



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Thursday, 10 June, 2021

1. The House met at 11.45 a.m. Mr Deputy Speaker read the Prayers.
2. The House recited the National Pledge
3. **Votes and Proceedings**
Mr Deputy Speaker announced that he had examined and approved the *Votes and Proceedings* of Wednesday, 9 June, 2021.

The Votes and Proceedings was adopted by unanimous consent.

4. **Petitions**
 - (i) A petition from Ijeoma Unachukwu and family, on the killing of her husband, Oguchi Unachukwu, who was shot by officers of the Nigerian Air Force stationed at Sam Mbakwe International Airport checkpoint, was presented and laid by Hon. Henry Nwawuba (*Mbaitoli/Ikeduru Federal Constituency*);
 - (ii) A petition from Orji O. U., on the death of her daughter, Glory Chinenye Nwokocha, who was killed in a cross fire between members of the Indigenous People of Biafra (IPOB) and officers of the Nigerian Army, was presented and laid by Hon. Onuigbo Samuel Ifeanyi (*Ikwuano/Umuahia North/South Federal Constituency*).

Petitions referred to the Committee on Public Petitions.

5. **Matter of Urgent Public Importance (Standing Order Eight, Rule 4)**
Need to Secure the Release of 136 Abducted School Children From Tegna in Rafi Local Government Area and Rejig Security Architecture to Curb the Worsening Insecurity in Niger State:
Hon. Saidu Musa Abdullahi (*Bida/Gbako/Katchia Federal Constituency and 9 others*) introduced the matter and prayed the House to:
 - (a) consider and approve the matter as one of urgent public importance; and
 - (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

Question that the matter be considered as one of urgent public importance — Agreed to.

Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.

Need to Secure the Release of 136 Abducted School Children From Tegna in Rafi Local Government Area and Rejig Security Architecture to Curb the Worsening Insecurity in Niger State:

The House:

Notes that for the past few months Niger State has been making critical headlines in the news due to the worsening activities of bandits, kidnappers and bokoharam elements;

Informed that there was a mass abduction of about 136 children from Mallam Salihu Tanko Islamic School in Tegna, Rafi LGA, Niger State recently and after almost two weeks after the abduction, the children are still in captivity;

Worried that those elements have been gruesomely torturing and killing innocent people, destroying critical infrastructure and properties, carting away food stuffs, rustling cattle and domestic animals and instilling fear, tension and anxiety in the minds of people across the State and the country;

Concerned that the huge investments of the government in the agricultural sector across the State have been practically wasted as farmers can no longer farm for a living as a direct result of fear of attacks and the aftermath is aggravation of food insecurity and threats to the peaceful co-existence and socio-economic stability of the country;

Also informed that only a few days, a Prince from Kontagora Emirate and others were killed, about five people were abducted from Batati, in Lavun Local Government Area, serial abductions of innocent people from Suleja Local Government Area were reported; and bandits were seen operating along Zungeru, Tegna and Kontagora axis of Niger State for days and nights without resistance;

Aware that no fewer than fifty (50) communities across Munya and Shiroro Local Government Areas of Niger State were recently sacked and over 3,000 people were displaced from their ancestral homes and had to seek refuge in IDPs Camps;

Further informed that the Military Camps in Allawa, Bassa and Zagzaga in the two Local Government Areas were overrun by the insurgents in their renewed attacks on the communities;

Also concerned that those bandits now strike mostly in the day time and operate without any challenge from security agents and their mode of operations remains the same, riding on motorcycles with not less than two to three of them on each motorcycle and fully armed while sounds of gun shots rend the air to herald their arrival to scare the villagers and anybody that comes across them is felled by their bullets;

Also notes that Section 14 (2) (b) of the Constitution of the Federal Republic of Nigeria, 1999 provides that the security and welfare of the people shall be the primary purpose of government;

Further concerned that the operations of the Nigerian Armed Forces, the Nigeria Police Force (NPF), the Department of State Services (DSS) and the Nigerian Security and Civil Defence Corps (NSCDC) in the affected areas and generally in the States tackling different kinds of internal security threats, have not yield the desired results;

Resolves to:

- (i) urge the National Security Adviser, the Service Chiefs, the Inspector General of Police and other Security Agencies to rejig the security architecture with a view to putting in place effective strategies and counter measures to curb the escalating insecurity across Niger State;

- (ii) also urge the Federal Government to maintain constant collaboration with Niger State Government to secure the immediate release of 136 students abducted from Islamic School in Tegin, Rafi Local Government Area of Niger State;
- (iii) call on Security Agencies to deploy drones and helicopters in the insecurity prone areas of Niger State to identify illegal camps of bandits and eliminate them permanently;
- (iv) further urge the Federal Government to develop a mechanism that will ensure effective interagency collaboration, coordination and mutual synergy, especially at ensuring that the Department of State Services (DSS) provides actionable and timely intelligence to the sister agencies in the fight against banditry, insurgency and terrorism;
- (v) also call on the National Emergency Management Agency (NEMA), the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development; and Border Communities Development Agency (BCDA) to undertake an on-the-spot assessment of the affected communities with a view to determining the extent of the destruction and providing relief to the affected persons;
- (vi) mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Saidu Musa Abdullahi — Bida/Gbako/Katcha Federal Constituency and Nine Others*).

Debate.

Agreed to.

The House:

Noted that for the past few months Niger State has been making critical headlines in the news due to the worsening activities of bandits, kidnappers and bokoharam elements;

Informed that there was a mass abduction of about 136 children from Mallam Salihu Tanko Islamic School in Tegin, Rafi LGA, Niger State recently and after almost two weeks after the abduction, the children are still in captivity;

Worried that those elements have been gruesomely torturing and killing innocent people, destroying critical infrastructure and properties, carting away food stuffs, rustling cattle and domestic animals and instilling fear, tension and anxiety in the minds of people across the State and the country;

Concerned that the huge investments of the government in the agricultural sector across the State have been practically wasted as farmers can no longer farm for a living as a direct result of fear of attacks and the aftermath is aggravation of food insecurity and threats to the peaceful co-existence and socio-economic stability of the country;

Also informed that only a few days, a Prince from Kontagora Emirate and others were killed, about five people were abducted from Batati, in Lavun Local Government Area, serial abductions of innocent people from Suleja Local Government Area were reported; and bandits were seen operating along Zungeru, Tegin and Kontagora axis of Niger State for days and nights without resistance;

Aware that no fewer than fifty (50) communities across Munya and Shiroro Local Government Areas of Niger State were recently sacked and over 3,000 people were displaced from their ancestral homes and had to seek refuge in IDPs Camps;

Further informed that the Military Camps in Allawa, Bassa and Zagzaga in the two Local Government Areas were overrun by the insurgents in their renewed attacks on the communities;

Also concerned that those bandits now strike mostly in the day time and operate without any challenge from security agents and their mode of operations remains the same, riding on motorcycles with not less than two to three of them on each motorcycle and fully armed while sounds of gun shots rend the air to herald their arrival to scare the villagers and anybody that comes across them is felled by their bullets;

Also noted that Section 14 (2) (b) of the Constitution of the Federal Republic of Nigeria, 1999 provides that the security and welfare of the people shall be the primary purpose of government;

Further concerned that the operations of the Nigerian Armed Forces, the Nigeria Police Force (NPF), the Department of State Services (DSS) and the Nigerian Security and Civil Defence Corps (NSCDC) in the affected areas and generally in the States tackling different kinds of internal security threats, have not yield the desired results;

Resolved to:

- (i) urge the National Security Adviser, the Service Chiefs, the Inspector General of Police and other Security Agencies to rejig the security architecture with a view to putting in place effective strategies and counter measures to curb the escalating insecurity across Niger State;
- (ii) also urge the Federal Government to maintain constant collaboration with Niger State Government to secure the immediate release of 136 students abducted from Islamic School in Tegna, Rafi Local Government Area of Niger State;
- (iii) call on Security Agencies to deploy drones and helicopters in the insecurity prone areas of Niger State to identify illegal camps of bandits and eliminate them permanently;
- (iv) further urge the Federal Government to develop a mechanism that will ensure effective interagency collaboration, coordination and mutual synergy, especially at ensuring that the Department of State Services (DSS) provides actionable and timely intelligence to the sister agencies in the fight against banditry, insurgency and terrorism;
- (v) also call on the National Emergency Management Agency (NEMA), the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development; and Border Communities Development Agency (BCDA) to undertake an on-the-spot assessment of the affected communities with a view to determining the extent of the destruction and providing relief to the affected persons;
- (vi) mandate the Committee on Legislative Compliance to ensure compliance (**HR. 142/06/2021**).

6. Presentation of Bills

The following Bills were read the *First Time*:

- (1) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1414).
- (2) Orthopaedic Hospitals Management Board Act (Amendment) Bill, 2021 (HB.1416).
- (3) Criminal Code Act (Amendment) Bill, 2021 (HB.1422).
- (4) Public Complaints Commission Act (Amendment) Bill, 2021 (HB.1423).

7. Presentation of Reports**(i) Committee on Foreign Affairs:**

Motion made and Question proposed, “That the House do receive the Report of the Committee on Foreign Affairs on the Incessant Malpractices Associated with Diplomatic Postings and Deliberate Draining of Resources in the Ministry of Foreign Affairs” (*Hon. Yusuf Buba Yakub — Gombi/Hong Federal Constituency*).

Agreed to.

Report laid.

(ii) Committees on Foreign Affairs and Inter Parliamentary Affairs:

Motion made and Question proposed, “That the House do receive the Report of the Committees on Foreign Affairs and Inter Parliamentary Affairs on the Deliberate Attempts by a Member of the House of Commons, Mr Tom Tugendhat, to cause crisis in Nigeria by making False Allegations capable of Inciting Violence against the former Head of State, General Yakubu Gowon, and to cause Breach of Peace” (*Hon. Yusuf Buba Yakub — Gombi/Hong Federal Constituency*).

Agreed to.

Report laid.

(iii) Committee on National Planning and Economic Development:

Motion made and Question proposed, “That the House do receive the Report of the Committee on National Planning and Economic Development on the Need for Nigeria to Develop a Long Term Social and Economic Development Framework Vision (**HR. 157/05/2020**) and "Need to make Adequate Plans for a Post-Oil Economy in Nigeria (**HR. 173/06/2020**)” (*Hon. Abdulaganiyu Cook S. Olododo — Ilorin East/Ilorin South Federal Constituency*).

Agreed to.

Report laid.

8. A Bill for an Act to Amend Section 61 of the Asset Management Corporation of Nigeria Act, No. 2, 2019 to Extend the Tenor of the Resolution Cost Fund; and for Related Matters (HB.1320) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Amend Section 61 of the Asset Management Corporation of Nigeria Act, No. 2, 2019 to Extend the Tenor of the Resolution Cost Fund; and for Related Matters (HB.1320) be now read a Second Time” (*Hon. Garba Alhassan Ado — House Leader*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee of the Whole.

9. A Bill for an Act to Provide for Implementation of the Public-Private Partnership Contracts between Public Partner and Private Partner and to Establish a set of Rules Governing Public-Private Partnership Contracts; and for Related Matters (HB. 1244) — Second Reading

Order read; deferred by leave of the House.

10. A Bill for an Act to Provide for the Establishment of Umar Ibn Ibrahim El-Kanemi College of

Education, Science and Technology, Bama, Borno State; and for Related Matters (HB.1226) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Provide for the Establishment of Umar Ibn Ibrahim El-Kanemi College of Education, Science and Technology, Bama, Borno State; and for Related Matters (HB.1226) be now read a Second Time” (*Hon. Zainab Gimba — Bama/Ngala/Kalabalge Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Tertiary Education and Services.

11. A Bill for an Act to Establish Federal Universities of Agriculture and Technology, Kwale and Damaturu to make Comprehensive Provisions for their Due Management and Administration; and for Related Matters (HB. 1290) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Establish Federal Universities of Agriculture and Technology, Kwale and Damaturu to make Comprehensive Provisions for their Due Management and Administration; and for Related Matters (HB. 1290) be now read a Second Time” (*Hon. Ossai Nicholas Ossai — Ndokwa East/Ndokwa West/Ukwuani Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Agricultural Colleges and Institutions.

12. A Bill for an Act to Establish Federal Entrepreneurship Centers at the Local Government Areas of the Federal Republic of Nigeria; and for Related Matters (HB.790) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Establish Federal Entrepreneurship Centers at the Local Government Areas of the Federal Republic of Nigeria; and for Related Matters (HB.790) be now read a Second Time” (*Hon. Usman Zannah — Kaga/Gubio/Magumeri Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Commerce.

13. A Bill for an Act to Amend the Orthopaedic Hospitals Management Board Act, Cap. O10, Laws of the Federation of Nigeria, 2004 to Provide for Establishment of Federal Orthopaedic Hospital, Azare, Borno State; and for Related Matters (HB.1322) — Second Reading

Motion made and Question proposed, “That a Bill for an Act to Amend the Orthopaedic Hospitals Management Board Act, Cap. O10, Laws of the Federation of Nigeria, 2004 to Provide for Establishment of Federal Orthopaedic Hospital, Azare, Borno State; and for Related Matters (HB.1322) be now read a Second Time” (*Hon. Mshelia Haruna — Askira-Uba/Hawul Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

*Bill referred to the **Committee on Health Institutions.***

14. **A Bill for an Act to Amend the National Institute for Policy and Strategic Studies Act, Cap. N51, Laws of the Federation of Nigeria, 2004 to Reduce the Size of the Board, make provision for Removal of Members of the Board, give the Board Power to Approve Additional Directors and Expand the Borrowing Powers of the Institute; and for Related Matters (HB.1327) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the National Institute for Policy and Strategic Studies Act, Cap. N51, Laws of the Federation of Nigeria, 2004 to Reduce the Size of the Board, make provision for Removal of Members of the Board, give the Board Power to Approve Additional Directors and Expand the Borrowing Powers of the Institute; and for Related Matters (HB.1327) be now read a Second Time” (Hon. Abdullahi Ali Halims — Ankpa/Omala/Olamaboro Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

*Bill referred to the **Committee on Governmental Affairs.***

15. **A Bill for an Act to Establish Adamu Sanda Federal College of Education (Technical), Ganye, Adamawa State; and for Related Matters (HB.134) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish Adamu Sanda Federal College of Education (Technical), Ganye, Adamawa State; and for Related Matters (HB.134) be now read a Second Time” (Hon. Abdulrazak Sa'ad Namdas — Mayo Belwa/Ganye/Jada/Toungo Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

*Bill referred to the **Committee on Tertiary Education and Services.***

16. **A Bill for an Act to Amend the Institute of Chartered Accountants of Nigeria Act, Cap. I11, Laws of the Federation of Nigeria, 2004 to Address Emerging Trends in the Nigerian Economic Environment; and for Related Matters (HB.1178) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Institute of Chartered Accountants of Nigeria Act, Cap. I11, Laws of the Federation of Nigeria, 2004 to Address Emerging Trends in the Nigerian Economic Environment; and for Related Matters (HB.1178) be now read a Second Time” (Hon. Abubakar Yunusa Ahmad — Yamaltu/Deba Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Finance.

17. **A Bill for an Act to Amend the Bank Employees, etc. (Declaration of Asset) Act, Cap. B1, Laws of the Federation of Nigeria, 2004 to Reflect the Prevailing situation in the country; and for Related Matters (HB. 1303) — *Second Reading***

Motion made and Question proposed, “That a Bill for an Act to Amend the Bank Employees, etc. (Declaration of Asset) Act, Cap. B1, Laws of the Federation of Nigeria, 2004 to Reflect the Prevailing situation in the country; and for Related Matters (HB. 1303) be now read a Second Time” (*Hon. Abiola Shina Peller — Iseyin/Itesiwaju/Kajola/Iwajowa Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Anti-Corruption.

18. **Need for Construction of Osomegbe Bridge in Etsako Federal Constituency, Edo State**

Motion made and Ques proposed:

The House:

Notes that Osomegbe bridge which was constructed 40 years ago to link various communities in Etsako Central Local Government Area and was being maintained by community efforts, has never been upgraded to a concrete bridge;

Aware that the communities in Etsako Central Local Government Area are agrarian and the people specialize in rice farming and their products constitute over 70% of good quality rice in Edo North;

Concerned that due to the perennial flooding in most parts of the country, the bridge is on the verge of collapse and if not rehabilitated, the people will continue to suffer untold hardship that may result in loss of lives and properties;

Resolves to:

- (i) urge the Federal Roads Maintenance Agency (FERMA) to, as a matter of urgency, construct the Osomegbe bridge in Etsako Federal Constituency, Edo State;
- (ii) mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Johnson Egwakhide Oghuma — Etsako East/West/Central Federal Constituency*).

Agreed to.

(HR. 143/06/2021).

Motion referred to the Committee on Legislative Compliance, pursuant to Order Eight, Rule 9 (5).

19. **Incessant Abuse of Orphanage Centers in Nigeria**

Motion made and Ques proposed:

The House:

Notes that Orphanage Centers are places where orphans are kept and trained but they are, in some cases subjected to various forms of abuse;

Also notes that many Orphanage Centers are not registered which makes it difficult to ascertain the total number of orphans under their custody;

Concerned that unregistered Orphanage Centers may be engaging in illegal operations such as child trafficking and nocturnal abuse of the orphans;

Cognizant that it is the responsibility of Government to protect the lives and properties of its citizens;

Also cognizant of the need to register and monitor the operations of Orphanage Centers across the country;

Resolves to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development to collaborate with relevant agencies of Government to ensure that all orphanage centers are registered as well as ascertain the safety of the children in the Centers;
- (ii) also urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development to regularly monitor and review the operational activities of orphanage operators;
- (iii) mandate the Committee on Women Affairs to ensure compliance (*Hon. James Adisa Owolabi — Ifako Ijaiye Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that Orphanage Centers are places where orphans are kept and trained but they are, in some cases subjected to various forms of abuse;

Also noted that many Orphanage Centers are not registered which makes it difficult to ascertain the total number of orphans under their custody;

Concerned that unregistered Orphanage Centers may be engaging in illegal operations such as child trafficking and nocturnal abuse of the orphans;

Cognizant that it is the responsibility of Government to protect the lives and properties of its citizens;

Also cognizant of the need to register and monitor the operations of Orphanage Centers across the country;

Resolved to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development to collaborate with relevant agencies of Government to ensure that all orphanage centers are registered as well as ascertain the safety of the children in the Centers;
- (ii) also urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development to regularly monitor and review the operational activities of orphanage operators;
- (iii) mandate the Committee on Women Affairs to ensure compliance (**HR. 144/06/2021**).

20. Need to Investigate the Fire Outbreak at Federal Government College, Keffi

Motion made and Ques proposed:

The House:

Notes that the Nigerian Television Authority (NTA) on 23 April, 2021, reported the unfortunate fire outbreak in the female hostel of Farin Ruwa, in Federal Government College Keffi, in the early hours of Friday, 20April, 2021;

Also notes that the incident led to the untimely death of Miss Ojima Favour Tony-Omali, a 12 years old JSS 1 student of the College;

Aware that the school authority was alleged to have left only JSS 1 female students in the hostel without close monitoring and supervision by either a matron or security guards and no safety measure was put in place to avert the fire break which led to the eventual death of the victim;

Cognizant of the need to install fire safety gadgets in all Unity Schools across the country to forestall future occurrence;

Resolves to:

- (i) mandate the Committee on Basic Education and Services to investigate the cause of the fire outbreak and report within two weeks;
- (ii) also mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Abdullahi Ibrahim Ali Halims — Ankpa/Omala/Olamaboro Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Nigerian Television Authority (NTA) on 23 April, 2021, reported the unfortunate fire outbreak in the female hostel of Farin Ruwa, in Federal Government College Keffi, in the early hours of Friday, 20April, 2021;

Also noted that the incident led to the untimely death of Miss Ojima Favour Tony-Omali, a 12 years old JSS 1 student of the College;

Aware that the school authority was alleged to have left only JSS 1 female students in the hostel without close monitoring and supervision by either a matron or security guards and no safety measure was put in place to avert the fire break which led to the eventual death of the victim;

Cognizant of the need to install fire safety gadgets in all Unity Schools across the country to forestall future occurrence;

Resolved to:

- (i) mandate the Committee on Basic Education and Services to investigate the cause of the fire outbreak and report within two weeks;
- (ii) also mandate the Committee on Legislative Compliance to ensure compliance (**HR. 145/06/2021**).

21. Need to Review the Activities of the National Identity Management Commission

Order read; deferred by leave of the House.

22. Imminent Retirement of Officers of the Nigerian Army Based on the Appointment of the Current Chief of Army Staff

Order read; deferred by leave of the House.

23. Need to Investigate the Activities of Sanyo Police Station, Ibadan, Oyo State

Motion made and Question proposed:

The House:

Notes that on Thursday, May 13, 2021, along Olomi Road, Oluyole, Ibadan, a young man named Mr. Raji Idris was knocked unconscious by a drunk driver, Mr Dele Ayanjompe, who fled the scene afterwards, according to eye witness accounts;

Also notes that the victim was taken to the Frontida Clinic where it was confirmed that he had suffered trauma to his brain and sustained severe injuries, and thus underwent extensive surgery to increase his chances of survival after which he has remained in a coma;

Disturbed that while the victim is battling for his life, the driver who hit him has been released by the Divisional Police Officer (DPO) of Sanyo Police Station without any charges as the Investigating Police Officer (IPO), Sergeant Muritala has allegedly colluded with the driver;

Aware that Section 18 (1) of the Road Traffic Act provides that it is an offence for a person to drive a motor vehicle on a highway recklessly or negligently or in a manner dangerous to the public;

Also aware that Section 343 (1) of the Criminal Code states that any person who rides a vehicle so rashly or negligently as to endanger human life or to be likely to cause harm to other persons is guilty of a misdemeanor and is liable to an imprisonment for at least one year;

Cognizant that the law states that suspects, in such cases, be charged to court for a magistrate to determine their innocence or guilt and the applicable punishment given, the Sanyo Police Station has violated the law and compromised the case by granting bail to the suspect without any charges, under the premise that the victim's father signed a bond not to press charges;

Resolves to:

- (i) urge the Inspector General of Police to investigate the activities of officers at Sanyo Police Station, Ibadan with a view to punishing the officers involved in undermining of the law;
- (ii) mandate the Committee on Police Affairs to ensure compliance (*Hon. Tolulope Akande-Sadipe — Oluyole Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that on Thursday, May 13, 2021, along Olomi Road, Oluyole, Ibadan, a young man named Mr. Raji Idris was knocked unconscious by a drunk driver, Mr Dele Ayanjompe, who fled the scene afterwards, according to eye witness accounts;

Also noted that the victim was taken to the Frontida Clinic where it was confirmed that he had suffered trauma to his brain and sustained severe injuries, and thus underwent extensive surgery to increase his chances of survival after which he has remained in a coma;

Disturbed that while the victim is battling for his life, the driver who hit him has been released by the Divisional Police Officer (DPO) of Sanyo Police Station without any charges as the Investigating Police Officer (IPO), Sergeant Muritala has allegedly colluded with the driver;

Aware that Section 18 (1) of the Road Traffic Act provides that it is an offence for a person to drive a motor vehicle on a highway recklessly or negligently or in a manner dangerous to the public;

Also aware that Section 343 (1) of the Criminal Code states that any person who rides a vehicle so rashly or negligently as to endanger human life or to be likely to cause harm to other persons is guilty of a misdemeanor and is liable to an imprisonment for at least one year;

Cognizant that the law states that suspects, in such cases, be charged to court for a magistrate to determine their innocence or guilt and the applicable punishment given, the Sanyo Police Station has violated the law and compromised the case by granting bail to the suspect without any charges, under the premise that the victim's father signed a bond not to press charges;

Resolved to:

- (i) urge the Inspector General of Police to investigate the activities of officers at Sanyo Police Station, Ibadan with a view to punishing the officers involved in undermining of the law;
- (ii) mandate the Committee on Police Affairs to ensure compliance (**HR. 146/06/2021**).

24. Need to Investigate the Recent Killings and Destruction of Properties in Some Communities of Apa and Agatu Local Government Areas of Benue State

Motion made and Question proposed:

The House:

Notes that on Sunday, June 7, 2021, suspected herdsmen attacked Odugbeho Community of Agatu Local Government Area in Benue State, destroyed properties and killed over 30 persons, leaving many others with severe injuries;

Aware that the deceased victims have been given a mass burial and the entire Local Government Area is in deep sorrow even as they live in fear of further attacks;

Also aware that some of the residents have fled their homes and are taking refuge in neighboring communities in Agatu Local Government Area of Benue State;

Worried that there have been other attacks by herdsmen on Ikobi and Odugbo communities in Apa Local Government Area recently, which resulted in loss of lives and properties, rendering the people homeless, thereby having to seek refuge in other towns;

Cognizant that the people of Apa and Agatu Local Government Areas are predominantly farmers, and the incessant attacks are causing them untold hardship as they are no longer able to access their farms;
Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to, as a matter of urgency, supply food and relief materials to the affected communities in Apa and Agatu Local Government Areas of Benue State;

- (ii) also urge the Federal Government to attend to the medical needs of the injured victims;
- (iii) further urge the Nigeria Police Force and the Nigerian Army to establish security posts within

the Local Government Areas to provide security in the areas and aid in rapid responses during emergencies;

- (iv) equally urge the Federal Government to provide lasting solution to the prevailing challenges of herders' attacks in Nigeria;
- (v) observe a minute silence for those who were killed in the attacks in Apa and Agatu Local Government Areas of Benue State;
- (vi) mandate the Committee on National Security and Intelligence to ensure compliance (*Hon. Godday Samuel Odagboyi — Apa/Agatu Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that on Sunday, June 7, 2021, suspected herdsmen attacked Odugbeho Community of Agatu Local Government Area in Benue State, destroyed properties and killed over 30 persons, leaving many others with severe injuries;

Aware that the deceased victims have been given a mass burial and the entire Local Government Area is in deep sorrow even as they live in fear of further attacks;

Also aware that some of the residents have fled their homes and are taking refuge in neighboring communities in Agatu Local Government Area of Benue State;

Worried that there have been other attacks by herdsmen on Ikobi and Odugbo communities in Apa Local Government Area recently, which resulted in loss of lives and properties, rendering the people homeless, thereby having to seek refuge in other towns;

Cognizant that the people of Apa and Agatu Local Government Areas are predominantly farmers, and the incessant attacks are causing them untold hardship as they are no longer able to access their farms;
Resolved to:

- (i) urge the National Emergency Management Agency (NEMA) to, as a matter of urgency, supply food and relief materials to the affected communities in Apa and Agatu Local Government Areas of Benue State;
- (ii) also urge the Federal Government to attend to the medical needs of the injured victims;
- (iii) further urge the Nigeria Police Force and the Nigerian Army to establish security posts within the Local Government Areas to provide security in the areas and aid in rapid responses during emergencies;
- (iv) equally urge the Federal Government to provide lasting solution to the prevailing challenges of herders' attacks in Nigeria;
- (v) observe a minute silence for those who were killed in the attacks in Apa and Agatu Local Government Areas of Benue State;

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- (vi) mandate the Committee on National Security and Intelligence to ensure compliance (**HR. 147/06/2021**).

A minute silence was observed in honour of the deceased.

25. Need to Comply with the Niger Delta Development Commission (NDDC) Act, 2000 in the

Composition of the Governing Board

Motion made and Question proposed:

The House:

Notes that great injustice has characterized the composition of the Board of the Niger Delta Development Commission (NDDC) as regards the offices of the Chairman, Managing Director and the two Executive Directors;

Recalls that Section 2 (1) of the NDDC Act, 2000 stipulates that "the Board shall consist of a Chairman; one person who shall be an indigene of an oil producing area to represent each of the member States stated therein; the Managing Director; and two Executive Directors";

Also recalls that Section 4 of the Act states that the office of the Chairman shall rotate among the member States in alphabetical order starting with Abia State and ending with Rivers State;

Further recalls that Section 12 (1) of the Act stipulates that "there shall be for the Commission, a Managing Director and two Executive Directors who shall be indigenes of oil producing areas starting with member States of the Commission with the highest production quantum of oil and shall rotate amongst member States in order of production quantum and shall have such qualification and experience as are appropriate for a person required to perform the functions of those offices under the Act";

Aware that the recent Revenue Mobilization, Allocation and Fiscal Commission (RMAFC) Report ranked Akwa Ibom 1, Delta 2, Rivers 3, Bayelsa 4, Ondo 5, Edo 6, Imo 7, Abia 8 and Cross River 9 in order of production quantum;

Also notes that the following are the allocations of key Board and Management positions of the Commission from 2001 till date:

2001-2004:

Chairman — Chief Onyeama Ugochukwu (Abia State),
Managing Directors — Godwin Omene and Hon. Emmanuel Agwariavwodo (Delta State),
Executive Director Finance and Administration (EDFA) — Chief Timi Alaibe (Bayelsa State),
Executive Directors of Procurement (EDP) — Engr Udoh Mboso and Engr Ukot;

2005 - 2009:

Chairman — Chief Sam Edem (Akwa Ibom State),
MD — Chief Timi Alaibe (Bayelsa State),
EDFA — Chief PZ Aginighan (Delta State),
EDP — Beniah Ojum (Rivers State);

2009 - 2011:

Chairman — AVM Larry Koinyan (Bayelsa State),
MD — Mr Ugwuoha (Rivers State),
EDFA — Chief PZ Aginighan (Delta State),
EDP — Arch. Etteh (Akwa Ibom State);

2011 - 2013:

Chairman — Dr Tarila Tebepah (Bayelsa State),
MD — Dr Christian Oboh (Rivers State),
EDFA — Mr Lambert Konboye (Delta State),
EDP — Engr Edikan Eshett Eshett (Akwa Ibom State);

2013 - 2015:

Chairman — Sen. Bassey Ewa-Henshaw (Cross River),
MD — Barr. Bassey Dan- Abia (Akwa Ibom),
EDFA — Henry Ogiri (Rivers and Engr Tuoyo Omatsulu (Delta);

2015 - 2016:

Acting MD/Sole Administrator — Mrs Ibim Semenitari (Rivers);

2016 - 2019:

Chairman — Sen. Victor Ndoma Egba (Cross River),
MD — His Excellency Nsima Ekere (Akwa Ibom),
EDFA — Mr Derek Mene (Rivers) and EDP, Engr Samuel Adjogbe (Delta);

2019:

Acting MD — Prof. Nelson Braimbairafa (Bayelsa),
EDFA — Chris Amadi (Rivers),
EDP — Engr Samuel Adjogbe (Delta);

2019:

Acting MD — Dr (Mrs) Enyia Akwagaga Elegima (Rivers);

2019 - 2020:

Acting MD — Dr Gbene Joi Nunieh (Rivers),
EDFA — Chief Ibanga Bassey Etang (Akwa Ibom),
EDP — Dr Cairo Ojougboh (Delta);

2020:

Acting MD — Prof. Kemebradikumo Pondei (Bayelsa),
EDFA — Mr Effiong Okon Akwa (Akwa Ibom),
EDP — Dr Cairo Ojougboh (Delta);

2020 - date:

MD/Sole Administrator — Mr Effiong Okon Akwa (Akwa Ibom);

Further notes that the Chairmanship position had been occupied thus: Abia (2001- 2004), Akwa Ibom (2005-2009), Bayelsa (2009-2011), Bayelsa (2011-2013), Cross River (2013-2015), Cross River (2016 -2019) and Cross River;

Affirms that the Managing Directorship position has been occupied as stated: Delta (2001-2004), Bayelsa (2005-2009), Rivers (2009 -2011), Rivers (2011-2013), Akwa Ibom (2013-2015) and Rivers (Acting) (2015-2016), Akwa Ibom (2016-2019), Bayelsa (Acting) (2019 -2019), Rivers (Acting) (2019-2019), Rivers(Acting) (2019-2020), Bayelsa (202-2020), and Akwa Ibom (2020-date);

Observes that despite Sections 4 and 12 of the NDDC Act, the positions of the Board Chairman, Managing Director and the two Executive Directors have been solely occupied by Akwa Ibom, Bayelsa, Delta, Rivers and Cross River, leaving out Ondo, Imo and Edo States respectively;

Also aware that in the order of quantum of production, Ondo which is 5th, Edo which is 6th and Imo which is 7th are yet to occupy the positions of the Managing Director and the two Executive Directors;

Further aware that by virtue of Sections 4 and 12 (1) of the NDDC Act, the offices of the Chairman,

Managing Director and the two Executive Directors are due to go to the next set of member States in the order of alphabet and quantum of production;

Informed that the next set of member States in the order of alphabet and quantum of production to occupy the positions of the Chairman, Managing Director and the two Executive Directors are: Delta (Chairman), Ondo (Managing Director), Edo (Executive Director, Finance and Administration) and Imo (Executive Director, Projects) respectively;

Cognizant that this situation is not only a worrisome violation of the letters and spirit of the Act that established the Commission, but a suppression of the statutory rights of the remaining member States to occupy those positions;

Concerned that if urgent steps are not taken to reverse this disturbing trend, it will continue to engender a discriminatory practice impeding the participation of those member States in managing the affairs of the Commission formed to cater for them;

Resolves to:

- (i) urge the Executive Arm of Government to adhere to the provisions of:
 - (a) the NDDC Act, 2000 by constituting the Governing Board of the Commission,
 - (b) Section 4 of the NDDC Act, 2000 by considering Delta State, which is next in alphabetical order, for the position of the Chairmanship of the Board,
 - (c) Section 12 (1) of the NDDC Act, 2000 by considering Ondo, Edo and Imo member States, which in this order, are next in quantum of production of 5th, 6th and 7th for the positions of the Managing Director, Executive Director, Finance and Administration and Executive Director, Projects of the Board respectively;
- (ii) mandate the Committee on NDDC to ensure compliance (*Hon. Kolade Victor Akinjo — Ilaje/Ese-Odo Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that great injustice has characterized the composition of the Board of the Niger Delta Development Commission (NDDC) as regards the offices of the Chairman, Managing Director and the two Executive Directors;

Recalled that Section 2 (1) of the NDDC Act, 2000 stipulates that "the Board shall consist of a Chairman; one person who shall be an indigene of an oil producing area to represent each of the member States stated therein; the Managing Director; and two Executive Directors";

Also recalled that Section 4 of the Act states that the office of the Chairman shall rotate among the member States in alphabetical order starting with Abia State and ending with Rivers State;

Further recalled that Section 12 (1) of the Act stipulates that "there shall be for the Commission, a Managing Director and two Executive Directors who shall be indigenes of oil producing areas starting

with member States of the Commission with the highest production quantum of oil and shall rotate amongst member States in order of production quantum and shall have such qualification and experience as are appropriate for a person required to perform the functions of those offices under the Act";

Aware that the recent Revenue Mobilization, Allocation and Fiscal Commission (RMAFC) Report ranked Akwa Ibom 1, Delta 2, Rivers 3, Bayelsa 4, Ondo 5, Edo 6, Imo 7, Abia 8 and Cross River 9 in order of production quantum;

Also noted that the following are the allocations of key Board and Management positions of the Commission from 2001 till date:

2001-2004:

Chairman — Chief Onyeama Ugochukwu (Abia State),
Managing Directors — Godwin Omene and Hon. Emmanuel Agwariavwodo (Delta State),
Executive Director Finance and Administration (EDFA) — Chief Timi Alaibe (Bayelsa State),
Executive Directors of Procurement (EDP) — Engr Udoh Mboso and Engr Ukot;

2005 - 2009:

Chairman — Chief Sam Edem (Akwa Ibom State),
MD — Chief Timi Alaibe (Bayelsa State),
EDFA — Chief PZ Aginighan (Delta State),
EDP — Beniah Ojum (Rivers State);

2009 - 2011:

Chairman — AVM Larry Koinyan (Bayelsa State),
MD — Mr Ugwuoha (Rivers State),
EDFA — Chief PZ Aginighan (Delta State),
EDP — Arch. Etteh (Akwa Ibom State);

2011 - 2013:

Chairman — Dr Tarila Tebepah (Bayelsa State),
MD — Dr Christian Oboh (Rivers State),
EDFA — Mr Lambert Konboye (Delta State),
EDP — Engr Edikan Eshett Eshett (Akwa Ibom State);

2013 - 2015:

Chairman — Sen. Basse Ewa-Henshaw (Cross River),
MD — Barr. Bassey Dan- Abia (Akwa Ibom),
EDFA — Henry Ogiri (Rivers and Engr Tuoyo Omatsulu (Delta);

2015 - 2016:

Acting MD/Sole Administrator — Mrs Ibim Semenitari (Rivers);

2016 - 2019:

Chairman — Sen. Victor Ndoma Egba (Cross River),
MD — His Excellency Nsima Ekere (Akwa Ibom),
EDFA — Mr Derek Mene (Rivers) and EDP, Engr Samuel Adjogbe (Delta);

2019:

Acting MD — Prof. Nelson Braimbairifa (Bayelsa),
EDFA — Chris Amadi (Rivers),
EDP — Engr Samuel Adjogbe (Delta);

2019:

Acting MD — Dr (Mrs) Enyia Akwagaga Elegima (Rivers);

2019 - 2020:

Acting MD — Dr Gbene Joi Nunieh (Rivers),
EDFA — Chief Ibanga Bassey Etang (Akwa Ibom),
EDP — Dr Cairo Ojougboh (Delta);

2020:

Acting MD — Prof. Kemebradikumo Pondei (Bayelsa),
EDFA — Mr Effiong Okon Akwa (Akwa Ibom),
EDP — Dr Cairo Ojougboh (Delta);

2020 - date:

MD/Sole Administrator — Mr Effiong Okon Akwa (Akwa Ibom);

Further noted that the Chairmanship position had been occupied thus: Abia (2001- 2004), Akwa Ibom (2005-2009), Bayelsa (2009-2011), Bayelsa (2011-2013), Cross River (2013-2015), Cross River (2016 -2019) and Cross River;

Affirmed that the Managing Directorship position has been occupied as stated: Delta (2001-2004), Bayelsa (2005-2009), Rivers (2009 -2011), Rivers (2011-2013), Akwa Ibom (2013-2015) and Rivers (Acting) (2015-2016), Akwa Ibom (2016-2019), Bayelsa (Acting) (2019 -2019), Rivers (Acting) (2019-2019), Rivers(Acting) (2019-2020), Bayelsa (202-2020), and Akwa Ibom (2020-date);

Observed that despite Sections 4 and 12 of the NDDC Act, the positions of the Board Chairman, Managing Director and the two Executive Directors have been solely occupied by Akwa Ibom, Bayelsa, Delta, Rivers and Cross River, leaving out Ondo, Imo and Edo States respectively;

Also aware that in the order of quantum of production, Ondo which is 5th, Edo which is 6th and Imo which is 7th are yet to occupy the positions of the Managing Director and the two Executive Directors;

Further aware that by virtue of Sections 4 and 12 (1) of the NDDC Act, the offices of the Chairman, Managing Director and the two Executive Directors are due to go to the next set of member States in the order of alphabet and quantum of production;

Informed that the next set of member States in the order of alphabet and quantum of production to occupy the positions of the Chairman, Managing Director and the two Executive Directors are: Delta (Chairman), Ondo (Managing Director), Edo (Executive Director, Finance and Administration) and Imo (Executive Director, Projects) respectively;

Cognizant that this situation is not only a worrisome violation of the letters and spirit of the Act that established the Commission, but a suppression of the statutory rights of the remaining member States to occupy those positions;

Concerned that if urgent steps are not taken to reverse this disturbing trend, it will continue to engender a discriminatory practice impeding the participation of those member States in managing the affairs of the Commission formed to cater for them;

Resolved to:

- (i) urge the Executive Arm of Government to adhere to the provisions of:
 - (a) the NDDC Act, 2000 by constituting the Governing Board of the Commission,
 - (b) Section 4 of the NDDC Act, 2000 by considering Delta State, which is next in alphabetical order, for the position of the Chairmanship of the Board,

- (c) Section 12 (1) of the NDDC Act, 2000 by considering Ondo, Edo and Imo member States, which in this order, are next in quantum of production of 5th, 6th and 7th for the positions of the Managing Director, Executive Director, Finance and

Administration and Executive Director, Projects of the Board respectively;

- (ii) mandate the Committee on NDDC to ensure compliance (**HR. 148/06/2021**).

26. Consideration of Reports

- (i) ***Committees on Federal Capital Territory and FCT Area Councils and Ancillary Matters:***
That the House do consider the Report of Committees on Federal Capital Territory and FCT Area Councils and Ancillary Matters on a Bill for an Act to Authorize the issue from the Federal Capital Territory Administration's Statutory Revenue Fund of the Federal Capital Territory Administration Account, the total sum of ₦329,963,491,523.00 (Three Hundred and Twenty-Nine Billion, Nine Hundred and Sixty-Three Million, Four Hundred and Ninety-One Thousand, Five Hundred and Twenty-Three Naira) only, of which the sum of ₦74,323,382,813.00 (Seventy Four Billion, Three Hundred and Twenty-Three Million, Three Hundred and Eighty-Two Thousand, Eight Hundred and Thirteen Naira) only, is for Personnel Costs; and the sum of ₦58,728,614,466.00 (Fifty-Eight Billion, Seven Hundred and Twenty-Eight Million, Six Hundred and Fourteen Thousand, Four Hundred and Sixty-Six Naira) only, is for Overhead Costs, while the balance of ₦196,911,494,243.00 (One Hundred and Ninety-Six Billion, Nine Hundred and Eleven Million, Four Hundred and Ninety-Four Thousand, Two Hundred and Forty-Three Naira) only, is for Capital Projects for the service of the Federal Capital Territory, Abuja, for the Financial Year Commencing 1 January 2021 and Ending on 31 December, 2021 (HB. 1140).

Order deferred by leave of the House.

- (ii) ***A Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria Act, Cap. I12, Laws of the Federation of Nigeria, 2004 to Provide for the Role of Chemists, the Regulation of Practicing Fees by Members of the Institute; and for Related Matters (HB. 180) (Committee of the Whole):***

Motion made and Question proposed, "That the House do resume consideration of the Report on a Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria Act, Cap. I12, Laws of the Federation of Nigeria, 2004 to Provide for the Role of Chemists, the Regulation of Practicing Fees by Members of the Institute; and for Related Matters (HB. 180)" (Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE INSTITUTE OF CHARTERED
CHEMISTS OF NIGERIA ACT, CAP. I12, LAWS OF THE FEDERATION
OF NIGERIA, 2004, TO PROVIDE FOR THE ROLE OF CHEMISTS,
THE REGULATION OF PRACTISING FEES BY MEMBERS OF
THE INSTITUTE; AND FOR RELATED MATTERS (HB. 180)

Clause 5: Amendment of Section 4.

Section 4 of the principal Act is amended by substituting for the existing section 4 (1)-(4), new provisions as follows:

"4. (1) Subject to the provisions of this Bill, persons admitted to the Institute shall:

(a) be registered as Chemists in the category of:

(i) Fellows,

- (ii) Members,
 - (iii) Corporate Members,
 - (iv) Honorary Fellows;
- (b) be registered as Chemists or such other classification of Chemists as the Institute may, from time to time, determine.
- (2) A person accorded status as a Chemist by the Council established by this Bill shall be entitled to the use of that name and be registered as:
 - (a) a Member if:
 - (i) he holds a certificate of the examination conducted by the Institute or has any other qualification approved by the council;
 - (ii) he satisfies the provisions of section 8 of this Bill; and
 - (iii) he is otherwise considered by the Council to be a fit person to be registered.
 - (b) a Fellow if:
 - (i) he has been registered as a Member of the Institute;
 - (ii) he has satisfied the conditions stipulated by the Council for the award of fellowship; and
 - (iii) he is otherwise considered by the Council to be a fit person to be registered;
 - (c) a Corporate member — a corporate body shall be a corporate member if in the opinion of the Council, the corporate body has interests in chemistry and chemical technology among other criteria.
- (3) An honorary fellow of the Institute shall be a person admitted as such by a resolution of the Council.
- (4) Where a person is enrolled or registered by the Institute, he shall be entitled to the use of such letters after his name as may be authorized by the Council according to whether he is a Fellow, Member, Corporate Member and Honorary Member and when so enrolled or registered, he shall receive a certificate in such form as the Council may, from time to time, approve" (*Hon. Muhammad Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Amendment of Section 6.

- (1) Section 6 of the principal Act is amended by substituting for the existing section 6 (1), new provisions as follows:
 - "6. (1) It shall be the duty of the Council to appoint:
 - (a) a fit and proper person who shall be a member of the

Institute to be the Registrar; and Chief Executive Officer for the purposes of this Bill; and

- (b) such other persons as the Institute may, from time to time, think it necessary.

- (2) Section 6 of the Principal Act is amended by substituting for the existing section 6 (2), new provisions as follows:

"6. (2) It shall be the duty of the Registrar to prepare and maintain, in accordance with rules made by the Council:

- (a) a register of names, addresses and approved qualifications and of such other particulars, as may be specified in the rules, of all persons who are entitled in accordance with the provisions of this Bill to be registered as members of the profession in the category of Fellows, Members, Corporate Members, and Honorary Fellows, who, in the manner prescribed by such rules, apply to be so registered;
- (b) a register of the Premises where members of the profession engage in their professional practices including the handling, analysis, sale, formulation, manufacturing, distribution, mixing, and storage of chemicals and chemical products."

- (3) Section 6 of the principal Act is amended by substituting for the existing section 6 (3), new provisions as follows:

"6. (3) The register shall consist of five parts of which the first part shall be in respect of members, the second part shall be in respect of fellows, the third shall be in respect of corporate members, the fourth shall be in respect of honorary fellows, and the fifth part in respect of premises."

- (4) By substituting the words "annual subscriptions" in Section 6 (6) paragraph (c), the words "practicing fees"

- (5) Section 6 of the principal Act is amended by substituting section 6 (7) paragraph (a), new provisions as follows:

"6. (7) If the Registrar:

- (a) sends by posts to any registered person a registered letter or electronic transmission addressed to him at

his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within six months from the date of posting; and" (*Hon. Muhammad Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Amendment of Section 9.

Section 9 of the Principal Act is amended by substituting for the existing section 9 (1)-(4), new provisions as follows:

- "9.** (1) The Council may accredit any institution for that purpose of this Bill, and may for that purpose approve:
- (a) any course of training in chemistry at an accredited institution which is intended for persons who are seeking to become or are already chemists and which the Council considers is designed to confer on persons undergoing it sufficient knowledge and skill as a chemist;
 - (b) any qualification which, as result of examination taken in conjunction with a course of training in chemistry approved by the Council under this section, is granted to candidates attaining a standard at the examination indicating in the opinion of the Council that the candidates have sufficient knowledge and skill for practice as a chemist;
 - (c) any institution in Nigeria which the Council considers properly organized and equipped for conducting the whole or any part of a course of training approved by the Council under this section.
- (2) The Council may, if it thinks fit, withdraw any approval or accreditation given under this section in respect of any course, qualification or institution but before withdrawing such approval or accreditation, the Council shall:
- (a) give notice that it proposes to do so to all parties to be affected by the action;
 - (b) afford the parties an opportunity of making representations to the Council with regard to the proposal; and
 - (c) take into consideration any representations made in respect of the proposal pursuant to paragraph (b) of this subsection.
- (3) In respect any period during which the approval or accreditation of the Council under this section, for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section; but the withdrawal of such an approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval or accreditation, was registered or eligible for registration immediately the approval or accreditation was withdrawn.

- (4) The giving or withdrawal of an approval or accreditation under this

section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval or accreditation, as the Council may specify in the instrument and the Council shall:

- (a) as soon as may be, publish a copy of every such instrument in the Gazette; and
- (b) not later than seven days before its publication, send a copy of the instrument to the Minister of Health" (*Hon. Muhammad Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Amendment of Section 11.

Section 11 of the Principal Act is amended by substituting for the existing Section 11 (2), new provision as follows:

- "11.** (2) The Tribunal shall consist of the Chairman of the Council and six other members of the Councils appointed by the Council" (*Hon. Muhammad Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Amendment of Section 13.

Section 13 of the Principal Act is amended by substituting for the existing "13 (1) and (2), new provisions as follows:

- "13.** (1) No person shall practice as a chemist in any year unless he has paid to the Institute in respect of that year, the appropriate practicing fee which shall be determined by the Council and the appropriate practicing fee shall be due every January of each year.
- (2) A registered chemist who has paid his practicing fee as prescribed in subsection (1) of this section shall be entitled to an annual practicing license authorizing him subject to any regulations in force to perform any of the acts listed in Section 14 subsection (1) of this Bill.
- (3) Any Chemist who in respect of any year without paying the practicing fee practices as such is guilty of an offence and is liable on conviction:
- (a) in the case of a first offence to a fine or twice the prescribed practicing fee; and
 - (b) in the case of second or subsequent offence to a fine of not less than ten times the prescribed practicing fee and if the chemist, is in the employment of any person, the employer is also guilty of an offence punishable in like manner as the chemist, if it is proved that the failure to pay the practicing fee was with his knowledge, consent and connivance" (*Hon. Muhammad Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole resumed consideration of the Report on a Bill for an Act to Amend the Institute of Chartered Chemists of Nigeria Act, Cap. I12, Laws of the Federation of Nigeria, 2004 to Provide for the Role of Chemists, the Regulation of Practicing Fees by Members of the Institute; and for Related Matters (HB. 180) and approved Clauses 5 - 9, and deferred further consideration of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(iii) A Bill for an Act to Establish the Federal University of Agriculture and Technology, Funtua; and for Related Matters (HB. 645) (Committee of the Whole):

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Federal University of Agriculture and Technology, Funtua; and for Related Matters (HB. 645)" (Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE FOR ESTABLISHMENT OF
FEDERAL UNIVERSITY OF AGRICULTURE AND TECHNOLOGY,
FUNTUA, KATSINA STATE; AND FOR RELATED MATTERS

Clause 1: Establishment and Objects of the Federal University of Agriculture and Technology, Funtua.

- (1) There is established the Federal University of Agriculture and Technology, Funtua (in this Bill referred to as "the University").
- (2) The University:
 - (a) shall be a body corporate with perpetual succession and a common seal; and
 - (b) may sue or be sued in its corporate name *(Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).*

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Objects of the University.

The objects of the University shall be to —

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring tertiary education in Agriculture and Technology;

- (b) develop and offer technical, academic and professional programmes leading to the award of diplomas, first degrees, post-graduate research and higher degrees with emphasis on Agricultural and Technological research, planning, adaptive, technical, creative, innovative, maintenance, developmental and productive skills in the engineering, scientific, and allied professional disciplines with the aim of producing socially mature men and women with capability not only to understand, use and adapt existing technologies in

Agriculture, but also to improve on them and develop new ones;

- (c) act as agents and catalysts, through post-graduate training, research and innovation for the effective and economic utilization, exploitation and conservation of the country's agricultural and technological resources;
- (d) offer to the general population particularly in the area of Agriculture and Technology as a form of public service, the results of training and research and to foster the practical applications of these results;
- (e) establish appropriate relationships with other national institutions involved in training, innovation, research and development of technologies in the Agriculture sector;
- (f) identify the problems and needs of the Agriculture sector in Nigeria and to find solutions to them within the context of overall national development;
- (g) provide and promote sound basic scientific training as a foundation for the development of Agriculture in Nigeria, taking into account indigenous cultures and the need to enhance national unity;
- (h) encourage and promote scholarship and conduct research in restricted fields of learning and human endeavor;
- (i) relate its activities to the technological, social, cultural and economic needs of the people of Nigeria; and
- (j) undertake other activities appropriate for an Agriculture and Technology university of the highest standard (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*)

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Constitution of the University and its Constituent Bodies, etc.

(1) The University shall consist of:

- (a) a Chancellor;
- (b) a Pro-Chancellor and a Council;
- (c) a Vice Chancellor and a Senate;
- (d) a Deputy Vice-Chancellor;
- (e) a body to be called Congregation;
- (f) a body to be called Convocation;
- (g) the Campuses and Colleges of the University;
- (h) the Faculties, Schools, Institutes and other teaching and research units of the University;
- (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subsection;
- (j) all graduates and undergraduates; and
- (k) all other persons who are members of the University in accordance

with provisions made by Statute in that behalf.

- (2) The First Schedule to this Bill shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely:
 - (a) the Council;
 - (b) the Senate;
 - (c) the Congregation; and
 - (d) the Convocation (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*)

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Powers of the University.

- (1) For the carrying out of its objects as specified in Section 2 of this Bill, the University shall have power to:
 - (a) establish such Campuses, Colleges, Faculties, Institutes, Schools, Extra-mural Departments and other teaching and research units within the University as may from time to time seem necessary or desirable, subject to the approval of the National Universities Commission;
 - (b) institute professorships, readerships and associate professorships, lectureships and other posts and offices and to make appointments thereto;
 - (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - (d) provide for the residence, discipline and welfare of members of the University;
 - (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
 - (f) award honorary degrees, fellowships or academic titles;

- (g) demand and receive from any student or any other person attending the University for the purpose of instruction such fees as the University may from time to time determine, subject to the overall directives of the appropriate authority;
- (h) subject to section 22 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
- (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;

- (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
 - (k) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;
 - (l) hold public lectures and undertake printing, publishing and book selling;
 - (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys for the time being un-invested with any bank on deposit or current account;
 - (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
 - (o) make gifts for any charitable purpose;
 - (p) do anything which it is authorized or required by this Bill or by any other Statute to do; and
 - (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Bill, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Bill (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Functions of the Chancellor and Pro-Chancellor.

- (1) The Chancellor shall in relation to the University, take precedence before all other members of the University, and when he is present shall preside at all meetings of convocation held for conferring degrees.
- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and except for the Vice Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall when he is present, be the Chairman at all meetings of the Council (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Establishment and Composition of Council.

- (1) There shall be a Council for the University consisting of:
 - (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellor;
 - (d) one person from the Ministry responsible for Education;
 - (e) four persons representing a variety of interest and broadly representative of the whole Federation to be appointed by the President;
 - (f) four persons appointed by the Senate from among its members;
 - (g) two persons appointed by the congregation from among its members; and
 - (h) one persons appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Functions of the Council and its Finance and General Purpose.

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council shall be the Governing Body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.
- (2) There shall be a committee of the Council to be known as the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by Statute with respect to the constitution of the Finance and General Purposes Committee.

- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the Statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- (6) Rules made under subsection (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and where any rule so made by the Committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the direction of the Council shall prevail.

- (7) There shall be paid to the members of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by extant government circulars.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill, and shall meet at least four times every year.
- (9) If required in writing by any five members of the Council, the Chairman shall within 28 days after the receipt of such request call a meeting of the Council:

Provided that if after 28 days of the receipt or delivering to him of such request, the chairman fails or neglects to call a meeting, the Registrar shall within 14 days thereof, cause a meeting of the Council to be convened for that purpose. The request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting
(Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Functions of the Senate.

- (1) Subject to section 5 of this Act and subsections (3) and (4) of this section and to the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the:
 - (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;

- (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;
 - (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
 - (e) establishment, organization and control of halls of residence and similar institutions in the University;
 - (f) supervision of the welfare of students in the University and the regulation of their conduct;
 - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determination of what description of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department, school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4)
 - (a) Subject to this Bill and the Statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Bill or by Statute.
 - (b) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.
- (5) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonourable or scandalous conduct in gaining admission into the University or obtaining that award
(Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Functions of the Vice-Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Bill, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Bill, the Vice-Chancellor shall have general function, in addition to any other functions conferred on him by this Bill or otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the Chief Executive and Academic Officer of the University and *Ex-officio* Chairman of the Senate (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

PART II — TRANSFER OF PROPERTY**Clause 10: Transfer of Property to the University.**

- (1) All property held by or on behalf of the Provisional Council shall, by virtue of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to the transfer of property by this section and to matters arising there from and with respect to other matters mentioned in that Schedule (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — STATUTES OF THE UNIVERSITY**Clause 11: Power of the University to make Statutes.**

- (1) Subject to this Bill, the University may make Statutes for any of the following purposes:
 - (a) making provision with respect to the composition and constitution of any authority of the University;
 - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
 - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
 - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill.

- (2) Subject to section 36 (6) of this Bill, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Act.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.
- (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Mode of exercising the power to make Statutes.

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section and not otherwise.
- (2) A proposed Statute shall not have the force of law until it has been approved at a meeting of the —
 - (a) Senate, by the votes of not less than two thirds of the members present and voting; and
 - (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2) of this section by both bodies in no particular order.
- (4) A Statute which:
 - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
 - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established; shall not come into operation unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) of this section or in the case of a Statute falling within subsection (4) of this section, on the date on which it is approved by the President (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Proof of Statute.

A Statute may be proved in any Court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice-Chancellor or the Registrar to the effect that the copy is a true copy of a Statute of that University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 13 stands part of the Bill — Agreed to.

Clause 14: Power to decide the meaning of Statute.

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a Statute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he deems fit.
- (2) The decision of the Visitor on any matter referred to him under this section shall be binding upon the authorities, staff and students of that University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under this section, no question as to the meaning of that provision shall be entertained by any other authority in Nigeria:

Provided that nothing in this subsection shall affect the power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution of the Federal Republic of Nigeria, 1999.

- (3) The foregoing provisions of this section shall apply in relation to any doubt or dispute as to whether any matter is, for the purposes of this Bill, academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subsection (1) of this section, and accordingly the reference in subsection (2) of this section to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or non-academic matter (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 14 stands part of the Bill — Agreed to.

PART IV — SUPERVISION AND DISCIPLINE

Clause 15: The Visitor.

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It shall be the duty of the bodies and persons comprising the University to:
 - (a) make available to the Visitor, and to any other persons conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and

- (b) give effect to any instructions consistent with the provisions of this Bill which may be given by the Visitor in consequence of the visitation (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*)

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Removal of certain Members of the Council.

- (1) If it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect through the Minister to the Federal Executive Council and if the Federal Executive Council after making such enquiries (if any) as may be considered necessary, approves the recommendation it may direct the removal of the member from office.
- (2) It shall be the duty of the Minister to use his best endeavours to cause a copy of the instrument embodying a direction under subsection (1) of this section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*)

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Removal and discipline of Academic, Administrative and Professional Staff.

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall:
 - (a) give notice of those reasons to the person in question;
 - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
 - (c) take a decision to terminate or not to terminate the appointment.
- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for:
 - (a) a Joint Committee of the Council and the Senate to review the matter and to report on it to the Council;
 - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating Committee with respect to the matter; and
 - (c) if the Council after considering the report of the investigating Committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.

- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall immediately be reported to the Council.
- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means:
 - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
 - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office;
 - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service; or
 - (e) conduct which the council considers to be generally of such nature as to render the continued appointment or service of the person concerned prejudicial or detrimental to the interest of the university.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to:
 - (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
 - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person.

- (7) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (8) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Removal of Examiners.

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Bill, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.
- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Discipline of Students.

- (1) Subject to the provisions of this section, where after due process it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the:
 - (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
 - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified; or
 - (c) student be rusticated for such period as may be specified in the direction.
- (2) Where a direction is given under subsection (1) paragraphs (a) to (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.

- (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.
- (4) The fact that an appeal from a direction is brought pursuant to subsection (3) of this section shall not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary Board consisting of such members of the University as he may nominate.
- (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.
- (7) A direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART V — FINANCIAL PROVISIONS

Clause 20: Finance and General Purposes Committee.

- (1) The Council shall appoint a committee of the Council to be known as the Finance and General Purposes Committee which, subject to the directions and supervision of the Council, shall exercise control over the property and expenditure of the University and perform such other functions of the Council as the Council may from time to time delegate to it.
- (2) The constitution of the Finance and General Purposes Committee and its functions shall be such as may be prescribed by statute (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Bank Accounts.

The Council shall arrange that all moneys received on account of the University shall be paid into such bank as may be approved by the Council to the credit of one or other of the accounts of the University to be opened with such bank or banks in accordance with the directions of the Council (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Financial Year, Accounts, etc.

- (1) The Council shall fix the financial year for the purpose of the accounts of the University.
- (2) The Council shall cause proper accounts to be kept in respect of each financial year and proper records in relation to those accounts, and without

prejudice to any other requirement as to accounting or control, imposed whether by this Law or otherwise, with respect to the finance of and the lands, endowment and other property held by or for the purposes of the University.

- (3) The accounts of the University for the preceding financial year, including an annual statement thereof, shall be prepared in such form and shall contain such information as the Council may from time to time direct (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Annual Estimates.

- (1) The estimates of income and expenditure for a financial year shall be presented by the Vice-Chancellor to the Council and may be approved by the Council before the beginning of that financial year:

Provided that the Vice-Chancellor may during any financial year present and the Council may approve supplementary estimates of income or expenditure.

- (2) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct for incorporation in the budget of the Federation (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Gifts, Donations, etc.

- (1) The Council may on behalf of the University accept by way of grants, gifts, testamentary disposition or otherwise, property and moneys in aid of the finances of the University on such conditions as it may approve.
- (2) Registers shall be kept of all donations to the University, including the names of donors and any special conditions under which any donation may have been given.
- (3) All property, money or funds donated for any specific purposes shall be applied and administered in accordance with the purposes for which they are donated and shall be accounted for separately (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Clause 25: General Fund of the University.

- (1) There shall be a general fund of the University, which shall consist of the following —
 - (a) grants-in-aid;
 - (b) fees;
 - (c) income derived from investments;
 - (d) gifts, legacies, endowments and donations not accepted for a particular purpose;

- (e) income derived from the exercise of any functions conferred or imposed on the University by this Bill;

- (f) all other moneys belonging to the University from whatsoever source derived.
- (2) The general fund shall be applied for the purposes of the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Clause 26: Audit.

- (1) The Council shall cause the accounts of the University to be audited by auditors appointed by the Council as soon as may be after the end of each financial year or for any such other period as the Council may require.
- (2) The appointment and other matters relative to the auditors, their continuance in office and their functions, as the case may be, shall, subject to the provisions of this section, be prescribed by statute (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Clause 27: Retirement benefits, Superannuation, etc.

Provision may be made by statute for the contribution by the University to any superannuation fund or other similar scheme or for the establishment of any other retirement benefits scheme for the benefit of the members of its staff (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Clause 28: Retiring Age of Academic Staff of the University.

- (1) Notwithstanding anything to the contrary in the Pensions Reform Act, the compulsory retiring age of an academic staff of a University shall be seventy (70) years.
- (2) A law or rule requiring a person to retire from the public service after serving for thirty-five (35) years or sixty-five years whichever comes first shall not apply to an academic staff of the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

Clause 29: Exclusion or discrimination on account of race, religion, etc.

- (1) No person shall be required to satisfy requirements as to any of the following matters, that is to say, race, (including ethnic grouping), sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a:
 - (a) student in the University;
 - (b) holder of any degree, appointment or employment in the University;
or
 - (c) member of anybody established by virtue of this Bill.

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

- (3) Nothing in subsection (1) of this section shall be construed as preventing the university from imposing any disability or restriction on any of the persons mentioned in that subsection where such person will fully refuses or fails on grounds of Religious belief to undertake any duty generally and uniformly imposed on all such persons or any group of them which duty, having regard to its nature and the special circumstances pertaining thereto, is in the opinion of the university reasonably justifiable in the national interest (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 29 stands part of the Bill — Agreed to.

Clause 30: Transfer of land to the University.

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 30 stands part of the Bill — Agreed to.

Clause 31: Restriction on disposal of land by University.

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

Provided that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 31 stands part of the Bill — Agreed to.

Clause 32: Quorum and procedure of bodies established by this Bill.

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 32 stands part of the Bill — Agreed to.

Clause 33: Appointment of Committees, etc.

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a Committee established by it to:

(a) exercise on its behalf, such of its functions as it may determine; and
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(b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that Committee.

- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of Committees consisting of members of those bodies, for the purpose of considering any matter within the competence

of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.

- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a Committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the Committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every Committee of which the members are wholly or partly appointed by the Council, (other than a Committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every Committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling:
 - (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or
 - (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 33 stands part of the Bill — Agreed to.

Clause 34: Service of Notices, etc.

Service upon the University of any notice, order or other document may be affected by delivering the same or by sending it by registered post addressed to the secretary of the Council (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 34 stands part of the Bill — Agreed to.

Clause 35: Restriction of Suits and Execution.

- (1) No suit shall be commenced against the University until at least three months after written notice of intention to commence the same shall have been served on the University by the intending plaintiff or his agent; and such notice shall clearly state the cause of action, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he claims.
- (2) For the avoidance of doubt, it is hereby declared that that no suit shall be commenced against an officer or servant of the University, in any case where the University is vicariously liable for any alleged act, neglect or default of the officer or servant in the performance or intended performance of his duties, unless three months at least has elapsed after written notice of intention to commence the same shall have been served on the University by the intending plaintiff or his agent.

- (3) In any suit against the University, no execution or attachment or process in the nature thereof shall be issued against the University, but any sums of money which may by the judgment of the court be awarded against the University shall, subject to any directions given by the court where notice of appeal has been given by the University in respect of the said judgment, be paid by the University from its general fund (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 35 stands part of the Bill — Agreed to.

Clause 36: Miscellaneous Administrative provisions.

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor and the affixing of the seal shall:
 - (a) in the case of certificates issued by the University, be authenticated by the Vice-Chancellor and the Registrar; and
 - (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorized by Statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council without seal.
- (4) The validity of the proceedings of anybody established pursuant to this Bill shall not be affected by any vacancy in the membership of the body, or by any defect in the appointment of a member of the body or by reason that any person not entitled to do so took part in the proceedings.
- (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
- (6) Nothing in section 12 of the Interpretation Act (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to Statutes or Regulations made pursuant to this Bill.
- (7) The power conferred by this Bill on anybody to make Statute or Regulations shall include power to revoke or vary any:
 - (a) Statute (including the Statute contained in the Third Schedule to this Bill; or
 - (b) regulation by a subsequent Statute or Regulation as the case may be:

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

- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.
- (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 36 stands part of the Bill — Agreed to.

Clause 37: Interpretation.

- (1) In this Bill —

"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject matter (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the words "appropriate authority" be as defined in the interpretation to this Bill — Agreed to.

"campus" means any campus which may be established by the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the word "campus" be as defined in the interpretation to this Bill — Agreed to.

"college" means any college which may be established by the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the word "college" be as defined in the interpretation to this Bill — Agreed to.

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the word "graduate" be as defined in the interpretation to this Bill — Agreed to.

"gross misconduct" means any act of misconduct and improper behavior that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Bill (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the words "gross misconduct" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for education (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the meaning of the word “Minister” be as defined in the interpretation to this Bill — Agreed to.

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “misconduct” be as defined in the interpretation to this Bill — Agreed to.

"notice" means notice in writing (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “notice” be as defined in the interpretation to this Bill — Agreed to.

"officer" does not include the Visitor (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “officer” be as defined in the interpretation to this Bill — Agreed to.

"prescribed" means prescribed by Statute or Regulation made under this Bill (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “prescribed” be as defined in the interpretation to this Bill — Agreed to.

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by Statute or by Regulations (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “professor” be as defined in the interpretation to this Bill — Agreed to.

"property" includes rights, liabilities and obligations (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the word “property” be as defined in the interpretation to this Bill — Agreed to.

"the provisional Council" means the provisional Council appointed for the University by the President with effect from the commencement of the Bill (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

Question that the meaning of the words “the provisional Council” be as defined in the interpretation to this Bill — Agreed to.

"regulations" means regulations made by the Senate or Council (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.

*Question that the meaning of the word “regulations” be as defined in the interpretation to this Bill — **Agreed to.***

"Senate" means the Senate of the University established by the Bill (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “Senate” be as defined in the interpretation to this Bill — **Agreed to.***

"Statute" means a Statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “Statute” be as defined in the interpretation to this Bill — **Agreed to.***

“School” means a unit of closely related academic programmes (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “School” be as defined in the interpretation to this Bill — **Agreed to.***

"the Statutes" means all such Statutes as are in force from time to time (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the words “the Statutes” be as defined in the interpretation to this Bill — **Agreed to.***

"teacher" means a person holding a full time appointment as a member of the teaching or research staff of the University (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “teacher” be as defined in the interpretation to this Bill — **Agreed to.***

"President" means the President of the Federal Republic of Nigeria (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “President” be as defined in the interpretation to this Bill — **Agreed to.***

"Constitution" means the Constitution of the Federal Republic of Nigeria (Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency).

*Question that the meaning of the word “Constitution” be as defined in the interpretation to this Bill — **Agreed to.***

"undergraduate" means a person in *statupupilari* in the University, other than

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that the meaning of the word "undergraduate" be as defined in the interpretation to this Bill — Agreed to.

"the University" means the Federal University of Agriculture and Technology, Funtua incorporated and constituted by this Bill; and (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that the meaning of the words "the University" be as defined in the interpretation to this Bill — Agreed to.

"the Bill" means the Federal University of Agriculture and Technology, Funtua (Establishment, etc.) Bill (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that the meaning of the words "the Bill" be as defined in the interpretation to this Bill — Agreed to.

- (2) Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 37 stands part of the Bill — Agreed to.

Clause 38: Citation.

This Bill may be cited as the Federal University of Agriculture and Technology, Funtua (Establishment, etc.) Bill, 2021 (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency.*

Question that Clause 38 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 3 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

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

The Pro-Chancellor

2. (1) The Pro-Chancellor shall be appointed or removed from office by the President.
- (2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years from the date of his appointment.

The Vice-Chancellor

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

Deputy Vice-Chancellor

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of the University.
- (2) The procedure for the appointment and removal of the Deputy Vice Chancellor shall be in accordance with the provisions of the Universities (Miscellaneous Provisions) Act 1993 as amended.
- (3) A Deputy Vice-Chancellor shall —
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
 - (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.

Office of the Registrar, Bursar

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.
- (2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.
- (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Office of the Bursar University Librarian

6. (1) There shall be for the University, the following Principal Officers in addition to the Registrar, that is:
 - (a) the Bursar; and
 - (b) the University Librarian.

- (2) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.
- (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (4) The Bursar and the University Librarian:
 - (a) shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
 - (b) any question as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor

Other Officers of the University

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

Other Officers of the University

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

Resignation and re-appointment

9. (1) Any officer mentioned in the foregoing provisions of this schedule may resign his office in —
 - (a) the case of the Chancellor or Pro-Chancellor, by notice to the Visitor; and
 - (b) the case of the Vice-Chancellor by notice to the Council which shall immediately notify the Minister.
- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Transfer of Property to the University

1. Without prejudice to the generality of Section 10 (1) of this Bill —
 - (a) the reference in the subsection to property held by the provisional Council and the University shall include a reference to the right to receive and give a good discharge

for any grants or contributions which may have been voted or promised to the provisional Council and the University; and

- (b) all outstanding debts and liabilities of the provisional Council shall become debts and liabilities of the University established by this Bill.
- 2.
- (1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University established by this Bill had been a party to it in place of the provisional Council.
 - (2) Documents not falling within sub-paragraph (1) above, including enactments, which refer whether specially or generally to the provisional Council shall be construed in accordance with that subparagraph so far as applicable.
 - (3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the University established by this Bill.

Registration of Transfers

- 3.
- (1) If the law in force at the place where any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
 - (2) It shall be the duty of the body to which any property is transferred by this Act to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.

Transfer of Functions, etc.

- 4.
- (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
 - (2) The persons who were members of the provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Bill must have been duly constituted.
 - (3) The first meetings of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
 - (4) The persons who were members of the Senate immediately before the coming into force of this Bill shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule of this Bill must have been duly constituted.
 - (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the faculties, faculty boards and students of the University immediately before the coming into force of this Bill shall on that day become faculties, faculty boards and students of the University as established by this Bill.

- (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Bill.
5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

THIRD SCHEDULE

FEDERAL UNIVERSITY OF AGRICULTURE AND TECHNOLOGY, FUNTUA, Statute No. 1

ARRANGEMENT OF ARTICLES

Articles:

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

The Council

1. (1) The composition of the Council shall be as provided in section 6 of this Bill.
- (2) Any member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill may, by notice to the Council resign his office.
- (3) A member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.
- (4) Where a member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill 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.
- (5) 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.

- (6) 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 Bill.
- (7) 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 Bill and the provisions of this paragraph the Council may regulate its own procedure.
- (8) 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.
- (9) The Council constituted by this Bill shall have a four years 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.
- (10) 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.

The Finance and General Purpose Committee

2. (1) The Finance and General Purpose Committee of the Council shall consist of:
 - (a) the Pro-Chancellor, who shall be the Chairman of the committee at any meeting at which he is present;
 - (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
 - (c) six other members of the Council appointed by the Council two of whom shall be selected from among the four members of the Council appointed by the Senate and one of whom shall be selected from among members of the Council appointed by the congregation;
 - (d) the Permanent Secretary, Federal Ministry of Education or, in his absence, such member of his Ministry as he may designate to represent him; and
 - (e) the Permanent Secretary, Federal Ministry of Science and Technology or, in his absence, such member of his Ministry as he may designate to represent him.
- (2) The quorum of the Committee shall be six.
- (3) Subject to any directions given by the Council, the committee may regulate its own procedure.

The Senate

3. (1) There shall be a Senate for the University consisting of:
 - (a) the Vice-Chancellor;
 - (b) the Deputy Vice-Chancellor;

- (c) all Professors of the University;
- (d) all Deans, Provosts and Directors of Academic units of the University;

- (e) all Heads of Academic Departments, Units and Research Institutes of the University;
 - (f) the University Librarian; and
 - (g) academic members of the congregation who are not Professors as specified in the Laws of the University.
- (2) The Vice-Chancellor shall be the Chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.
 - (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to paragraph (2) above the Senate may regulate its own procedure.
 - (4) If so requested in writing by any ten members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.

Congregation

- 4. (1) Congregation shall consist of:
 - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
 - (b) the full time members of the academic staff;
 - (c) the Registrar;
 - (d) the Bursar;
 - (e) the Librarian;
 - (f) the Director of works; and
 - (g) the Director of Health services
 - (h) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying:

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

- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as may be provided by Statute or Regulations.

Convocation

- 5. (1) Convocation shall consist of:
 - (a) the Officers of the University mentioned in Schedule 1 to this Bill;
 - (b) all teachers within the meaning of this Bill; and
 - (c) all other persons whose names are registered in accordance with paragraph (2) below.
- (2) A person shall be entitled to have his name registered as a member of convocation if he:
 - (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
 - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and, subject to paragraph (4) below, may provide for the payment from time to time of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph (1) (a) or (b) of this paragraph are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.

- (7) The quorum of convocation shall be fifty or one-third (or the whole number nearest to one-third) of the total number of members of convocation whichever is less.
- (8) Subject to section 5 of this Bill, the Chancellor shall be chairman at all meetings of convocation when he is present, and in his absence the Vice Chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a

member of the Council, as may be provided by statute.

Organization of Faculties and Branches thereof

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

Faculty Board

7. (1) There shall Be established in respect of each Faculty, a Faculty Board, which, subject to the provisions of this Bill, and subject to the directions of the Vice-Chancellor, shall:
- (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
 - (b) deal with other matters assigned to it by Statute, by the Vice-Chancellor or by the Senate; and
 - (c) advice the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consists of:
- (a) the Vice-Chancellor;
 - (b) the persons severally in charge of the branches of the faculty;
 - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
 - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the 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 it own procedure.

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

Selection of Certain Principal and other key Officers

9. (1) When a vacancy occurs in the Office of the Registrar, Bursar, the University Librarian, Director of Works or Director of Health Services, a Selection Board shall be constituted by the Council and shall consist of:
 - (i) the Pro-Chancellor;
 - (ii) the Vice-chancellor;
 - (iii) two members appointed by the Council, not being members of Senate; and
 - (iv) two members appointed by the Senate not being members of Council.
- (2) The Selection Board, after making such inquiries as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Board the Council may make an appointment to that office.
- (3) A person appointed to the office of Director of Works or Director of Health Services shall hold office for such period and on such terms and conditions as may be specified in his letter of appointment.

Creation of Academic Post

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

Appointment of Academic Staff

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

Appointment of Administrative and Technical Staff

12. (1) The administrative and technical staff of the University, other than those mentioned in paragraph 9 of this schedule shall be appointed by the Councillor on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.
- (2) In the case of administrative or technical staff that has close and important contacts with the academic staff, there shall be Senate participation in the process of selection.

Short Title

13. This Bill seeks to establish the Federal University of Agriculture and Technology, Funtua to make comprehensive provisions for its due Management and Administration (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that the provisions of the Third Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the Federal University of Agriculture and Technology, Funtua to make comprehensive provisions for its due Management and Administration (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Provide for Establishment of Federal University of Agriculture and Technology, Funtua, Katsina State; and for Related Matters (HB. 645) (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Federal University of Agriculture and Technology, Funtua; and for Related Matters (HB. 645) and approved Clause 1- 38, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (iv) ***A Bill for an Act to Provide for the Establishment of the Federal College of Education, Mutum Biyu, Taraba State; and for Related Matters (HB.644) (Committee of the Whole):*** Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Provide for the Establishment of the Federal College of Education, Mutum Biyu, Taraba State; and for Related Matters (HB.644)” (*Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed

to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF
THE FEDERAL COLLEGE OF EDUCATION, MUTUM BIYU,
TARABA STATE AND FOR OTHER RELATED MATTERS

Clause 1: Establishment of the College.

- (1) There is established the Federal College of Education, Mutum Biyu, Taraba State (in this Bill referred to as "the College"), which shall have such powers and exercise such functions as are conferred by this Bill.
- (2) The College:
 - (a) shall be a body corporate with perpetual succession and a common seal kept in its custody;
 - (b) may sue or be sued in its corporate name.
- (3) The College may acquire, hold or dispose of any movable or immovable property for the purpose of its functions under this Bill (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: The Governing Council of the College.

- (1) There is established for the College, a Governing Council (in this Bill referred to as "the Council"), which shall be vested with the powers for the general administration and management of the College.
- (2) Without prejudice to the generality of subsection (1) of this section, it shall be the responsibility of the Council to consider and approve:
 - (a) the plan of activities of the College;
 - (b) the programme of studies, courses and research to be undertaken by the College;
 - (c) the annual estimates of the College, and the investment plans of the College (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Membership of the Governing Council.

- (1) The membership of the Council of the College shall be appointed by the President and Commander-in-Chief of the Armed Forces, and shall consist of the following:
 - (a) Chairman;
 - (b) a representative of the Federal Ministry responsible for education;

- (c) a representative of the University, who in the case of degree awarding College; shall come from the university to which the College is affiliated, for the purpose of moderation;

- (d) a representative of the alumni association of the college;
 - (e) three persons appointed on individual merit on a nationwide/local government basis who should have wide experience of service in the public or private sector;
 - (f) one representative of the National/State Commission for Women;
 - (g) one representative of the Federal Ministry for Women Affairs;
 - (h) a representative of the National Commission for Colleges of Education; and
 - (i) the Provost of the College.
- (2) The supplementary provision set out in the schedule to this Bill shall have effect with respect to the proceedings of the Council and the other matters contained therein (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Tenure of Office of Members of the Council.

- (1) A member of the Council (other than an *ex-officio* member) shall hold office for a term of three years and subject to the provisions of subsection (2) of this section, shall be eligible for re-appointment for a further period of three years.
- (2) The office of a member appointed pursuant to section 3 (1) (a) and (d) of this Bill shall become vacant if:
 - (a) a member of the Council (other than an *ex-officio* member) shall hold office for a term of three years and subject to the provisions of subsection (2) of this section, shall be eligible for re-appointment for a further period of three years.
 - (b) the Minister is satisfied that it is not in the interest of the College for the person appointed to continue in office and notifies the member in writing to that effect (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Functions of the College.

The functions of the College shall be:

- (a) to provide full-time courses in teaching, instruction and training —
 - (i) in technology, applied science, commerce, arts, social sciences, humanities and management, and

- (ii) in such other fields of applied learning relevant to the needs of the development of Nigeria in the areas of industrial and agricultural production and distribution and for research in the development and adaptation of techniques as the Council may from time to time determine;
- (b) to conduct courses in education for qualified teachers;
- (c) to arrange conferences, seminars and workshops relative to the fields of learning specified in paragraph (a) of this section; and
- (d) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Powers of the Council.

For the purpose of carrying out the functions of the College, the Council shall have power to —

- (a) hold examinations and grant Certificates of Education, professional certificates and other distinctions to persons who have pursued a course of study approved and accredited by the National Commission for Colleges of Education;
- (b) demand and receive from any student or any other person attending the College for the purpose of instruction, such fees as the Council may, with the prior approval of the Minister, from time to time determine;
- (c) hold public lectures and undertake printing, publishing and bookselling;
- (d) make gifts for any charitable purpose;
- (e) hold examinations in education for qualified teachers;
- (f) provide amenities for and make such other provision for the welfare of the staff of the College;
- (g) invest the funds of the College in securities specified by law in such other securities in Nigeria as may be approved by the Minister;
- (h) borrow money within Nigeria in such manner and upon such security as the Minister may from time to time authorize;
- (i) enter into such contracts as may be necessary or expedient for bringing into effect, the objectives of the College;
- (j) recruit suitable staff and determine the career structure of such staff;
- (k) establish and maintain such Departments and other teaching units within the College or extramural departments as the Council may, from time to time, decide;
- (l) institute and award fellowships, medals, prizes and other titles;

- (m) mount exhibitions and display designs to foster appreciation of trends on the scope and requirements of education;
- (n) erect, provide, equip and maintain such educational, recreational and residential facilities as the College may require;
- (o) create lectureships and other academic posts and offices and make appointments thereto;
- (p) encourage and make provision for research in the College; and
- (q) carry out such other functions whether or not incidental to the foregoing powers as may advance the objects of the College (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Visitation.

- (1) The Minister of Education shall be the Visitor of the College.
- (2) The Visitor shall, conduct a visitation atleast once in every five years, to the College or appoint a visitation panel consisting of not less than five experts to conduct the visitation —
 - (a) for the purpose of evaluating the academic and administrative performance of the College; or
 - (b) for such other purpose or in respect of any other affairs of the College as the Visitor may deem fit (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: The Academic Board and its Functions.

- (1) There shall be established for the College a Board to be known as the Academic Board, which shall consist of the following members —
 - (a) the Provost of the College who shall be chairman;
 - (b) all heads of departments;
 - (c) the College Librarian; and
 - (d) not more than two members of the academic staff other than Heads of Departments to be appointed by the Council.
- (2) The Academic Board shall be responsible for —
 - (a) the direction and management of academic matters of the College including the regulation of admission of students, the award of certificates, scholarships, prizes and other academic distinctions;
 - (b) making periodic reports on such academic matters to the Council as the Council may from time to time direct;

- (c) discharging any other functions which the Council may from time to time delegate to it (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Power of Minister/Commissioner to give Directions to the Council.

Subject to the provisions of this Bill, the Minister may give to the Council, directions of a general character or relating generally to matters of policy with regard to the exercise by the Council of its functions under this Bill and it shall be the duty of the Council to comply with such directions (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Sasamma Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Provide for the Establishment of the Federal College of Education, Mutum Biyu, Taraba State; and for Related Matters (HB.644) and approved Clause 1- 9, and deferred further consideration of the Report.

Ordered: *Chairman Rules and Business, and Hon. Suleiman Goro to re-examine the provisions of the Bill.*

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (v) ***A Bill for an Act to Provide for the Establishment of the South-East Development Commission to serve as a Catalyst to Develop the Commercial Potentials of the South-East, Receive and Manage Funds from Allocation of the Federation for the Rehabilitation, Reconstruction and Reparation for Houses and Lost Businesses of Victims of the Civil War and Address any other Environmental or Developmental Challenges; and for Related Matters (HB.887):***

Order read; deferred by leave of the House.

- (vi) ***A Bill for an Act to Establish the Chartered Institute of Statisticians of Nigeria to Determine What Standards of Knowledge and Skill are to be Attained by Persons seeking to become Members of the Institute, Review those Standards from time to time; and for Related Matters (HB. 1120) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute of Statisticians of Nigeria to Determine What Standards of Knowledge and Skill are to be Attained by Persons seeking to become Members of the Institute, Review those Standards from time to time; and for Related Matters (HB. 1120)” (Hon. Muhammad Umar Jega — Alieri/Gwandu/Jega Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF STATISTICIANS OF NIGERIA TO DETERMINE WHAT STAND OF KNOWLEDGE AND SKILL ARE TO BE ATTAINED BY PERSONS SEEKING TO BECOME MEMBERS OF THE INSTITUTE, REVIEW THOSE STANDARDS FROM TIME TO TIME; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT OF THE CHARTERED INSTITUTE OF STATISTICIANS OF NIGERIA

Clause 1: Establishment, duties and members of the Institute.

- (1) There is established the Chartered Institute of Statisticians of Nigeria (in this Bill referred to as "the Institute") which shall be a body corporate with perpetual a succession and a common seal.
- (2) The Institute may:
 - (a) sue and be sued in its corporate name; and
 - (b) hold, acquire and dispose of any property moveable or immoveable.
- (3) The Institute shall be charged with the general duty to:
 - (a) determine what standards of knowledge and skill are to be attained by persons seeking to become members of the Institute and review those standards from time to time;
 - (b) secure in accordance with the provision of this Bill the establishment and maintenance of registers of fellows, associates and registered Statisticians entitled to practice as Statisticians and the publication from time to time of lists of those persons; and
 - (c) perform any other function conferred on it by this Bill.
- (4) Subject to the provisions of this Bill, members admitted to the Institute shall be:
 - (a) enrolled as Chartered Statisticians in the category of:
 - (i) fellows,
 - (ii) associates;
 - (b) registered as registered Statisticians, and shall have such status in the Institute accordingly; and
 - (c) persons accorded by the Council under this Bill with the status of Chartered Statisticians and shall be entitled to the use of that name.
- (5) A person shall be registered as a fellow if the person satisfies the Council that for the next 5 years preceding the date of application in that behalf, he has been fit and proper person and has, in addition to being:

- (a) a holder of an approved academic qualification, been in continuous practice as a Statistician or in partnership with other Statisticians;
 - (b) for the period of not less than 10 years immediately preceding the date of application for such enrolment (the period of membership of the association, in the discretion of the Council, counting in that behalf) he has been enrolled as associate, or qualified to be so enrolled whether in practice as a Statistician or not and is otherwise a fit and proper person.
- (6) A person shall be registered as an associate if the person satisfies the Council that he has passed examinations prescribed or accepted by the Institute and is otherwise a fit and proper person to be enrolled in the register.
- (7) Where a person is registered, as the case may be in the Institute, he shall be entitled to the use of such letters after his name as may be authorized by the Council as:
- (a) a fellow;
 - (b) an associate; or
 - (c) a registered Statistician, and shall, when enrolled or registered, receive a certificate in such form as the Council may approve (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Election of President and Vice-President of the Institute.

- (1) There shall be a President and a Vice-President of the Institute who, subject to the provisions of section 3 and the First Schedule to this Bill, shall be elected by the members of the Institute and hold office each for a term of 2 years from the date of election.
- (2) The President shall be the Chairman at all meetings of the Institute and, in his absence, the Vice President shall act on his behalf.
- (3) In the event of death, incapacity, resignation or inability for any reason of the President, the Vice-President shall act in his stead for the unexpired period of the term of office, or as the case may require, and references in this Bill to the President shall be construed accordingly.
- (4) The President and Vice-President shall be Chairman and Vice-Chairman of the Council respectively under this Bill.
- (5) If the President or Vice-President ceases to be a member of the Institute, he shall cease to hold any of the offices designated under this section and shall cease to enjoy any privileges related to that office (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Establishment of Governing Council and functions.

- (1) There is established for the Institute a Governing body (in this Bill referred to as "the Council") charged with the responsibility for the administration and general management of the Institute.
- (2) The Council shall consist of the:
 - (a) Minister in charge of Education or his representative;
 - (b) Minister in charge of National Planning Commission or his representative;
 - (c) Head of Service of the Federation or his representative;
 - (d) Governor of the Central Bank of Nigeria or his representative;
 - (e) Statistician General of the Federation or his representative;
 - (f) Chairman, National Population Commission or his representative;
 - (g) 8 persons elected by the Institute who must be Chartered members; and
 - (h) President and Vice President of the Institute.
- (3) The Council shall consist of a total of 15 persons who shall either be fellow or associate members appointed or elected, as the case may be.

First Schedule.

- (4) Provisions of the First Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and the other matters mentioned therein.
- (5) The Council shall set guidelines for the recruitment, discipline and promotion of staff, approve terms and conditions of service, and benefits of employees of the Institute.
- (6) The remuneration, allowances, and benefits of the President, Vice President, and Council members shall be approved by the General Meeting of the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Fund of the Institute. Cap. C20, LFN, 2004.

- (1) The Council shall establish and maintain a fund, (in this Bill referred to as "the Fund") the management and control of which shall be by the Council, and into which shall be paid all moneys received by the Council including moneys held by the Nigerian Statistical Association incorporated under the Companies and Allied Matters Act (in this Bill, referred to as "the Association") on its ceasing to exist as provided in section 5 of this Bill.
- (2) There shall be defrayed from the Fund:
 - (a) liabilities incurred by or on behalf of the Institute; and

- (b) remuneration, allowances, and benefits of employees of the Institute.
- (3) The Council may invest moneys in the Fund in any security created or issued by or on behalf of the Government of the Federation or in any other securities in Nigeria approved by the Council.
- (4) The Council may borrow money for the purposes of the Institute if the need arises, and any interest payable on such moneys so borrowed, shall be paid out of the Fund.
- (5) The Council shall keep proper accounts on behalf of the Institute in respect of each financial year and proper records in relation to those accounts and the Council shall cause the accounts to be audited by an auditor appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation.
- (6) When audited, the accounts shall be submitted to the members of the Institute for approval at the next Annual General Meeting.
- (7) The Auditor, appointed for the purposes of this section shall not be a member of the Council (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Clause 5: Transfer to the Institute of certain assets and liabilities.

- (1) On the commencement of this Bill:
 - (a) all property held immediately before that day by or on behalf of the Association shall, by virtue of this subsection, vest in the Institute and be held by it for the purpose of the Institute;
 - (b) the Association shall cease to exist; and
 - (c) subject to subsection (2) of this section, any act, matter or thing made or done by the Association shall cease to have effect.

Second Schedule.

- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to matters arising from the transfer by this section to the Institute, property of the Association and, with respect to the other matters mentioned in that Schedule (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

PART II — THE REGISTRAR AND THE REGISTER

Clause 6: Appointment of Registrar, and preparation of the register.

- (1) The Council shall appoint a fit and proper person to be the Registrar for the purpose of this Bill, and such other persons as the Institute may from time to time deem necessary.
- (2) The Registrar shall prepare and maintain, in accordance with the rules made by the Council, a register of the names, addresses and approved qualifications and, such other particulars as may be specified in the rules, of

all persons who are entitled in accordance with the provisions of this Bill to be enrolled as fellows or as associates, or registered as registered Statisticians and, who in the manner prescribed by such rules, apply to be registered.

- (3) The register shall be in 3 parts:
 - (a) fellows;
 - (b) associates; and
 - (c) registered Statisticians.
- (4) Subject to the provisions of this section, the Council shall make rules to:
 - (a) regulate the making of application for enrolment or registration as the case may be and provide for the evidence to be produced in support of applications;
 - (b) provide for the notification to the Registrar, by the persons to whom any registered particulars relating to any change in those particulars;
 - (c) authorize a registered person to have any qualification which is, in relation to the relevant division of the profession, either an approved qualification or an accepted qualification for the purposes of this Bill, registered in relation to his name in addition to or, as he may elect, in substituting for any other qualifications so registered;
 - (d) specify the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the register and, authorize the Registrar to refuse to enter a name on the register until any fee specified for the entry has been paid; and
 - (e) specify any requirement provided for in this section.
- (5) Rules made for the purposes of subsection 4 (d) of this section shall not come into force until they are confirmed at a special meeting of the Institute convened for the purpose thereafter, or at the next annual general meeting, as the case may be (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Duties of the Registrar.

- (1) The Registrar shall:
 - (a) correct, in accordance with the Council's directions any entry in the register which the Council directs him to correct as being in the Council's opinion, an entry which was incorrectly made;
 - (b) make from time to time any necessary alterations in the registered particulars of registered persons;
 - (c) remove from the register the name of any registered person who has died; and

- (d) record the names of members of the Institute who are in default in payment of annual subscriptions and where such members continue to default in payment for more than 6 months:
 - (i) such defaulting members shall be advised in writing to fulfil their obligations within 3 months, and
 - (ii) upon the expiration of the 3 months period in question, and of a second similar three months and receive no payment or response, to take such action in relation thereto (including removal of the names of defaulters from the register) as the Council may direct or require.
- (2) Where the Registrar:
 - (a) sends by post to any registered person, a registered letter addressed to him at his address on the register enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within the period of 6 months from the date of posting it; and
 - (b) upon the expiration of the period sends in the like manner to the person in question a second similar letter and receives no reply to that letter within 3 months from the date of posting it, the Registrar may remove the particulars relating to the person in question from the register, and the Council may direct the Registrar to restore to the appropriate part of the register any particulars removed there from under this subsection (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Clause 8: Publication of register and list of corrections.

- (1) The Registrar shall:
 - (a) cause the register to be printed, published and put on sale to members of the public not later than 2 years from the appointed day; and
 - (b) every 2 years after that in which the register is first published under paragraph (a) of this subsection, cause to be printed, published and put on sale as aforesaid either a corrected edition of the register or a list of alterations made to the register since it was last printed; and
 - (c) cause a print of each edition of the register and of each list of corrections to be deposited at the principal office of the Institute, the Council shall keep the register and lists so deposited available at all reasonable times for inspection by members of the public.
- (2) A document purporting to be a print of an edition of the register published under this section by authority of the Registrar, or documents purporting to be prints of 3 edition of the register so published and of a list of corrections to that editions published, shall (without prejudice to any other mode of proof) be admissible in are proceedings as evidence that any person specified in the document, or the document read together, as being registered was so registered at the date of the edition or of the list of corrections, as the case may be, and that any person not so specified was) so registered.

- (3) Where in accordance with subsection (2) of this section a person is, in

proceeding, shown to have been or not to have been, registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having at all material times thereafter continued to be, or not to be, so registered (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Clause 9: Registration of Chartered Statisticians.

- (1) Subject to section 13 of this Bill and to rules made under section 6 of this Bill, a person shall be entitled to be registered as a Chartered Statistician if he:
 - (a) passes the qualifying examination for membership conducted by the Council under the Act and completes the practical training prescribed;
 - (b) holds a qualification granted inside or outside Nigeria and for the time being accepted by the Institute and, if the Council so requires; or
 - (c) satisfies the Council that he has had sufficient practical experience as a Statistician.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:
 - (a) is of good character and high integrity;
 - (b) has attained the age of 21 years; and
 - (c) has not been convicted in Nigeria or elsewhere of an offence involving fraud, dishonesty or gross misconduct.
- (3) The Council may in its sole direction provisionally accept a qualification produced in respect of an application for registration under this section or, direct that the application be renewed within such period as may be specified in the direction.
- (4) An entry directed to be made in the register under subsection (3) of this section shall show that registration is provisional, and no entry so made shall be converted to full registration without the consent of the Council signified In writing in that behalf.
- (5) The Council shall from time to time publish in the Federal Gazette particulars of qualifications for the time being acceptable for enrolment or registration by the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Approval of qualifications, etc.

- (1) The Council may approve any relevant qualification for the purposes of this Bill, and may, for those purposes, approve a:

- (a) course of training at any approved institution which is intended for persons who are seeking to become or are already Chartered Statisticians and which the Council considers is designed to confer on persons completing it sufficient knowledge and skill for admission to the Institute; and

- (b) relevant qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating in the opinion of the members of the Council that the candidates have sufficient knowledge and skill to practice Statistics.
- (2) The Council may, if it deems fit, withdraw any approval given under this section in respect of any course, qualification or institution but, before withdrawing such an approval, the Council shall:
 - (a) give notice that it proposes to do so to reach each person in Nigeria appearing to the Council to be a person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each such person an opportunity of making to the Council, representations with regard to the proposal; and
 - (c) take into consideration any representation made as respects the proposal in pursuance of paragraph (b) of this subsection.
- (3) With regard to the period during which the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall be treated as approved under this section but the withdrawal of such an approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval was registered or eligible for registration (either unconditionally or subject to his obtaining a certificate or experience) immediately before the approval was withdrawn.
- (4) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument, and the Council shall:
 - (a) publish a copy of every such instrument in the Federal Gazette; and
 - (b) not later than 7 days before its publication, send a copy of the instrument to the Minister for execution (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Clause 11: Supervision on instruction, etc.

- (1) The Council shall keep itself informed of the nature of the:
 - (a) instruction given at all approved institutions to persons attending approved courses of training; and

- (b) examinations as a result of which approved qualifications are granted.
- (2) For the purpose of performing the duty provided in subsection (1) of this section, the Council may appoint a committee either from among its own members or otherwise, to visit approved institutions, or to observe such examinations.
- (3) The committee set-up under subsection (2) of this section shall report to the Council:
 - (a) the adequacy of instruction given to persons attending approved courses of training at institutions visited;
 - (b) the adequacy of the examinations attended; and
 - (c) any other matter relating to the institutions or examinations on which the Council may, either generally or in a particular case, request it to report.
- (4) No member of the committee shall interfere with the giving of any instruction or the holding of any examination.
- (5) On receipt of a report made under this section, the Council may, if it deems fit, and shall, if so required by the Institute, send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examinations to which the report relates requesting that person to make observation on the report to the Council within such period as may be specified in the request, not being less than 1 month beginning with the date of the request (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

PART III — PROFESSIONAL DISCIPLINE

Clause 12: Establishment of Disciplinary Tribunal and Investigating Panel.

- (1) There is established the Statisticians Disciplinary Tribunal (in this Bill referred to as "the Tribunal"), which shall be charged with the duty of considering and determining any case referred to it by the Panel established under subsection (3) of this section.
- (2) The Tribunal shall consist of the Chairman of the Council and 6 other members of the Council appointed by the Council.
- (3) There is established the Statisticians Investigating Panel (in this Bill referred to as "the Panel"), which shall:
 - (a) conduct a preliminary investigation into any case where it is alleged that a member has misbehaved in his capacity as a Statistician, or should for any other reason be the subject of proceedings before the Tribunal; and
 - (b) decides whether the case should be referred to the Tribunal.

- (4) The Panel shall be appointed by the Council and shall consist of 5 members, 3 of which shall be members of the Council and 2 Chartered Statisticians who are not members of the Council.
- (5) The provisions of the Third Schedule to this Bill shall, so far as they are applicable to the Tribunal and Panel respectively, have effect with respect to those bodies.
- (6) The Council may make rules not inconsistent with this Bill as to acts, which constitute professional misconduct (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Penalties for unprofessional conduct, etc.

- (1) Where:
 - (a) a member is judged by the Tribunal to be guilty of infamous conduct in any professional respect,
 - (b) a member is convicted, by any court of competent jurisdiction in Nigeria or elsewhere of an offence (whether or not punishable with imprisonment) which in the opinion of the Tribunal is incompatible with the status of a Statistician, or
 - (c) the Tribunal is satisfied that the name of any person has been fraudulently enrolled or registered, the Tribunal may, if it thinks fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Tribunal may, if it deems fit, defer or further defer its decision as to the giving of a direction under subsection (1) of this section until a subsequent meeting of the Tribunal, but no:
 - (a) decision shall be deferred under this subsection for a period exceeding 2 years in the aggregate; and
 - (b) person shall be a member of the Tribunal for the purpose of reaching a decision which has been deferred or further deferred unless he was present as a member of the Tribunal when the decision was deferred.
- (3) For the purpose of subsection (1) of this section, a person shall not be treated as a convict unless the conviction stands at a time when no appeal or further appeal is pending or may (without extension of time) be brought in connection with the conviction.
- (4) When the Tribunal gives a direction under subsection (1) of this section, the Tribunal shall cause notice of the direction to be served on the person to whom it relates.
- (5) The person to whom such a direction relates may, at any time within 28 days from the date of serving on him of notice of the direction, appeal against the direction to the Federal High Court.

- (6) The Tribunal may appear as respondent to the appeal and, for the purpose of enabling directions to be given as to the costs of the appeal and of proceedings before the Tribunal, the Tribunal shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.
- (7) A direction of the Tribunal under subsection (1) of this section shall take effect where:
 - (a) no appeal under this section is brought against the direction within the time limited for such an appeal, on the expiration of that time;
 - (b) an appeal is brought and is withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal; or
 - (c) an appeal is brought and is not withdrawn or struck out as aforesaid if and when the appeal is dismissed.
- (8) A person whose name is removed from the register in pursuance of a direction of the Tribunal under this section is not entitled to be registered again except in pursuance of a direction in that behalf given by the Tribunal on the application of that person.
- (9) A direction under this section for the removal of a person's name from the register may prohibit an application under subsection (7) of this section by that person until the expiration of such period from the date of the direction (and where he has duly made such an application, from the date of his last application) or as may be specified in the direction (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

PART IV — GENERAL AND MISCELLANEOUS

Clause 14: Application of Act to unregistered persons.

A person, not being a member of the Association, who, but for this Bill, would have been qualified to apply for and obtain membership of the Association, may within the period of 3 months beginning with the commencement day, apply for membership of the Institute in such manner as may be prescribed by rules made by the Council and if approved, he shall be registered, as the case may be, according to his qualification (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: When a person is deemed to practice a Statistician.

- (1) Subject to the provisions of subsection (3) of this section, a person shall be deemed to practise as a Statistician if, in consideration of remuneration received or to be received, and whether by himself or in partnership with any other person, he:
 - (a) engages himself in the practice of Statistics or holds himself out to the public as a Statistician;
 - (b) offers to perform or performs any service involving statistical consultancy; or

- (c) renders any other service, which may, by regulations made by the

Council, be designated as service constituting practice as a Statistician.

- (2) All Members in practice shall register their firms with the Institute.
- (3) Nothing in this section shall be construed to apply to persons who, while in the employment of any government or person, are required under the terms or in the course of such employment, to perform the duties of a Statistician or any of them (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Clause 16: Rules as to articles, practicing fees, etc.

- (1) The Council may make rules for:
 - (a) training with Chartered Statisticians of suitable persons in statistical methods and practice;
 - (b) supervision and regulation of the engagement, training and transfer of such persons;
 - (c) provision of articles;
 - (d) prescribing the amount and due date for payment of the annual subscription and annual renewal of studentship and for such purpose different amounts may be prescribed by the rules according as the member of the Institute is a fellow, an associate or a registered Statistician and according as the fellow or the associate is in practice as a Statistician or not;
 - (e) prescribing the form of license to practice, to be issued annually or, if the Council deems fit, by endorsement on an existing licence;
 - (f) restricting the right to practice as a Statistician in default of payment of the amount of the annual subscription where the default continues for longer than such period as may be prescribed by the rules;
 - (g) restricting the right to practice as a Statistician if the qualification granted outside Nigeria does not entitle the holder to practice as a Statistician; and
 - (h) prescribing the period of practical training in the office of a chartered statistician in practice to be completed before a person qualifies for enrolment or a license to practice as a statistician.
- (2) Rules when made shall, if the Chairman of the Council so directs, be published in the Federal Gazette (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Provision of Library facilities, etc.

The Institute shall:

- (a) provide and maintain a library comprising of books and publications for the advancement of knowledge of Statistics, and such other books and publications as the Council may think necessary for that purpose; and
- (b) encourage research into statistics and allied subjects to the extent that the Council may, from time to time, consider necessary (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Regulations.

- (1) Any regulation made under this Bill shall be published in the Federal Gazette as soon as may be after they are made.
- (2) Rules made for the purpose of this Bill shall be subject to confirmation by the Institute at its next annual general meeting or at any special meeting of the Institute convened for the purpose, and if then annulled shall cease to have effect on the day after the date of annulment, but without prejudice to anything done in pursuance or intended pursuance of any such rules (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Offences and penalties.

- (1) Where a person, for the purpose of procuring the registration of any name, qualification or other matters:
 - (a) makes a statement which he believes to be false in a material particular; or
 - (b) recklessly makes a statement which is false in a material particular, he commits an offence.
- (2) Where, on or after the relevant date, a person, not being a member of the Institute, practises as a Statistician for, or in expectation of reward, takes or uses any name, title, addition or description implying that he is in practice as a Statistician, he commits an offence:

Provided that, in the case of a person falling within section 13 of this Bill:

- (a) this subsection does not apply in respect of anything done by him during the period of 3 months mentioned in that section; and
 - (b) if within that period he duly applies for membership of the Institute, then, unless within that period he is notified that his application has not been approved, this subsection does not apply in respect of anything done by him between the end of that period and the date on which he is enrolled or registered or is notified.
- (3) Where, on or after the relevant date, a registered Statistician holds himself out as a Chartered Statistician or takes or uses any name, title, addition or description implying that he is a Chartered Statistician, he commits an offence.

- (4) Where the Registrar or any other person employed by or on behalf of the Institute wilfully makes any falsification in any matter relating to the register, he commits an offence.
- (5) A person who commits an offence under this section is liable on:
 - (a) summary conviction, to a fine not exceeding ₦100,000 or to imprisonment for a term not exceeding 5 years, or to both; and
 - (b) conviction, to a fine not exceeding ₦50,000 or to imprisonment for a term not exceeding 2 years, or both.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he as well as the body corporate, is deemed to be guilty of that offence and is liable to be proceeded against and punished accordingly.
- (7) In this section, "the relevant date" means the third anniversary of the appointed day or such earlier date as may be prescribed and published in the Federal Gazette, and for the purposes of this section, different dates may be prescribed for different geo-political zones within the meaning of the Constitution of the Federal Republic of Nigeria (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Clause 20: Interpretation.

In this Bill:

"Association" means the Nigerian Statistical Association (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the word "Association" be as defined in the interpretation to this Bill — Agreed to.

"Chartered Statistician" means a Statistician registered as a fellow or associate of the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the words "Chartered Statistician" be as defined in the interpretation to this Bill — Agreed to.

"Commencement day" means the day this Bill comes into force (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the words "Commencement day" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Council established as the governing body of the Institute under section 3 (1) of this Bill (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"enrolled", in relation to a fellow or an associate, means registered in the part of the register relating to fellows or associates, as the case may be (*Hon. Muhammed Umar*

Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the word “enrolled” be as defined in the interpretation to this Bill — **Agreed to.***

"fees" includes annual subscriptions (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the word “fees” be as defined in the interpretation to this Bill — **Agreed to.***

"infamous conduct" means any act or omission, which are inconsistent with the code of conduct for members or which may be reasonably construed to be shameful or disgraceful (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the words “infamous conduct” be as defined in the interpretation to this Bill — **Agreed to.***

"Institute" means the Chartered Institute of Statisticians of Nigeria established under section 1 (1) of this Bill (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the word “Institute” be as defined in the interpretation to this Bill — **Agreed to.***

"member" means a member of the Institute (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the word “member” be as defined in the interpretation to this Bill — **Agreed to.***

"members in practice” means members of the Institute who engage in any statistical practice (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the words “members in practice” be as defined in the interpretation to this Bill — **Agreed to.***

"Minister” means the Minister of the Government of the Federation charged with the responsibility for national planning and education (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the word “Minister” be as defined in the interpretation to this Bill — **Agreed to.***

"professional misconduct" means any dishonest act or attempt to subvert the course of the statistical profession by the use of deceptive or reprehensible method whether deliberate or not (Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency).

*Question that the meaning of the words “professional misconduct” be as defined in the interpretation to this Bill — **Agreed to.***

"panel" means the Investigatory Panel established under section 12 (3) of this Bill (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the word "panel" be as defined in the interpretation to this Bill — Agreed to.

"President" and "Vice-President" mean respectively the office-holders under those names in the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the words "President" and "Vice- President" be as defined in the interpretation to this Bill — Agreed to.

"register" means the register maintained in pursuance of section 6 of this Bill (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the word "register" be as defined in the interpretation to this Bill — Agreed to.

"registered Statistician" means a member of the Institute who is not a fellow or an associate member (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the words "registered statistician" be as defined in the interpretation to this Bill — Agreed to.

"Tribunal" means the Disciplinary Tribunal established under section 12 (1) of this Bill (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the meaning of the word "Tribunal" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Citation.

This Bill may be cited as the Chartered Institute of Statisticians of Nigeria (Establishment) Bill, 2021 (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 2 (1) and 3 (4)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualification and Tenure of Office of Members

1. (1) The President and Vice President of the Institute shall hold office for a period of 2 years.

- (2) Subject to the provisions of this paragraph, a member of the Council shall hold office for a period of 3 years, provided that at the first election of Council members 4 of which score the least votes, shall be elected for a term of 2 years beginning with the date of their election but in the event of ties, a second voting shall be held.
- (3) A member of the Institute who ceases to be a member shall, if he is also a member of the Council, cease to hold office on the Council.
- (4) A member may, by notice in writing under his hand addressed to the President, resign his office.
- (5) Elections to the Council shall be held in such manner as may be prescribed by rules made by the Council and, until so prescribed, they shall be decided by a show of hands.
- (6) Where, for any reason, an elected member vacates office, a new member shall be elected at the next general meeting of the Institute who shall serve for a term of 3 years.

Powers of Council

2. (1) The Council shall have power to take certain actions which in its opinion is calculated to facilitate the carrying on of the activities of the Institute.
- (2) Subject to the provisions of this Bill, the Council may, in the name of the institute, make standing orders regulating the proceedings of the Institute, Council, or any of the Institute's Committees.
- (3) The standing orders shall provide for decision to be taken by a majority of the members and, in the event of equality of votes, the President or the Chairman, as the case may be, shall have a second or casting vote.
- (4) The standing orders made for a Committee shall provide that the Committee reports back to the Council on any matter not within its competence to decide.
- (5) The quorum of the Council shall be 5 and the quorum of a Committee of the Council shall be determined by the Council.

Meetings of the Institute

3. (1) The Council shall convene the annual general meetings of the Institute on such days as the Council may from time to time appoint, and if the meeting is not held within 1 year after the previous annual meeting, not more than 15 months shall elapse between the respective dates of the 2 meetings.
- (2) A special meeting of the Institute may be convened by the Council at any time and if not less than 10% of members of the Institute require it by notice in writing addressed to the Registrar of the Institute setting out the objects of the proposed meeting, the Chairman of the Council shall convene special meeting of the Institute.
- (3) The quorum of any general meeting of the Institute shall be 10% of members, and that of any special meeting of the Institute shall be 10% of members.

Meetings of the Council

4. (1) Subject to the provisions of any standing orders of the Council, the Council shall meet whenever it is summoned by the Chairman, and if the Chairman is required to do so by notice in writing given to him by not less than 5 other members, he shall summon a meeting of the Council to be held within 7 days from the date on which the notice is given.
- (2) At any meeting of the Council, the President, or in his absence, the Vice-President shall preside, but if both are absent, the members present shall appoint one of them to preside at that meeting.
- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit, but a person who is a member by virtue of this subparagraph is not entitled to vote at any meeting of the Council, and shall not count towards a quorum.

Committees

5. (1) The Council may appoint one or more Committees to carry out on behalf of the Institute or of the Council; such functions as the Council may determine.
- (2) A Committee appointed under this paragraph shall consist of the number of persons determined by the Council, of whom not more than one-third shall be persons who are not members of the Council, and a person other than a member of the Council shall hold office on the Committee in accordance with the terms of the instrument by which he is appointed.
- (3) A decision of a Committee of the Council shall be of no effect until it is confirmed by the Council.

Miscellaneous

6. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President or of some other member of the Council authorized generally or specially by the Institute to act for that purpose.
- (2) A contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or of the Council as the case may require, by any person generally or specially authorized to act for that purpose by the Council.
- (3) A document purporting to be a document duly executed under the seal of the Institute shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (4) The validity of any proceeding of the Institute, Council or a Committee of the Council shall not be affected by:
 - (a) any vacancy in membership;
 - (b) any defect in the appointment of a member of the Institute, or Council or a person to serve on the Committee; or
 - (c) reason that a person not entitled to do so took part in the proceedings.

- (5) Any member of the Institute, or 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 on behalf of the Institute or, on behalf of the Councillor a Committee thereof, shall forthwith disclose his interest to the President or to the Council, as the case may be, 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 Institute, be required to disclose any interest relating solely to the audit of the accounts of the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

TRANSITIONAL PROVISIONS AS TO ASSETS AND LIABILITIES

Transfer of Assets and Liabilities

Section 5 (2)

1. (1) Every agreement to which the Association was a party immediately before the appointed day, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations there under could be assigned by the Association, shall, unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by this subparagraph, have effect from the appointed day so far as it relates to property transferred by this Bill to the Institute as :
 - (a) if the Institute had been a party to the agreement;
 - (b) for any reference (however worded and whether express or implied) to the Association that were substituted, as respects anything failing to be done on or after the appointed day, a reference to the Institute; and
 - (c) for any reference (however worded and whether express or implied) to a member or members of the Council of the Association or an officer of the Association that were substituted, in respect of anything failing to be done on or after the appointed day, a reference to a member or members of the Council under this Bill or the officer of the Association who corresponds as nearly as may be to the member or officer in question of the Association.
- (2) Other documents which refer, whether specially or generally, to the Association shall be construed in accordance with subparagraph (1) of this paragraph so far as applicable.
- (3) Without prejudice to the generality of the provisions of this Schedule, where, by the operation of any of them or of section 5 of this Bill, any right, liability or obligation vests in the Institute, the Institute and all other persons shall, as from the appointed day, have the same rights, powers and remedies (and in particular, the same rights as to the taking or resisting of legal proceedings or the making or resisting of applications to any authority) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the Institute (4) Any legal proceeding or application to any authority pending on the appointed day by or against the Association and relating to

assets and liabilities transferred by this Bill to the Institute may be continued on or after that day by or against the Institute.

- (5) Where the law in force at the place where any asset and liability transferred by this Bill is situate provides for the registration of transfers of assets and liabilities of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees or any other matter) apply with the necessary modifications to the transfer of the property mentioned and, it is the duty of the court to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and the officer shall register the transfer accordingly.

Transfer of Functions, etc.

2. (1) At its first meeting, the Council shall fix a date (not later than 6 months after the appointed day) for the Annual General Meeting of the Institute.
- (2) The members of the Council of the Association shall be deemed to be the members of the Council of the Institute until the date determined under this subparagraph when the Institute shall have its first Annual General Meeting, and they shall cease to hold office at the conclusion of such meeting.
- (3) A person who, immediately before the appointed day, held office as the President or Vice-President of the Council of the Association by virtue of the articles of the Association shall on that day become the President or, as the case may be, the Vice-President of the Institute, and shall be deemed to have been an appointed:
 - (a) to that office under this Bill corresponding to the relevant provision in the said articles of the Association; and
 - (b) on the date on which he took office, or last resumed office, under of the relevant provision of these articles.
- (4) The members of the Association shall, from the appointed day, be registered as members of the Institute, and, without prejudice to the generality of the provisions of this Schedule relating to the transfer of property, any person who, immediately before the appointed day, was a member of the staff of the Association, shall on that day become the holder of an appointment with the institute with the status, designation and functions which correspond as nearly as may be to those which pertained to him in his capacity as a member of that staff.
- (5) A person being an office-holder on, or member of, the Council of the Association immediately before the appointed day and deemed under this paragraph to have been appointed to any like position in the Institute, or on the Council, and thereafter ceasing to hold office otherwise than by reason of his misconduct, is eligible for appointment to office in the Institute or to membership of the Council, as the case may be.
- (6) All regulations, rules and similar instruments made for the purposes of the Association and in force immediately before the appointed day shall, except in so far as they are subsequently revoked or amended by any authority having power in that behalf, shall take effect, with any necessary modification, as if duly made for the corresponding purposes of the Institute (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY
TRIBUNAL AND INVESTIGATING PANEL OF THE TRIBUNAL

The Tribunal

1. The quorum of the Tribunal shall be 6 persons of whom at least 3 shall be Statisticians.
2.
 - (1) The Attorney-General of the Federation may make rules as to the selection of the members of the Tribunal for the purposes of any proceeding and as to the procedure to be followed and the rules of evidence to be observed in proceedings before the Tribunal.
 - (2) The rules shall, in particular provide:
 - (a) for securing that notice of the proceedings shall be given, at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
 - (b) for determining who, in addition to the person mentioned, shall be party to the proceedings;
 - (c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Tribunal;
 - (d) for enabling any party to the proceedings to be represented by a legal practitioner;
 - (e) subject to the provisions of section 12 (5) of this Bill, as to the costs of proceedings before the Tribunal;
 - (f) for requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Tribunal adjudges that the allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates;
 - (g) for publication, in the Federal Gazette, of notice of any directive of the Tribunal, which has taken effect provided that a person's name shall be struck off the register.
3. For the purposes of any proceeding before the Tribunal, any member of the Tribunal may administer Oaths and any party to the proceedings may issue out of the registry of the Court of Appeal writs of *subpoena ad testificandum* and *duces tecum*, but no person appearing before the tribunal shall be compelled to:
 - (a) make any statement before the Tribunal tending to incriminate himself; or
 - (b) produce any document under such a writ which he could not be compelled to produce at the trial of an action.

4. (1) For the purpose of advising the Tribunal on question of law arising in the proceedings before it, there shall, in all such proceedings, be an assessor to the Tribunal who shall be appointed by the Council on the nomination of the Attorney-General of the Federation and shall be a legal practitioner of not less than 7 years standing.
- (2) The Attorney-General of the Federation shall make rules as to the functions of assessors appointed under this paragraph, and in particular such rules shall contain provisions for securing that:
 - (a) where an assessor advises the Tribunal on any question of law as to evidence, procedure or any other matter specified by the rules, he shall do so in the presence of every party or person representing a party to the proceedings who appears thereat or, if the advice is tendered while the Tribunal is deliberating in private, that every such party or person as mentioned shall be informed about what advice the assessor has tendered; and
 - (b) every such party or person shall be informed if in any case the Tribunal does not accept the advice of the assessor on such a question as mentioned.
- (3) An assessor may be appointed under this paragraph either generally or for any particular proceedings or class of proceedings, and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.

The Panel

5. The quorum of the Panel shall be 3 of whom at least 1 shall be a Statistician.
6. (1) The Panel may, at any meeting of the Panel attended by all the members of the Panel, make standing orders with respect to the Panel.
- (2) Subject to the provisions of any standing order, the Panel may regulate its own procedure.

Miscellaneous

7. (1) A person ceasing to be a member of the Tribunal or Panel is eligible for reappointment as a member of that body.
- (2) A person may, if otherwise eligible, be a member of both the Tribunal and Panel, but no person who acted as a member of the Panel with respect to any case shall act as a member of the Tribunal with respect to such case.
8. The Tribunal or Panel may act notwithstanding any vacancy in its membership and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body, or (subject to paragraph 7 (2); this Schedule) by reason of the fact that any person who was not entitled to do so took part in the proceedings of that body.
9. Any document authorized or required by virtue of this Bill to be served on the Tribunal or Panel shall be served on the Registrar appointed under section 6 of this Bill.
10. Any expenses of the Tribunal or Panel shall be defrayed by the Institute.

SUBSIDIARY LEGISLATION

List of Subsidiary Legislation

1. Chartered Statisticians (Disciplinary Tribunal and Assessors Rules)
2. A party to the proceedings before a Tribunal who fails to appear or be represented may apply within 1 month after the date when the pronouncement of the findings and directions of the Tribunal were given, for a rehearing on the ground of want of notice or other good and sufficient reason, and the Tribunal, in appropriate cases, may grant the application upon such terms as to costs or otherwise as it deems fit.
3. The Tribunal may, in the course of its proceedings, hear witnesses and receive documentary evidence necessary in its opinion to assist it in arriving at a conclusion as to the truth or otherwise of the allegation of misconduct in the complaint referred to it by the Panel, and in the application of this rule, the provisions of the Evidence Act or Law in force in the State where the Tribunal is sitting shall apply to such proceedings.
4. If in the course of the proceedings it appears to the Tribunal that the complaint before it requires to be amended in any respect, the Tribunal may, on such terms as it deems fit, allow the amendment to be made and the complaint as so amended shall subsequently, be dealt with accordingly.
5. Proceedings, a findings and directions of the Tribunal shall be held, and delivered public, unless otherwise directed by the Tribunal.
6. The Tribunal may, of its own motion or upon the application of any party, adjourn the hearing on such terms as to costs or otherwise as the Tribunal may deem fit.
7. If a person willfully gives false evidence on oath before the Tribunal during the course of any proceeding, or willfully makes a false statement in any affidavit sworn for the purpose of any proceeding, the Tribunal may refer the matter to the Attorney-General of the Federation for such action as the Attorney-General may deem fit.
8. If after the hearing, the Tribunal adjudges that the charge of professional misconduct has not been proved, the Tribunal:
 - (a) shall record on findings that the respondent is not guilty of such misconduct in respect of which the charge relates;
 - (b) may, nevertheless order any party (except the complainant) to pay the costs of the proceedings if, having regard to his conduct and to all the circumstances of the case, the Tribunal deems fit so to order.
9. Subject to section 12 (5) of this Bill (which relates inter alia to appeal, any finding or direction given by the Tribunal, is published in the Federal Gazette as soon as may be after the finding or directive takes effect.
10.
 - (1) Notes of proceedings may be taken by any person appointed by the Tribunal and any party appearing at the proceedings is entitled to inspect the transcript when made.
 - (2) The Registrar shall supply to any person entitled to be heard upon an appeal against any finding or directive of the Tribunal, a copy of the transcript of such notes on payment of such charges as may be fixed by the Registrar.

- (3) If, for any reason, a provision is not made for taking of notes, the Chairman shall take notes of the proceedings and the provisions of this rule as to inspection and taking of copies shall apply to any such notes made by the Chairman.
11. The Tribunal may dispense with any requirement of these rules as to notice, affidavits, documents, service or time for doing or omitting anything, in any case where it appears to the Tribunal to be just or expedient to do so and the Tribunal, in any particular case may extend the time for doing anything under these rules.
12. Books and other exhibits produced or used at the hearing shall, unless the Tribunal otherwise directs, be retained by the Registrar until the expiry of the time for filing an appeal against a finding or directive of the Tribunal or, if a notice of any appeal is given, until the hearing and disposal of the appeal.

Assessors

13. (1) An Assessor, when nominated in accordance with paragraph 4 (1) of the Third Schedule to this Bill shall be appointed by the Institute by instrument, and the Assessor shall hold and vacate office as provided in the instrument, and where the appointment is not a general one, it shall have effect only in respect of a particular meeting of the Tribunal.
- (2) Subject to the terms of his appointment, an Assessor shall attend any meeting of the Tribunal as and when requested to do so by notice in writing given to him by the Registrar, not later than 3 days before the date appointed for the meeting, and he shall thereafter advise the Tribunal on question of law.
- (3) The Tribunal shall:
- (a) be the sole judge of facts offered in evidence, but in the event of mixed questions of fact and law, question of law shall be for the Assessor to advise on, in relation to evidence and procedure and matters specified by these rules; and
- (b) confer with the Assessor on the advisability of hearing proceedings in private, unless already so advised in writing by the Attorney- General of the Federation.
- (4) Where advice is rendered by an Assessor to the Tribunal otherwise than in the presence of all parties entering an appearance or as may be of their Counsel, the Assessor shall, as soon as may be thereafter, inform all parties to the proceedings entering an appearance as to the nature of the advice given and the reaction thereto of the Tribunal.

General

14. (1) Expression used in these rules have the same meaning as in the Act.
- (2) Where used in these rules:
- "complainant" means a person or body alleging before the Tribunal professional misconduct against a member of the Institute; and
- "respondent" means the person required to answer to any charge of professional misconduct.

15. These rules may be cited as the Chartered Statisticians (Disciplinary Tribunal and Assessors) Rules (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Question that the provisions of the Third Schedule stand part of the Bill — Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Statisticians of Nigeria to Determine What Standards of Knowledge and Skill are to be Attained by Persons Seeking to Become Members of the Institute, Review Those Standards From Time to Time; and for Related Matters (HB.1120) (*Hon. Muhammed Umar Jega — Aliero/Gwandu/Jega Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chartered Institute of Statisticians of Nigeria to Determine What Standards of Knowledge and Skill are to be Attained by Persons seeking to become Members of the Institute, Review those Standards from time to time; and for Related Matters (HB. 1120) and approved Clause 1- 21, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(vii) Committee on Tertiary Education and Services:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Provide for the Establishment of the Federal University of Technology, Asaba, Delta State for the Promotion and Development of Technical Education in Nigeria and make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB. 721)”(*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT
OF THE FEDERAL UNIVERSITY OF TECHNOLOGY, ASABA,
DELTA STATE FOR THE PROMOTION AND DEVELOPMENT OF
TECHNICAL EDUCATION IN NIGERIA AND MAKE COMPREHENSIVE
PROVISIONS FOR DUE MANAGEMENT AND ADMINISTRATION;
AND FOR RELATED MATTERS (HB. 721)

PART I — ESTABLISHMENT, COMPOSITION AND FUNCTIONS OF THE
FEDERAL UNIVERSITY OF TECHNOLOGY, ASABA, DELTA STATE

Committee Recommendation:**Clause 1: Establishment and objectives of Federal University of Technology, Asaba, Delta State.**

- (1) There is hereby established the Federal University of Technology, Asaba, Delta State (in this Bill referred to as "the University").
- (2) The University:
 - (a) is a body corporate with perpetual succession, and a common seal; and
 - (b) may sue or be sued in its corporate name.
- (3) The University is a training institution for the development of Technical education in the country.
- (4) The University shall be supervised by the Federal Ministry of Education through the National Universities Commission (NUC) which is responsible for approving and regulating all academic programmes run in the University, to ensure quality compliance and provide funds for academic and research programmes, infrastructures and remunerations of employees.
- (5) The objectives of the University are to:
 - (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction;
 - (b) develop and offer academic and professional programmes leading to the award of certificates, first degrees, post-graduate diploma and higher degrees with emphasis on planning, developmental and adaptive skills in education, technology, applied science, agriculture, commerce, arts, social science, humanities, management and allied professional disciplines;
 - (c) produce socially mature experts in education with capabilities not to only understand educational needs of Nigeria as a nation, but also to exploit existing educational infrastructure and improve on it to develop new ones;
 - (d) act as agents and catalysts for effective educational system, through post graduate training, research and innovation for effective economic utilisation and conservation of the country's human resources;
 - (e) bring quality change in education by focusing on Technical education through teaching and learning innovations;
 - (f) collaborate with other national and international institutions involved in training, research and development of education with a view to promoting governance, leadership and management skills among educational managers;
 - (g) identify educational needs of the society with a view to finding solutions to them within the context of overall national development;

- (h) provide and promote sound basic education training as a foundation for the development of Nigeria, taking into account indigenous culture and the need to enhance national unity;
- (i) provide higher education and foster a systematic advancement of the science and art of Technical education;
- (j) provide for instruction in such branches of Technical education as it may deem necessary to make provision for research advancement and dissemination of knowledge in such manner as it may determine;
- (k) provide Technicals with operational competence for teaching in pre-tertiary institutions, basic, senior secondary schools and non-formal educational institutions; and
- (l) undertake any other activity that is appropriate for a university of education of the highest standard (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 2: Composition of the University.

- (1) The University shall consist of:
 - (a) a Chancellor;
 - (b) a Pro-Chancellor and a Council;
 - (c) a Vice-Chancellor and a Senate;
 - (d) a Congregation;
 - (e) a Convocation;
 - (f) the campuses and colleges of the University;
 - (g) the colleges, institutes and other teaching and research units of the University;

First Schedule.

- (h) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) - (c);
 - (i) all graduates and undergraduates of the University; and
 - (j) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the principal officers of the University.
 - (3) Subject to section 5, provisions shall be made by Statute with respect to the constitution of the Council, the Senate, Congregation and Convocation (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 3: Powers of the University.

- (1) For the attainment of its objectives as specified in section 1 (5), the University has powers to:
 - (a) offer courses of instruction, training and research in education and allied areas for the production of quality and skilled Technicals required to teach at lower, middle and higher levels of education in Nigeria in particular and the world at large;
 - (b) establish such colleges, campuses, institutes, schools, departments and other teaching and research units within the University as may be deemed necessary or desirable subject to the approval of National Universities Commission;
 - (c) institute professorships, readerships, associate professorships, lectureships, and other posts and offices and to make appointments to those post and offices;
 - (d) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - (e) provide for the discipline and welfare of members of the University;
 - (f) hold examinations and grant degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
 - (g) grant honorary degrees, fellowships or academic titles;
 - (h) demand and receive from any student or any other person attending the University for the purposes of instruction, such fees as the University may determine subject to the overall directives of the Minister;
 - (i) subject to section 20, acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever it is situate;
 - (j) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attached;
 - (k) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ or act through agents;
 - (l) erect, provide, equip and maintain libraries, laboratories, workshops, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;

- (m) hold public lectures and to undertake printing, publishing and book selling;
 - (n) subject to any limitation or condition imposed by the Statute, to invest money appertaining to the University by way of endowment, not being immediately required for current expenditure in any investment or security or in the purchase or improvement of land, with power, from time to time, to vary such investments and deposit any money for the time being not invested with any bank in a deposit or current account;
 - (o) borrow, whether on interest or not and if need be upon the security of any or all of the property, movable or immovable, of the University, such money as the Council may find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
 - (p) make gifts for any charitable purpose;
 - (q) do anything which it is authorised or required by this Bill or any Statute to do; and
 - (r) do all such acts or things, whether or not incidental to these powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes and without prejudice to section 7 (2) of this Bill, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in many other manner which may be authorised by the Statute.
- (3) The power of the University to establish additional campuses and colleges within the University shall be exercised in accordance with the Statute (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 4: Functions of Chancellor and Pro-Chancellor.

- (1) The Chancellor shall, in relation to the University, take precedence before all other members of the University and, when he is present, shall preside at all meetings of Convocation held for conferring degrees.
- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University, except the Chancellor and Vice-Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall, when he is present, be the Chairman at all meetings of the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 5: Establishment, composition, tenure and powers of the Council.

- (1) There is established for the university a Governing Council (in this Bill referred to as "the Council").

- (2) The Council shall consist of:
 - (a) the Pro-Chancellor who is appointed by the President on the recommendation of the Minister;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellors;
 - (d) one person from the Federal Ministry responsible for education;
 - (e) four persons appointed by the Senate from among its members;
 - (f) two persons appointed by Congregation from among its members; and
 - (g) one person appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be of proven integrity, knowledgeable and familiar with the affairs and tradition of the University.
- (3) The Council shall have a tenure of four years from the date of its inauguration but where the 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.
- (4) The powers of the Council shall be exercised, as specified in this Bill and, to that extent, establishment circulars that are inconsistent with this Bill shall not apply to the University.
- (5) The Council shall be free in the performance of its functions and discharge of its responsibilities for the good management, growth and development of the University.
- (6) The Council, in the performance of its functions, shall ensure that disbursement of funds of the University complies with the approved budgetary ratio for:
 - (a) personnel cost;
 - (b) overhead cost;
 - (c) research and development;
 - (d) library developments; and
 - (e) the balance in expenditure between academic and non-academic activities (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 6: Functions of the Council and its Finance and General Purpose Committee.

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council is:
 - (a) the governing body of the University; and

- (b) responsible for the general control and superintendence of the policy, finances and property of the University.
- (2) There shall be the Finance and General Purposes Committee which shall, subject to the directions of the Council:
 - (a) exercise control over the property and expenditure of the University; and
 - (b) perform such other functions of the Council as the Council may delegate to it.
- (3) Provisions shall be made by the Statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure that proper accounts of the University are kept and that the accounts of the University are audited annually by an independent firm of auditors approved by the Council and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the Statute, the Council and Finance and General Purposes Committee may each make rules for the purpose of performing their respective functions or of regulating their own procedure.
- (6) Rules made under subsection (5) by the Finance and General Purposes Committee shall not come into effect unless they are approved by the Council, and where the rules made by that Committee conflict with any direction given by the Council, whether before or after the coming into effect of the rules in question, the directions of the Council prevails.
- (7) There shall be paid to the members respectively of the Council, Finance and General Purposes Committee and any other committee set up by the Council allowances in respect of travelling and other reasonable expenses at such rates as may be fixed by the Minister.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill and shall meet at least three times in every year.
- (9) If requested in writing by five members of the Council, the Chairman shall, within 28 days after the receipt of such request, call a meeting of the Council.
- (10) Any request made under subsection (9) shall specify the business to be considered at the meeting, and no business which is not so specified shall be transacted at that meeting (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 7: Functions of the Senate of the University.

- (1) Subject to subsections (3) and (4) and the provisions of this Bill relating to

the Visitor, it shall be the general function of the Senate to organise and control the teaching by the University, the admission of student where no other enactment provides to the contrary, and the discipline of students, and promote research at the University.

- (2) Without prejudice to the generality of subsection (1), it shall in particular be the function of the Senate to make provision for:
 - (a) the establishment, organisation and control of campuses, colleges, schools, institutes and other teaching and research units of the University and the allocation of responsibility for different branches of learning;
 - (b) the organisation and control of courses of study at the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) the award of degrees, and such other qualifications as may be prescribed in connection with examinations held;
 - (d) the making of recommendations to the Council with respect to the award to any person of an honorary fellowship, honorary degree or the title of professor emeritus;
 - (e) the establishment, organisation and control of halls of residence and similar institutions at the University;
 - (f) the supervision of the welfare of students at the University and the regulation of their conduct;
 - (g) the granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determining what descriptions of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, school, department, institute or other teaching and research units of the University, any hall of residence or similar institution at the University without the approval of the Council.
- (4) Subject to this Bill and the Statutes, the Senate may make regulations for the purpose of performing any function conferred on it either by this section or for the purpose of making provision for any matter covered by regulations and is authorised or required by this Bill or by Statute.
- (5) Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study at the University is not a Technical at the University but is a Technical of the branch of learning to which the course relates at some other University of high repute or a person engaged in practicing the profession in a reputable organisation or institution.
- (6) Subject to right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma

or other award of the University which has been conferred upon him if after due enquiry the person is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 8: Functions of the Vice-Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and subject to section 4 except the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to sections 6, 7 and 14, the Vice-Chancellor shall:
 - (a) have the general function, in addition to any other function conferred on him by this Bill of directing the activities of the University; and
 - (b) be the Chief Executive and Accounting Officer of the University and *ex-officio* Chairman of the Senate.
- (3) The Vice-Chancellor shall be the Chairman of the University Tenders' Board, which is saddled with the responsibility of approving the conduct of public procurement of goods, works and service within the approved threshold.
- (4) It is the responsibility of the Vice-Chancellor to establish and appoint members of the Tenders' Board in line with the extant Public Procurement Rules and Regulations (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

PART II — GENERAL FUND, TRANSFER OF PROPERTY TO THE UNIVERSITY AND CONDITIONS OF SERVICE OF EMPLOYEES

Committee Recommendation:

Clause 9: General Fund of the University.

- (1) There shall be a general fund of the University (in this Bill referred to as "the General Fund") which shall consist of:
 - (a) grants-in-aid;
 - (b) fees;
 - (c) income derived from investments;
 - (d) gifts, legacies, endowments and donations not accepted for a particular purpose;
 - (e) income derived from the performance of any functions conferred or imposed on the University by this Bill;
 - (f) any other amount, charges or dues recoverable by the University;

- (g) revenue accruing to the University by way of subvention;

- (h) interests on investments; and
 - (i) donations and legacies accruing to the University from any source for the general or special purposes of the University.
- (2) The General Fund shall be applied for the purposes of the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 10: Transfer of Property.

- (1) All property held by, or on behalf of the Provisional Council of the University shall, by virtue of this subsection, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to, and to matters arising from:
 - (a) the transfer of property by this section; and
 - (b) other matters mentioned in that Schedule (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — STATUTES OF THE UNIVERSITY

Committee Recommendation:

Clause 11: Power of the University to make Statutes.

- (1) Subject to this Bill, the University may make Statutes for:
 - (a) making provision with respect to the composition and constitution of any authority of the University;
 - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
 - (c) regulating the admission of students where no other enactment provides to the contrary, and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and any Statute, regulation or other instrument made under this Bill; or
 - (e) making provision for any other matter which is authorised or required by this Bill.
- (2) Subject to section 25 (6), the Interpretation Act applies in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 28 (1).

Third Schedule.

- (3) The Statute contained in the Third Schedule to this Bill is deemed to have come into effect on the commencement of this Bill and is deemed to have been made under this section by the University.
- (4) The power to make Statutes conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee Recommendation:**Clause 12: Mode of Exercising Power to make Statutes.**

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed Statute shall not become law unless it has been approved at the meeting of the:
 - (a) Senate, by the votes of at least two-thirds of the members present and voting; and
 - (b) Council, by the votes of at least two-thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2).
- (4) A Statute which:
 - (a) makes a provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University, or
 - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any statute, shall not come into effect unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is duly approved by the Council or Senate, in accordance with subsection (2) or in the case of a Statute falling within subsection (4), on the date on which it is approved by the President.
- (6) In the event of any doubt or dispute arising at any time as to:
 - (a) the meaning of any provision of a Statute, or
 - (b) as to whether any matter is, for the purposes of this Bill, an academic or non-academic matter as it relates to such doubt or dispute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he may deem fit.
- (7) The decision of the Visitor on any matter referred to him under subsection (6) is binding upon the authorities, staff, and students of the University, and where any question as to the meaning of any provision of a Statute has been

decided by the Visitor under that subsection, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria.

- (8) Nothing in subsection (7) affects any power of a court of competent jurisdiction to determine whether any provision of a Statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution of the Federal Republic of Nigeria (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 13: Proof of Statute.

A Statute may be proved in any court by the production of a copy bearing or having affixed to it a certificate purporting to be signed by the Vice-Chancellor or the Secretary to the Council to the effect that the copy is a true copy of a Statute of the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

PART IV — SUPERVISION AND DISCIPLINE

Committee Recommendation:

Clause 14: The Visitor.

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall cause a visitation to the University when necessary, at least every five years, or direct that such a visitation be conducted by such person or persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It is the duty of the bodies and persons comprising the University to make available to the Visitor and any other person conducting a visitation under this section, such facilities and assistance as the visitor or that person may reasonably require for the purposes of a visitation.
- (4) The Visitor shall make the report of such visitations and issue a white paper to that effect and make it available to the Council for implementation (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 15: Removal of certain Members of Council.

- (1) If it appears to the Council that a member of the Council, other than the Pro-Chancellor or the Vice-Chancellor should be removed from office on the ground of misconduct or inability to perform the functions of his office or employment, the Council shall make a recommendation to that effect through the Minister, to the Visitor, and the Visitor, after making such inquiries as he may consider appropriate, if he approves the recommendation, may direct the removal of the person in question from office.
- (2) The Minister shall cause a copy of the instrument embodying a direction under subsection (1) to be served, as soon as reasonably practicable, on the person to whom it relates (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 16: Removal and discipline of academic, administrative and professional staff.

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from his office or employment on the ground of misconduct or professional inability to perform the functions of his office or employment, the Council shall:
 - (a) give notice of those reasons to the person in question;
 - (b) afford him an opportunity of making representations in person on the matter by the Council; and
 - (c) afford the person in question, an opportunity of appearing before and being heard by the investigating committee with respect to the matter.
- (2) If the Council, after considering the report of the investigating committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (3) The Vice-Chancellor may, in a case of misconduct by a member of staff which, in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and the suspension shall immediately be reported to the Council.
- (4) For good cause, any member of staff may be suspended from his duties, or his appointment may be terminated by the Council, and for the purposes of this subsection, "good cause" means:
 - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the duties of his office;
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold his office;
 - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office;
 - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the duties of his office or comply with the terms and conditions of his service; and
 - (e) conduct which the Council considers to be generally of such nature as to render the continued appointment or service of the person concerned prejudicial or detrimental to the interest of the University.

- (5) A person suspended under subsection (3) or (4) shall be on half pay and the Council shall, before the expiration of three months after the date of such suspension, consider the case against that person and come to a decision as whether to:
- (a) continue such person's suspension and, if so, on what terms, including the proportion of his emoluments to be paid to him;
 - (b) reinstate such person, in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
 - (c) terminate the appointment of the person concerned, in which case such a person shall not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) take such lesser disciplinary action against such person, including the restoration of such proportion of his emoluments that might have been withheld, as the Council may determine.
- (6) Where the Council, under this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning the person.
- (7) The person by whom an instrument of removal is signed under subsection (1) shall use his best endeavours to cause a copy of the instrument to be served, as soon as reasonably practicable, on the person to whom it relates.
- (8) Nothing in this section:
- (a) applies to any directive given by the Visitor in consequence of any visitation; or
 - (b) prevents the Council from making regulations for the discipline of other categories of workers of the University as may be prescribed (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 17: Removal of examiners.

- (1) If, on the recommendation of the Senate, it appears to the Vice-Chancellor that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, except in such cases as may be prescribed by the Vice-Chancellor, the Senate may, after affording the examiner an opportunity of making representations in person on the matter to the Vice-Chancellor, remove the examiner from the appointment by an instrument in writing signed by the Vice-Chancellor.
- (2) Subject to the regulations made under section 7 (5), the Vice-Chancellor may, on the recommendation of the Senate, appoint an appropriate person as examiner in the place of the examiner removed under subsection (1).

- (3) The Vice-Chancellor on signing an instrument of removal under this section, shall cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it is related (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 18: Participation and discipline of students.

- (1) The Students shall:
- (a) be represented in the University's Students Welfare Board and other committees that deal with the affairs of students;
 - (b) participate in various aspects of curriculum development;
 - (c) participate in the process of assessing academic staff in respect of teaching; and
 - (d) be encouraged to be more self-assured as part of the national development process.
- (2) Subject to the provisions of this section, where it appears to the Vice-Chancellor that any student of the University has been guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary power conferred on him by Statute or regulations, direct that the:
- (a) student shall not, during such period as may be specified in the directions, participate in such activities of the University or make use of such facilities of the University, as may be so specified;
 - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified;
 - (c) student be rusticated for such period as may be specified in the direction; or
 - (d) student be expelled from the University.
- (3) Where a direction is given under subsection (1) (c) or (d) in respect of any student, that student may, within the prescribed period and in the prescribed manner, appeal to the Council, and where such an appeal is brought, the Council shall, after causing such inquiry to be made in the matter as the Council considers just, either confirm, set aside or modify the direction in such manner as the Council deems fit.
- (4) An appeal brought under subsection (3) does not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary board consisting of such members of the University as he may nominate.
- (6) Nothing in this section is construed as preventing the restriction or termination of students' activities at the University than on the ground of misconduct.

- (7) A direction under subsection (2) (a) may be combined with a direction under subsection (2) (b) (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS AND GENERAL PROVISIONS

Committee Recommendation:

Clause 19: Exclusion of discrimination on account of race, religion, etc.

- (1) No person shall be required to satisfy requirements as to race (including ethnic grouping), sex, place of birth or of family origin, or religious or political persuasion, as a condition of becoming or continuing to be:
- (a) a student at the university;
 - (b) the holder of any degree of the University, appointment or employment at the University; or
 - (c) a member of anybody established under this Bill.
- (2) No person shall be subject to any disadvantage or accorded any advantage in relation to the University, by reference to any of the matters in subsection (1).
- (3) Nothing in subsection (1) is construed as preventing the University from imposing any disability or restriction on any of the persons mentioned in that subsection where such person willfully refuses or fails, on grounds of religious belief, to undertake any duty generally and uniformly imposed on such persons or any group of them which duty, having regard to its nature and the special circumstances pertaining thereto, is in the opinion of the University, reasonably justifiable in the national interest (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 20: Restriction on Disposal of Land by University.

Without prejudice to the provisions of the Land Use Act, the University shall not dispose of or charge any land or an interest in any land (including any land transferred to the University by this Bill) except with the prior written consent, either general or special, of the Governor:

Provided that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding 21 years or any lease or tenancy to a member of the University for residential purpose (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 21: Quorum and procedure of bodies established by this Bill.

Except as may be otherwise provided by Statute or regulations, the quorum and procedure of any body of persons established under this Bill shall be as determined by that body (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 22: Appointment of Committee, etc.

- (1) Anybody or persons established under this Bill shall, without prejudice to the

generality of the powers of that body, have power to set up committees, which need not consist exclusively of members of that body, and to authorise a committee set up by it to:

- (a) perform, on its behalf, its functions as it may determine; and
 - (b) co-opt members, and direct whether or not co-opted members are entitled to vote in that committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies, or for setting up of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them, and either of dealing with it or reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or regulations, the quorum and procedure of a committee established or meeting held in pursuance of this section, shall be such as may be determined by the body or bodies which have decided to set up the committee or hold the meeting.
- (4) Nothing in the provisions of subsection (1), (2) and (3) is construed as enabling the:
- (a) Statutes to be made otherwise than in accordance with section 11; or
 - (b) Senate to empower any other body to make regulations or award degrees or other qualifications.
- (5) The Pro-Chancellor and Vice-Chancellor shall be members of every committee of which the members are wholly or partly appointed by the Council (other than a committee appointed to inquire into the conduct of the officer in question), and the Vice-Chancellor shall be a member of every committee of which the members are wholly or partly appointed by the Senate (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 23: Retiring age of academic staff.

- (1) Notwithstanding anything to the contrary in the Pension Reform Act, the compulsory retiring age of the:
- (a) academic staff of the University in the non-professorial cadre is 65 years;
 - (b) academic staff of the University in the professorial cadre is 70 years;
 - (c) non-academic staff of the University is 65 years.
- (2) A law or rule requiring a person to retire from the public service after serving for 35 years does not apply to an academic staff of the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 24: Special provisions relating to pension of professors.

- (1) An academic staff of the University who retires as a Professor in the University shall be entitled to pension at a rate equivalent to his annual salary

provided that the Professor has served continuously in the University up to the retirement age.

- (2) Notwithstanding subsection (1) where the professor has not served up to retirement age he shall be entitled to the rate of pension mentioned under subsection (1) provided that he has served a minimum of 20 years as a professor in a recognized university.
- (3) Where an academics joins a Nigerian university as a professor, such a professor shall have served continuously for at least (20) years in a recognized university (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 25: Miscellaneous administrative provisions.

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor, and the affixing of the seal shall be authenticated by any member of the Council and by the Vice-Chancellor, Secretary to the Council with Registrar as the appropriate Officer;
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and is, unless the contrary is proved, presumed to be so executed.
- (3) Any contract or instrument, which if made or executed by a person not being a body corporate would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorised to do so by the Council.
- (4) The validity of any proceeding of anybody established under this Bill is not affected by any vacancy in the membership of the body, any defect in the appointment of a member of the body or by reason that any person not entitled to do so took part in the preceding.
- (5) A member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
- (6) Nothing in section 12 of the Interpretation Act which provides for the application in relation to subordinate legislation of certain incidental provisions applies to Statutes or regulations made under this Bill.
- (7) The power conferred by this Bill on anybody to make Statutes or regulations includes power to revoke or vary any:
 - (a) statute (including the Statute contained in the Third Schedule to this Bill); or

- (b) regulation by a subsequent statute or subsequent regulation as the case may be:

Provided that the subsequent regulation or Statutes may make different provisions in relation to different circumstances.

- (8) No stamp duty or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10 or 20 or the Second Schedule to this Bill.

- (9) Any notice or other instrument authorised to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 26: Restriction of suits and execution.

- (1) No legal proceeding shall be instituted or commenced against the University or any of its agents in the course of their official duties unless a three months pre-action notice of such intention is served on the University by an aggrieved party;
- (2) The notice shall state the reason and the cause of action intended to be taken against the University, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he claims.
- (3) No suit shall be commenced against an officer or servant of the University, in any case where the University is vicariously liable for any alleged act, neglect or default of the officer or servant in the performance or intended performances of his duties, unless three months at least has elapsed after written notice of intention to commence the same shall have been served on the University by the intending plaintiff or his agent.
- (4) In any suit against the University, no execution or attachment or process in the nature thereof shall be issued against the University, but any sum of money which may by the judgment of the court be awarded against the University shall, subject to any direction given by the court where notice of appeal has been given by the University in respect of the said judgment, be paid by the University from its general funds.
- (5) Service upon the University of any notice, order or other document, may be effected by delivering the same or by sending it by registered post addressed to the Registrar and Secretary of the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 27: Interpretation.

- (1) In this Bill:

"campus" means any campus which may be established by the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “campus” be as defined in the interpretation to this Bill — Agreed to.

"College" means the College established under section 2 (1) (g) of this Bill for the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “College” be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Governing Council of the University established by section 5 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “Council” be as defined in the interpretation to this Bill — Agreed to.

"functions" includes powers and duties (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “functions” be as defined in the interpretation to this Bill — Agreed to.

"graduate" means a person on whom a degree, other than an honorary degree, has been conferred by the University and any other person as may be designated as a graduate by the Council, acting in accordance with the recommendation of the Senate (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “graduate” be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Honourable Minister of Education (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “Minister” be as defined in the interpretation to this Bill — Agreed to.

"notice" means notice in writing (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “notice” be as defined in the interpretation to this Bill — Agreed to.

"officer" does not include the Visitor (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “officer” be as defined in the interpretation to this Bill — Agreed to.

"prescribed" means prescribed by Statute or regulations (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “prescribed” be as defined in the interpretation to this Bill — Agreed to.

"Professor" means a person designated as a Professor of the University in accordance with provisions made in that behalf by Statute or by Regulations (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Professor" be as defined in the interpretation to this Bill — Agreed to.

"property" includes rights, liabilities and obligations (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "property" be as defined in the interpretation to this Bill — Agreed to.

"Provisional Council" means the provisional council appointed for the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the words "Provisional Council" be as defined in the interpretation to this Bill — Agreed to.

"regulations" means regulations made by the Senate or the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "regulations" be as defined in the interpretation to this Bill — Agreed to.

"Senate" means the Senate of the University established under section 2 (1) (c) of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Senate" be as defined in the interpretation to this Bill — Agreed to.

"school" means a unit of closely related academic programmes (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "school" be as defined in the interpretation to this Bill — Agreed to.

"Statute" means a statute made by each University under section 11 and 12 of this Bill; and (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Statute" be as defined in the interpretation to this Bill — Agreed to.

"the statutes" means all such statutes as are in force from time to time (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the words "the statutes" be as defined in the interpretation to this Bill — Agreed to.

"Technical" means a person holding a full-time appointment as a member of the teaching or research staff of the University (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Technical" be as defined in the interpretation to this Bill — Agreed to.

"undergraduate" means a person registered as a student undergoing a course of study for a first degree of the University or such other course in the University as may be approved by the Senate as qualifying a student undergoing it for the status of an under-graduate (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “undergraduate” be as defined in the interpretation to this Bill — Agreed to.

"University" means Federal University of Technology Asaba, Delta State established under section 1 (1) of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word “University” be as defined in the interpretation to this Bill — Agreed to.

- (2) Where in any provision of this Bill it is laid down that the proposals are to be submitted or a recommendation is to be made by one authority or another through one or more intermediate authorities, it shall be the duty of every intermediate authority to forward any proposal of that or recommendation received by it in pursuance of that provision to the appropriate authority, but such intermediate authority may, if it deems fit, forward its own comments thereon (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 27 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 28: Citation.

This Bill may be cited as the Federal University of Technology Asaba, Delta State (Establishment) Bill, 2021 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 28 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 2 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

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

The Pro-Chancellor

2. (1) The Pro-Chancellor who shall be the Chairman of Council shall be appointed or removed from office by the President upon recommendation by the Minister.
- (2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years beginning with the date of his appointment.

The Vice-Chancellor

3. (1) There shall be a Vice-Chancellor of the University who is appointed by the Council in accordance with the provisions of this paragraph.
- (2) Where a vacancy occurs in the post of a Vice-Chancellor, the Council shall:
 - (a) advertise the vacancy in a reputable journal or a widely read newspaper in Nigeria, specifying:
 - (i) the qualities of the persons who may apply for the post, and
 - (ii) the terms of conditions of service applicable to the post, and thereafter draw up a short list of suitable candidates for the post for consideration; and
 - (b) constitute a Search Team consisting of:
 - (i) a member of the Council, who is not a member of the Senate, as Chairman,
 - (ii) two members of the Senate who are not members of the Council, one of whom shall be a Professor,
 - (iii) two members of Congregation who are not members of the Council, one of whom shall be a Professor, to identify and nominate for consideration, suitable persons who are not likely to apply for the post on their own volition because they felt that it is not proper to do so.
- (3) A Joint Council and Senate Selection Board consisting of:
 - (a) the Pro-Chancellor, as chairman,
 - (b) two members of the Council, not being members of the Senate,
 - (c) two members of the Senate who are Professors, but who were not members of the Search Team, shall consider the candidates and persons in the shortlist drawn up under subparagraph (2) (a) (ii) of this paragraph through an examination of their curriculum vitae and interaction with them, and recommend to the Council three candidates for further consideration.
- (4) The Council shall select and appoint as the Vice-Chancellor one candidate from among the three candidates recommended to it under subparagraph (3) of this paragraph and thereafter inform the Visitor.
- (5) The Vice-Chancellor shall hold office for a single term of five years only on such terms and conditions as may be specified in his letter of appointment.
- (6) The Vice-Chancellor may be removed from office by the Council on grounds of gross misconduct or inability to perform the functions of his office as a result of infirmity of the body or mind, at the initiative of the Council, Senate or the Congregation after due process.
- (7) When the proposal for the removal of the Vice-Chancellor is made, the Council shall constitute a Joint Committee of Council and Senate consisting of:

- (a) three members of the Council, one of whom shall be the Chairman of the Committee, and
- (b) two members of the Senate:

Provided that where the ground for removal is infirmity of the body or mind, the Council shall seek appropriate medical opinion.

- (8) The Committee shall conduct investigation into the allegations made against the Vice-Chancellor and shall report its findings to the Council.
- (9) The Council may, where the allegations are proved, remove the Vice-Chancellor or apply any other disciplinary action it may deem fit and notify the Visitor accordingly but a Vice-Chancellor who is removed shall have right of appeal to the Visitor.
- (10) There shall be no sole administrator in the University.
- (11) In any case of a vacancy in the office of the Vice-Chancellor, the Council shall appoint an acting Vice-Chancellor on recommendation of the Senate.
- (12) An acting Vice-Chancellor in all circumstances shall not be in office for more than six months.

Deputy Vice-Chancellor

- 4. (1) There shall be for the University such number of Deputy Vice-Chancellors as Council may deem necessary for the proper administration of the University.
- (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor, the Vice-Chancellor shall forward to the Senate a list of two candidates for each post of Deputy Vice-Chancellor that is vacant.
- (3) The Senate shall select for each vacant post one candidate from each list forwarded to it under subparagraph (2) of this paragraph and forward his name to the Council for confirmation.
- (4) A Deputy Vice-Chancellor shall:
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in the place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
 - (c) perform such other functions as the Vice-Chancellor or the Council may assign to him.
- (5) (1) A Deputy Vice-Chancellor:
 - (a) shall hold office for a term of two years beginning from the date of his appointment and on such terms and conditions as may be specified in his letter of appointment;
 - (b) may be reappointed for a further term of two years and no more; and

- (c) may be removed from office for good cause by the Council acting on the recommendations of the Vice-Chancellor and Senate.

- (6) "Good cause" for the purpose of subparagraph (5) (c) means gross misconduct or inability to perform the functions of his office arising from infirmity of the body or mind.

Office of the Registrar

5. (1) There shall be, for the University, a Registrar who is the Chief Administrative Officer of the University and is responsible to the Vice-Chancellor for the administrative work of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) of this Schedule.
- (2) The person holding the office of the Registrar shall, by virtue of that office, be Secretary to the Council, the Senate, Congregation and Convocation.

Other Principal Officers of the University

6. (1) There shall be, for the University, other principal officers in addition to the Registrar:
- (a) the Bursar, and
- (b) the University Librarian,
- who shall be appointed by the Council on the recommendation of the Selection Board constituted under paragraph 7 of this Schedule.
- (2) The Bursar is the Chief Financial Officer of the University and responsible to the Vice-Chancellor for the administration and control of the financial affairs of the University.
- (3) The University Librarian is responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of the library services in the University and its campuses, colleges, schools, departments, institutes and other teaching or research units.
- (4) Any question as to the scope of the responsibilities of the officers in this paragraph shall be determined by the Vice-Chancellor.

Selection Board for other Principal Officers

7. (1) There shall be, for the University, a Selection Board for the appointment of principal officers, other than the Vice-Chancellor or Deputy Vice-Chancellor, which shall consist of:
- (a) the Pro-Chancellor, as Chairman;
- (b) the Vice-Chancellor;
- (c) four members of the Council not being members of the Senate; and
- (d) two members of the Senate.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subparagraph (1) of this paragraph shall be as the Council may determine.

- (3) The Registrar, Bursar and Librarian shall hold office for a single term of five years only beginning from the date of their appointments and on such terms and conditions as may be specified in their letters of appointment.
- (4) Notwithstanding subparagraph (3) of this paragraph, the Council may, upon satisfactory performance, extend the tenure of the Registrar, Bursar or Librarian for a further term of one year only and thereafter such principal officer shall relinquish his

post and be assigned to other duties in the University.

Resignation and Re-appointment

8. (1) Any officer mentioned in this Schedule may resign his office:
 - (a) in the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
 - (b) in any other case, by notice to the Council, and the Council shall, in the case of the Vice-Chancellor, immediately notify the Visitor.
- (2) Without prejudice to paragraph 4 of this Schedule, a person who has ceased to hold an office than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

*Question that the provisions of the First Schedule stand part of the Bill — **Agreed to.***

SECOND SCHEDULE

Section 10 (2) and 25 (8)

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Transfer of Property to University

1. Without prejudice to section 10 (1) of this Bill:
 - (a) the reference to property held by the Provisional Council includes a reference to the right to receive and give a good discharge for any grant or contribution which may have been voted or promised to the Provisional Council; and
 - (b) all debts and liabilities of the Provisional Council outstanding shall become debts or liabilities of the University.
2.
 - (1) All agreements, contracts, deeds and other instruments to which the Provisional Council was a party shall, so far as possible and subject to any necessary modification, have effect as if the University had been a party thereto in place of the Provisional Council.
 - (2) Documents not falling within subparagraph (1) of this paragraph, including enactment which refer, whether specially or generally, to the Provisional Council, shall be construed in accordance with that subparagraph so far as applicable.
 - (3) Any legal proceedings or application to any authority pending by or against the Provisional Council may be continued by or against the University.

Registration of transfers

3. (1) If the law in force at the place where any property transferred by this Bill is situate provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees or any other matter) apply, with necessary modifications, to the property.
- (2) The body to which any property is transferred by this Bill shall furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.

Transfer of Functions, etc.

4. (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
- (2) The persons who are members of the Provisional Council are deemed to constitute the Council until the date when the Council as set up under the Third Schedule to this Bill shall have been duly constituted.
- (3) The first meeting of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
- (4) The persons who are members of the Academic Board immediately before the coming into effect of this Bill are deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule to this Bill shall have been duly constituted.
- (5) Subject to any regulation which may be made by the Senate after the date on which this Bill is made, the schools, school boards and students of the University immediately before the coming into effect of this Bill shall on that day become schools, school boards and students of the University as constituted by this Bill.
- (6) Persons who are Deans of Schools and Heads of Academic Departments shall continue to be Deans or Heads of Department of the corresponding School and Department, until new appointments are made under the Statutes.
- (7) Any person who was a member of the staff of the University as established or was employed by the Provisional Council becomes the holder of an appointment at the University with the status, designation and functions which correspond as nearly as may be to those which appertained to him as member of that staff or as such an employee (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

THIRD SCHEDULE

Section 11 (3)

**FEDERAL UNIVERSITY OF TECHNOLOGY, ASABA,
DELTA STATE STATUTE NO. 1**

ARRANGEMENT OF ARTICLES

Article:

1. The Council.
2. The Finance and General Purposes Committee.
3. Annual budget and estimates, etc.
4. Gifts, donations, payment into bank and audit.
5. The Senate.
6. Congregation.
7. Convocation.
8. Division of Colleges.
9. College Boards.
10. Dean of Colleges.
11. Departmental Board of Studies.
12. Selection of Directors of physical planning and development, works, services and health.
13. Tenure of Directors.
14. Creation of academic posts.
15. Appointment of Academic staff.
16. Appointment of Administrative and professional staff.
17. Citation.

The Council

1. (1) The composition of the Council shall be as provided in section 5 of this Bill.
- (2) Any member of the Council holding office other than under section 5 (2) (a), (b), (c), or (d) of this Bill may, by notice to the Council, resign his office.
- (3) A member of the Council holding office other than under section 5 (2) (a), (b), (c), or (d) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of the period of four years beginning with effect from 1 August of the year which he was appointed.
- (4) Where a member of the Council holding office other than under section 5 (2) (a), (b), (g), or (h) of this Bill vacates office before the expiration of the period mentioned, the body or person by whom he was appointed may appoint a successor to hold office for the residue of the term of his predecessor.
- (5) A person ceasing to hold office as a member of the Council other than by removal for misconduct shall be eligible for re-appointment for only one further period of four years.
- (6) The quorum of the Council is five, at least one of whom shall be a member appointed under section 5 (2) (d) or (e) of this Bill.
- (7) If the Pro-Chancellor is not present at a meeting of the Council, such other member of the Council present at the meeting as the Council may appoint for that meeting shall be the Chairman, and subject to section 4 of this Bill and this paragraph, the Council may regulate its own procedure.

- (8) 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 the meeting but shall not be entitled to vote.

The Finance and General Purposes Committee

2. (1) The Finance and General Purposes Committee of the Council shall consist of:
- (a) the Pro-Chancellor, who shall be the chairman of the Committee at any meeting at which he is present;
 - (b) the Vice-Chancellor and Deputy Vice-Chancellors;
 - (c) six other members of the Council appointed by the Council, two of whom shall be selected from among the four members of the Council appointed by the Senate and one member appointed to the Council by Congregation; and
 - (d) the Permanent Secretary of the Federal Ministry of Education, or his representative.
- (2) The quorum of the Committee is five.
- (3) Subject to a directions given by the Council, the Committee may regulate its own procedure.

Annual budget and estimates, etc.

3. (1) The estimates of income and expenditure for a financial year shall be presented by the Vice-Chancellor to the Council and may be approved by the Council before the beginning of that financial year:
- Provided that the Vice-Chancellor may during any financial year, present, and the Council may approve supplementary estimates of income or expenditure.
- (2) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct.

Gifts, donations, etc.

4. (1) The Council may on behalf of the University accept by way of grants, gift, testamentary disposition or otherwise, property and money in aid of the finances of the University on such conditions as it may approve.
- (2) Registers shall be kept of all donations to the University, including the names of donors and any special conditions under which the donation may have been given:
- Provided that the University shall not be obliged to accept a donation for a particular purpose unless it approves of the terms and conditions attaching to such donation.
- (3) All property, money or funds donated for any specific purposes shall be applied and administered in accordance with the purposes for which they are donated and shall be accounted for separately.

- (4) All sums of money received on account of the University shall be paid into bank account as may be approved by the Council for the credit of the University's general, current or deposit account:

Provided that the Council may invest, as it deems fit, any money not required for immediate use other than donations of money referred to in sub-article (1) of this article.

- (5) The Council shall cause the accounts of the University to be audited by auditors appointed by the Council as soon as may be practicable after the end of each financial year or for any such other period as the Council may require.
- (6) The appointment and other matters relative to the auditors, their continuance in office and their functions, as the case may be, shall, subject to the provisions of this section, be prescribed by Statute.

The Senate

5. (1) The Senate shall consist of:
- (a) the Vice-Chancellor;
 - (b) Deputy Vice-Chancellors;
 - (c) the Deans of respective Colleges;
 - (d) the Professors in the University;
 - (e) Heads of Academic Departments and Units;
 - (f) the University Librarian;
 - (g) One elected representative of each College;
 - (h) Two members of Academic Staff elected by the Congregation;
 - (i) One elected representative of each department;
 - (j) Two members representing a variety of interests of the professional bodies outside the University appointed by the Senate on the recommendation of the Vice-Chancellor; and
 - (k) Registrar who shall be the Secretary.
- (2) The procedure for election of members of Senate to the Council shall be prescribed by regulations.
- (3) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present, and, in his absence any of the Deputy Vice-Chancellors present at the meeting as the Senate may appoint for that meeting shall be the chairman at the meeting.
- (4) The quorum of the Senate shall be one quarter or the nearest whole number less than one quarter; and subject to sub-article (3) of this article, the Senate may regulate its own procedure.

- (5) An elected member may, by notice to the Senate, resign his office.

- (6) Subject to sub-article (8) of this article, there shall be elections for the selection of elected members, which shall be held in the prescribed manner on such day in the month of May or June in each year as the Vice-Chancellor may determine.
- (7) An elected member shall hold office for the term of two years beginning with 1 August in the year of his election, and may be a candidate at any election held under sub-article (6) of this article in the year in which his term of office expires, and no person shall be a candidate if at the end of his current term of office the person will have held office as an elected member for a continuous term of six years or may have so held office if he had not resigned it.
- (8) No election shall be held under this article in any year if the number specified in the certificate given under sub-article (11) of this article does not exceed by more than one the figure which is thrice the number of those elected members holding office on the date of the certificate who do not vacate office during that year under sub-article (7) of this article.
- (9) A person shall not be precluded from continuing in or taking office as an elected member by reason only of reduction in the after 30 April in any year in which he is to continue in or take office as all elected member.
- (10) If so requested in writing by any 15 members of the Senate, the Vice-Chancellor or in his absence any of the Deputy Vice-Chancellor duly appointed by him, shall convene a meeting of the Senate to be held not later than the 10th day following date which the request was received.
- (11) In this article "total of non-elected members" means as respect any year, such number as may be certified by the Vice-Chancellor on 30 April of that year to be the number of persons holding office as members of the Senate on that day other than elected members.

Congregation

6.
 - (1) The Congregation shall consist of:
 - (a) Vice-Chancellor;
 - (b) the Deputy Vice-Chancellors;
 - (c) the full-time members of the academic staff;
 - (d) the Registrar;
 - (e) the Librarian; and
 - (f) every member of the administrative staff who holds a degree, other than honorary degree, of any University recognised for the purposes of this Statute by the Vice-Chancellor.
 - (2) Subject to section 4 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of the Congregation when he is present, and, in his absence, any of the Deputy Vice-Chancellors present at the meeting as Congregation may appoint for that meeting, shall be the Chairman at the meeting.

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

- (4) A certificate signed by the Vice-Chancellor specifying the:
 - (a) total number of members of Congregation for the purpose of any particular meeting or meetings of Congregation, or
 - (b) names of the persons who are members of Congregation during a particular period, shall be conclusive evidence of that number or, as the case may be, of the names of those persons.
- (5) The procedure for election of members of Congregation to the Council and the Senate shall be prescribed by regulations.
- (6) Subject to this article, Congregation may regulate its own procedure.
- (7) Congregation is entitled to express by resolutions its opinion on all matters affecting the interest and welfare of the University and shall have such other functions, in addition to the function of electing a member of the Council, as may be provided by Statute or regulations.

Convocation

7. (1) Convocation shall consist of:
 - (a) the officers of the University mentioned in the First Schedule to this Bill;
 - (b) all lecturals within the meaning of this Bill; and
 - (c) all other persons whose names are registered in accordance with sub-article (2) of this article.
- (2) A person shall be entitled to have his name registered as a member of Convocation if he:
 - (a) is either a graduate of a University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
 - (b) applies for the registration of his name in the prescribed manner and pay the prescribed fees.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this article and subject to subarticle (4) of this article may provide for the payment of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of the Convocation by virtue of subarticle (1) (a) or (b) of this article are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register is entitled on demand to inspect the register or a copy of the register at the principal office of the University at all reasonable times.

- (6) The register is, unless the contrary is proved, be sufficient evidence that any person named therein is, a member of Convocation, but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.

- (7) The quorum of Convocation is 50 or one-third or the whole number nearest to one-third of the total number of members of Convocation whichever is less.
- (8) Subject to section 4 of the Act, the Chancellor shall be Chairman at all meetings of Convocation when he is present, and in his absence the Vice-Chancellor shall be the Chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by Statute or regulations.

Division of Colleges

- 8. Each College shall be divided into such number of branches as may be prescribed.

College Boards

- 9. (1) There shall be established in respect of each College, a Board of Studies which, subject to the provisions of this Statute, and the directions of the Vice-Chancellor, shall:
 - (a) regulate the teaching and study of, and the conduct of examinations connected with, the subjects assigned to the college;
 - (b) deal with any other matter assigned to it by Statute, Vice-Chancellor or Senate; and
 - (c) advise the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each College Board of Studies shall consist of:
 - (a) the Vice-Chancellor;
 - (b) the Dean;
 - (c) the persons severally in charge of the branches of the school;
 - (d) the College examination officer;
 - (e) such number of Lecturers assigned to the College and having the prescribed qualifications as the Board may determine; and
 - (f) such persons, whether or not members of the University, as the Board may determine with the general or special approval of the Senate.
- (3) The quorum of the Board shall be eight members or one quarter, whichever is greater, of the members for the time being of the board, and subject to the provisions of this Statute and to any provision made by regulations in that behalf, the Board may regulate its own procedure.

Deans of the Colleges

10. (1) The Board of each College shall, at a last meeting of any academic year which the term of office of the Dean expires, nominate one of its members, being one of the Professors assigned to that teaching unit, for appointment by the Senate as Dean of the College
- (2) The person appointed under subarticle (1) of this article shall act as Dean of the College and Chairman of all meetings of the College Board when he is present and shall be a member of all committees and other boards appointed by the College.
- (3) The Dean shall hold office for two years and shall be eligible for re-appointment one further term of two years, and shall not be eligible for re-appointment until two years have elapsed.
- (4) The Dean of a College shall exercise general superintendence over the academic and administrative affairs of the College.
- (5) The Dean shall present to Convocation for the conferment of degrees to persons who have qualified for the degrees of the University at examination held in the branches of learning for which responsibility is allocated to that College.
- (6) There shall be a committee to be known as the Committee of Deans consisting of all the Deans of the several Colleges and that Committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the University by the Senate.
- (7) The Dean of a College may be removed from office for good cause by the College Board after a vote have been taken at a meeting of the Board, and in the event of a vacancy occurring due to the removal of a Dean, an acting Dean may be appointed by the Vice-Chancellor:
Provided that at the next College Board meeting, an election shall be held for a new Dean.
- (8) In this article "good cause" has the same meaning, as in section 16 (4) of the Act.

Departmental Board of Studies

11. (1) There shall be a Departmental Board of Studies whose membership shall be made of all academic staff of the Department.
- (2) The Departmental Board of Studies shall be headed by a Professor who shall be appointed by the Vice Chancellor and in the absence of a Professor, a senior academic staff shall be appointed in acting capacity.
- (3) The tenure of office for a Professor heading the Department of Board of Studies is three years and one year for the person appointed in acting capacity.
- (4) The Departmental Board of Studies shall:
- (a) superintend over all teachings and examinations in the department;
- (b) handle all disciplinary matters in the department and make recommendations to the College where necessary; and

- (c) allocate courses in the department on the recommendation of the Head of Department.

*Selection of Directors of Physical Planning and
Development Works, Services and Health*

12. (1) When a vacancy occurs in the office of the Directors of Physical Planning and Development, Works and Services and Health, a Selection Board shall be constituted by the Council which shall consist of:
 - (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor;
 - (c) two members appointed by the Council, not being members of the Senate; and
 - (d) two members appointed by the Senate.
- (2) The Selection Board after making inquiries as it deems fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Selection Board the Council may make an appointment to that office.

Tenure of Directors

13. A Director shall hold office on such terms and conditions as may be specified in his letter of appointment subject to the extant regulations.

Creation of Academic Posts

14. Recommendations for the creation of academic posts other than principal officers shall be made by the Senate to the Council through the Finance and General Purposes Committee.

Appointment of Academic Staff

15. (1) Subject to this Bill and Statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Council through the Departments and Colleges.
- (2) For the purpose of filling such vacancies, suitable Selection Boards to select and make appointments on behalf of the Council shall be set up.
- (3) For appointment to Professorships, Associate Professorship, Readerships or equivalent posts, a Selection Board, with power to appoint, shall consist of:
 - (a) the Vice-Chancellor who shall be the Chairman;
 - (b) Deputy Vice-Chancellor;
 - (c) the Dean of the College;
 - (d) Head of Department;
 - (e) Registrar who shall be the Secretary; and

- (f) such other persons, not exceeding two in number, deemed capable of helping

the Board in assessing both the professional and academic suitability of a candidate under consideration, as the Senate may appoint.

- (4) For other academic posts, a Selection Board, with power to appoint, shall consist of:
 - (a) the Vice-Chancellor or his representative who shall be the Chairman;
 - (b) the Dean of the College;
 - (c) Head of the Department concerned;
 - (d) an internal member of Council (not below the Rank of Senior Lecturer from the sister college in the candidate's subject-area); and
 - (e) Registrar or his representative who shall be the Secretary.
- (5) All appointments to senior library posts shall be made in the same way as equivalent appointments in the academic cadre, and for all such posts other than that of the Librarian, the Librarian shall be a member of the Selection Board.
- (6) Selection Boards may interview candidates directly or consider the reports of specialist interviewing panels and shall in addition, in the case of Professorships, Associate Professorship, Readerships or equivalent Posts, consider the reports of external assessors relevant to the area in which the appointment is being considered and the Quorum is three members including the Chairman.

Appointment of Administrative and Professional Staff

16. (1) The administrative and professional staff of the University other than principal officers shall be appointed by the Council or on its behalf by the Vice-Chancellor in accordance with delegation of powers made by the Council on its behalf.
- (2) A Selection Board, with power to appoint, shall consist of:
 - (a) Vice-Chancellor who shall be the Chairman;
 - (b) Deputy Vice-Chancellor;
 - (c) Registrar;
 - (d) Bursar;
 - (e) University Librarian;
 - (f) the Head of Department concerned; and
 - (g) Establishment and Human Resources Officer who shall serve as Secretary, and the Quorum is three including the Chairman.

Citation

17. This Statute may be cited as the Federal University of Technology, Asaba, Delta State, 2021 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the provisions of the Third Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill establishes the Federal University of Technology, Asaba, Delta State for the promotion and development of Technical education in Nigeria; and to make comprehensive provisions for due Management and Administration (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Provide for the Establishment of the Federal University of Technology, Asaba, Delta State for the Promotion and Development of Technical Education in Nigeria and Make Comprehensive Provisions for Due Management and Administration; and for Related Matters (HB. 721) (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Provide for the Establishment of the Federal University of Technology, Asaba, Delta State for the Promotion and Development of Technical Education in Nigeria and make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB. 721) and approved Clause 1- 28, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(vii) Committee on Health Institutions:

That the House do consider the Report of the Committee on Health Institutions on a Bill for an Act to Establish the Federal Medical Centre, Hong, Adamawa State; and for other Related Matters (HB. 1264):

Order read; deferred by leave of the House.

27. Adjournment

That the House do adjourn till Tuesday, 29 June, 2021 at 11.00 a.m. (Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

The House adjourned accordingly at 2.16 p.m.

Ahmed Idris
Deputy Speaker