and interview qualified candidates invited for selection  
12 interview by the Academy;

13 (b) disqualify any candidate found deficient in any aspect of the  
14 screening processes;

15 (c) apply the screening criteria that are in use for the selection process  
16 of Police officers that may be determined by the Police Service Commission,  
17 from time to time;

18 (d) ensure the observance of all the requirements for admission into  
19 university by the regulatory bodies such as National Universities Commission  
20 and Joint Admissions and Matriculations Board;

21 (d) select qualified candidates to be admitted into the Academy in  
22 each admission year.

23 (3) The decision of the Selection Board on admission shall be final  
24 subject to the approval of the Council.

25 *The Senate*

26 7.-(1) There shall be for the Academy a Senate with the following  
27 composition:

28 (a) the Provost of the Academy, who shall be the Chairman;

29 (b) the Deputy Commandant or his representative;

30 (c) the Deans of Faculties and the Directors of Academic Units;

- 1 (d) the Heads of Departments;
- 2 (e) all Professors in the Academy;
- 3 (f) the Librarian of the Academy;
- 4 (g) two representatives elected from the academic staff;
- 5 (h) the Dean of the Postgraduate School; and
- 6 (i) the Registrar, who shall serve as the Secretary.
- 7 (2) Election shall be held for the selection of members in a manner
- 8 on such day in the month of May or June in each year as the Provost of the
- 9 Academy may from time to time determine.
- 10 (3) An elected member shall hold office for a period of two years
- 11 beginning on 1st August in the year of his election, and may be a candidate at
- 12 any election held in pursuance to Paragraph 4 to this Schedule in the year in
- 13 which his period of office expires.
- 14 (4) Notwithstanding the provisions of sub-paragraph (3) of this
- 15 paragraph, no person shall be such a candidate if at the end of his current
- 16 period of office he would have held office as an elected member for a
- 17 continuous period of four years or would have so held office if he had not
- 18 resigned.
- 19 (5) An elected member may, by notice to the Senate, resign his
- 20 office.
- 21 (6) Subject to the provisions of this Act, the Senate shall organize,
- 22 control teaching, research activities in the Academy, the admission and
- 23 discipline of cadets and other academic matters.
- 24 (7) Without prejudice to the generality of the provision of sub-
- 25 paragraph (5) of this Paragraph, the Senate shall regulate:
- 26 (a) The establishment, organization, control of faculties and
- 27 departments, and the allocation of responsibilities to such faculties and
- 28 departments;
- 29 (b) Standards for the appointment and promotion of academic
- 30 staff;



1 (c) the organization and control of courses of study and conduct  
2 examinations on such courses;

3 (d) the award of degrees and other qualifications as may be prescribed  
4 in connection with examinations held under this Act;

5 (e) the making of recommendations to the Council with respect to the  
6 award to any person of the title of Professor Emeritus;

7 (f) participation in the selection of persons for admission as students  
8 or cadets at the Academy; and

9 (g) the grant of fellowship, scholarship, prize and similar awards  
10 within the control of the Academy.

11 (8) The Quorum of the Senate shall be one-third rounded up to the  
12 nearest higher whole number.

13 (9) The Provost of the Academy shall be the Chairman of the Senate  
14 and in his absence, the Dean of Postgraduate School, Chairman Committee of  
15 Deans or such other members of the Senate present at the meeting, may appoint  
16 for the meeting a Chairman to preside.

17 (10) The Senate shall meet once in a month or at any time at the  
18 request of the Provost of the Academy or at the written request of one-third of  
19 its membership to the Chairman of the Senate, who shall within two weeks  
20 convey a meeting in response to the request, and the members making such  
21 request shall spell out the business of the meeting on which the request is being  
22 made.

23 (11) The Chairman of the Senate shall have one vote as any other  
24 member but in the event of equality of vote, the Chairman shall exercise in  
25 addition, a casting vote.

26 (12) Subject to the provision of this Act, the Senate shall regulate its  
27 proceedings at the meeting.

28 (13) The Senate may, subject to the approval of the Council, make  
29 regulations for the purpose of exercising any function conferred on it by the  
30 provisions of this Act.

(14) The regulations made by the Senate shall provide that at least one of the persons appointed as the external examiners at each examination held in conjunction with any course of study is not a Lecturer at the Academy but a Lecturer of the branch of learning to which the course relates at another University or other degree awarding institution of high repute.

(15) The Senate may withdraw from any person any degree, diploma, certificate or other awards of the Academy who has been found guilty of dishonorable or scandalous conduct in gaining admission into the Academy or obtaining that award.

10 (16) The Senate shall handle other matters that may be referred to it  
11 by the Council or the Commandant.

12 *Committees of the Senate*

13 8.-(1) The Senate shall have the following standing Committees:

14 (a) Academic Planning and Curriculum Development Committee;

15 (b) Library and Publications Committee;

16 (c) Ceremonies Committee;

17 (d) Research Grant Committee;

18 (e) Cadet and Students Welfare and Disciplinary Committee;

19 (f) Committee of Deans and Academic Directors;

20 (g) Sports Committee;

21 (h) Convocation; and

22 (i) Business Committee.

(2) Except as provided under the Third Schedule to this Act, the Senate shall, by statute, provide for the Constitution and terms of reference of the Committees established in subsection (1) of this section.

26 *Academic Congregation*

27 9.-(1) There shall be for the Academy an Academic Congregation,  
28 whose membership shall consist of all members of the academic staff and  
29 graduate members of the administrative staff, with the Commandant or in  
30 the absence of the Commandant, the Deputy Commandant as the Chairman.

(2) The Academic Congregation shall meet once at the end of each academic semester making it at least two meetings in any academic year provided that additional meetings may be convened by the Commandant or the Deputy Commandant where the need arises.

(3) The functions of the Academic Congregation shall be primarily to enable staff, as a body, express their views on academic affairs of the Academy.

(4) The Academic Congregation shall be a body through which the recommendations of members of staff are transmitted to the Council.

(5) The Academic Congregation shall be concerned with matters affecting the academic and well-being of the Academy and its functions shall neither include those of an association of university teachers concerned with salaries and conditions of service, nor a staff club, concerned with the general amenities or social services.

14           (6) The Academy shall maintain a Register containing the names of  
15     all the members of the Academic Congregation, which shall be kept by the  
16     Registrar.

17 (7) The Academic Congregation shall have a standing Committee and  
18 such other committees as may be approved by the Council.

(8) The composition of the Standing Committee and other Committees of the Academic Congregation shall be, as may be directed by the Commandant.

(9) The Standing Committee of the Academic Congregation shall prepare the agenda for each meeting of the Academic Congregation and arrange follow up actions on matters agreed upon by the Academic Congregation

26 *Faculties and Faculty Board*

27 10.-(1) There shall be established in each faculty, a Faculty board  
28 which, subject to the provisions of this Act and to the direction of the  
29 Commandant, shall-

30 (a) regulate the teaching, study and the conduct of examinations

- 1 connected with the courses assigned to the faculty; and
- 2 (b) deal with any other matter that may be assigned to it by the
- 3 Council, the Commandant or the Academic Board.
- 4 (2) Each faculty shall be divided into such number of departments
- 5 as may be prescribed by the Council.
- 6 (3) Where a faculty consists of two or more colleges or schools,
- 7 each college or school shall have its own Board, which shall be under the
- 8 control of the Academic Committee.
- 9 (4) Each Faculty Board shall consist of:
- 10 (a) the Dean of the Faculty;
- 11 (b) heads of departments of the Faculty;
- 12 (c) such number of lecturers assigned to the faculty and having
- 13 prescribed qualifications as the Faculty Board may determine; and
- 14 (d) such number of persons whether or not members of the
- 15 Academy as the Faculty Board may determine, with the general or special
- 16 approval of the Academic Board.
- 17 (5) The quorum of the Faculty Board shall be nine members or one-
- 18 third of the members of the Faculty Board or whichever is greater, subject to
- 19 the provision of this Act or any regulations on its behalf, the Faculty Board
- 20 may regulate its own procedure of meetings.

21 *The Dean of Faculty, etc*

- 22 11.-(1) The Dean of Faculty shall be appointed in such manner and
- 23 hold office for such term and subject to such conditions, as may be
- 24 prescribed by regulations made by the Council.
- 25 (2) Where there is no Professor in a Faculty, the office of the Dean
- 26 of the Faculty shall be held by members of the Faculty holding the rank of
- 27 Reader or Senior Lecturer on the basis as may be determined by the Provost.
- 28 (3) The Dean shall be the Chairman of the Faculty Board and shall
- 29 be a member of all committees and boards constituted by the Faculty and
- 30 when the Dean is absent from any meeting, the most senior member present

1 at the meeting shall preside.

2 (4) The Dean of a Faculty shall exercise general superintendence over  
3 the academic and administrative affairs of the Faculty and it shall be the  
4 function of the Dean to present qualified cadets and students in character and  
5 learning for the conferment of degrees, after having qualified for the degree of  
6 the Academy at examinations held in the department.

7 (5) The Dean of the Faculty may be removed from office by the  
8 Provost for good cause and in the event of a vacancy occurring following the  
9 removal of a Dean, an acting Dean may be appointed by the Provost, provided  
10 that arrangement shall be made for a new Dean to be appointed in a manner  
11 prescribed within a period of three months from the date when the acting Dean  
12 assumes office.

13 (6) For the purpose of subsection (5) of this section "good cause" shall  
14 mean:

15 (a) conviction for any offence which the Provost considers to be such  
16 as to render the person concerned unfit for the discharge of the functions of his  
17 office; or

18 (b) any physical or mental incapacity which the Provost, after  
19 obtaining medical advice, considers to be such as to render the person  
20 concerned unfit to hold his office;

21 (c) conduct, of a scandalous or of a disgraceful nature, which the  
22 Provost considers to be such as to render the person concerned unfit to continue  
23 to hold his office;

24 (d) conduct which the Commandant considers to be such as to  
25 constitute failure or inability of the person concerned to discharge the functions  
26 of his office or comply with the terms and conditions of his service; or

27 (e) conduct, which the Commandant considers to be generally of such  
28 nature as to render the continuous appointment or service of the person  
29 concerned as prejudicial or detrimental to the interest of the Academy.

1                                    *Academic and Curriculum Development Committee*

2                                    12.-(1) The Academic and Curriculum Development Committee  
3 shall consist of the:

4                                    (a) Provost of the Academy as the Chairman;

5                                    (b) Deans of Faculties;

6                                    (c) Director of Academic Planning;

7                                    (d) Bursar;

8                                    (e) Librarian;

9                                    (3) The Dean shall be the Chairman of the Faculty Board and shall  
10 be a member of all committees and boards constituted by the Faculty and  
11 when the Dean is absent from any meeting, the most senior member present  
12 at the meeting shall preside.

13                                   (4) The Dean of a Faculty shall exercise general superintendence  
14 over the academic and administrative affairs of the Faculty and it shall be the  
15 function of the Dean to present qualified cadets and students in character and  
16 learning for the conferment of degrees, after having qualified for the degree  
17 of the Academy at examinations held in the department.

18                                   (5) The Dean of the Faculty may be removed from office by the  
19 Provost for good cause and in the event of a vacancy occurring following the  
20 removal of a Dean, an acting Dean may be appointed by the Provost,  
21 provided that arrangement shall be made for a new Dean to be appointed in a  
22 manner prescribed within a period of three months from the date when the  
23 acting Dean assumes office.

24                                   (6) For the purpose of subsection (5) of this section "good cause"  
25 shall mean:

26                                   (a) conviction for any offence which the Provost considers to be  
27 such as to render the person concerned unfit for the discharge of the  
28 functions of his office; or

29                                   (b) any physical or mental incapacity which the Provost, after  
30 obtaining medical advice, considers to be such as to render the person

1 concerned unfit to hold his office;

2 (c) conduct, of a scandalous or of a disgraceful nature, which the  
3 Provost considers to be such as to render the person concerned unfit to continue  
4 to hold his office;

5 (d) conduct which the Commandant considers to be such as to  
6 constitute failure or inability of the person concerned to discharge the functions  
7 of his office or comply with the terms and conditions of his service; or

8 (e) conduct, which the Commandant considers to be generally of such  
9 nature as to render the continuous appointment or service of the person  
10 concerned as prejudicial or detrimental to the interest of the Academy.

11 *Academic and Curriculum Development Committee*

12 12.-(1) The Academic and Curriculum Development Committee shall  
13 consist of the:

14 (a) Provost of the Academy as the Chairman;

15 (b) Deans of Faculties;

16 (c) Director of Academic Planning;

17 (d) Bursar;

18 (e) Librarian;

19 (f) Director of Police Training or Courses;

20 (g) Director of Cadet Affairs; and

21 (h) Registrar as a member and Secretary.

22 (2) Quorum shall be 50% of the members including the Provost of the  
23 Academy.

24 *Library and Publications Committee*

25 13.-(1) The Library and Publication Committee shall consist of:

26 (a) the Librarian of the Academy as Chairman;

27 (b) one representative of each Faculty;

28 (c) one representative of Postgraduate Schools; and

29 (d) the Registrar or his representative shall serve as the Secretary.

30 (2) The functions of the Committee shall be to:

- 1 (a) assist and advise the Academy on the development of the  
2 Library as the center of learning and research;  
3 (b) formulate regulations for the use of the Library and its facilities;  
4 (c) help prepare the Library budget;  
5 (d) select and recommend manuscripts for publications by the  
6 Academy;  
7 (e) supervise the production of official publications that shall bear  
8 the emblem of the Academy;  
9 (f) regulate the development and the use of e-library; and  
10 (g) undertake other related tasks that may be assigned to the sub-  
11 committee by the Academic Committee.  
12 (3) The quorum of the Committee is 50% of the members including  
13 the Chairman of the Committee.

14 *Ceremonies Committee*

15 14.-(1) There shall be a Ceremonies Committee, which shall  
16 consist of:

- 17 (a) a nominee of the Commandant as Chairman;  
18 (b) staff representative of each Faculty;  
19 (c) representative of the Academy Librarian;  
20 (d) representative of the Bursar;  
21 (e) representative of the Director Physical Planning;  
22 (f) representative of the Protocol and Public Relations Units; .  
23 (g) representative of the Security Unit;  
24 (h) representative of the Catering Services; and  
25 (i) representative of the Registrar who shall serve as Secretary to  
26 the Committee.

27 (2) The quorum of the Committee shall be 50% of members  
28 including the Chairman.

29 (3) The ceremonies Committee shall have the following terms of  
30 Reference:



- 1 (a) organizing public events of the Academy;
- 2 (b) recommending to the Academic Committee persons to be
- 3 considered for the award of honorary degrees; and
- 4 (c) advising the Academy on issues concerning ceremonial matters
- 5 generally.

6 *Research Grant Committee*

7 15.-(1) There shall be a Research Grant Committee which shall

8 consist of:

- 9 (a) an appointee of the Provost of the Academy as Chairman;
- 10 (b) a representative of each Faculty;
- 11 (c) a representative of the Postgraduate School;
- 12 (d) a representative of the Information and Communications
- 13 Technology (ICT) Centre;
- 14 (e) the Director of Academic Planning;
- 15 (f) the Librarian; and
- 16 (g) a representative of the Registrar who shall serve as the Secretary to
- 17 the Committee.

18 (2) The quorum of the Committee shall be 50% of members including

19 the Chairman.

20 (3) The Committee shall be responsible for:

- 21 (a) assessing research projects submitted by Faculties, Departments
- 22 and members of staff, and approve those with merit or support with research
- 23 grant;
- 24 (b) administering research funds of the Academy;
- 25 (c) receiving, considering and recommending Staff Development for
- 26 each Department to appropriate organs of the Academy and ensure compliance
- 27 when approved; and
- 28 (d) advise the Academic Committee and other relevant Committees
- 29 on matters concerning research policy and practice in the Academy.

1 *Committee of Deans and Academic Directors*

2 16.-(1) There shall be a Committee of Deans and Academic  
3 Directors which shall consist of:

- 4 (a) the Academy Provost or his representative as Chairman;  
5 (b) Deans of Faculties and Post Graduate School;  
6 (c) all Directors of Academic, Institutes and Centres; and  
7 (d) the Registrar or his representative who shall serve as the  
8 Secretary to the Committee.

9 (2) The functions of the Committee shall be to:

- 10 (a) review from time to time, the minimum entry requirement for  
11 degree and other programs of the Academy;  
12 (b) formulate for the consideration of the Academic Committee,  
13 regulations governing the conduct of examinations in the Academy;  
14 (c) review the existing regulation from time to time, for appropriate  
15 recommendation to the Academic Committee;  
16 (d) considers matters on examinations as may be referred to it by  
17 the Academic Committee;  
18 (e) make recommendation to the Academic Committee on  
19 academic matters as it deems necessary; and  
20 (f) undertake either related task as may be assigned by the  
21 Academic Committee.

22 *Convocation*

23 17.-(1) The Convocation shall consist of, the:

- 24 (a) Chancellor of the Academy as Chairman;  
25 (b) Chairman of the Governing Council of the Academy;  
26 (c) Commandant of the Academy;  
27 (d) Deputy Commandant;  
28 (e) Provost of the Academy;  
29 (f) Registrar of the Academy;  
30 (g) Librarian of the Academy;

- 1 (h) Bursar of the Academy;
- 2 (i) Lecturers within the meaning of this Act; and
- 3 (j) Registered graduates of the Academy.
- 4 (2) A person shall be entitled to have his name registered as a member
- 5 of Convocation, where:
- 6 (a) he is either a graduate of the Academy or have satisfied such
- 7 requirements as may be prescribed for the purpose of this paragraph; and
- 8 (b) he applies for the registration of his name in the manner prescribed
- 9 by the Academy and pays the prescribed fees.
- 10 (3) Regulation shall provide for the purpose of this paragraph and
- 11 subject to paragraph (3) below, may provide for the payment from time to time
- 12 of fees by persons whose name are on the register and for the removal from the
- 13 register of the name of any person who fails to pay those fees.
- 14 (4) The person responsible for keeping the register shall, without the
- 15 payment of any fees, ensure that the names of all persons who are for the time
- 16 being members of Convocation by virtue of paragraph (1) (a) or (b) of this
- 17 schedule are entered and retained on the register.
- 18 (5) A person who reasonably claims that he is entitled to have his
- 19 name on the register shall be entitled on demand to inspect the register, or a
- 20 copy of the register at the principal office of the Academy at all reasonable
- 21 times.
- 22 (6) The register shall, unless the contrary is proved, be sufficient
- 23 evidence that any person named therein is a member of the Convocation, and
- 24 that any person not named therein is not a member of Convocation, but for the
- 25 purpose of ascertaining whether a particular person was such a member on a
- 26 particular date, any entries and deletion from the register made on or after that
- 27 date shall be disregarded.
- 28 (7) The quorum of Convocation shall be one-third of the total number
- 29 of members of the Convocation.
- 30 (8) The Commandant shall be Chairman at all meetings of he is

1 Convocation when he is present, and in his absence, the Academy Provost  
2 shall preside.

3 (9) Convocation shall:

4 (a) confer degrees of the Academy under the Chairmanship of the  
5 Commandant of the Academy;

6 (b) elect representatives of the Convocation from the Council  
7 members; and

8 (c) perform any other functions that may be provided by Statute.

9 (10) The quorum of the Committee shall be 50% of members  
10 including the Chairman and Director of Academic Planning.

11 *Business Committee*

12 18.-(1) There shall be for the Academy a Business Committee,  
13 which shall consist of:

14 (a) a nominee of the Provost of the Academy who shall be a  
15 member of the Academic Committee as Chairman;

16 (b) other members elected by the Academic Committee as it deems  
17 necessary;

18 (c) a representative of each Faculty;

19 (d) a representative of the Postgraduate School; and

20 (e) the Registrar or his representative who shall be the Secretary to  
21 the Committee.

22 (2) The quorum of the Committee shall be 50% of members  
23 including the Chairman and the Secretary.

24 (3) The Business Committee shall be responsible for:

25 (a) preparing the agenda for each Academic Committee meeting;  
26 and

27 (b) dealing with matters referred to it by the Academic Committee  
28 from time to time.

29 *The Police Training Committee*

30 19.-(1) The Police Training Committee shall consist of:

- 1 (a) the Director of Police Training, who shall be the Chairman;
- 2 (b) the Director of Cadets Affairs;
- 3 (c) the Chief Instructor, Field Studies;
- 4 (d) the Chief Instructor, Professional Studies;
- 5 (e) the Chief Instructor, Legal Studies;
- 6 (f) the Chief Instructor, Liberal Studies;
- 7 (g) two representatives of the academic branch to be appointed by the
- 8 Provost;
- 9 (h) the Police Provost Marshal of the Academy; and
- 10 (i) the Head of Department Administration in charge of training, who
- 11 shall be the Secretary.
- 12 (2) Subject to the provision of this Act, the Police Training Committee
- 13 shall, in relation to its teaching unit:
- 14 (a) advise the Academy Board on all matters relating to organizing
- 15 police training, instructions and research into police aspects of the subject
- 16 taught by that teaching unit of the Academy, including the curricula and the
- 17 examinations connected therewith;
- 18 (b) monitor and regulate the conduct and progress of cadets in that
- 19 teaching units and report thereon to the Academy Board;
- 20 (c) deliberate on the performance of all cadets in police subject at the
- 21 end of each semester; and
- 22 (d) determine passes and failure of cadets at all times, in accordance
- 23 with the criteria set for passing and failing as laid down in the Academy
- 24 assessment policy for police subjects.
- 25 (3) The Police Training Committee shall determine and recommend
- 26 to the Academy Coordination Committee in accordance with Academy policy,
- 27 the Cadets who:
- 28 (a) are qualify to graduate, pass out or be commissioned;
- 29 (b) deserve to be given awards, such as the:
- 30 (i) Sword of honour;

- 1 (ii) Gold medals; and
- 2 (iii) Silver medal.
- 3 (c) merit promotion to the next higher class;
- 4 (d) deserves to be allowed to resit for papers failed in any police
- 5 subject;
- 6 (e) deserve to be warned for poor performance in papers in police
- 7 subjects and certain aspects of cadet life;
- 8 (f) deserve to be relegated to the next lower class for poor
- 9 performance; or
- 10 (g) deserve to be withdrawn from the Academy for poor
- 11 performance.

#### EXPLANATORY MEMORANDUM

*(This memorandum does not form part of this Act but is intended  
to explain its purport)*

This Bill seeks to establish the Nigeria Police Academy with powers to train, nurture, equip and produce globally competitive police graduates with requisite knowledge, skills, values and attitudes suitable for leadership, scholarship, policing and rendering of community service and to award degrees, diplomas and certificates in accordance with the highest academic standards.