



# HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

## VOTES AND PROCEEDINGS

Tuesday, 19 December, 2023

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1. The House met at 11.26 a.m. Mr Speaker read the Prayers.
2. The House recited the National Pledge.
3. **Votes and Proceedings**  
Mr Speaker announced that he had examined and approved the *First Votes and Proceedings* of Friday, 1 December, 2023.  
  
*The Votes and Proceedings was adopted by unanimous consent.*
4. **Oaths of Allegiance and Membership**  
A Member-elect, Mani Maishinko (*Binji/Silame Federal Constituency*), took and subscribed the Oaths of Allegiance and Membership as prescribed by law.
5. **Announcement**  
**Bereavement:**  
Mr Speaker read a communication from Hon. Okolie Ngozi Lawrence (*Aniocha North/Aniocha South Federal Constituency*), informing the House of the demise of a former Member, Hon. George Nwokocha Uwechue (*Aniocha North/Aniocha South Federal Constituency, 1979 - 1983*), which occurred on Sunday, 29 October, 2023.  
  
*A minute silence was observed in honour of the deceased.*
6. **Petitions**
  - (i) A petition from Goodluck Ariejoubo and 2 Others, on alleged non-graduation and release of students of the Ughelli Centre, Federal Polytechnic, Ekowe, Bayelsa State, by the Rector of the School, was presented and laid by Hon. Nnamdi Ezechi (*Ndokwa East/Ndokwa West/Ukwuani Federal Constituency*);
  - (ii) A petition from Moses Ichongo Ukeh and 1 other, on alleged non-adherence to due process in the appointment of Provost and Registrar of the Nigeria Police Academy, Wudil, Kano State by the Commander, Nigeria Police Academy, Kano State, was presented and laid by Hon. Julius Ihonvbere (*Owan East/Owan West Federal Constituency*);

- (iii) A petition from Aliyu Umar, on alleged arrest and detention of Isa Umar by the Department of State Services, was presented and laid by Hon. Abdulhakeem Kamilu Ado (*Wudil/Garko Federal Constituency*).

*Petitions referred to the Committee on Public Petitions.*

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

- (i) ***Recent Military Bombings of Innocent Unarmed Civilians in Tudun Biri Village of Igabi Local Government Area in Kaduna State:***

Hon. Umar Shehu Ajilo (*Makarfi/Kudan 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.*

**Recent Military Bombings of Innocent Unarmed Civilians in Tudun Biri Village of Igabi Local Government Area in Kaduna State:**

The House:

*Concerned* about the recent unfortunate incident of military bombings of innocent unarmed civilians in Tudun Biri village, Igabi Local Government Area of Kaduna state that has resulted in the loss of several lives, many of whom were women and children;

*Worried* about the intermittent reoccurrence of this unfortunate incidents by the same military, constitutionally responsible for the defence and protection of the lives and properties of Nigerians;

*Notes* that this particular incident and many similar incidents in the past which have been widely tagged as 'operational mistakes' of the military has exposed the level of intelligence failure in the Military operations;

*Also notes* that as duly elected representatives of the people, the 10th Assembly must not only join in condoling and condemning the wanton act but also ensure that the families of the victims and survivors of this unfortunate incident are well compensated by the government;

*Resolves to:*

- (i) observe a minute silence in honour of the victims of the Tudun Biri Village bombings;
- (ii) urge the Ministry of Humanitarian Affairs and Poverty Alleviation to provide the necessary relief materials to the families of the victims and survivors to ameliorate their induced sufferings;
- (iii) mandate the Committee on Army to investigate the unfortunate incident with a view to assessing the damage done and ensuring adequate compensation of the victims and survivors (*Hon. Umar Shehu Ajilo — Makarfi/Kudan Federal Constituency*).

*Debate.*

*Agreed to.*

**(HR. 403/12/2023).**

*A minute silence observed in honour of the deceased.*

**(ii) Threat of Invasion of Okwa Community, Boki Local Government Area, Cross River State by Cameroon:**

Hon. Victor Abang Bisong (*Ikom/Boki 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.*

**Threat of Invasion of Okwa Community, Boki Local Government Area, Cross River State by Cameroon:**

The House:

*Notes* that there is a high-level threat and security concern in Okwa Community, Boki Local Government Area. On December 11, 2023, heavily armed individuals, known to be of Cameroonian origin, boldly invaded the community, shooting sporadically, issuing threats to burn down the community, and prohibiting locals from accessing their farmland without any provocation. This fiasco has created distress, and fear among residents of Okwa;

*Also notes* that this distressing incident follows the summary execution of Chief Ogweshi Francis Ongwele, the Clan head of the Belegette Clan (a neighbouring community) in Obanliku Local Government Area, Cross River State, on December 5, 2023. This event resulted in the injuries of 30 individuals, the kidnapping of an unspecified number, and the destruction of the community by the same assailants from Cameroon. The devastation has left the citizens of the Okwa community in a state of apprehension and unable to access their farmlands;

*Aware* that Okwa, a Nigeria community shares borders with communities in Southeastern Cameroon and lies within the Gorilla Protection Unit of the Okwangwo Division of the Cross River National Park. It is crucial to recognize that Okwa is an integral part of Nigeria, inhabited by Nigerian citizens who strongly identify with their Nigerian heritage;

*Worried* that Nigerians might wake up one day to hear that the people of Okwa have been annihilated by the same invaders from another country, the threat is high, and villagers are deserting the village and constituting themselves refugees in neighbouring communities;

*Concerned* that if immediate and deliberate actions are not taken once and for all to ensure the security of Nigerians and their properties in the borderland, preserving the strength and integrity of the nation, the entire Eastern border will one day be adjusted to suit the Cameroon National interest;

*Resolves to:*

- (i) call on the President and Commander-in-Chief of the Armed Forces, to deploy military forces to the Okwa Community, ensuring the protection of Nigerian territorial integrity and the safety of its citizens and initiate diplomatic efforts with his counterpart in Cameroon to address the prevailing border impasse and seek a peaceful resolution to the security challenges in the region, once and for all;
- (ii) mandate the Committees on Defence, Foreign Affairs, and National Security and Intelligence to ensure compliance (*Hon. Victor Bisong Abang — Ikom/Boki Federal Constituency*).

*Debate.*

*Agreed to.*

**(HR. 404/12/2023).**

***Motion made and Question proposed,*** “That the House do suspend Order Eight, Rule 4 (4) to enable it take more than two matters of urgent public importance” (*Hon. Paul Sunday Nnamchi — Enugu East/Isi-Uzo Federal Constituency*).

*Agreed to.*

**(iii) *Need to Intervene in the Incessant Killings and Kidnapping by Bandits in Ehamufu Communities, Enugu East and Isi-Uzo Local Government Areas, Enugu State:***  
Hon. Paul Sunday Nnamchi (*Enugu East/Isi-Uzo Federal Constituency and Two Others*) introduced the matter and prayed the House to:

- (a) consider and approve the matter as one of urgent public importance; and
- (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

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

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

**Incessant Killing and Kidnapping by Bandits in Ehamufu Communities in Enugu East and Isi-Uzo Local Government Areas of Enugu State:**

The House:

*Notes* the persistence and recent killing and attacks on innocent citizens of Ehamufu communities in Enugu East/Isi-Uzo Federal Constituency, which have boundaries with the Agala Community in Benue State by bandits operating from Benue State axis;

*Also notes* that in the last two years over five hundred innocent lives had been lost in the most vicious way, with several kidnapped and uncounted for, while properties worth billions of Naira damaged;

*Recalls* that on 26 December, 2021, ten women were kidnapped from their kitchens and released after payment of huge ransoms;

*Further notes* that the prevalence and abhorrent kidnapping of women, including minors by herdsman and bandits in the area are alarming;

*Aware* that the bandits are still operating from the forest reserved spanning about 10km where they have converted to their permanent base to perpetuate their heinous crime against these innocent communities;

*Cognizant* that no perpetrators of these heinous attack have been apprehended, while survivors have abandoned their farmlands and displaced from their ancestral homes for fear of being killed;

*Perturbed* that due to the prevailing crises in the area, there exist unprecedented poverty, women/child illiteracy, hunger and within those communities;

*Also perturbed* that till date there's no evidence of commercial, agricultural activities and socio-economic development within those communities;

*Worried* that the vulnerable, including women and children have become soft targets and at most risk as the socio-economic development, educational and security situation of citizens of the area have come to a halt;

*Resolves to:*

- (i) observe a minute silence in honour of those who lost their lives in the recent attacks in Ehamufu communities of Enugu East/Isi-Uzo Federal Constituency of Enugu state;
- (ii) urge the National Security Adviser, Chief of Army staff, and Inspector General of police to deploy more security personnel to this community as a matter of urgency to prevent further attacks, and destruction of properties as well as carry out a full-scale investigation of those dastard attacks with a view to arresting the perpetrators;
- (iii) also urge the National Emergency Management Agency (NEMA) to quickly supply relief materials to the people affected by the attack;
- (iv) mandate the Committees on National Security and Intelligence, Army and Police Affairs to ensure compliance and report within two (2) weeks (*Hon. Paul Sunday Nnamchi — Enugu East/Isi-Uzo Federal Constituency and Two Others*).

*Debate.*

*Agreed to.*

**(HR. 405/12/2023).**

*A minute silence observed in honour of the deceased.*

#### **8. Personal Explanation (Order Eight, Rule 5)**

Hon. Raji Tasir Wale (*Epe Federal Constituency*), expressed appreciation to the House, on behalf of Mr Abdul Quadri Tairu for the payment of compensation of Thirty million Naira (₦30m) by the Nigerian Electricity Liability Company (NELMCO) for injuries suffered as a result of an accident during his industrial attachment at the defunct Power Holding Company of Nigeria (PHCN), Ikeja, on 16 March, 2016, as recommended by the Committees on Public Petitions and Legislative Compliance.

*Mr Speaker noted and appreciated the hard work of the Committees.*

**9. Presentation of Bills**

The following Bills were read the *First Time*:

- (1) Nigeria Shippers' Council Act (Repeal and Enactment) Bill, 2023 (HB.1038).
- (2) Nigerian Oil and Gas Industry Content Development Act (Repeal and Enactment) Bill, 2023 (HB.1039).
- (3) Federal University of Environment and Technology, Koroma/Saakpenwa, Tai Ogoni, Rivers State (Establishment) Bill, 2023 (HB.1040).
- (4) Chartered Institute of Public Health Studies and Administration (Establishment) Bill, 2023 (HB.1041).
- (5) National Universities Commission Act (Repeal and Enactment) Bill, 2023 (HB.1042).
- (6) Medical and Dental Council of Nigeria Act (Repeal and Enactment) Bill, 2023 (HB.1043).
- (7) Haliru Dantoro University of Fisheries and Aquaculture, New Bussa, Borgu, Niger State (Establishment) Bill, 2023 (HB.1044).
- (8) Federal Colleges of Education Act (Amendment) Bill, 2023 (HB.1045).
- (9) Chartered Institute of Auctioneers of Nigeria (Establishment) Bill, 2023 (HB.1046).
- (10) South-West Development Commission (Establishment) Bill, 2023 (HB.1047).
- (11) Energy Commission of Nigeria Act (Repeal and Enactment) Bill, 2023 (HB.1048).

**10. A Bill for an Act to Repeal the Revenue Mobilisation, Allocation and Fiscal Commission Act, Cap. 7, Laws of the Federation of Nigeria, 2004 and Enact the Revenue Mobilisation, Allocation and Fiscal Commission Bill, 2023 to grant the Commission Enforcement Powers in the Monitoring of accruals to and Disbursement of Revenue from the Federation Account and to bring the Act in conformity with the provisions of the Constitution of the Federal Republic Of Nigeria, 1999; and for Related Matters (HB.471 and HB.581) — *Third Reading***

*Motion made and Question proposed*, “That a Bill for an Act to Repeal the Revenue Mobilisation, Allocation and Fiscal Commission Act, Cap. 7, Laws of the Federation of Nigeria, 2004 and Enact the Revenue Mobilisation, Allocation and Fiscal Commission Bill, 2023 to grant the Commission Enforcement Powers in the Monitoring of accruals to and Disbursement of Revenue from the Federation Account and to bring the Act in conformity with the provisions of the Constitution of the Federal Republic Of Nigeria, 1999; and for Related Matters (HB.471 and HB.581) be now read the Third Time” (*Hon. Julius Ihonvbere — House Leader*).

*Agreed to.*

*Bill read the Third Time and passed.*

**11. A Bill for an Act to Amend the Public Procurement Act, No. 14, 2007 to Provide for inclusion of the Nigerian Institute of Architects in the Membership of the National Council on Public Procurement, Payment of 30% Mobilisation Fee to Contractors as well as Project Consultants, Promotion of Local Content in Procurement Solicitation; and for Related Matters (HB.419) — *Third Reading***

*Motion made and Question proposed*, “That a Bill for an Act to Amend the Public Procurement Act, No. 14, 2007 to Provide for inclusion of the Nigerian Institute of Architects in the Membership of the National Council on Public Procurement, Payment of 30% Mobilisation Fee to Contractors as well as Project Consultants, Promotion of Local Content in Procurement Solicitation; and for Related Matters (HB.419) be now read the Third Time” (*Hon. Julius Ihonvbere — House Leader*).

*Agreed to.*

*Bill read the Third Time and passed.*

12. **A Bill for an Act to Amend the Armed Forces Act, Cap. A20, Laws of the Federation of Nigeria, 2004 to Foster Collaboration between the Armed Forces and other Security Agencies in the Provision of National Security and Establish Armed Forces Human Rights Unit to Provide a Reporting Channel for Civilians who's Human Rights are Violated by Members of the Armed Forces and for Related Matters (HB.311) — Third Reading**

*Motion made and Question proposed, “That a Bill for an Act to Amend the Armed Forces Act, Cap. A20, Laws of the Federation of Nigeria, 2004 to Foster Collaboration between the Armed Forces and other Security Agencies in the Provision of National Security and Establish Armed Forces Human Rights Unit to Provide a Reporting Channel for Civilians who's Human Rights are Violated by Members of the Armed Forces and for Related Matters (HB.311) be now read the Third Time” (Hon. Julius Ihonvbere — House Leader).*

*Agreed to.*

*Bill read the Third Time and passed.*

13. **A Bill for an Act to Amend the Agricultural Research Council of Nigeria Act, Cap. A12, Laws of The Federation of Nigeria, 2004 to make Provision for Establishment of Federal College of Agriculture, Misau, Bauchi State and for Related Matters (HB.486) — Second Reading**

*Motion made and Question proposed, “That a Bill for an Act to Amend the Agricultural Research Council of Nigeria Act, Cap. A12, Laws of The Federation of Nigeria, 2004 to make Provision for Establishment of Federal College of Agriculture, Misau, Bauchi State and for Related Matters (HB.486) be read a Second Time” (Hon. Aliyu Bappa Misau — Misau/Dambam Federal Constituency and Six Others).*

*Debate.*

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

*Bill read the Second Time.*

*Bill referred to the Committee on Agricultural Colleges and Institutions.*

14. **A Bill for an Act to Amend the Agricultural Research Council of Nigeria Act, Cap. A12, Laws of the Federation of Nigeria, 2004 to make Provision for Establishment of Federal College of Agriculture and Vocational Studies, Ako-Nike, Enugu State and for Related Matters (HB. 887) — Second Reading**

*Motion made and Question proposed, “That a Bill for an Act to Amend the Agricultural Research Council of Nigeria Act, Cap. A12, Laws of the Federation of Nigeria, 2004 to make Provision for Establishment of Federal College of Agriculture and Vocational Studies, Ako-Nike, Enugu State and for Related Matters (HB. 887) be read a Second Time” (Hon. Paul Sunday Nnamchi — Enugu East/Isi-Uzo 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 Agricultural Colleges and Institutions.*

**15. A Bill for an Act to Establish Nigerian Marine Corps to Promote Maritime Security and for Related Matters (HB. 225) — *Second Reading***

*Order read; deferred by leave of the House.*

**16. Need to Investigate Gaps and Loss of Opportunities in the Maritime Sector**

*Motion made and Question proposed:*

The House:

*Notes* that the maritime sector is crucial for the Nigerian economy's survival with under-utilized seaports which can increase the nation's revenue and indeed the National Gross Domestic Product (GDP);

*Also notes* that Nigeria's seaports receive barely 10% of West African imports out of 60 per cent destined for Nigeria, a significant economic loss due to poor management and inefficiencies, estimated to cost \$7 billion annually;

*Concerned* that most ships bringing goods to Nigeria prefer to go to other ports other than Nigerian ports. Indeed the Benin Republic benefits from Nigeria's large market, while Cotonou remains a popular importer's haven, huge trade cargoes are lost to Togo and other neighbouring countries from where they are offloaded and transshipped to Nigeria due to poor shipping connectivity and shallow drafts of the port channels which lead to trade cargo losses, estimated to be ₦250 billion in 2016 alone;

*Worried* as to why the nation is unable to provide adequate infrastructure and reduce pressure on Lagos Ports and why the Calabar, Port Harcourt, Warri, and Koko Ports cannot be developed as a haven for importers in the region.

*Also worried* that the lack of adequate infrastructure and capacity in the growing cargo and maritime business is a significant issue;

*Disturbed* that Nigeria's Apapa Port lost West Africa's leading position due to congestion and poor quality services to shippers. Port of Lomé, with a capacity of 1.1 million twenty-foot containers, overtook Lagos Port due to modernization reforms which tripled its capacity from 311,500 containers to 3.1 million, thus, making 'Togo's Port of Lomé becoming a regional transit hub;

*Also disturbed* that Nigeria's Apapa Port, Lagos, which handles about 1 million TEU annually, lost 30 per cent of its container traffic over five years due to several factors bedevilling its inability to deliver efficient services to cargo owners, this explains why Nigerian ports have remained inefficient over the years. Nigeria's major seaports in Lagos do not have deep draughts to handle bigger vessels, while modern seaports in Port of Lomé have a depth of 16.60 meters and capacity to accommodate third-generation ships Apapa Port operates with a 13.5 meters draught that can only allow vessels with about 4,000 TEUs of containers to call the port;

*Resolves to:*

Mandate the Committees on Port and Harbours, National Planning and Economic Development, Maritime Safety Education and Administration, Nigerian Shippers' Council and Customs to investigate the gaps affecting the full realisation of the economic advantage of Ports and Harbours and other Blue Economy in Nigeria (*Hon. Julius O. Ihonvbere — Owan East/Owan West Federal Constituency and 1 other*).

*Debate.*

*Agreed to.*



The House:

*Noted* that the maritime sector is crucial for the Nigerian economy's survival with under-utilized seaports which can increase the nation's revenue and indeed the National Gross Domestic Product (GDP);

*Also noted* that Nigeria's seaports receive barely 10% of West African imports out of 60 per cent destined for Nigeria, a significant economic loss due to poor management and inefficiencies, estimated to cost \$7 billion annually;

*Concerned* that most ships bringing goods to Nigeria prefer to go to other ports other than Nigerian ports. Indeed the Benin Republic benefits from Nigeria's large market, while Cotonou remains a popular importer's haven, huge trade cargoes are lost to Togo and other neighbouring countries from where they are offloaded and transshipped to Nigeria due to poor shipping connectivity and shallow drafts of the port channels which lead to trade cargo losses, estimated to be ₦250 billion in 2016 alone;

*Worried* as to why the nation is unable to provide adequate infrastructure and reduce pressure on Lagos Ports and why the Calabar, Port Harcourt, Warri, and Koko Ports cannot be developed as a haven for importers in the region.

*Also worried* that the lack of adequate infrastructure and capacity in the growing cargo and maritime business is a significant issue;

*Disturbed* that Nigeria's Apapa Port lost West Africa's leading position due to congestion and poor quality services to shippers. Port of Lomé, with a capacity of 1.1 million twenty-foot containers, overtook Lagos Port due to modernization reforms which tripled its capacity from 311,500 containers to 3.1 million, thus, making 'Togo's Port of Lomé becoming a regional transit hub;

*Also disturbed* that Nigeria's Apapa Port, Lagos, which handles about 1 million TEU annually, lost 30 per cent of its container traffic over five years due to several factors bedevilling its inability to deliver efficient services to cargo owners, this explains why Nigerian ports have remained inefficient over the years. Nigeria's major seaports in Lagos do not have deep draughts to handle bigger vessels, while modern seaports in Port of Lomé have a depth of 16.60 meters and capacity to accommodate third-generation ships Apapa port operates with a 13,5 meters draught that can only allow vessels with about 4,000 TEUs of containers to call the port;

*Resolved to:*

Mandate the Committees on Port and Harbours, National Planning and Economic Development, Maritime Safety Education and Administration, Nigerian Shippers' Council and Customs to investigate the gaps affecting the full realisation of the economic advantage of Ports and Harbours and other Blue Economy in Nigeria (**HR. 406/12/2023**).

## **17. Call to Implement Recommendations of the Police Service Commission**

*Motion made and Question proposed:*

The House:

*Notes* the incidents of non-implementation by the Inspector-General of Police (IGP) of recommendations by the Police Service Commission (PSC) for the promotion of qualified officers and men of the Nigeria Police Force (NPF);

*Also notes* that the Nigeria Police Force (NPF) is an important agency of the Federal Government;

*Aware* that the NPF was created under Section 214 (1) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and pursuant to Section 4 of the Police Act, empowered, among other

things, the prevention and detection of crime, the apprehension of offenders, the preservation of law and order, the protection of life and property, and the due enforcement of all laws and regulations with which they are directly charged;

*Also aware* that the Inspector-General of Police is appointed by the President of the country on the advice of the Nigeria Police Council, according to Section 215 (1) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended);

*Further aware* that the Police Service Commission (PSC) is statutorily created and charged with responsibility for the appointment, promotion, and discipline of persons (other than the office of the IGP) in the Nigeria Police Force;

*Observes* that earlier in 2023, the PSC, in the exercise of its statutory responsibilities, at one of its meetings approved the promotion of several police officers, a notice of which was duly conveyed to the IGP to release signal and accordingly effect the same;

*Cognizant* of the fact that the IGP subsequently ignored the PSC recommendation and deliberately neglected and/or refused to effect the release, despite measures taken by the PSC for him to do so;

*Concerned* that the IGP's refusal to act on the PSC's recommendation is not in the best interest of the men and officers of the NPF and the country at large;

*Worried* that unless swift measures are immediately taken to implement the PSC's recommendations, the morale, commitment, and dedication to duty of the affected men and officers of the NPF are likely to be negatively affected;

*Resolves to:*

- (i) urge the Inspector-General of Police to immediately implement the recommendation of the Police Service Commission with respect to the promotion of the concerned men and officers of the NPF; and
- (ii) mandate the Committees on Police Affairs, and Legislative Compliance to ensure compliance and report within four (4) weeks (*Hon. Kingsley Chinda — Obio/Akpor Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Noted* the incidents of non-implementation by the Inspector-General of Police (IGP) of recommendations by the Police Service Commission (PSC) for the promotion of qualified officers and men of the Nigeria Police Force (NPF);

*Also noted* that the Nigeria Police Force (NPF) is an important agency of the Federal Government;

*Aware* that the NPF was created under Section 214 (1) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended), and pursuant to Section 4 of the Police Act, empowered, among other things, the prevention and detection of crime, the apprehension of offenders, the preservation of law and order, the protection of life and property, and the due enforcement of all laws and regulations with which they are directly charged;

*Also aware* that the Inspector-General of Police is appointed by the President of the country on the advice of the Nigeria Police Council, according to Section 215 (1) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended);

*Further aware* that the Police Service Commission (PSC) is statutorily created and charged with responsibility for the appointment, promotion, and discipline of persons (other than the office of the IGP) in the Nigeria Police Force;

*Observed* that earlier in 2023, the PSC, in the exercise of its statutory responsibilities, at one of its meetings approved the promotion of several police officers, a notice of which was duly conveyed to the IGP to release signal and accordingly effect the same;

*Cognizant* of the fact that the IGP subsequently ignored the PSC recommendation and deliberately neglected and/or refused to effect the release, despite measures taken by the PSC for him to do so;

*Concerned* that the IGP's refusal to act on the PSC's recommendation is not in the best interest of the men and officers of the NPF and the country at large;

*Worried* that unless swift measures are immediately taken to implement the PSC's recommendations, the morale, commitment, and dedication to duty of the affected men and officers of the NPF are likely to be negatively affected;

*Resolved to:*

- (i) urge the Inspector-General of Police to immediately implement the recommendation of the Police Service Commission with respect to the promotion of the concerned men and officers of the NPF; and
- (ii) mandate the Committees on Police Affairs and Legislative Compliance to ensure compliance and report within four (4) weeks (**HR. 407/12/2023**).

#### **18. Proper Handing Over between Outgoing and Incoming Foreign Ambassadors**

*Order read; deferred by leave of the House.*

#### **19. Need for Valuation of Public Assets in Nigeria and Ensure Accountability in the Management of Government Assets**

*Motion made and Question proposed:*

The House:

*Notes* that the valuation of public assets may be undertaken for a range of purposes including financial reporting, privatisation planning, disposal, acquisition, rental, and compensation amongst others, and to determine whether a public asset is being used and managed efficiently;

*Also notes* that public assets valuation is important because it helps to assess the level of growth of a country, hence embarking on such exercise will help the government to seek the most suitable avenues to enhance economic development;

*Aware* that the Federal Government owns a potential goldmine of assets, mostly in the form of real estate and government-owned companies, and with better administration, many of those assets could generate value and a revenue stream to fund government budgets;

*Also aware* that public sector accounting is essential for achieving optimum return on investments and reducing the cost of liabilities, the Federal Government needs to regularly take accurate stock of its assets to ensure economic sustainability;

*Concerned* about reports which show that there is uncertainty about actual assets owned by the Federal Government as some are claimed to be unknown while some are, according to a report, "dead and gone";

*Also concerned* that asset valuation has not been given much attention by the Federal Government, and improper documentation has caused avoidable huge economic losses to the country, which is also an indictment to the Ministries, Departments and Agencies;

*Resolves to:*

- (i) urge the Ministry of Finance Incorporated (MOFI) and the Nigerian Institute of Estate Surveyors and Valuers (NIESV) to embark on comprehensive enumeration and valuation of all public assets and publish a detailed inventory of the assets in a register that would be available to the public; and
- (ii) mandate the Committees on Finance, and Public Assets to ensure compliance, and investigate the management of assets by Ministries, Departments and Agencies of the Federal Government to ensure accountability and eliminate uncertainties regarding assets owned by the Federal Government, and curbing economic loss to the country (*Hon. Esosa Iyawo — Oredo Federal Constituency*).

*Debate.*

**Amendment Proposed:**

In Prayer (ii), immediately after the words “mandate the”, *leave out* the words “Committees on Finance and”, and *insert* the words “Committee on” (*Hon. Sada Soli — Jibia/Kaita Federal Constituency*).

*Question that the amendment be made — Agreed to.*

*Question on the Motion as amended — Agreed to.*

The House:

*Noted* that the valuation of public assets may be undertaken for a range of purposes including financial reporting, privatisation planning, disposal, acquisition, rental, and compensation amongst others, and to determine whether a public asset is being used and managed efficiently;

*Also noted* that public assets valuation is important because it helps to assess the level of growth of a country, hence embarking on such exercise will help the government to seek the most suitable avenues to enhance economic development;

*Aware* that the Federal Government owns a potential goldmine of assets, mostly in the form of real estate and government-owned companies, and with better administration, many of those assets could generate value and a revenue stream to fund government budgets;

*Also aware* that public sector accounting is essential for achieving optimum return on investments and reducing the cost of liabilities, the Federal Government needs to regularly take accurate stock of its assets to ensure economic sustainability;

*Concerned* about reports which show that there is uncertainty about actual assets owned by the Federal Government as some are claimed to be unknown while some are, according to a report, “dead and gone”;

*Also concerned* that asset valuation has not been given much attention by the Federal Government, and improper documentation has caused avoidable huge economic losses to the country, which is also an indictment to the Ministries, Departments and Agencies;

*Resolved to:*

- (i) urge the Ministry of Finance Incorporated (MOFI) and the Nigerian Institute of Estate Surveyors and Valuers (NIESV) to embark on comprehensive enumeration and valuation of all public assets and publish a detailed inventory of the assets in a register that would be available to the public; and
- (ii) mandate the Committee on Public Assets to ensure compliance, and investigate the management of assets by Ministries, Departments and Agencies of the Federal Government to ensure accountability and eliminate uncertainties regarding assets owned by the Federal Government, and curbing economic loss to the country (**HR. 408/12/2023**).

**20. Need to Investigate Funds Disbursed for the Alternative School Programme, Better Education Service Delivery for All, At-Risk Children Programme and Interventions Programme for Out of School Children from 2016 to date**

*Motion made and Question proposed:*

The House:

*Notes* that the issue of out-of-school children in Nigeria remains a persistent challenge, despite efforts from the Nigerian government, International Development Partners, and Non-governmental organizations;

*Also notes* that in 2022 the United Nations Educational Scientific and Cultural Organization (UNESCO) ranked Nigeria third among countries with the highest number of out-of-school children recording almost 20 million Nigerian children that are out of school;

*Aware* that in October 2019, the Ministry of Education confirmed that the Federal Government committed the sum of ₦10,000,000,000 for the removal of 10.2 million out-of-school children from the streets within five years to enrol two million children annually;

*Also aware* that on 31 January, 2022, the Federal Government adopted the then Presidential Committee on Alternate Education report and renewed its commitment to provide educational opportunities for over 10 million out-of-school children through the Alternate School Programme (ASP) under the Ministry of Humanitarian Affairs. Over 200 billion Naira was allocated for the initiative;

*Cognizant* that the Alternate School Programme was an initiative of the Federal Government aimed at improving access to education for Nigerian children, eliminating or substantially reducing child begging, fostering tolerance, unity, and integration of all children with diverse backgrounds, and reviewing and approving all work and implementation plans that enhanced the effective delivery of providing alternative schooling in Nigeria;

*Also Cognizant* that a similar intervention by the World Bank worth 750 Million USD was accessed and utilised within the last four years through Better Education Service Delivery for All (BESDA) for the enrollment of out-of-school Children in Nigeria;

*Informed* that in 2021, the Federal government introduced the At-Risk Children Programme (ARC-P), requiring hundreds of billions of Naira in expenditure;

*Regrets* that despite the Federal government's efforts and the release of funds for the execution of the program, the number of out-of-school children in Nigeria continues to increase rapidly;

*Worried* that the misuse of Alternate School Programme funds to reduce out-of-school children in Nigeria has negatively impacted these schemes, leaving many children unschooled;

*Resolves to:*

Mandate the Committee on Alternative Education to investigate the disbursement of funds meant to reduce the number of out-of-school children in Nigeria through the Alternate School Programme (ASP), Better Education Service Delivery for All (BESDA) and At-Risk Children Programme (ARC-P) particularly the roles of the MDAs concerned and report within four (4) weeks (*Hon. Tijani Ismail Kayode — Ifelodun/Offa/Oyun Federal Constituency*).

*Debate.*

**Amendment Proposed:**

In the Prayer, immediately after the words “mandate the”, *leave out* the words “Committee on Alternative Education”, and *insert* the words “Committees on Alternative Education, and Public Accounts” (*Hon. Amadu Kabiru — Gusau/Tsafe Federal Constituency*).

*Question that the amendment be made — Agreed to.*

*Question on the Motion as amended — Agreed to.*

The House:

*Noted* that the issue of out-of-school children in Nigeria remains a persistent challenge, despite efforts from the Nigerian government, International Development Partners, and Non-governmental organizations;

*Also noted* that in 2022 the United Nations Educational Scientific and Cultural Organization (UNESCO) ranked Nigeria third among countries with the highest number of out-of-school children recording almost 20 million Nigerian children that are out of school;

*Aware* that in October 2019, the Ministry of Education confirmed that the Federal Government committed the sum of ₦10,000,000,000 for the removal of 10.2 million out-of-school children from the streets within five years to enrol two million children annually;

*Also aware* that on 31 January, 2022, the Federal Government adopted the then Presidential Committee on Alternate Education report and renewed its commitment to provide educational opportunities for over 10 million out-of-school children through the Alternate School Programme (ASP) under the Ministry of Humanitarian Affairs. Over 200 billion Naira was allocated for the initiative;

*Cognizant* that the Alternate School Programme was an initiative of the Federal Government aimed at improving access to education for Nigerian children, eliminating or substantially reducing child begging, fostering tolerance, unity, and integration of all children with diverse backgrounds, and reviewing and approving all work and implementation plans that enhanced the effective delivery of providing alternative schooling in Nigeria;

*Also Cognizant* that a similar intervention by the World Bank worth 750 Million USD was accessed and utilised within the last four years through Better Education Service Delivery for All (BESDA) for the enrollment of out-of-school Children in Nigeria;

*Informed* that in 2021, the Federal government introduced the At-Risk Children Programme (ARC-P), requiring hundreds of billions of Naira in expenditure;

*Regretted* that despite the Federal government's efforts and the release of funds for the execution of the program, the number of out-of-school children in Nigeria continues to increase rapidly;

*Worried* that the misuse of Alternate School Programme funds to reduce out-of-school children in Nigeria has negatively impacted these schemes, leaving many children unschooled;

*Resolved to:*

Mandate the Committees on Alternative Education and Public Accounts to investigate the disbursement of funds meant to reduce the number of out-of-school children in Nigeria through the Alternate School Programme (ASP), Better Education Service Delivery for All (BESDA) and At-Risk Children Programme (ARC-P) particularly the roles of the MDAs concerned and report within four (4) weeks (**HR. 409/12/2023**).

**21. Need to Construct Coastal Road to Connect Communities in Ndokwa/Ukwuani Federal Constituency**

*Motion made and Question proposed:*

The House:

*Notes* the transportation challenges experienced by residents of the River Niger Coastal Communities, spanning from Asaba-Oko in Oshimili South Local Government Area to Abala osumili-Utchi-Okpai-Abalagada-Aboh-Umolu-Onyia-Osafo in Ndokwa East Local Government Area, approximately 102 kilometres;

*Also notes* that the proposed road will pass through Nigeria's major oil and gas-producing communities, which are home to the largest natural gas reserve in the West African subregion;

*Aware* that the longstanding plea for a coastal road in Ndokwa East Local Government Area is needed to bridge the gap with urban areas, particularly the capital city of Asaba to improve accessibility to essential services like quality healthcare, social amenities and job opportunities;

*Also aware* that the proposed coastal road will enhance connectivity, transportation infrastructure, and agricultural development in Ndokwa's coastal communities, improving overall living standards and addressing limited accessibility.

*Recognises* that Ndokwa East Coastal Communities are comprised of agricultural settlements renowned for producing farm produce such as yams, cassavas, and plantains, but, the absence of proper transportation infrastructure hampers accessibility to markets thus, impedes economic progress;

*Cognizant* of the limitations in transporting agricultural produce from Ndokwa's coastal communities to market;

*Also cognizant* that constructing the coastal road will establish a direct and reliable route, facilitating the transportation of commuters and distribution of agricultural products;

*Further notes* the tremendous economic potentials of agriculture and connectivity The study highlights the economic potential of agriculture and the connectivity benefits of a coastal road and the Asaba-Onitsha bridge, which connect coastal communities.

*Aware* of the economic potential of agriculture and the benefits of a coastal road and the Asaba-Onitsha Bridge, which when connected to neighbouring communities will boost commerce and transportation efficiency, thus creating opportunities for regional trade and enhancing overall nation's overall economic development;

*Also recognize* the importance of linking Asaba and the Second Niger Bridge to the vibrant Onitsha market, the largest market in West Africa will unlock immense economic opportunities, promoting trade, and commerce, and attracting investments to the region;

*Resolves to:*

- (i) urge the Federal Ministry of Works to include the Construction of Oko-Abala Osunili-Utchi-Okpai- Abala Agada-Aboh-Umolu-Onyia-Osafo road through the Niger Delta Development Commission (NDDC) in the 2024 budget estimate;
- (ii) also urge the Federal Ministries of Works, Niger-Delta Affairs, Delta State Government, and Niger-Delta Development Commission (NDDC) to collaborate with private investors, and local communities to ensure implementation of the infrastructure project; and
- (iii) mandate the Committees on Niger-Delta Development Commission, Works, and Appropriations to ensure compliance (*Hon. Nnamdi Ezechi — Ndokwa East.Ndokwa West/Ukwuani Federal Constituency*).

*Agreed to.*

**(HR. 410/12/2023).**

*Motion referred to the Committees on Niger-Delta Development Commission, Works, and Appropriations, pursuant to Order Eight, Rule 9 (5).*

- 22. Need to Rescue Ifon, Okeluse, Irekari, Ehin-Ogbe, Iloro, Ijebu and Ipele Communities of Ose and Owo Local Government Areas of Ondo State from Persistent and Recurrent Gully Erosion**  
*Motion made and Question proposed:*

The House:

*Notes* that the erosion of gullies in Apanla, Odogbo, Ifon, Okeluse, and Irekari areas of Ose Local Government Area and Ehin-Ogbe, Iloro, Ipele, and Ijebu communities of Owo Local Government Area is due to persistent rainfall and flooding, which have caused widespread destruction of houses, farmlands, and schools in affected communities;

*Aware* that the erosion disaster in affected communities has resulted in the displacement of families from their ancestral homes and farmlands, destroying essential infrastructure for their economic prosperity; furthermore, it poses significant threats to roads, leading to continuous topographic depreciation and displacement of many residents;

*Concerned* that the less privileged individuals displaced by erosion are living in destitution and fear of future disasters;

*Worried* that government agencies failing to prevent and control erosion disasters are causing constant fear for affected communities if urgent measures are not taken;

*Resolves to:*

- (i) urge the Ministry of Environment to prioritize tackling the erosion disaster in the affected communities;
- (ii) also urge the National Emergency Management Agency (NEMA) to send relief materials to the victims to alleviate their pain; and
- (iii) mandate the Committee on Environment to ensure compliance (*Hon. Adegbe Oluwatimehin Emmanuel — Owo/Ose Federal Constituency*).

*Agreed to.*



(HR. 411/12/2023).

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

**23. Consideration of Report**

**(i) Committee on Public Service Matters:**

*Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Service Matters on a Bill for an Act to make Provisions for the Retirement Age for Staff of National Assembly Service and for Related Matters (HB.529)" (Hon. Sani Umar Bala — Tsanyawa/Kunchi 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 MAKE PROVISIONS FOR THE  
RETIREMENT AGE FOR STAFF OF NATIONAL ASSEMBLY  
SERVICE; AND FOR RELATED MATTERS (HB. 529)

**Committee's Recommendation:**

**Clause 1: Application.**

The provisions of this Bill shall apply throughout the National Assembly Service in Nigeria (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 2: Retirement age for Staff of National Assembly Service.**

Staff of National Assembly Service in Nigeria shall compulsorily retire on attainment of 65 years of age or 40 years of pensionable service, whichever is earlier (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 3: Non-application of Public Service Rules.**

Any law or the Public Service Rules requiring a person to retire from the Public Service before attaining 65 years of age or 40 years of Service, whichever is earlier shall not apply to Staff of National Assembly Service in Nigeria (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

**Committee's Recommendation:**

**Clause 4: Interpretation.**

In this Bill —

"National Assembly Service" means the National Assembly, National Assembly Service Commission and National Assembly Library Trust Fund (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

"Public Service" has the meaning ascribed to it under the Constitution of the Federal Republic of Nigeria, 1999 (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

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

**Committee’s Recommendation:**

**Clause 5: Citation.**

This Bill may be cited as the Harmonized Retirement Age for Staff of National Assembly Service Bill, 2023 (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

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

**Explanatory Memorandum:**

This Bill seeks to make provisions for the compulsory retirement age and years of service for Staff of National Assembly Service in Nigeria (*Hon. Sani Umar Bala — Tsanyawa/Kunchi Federal Constituency*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Make Provisions for the Retirement Age for Staff of National Assembly Service; and for Related Matters (HB. 529) (*Hon. Sani Umar Bala — Tsanyawa/Kunchi 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 Public Service Matters on a Bill for an Act to make Provisions for the Retirement Age for Staff of National Assembly Service and for Related Matters (HB.529) and approved Clauses 1 - 5, 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 Establish Federal University of Sports, Afuze, Edo State and for Related Matters (HB.476) (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 University of Sports, Afuze, Edo State and for Related Matters (HB.476)” (Hon. Julius O. Ihonvbere — House Leader).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF SPORTS, AFUZE, EDO STATE TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT, COMPOSITION AND FUNCTIONS OF THE FEDERAL UNIVERSITY OF SPORTS, AFUZE, EDO STATE

**Clause 1: Establishment of the Federal University of Sports, Afuze, Edo State.**

- (1) There is established the Federal University of Sports, Afuze, Edo State (in this Bill referred to as "the University").
- (2) The University —
  - (a) shall be a body corporate with perpetual succession and a common seal; and
  - (b) may sue or be sued in its corporate name (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 2: Objects of the University.**

The objects of the University are to —

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring higher education in sports;
- (b) develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate research and higher degrees with emphasis on planning, adaptive, technical, maintenance, developmental and productive skills in the engineering, scientific, and allied professional disciplines relating to sports resources with the aim of producing socially mature men and women with capability not only to understand, use and adapt existing technologies in sports, but also to improve on them and develop new ones;
- (c) act as agents and catalysts, through post-graduate training, research and innovation for the effective and economic utilisation, exploitation and conservation of the country's sports resources;
- (d) develop and offer courses in sports business, sports management, sports information and broadcasting which will be the first of its kind in Nigeria and within the African continent, and this no doubt will attract students from far and wide to the University;
- (e) offer to the general population particularly in the area sports as a form of public service, the results of training and research and to foster the practical applications of these results;

- (f) establish appropriate relationships with other national institutions involved in training, research and development of technologies in the sports sector;
- (g) identify the problems and needs of sports in Nigeria and to find solutions to them within the context of overall national development;
- (h) provide and promote sound basic scientific training as a foundation for the development of sports in Nigeria, taking into account indigenous cultures and the need to enhance national unity;
- (i) encourage and promote scholarship and conduct research in restricted fields of learning and human endeavour;
- (j) relate its activities to the technological, social, cultural and economic needs of the people of Nigeria; and
- (k) undertake other activities appropriate for a sports university of the highest standard (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 3: Composition of the University and its constituent bodies.**

- (1) The University shall consist of —
  - (a) a Chancellor;
  - (b) a Pro-Chancellor and a Council;
  - (c) a Vice-Chancellor and a Senate;
  - (d) a Deputy Vice-Chancellor;
  - (e) a body to be called Congregation;
  - (f) a body to be called Convocation;
  - (g) the campuses and colleges of the University;
  - (h) the faculties, schools, institutes and other teaching and research units of the University;

**First Schedule.**

- (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c);
  - (j) all graduates and undergraduates; and
  - (k) all other persons who are members of the University in accordance with provisions made by statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the principal officers of the University mentioned therein.
  - (3) Provision shall be made by statute with respect to the composition of the —
    - (a) Council;

- (b) Senate;
- (c) Congregation; and
- (d) Convocation (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 4: Powers of the University.**

- (1) For the carrying out of its objects as specified in section 2 of this Bill, the University shall have power to —
  - (a) establish such campuses, colleges, faculties, institutes, schools, extra-mural departments and other teaching and research units within the University as may seem necessary or desirable, subject to the approval of the National Universities Commission;
  - (b) institute professorships, readerships and associate professorships, lectureships, other posts and offices and make appointments thereto;
  - (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
  - (d) provide for the residence, discipline and welfare of members of the University;
  - (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied other requirements as the University may prescribe;
  - (f) award honorary degrees, fellowships or academic titles;
  - (g) demand and receive from any student or any other person attending the University for the purpose of instruction fees as the University may determine, subject to the overall directives of the appropriate authority;
  - (h) subject to section 22 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
  - (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;
  - (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
  - (k) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;

- (l) hold public lectures and undertake printing, publishing and book selling;
  - (m) subject to any limitations or conditions imposed by statute, invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities, in the purchase or improvement of land, with power to vary any such investments and deposit any moneys for the time being un-invested with any bank on deposit or current account;
  - (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may in its discretion find necessary or expedient to borrow or guarantee any loan, advances or credit facilities;
  - (o) make gifts for any charitable purpose;
  - (p) do anything which it is authorised or required by this Bill or by any other statute to do; and
  - (q) do all acts or things, whether or not incidental to the powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes made under it and without prejudice to section 9 (2) of this Bill, the powers conferred on the University by subsection (1) shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorised by this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

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

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

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

**Clause 6: Establishment and composition of Council.**

- (1) There shall be a Council for the University consisting of —
  - (a) the Pro-Chancellor;
  - (b) the Vice-Chancellor;

- (c) the Deputy Vice-Chancellor;
  - (d) one person from the Ministry responsible for Education;
  - (e) four persons representing a variety of interest and broadly representative of the whole Federation;
  - (f) four persons appointed by the Senate from among its members;
  - (g) two persons appointed by the Congregation from among its members; and
  - (h) one persons appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 7: Functions of the Council and its Finance and General Purposes Committee.**

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council shall be the Governing Body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.
- (2) There shall be the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may delegate to it.
- (3) Provision shall be made by statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of performing any of their respective functions or of regulating their own procedure.
- (6) Rules made under subsection (5) by the Finance and General Purposes Committee shall not come into effect unless approved by the Council, and where any rule so made by the Finance and General Purposes Committee conflict with any directions given by the Council (whether before or after the coming into effect of the rules in question), the direction of the Council shall prevail.
- (7) There shall be paid to the members of the Council, the Finance and General Purposes Committee and other committees set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may be fixed by extant government circulars.

- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill, and shall meet at least four times every year.
- (9) Where required in writing by any five members of the Council, the Chairman shall within 28 days after the receipt of such request call a meeting of the Council:

Provided that if after 28 days of the receipt or delivering to him of such request, the chairman fails or neglects to call a meeting, the Registrar shall within 14 days thereof, cause a meeting of the Council to be convened for that purpose, and the request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 8: Functions of the Senate.**

- (1) Subject to section 5 of this Bill and subsections (3) and (4) of this section and the provisions of this Bill relating to the Visitor, the Senate shall organise and control teaching in the University, admission to postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1), the Senate shall make provision for the —
- (a) establishment, organisation and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
- (b) organisation and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
- (c) award of degrees, and other qualifications as may be prescribed, in connection with examinations conducted by the University;
- (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
- (e) establishment, organisation and control of halls of residence and similar institutions in the University;
- (f) supervision of the welfare of students in the University and the regulation of their conduct;
- (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
- (h) determination of what description of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department,



school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.

- (4) Subject to this Bill and the statutes, the Senate may make regulations for the purpose of performing any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorised or required by this Bill or statute.
- (5) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.
- (6) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 9: Functions of the Vice-Chancellor.**

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Bill, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Bill, the Vice-Chancellor shall have general function, in addition to other functions conferred on him by this Bill or otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the chief executive and academic officer of the University and ex-officio Chairman of the Senate (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

PART II — TRANSFER OF PROPERTY

**Clause 10: Transfer of property to the University.**

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

**Second Schedule.**

- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to the transfer of property by this section and to matters arising therefrom and with respect to other matters mentioned in that Schedule (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

## PART III — STATUTES OF THE UNIVERSITY

**Clause 11: Power of the University to make statutes.**

- (1) Subject to this Bill, the University may make statutes for —
  - (a) the making of provisions with respect to the composition and constitution of any authority of the University;
  - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
  - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;

**Third Schedule.**

- (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any statute, regulation or other instrument made there-under; and
- (e) making provision for other matters for which provision by Statute is authorised or required by this Bill.

**Cap. I23, LFN, 2004.**

- (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 27 (1) of that Act.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into effect on the commencement of this Bill and shall be deemed to have been made under this section by the University.
- (4) The power to make statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent statute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 12: Mode of exercising the power to make statutes.**

- (1) The power of the University to make statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed statute shall not have the effect of law until it has been approved at a meeting of the —
  - (a) Senate, by the votes of not less than two thirds of the members present and voting; and
  - (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed statute may originate either in the Senate or Council, and may be approved as required by subsection (2) by both bodies in no particular order.

- (4) A Statute which —
- (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University, or

**Cap. I23, LFN, 2004.**

- (b) provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established,

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

- (5) For the purpose of section 2 (2) of the Interpretation Act, a statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) or in the case of a statute falling within subsection (4), on the date on which it is approved by the President (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 13: Proof of statute.**

A Statute may be proved in any court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice-Chancellor or the Registrar to the effect that the copy is a true copy of a statute of that University (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 14: Power to decide the meaning of statute.**

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

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

- (3) The provisions of this section shall apply in relation to any doubt or dispute as to whether any matter is, for the purposes of this Bill, academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subsection (1), and accordingly the reference in subsection (2) to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or non-academic matter (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

## PART IV — SUPERVISION AND DISCIPLINE

**Clause 15: The Visitor.**

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by the persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) The bodies and persons comprising the University shall —
  - (a) make available to the Visitor, and to other persons conducting a visitation under this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and
  - (b) give effect to any instructions consistent with the provisions of this Bill which may be given by the Visitor in consequence of the visitation (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 16: Removal of certain members of the Council.**

- (1) Where it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect through the Minister to the Executive Council and if the Executive Council, after making such enquiries (if any) as may be considered necessary, approves the recommendation it may direct the removal of the member from office.
- (2) The Minister shall use his best endeavours to cause a copy of the instrument embodying a direction under subsection (1) to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 17: Removal and discipline of academic, administrative and professional staff.**

- (1) Where it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall —
  - (a) give notice of those reasons to the person in question;
  - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
  - (c) take a decision to terminate or not to terminate the appointment.
- (2) Where the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for —

- (a) a joint committee of the Council and the Senate to review the matter and to report on it to the Council;
    - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating committee with respect to the matter, and if the Council after considering the report of the investigating committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
  - (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend the member and any such suspension shall immediately be reported to the Council.
  - (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means —
    - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the performance of the functions of his office;
    - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
    - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; or
    - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to perform the functions of his office or to comply with the terms and conditions of his service.
  - (5) Any person suspended under subsection (3) shall be on half pay and the Council shall, before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to —
    - (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
    - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
    - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
    - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
  - (6) Where the Council, under this section, decides to continue a person's

suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person.

- (7) The person by whom an instrument of removal is signed under subsection (1) shall use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (8) Nothing in the provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 18: Removal of examiners.**

- (1) Where, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made under section 8 (4) 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.
- (3) The Registrar on signing an instrument of removal under this section, shall use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 19: Discipline of students.**

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

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

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

**Clause 20: Exclusion of discrimination.**

- (1) A person shall not be required to satisfy requirements as to race, (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a —
  - (a) student in the University;
  - (b) holder of any degree, appointment or employment in the University;  
or
  - (c) member of any body established by virtue of this Bill.
- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1).
- (3) Nothing in subsection (1) shall be construed as preventing the University from imposing any disability or restriction on any of the persons specified in subsection (1) where such persons willfully refuse or fail on grounds of religious belief to undertake any duty generally and uniformly imposed on all the persons or any group of persons which duty, having regard to its nature and the special circumstances, is in the opinion of the University reasonably justifiable in the national interest (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 21: 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.

**Cap. L5, LFN, 2004.**

- (2) Where an estate or interest in land is acquired by the Government under this

section, the Government may, by a certificate under the hand and seal of the Sports University of Nigeria Abuja or any other person authorised in that behalf transfer it to the University (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*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 Visitor:

**Cap. L5, LFN, 2004.**

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 of any lease or tenancy to a member of the University for residential purpose (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*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 regulation, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 24: Appointment of committees.**

- (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 authorise a committee established by it to —
  - (a) perform on its behalf, such of its functions as it may determine; and
  - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by statute or regulations, the quorum and procedure of a committee established or meeting held under this section shall be such as may be determined by the body or bodies which have decided to establish the committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every committee of which the members are wholly or partly appointed by the Council, (other than a committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every committee of which the members are wholly or partly appointed by the Senate.



- (5) Nothing in the provisions of this section shall be construed as enabling —
- (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or
  - (b) the Senate to empower any other body to make regulations or to award degrees or other qualifications (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 25: 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 —
- (a) in the case of certificates issued by the University, be authenticated by the Vice-Chancellor and the Registrar; and
  - (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorised by statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorised to do so by the Council without seal.

**Cap. I23, LFN, 2004.**

- (4) The validity of the proceedings of any body established under this Bill shall not be affected by any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.

**Third Schedule.**

- (5) 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 under this Bill.
- (6) The power conferred by this Bill on any body to make statute or regulations shall include power to revoke or vary any —
- (a) statute (including the Statute contained in the Third Schedule to this Bill; or
  - (b) regulation by a subsequent statute or regulation as the case may be:
- Provided that the statutes and regulations may have different provisions in relation to different circumstances.

**Second Schedule.**

- (7) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.

- (8) Any notice or other instrument authorised to be served under this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 26: Proposal and recommendation.**

Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, such intermediate authority shall forward proposals or recommendations received by it under that provision to the appropriate authority, but any such intermediate authority may, if it deems fit, forward its own comments thereon (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 27: Interpretation.**

In this Bill —

"appropriate authority" means any person, body or authority authorised by law to act in a specific or general capacity in relation to a subject matter (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"campus" means any campus which may be established by the University (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"college" means any college which may be established by the University (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"gross misconduct" means any act of misconduct and improper behaviour that may be designated as gross misconduct by any statute or regulations made under this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Minister" means the Minister responsible for education (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"misconduct" means any conduct which is prejudicial to the good name of the University, discipline and the proper administration of the business of the University (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"notice" means notice in writing (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"officer" does not include the Visitor (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"prescribed" means prescribed by statute or regulation made under this Bill (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by statute or by regulations (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"property" includes rights, liabilities and obligations (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"Provisional Council" means the Provisional Council appointed for the University by the President with effect from September 2016 (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"regulations" means regulations made by the Senate or Council (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"Senate" means the Senate of the University established by this Bill (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"statute" means a statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"the Statutes" means all such statutes as are effect (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*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. Julius Omozuanybo Ihonvbere — House Leader*).

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

"President" means the President of the Federal Republic of Nigeria (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Constitution" means the Constitution of the Federal Republic of Nigeria, 1999, Cap. C23, Laws of the Federation of Nigeria, 2004 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"undergraduate" means a person in statu pupilari in the University, other than —

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"University" the Federal University of Sports, Afuze Edo State incorporated and constituted by this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

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

**Clause 28: Citation.**

This Bill may be cited as the Federal University of Sports, Afuze, Edo State (Establishment) Bill, 2023 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

Section 3 (1) (i) and (2)

#### PRINCIPAL OFFICERS OF THE UNIVERSITY

##### *The Chancellor*

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

##### *The Pro-Chancellor*

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

##### *The Vice-Chancellor*

3. The procedure for the appointment and removal of the Vice-Chancellor shall be in accordance with the provision of the University (Miscellaneous Provisions) Act, No. 11, 1993.

##### *Deputy Vice-Chancellor*

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice-Chancellors as the Council may deem necessary for the proper administration of the University.  
(2) The procedure for the appointment and removal of the Deputy Vice-Chancellor shall be in accordance with the provisions of the Universities (Miscellaneous Provisions) Act, No. 11, 1993.  
(3) A Deputy Vice-Chancellor shall —
  - (a) assist the Vice-Chancellor in the performance of his functions;
  - (b) act in place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
  - (c) perform such other functions as the Vice-Chancellor or the Council may assign to him.

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

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

- (2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.
  - (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
6. (1) There shall be for the University, the following principal officers in addition to the Registrar, that is —
- (a) the Bursar; and
  - (b) the University Librarian.
- (2) The Bursar shall be the chief financial officer of the University and shall be responsible to the Vice-Chancellor for the administration and control of the financial affairs of the University.
  - (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
  - (4) The Bursar and the University Librarian shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in their letters of appointment.

*Other Officers of the University*

7. There shall be for the University, a Director of Works, who is be responsible to the Vice-Chancellor for the administration of the Works Department, and is responsible for all works, services and maintenance of University facilities.
8. There shall be for the University, a Director of Health Services, who is responsible to the Vice-Chancellor for the administration of the Health Centre, and the chief medical officer of the University and shall coordinate all matters relating to the health of all staff and students.

*Resignation and re-appointment*

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

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

## SECOND SCHEDULE

Sections 10 (2) and 25 (7)

## TRANSITIONAL PROVISIONS AS TO PROPERTY AND FUNCTIONS

*Transfer of Property to the University*

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

*Registration of Transfers*

3.
  - (1) If the law in effect at the place where any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
  - (2) The body to which any property is transferred by this Bill shall furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.
4.
  - (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
  - (2) The persons who were members of the Provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Bill must have been duly constituted.
  - (3) The first meetings of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
  - (4) The persons who were members of the Senate immediately before the coming into effect of this Bill shall be deemed to constitute the Senate of the University until the

date when the Senate as set up under the Third Schedule of this Bill must have been duly constituted.

- (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the faculties, faculty boards and students of the University immediately before the coming into effect of this Bill shall on that day become faculties, faculty boards and students of the University as established by this Bill.
  - (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in the statute under this Bill.
5. Any person who was a member of the staff of the University as established or was otherwise employed by the Provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
  6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

### THIRD SCHEDULE

Section 11 (3), (4) and 24 (6) (a)

## FEDERAL UNIVERSITY OF SPORTS, AFUZE

### Statute No. 1

#### *Articles:*

1. The Council.
2. Finance and General-Purpose Committee
3. The Senate.
4. The Congregation.
5. Convocation.
6. Organisation of Faculties and the Branches thereof.
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11. Appointment of Academic Staff.
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#### *The Council*

1. (1) Any member of Council holding office under section 6 (e), (f), (g) or (h) of this Bill may, by notice to the Council resign his office.
- (2) A member of Council holding office under section 6 (e), (f), (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a term of four years starting from 1 August in the year in which he was appointed.
- (3) Where a member of Council holding office under section 6 (e), (f), (g) or (h) of this Bill vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.



- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further term of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member under section 6 (d) and (e) of this Bill.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and subject to section 5 of this Bill and the provisions of this article the Council may regulate its own procedure.
- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose, and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Bill shall have a four-years tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.
- (9) The powers of the Council shall be exercised in accordance with the laws and statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and statutes of the University shall not apply to the University.

*The Finance and General-Purpose Committee*

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

*The Senate*

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

- (b) the Deputy Vice-Chancellor;
  - (c) all Professors of the University;
  - (d) all Deans, Provosts and Directors of Academic units of the University;
  - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
  - (f) the University Librarian; and
  - (g) academic members of the congregation who are not Professors as specified in the laws of the University.
- (2) The Vice-Chancellor shall be the Chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.
  - (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to article (2) the Senate may regulate its own procedure.
  - (4) If so requested in writing by any 10 members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the 10th day following that on which the request was received.

*Congregation*

- 4. (1) Congregation shall consist of —
  - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
  - (b) the full time members of the academic staff;
  - (c) the Registrar;
  - (d) the Bursar; and
  - (e) every member of the administrative and technical staff who holds a degree of any University recognised for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of Congregation when he is present, and in his absence one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of Congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of Congregation or 50, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying —
  - (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
  - (b) the names of the persons who are members of Congregation during a particular period,

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

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

*Convocation*

5. (1) Convocation shall consist of —
  - (a) the officers of the University mentioned in article 1;
  - (b) all teachers within the meaning of this Bill; and
  - (c) all other persons whose names are registered in accordance with sub-article (2).
- (2) A person shall be entitled to have his name registered as a member of Convocation if he —
  - (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this subarticle; and
  - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this sub-article and, subject to subarticle (4), may provide for the payment of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of Convocation under article (1) (a) or (b) are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of Convocation, but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of Convocation shall be 50 or one-third (or the whole number nearest to one-third) of the total number of members of Convocation whichever is less.
- (8) Subject to section 5 of this Bill, the Chancellor shall be Chairman at all meetings of Convocation when he is present, and in his absence the Vice-Chancellor shall be the Chairman at the meeting.

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

*Organisation of Faculties and Branches thereof*

6. Each Faculty shall be divided into such number of branches as may be prescribed.
7. (1) There shall be established in respect of each faculty, a Faculty Board, which, subject to the provisions of this Bill, and subject to the directions of the Vice-Chancellor, shall —
- (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
  - (b) deal with other matters assigned to it by statute, by the Vice-Chancellor or by the Senate; and
  - (c) advise the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consists of —
- (a) the Vice-Chancellor;
  - (b) the persons severally in charge of the branches of the faculty;
  - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
  - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the members of the Board for the time being whichever is greater.
- (4) Subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate its own procedure.

*The Dean of the Faculty*

8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years, and is eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.
- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and the Dean shall present to the Convocation for

the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.

- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the Committee by the Senate.
- (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
- (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Bill.

*Selection of Certain Principal and other key Officers*

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

*Creation of Academic Post*

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

*Appointment of Academic Staff*

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

*Appointment of Administrative and Technical Staff*

12. (1) The administrative and technical staff of the University, other than those mentioned in article 9 shall be appointed by the Council, on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.

- (2) In the case of administrative or technical staff that has close and important contacts with the academic staff, there shall be Senate participation in the process of selection (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Explanatory Memorandum:**

This Bill Establishes the Federal University of Sports, Afuze, Edo State and makes comprehensive provisions for its due management and administration (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish the Federal University of Sports, Afuze, Edo State to Make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.476) (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Federal University of Sports, Afuze, Edo State and for Related Matters (HB.476) and approved Clauses 1 - 28, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

- (iii) ***A Bill for an Act to Establish the Chartered Institute of Loan and Risk Management of Nigeria to provide for the Control of its Membership and promote the practice of Risk Management in Nigeria and for Related Matters (HB.629) (Committee of the Whole):***  
*Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute of Loan and Risk Management of Nigeria to provide for the Control of its Membership and promote the practice of Risk Management in Nigeria and for Related Matters (HB.629)” (Hon. Julius O. Ihonvbere — House Leader).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF  
LOAN AND RISK MANAGEMENT OF NIGERIA TO PROVIDE FOR THE  
CONTROL OF ITS MEMBERSHIP AND PROMOTE THE PRACTICE OF  
RISK MANAGEMENT IN NIGERIA; AND FOR RELATED MATTERS

PART I — ESTABLISHMENT OF THE CHARTERED  
INSTITUTE OF LOAN AND RISK MANAGEMENT OF NIGERIA

**Clause 1: Establishment of the Chartered Institute of Loan and Risk Management of Nigeria.**

- (1) There is established the Chartered Institute of Loan and Risk Management of Nigeria (in this Bill referred to as "the Institute").
- (2) The Institute —
  - (a) is a body corporate with perpetual succession;
  - (b) shall have a common seal which shall be kept in such custody as the Council may authorise; and
  - (c) may sue or be sued in its corporate name (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 2: Objectives of the Institute.**

The objectives of the Institute are to —

- (a) organise and provide professional training in the specialist areas of risk management;
- (b) professionalise risk management with a commitment to raising great leaders in all sectors of the economy;
- (c) promote the art and science in the areas of risk management;
- (d) educate, conduct, and establish approaches to the risk management practice;
- (e) build a bridge between public and private sectors of the economy;
- (f) integrate culture and ethical standard in the specialist areas of risk management practice;
- (g) imbibe professionalism in both the public and private sectors of the economy for efficiency and effectiveness in accordance with global best practices; and
- (h) do all such things that are necessary to promote the advancement of risk management in both the public and private sectors of the economy (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 3: Qualifications.**

- (1) Subject to the provisions of this Bill, persons admitted into the Institute shall possess knowledge, experience, and qualifications in risk management and other related disciplines determined by the Council, and may be enrolled in the category of —
  - (a) Fellowship;
  - (b) Associate Membership; and
  - (c) Student Membership.

- (2) Without prejudice to the provisions of this Bill, persons registered as members of the Institute, under this Bill, are entitled to be enrolled as —
- (a) Fellows, if they satisfy the Council that, for at least five years immediately preceding the date of their application in that behalf, they —
    - (i) are fit and proper persons,
    - (ii) are holders of approved academic qualifications,
    - (iii) have satisfied the Council in their dissertations, and
    - (iv) have been continuously active in the practice of professional risk management in either public or private sector of the economy and as members of the Institute;
  - (b) Associate Members, if for at least three years immediately preceding the date of their application in that behalf that they have been enrolled as Graduate Members and are fit and proper persons, and as may be approved in the discretion of the Council; and
  - (c) Graduate Members, if they satisfy the Council that they have passed the mandatory examinations conducted by the Institute, hold equivalent qualifications from recognised institutions of higher education and are found to be fit and proper persons by the Council.
- (3) The following are other precedence and designated titular abbreviations for —
- (a) a Fellow of the Chartered Institute of Loan and Risk Management of Nigeria who shall have the right to use the designatory letters FCILRM immediately after his name;
  - (b) an Associate member of the Chartered Institute of Loan and Risk Management of Nigeria who shall have the right to use the designatory letters of ACILRM immediately after his name; and
  - (c) a licentiate member of the Chartered Institute of Loan and Risk Management of Nigeria, who shall have the right to use the designatory letters LCILRM immediately after his name.
- (4) Graduates and students registered for training shall become professional practising members only after satisfying specified qualification requirements for membership in any of the categories as may be prescribed by the Council or bye-laws of the Institute.
- (5) In this section, "licentiate member" means any member granted a licence by a recognised institution of higher education to practise as a professional in risk management, and "licensure" shall be construed accordingly (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 4: Principal officers of the Institute.**

- (1) The Principal officers of the Institute shall be —



- (a) the President;
  - (b) the Vice-President;
  - (c) the National Secretary;
  - (d) the National Treasurer; and
  - (e) the Public Relations officer.
- (2) The principal officers listed under subsection (1) shall be financial members of the Institute in the grades of Fellows, Associate Members and Licentiate members and shall be elected to office biennially at the second Council meeting for another term of two years, and no more.
- (3) The President shall be the Chairman of the meetings of the Institute, but in the event of his incapacity, death or inability to discharge the duties reposed on him under this subsection, the Vice-President shall discharge such duties for the unexpired portion of the term of office of that President.
- (4) If any of the officers listed under subsection (1) ceases to hold any of the offices designated under the subsection, the other officers shall fill the existing vacancy with suitable and qualified person until such a time an election can be conducted (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 5: Establishment of the Governing Council.**

- (1) There is established for the Institute, a Governing Council (in this Bill referred to as "the Council") which shall have responsibility for the administration and general management of the Institute.
- (2) The Council shall consist of —
- (a) the President of the Institute, who shall be the Chairman;
  - (b) the Vice-President of the Institute, who shall be the Deputy Chairman;
  - (c) the Registrar;
  - (d) 12 members nominated by the Institute from the six geo-political zones of the Federation;
  - (e) two persons, who are members of the Institute, to represent institutions of higher education in Nigeria offering courses leading to an approved qualification, to be appointed in rotation;
  - (f) the immediate past President of the Institute; and
  - (g) one person each, not below the rank of a director, to represent the Federal Ministry responsible for —

**First Schedule.**

- (i) finance,

- (ii) trade and investment, and
  - (iii) education.
- (3) The provisions of the First Schedule to this Bill shall have effect with respect to the supplementary provisions of the Council and the qualifications and tenure of the office of members of the Council, and the matters mentioned in the Schedule (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

**Clause 6: Appointment of the Board of Fellows.**

- (1) There shall be appointed annually a Board of Fellows to coordinate the activities of the Council.
- (2) The Board of Fellows shall consist of persons who have been duly elected as Fellows of the Institute, and shall have a Chairman who shall preside over the activities of the Board (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

PART II — FINANCIAL PROVISIONS

**Clause 7: Establishment of the Fund.**

- (1) The Council shall establish and maintain a fund (in this Bill referred to as "the Fund") for the Institute, the management and control of which shall be under the authority of the Council, into which shall be paid —
- (a) money received by the Council under this Bill;
  - (b) subscriptions, fees and commissions received by the Council under this Bill;
  - (c) such money as may be provided by the Federal, State or Local Government by way of grants and subventions or loans; and
  - (d) money raised for the purposes of the Institute by way of gifts, donations, grants-in aid, testamentary dispositions from individuals, bodies corporation or philanthropic organisations.
- (2) The Council shall apply the proceeds of the Fund of the Institute to —
- (a) all expenditure incurred by the Institute in the course of the discharge of its duty under this Bill;
  - (b) the remunerations and allowances of the Registrar and other staff of the Institute;
  - (c) the maintenance of the premises and property owned by and vested in the Institute;
  - (d) the payment of traveling allowances and such stipend for members of the Council as may be approved by the Council; and
  - (e) the payment of such other charges as may be reasonably incurred in the performance of the functions of the Institute and the Council.

- (3) For the purposes of the Companies Income Tax, any donation made by any company in Nigeria to the Institute shall be a deductible donation within the meaning of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 8: Power to borrow.**

- (1) The Council may, with the general consent of its members or in accordance with the general guidelines or authority given by the Government of the Federation, borrow, on behalf of the Institute, by way of loan or overdraft from any source, any money required by the Council to meet the obligations of the Institute in order to perform its function under this Bill and such consent or authority shall be required where the sum or aggregate of the sums involved at any time is not more than such amount that is for the time being projected in relation to the Institute in any particular year.
- (2) The Council may, subject to the provisions of this Bill and conditions of trust in respect of funds held or any property owned by the Institute, invest any but not all of its funds with the same consent or general authority (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 9: Annual estimates, account and audit.**

- (1) The Chairman of the Council shall cause to be prepared, not later than six months before the end of the year, estimates for the recurrent and capital expenditure and income of the Institute during the next succeeding financial year, which shall be presented to the Annual General Meeting of the Institute by the Council for approval.
- (2) The Council shall keep proper accounts and records and shall prepare in respect of each financial year, a statement of account in such form as the Chairman or the Council shall direct.
- (3) The Council shall, after the end of a financial year, cause the accounts of the Institute and those of the Council to be audited by qualified auditors appointed from the list of auditors and in accordance with the guidelines laid down by the Auditor-General for the Federation.
- (4) The auditors appointed under subsection (3) shall, on completion of the audit of the accounts of the Institute and the Council for each financial year, prepare and submit to the Council two reports —
  - (a) a general report setting out the observations and recommendations of the auditors on the financial affairs of the Institute and the Council for the year, and on any important matter which the auditors may consider necessary to bring to the notice of the Council; and
  - (b) a detailed report containing the observations and recommendations of the auditors on all aspects of the operations of the Institute and the Council (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

## PART III — APPOINTMENT AND DUTIES OF THE REGISTRAR

**Clause 10: Appointment and duties of the Registrar.**

- (1) The Council shall appoint a fit and proper person to be the Registrar of the Institute.
- (2) The Registrar shall be the head of the administration of the Institute and Secretary to the Council.
- (3) The Register shall consist of three parts of which the first part shall be in respect of fellows, the second part shall be in respect of associates and the third part shall be in respect of licentiates.
- (4) The Council may make rules with respect to the form and keeping of the Register and making of entries therein and in particular —
  - (a) the making of application for enrolment or registration, as the case may be;
  - (b) providing for notification to the Registrar, by the person to whom the registered particulars relate, of any change in those particulars;
  - (c) authorising a registered person to have any qualification which is in relation to the relevant discipline of the profession for the purpose of this Bill, registered in relation to his name in addition to or, as he may elect, in substitution for other qualifications so registered;
  - (d) specifying the fees, including subscription to be paid to the Institute in respect of the entry of names on the register; and
  - (e) specifying anything not specified under this section,but rules made for the purposes of paragraph (d) shall not come into effect until they are confirmed at a special meeting of the Institute convened for that purpose, or at the next annual general meeting of the Institute, as the case may be.
- (5) The Registrar shall —
  - (a) correct, in accordance with the Council's directives, any entry in the register which the Council directs him to correct as being, in the Council's opinion, an entry which was incorrectly made;
  - (b) remove from the register the name of any registered person who had died;
  - (c) record the names of members of the Institute who are in default in the payment of the annual subscription, dues or other charges for more than 12 months, and take such action, including removal of the names of the defaulters from the register, as the Council may determine or direct;
  - (d) make any necessary alteration in the registered particulars of registered persons;
  - (e) send by post to any registered person a letter addressed to him at his

address on the register, enquiring whether the registered particulars relating to him are correct and receives no reply to the letter within the period of six months from the date of posting; and

- (f) on the expiration of the period specified in paragraph (e), send, in like manner to the person in question, a second similar letter and receive no reply to the letter within three months from posting it, then the Registrar may remove the particulars relating to the person in question from the register, and the Council may direct the Registrar to restore to the appropriate part of the Register any of the particulars removed therefrom under this subsection (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 11: Publication of registers and list for corrections.**

- (1) The Registrar shall —
- (a) cause the register to be printed, published and put on sale to members of the public not later than two years from the commencement of this Bill;
- (b) thereafter in each year, cause to be printed, published and put on sale a corrected edition of the registrar since it was last printed; and
- (c) cause a print of each edition of the register and of each list of correction to be deposited at the principal office of the Institute, and the Council shall keep the register and the list so deposited available at all reasonable times for inspection by members of the Institute.
- (2) A document purporting to be a print of an edition of the register published under this section by authority of the Registrar, or documents purporting to be a print of an edition so printed, shall, (without prejudice to any other mode of proof) be admissible in any proceeding as evidence that any person specified in the document, or the documents read together, as being registered was so registered at the date of the edition or of list of correction, as the case may be, and that any person not so specified was not registered.
- (3) Where in accordance with subsection (2), a person is, in any proceeding, shown to have been, or not to have been, registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings as having, at all material times thereafter, continued to be, or not to be, so registered (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 12: Registration.**

- (1) Subject to the rules made by the Council under section 10 (4) of this Bill, a person, whether or not a member of a professional risk management body recognised by an Act of National Assembly, shall be entitled to be enrolled or registered as a Member of Chartered Institute of Loan and Risk Management of Nigeria if he —
- (a) passes the qualifying examination of membership conducted by the Council under this Bill and completes the practical training prescribed; or

- (b) holds a qualification granted outside Nigeria and for the time being accepted by the Institute and, if the Council so requires, satisfies the Council that he had sufficient practical experience as a risk manager.
- (2) Subject to the rules made by the Council under section 10 (4) of this Bill, a person shall be entitled to be registered, as a public manager, if he satisfies the Council that immediately before the appointed day, he had at least five years' experience as an inspector and internal auditor of the affairs of a company.
- (3) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he —
  - (a) is of good character;
  - (b) has attained the age of 21; and
  - (c) has not been convicted of a criminal offence involving fraud or dishonesty in Nigeria or elsewhere.
- (4) The Council may provisionally accept a qualification presented in respect of an application for registration under this section, or direct that the application be renewed within such period as may be specified in the direction.
- (5) Any entry directed to be made in the register under subsection (4) shall indicate that the registration is provisional, and no entry made in consequence thereof shall be converted to or, construed as, full registration without explicit consent of the Council made in writing in that behalf.
- (6) The Council shall publish in a Federal Government Gazette, particulars of qualifications for the time being accepted for the purpose of registration (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 13: Approval of qualification.**

- (1) The Council may approve an institution for the purposes of this Bill and may, for those purposes, approve any —
  - (a) course of training at any institution which is intended for persons who are seeking to become or are already risk management consultants, and which the Council considers as necessary to confer on persons completing the course, sufficient knowledge and skill for admission to the Institute; or
  - (b) qualification which, as a result of an examination taken in conjunction with a course of training approved by the Council under this section, is granted to candidates reaching a standard at the examination indicating, in the opinion of the members of the Council, that the candidates have sufficient knowledge and skill to practise as risk managers.
- (2) The Council may, if it deems fit, withdraw any approval given under this section in respect of any course, qualification or institution, but before withdrawing such approval, the Council shall —

- (a) give notice that it proposes to do so to persons in Nigeria appearing to the Council to be persons by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
  - (b) afford each an opportunity of making representation to the Council with regard to the proposal; and
  - (c) take into consideration any representation made with respect to the proposal under paragraph (b).
- (3) Where the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall not be treated as approved under this section, but the withdrawal of any such approval shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or eligible for registration immediately before the approval was withdrawn.
- (4) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in that instrument, and the Council shall —
- (a) publish as soon as possible a copy of every such instrument in the Federal Government Gazette; and
  - (b) not later than seven days before its publication, send a copy of the instrument to the Minister (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 14: Supervision of instructions leading to approved qualifications.**

- (1) The members of the Council shall keep themselves informed of the nature of —
- (a) the instructions given at approved institutions to persons attending approved courses of training; and
  - (b) the examination as a result of which approved qualification are granted, and for the purpose of performing that duty, the Council may appoint, either from among its own members or otherwise, person to visit approved institutions, or to attend such examination.
- (2) The person appointed under subsection (1) (b) shall report to the Council on —
- (a) the sufficiency of the instructions given to persons attending approved courses of training at institutions visited by him;
  - (b) the conduct and adequacy of the examination observed by him; and
  - (c) any other matter relating to the instruction or examinations on which the Council may, either generally or in a particular case, request him to report, but the person shall not interfere with the giving of any instruction or the conduct of any examination.

- (3) On receiving a report made under this section, the Council may, if it deems fit, and shall, if so required by the Institution, send a copy of the report to the person appearing before the Council as being in charge of the institution or of which the Disciplinary Committee has cognisance under the provisions of the Act responsible for the examination of which the report relates, requesting that person to make an observation on the report of the Council within such period as may be specified in the request, not being less than one month beginning with the date of the request (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

#### PART IV — PROFESSIONAL DISCIPLINE

**Clause 15: Establishment, composition of the Investigating Panel and Disciplinary Committee.**

- (1) The Investigating Panel shall consist of four members of the Council and one person who is not a member of the Council.
- (2) There is established the Chartered Institute of Loan and Risk Management of Nigeria Disciplinary Committee (in this Bill, referred to as "the Disciplinary Committee") charged with the duty of considering and determining any case referred to it by the Investigating Panel established under subsection (3), and any other case of Investigating Panel, which the Disciplinary Committee has cognisance under this Bill.
- (3) The Disciplinary Committee shall consist of the Chairman of the Council and six other members of the Council.

**Second Schedule.**

- (4) There is established the Chartered Institute of Loan and Risk Management of Nigeria Investigating Panel (in this Bill, referred to as "the Investigating Panel") charged with the duty of —
- (a) conducting a preliminary investigation into any case where it is alleged that a member has misbehaved in his capacity as a risk manager or should, for any other reason, be the subject of proceeding before the Disciplinary Committee; and
- (b) deciding whether the case should be referred to the Disciplinary Committee.
- (5) The provisions of the Second Schedule to this Bill shall, so far as applicable to the Disciplinary Committee and Investigating Panel respectively, have effect with respect to the bodies.
- (6) The Council may make rules consistent with this Bill as to acts which constitute professional misconduct (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 16: Penalties for unprofessional conduct.**

- (1) Where —
- (a) a member is judged by the Disciplinary Committee to be guilty of infamous conduct in any professional respect;



- (b) a member is convicted, by any court or tribunal in Nigeria or elsewhere having power to award imprisonment, of an offence or (whether or not punishable with imprisonment which, in the opinion of the Disciplinary Committee, is incompatible with the status of a professional risk and loan manager; or
  - (c) the Disciplinary Committee is satisfied that the name of any person has been fraudulently registered,

the Disciplinary Committee may, if it deems fit, give a direction reprimanding that person or ordering the Registrar to strike his name off the relevant part of the register.
- (2) The Disciplinary Committee may, if it deems fit, defer its decisions as to the giving of a direction under subsection (1) until a subsequent meeting of the Disciplinary Committee but no —
  - (a) decision shall be referred under this subsection for a period exceeding two years on the aggregate; and
  - (b) person shall be a member of the Disciplinary Committee for purposes of reaching a decision which has been deferred or further deferred, unless he was present as a member of the Disciplinary Committee when the decision was deferred.
- (3) A person shall not be treated as convicted for the purpose of subsection (1) (b), unless at the time of conviction, no appeal or further appeal is pending or may, without extension or time, be brought in connection with the conviction.
- (4) When the Disciplinary Committee gives a direction under subsection (1), the Disciplinary Committee shall cause notice of the direction to be served on the person to whom it relates.
- (5) A person, whose name is struck off the register under the direction of the Disciplinary Committee in this section, is not entitled to be enrolled or registered again except under the direction in that behalf given by the Disciplinary Committee on the application of the person.
- (6) Direction under this section for the removal of a person's name from the register may prohibit an application under this subsection by that person until the expiration of such period from the date of the direction (and where he has duly made such an application, from the date of his last application) as may be specified in the direction (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART V — MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

**Clause 17: Rules as to professional practice and fees.**

- (1) The Council may make rules —
  - (a) for the training of suitable persons in risk management methods and practice;

- (b) for the supervision and regulation of the engagement, training and transfer of such persons;
  - (c) prescribing the amount and dues for payment of annual subscription, and for such purpose, different amounts may be prescribed by the rules according to whether the person is enrolled as a fellow, associate member, a graduate member, licentiate member or student;
  - (d) prescribing the form of licence to practise to be issued annually or, if the Council deems it fit, by endorsement on any existing licence; and
  - (e) restricting the right to practise in default of payment of the amount of annual subscription where the default continues for longer than such period as may be prescribed by the rules.
- (2) Rules, when made under this section shall, if the Chairman of the Council so directs, be published in the Federal Government Gazette (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

**Clause 18: Provision of library facilities.**

The Institute shall —

- (a) provide and maintain a library, comprising books and publications for the advancement of knowledge of risk management, and such other books and publications as the Council may deem necessary for that purpose; and
- (b) encourage research into risk management methods and allied subjects to the extent that the Council may consider necessary (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

**Clause 19: Offences and penalties.**

- (1) Where a person, for the purpose of procuring the registration of any name, qualification or other matter —
- (a) makes a statement which he believes is false;
  - (b) recklessly makes a statement which is false,
- he commits an offence.
- (2) Where, on or after the relevant date, a person not being a member of the Institute, who practises or holds himself out to practise risk management for or in expectation of reward or takes or uses any name, title, addition or description implying that he is in risk management practice, he commits an offence, provided that, in the case of a person falling within section 16 of this Bill —
- (a) this subsection shall not apply in respect of anything done by him during the period mentioned in that section; and
  - (b) if within that period he duly applies for membership of the Institute,

then, unless within that period he is notified that his application has not been approved, this subsection shall not apply in respect of anything done by him between the end of that period and the date on which he is enrolled or registered or notified.

- (3) If the Registrar or any other person employed by, or on behalf of the Institute wilfully makes any falsification in any matter relating to the register, commits an offence.
- (4) A person who commits an offence under this section is liable —
  - (a) on summary conviction, to a fine not more than ₦50,000; or
  - (b) on conviction on indictment, to a fine not more than ₦100,000 or imprisonment for a term not more than two years or both.
- (5) Where an offence under this section which has been committed by a body corporate is proven to have been committed with the consent or connivance of, or to be attributed to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate or any person purporting to act in any such capacity, he, as well as the body corporate, are deemed to have committed that offence and liable to be prosecuted and punished accordingly.
- (6) In this section, "the relevant date" means the third anniversary of the appointed day or such earlier date as may be prescribed for the purpose of this section by order of the Ministry published in the Federal Government Gazette (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 20: Regulations and rules.**

- (1) Any regulation made under this Bill shall be published in the Federal Government Gazette and a copy of such regulations shall be sent to the Ministry not later than seven days before they are so published.
- (2) Rules made for the purposes of this Bill shall be subject to confirmation by the Institute at its next general meeting or at any special meeting of the Institute convened for that purpose, and, if annulled, shall cease to have effect on the day after the date of annulment, but without prejudice to anything done under the rules (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 21: Dissolution of the former Institute of Loan and Risk Management.**

- (1) The Institute of Loan and Risk Management of Nigeria ("the former Institute") is dissolved.
- (2) All the property held by or on behalf of the former Institute shall, by virtue of this section, vest in the Institute and held by it for the purposes of the Institute.

**Third Schedule.**

- (3) The provisions of the Third Schedule to this Bill shall have effect with respect to matters arising from the transfer by this section to the institute, of

property of the former, and with respect to the other matters mentioned in that Schedule (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Clause 22: Interpretation.**

In this Bill —

"Institute" means Chartered Institute of Loan and Risk Management of Nigeria established under section 1 (1) of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Council" means the Council established as the governing body of the Institute under section 5 of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Disciplinary Committee" means the Chartered Institute of Loan and Risk Management of Nigeria Disciplinary Committee establishment under section 15 (2) of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"enrolled" means an enrolled fellow, an associate member, a graduate member, a licentiate member, as the case may be (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"fees" includes annual subscriptions (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Investigating Panel" means the Chartered Institute of Loan and Risk Management of Nigeria established under section 15 (4) of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Ministry" means the Ministry responsible for matters relating to finance (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"President and Vice-President" means respectively the officers or holders, under those names in the Institute (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"profession" means the profession of risk management; and (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"registrar" means the registrar appointed under section 10 (1) of this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

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

**Clause 23: Citation.**

This Bill may be cited as the Chartered Institute of Loan and Risk Management of Nigeria (Establishment) Bill, 2023 (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

Section 5 (3)

#### SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

##### *Qualifications and tenure of members*

1. (1) Subject to the provisions of this paragraph, a member of the Council shall hold office for a term of two years, beginning with the date of his appointment or election.
- (2) A member of the Institute who ceases to be a member shall, if he is also a member of the Council, cease to hold office on the Council.
- (3) An elected member may, by notice in writing under his hand addressed to the President, resign his office, and any appointed member may, likewise resign his appointment.
- (4) A person who retires from or otherwise ceases to be an elected member of the Council is eligible again to become a member of the Council, and any appointed member may be reappointed.
- (5) Members of the Council shall, at a meeting next before the annual general meeting of the Institute, arrange for five members of the Council appointed or elected, and longest in office shall be made to retire at that annual general meeting.
- (6) Elections to the Institute shall be held in such manners as may be prescribed by rules made by the Council and until so prescribed they shall be decided in a secret balloting process.

- (7) If for any reason there is a vacation of office by a member and —
- (a) such member was appointed by the Minister or any other body corporate, the Minister or body corporate shall appoint another fit person to occupy the office in which the vacancy occurs; or
  - (b) such member was elected, the Council may, if the period between the unexpired portion of the tenure of office and the next general meeting of the Institute appears to warrant the prompt filling of the vacancy, co-opt a fit person for such period.

*Powers of the Council*

2. The Council shall have powers to do anything which, in its opinion is calculated to facilitate the activities of the Institute.

*Proceedings of the Council*

3. (1) Subject to the provisions of this Bill, the Council may, in the name of the Institute, make standing orders regulating the proceedings of the institute or of the Council, and in the exercise of its powers under this Bill, may set up committees in the general interest of the Institute, and make standing orders for them.
- (2) Standing orders shall be provided for decisions to be taken by a majority of the members, and in the event of equality of votes, the President or Chairman, as the case may be, shall have a second or casting vote.
- (3) Standing orders made for a committee shall provide that the committee shall report to the Council on any matter not within its competence to be decided upon.
- (4) The quorum of the Council shall be nine, and the quorum of a committee of the Council shall be as fixed by the Council.

*Meetings of the Institute*

5. (1) The Council shall convene the annual general meeting of the Institute on a day the Council may appoint, in any particular year, and if the meeting is not held within one year after the previous annual general meeting, not more than 15 months shall elapse between the respective dates of the two meetings.
- (2) A special meeting of the Institute may be convened by the Council at any time, and if at least 30 members of the Institute require it by notice in writing addressed to the Registrar of the Institute, setting out the objects of the proposed meeting, the Chairman of the Council shall convene a special meeting of the Institute.
- (3) The quorum of any general meeting of the Institute shall be 15 members, and that of any special meeting of the Institute shall be 25 members.

*Meetings of the Council*

6. (1) Subject to the provisions of any standing order of the Council, the Council shall meet whenever it is summoned by the Chairman, and if the Chairman is required to do so by notice in writing given to him by at least seven other members, he shall summon a meeting of the Council to be held within seven days from the date on which the notice is given.

- (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 appoint one of them to preside at the meeting.
- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council deems fit, but a person who is a member by virtue of this subparagraph is not entitled to vote at any meeting of the Council and shall not count towards a quorum.
- (4) Notwithstanding anything in 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 procedure which shall be followed at the meeting.

*Committees*

7. (1) The Council may set up one or more committees to perform, on behalf of the Institute or Council, such functions as the Council may determine.
- (2) A committee set up 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) Any recommendation of a committee of the Council shall be of no effect until it is approved by the Council.

*Miscellaneous*

8. (1) The affixing of the seal of the Institute shall be authenticated by the signature of the President or another member of the Council authorised generally by the Institute to act for that purpose.
- (2) Any contract or instrument which, if made or executed by a person, not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or the Council, as the case may require, by any person generally or specially authorised to act for the purpose by the Council.
- (3) 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.
- (4) The validity of any proceedings of the Institute or Council or a committee of the Council shall not be affected by any vacancy in membership, defect in the appointment of a member of the Institute or of the Council or by reason that a person not entitled to serve in the Committee took part in the proceedings.
- (5) Any member of the Institute or the Council, and any person holding office on a committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council, shall disclose his interest to the President or Council, as the case may be, and shall not vote on any question relating to the contract or arrangement.
- (6) A person shall not by reason only of his membership of the Institute, be required to disclose any interest relating solely to the audit of the accounts of the Institute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

SECOND SCHEDULE

Section 15 (5)

SUPPLEMENTARY PROVISIONS RELATING TO THE  
DISCIPLINARY COMMITTEE AND INVESTIGATING PANEL

*The Investigating Panel*

1. The quorum of the panel shall be two.

*The Disciplinary Committee*

2. The quorum of the Disciplinary Committee shall be three of whom at least two shall be commercial practitioners.
3. The Chief Justice of Nigeria shall make rules —
  - (a) as to the —
    - (i) selection of members of the Disciplinary Tribunal for the purposes of any proceeding, and
    - (ii) procedures to be followed and the rules of evidence to be observed in proceedings before the Disciplinary Tribunal;
  - (b) for securing that notice of the proceedings shall be given at such time and at such manner as may be specified by the rules to the person who is the subject of the proceeding;
  - (c) for determining who, in addition to the person mentioned in paragraph (b), shall be a party to the proceedings;
  - (d) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Tribunal;
  - (e) for enabling any party to the proceedings to be represented by a legal practitioner;
  - (f) as to the costs of proceedings before the Disciplinary Committee;
  - (g) for requiring, in a case where it is alleged that the person who is subject of the proceedings is guilty of infamous conduct in any professional respect, that where the Disciplinary Committee adjudges that the allegation has not been proved, it shall record a finding that the person is not guilty of such conduct in respect of the matters to which the allegation relates; and
  - (h) for publishing in the media, notice of any direction of the Disciplinary Committee, which has taken effect, providing that a person's name shall be struck off a register.
4. For the purposes of any proceeding before the Disciplinary Committee, any member of the Disciplinary Committee may administer oaths and any party to the proceedings may sue through the Supreme Court writs of *subpoena ad testificandum* and *dues talem*, but no person appearing before the Disciplinary Committee shall be compelled to —



- (a) make any statement before the Disciplinary Committee tending to incriminate himself; or
  - (b) produce any document under such a writ which he could be compelled to produce at the trial of an action.
- 5.
  - (1) For the purposes of advising the Disciplinary Committee on questions of law arising in proceedings before it, there shall, in all such proceedings, be an assessor to the Disciplinary Committee who shall be appointed by the Council on the nomination of the Chief Justice of Nigeria and shall be a legal practitioner of at least seven years standing.
  - (2) The Chief Justice of Nigeria shall make rules as to the functions of assessors appointed under this paragraph, and, in particular, such rules shall contain provisions for securing that —
    - (a) where an assessor advises the Disciplinary Committee on any question of law as to the evidence, procedure or any matter specified in the rules, he shall do so in the presence of every party or person representing a party to the proceedings or, if the advice is tendered while the Disciplinary Committee is deliberating in private, every such party or person shall be informed what advice the assessor has tendered;
    - (b) every party or person as mentioned in subparagraph (a) shall be informed if, in any case, the Disciplinary Committee does not accept the advice of the assessor on such a question.
  - (3) An assessor may be appointed under this paragraph either generally or for any particular proceeding or class of proceedings, and shall hold and vacate office in accordance with the terms of the instrument by which he is appointed.
- 6.
  - (1) The Investigating Panel may, at any of its sittings attended by all its members, make standing orders with respect to the Investigating Panel.
  - (2) Subject to the provisions of the standing orders, the Investigating Panel may regulate its own procedure.

*Miscellaneous*

- 7.
  - (1) A person ceasing to be a member of the Disciplinary Committee or the Investigating Panel shall be eligible for reappointment as a member of that body.
  - (2) A person may, if otherwise eligible, be a member of both the Disciplinary Committee and the Investigating Panel, but a person who acted as a member of the Investigating Panel with respect to any case shall not act as a member of the Disciplinary Committee with respect to the case.
- 8. The Disciplinary Committee or the Investigating Panel may act notwithstanding any vacancy in its membership, and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body, or (subject to paragraph 7 (2) of this Schedule) by reason that any person who was not entitled to do so took part in the proceedings of the body.
- 9. Any document authorised or required by virtue of this Bill to be served on the Disciplinary Committee or the Investigating Panel shall be served on the Registrar appointed under section 10 of this Bill.

10. Any expenses of the Disciplinary committee or the panel shall be defrayed by the Institute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

### THIRD SCHEDULE

#### Section 21 (3)

#### TRANSITIONAL PROVISION TO A PROPERTY

1. (1) Every agreement to which the former Institute was a party immediately before the appointment day, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations thereunder could be assigned by the former Institute, shall, unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by this subparagraph, have effect from the appointed day, so far as it relates to property transferred by this Bill to the Institute, as if —
- (a) the Institute had been a party to the agreement;
  - (b) for any reference (however worded and whether expressed or implied) to the former Institute, they were substituted, with respect to anything not done or after the appointed day, a reference to the Institute; and
  - (c) for any reference (however worded and whether expressed or implied) to a member or members of the Council of the former Institute or an officer of the former Institute they were substituted, with respect to anything not done on or after the appointed day, a reference to members of the Council under this Bill or the officers of the former Institute who correspond as nearly as may be to the member or officer in question of the Institute.
- (2) The documents which refer, whether specially or generally, to the former Institute shall be construed in accordance with subparagraph (1) so far as applicable.
- (3) Without prejudice to the generality of the provisions of this Schedule, where, by the operation of any of them or of section 21 (2) of this Bill, any right, liability or obligation vests in the Institute and all other persons shall, as from the appointed day, have the same rights as to the making or resisting of legal proceedings or applications to any authority for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had at all times being a right, liability or obligation of the Institute.
- (4) Any legal proceeding or application to any authority pending on the appointed day by or against the former Institute and relating to property transferred by this Bill to the Institute may be continued on or after that day by or against the Institute.
- (5) If the law in effect at the place where any property transferred by this Bill is situated provides for the registration of transfer of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provided for alterations of a register (but not for avoidance of transfer, the payment of fees or any matter) apply with the necessary modifications to the transfer of the property, and the Council shall furnish the necessary particulars of the transfer to the proper office of the registration authority, and of that officer to register the transfer accordingly.

*Transfer of functions*

2. (1) At its first meeting, the Council of the Institute shall fix a date, not later than six months after the appointed day, for the annual general meeting of the Institute.
- (2) The members of the Council of the former Institute shall be deemed to be members of the Council of the Institute until the date determined in this subparagraph when the Institute shall have its first annual general meeting, and they shall cease to hold office at the conclusion of such meeting.
- (3) A person who, immediately before the appointed day, held office as the President or Vice-President of the Council of the former Institute shall, on that day, become the President or, as the case may be, the Vice-President of the Institute and shall be deemed to have been appointed —
  - (a) to that office under this Bill corresponding to the relevant provision in the said articles of the Institute; and
  - (b) on the date on which he took office, or last took office, under the relevant provision of those articles.
- (4) The members of the former Institute shall, as from the appointed day, be registered as members of the Institute, and without prejudice to the generality of the provisions of this Schedule relating to the transfer of property, any person who, immediately before the appointed day, was a member of staff of the former Institute shall, on that day, become the holder of an appointment with the Institute with the status, designation and functions which correspond as nearly as may be to those which appertained to him in his capacity as a member of staff.
- (5) A person who is an office holder on, or member of the Council of the Institute immediately before the appointed day and deemed under this paragraph to have been appointed to any like position in the Institute, or on the Council of the Institute, and thereafter otherwise than by reason of his misconduct, is eligible for appointment in the Institute or to membership of the Council as the case may be.
- (6) All regulations, rules and instruments made for the purposes of the Institute, and in effect immediately before they are subsequently revoked or amended by any authority having power in that behalf shall have effect, with any necessary modifications, as if duly made for the corresponding purposes of the Institute (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

**Explanatory Memorandum:**

This Bill establishes the Chartered Institute of Loan and Risk Management of Nigeria to provide for the control of its membership and promote the practice of risk management in Nigeria (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish the Chartered Institute of Loan and Risk Management of Nigeria to Provide for the Control of its Membership and Promote the Practice of Risk Management in Nigeria; and for Related Matters (HB.629) (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chartered Institute of Loan and Risk Management of Nigeria to provide for the Control of its Membership and promote the practice of Risk Management in Nigeria and for Related Matters. (HB.629) and approved Clause 1 - 23, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

(iv) ***A Bill for an Act to Establish the Nigerian Peace Corps to facilitate Peace, Volunteerism, Community Services, Neighbourhood Watch, and Nation-Building; and for Related Matters (HB. 309 and HB. 482) (Committee of the Whole):***

*Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Nigerian Peace Corps to facilitate Peace, Volunteerism, Community Services, Neighbourhood Watch, and Nation-Building; and for Related Matters (HB. 309 and HB. 482)" (Hon. Julius O. Ihonvbere — House Leader).*

*Agreed to.*

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

**(HOUSE IN COMMITTEE)**

*(Mr Deputy Speaker in the Chair)*

A BILL FOR AN ACT TO ESTABLISH THE NIGERIAN PEACE  
CORPS TO FACILITATE PEACE, VOLUNTEERISM, COMMUNITY  
SERVICES, NEIGHBOURHOOD WATCH, AND NATION-BUILDING;  
AND FOR RELATED MATTERS (HB. 309 & HB. 482)

*Debate.*

*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 the Nigerian Peace Corps to facilitate Peace, Volunteerism, Community Services, Neighbourhood Watch, and Nation-Building; and for Related Matters (HB. 309 and HB. 482).

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

**24. Adjournment**

*That the House do adjourn till Wednesday, 20 December, 2023 at 11.00 a.m. (Hon. Julius O. Ihonvbere — House Leader).*

*The House adjourned accordingly at 1.54 p.m.*

**Abbas Tajudeen**  
*Speaker*