



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 25 January, 2023

1. The House met at 11.47 a.m. Mr Deputy Speaker read the Prayers.
2. The House recited the National Pledge.
3. **Votes and Proceedings**
Mr Deputy Speaker announced that he had examined and approved the *Second Votes and Proceedings* of Tuesday, 24 January, 2023.

The Votes and Proceedings was adopted by unanimous consent.
4. **Announcement**
Conference Committee on the National Centre for Women Development Act (Amendment) Bill, 2023:
Mr Deputy Speaker announced the Membership of the Committee as follows:

(1)	Hon. Onyejeocha Nkeiruka	—	<i>Chairman</i>
(2)	Hon. Onanunga Adewunmi Oriyomi	—	<i>Member</i>
(3)	Hon. Usman Hassan Sokodabo	—	<i>Member</i>
(4)	Hon. Aishatu Jibril Dukku	—	<i>Member</i>
(5)	Hon. Vincent Ofumelu	—	<i>Member</i>
(6)	Hon. Hamza Ibrahim	—	<i>Member</i>
5. **Matter of Urgent Public Importance (Standing Order Eight, Rule 4)**
Need for the Nigeria National Petroleum Corporation Limited and Other Regulators in the Petroleum Industry to End the Fuel Scarcity Across the Country:
Hon. Leke Abejide Joseph (*Yagba East/Yagba West/Mopamuro 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 for the Nigeria National Petroleum Corporation Limited and Other Regulators in the Petroleum Industry to End the Fuel Scarcity Across the Country:

The House:

Notes that Nigeria National Petroleum Corporation Limited is the only importer of premium motor spirit, popularly called petrol, in the country;

Also notes that the National Assembly has approved the money for the subsidy on the petroleum products so as to mitigate against unforeseen circumstances in the areas of shortages of the product;

Recalls that for over three months there has been persistent scarcity of PMS in many parts of the country as the situation appears to be getting worse;

Aware that there are uneven pump prices being dispensed by different Filling Stations across the country with speculations that government may have commitment to remove petroleum subsidy;

Also aware that there is an alleged drop in petrol supply to marketers by private depots thus creating a dangerous unimpression by citizens in the country;

Concerned that the current fuel crisis across the country may worsen in the days ahead with the introduction of a ₦16.00 per liter charge;

Also concerned that another contributing factor to the scarcity of the product may be the increased cost of hiring daughter vessels and the hike in liter charges which hitherto were paid in Naira, but now in US Dollars;

Further concerned that the scarcity associated with saboteurs among some of the key stakeholders who deliberately manipulated the system;

Worried that due to the scarcity Nigerians are exposed to all sorts of hardships such as hike in transportation fares and high cost of some major food items;

Also worried that as a result of the petrol scarcity most Nigerians are no longer finding it easy in their day-to-day livelihood;

Resolves to:

- (i) urge the NNPC Limited, as a sole importer, to urgently ease off these queues in Filling Stations;
- (ii) also urge the relevant Security Agencies to fish out the oil marketers and other economic saboteurs that may be responsible for the fuel scarcity across the country;
- (iii) invite the relevant authorities, viz: Petroleum Resources (Upstream and Downstream) to appear before the Leadership of the House on Thursday, 26 January, 2023 by 2.00 p.m.; and
- (iv) mandate the relevant Committees to investigate the matter within 48 hours and report back (*Hon. Leke Joseph Abejide — Yagba East/Yagba West/Mopamuro Federal Constituency*).

Debate.

Agreed to.

The House:

Notes that Nigeria National Petroleum Corporation Limited is the only importer of premium motor spirit, popularly called petrol, in the country;

Also notes that the National Assembly has approved the money for the subsidy on the petroleum products so as to mitigate against unforeseen circumstances in the areas of shortages of the product;

Recalls that for over three months there has been persistent scarcity of PMS in many parts of the country as the situation appears to be getting worse;

Aware that there are uneven pump prices being dispensed by different Filling Stations across the country with speculations that government may have commitment to remove petroleum subsidy;

Also aware that there is an alleged drop in petrol supply to marketers by private depots thus creating a dangerous unimpression by citizens in the country;

Concerned that the current fuel crisis across the country may worsen in the days ahead with the introduction of a ₦16.00 per liter charge;

Also concerned that another contributing factor to the scarcity of the product may be the increased cost of hiring daughter vessels and the hike in liter charges which hitherto were paid in Naira, but now in US Dollars;

Further concerned that the scarcity associated with saboteurs among some of the key stakeholders who deliberately manipulated the system;

Worried that due to the scarcity Nigerians are exposed to all sorts of hardships such as hike in transportation fares and high cost of some major food items;

Also worried that as a result of the petrol scarcity most Nigerians are no longer finding it easy in their day-to-day livelihood;

Resolves to:

- (i) urge the NNPC Limited, as a sole importer, to urgently ease off these queues in Filling Stations;
- (ii) also urge the relevant Security Agencies to fish out the oil marketers and other economic saboteurs that may be responsible for the fuel scarcity across the country;
- (iii) invite the relevant authorities, viz: Petroleum Resources (Upstream and Downstream) to appear before the Leadership of the House on Thursday, 26 January, 2023 by 2.00 p.m.; and
- (iv) mandate the relevant Committees to investigate the matter within 48 hours and report back (HR. 11/01/2023).

6. Presentation of Bills

Endangered Species Conservation and Protection Bill, 2023 (HB.2175) was read the *First Time*.

7. A Bill for an Act to Provide for Establishment of Federal University of Gusau, Zamfara State; and for Related Matters (HB. 2150) — Second Reading

Motion made and Question proposed, "That a Bill for an Act to Provide for Establishment of Federal

University of Gusau, Zamfara State; and for Related Matters (HB. 2150) be read a Second Time” (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee of the Whole.

8. **A Bill for an Act to Amend the Nursing and Midwifery (Registration, etc.) Act, Cap. N143, Laws of the Federation of Nigeria, 2004; and for Related Matters (HB.2131) — *Second Reading Motion made and Question proposed*, “That a Bill for an Act to Amend the Nursing and Midwifery (Registration, etc.) Act, Cap. N143, Laws of the Federation of Nigeria, 2004; and for Related Matters (HB.2131) be read a Second Time” (*Hon. Ganniyu Abiodun Johnson — Oshodi Isolo II Federal Constituency*).**

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Health Institutions.

9. **A Bill for an Act to Amend the Fire Service Act, Cap. F29, Laws of the Federation of Nigeria, 2004; and for Related Matters (HB. 1616) — *Second Reading Motion made and Question proposed*, “That a Bill for an Act to Amend the Fire Service Act, Cap. F29, Laws of the Federation of Nigeria, 2004; and for Related Matters (HB. 1616) be read a Second Time” (*Hon. Unyime Josiah Idem — Ukanafun/Oruk Anam Federal Constituency*).**

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Interior.

10. **Constitution of the Federal Republic of Nigeria, 1999 (as amended) (Fifth Alteration) Bills, 2023**
Motion made and Question proposed:

The House:

Notes that Section 9 (2) of the Constitution of the Federal Republic of Nigeria 1999 (as amended) provides that an Act to alter the provisions of the Constitution can be passed only when it is supported by 2/3 majority of Members of the House of Representatives and the Senate, and approved by the 24 State Houses of Assembly;

Recalls that 68 (Sixty-Eight) Bills seeking to alter provisions of the Constitution were presented at the floors of the House of Representatives and at the Senate on Wednesday, 23 February, 2022 for passage;

Also recalls that the House of Representatives and the Senate approved 44 (Forty-Four) of the Bills

without differences and were transmitted to the State Houses of Assembly for their resolutions on the 27 March, 2022;

Acknowledges that twenty-seven Houses of Assembly — Abia, Adamawa, Akwa Ibom, Anambra, Bauchi, Bayelsa, Benue, Borno, Cross River, Delta, Ebonyi, Edo, Ekiti, Enugu, Imo, Kaduna, Kano, Katsina, Kogi, Lagos, Nasarawa, Niger, Ogun, Ondo, Osun, Rivers and Yobe have forwarded their resolutions on the Bills (attached are details of Status of Resolutions of State Houses of Assembly on the Constitution (Fifth) Alteration Bills);

Convinced that the under listed 35 Constitution Alteration Bills have satisfied the provisions of Section 9 (2) of the Constitution, for passage into law, having been approved by not less than 24 State Houses of Assembly;

- (a) Constitution (Fifth Alteration) Bill No. 3 — Change of Names of Afikpo North and Afikpo South Local Government Areas (Ebonyi State);
- (b) Constitution (Fifth Alteration) Bill No. 4 — Change of Name of Kunchi Local Government Area (Kano State);
- (c) Constitution (Fifth Alteration) Bill No. 5 — Change of Names of Egbado North and Egbado South Local Government Areas (Ogun State);
- (d) Constitution (Fifth Alteration) Bill No. 7 — Correction of the name of Atigbo Local Government Area (Oyo State);
- (e) Constitution (Fifth Alteration) Bill No. 8 — Correction of Name of Obia/Akpor Local Government Area (Rivers State);
- (f) Constitution (Fifth Alteration) Bill No. 9 — Financial autonomy of State legislatures and State Judiciary;
- (g) Constitution (Fifth Alteration) Bill No. 10 — Enforcement of Legislative Summon;
- (h) Constitution (Fifth Alteration) Bill No. 11 — Inauguration of Members-Elect;
- (i) Constitution (Fifth Alteration) Bill No. 21 — Deletion of reference in the Constitution to the provisions of the Criminal Code, Penal Code, Criminal Procedure Act, Criminal Procedure Code or Evidence Act;
- (j) Constitution (Fifth Alteration) Bill No. 22 — Provision for Intervening Events in the Computation of Time for the Determination of Pre-Election Petitions, Election Petitions and Appeals therefrom;
- (k) Constitution (Fifth Alteration) Bill No. 24 — Expansion of the Interpretation of Judicial Office;
- (l) Constitution (Fifth Alteration) Bill No. 25 — Appointment of Secretary of the National Judicial Council;
- (m) Constitution (Fifth Alteration) Bill No. 29 — Devolution of Powers (Airports);
- (n) Constitution (Fifth Alteration) Bill No. 30 — Devolution of Powers (Fingerprints, identification and criminal records);
- (o) Constitution (Fifth Alteration) Bill No. 31 — Devolution of Powers (Correctional Services);

- (p) Constitution (Fifth Alteration) Bill No. 32 — Devolution of Powers (Railways);
- (q) Constitution (Fifth Alteration) Bill No. 33 — Devolution of Powers (National Grid System);
- (r) Constitution (Fifth Alteration) Bill No. 39 — Power to enforce compliance of remittance of Accruals into the Federation Account and Review of Revenue Allocation Formula;
- (s) Constitution (Fifth Alteration) Bill No.40 — Independence of Certain bodies;
- (t) Constitution (Fifth Alteration) Bill No.41 — Removal of Transitional Law-making Powers of the Executive;
- (u) Constitution (Fifth Alteration) Bill No. 43 — Domestication of Treaties;
- (v) Constitution (Fifth Alteration) Bill No. 44 — Timeline for the Presentation of Appropriation Bills;
- (w) Constitution (Fifth Alteration) Bill No. 45 — Timeframe for the Submission of the Names of Ministerial or Commissioner Nominees;
- (x) Constitution (Fifth Alteration) Bill No.48 — Power to summon the President and Governors;
- (y) Constitution (Fifth Alteration) Bill No. 49 — Authorization of Expenditure;
- (z) Constitution (Fifth Alteration) Bill No. 50 — Replacement of the Consolidated Revenue Fund of the Federation with the Consolidated Revenue Fund of the Federal Government;
- (aa) Constitution (Fifth Alteration) Bill No. 51 — Creation of the Office of Accountant-General of the Federal Government;
- (bb) Constitution (Fifth Alteration) Bill No. 53 — Separation of the Office of the Attorney-General of the Federation and of the State from the Office of the Minister or Commissioner for Justice;
- (cc) Constitution (Fifth Alteration) Bill No. 54 — State of the Nation and State of the State Address;
- (dd) Constitution (Fifth Alteration) Bill No. 55 — Composition of Members of the Council of State;
- (ee) Constitution (Fifth Alteration) Bill No. 57 — Restriction on Formation of Political Parties;
- (ff) Constitution (Fifth Alteration) Bill No. 62 — Correction in the Definition of the Boundary of the Federal Capital Territory Abuja;
- (gg) Constitution (Fifth Alteration) Bill No. 63 — Fundamental Human Rights;
- (hh) Constitution (Fifth Alteration) Bill No. 65 — Food Security;
- (ii) Constitution (Fifth Alteration) Bill No. 66 — Nigeria Security and Civil Defence Corps.

Resolves to:

- (i) direct the Clerk to the National Assembly to transmit the 35 Bills that have so far met the requirement of the provisions of Section 9 (2) of the Constitution to Mr President,

Commander-in-Chief of the Armed Forces of the Federation for assent in line with the provisions of the Acts Authentication Act; and

- (ii) urge the following State Houses of Assembly: Gombe, Jigawa, Kebbi, Kwara, Oyo, Plateau, Sokoto, Taraba, and Zamfara; that are yet to forward their resolutions on the Bills to do so in fulfillment of their Constitutional obligation. (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency and 70 Others*).

Agreed to.

11. Discharge of Committees on Referrals on Bills, Pursuant to Order Eighteen, Rule 3(g) of the Standing Orders of the House of Representatives

Motion made and Question proposed:

The House:

Notes that the following Bills were respectively read the Second Time and referred to Committees for legislative actions:

<i>S/No.</i>	<i>Title</i>	<i>Committee</i>
1.	Federal Medical Centre, Saminaka, Kaduna State (Establishment) Bill, 2021 (HB.1776)	Health Institutions
2.	Nigeria Food Safety and Hygiene Surveillance Corps (Establishment) Bill, 2020 (HB.813)	Healthcare Services
3.	Federal College of Nursing and Midwifery, Ado-Ekiti, Ekiti State (Establishment) Bill, 2022 (HB.1904)	Health Institutions
4.	National Rice Production, Processing and Research Institute, Igbemo, Ekiti State (Establishment) Bill, 2022 (HB. 1905)	Agricultural Colleges and Institutions;

Aware that the Committees are yet to present reports on the Bills, contrary to the provisions of Order Eighteen, Rule 3 (g) of the Standing Orders of the House of Representatives, to wit:

"Any matter referred to any Committee shall be treated within 30 days, otherwise the Committee shall stand discharged after 60 days and the matter committed to the Committee of the Whole for consideration";

Resolves to:

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

Agreed to.

12. Re-committal of Bill

Motion made and Question proposed:

The House:

Recalls that the Federal Medical Centre, Owutu Edda, Ebonyi State (Establishment) Bill, 2021 was passed by the National Assembly and transmitted to the President for assent;

Observes that some fundamental issues which require fresh legislative action emerged after critical

analysis of the Bill, hence, re-committal of the Bill to address the issues;

Resolves to:

Rescind its decision on the Bill as passed and commit same to the Committee of the Whole for reconsideration (*Hon. Abubakar Hassan Fulata — Birniwa/Guri/Kiri-Kasamma Federal Constituency*).

Agreed to.

13. Extra-Judicial Killings and Kidnapping Activities in Jos and its Environs

Motion made and Question proposed:

The House:

Notes that the on the 21 September, 2022, 16 Year Usman Bala was shot dead, and two others were injured by a Police Officer attached to the Division C of the Nigeria Police Force Jos, Plateau State, in cases of alleged extra judicial killings of innocent Nigerians;

Also notes that on 4 December, 2022, security operatives allegedly shot and killed one Magaji Ahmad, a Keke NAPEP rider of Dutse Uku Area of Jos for exceeding the approved operations hours imposed by the State Government;

Aware of a report by the Vanguard Newspapers of December 11, 2022, where the corpse of one Ruth Musa Pastor was found around a car wash in Farin Gada area, Jos North Local Government Area, Plateau State, similarly, on 7 September, 2022, a 14 years Maryam Danliti Usman was found dead in Babale Community of Jos-North Local Government Area with her private parts cut off;

Worried that if stringent measures are not taken to safeguard the lives of the citizens in compliance with Chapter 2 of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) particularly Section 14 (2) (b) which states that the security and welfare of the people shall be the primary purpose of government; it might constitute a threat to national security;

Resolves to:

- (i) observe a minute silence as a mark of respect to the deceased persons killed in Jos, Plateau State;
- (ii) urge the Chief of Defence Staff, the Director General of State Security Service and the Inspector General of Police to direct "Operation Safe Heaven" to initiate a coordinated Joint Security Operation with other Security Agencies to flush out criminals within the system to save the lives of innocent Nigerians and avoid reoccurrences;
- (iii) mandate the Committees on Police Affairs, Interior, Defence, National Security and Intelligence to investigate the cases of extra-judicial killings in Jos and environs and report within six (6) weeks (*Hon. Muhammad Adam Alkali — Bassa/Jos North Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the on the 21 September, 2022, 16 Year Usman Bala was shot dead, and two others were injured by a Police Officer attached to the Division C of the Nigeria Police Force Jos, Plateau State,

in cases of alleged extra judicial killings of innocent Nigerians;

Also noted that on 4 December, 2022, security operatives allegedly shot and killed one Magaji Ahmad, a Keke NAPEP rider of Dutse Uku Area of Jos for exceeding the approved operations hours imposed by the State Government;

Aware of a report by the Vanguard Newspapers of December 11, 2022, where the corpse of one Ruth Musa Pastor was found around a car wash in Farin Gada area, Jos North Local Government Area, Plateau State, similarly, on 7 September, 2022, a 14 years Maryam Danliti Usman was found dead in Babale Community of Jos-North Local Government Area with her private parts cut off;

Worried that if stringent measures are not taken to safeguard the lives of the citizens in compliance with Chapter 2 of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) particularly Section 14 (2) (b) which states that the security and welfare of the people shall be the primary purpose of government; it might constitute a threat to national security;

Resolved to:

- (i) observe a minute silence as a mark of respect to the deceased persons killed in Jos, Plateau State;
- (ii) urge the Chief of Defence Staff, the Director General of State Security Service and the Inspector General of Police to direct "Operation Safe Heaven" to initiate a coordinated Joint Security Operation with other Security Agencies to flush out criminals within the system to save the lives of innocent Nigerians and avoid reoccurrences;
- (iii) mandate the Committees on Police Affairs, Interior, Defence, National Security and Intelligence to investigate the cases of extra-judicial killings in Jos and environs and report within six (6) weeks (HR.12/01/2023).

A minute silence was observed in honour of the deceased.

14. Consideration of Reports

- (i) *A Bill for an Act to Amend the Legislative Houses (Powers and Privileges) Act, 2017; and for Related Matters (HB. 2149) (Committee of the Whole):*
Motion made and Question proposed, "That the House do resume consideration of the Report on a Bill for an Act to Amend the Legislative Houses (Powers and Privileges) Act, 2017; and for Related Matters (HB.2149)" (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE LEGISLATIVE HOUSES (POWERS AND PRIVILEGES) ACT, 2017 TO PROVIDE FOR DESIGNATION OF MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES (HB. 2149)

Clause 1: Address and designation of a member.

The Legislative Houses (Powers and Privileges) Act, 2017 in this Bill referred to as "the Principal Act" is amended as set out in this Bill (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

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

Clause 2: Insertion of new Sections 21 and 22.

A new Section 21 and 22 are inserted after section 20 of the Principal Act as follows

"21. A member of the Senate shall be designated and addressed as a Senator and shall be entitled to have before his name, the word "Senator" during his term in office and for life.

22. A Member of the House of Representatives shall be designated and addressed as a "Representative" and shall be entitled to have before his name, the word "Representative" during his term in office and for life" (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 3: Citation.

This Bill may be cited as the Legislative Houses (Powers and Privileges) Act (Amendment) Bill, 2023 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Explanatory Memorandum:

This Bill seeks to define the designation and address of a member of the National Assembly (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Amend the Legislative Houses (Powers and Privileges) Act, 2017 to provide for designation of members of the Senate and the House of Representatives (HB. 2149 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*)).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Amend the Legislative Houses (Powers and Privileges) Act, 2017; and for Related Matters (HB.2149) and approved Clauses 1 - 4, 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 Education, Numan, Adamawa State; and for Related Matters (HB. 1799) (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 Education, Numan, Adamawa State; and for Related Matters (HB. 1799)" (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL UNIVERSITY OF EDUCATION, NUMAN, ADAMAWA STATE AND FOR RELATED MATTERS (HB. 1799)

PART I — ESTABLISHMENT OF THE FEDERAL UNIVERSITY OF EDUCATION, NUMAN, ADAMAWA STATE

Clause 1: Establishment of the Federal University of Education, Numan.

- (1) There is hereby established the Federal University of Education, Numan Adamawa State.
- (2) The University:
 - (a) shall be a body corporate with perpetual succession and a common seal; and
 - (b) may sue and 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 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 2: Objects of the University.

The objects of the University shall be —

- (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 education, technology, applied science, agriculture, commerce, arts, social science, humanities, management and allied professional disciplines;
- (c) to produce socially mature educational men and women with capabilities not to only understand educational need of Nigeria as a nation, but also to exploit existing educational infrastructure and improve on it to develop new ones;
- (d) to act as agent and catalyst for effective educational system, through post graduate training, research and innovation, for effective economic utilization

- and conservation of the country's human resources;
- (e) to bring quality change in education by focusing on teacher education through teaching and learning innovations;
 - (f) to collaborate with other national and international institutions involved in training, research and development of education with a view to promoting governance, leadership and management skills among educational managers;
 - (g) to identify educational 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 education 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 education and foster a systematic advancement of the science and art of teacher education;
 - (j) to provide for instruction in such branches of teacher education 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;
 - (l) to undertake any other activities that is appropriate for a university of education of the highest standard (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 3: 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 of the University;
 - (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 sub-clause;
 - (i) all graduates and undergraduates; and

- (j) all other persons who are members of the University in accordance with 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: the Council, the Senate, Congregation and Convocation (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 4: Powers of Federal University of Education, Numan, Adamawa State and its exercise.

- (1) For the carrying out of its objects as specified in section 1 of this Bill, Federal University of Education Numan, Adamawa State, shall have power:
 - (a) to offer courses of instruction, training and research in education and allied areas for the production of quality and skilled teachers required to teach at lower, middle and higher levels of education in Nigeria in particular and the world at large;
 - (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 courses 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;
 - (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 situated;
 - (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 Subclause (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in many other manners 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

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

- (1) The Chancellor shall, in relation to the University, take precedence before all other members of the University, and when he/she 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/she is present, be the

chairman at all meetings of the Council (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 6: 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) the Permanent Secretary, Federal Ministry of Education or, in his/her absence, one Person from the Federal Ministry responsible for Education to represent him/her;
 - (e) four persons representing a variety of interests and broadly representative of the whole Federation appointed by the Federal Executive Council; and in consonance with Universities Miscellaneous Provisions Act 1993 (as amended) —
 - (i) the Teacher's Registration Council,
 - (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 of the University 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-a-vis non-academic activities (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 7: Functions of the Council and its Finance and General Purpose 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 8: Functions of the Senate of the University.

- (1) Subject to section 6 of this Bill and subclause (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 Subclause (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/her if after due enquiry he/she is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 9: Functions of the Vice-Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and subject to section 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/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that Clause 9 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 10: General fund of the University.

- (1) There shall be a general fund of the university which shall consist of the following:
 - (a) annual budgetary allocation by the Federal Government through appropriation by the National Assembly;
 - (b) grants-in-aid;

- (c) fees;
- (d) income derived from investments;
- (e) gifts, legacies, endowments and donations not accepted for a particular purpose;
- (f) income derived from the exercise of any functions conferred or imposed on the University by this Bill;
- (g) any other amounts, charges or dues recoverable by the University;
- (h) revenue, from time to time, accruing to the University by way of subvention;
- (i) interests on investments;
- (j) donations and legacies accruing to the University from any source for the general or special purposes of the University; and
- (k) regular TETFund interventions.

- (2) The general fund shall be applied for the purposes of the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 11: 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART III — STATUTES OF THE UNIVERSITY

Clause 12: Statutes of the University.

- (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.
- (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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 13: Power of the University to make Statues.

- (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 Subclause (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 Subclause (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/she shall think fit.
- (7) The decision of the Visitor on any matter referred to him/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 14: 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 15: 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/she shall think fit.
- (2) The decision of the visitor on any matter referred to him/her under this clause 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 clause, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria:

Provided that nothing in this subclause 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 clause 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 subclause (1) of this clause; and accordingly the references in subclause (2) of this clause 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART IV — SUPERVISION AND DISCIPLINE

Clause 16: 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/she 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 17: 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/her 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/she may consider appropriate approves the recommendation, he/she may direct the removal of the person in question from office.
- (2) It shall be the duty of the Minister to use his/her best endeavours to cause a copy of the instrument embodying a direction under Subclause (1) of this section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 18: 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/her office or employment on the ground of misconduct or of professional inability to perform the functions of his/her office or employment, the Council shall: —
 - (a) give notice of those reasons to the person in question;
 - (b) afford him/her 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/her

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 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 staff may be suspended from his/her duties or his/her appointment may be terminated by the Council; and for the purposes of this Subclause "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/her 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/her 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/her 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/her office or to comply with the terms and conditions of his/her 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 Subclause (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/her emoluments to be paid to him);
 - (b) whether to reinstate such person, in which case the Council shall restore his/her full emoluments to him/her 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/her 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/her 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 Subclause (1) of this section to use his/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 19: 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/her 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 clause 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 Subclause (1) of this clause.
- (3) It shall be the duty of the Vice-Chancellor on signing an instrument of removal pursuance to this section, to use his/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 20: 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/her 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; 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.
- (3) Where a direction is given under Subclause (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 Subclause (2) of this clause shall not affect the operation of the direction while the appeal is pending:
- (a) the Vice-Chancellor may delegate his/her powers under this clause to a disciplinary board consisting of such members of the University as he/she 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 Subclause (2) (a) of this clause may be combined with a direction under Subclause (2) (b) of this clause (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART V — MISCELLANEOUS AND GENERAL

Clause 21: 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, 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 any body 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 Subclause (1) of this clause shall be construed as preventing the

University from imposing any disability or restriction on any of the persons mentioned in that Subclause where such person willfully 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 22: 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 23: 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 24: Transfer of Land to the University.

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

(2) Where an estate or interest in land is acquired by the Government pursuant to this clause, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 25: Appointment of committee, etc.

(1) Any body 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 Subclause (1), (2) and (3) of this clause 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 26: 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 and other academic staff 60 years (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 27: Transitional and Saving Provision.

- (1) On the commencement of this Bill, any person employed by or serving in, Federal University of Education, Numan shall be deemed to have been employed or serving in the University established under this Bill.
- (2) All Assets or liabilities belonging to Federal University of Education, Numan shall be deemed to belong to the University established under this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 28: Special Provisions relating to Pension of Professors.

- (1) An academic staff of the University who retires as a Professor in the University shall be entitled to pension at a rate equivalent to his/her annual salary provided that the Professor has served continuously in the University up to the retirement age.
- (2) Notwithstanding subsection (1) where the professors have not served up to retirement age he/she shall be entitled to the rate of pension mentioned under subsection (1) provided that he/she has served a minimum of 20 years as a professor in a recognized university; and
- (3) Where an academic joins a Nigerian University as a professor, such a professor shall have served continuously for at least (20) years in a recognized university (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 29: Miscellaneous and 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 any body 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/her 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 any body 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 30: Restriction of suits and execution.

- (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/she 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/her 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/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 31: Interpretation.

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

"Campus" means any campus which may be established by the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"College" means the College established pursuant to section 2 (1) (b) of this Bill for the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that the meaning of the word "College" be as defined in the

interpretation to this Bill — Agreed to.

"Council" means the Governing Council of the University established by section 5 of this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Functions" includes powers and duties (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

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

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

"Minister" means the Hon. Minister of Education (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Notice" means notice in writing (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Officer" does not include the Visitor "Prescribed" means prescribed by statute or regulations (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that the meaning of the word "Officer" 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Property" includes rights, liabilities and obligations (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Provisional Council" means the provisional council appointed for the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

- (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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 32: Short Title.

This Bill may be cited as the Federal University of Education, Numan, Adamawa State Bill, 2023 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

SCHEDULES

FIRST SCHEDULE

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/her 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:
 - (b) constitute a Search Team consisting of:
 - (i) a member of the Council, who is not a member of the Senate, as chairman;

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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Senate" means the Senate of the University established pursuant to section 2 (1) (e) of this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"School" means a unit of closely related academic programmes (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Statute" means a statute made by each University under section 10 of this Bill and in accordance with the provisions of section 11 of this Bill, and (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"The statutes" means all such statutes as are in force from time to time (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"Teacher" means a person holding a full-time appointment as a member of the teaching or research staff of the University (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that the meaning of the word "Teacher" 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 undergraduate (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"University" means Federal University of Education, Numan Adamawa State established and incorporated by section 1 of this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

- (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 Subclause (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 Subclause (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/her 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/her 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 Subclause (2) of this paragraph and forward his/her name to the Council for confirmation.
- (4) A Deputy Vice-Chancellor shall:
- (a) assist the Vice-Chancellor in the performance of his/her 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/her 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/her.
- (5) A Deputy Vice-Chancellor:
- (a) shall hold office for a period of two years beginning from the effective date of his/her appointment and on such terms and conditions as may be specified in his/her letter of appointment;
 - (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; and
 - (d) "Good cause" for the purpose of this section means gross misconduct or inability to discharge the functions of his/her 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

Functions of Registrar and Tenure

- 7. (1) The Registrar shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council may from time to time direct.
- (2) The Registrar shall, in addition to the other duties conferred on him/her by or under this Bill, be a Secretary to the Council, Secretary to Academic Board and any committee of the Council and in his/her absence, the Council or any such committee may appoint some other persons to act as Secretary. The Registrar shall not vote on any question before the Council or count towards a quorum.
- (3) A Registrar shall —
 - (a) hold office for a single term of five years only beginning from the effective date of his/her appointment and such terms and conditions as may be specified in his/her letter of appointment.
 - (b) where on the commencement of this Bill a Registrar appointed before the commencement of this Bill has held office:
 - (i) for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;
 - (ii) for more than five years and has more than 1 year to complete his/her second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the School;
 - (iii) for more than five years and has less than 1 year to complete his/her second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the School.

Functions of the Bursar and Tenure

8. (1) 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 financial affairs of the University.
- (2) (a) A Bursar shall hold office for a single term of five years only beginning from the effective date of his/her appointment and such terms and conditions as may be specified in his/her letter of appointment.
- (b) Where on the commencement of this Bill a Bursar appointed before the commencement of this Bill has held office —
- (i) for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;
- (ii) for more than five years and has more than 1 year to complete his/her second term, The Council may allow him/her to serve as Bursar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the University;

Functions of the University Librarian and Tenure

9. (1) The University Librarian shall be responsible to the Vice Chancellor for the administration of the University Library and co-ordination of the Library services in the teaching units of the University.
- (2) A University Librarian shall:
- (a) hold office for a single term of five years only and upon such terms and conditions as may be specified in his/her letter of appointment.
- (b) where on the commencement of this Bill a University Librarian appointed before the commencement of this Bill has held office —
- (i) for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;
- (ii) for more than five years and has more than 1 year to complete his/her second term, the Council may allow him/her to serve as University Librarian for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the University;
- (iii) for more than 5 years and has less than 1 year to complete his/her second term, the Council may allow him/her to serve as University Librarian to complete his/her second term and thereafter he/she shall relinquish his/her post and be assigned other duties in the University.

Director of Works

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

Director of Health Services

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

12. (1) Any officer mentioned in this Schedule may resign his/her office in:
- (a) the case of the Chancellors or Pro-Chancellor, by notice to the Visitor;
 - (b) in the case of the Vice Chancellor, by notice to the Council which shall immediately notify the Minister.
- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office.

Selection Board for other Principal Officers

13. (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 Subclause (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 Subclause (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/her post and be assigned to other duties in the University.

Resignation and Re-appointment

14. (1) Any officer mentioned in the foregoing provisions of this Schedule may resign his/her 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. Sada Soli — Jibia/Kaita Federal Constituency*).

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

SECOND SCHEDULE

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Registration of transfers

1. (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.

2. (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he/she 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/she 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/her as member of that staff or as such an employee (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

THIRD SCHEDULE

The Council

1. (1) The Council shall consist of —
 - (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor and the deputy Vice-Chancellor;
 - (c) six persons representing a variety of interests and broadly representative of the whole Federation appointed by the National Council of Ministers.
 - (d) four person appointed by the Senate from among the members of that body;
 - (e) one person appointed by congregation from among the members of that body;
 - (f) one person appointed by convocation from among the members of that body;
 - (g) the Permanent Secretary, Federal Ministry of Education or, in his/her absence, such member of his/her Ministry as may be designated to represent him/her; and
 - (h) one person to represent the armed forces of the Federation and the Police Force.
- (2) Any member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article may, by notice to the Council, resign his/her office.
- (3) A member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article shall, unless he/she previously vacates it, vacate that office on the expiration of the period of four years beginning with effect from the 1st of August in the year in which he/she was appointed.
- (4) Where a member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article vacates office before the expiration of the period aforesaid, the body or person by whom he/she was appointed may appoint a successor to hold office for the residue of the term of his/her predecessor.
- (5) A person ceasing to hold office as a member of the Council otherwise than by the 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 paragraph (1) (c), (f), (g) and (h) of this article.
- (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 clause 4 of the Bill and the foregoing provisions of this paragraph, the Council may regulate its own procedure.

- (8) Where the Council desires to obtain advice to with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (9) Four persons representing a variety of interests and broadly representative of the whole Federation appointed by the Federal Executive Council; by virtue of clause 2 (e) of the Universities (Miscellaneous Provisions) Act 1993 (as amended).
- (10) Two person appointed by congregation from amongst the members of that body; clause 2 (g) of the Universities (Miscellaneous Provisions) Act 1993 (as amended).
- (11) The Permanent Secretary, Federal Ministry of Education or, in his/her absence, one Person from the Federal Ministry responsible for Education to represent him/her.

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/she 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
- (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 and the deputy Vice-Chancellor;
 - (b) the deans of the several faculties;
 - (c) the directors of the several institutes;
 - (d) the professors;
 - (e) the librarian;
 - (f) the persons for the time being holding such appointments on the staff' of the University as may be specified by the Vice-Chancellor; and
 - (g) such teachers (of senior's lecturer rank and above and not being more than two in respect of each faculty) as may be elected from among the members

of each faculty, the total number thereto to be determined from time to time by the Senate; and

- (h) such persons, not exceeding two in number, whether or not members of the University, as may be appointed by the Senate to be members of the Senate.
- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he/she is present; and in his/her absence such other member of the Senate 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/her 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 1st August in the year of his/her election, and may be a candidate at any election held in pursuance of paragraph (5) above in the year in which his/her period of office expires, so however that no person shall be such a candidate if at the end of his/her current period of office he/she would have held office as an elected member for a continuous period of six years or would have so held office if he/she 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(9) 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; but 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 a reduction in the total of non-elected members occurring on or after 30th April in any year in which he/she is to continue in or take office as an elected member.
- (8) If so requested in writing by any ten members of the Senate, the vice- chancellor, or in his/her absence a person duly appointed by him/her, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.
- (9) In this article, "total of non-elected members" means, as respects any year, such number as may be certified by the Vice-Chancellor on the 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:
- (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/she is present; and in his/her 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

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/her name registered as a member of convocation if —
- (a) he/she 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/she applies for the registration of his/her 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/she is entitled to have his/her 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/she is present, and in his/her 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.

Annual budget and estimates, etc.

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

Gifts, donations, etc

7. (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 attached 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

8. 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 Subclause (1) of this section.

Audit

9. (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.

Organisation of Faculties and Branches Thereof

10. Each faculty shall be divided into such number of branches as may be prescribed.
11. (1) There shall be established in respect of each faculty a faculty 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 faculty;
- (b) deal with any other matter assigned to it by the 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 faculty board shall consist of —
- (a) the Vice-Chancellor;
- (b) the persons severally in charge of the branches of the faculty;
- (c) such teachers assigned to the faculty and having the prescribed qualifications as the board may determine; and
- (d) such persons whether or not members of the University as the board may determine with the general or special approval of 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 provisions made by regulations in that behalf, the board

may regulate its own procedure.

The Dean of the Faculty

12. (1) The dean of a faculty shall be a professor elected by the faculty board and each dean shall hold office for years. He/she will be eligible for re-election for another term of two years after which he/she may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the office of the dean of the faculty shall be held in rotation by members of the faculty holding the ranks of reader or senior lecturer on the basis of seniority as determined by the statute.
- (3) The dean shall be the chairman at all meetings of the faculty board when he/she is present and he/she shall be a member of all committees and other boards appointed by the faculty.
- (4) The dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty. It shall be the function of the dean to present to convocation for the conferment of degrees' persons who have qualified for the degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the committee of deans consisting of all the deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the University Council by Senate.
- (6) The dean of a faculty may be removed from office for good cause by the faculty board after a vote would have been taken at a meeting of the board, and in the event of a vacancy occurring following the removal of a dean, an acting dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall hold for a new dean.
- (7) In this article, "good cause" has the same meaning as in clause 15 (3) of the Bill.

Departmental Board of Studies

13. (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 Senate of the University 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

14. (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

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

Creation of Academic Posts

16. 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

17. (1) Subject to the Bill and statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Council through the Departments and Colleges.
- (2) For the purpose of filling such vacancies, suitable selection boards to select and make appointments on behalf of the Council shall be set up.
- (3) For appointment to Professorships, Associate Professorship or Readerships or equivalent posts, a Board of Selection, with power to appoint, shall consist of:
- (a) the Vice-Chancellor — Chairman;
 - (b) 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/her 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/her 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

18. (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 SecretaryQuorum shall be three (3) including the Chairman.

Interpretation

19. In this Statute, the expression "the Bill" means the Federal University of Education, Numan, Adamawa State Bill and any word or expression defined in the Bill has the same meaning in this Statute (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Explanatory Memorandum:

The core object of the Bill is to provide for the establishment of the Federal University of Education,

Numan, Adamawa State, to provide for training and teaching instructions in every aspect of education and such other fields of Applied Learning relevant to the needs of development of education in the Northeast in particular and Nigeria in general to meet the learning and research needs of prospective students, researchers and specialists in education sector in Nigeria and beyond (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Provide for the Establishment of the Federal University of Education, Numan, Adamawa State and for Related Matters (HB. 1799) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Provide for Establishment of Federal University of Education Numan, Adamawa State; and for Related Matters (HB. 1799) and approved Clauses 1 - 31, 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.

(iii) *A Bill for an Act to Establish Gum Arabic Research Institute, Maiduguri, Borno State; and for Related Matters (HB.2168) (Committee of the Whole):*

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish Gum Arabic Research Institute, Maiduguri, Borno State; and for Related Matters (HB.2168)" (Hon. Sada Soli — Jibia/Kaita 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 GUM ARABIC RESEARCH
INSTITUTE, MAIDUGURI; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT OF GUM ARABIC
RESEARCH INSTITUTE, MAIDUGURI

Clause 1: Establishment of the Institute.

There is established the Gum Arabic Research Institute, Maiduguri (in this Bill referred to as "the Institute") which shall be a corporate body with perpetual succession and common seal, and may sue or be sued in its corporate name (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 2: Functions of the Institute.

- (1) The institute shall be charged with the general duty of undertaking research into and providing information and advice relating to the production and products of Gum Arabic.
- (2) Subject to the provisions of this section, the Institute shall have power to do anything which, in the opinion of the Institute, is calculated to facilitate the carrying on of the activities of the institute.
- (3) Except with the prior approval in writing of the Minister, the institute shall not have power to —
 - (a) incur expenditure outside approved estimates under this Bill; or
 - (b) borrow money.
- (4) The Minister may, from time to time, give to the institute directions of a general nature in writing with respect to the performance of its functions; and it shall be the duty of the institute to comply with the directions (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 3: Establishment of the Governing Council.

- (1) There is established for the Institute a governing Council (in this Bill referred to as "the Council"), and the provisions of the Schedule to this Bill shall have effect with respect to the constitution of the Council and other matters there mentioned.
- (2) The affairs of the Institute shall be managed by the Council, and references in this Bill to the Institute shall be construed accordingly; and without prejudice to the generality of the foregoing provisions of this subsection —
 - (a) anything to be done by or to the Institute shall be done by or to the Council on behalf of the Institute, or by or to such person acting as the representative of the Council as the Council may determine; and
 - (b) 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 Institute by any person generally or specially authorised to act for that purpose by the Council.
- (3) It shall be the duty of the Council of the institute —
 - (a) to prepare a programme of research within the field for which the institute is responsible for such periods of not less than three years as the Council may, with the approval of the Minister, determine, together with detailed estimates of the expenditure which will be required to carry out the programme;
 - (b) each year, to review and, if necessary, revise the programme approved under paragraph (a) of this subsection for the following year, together with the estimates of expenditure for that year;
 - (c) to submit the programmes and estimates of expenditure and any annual revisions for approval by the Minister;

- (d) to carry out the programmes of research approved by the Minister.
- (4) There shall be a Director for the institute, who shall be appointed by the Minister on the advice of the Council and shall be a person with wide experience of the matters with which the institute is concerned; and the Director shall —
- (a) be charged with the day-to-day management of the affairs of the institute in accordance with such instructions as may, from time to time, be given to him by the Council; and
- (b) hold office in accordance with the terms of the instrument by which he is appointed (including terms as to the payment of his remuneration by the Council) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 4: Financial provisions.

- (1) The Institute shall establish and maintain a fund from which there shall be defrayed all expenditure incurred by the institute.
- (2) There shall be paid or credited to the fund —
- (a) such sums out of moneys provided by the National Assembly as the National Assembly may, from time to time, determine; and
- (b) all other assets, from time to time, accruing to the institute.
- (3) The fund shall be managed in accordance with the rules made by the Minister and the Minister responsible for finance, acting jointly; and, without prejudice to the generality of the power to make rules conferred by this subsection, the rules shall in particular include provisions —
- (a) specifying the manner in which the assets of the fund are to be held and regulating the making of payments to and from the fund;
- (b) requiring the keeping of proper accounts and records for the purposes of the fund in such form as may be specified by the rules;
- (c) for securing that the accounts are audited periodically by an auditor appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General for the Federation, acting jointly;
- (d) requiring copies of the accounts and of the auditor's report on them to be furnished to the Minister as soon as may be after the end of the period to which the accounts relate; and
- (e) requiring the Minister to lay before each House of the National Assembly copies of all accounts and reports received by him in pursuance of paragraph (d) of this subsection and, in the case of accounts or reports relating to the Cocoa Institute, the Oil Palm Institute, or the Rubber Institute, to send a copy to the Governor of each State (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 5: Pensions Reform Act.

Service in the Institute shall be a pensionable service for the purposes of the Pensions Reform Act (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 6: Annual report.

It shall be the duty of each of the Institute to furnish to the Minister, a yearly report on the activities of the institute during that year; and the Minister shall —

- (a) submit to the President a copy of each report received by him in pursuance of this section; and
- (b) send a copy of each report to the National Assembly (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 7: Regulations.

- (1) The Council of the Institute may make regulations generally for its purposes under this Bill; and without prejudice to the generality of the foregoing, regulations may provide for the disciplinary control over the staff of the Institute.
- (2) Regulations made under subsection (1) of this section shall not have effect until they are approved by the Minister and have thereafter been published in the Federal Gazette (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 8: Interpretation.

In this Bill —

"the Minister" means the Minister responsible for matters relating to agriculture (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

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

Clause 9: Citation.

This Bill may be cited as the Gum Arabic Research Institute, Maiduguri (Establishment) Bill, 2023 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

SCHEDULE

CONSTITUTIONS, ETC. OF THE COUNCILS

Membership of the Council

1. (1) Subject to the provisions of this Schedule, the Council of the Institute shall consist

of nine members, that is —

- (a) the Chairman who shall be appointed by the Minister;
- (b) the Director of the institute; and
- (c) seven persons appointed respectively by the Governments of Adamawa, Borno, Yobe, Jigawa, Bauchi, Kebbi, Gombe, Nasarawa, Niger, Plateau, Katsina, Sokoto, Taraba and Zamfara States.

- (2) If the Minister responsible for the institute is satisfied that persons who are not members ought, by reason of their experience or professional competence to be admitted to membership, he may, by notice in the Federal Gazette, appoint as additional members not more than five persons so qualified; and any person so appointed under this sub-paragraph may attend all meetings and take part in any deliberations of the Council, but shall not be entitled to vote thereat.

Tenure of office of members

2. (1) Subject to the provisions of this paragraph, a member of the Council shall hold office for the period of five years beginning —
 - (a) in the case of a member appointed to fill a vacancy which has not previously been filled, with the day when this Bill comes into force;
 - (b) in any other case, with the day next following that on which the term of office of his predecessor expires by the effluxion of time or, where the predecessor has previously vacated office, on which it would have so expired.
- (2) With a view to securing the retirement in rotation of members appointed as additional members of the Council, the Minister may by order provide that the term of office of any three of such members shall be such shorter period as the Minister may, from time to time, approve, but not less in any particular case than three years.
- (3) Where a member ceases to hold office at a time when more than three months of his term of office remain unexpired, the authority who appointed him shall, as soon as may be, appoint a successor who shall, subject to the following provisions of this paragraph, hold office for the residue of that term.
- (4) A member of the Council shall cease to hold office if he resigns his office by a notice in writing signed by him and served on the Minister.
- (5) A person who ceases to hold office as a member of the Council shall be eligible for re-appointment as such a member.
- (6) References in the foregoing provisions of this paragraph to members of the Council do not include references to the Director of the institute.

Proceedings of Council

3. The Council may make standing orders regulating the proceedings of the Council or any committee thereof.
4. The quorum of the Council shall be six, provided that at the meeting there are at least two members present to represent other Governments on the Council; and the quorum of any

committee of a Council shall be determined by the Council.

5. (1) The Minister, after consultation with the State Governments, shall appoint the chairman of the Council from among its members and the Council shall elect some other member to be the deputy chairman of the Council; so however that notwithstanding the period for which the appointment or election is to have effect, if a chairman or deputy chairman ceases to be a member of the Council, he shall cease to hold the office to which he was so appointed or elected.
- (2) At any time while the office of chairman is vacant or the chairman is in the opinion of the Council permanently or temporarily unable to perform the functions of his office, the deputy chairman shall perform those functions, and references in this Schedule to the chairman shall be construed accordingly.
6. (1) Subject to the provisions of its standing orders, the Council shall meet whenever it is summoned by the chairman; and if the chairman is required so to do by notice given to him by not less than four members of the Council, he shall summon a meeting of the Council to be held within 28 days from the date on which the notice is given. If the chairman fails to summon any meeting when so required, the Minister in his discretion may exercise such power.
- (2) At any meeting of the Council, the chairman or, in his absence, the deputy chairman, shall preside, but if both are absent, the members present at the meeting shall elect one of their number to preside at that meeting.
- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as it thinks fit; but a person who is a member by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.
- (4) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the Minister, who may give such directions as he thinks fit as to the member who shall preside and the procedure which shall be followed at that meeting.

Committees

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

Officers and servants

8. The Council shall have power to —
 - (a) appoint such officers and servants of the institute as the Council may determine; and
 - (b) pay to any officers and servants of the institute such remuneration as the Council may determine.

Miscellaneous

9. Standing orders made by the Council may provide for the payment to any member of the Council or other person appointed to a committee of the Council of such travelling and subsistence allowances in respect of any periods spent on the business of the Council as the Council may determine; but, notwithstanding anything in section 1 of this Bill, no other remuneration shall be paid by the Council to any such member or other person.
10. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the Director or of some other member of the Council authorised generally or specially by the Council to act for that purpose.
- (2) Any document purporting to be a document duly executed under the seal of the institute shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
11. The validity of any proceedings of the Council or a committee thereof shall not be affected by any vacancy in the membership of the Council or committee, or by any defect in the appointment of a member of the Council or of a person to serve on the committee, or by reason that a person not entitled to do so took part in the proceedings.
12. Any member of the Council or of a committee of the Council who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or a committee thereof shall forthwith disclose his interest to the Council and shall not vote on any question relating to the contract or arrangement (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Explanatory Memorandum:

This Bill seeks to provide for the establishment of Gum Arabic Research Institute, Maiduguri to provide for undertaking research into and providing information and advice relating to the production and products of Gum Arabic (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish Gum Arabic Research Institute, Maiduguri; and for Related Matters (HB. 2168) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Gum Arabic Research Institute, Maiduguri, Borno State; and for Related Matters (HB.2168) and approved Clauses 1 - 9, the Explanatory Memorandum, and the Long Title of the Bill.

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

- (iv) *A Bill for an Act to Establish National Postgraduate College of Medical Laboratory Science; and for Related Matters (HB. 16) (Committee of the Whole):*
Motion made and Question proposed, "That the House do consider the Report on a Bill for

an Act to Establish National Postgraduate College of Medical Laboratory Science; and for Related Matters (HB. 16)" (*Hon. Sada Soli — Jibia/Kaita 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 NATIONAL POSTGRADUATE
COLLEGE OF MEDICAL LABORATORY SCIENCE;
AND FOR RELATED MATTERS (HB. 16)

Consideration deferred.

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report on a Bill for an Act to Establish National Postgraduate College of Medical Laboratory Science; and for Related Matters (HB. 16).

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

- (v) *A Bill for an Act to Amend the Court of Appeal Act, 2013 to, among Other Things, Increase the Number of Justices of the Court from Ninety to One Hundred and Ten, Provides for the Integration of Virtual Court Proceedings; and for Related Matters (HB. 299 and HB. 2115) (Committee of the Whole):*

Motion made and Question proposed, "That the House do resume consideration of the Report on a Bill for an Act to Amend the Court of Appeal Act, 2013 to, among other things, increase the number of Justices of the Court from ninety to one hundred and ten, provides for the integration of Virtual Court Proceedings; and for Related Matters (HB. 299 and HB. 2115)" (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE COURT OF APPEAL ACT, 2013 TO,
AMONG OTHER THINGS, INCREASE THE NUMBER OF JUSTICES OF THE
COURT FROM NINETY TO ONE HUNDRED AND TEN, PROVIDES FOR THE
INTEGRATION OF VIRTUAL COURT PROCEEDINGS; AND FOR
RELATED MATTERS (HB. 299 AND HB. 2115)

Consideration deferred.

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report on a Bill for an Act to Amend the Court of Appeal Act, 2013 to, among other things, increase the number of Justices of the Court from ninety to one hundred and ten, provides for the integration of Virtual Court Proceedings; and for Related Matters (HB. 299 and HB. 2115).

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

- (vi) **A Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Igboora, Oyo; and for Related Matters (HB. 347) (Committee of the Whole):**
Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Igboora, Oyo; and for Related Matters (HB. 347)" (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE FEDERAL MEDICAL CENTRES ACT AND ESTABLISH FEDERAL MEDICAL CENTRE, IGBOORA, OYO STATE AND FOR RELATED MATTERS (HB. 347)

- Clause 1: Amendment of the Federal Medical Centres Act, 2022.**
 The Federal Medical Centres Act, 2022 (hereinafter called "the Principal Act" is amended as set out in this Bill *(Hon. Sada Soli — Jibia/Kaita Federal Constituency)*).

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

- Clause 2: Amendment of the Second Schedule.**
 The Second Schedule to the Principal Act is amended by inserting a new item "29"

—
 "Federal Medical Centre, Igboora, Oyo State" *(Hon. Sada Soli — Jibia/Kaita Federal Constituency)*.

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

- Clause 3: Citation.**
 This Bill may be cited as the Federal Medical Centres (Amendment) Bill, 2023 *(Hon. Sada Soli — Jibia/Kaita Federal Constituency)*.

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

Explanatory Memorandum:

This Bill seeks to amend the Federal Medical Centres Act, 2022 to establish Federal Medical Centre, Igboora, Oyo State *(Hon. Sada Soli — Jibia/Kaita Federal Constituency)*.

Agreed to.

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

Explanatory Memorandum:

This Bill seeks to amend the Federal Medical Centres Act, 2022 to establish Federal Medical Centre, Ufuma, Anambra State (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Ufuma, Anambra State and for Related Matters (HB. 1373) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Ufuma, Anambra State; and for Related Matters (HB. 1373) and approved Clauses 1 - 3, 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.

(viii) *A Bill for an Act to Establish Federal Capital Territory Signage and Advertisement Agency as the Regulatory Body for Outdoor Structures used for Signage and Advertisement to Protect the Environment from Potential adverse impacts that may arise from Signage and Outdoor Advertisement and Visual Blights; and for Related Matters (HB. 1232) (Committee of the Whole):*

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish Federal Capital Territory Signage and Advertisement Agency as the Regulatory Body for Outdoor Structures used for Signage and Advertisement to Protect the Environment from Potential adverse impacts that may arise from Signage and Outdoor Advertisement and Visual Blights; and for Related Matters (HB. 1232)" (Hon. Sada Soli — Jibia/Kaita 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 CAPITAL TERRITORY SIGNAGE AND ADVERTISEMENT AGENCY AS THE REGULATORY BODY FOR OUTDOOR STRUCTURES USED FOR SIGNAGE AND ADVERTISEMENT TO PROTECT THE ENVIRONMENT FROM POTENTIAL ADVERSE IMPACT THAT MAY ARISE FROM SIGNAGE AND OUTDOOR ADVERTISEMENT AND VISUAL BLIGHTS; AND FOR RELATED MATTERS (HB. 1232)

Long Title:

A Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Igboora, Oyo State and for Related Matters (HB. 347) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Igboora, Oyo; and for Related Matters (HB. 347) and approved Clauses 1 - 3, the Explanatory Memorandum, and the Long Title of the Bill.

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

(vii) *A Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Ufuma, Anambra State; and for Related Matters (HB.1373) (Committee of the Whole):*

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Ufuma, Anambra State; and for Related Matters (HB.1373)" (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE FEDERAL MEDICAL CENTRES ACT AND ESTABLISH FEDERAL MEDICAL CENTRE, UFUMA, ANAMBRA STATE AND FOR RELATED MATTERS (HB. 1373)

Clause 1: Amendment of the Federal Medical Centres Act, 2022.

The Federal Medical Centres Act, 2022 (hereinafter called "the Principal Act" is amended as set out in this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 2: Amendment of the Second Schedule.

The Second Schedule to the Principal Act is amended by inserting a new item "3" —

"Federal Medical Centre, Ufuma, Anambra State" (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 3: Citation.

This Bill may be cited as the Federal Medical Centres (Amendment) Bill, 2023 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

PART I — ESTABLISHMENT, MEMBERSHIP AND FUNCTIONS OF THE AGENCY

Clause 1: Establishment of the Federal Capital Territory Signage and Advertisement Agency.

- (1) There is established the Federal Capital Territory Signage and Advertisement Agency (in this Bill referred to as "the Agency").
- (2) The Agency —
 - (a) is a body corporate with perpetual succession and a common seal;
 - (b) has power to sue and be sued in its corporate name;
 - (c) is capable of acquiring and disposing of property movable and immovable for the purpose of carrying out its functions under this Bill (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 2: Establishment and membership of the Board.

- (1) There is established a Governing Board of the Agency (in this Bill referred to "the Board").
- (2) The Board consists of —
 - (a) a Chairman, who shall be appointed by the Minister;
 - (b) one member from each of the Area Councils;
 - (c) the Managing Director of the Agency; and
 - (d) one representative each from —
 - (i) Area Councils Secretariat,
 - (ii) Legal Services Secretariat,
 - (iii) Abuja Municipal Management Council,
 - (iv) Department of Urban and Regional Planning,
 - (v) Abuja Geographic Information Systems; and
 - (e) the Secretary of the Board who shall be the Legal Adviser of the Agency.
- (3) The members of the Board shall hold office —
 - (a) for a term of four years, and no more on a part-time basis; and
 - (b) on terms and conditions as may be specified in their letters of appointment.
- (4) The Managing Director shall —
 - (a) be appointed by the Minister on such term and condition as may be

- specified in the letter of appointment;
- (b) be the Chief Executive and Accounting Office of the Agency;
 - (c) be responsible for the execution of the policy and administration of the affairs of the Agency;
 - (d) have 10 years cognate experience in advertising or administration;
 - (e) be a holder of a minimum of first degree from a recognised university in the relevant field; and
 - (f) hold office for a term of four years and may be reappointed for a further term of four years and no more.
- (5) The Minister shall approve remuneration for members of the Board in line with existing extant rules and regulation.
- (6) Where the office of a member becomes vacant before the expiration of his tenure for any reason, the Board shall notify the Minister (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 3: Vacation of office.

The Chairman or a member of the Board shall cease to hold office if —

- (a) he resigns his appointment in writing addressed to the Minister through the Chairman of the Board;
- (b) he becomes incapacitated by reason of infirmity of the mind or body which prevents him from performing the functions of his office;
- (c) he has been convicted of an indictable offence or an offence under this Bill;
- (d) he has been found guilty of a serious misconduct in relation to his duties or shown gross negligence in his duties;
- (e) in case of a person possessing a professional qualification, he is disqualified or suspended by an order of a competent authority;
- (f) he has been absent from four consecutive meetings for reasons considered to be unjustifiable by the Board or without prior written notice;
- (g) he has an interest in the Agency or outside the Agency which may prejudice him in the discharge of his functions; or
- (h) the Minister removes him from office where he is satisfied that it is not in the interest of the Agency or of the public for him to continue in office (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 4: Meetings of the Board.

- (1) The Board shall meet at least once in a quarter at a place and time as the Board may determine.

- (2) An extraordinary meeting of the Board may be summoned by —
 - (a) the Chairman;
 - (b) the Managing Director; or
 - (c) by a written request of at least four members of the Board.
- (3) The Secretary may call for a meeting of the Board or a person acting in that office.
- (4) The Chairman shall preside at a meeting of the Board, and in his absence, the Managing Director shall preside.
- (5) The quorum of a meeting of the Board is five members.
- (6) Where a member is excused during a meeting on grounds of an emergency or unforeseen development, the member shall not count against the quorum.
- (7) A question for decision by the Board at a meeting shall be decided by a majority of the votes of members present and voting and in the case of an equality of votes, the Chairman has a casting vote.
- (8) Where the Chairman or a Board member is unable to attend a meeting of the Board, he shall notify the Board in writing stating reason for his absence.
- (9) Where the Board desires to obtain the advice or opinion of a person on a matter, the board may invite the person to attend its meeting.
- (10) The Board may request an officer, agent or a consultant of the Agency to attend a meeting of the Board.
- (11) A Person invited shall not vote under subClause (9) and (10) on a question for decision by the Board nor count towards a quorum.
- (12) The validity of a proceeding of the Board shall not be affected by —
 - (a) a vacancy in the Board's membership;
 - (b) a defect in the appointment of a member; or
 - (c) reason that a person who is not entitled to take part in the proceedings took part in it (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 5: Disclosure of interest.

A member of the Board who is directly or indirectly interested in a transaction with the Agency or a transaction which the Agency is required by this Bill to approve, shall disclose the interest at a meeting of the Board (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 6: Functions of the Agency.

- (1) The Agency shall —
- (a) control outdoor structures used for signage and advertisement;
 - (b) issue a license or permit for the construction and placement of an outdoor advertisement structure in the Federal Capital Territory;
 - (c) protect the environment from potential adverse impact that may arise from an activity connected with signage and outdoor advertisement including visual blights;
 - (d) control the number, size and location of an outdoor advertisement structure;
 - (e) ensure that an outdoor advertisement structure is:
 - (i) designed according to prevailing standards,
 - (ii) erected, modified or maintained, or
 - (iii) removed when no longer in use to avoid danger to life, damage to property, or prevent a health, safety or an environmental risk;
 - (f) ensure that an outdoor advertisement structure is compatible with surrounding land use and environment standard;
 - (g) ensure that the beautification of the immediate vicinity of the advertisement;
 - (h) control the posting of posters on a fence, building, vehicle, public structure, street and highways;
 - (i) organise a procedure to regulate the ownership and operation of an outdoor advertisement structure for the purpose of signage and advertisement under a specific regulation in this Bill, or any Law relating to outdoor advertisement in the Federal Capital Territory;
 - (j) refuse an application, revoke or modify a permit if found to be in violation of this Bill or condition for its grants;
 - (k) prepare and keep general records and any record relating to issuance and denial of an outdoor advertisement structures permit;
 - (l) monitor and inspect through its monitoring unit on outdoor advertisement structure and verify its compliance with this Bill;
 - (m) establish a data-base of outdoor advertisement structures for signage, hoarding and advertisement, their owners and operators as well as their location and the reason for the operation (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 7: Powers of the Agency.

The Agency shall, with the approval of the Board (or Minister) —

- (a) employ such staff as it may require for the performance of its functions under this Bill;
- (b) determine the remuneration of its staff, having regard to what is obtainable in the civil service and extant laws or policies of the Federal Government; and
- (c) appoint an agent, contractor or consultant to provide professional services and any other duties assigned by the Agency."
- (d) the agent, contractor or consultant shall be subjected to auditing by Revenue Monitoring Unit (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART II — FINANCIAL PROVISIONS

Clause 8: Fund of the Agency.

- (1) The Agency shall establish and maintain a Fund to be approved by the Board into which shall be paid —
 - (a) amounts appropriated by the National Assembly for the Agency;
 - (b) sums, debentures, investments or properties vested in the Agency;
 - (c) money raised by loan under the powers to borrow vested in the Board under Clause 11;
 - (d) fees and charges for services rendered;
 - (e) fees, charges or tariffs from licenses or other permits;
 - (f) money accruing to the Agency by way of gifts, grants-in-aids, testamentary dispositions, endowment and donations from any source; and
 - (g) proceeds from other assets that may accrue to the Agency.
- (2) The Agency shall administer the Fund in accordance with Appropriation.
- (3) The Board may make regulations to —
 - (a) specify how the Agency shall manage its asset or Fund;
 - (b) regulate how the Agency makes payment into and out of the Fund; and
 - (c) ensure that proper accounts and records are kept for the purpose of the Fund in a form as the regulation may specify.
- (4) Notwithstanding anything to the contrary in this Bill —
 - (a) each Area Council is entitled to 60% of the revenue accruing from signage, hoarding and outdoor advertisement from that Area Council;

- (b) the Agency is entitled to 20% of the revenue accruing from signage, hoarding and outdoor advertisement generated by the Agency from each Area Council as administrative and running cost; and
 - (c) the Federal Capital Territory Administration is entitled to 20% of the revenue accruing from signage, hoarding, and outdoor advertisement from each Area Council.
- (5) The Agency shall establish the Accruals and Allocation Complaints Committee, to receive and resolve complaints from an aggrieved Area Council regarding accruals and allocations (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 9: Power to borrow.

The Agency may with the written consent of the Federal Capital Territory Executive Council and the approval of the National Assembly, borrow money required in the exercise of its functions on terms and conditions as it may determine (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 10: Signatories to bank account.

The Managing Director and the Agency's accountant are the signatories to the Agency's bank account (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 11: Annual account.

The Agency shall prepare not later than 31 March each year, an account of the expenditure and income for the preceding financial year (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 12: Account and Audit.

(1) The Agency shall —

(a) keep proper accounts for each year in respect of its revenue and expenditure;

(b) prepare an annual statement of account not later than three months after the end of each financial year; and

(c) cause the accounts to be audited —

(i) not later than three months after the end of each financial year, and

(ii) by an auditor appointed by the Federal Capital Territory Auditor-General for Area Councils.

(2) The Agency shall submit —

(a) a copy of the audited accounts of the Agency together with the

- auditor's report;
- (b) a quarterly report of its activities; and
 - (c) not later than 31st after the end of each financial year, a report that accurately reflects the Agency's activities during the preceding year; to the —
 - (i) Federal Capital Territory Executive Council through the Permanent Secretary Federal Capital Territory Administration,
 - (ii) each Area Council Chairman, and
 - (iii) the Auditor-General for Area Councils (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 13: Collection of tariffs and charges.

- (1) The Agency has power to —
 - (a) impose a commercial tariff which may vary from one Area Council to another, and
 - (b) make a direct charge on a user for a structure and signage.
- (2) The Agency may institute a civil action against a person who fails to pay the tariff, fee or charge imposed by the Agency and that person shall be liable for the legal fee or other cost incurred by the Agency in the process (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 14: Prescription of fees or charges.

- (1) The Agency shall, subject to the Board's approval, prescribe an amount to be paid as a fee or charge in each Area Council or zone for the mounting of an outdoor advertisement structure and the charge for amendment of an existing structure.

Fifth Schedule.

- (2) The Board may review, when necessary, the fees and charges in the Fifth Schedule (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART III — REGISTRATION

Clause 15: Registration.

- (1) A person who owns or operates an outdoor advertisement structure shall register it with the Agency and the Agency shall give him a registration number.
- (2) An owner or operator shall apply to the Agency for a permit and provide the registration number in the application

- (3) Where an applicant for a permit has registered an outdoor advertisement structure and paid the prescribed fee, the Agency shall issue the permit.
- (4) The permit is renewable annually.
- (5) Specification and application for outdoor advertisement structure are as contained in the Schedules.
- (6) The Agency shall provide a registration code for each registered outdoor advertisement.
- (7) The registration code of each structure erected shall be boldly displayed on it.
- (8) A structure for —
 - (a) free-standing portable signs including any sign on a standard, column or A- frame boards fixed to its own self-contained base which may be moved manually or temporarily attached to a permanent free-standing sign;
 - (b) a billboard including a signage structure designed and intended to provide a leasing advertisement copy pasted or otherwise mounted onto the copy area;
 - (c) a spectacular billboard;
 - (d) roof sign which includes a sign which is entirely on or above the roofline or parapet of a building;
 - (e) a sign including a sign painted or posted on a wall;
 - (f) furniture or statute type of sign which includes a structure, kiosk supporting outdoor advertising or signage; and
 - (g) a temporary sign including a permitted sign structure designed or intended to be displayed for a short period of time, shall require registration.
- (9) Each sign in subClause (8) shall be recorded on the form and attachment in the Schedules
- (10) A structure shall bear at its base, the registration number of the owner and permit number of the structure (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 16: Structure requiring special permit.
Application for special permit shall be made for:

- (a) a structure that —

Fourth Schedule.

- (i) exceed the permissible dimension provided in the Fourth Schedule,

Third Schedule.

- (ii) is illuminated by flashing lights, bare bulb or not conforming to the scope of illumination provided in the Third Schedule; and
- (b) the use of a mobile trailer or vehicle for the sole purpose of advertising
(*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 17: Qualification of advertisers.

- (1) No person shall establish or operate a billboard or outdoor commercial advertisement unless he is a member of the Advertising Practitioners Council of Nigeria.
- (2) Subclause (1) shall not apply to a person who does outdoor advertisement business
(*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 18: Application for registration.

- (1) An application for a —
- (a) special permit;
- (b) license; or
- (c) renewal of a permit or license, shall be addressed the Agency.
- (2) The application shall be in a form specified by the Agency.
- (3) The Agency shall fix the fee for the issuance or renewal of a permit or license.
- (4) A permit, license, or renewal of a permit or license, is valid for one year
(*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 19: Certificate of registration.

- (1) The Agency shall issue a certificate of registration to a successful applicant.
- (2) No person shall apply for a permit for ownership unless he holds a certificate of registration.
- (3) The Agency shall assign a registration number to a person who holds a certificate of registration.
- (4) An applicant who has been issued a registration number shall use it in any correspondence with the Agency.
- (5) The terms and conditions on a permit or license is a binding agreement between the Agency and a holder of the permit or license.
- (6) A Certificate of registration is renewable annually at a fee less than the initial payment.

- (7) An applicant shall provide the Agency with necessary information and any accompanying material which the Agency may require (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 20: Requirement to register as owner of a structure.

- (1) No person shall erect, enlarge, structurally modify or operate an outdoor advertisement or a signage structure without a permit from the Agency.

First, Second and Third Schedules.

- (2) An erected, affixed or a constructed structure shall comply with First, Second and Third Schedules.

- (3) Subclause (1) shall not apply to —

(a) an official, a directional or warning sign erected or maintained by —

(i) the Federal, State or an Area Council, or

(ii) an agency of the Federal, State or Area Council; and

(b) a structure for a sign or billboard mandatory under the Federal or Federal Capital Territory Laws or authorised by the Agency (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 21: Duration of application for permit.

- (1) An owner or operator of an existing structure shall submit the prescribed registration form with the Agency and apply for a permit required by this Bill at least 30 days from the date of commencement of this Bill.
- (2) Where an existing structure does not conform to the requirements of this Bill, the Agency shall notify the owner or operator to remove it not later than 30 days of receipt of notice.
- (3) Subject to subclause (2), where the owner or operator fails to remove the structure, the Agency shall remove it at the expense of the owner or operator.
- (4) Where an existing structure is not registered within 30 days from the commencement of this Bill, the Agency shall direct its removal at the expense of the owner or operator.
- (5) A structure which existed before this Bill or erected after the commencement of this Bill which does not conform to this Bill shall be demolished at the expense of the owner (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 22: Approval of outdoor structure for signage.

- (1) A residential unit visible from the public highway shall be identified by a street number not exceeding 0.30 square meters in area.

- (2) A non-residential building or group of buildings must be identified by a street number, visible from adjacent streets, not exceeding 0.30 square meters in area.
- (3) The street numbers are not part of the total sign area permitted for the building or group of buildings and shall not require a sign permit (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 23: Prohibited structures, signage or content.

- (1) A structure not permitted by this Bill shall not be used for signage, except a sign that is less.
- (2) These signs are prohibited —
 - (a) a sign with an unethical or obscene content;
 - (b) a sign that does not conform with Federal, State or Area Council Laws, Rules or Regulations;
 - (c) use of a scrolling device, moving or flashing character for advertising on a vehicle;
 - (d) erection, attachment or painting of a sign on a fence, rock or natural feature;
 - (e) outdoor structures of any classification installed, erected or attached in any form, shape or master to roof fire escape or any door or window giving access to any fire escape;
 - (f) abandoned signs;
 - (g) fly posting;
 - (h) outdoor structures obstructing pedestrian or vehicular visibility or otherwise interfering with the safe operation of vehicles or the safety of pedestrians; and
 - (i) a trailer, or any other vehicle as a statutory billboard (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

PART IV — MISCELLANEOUS PROVISIONS

Clause 24: Offences.

- (1) A person who —
 - (a) contravenes a regulation or order made under this Bill, or
 - (b) displays a sign or billboard, L.E.D, screen, post a bill, poster, sign, panel, banner sticker, or any advertising material or message on a tree, road, sign, road divider, flyover, bridge, rock, wall or an electric pole or any other place without authority,

commits an offence and is liable to a fine of ₦250,000 for a corporate body and ₦50,000 for an individual.

- (2) Subject to subclause (1), the Agency shall notify the person within seven days of its intention to impose the fine.
- (3) Where the person fails to pay the fine at the expiration of the seven days' notice —
 - (a) he is liable to a fine of ₦20,000 for each week that the default continues; and
 - (b) where the default continues beyond four weeks, the Agency, where it considers necessary, may order the removal of the structure and the owner or operator of the structure shall bear the cost of removal.
- (4) A person who falsifies a plan, statement or information relating to signage, hoarding or outdoor advertisement, commits an offence and is liable on conviction to a term of imprisonment for one year or fine of ₦1,500,000 for a corporate body and ₦500,000 for an individual.
- (5) Where an offence is committed by a corporate body or firm or other association of individuals, every —
 - (a) director, manager, secretary or other similar officer of the body corporate;
 - (b) partner or officer of the firm;
 - (c) person concerned in the management of the association; or
 - (d) person purposing to act in that capacity,

commits that offence and is liable as if he had himself committed that offence, unless he proves that the act or omission constituting the offence took place without his knowledge, consent or connivance (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 25: Permissible outdoor structure.

The Agency shall regulate —

- (a) on-premises and off-premises sign and billboard;
- (b) lamp post or pole-mounted advertisement;
- (c) illuminated lighting device used on-premises and off-premises sign and billboard;
- (d) decorative flashing lights, banner, poster, pennant, string of lights, ribbon, streamer for advertising purpose;
- (e) portable sign which include but not limited to an A-frame sign and air activated attraction and device;

- (f) direction sign, which include those of the public and private addresses;
- (g) inflatable sign;
- (h) furniture advertisement;
- (i) political signs;
- (j) L.E.D. screens; and
- (k) any other method of outdoor advertisement (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 26: Resolution of conflicts.

- (1) The Agency shall collaborate with any ministry, department or agency of government in relation to signage, hoarding or outdoor advertisement.
- (2) Where there is a conflict between this Bill and another Law in the Federal Capital Territory regarding the selling of a guideline and standard for signage, hoarding and outdoor advertisement, this Bill shall prevail (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 27: Pre-action notice.

- (1) A person who intends to sue the —
 - (a) Agency; either as a party or an agent to of a party; or
 - (b) Managing Director, shall give a one month written notice of his intention to the Agency.
- (2) The notice shall state —
 - (a) the cause of action;
 - (b) the name and address of the claimant; and
 - (c) the claims or reliefs sought by the Claimant (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Clause 28: Interpretation.
In this Bill —

"A-Frame sign" means a double standing two-faced board usually placed on a medium that can be seen by traffic to and fro (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"abandoned structure" means a sign which is not supported properly or which no longer correctly stands but advertises:

- (a) a bona fide business, lessor, product, an owner or activity;
- (b) a product available on the premises where the sign is displayed (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"advertiser" means a person, people, organisation, unincorporated body or corporate body whose name, service, goods, product, business, trade, campaign, event, programme, cause, idea or place is being advertised (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"area of copy" means an area of the largest single face, continuous perimeter composed of square, area rectangle or circles, which encloses an extreme limit of an advertising message announcement or decoration of a wall sign (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"area of sign" includes —

- (a) largest face of a sign within a perimeter which forms the outside shape but excluding necessary supports or uprights which the sign may be;
- (b) a total of all areas of a sign if more than one Clause or module;
- (c) computation of total sign areas using actual sign surface in a case of irregular shape; and
- (d) an area of copy in case of wall sign (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"directional sign" means a sign which serves to designate a location or direction of a place or area, street, highway and includes a sign identifying a rest room, telephone, parking area, an entrance or exit (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"flashing sign" includes a sign which contains an intermittent or flashing light by means of animation or an externally mounted intermittent light source, but excludes a changeable message sign (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that the meaning of the words "flashing sign" be as defined in the

interpretation to this Bill — Agreed to.

"frontage" means a length of a properly line of a premises parallel to and along a public right-of-way it borders (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"grade" means an elevation of a street closest to a sign to which reference is made at the street centerline (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"height of sign" means a vertical distance measured from a grade at a street's right-of-way line where the sign is located to a highest point of the sign or structure (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"illuminated sign" means a sign which is lighted by an artificial light source, either directed upon it or illuminated from an interior source (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"L.E.D." means light emitting diode (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Question that the meaning of the abbreviation "L.E.D." be as defined in the interpretation to this Bill — Agreed to.

"multi-faced sign" means a sign with copy on two or more faces that are legible from more than one direction (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"non-conforming sign" means a sign that does not meet code regulations (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"off-premises sign" includes a sign or an advertisement of anything which is not produced, procured, sold, delivered, performed or provided from a premises on which the advertisement is displayed (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"on-premises sign" means a sign which identifies or advertises a business, person, activity, goods, products or service located on a premises where the sign is installed

and maintained (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"outdoor structure" means a sign which is free-standing or mounted in such a way that it offers a display of a sign or advertisement (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"owner or operator" means the actual person or corporation that owns and operates its own structure or on behalf of another party (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"projecting sign" means a sign, normally double faced, which is attached to and projects from a structure or building fascia (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"roof sign" means a sign erected on, against or above a roof (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"sign" includes a structure, emblem, painting, banner, pennant, placard, design, identification, description, illustration whether illuminated or non-illuminated to advertise or identify, communicate, convey information or direct attention to a produce, service, place, activity, person, institution or business including a permanently installed or situated, merchandise and sign structure (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"spectacular billboard" means a billboard with over 20 square meters of area (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"swinging sign" means a sign installed on an arm or mast or spar that is not permanently fastened to an adjacent wall or upright pole (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

"wall sign" means a sign attached to a wall or a building with a face parallel to a

plane of the building, including a sign painted directly on a wall (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

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

Clause 29: Citation.

This Bill may be cited as the Federal Capital Territory Signage and Advertisement Agency Bill, 2023 (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

SCHEDULES

FIRST SCHEDULE

PERMITTED STRUCTURES THAT REQUIRE NO SPECIAL PERMISSION

Identification Signs

1. (1) An identification sign not exceeding 0.50 square meters which indicates -
 - (a) name;
 - (b) type of business; or
 - (c) hours of operation,
 affixed to or painted on a window, door, or main entrance to a building.
- (2) A residential real estate sign not exceeding one and a half square meters in area or two meters in height, and the sign or bill board —
 - (a) is allowed only on the property offered for sale or lease with no more than one sign per street frontage; and
 - (b) shall be removed from the site not later than five days after the sale or lease of the property.

Political Sign

2. (1) A political sign —
 - (a) not exceeding one and a half square meters on a residential property and three square meters on a non-sign residential property;
 - (b) whose height does not exceed two meters; or
 - (c) not placed in a right-of-way or in a manner which will block visibility to a road or property, requires no special permission.
- (2) A political sign shall be removed not later than 10 days after the event.
3. (1) A grand opening, quarterly or seasonal sale, convention, meeting sign or banner,

shall only indicate the new business, service, or gathering.

- (2) A holiday sign shall be displayed 30 days before a festival and shall be removed not later than five days after the festival.
- (3) A holiday decoration may be displayed for a commercial establishment but the decoration shall not be displayed for more than 45 days.
- (4) A boutique sign provided that not more than three off-site temporary signs are used may only be used during the hours that the boutique is open and placement criteria and other applicable sign or billboard regulations apply.
- (5) These signs shall not be posted or displayed on a surface, building, fence, perimeter wall or a public structure like a bridge or bus shelter —
 - (a) an interior sign inside a building displayed not closer than one meter from the window area;
 - (b) a permanent off-site directional sign which shows the location of or direction to a government facility;
 - (c) a contractor, sub-contractor, or construction sign limited to sign not greater than three square meters;
 - (d) a poster or handbill which shows a —
 - (i) future event such as a fair, show, film, comedy, an advance notice of a feature in a newspaper, magazine, which is posted on a designated flat surface or object approved by the Agency; and
 - (ii) product, service, public service, notice, social notice and other related events not exceeding a maximum face area of 0.5 square meters and posted or displayed on a designated public information board approved by the Agency.
- (6) A person who contravenes the provisions of this Schedule, commits an offence and shall, on conviction, be liable to imprisonment for a term of one month or to a fine of ₦50,000.00 for an individual and ₦500,000.00 for a corporate body (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

SECOND SCHEDULE

GENERAL CONSIDERATION FOR OUTDOOR STRUCTURES

Rights

1. (1) Except as otherwise provided by this Bill, no on-premises sign shall be displayed within a public right-of-way except by a government agency which has jurisdiction in that right-of-way, and a sign displayed on a right-of-way prior to the commencement of this Bill shall be removed by the owner or operator within 90 days from commencement of this Bill.
- (2) An on-premises sign shall be erected and maintained only as —

- (a) an accessory used; or
 - (b) a structure, to the principal or approved use of a building or land.
- (3) Where a principal or approved use of a building or land changes, any on-premises sign which is an accessory to the principal or approved use shall be removed within 90 days, unless a new principal use of the building or land is established and the on premise sign can be adapted to the new principal or approved use in a manner permitted by this Bill.

Illumination

2. (1) Where a sign or billboard is illuminated by electricity, a separate electrical permit shall be obtained from a relevant body.
- (2) An illuminated lighting device used in conjunction with an on-premises or off-premises sign shall not be placed in a manner likely to cause the illumination to be beamed directly on —
- (a) a public thoroughfare;
 - (b) a Highway;
 - (c) a Sidewalk; or
 - (d) adjacent premises,
- so as to cause direct glare or reflection that may constitute a hazard to public safety or create a nuisance.
- (3) Where applicable, any writing, fitting and material used in the construction, connection and operation of electronically illuminated on-premises or off-premises sign must be in accordance with the provisions of any relevant code in force.
- (4) Except as otherwise provided in paragraph 3, a flashing light, banner, poster, pennant, string of lights, ribbon streamer or similar moving device shall not be displayed for advertising, either independently or as part of an on-premises or off-premises sign.

Location

3. (1) An on-premises or off-premises sign shall not obstruct a pedestrian or vehicular visibility or interfere location and with the safe operation of a vehicle or safety of a pedestrian.
- (2) An on-premises or off-premises sign shall not be installed, erected, or attached in any manner to a roof, fire escape or a door or window which gives access to a fire escape.
- (3) An on or off premises sign or other object shall not be erected, used or maintained in a way which obstructs an official, a directional or warning sign erected or maintained by:
- (a) the Federal Government;
 - (b) the Federal Capital Territory;

- (c) an Area Council; or
 - (d) an agency of the Federal, State or an Area Council concerned with the protection of public health or safety.
- (4) Except where permitted, an on or off premises shall not be painted or attached to a rock, tree or any form of vegetation.
- (5) Except where otherwise provided in this Bill, a portable sign such as a trailer sign, rollaway sign, an A-frame sign, a balloon, an inflatable and any air activated attraction or device are not permitted.

Maintenance

4. (1) An on-premises and off-premises sign shall be kept in a safe condition.
- (2) Where an on-premises or off-premises sign becomes unsafe, the owner or operator of the sign shall on receipt of a written notice from the Agency, remove or put the sign in a safe condition.

Conflicts and Standards

5. (1) Where a conflict arises between the placement of an on-premises or off-premises sign adjacent to highway under this Bill and another Law, the more restrictive regulations shall be applied.
- (2) An on-premises and off-premises sign shall be erected to conform to a construction standard set by the Agency (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

THIRD SCHEDULE

SPECIAL LIMITATIONS FOR OUTDOOR STRUCTURES USED FOR SIGNS

Table of Sizes standing signs

1. (1) Where the size of a permitted sign is to be ascertained, it shall be done by scaling signage to the mass size of the associated building under subparagraphs (2) and (3) for free.
- (2) The size of a face of a sign is ascertained by multiplying a predetermined mass factor times the square root of the area of the face of the building, specified in paragraph 14 of this Schedule, and the —
- (a) table of elements for free standing signs specified in Clause 15 of this Schedule specify the application mass factors;
 - (b) the square root of the area of the facing of the building may be ascertained by —
 - (i) the method specified in paragraph 14 of this Schedule for rounded off factors for most average Building sizes, or
 - (ii) multiplying the height by the width and extract the square root (H X W-square root of the face of the building).

- (3) The height and width of a building face are ascertained by measuring the —
- (a) vertical distance from the establishment grade of the lot to the roofing line in the case of flat roofs, and to the mean between the point of the gable and the eaves in the case of pitched roofs to get the height of the building;
 - (b) horizontal distance between the outermost vertical dimensions of a wall that is parallel to the facing of the building with which the sign, if associated and visible from the public right-of-way, to get the width of the building.
- (4) A property that contains no building on which the relative mass factors in the table of elements shall determine sign size by using the following formulae —
- (a) 1 square metre of a sign area per linear metre of street frontage for the first 15 metres of frontage;
 - (b) 450 square centimetres of sign area per linear metre of street frontage for the second 15 metres Frontage; and
 - (c) 230 square centimetres of sign area per linear metre of street frontage for the remainder of frontage up to 40 in the tables of elements for free standing signs.
- (5) A property that contains a building which occupies less than 10% of the lot may use the formula in paragraph (4) in lieu of the mass factors set forth in the tables of elements for free standing.

General conditions relevant to free standing signs

2. (1) Except as otherwise provided, an owner of a building housing an activity may display one freestanding sign of the area and height limitations pursuant to paragraph 5 of this Schedule where —
- (a) the sign to the front leading edge of the sign and its supporting structure are set back at four and a half metres from the existing adjacent highway right-of-way;
 - (b) the building does not display a projecting sign;
 - (c) the height of the free standing sign is measured from the established grade of the property or grade elevation of the edge of pavement, street or highway of a public right-of-way directly perpendicular in front of the proposed location of the sign;
 - (d) no additional sign is attached to a part of a free standing sign other than on a display surface originally constructed as part of the sign;
 - (e) an attach-on sign, like a credit card detail or a symbol of a product known nationally, is included with the original display surface;
 - (f) a free standing sign not exceeding 75 centimetres in height is located within five metres of the curb line or edge of right-of-way where the existing building location or a permanent obstruction prevents a free-standing sign or projecting sign from being seen by a passing motorist and the free standing sign shall be located within an existing right-of-way;

- (g) a free-standing sign is located within the first 30 metres of setback from an existing public street right-of-way or according to the area and space available;
 - (h) a free-standing sign does not exceed —
 - (i) 30 square metres in size, or
 - (ii) a size specified in Clause 15 of this Schedule, whichever is smaller;
 - (i) the maximum size of a free-standing signs erected beyond the 30 metres setback is that allowed by the tables of elements;
 - (j) a free-standing sign consists of more than one Clause or module per facing the area of each individual sign component is added together and does not exceed the permitted sign area for that particular location; and
 - (k) as permitted, when more than one free-standing sign is to be placed on a lot, the facing of each free-standing sign is oriented to the street or highway right-to-way opposite the face of the building for which the free-standing sign is permitted.
3. A sign in a commercial centre which has a minimum frontage of 300 metres along a public street is permitted where —
- (a) for the purpose of identification, a single premises with multiple tenants, a commercial centre or a shopping centre —
 - (i) groups the signs of its tenants in one structure; and
 - (ii) displays two free-standing signs for each street frontage but the signs must be setback from the side property lines by at least 75 metres and from a public right-of-way line by at least eight metres;
 - (b) the first free-standing sign may be up to 6 metres in height and up to 20 square metres in size;
 - (c) the second free-standing sign does not exceed 10 metres in height or 28 square metres in size;
 - (d) in lieu of the second free-standing sign, a changeable copy sign not exceeding 28 square metres which may be added to the first free-standing sign;
 - (e) in addition, a regional shopping centre may identify an exit or entrance with a graphic not more than two square metres wide and three metres in height; and
 - (f) an individual activity within the regional shopping centre may display one wall sign per frontage in line with the table of elements for wall signs.

Exceptions to the Setback requirement for free-standing signs

4. Where a structure which constitutes a visual obstruction, other than an on-premise sign precedes subject site in a direction of traffic flow within 50 metres of a centre-point of a street frontage the subject site and is less than four metres behind the right-of-way, a free-standing sign may be erected at the setback of the structure where:

- (a) the free-standing sign will not project over the public right-of-way;
 - (b) the size for the appropriate zoning district for one metre setback is as specified in paragraph 15 of this Schedule;
 - (c) except otherwise provided in this Bill, no free-standing sign permitted shall be established less than three metres above street grade;
 - (d) a setback reduction permitted is temporal and the site conditions that led to Clause shall be moved to a confronting location by the sign's owner; and
 - (e) a certificate of zoning compliance is obtained for a free-standing sign in accordance with this Bill.
5. Except otherwise provided by this paragraph, an operator may not display wall signs for each wall of a special building which faces a public street as specified in paragraph 16 of this Schedule where:
- (a) the permitted area of wall signs specified in paragraph 15 of this Schedule is that of the advertising area of the individual letters and symbols when they are attached directly to the building, thereby utilising the building wall as the background (area of individual letters only);
 - (b) the sign incorporates its own background, the permitted area of the sign specified in paragraph 15 of this Schedule is the sign area as defined in this paragraph;
 - (c) a wall sign may be attached flat to or pinned away from a wall of a building but the sign shall not project from the wall by more than 50 centimetres;
 - (d) a wall sign may be located in a plane but below a top roofline of a building, which signs has a clearance height of not less than two and a half metre at its lowest point;
 - (e) a wall sign may be located at a front edge of a canopy or marquee, but the sign shall not project beyond a horizontal or vertical dimensions of the wall with which it is associated;
 - (f) a wall sign shall not extend beyond a perimeter of the wall or facia to which it is attached;
 - (g) one wall sign may be displayed on a side or rear of a building adjacent to an off-street parking area provided for that building for the purpose of instructing customers of parking procedures but the sign must not exceed one and a half square metres in size and the sign may be illuminated during hours of operation; or
 - (h) a sign attached to a sidewall of a building, other than those permitted by this paragraph, but slanted towards a street on which the building faces may be displayed on the sidewall, but it shall be counted as part of the total wall sign area allotment associated with the building front; and a required clearance for two to three floors building is a minimum of one metre while a multi-floor building is a minimum of two and the half metres.
6. (1) A roof sign is displayed as specified in paragraph 15 of this Schedule for free-standing signs where —
- (a) a building in excess of 12 metres in height may display a roof sign in addition to signs permitted, but the total area of the roof sign and a wall used

shall not exceed the maximum sign area permitted by this Bill;

- (b) a building up to twelve metres in height displays a roof sign in lieu of any of the area permitted, the sign shall be oriented only to a public street on which the building fronts;
 - (c) a roof sign permitted in paragraphs (a) and (b) whether as part of the building's initial design or an addition after the building was constructed, shall be constructed to appear as an integral part of the supporting building.
- (2) A roof sign must meet the following minimum specifications —
- (a) structural support for a sign must be enclosed to form a background to a message;
 - (b) a plane of a sign's advertising area must appear as a vertical continuation of the plane of a building's wall with which it is associated, unless otherwise originally designed as an integral part of the building;
 - (c) a roof sign shall not project beyond vertical boundaries of a wall with which it is associated;
 - (d) a combined height of a building and roof sign shall not exceed a height restriction of an underlying zoning district;
 - (e) a message on a roof sign shall be limited to an identification of the building or a principal occupant;
 - (f) a roof sign must be enclosed so that no support structure is visible from a public right-of-way or a residential use or residential zoned district within 150 metres;
 - (g) a roof sign must be designed by an engineer registered by the Council for the Regulation of Engineering in Nigeria (COREN) and submitted to the Agency for approval; and
 - (h) a certificate of zoning compliance must be obtained for each roof sign in accordance with this Bill.

7. Except as otherwise provided in this paragraph, an owner of a building used for one or more activity may display one projecting sign on each street frontage as specified in paragraph 17 of this Schedule and must ensure that —

- (a) the building or property does not display a free-standing sign;
- (b) the projecting sign shall clear an established grade of the property by at least two and the half hours metres;
- (c) the projecting sign shall not extend above the wall or facia to which it is attached, except that a free-standing sign treated as a projecting sign does not exceed six metres in height;
- (d) the sign shall not project from the wall by more than 45 centimetres;
- (e) a wall sign is not used in the proximity or on the same structure; and

- (f) no projecting sign shall extend over a public right-of-way.
8. Permission for a development area identification sign for a residential sub-division multi-family residential complex or an institution will be given where —
- (a) a development area identification sign is permitted adjacent to an arterial street at a major access point to the sub-division, complex, or institution;
 - (b) a development area identification is not located within four and a half metres of the public right-of-way of the arterial street abutting the development area;
 - (c) a development area identification is not located within two and a half metres from a pavement or curb of internal street or private drive within the development area; and it is not located within a public right-of-way;
 - (d) a message is limited to the name, logo and street address of the complex;
 - (e) size of a development identification sign does not exceed nine square metres and the height or width of the sign does exceed not three and a half metres.
 - (f) certificate of zoning compliance is obtained from the Agency for each development area; and
 - (g) the sight triangle required is maintained.

Special consideration for directional or information signs

9. (1) A directional sign which shows a direction or instruction regarding a premises on which it is located may be constructed on the premises.
- (2) A directional sign may also be located within a perimeter of 450 metres from the premises.
- (3) An off-premises location may be located only at a road junction as where it does not contravene traffic or another regulation.
- (4) A directional sign is limited to three-quarter of a square metre in area
- (5) Where more than one directional sign is to be located in an off-premise single point, they may be grouped in a frame not exceeding ten metres in height at 30 square metres in size
- (6) A certificate of zoning compliance shall be obtained from the Agency for each directional and Informational sign.

Special considerations for bulletin boards

10. (1) A sign or bulletin board incidental to a place of worship, library, museum, social club or society may be erected on the premises of such an institution in a zoning district where:
- (a) its maximum area does not exceed one and a half square metres; and
 - (b) a certificate of zoning compliance has been obtained from the Agency for each bulletin board.

- (2) Where an occupant of a residential building intends to put up a sign, he —
 - (a) shall put only one sign;
 - (b) may flatly affix it on the wall of the building and illuminate it directly by reflecting light or backlight;
 - (c) shall ensure that the intensity of illumination is limited or shielded to prevent a demonstrable adverse effect on an adjacent property; and
 - (d) shall illuminate it if it is a detached sign.
- (3) A maximum permitted area for a residential sign is 0.30 square metres on one side.
- (4) A sign in a planned development Zoning District must be constructed and maintained in accordance with this Bill and with a plan and guideline established for signs and approved as a part of the development plan.
- (5) The maximum permitted area of a temporary sign is —
 - (a) six square metres for a street frontage up to 75 metres; or
 - (b) nine square metres for 75 metres of road frontage,
- (6) A temporary sign —
 - (a) may be created for two years, inclusive of the construction;
 - (b) shall not be located closer than six metres to a pavement of a public street;
 - (c) shall not be located within a public right of way; and
 - (d) of above three square metres must have a certificate of zoning compliance prior to its construction.
- (7) A sign which announces a sale or lease of a property, construction or remodelling of a building may not be erected in the residential zoning districts, except —
 - (a) the sign is non-illuminate;
 - (b) the maximum area of a sign advertising a sale or lease of a property meets these conditions —
 - (i) up to 45 metres abutment on a public right-of-way permits up to three square metres maximum sign area,
 - (ii) from 45 to 75 metres abutments on a public right-of-way permits up to three square metres maximum sign area,
 - (iii) 75 metres of abutment on a public right-of-way permit up on more than 9 square metres in sizes,
 - (iv) no certificate of zoning compliance is required for signs advertising the sale, lease or rent of a building provided that the said sign does not exceed $\frac{3}{4}$ of a square metres in area and is not illuminated,

- (v) that the sign announcing the construction or demodelling of a building in residential zoning districts shall not exceed 2½ square metres in area and it shall be removed from the premises as free-standing signs upon reaching an occupancy rate of 90% of the newly- constructed or remodeling building,
- (vi) a sign which announces a special, public or an institutional event may be erected on permitted conditional, or legally non-conforming institutions or businesses in residential zoning district,
- (vii) the sin must not exceed 2 ½ Square metres in area, and
- (viii) the sign shall not be displayed for more than 30 days;
- (c) a farm market may display a sign which identifies a sale of an agricultural products produced no the premises on which the agricultural product sign is located where the agricultural product sign is —
 - (a) a maximum size of three square metre,
 - (b) be separated from another agricultural product sign on the same premises by at least 75 metres,
 - (c) located outside a public street or highway right-of-way, and
 - (d) removed from the lot at the end of the sale of the agricultural products.

11. An on-premises sign displayed only to identify an activity by name, logo, address, and principal product or service is permitted within a property with a setback of 2 meters where no mechanical movement or flashing light's used.

12. The graphics on the sign in subclause (2) must comply with this Clause and the specifications of size and height in the tables of elements of signs.

13. An on-premises temporary, construction or real estate signs is permitted on condition that:

- (a) a temporary construction or real estate sign on open land or land been developed may —
 - (i) use 9 square meters at a right -of -way line, and
 - (ii) increase 1 square meters in size for every meter of setback up to a maximum of 55 square meters, and
- (b) the sign is subject to the time of the limitation and requirements

Table of Allowance measurement for structures used for signs

14. The table below provides rounded off factors for average building sizes it represents the height x width (rounded to the nearest number) in meter

H/w	>0.5	1	2	3	4	5	6	7	8	9	10
>0.5	1	1	1	2	2	3	3	4	4	5	5
1	1	1	2	3	4	5	6	7	8	9	10
2	1	2	4	6	8	10	12	14	16	18	20

3	2	3	6	9	12	15	18	21	24	27	30
4	2	4	8	12	16	20	24	28	32	36	40
5	3	5	10	15	20	25	30	35	40	45	50
6	3	6	12	18	24	30	36	42	48	54	60
7	4	7	14	21	28	35	42	49	56	63	70
8	4	8	16	24	32	40	48	56	64	72	
9	5	9	18	27	36	45	54	63	72		
10	5	10	20	30	40	50	60	70			
12	6	12	24	36	48	60	72				
14	7	14	28	42	56	70					
15	8	15	30	45	60						

Allowable height for structures used for free standing sign

15. The table below is the allowable height in meters of a free-standing sign for each setback from the right-off-way and depends according to the type of road.

Setbacks m metres		5	8	15	25	50	
# lanes	Speed limit	Allowable height					
# Lane	<55km/h	5.0		5.0	5.0	5.0	6.0
	<55km/h	3.0		4.0	5.0	6.0	6.0
	<55km/h	4.0		6.0	6.0	6.0	6.0
	<55km/h	5.0		6.0	6.0	6.0	7.0
		5.0		6.0	6.0	7.0	

Allowable height for structures used for wall signs

16. The table below is the allowable mass in metres of a sign for a set-back from a right-of-way and depends on according to the type of road

Setbacks m metres		5	8	15	25	50	
# lanes	Speed limit	Allowable height					
# Lane	<55km/h	2.0		3.0	5.0	5.0	6.0
	<55km/h	3.0		4.0	5.0	6.0	6.0
	<55km/h	4.0		6.0	6.0	6.0	6.0
	<55km/h	5.0		6.0	6.0	6.0	7.0
Freeway or controlled access		5.0		6.0	6.0	7.0	7.0

Allowable height for structure used for projecting signs

17. The table is the allowable mass in meters of a projecting sign for a setback from a height of way and depends on according to the type of road

Setbacks m metres		5	8	15	25	50	
# lanes	Speed limit	Allowable height					
# Lane	<55km/h	5.0		5.0	5.0	5.0	6.0
	<55km/h	5.0		5.0	5.0	6.0	6.0
	<55km/h	5.0		6.0	5.0	6.0	6.0
	<55km/h	5.0		6.0	6.0	6.0	7.0
Freeway or controlled access		7.0		5.0	6.0	6.0	7.0 (Hon. Sada Soli — Jibia/Kaita Federal Constituency).

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

FOURTH SCHEDULE

SPECIAL LIMITATIONS FOR OUTDOOR STRUCTURES USED FOR SIGNS

Standards for sizes of Billboards

1. (1) The maximum advertising area for a billboard facing a public facility including street, highway and buildings is 35 square metres including embellishments.
- (2) The maximum advertising area for a billboard facing a street with a width of 30 to 80 metres is 72 square metres and 34% maximum allowance for embellishments.
- (3) An embellishment —
 - (a) may extend outward from, but in the same plane as, the permitted advertising area of the billboard; and
 - (b) shall not extend beyond the top of the rectangular plane of the billboard by more than 1.8 metres nor extend beyond the side or bottom of the rectangular plane by more than 60 centimetres.
- (4) Two billboards may be permitted on the same site location facing the same direction provided that they are immediately adjacent to each other and their total combined advertising area does not 80 square metres.
- (5) A billboard with a surface in excess of 80 square area will be considered only under special arrangement in which the advertising surface of the larger format will be considered as two or more billboards.

Standard for spacing Requirements of Billboards

3. (1) A billboard or a part of it shall be setback:
 - (a) a minimum of 60 metres from a side lot line of a residentially zoned district located along same street as the billboard site location; and
 - (b) 18 metres from a lot line of a residentially zoned district on a street other than the billboard location site
- (2) A billboard —
 - (a) which is free standing or a part of it shall not be erected, constructed or extended closer to a street line beyond 7.5 metres, or the required building set back, whichever is greater;
 - (b) attached to a wall of a building may be located at the building line notwithstanding the required setback; and
 - (c) shall not be located within 150 metres of a historic site or public park.
- (2) A billboard site location shall be separated from every other billboard site location provided that —
 - (a) a spacing requirement shall be measured along the curb line of a street that the billboard is oriented to and the measurement shall apply to both sides of the street;

- (b) a spacing requirement shall be measured from an existing billboard notwithstanding a political jurisdiction in which another billboard may be located.
 - (c) measurement of a spacing between billboard locations shall begin at a point nearest to the proposed billboard site location from an existing billboard site location and existing to a point nearest to the existing billboard site location from the proposed billboard site location;
 - (d) a billboard of an advertising area shall be located less than:
 - (i) 400 meters from a billboard containing at least 60 square meters of advertising area,
 - (ii) 300 meters from billboard containing less than 37 to 60 square meters of advertising area, or
 - (iii) 150 meters from all billboards containing less than 37 square meters of advertising area; and
 - (e) a billboard may be placed on a wall of a building and only one billboard is permitted on each wall surface except the agency permits otherwise.
4. (1) The height of a billboard is the distance measured from the elevation of an edge of a pavement, street or highway adjacent and perpendicular to the billboard location and the top of the billboard facing.
- (2) Except as otherwise provided, a maximum height of a billboard is 10 meters.
- (3) The maximum height of a billboard located within 120 meters of a side or rear lot of an institution zone or use, residentially zoned district or a residential use is 10 meters.
- (4) A height limitation is determined by reference to one street only.
- (5) A registered civil engineer shall put his stamp of approval for structural integrity on a permitted billboard which exceeds 5 meters in height.
- (6) A billboard which is less than seven square meters in area shall not exceed 26 meters.
- (7) A billboard oriented to an elevated highway shall extend at most 7 meters above a paving of the elevated highway.
- (8) Where there is a conflict in the provisions of regulations regarding a standard for height requirements of a billboard, the most restrictive one applies.
- (9) A free standing billboard erected on its supporting structure is deemed to be a permanent structure and must meet construction standards, the provisions of this paragraph and requirements of any other applicable law.
- (10) A billboard must be insured against third party injury.
- (11) No roof billboard shall exceed the height of the building to which it is attached by more than five meters.

- (12) A roof billboard shall be scaled with the supporting building, and the supporting building height shall be at least twice the height of the proposed billboard.
 - (13) A roof billboard must be enclosed so that no support structure is visible from a public right of way or a residential use or residentially zoned district within one hundred and fifty metres
 - (14) A combined height of the supporting building and the roof billboard shall not exceed the height restriction of the underlying zoning district.
 - (15) A registered civil engineer shall put his stamp of approval for structural integrity on a roof billboard.
- 5.
- (1) A civil or institutional billboard is deemed to be a permanent billboard and must meet the provisions of this Bill, and the billboards may be grouped into one larger billboard which shall not exceed 28 square metres.
 - (2) A trailer or mobile billboard with an accompanying advertising area may be used on a site as permanent or stationery billboard
 - (3) Flashing lights or bare bulb illumination shall not be permitted on a billboard except for a time and temperature device or a message centre.
 - (4) A billboard shall be built in a neutral colour, dark green colour or a colour that matches the surrounding environment.
 - (5) An owner of the billboard must maintain the location of the site around the billboard in a way to prevent littering and pollution.
- 6.
- (1) A mechanical movement shall not create an undue distraction to a passing motorist
 - (2) A billboard that moves or gives an appearance of movement:
 - (a) shall be limited to a maximum of 8 revolutions per minute for each evolving element; and
 - (b) if utilising a copy change procedure, shall display each individual copy for a minimum of seven seconds.
- 7.
- (1) Except as otherwise provided in this Clause, no sign or billboard shall be —
 - (a) erected or permitted within or which overhangs a portion of the right-of-way of an interstate highway; or
 - (b) located or illuminated so as to obstruct or impair the vision of a driver of a motor vehicle who is proceeding in a lawful direction within the interstate system right-of-way.
 - (2) The billboard must be within the limits set by a Federal Law in respect of an interstate highway right-of-way line and can be seen by a driver of motor vehicle proceeding in a lawful direction within the interstate highway right-of-way (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

FEES TO BE CHARGED ANNUALLY

Application form

1. A person who intends to put up an outdoor structure for signage and advertisement

Registration certificate

2. An owner of a billboard shall pay ₦100,000.00 as registration fee and the agency shall issue him a registration certificate

Cost of inspection

3. Fee of ₦10,000.00 per inspection is applicable for an inspection per site. If there are inspection schedules for different sites within one geographical area for an applicant in a place, then fee of ₦5,000.00 per additional site shall apply.
4. Agreement fee is an annual fee applicable to a commercial or private owner of a structure but does not apply to the state, federal government, diplomatic or humanitarian mission (humanitarian mission refers to a group that is involved in a direct lifesaving activity):

(a) applies to the owner of the sign and billboard; and

(b) is in relation to the size and location category.

(a) Fee standing signs

<i>Maximum Area in Square metres</i>	<i>Normal zone</i>	<i>Restrictive zone</i>
Up to 1.0	₦2,500.00	₦5,000
Up to 5.0	₦6,000.00	₦8,000
Up to 10.0	₦11,000.00	₦17,000
Up to 15.0	₦17,000.00	₦28,000
Up to 20.0	₦28,000.00	₦45,000
Up to 25.0	₦44,000.00	₦75,000
Up to 30.0	₦68,000.00	₦85,000
Above 30.00	₦103,000.00	₦150,000

(b) Project signs

<i>Maximum area in square meters</i>	<i>Normal Zone</i>	<i>Restrictive zone</i>
Up to 1.0	₦8,000	₦13,000
Up to 5.0	₦24,000	₦40,000
Up to 10.0	₦37,000	₦62,000
Up to 15.0	₦57,000	₦96,000
Up to 20.0	₦88,000	₦149,000
Up to 25.0	₦134,000	₦227,000
Up to 30.0	₦202,000	₦343,000
Above 30.000	₦234,000	₦399,00

(c) Wall signs

<i>Maximum area in square metres</i>	<i>Normal zone</i>	<i>Restrictive Zone</i>
Up to 1.0	₦11,000	₦18,000
Up to 5.0	₦17,000	₦28,000
Up to 10.0	₦28,000	₦47,000
Up to 15.0	₦44,000	₦74,000
Up to 20.0	₦68,000	₦115,000
Up to 25.0	₦103,000	₦175,000

Up to 30.0	₦156,000	₦265,000
Above 30.0	₦235,000	₦399,000

4. Agreement fee is an annual fee applicable to a commercial or private owner of a structure but does not apply to the state, federal government, diplomatic or humanitarian mission (humanitarian mission refers to a group that is involved in a direct lifesaving activity):
- (a) applies to the owner of the sign and billboard; and
- (b) is in relation to the size and location category.

Billboard Designated with	Max area in square	Normal Zone	Restrictive Zone		Height
4 sheet	Metres or up to 1.5	₦2,500	₦5,000	1	1.5
	Or up to 3.0	₦5,000	₦8,000	1	3
16 sheet	Or up to 6.0	₦10,000	₦16,000	2	3
32 sheet	Or up to 12.0	₦15,000	₦24,000	2	6
40 sheet	Or up to 14.0	₦18,000	₦28,000	2	7
48 sheet	Or up to 18.0	₦20,000	₦32,000	3	6
96 sheet	Or up to 36.0	₦30,000	₦48,000	3	12
Roof top	Or up to 60.0	₦50,000	₦80,000	4	10
Backlit	Or up to 30.0	₦50,000	₦80,000	3	7.5
Ultra-wave	Or up to 36.0, 73.5 or	₦30,000	₦48,000	3	6
Unipole	Above	₦120,000	₦192,000	5	14.7

Rental fee charge

5. (1) The lease of an advertiser of a commercial space of a leased billboard or sign is subjected to a fee that is equal to 12.5% of the lease amount charged by the leasing company.
- (2) This amount must be paid not later than five working days from the date of the payment by the advertiser.

Fines

- (3) A person who contravene this Schedule or a regulation made under it commits an offence and liable on conviction to a —
- (a) term of one month imprisonment or a fine of ₦60,000 for an individual and ₦250,000 for a corporate body; and
- (b) fine of ₦10,000 for each week in which he contravention continues for four weeks 14 days have elapsed from the date of the issuance of the order to conform to the standard infringed was issued.
- (4) Where the contravention persists beyond four weeks or the offender fails to pay the fine, the Agency shall order the removal of the structure at the cost of the owner or operator of the outdoor advertisement structure or signage (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

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

Explanatory Memorandum:

This Bill seeks to establish the Federal Capital Territory Signage and Advertisement Agency as the regulatory body for outdoor structures used for signage and advertisement, to protect the environment from potential adverse impact that may arise from signage, outdoor advertisement activities and visual blights (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Federal Capital Territory Signage and Advertisement Agency as the Regulatory Body for Outdoor Structures Used for Signage and Advertisement to Protect the Environment from Potential Adverse Impact that May Arise from Signage and Outdoor Advertisement and Visual Blights; and for Related Matters (HB. 1232) (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Federal Capital Territory Signage and Advertisement Agency as the Regulatory Body for Outdoor Structures used for Signage and Advertisement to Protect the Environment from Potential adverse impacts that may arise from Signage and Outdoor Advertisement and Visual Blights; and for Related Matters (HB. 1232) and approved Clauses 1 - 29, 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.

(ix) Committee on Healthcare Services:

Report of the Committee on Healthcare Services on a Bill for an Act to Repeal the Counterfeit and Fake Drugs and Unwholesome Processed Foods (Miscellaneous Provisions) Act, Cap. C34, Laws of the Federation of Nigeria, 2004 and make Comprehensive Provisions for the Prohibition and Control of Counterfeit Medical Products, Fake Drugs and Unwholesome Processed Foods; and for Related Matters (HB.1666)

Order read; deferred by leave of the House.

(x) Committee on Human Rights:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Human Rights on a Bill for an Act to Amend the Trafficking in Persons (Prohibition) Enforcement and Administration Act, No. 4 of 2015 to include the Federal Ministry of Humanitarian Affairs and Disaster Management and Social Development in its Governing Board, review the mode of appointing the Director General of the Agency, to strengthen the Act by reviewing the offences and penalty Provisions; and for Related Matters (HB. 2102)" (*Hon. Igwe Chinyere Emmanuel — Port Harcourt II Federal Constituency*).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE TRAFFICKING IN PERSONS
(PROHIBITION) ENFORCEMENT AND ADMINISTRATION ACT, NO. 4 OF
2015 TO REVIEW THE MODE OF APPOINTING THE DIRECTOR-GENERAL
OF THE AGENCY, TO STRENGTHEN THE ACT BY REVIEWING THE
OFFENCES AND PENALTY PROVISIONS; AND RELATED MATTERS

Committee's Recommendation:

Clause 1: Amendment of the Trafficking in Persons (Prohibition) Enforcement and Administration Act, 2015.

The Trafficking in Persons (Prohibition) Enforcement and Administration Act No. 4 of 2015 (in this Bill referred to as "the Principal Act") is amended as set out in this Bill (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 2: Amendment of Section 1.

Section 1 (d) of the Principal Act is amended:

By inserting sub-paragraph (d) after the existing sub-paragraph (c) a new paragraph:

"(d) Give effect to Nigeria's obligation concerning the trafficking in persons under international agreements" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 3: Amendment of Section 3.

Section 3 (2) (b) of the Principal Act is amended:

By substituting existing paragraph (b) with a new sub-paragraph —

(b) two representative of Civil Society-based Organizations involved in matters relating to trafficking in persons

(c) (iii) Federal Ministry of Labour and Employment;

(viii) Supervisory Ministry (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 4: Amendment of Section 5.

Section 5 of the Principal Act is amended by substituting the existing paragraphs "(e), (f), (l), and (m)" for new paragraphs "(e), (f), (l), and (m)" and a new paragraph (s) —

"(e) investigate all cases of trafficking in persons including forced labour, child labour and abuse, forced prostitution, brothel keeping, exploitative labour, other forms of exploitation, slavery and slavery-like activities, bonded labour, illegal removal of human organs, trade in human organs and tissues, sale and purchase of persons and orphanage trafficking;

- (f) issue requisite clearance to travel agencies, tour operators, labour recruiters, Domestic Services, labour exchanges, private centres, shelter operators, sports and educational agencies, and such other bodies whose activities may lead to offences relating to human trafficking;
- (l) strengthen cooperation and collaboration with governmental and non-governmental organizations, law enforcement and security agencies at national and international levels whose areas of operations are similar to any of the functions of the Agency
- (m) share information and intelligence, conduct joint investigations and operations with relevant law enforcement and security agencies, international authorities, and other relevant partners in the eradication of trafficking in persons.
- (s) deal with matters connected with the extradition and deportation of persons involved in trafficking in persons and other mutual legal assistance between Nigeria and any other persons in trafficking in persons subject to the supervision of the Honourable Attorney General of the Federation and Minister of Justice;
- (u) coordinate, supervise and control:
 - (i) the protection, assistance and rehabilitation of trafficked persons; and
 - (ii) all functions and activities relating to investigation and prosecution of all offences connect with or relating to trafficking in persons (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 5: Amendment of Section 8.

Section 8(1) of the Principal Act is amended by substituting, the existing subsection (1), for a new sub-section "(1)" —

- "(1) There shall be for the Agency, a Director-General who shall be from the Directorate Cadre in the Public Service or its equivalent in any law enforcement service of the federation with cognate experience in human trafficking matters and shall be appointed by the President on the recommendation of the Minister" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 6: Amendment of Section 11.

Section 11 (2) (a) of the Principal Act is amended by substituting the existing subsection (2) (a), for a new subsection.

- "(2) (a) Notwithstanding the provision of sub Section (1) of this Section, the Agency shall have powers to set up units, arm squads, technical committees, working groups and task forces to assist the Agency in performance of its duties and functions under this Bill" (*Hon.*

Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency).

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

Committee's Recommendation:

Clause 7: Amendment of section 12.

Section 12 of the Principal Act is amended —

By substituting the existing subsection (5) (ii), (iii) and a new sub-section (6) —

- "(ii) initiating programmes and developing strategies for addressing the problems of trafficking in persons, monitoring and evaluation of programmes and projects of the Agency, to ensure effective implementation
- (iii) documentation, records, reports, statistics, planning, archiving and publication of the Agency's projects and programmes.
- (6) The Training and Manpower Development Department shall:
 - (a) initiate, develop or improve specific training programmes for its officers and other law enforcement agencies charged with the responsibility for the eradication of offences created by this Bill and such programmes shall include —
 - (i) methods used in the detection of offences created under this Bill,
 - (ii) techniques used by persons involved in offences created under this Bill and appropriate counter-measures,
 - (iii) investigation and monitoring of proceeds derived from trafficking in persons and instrumentalities used in the commission of offences under this Bill,
 - (iv) methods used for the transfer, concealment or disguise of such proceeds, property and instrumentalities,
 - (v) evidence gathering and analysis,
 - (vi) best practices in prosecution and defence,
 - (vii) financial investigation and asset management,
 - (viii) cybercrime detection,
 - (ix) Forensic Analysis,
 - (x) any other professional training as it relates to the mandate of the Agency;
 - (b) in exercising the functions in (a) (i) - (x) above, the Agency may set up an Academy to meet the training needs of its officers enumerated in (a) (i) - (x) above (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 8: Amendment of Section 13.

Section 13 (3) cross reference should be amended by substituting existing (2) (c) with a new (2) (b) (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 9: Amendment of Section 15.

Any person who —

- (a) by the use of deception, coercion, debt bondage or any means, induces any person to go from one place to another to do any act with intent that such person may be, knowing that it is likely that the person will be forced or seduced into illicit intercourse with another person, or
- (b) keeps, detains or harbours any other person with intent, knowing or having reason to know that such person is likely to be forced or induced into prostitution or other forms of sexual exploitation with or any person or an animal, commits an offence and is liable on conviction to imprisonment for 5 years and a fine of ₦2,000,000.00 (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 10: Amendment of Section 16.

- (1) Any person who procures or recruits any person to be subjected to prostitution or other forms of exploitation with himself, any person or persons, either in Nigeria or anywhere else, commits an offence and is liable on conviction to imprisonment for a term of not less than 7 years and a fine of not less than ₦1,000,000.00
- (2) Any person who procures or recruits any person to be conveyed from his usual place of abode, knowing or having reasons to know that such a person may be subjected or induced into prostitution or other forms of sexual exploitation in any place outside Nigeria, commits an offence and is liable on conviction to imprisonment for a term of not less than 7 years and a fine of not less than ₦1,000,000.00.
- (3) Any person who allows his property to be used for forced prostitution or other forms of exploitation in Nigeria commits an offence, and shall be liable on conviction to imprisonment for a term of not less than 7 years and to a fine of not less than ₦2,000,000.00 (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 11: Procurement of person for sexual exploitation.

(1) Any person who —

- (a) procures, recruits, uses or offers any person for the production of

pornography or for pornographic performances;

- (b) allows a person to be harboured in a brothel, commits an offence is liable on conviction to imprisonment for a term of not less than 7 years and a fine of not less than ₦1,000,000.00 (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 12: Amendment of Section 18 marginal note.
Section 18 of the Principal Act is amended —

- (a) by substituting the existing marginal note with a new marginal note as follows:

"Foreign Travel which promotes prostitution or sexual exploitation" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 13: Insertion of New Section 19: Cyber trafficking.

- (1) Any person who creates, produces, or is in possession of nude or sexual photos, or pornographic audio or video of another without consent of that person commits an offence and is liable on conviction to imprisonment for 5 years or to a fine of ₦3,000,000.
- (2) Any person who disseminates the nude or sexual photos, photographic audio or video of another without the consent of the person for the purpose of financial or material benefit commits an offence and is liable on conviction to imprisonment for 7 years or a fine of ₦10,000,000.
- (3) Any person who creates, produces, or is in possession of nude or sexual photos, or pornographic audio or video of another without consent of that person for the purpose of financial or material benefit commits an offence and is liable on conviction to imprisonment for 5 years or to a fine of ₦10,000,000 (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 14: Amendment of Section 21.
Section 21 of the Principal Act is amended by substituting the existing Section 21:

- "21. Any person who buys, sells, hires, lets or otherwise obtains the possession or disposal of any person for any exploitative purpose, commits an offence and is liable on conviction to imprisonment for a term of not less than 5 years and a fine of not less than ₦2,000,000.00" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 15: Amendment of section 22.

Section 22 of the principal Act is amended —

- (1) By substituting the existing subsection (a) and (b):
 - (a) any person who by means of threat, deception, abuse of power or position of vulnerability, fraud and debt bondage, requires, recruits, transports, harbours, receives or hires out a person to be use for forced labour or other forms of labour exploitation within or outside Nigeria; or
 - (b) permits any place or premises to be used for the purpose of forced labour, commits an offence, and is liable on conviction to imprisonment for a term of not less than 5 years and a fine of not less than ₦1,000,000.00."
- (2) Where the offence is committed by a corporate body, the corporate body shall be liable to pay a fine of ₦10,000,000" and be wound-up under the order of the court (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 16: Amendment of Section 23 (1) (a) and (b).

Section 23 (1) (a) and (b) of the Principal Act is amended by substituting the existing paragraphs (a) and (b) for new subsection (1) (a) and (b):

- “(a) employs, requires, recruits, transports, harbours, receives or hires out a child under the age of 14 years as a domestic worker, commits an offence and is liable on conviction to imprisonment for a minimum term of 1 year, in addition to a fine of ₦200,000;
- (b) employs, requires, recruits, transports, harbours, receives or hires out a child to do any work that is exploitative, injurious or hazardous to the physical, social and psychological development of the child, commits an offence and is liable on conviction to imprisonment for a minimum term of 2 years without an option of fine” (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 17: Insertion of New Section 27: Orphanage Trafficking.

Introduction of new Section 27:

“27. Any person(s) who:

- (1) (a) obtains the possession or receives any child under 18 years of age from vulnerable families into an orphanage home and maternity homes for the purpose of financial gain or other forms of exploitation commits an offence and is liable on conviction to imprisonment for a term not less than 5 years without option of fine.
- (2) Where an offence under this Section which has been committed by a body corporate is proved to have been committed on the instigation

or with the connivance of or its attributable to any neglect, on the part of a Director, Manager, Secretary of the body corporate, or any person purported to act in any such capacity, he shall be liable on conviction to imprisonment for a term not less than 5 years or to a fine not less than ₦5,000,000 or both.

- (3) Where the corporate body is convicted, the Agency in collaboration with the appropriate authority may commence the winding up of the corporate body (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 18: Amendment of section 34.

Section 34 of the Principal Act is amended by substituting paragraph (b) for a new paragraph "(b)":

"(b) evidence or exhibit by falsification, conversion, destruction or forgery, commits an offence under this Bill and is liable on conviction to imprisonment for a term of not less than 3 years or to a fine not less than ₦500,000.00 or to both" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 19: Amendment of Section 60 (4).

Section 60 (4) (a) and (b) of the Principal Act is amended by moving the subsections to Section 82 of the Interpretation Section (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 20: Amendment of Section 68 (3) (e).

Section 68 (3) of the Principal Act should be amended by inserting a new sub section (e):

"One Representative from the Agency's Donor partner whose focus is on the eradication of trafficking in persons and other related matters" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 21: Amendment of Section 69 (1).

"(1) A foreign state may make a request to the Honourable Attorney General of the Federation and Minister of Justice for assistance in the investigation and prosecution of offences under this Bill" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 22: Amendment of Section 70 (1).

Section 70 (1) of the Principal Act should be amended by substituting (1) for a new paragraph:

“(1) The Hon. Attorney General of the Federation and Minister of Justice may, on the recommendation of the Agency, make a request to any foreign state for.....” (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee’s Recommendation:

Clause 23: Amendment of Section 80 (2).

Section 80 (2) of the Principal Act should be amended by the substituting (2) for a new paragraph

“Without prejudice to Section 6 of the Interpretation Act, the repeal of the Act specified in sub-Section (1) of this Section, shall not affect anything done prior to the repeal of the 2015 Act” (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee’s Recommendation:

Clause 24: Amendment of Section 82.

Section 82 of the Principal Act should be amended by inserting the following new definitions —

“bank” has the meaning given to it in the Banks and Other Financial Institution Act, Laws of the Federation of Nigeria, 2004 (as amended) (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

“Body organs” means any blood product, embryo, gamete, gonad, zygote, organ or tissue (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

“Abuse of power” means the misuse of a position of power to take unjust advantage of an individual (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

“order” refers to any order, direction or requirement addressed to the manager of a bank or any other officer of a bank which directs or purports to direct the manager or such officer to stop all outward payment, operations or transactions in respect of any account with that bank (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

"Coercion" means threats of serious harm to or physical restraint against any person, psychological manipulation, document confiscation and shame and fear-inducing threats to share information or pictures with others or report to authorities (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

"High Court" means Federal High Court, the High Court of a State or the High Court of the Federal Capital Territory, the National Industrial Court (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

"Minister" means The Supervising Minister of the Agency (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

"trafficking in persons" means the recruitment, transportation, transfer, harbouring or receiving of persons by means of threat or use of force or other forms of coercion, abduction, fraud, deception the abuse of power of a position of vulnerability or the giving or receiving of payments or benefits achieve the consent of a person having control over another person or debt bondage for the purpose of placing or holding the person whether for or not in involuntary servitude (domestic, sexual reproductive) in forced or bonded labour, or in slavery like conditions, the removal of organs generally for exploitative purposes (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

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

Committee's Recommendation:

Clause 25: Amendment of the 2nd Schedule B (ii).

"B (ii) To the Director-General of the NATIONAL AGENCY FOR THE PROHIBITION OF TRAFFICKING PERSONS" (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Committee's Recommendation:

Clause 26: Citation.

This Bill may be cited as the Trafficking In Persons (Prohibition) Enforcement and Administration Act (Amendment) Bill, 2023 (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II Federal Constituency*).

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

Long Title:

A Bill for an Act to Amend the Trafficking in Persons (Prohibition) Enforcement and Administration Act, No. 4 of 2015 to Review the Mode of Appointing the Director-General of the Agency, to Strengthen the Act by Reviewing the Offences and Penalty Provisions; and Related Matters (HB).

2102) (*Hon. Chinyere Emmanuel Igwe — Port Harcourt II 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 Human Rights on a Bill for an Act to Amend the Trafficking in Persons (Prohibition) Enforcement and Administration Act, No. 4 of 2015 to include the Federal Ministry of Humanitarian Affairs and Disaster Management and Social Development in its Governing Board, review the mode of appointing the Director General of the Agency, to strengthen the Act by reviewing the offences and penalty Provisions; and for Related Matters (HB. 2102) and approved Clauses 1 - 24, 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.

(xi) Committee on Commerce:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Commerce on a Bill for an Act to Amend the Financial Reporting Council of Nigeria Act, 2011 to among other things streamline the Membership of the Governing Board to strengthen the Council to discharge effective Regulatory responsibilities on Financial Reporting and Corporate Governance in Nigeria; and for Related Matters (HB. 1817)" (Hon. Julius Olufemi Fakeye — Boluwaduro/Ifedayo/Ila Federal Constituency).

Agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE FINANCIAL REPORTING COUNCIL OF NIGERIA ACT, 2011 TO AMONG OTHER THINGS STREAMLINE THE MEMBERSHIP OF THE GOVERNING BOARD TO STRENGTHEN THE COUNCIL TO DISCHARGE EFFECTIVE REGULATORY RESPONSIBILITIES ON FINANCIAL REPORTING AND CORPORATE GOVERNANCE IN NIGERIA; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT OF THE FINANCIAL REPORTING COUNCIL OF NIGERIA

Committee's Recommendation:

Clause 1: Amendment of the Principal Act.

The Financial Reporting Council of Nigeria Act, 2011 in this Bill referred to as ("the Principal Act") is amended as set out in this Bill (*Hon. Julius Olufemi Fakeye — Boluwaduro/Ifedayo/Ila Federal Constituency*).

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

Committee's Recommendation:

Clause 2: Amendment of Section 2 of the Principal Act.

Section 2 of the Principal Act is amended by substituting for subsection (2), a new subsection "(2)" —

- "(2) The Board shall consist of —
- (a) a Chairman who shall be a professional accountant with cognate experience of not less than 10 years";
 - (b) one representative from each of the following:
 - (i) Association of National Accountants of Nigeria;
 - (ii) Institute of Chartered Accountants of Nigeria;
 - (iii) Office of the Accountant General of the Federation;
 - (iv) Office of the Auditor General for the Federation;
 - (v) Chartered Institute of Stockbrokers;
 - (vi) Chartered Institute of Taxation of Nigeria;
 - (vii) Ministry charged with the responsibility of supervising the activities of the Council;
 - (viii) Ministry charged with the responsibility for Finance;
 - (ix) Nigerian Accounting Association;
 - (x) Nigerian Institution of Estate Surveyors and Valuers; and
 - (xi) Institute of Chartered Secretaries and Administrators of Nigeria (ICSAN)" (*Hon. Julius Olufemi Fakeye — Boluwaduro/Ifedayo/Ila Federal Constituency*).

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

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Commerce on a Bill for an Act to Amend the Financial Reporting Council of Nigeria Act, 2011 to among other things streamline the Membership of the Governing Board to strengthen the Council to discharge effective Regulatory responsibilities on Financial Reporting and Corporate Governance in Nigeria; and for Related Matters (HB. 1817) and approved Clauses 1 - 2 and deferred further consideration of the Bill.

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

(xii) Committee on Public Petitions:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Koko Ama Community, Port Harcourt, Rivers State against the Nigeria Liquefied Natural Gas Company (NLNG) on the criminal neglect and pauperization of Koko Ama Ancient Kingdom" (Hon. Jerry Alagbaoso — Orlu/Orsu/Oru 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)

Consideration deferred.

Chairman to report progress:

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report of the Committee on Public Petitions on the petition by Koko Ama Community, Port Harcourt, Rivers State against the Nigeria Liquefied Natural Gas Company (NLNG) on the criminal neglect and pauperization of Koko Ama Ancient Kingdom.

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

15. Adjournment

That the House do adjourn till Thursday, 26 January, 2023 at 11.00 a.m. (Hon. Garba Alhassan Ado — House Leader).

The House adjourned accordingly at 1.43 p.m.

Ahmed Idris
Deputy Speaker