

Extraordinary



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A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF SPORTS NKALAGU,
EBONYI TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE
MANAGEMENT AND ADMINISTRATION AND OTHER RELATED MATTERS

Sponsored by Senator Ogba Obinna

[] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL
2 UNIVERSITY OF SPORTS, NKALAGU EBONYI STATE

3 1.-(1) There is hereby established the Federal University of Sports Establishment
4 Nkalagu Ebonyi State (in this Act referred to as “the University”). and Objects of
the Federal
University of
Sports Nkalagu,
Ebonyi State

5 (2) The University-

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

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

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

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

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

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

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

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

10 (f) to identify the problems and needs of Sports in Nigeria and to find
11 solutions to them within the context of overall national development;

12 (g) to provide and promote sound basic scientific training as a
13 foundation for the development of Sports in Nigeria, taking into account
14 indigenous cultures and the need to enhance national unity;

15 (h) to encourage and promote scholarship and conduct research in
16 restricted fields of learning and human endeavour;

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

19 (j) to undertake any other activities appropriate for a Sports university of
20 the highest standard.

Constitution
of the University
and its Constituent
Bodies, etc.

21 **3.-(1)** The University shall consist of-

22 (a) a Chancellor;

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

24 (c) a Vice Chancellor and a Senate;

25 (d) a Deputy Vice-Chancellor;

26 (e) a body to be called Congregation;

27 (f) a body to be called Convocation;

28 (g) the campuses and colleges of the University;

29 (h) the faculties, schools, institutes and other teaching and research units
30 of the University;

1 (i) the persons holding the offices constituted by the First Schedule to
2 this Act other than those mentioned in paragraphs (a) to (c) of this
3 subsection;

4 (j) all graduates and undergraduates; and

5 (k) all other persons who are members of the University in accordance
6 with provisions made by Statute in that behalf.

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

9 (3) Provision shall be made by Statute with respect to the constitution
10 of the following bodies, namely-

11 (a) the Council;

12 (b) the Senate;

13 (c) the Congregation; and

14 (d) the Convocation.

15 **4.-(1)** For the carrying out of its objects as specified in Section 2 of this Powers of the
16 Act, the University shall have power to- University

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

21 (b) institute professorships, readerships and associate professorships,
22 lectureships and other posts and offices and to make appointments thereto;

23 (c) institute and award fellowships, scholarships, exhibitions,
24 bursaries, medals, prizes and other titles, distinctions, awards and forms of
25 assistance;

26 (d) provide for the residence, discipline and welfare of members of the
27 University;

28 (e) hold examinations and award degrees, diplomas, certificates and
29 other distinctions to persons who have pursued a course of study approved
30 by the University and have satisfied such other requirements as the

- 1 University may lay down;
- 2 (f) award honorary degrees, fellowships or academic titles;
- 3 (g) demand and receive from any student or any other person attending
- 4 the University for the purpose of instruction such fees as the University may
- 5 from time to time determine, subject to the overall directives of the appropriate
- 6 authority;
- 7 (h) subject to section 22 of this Act, to acquire, hold, grant, charge or
- 8 otherwise deal with or dispose of movable and immovable property wherever
- 9 situate;
- 10 (i) accept gifts, legacies and donations, but without obligation to accept
- 11 the same for a particular purpose unless it approves the terms and conditions
- 12 attaching thereto;
- 13 (j) enter into contracts, establish trusts, act as trustee, solely or jointly
- 14 with any other person, and employ and act through agents;
- 15 (k) erect, provide, equip and maintain libraries, laboratories, lecture
- 16 halls, halls of residence, refectories, sports grounds, playing fields and other
- 17 buildings or things necessary, suitable or convenient for any of the objects of
- 18 the University;
- 19 (l) hold public lectures and undertake printing, publishing and book
- 20 selling;
- 21 (m) subject to any limitations or conditions imposed by Statute, to invest
- 22 any moneys appertaining to the University by law of endorsement, whether for
- 23 general or special purposes, and such other moneys as may not be immediately
- 24 required for current expenditure, in any investments or securities or in the
- 25 purchase or improvement of land, with power from time to time to vary any
- 26 such investments and to deposit any moneys for the time being un-invested
- 27 with any bank on deposit or current account;
- 28 (n) borrow, whether on interest or not, and if need be, upon the security of
- 29 any or all of the property movable or immovable of the University, such
- 30 moneys as the Council may from time to time in its discretion find necessary or

1 expedient to borrow or to guarantee any loan, advances or credit facilities;
 2 (o) make gifts for any charitable purpose;
 3 (p) do anything which it is authorized or required by this Act or by any
 4 other Statute to do; and
 5 (q) do all such acts or things, whether or not incidental to the foregoing
 6 powers, as may advance the objects of the University.

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

12 **5.-(1)** The Chancellor shalt in relation to the University, take Functions of the
 13 precedence before all other members of the University, and when he is Chancellor and
 14 present shall preside at all meetings of convocation held for conferring Pro-Chancellor
 15 degrees.

16 (2) The Pro-Chancellor shall, in relation to the University, take
 17 precedence before all other members of the University except the
 18 Chancellor, and except for the Vice Chancellor when acting as Chairman of
 19 Congregation or Convocation, and the Pro-Chancellor shalt when he is
 20 present, be the Chairman at all meetings of the Council.

21 **6.-(1)** There shall be a Council for the University consisting of: Establishment
 22 (a) the Pro-Chancellor; and Composition
 23 (b) the Vice-Chancellor; of Council
 24 (c) the Deputy Vice-Chancellor;
 25 (d) one person from the Ministry responsible for Education;
 26 (e) four persons representing a variety of interest and broadly
 27 representative of the whole Federation;
 28 (f) four persons appointed by the Senate from among its members;
 29 (g) two persons appointed by the congregation from among its
 30 members; and

Functions of
the Council and
its Finance
and General
Purpose

1 (h) one persons appointed by Convocation from among its members.

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

5 7.-(1) Subject to the provisions of this Act relating to the Visitor, the
6 Council shall be the Governing Body of the University and shall be charged
7 with the general control and superintendence of the policy, finances and
8 property of the University, including its public relations.

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

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

15 (4) The Council shall ensure proper accounts of the University are kept
16 and that the accounts of the University are audited annually by auditors
17 appointed by the Council from the list and in accordance with guidelines
18 supplied by the Auditor-General of the Federation, and that an annual report is
19 published by the University together with certified copies of the said accounts
20 as audited.

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

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

30 (7) There shall be paid to the members of the Council, the Finance and

1 General Purposes Committee and of any other committee set up by the
2 Council, allowances in respect of travelling and other reasonable expenses,
3 at such rates as may from time to time be fixed by extant government
4 circulars.

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

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

10 Provided that if after 28 days of the receipt or delivering to him of such
11 request, the chairman fails or neglects to call a meeting, the Registrar shall
12 within 14 days thereof, cause a meeting of the Council to be convened for
13 that purpose. The request shall specify the business to be considered at the
14 meeting and no business not so specified shall be transacted at that meeting.

15 **8.-(1)** Subject to section 5 of this Act and subsections (3) and (4) of this
16 section and to the provisions of this Act relating to the Visitor, it shall be the
17 general function of the Senate to organize and control teaching in the
18 University, admission to Postgraduate courses and other admission of
19 students, the discipline of students and to promote research in the
20 University.

Functions of the
Senate

21 (2) Without prejudice to the generality of the provisions of subsection
22 (1) of this section, it shall in particular be the function of the Senate to make
23 provision for the-

24 (a) establishment, organization and control of campuses, colleges,
25 faculties, departments, schools, institutes and other teaching and research
26 units of the University, and the allocation of responsibility for different
27 branches of learning;

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

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

3 (d) making of recommendations to the Council with respect to the award
4 to any person of an honorary fellowship or honorary degree or the title of
5 professor emeritus;

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

8 (f) supervision of the welfare of students in the University and the
9 regulation of their conduct;

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

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

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

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

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

28 (5) Subject to a right of appeal to the Council from a decision of the
29 Senate under this subsection, the Senate may deprive any person of any degree,
30 diploma or other award of the University which has been conferred on him if

1 after due enquiry he is shown to have been guilty of any dishonorable or
2 scandalous conduct in gaining admission into the University or obtaining
3 that award.

4 **9.-(1)** The Vice-Chancellor shall, in relation to the University, take Functions of the
Vice-Chancellor
5 precedence before all other members of the University except the
6 Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any
7 other person for the time being acting as Chairman of the Council.

8 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
9 have general function, in addition to any other functions conferred on him
10 by this Act or otherwise, of directing the activities of the University, and
11 shall to the exclusion of any other person or authority be the chief executive
12 and academic officer of the University and ex-officio Chairman of the
13 Senate.

14 PART II - TRANSFER OF PROPERTY

15 **10.-(1)** All property held by or on behalf of the Provisional Council Transfer of
Property to the
University
16 shall, by virtue of this subsection and without further assurance, vest in the
17 University and be held by it for the purpose of the University.

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

21 PART III - STATUTES OF THE UNIVERSITY

22 **11.-(1)** Subject to this Act, the University may make Statutes for any Power of the
University to make
Statues
23 of the following purposes-

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

26 (b) specifying and regulating the powers and duties of any authority of
27 the University, and regulating any other matter connected with the
28 University or any of its authorities;

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

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

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

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

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

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

Mode of exercising
the power to make
Statutes

16 **12.-(1)** The power of the University to make Statutes shall be exercised
17 in accordance with the provisions of this section.

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

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

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

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

27 (4) A Statute which-

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

30 (b) provides for the establishment of a new campus or college or for the

1 amendment or revocation of any Statute whereby a campus or college is
2 established;

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

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

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

13 **14.-(1)** In the event of any doubt or dispute arising at any time as to the Power to decide
the meaning of
Statute
14 meaning of any provision of a Statute, the matter may be referred to the
15 Visitor, who shall take such advice and make such decision thereon as he
16 deems fit.

17 (2) The decision of the Visitor on any matter referred to him under this
18 section shall be binding upon the authorities, staff and students of that
19 University and where any question as to the meaning of any provision of a
20 statute has been decided by the Visitor under this section, no question as to
21 the meaning of that provision shall be entertained by any other authority in
22 Nigeria:

23 Provided that nothing in this subsection shall affect the power of a
24 court of competent jurisdiction to determine whether any provision of a
25 statute is wholly or partly void as being ultra vires or as being inconsistent
26 with the Constitution.

27 (3) The foregoing provisions of this section shall apply in relation to
28 any doubt or dispute as to whether any matter is, for the purposes of this Act,
29 academic or a non-academic matter as they apply in relation to any such
30 doubt or dispute as is mentioned in subsection (1) of this section, and

1 accordingly the reference in subsection (2) of this section to any question as to
2 the meaning of any provision of a statute shall include references to any
3 question as to whether any matter is for the said purposes an academic or non-
4 academic matter.

5 **PART IV - SUPERVISION AND DISCIPLINE**

The Visitor

6 **15.-(1)** The President shall be the Visitor of the University.

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

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

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

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

Removal of
certain Members
of the Council

18 **16.-(1)** If it appears to the Council that a member (other than the Pro-
19 Chancellor or the Vice-Chancellor) should be removed from office on grounds
20 of misconduct or inability to perform the functions of his office, the Council
21 shall make a recommendation to that effect through the Minister to the Sports
22 university of Nigeria Abuja Executive Council and if the Sports university of
23 Nigeria ABUJA Executive Council, after making such enquiries (if any) as
24 may be considered necessary, approves the recommendation it may direct the
25 removal of the member from office.

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

- 1 **17.-(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 the Vice-Chancellor, should
4 be removed from office or on grounds of misconduct or inability to perform
5 the functions of his office Council shall-
- 6 (a) give notice of those reasons to the person in question;
7 (b) afford such person an opportunity of making representation in
8 person on the matter to the Council; and
9 (c) take a decision to terminate or not to terminate the appointment.
- 10 (2) If the affected staff or any three members of the Council so request
11 within a period of one month from the date of receipt of the notice of the
12 Council's decision, the Council shall make arrangements for-
- 13 (a) a joint committee of the Council and the Senate to review the
14 matter and to report on it to the Council;
15 (b) the person in question to be afforded an opportunity to appear
16 before and be heard by an investigating committee with respect to the
17 matter;
18 and if the Council after considering the report of the investigating
19 committee, is satisfied that the person in question should be removed, the
20 Council may so remove him by an instrument in writing signed on the
21 directions of the Council.
- 22 (3) The Vice-Chancellor may, in a case of gross misconduct by a
23 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
24 the interest of the University, suspend such member and any such
25 suspension shall immediately be reported to the Council.
- 26 (4) Any member of staff may be suspended from duty or his
27 appointment may be terminated by Council for a good cause and for the
28 purposes of this subsection "good cause" means-
- 29 (a) conviction for any offence which the Council considers to be such

Removal and
discipline of
Academic,
Administrative
and Professional
Staff

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

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

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

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

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

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

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

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

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

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

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

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

8 **18.**-(1) If, on the recommendation of the Vice-Chancellor, it appears
9 to the Senate that a person appointed as an examiner for any examination of
10 the University ought to be removed from his office or appointment, then, the
11 Senate may, after affording the examiner an opportunity of making
12 representations in person on the matter, direct the Vice-Chancellor to
13 remove the examiner by an instrument in writing signed by the Registrar.

Removal of
Examiners

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

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

22 **19.**-(1) Subject to the provisions of this section, where it appears to the
23 Vice-Chancellor that any student is guilty of misconduct, the Vice-
24 Chancellor may, without prejudice to any other disciplinary powers
25 conferred on him by Statute or regulations, direct that the-

Discipline of
Students

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

29 (b) activities of the student shall, during such period as may be

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

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

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

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

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

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

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

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

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

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

24 **20.-(1)** No person shall be required to satisfy requirements as to any of
25 the following matters, that is to say, race (including ethnic grouping) sex, place
26 of birth, family origin, religious or political persuasion, as a condition for
27 becoming or continuing to be a-

28 (a) student in the University;

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

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

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

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

11 **21.**-(1) For the purpose of the Land Use Act (which provides for the
12 compulsory acquisition of land for public purposes) any purpose of the
13 University shall be the same as that of the Federation.

Transfer of land
to the University

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

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

Restriction on
disposal of land
by University

22 Provided that such consent shall not be required in the case of any
23 lease or tenancy at a rack-rent for a term not exceeding twenty-one years of
24 any lease or tenancy to a member of the University for residential purpose.

25 **23.** Except as may be otherwise provided by Statute or by Regulation,
26 the quorum and procedure of any body of persons established by this Act
27 shall be such as may be determined by that body.

Quorum and
procedure of bodies
established by
this Act

28 **24.**-(1) Anybody of persons established by this Act shall, without
29 prejudice to the generality of the powers of that body, have power to appoint
30 committees, which need not consist exclusively of members of that body

Appointment of
Committees, etc.

1 and authorize a committee established by it to-

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

3 (b) co-opt members and direct whether or not co-opted members shall be
4 entitled to vote in that committee.

5 (2) Any two or more such bodies may arrange for the holding of joint
6 meetings of those bodies or for the appointment of committees consisting of
7 members of those bodies, for the purpose of considering any matter within the
8 competence of those bodies or any of them and either dealing with it or of
9 reporting on it to those bodies or any of them.

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

14 (4) The Pro-Chancellor and the Vice-Chancellor shall be members of
15 every committee of which the members are wholly or partly appointed by the
16 Council, (other than a committee appointed to inquire into the conduct of the
17 officer in question) and the Vice-Chancellor shall be a member of every
18 committee of which the members are wholly or partly appointed by the Senate.

19 (5) Nothing in the foregoing provisions of this section shall be construed
20 as enabling-

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

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

Miscellaneous
Administrative
provisions

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

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

29 (b) in the case of any other document, be authenticated by any member of

1 Council, the Vice-Chancellor and the Registrar or any other person
2 authorized by Statute.

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

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

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

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

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

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

20 (a) Statute (including the Statute contained in the Third Schedule to
21 this Act; or

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

24 Provided that the Statutes and Regulations may have different
25 provisions in relation to different circumstances.

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

29 (9) Any notice or other instrument authorized to be served by virtue of

	1	this Act may, without prejudice to any other mode of service, be served by post.
Interpretation	2	26.-(1) In this Act-
	3	“appropriate authority” means any person, body or authority authorized by law
	4	to act in a specific or general capacity in relation to a subject matter;
	5	“campus” means any campus which may be established by the University;
	6	“college” means any college which may be established by the University;
	7	“graduate” means a person on whom a degree (other than an honorary degree)
	8	has been conferred by the University;
	9	“gross misconduct” means any act of misconduct and improper behavior that
	10	may be designated as gross misconduct by any Statute or Regulation made,
	11	pursuant to this Act;
	12	“Minister” means the Minister charged with responsibility for education;
	13	“misconduct” means any conduct which is prejudicial to the good name of the
	14	University and or discipline and the proper administration of the business of
	15	the University;
	16	“notice” means notice in writing;
	17	“officer” does not include the Visitor;
	18	“prescribed” means prescribed by Statute or Regulation made under this Act;
	19	“professor” means a person designated as a professor of the University in
	20	accordance with provisions made in that behalf by Statute or by Regulations;
	21	“property” includes rights, liabilities and obligations;
	22	“the provisional Council” means the provisional Council appointed for the
	23	University by the President with effect from September 2016;
	24	“regulations” means regulations made by the Senate or Council;
	25	“Senate” means the Senate of the University established by the Act;
	26	“Statute” means a Statute made by the University under section 11 of this Act
	27	and in accordance with the provisions of section 12 of this Act;
	28	“the Statutes” means all such Statutes as are in force from time to time;
	29	“teacher” means a person holding a full time appointment as a member of the
	30	teaching or research staff of the University;

1 “President” means the President of the Federal Republic of Nigeria;
2 “Constitution” means the Constitution of the Federal Republic of Nigeria;
3 “undergraduate” means a person in statu pupilaris in the University, other
4 than-
5 (a) a graduate; and
6 (b) a person of such description as may be prescribed for the
7 purposes of this definition.
8 “the University” the Sports University of Nigeria Nkalagu Ebonyi State
9 incorporated and constituted by this Act; and
10 “the Act” means the Sports University of Nigeria Nkalagu Ebonyi Act.

11 (2) Where in any provision of this Act, it is laid down that proposals
12 are to be submitted or a recommendation is to be made by one authority to
13 another through one or more intermediate authorities, it shall be the duty of
14 every such intermediate authority to forward any proposals or
15 recommendations received by it pursuant to that provision to the appropriate
16 authority; but any such intermediate authority may, if it thinks fit, forward
17 therewith its own comments thereon.

18 **27.** This Bill may be cited as the Federal University of Sports Nkalagu Short title
19 Ebonyi State (Establishment, etc.) Bill, 2021.

20 SCHEDULES

21 FIRST SCHEDULE

22 *Section 3 (2)*

23 PRINCIPAL OFFICERS OF THE UNIVERSITY

24 *The Chancellor*

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

27 *The Pro-Chancellor*

28 2.-(1) The Pro-Chancellor shall be appointed or removed from office
29 by the President.

30 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold

1 office for a period of four years from the date of his appointment.

2 *The Vice-Chancellor*

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

6 *Deputy Vice-Chancellor*

7 4.-(1) There shall be for the University, two Deputy Vice-Chancellors or
8 such number of Deputy Vice Chancellors as the Council may, from time to
9 time, deem necessary for the proper administration of the University.

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

13 (3) A Deputy Vice-Chancellor shall-

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

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

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

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

21 5.-(1) There shall be for the University, a Registrar, who shall be the
22 Chief Administrative Officer of the University and shall be responsible to the
23 Vice-Chancellor for the day-to-day administration of the University except as
24 regards matters for which the Bursar is responsible in accordance with
25 paragraph 6 (2) below.

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

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

30 6.-(1) There shall be for the University, the following Principal Officers

1 in addition to the Registrar, that is-

2 (a) the Bursar; and

3 (b) the University Librarian.

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

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

12 (4) The Bursar and the University Librarian-

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

16 *Other Officers of the University*

17 7. There shall be for the University, a Director of Works, who shall be
18 responsible to the Vice Chancellor for the administration of the Works
19 Department. He shall be responsible for all works, services and maintenance
20 of University facilities.

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

25 *Resignation and re-appointment*

26 9.-(1) Any officer mentioned in the foregoing provisions of this
27 schedule may resign his office in-

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

30 (b) the case of the Vice-Chancellor by notice to the Council which

1 shall immediately notify the Minister; and

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

5 SECOND SCHEDULE

6 *Section 10 (2)*

7 TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

8 *Transfer of Property to the University*

9 1. Without prejudice to the generality of Section 10 (1) of this Act=

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

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

16 2.-(1) All agreements, contracts, deeds and other instruments to
17 which the provisional Council was a party shall, so far as possible and subject
18 to any necessary modifications, have effect as if the University established by
19 this Act had been a party to it in place of the provisional Council.

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

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

27 *Registration of Transfers*

28 3.-(1) If the law in force at the place where any property transferred by
29 this Act is situated provides for the registration of transfers of property of the
30 kind in question (whether by reference to an instrument of transfer or

1 otherwise), the law shall, so far as it provides for alterations of a register (but
2 not for avoidance of transfers, the payment of fees of any other matter)
3 apply, with the necessary modifications to the transfer of the property in
4 question.

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

9 4.-(1) The first meeting of the Council shall be convened by the
10 Pro-Chancellor on such date and in such manner as he may determine.

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

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

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

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

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

30 5. Any person who was a member of the staff of the University as

1 established or was otherwise employed by the provisional Council shall be
2 employed at the University on such designation, status and functions which
3 correspond as nearly as possible to those which pertained to him as a member
4 of that staff or as such an employee.

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

7 **THIRD SCHEDULE**

8 *Section 11 (3)*

9 **FEDERAL UNIVERSITY OF SPORTS NKALAGU EBONYI STATE**

10 **STATUTE NO. 1**

11 *Articles:*

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

24 *The Council*

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

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

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

(4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.

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

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

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

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

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

27 *The Finance and General Purpose Committee*

28 2.-(1) The Finance and General Purpose Committee of the Council
29 shall consist of-

30 (a) the Pro-Chancellor, who shall be the Chairman of the committee at

- 1 any meeting at which he is present;
- 2 (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
- 3 (c) six other members of the Council appointed by the Council two of
- 4 whom shall be selected from among the four members of the Council
- 5 appointed by the Senate and one of whom shall be selected from among
- 6 members of the Council appointed by the congregation; and
- 7 (d) the Permanent Secretary, Federal Ministry of Education or, in his
- 8 absence, such member of his Ministry as he may designate to represent him.

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

10 (3) Subject to any directions given by the Council, the committee may

11 regulate its own procedure.

12 *The Senate*

13 3.-(1) There shall be a Senate for the University consisting of:

- 14 (a) the Vice-Chancellor;
- 15 (b) the Deputy Vice-Chancellor;
- 16 (c) all Professors of the University;
- 17 (d) all Deans, Provosts and Directors of Academic units of the
- 18 University;
- 19 (e) all Heads of Academic Departments, Units and Research Institutes of
- 20 the University;
- 21 (f) the University Librarian; and
- 22 (g) academic members of the congregation who are not Professors as
- 23 specified in the Laws of the University.

24 (2) The Vice-Chancellor shall be the chairman at all meetings of the

25 Senate when he is present and in his absence, one of the Deputy Vice-

26 Chancellors appointed by him shall be the chairman at the meeting.

27 (3) The quorum of the Senate shall be one-quarter (or the nearest whole

28 number less than one quarter), and subject to paragraph (2) above the Senate

29 may regulate its own procedure.

30 (4) If so requested in writing by any ten members of the Senate, the Vice-

1 Chancellor, or in his absence a person duly appointed by him, shall convene
2 a meeting of the Senate to be held not later than the tenth day following that
3 on which the request was received.

4 *Congregation*

5 4.-(1) Congregation shall consist of-

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

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

8 (c) the Registrar;

9 (d) the Bursar; and

10 (e) every member of the administrative and technical staff who holds a
11 degree of any University recognized for the purpose of this Statute by the
12 Vice-Chancellor, not being an honorary degree.

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

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

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

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

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

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

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

29 (6) Congregation shall be entitled to express by resolution or
30 otherwise its opinion on all matters affecting the interest and welfare of the

1 University and shall have such other functions in addition to the function of
2 electing a member of the Council, as may be provided by Statute or
3 Regulations.

4 *Convocation*

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

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

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

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

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

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

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

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

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

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

28 (6) The register shall, unless the contrary is proved, be sufficient
29 evidence that any person named therein is, and that any person not named
30 therein is not, a member of convocation; but for the purpose of ascertaining

1 whether a particular person was such a member on a particular date, any
2 entries in and deletions from the register made on or after that date shall be
3 disregarded.

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

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

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

12 *Organisation of Faculties and Branches thereof*

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

15 7.-(1) There shall Be established in respect of each Faculty, a Faculty
16 Board, which, subject to the provisions of this Act, and subject to the
17 directions of the Vice-Chancellor, shall-

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

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

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

24 (2) Each Faculty Board shall consists of-

25 (a) the Vice-Chancellor;

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

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

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

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

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

5 *The Dean of the Faculty*

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

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

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

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

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

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

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

3 *Selection of Certain Principal and other key Officers*

4 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
5 the University Librarian, Director of Works or Director of Health Services, a
6 Selection Board shall be constituted by the Council and shall consist of-

- 7 (i) the Pro-Chancellor;
8 (ii) the Vice-chancellor;
9 (iii) two members appointed by the Council, not being members of
10 Senate; and
11 (iv) two members appointed by the Senate not being members of
12 Council.

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

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

20 *Creation of Academic Post*

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

24 *Appointment of Academic Staff*

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

28 *Appointment of Administrative and Technical Staff*

29 12.-(1) The administrative and technical staff of the University, other
30 than those mentioned in paragraph 9 of this schedule shall be appointed by

1 the Councilor on its behalf by the Vice-Chancellor or the Registrar in
2 accordance with any delegation of powers made by the Council in that behalf.

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

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Sports Nkalagu, Ebonyi to make Comprehensive Provisions for its Due Management and Administration.