



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 14 July, 2021

1. The House met at 11.34 a.m. Mr Speaker read the Prayer.
2. The House recited the National Pledge
3. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Second Votes and Proceedings* of Tuesday, 13 July, 2021.

The Votes and Proceedings was adopted by unanimous consent.

4. **Admittance into the Chamber**
Motion made and Question proposed. “That the House do admit into the Chamber, the Second Deputy Speaker, Parliament of Malawi, Aisha Mambo Adams, pursuant to Order Twenty-One, Rule 8 (xi) of the Standing Orders of the House” (*Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

5. **Announcement**
 - (i) **Bereavement:**
Mr Speaker read a communication from Hon. Gideon Gwani (*Kauru Federal Constituency*), informing the House of the demise of Hon. Barnabas Yusuf Bala, a former Member (*Kaura Federal Constituency 2007 - 2011*) on 11 July, 2021.
 - (ii) **Defection:**
Mr Speaker read a communication from Hon. Kabiru Amadu (*Gusau/Tsafe Federal Constituency*), informing the House of his defection from the Peoples Democratic Party (PDP) to the All Progressives Congress (APC).

6. **Nigeria - Turkey Friendship Group**
Mr Speaker announced the membership of the Group as follows:
 - (1) Hon. Sani Kiri — *Chairman*
 - (2) Hon. Mohammed Ibrahim Bakura — *Member*
 - (3) Hon. Abubakar Abdullahi Ahmed — *Member*

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| (4) | Hon. Abdulmuminu Ari Muhammed | — | Member |
| (5) | Hon. Shehu Sale Rijjau | — | Member |
| (6) | Hon. Yunusa Abubakar Ahmed | — | Member |
| (7) | Hon. Samuel Onuigbo | — | Member |
| (8) | Hon. Kolawale Taiwo Musibau | — | Member |
| (9) | Hon. Kuye Ademorin Aliu | — | Member |

7. Petitions

- (i) The following petitions were presented and laid by Hon. Chinedu Ogah (*Ikwo/Ezza South Federal Constituency*):
- (a) I. Ejedegba & Co. (Legal Practitioners), on behalf of Magba Sunday, on his dismissal from the Nigeria Police Force;
- (b) Uchenna Okafor & Co. (Legal Practitioners), on behalf of Anthony Wetife Okafor, on his dismissal from the Nigeria Police Force;
- (ii) A petition from Da Dung Dalyop, on alleged encroachment on his ancestral farmland in Gyel District, Jos South Local Government Area, Plateau State by the Nigeria Erosion and Watershed Management Project, was presented and laid by Hon. Dachung Bagos (*Jos South/Jos East Federal Constituency*);
- (iii) A petition from Oblan Emeyal Council of Traditional Rulers and Chiefs, Bayelsa State, on the non-completion of the Nembe road by Federal Ministry of Works and Housing, was presented and laid by Hon. Fred Obua (*Ogbia Federal Constituency*);
- (iv) A petition from Ibrahim Babaji, on his dismissal from the Nigerian Army, was presented and laid by Hon. Kani Abubakar Faggo (*Shira/Giade Federal Constituency*);
- (v) A petition from Hamidu M. Fahad, on his dismissal from the service of the Nigerian National Petroleum Corporation (NNPC), was presented and laid by Hon. Jafaru Suleiman Ribadu (*Yola North/Yola South/Gire Federal Constituency*);.

Petitions referred to the Committee on Public Petitions.

8. Matters of Urgent Public Importance (Standing Order Eight, Rule 4)

- (i) ***Need to Investigate the Process of the Supplementary Recruitment of 44 Candidates by the Nigerian Navy:***
Hon. Ben Rollands Igbakpa (*Ethiopia East/Ethiopia West Federal Constituency*) 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 Investigate the Process of the Supplementary Recruitment of 44 Candidates by the Nigerian Navy:

The House:

Notes that the Nigerian Navy Shortlisted 44 Candidates for the 2021/2022 recruitment exercise and have scheduled a pre-screening exercise for the candidates before their full induction into the Nigeria Naval Service;

Informed that all the successful candidates that are to report for training in 2 Batches at the Nigerian Navy Basic Training School, Onne, Port Harcourt, Rivers State are all from a particular part of the country which negates the Federal Character principle of all-inclusiveness, equity and fair play;

Aware that Section 14 (3) of the 1999 Constitution provides that all appointments must reflect Federal Character. The Section provides thus: "*The composition of the Government of the Federation or any of its agencies and the conduct of its affairs shall be carried out in such a manner as to reflect the federal character of Nigeria and the need to promote national unity, and also to promote national loyalty, thereby ensuring that there shall be no predominance of persons from a few states or a few ethnic or other sectional groups in that government or any of its agencies*";

Conscious that the underlying purpose of the Principle in a multi ethnic society as Nigeria, is to ensure equal participation of the various ethnic extractions in the governance of the country. The Principle is also aimed at preventing the domination by one or some ethnic groups in the affairs of the country and the exclusion of other ethnic groups;

Worried that however, in practice, the Principle appears to have been observed more in breach. Appointments and recruitments into the various ministries, departments and agencies both at the Federal and State levels by successive administrations seems to be treated as a matter of political discretion, and those with the appointment and recruitment powers do not feel a legal duty to ensure an equitable spread of appointments and recruitments into the various government bodies;

Also worried that this recruitment Supplementary list of 44 Candidates since it became public knowledge have created a lot of tension, apprehension and discourse within the young and old from the deprived section;

Believes that adequate observance and implementation of the Federal Character Principle will in no small measure allay fears of domination and denial by the ethnic minorities, and invariably foster national unity;

Resolves to:

- (i) urge the Nigerian Navy to suspend forthwith the forthcoming pre-screening exercise for the shortlisted candidates with a view to strengthening the Federal Character law as well as to ensure better and more vigorous enforcement and implementation, knowing full well that every Nigerian deserves to be treated with dignity and rights irrespective of where they may be located physically in the country;
- (ii) also urge the Nigerian Navy to provide details of all recruitment from 2014 to date showing the geographical spread;
- (iii) mandate the Committee on Navy to investigate the exercise and recommend appropriate measures to avoid similar constitutional violations in all future government recruitment and report within twelve (12) (*Hon. Ben Rollands Igbakpa — Ethiope East/West Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Nigerian Navy Shortlisted 44 Candidates for the 2021/2022 recruitment exercise and have scheduled a pre-screening exercise for the candidates before their full induction into the Nigeria Naval Service;

Informed that all the successful candidates that are to report for training in 2 Batches at the Nigerian Navy Basic Training School, Onne, Port Harcourt, Rivers State are all from a particular part of the country which negates the Federal Character principle of all-inclusiveness, equity and fair play;

Aware that Section 14 (3) of the 1999 Constitution provides that all appointments must reflect Federal Character. The Section provides thus: "*The composition of the Government of the Federation or any of its agencies and the conduct of its affairs shall be carried out in such a manner as to reflect the federal character of Nigeria and the need to promote national unity, and also to promote national loyalty, thereby ensuring that there shall be no predominance of persons from a few states or a few ethnic or other sectional groups in that government or any of its agencies*";

Conscious that the underlying purpose of the Principle in a multi ethnic society as Nigeria, is to ensure equal participation of the various ethnic extractions in the governance of the country. The Principle is also aimed at preventing the domination by one or some ethnic groups in the affairs of the country and the exclusion of other ethnic groups;

Worried that however, in practice, the Principle appears to have been observed more in breach. Appointments and recruitments into the various ministries, departments and agencies both at the Federal and State levels by successive administrations seems to be treated as a matter of political discretion, and those with the appointment and recruitment powers do not feel a legal duty to ensure an equitable spread of appointments and recruitments into the various government bodies;

Also worried that this recruitment Supplementary list of 44 Candidates since it became public knowledge have created a lot of tension, apprehension and discourse within the young and old from the deprived section;

Believed that adequate observance and implementation of the Federal Character Principle will in no small measure allay fears of domination and denial by the ethnic minorities, and invariably foster national unity;

Resolved to:

- (i) urge the Nigerian Navy to suspend forthwith the forthcoming pre-screening exercise for the shortlisted candidates with a view to strengthening the Federal Character law as well as to ensure better and more vigorous enforcement and implementation, knowing full well that every Nigerian deserves to be treated with dignity and rights irrespective of where they may be located physically in the country;
- (ii) also urge the Nigerian Navy to provide details of all recruitment from 2014 to date showing the geographical spread;
- (iii) mandate the Committee on Navy to investigate the exercise and recommend appropriate measures to avoid similar constitutional violations in all future government recruitment and report within twelve (12) **(HR. 40/07/2021)**.

(ii) Need to Assist Communities Affected by Flood in Jalingo and Yorro Local Government Areas of Taraba State:

Hon. Kasimu Bello Maigari (*Jalingo/Yorro/Zing Federal Constituency*) 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 Assist Communities Affected by Flood in Jalingo and Yorro Local Government Areas of Taraba State:

The House:

Notes that on Saturday, 10 July, 2021, heavy flooding occurred in the wake of a heavy downpour in some areas of Jalingo and Yorro Local Government Areas of Taraba State;

Also notes that the houses, farm lands, shops, worship centres and other building structures and properties worth millions of Naira were submerged by water due to this incidence;

Worried that fewer than 300 houses were destroyed and several families were displaced as a result of this unfortunate incident;

Also worried that the flooding will have a direct negative effect to the agricultural and other socio-economic activities of the area and the State at large;

Resolves to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, North-East Development Commission and National Emergency Management Agency (NEMA) to urgently provide the affected communities with the relief materials;
- (ii) also urge the Nigerian Customs Service to release food items (rice, cooking oil, etc.) and other necessary relief materials to the affected communities;
- (iii) mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Kasimu Bello Maigari — Jalingo/Yorro/Zing Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that on Saturday, 10 July, 2021, heavy flooding occurred in the wake of a heavy downpour in some areas of Jalingo and Yorro Local Government Areas of Taraba State;

Also noted that the houses, farm lands, shops, worship centres and other building structures and properties worth millions of Naira were submerged by water due to this incidence;

Worried that fewer than 300 houses were destroyed and several families were displaced as a result of this unfortunate incident;

Also worried that the flooding will have a direct negative effect to the agricultural and other socio-economic activities of the area and the State at large;

Resolved to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, North-East Development Commission and National Emergency Management Agency (NEMA) to urgently provide the affected communities with the relief materials;
- (ii) also urge the Nigerian Customs Service to release food items (rice, cooking oil, etc.) and other necessary relief materials to the affected communities;
- (iii) mandate the Committee on Legislative Compliance to ensure compliance (**HR. 41/07/2021**).

9. Personal Explanation (Order Eight, Rule 5)

- (i) Hon. Balarabe Shehu Kakale (*Bodinga/Tureta/D/Shuni Federal Constituency*) drew the attention of the House to its Resolution of Thursday, 12 March, 2020 on the Need to proffer lasting solutions on the Millions of Out of School Children in Nigeria. He noted that the matter was referred to the Committees on Basic Education and Labour, Employment and Productivity, but are yet to submit their report.

Ordered: *The House Leader to write the Chairmen of the Committees to submit the Report within two weeks of resumption of plenary in September 2021, failing which the Committees will be discharged of the responsibility.*

- (ii) Hon. Bamidele Salam (*Ede North/Ede South/Ejigbo Federal Constituency*) referred to the Resolution of the House on *Need for a Legislative Intervention to Save the Naira from the Looming Fall and Initiate Measures to Ensure the Sustainability of the Naira* and noted that the House had resolved on same matter on Wednesday, 9 June, 2021.

Ordered: *The Chairman, Committee on Rules and Business, and Hon. Bamidele Salam to look into the matter and advise the House accordingly.*

10. Presentation of Bills

The following Bills were read the *First Time*:

- (1) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021(HB. 1395).
- (2) Labour Act (Amendment) Bill, 2021 (HB. 1438).
- (3) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021(HB. 1440).
- (4) Child's Rights Act (Amendment) Bill, 2021 (HB. 1442).
- (5) National Social Security and Welfare Board Bill, 2021 (HB. 1451).
- (6) National Council of Nigerian Vision (Establishment, etc.) Act (Repeal) Bill, 2021(HB. 1452).
- (7) Fire (Precaution and Control) Bill, 2021 (HB. 1453).

- (8) Tertiary Education Trust Fund Act (Amendment) Bill, 2021 (HB. 1454).
- (9) Optometrists and Dispensing Opticians Act (Amendment) Bill, 2021 (HB. 1521).
- (10) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1522).
- (11) Dangerous Drugs Act (Amendment Bill), 2021 (HB. 1523).
- (12) Niger Delta Development Commission Act (Amendment) Bill, 2021 (HB. 1524).
- (13) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1525).
- (14) Electric Power Sector Reform Act (Amendment) Bill, 2021 (HB. 1528).
- (15) Supreme Court Act (Amendment) (Life Time Tenure of Supreme Court Justices) Bill, 2021 (HB. 1529).
- (16) National Economic Intelligence Act (Amendment) Bill, 2021(HB. 1531).
- (17) Institute of Safety Professionals of Nigeria Act (Amendment) Bill, 2021 (HB. 1532).
- (18) Institute of Personnel Management of Nigeria Act (Amendment) Bill, 2021 (HB. 1533).
- (19) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1539).
- (20) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1540).
- (21) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1541).
- (22) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2021 (HB. 1542).
- (23) Federal University of Medical and Health Sciences, Bende (Establishment, etc.) Bill, 2021 (HB. 1550).
- (24) Michael Okpara University, Umudike (Establishment, etc.) Bill, 2021 (HB. 1551).
- (25) Michael Okpara University Teaching Hospital (Establishment, etc.) Bill, 2021 (HB. 1552).

11. Presentation of Reports

(i) **Committee on Electoral Matters:**

Motion made and Question proposed, “That the House do receive the Report of the Committee on Electoral Matters on a Bill for an Act to Repeal the Electoral Act No. 6, 2010 and Enact the Electoral Act 2021, to Regulate the Conduct of Federal, State and Area Councils in the Federal Capital Territory Elections; and for Related Matters (HB. 981)” (*Hon. Aisha Dukku Jibril — Dukku/Nafada Federal Constituency*).

Agreed to.

Report laid.

(ii) **Report of the Conference Committee on Federal University of Technology, Auchi, Edo State:**

Motion made and Question proposed, “That the House do receive the Report of the Conference Committee on a Bill for an Act to Provide for Establishment of Federal University of Technology, Auchi, Edo State; and for Related Matters (HB. 527)” (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

Report laid.

(iii) Committee on Telecommunications:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Telecommunications on a Bill for an Act to Repeal the Nigerian Postal Service Act, Cap. N127, Laws of the Federation of Nigeria, 2004, and Establish the Nigeria Postal Commission to make Comprehensive Provisions for the Development and Regulation of Postal Services; and for Related Matters (HB.1337)” (*Hon. Akeem Adeniyi Adeyemi — Afijio/Oyo East/Oyo West/Atiba Federal Constituency*).

Agreed to.

Report laid.

(iv) Committees on Anti-Corruption and Commerce:

Motion made and Question proposed, “That the House do receive the Report of the Committees on Anti-Corruption and Commerce on a Bill for an Act to Establish Chartered Institute of Forensics and Certified Fraud Examiners of Nigeria, to Provide for the Regulation and Control of its Membership and Promote the Practice of Forensics and Fraud Examiners in Nigeria; and for Related Matters (HB.1220)” (*Hon. Shehu Nicholas Garba — Jama’a/Sanga Federal Constituency*).

Agreed to.

Report laid.

(v) Committee on Banking and Currency:

Motion made and Question proposed, “That the House do receive the Interim Report of the Committee on Banking and Currency on Allegations of Unjustified, Illegal and Premeditated Freezing of Bank Accounts by the Central Bank of Nigeria (CBN) (**HR. 59/10/2020**)” (*Hon. Victor Nwokolo — Ika North East/Ika South Federal Constituency*).

Agreed to.

Report laid.

(vi) Committee on Public Petitions:

Petition by Styben Law Office on behalf of Anselem Nwachukwu:

Motion made and Question proposed, “That the House do receive Report of the Committee on Public Petitions on the Petition by Styben Law Office on behalf of Anselem Nwachukwu of Nigeria Police Force Number, 164574 against the Nigerian Police Force on the unlawful dismissal from the Service” (*Hon. Jerry Alagbaoso — Orlu/Orsu/Oru East Federal Constituency*).

Agreed to.

Report laid.

(vii) Committee on Customs and Excise:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Customs and Excise on the Lack of Transparency on Transfer of Technical Know-How from Cotecna Destination Inspection Limited, Societe General De Surveillance

to Nigeria Customs Service and Global Scan Systems which led to the collapse of Multi-Million Dollar Scanners at the Nigeria Ports and Border Stations” (Hon. Leke Abejide — Yagba East/Yagba West/Mopamuro Federal Constituency).

Agreed to.

Report laid.

12. Remarks by the Second Deputy Speaker, Parliament of Malawi

Honourable Aisha Adams, MP, Deputy Speaker of the Parliament of Malawi made the following remarks:

Protocol:

- ◆ *It gives me great honour and privilege to be here on a Study Tour and to convey a message of solidarity from the Parliament of Malawi.*
- ◆ *As you are aware, Malawi and Nigeria have enjoyed cordial bilateral diplomatic relations since Malawi's independence in 1964.*
- ◆ *The bilateral relations between Malawi and Nigeria have deepened in various sectors including agriculture, trade, and culture exchange visits. In addition, MOUs including Promotion and Protection of investment Agreement (PPA), Bilateral Trade Agreement (BTA) Tourism, Agriculture, mining and metallurgy, oil and gas and cultural and education development, the new African Continental Free Trade Agreement (AFCFTA) and its possible benefits in terms of trade of migration.*
- ◆ *The Government of Malawi is expressing gratitude for the critical role Nigerian Government is playing in cementing the cordial bilateral relations between the Federal Republic of Nigeria and the Republic of Malawi. At national level and specifically at parliamentary level.*
- ◆ *The purpose of the study tour is to benchmark on how the Nigerian House of Representatives is conducting its business, during the COVID-19 pandemic to have meetings with chairperson of various committees and Presiding Officers to discuss matters pertaining to the operations of their respective offices.*
- ◆ *I am aware that the House of Representatives has put in place robust preventive measures which have resulted in controlling the pandemic among Honourable Members and the Secretariat. It's good to learn that as parliament you are not heavily affected.*
- ◆ *Our Study tour is being held at an extraordinary time. Firstly, because of the scourge of the COVID-19 pandemic which has threatened to bring African economies to their knees. The COVID-19 pandemic has exposed the already existing vulnerabilities of African countries and is a threat to African integration as well as democratic governance as countries shut their borders and impose strict measures aimed at combating this disease. The pandemic has come at a time when Africa is already facing numerous challenges such as peace and security, violent extremism, just to mention a few. These challenges have made it difficult for Africa to rise to the challenge. It is particularly disappointing that decades after independence" Africa cannot manage to produce its own home grown vaccine. This tells us that a lot needs to be done to achieve our African shared vision and this Parliament has a big role to play in that regard.*
- ◆ *I will conclude by addressing my fellow women, I was shocked when I heard that women representation in the House of Representatives is only 13, representing 3.6%. There has been a slow but steady increase in women MPs in my country, from 43 in 2009 to 45 in 2019 — total is 193 MPs. In Malawi we have a female Speaker, myself am the Deputy Speaker and*

the Clerk of Parliament is also a woman. It is important for our young women and girls to understand that, only in the position of power will we be able to earn a seat at the table and fight against sexual harassment, gender inequality in all sectors of our society, fight against gender based violence, be able to contribute and influence decisions in favour of us as women. It is only in the position of leadership that we will be able to defeat a system that is male dominated. But this doesn't mean that we should take our men head on.

- ◆ *I urge myself and my fellow women who aspire for leadership positions to ponder on the concept of Leader Efficacy which discusses on how much we believe in our ability to succeed as leaders. As much as we have challenges in our society, the biggest fight we have is to defeat the voice of fear within ourselves that constantly whispers that we cannot lead. We can be leaders, incredible leaders but that can only happen if we take small brave actions towards leadership positions.*
- ◆ *Colleagues who are already in leadership positions with wise words from Maya Angelou who said and I quote, "people will forget what you said and they will forget what you did but people will never forget how you made them feel". The goal is not to prove to people that we can defeat society expectations, the goal is in using our positions to serve that which is greater than ourselves the reward is in how many lives we have touched and impacted that will live as our legacy.*
- ◆ *I would like to thank Federal Nigerian Parliament for hosting me and my delegation.*

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13. Consolidation of Bills:

Motion made and Question proposed, "That a Bill for an Act to Abolish and Prohibit Dichotomy and Discrimination between First Degrees and Higher National Diploma (HND) for the Purpose of Employment; and for Related Matters ((HB. 1466); a Bill for an Act to Abolish and Prohibit Dichotomy and Discrimination between First Degrees and Higher National Diploma in the same Profession/Field; and for Related Matters (HB. 579) be now consolidated" (Hon. Fulata Ababakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency).

Agreed to.

14. A Bill for an Act to Provide for Establishment of Federal College of Education, Gwoza, Borno State; and for Related Matters (HB. 1485) — *Second Reading*

Motion made and Question proposed, "That a Bill for an Act to Provide for Establishment of Federal College of Education, Gwoza, Borno State; and for Related Matters (HB. 1485) 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.

15. A Bill for an Act to make Comprehensive Provisions for the Prohibition and Punishment of Sexual Harassment of Students by Educators in Tertiary Educational Institution; and for Related Matters (HB. 1006) — *Second Reading*

Motion made and Question proposed, "That a Bill for an Act to make Comprehensive Provisions for the Prohibition and Punishment of Sexual Harassment of Students by Educators in Tertiary Educational Institution; and for Related Matters (HB. 1006) 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.

16. **A Bill for an Act to Establish Federal University of Education, Ankpa, to take over the Assets and Liabilities, Including Staff of Kogi State College of Education, Ankpa to Provide for Training and Teaching Instruction in every aspect of Education and such other Fields of Applied Learning Relevant to the Needs of the Development of Education in Nigeria, Matters of Administration and Discipline of Students; and for Related Matters (HB.1344) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish Federal University of Education, Ankpa, to take over the Assets and Liabilities, Including Staff of Kogi State College of Education, Ankpa to Provide for Training and Teaching Instruction in every aspect of Education and such other Fields of Applied Learning Relevant to the Needs of the Development of Education in Nigeria, Matters of Administration and Discipline of Students; and for Related Matters (HB.1344) 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.

17. **A Bill for an Act to Enable Effect to be Given in the Federal Republic of Nigeria to the ECOWAS Convention on Small Arms and Light Weapons, their Ammunition and Other Related Materials made in Abuja, Nigeria on the 14 June, 2006 and for Related Matters (HB. 1413) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Enable Effect to be Given in the Federal Republic of Nigeria to the ECOWAS Convention on Small Arms and Light Weapons, their Ammunition and Other Related Materials made in Abuja, Nigeria on the 14 June, 2006 and for Related Matters (HB. 1413) be now read a Second Time” (Hon. Garba Alhassan Ado — House Leader and 1 other).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Treaties, Protocols and Agreements.

18. **A Bill for an Act to Amend the Civil Defence Corps Act No. 6 of 2007 to institutionalize collaboration between the Corps and Relevant Security Agencies to Strengthen its Complementary Role in The Maintenance of Public Law and Order; and for Related Matters (HB. 1407) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Civil Defence Corps Act No. 6 of 2007 to institutionalize collaboration between the Corps and Relevant Security Agencies to Strengthen its Complementary Role in The Maintenance of Public Law and Order; and for Related Matters (HB. 1407) be now read a Second Time” (Hon. Hassan Abubakar Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency and 2 others).

Debate.

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

Bill read the Second Time.

*Bill referred to the **Committee on Interior.***

19. **A Bill for an Act to Amend the Armed Forces Act, Cap. A20, Laws of the Federation of Nigeria, 2004 to Foster Collaboration Between the Armed Forces and Other Security Agencies in the Provision of National Security and Establish the Armed Forces Human Rights Unit to Provide a Reporting Channel for Civilians Whose Human Rights are Violated by Members of Armed Forces; and for Related Matters (HB. 1405) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Armed Forces Act, Cap. A20, Laws of the Federation of Nigeria, 2004 to Foster Collaboration Between the Armed Forces and Other Security Agencies in the Provision of National Security and Establish the Armed Forces Human Rights Unit to Provide a Reporting Channel for Civilians Whose Human Rights are Violated by Members of Armed Forces; and for Related Matters (HB. 1405) be now read a Second Time” (Hon. Namdas Abdulrazak Sa’ad — Mayo Belwa/Ganye/Jada/Toungo Federal Constituency and 2 others).

Debate.

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

Bill read the Second Time.

*Bill referred to the **Committee on Defence.***

20. **A Bill for an Act to Amend the Nigeria Police Act, 2020 to Regulate the Powers of the Police to Promote Effective Collaboration Between the Police and Other Security Agencies and to Provide for the Operational Framework for Community Policing in Nigeria; and for Related Matters (HB. 1406) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Nigeria Police Act, 2020 to Regulate the Powers of the Police to Promote Effective Collaboration Between the Police and Other Security Agencies and to Provide for the Operational Framework for Community Policing in Nigeria; and for Related Matters (HB. 1406) be now read a Second Time” (Hon. Yusuf Gagdi — Kanke/Paskshin/Kanam Federal Constituency and 3 others).

Debate.

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

Bill read the Second Time.

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

21. **A Bill for an Act to Amend the Nigeria Security and Civil Defence Corps Act, 2003 to Institutionalize Collaboration Between the Relevant Security Agencies to Strengthen its Complementary Role in the Maintenance of Public Law and Order; and for Related Matters (HB. 1408) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Nigeria Security and Civil Defence Corps Act, 2003 to Institutionalize Collaboration Between the Relevant Security Agencies to Strengthen its Complementary Role in the Maintenance of Public Law and Order; and for Related Matters (HB. 1408) be now read a Second Time” (Hon. Henry Nwawuba — Mbaitoli/Ikeduru Federal Constituency and 1 other).

Debate.

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

Bill read the Second Time.

*Bill referred to the **Committee on Interior.***

22. **A Bill for an Act to Amend the Economic and Financial Crimes Commission Act, 2004 to Enhance Effective Collaboration with Relevant Law Enforcement Agencies; and for Related Matters (HB. 1409) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Economic and Financial Crimes Commission Act, 2004 to Enhance Effective Collaboration with Relevant Law Enforcement Agencies; and for Related Matters (HB. 1409) be now read a Second Time” (Hon. Ibrahim Dutse Abdullahi — Dutse/Kiyawa Federal Constituency and 3 others).

Debate.

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

Bill read the Second Time.

*Bill referred to the **Committee on Financial Crimes.***

23. **A Bill for an Act to Amend the Corrupt Practices and Other Related Offences Act, Cap. No. 5, Laws of the Federation of Nigeria, 2004, to Clearly Define the Scope of Powers of the Chairman of the Commission to Revoke Order or Notice Under the Act to Avoid Arbitrariness, and Ensure Effective Collaboration Between the Commission and Other Agencies; and for Related Matters (HB. 1410) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Corrupt Practices and Other Related Offences Act, Cap. No. 5, Laws of the Federation of Nigeria, 2004, to Clearly Define the Scope of Powers of the Chairman of the Commission to Revoke Order or Notice Under the Act to Avoid Arbitrariness, and Ensure Effective Collaboration Between the Commission and Other Agencies; and for Related Matters (HB. 1410) be now read a Second Time” (Hon. Dachung Bagos Musa — Jos South/Jos East 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.***

24. **A Bill for an Act to Amend the Administration of Criminal Justice Act, 2015 to Provide for Review of the Provisions which do not conform with the Spirit of the Constitution, and make them more responsive to Criminal Justice Reform, Eliminate the Use of Life-Threatening Gadgets on Suspects by Security Agents according to International Best Practices and further Enhance the Dispensation of Justice in Criminal Proceedings in Nigeria; and for Related Matters (HB. 944, HB. 1108 and HB. 1162) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Administration of Criminal Justice Act, 2015 to Provide for Review of the Provisions which do not conform with the Spirit of the Constitution, and make them more responsive to Criminal Justice Reform, Eliminate the

Use of Life-Threatening Gadgets on Suspects by Security Agents according to International Best Practices and further Enhance the Dispensation of Justice in Criminal Proceedings in Nigeria; and for Related Matters (HB. 944, HB. 1108 and HB. 1162) be now read a Second Time” (*Hon. Chuba Ikpeazu Lynda — Onitsha North/Onitsha South Federal Constituency and 2 others*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Judiciary.

25. **A Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Provide for Judicial Review of all Activities of the Nigeria Police Force and Strengthen the Legal Frameworks listed under Section 315 (5) and for Related Matters (HB. 1412) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Provide for Judicial Review of all Activities of the Nigeria Police Force and Strengthen the Legal Frameworks listed under Section 315 (5) and for Related Matters (HB. 1412) be now read a Second Time” (*Hon. Henry Nwawuba — Mbaitoli/Ikeduru Federal Constituency and 1 other*).

Debate.

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

Bill read the Second Time.

Bill referred to the Special Ad-hoc Committee on the Review of the 1999 Constitution.

26. **A Bill for an Act to Establish Federal Institute of Fisheries Research, Ogidigben, Delta State for Fishery Research, Education and Cooperative Training in Nigeria and to make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.1278) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish Federal Institute of Fisheries Research, Ogidigben, Delta State for Fishery Research, Education and Cooperative Training in Nigeria and to make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.1278) be now read a Second Time” (*Hon. Thomas Ereyitomi — Warri South/Warri West/Warri North 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.

27. **A Bill for an Act to Establish Federal College of Medical and Pharmaceutical Sciences, Konkiyel to Provide Part-Time and Full-Time Courses, Teaching, Instruction and Training in Medical Pharmaceutical-Laboratory and Applied Sciences and to Provide for the Appointment of the Provost and Other Officers; and for Related Matters (HB. 507) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish Federal College of Medical and Pharmaceutical Sciences, Konkiyel to Provide Part-Time and Full-Time Courses, Teaching, Instruction and Training in Medical Pharmaceutical-Laboratory and Applied Sciences and to Provide

for the Appointment of the Provost and Other Officers; and for Related Matters (HB. 507) be now read a Second Time” (Hon. Manu Mansur Soro — Darazo/Ganjuwa 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.

- 28. A Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Remove Item 36 (Maritime Shipping and Navigation) from the Exclusive Legislative List and insert it in the Concurrent Legislative List; and for Related Matters (HB. 806) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Remove Item 36 (Maritime Shipping and Navigation) from the Exclusive Legislative List and insert it in the Concurrent Legislative List; and for Related Matters (HB. 806) be now read a Second Time” (Hon. Onofioke Luke Akpan — Etinan/Nsit Ibom/Nsit Ubium Federal Constituency).

Debate.

Debate adjourned to enable the sponsor of the Bill make further consultations.

- 29. A Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Increase the Retirement Age of Judicial Officers; and for Related Matters (HB.1239) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Increase the Retirement Age of Judicial Officers; and for Related Matters (HB.1239) be now read a Second Time” (Hon. Yusuf Adamu Gagdi — Kanke/Paskshin/Kanam Federal Constituency).

Debate.

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

Bill read the Second Time.

Bill referred to the Special Ad-hoc Committee on the Review of the 1999 Constitution.

- 30. A Bill for an Act to Provide a Framework to Establish Federal Medical Centre Mubi; and for Related Matters (HB.1342) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Provide a Framework to Establish Federal Medical Centre Mubi; and for Related Matters (HB.1342) be now read a Second Time” (Hon. Alhassan Ado Garba — 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.

31. Reconsideration of Outstanding Bills from the Preceding Assembly

Motion made and Question proposed:

The House:

Notes that pursuant to Order Twelve, Rule 16 of the Standing Orders of the House of Representatives, Bills passed by the preceding Assembly and forwarded to the Senate for concurrence for which no concurrence was made or negatived or passed by the Senate and forwarded to the House for which no concurrence was made or negatived or which were passed by the National Assembly and forwarded to the President for assent but for which assent or withholding thereof was not communicated before the end of the tenure of the Assembly, the House may resolve that such Bills, upon being re-gazetted or clean copies circulated, be re-considered in the Committee of the Whole without being commenced *de-novo*;

Also notes that the following Bills were passed by the preceding Assembly and forwarded to the President for assent but for which assent or withholding thereof was not communicated before the end of the tenure of the last Assembly;

- (i) Electoral Offences Commission (Establishment) Bill, 2020 (HB. 753), and
- (ii) Harmonized Retirement Age for Teachers in Nigeria Bill, 2020 (HB.1340);

Aware that the Bill were re-gazetted as HB. 753 and HB. 1340 and accordingly read the first time;

Resolves to:

Commit the Bills to the Committee of the Whole for consideration (*Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

32. Rescission of Decision on the Long Title of a Bill for an Act to Amend Section 61 of the Asset Management Corporation of Nigeria Act, No. 2019 to Extend the Tenor of the Resolution Cost Fund; and for Related Matters (HB.1320)

Motion made and Question proposed:

The House:

Notes that a Bill for an Act to Amend Section 61 of the Asset Management Corporation of Nigeria Act, 2019 was read for the second time on Thursday, 10 June 2021 and committed to the Committee of the Whole for further legislative action;

Aware that following interaction with the key players in the Industry, the Asset Management Corporation of Nigeria, it became apparent that the long title of the Bill should be changed to accommodate new issues which become visible in the course of application of the Act;

Recognizes the need to change the long title to reflect the issues raised by the Asset Management Corporation of Nigeria;

Resolves to:

Commit the long title of the Bill to Committee of the Whole, to wit: A Bill for an Act to Amend the Asset Management Corporation of Nigeria Act, No. 2, 2019 to Extend the Tenor of the Resolution Cost Fund; Grant Access to the Special Tribunal Established by the BOFIA, 2020 and to Confer on

it the Powers to take Possession, Manage, Foreclose or Sell, Transfer, Assign or otherwise of Asset or Property used as Security for Eligible Bank Assets and; for Related Matters (*Hon. Fulata Abubakar Hassan — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

33. Need to Complete the Construction of Ningi-Yalagungume-Fuskar Mata Road in Bauchi State

Order read; deferred by leave of the House.

34. Need to Provide Humanitarian Assistance to Displaced Persons in Ebijakara, Ebom and Usumutong Communities in Abi Local Government Area, Cross River State

Motion made and Question proposed:

The House:

Notes the deplorable conditions of the Internally Displaced Persons in Ebijakara, Ebom and Usumutong Communities of Abi Local Government Area, Cross River State;

Recalls that in January 2006, there were land disputes among three neighbouring communities of Ebom, Ebijakara and Usumutong which resulted in full-scale hostilities;

Aware that the aftermath of the hostilities was the destruction of houses, killings and displacement of over one million people from their ancestral homes;

Also aware that the Internally Displaced Persons are now squatting in overcrowded facilities under difficult conditions in neighbouring communities within Abi Local Government Area;

Informed that Abi Local Government Council is currently financially incapacitated to handle the situation and bring succour to the Internally Displaced Persons;

Also informed that the matter was brought to the attention of the National Commission for Refugees, Migrants and Internally Displaced Persons and a team was dispatched to carry out need assessment of the situation;

Further informed that the team recommended a prompt release of funds to resolve the feud in the area and bring relief to the Internally Displaced Persons;

Concerned that the failures of relevant government agencies to address these challenges have steadily worsened the situation and has become unbearable not only to the Internally Displaced Persons but also to the host communities;

Also concerned that the situation would be further aggravated if comprehensive resettlement programme and immediate provision of palliatives to the Internally Displaced Persons and the host communities to reduce the risk of the outbreak of COVID -19 and other health challenges are not provided;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to provide relief materials to the Internally Displaced Persons (IDPs);
- (ii) also urge the Federal Government to provide adequate security to the affected communities to ensure an immediate return to their ancestral homes;

- (iii) mandate the Committee on Emergency and Disaster Preparedness to ensure compliance (*Hon. Alex Egbona — Abi/Yakurr Federal Constituency*).

Debate.

Agreed to.

The House:

Noted the deplorable conditions of the Internally Displaced Persons in Ebijakara, Ebom and Usumutong Communities of Abi Local Government Area, Cross River State;

Recalled that in January 2006, there were land disputes among three neighbouring communities of Ebom, Ebijakara and Usumutong which resulted in full-scale hostilities;

Aware that the aftermath of the hostilities was the destruction of houses, killings and displacement of over one million people from their ancestral homes;

Also aware that the Internally Displaced Persons are now squatting in overcrowded facilities under difficult conditions in neighbouring communities within Abi Local Government Area;

Informed that Abi Local Government Council is currently financially incapacitated to handle the situation and bring succour to the Internally Displaced Persons;

Also informed that the matter was brought to the attention of the National Commission for Refugees, Migrants and Internally Displaced Persons and a team was dispatched to carry out need assessment of the situation;

Further informed that the team recommended a prompt release of funds to resolve the feud in the area and bring relief to the Internally Displaced Persons;

Concerned that the failures of relevant government agencies to address these challenges have steadily worsened the situation and has become unbearable not only to the Internally Displaced Persons but also to the host communities;

Also concerned that the situation would be further aggravated if comprehensive resettlement programme and immediate provision of palliatives to the Internally Displaced Persons and the host communities to reduce the risk of the outbreak of COVID -19 and other health challenges are not provided;

Resolved to:

- (i) urge the National Emergency Management Agency (NEMA) to provide relief materials to the Internally Displaced Persons (IDPs);
- (ii) also urge the Federal Government to provide adequate security to the affected communities to ensure an immediate return to their ancestral homes;
- (iii) mandate the Committee on Emergency and Disaster Preparedness to ensure compliance (**HR. 42/07/2021**).

35. Need to Enforce the Use of Pedestrian Bridges on Highways in Nigeria

Motion made and Question proposed:

The House:

Notes that pedestrian bridges are usually constructed at strategic points along highways to reduce fatalities on such highways;

Also notes that the importance of pedestrian bridges cannot be over-emphasized as it is known all over the world to have greatly reduced the rate of accidents on highways;

Aware of the dangerous attitude of some pedestrians who ignore the bridges located on such busy highways and continue taking the risk of crossing the ever-busy highways;

Concerned that some Nigerians, mostly pedestrians view the bridges as aesthetic structures and locations for buying and selling, rather than means of ensuring their safety;

Worried that the huge amount of money invested in the construction of the pedestrian bridges appear to be a waste as bridges are hardly used by pedestrians;

Also worried that the defaulters are not ignorant of the essence of the bridges but the absence of visible enforcement agents to punish them for crossing the highway even where the pedestrian bridges are available;

Realizes that unless conscious efforts are made to enforce traffic rules regarding the use of pedestrian bridges, the purpose for which they were constructed will be defeated;

Resolves to:

- (i) urge the Federal Road Safety Commission (FRSC) to embark on a rigorous public enlightenment campaign to underscore the need for Nigerians to always use pedestrian bridges;
- (ii) also urge the Federal Road Safety Corps to liaise with other security agencies to arrest and sanction persons who cross the highway at locations where pedestrian bridges are provided;
- (iii) mandate the Committee on Federal Road Safety Commission to ensure compliance (*Hon. Abbas Adigun — Ibadan North East/Ibadan South East Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that pedestrian bridges are usually constructed at strategic points along highways to reduce fatalities on such highways;

Also noted that the importance of pedestrian bridges cannot be over-emphasized as it is known all over the world to have greatly reduced the rate of accidents on highways;

Aware of the dangerous attitude of some pedestrians who ignore the bridges located on such busy highways and continue taking the risk of crossing the ever-busy highways;

Concerned that some Nigerians, mostly pedestrians view the bridges as aesthetic structures and locations for buying and selling, rather than means of ensuring their safety;

Worried that the huge amount of money invested in the construction of the pedestrian bridges appear to be a waste as bridges are hardly used by pedestrians;

Also worried that the defaulters are not ignorant of the essence of the bridges but the absence of visible enforcement agents to punish them for crossing the highway even where the pedestrian bridges are available;

Realized that unless conscious efforts are made to enforce traffic rules regarding the use of pedestrian bridges, the purpose for which they were constructed will be defeated;

Resolved to:

- (i) urge the Federal Road Safety Commission (FRSC) to embark on a rigorous public enlightenment campaign to underscore the need for Nigerians to always use pedestrian bridges;
- (ii) also urge the Federal Road Safety Corps to liaise with other security agencies to arrest and sanction persons who cross the highway at locations where pedestrian bridges are provided;
- (iii) mandate the Committee on Federal Road Safety Commission to ensure compliance (**HR. 43/07/2021**).

36. Need to Replace the Expired Cooking Gas Cylinders in Nigeria

Motion made and Question proposed:

The House:

Notes that over 9million people in Nigeria utilize Liquefied Petroleum Gas (LPG) for cooking and 90% of the LPG/cooking gas are contained in expired cylinders;

Also notes that the cylinders outlive their safety limits after 15 years and most cylinders in Nigeria are over 30 years old making them very dangerous for use;

Disturbed about the non-testing and proliferation of expired gas cylinders currently in circulation across the country;

Aware of the need to invest in-cylinder operating plants and to have cylinder recycling plants as the community lacks cylinder plants;

Also aware that investment in the local production of gas cylinders will allow for the affordable replacement of old/obsolete cylinders;

Disturbed that the continued use of old cylinders can cause explosions especially in poorly controlled environments;

Recalls that there have been numerous incidences of cooking gas explosions in Nigeria a case in point was the gas cylinder explosion in Anambra State in 2017, that led to the loss of lives and destruction of properties;

Resolves to:

- (i) urge the Standards Organization of Nigeria (SON) to design a strategy to regulate the use of old gas cylinders as well as enforce the withdrawal and replacement of expired gas cylinders from circulation;

- (ii) mandate the Committees on Gas Resources, and Industry to ensure compliance and report within four (4) weeks (*Hon. Sergius Oseasochie Ogun — Esan North East/Esan South East Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that over 9million people in Nigeria utilize Liquefied Petroleum Gas (LPG) for cooking and 90% of the LPG/cooking gas are contained in expired cylinders;

Also noted that the cylinders outlive their safety limits after 15 years and most cylinders in Nigeria are over 30 years old making them very dangerous for use;

Disturbed about the non-testing and proliferation of expired gas cylinders currently in circulation across the country;

Aware of the need to invest in-cylinder operating plants and to have cylinder recycling plants as the community lacks cylinder plants;

Also aware that investment in the local production of gas cylinders will allow for the affordable replacement of old/obsolete cylinders;

Disturbed that the continued use of old cylinders can cause explosions especially in poorly controlled environments;

Recalled that there have been numerous incidences of cooking gas explosions in Nigeria a case in point was the gas cylinder explosion in Anambra State in 2017, that led to the loss of lives and destruction of properties;

Resolved to:

- (i) urge the Standards Organization of Nigeria (SON) to design a strategy to regulate the use of old gas cylinders as well as enforce the withdrawal and replacement of expired gas cylinders from circulation;
- (ii) mandate the Committees on Gas Resources, and Industry to ensure compliance and report within four (4) weeks (**HR. 44/07/2021**).

37. Need to Curtail the Ceaseless Armed Bandit Attacks in Zangon Kataf Local Government Area
Motion made and Question proposed:

The House:

Notes the resumed, ceaseless and wanton destruction of properties and farmlands, cold-hearted killings, countless kidnappings, boundless cattle rustling and ferocious burning of houses of residents and communities in Zangon Kataf LGA of Kaduna State by alleged armed bandits;

Also notes that while people of the affected communities were beginning to heave sighs of relief as armed bandit attacks had gone down considerably, with minor isolated cases carried out, the situation has gone back to its usual dangerous and frightening state of regular and daily incidents;

Observes that since Sunday, 4 July, 2021, when suspected armed bandits attacked Katsit Community in Kafanchan, killed two (2) persons, caused severe injuries to not less than ten people, destroyed farmlands and properties in the midnight raid, such attacks have been a regular and permanent fixture in the entire Zangon Kataf LGA;

Also observes that due to the resumed violent attacks and nefarious activities of the alleged armed bandits, the people of Zangon Kataf LGA having lost their kith and kin, farmlands, houses and properties worth hundreds of millions, now live in perpetual fear and anxiety leading to massive economic deprivation, Psychological trauma and eventually health challenges;

Worried that the constant invasion of the Communities by armed bandits, who maim, brutalize, dehumanize and kill people with reckless and ferocious dimensions, has turned indigenes and residents into destitute in their ancestral homes;

Disturbed that the attacks on Communities in Zangon Kataf LGA and other neighbouring communities and towns in the entire- Southern Kaduna has been on for over two years and has paralyzed commerce and trade as well as food supply not only in the affected communities but in the entire Kaduna State, Northwest and Northcentral zones as people from Southern Kaduna no longer go to their farmlands;

Resolves to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, and the National Emergency Management Agency, and other relevant agencies to immediately provide relief materials to the affected victims of the ceaseless and violent attacks in Zangon Kataf LGA;
- (ii) also urge the Executive Arm of Government to immediately deploy more military personnel and intelligence operatives to assist and complement the operations of the "SAFE HAVEN" Task Force in Zangon Kataf LGA and other LGAs in the Southern part of Kaduna State;
- (iii) further urge the Executive Arm of Government to establish a Military Command, Battalion and/or Brigade in Zangon Kataf LGA;
- (iv) mandate the Committees on Emergency and Disaster Preparedness, and Army to ensure compliance (*Hon. Amos Magaji — Jaba/Zango Kataf Federal Constituency*).

Debate.

Agreed to.

The House:

Noted the resumed, ceaseless and wanton destruction of properties and farmlands, cold-hearted killings, countless kidnappings, boundless cattle rustling and ferocious burning of houses of residents and communities in Zangon Kataf LGA of Kaduna State by alleged armed bandits;

Also noted that while people of the affected communities were beginning to heave sighs of relief as armed bandit attacks had gone down considerably, with minor isolated cases carried out, the situation has gone back to its usual dangerous and frightening state of regular and daily incidents;

Observed that since Sunday, 4 July, 2021, when suspected armed bandits attacked Katsit Community in Kafanchan, killed two (2) persons, caused severe injuries to not less than ten people, destroyed farmlands and properties in the midnight raid, such attacks have been a regular and permanent fixture in the entire Zangon Kataf LGA;

Also observed that due to the resumed violent attacks and nefarious activities of the alleged armed bandits, the people of Zangon Kataf LGA having lost their kith and kin, farmlands, houses and properties worth hundreds of millions, now live in perpetual fear and anxiety leading to massive economic deprivation, Psychological trauma and eventually health challenges;

Worried that the constant invasion of the Communities by armed bandits, who maim, brutalize, dehumanize and kill people with reckless and ferocious dimensions, has turned indigenes and residents into destitute in their ancestral homes;

Disturbed that the attacks on Communities in Zangon Kataf LGA and other neighbouring communities and towns in the entire- Southern Kaduna has been on for over two years and has paralyzed commerce and trade as well as food supply not only in the affected communities but in the entire Kaduna State, Northwest and Northcentral zones as people from Southern Kaduna no longer go to their farmlands;

Resolved to:

- (i) urge the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development, and the National Emergency Management Agency, and other relevant agencies to immediately provide relief materials to the affected victims of the ceaseless and violent attacks in Zangon Kataf LGA;
- (ii) also urge the Executive Arm of Government to immediately deploy more military personnel and intelligence operatives to assist and complement the operations of the "SAFE HAVEN" task force in Zangon Kataf LGA and other LGAs in the Southern part of Kaduna State;
- (iii) further urge the Executive Arm of Government to establish a Military Command, Battalion and/or Brigade in Zangon Kataf LGA;
- (iv) mandate the Committees on Emergency and Disaster Preparedness, and Army to ensure compliance (**HR. 45/07/2021**).

38. Need to Revive the Multi-Million Naira Waste Recycling Center Abandoned by the Federal Ministry of Environment in Ilile Ohaji Community in Ohaji/Egbema Local Government Area of Imo State

Motion made and Question proposed:

The House:

Notes that the Federal Government in its efforts to help manage domestic and industrial wastes in the country by modern-day waste recycling technology, spent millions of Naira and built two industrial standard waste Recycling Centers; one in Imo State and Katsina State respectively and have been duly equipped;

Also notes that the choice to build one in Ilile Ohaji Community in Imo State cannot be unconnected with the geographical position of the community which is equidistant to the South-East and South-South States, where lots of industrial wastes are generated;

Aware that both domestic and manufacturing activities, especially from Oil exploratory activities generate lots of wastes including toxic wastes which can drastically affect human and aquatic lives in the Oil regions, hence the exigency of the Recycling Center;

Also aware that inabilities of the Oil Companies to properly manage their wastes have led to the destructions of lives and properties and consequently led to several lawsuits against the Oil companies;

Informs that the gesture by the Federal Government to build such Recycling Centers was a step in the right direction and meant to ensure that wastes are considerably managed to save lives and protect the environment for the healthy living of the citizens;

Worried that after spending multi-million Naira to build and install equipment, the Recycling Centers are being abandoned, hence defeating the good initiative of the Federal Government, while leaving the environment to be ravaged by unmanaged wastes;

Also worried that the security of the Recycling Center has been abandoned to the mercy and personal efforts of Ilile Ohaji Community leadership, with the cooperation of the contractor who built the facility, hence the need to commission the project to serve its purposes;

Convinced that the Recycling Centers can also be very lucrative sources of revenue to the Federal Government if properly managed and made accessible to companies and businessmen who earn livings from metal and plastic recycling businesses;

Resolves to:

Mandate the Committee on Environment to investigate the reason (s) for abandonment of the Ilile/Ohaji Community Centre and ensure the completion of the Waste Recycling Center and report within eight (8) weeks (*Hon. Kingsley Chima Uju — Ohaji/Egbema/Oguta/Oru West Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Federal Government in its efforts to help manage domestic and industrial wastes in the country by modern-day waste recycling technology, spent millions of Naira and built two industrial standard waste Recycling Centers; one in Imo State and Katsina State respectively and have been duly equipped;

Also noted that the choice to build one in Ilile Ohaji Community in Imo State cannot be unconnected with the geographical position of the community which is equidistant to the South-East and South-South States, where lots of industrial wastes are generated;

Aware that both domestic and manufacturing activities, especially from Oil exploratory activities generate lots of wastes including toxic wastes which can drastically affect human and aquatic lives in the Oil regions, hence the exigency of the Recycling Center;

Also aware that inabilities of the Oil Companies to properly manage their wastes have led to the destructions of lives and properties and consequently led to several lawsuits against the Oil companies;

Informed that the gesture by the Federal Government to build such Recycling Centers was a step in the right direction and meant to ensure that wastes are considerably managed to save lives and protect the environment for the healthy living of the citizens;

Worried that after spending multi-million Naira to build and install equipment, the Recycling Centers are being abandoned, hence defeating the good initiative of the Federal Government, while leaving the environment to be ravaged by unmanaged wastes;

Also worried that the security of the Recycling Center has been abandoned to the mercy and personal efforts of Ilile Ohaji Community leadership, with the cooperation of the contractor who built the facility, hence the need to commission the project to serve its purposes;

Convinced that the Recycling Centers can also be very lucrative sources of revenue to the Federal Government if properly managed and made accessible to companies and businessmen who earn livings from metal and plastic recycling businesses;

Resolved to:

Mandate the Committee on Environment to investigate the reason (s) for abandonment of the Ilile/Ohaji Community Centre and ensure the completion of the Waste Recycling Center and report within eight (8) weeks (**HR. 46/07/2021**).

39. Need to Immortalise the Author of the National Pledge, Late Prof. (Mrs) Felicia Adebola Adedoyin

Motion made and Question proposed:

The House:

Notes that the National Pledge was written in 1976 by Prof (Mrs) Felicia Adebola Adedoyin (of blessed memory) who was a princess from the Iji ruling house of Saki, Oyo State;

Also notes that the motivation for writing the National Pledge was the reality of non-existence of a National Pledge for Nigeria at the time, unlike other nations like the United States of America and Ghana in West Africa;

Aware that the work which contains beautiful and patriotic words, appeared in the Daily Times of July 15 1976, in an article titled "**Loyalty to the Nation, Pledge**" leading to wide publicity within the nation with the attendant warm reception and acceptance;

Also aware that following the publication, the then Head of State and Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria, Gen. Olusegun Obasanjo made a little modification and introduced the said National Pledge during the formal launch of the Universal Free Primary Education (UPE) and directed that all school children should recite it during morning assembly;

Informed that the thoughtful and solemn words of the National Pledge have become an invocation for every Nigerian citizen to serve our fatherland with faithfulness, loyalty and honesty;

Regret that the iconic composer of the National Pledge passed away on Saturday, 1 May, 2021 after a brief illness.

Convinced that the contribution of the deceased great Nigerian deserves special acknowledgement by immortalizing her to keep her memories alive;

Resolves to:

Mandate the Committee on Special Duties to liaise with the relevant authority of the Federal Government to immortalize Prof. Felicia Adebola Adedoyin for her contributions to the advancement of Nigeria (*Hon. Olajide Olatubosun — Saki East/Saki West/Atisbo Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the National Pledge was written in 1976 by Prof (Mrs) Felicia Adebola Adedoyin (of blessed memory) who was a princess from the Iji ruling house of Saki, Oyo State;

Also noted that the motivation for writing the National Pledge was the reality of non-existence of a National Pledge for Nigeria at the time, unlike other nations like the United States of America and Ghana in West Africa;

Aware that the work which contains beautiful and patriotic words, appeared in the Daily Times of July 15 1976, in an article titled "**Loyalty to the Nation, Pledge**" leading to wide publicity within the nation with the attendant warm reception and acceptance;

Also aware that following the publication, the then Head of State and Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria, Gen. Olusegun Obasanjo made a little modification and introduced the said National Pledge during the formal launch of the Universal Free Primary Education (UPE) and directed that all school children should recite it during morning assembly;

Informed that the thoughtful and solemn words of the National Pledge have become an invocation for every Nigerian citizen to serve our fatherland with faithfulness, loyalty and honesty;

Regretted that the iconic composer of the National Pledge passed away on Saturday, 1 May 2021 after a brief illness.

Convinced that the contribution of the deceased great Nigerian deserves special acknowledgement by immortalizing her to keep her memories alive;

Resolved to:

Mandate the Committee on Special Duties to liaise with the relevant authority of the Federal Government to immortalize Prof. Felicia Adebola Adedoyin for her contributions to the advancement of Nigeria (**HR. 47/07/2021**).

40. Consideration of Reports

- (i) ***A Bill for an Act to Provide for Establishment of 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 resume consideration on the Report on a Bill for an Act to Provide for Establishment of Federal College of Education, Mutum Biyu, Taraba State; and for Related Matters (HB.644)" (*Hon. Alhassan Ado Garba — House Leader*).

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 11: Deputy Provost.

- (1) There shall be for the College, a Deputy Provost.

- (2) The Council shall appoint the Deputy Provost from among the Chief Lecturers in the College in one of the following ways, that is —

- (a) from a list of three candidates in order of preference, submitted by the Provost; or
 - (b) on the recommendation of a Selection Board constituted under this section for that purpose; or
 - (c) on the nomination of the Provost.
- (3) The Selection Board referred to in subsection (2) of this section shall —
- (a) consist of —
 - (i) the chairman of the Council;
 - (ii) the Provost;
 - (iii) two members of the Council not being members of the Academic Board;
 - (iv) two members of the Academic Board; and
 - (b) make such inquiries as it deems fit before making the recommendation required under subsection (2) of this Section.
- (4) The Deputy Provost shall —
- (a) assist the Provost in the performance of his functions;
 - (b) act in the place of the Provost when the post is vacant or if the Provost is, for any reason, absent or unable to perform his functions as Provost; and
 - (c) perform such other functions as the Provost or the council may, from time to time, assign to him.
- (5) The Deputy Provost —
- (a) shall hold office for a period of two years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for one further period of two years and no more (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 12: The Registrar and other Staff of the College.

- (1) The Council shall appoint a Registrar for the College (hereinafter referred to as the "the Registrar") who shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council, and subject thereto, as the Provost may from time to time direct.

- (2) The Registrar shall, in addition to other duties conferred on him by this Bill, be the Secretary to the Council, the Academic Board and any Committee of the Council and in his absence, the Council or of any such Committees may appoint some other person to act as Secretary, and he shall not vote on any question before the Council or will not count towards a quorum.
- (3) A Registrar —
 - (a) shall hold office for a period of five years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for one further period of five years and no more.
- (4) Where the Registrar appointed before the commencement of this Bill has held office —
 - (a) for five years or less, he shall be deemed to have served his first term of office and may be reappointed for a further term of five years;
 - (b) for more than five years but less than ten years, he shall complete the maximum period of ten years and thereafter relinquish his post and be assigned other duties in the College (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 13: Other Principal Officers of the College.

- (1) There shall be for the College the following Principal Officers in addition to the Registrar, that is —
 - (a) the Bursar; and
 - (b) the College Librarian, who shall be appointed by the Council on the recommendation of the Selection Board constituted under section 9 (3) of this Bill.
- (2) The Bursar shall be the Chief Financial Officer of the College and be responsible to the Provost for the day-to-day administration and control of the financial affairs of the College.
- (3) The College Librarian shall be responsible to the Provost for the administration of the College Library and the coordination of the library services in the teaching units of the College.
- (4) A Bursar or Librarian —
 - (a) shall hold office for a period of five years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for a further period of five years and no more.

- (5) Where, on the commencement of this Bill, a Bursar or Librarian has held office —
- (a) for five years or less, he shall be deemed to be serving his first term of office and may be reappointed for a further term of five years;
 - (b) for more than five but less than ten years, he shall complete the maximum period of ten years and thereafter relinquish his post and be assigned other duties in the College (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 14: Resignation of Appointment of Principal Officers.

A principal officer may resign his appointment —

- (a) in the case of the Provost, by notice to the Visitor; and
- (b) in any other case, by notice to the Council (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 15: Other Employees of the College.

- (1) The Council may appoint such other persons to be employees of the College as the Council may determine to assist the Provost and the Principal Officers of the College in the performance of their functions under this Bill.
- (2) Subject to the provisions of this Bill, the remuneration, tenure of office and conditions of service of the employees of the College shall be determined by the Council in consultation with the Federal Civil Service Commission (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 16: Selection Board for other Principal Officers.

- (1) There shall be, for the College, a selection Board which shall consist of —
 - (a) the Chairman of the Council;
 - (b) the Provost;
 - (c) four members of the Council not being members of the Academic Board; and
 - (d) two members of the Academic Board.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subsection (1) of this section shall be as the Council may, from time to time, determine (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 17: Pensions.

- (1) Service in the Commission shall be approved service for the purposes of the Pension Act.

- (2) The officers and other persons employed in the College shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades as appropriate.
- (3) Nothing in subsections (1) and (2) of this Section shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office.
- (4) For the purposes of the application of the provisions of the Pensions Act, any power exercisable thereunder by the Minister or other authority of the Government of the Federation, other than the power to make regulations under section 23 thereof, is hereby vested in and shall be exercisable by the College, and not by any other person or authority (*Hon. Alhassan Ado Garba — House Leader*).

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

PART II — FINANCIAL PROVISIONS

Clause 18: Establishment of Fund of the College.

- (1) The Council shall establish and maintain a Fund, which shall be applied towards the promotion of its objectives specified in this Bill.
- (2) There shall be paid and credited to the Fund established under subsection (1) of this section —
 - (a) such sums as may from time to time be granted to the Council by the Federal Government through the National Commission for Colleges of Education;
 - (b) all monies raised for the purposes of the Council by way of gifts, grants-in-aid or testamentary disposition; and
 - (c) income derived from investments;
 - (d) all subscriptions, fees and charges for services rendered by the Council and all other sums that may accrue to the Council from any source.
- (3) The Council shall submit to the Minister through the National Commission for Colleges of Education, not later than three months before the end of each financial year or at such other time as he may direct, an estimate of its revenue and expenditure for the next succeeding financial year (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 19: Power to Accept Gifts.

- (1) The Council may accept gifts of land, money or other property upon such terms and conditions if any, as may be specified by the person making the gift.
- (2) The Council shall not accept any gift if the conditions attached by the person making the gift are inconsistent with the functions of the Council (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 20: Accounts and Audit.

The Council shall keep proper accounts of its receipt, payments, assets and liabilities and shall in respect of each year cause the accounts to be audited (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 21: Annual Reports.

The Council shall soon after the expiration of each financial year, prepare and submit to the Minister a report of its activities during the immediate preceding financial year and shall include in the report, audited accounts of the College for that year and of the auditor's report on the accounts (*Hon. Alhassan Ado Garba — House Leader*).

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

PART III — MISCELLANEOUS AND SUPPLEMENT

Clause 22: Offices And Premises.

- (1) For the purpose of providing offices and premises necessary for the performance of its functions, the Council may —
 - (a) purchase any interest in or take on lease any land; and
 - (b) build, equip and maintain offices and premises.
- (2) The Council may, with the approval of the Minister, sell any interest in or lease any land, offices or premises held by it and no longer required for the performance of its functions (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 23: Discipline of Students.

- (1) The Council may make rules providing for the Provost to conduct enquiries into alleged breaches of discipline (including lack of diligence) by students and such rules may make different provisions for further circumstances.
- (2) The rules shall provide for the procedure and rules of evidence to be followed at enquiries under this section.
- (3) Subject to the provisions of subsection (1) of this section, where it is proved during the enquiry that any student of the College is guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or any regulations made thereunder, direct —
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the College, or make use of such facilities of the College, as may be specified; or
 - (b) that the activities of the student shall during such period as may be specified in the directions, be restricted in such manner as may be so specified; or
 - (c) that the student may be suspended for such period as may be specified in the direction; or
 - (d) that the student be expelled from the College.

- (4) Where there is temporarily no Provost or where the Provost refuses to apply any disciplinary measures, the Council may, either directly or through some other staff, apply such disciplinary measures as specified in subsection (3) of this section to any student of the College who is guilty of misconduct.
- (5) Where a direction is given under subsection (3) (c) or (d) of this section in respect of any student, the student may, within 21 days from the date of the letter communicating the decision to him, appeal from the direction 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 or set aside the direction or modify it in such manner as the Council may think fit.
- (6) The fact that an appeal from a direction is brought in pursuance of subsection (5) of this section shall not affect the operation of the direction while the appeal is pending.
- (7) The Provost may delegate his powers under this section to a disciplinary committee consisting of such members of the College as he may nominate.
- (8) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the College other than on the ground of misconduct.
- (9) It is hereby declared that the direction under subsection (3) (a) of this section may be combined with a direction under subsection (3) (b) of this section.
- (10) In all cases under this section, the decision of the Council shall be final unless reversed by the Minister on appeal by the student (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 24: Interpretation.

In this Bill —

"Chairman" means the Chairman of the Governing Council (*Hon. Alhassan Ado Garba — House Leader*).

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

"College" means the Federal College of Education Mutum Biyu, Taraba State, specified in the Schedule to this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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 Colleges established by or pursuant to section 2 of this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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

"Provost" means the Provost of a College appointed under section 9 of this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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

"Function" includes powers and duties (*Hon. Alhassan Ado Garba — House Leader*).

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

"Minister" means the Minister charged with responsibility for matters relating to education (*Hon. Alhassan Ado Garba — House Leader*).

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

"Member" means a member of the Council including the Chairman (*Hon. Alhassan Ado Garba — House Leader*).

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

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

Clause 25: Short Title.

This Bill may be cited as the Federal College of Education, Mutum Biyu, Taraba State Bill, 2021 (*Hon. Alhassan Ado Garba — House Leader*).

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

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC.

[Section 3 (2)]

Terms of Service

1. There may be paid to members of the Council, other than *ex-officio* members, such remuneration and allowances as may from time to time be determined by the President.
2. Where a vacancy occurs in respect of the membership specified in Section 3 (1) (a) and (d), it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor in office shall represent the same interest as his predecessor.
3. The validity of proceedings of the Council shall not be adversely affected, notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

Proceedings

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

- (2) The Chairman may at any time and shall, at the request in writing of not less than six members, convene a meeting of the Council.
- (3) At any meeting of the Council the Chairman shall preside; but in his absence, members present shall elect one of their members to preside at the meeting.
- (4) Where the Council desires to obtain the advice of any person on any particular matter, the Council may co-opt persons who are not members of the Council but persons co-opted shall not be entitled to vote at a meeting of the Council.
- (5) The quorum of the Council shall be one half of the total members of the Council, at least one of whom shall be a member appointed by the President.
- (6) Decisions of the Council shall be made on approval by a simple majority of members.

Miscellaneous

5. (1) The fixing of the seal of the College shall be authenticated by the signature of the chairman, Provost and of some other members of the Council authorized generally or specially by the Council for that purpose.
- (2) Any contract or instrument which, if made or executed by a person other than a body corporate would not be required to be under seal, may be made or executed on behalf of the College by any person generally or specially authorized to act for that purpose by the Council.
- (3) Any document purporting to be duly executed under the seal of the College shall be received in evidence and shall, unless the contrary is proved, be presumed to be so executed (*Hon. Alhassan Ado Garba — House Leader*).

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

Explanatory Memorandum:

This Bill seeks to make comprehensive provision for the establishment of the Federal College of Education Mutum Biyu, Taraba State, to among other things, provide for full-time and part-time Courses (*Hon. Alhassan Ado Garba — House Leader*).

Agreed to.

Long Title:

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 (HB. 1136) (*Hon. Alhassan Ado Garba — House Leader*).

Agreed to.

Chairman to report Bill.

(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 Provide for Establishment of Federal College of Education, Mutum Biyu, Taraba State; and for Related Matters (HB.644) and approved Clauses 11 - 25, 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.

(ii) ***A Bill for an Act to Provide for Establishment of Federal University of Technology, Manchok; and for Related Matters (HB. 1135) (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 Establishment of Federal University of Technology, Manchok; and for Related Matters (HB. 1135)” (Hon. Alhassan Ado Garba — House Leader).

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, MANCHOK;
AND FOR OTHER MATTERS CONNECTED THEREWITH

PART I — ESTABLISHMENT, CONSTITUTION AND FUNCTIONS
OF THE FEDERAL UNIVERSITY OF TECHNOLOGY, MANCHOK

Clause 1: Establishment and Objectives of the Federal University of Technology, Manchok.

- (1) There is hereby Federal College of Statistics, Manchok Kaduna State upgraded and established as the Federal University of Technology, Manchok.
- (2) The University shall be a body corporate with perpetual succession and a common seal and may sue or be sued in its corporate name.
- (3) The University shall be a training institution for the development of teacher Education in the country.
- (4) The University shall be supervised by the Federal Ministry of Education through the National Universities Commission (NUC) who shall be 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 objects of the University shall be:
 - (a) to encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction;
 - (b) to develop and offer academic and professional programmes leading to the award of certificates, first degrees, post-graduate research, diploma and higher degrees with emphasis on planning, developmental and adaptive skills in Engineering, technology, applied science, agriculture, commerce, arts, social science, humanities, management and allied professional disciplines;

- (c) to produce socially mature technical men and women with capabilities not to only understand technological need of Nigeria as a nation, but also to exploit existing technical infrastructure and improve on it to develop new ones;
- (d) to act as agents and catalysts for effective technical system, through post graduate training, research and innovation, for effective economic utilization and conservation of the country's human resources;
- (e) development of technical, engineering scientific and productive skills in young persons for manpower needs of the growing industrial sector;
- (f) to collaborate with other national and international institutions involved in training, research and development of technology with a view to promoting governance, leadership and management skills among Nigerians;
- (g) to identify technological needs of the society with a view to finding solutions to them within the context of overall national development.
- (h) to provide and promote sound basic technical training as a foundation for the development of Nigeria, taking into account indigenous culture and the need to enhance national unity.
- (i) to provide higher systematic advancement of the science and technology.
- (j) to provide for instruction in such branches of technology as it may deem necessary to make provision for research advancement and dissemination of knowledge in such manner as it may determine.
- (k) to provide teachers with operational competence for teaching in pre-tertiary institutions, basic, senior secondary schools and non-formal Education institutions.
- (m) to undertake any other activities that is appropriate for a University of Education of the highest standard (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 2: Constitution and Principal Officers 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 body to be called Congregation;
- (e) a body to be called Convocation;

- (f) the campuses and colleges of the University;

- (g) the colleges, institutes and other teaching and research units of the University;
 - (h) 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;
 - (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 of this Bill provision shall be made by statute with respect to the constitution of the Council, the Senate, Congregation and Convocation (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 3: Powers of Federal University of Technology, Manachok and its exercise.

- (1) For the carrying out of its objects as specified in section 1 of this Bill, Federal; University of Technology shall have power:
 - (a) to offer courses of instruction, training and research in Technology and allied areas for the production of quality technologist in Nigeria .
 - (b) to establish such colleges, campuses, institutes, schools, departments and other teaching and research units within the University as may from time to time be deemed necessary or desirable subject to the approval of National Universities Commission;
 - (c) to institute professorships, readerships or associate professorships, lectureships, and other posts and offices and to make appointments thereto;
 - (d) to institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - (e) to provide for the discipline and welfare of members of the University;
 - (f) to 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) to grant honorary degrees, fellowships or academic titles;

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- (h) to demand and receive from any student or any other person attending the University for the purposes of instruction, such fees as the University may from time to time determine subject to the overall directives of the Minister;
 - (i) subject to section 20 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever it is situate;
 - (j) to accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attached thereto;
 - (k) to enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
 - (l) to 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) to hold public lectures and to undertake printing, publishing and book selling;
 - (n) subject to any limitations or conditions imposed by statute, to invest any moneys appertaining to the University by way of endowment it, not being 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 to deposit any moneys for the time being not invested with any bank on deposit or current account;
 - (o) to 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 it necessary or expedient to borrow of to guarantee any loan, advances or credit facilities;
 - (p) to make gifts for any charitable purpose;
 - (q) to do anything which it is authorized or required by this Bill or by statute to do; and
 - (r) to 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 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 authorized by the statute.
- (3) The power of the University to establish further campuses and colleges within the University shall be exercisable by statute and not otherwise (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 4: 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 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. Alhassan Ado Garba — House Leader*).

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

Clause 5: Composition, Tenure and Powers of the Council of the University.

- (1) The Council of the University shall consist of:
 - (a) the Pro-Chancellor who shall be appointed by the President on the recommendation of the Honourable Minister of Education;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellor(s);
 - (d) one person from the Ministry responsible for Education;
 - (e) four persons representing a variety of interests and broadly representative of the whole Federation to be appointed from:
 - (i) the Council for the regulation of Engineers in Nigeria(COREN),
 - (ii) Tertiary Education Trust Fund, and
 - (iii) two other persons, one of whom shall be a representative of the University host community;
 - (f) four persons appointed by the Senate from among its members;
 - (g) two persons appointed by Congregation from among its members;
 - (h) one person appointed by Convocation from among its members;
 - (i) two persons representing the community appointed by the President.
- (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 so constituted shall have a tenure of four years 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.

- (4) The powers of the Council shall be exercised, as 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 discharge of its functions and exercise of its responsibilities for the good management, growth and development of the University.
- (6) The Council in the discharge 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 vis-à-vis non-academic activities (*Hon. Alhassan Ado Garba — House Leader*).

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

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 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.
- (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 University and perform such other functions 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 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 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 sub-section (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council; and in so far and to the extent that any rules so made by that Committee conflict with any direction given by the Council, whether before or after the coming into force of the rules in question, the directions of the Council shall prevail.

- (7) There shall be paid to the members respectively 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 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 any 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 sub-section (9) of this section shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 7: Functions of the Senate of the University.

- (1) Subject to section 6 of this Bill and subsections (3) and (4) of this section and the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize 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 to promote research at the University.
- (2) Without prejudice to the generality of subsection (1) of this section and subject as therein mentioned, it shall in particular be the function of the Senate to make provision for:
 - (a) the establishment, organization 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 organization 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 as aforesaid;
 - (d) the 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) the establishment, organization 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, or 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 exercising any function conferred on it either by the foregoing provisions of this section or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized 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 teacher at the University but is a teacher 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 organization or institution.
- (6) Subject to right of appeal to the Council from a decision of the Senate under this sub-section, 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 he is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Alhassan Ado Garba — House Leader*).

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

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 of this Bill 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 of this Bill, the Vice-Chancellor shall have the 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 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 services within the approved threshold from time to time.
- (4) It shall be 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. Alhassan Ado Garba — House Leader*).

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

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

Clause 9: 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) any other amounts, charges or dues recoverable by the University;
 - (g) revenue, from time to time, accruing to the University by way of subvention;
 - (h) interests on investments;
 - (i) donations and legacies accruing to the University from any source for the general or special purposes of the University; and
 - (j) Regular TETFUND interventions;
- (2) The general fund shall be applied for the purposes of the University (*Hon. Alhassan Ado Garba — House Leader*).

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

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 sub-section 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, and to matters arising from, the transfer of property by this section and with respect to the other matters mentioned in that Schedule (*Hon. Alhassan Ado Garba — House Leader*).

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, that is to say:
 - (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 of any statute, regulation or other instrument made thereunder; or
 - (e) making provision for any other matter for which provision by statute is authorized or required by this Bill.
- (2) Subject to section 25 (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 28 (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.

Third Schedule.

- (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. Alhassan Ado Garba — House Leader*).

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

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 and not otherwise.
- (2) A proposed statute shall not become law unless it has been approved:
 - (a) at a meeting of the Senate, by the votes of not less than two thirds of the members present and voting; and
 - (b) at a meeting of the 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 in the Council, and may be approved as required by subsection (2) of this section by either one of those bodies or the other.
- (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.

- (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 after having been duly approved by the Senate, or on the date on which it is duly approved by the Senate after having been duly approved by the Council, as the case may be 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.
- (6) In the event of any doubt or dispute arising at any time:
 - (a) as to 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 they relate 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 shall think fit.
- (7) The decision of the Visitor on any matter referred to him under sub-section (6) of this section shall be 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 sub-section, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria.
- (8) Nothing in sub-section (7) of this section shall affect 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, 1999 (*Hon. Alhassan Ado Garba — House Leader*).

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 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. Alhassan Ado Garba — House Leader*).

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

PART IV — SUPERVISION AND DISCIPLINE

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

- (4) The Visitor shall make the report of such visitations and white paper thereon available to the Council which shall implement same (*Hon. Alhassan Ado Garba — House Leader*).

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

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 President, and the President, after making such enquiries (if any) as he may consider appropriate approves the recommendation, he may direct the removal of the person in question 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. Alhassan Ado Garba — House Leader*).

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

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 of 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) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee with respect to the matter, and if the Council, after considering the report of the investigating committee, is satisfied that the person in question should be removed as aforesaid, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (2) The Vice-Chancellor may, in a case of misconduct by a member of the 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 forthwith be reported to the Council.
- (3) For good cause, any member of the 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 functions of his office; or

- (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; or
 - (c) conduct of a scandalous or other disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (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.
- (4) Any person suspended pursuant to subsection (2) or (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as:
 - (a) whether to continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to reinstate such person, in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
 - (c) whether to 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) whether to 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.
- (5) In any case where the Council, pursuant to 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 a period of three months from such decision come to a final determination in respect of the case concerning any such person.
- (6) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) of 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.
- (7) Nothing in the foregoing provisions of this section shall:
 - (a) apply to any directive given by the Visitor in consequence of any visitation; or

- (b) prevent the Council from making regulations for the discipline of other categories of workers of the University as may be prescribed (*Hon. Alhassan Ado Garba — House Leader*).

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

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 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 provisions of regulations made in pursuance of section 7 (5) of this Bill, the Vice-Chancellor may, on the recommendation of the Senate, appoint an appropriate person as examiner in the place of the examiner removed in pursuance of subsection (1) of this section.
- (3) It shall be the duty of the Vice-Chancellor 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 is related (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 18: Participation and Discipline of Students.

- (1) The Students shall be:
- (a) 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 powers conferred on him by statute or regulations, direct:
- (a) that the 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;
- (3) Where a direction is given under subsection (1) (c) or (d) of this section 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 or set aside the direction or modify it in such manner as the Council thinks fit.

- (4) The fact that an appeal from a direction is brought in pursuance to subsection (2) of this section shall not affect the operation of the direction while the appeal is pending:
- (a) 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.
 - (b) nothing in this section shall be construed as preventing the restriction or termination of students' activities at the University otherwise than on the ground of misconduct.
 - (c) a direction under subsection (2) (a) of this section may be combined with a direction under subsection (2) (b) of this section (*Hon. Alhassan Ado Garba — House Leader*).

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

PART V — MISCELLANEOUS AND GENERAL

Clause 19: Exclusion of 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, account of race, place of birth or of family origin, or religious or political persuasion, as a condition of becoming or continuing to be a student at the University, the holder of any degree of the University or of any appointment or employment at the University, or a member of anybody established by virtue of this Bill; and no person shall be subject to any disadvantage or accorded any advantage relation to the University, by reference to any of those matters.
- (2) 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 wilfully refuses or fails on grounds of religious belief to undertake any duty generally and uniformly imposed on all such person 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. Alhassan Ado Garba — House Leader*).

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

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. Alhassan Ado Garba — House Leader*).

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

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

Except as may be otherwise provided by statute or by regulations, the quorum and procedure of any body of persons established by this Bill shall be as determined by that body (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 22: Appointment of Committee, 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 to authorize a committee established by it:
 - (a) to exercise, on its behalf, such of its functions as it may determine; and
 - (b) to co-opt members.
- (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 of 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 by 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 establish the committee or hold the meeting.
- (4) Nothing in the provisions of subsection (1), (2) and (3) of this section shall be construed as:
 - (a) enabling the statutes to be made otherwise than in accordance with section 1 of this Bill; or
 - (b) enabling the Senate to empower any other body to make regulations of the award degrees or other qualifications.
- (5) 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 (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 23: Retiring age of academic staff.

- (1) Notwithstanding anything to the contrary in the Pension Act, the compulsory retiring age of the following categories of staff shall be as follows:
 - (a) Academic staff of the University in the non-Professorial cadre shall be 65 years;
 - (b) Academic staff of the University in the Professorial Cadre shall be 70 years;
 - (c) Non-Academic staff of the University shall be 65 years.

- (2) A law or rule requiring a person to retire from the public service after serving for 35 years shall not apply to an academic staff of the University (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 24: Special Provisions relating to Pension of Professors.

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 (*Hon. Alhassan Ado Garba — House Leader*).

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

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 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 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 authorized to do so by the Council.
- (4) The validity of any proceedings of anybody established in pursuance of 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 preceding.
- (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall forthwith disclose his interest to the body and shall 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 in pursuance to this Bill.
- (7) The power conferred by this Bill on anybody to make statutes or regulations shall include power to revoke or vary any statute (including the statute contained in the Third Schedule of this Bill) or any regulation by a subsequent statute or as the case may be, by a subsequent regulation and statutes and regulations may make 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 section 8 or section 18 of this Bill or 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. Alhassan Ado Garba — House Leader*).

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

- Clause 26:**
- (1) **Pre-Action Notice:**
 - (a) No legal proceeding shall be instituted and/or commenced against the University or any of its agents in the course of their official duties unless a 3 months' Pre-Action Notice of such intention is served on the University by an aggrieved party.
 - (b) 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.
 - (c) For the avoidance of doubt, it is hereby declared 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 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.
 - (d) In any suit against this University, no execution or attachment or process in the nature thereof shall be issued against the University, but any sums of money which may be 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 fund.
 - (2) **Service of Notices:**

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. Alhassan Ado Garba — House Leader*).

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

Clause 27: Interpretation.

- (1) In this Bill, unless the context otherwise requires:

"Campus" means any campus which may be established by the University (*Hon. Alhassan Ado Garba — House Leader*).

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

"College" means the College established pursuant to section 2 (1) (b) of this Bill for the University (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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

"Minister" means the Hon. Minister of Education (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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 pursuant to section 2 (1) (e) of this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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 10 of this Bill and in accordance with the provisions of section 11 of this Bill, and (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

Question that the meaning of the words “the statutes” 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. Alhassan Ado Garba — House Leader*).

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

"University" means the Federal University of Technology Manchok established by section I of this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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

- (2) It is hereby declared that 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 such intermediate authority to forward any proposals of that or recommendations received by it in pursuance of that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 28: Short Title:

This Bill may be cited as the Federal University of Technology, Manchok Bill, 2021 (*Hon. Alhassan Ado Garba — House Leader*).

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 Mr President upon recommendation by the Minister of Education.
- (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 shall be 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:

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- (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 subsection (2) 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 subsection (3) of this section 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 discharge 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:
- (i) three members of the Council, one of whom shall be the Chairman of the committee; and
 - (ii) 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 provided that 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 6 months.

Deputy Vice-Chancellor

4. (1) There shall be for the University such number of Deputy Vice-Chancellors as Council may from time to time 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 subsection (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, from time to time, assign to him.
- (5) A Deputy Vice-Chancellor:
 - (a) shall hold office for a period of two years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for one further period of two years and no more.
 - (c) may be removed from office for good cause by the Council acting on the recommendations of the Vice-Chancellor and Senate.
 - (d) "Good cause" for the purpose of this section means gross misconduct or inability to discharge 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 shall be the chief administrative officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day 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 the following principal officers, in addition to the Registrar, that is:
- (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 shall be the Chief Financial Officer of the University and 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 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 aforesaid officers 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 subsection (1) of this paragraph shall be as the Council may, from time to time, determine.
 - (3) The Registrar, Bursar and Librarian shall hold office for a single term of five years only beginning from the effective date of their appointments and on such terms and conditions as may be specified in their letters of appointment.
 - (4) Notwithstanding subsection (3) of this section, the Council may, upon satisfactory performance, extend the tenure of the Registrar, Bursar or Librarian for a further period 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 the foregoing provisions of 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 so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Alhassan Ado Garba — House Leader*).

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 University

1. Without prejudice to the generality of section 9 (1) of this Bill:
 - (a) the reference in that subsection to property held by the Provisional Council 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;
 - (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 modifications, have effect as if the University had been a party thereto in place of the Provisional Council.
- (2) Documents not falling within subsection (1) of this paragraph, including enactment which refer, whether specially or generally, to the Provisional Council, shall be construed in accordance with that sub-section 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 aforesaid.
- (2) It shall be the duty of the body to which any property is transferred by this Bill 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 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 were members of the Academic Board 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 to this Bill shall 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 schools, school boards and students of the University immediately before the coming into force of this Bill shall on that day become schools, school boards and students of the University as constituted by this Bill.
- (6) Persons who were Deans of schools and Heads of Academic Departments shall continue to be Deans or HODs of the corresponding School/Department, until new appointments are made in pursuance of the statutes.
- (7) Any person who was a member of the staff of the University as established or was otherwise employed by the Provisional Council shall become 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. Alhassan Ado Garba — House Leader*).

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

THIRD SCHEDULE

[Section 9 (3)]

FEDERAL UNIVERSITY OF TECHNOLOGY, MANCHOK (ESTABLISHMENT) BILL, 2021 STATUTE NO. 1

ARRANGEMENT OF ARTICLES

Articles:

1. The Council.
2. The Finance and General Purposes Committee
3. The Senate
4. The Congregation
5. Convocation
6. Division of Colleges
7. College/School Boards
8. Dean of the College
9. Selection of certain Principal Officers
10. Creation of academic posts
11. Appointment of academic staff
12. Appointment of administrative and professional staff
13. Interpretation.
14. Short Title

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 otherwise than in pursuance of section 5 (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 otherwise than in pursuance of section 5 (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 in the year which he was appointed.
- (4) Where a member of the Council holding office otherwise than in pursuance of section 5 (a), (b), (g), or (h) of this Bill vacates office before the expiration of the period aforesaid, 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 otherwise 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 shall be five, at least one of whom shall be a member appointed pursuant to section 5 (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 as respects that meeting shall be the chairman at that meeting, and subject to section 4 of this Bill and the foregoing 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 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.

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;
 - (d) the Permanent Secretary of the Federal Ministry of Education, or in his absence, such member of his Ministry as he may designate to represent him; and
 - (e) the Executive Secretary of the Petroleum Technology Development Fund, or in his absence, such member of the Fund as he may designate to represent him.

- (2) The quorum of the Committee shall be five.
- (3) Subject to any directions given by the Council, the Committee may regulate its own procedure.

Annual budget and estimates, etc.

- (4)
 - (i) 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;
 - (ii) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct:

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

Gifts, donations, etc.

- (5)
 - (i) 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.
 - (ii) 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:

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.

- (iii) 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.

Payment into bank

- (6) All sums of money received on account of the University shall be paid into such bank 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 subsection (1) of this section.

Audit

3.
 - (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.

The Senate

4. (1) The Senate shall consist of:
 - (i) the Vice-Chancellor;
 - (ii) the Deputy Vice-Chancellors;
 - (iii) the Deans of respective Colleges;
 - (iv) the Professors in the University;
 - (v) Heads of Academic Departments and Units;
 - (vi) the University Librarian;
 - (vii) one elected representative of each College;
 - (viii) two members of Academic Staff elected by the Congregation;
 - (ix) one elected representative of each department;
 - (x) 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;
 - (xi) Registrar — 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 paragraph (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 paragraph (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 from time to time determine.
- (7) An elected member shall hold office for the period of two years beginning with 1 August in the year of his election, and may be a candidate at any election held in pursuance to paragraph (6) of this article in the year in which his period of office expires, so however that no person shall be such a candidate if at the end of his current period of office he will have held office as an elected member for a continuous period of six years or would have so held office if he had not resigned it.

- (8) No election shall be held in pursuance of this article in any year if the number specified in the certificate given in pursuance to paragraph (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 in pursuance of paragraph (7) of this article.
- (9) For the avoidance of doubt it is hereby declared that no person shall 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 fifteen 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 tenth day following that on 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 otherwise than as elected members.

Congregation

5. (1) Congregation shall consist of:
 - (i) Vice-Chancellor;
 - (ii) the Deputy Vice-Chancellors;
 - (iii) the full-time members of the academic staff
 - (iv) the Registrar;
 - (v) the Librarian
 - (vi) every member of the administrative staff who holds a degree, other than honorary degree, of any University recognized 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 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 shall be one third or the whole number nearest to one third of the total number of members of Congregation of fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying:
 - (a) the total number of members of Congregation for the purpose 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) The procedure for election of members of Congregation to the Council and the Senate shall be prescribed by Regulations.
- (6) Subject to the foregoing provisions of this article, Congregation may regulate its own procedure.
- (7) Congregation shall be entitled to express by resolutions 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

6. (1) Convocation shall consist of:
 - (i) the officers of the University mentioned in the First Schedule to this Bill;
 - (ii) all teachers within the meaning of this Bill;
 - (iii) all other persons whose names are registered in accordance with paragraph (2) of this article.
- (2) A person shall be entitled to have his name registered as a member of convocation if:
 - (a) he 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) he 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 paragraph and subject to paragraph (4) of this article 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 the Convocation by virtue of paragraph (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 shall be entitled on demand to inspect the register or a copy of the register at the principal times 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 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 or the whole 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

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

College Boards

8. (1) There shall be established in respect of each College, a Board of Studies which, subject to the provisions of this Statute, 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 college;
 - (b) deal with any other matter assigned to it by statute or by the Vice-Chancellor or by the Senate; and
 - (c) advise the Vice-Chancellor or the Senate on any matter referred to it by the Vice-Chancellor or the 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 of the teachers 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

9. (1) The Board of each College shall, at a meeting in the last term 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 paragraph 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 period of two years. Thereafter he 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) It shall be the function of the Dean to 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 would have been taken at a meeting of the Board, and in the event of a vacancy occurring following 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 15(3) of the Act.

Departmental Board of Studies

10. (1) There shall be a Departmental Board of Studies whose membership shall be made of all academic staff of the Department.
- (2) It 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) For a Professor the term is for 3 years while 1 year is for acting capacity.
- (4) The Board shall superintend over all teachings and examinations in the Department;
- (5) The Board shall handle all disciplinary matters in the Department and make recommendations to the College where necessary;
- (6) Allocation of courses in the department shall be done by the Departmental Board on recommendation of the Head of Department.

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

11. (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;
 - (d) two members appointed by the Senate.
- (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.

Tenure of Directors

12. 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

13. 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

14. (1) Subject to the Act 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 or Readerships or equivalent posts, a Board of Selection, with power to appoint, shall consist of:
- (a) the Vice-Chancellor — Chairman
 - (b) the Deputy Vice-Chancellor — Member
 - (c) the Dean of the College — Member
 - (d) Head of Department — Member
 - (e) such other person(s), 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 from time to time appoint.
 - (f) Registrar — Secretary
- (4) For other academic posts, a Selection Board, with power to appoint, shall consist of:
- (a) the Vice-Chancellor or his representative — Chairman:
 - (b) the Dean of the College — Member

- (c) Head of the Department concerned — Member

- (d) an internal member of Council (not below the Rank of Senior Lecturer from the sister college in the Candidate's subject-area) — Member
 - (e) Registrar or his representative — 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) Boards of Selection 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. Quorum shall be three (3) including the Chairman.

Appointment of Administrative and Professional Staff

15. (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:
- (i) Vice Chancellor;
 - (ii) Deputy Vice Chancellor;
 - (iii) Registrar
 - (iv) Bursar
 - (v) University Librarian
 - (vi) the Head of Department concerned
 - (vii) Establishment and Human Resources Officer who shall serve as Secretary
- Quorum shall be three (3) including the Chairman.

Interpretation

16. In this Statute, the expression "the Act" means the Federal University of Technology, Manchok Act and any word or expression defined in the Act has the same meaning in this Statute.

Short Title

17. This Statute may be cited as the Federal University of Technology, Manchok Act Statute No. 1 (*Hon. Alhassan Ado Garba — House Leader*).

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

Long Title:

A Bill for an Act to Provide for the Establishment of the Federal University of Technology, Manchok; and for Other Matters Connected Therewith (HB. 1135) (*Hon. Alhassan Ado Garba — House Leader*).

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 Provide for Establishment of Federal University of Technology, Manchok; and for Related Matters (HB. 1135) and approved Clauses 1 - 28, the Schedules, and the Long Title of the Bill.

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

(iii) A Bill for an Act to Establish University of Agriculture and Technology, Oke-Ogun; and for Related Matters (HB.1210) (Committee of the Whole):

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish University of Agriculture and Technology, Oke-Ogun; and for Related Matters (HB.1210)" (Hon. Alhassan Ado Garba — House Leader).

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,
OKE-OGUN AND FOR RELATED MATTERS (HB. 1210)

Clause 1: Incorporation and objects of the Federal University of Agriculture and Technology, Oke-Ogun.

- (1) There is hereby established the Federal University of Technology, Oke-Ogun (hereafter in this Bill referred to as "the University") which shall be a body corporate with perpetual succession and a common seal.
- (2) The University may sue and be sued in its corporate name.
- (3) 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 a higher and liberal education;
 - (b) provide courses of instruction and other facilities for the pursuit of learning in all its branches, and to make those facilities available on proper terms to such persons as are equipped to benefit from them;

- (c) encourage and promote scholarship and conduct research in all fields of learning with emphasis on technical education;
- (d) relate its activities to the social, cultural and economic needs of the people of Nigeria; and
- (e) undertake any other activities appropriate for a university of the highest standard (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 2: Constitution and Principal Officers 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 body to be called Congregation;
 - (e) a body to be called Convocation;
 - (f) the campuses and colleges of the University;
 - (g) the faculties, schools, institutes and other teaching and research units of the University;
 - (h) 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;
 - (i) all graduates and undergraduates; and
 - (j) all other persons who are members of the University in accordance with the provision 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 therein mentioned.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely the Council, the Senate, Congregation and Convocation (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 3: Powers of the University and their Exercises.

- (1) For the carrying out its objects as specified in section 1 of this Bill the University shall have power —
 - (a) to 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) to institute professorships, readerships, lectureships and other posts and offices and to make appointments thereto;
- (c) to institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
- (d) to provide for the discipline and welfare of members of the University;
- (e) to 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;
- (f) to grant honorary degrees, fellowships or academic titles;
- (g) to 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 Minister;
- (h) subject to section 19 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situated;
- (i) to 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) to enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
- (k) to erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary or suitable or convenient for any of the objects of the University;
- (l) to hold public lectures and to undertake printing, publishing and bookselling;
- (m) subject to any limitations or conditions imposed by statute, to invest any moneys appertaining to the University by way of endowment, 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 uninvested with any bank on deposit or current account;
- (n) to 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 it necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;

- (o) to make gifts for any charitable purpose;
 - (p) to arrange for the general welfare of children of members of staff;
 - (q) to do anything which is authorized or required by this Bill or by statute to do; and
 - (r) to 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 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 any other manner which may be authorized by statute.
- (3) The power of the University to establish further campuses and colleges within the University shall be exercisable by statute and not otherwise (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 4: Functions of the 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 the Vice-Chancellor when acting as chairman of congregation or convocation the Pro-Chancellor shall, when he is present, be the chairman at all meetings of the Council (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 5: Functions of the Council and its Finance and General Purposes Committee.

- (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 University and perform such other functions 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 that 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 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 in so far and to the extent that any rules so made by that committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the directions of the Council shall prevail.
- (7) There shall be paid to the members of the Council, of the finance and general purposes committee and of any other committee set up by the Council respectively allowances in respect of traveling and other reasonable expenses, at such rates as may from time to time be fixed by the Council.
- (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 any five members of the Council, the chairman shall within twenty-eight days after the receipt of such request call a meeting of the Council; and 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. Alhassan Ado Garba — House Leader*).

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

Clause 6: Functions of the Senate.

- (1) Subject to section 5 of this Bill 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 the teaching of the University, the admission (where no other enactment provides to the contrary) of students and the discipline of students and to promote research at the University.
- (2) Without prejudice to the generality of subsection (1) of this section and subject as there mentioned, it shall in particular be the function of the Senate to make provision for —
 - (a) the 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) the organization and control of courses of study at the University and 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 as aforesaid;
 - (d) the 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) the establishment, organization and control of halls or residence and similar institutions at the University;
 - (f) the supervision of the welfare of students at the University and the regulations 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, 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) 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 foregoing provisions of this section or otherwise or for the purpose of making provision for any matter for which provision by regulation is authorized 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 teacher at the University but is a teacher of the branch of learning to which the course relates at some other university of high repute.
 - (6) 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 upon him if after due enquiry he is shown to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 7: 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 of this Bill, except the Pro-Chancellor and any other person for the time being acting as chairman of the Council.
- (2) Subject to sections 5, 6 and 13 of this Bill, the Vice-Chancellor shall have the 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. Alhassan Ado Garba — House Leader*).

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

PART II — STATUTES OF THE UNIVERSITY

Clause 8: Power of University to make Statutes. Cap. 192.

- (1) Subject to this Bill, the University may make statutes for any of the following purposes, that is to say —
 - (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 thereunder; or
 - (e) making provision for any other matter for which provision by statute is authorized or required by this Bill.
- (2) Subject to section 22 (6) of this Bill, the Interpretation Bill 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 Bill.
- (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.
- (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. Alhassan Ado Garba — House Leader*).

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

Clause 9: Mode of Exercising Power to Make Statutes. Cap. 192.

- (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 become law unless it has been approved —
 - (a) at a meeting of the Senate, by the votes of not less than two-thirds of the members present and voting; and
 - (b) at a meeting of the 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 in the Council, and may be approved as required by subsection (2) of this section by either one of those bodies before the other.

- (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 National Council of Ministers.
- (5) For the purposes of section 2 (2) of the Interpretation Bill, a statute shall be treated as being made on the date on which it is duly approved by the Council after having been duly approved by the Senate, or on the date on which it is duly approved by the Senate after having been duly approved by the Council, as the case may be or, in the case of a statute falling within subsection (4) of this section, on the date on which it is approved by the National Council of Ministers (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 10: Proof of Statutes.

A statute may be proved in any court by the production of a copy thereof bearing or having affixed to it a certificate purporting to be signed by the Vice-Chancellor or the registrar to the effect that the copy is a true copy of a statute of the University (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 11: Power of Visitor to Decide Meaning of Statutes.

- (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 shall think 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 the 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 court of law in Nigeria:

Provided that nothing in this subsection shall affect 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.

- (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 an 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 references 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 a non-academic matter (*Hon. Alhassan Ado Garba — House Leader*).

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

PART III — SUPERVISION AND DISCIPLINE

Clause 12: 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 —
 - (a) to 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 purposes of a visitation; and
 - (b) to give effect to any instructions consistent with the provisions of this Bill which may be given by the visitor in consequence of a visitation (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 13: 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 President and if the President, after making such enquiries (if any) as may be considered appropriate, approves the recommendation, may direct the removal of the person in question 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. Alhassan Ado Garba — House Leader*).

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

Clause 14: Removal of 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 or 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 of 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 to the Council; and
 - (c) if he or any three members of the Council so request within the period of one month beginning with the date of the notice, make arrangements —

- (i) for a joint committee of the Council and the Senate to investigate the matter and to report on it to the Council, or
 - (ii) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee with respect to the matter, and if the Council, after considering the report of the investigating committee, is satisfied that the person in question should be removed as aforesaid, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (2) The Vice-Chancellor may, in a case of misconduct by a member of the staff which in the opinion of the Vice-Chancellor is prejudicial to the interests of the University, suspend such member and any such suspension shall forthwith be reported to the Council.
- (3) For good cause, any member of staff may be suspended from his duties or his appointment may be terminated by 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 functions of his office; or
 - (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; or
 - (c) conduct of a scandalous or other disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (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.
- (4) Any person suspended pursuant to subsection (2) or (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as to —
 - (a) whether to continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to reinstate such person in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
 - (c) whether to 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) whether to 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; and in any case where the Council, pursuant to 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 a period of three months from such decision come to final determination in respect of the case concerning any such person.
- (5) It shall be the duty of the person by whom an instrument of removal is signed in pursuant 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.
- (6) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of other categories of staff and workers of the University as may be prescribed —
- (a) give notice of those reasons to the person in question;
- (b) afford him an opportunity of making representations in person on the matter to Council;
- (c) if he so requests or any three members of the Council so request within the period of one month beginning with the date of the notice, make arrangements —
- (i) for a joint committee of the Council and Senate to investigate the matter and to report on it to the Council; and
- (ii) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee with respect to the matter,
- (d) and if the Council, after considering the report of the Staff Disciplinary Committee, is satisfied that the person in question should be removed as aforesaid, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (2) The Vice-Chancellor may, in case of misconduct by a member of the 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 forthwith be reported to the Council.
- (3) For good cause, any member of the 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 functions of his office; or
- (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; or

- (c) conduct of a scandalous or other disgraceful nature which the

Council considers to be such as to render the person concerned unfit to continue to hold his office; or

- (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.
- (4) Any person suspended pursuant to subsection (2) or (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as:
- (a) whether to continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to reinstate such person, in which case the Council shall restore his full emoluments to him with effect from the date of suspension; or
 - (c) whether to 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) whether to 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.
- (5) In any case where the Council, pursuant to 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 a period of three months from such decision come to a final determination in respect of the case concerning any such person.
- (6) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) of this section to use his best endeavors to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (7) Nothing in the foregoing provisions of this section shall:
- (a) apply to any directive given by the Visitor in consequence of any visitation; or
 - (b) prevent the Council from making regulations for the discipline of other categories of workers of the University as may be prescribed (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 15: 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, he may, after affording the examiner an

opportunity of making representation 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 and, subject to the provisions of regulations made in pursuance of section 6 (5) of this Bill, the Vice-Chancellor may, on the recommendation of the Senate, appoint an appropriate person as examiner in the place of the examiner removed in pursuance of this subsection.

- (2) It shall be the duty of the Vice-Chancellor, on signing an instrument of removal in pursuance of this section, to use his best endeavors to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 16: Discipline of Students.

- (1) 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 powers conferred on him by statute or regulations, direct —
 - (a) that the 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; or
 - (b) that the 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) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be, expelled from the University.
- (2) Where a direction is given under subsection (1) (c) or (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal from the direction 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 or set aside the direction or modify it in such manner as the Council thinks fit.
- (3) The fact that an appeal from a direction is brought in pursuance of the last foregoing subsection shall not affect the operation of the direction while the appeal is pending.
- (4) 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.

- (5) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University otherwise than on the ground of misconduct.
- (6) It is hereby declared that a direction under subsection (1) (a) of this section may be combined with a direction under subsection 1 (b) of this section (*Hon. Alhassan Ado Garba — House Leader*).

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

PART IV — MISCELLANEOUS AND GENERAL

Clause 17: Exclusion of Discrimination on Account of Race, Religion, etc.

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 or of family, origin, or religious or political persuasion, as a condition of becoming or continuing to be a student at the University, the holder of any degree of the University or of any appointment or employment at the University, or a member of anybody established by virtue of this Bill; and no person shall be subjected to any disadvantage or accorded any advantage in relation to the University, by reference to any of those matters:

Provided that nothing in this section shall be construed as preventing the University from imposing any disability or restriction on any of the aforementioned persons where such person willfully 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. Alhassan Ado Garba — House Leader*).

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

Clause 18: Restriction on Disposal of Land by University. Cap. 202.

Without prejudice to the provisions of the Land Use Bill, 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 Minister:

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 or lease or tenancy to a member of the University for residential purposes (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 19: Quorum and Procedure of Bodies Established by this Bill.

Except as may be otherwise provided by statute or by regulations, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 20: Appointment of Committees, etc.

- (1) Anybody of persons established by the 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 to authorize a committee established by it —
 - (a) to exercise, on its behalf, such of its functions as it may determine; and
 - (b) to co-opt members, and may direct whether or not co-opted members (if any) 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 of 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 by 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 establish the committee or hold the meeting.
- (4) Nothing in the foregoing provisions of this section shall be construed as —
 - (a) enabling statutes to be made otherwise than in accordance with section 10 of this Bill; or
 - (b) enabling the Senate to empower any other body to make regulations or to award degrees or other qualifications.
- (5) 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 (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 21: Miscellaneous Administrative Provisions. Cap. 192.

- (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, 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.

- (4) The validity of any proceedings of anybody established in pursuance of 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 forthwith 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 Bill (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to statutes or regulations made in pursuance of this Bill; but the power conferred by this Bill to make statutes or regulations shall include power to revoke or vary any statute (including the Statute contained in the Third Schedule of this Bill) or any regulation by a subsequent statute or, as the case may be, by a subsequent regulation, and statutes and regulations may make different provision in relation to different circumstances.
- (7) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 8 and 19 of this Bill or the Second Schedule to this Bill.
- (8) 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. Alhassan Ado Garba — House Leader*).

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

Clause 22: Interpretation.

- (1) In this Bill, unless the context otherwise requires —

"campuses" means any campus which may be established by the University (*Hon. Alhassan Ado Garba — House Leader*).

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

"college" means any college which may be established by the University (*Hon. Alhassan Ado Garba — House Leader*).

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

"Council" means the Council established by this Bill for the University (*Hon. Alhassan Ado Garba — House Leader*).

Question that the meaning of the word "Council" 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. Alhassan Ado Garba — House Leader*).

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

"Minister" means the Minister charged with responsibility for education (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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 provision made in that behalf by statute or by regulations (*Hon. Alhassan Ado Garba — House Leader*).

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. Alhassan Ado Garba — House Leader*).

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

"regulations" means regulations made by the Senate or Council (*Hon. Alhassan Ado Garba — House Leader*).

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

"statute" means the statute of the University under section 9 of this Bill and in accordance with the provisions of section 10 of this Bill, and "the statute" means all such statutes as are in force from time to time (*Hon. Alhassan Ado Garba — House Leader*).

Question that the meaning of the word "statute" 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. Alhassan Ado Garba — House Leader*).

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

"undergraduate" means a person in statu pupillari at 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. Alhassan Ado Garba — House Leader*).

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

"University" means the Federal University of Technology as incorporated and constituted by this Bill (*Hon. Alhassan Ado Garba — House Leader*).

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

- (2) It is hereby declared that 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 in pursuance of that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Alhassan Ado Garba — House Leader*).

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

Clause 23: Short Title.

This Bill may be cited as the Federal University of Agriculture and Technology, Oke-Ogun Bill, 2021 (*Hon. Alhassan Ado Garba — House Leader*).

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

SCHEDULES

FIRST SCHEDULE

[Section 2]

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

- 1. (1) The chancellor shall be appointed by the President.
- (2) The chancellor shall hold office for a period of five years.
- (3) If it appears to the visitor, that the chancellor should be removed from his office on the ground of misconduct or of inability to perform the functions of his office, the visitor may by notice in the Federal Gazette remove the chancellor from office.

The Pro-Chancellor

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

The Vice-Chancellor

3. (1) Subject to the provisions of this paragraph, the Vice-Chancellor shall be appointed or removed from his office by the President after consultation with the University Council.
- (2) The Vice-Chancellor shall hold office for four years in the first instance and shall be eligible for re-appointment for a second term of three years, thereafter he shall no longer be eligible for appointment until at least four years have elapsed since the last held office as Vice-Chancellor.
- (3) Subject to this paragraph, the Vice-Chancellor shall hold office on such terms as to emoluments and otherwise as may be specified in his instrument of appointment.

Other principal officers of the University

4. (1) There shall be 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 administrative work of the University except as regards matters for which the bursar is responsible in accordance with subparagraph (3) of this Schedule.
- (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) There shall be a bursar, who 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.
- (4) There shall be a librarian who shall be responsible to the Vice-Chancellor for the administration of the University library and the co-ordination of all library service in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (5) The officers aforesaid shall be appointed in such manner as may be specified by statute and shall hold office for such period and on such terms as to the emoluments of their offices and otherwise as may be specified.
- (6) Any question as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor.

Resignation and re-appointment

5. (1) Any officer mentioned in the foregoing provisions of this Schedule may resign his office —
 - (a) in the case of the chancellor, by notice to the President; and

- (b) in any other case, by notice to the Council and the Council shall immediately notify the Minister in the case of the Vice-Chancellor.
- (2) Subject to paragraph 4 of this Schedule, 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.

Other principal officers of the University

6. (1) There shall be 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 administrative work of the University except as regards matters for which the bursar is responsible in accordance with subparagraph (3) of this Schedule.
- (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) There shall be a bursar, who 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.
- (4) There shall be a librarian who shall be responsible to the Vice-Chancellor for the administration of the University library and the co-ordination of all library service in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (5) The officers aforesaid shall be appointed in such manner as may be specified by statute and shall hold office for such period and on such terms as to the emoluments of their offices and otherwise as may be specified.
- (6) Any question as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor.

Resignation and Re-appointment

7. (1) Any officer mentioned in the foregoing provisions of this Schedule may resign his office —
- (a) in the case of the chancellor, by notice to the President; and
- (b) in any other case, by notice to the Council and the Council shall immediately notify the Minister in the case of the Vice-Chancellor.
- (2) Subject to paragraph 4 of this Schedule, 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.

Other Principal Officers of the University

8. (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, who shall be appointed by the Council on the recommendation of the Selection Board constituted under paragraph 7 of this Schedule.
- (2) The Bursar shall be the Chief Financial Officer of the University and 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 the library services in the University and its campuses, colleges, faculties, schools, departments, institutes and other teaching or research units.
- (4) Any question as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor.
- (5) The Registrar, Bursar and Librarian shall hold office for a single term of five years only beginning from the effective date of his appointment and on such terms and condition as may be specified in his letter of appointment.
- (6) Notwithstanding subparagraph (5) of this paragraph, the Council may, upon satisfactory performance, extend the tenure of the Registrar, Bursar and Librarian for a further period of one year only thereafter the Registrar, Bursar or Librarian shall relinquish his post and be assigned to other duties in the University.

Selection Board for other Principal Officers

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

Resignation and Re-appointment

10. (1) Any officer mentioned in the foregoing provisions of this Schedule may resign his office:
- (a) in the case of the Chancellor or Pro-Chancellor, by notice to the President;
- (b) in any other case, by notice to the Council and the Council shall immediately notify the Minister in the case of the Vice-Chancellor.

- (2) Subject to paragraph 4 and 5 of this Schedule, 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. Alhassan Ado Garba — House Leader*).

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

SECOND SCHEDULE

Section 10 (2)

TRANSITIONAL PROVISIONS AS THE 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 that 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 sub-paragraph 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 or any other matter) apply, with necessary modifications, to the property in question.
 - (2) It shall be the duty of the body to which any property is transferred by this Bill 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.
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 as set up under the Third Schedule to this Bill must 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 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 to this Bill shall 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 constituted 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 school boards, until new appointments 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 become 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. Alhassan Ado Garba — House Leader*).

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

THIRD SCHEDULE

[Section 9(2)]

FEDERAL UNIVERSITY, OKE-OGUN STATUTE NO. 1

ARRANGEMENT OF ARTICLES

Articles:

1. The Council.
2. The Finance and General Purposes Committee;
3. The Senate
4. The Congregation.
5. Convocation.
6. Organization of School thereof
7. School Boards.
8. Dean of the School
9. Head of Department
10. Selection of Director of Works.
11. Creation of academic posts.
12. Appointment of academic staff.
13. Appointment of Administrative and professional staff.
14. Interpretation.
15. Citation

The Council

1. (1) The composition of the Council shall be as provided in section 6 of this Bill.

- (2) Any member of the Council holding office otherwise than in pursuance of section 6 (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 otherwise than in pursuance of section 6 (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 the date of inauguration of the Council.
- (4) Where a member of the Council holding office otherwise than in pursuance of section 6 (a), (b), (c), or (d) of this Bill vacates office before the expiration of the period aforesaid, 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 otherwise 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 shall be five, at least one of whom shall be a member appointed pursuant to section 6 (d), (e) or (h) 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 in respects of that meeting shall be the chairman at that meeting, and subject to section 4 and 5 of this Bill and the foregoing 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 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.

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 three members of the Council appointed by the Senate and one member appointed to the Council by Congregation;
 - (d) the Permanent Secretary of the Federal Ministry of Education, or in his absence, such member of his Ministry as he may designate to represent him.
- (2) The quorum of the Committee shall be five.
- (3) Subject to any directions given by the Council, the Committee may regulate its own procedure.

The Senate

3. (1) The Senate shall consist of:
 - (a) the Vice-Chancellor who shall be the chairman;
 - (b) the Deputy Vice-Chancellor(s)
 - (c) all Professor of the university;
 - (d) all Deans, Provost and Directors of academic units of the university;
 - (e) all Heads of academic Department, Units and Research Institutes of the university;
 - (f) University Librarian; and
 - (g) Academic members of Congregation who are not Professors as specified in the Bill
- (2) The Vice-Chancellor shall be the chairman at all meeting 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.
- (3) The quorum of the Senate shall be one quarter (or the nearest whole number less than one quarter) and subject to paragraph (2) of this article, the Senate may regulate its own procedure.
- (4) An elected member may, by notice to the Senate, resign his office.
- (5) Subject to paragraph (7) 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 from time to time determine.
- (6) An elected member shall hold office for the period of two years beginning with 1 August in the year of his election, and may be a candidate at any election held in pursuance of paragraph (5) of this article in the year in which his period of office expires, so however that no person shall be such a candidate if at the end of his current period of office he will have held office as an elected member for a continuous period of six years or would have so held office if he had not resigned it.
- (7) No election shall be held in pursuance of this article in any year if the number specified in the certificate given in pursuance of paragraph (10) 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 in pursuance of paragraph (6) of this article.
- (8) For the avoidance of doubt it is hereby declared that no person shall be precluded from continuing in or taking office as an elected member by reason only of reduction in the number of non-elected members occurring on or after 30 April in any year in which he is to continue in or take office as an elected member.

- (9) If so requested in writing by any fifteen members of the Senate, the Vice-Chancellor or in his absence any of the Deputy Vice-Chancellors 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.
- (10) 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 otherwise than as elected members.

Congregation

4. (1) Congregation shall consist of:
 - (a) the Vice-Chancellor and the Deputy Vice-Chancellors;
 - (b) the full-time members of the academic staff;
 - (c) the Registrar;
 - (d) the Bursar;
 - (e) the Librarian;
 - (f) the Director of Works;
 - (g) the Director of Academic Planning;
 - (h) the Director of Physical Planning;
 - (i) the Director of Health Services; and
 - (j) every member of the administrative staff who holds a degree, other than honorary degree, of any University recognized for the purposes of this statute by the Vice-Chancellor.
- (2) Subject to section 4 and 5 of this Bill, the Vice-Chancellor shall be the chairman at all meetings of 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 shall be one third (or the whole number nearest to one third of the total number of members of Congregation of fifty, whichever is less).
- (4) A certificate signed by the Vice-Chancellor specifying:
 - (a) the total number of members of Congregation for the purpose of any particular meeting or meetings of Congregation; or
 - (b) the names of the persons who are members for the congregation during a particular meeting shall be conclusive evidence of that number or as the case may be, of the names of those persons.
- (5) Subject to the foregoing provisions of this article, Congregation may regulate its own procedure.

- (6) Congregation shall be entitled to express by resolutions 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:
- (i) the officers of the University mentioned in the First Schedule to this Bill;
 - (ii) all teachers within the meaning of this Bill;
 - (iii) all other persons whose names are registered in accordance with paragraph (2) of this article.
- (2) A person shall be entitled to have his name registered as a member of Convocation if:
- (a) he/she 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) he/she 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 paragraph and subject to paragraph (4) of this article 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 the Convocation by virtue of paragraph (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 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 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 or the whole number of members of Convocation whichever is less.
- (8) Subject to section 5 of the 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 or regulations.

Division of Schools

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

School Board

7. (1) There shall be established in respect of each School, a School Board which, subject to the provisions of this Statute, 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 School;
 - (b) deal with any other matter assigned to it by statute or by the Vice-Chancellor or by the Senate; and
 - (c) advise the Vice-Chancellor or the Senate on any matter referred to it by the Vice-Chancellor or the Senate.
- (2) Each School Board shall consist of:
- (a) the Vice-Chancellor;
 - (b) the Dean;
 - (c) the persons severally in charge of the branches of the school;
 - (d) such of the teachers assigned to the school and having the prescribed qualifications as the board may determine; and
 - (e) 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 any provision made by regulations in that behalf, the Board may regulate its own procedure.

The Dean of School

8. (1) The Dean of a school shall be a professor elected by the School Board and such Dean shall hold office for a term of two years, and shall be eligible for re-appointment for another term two years after which he may not be re-appointed again until two years have elapsed.
- (2) The Dean shall be the chairman at all meetings of the School Board when he is present and shall be a member of all committee and other boards appointed by the School.
- (3) The Dean of a School shall exercise general superintendence over the academic and administrative affairs of the school and it shall be the function of Dean to present to Convocation or for the conferment of degrees on persons of the University at examinations held in the branches of learning for which responsibility is allocated to that school.

- (4) There shall be a Committee to be known as the Committee of Deans, consisting of all Deans of the Schools and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to it by the University Council.
- (5) The Dean of School may be removed from office for good cause by the School 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 a Dean, an acting Dean may be appointed by the Vice-Chancellor provided that at the next School Board meeting, an election shall be held for a new Dean.
- (6) In this article 'good cause' has the same meaning as in section 14 (3) of this Bill.

Head of Department

9. (1) The Head of Department shall be appointed by the Vice-Chancellor and such head shall hold office for a period of two years and shall be eligible for re-appointment for another term of two years after which he may not be appointed again until two years have elapsed.
- (2) The Head of a Department shall exercise general superintendence over the academic and administrative affairs of the department.

Selection of Director of Works

10. (1) When a vacancy occurs in the office of the Director of Works, a selection board shall be constituted by the Council which shall consist of:
 - (a) the Pro-Chancellor, as chairman;
 - (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 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.

Creation of Academic posts

11. Recommendations for the creation of posts shall be made by Senate to the Council through the Finance and General Purposes Committee.

Appointment of Academic Staff

12. (1) Subject to the Bill and statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Senate.
- (2) For the purpose of filling such vacancies, suitable selection boards to select and make appointments on behalf of Council shall be set up.
- (3) For appointment to professorships, associate professorship or readerships or equivalent posts, a board of selection, with power to appoint, shall consist of:

- (a) the Vice-Chancellor;
 - (b) two members appointed by the Council;
 - (c) four members appointed by the Senate, at least two of whom shall be members of Senate, while the other two members shall be professional peers in the professional area in which an appointment is to be considered;
 - (d) if the post is tenable at a college, the Provost of that college;
 - (e) if the post is within a school, institute or other teaching unit of the university, the Dean of the School or the teaching unit, or the Director of the institute, as the case may be; and
 - (f) such other persons, not exceeding two in number, or deemed capable of helping the Board in assessing both the professional and academic suitability of a candidate under consideration, as the Senate may from time to time appoint.
- (4) For other academic posts, a Selection Board, with power to appoint, shall consist of:
- (a) the Vice-Chancellor;
 - (b) four members appointed by the Senate, at least two of whom shall be members of Senate, while the other two members shall be professional peers in the professional area in which an appointment is to be considered;
 - (c) if the post is tenable at a college, the Provost of that college;
 - (d) if the post is within a school, institute or other teaching unit of the university, the Dean of the School or the teaching unit, or the Director of the institute, as the case may be; and
 - (e) such other persons, not exceeding two in number, or deemed capable of helping the Board in assessing both the professional and academic suitability of a candidate under consideration, as the Senate may from time to time appoint.
- (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) Boards of selection may interview candidates directly or consider the reports of assessors or specialist interviewing panels and shall in addition, in case of professorships, associate professorships, readerships or equivalent posts, consider the reports of external assessors relevant to the area in which the appointment is being considered.

Appointment of Administrative and professional Staff

13. (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 or the Registrar in accordance with delegation of any powers made by the Council in that behalf.

- (2) In the case of administrative or professional staff who have close and important contract with the academic staff, there shall be Senate or (in case of a college) academic board participation in the process of selection.

Interpretation

14. In this Statute, the expression "the Bill" means the Federal University, Oke-Ogun Bill and any expression defined in the Bill has the same meaning in this Statute.

Short Title

15. This Statute may be cited as the Federal University, Oke-Ogun Statute No. 1 (*Hon. Alhassan Ado Garba — House Leader*).

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, Oke-Ogun to ensure equity and access to tertiary education in the country (*Hon. Alhassan Ado Garba — House Leader*).

Agreed to.

Long Title:

A Bill for an Act to Provide for Establishment of Federal University of Agriculture and Technology, Oke-Ogun and for Related Matters (HB. 1210) (*Hon. Alhassan Ado Garba — House Leader*).

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 University of Agriculture and Technology, Oke-Ogun; and for Related Matters (HB.1210) and approved Clauses 1 - 23, 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) Committee on Health Institutions:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Health Institutions on a Bill for an Act to Establish Federal Medical Centre, Hong, Adamawa State; and for Related Matters (HB. 1264)" (*Hon. Bagos Dachung Musa — Jos South/Jos East 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 FEDERAL MEDICAL CENTRE,
HONG, ADAMAWA STATE; AND FOR OTHER RELATED MATTERS (HB. 1264)

PART I — ESTABLISHMENT OF THE FEDERAL MEDICAL
CENTRE, HONG, ADAMAWA STATE

Committee's Recommendation:

Clause 1: Establishment of the Federal Medical Centre, Hong, Adamawa State.

- (1) There is hereby established the Federal Medical Centre, Hong, Adamawa State (in this Bill referred to as "the Medical Centre").
- (2) The Medical Centre:
 - (a) shall be a body corporate;
 - (b) may sue and be sued in its corporate name;
 - (c) shall have perpetual succession and a common seal (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 2: Establishment of the Board of Management of the Medical Centre.

There is hereby established for the management of the Medical Centre a Board of Management (in this Bill referred to as "Board") which shall be constituted and have the functions and powers set out in this Bill (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 3 Membership of the Board.

- (1) The Board shall consist of:
 - (a) a chairman;
 - (b) the Medical Director of the Medical Centre
 - (c) the Director of Clinical Services;
 - (d) Association of Medical Laboratory Scientists;
 - (e) one person to represent each Medical and Health Workers Union,
 - (f) one person to represent National Union of Allied Health Professional;
 - (g) the representative of the Minister of Health who should not be below the rank of Assistant Director
 - (h) the Federal Ministry of Health;
 - (i) the National Planning Commission;
 - (j) one representative of Nigerian Medical Association;
 - (k) the Pharmaceutical Society of Nigeria;

- (l) the Association of Medical Laboratory Scientists of Nigeria;
 - (m) the Paediatrics Association of Nigeria; and
 - (n) the National Association of Nigerian Nurses and Midwives.
- (2) The Director of Administration shall be the Secretary of the board
- (3) The chairman and members of the Board, other than ex-officio members, shall be:
- (a) appointed by the President; and
 - (b) persons of proven integrity and ability.

Schedule.

- (4) The supplementary provisions set out in the Schedule to this Bill shall have effect with respect to the proceedings of the Board and the other matters contained therein (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 4 Tenure of Office.

Subject to the provisions of section 5 of this Bill, a member of the Board, other than *ex-officio* members, shall each hold office:

- (a) for a term of three years in the first instance and may be re-appointed for a further term of three years and no more; and
- (b) on such terms and conditions as may be specified in his letter of appointment (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 5 Cessation of Membership.

- (1) Notwithstanding the provisions of section 4 of this Bill a person shall cease to hold office as a member of the Board if:
- (a) he becomes bankrupt, suspends payment principal loan with his creditors;
 - (b) he is convicted of a felony or any offence involving dishonesty or fraud;
 - (c) he becomes of unsound mind or is incapable of carrying out his duties;
 - (d) he is guilty of a serious misconduct in relation to his duties; or
 - (e) in the case of a person possessed of professional qualifications, he is disqualified or suspended, other than at his own request, from practising his profession in any part of the world by an order of a competent authority made in respect of that member; or

- (f) he resigns his appointment by a letter addressed to the President.
- (2) If a member of the Board ceases to hold office for any reason whatsoever, before the expiration of the term for which he is appointed, another person representing the same Interest as that member shall be appointed to the Board for the unexpired term.
- (3) A member of the Board may be removed by the President if he is satisfied that it is not in the interest of the Medical Centre or the interest of the public that the member continues in office (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 6 Allowance of the Board.

There shall be paid to every member of the Board such allowances and expenses as the Revenue Mobilization Allocation and Fiscal Commission may, from time to time, direct (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

PART II — FUNCTIONS AND POWERS OF THE BOARD, ETC.

Committee's Recommendation:

Clause 7: Function of the Board.

- (1) The Board shall:
- (a) equip, maintain and operate the Medical Centre so as to provide facilities for diagnosis, curative, promotive and rehabilitative services in medical treatment;
- (b) construct, equip, maintain and operate such training schools and similar institutions as the Board considers necessary for providing the Medical Centre at all times with a proper staff of the Medical Centre technicians and nurses;
- (c) construct, equip, maintain and operate such clinics, out-patient departments, laboratories, research or experimental stations and other like institutions as the Board considers necessary for the efficient functioning of the Medical Centre.
- (2) The Board shall ensure that the standards of teaching provided at all establishments under its control and the standards of treatment and care provided for patients at those establishments do not fall below those usually provided by similar establishments of international repute.
- (3) Subject to this Bill, the Board shall perform such other functions which in its opinion are calculated to facilitate the carrying out of its functions under this Bill (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 8: Power of the Board.**

The Board shall have power to:

- (a) provide the general policies and guidelines relating to major expansion programmes of the Medical Centre;
- (b) provide facilities for the training of medical students of associate universities;
- (c) manage and superintend the affairs of the Medical Centre;
- (d) subject to the provisions of this Bill, make, alter and revoke rules and regulations for carrying on the functions of the Medical Centre;
- (e) fix terms and conditions of service, including remuneration of the employees of the Medical Centre subject to the approval of National Salaries Incomes and Wages Commission;
- (f) do such other things which in the opinion of the Board are necessary to ensure the efficient performance of the functions of the Medical Centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

PART III — STAFF OF THE MEDICAL CENTRE

Committee's Recommendation:**Clause 9: Medical Director of the Medical Centre.**

- (1) There shall be for the Medical Centre a Medical Director who shall be appointed by the President on the recommendation of Hon. Minister of Health on such terms and conditions as may be specified in his letter of appointment or as may be determined, from time to time, by the National Salaries Income and Wages Commission.
- (2) The Medical Director shall:
 - (a) be the chief executive and accounting officer of the Medical Centre;
 - (b) be responsible to the Board for the day-to-day administration of the Medical Centre;
 - (c) be appointed for a term of four years in the first instance and may be reappointed for a further term of four years subject to satisfactory performance;
 - (d) be a person who is a medical practitioner and shall have been so qualified for a period of not less than 15 years;
 - (e) have considerable administrative experience in matters of health;
 - (f) hold a post-graduate specialist qualification obtained not less than ten years prior to the appointment as Medical Director (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 10: Appointment of Director of Administration and recruitment of other staff of the Medical Centre.**

- (1) The Board shall appoint for the Medical Centre:
 - (a) a Director of Administration, who shall:
 - (i) be responsible to the Medical Director for the effective functioning of all the administrative divisions of the Medical Centre;
 - (ii) conduct the correspondence of the Board and keep the records of the Medical Centre; and
 - (iii) perform such other functions as the Board or the Medical Director, as the case may be, may, from time to time, assign to him;
 - (b) a Director of Clinical Services;
 - (c) a Director of Finance;
 - (d) a Director of Maintenance.
- (2) The Directors appointed under paragraphs (b), (c) and (d) of subsection (1) of this section shall each be responsible to the Medical Director for the effective running of the clinical services, the finance and accounts and the co-ordination of the maintenance of the Medical Centre, as the case may be.
- (3) The Board shall appoint for the Medical Centre such number of employees as may in opinion of the Board expedient and necessary for the proper and efficient performance of the functions of the Medical Centre.
- (4) Notwithstanding the provisions of subsections (1) and (2) of this section the Board shall have power to appoint for the Medical Centre either directly or on secondment from any public service in the Federation, such number of employees as may, in the opinion of the Board, be required to assist the Medical Centre in the discharge of any of its functions under this Bill.
- (5) Nothing in subsection (4) of this section shall preclude the Board from appointing persons from outside the public service of the Federation or of the State whenever it deems it necessary so to do.
- (6) The terms and conditions of service of the employees of the Medical Centre shall be as determined by the National Salaries Income and Wages Commission (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 11: Service in the Medical Centre to be pensionable.**

- (1) Service in the Medical Centre shall be approved service for the purposes of the Pensions Reforms Act.

- (2) The officers and other persons employed in the Medical Centre shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades in the civil service of the Federation.
- (3) Nothing in subsections (1) and (2) of this section shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 12: Establishment of the Medical Advisory Committee, etc.

- (1) There shall be for the Medical Centre a Medical Advisory Committee which shall:
 - (a) consist of a chairman who shall be the Director, Clinical Services and such number of other members as may be determined from time to time;
 - (b) be responsible to the Medical Director for all the clinical and training activities of the Medical Centre; and
 - (c) be appointed by the Board.
- (2) Subject to this Bill, the Board shall have power to appoint either directly or on secondment and discipline consultants holding or acting in any office in the hospital; and any such appointment shall be made having due regard to the approved personnel establishment of the Medical Centre.
- (3) Notwithstanding anything to the contrary, the Board may, from time to time, appoint consultants outside the hospital to perform such medical duties as the Board or the Medical Director may assign to such consultants (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

PART IV — FINANCIAL PROVISIONS

Committee's Recommendation:

Clause 13: Fund of the Medical Centre.

- There shall be established and maintained for the Medical Centre a fund into which shall be paid and credited:
- (a) all subventions and budgetary allocation from the Government of the Federation;
 - (b) all fees and funds accruing from the sale of drugs and other services;
 - (c) all sums accruing to the Medical Centre by way of gifts, endowments, bequests, grants or other contributions by persons and organisations;
 - (d) foreign aid and assistance from bilateral agencies; and
 - (e) all other sums which may, from time to time, accrue to the Medical Centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 14: Expenditure of the Medical Centre.

The hospital shall, from time to time, apply the funds at its disposal to:

- (a) the cost of administration and maintenance of the Medical Centre;
- (b) publicize and promote the activities of the Medical Centre;
- (c) pay allowances, expenses and other benefits of members of the Board and committees of the Board;
- (d) pay the salaries, allowances and benefits of employees of the Medical Centre;
- (e) pay other overhead allowances, benefits and other administrative costs of the Medical Centre; and
- (f) undertake such other activities as are connected with all or any of the functions of the Medical Centre under this Bill (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 15: Power to Accept Gifts.

- (1) The Medical Centre may accept gifts of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift.
- (2) The Medical Centre shall not accept any gift if the conditions attached by the person or organisation making the gift are inconsistent with the functions of the Medical Centre under this Bill (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 16: Annual Estimate and Expenditure.

- (1) The Board shall, not later than 30 September in each year, submit to the President through the Secretary to the Government of the Federation an estimate of the expenditure and income of the Medical Centre during the next succeeding year.
- (2) The Board shall cause to be kept proper accounts of the Medical Centre in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than six months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General for the Federation (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 17: Annual report.**

The Board shall prepare and submit to the President, not later than 30th June in each year, a report in such form as the President may direct on the activities of the Medical Centre during the immediately preceding year, and shall include in the report a copy of the audited accounts of the Federal Medical Centre for that year and the auditor's report thereon (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 18: Power of Borrow.**

- (1) The Medical Centre may, from time to time, borrow by overdraft or otherwise such sums as it may require for the performance of its functions under this Bill.
- (2) The Medical Centre shall not, without the approval of the President, borrow money which exceeds, at any time, the limit set by the President.
- (3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Medical Centre shall not borrow the sum without the prior approval of the President (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 19: Exemption from Tax.**

- (1) The Medical Centre shall not pay income tax on any income derived by the Federal Medical Centre under this Bill or accruing to it from any of its investments.
- (2) Accordingly, the provisions of any enactment relating to the taxation of companies or trust funds shall not apply to the Board of the Federal Medical Centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 20: Exemption from Customs Duties, etc.**

The Medical Centre shall not pay customs duty on or be restricted or prohibited from importing any equipment, material, supply and any other thing required by the Medical Centre for the purposes of this Bill:

Provided that nothing in this section shall be construed as preventing the Nigeria Customs Service from inspecting any equipment, or material imported by the centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

PART V — GENERAL

Committee's Recommendation:**Clause 21: Discipline of Student.**

- (1) Notwithstanding anything to the contrary contained in any other enactment, where it appears to the Board that any student of the Medical Centre has been guilty of misconduct, the Board may, without prejudice to any other disciplinary powers conferred on it by regulations, direct:
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the Medical Centre, or make use of such facilities of the Medical Centre as may be so specified;
 - (b) that the 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) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be expelled from the Medical Centre.
- (2) The fact that an appeal from a direction is brought in pursuance of subsection (1) of this section shall not affect the operation of the direction while the appeal is pending.
- (3) The Board may delegate its powers under this section to a disciplinary committee consisting of such members of the Medical Centre as the Board may nominate.
- (4) Nothing in this section shall be construed as preventing the restriction or termination of student's activities at the Medical Centre otherwise than on the ground of misconduct.
- (5) A direction issued under subsection (1) (a) of this section may be combined with a direction issued under subsection (1) (b) of this section.
- (6) Nothing in this Bill shall affect the provisions of any enactment relating to the discipline of medical practitioners, pharmacists, midwives, nurses or members of any other profession or calling (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 21: Removal and discipline of clinical administrative and technical staff.**

- (1) If it appears to the Board that there are reasons for believing that any person employed as a member of the clinical, administrative or technical staff of the Medical Centre, other than the Medical Director, should be removed from his office or employment, the Board shall require the Director of Administration to:
 - (a) give notice of those reasons to the person in question;

- (c) whether to terminate the appointment of the person concerned, in which case he shall not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) whether to take such lesser disciplinary action against the person (including the restoration of his emoluments that might have been withheld), as the Board may determine, and in any case where the Board, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Board shall before the expiration of a period of three months from such decision come to a final determination in respect of the case concerning any such person.
- (5) It shall be the duty of the person by whom a letter of removal is signed in pursuance of subsection (1) of this section to use his best endeavors to cause a copy of the letter to be served as soon as reasonably practicable on the person to whom it relates.
 - (6) Nothing in the foregoing provisions of this section shall preclude the Board from making such regulations not inconsistent with the provisions of this Bill for the discipline of students and all other categories of employees of the hospital as the Board may prescribe.
 - (7) Regulations made under subsection (6) of this section need not be published in the Gazette but the Board shall cause them to be brought to the notice of all affected persons in such manner as it may, from time to time, determine (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:

Clause 23 Discipline of junior staff.

- (1) If any junior staff is accused of misconduct or inefficiency, the Medical Director may suspend him for not more than a period of 3 months and shall direct a committee to:
 - (a) consider the case; and
 - (b) make recommendations as to the appropriate action to be taken by the Medical Director.
- (2) In all cases under this section of this Bill, the officer shall be informed of the charge against him and given a reasonable opportunity to defend himself.
- (3) The Medical Director may, after considering the recommendation made pursuant to subsection (1) (b) of this section, dismiss, or take such other disciplinary action against the officer concerned.
- (4) Any person aggrieved by a decision of the Medical Director made under subsection (3) of this section may, within a period of 21 days from the date of the letter communicating the decision to him, address a petition to the Board to reconsider his case (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

PART VI — MISCELLANEOUS

Committee's Recommendation:**Clause 24: Regulations.**

- (1) The Board may, with the approval of the President, make regulations
- (a) as to the access of members of the public either generally or of a particular class, to premises under the control of the Board and as to the orderly conduct of members of the public on those premises; and
 - (b) for safeguarding any property belonging to or controlled by the Board from damage by members of the public.
- (2) Bye-laws under this section shall not come into force until they are confirmed (with or without modification) by the National Assembly and published in such manner as he may direct (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 25: Power to give directives.**

The "Minister of Health" may give to the Board directions of a general character or relating generally to particular matters (but not to any individual person or case) with regard to the exercise by the Board of its functions under this Bill, and it shall be the duty of the Board to comply with the directions; but no direction shall be given which is inconsistent with the duties of the Board under this Bill (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Committee's Recommendation:**Clause 26: Interpretation.**

In this Bill:

"associate universities" means the universities whose medical students receive aspects of their training from the Medical Centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"Board" means the Board of Management of the Medical Centre (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"chairman" means the chairman of the Board (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"functions" include powers and duties (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"Federal Medical Centre "means the Federal Medical Centre Hong, Adamawa State (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"junior staff" means staff of such grade as may be determined, from time to time, by the Board (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"medical student" means a student whose course of instruction is:

- (a) designed (either alone or in conjunction with other courses) to enable him to qualify as a medical practitioner; or
- (b) designed for the further training of medical practitioners (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"Minister" means the Minister charged with responsibility for matters relating to health; and (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

"student" means a person enrolled at an institution controlled by the Board for the purpose of pursuing a course of instruction at the institution (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

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

Committee's Recommendation:

Clause 27: Short Title.

This Bill may be cited as the Federal Medical Centre, Hong, Adamawa State (Establishment) Bill, 2021 (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC.

Proceedings of the Board

1. (1) Subject to this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any committees.
- (2) The quorum of the Board shall be the chairman or the person presiding at the meeting and 5 other members of the Board, 2 of whom shall be *ex-officio* members, and the quorum of any Committee of the Board shall be as determined by the Board.
2. (1) The Board shall meet whenever it is summoned by the chairman and if the chairman is required to do so by notice given to him by not less than 8 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.
- (2) At any meeting of the Board, the chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their members to preside at the meeting.
- (3) Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him to the Board for such period as it deems fit, but a person who is in attendance by virtue of this "Sub-section" shall not be entitled to vote at any meeting of the Board and shall not count toward a quorum.

Committees

3. (1) The Board may appoint one or more committees to carry out, on behalf of the Board, such functions as the Board may determine.
- (2) A committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the committee in accordance with the terms of his appointment.
- (3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

Miscellaneous

4. (1) The fixing of the seal of the Medical Centre shall be authenticated by the signatures of the Chairman, the Medical Director or any person generally or specifically authorized by the Board to act for that purpose.
 - (2) 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 Medical Centre by the Medical Director or any person generally or specifically authorized by the Board to act for that purpose.
 - (3) A document purporting to be a document duly executed under the seal of the Medical Centre shall be received in evidence and shall, unless and until the contrary is proved, be presumed to be so executed.
5. The validity of any proceedings of the Board or of a committee shall not be adversely affected by:

- (a) a vacancy in the membership of the Board or committee;
- (b) a defect in the appointment of a member of the Board or committee; or
- (c) reason that a person not entitled to do so took part in the proceedings of the Board or committee (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

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

Explanatory Memorandum:

This Bill seeks to establish the Federal Medical Centre, Hong, Adamawa State and to provide Legal framework for due management and administration (*Hon. Dachung Musa Bagos — Jos South/Jos East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Federal Medical Centre, Hong, Adamawa State; and for Other Related Matters (HB. 1264) (*Hon. Dachung Musa Bagos — Jos South/Jos East 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 Health Institutions on a Bill for an Act to Establish Federal Medical Centre, Hong, Adamawa State; and for Related Matters (HB. 1264) and approved Clauses 1 - 27, 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.

(v) Committee on Federal Road Safety Commission:

Motion made and Question proposed, “That the House do consider Report of the Committee on Federal Road Safety Commission on the Need to Establish more Roadside Clinics and Improve Facilities in the existing Roadside Clinics (**HR. 246/12/2019**)” (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo.Odigbo 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)

Recommendation (i):

Urge the Federal Ministry of Health to consider support of the Corps Roadside Clinics with medical consumables (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo.Odigbo Federal Constituency*).

Agreed to.

Recommendation (ii):

That the 15 remaining Roadside Clinics should be upgraded and more funding for continuous training and re-training of paramedics and emergency response (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo Federal Constituency*).

Agreed to.

Recommendation (iii):

That the Corps should interface with FERMA to get more of the Roadside camps built by FERMA for use as Roadside clinics and unit commands so that the clinics are not standing alone (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo Federal Constituency*).

Agreed to.

Recommendation (iv):

That the FRSC should establish more ambulance points and clinics, and procure cranes for more complex recovery operations (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo Federal Constituency*).

Agreed to.

Recommendation (v):

That the Corps should recruit more paramedics and not wait for the posting of NYSC Doctors who don't want to stay at some locations (*Hon. Mayowa Akinfolarin Samuel — Ileoluji-Okeigbo Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(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 Federal Road Safety Commission on the Need to Establish more Roadside Clinics and Improve Facilities in the existing Roadside Clinics (**HR. 246/12/2019**) and approved Recommendations (i) - (v) of the Report.

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

(vi) Ad-hoc Committee on Non-Implementation of Pay-As-You-Go and sudden Increment of Tariffs plan by Broadcast Digital Satellite Service Providers:

*Motion made and Question proposed, "That the House do consider the Report of the Ad-hoc Committee on Non-Implementation of Pay-As-You-Go and sudden Increment of tariffs plan by Broadcast Digital Satellite Service Providers (**HR. 168/06/2020**)" (*Hon. Unyime Idem — Ukanafun/Oruk Anam 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)

Recommendation (i):

That the Government as matter of urgency expedites action on implementing the content of the National Broadcasting Code and the Nigeria information Policy of 2014 that would trigger healthy Competition in the industry. The entertainment industry has a wider spectrum with limitless opportunities for the teeming youths; the visible absence of competitors in the industry was tacit approval of monopoly of the industry by the present Operators. Timely application of these government regulatory intervention measures already articulated will revolutionize the industry and meet the peoples' yearnings on Pay-as-you-go, Pay-Per-View and price reduction (*Hon. Unyime Idem — Ukanafun/Oruk Anam Federal Constituency*).

Agreed to.

Recommendation (ii):

Our extant laws that moderate operations in the industry is to be fine-tuned to meet the 21st-century regulatory laws of the industry that is dynamic as the entertainment industry. The Commission that has the power to licensed and regulate the activities of service Providers must as well, have the power to moderate in the protection of consumers. There is little or nothing a regulator can do if he is handicapped by laws that are not properly tailored to the needs of the society (*Hon. Unyime Idem — Ukanafun/Oruk Anam Federal Constituency*).

Agreed to.

Recommendation (iii):

Price increase and reduction have always been contentious issues for producers and consumers in the business world. Reasons adduced for and against have been contentious too. The recent increment of VAT by 2.5% by Financial Amendment Act of 13 January, 2020, the fluctuating foreign Exchange rate in the country that affects the cost of Content, broadcast equipment experienced hire and Technical infrastructure increase, increase in bouquets for a wider choice, inflation on the cost of production and need to maintain workforce not throwing many young men and women who are gainfully employed by pay-tv into the labour market were some necessary indices for price hike (*Hon. Unyime Idem — Ukanafun/Oruk Anam Federal Constituency*).

Agreed to.

Recommendation (iv):

That the use of Nigerian NigComSat or Nigerian Satellite that is still underutilized was advocated by the Committee. The Management of NigComSat should embark on the creation of awareness to Companies and Organizations that make use of Satellite facility that is lying waste. Users of Satellite infrastructure are advised to look inwards and patronize our Satellite, reduce the cost of production and services and generate income for the Government. All obstacles that make use of NigComSat less attractive to the end-users must be looked into as utilization of the Satellite is a key to resolving the issue once and for all (*Hon. Unyime Idem — Ukanafun/Oruk Anam Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the *Ad-hoc* Committee on Non-Implementation of Pay-As-You-Go and sudden Increment of tariffs plan by Broadcast Digital Satellite Service Providers (**HR. 168/06/2020**) and approved Recommendations (i) - (iv) of the Report.

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

41. Adjournment

That the House do adjourn till Thursday, 15 July, 2021 at 11.00 a.m. (Hon. Garba Alhassan Ado — House Leader).

The House adjourned accordingly at 4.06 p.m.

Femi Hakeem Gbajabamila
Speaker