



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Wednesday, 23 October, 2024

1. The House met at 11.09 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 *Votes and Proceedings* of Tuesday, 22 October, 2024.

The Votes and Proceedings was adopted by unanimous consent.

4. **Announcement**
Visitors in the Gallery:
Mr Speaker announced the following visitors:
 - (i) Students of the School of Management Studies, Nuhu Bamalli Polytechnic, Zaria, Kaduna State;
 - (ii) Staff and Students of Flashygems Academy, Lugbe, Abuja;
 - (iii) Staff and Students of El-Semveco International School, Mpape, Abuja.
5. **Petitions**
 - (i) The following petitions were presented and laid by Hon. Jesse Okey-Joe Onuakalusi (*Oshodi/Isolo II Federal Constituency*):
 - (a) K & P Flourish Legal Consult (Legal Practitioners), on behalf of Ogbonna Anya, on alleged breach of personal data by United Bank of Africa (UBA),
 - (b) Dennis Dumbe, on behalf of the people of Southern Ijaw Local Government Area, Bayelsa State, on alleged unpaid compensation claims for oil spillage in their community by Nigerian Agip Oil Company (NAOC),

- (c) Inspector Takon Orok and 1 other, on alleged non-payment of their salary arrears and other entitlements by the Nigeria Police Force,
- (d) Ibrahim Mohammed Rabi, on his dismissal from the service of the Nigerian Airforce;
- (ii) A petition from Samson Wisdom, on his discharge from the Police Academy, Wudil, Kano, by Nigeria Police Force, was presented and laid by Hon. Baraje Yusuf Kure (*Bosso/Paikoro Federal Constituency*);
- (iii) A petition from Sani & Co. (Legal Practitioners), on behalf of the family of Late Bappa Usman Saidu, on alleged murder of Bappa Usman Saidu by officers of the Nigeria Police Force, was presented and laid by Hon. Abdullahi Balarabe Dabai (*Bakori/Danja Federal Constituency*);
- (iv) The following petitions were presented and laid by Hon. Mathew Nwogu (*Abo-Mbaise/Ngor Okpala Federal Constituency*):
 - (a) A petition from E. R. Opara & Co. (Legal Practitioners), on behalf of Zakari Sunday, on alleged breach of contract by Precise Concept Investment & Engineering Company and Federal Mortgage Bank of Nigeria,
 - (b) Anthony Ifeanyi Chilagorom, on alleged refusal to correct the error in his data by the National Identity Management Commission (NIMC);
- (v) A petition from Machie Law (Legal Practitioners), on alleged wrongful termination of contract agreement and non-payment of outstanding contract sum of ₦59,172,525.43 by the Management of Nnamdi Azikiwe University Teaching Hospital, was presented and laid by Hon. Muhammed Buba Jajere (*Fika/Fune Federal Constituency*);
- (vi) A petition from PAH Legal (Legal Practitioners), on behalf of Christ Mercy Land Deliverance Ministry, on alleged biased investigation on the Ministry by National Agency for Food and Drug Control (NAFDAC), was presented and laid by Hon. Nnamdi Ezechi (*Ndokwa East/Ndokwa West/Ukwuani Federal Constituency*);
- (vii) A petition from Sammya Nigeria Limited, on the termination of contract agreement by the Federal Capital Development Authority (FCDA), was presented and laid by Hon. Saidu Musa Abdullahi (*Bida/Gbako/Katcha Federal Constituency*).

Petitions referred to the Committee on Public Petitions.

6. Matters of Urgent Public Importance (Standing Order Eight, Rule 5)

- (i) ***Need to Address the Perennial Flooding Crisis in Ndokwa and Ukwuani Local Government Areas of Delta State:***
Hon. Nnamdi Ezechi (*Ndokwa East/Ndokwa West/Ukwuani 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 5 (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 5 (3) to enable it debate the matter forthwith — Agreed to.

Need to Address the Perennial Flooding Crisis in Ndokwa and Ukwuani Local Government Areas of Delta State:

The House:

Notes that the Ndokwa/Ukwuani Federal Constituency, comprising Ndokwa East, Ndokwa West, and Ukwuani Local Government Areas of Delta State, is once again facing severe flooding in 2024, with multiple communities already displaced, infrastructure damaged, and residents struggling for survival;

Also notes that this year's flooding, begun earlier than expected, has affected several communities in Ndokwa East, including Utchi, Abala, Okpai, Beneku, Abalagada, Aboh, Osafo, Onyah, Utuoku, Igbuku, Ibrede, Iyede-Ame, Adai-Obiaka, Ibedeni, Umuolu, Onogbokor, Ossisa, Afor, Onuaboh, Inyi, Ushie, Ashaka, and parts of Utagba-Ogbe in Ndokwa West;

Further notes that the recurring nature of the flooding is devastating these areas year after year, destroying farmlands, homes, schools, and essential public infrastructure, while displacing thousands of residents and severely affecting the livelihoods of the predominantly agrarian population;

Concerned that despite past interventions by the Federal and State Governments, the flooding crisis continues to worsen due to inadequate flood management systems, poor drainage infrastructure, and the absence of long-term mitigation measures;

Worried that if immediate action is not taken to address the flooding, the humanitarian crisis will escalate further, leading to loss of lives, increased poverty, food insecurity, destruction of properties, and displacement of entire communities, with severe socio-economic consequences;

Cognizant of the need for a coordinated federal agencies response involving the Nigeria Hydrological Services Agency (NIHSA), National Emergency Management Agency (NEMA), Ecological Fund Office, and other relevant Federal and State Agencies, to provide both short-term relief and long-term flood prevention measures in the affected areas;

Resolves to:

- (i) urge the Nigeria Hydrological Services Agency (NIHSA), to immediately assess the flood situation in Ndokwa/Ukwuani Federal Constituency in order to develop a comprehensive plan to prevent further destruction and displacement;
- (ii) also urge the National Emergency Management Agency (NEMA) to provide urgent relief materials, including food, shelter, medical supplies, and other necessities, to the displaced families and residents in the affected communities, while also preparing for potential future flooding;
- (iii) further urge the Ecological Fund Office to release necessary funds to support erosion and flood control projects in Ndokwa East, Ndokwa West, and Ukwuani Local Government Areas, with a focus on developing sustainable drainage systems, riverbank protection, and flood barriers;
- (iv) mandate the Committees on Environment, Emergency and Disaster Preparedness, and Water Resources to ensure compliance (*Hon. Nnamdi Ezechi — Ndokwa East/Ndokwa West/Ukwuani Federal Constituency*).

Agreed to.

(HR. 130/10/2024).

Motion referred to the Committees on Environment, Emergency and Disaster Preparedness, and Water Resources, pursuant to Order Eight, Rule 10 (5).

(ii) *Unending Power Grid Collapse and Current Darkness Affecting the Entire Northern Region of Nigeria:*

Hon. Mansur Manu Soro (*Darazo/Ganjuwa 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 5 (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 5 (3) to enable it debate the matter forthwith — Agreed to.

Unending Power Grid Collapse and Current Darkness Affecting the Entire Northern Region of Nigeria:

The House:

Notes that the criticality of power supply to the economic advancement of any given nation can not be over emphasized;

Also notes that power supply remains indispensable to facilitating the production of goods and services in every economy;

Informed that the Nigerian nation has continued to experience unending power grid collapse with eight incidences occurring in 2024;

Disturbed that the entire states in the North East, North West and some parts of the North Central zones have been thrown into darkness in what the Transmission Company of Nigeria (TCN) described as "faulty transmission lines";

Worried that the unending power grid collapse is coming at a time of worsening national hardship caused by the extreme naira devaluation by the Central Bank of Nigeria.

Regrets that this sad development in the power sector is happening despite an increase in power tariff and the accompanying assurances given by the Minister of Power for stable power supply after the tariffs hike;

Resolves to:

- (i) mandate the Committee on Power to investigate the unending power grid collapse;
- (ii) also mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Mansur Manu Soro — Darazo/Ganjuwa Federal Constituency*).

Debate.

Amendment Proposed:

Leave out all the Prayers, and insert a new Prayer as follows:

“Mandate the Committee on Power to investigate the matter and report within three (3) weeks” (Hon. Olumide Osoba Babatunde — Abeokuta North/Obafemi Owode/Odeda Federal Constituency).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that the criticality of power supply to the economic advancement of any given nation can not be over emphasized;

Also noted that power supply remains indispensable to facilitating the production of goods and services in every economy;

Informed that the Nigerian nation has continued to experience unending power grid collapse with eight incidences occurring in 2024;

Disturbed that the entire states in the North East, North West and some parts of the North Central zones have been thrown into darkness in what the Transmission Company of Nigeria (TCN) described as "faulty transmission lines";

Worried that the unending power grid collapse is coming at a time of worsening national hardship caused by the extreme naira devaluation by the Central Bank of Nigeria.

Regretted that this sad development in the power sector is happening despite an increase in power tariff and the accompanying assurances given by the Minister of Power for stable power supply after the tariffs hike;

Resolved to:

Mandate the Committee on Power to investigate the matter and report within three (3) weeks (HR. 131/10/2024).

(iii) *Need to Complete the Ivo Multi-Purpose Earth Dam in Aninri Local Government Area of Enugu State:*

Hon. Anayo Onwuegbu (Aninri/Awgu/Oji River 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 5 (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 5 (3) to enable it debate the matter forthwith — Agreed to.

Need to Complete the Ivo Multi-Purpose Earth Dam in Aninri Local Government Area of Enugu State:

The House:

Notes that the Ivo Multi-purpose Earth Dam is an ongoing project that is sited at the agrarian land of some communities in Aninri Local Government Area of Enugu State;

Also notes that this project was the Federal Government of Nigeria through the Federal Ministry of Water Resources for the purposes of providing in agricultural activities to farmers to enhance dry season for water supply and Hydropower schemes;

Further notes that the Ivo Multi-purpose Earth Dam reservoir capacity of about 20 million cubic meter project had attained about 80% job completion, when budgetary provision for its continued execution dropped so low, thereby leading to works abandonment;

Disturbed that every raining season, the dam reservoir usually overflows thereby causing flooding of communities within its environs;

Also disturbed that this year's rain has caused over flow of the reservoir which overstretched the uncompleted spillway, thereby leading to the flooding of the entire communities within Aninri Local government Area of Enugu State and neighbouring Ishiagu in Ebonyi State;

Aware that the dam was conceptualized to enhance and promote agricultural activities, crops production, fishing activities, generate electricity, and provide water for the entire people in the Local Government Area and beyond which would ensure better life for the locals communities and other Nigerians who are resident therein;

Also aware that the flooding from the uncompleted dam spillway had visited ruin and untold hardship on the people in this area, destroying farm lands with crops like cassava, rice, groundnuts, yams, corns and other perennial crops by the ravaging flood water in the last three weeks, with continued misery and untold losses on the people;

Concerned that the destruction visited by the flood water was not restricted to farm lands alone as it extended to residential areas in Mpu, Okpanku, Ishiagu and its environs as lots of persons have been rendered homeless, without any means of sustenance;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to immediately provide relief materials to the affected persons in Mpu, Okpanku and Ishiagu communities with food, medical supplies and bedding to ameliorate the suffering of these individuals;
- (ii) also urge the Federal Ministry of Water Resources to prioritize the completion of this project by including it among the dams slated to receive immediate attention from the special fund of Three Hundred and Forty Billion Naira (₦340,000,000,000) recently earmarked by the Executive Arm of Government for rehabilitation of flood threatened dams that are in urgent need of attention like the Ivo Dam;
- (iii) mandate the Committees on Water Resources, Emergency and Disaster Preparedness, and Climate Change to carry out on-the-spot assessment of the areas with a view to ensuring that this dam is completed, so as to forestall a reoccurrence of this flooding menace on the people of this area;
- (iv) also mandate the Committee on Legislative Compliance to ensure compliance (*Hon. Anayo Onwuegbu — Aninri/Awgu/Oji-River Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Ivo Multi-purpose Earth Dam is an ongoing project that is sited at the agrarian land of some communities in Aninri Local Government Area of Enugu State;

Also noted that this project was the Federal Government of Nigeria through the Federal Ministry of Water Resources for the purposes of providing in agricultural activities to farmers to enhance dry season for water supply and Hydropower schemes;

Further noted that the Ivo Multi-purpose Earth Dam reservoir capacity of about 20 million cubic meter project had attained about 80% job completion, when budgetary provision for its continued execution dropped so low, thereby leading to works abandonment;

Disturbed that every raining season, the dam reservoir usually overflows thereby causing flooding of communities within its environs;

Also disturbed that this year's rain has caused over flow of the reservoir which overstretched the uncompleted spillway, thereby leading to the flooding of the entire communities within Aninri Local government Area of Enugu State and neighbouring Ishiagu in Ebonyi State;

Aware that the dam was conceptualized to enhance and promote agricultural activities, crops production, fishing activities, generate electricity, and provide water for the entire people in the Local Government Area and beyond which would ensure better life for the locals communities and other Nigerians who are resident therein;

Also aware that the flooding from the uncompleted dam spillway had visited ruin and untold hardship on the people in this area, destroying farm lands with crops like cassava, rice, groundnuts, yams, corns and other perennial crops by the ravaging flood water in the last three weeks, with continued misery and untold losses on the people;

Concerned that the destruction visited by the flood water was not restricted to farm lands alone as it extended to residential areas in Mpu, Okpanku, Ishiagu and its environs as lots of persons have been rendered homeless, without any means of sustenance;

Resolved to:

- (i) urge the National Emergency Management Agency (NEMA) to immediately provide relief materials to the affected persons in Mpu, Okpanku and Ishiagu communities with food, medical supplies and bedding to ameliorate the suffering of these individuals;
- (ii) also urge the Federal Ministry of Water Resources to prioritize the completion of this project by including it among the dams slated to receive immediate attention from the special fund of Three Hundred and Forty Billion Naira (₦340,000,000,000) recently earmarked by the Executive Arm of Government for rehabilitation of flood threatened dams that are in urgent need of attention like the Ivo Dam;
- (iii) mandate the Committees on Water Resources, Emergency and Disaster Preparedness, and Climate Change to carry out on-the-spot assessment of the areas with a view to ensuring that this dam is completed, so as to forestall a reoccurrence of this flooding menace on the people of this area;
- (iv) also mandate the Committee on Legislative Compliance to ensure compliance (**HR. 132/10/2024**).

7. Presentation of Reports**(i) Report of Conference Committee:**

Motion made and Question proposed, “That the House do receive the Report of the Conference Committee on a Bill for an Act to Provide for Establishment of Nigerian Maritime University, Okerenkoko and for Related Matters” (*Hon. Fatoba Olusola Steve Gbadura — Ado Ekiti/Irepodun/Ifelodun Federal Constituency*).

Agreed to.

Report laid.

(ii) Report of Conference Committee:

Motion made and Question proposed, “That the House do receive the Report of the Conference Committee on a Bill for an Act to Domesticize and Enforce in Nigeria the International Convention against Doping in Sport, Establish the Nigeria Anti - Doping Centre to Implement Nigeria's Obligations to the World Anti - Doping Code, International Standards and for Related Matters” (*Hon. Muhammed Buba Jajere — Fika/Fune Federal Constituency*).

Agreed to.

Report laid.

(iii) Committee on Health Institutions:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Health Institutions on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Ikole-Ekiti, Ekiti State and for Related Matters (HB.1037)” (*Hon. Amos Gwamna Magaji — Jaba/Zango Kataf Federal Constituency*).

Agreed to.

Report laid.

(iv) Committee on Health Institutions:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Health Institutions on a Bill for an Act to Provide for Establishment of Federal College of Nursing and Midwifery, Ikosu, Moba Local Government Area, Ekiti State and for Related Matters (HB.782)” (*Hon. Amos Gwamna Magaji — Jaba/Zango Kataf Federal Constituency*).

Agreed to.

Report laid.

(v) Committee on Health Institutions:

Motion made and Question proposed, “That the House do receive the Report of the Committee on Health Institutions on a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Fagge, Kano State and for related Matters (HB. 94)” (*Hon. Amos Gwamna Magaji — Jaba/Zango Kataf Federal Constituency*).

Agreed to.

Report laid.

8. A Bill for an Act to Establish the National Institute for Educational Planning and Administration, Ondo City, Ondo State and for Related Matters (SB.40) — Third Reading

Motion made and Question proposed, “That a Bill for an Act to Establish the National Institute for

Educational Planning and Administration, Ondo City, Ondo State and for Related Matters (SB.40) be now read the Third Time” (*Hon. Julius Ihonvbere — House Leader*).

Agreed to.

Bill read the Third Time and passed.

9. **A Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria to Set Standards and Skills to be Attained by Individuals or Corporate Entities Seeking to Engage in Provisions of Capacity Development Services in Nigeria to ensure effective practice and for Related Matters (HB.1550) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish the Chartered Institute of Training and Development of Nigeria to Set Standards and Skills to be Attained by Individuals or Corporate Entities Seeking to Engage in Provisions of Capacity Development Services in Nigeria to ensure effective practice and for Related Matters (HB.1550) be now read the Third Time” (*Hon. Julius Ihonvbere — House Leader*).

Agreed to.

Bill read the Third Time and passed.

10. **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, Ise, Ekiti State and for Related Matters (HB.52) — Third 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, Ise, Ekiti State and for Related Matters (HB.52) 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 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) — Third 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 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 Federal Universities of Agriculture Act, Cap. F22, Laws of the Federation of Nigeria, 2004, to Establish Federal University of Agriculture, Ako-Nike, Enugu State and for Related Matters (HB.530) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Federal Universities of Agriculture Act, Cap. F22, Laws of the Federation of Nigeria, 2004, to Establish Federal University of Agriculture, Ako-Nike, Enugu State and for Related Matters (HB.530) 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 Criminal Code Act, Cap. C38, Laws of the Federation of Nigeria, 2004 to provide Stiffer Penalties to Selected Sections of the Act and for Related Matters (HB.151) — Third Reading**

Motion made and Question proposed, “That a Bill for an Act to Amend the Criminal Code Act, Cap. C38, Laws of the Federation of Nigeria, 2004 to provide Stiffer Penalties to Selected Sections of the Act and for Related Matters (HB.151) be now read the Third Time” (*Hon. Julius Ihonvbere — House Leader*).

Agreed to.

Bill read the Third Time and passed.

14. **A Bill for an Act to Repeal National Honours Act, Cap. N43 Laws of the Federation of Nigeria, 2004 and Nigerian National Merit Award Act, Cap. N122 Laws of the Federation of Nigeria, 2004 and Enact the Nigerian National Honours and Merit Award Commission to, among other things, Provide for Establishment of a Commission to Regulate Matters Related to National Honours and Merit Award in Nigeria and for Related Matters (HB.05) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Repeal National Honours Act, Cap. N43 Laws of the Federation of Nigeria, 2004 and Nigerian National Merit Award Act, Cap. N122 Laws of the Federation of Nigeria, 2004 and Enact the Nigerian National Honours and Merit Award Commission to, among other things, Provide for Establishment of a Commission to Regulate Matters Related to National Honours and Merit Award in Nigeria and for Related Matters (HB.05) be read a Second Time” (*Hon. Babajimi Benson Adegoke — Ikorodu Federal Constituency and 1 other*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Inter-Governmental Affairs.

15. **A Bill for an Act to provide for Establishment of Federal University of Health Sciences, Dass, Bauchi State and for Related Matters (HB. 287) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to provide for Establishment of Federal University of Health Sciences, Dass, Bauchi State and for Related Matters (HB. 287) be read a Second Time” (*Hon. Jafaru Gambo Leko — Bogoro/Dass/Tafawa Balewa Federal Constituency*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Health Institutions.

16. **A Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Provide for Increment in the Percentage of Revenue based on Derivative Principle accruing to the Federation Account directly from Natural Resources and for Related Matters (HB.1540) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to Provide for Increment in the Percentage of Revenue based on Derivative Principle accruing to the Federation Account directly from Natural Resources and for Related Matters (HB.1540) be read a Second Time” (*Hon. Mark Udo Esset — Uyo/Uruan/Nsit Atai/Asutan/Ibesikpo 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 Constitution Review.

17. **A Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to create Isu/Njaba and Nkwerre/Ngwangele Federal Constituencies from the present Isu/Njaba/Nkwerre/Nwangele Federal Constituency within Imo State; to Enhance Democratic Representation and Governance by ensuring that the Populations of these areas have adequate and Equitable Representation in the House of Representatives, to Address the Unique Socio-Political and Developmental Needs of the Isu, Njaba, Nkwerre, and Ngwangele Communities and for Related Matters (HB.1585) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter the Constitution of the Federal Republic of Nigeria, 1999 (as amended) to create Isu/Njaba and Nkwerre/Ngwangele Federal Constituencies from the present Isu/Njaba/Nkwerre/Nwangele Federal Constituency within Imo State; to Enhance Democratic Representation and Governance by ensuring that the Populations of these areas have adequate and Equitable Representation in the House of Representatives, to Address the Unique Socio-Political and Developmental Needs of the Isu, Njaba, Nkwerre, and Ngwangele Communities and for Related Matters (HB.1585) be read a Second Time” (*Hon. Harrison Anozie Nwadike — Isu/Njaba/Nkwerre/Nwangele Federal Constituency*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committees on Constitution Review, and Electoral Matters.

18. **A Bill for an Act to Alter Section 162(2) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) and for Related Matters (HB. 848) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Alter Section 162 (2) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) and for Related Matters (HB. 848) be read a Second Time” (*Hon. Awaji - Iniombek Dagomie Abiante — Andoni/Opobo Nkoro Federal Constituency and 8 others*).

Debate.

Debate deferred for further legislative action.

19. **Need to Investigate the Abandoned Agbado-Isoye Water Scheme**

Motion made and Question proposed:

The House:

Notes that the Agbado -Isoye Water Scheme as a regional water project conceptualized to compensate the people of Agbado; Oke-Aro Ibaragun, Akute Ajuwon, Isheri- Ojodu Wards in Ifo Local Government Area of Ogun State from the World Bank assisted Lagos State Government Iju and Oke-Aro Water supply projects, both of which are sited and located in the four Wards;

Also notes that the Agbado Isoye water scheme was captured in 2006 Appropriation uncontroverted and awarded same year to Messrs O. Hara Construction Company Ltd, for the sum of ₦560,000,000, the project proceeded smoothly with the construction of massive industrial boreholes

and ground water storage tanks but was abandoned by the Federal Government at 54.37% completion stage;

Worried at the high rate of abandoned federal government projects despite the huge investment without achieving any result;

Resolves to:

- (i) urge the Federal Ministry of Water Resources and Sanitation to activate the process of resumption of work at the site of the Agbado-Isoye Water Scheme;
- (ii) mandate the Committee on Water Resources to investigate the cause of the abandoned Agbado-Isoye Water Scheme; and
- (iii) also mandate the Committees on Water Resources, and Appropriations to make provisions for the completion of the outstanding components of the Agbado-Isoye Water Scheme Project in the 2025 Budget estimates (*Hon. Isiaka Ayokunle Ibrahim — Ifo/Ewekoro Federal Constituency*).

Agreed to.

(HR. 133/10/2024).

Motion referred to the Committees on Water Resources, and Appropriations, pursuant to Order Eight, Rule 10 (5).

20. Need to Address the Progressive Decline in the Nigerian Sport Sector

Motion made and Question proposed:

The House:

Notes the glory and honour Nigeria experienced during the golden era of sports, where sports helped break down divisions and showcased the country's best athletes;

Also notes the emergence of the legends in track and field events like the Ezinwa brothers, Seun Ogunkoya, Mary Onyali, and Chioma Ajunwa. Sule Lapido, the tennis player who made Nigeria proud;

Aware that the '92-'98 National Football Team Class, including the 'Atlanta 96 Dream Team', achieved Olympic Gold in 1996, symbolizing Nigeria's football dominance during that period;

Worried that for over two decades, Nigeria's sports industry has declined significantly, with less progress in prominent African sports like basketball, boxing, football, and athletics, factors contributing to this decline include inadequate administration, mismanagement, and carelessness from officials, an example is the omission of Favour Offili from the 100meter event at the Olympics 2024 by yet to be identified Nigerian officials;

Concerned that Nigeria's sports industry is weakened by talent loss to foreign countries, corruption, and demoralization, impacting selection of competitors for major tournaments and have negative impacts on the sports sector;

Also concerned that Nigeria, once a dominant force in track and field is now lagging behind Ghana, South Africa, and Cameroon in African and global championships. The country's sports industry is degenerating, as seen in the 2024 Olympics games and the Super Eagles' current World Cup qualifiers;

Worried that Nigerian athletes are demoralized and impacted by the decline of the sports sector, which has been a unifying factor in the country, issues such as inadequate infrastructure, poor funding, and governance hinder growth and performance, leading some athletes to defect or give up on their careers;

Resolves to:

- (i) urge the Executive Arm of Government to declare a state of emergency in Nigeria's Sports sector to address the challenges and revitalize the Industry;
- (ii) also urge the Federal Ministry of Sports to allocate adequate funds towards the development of sports infrastructure, athlete welfare and grassroots programs to ensure sustainable growth in the Industry; and
- (iii) mandate the Committee on Sports to investigate the decay of the Nigerian Sports Sector and propose necessary reforms required to rescue and rejuvenate Nigeria's Sports Sector for the benefit of athletes, stakeholders and the nation and report within four (4) weeks (*Hon. Kabiru Amadu — Gusau/Tsafe Federal Constituency*).

Debate.

Amendment Proposed:

Insert a new Prayer (iv), as follows:

“mandate the Committees on Appropriations, National Planning and Economic Development to make available adequate provisions for the sport sector” (*Hon. Isa Mohammed Anka — Anka/Talata Mafara Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted the glory and honour Nigeria experienced during the golden era of sports, where sports helped break down divisions and showcased the country's best athletes;

Also noted the emergence of the legends in track and field events like the Ezinwa brothers, Seun Ogunkoya, Mary Onyali, and Chioma Ajunwa. Sule Lapido, the tennis player who made Nigeria proud;

Aware that the '92-'98 National Football Team Class, including the 'Atlanta 96 Dream Team', achieved Olympic Gold in 1996, symbolizing Nigeria's football dominance during that period;

Worried that for over two decades, Nigeria's sports industry has declined significantly, with less progress in prominent African sports like basketball, boxing, football, and athletics, factors contributing to this decline include inadequate administration, mismanagement, and carelessness from officials, an example is the omission of Favour Offili from the 100meter event at the Olympics 2024 by yet to be identified Nigerian officials;

Concerned that Nigeria's sports industry is weakened by talent loss to foreign countries, corruption, and demoralization, impacting selection of competitors for major tournaments and have negative impacts on the sports sector;

Also concerned that Nigeria, once a dominant force in track and field is now lagging behind Ghana, South Africa, and Cameroon in African and global championships. The country's sports industry is degenerating, as seen in the 2024 Olympics games and the Super Eagles' current World Cup qualifiers;

Worried that Nigerian athletes are demoralized and impacted by the decline of the sports sector, which has been a unifying factor in the country, issues such as inadequate infrastructure, poor funding, and governance hinder growth and performance, leading some athletes to defect or give up on their careers;

Resolved to:

- (i) urge the Executive Arm of Government to declare a state of emergency in Nigeria's Sports sector to address the challenges and revitalize the Industry;
- (ii) also urge the Federal Ministry of Sports to allocate adequate funds towards the development of sports infrastructure, athlete welfare and grassroots programs to ensure sustainable growth in the Industry; and
- (iii) mandate the Committee on Sports to investigate the decay of the Nigerian Sports Sector and propose necessary reforms required to rescue and rejuvenate Nigeria's Sports Sector for the benefit of athletes, stakeholders and the nation and report within four (4) weeks;
- (iv) also mandate the Committees on Appropriations, National Planning and Economic Development to make available adequate provisions for the sport sector (**HR. 134/10/2024**).

21. Need to Revoke the Contract Work on Numan - Jalingo Road

Motion made and Question proposed:

The House:

Notes that Numan - Jalingo Road is a trunk 'A' Federal Government Road that links most of the cities in the north with the eastern parts of Nigeria;

Also notes that in 2017, the construction of the road was awarded to DEUX Project Nig. Ltd for eleven billion Naira (₦11,000,000,000.00) with a completion timeline of twenty (20) months by the Muhammadu Buhari administration, but no progress has been made at the site in seven years;

Aware that in 2022, during a visit to the site, the former Honourable Minister of State, Works, and Housing, Hon. Ma'azu Sambo, stated that the Federal Government had allocated three billion Naira (₦3,000,000,000.00) to continue the project, attributing the delay to COVID-19, but progress remains slow for over 30 months;

Concerned that the contractor gave a conflicting the information of the former Honourable Minister, stating that one billion and five hundred thousand Naira (₦1,500,000,000.00) had been disbursed for the project and citing security challenges as hindrances to progress;

Worried that conflicting reasons have not been resolved, and Contractor Deux Project Nig. Ltd lacks necessary capacity for continued construction work, leading to excuses;

Disturbed that bandits, armed robbers and kidnappers have taken advantage of the deplorable situation of the road and turned the area to a permanent hub for criminal activities;

Cognizant of the need for the Federal Government to prioritize development of the Numan- Jalingo road to enhance commercial activities;

Resolves to:

- (i) urge the Federal Ministry of Works to recommend the revocation of the contract from Deux Project Nig. Ltd and re-award the contract to competent contractor;

- (ii) also urge the Federal Ministry of Works to make provision for the contract in the 2025 budget estimates;
- (iii) mandate the Committee on Works to invite the Minister of Works to clarify the position of the contract and report within four (4) weeks (*Hon. Sadiq Abbass Tafida — Jalingo/Yorro/Zing Federal Constituency*).

Debate.

Amendment Proposed:

Leave out all the Prayers, and *insert* a new Prayer as follows:

“Mandate the Committee on Works to investigate the entirety of the contract and report within three (3) weeks” (*Hon. Abiante Awaji-Inombek Dagomie — Andoni/Opobo Nkoro Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that Numan - Jalingo Road is a trunk 'A' Federal Government Road that links most of the cities in the north with the eastern parts of Nigeria;

Also noted that in 2017, the construction of the road was awarded to DEUX Project Nig. Ltd for eleven billion naira (₦11,000,000,000.00) with a completion timeline of twenty (20) months by the Muhammadu Buhari administration, but no progress has been made at the site in seven years;

Aware that in 2022, during a visit to the site, the former Honourable Minister of State, Works, and Housing, Hon. Ma'azu Sambo, stated that the Federal Government had allocated three billion Naira (₦3,000,000,000.00) to continue the project, attributing the delay to COVID-19, but progress remains slow for over 30 months;

Concerned that the contractor gave a conflicting the information of the former Honourable Minister, stating that one billion and five hundred thousand Naira (₦1,500,000,000.00) had been disbursed for the project and citing security challenges as hindrances to progress;

Worried that conflicting reasons have not been resolved, and Contractor Deux Project Nig. Ltd. lacks necessary capacity for continued construction work, leading to excuses;

Disturbed that bandits, armed robbers and kidnappers have taken advantage of the deplorable situation of the road and turned the area to a permanent hub for criminal activities;

Cognizant of the need for the Federal Government to prioritize development of the Numan- Jalingo road to enhance commercial activities;

Resolved to:

Mandate the Committee on Works to investigate the entirety of the contract and report within three (3) weeks (**HR. 135/10/2024**).

22. Need to Strengthen Lassa Fever Emergency Response Corridor to Curtail Incidence and Fatality of the Disease Outbreak in Nigeria

Order read; deferred by leave of the House.

23. Consideration of Reports

- (i) ***A Bill for an Act to provide for Establishment of Federal University of Technology, Ilaro to make Comprehensive Provisions for its Due Management and Administration and for Related Matters (SB. 345) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to provide for Establishment of Federal University of Technology, Ilaro to make Comprehensive Provisions for its Due Management and Administration and for Related Matters (SB. 345)” (Hon. Julius 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 PROVIDE FOR THE ESTABLISHMENT OF THE
FEDERAL UNIVERSITY OF TECHNOLOGY, ILARO; TO MAKE COMPREHENSIVE
PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION;
AND FOR OTHER MATTERS CONNECTED THEREWITH (SB. 345)

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

Clause 1: Establishment of the Federal University of Technology, Ilaro.

- (1) There is hereby established a body to be called The Federal University of Technology, Ilaro.
- (2) The University shall be a body corporate with perpetual succession and a common seal and may sue or be sued in its corporate name (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 2: Constitution and Principal Officers of the University.

- (1) The University shall consist of:
 - (a) a Chancellor;
 - (b) a Pro-Chancellor and a Council;
 - (c) a Vice-Chancellor and a Senate;
 - (d) a body to be called Congregation;
 - (e) a body to be called Convocation;
 - (f) the campuses and Colleges of the University;
 - (g) the Colleges, institutes and other teaching and research units of the University;
 - (h) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subclause;

- (i) all graduates and undergraduates of the University; and
 - (j) all other persons who are members of the University in accordance with provisions made by statute in that behalf.
- (2) The First Schedule to this Bill, shall have effect with respect to the principal officers of the University.
- (3) Subject to clause 5 of this Bill provision shall be made by statute with respect to the constitution of the Council, the Senate, Congregation and Convocation (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 3: Objects of the University.

The objects of the University shall be to:

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring higher and liberal education;
- (b) provide courses of instruction and other facilities for the pursuit of learning in all its branches.
- (c) encourage and promote scholarship and conduct research in restricted fields of learning and human endeavor;
- (d) relate its activities to the social, cultural and economic needs of the people of Nigeria; and
- (e) undertake other activities appropriate for the highest standard of an Institute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 4: Powers of Federal University of Technology, Ilaro and its exercise.

- (1) For the carrying out of its objects as specified in clause 1 of this Bill, Federal; University of Technology, Ilaro shall have power:
- (a) to offer courses of instruction, training and research in Technology and allied areas for the production of quality and skilled technologists required at lower, middle and higher levels of manpower in Nigeria in particular and the world at large.
 - (b) to establish such colleges, campuses, institutes, schools, departments and other teaching and research units within the University as may from time to time be deemed necessary or desirable subject to the approval of National Universities Commission;
 - (c) to institute professorships, readerships or associate professorships, lectureships, and other posts and offices and to make appointments thereto;
 - (d) to institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;

- (e) to provide for the discipline and welfare of members of the University;
- (f) to hold examinations and grant degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
- (g) to grant honorary degrees, fellowships or academic titles;
- (h) to demand and receive from any student or any other person attending the University for the purposes of instruction, such fees as the University may from time to time determine subject to the overall directives of the Minister;
- (i) subject to clause 20 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever it is situated;
- (j) to accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attached thereto;
- (k) to enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
- (l) to erect, provide, equip and maintain libraries, laboratories, workshops, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;
- (m) to hold public lectures and to undertake printing, publishing and book selling;
- (n) subject to any limitations or conditions imposed by statute, to invest any moneys appertaining to the University by way of endowment, it not being immediately required for current expenditure in any investments or securities or in the purchase or improvement of land, with power from time to time, to vary any such investments to deposit any moneys for the time being not invested with any bank on deposit or current account;
- (o) to borrow, whether on interest or not and if need be upon the security of any or all of the property, movable or immovable, of the University, such moneys as the Council may from time to time, in its discretion, find it necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
- (p) to make gifts for any charitable purpose;
- (q) to do anything which it is authorized or required by this Bill or by statute to do; and
- (r) to do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.

- (2) Subject to the provisions of this Bill and of the statutes and without prejudice to clause 7 (2) of this Bill, the powers conferred on the University by subclause (1) of this clause shall be exercisable on behalf of the University by the Council or by the Senate or in many other manners which may be authorized by the statute.
- (3) The power of the University to establish further campuses and colleges within the University shall be exercisable by statute and not otherwise (*Hon. 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 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: Composition of the Council of each University.

The Council of each University shall consist 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 interests and broadly representative of the whole Federation to be appointed by the President;
- (f) four persons appointed by the Senate from among its members;
- (g) two persons appointed by Congregation from among its members;
- (h) one person appointed by Convocation from among its members (*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 Purpose Committee.

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council shall be the governing body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University.
- (2) There shall be a committee of the Council, to be known as the Finance, and

General Purposes Committee, which shall, subject to the directives of the Council, exercise control over the property and expenditure of the University and perform such other functions of the Council as the Council may from time to time delegate to it.

- (3) Provision shall be made by statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure that proper accounts of the University are kept and that the accounts of the University are audited annually by an independent firm of auditors approved by the Council and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- (6) Rules made under sub-clause (5) of this clause by the Finance and General Purposes Committee shall not come into force unless approved by the Council; and in so far and to the extent that any rules so made by that Committee conflict with any direction given by the Council, whether before or after the coming into force of the rules in question, the directives of the Council shall prevail.
- (7) There shall be paid to the members respectively of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by the Minister.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill and shall meet at least three times in every year.
- (9) If requested in writing by any five members of the Council, the chairman shall within 28 days after the receipt of such request call a meeting of the Council.
- (10) Any request made under sub-clause (9) of this clause 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 of the University.

- (1) Subject to clause 6 of this Bill and subclauses (3) and (4) of this clause and the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control the teaching by the University, the admission of student where no other enactment provides to the contrary and the discipline of students; and to promote research at the University.
- (2) Without prejudice to the generality of subclause (1) of this clause and subject as therein mentioned, it shall in particular be the function of the Senate to make provision for:
 - (a) the establishment, organization and control of campuses, colleges,

- schools, institutes and other teaching and research units of the University and the allocation of responsibility for different branches of learning;
- (b) the organization and control of courses of study at the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) the award of degrees, and such other qualifications as may be prescribed in connection with examinations held as aforesaid;
 - (d) the making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
 - (e) the establishment, organization and control of halls of residence and similar institutions at the University;
 - (f) the supervision of the welfare of students at the University and the regulation of their conduct;
 - (g) the granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determining what descriptions of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, school, department, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
 - (4) Subject to this Bill and the statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the foregoing provisions of this clause or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized or required by this Bill or by statute.
 - (5) Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study at the University is not a teacher at the University but is a teacher of the branch of learning to which the course relates at some other University of high repute or a person engaged in practicing the profession in a reputable organization or institution.
 - (6) Subject to right of appeal to the Council from a decision of the Senate under this sub-clause, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred upon him if after due enquiry he is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award
(*Hon. 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 clause 4 of this Bill except the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to clauses 6, 7 and 14 of this Bill, the Vice-Chancellor shall have the general function, in addition to any other functions conferred on him by this Bill or otherwise of directing the activities of the University and shall be the Chief Executive and Accounting Officer of the University and *ex-officio* Chairman of the Senate.
- (3) The Vice Chancellor shall be the Chairman of the University Tenders' Board, which is saddled with the responsibility of approving the conduct of public procurement of goods, works and services within the approved threshold from time to time.
- (4) It shall be the responsibility of the Vice Chancellor to establish and appoint members of the Tenders' Board in line with the extant Public Procurement Rules and Regulations (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

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

Clause 10: General fund of the University.

- (1) Annual budgetary allocation by the Federal Government through; Appropriation by the National Assembly
- (2) There shall be a general fund of the University which shall consist of the following:
 - (a) grants-in-aid;
 - (b) fees;
 - (c) income derived from investments;
 - (d) gifts, legacies, endowments and donations not accepted for a particular purpose;
 - (e) income derived from the exercise of any functions conferred or imposed on the University by this Bill;
 - (f) any other amounts, charges or dues recoverable by the University;
 - (g) revenue, from time to time, accruing to the University by way of subvention;
 - (h) interests on investments;
 - (i) donations and legacies accruing to the University from any source for the general or special purposes of the University; and

- (j) Regular TETFUND interventions;
- (3) The general fund shall be applied for the purposes of the University (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 11: Transfer of Property.

- (1) All property held by or on behalf of the Provisional Council of the University shall, by virtue of this sub-clause and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to, and to matters arising from, the transfer of property by this clause and with respect to the other matters mentioned in that Schedule (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

PART III — STATUTES OF THE UNIVERSITY

Clause 12: Power of the University to make Statutes.

- (1) Subject to this Bill, the University may make statutes for any of the following purposes, that is to say:
 - (a) making provision with respect to the composition and constitution of any authority of the University;
 - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
 - (c) regulating the admission of students (where no other enactment provides to the contrary), and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any statute, regulation or other instrument made thereunder; or
 - (e) making provision for any other matter for which provision by statute is authorized or required by this Bill.
- (2) Subject to clause 25 (6) of this Bill, the Interpretation Act shall apply in relation to any statute made under this clause as it applies to a subsidiary instrument within the meaning of clause 28 (1) of that Act.
- (3) The statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this clause by the University.
- (4) The power to make statutes conferred by this clause 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 12 stands part of the Bill — Agreed to.

Clause 13: Mode of exercising power to make statutes.

- (1) The power of the University to make statutes shall be exercised in accordance with the provisions of this clause and not otherwise.
- (2) A proposed statute shall not become law unless it has been approved:
 - (a) at a meeting of the Senate, by the votes of not less than two thirds of the members present and voting; and
 - (b) at a meeting of the Council, by the votes of not less than two thirds of the members present and voting.
- (3) A proposed statute may originate either in the Senate or in the Council, and may be approved as required by subclause (2) of this clause by either one of those bodies or the other.
- (4) A statute which:
 - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
 - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any statute.
- (5) For the purpose of clause 2 (2) of the Interpretation Act, a statute shall be treated as being made on the date on which it is duly approved by the Council after having been duly approved by the Senate, or on the date on which it is duly approved by the Senate after having been duly approved by the Council, as the case may be or, in the case of a statute falling within sub-clause (4) of this clause, on the date on which it is approved by the President.
- (6) In the event of any doubt or dispute arising at any time:
 - (a) as to the meaning of any provision of a statute; or
 - (b) as to whether any matter is for the purposes of this Bill an academic or non-academic matter as they relate to such doubt or dispute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he shall think fit.
- (7) The decision of the Visitor on any matter referred to him under sub-clause (6) of this clause shall be binding upon the authorities, staff and students of the University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under that sub-clause, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria.
- (8) Nothing in sub-clause (7) of this clause shall affect any power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution of the Federal Republic of Nigeria, 1999 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 14: Power of Visitor to decide meaning of statutes.

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a statute, the matter may be referred to the visitor, who shall take such advice and make such decision thereon as he shall deem fit.
- (2) The decision of the visitor on any matter referred to him under this clause shall be binding upon the authorities, staff and students of the University, and where any question as to the meaning of any provision of a statute has been decided by the visitor under this clause, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria: Provided that nothing in this sub clause shall affect any power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution of the Federal Republic of Nigeria.
- (3) The foregoing provisions of this clause shall apply in relation to any doubt or dispute as to whether any matter is for the purposes of this Bill an academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in sub clause (1) of this clause; and accordingly the references in sub clause (2) of this clause to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or a non-academic matter (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 15: Proof of Statute.

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

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

PART IV — SUPERVISION AND DISCIPLINE**Clause 16: The Visitor.**

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall cause a visitation to the University when necessary, at least every five years, or direct that such a visitation be conducted by such person or persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It shall be the duty of the bodies and persons comprising the University to make available to the Visitor and to any other person conducting a visitation in pursuance of this clause, such facilities and assistance as he or they may reasonably require for the purposes of a visitation.
- (4) The Visitor shall make the report of such visitations and white paper thereon available to the Council which shall implement same (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 17: Removal of certain Members of Council.

- (1) If it appears to the Council that a member of the Council (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on the ground of misconduct or inability to perform the functions of his office or employment, the Council shall make a recommendation to that effect through the Minister to the President, and the President, after making such enquiries (if any) as he may consider appropriate approves the recommendation, he may direct the removal of the person in question from office.
- (2) It shall be the duty of the Minister to use his best endeavours to cause a copy of the instrument embodying a direction under sub-clause (1) of this clause to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 18: Removal and discipline of academic, administrative and professional staff.

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

- (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service; or
 - (e) conduct which the Council considers to be generally of such nature as to render the continued appointment or service of the person concerned prejudicial or detrimental to the interest of the University.
- (4) Any person suspended pursuant to sub-clause (2) or (3) of this clause shall be on half pay and the Council shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as:
 - (a) whether to continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to reinstate such person, in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
 - (c) whether to terminate the appointment of the person concerned, in which case such a person shall not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) whether to take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (5) In any case where the Council, pursuant to this clause, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall before the expiration of a period of three months from such decision come to a final determination in respect of the case concerning any such person.
- (6) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of sub-clause (1) of this clause to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (7) Nothing in the foregoing provisions of this clause shall:
 - (a) apply to any directive given by the Visitor in consequence of any visitation; or
 - (b) prevent the Council from making regulations for the discipline of other categories of workers of the University as may be prescribed (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 19: Removal of examiners.

- (1) If, on the recommendation of the Senate, it appears to the Vice-Chancellor that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, except in such

cases as may be prescribed by the Vice-Chancellor may, after affording the examiner an opportunity of making representations in person on the matter to the Vice-Chancellor, remove the examiner from the appointment by an instrument in writing signed by the Vice-Chancellor.

- (2) Subject to the provisions of regulations made in pursuance of clause 7 (5) of this Bill, the Vice-Chancellor may, on the recommendation of the Senate, appoint an appropriate person as examiner in the place of the examiner removed in pursuance of sub-clause (1) of this clause.
- (3) It shall be the duty of the Vice-Chancellor on signing an instrument of removal pursuance to this clause, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it is related (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 20: Discipline of Students.

- (1) The Students shall be:
 - (a) represented in the University's Students Welfare Board and other committees that deal with the affairs of students;
 - (b) participate in various aspects of curriculum development;
 - (c) participate in the process of assessing academic staff in respect of teaching; and
 - (d) be encouraged to be more self-assured as part of the national development process.
- (2) Subject to the provisions of this clause, where it appears to the Vice-Chancellor that any student of the University has been guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by statute or regulations, direct:
 - (a) that the student shall not, during such period as may be specified in the directions, participate in such activities of the University, or make use of such facilities of the University, as may be so specified, or
 - (b) that the activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified, or
 - (c) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be expelled from the University.
- (3) Where a direction is given under subclause (1) (c) or (d) of this clause in respect of any student, that student may, within the prescribed period and in the prescribed manner, appeal to the Council; and where such an appeal is brought, the Council shall, after causing such inquiry to be made in the matter as the Council considers just either confirm or set aside the direction or modify it in such manner as the Council thinks fit.

- (4) The fact that an appeal from a direction is brought in pursuance to subclause (2) of this clause shall not affect the operation of the direction while the appeal is pending:
- (a) the Vice-Chancellor may delegate his powers under this clause to a disciplinary board consisting of such members of the University as she may nominate;
 - (b) nothing in this clause shall be construed as preventing the restriction or termination of students' activities at the University otherwise than on the ground of misconduct;
 - (c) a direction under subclause (2) (a) of this clause may be combined with a direction under subclause (2) (b) of this clause (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

PART V — MISCELLANEOUS AND GENERAL

Clause 21: Exclusion of discrimination on account of race, religion, etc.

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

Provided that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding 21 years or any lease or tenancy to a member of the University for residential purpose (*Hon. Julius Omozuanvbo 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 regulations, the quorum and procedure of any body of persons established by this Bill shall be as determined by that body (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 24: Appointment of committee, etc.

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body, and to authorize a committee established by it:
 - (a) to exercise, on its behalf, such of its functions as it may determine;
 - (b) to co-opt members, and
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies, or for the appointment of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them, and either of dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by statute or by regulations, the quorum and procedure of a committee established or meeting held in pursuance of this clause, shall be such as may be determined by the body or bodies which have decided to establish the committee or hold the meeting.
- (4) Nothing in the provisions of subclause (1), (2) and (3) of this clause shall be construed as:
 - (a) enabling the statutes to be made otherwise than in accordance with clause 1 of this Bill; or
 - (b) enabling the Senate to empower any other body to make regulations of the award of degrees or other qualifications.
- (5) The Pro-Chancellor and the Vice-Chancellor shall be members of every committee of which the members are wholly or partly appointed by the Council (other than a committee appointed to inquire into the conduct of the officer in question); and the Vice-Chancellor shall be a member of every committee of which the members are wholly or partly appointed by the Senate (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 25: Retiring age of academic staff.

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

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

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

Clause 26: Special Provisions relating to Pension of Professors.

A person who retires as a professor having served —

- (a) a minimum period of fifteen years as a professor in the University or continuously in the service of a university in Nigeria up to the retiring age; and
- (b) who during the period of service was absent from the University only on approved national or University assignments, shall be entitled to pension at a rate equivalent to his last annual salary and such allowances as the Council may, from time to time, determine as qualifying for pension and gratuity, in addition to any other retirement benefits to which he may be entitled (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 27: Miscellaneous Administrative Provisions.

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

- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of clause 8 or clause 18 of this Bill or the Second Schedule to this Bill.
- (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 28: Transitional and Savings Provision.

- (1) On the commencement of this Bill, any person employed by or serving in, Federal Polytechnic Ilaro, shall be deemed to have been employed or serving in the University established under this Bill.
- (2) All Assets or liabilities belonging to Federal Polytechnic Ilaro, shall be deemed to belong to the University established under this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 29: Interpretation.

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

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

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

"College" means the College established pursuant to clause 2 (1) (b) of this Bill for the University (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Council" means the Governing Council of the University established by clause 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.

"Functions" includes powers and duties (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Graduate" means a person on whom a degree, other than an honorary degree, has been conferred by the University and any other person as may be designated as a graduate by the Council, acting in accordance with the recommendation of the Senate (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Minister" means the Hon. Minister of Education (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Notice" means notice in writing (*Hon. 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 regulations (*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 (*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 the 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 pursuant to clause 2 (1) (c) of 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.

"School" means a unit of closely related academic programmes (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Statute" means a statute made by each University under clause 12 of this Bill and in accordance with the provisions of clause 11 of this Bill, and (Hon. Julius Omozuanvbo 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 in force from time to time (Hon. Julius Omozuanvbo 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 Omozuanvbo Ihonvbere — House Leader).

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

"Undergraduate" means a person registered as a student undergoing a course of study for a first degree of the University or such other course in the University as may be approved by the Senate as qualifying a student undergoing it for the status of an under-graduate (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

"University" means Federal University of Technology, Ilaro established and incorporated by clause I of this Bill (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

- (2) It is hereby declared that where in any provision of this Bill it is laid down that the proposals are to be submitted or a recommendation is to be made by one authority or another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals of that or recommendations received by it in pursuance of that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

Clause 30: Short Title.

This Bill may be cited as the Federal University of Technology, Ilaro, Bill, 2024 (Hon. Julius Omozuanvbo Ihonvbere — House Leader).

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

SCHEDULES

FIRST SCHEDULE

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

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

The Pro-Chancellor

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

The Vice-Chancellor

3. (1) Subject to the provisions of this paragraph, the Vice-Chancellor shall be appointed or removed from his office by the Governing Council; this is in line with the provisions of Clause 3(1) of the Universities (Miscellaneous Provision) Act 1993 (as amended)
- (2) The Vice-Chancellor shall hold office for a single term of Five years; this is in line with the provisions of 3(7) of the Universities (Miscellaneous Provision) Act 1993 (As amended)

Deputy Vice-Chancellor

4. (1) There shall be for the University such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of each University.
- (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor, the Vice-Chancellor shall forward to the Senate a list of two candidates for each post of Deputy Vice-Chancellor that is vacant.
- (3) The Senate shall select for each vacant post one candidate from each list forwarded to it under subparagraph (2) of this paragraph and forward his name to the Council for confirmation.
- (4) A Deputy Vice-Chancellor shall —
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in the place of the Vice-Chancellor when the post of the Vice-chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and

- (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.
- (5) A Deputy Vice-Chancellor —
 - (a) shall hold office for a period of two years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be re-appointed for one further period of two years and no more.

Other Principal Officers of the University

5. The officers aforesaid shall be appointed by the Governing Council for a tenure for a single term of Five years and Council may upon satisfactory performance, extend the tenure of the Registrar, Bursar or Librarian for a further period of one year and thereafter such Registrar, Bursar or Librarian shall relinquish his post and be assigned to other duties in the University. This is in line with the provisions of section 5 of the Universities (Miscellaneous Provision) Act 1993 (As amended).

Office of the Registrar

6. (1) There shall be for the University, a Registrar, who shall be the chief administrative officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administrative work of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) of this Schedule.
- (2) The person holding the office of the Registrar shall by virtue of that office be secretary to the Council, the Senate, Congregation and Convocation.
7. (1) There shall be for the University the following principal officers, in addition to the Registrar, that is —
- (a) the Bursar; and
 - (b) the University Librarian, who shall be appointed by the Council on the recommendation of the Selection Board constituted under paragraph 8 of this Schedule.

The Bursar

- (2) The Bursar shall be the chief financial officer of the University and be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.

The University Librarian

- (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the university library and the coordination of the library services in the University and its campuses, colleges, faculties, schools, departments, institutes and other teaching or research units.
- (4) Any question as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice Chancellor.

Selection Board for other Principal Officers

8. (1) There shall be, for the University, a Selection Board for the appointment of principal officers, other than the Vice-Chancellor or Deputy Vice-Chancellor, which shall consist of:
- (a) the Pro-Chancellor, as chairman;
 - (b) the Vice-Chancellor;
 - (c) four members of the Council not being members of the Senate; and
 - (d) two members of the Senate.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subclause (1) of this paragraph shall be as the Council may, from time to time, determine.
- (3) The Registrar, Bursar and Librarian shall hold office for a single term of five years only beginning from the effective date of their appointments and on such terms and conditions as may be specified in their letters of appointment.

Resignation and Re-appointment

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

Director of Works

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

Director of health services

11. There shall be for the University, a Director of Health Services, who shall be responsible to the Vice Chancellor for the administration of the Health Centre. He shall be the Chief Medical Officer of the University and shall co-ordinate all matters relating to the health of all staff and students (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

SECOND SCHEDULE

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Transfer of Property to University

1. (1) Without prejudice to the generality of clause 9 (1) of this Bill —

- (a) the reference in that subclause to property held by the provisional council shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional council;
 - (b) all debts and liabilities of the provisional council outstanding shall become debts or liabilities of the University.
- (2) All agreements, contracts, deeds and other instruments to which the provisional council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University had been a party thereto in place of the provisional council.
- (3) Documents not falling within sub-paragraph (1) of this paragraph, including enactments, which refer, whether specially or generally, to the provisional council, shall be construed in accordance with that sub-paragraph so far as applicable.
- (4) Any legal proceedings or application to any authority pending by or against the provisional council may be continued by or against the University.

Registration of transfers

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

Transfer of Functions, etc.

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

continue to be Deans or HODs of the corresponding School/Department, until new appointments are made in pursuance of the statutes.

- (7) Any person who was a member of the staff of the University as established or was otherwise employed by the Provisional Council shall become the holder of an appointment at the University with the status, designation and functions which correspond as nearly as may be to those which appertained to him/her as member of that staff or as such an employee (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

THIRD SCHEDULE

FEDERAL UNIVERSITY OF TECHNOLOGY, ILARO

The Council

1. (1) The Council shall consist of —
- (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor and the deputy Vice-Chancellor;
 - (c) four persons representing a variety of interests and broadly representative of the whole Federation appointed by the National Council of Ministers; by virtue of section 2 (e) of the Universities (Miscellaneous Provisions) Act 1993 (as amended).
 - (e) two person appointed by congregation from amongst the members of that body; section 2 (g) of the Universities (Miscellaneous Provisions) Act 1993 (as amended).
 - (g) the Permanent Secretary, Federal Ministry of Education or, in his absence, one Person from the Federal Ministry responsible for Education to represent him.
- (2) Any member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article may, by notices to the Council, resign his office.
- (3) A member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article shall, unless he previously vacates it, vacate that office on the expiration of the period of four years beginning with effect from the 1st of August in the year in which he was appointed.
- (4) Where a member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article vacates office before the expiration of the period aforesaid, the body or person by whom he was appointed may appoint a successor to hold office for the residue of the term of his predecessor.
- (5) A person ceasing to hold office as a member of the Council otherwise than by the removal for misconduct shall be eligible for re-appointment for only one further period of four years.
- (6) The quorum of the Council shall be five at least one of whom shall be a member appointed pursuant to paragraph (1) (c), (f), (g) and (h) of this article.

- (7) If the Pro-Chancellor is not present at a meeting of the Council such other member of the Council present at the meeting as the Council may appoint as respects that meeting shall be the chairman at that meeting, and subject to clause 4 of the Bill and the foregoing provisions of this paragraph, the Council may regulate its own procedure.
- (8) Where the Council desires to obtain advice 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.

The Finance and General Purposes Committee

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

Annual budget and estimates, etc.

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

Provided that the Vice-Chancellor may, during any financial year, present and the Council may approve supplementary estimates of income or expenditure.
- (ii) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct.

Gifts, donations, etc.

- (5) (i) The Council may on behalf of the University accept by way of grants, gift, testamentary disposition or otherwise, property and money in aid of the finances of the University on such conditions as it may approve.
- (ii) Registers shall be kept of all donations to the University including the names

of donors and any special conditions under which any donation may have been given:

Provided that the University shall not be obliged to accept a donation for a particular purpose unless it approves of the terms and conditions attached to such donation.

- (iii) All property, money or funds donated for any specific purposes shall be applied and administered in accordance with the purposes for which they are donated and shall be accounted for separately.

Payment into bank

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

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

Audit

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

The Senate

- 4. (1) The Senate shall consist of:
 - (i) the Vice-Chancellor;
 - (ii) Deputy Vice-Chancellors;
 - (iii) the Deans of respective Colleges;
 - (iv) the Professors in the University;
 - (v) Heads of Academic Departments and Units;
 - (vi) the University Librarian;
 - (vii) one elected representative of each College;
 - (viii) two members of Academic Staff elected by the Congregation;
 - (ix) one elected representative of each department;
 - (x) two members representing a variety of interests of the professional bodies outside the University appointed by the Senate on the recommendation of the Vice-Chancellor;

- (xi) Registrar — Secretary.
- (2) The procedure for election of members of Senate to the Council shall be prescribed by Regulations.
- (3) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present, and in his absence any of the Deputy Vice-Chancellors present at the meeting as the Senate may appoint for that meeting shall be the chairman at the meeting.
- (4) The quorum of the Senate shall be one quarter or the nearest whole number less than one quarter; and subject to paragraph (3) of this Article, the Senate may regulate its own procedure.
- (5) An elected member may, by notice to the Senate, resign his office.
- (6) Subject to paragraph (8) of this article, there shall be elections for the selection of elected members which shall be held in the prescribed manner on such day in the month of May or June in each year as the Vice-Chancellor may from time to time determine.
- (7) An elected member shall hold office for the period of two years beginning with 1 August in the year of his election, and may be a candidate at any election held in pursuance to paragraph (6) of this article in the year in which his period of office expires, so however that no person shall be such a candidate if at the end of his current period of office he will have held office as an elected member for a continuous period of six years or would have so held office if he had not resigned it.
- (8) No election shall be held in pursuance of this article in any year if the number specified in the certificate given in pursuance to paragraph (11) of this article does not exceed by more than one the figure which is thrice the number of those elected members holding office on the date of the certificate who do not vacate office during that year in pursuance of paragraph (7) of this article.
- (9) For the avoidance of doubt it is hereby declared that no person shall be precluded from continuing in or taking office as an elected member by reason only of reduction in the after 30 April in any year in which he is to continue in or take office as all elected member.
- (10) If so requested in writing by any fifteen members of the Senate, the Vice-Chancellor or in his absence any of the Deputy Vice-Chancellor duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.
- (11) In this article "total of non-elected members" means as respect any year, such number as may be certified by the Vice-chancellor on 30 April of that year to be the number of persons holding office as members of the Senate on that day otherwise than as elected members.

Congregation

5. (1) Congregation shall consist of:
- (i) Vice-Chancellor;

- (ii) the Deputy Vice-Chancellors;
 - (iii) the full-time members of the academic staff
 - (iv) the Registrar;
 - (v) the Librarian;
 - (vi) every member of the administrative staff who holds a degree, other than honorary degree, of any University recognized for the purposes of this statute by the Vice-Chancellor.
- (2) Subject to clause 4 of this Bill, the Vice-Chancellor shall be the chairman at all meetings of Congregation when he is present; and in his absence any of the Deputy Vice Chancellors present at the meeting as Congregation may appoint for that meeting, shall be the chairman at the meeting.
- (3) The quorum of Congregation shall be one third or the whole number nearest to one third of the total number of members of Congregation of fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying:
- (a) the total number of members of Congregation for the purpose of any particular meeting or meetings of Congregation; or
 - (b) the names of the persons who are members of Congregation during a particular period, shall be conclusive evidence of that number or, as the case may be, of the names of those persons.
- (5) The procedure for election of members of Congregation to the Council and the Senate shall be prescribed by Regulations.
- (6) Subject to the foregoing provisions of this article, Congregation may regulate its own procedure.
- (7) Congregation shall be entitled to express by resolutions or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions, in addition to the function of electing a member of the Council, as may be provided by statute or regulations.

Convocation

6. (1) Convocation shall consist of:
- (i) the officers of the University mentioned in the First Schedule to this Bill;
 - (ii) all teachers within the meaning of this Bill;
 - (iii) all other persons whose names are registered in accordance with paragraph (2) of this article.
- (2) A person shall be entitled to have his name registered as a member of convocation if —
- (a) he is either a graduate of a University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and

- (b) he applies for the registration of his name in the prescribed manner and pay the prescribed fees.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and subject to paragraph (4) of this article may provide for the payment, from time to time, of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of the Convocation by virtue of paragraph (1) (a) or (b) of this article are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register or a copy of the register at the principal times of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is not, a member of Convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of Convocation shall be fifty or one third or the whole number nearest to one third or the whole number of members of Convocation whichever is less.
- (8) Subject to clause 4 of the Bill, the Chancellor shall be chairman at all meetings of Convocation when he is present, and in his absence the Vice-chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute or regulations.

Division of Schools

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

School Boards

- 8. (1) There shall be established in respect of each College, a Board of Studies which, subject to the provisions of this Statute, and subject to the directions of the Vice-Chancellor, shall:
 - (a) regulate the teaching and study of, and the conduct of examinations connected with, the subjects assigned to the college;
 - (b) deal with any other matter assigned to it by statute or by the Vice-Chancellor or by the Senate; and
 - (c) advise the Vice-Chancellor or the Senate on any matter referred to it by the Vice-Chancellor or the Senate.
- (2) Each College Board of Studies shall consist of:
 - (a) the Vice-Chancellor:

- (b) the Dean;
 - (c) the persons severally in charge of the branches of the school;
 - (d) the College Examination Officer;
 - (e) such of the teachers assigned to the college and having the prescribed qualifications as the Board may determine; and
 - (f) such persons, whether or not members of the University, as the Board may determine with the general or special approval of the Senate.
- (3) The quorum of the Board shall be eight members or one quarter, whichever is greater, of the members for the time being of the board; and subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate its own procedure.

Deans of the School

9. (1) The Board of each College shall, at a meeting in the last term of any academic year which the term of office of the Dean expires, nominate one of its members, being one of the Professors assigned to that teaching unit, for appointment by the Senate as Dean of the College
- (2) The person appointed under paragraph 1 of this Article shall act as Dean of the College and chairman of all meetings of the College Board when he is present and shall be a member of all committees and other boards appointed by the College.
- (3) The Dean shall hold office for two years and shall be eligible for re-appointment one further period of two years. Thereafter he shall not be eligible for re-appointment until two years have elapsed.
- (4) The Dean of a College shall exercise general superintendence over the academic and administrative affairs of the College.
- (5) It shall be the function of the Dean to present to Convocation for the conferment of degrees to persons who have qualified for the degrees of the University at examination held in the branches of learning for which responsibility is allocated to that College.
- (6) There shall be a committee to be known as the Committee of Deans consisting of all the Deans of the several Colleges and that Committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the University by the Senate.
- (7) The Dean of a College may be removed from office for good cause by the College Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of a Dean, an acting Dean may be appointed by the Vice-Chancellor:
- Provided that at the next College Board meeting an election shall be held for a new Dean.
- (8) In this article "good cause" has the same meaning as in clause 15(3) of the Bill.

Departmental Board of Studies

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

Selection of Certain Principal Officers

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

Tenure of Directors

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

Creation of Academic Posts

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

Appointment of Academic Staff

14. (1) Subject to the Act and statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Council through the Departments and Colleges.
- (2) For the purpose of filling such vacancies, suitable selection boards to select and make appointments on behalf of the Council shall be set up.

- (3) For appointment to Professorships, Associate Professorship or Readerships or equivalent posts, a Board of Selection, with power to appoint, shall consist of:
- (a) the Vice-Chancellor — Chairman;
 - (b) Deputy Vice-Chancellor — Member;
 - (c) the Dean of the College — Member;
 - (d) Head of Department — Member;
 - (e) such other person(s), not exceeding two in number, deemed capable of helping the Board in assessing both the professional and academic suitability of a candidate under consideration, as the Senate may from time to time appoint;
 - (f) Registrar — Secretary.
- (4) For other academic posts, a Selection Board, with power to appoint, shall consist of:
- (a) the Vice-Chancellor or his representative — Chairman;
 - (b) the Dean of the College — Member;
 - (c) Head of the Department concerned — Member;
 - (d) an internal member of Council (not below the Rank of Senior Lecturer from the sister college in the Candidate's subject-area) — Member;
 - (e) Registrar or his representative — Secretary.
- (5) All appointments to senior library posts shall be made in the same way as equivalent appointments in the academic cadre; and for all such posts other than that of the Librarian, the Librarian shall be a member of the Selection Board.
- (6) Boards of Selection may interview candidates directly or consider the reports of specialist interviewing panels and shall in addition, in the case of Professorships, Associate Professorship, Readerships or equivalent Posts, consider the reports of External Assessors relevant to the area in which the appointment is being considered. Quorum shall be three (3) including the Chairman

Appointment of Administrative and Professional Staff

15. (1) The administrative and professional staff of the University other than principal officers, shall be appointed by the Council or on its behalf by the Vice-Chancellor or the Registrar in accordance with delegation of any powers made by the Council in that behalf.
- (2) In the case of administrative or professional staff who have close and important contacts with the academic staff, there shall be Senate participation in the process of selection.

Interpretation

16. In this Statute, the expression "the Act" means the Federal University of Technology, Ilaro Act and any word or expression defined in the Act has the same meaning in this Statute (*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 seeks to upgrade the Federal Polytechnic Ilaro to Federal University of Technology, Ilaro (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

Agreed to.

Long Title:

A Bill for an Act to Provide for the Establishment of the Federal University of Technology, Ilaro; to Make Comprehensive Provisions for its Due Management and Administration and for Other Matters Connected Therewith (SB. 345) (*Hon. Julius Omozuanvbo 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 provide for Establishment of Federal University of Technology, Ilaro to make Comprehensive Provisions for its Due Management and Administration and for Related Matters (SB. 345) and approved Clauses 1 - 30, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

- (ii) *A Bill for an Act to Establish the National Youth Service Corps Fund to Provide a Sustainable Source of Fund for the National Youth Service Corps (NYSC) Skill Acquisition, Training and Empowerment of Corps Members, Training and Retraining of the Personnel of the NYSC, Development of Camps and NYSC Formations and Facilities and for Related Matters (HB. 985) (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 National Youth Service Corps Fund to Provide a Sustainable Source of Fund for the National Youth Service Corps (NYSC) Skill Acquisition, Training and Empowerment of Corps Members, Training and Retraining of the Personnel of the NYSC, Development of Camps and NYSC Formations and Facilities and for Related Matters (HB. 985)” (Hon. Julius 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 NATIONAL YOUTH SERVICE CORPS TRUST FUND TO PROVIDE A SUSTAINABLE SOURCE OF FUNDS FOR THE NATIONAL YOUTH SERVICE CORPS (NYSC), SKILL ACQUISITION, TRAINING AND EMPOWERMENT OF CORPS MEMBERS, TRAINING AND RETRAINING OF THE PERSONNEL OF THE NYSC, DEVELOPMENT OF CAMPS AND NYSC FORMATIONS AND FACILITIES; AND FOR RELATED MATTERS (HB.1975)

Clause 1: Objective.

The objective of this Bill is to provide a legal framework for the management and control of the special intervention fund established under section 3 of this Bill for providing sustainable sources of funds for NYSC, skills acquisition, training and empowerment of corps members, development of camps and NYSC formations and other facilities, improving the general welfare of the corps members and personnel of the NYSC Scheme and enhancing their preparedness to effectively discharge their statutory duties of fostering national unity, integration and self-reliance (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 2: Scope.

- (1) The Trust Fund established under section 3 of this Bill shall cover all corps members, personnel of the NYSC, orientation camps, formations, facilities and the overall improvement and efficiency in the discharge of their duties and responsibilities.
- (2) The Trust Fund shall operate concurrently with NYSC Scheme as from the commencement of the Act (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART II — ESTABLISHMENT AND MANAGEMENT OF THE
NATIONAL YOUTH SERVICE CORPS TRUST FUND

Clause 3: Establishment of the National Youth Service Corps Trust Fund.

- (1) There is established the National Youth Service Corps Trust Fund (in this Bill referred to as "the Trust Fund").
- (2) The Trust Fund —
 - (a) shall be a body corporate with perpetual succession and a common seal; and
 - (b) may sue and be sued in its corporate name (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 4: Sources of the Trust Fund.

- (1) The Trust fund shall consist of —
 - (a) 0.2% of total revenue accruing to the Consolidated Revenue Fund;
 - (b) any take-off grant and special intervention fund as may be provided by the Federal Government;
 - (c) such money as may be appropriated to meet the objective of this Bill by the National Assembly in the budget;
 - (d) aids, grants and assistance from international bilateral and multilateral agencies, non-governmental organisations and the organised private sector;

- (e) grants, donations, endowments, bequests and gifts, whether of money, land or any other property from any source; and
 - (f) money derived from investments made by the Trust Fund.
- (2) Subsections (1) (e) and (f) shall be acceptable to the Trust Fund except where the terms and conditions attached to aid, grant, donation or gift are inconsistent with the objective of the Trust Fund and the provisions of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 5: Purposes of the Trust Fund.

- (1) The Trust Fund shall be utilised for —
- (a) meeting the skill acquisition training and empowerment of corps members;
 - (b) meeting the training and re-training needs of the personnel of the NYSC;
 - (c) enhancement of the skills of corps members for improved proficiency and employment generation;
 - (d) overall improvement, performance and efficiency in the discharge of constitutional roles and responsibilities;
 - (e) development of orientation camps and NYSC formations with facilities therein;
 - (f) sponsorship of corps members' group community development service projects and activities;
 - (g) financing the procurement of operational books, instructional materials, vehicles and equipment for use for the attainment of its organisational objectives;
 - (h) expansion of existing NYSC ventures and funding of the establishment of new ones for the training of corps members and production of items required for the institutional needs at orientation camps; and
 - (i) such other purposes incidental to or connected with the attainment of the objective of this Bill.
- (2) Nothing in this Bill shall derogate from the statutory obligations of the Federal, States, Federal Capital Territory and Local Governments or Area Councils to the NYSC, including responsibilities for funding and provision of facilities for its operations as enshrined in the National Youth Service Corps Act [Cap. N84, LFN, 2004] (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 6: Functions of the Trust Fund.

The Trust Fund shall —

- (a) receive all money accruing to it under this Bill;
- (b) deploy all money accruing to it under this Bill to meet the objective of this Bill;
- (c) ensure the proper monitoring of the empowered corps members and intervention projects for purpose of accountability; and
- (d) carry out such other activities considered necessary for the attainment of the objective of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 7: Establishment and composition of the Board of the Trust Fund.

- (1) There is established a Board of Trustees of the Trust Fund (in this Bill referred to as "the Board")
- (2) The Board shall consist of —
 - (a) a Chairman and members of the NYSC National Governing Board as constituted under section 3 (2) (a)-(h) of the National Youth Service Corps Act [Cap. N84, LFN, 2004];
 - (b) one person each representing the —
 - (i) Federal Ministry responsible for NYSC,
 - (ii) Federal Ministry responsible Finance, and
 - (iii) organised private sector;
 - (c) the Chairman of the Nigeria Governor's Forum or his representative;
 - (d) the President of the Association of Local Government of Nigeria (ALGON) or his representative; and
 - (e) a retired Director of the NYSC recommended by the Director-General of the NYSC.
- (3) The Director-General of the NYSC shall serve as the Secretary of the Board.
- (4) Members of the Board shall be paid such allowances as may be determined by the Board in consultation with the Revenue, Mobilisation, Allocation and Fiscal Commission (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 8: Appointment and tenure of a member of the Board.

A member of the Board, other than an *ex-officio* member —

- (a) shall be appointed by the President;
- (b) shall hold office for three years in the first instance; and

- (c) may be reappointed for another three years and no more (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 9: Resignation by a member.

A member of the Board, other than ex-officio member, may resign his appointment by one month notice in writing under his hand addressed to the President (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 10: Cessation of office.

- (1) A member of the Board shall cease to hold office if he —
- (a) becomes of unsound mind;
 - (b) becomes bankrupt;
 - (c) is convicted of a felony or any offence involving fraud or dishonesty; or
 - (d) is guilty of corrupt practices or misconduct in relation to his duties.
- (2) A member of the Board may be removed from office by the President if the President is satisfied that it is not in the interest of the Trust Fund or public that the member should continue in that office.
- (3) Where a vacancy occurs in the membership of the Board, it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor and the successor shall —
- (a) represent the same interest; and
 - (b) be appointed by the President.
- (4) The provisions of the Schedule to this Bill shall have effect with respect to the meetings and proceedings of the Board and other related matters [Schedule] (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 11: Removal from office of a member.

Notwithstanding the provisions of sections 8 and 9 of this Bill, the President may remove a member from the Board if any circumstance which borders on corruption and other activities that negates the interest and security of the nation would require the removal of the member from the Board (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 12: Functions of the Board.

The Board shall be responsible for —

- (a) generally regulating the administration, application and disbursement of money from the Trust Fund under this Bill;

- (b) setting out the policies and programmes for the training and empowerment of exiting corps members, training and retraining of NYSC personnel, development of orientation camps and NYSC offices with facilities in accordance with objectives of this Bill;
- (c) approving the disbursement of money from the Trust Fund to finance projects or activities of the NYSC and its formations being beneficiaries of the proceeds of the Trust Fund;
- (d) scrutinising and approving projects which qualify for financing under this Bill;
- (e) exercising control over the management of the Trust Fund with a view to ensuring accountability and proper utilisation of money in the Trust Fund for the purposes set out in this Bill;
- (f) updating the Federal Government on its activities and progress through annual and audited reports;
- (g) reviewing progress and suggesting improvements within the provisions of this Bill;
- (h) making and issuing guidelines to all beneficiaries on disbursement from the Trust Fund on the use of money received from the Trust Fund; and
- (i) carrying out such other activities as are considered necessary for the attainment of the objective of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 13: Powers of the Board.

- (1) The Board shall have powers to —
 - (a) award contracts whether in local or foreign currency in conformity with the due process requirements as provided in any law, rule, guideline or regulation and;
 - (b) invest money accruing to the Trust Fund in accordance with the Trustees Investment Act and approve the utilisation of the returns on investment in the same way as money accruing to the Trust Fund [Cap. T22, LFN, 2004].
- (2) In the discharge of its duty under this Bill, the Board shall —
 - (a) identify the funding needs of the various programmes and activities of the NYSC and its formations for the enhancement of the performance of the NYSC Scheme;
 - (b) enter into contractual arrangements for the purpose of executing approved projects on behalf of the Trust Fund;
 - (c) oversee the implementation of projects financed through money accruing to the Trust Fund; and
 - (d) enter into public-private partnership and private finance initiative

arrangements and agreements necessary for the project execution in accordance with Infrastructure Concession Regulatory Commission Public Private Partnership Regulations, 2014 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 14: Establishment of the Trust Fund Project Monitoring and Implementation Committee.

- (1) For the purpose of implementing any project approved by the Board under this Bill, there is established the NYSC Trust Fund Project Monitoring and Implementation Committee (in this Bill referred to as "the Implementation Committee").
- (2) The Implementation Committee shall consist of —
 - (a) a Chairman;
 - (b) six NYSC staff with proven integrity; and
 - (c) such other members, not exceeding six in number, with proven integrity approved by the Board.
- (3) The Implementation Committee is responsible to the Board in the execution of the duties and responsibilities assigned to it by the Board (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART III — SECRETARY OF THE BOARD

Clause 15: Functions of the Secretary of the Board.

- (1) The Director-General of the NYSC shall serve as the Secretary of the Board of the Trust Fund.
- (2) The Secretary of the Board shall —
 - (a) keep proper records of the proceedings of the Board;
 - (b) be responsible for the administration of the Trust Fund;
 - (c) be in charge of the general direction and control of all other employees of the Trust Fund;
 - (d) work closely with the Implementation Committee in discharging such duties and responsibilities as may be assigned to him by the Board; and
 - (e) appoint such staff from within or outside the NYSC with prerequisite qualification and experience as required by the Trust fund for the proper functioning of the Secretariat.
- (3) The Secretariat of the Trust Fund shall be domiciled in the NYSC national headquarters (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 16: Fund of the Trust Fund.

- (1) There is established a general fund (in this Bill referred to as "the Fund") for the administration of the Trust Fund.
- (2) The Fund shall consist of —
 - (a) annual budgetary allocation appropriated by National Assembly for the management of the Trust Fund;
 - (b) take-off grants and such other money as may be made available to the Trust Fund to meet the cost of administration; and
 - (c) all other money which may be made available for the running of the Trust Fund (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 17: Account of the Trust Fund.

- (1) There shall be maintained for the Trust Fund, an account into which shall be paid all money accruing to the Trust Fund under section 4 of this Bill.
- (2) The Board shall also open and maintain an account into which shall be paid money received for management of the Trust Fund under section 16 (2) of this Bill.
- (3) The accounts referred to under subsections (1) and (2) shall be managed in accordance with the extant financial regulations of the Federal Government of Nigeria.
- (4) The Board shall apply the proceeds of the —
 - (a) Trust Fund for the purposes set out in section 5 of this Bill; and
 - (b) money referred to in subsection (2) to meet the cost of administration, including payment of salaries, fees, other remunerations and allowances payable —
 - (i) to members of the Board and employees of the Trust Fund, and
 - (ii) for the payment of experts, professionals and consultants engaged by the Board for Trust Fund (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 18: Estimates of expenditure.

The Board shall, not later than 30 June of every year, submit to the President an estimate of its income and expenditure during the succeeding year (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 19: Account and audit.

The Board shall cause to be kept for the Trust Fund proper accounts and records and when certified by the Board, these accounts shall be audited by auditors appointed

from the list and in accordance with the guidelines issued by the Auditor-General for the Federation (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 20: Exemption from tax.

- (1) The Trust Fund shall be exempted from the payment of income tax on any income accruing from investments made by the Trust Fund or otherwise.
- (2) The provisions of the Companies Income Tax Act or any subsequent amendment to it and any enactment relating to the taxation of companies or trust funds shall not apply to the Trust Fund [Cap. C21, LFN, 2004] (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART V — SUBMISSION OF REPORTS AND SUPPLEMENTARY PROVISIONS

Clause 21: Quarterly report.

The Board shall, at the end of every three months, submit to the President a report on its activities and the administration of the Trust Fund (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 22: Annual report.

The Board shall, not later than three months before the end of each year, submit to the President a report on the activities and the administration of the Trust Fund during the preceding year and shall include in such reports the certified auditor's report (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 23: Power of the President to issue directives.

The President may give to the Board directives of a general nature with regard to the performance by the Board of its functions under this Bill for compliance by the Board (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 24: Regulations.

The Board may, with the prior approval of the President, make such regulations as deemed necessary or expedient for giving full effect to the provisions of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 25: Interpretation.

In this Bill —

"Board" means the Board of the National Youth Service Corps Trust Fund, established under section 7 of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"corps member" means a Nigerian graduate youth on national service under the NYSC Scheme (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"due process" means compliance with extant financial rules and regulations on public procurement of goods, works and services (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"NYSC formations" include the National Directorate Headquarters, Area Offices, State Secretariats, Zonal Offices, Local Government Offices, Ventures and Orientation Camps (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"NYSC Ventures" means small and micro enterprises established by NYSC and the NYSC farm settlements established for the purpose of training corps members (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

Question that the meaning of the words "NYSC Ventures" 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.

"personnel" means officers of the NYSC and the Trust Fund; and (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Trust Fund" means the National Youth Service Corps Trust Fund established under section 3 (1) of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

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

Clause 26: Citation.

This Bill may be cited as the National Youth Service Corps Trust Fund (Establishment) Bill, 2024 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD PROCEEDINGS

1. Subject to the provisions of this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of its committee.
2. The quorum of the Board shall be the Chairman or the person presiding at the meeting and three other members of the Board and the quorum of any committee of the Board shall be as determined by the Board.
3. The Board shall meet not less than four times in each year and subject thereto, the Board shall meet whenever it is summoned by the Chairman, or if the Chairman is required to do so by notice given to him by not less than four members of the Board, he shall summon a meeting of the Board to be held within fourteen days from the date on which the notice was given.
4. At any meeting of the Board, the Chairman shall preside but in his absence, the members present at the meeting shall appoint one of their members to preside at the meeting.
5. Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt the person to the Board for such period as it thinks fit, but a person who is in attendance by virtue of this sub-paragraph is not entitled to vote at any meeting of the Board and does not count towards a quorum.
6. All members of the Board shall have equal rights and privileges, and where there is equality in vote, the Chairman shall have a casting vote.

Committees

7. The Board may appoint such number of committees to carry out, on behalf of the Board such of its functions as the Board may, from time to time, determine.
8. A committee appointed under paragraph 7 of this Schedule shall consist of such number of persons (not necessarily members of the Board) as may be determined by the Board, and the person, other than a member of the Board, shall hold office on the committee in accordance with the terms of his appointment.
9. A decision of a committee of the Board shall be of no effect until it is confirmed and or ratified by the Board.
10. Any member of the Board or any person, holding office on a committee of the Board, who has personal interest in any contract or arrangement shall disclose his interest to the Board and shall not influence on any matter relating to the contract or arrangement.

Miscellaneous

11. The fixing of the seal of the Trust Fund shall be authenticated by the signature of the Chairman or of any other person authorised generally or specially to act for that purpose by the Board.
12. Any contract or instrument made or executed by a person not being a body corporate, that would not be required to be under seal may be made or executed on behalf of the Board by the Chairman or any person generally or specifically authorised to act for that purpose by the Board.
13. Any document purporting to be a document duly executed under the seal of the Trust Fund shall be received in evidence and is, unless the contrary is proved, presumed to be so executed.

14. The validity of any proceeding of the Board or committee shall not be adversely affected by —
- (a) any vacancy in the membership of the Board or committee;
 - (b) any defect in the appointment of a member of the Board or of a committee; or
 - (c) reason that a person not entitled to do so took part in the proceedings of the Board or committee (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Explanatory Memorandum:

This Bill seeks to establish the National Youth Service Corps Trust Fund to, among other things, provide sustainable source of funds for National Youth Service Corps (NYSC), skills acquisition, training and provision of startup capital to corps members, train and retrain the personnel of the NYSC, develop camps and NYSC formations, provide facilities, improve the general welfare of corps members and personnel of the NYSC Scheme and enhance their preparedness to effectively discharge their statutory duties of promoting national unity, integration, self-reliance and accelerated development of the nation (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

Agreed to.

Long Title:

A Bill for an Act to Establish the National Youth Service Corps Trust Fund to Provide a Sustainable Source of Funds for the National Youth Service Corps (NYSC), Skill Acquisition, Training and Empowerment of Corps Members, Training and Retraining of the Personnel of the NYSC, Development of Camps and NYSC Formations and Facilities; and for Related Matters (HB. 985) (*Hon. Julius Omozuanvbo 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 National Youth Service Corps Fund to Provide a Sustainable Source of Fund for the National Youth Service Corps (NYSC) Skill Acquisition, Training and Empowerment of Corps Members, Training and Retraining of the Personnel of the NYSC, Development of Camps and NYSC Formations and Facilities and for Related Matters (HB. 985) and approved Clauses 1 - 26, the Schedule, 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 Prevent, Prohibit and Redress Sexual Harassment of Students in Tertiary Educational Institutions and for Related Matters (HB.1598) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Prevent, Prohibit and Redress Sexual Harassment of Students in Tertiary Educational Institutions and for Related Matters (HB.1598)” (Hon. Julius 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 PREVENT, PROHIBIT AND REDRESS
SEXUAL HARASSMENT OF STUDENTS IN TERTIARY EDUCATIONAL
INSTITUTIONS AND FOR MATTERS CONNECTED THEREWITH

Clause 1: Objective.

This Bill is enacted to promote and protect ethical standards in tertiary education, the sanctity of the student-educator fiduciary relationship of authority, dependency and trust and respect for human dignity in tertiary educational institutions, by providing for:

- (i) protection of students against sexual harassment by educators in tertiary educational institutions;
- (ii) prevention of sexual harassment of students by educators in tertiary educational institutions; and
- (iii) redressal of complaints of sexual harassment of students by educators in tertiary educational institutions (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 2: Relationship of Authority, Dependency and Trust.

- (1) A relationship of authority, dependency and trust shall be construed to exist between an educator and a student in an institution if:
 - (i) the educator is directly or indirectly involved in the full-time or part-time academic training, teaching, advising, supervision and education of the student; or
 - (ii) the educator has direct or indirect academic or non-academic authority over the student; or
 - (iii) the student depends, directly or indirectly, on the educator in any manner whatsoever.
- (2) To uphold the Objective of this Bill, an educator shall observe a fiduciary duty of care to every student by not exploiting a student or his/her relationship with a student for personal gains, sexual pleasure, or immoral satisfaction, or in any way whatsoever that violates the sacrosanctity, honour and inviolability of the fiduciary relationship of authority, dependency and trust between him/her and a student (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Chairman to report progress.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Prevent, Prohibit and Redress Sexual Harassment of Students in

Tertiary Educational Institutions and for Related Matters (HB.1598) and approved Clauses 1 - 2, and deferred further consideration of the Report.

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 Federal College of Education (Technical), Gwaram, Jigawa State, to Provide Full-Time Courses in Education, Applied Sciences, Instruction and Training in Technology, Arts, Social Sciences, Humanities and Management, and other Fields of Related Study, and to Carry out Research in Development and Adaptation of Techniques, and also make provisions for the General Administration of the College and for Related Matters (HB.1384) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish the Federal College of Education (Technical), Gwaram, Jigawa State, to Provide Full-Time Courses in Education, Applied Sciences, Instruction and Training in Technology, Arts, Social Sciences, Humanities and Management, and other Fields of Related Study, and to Carry out Research in Development and Adaptation of Techniques, and also make provisions for the General Administration of the College and for Related Matters (HB.1384)” (Hon. Julius 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 COLLEGE OF EDUCATION (TECHNICAL), GWARAM, JIGAWA STATE, TO PROVIDE FULL-TIME COURSES IN EDUCATION, APPLIED SCIENCES, INSTRUCTION AND TRAINING IN TECHNOLOGY, ARTS, SOCIAL SCIENCES, HUMANITIES AND MANAGEMENT, AND OTHER FIELDS OF RELATED STUDIES, AND TO CARRY OUT RESEARCH IN DEVELOPMENT AND ADAPTATION OF TECHNIQUES, AND ALSO MAKE PROVISIONS FOR THE GENERAL ADMINISTRATION OF SUCH COLLEGE AND FOR RELATED MATTERS

PART I — ESTABLISHMENT OF FEDERAL COLLEGE OF EDUCATION (TECHNICAL), GWARAM, JIGAWA STATE

Clause 1: Establishment of Federal College of Education (Technical), Gwaram, Jigawa State.

- (1) There is hereby established the Federal Colleges of Education (Technical), Gwaram, Jigawa State, which shall have such powers and exercise such functions as is conferred on it by this Bill.
- (2) The College shall be a body corporate with perpetual succession and a common seal and shall have power to acquire and dispose of interests in movable and immovable properties and may sue and 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: Governing Council of Federal College of Education (Technical), Gwaram, Jigawa State.

- (1) The governance of the College and the direction of its affairs shall vest in the

Governing Council of the College concerned (hereafter in this Bill referred to as "the Council").

- (2) Without prejudice to the generally of subsection (1) of this section, it shall be the responsibility of the Council to consider and approve:
- (i) the plan of activities of the College;
 - (ii) the programme of studies, courses, and research to be undertaken by the College;
 - (iii) the annual estimates of the College; and
 - (iv) the investment plans of the College (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 3: Membership of the Council of each College.

- (1) The Council of College shall consist of a chairman to be appointed by the President, Commander-in-Chief of the Armed Forces.
- (2) The following other members, to be appointed by the president:
- (i) the Hon. Minister of Education or his representative;
 - (ii) two elected representatives of the Academic Board and the congregation (one each) of the College;
 - (iii) an elected representative of the National Commission for Colleges of Education;
 - (iv) a representative of the Alumni Association of the College;
 - (v) a representative of the University of which the College is affiliated to for the purpose of moderation;
 - (vi) a representative of the Nigerian Society of Engineers;
 - (vii) four (4) persons of note in the areas of Technical Education, one who shall be former or serving teachers/educationists, to be appointed by the President, Commander-in- Chief of the Armed Forces;
 - (viii) the provost of the college;
 - (ix) the Deputy Provost of the College; and
 - (x) the Registrar shall be a member and Secretary (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 4: Tenure of office of members of the Council.

- (1) A member of the Council shall hold office for a term of four (4) years and, subject to the provisions of subsection (2) of this section, shall be eligible for re-appointment for a another period of four (4) years.

- (2) The office of a member appointed under sections 3 (1) and 3 (2) of this Bill shall become vacant if:
- (a) the member resigns his office by notice in writing under his hand, addressed to the Minister, or
 - (b) the Minister is satisfied that it is not in the interest of the College for the person appointed to continue in office and notifies the member in writing to that effect (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 5: Functions of College.

The functions of College shall be:

- (a) to provide full-time courses in teaching, instruction and training, in technology, applied sciences, commerce, arts, social sciences, humanities and management; and in such other fields of applied learning relevant to the needs of the development of Nigeria, in the areas of industrial and agricultural production, distribution and for research in the development and adaptation of techniques as the Council may from time to time determine;
- (b) to conduct courses in education for qualified teachers;
- (c) to arrange conferences, seminars, inaugural lectures and workshops relative to the fields of learning specified in paragraph (a) of this section; and
- (d) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 6: Powers of the Council.

- (1) For carrying out the functions of the College, the Council shall have power to:
- (a) hold examinations and grant Diplomas, Professional Certificates and other distinctions, to persons who have pursued a course of study approved and accredited by the National Commission for Colleges of Education (NCCE), and have satisfied such other requirements;
 - (b) demand and receive from any student or any other person attending the College for the purpose of construction such fees as the Council may, with the prior approval of the NCCE, from time to time determine;
 - (c) hold public lectures and undertake printing, publishing and bookselling;
 - (d) make gifts for any charitable purpose;
 - (e) hold examinations in education for qualified teachers;
 - (f) provide amenities for and make such other provision for the welfare of the staff of the College;

- (g) invest the funds of the College in securities specified by law or in such other securities in Nigeria as may be approved by the NCCE;
 - (h) borrow money within Nigeria in such manner and upon such security as the NCCE may from time to time authorize;
 - (i) enter into such contracts as may be necessary or expedient for carrying into effect the objectives of the College;
 - (j) recruit staff of the right caliber and determine the career structure of such staff;
 - (k) establish and maintain such schools and other teaching units within the College or extra moral departments as the Council may, from time to time, decide;
 - (l) institute and award fellowships, medals, prizes and other titles;
 - (m) mount exhibitions and displays designed to foster an appreciation of trends in and the scope and requirements of education;
 - (n) erect, provide, equip and maintain such educational recreational and residential facilities as the College may require;
 - (o) create lectureships and other academic posts and offices and to make appointments thereof;
 - (p) encourage and make provision for research in the College; and
 - (q) do such acts and things whether or not incidental to the foregoing powers as may advance the objects of the College.
- (2) The power of the Council to establish further schools within the College shall be exercisable by order and not otherwise (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 7: Visitation.

- (1) The Minister of Education shall be the Visitor of the College.
- (2) The Visitor shall, not less than once in every five (5) years, conduct a visitation to the College or appoint a visitation panel consisting of not less than five (5) experts to conduct the visitation:
 - (i) for the purpose of evaluating the academic and administrative performance of the College; or
 - (ii) for such other purpose or in respect of any other affairs of the College as the visitor may deem fit (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 8: The Academic Board and its functions.

- (1) There shall be established for the College a board to be known as the

Academic Board which shall consist of the following members:

- (a) the Provost of the College who shall be the chairman;
 - (b) all heads of departments;
 - (c) the Bursar;
 - (d) the College Librarian;
 - (e) not more than two members of the academic staff other than Heads of Departments to be appointed by the Council; and
 - (f) Deputy Provost, Deans, Academic Directors/Co-coordinators, All chief Lecturers with PhD/Professors.
- (2) The Academic Board shall be responsible for:
- (a) the direction and management of academic matters of the College including the regulation of admission of students, the award of certificates, scholarships, prizes and other academic distinctions;
 - (b) making periodic reports on such academic matters to the Council as the Council may from time to time direct;
 - (c) discharging any other functions which the council may from time to time delegate to it (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 9: Power of Minister to give directions to the Council.

Subject to the provisions of this Bill, the Minister may give to the Council direction of a general character or relating generally to matter of policy with regard to the exercise by the Council of its functions under this Bill and it shall be the duty of the Council to comply with such directives (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 10: Provost of the College.

- (1) There shall be a Provost for the College (in this Bill referred to as "the Provost") who shall be appointed by the President, Commander-in-Chief of the Armed Forces, in accordance with the provisions of this section.
- (2) Where a vacancy occurs in the post of Provost, the Council shall:
 - (a) advertise the vacancy in a reputable journals or a widely read newspaper in Nigeria specifying;
 - (i) the qualities of the person who may apply for the post,
 - (ii) the terms and conditions of service applicable to the post: and thereafter draw up a short list of suitable candidates for consideration;

- (b) constitute a research team consisting of:
 - (i) a member of the Council, not being a member of the Academic Board, as chairman;
 - (ii) two (2) members of the academic Board not below the rank of Chief Lecturer/Professor,
 - (iii) two (2) members of the academic community of the College not below the rank of chief Lecturer and not member of Academic Board, to be selected by the Council, to identify and draw up a short list of suitable persons who are not likely to apply for the post for any reason whatsoever.
- (3) A joint council and Academic Selection Board Committee consisting of:
 - (a) the chairman of the council;
 - (b) two (2) members of the Council, not being members of the Academic Board;
 - (c) two (2) members of the Academic Board not below the rank of Chief Lecturer/Professor, who were not members of the search team, shall consider the candidates and persons on the short lists drawn up under subsection (2) of this section, through an examination of their curriculum vitae and interaction with them, and recommend through the Council, to the President, Commander-in-chief of the Armed Forces, three candidates for his consideration.
- (4) The President, Commander-in-Chief of the Armed Forces, shall appoint as Provost one of the candidates recommended to him under the provisions of subsection (3) of this section.
- (5) Subject to this Bill and the general control of the Council, the Provost shall be the chief executive of the College and shall be charged with general responsibility for matters relating to the day-to-day management operations of the College (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

Clause 11: Tenure and procedure for removal of Provost.

- (1) Provost shall hold office for a period of four (4) year beginning with the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment;
- (2) May be reappointed for another period of four (4) years and no more; and
- (3) Where on the commencement of this section a Provost appointed before the commencement of this section has held office:
 - (i) for less than five (5) years, he shall be deemed to be serving his five (5) years single tenure and shall not have right for the renewal of his appointment for another tenure of four (4) years;
 - (ii) for more than five (5) years and has more than one (1) year to complete his second tenure, the council may allow him to serve as

Provost for another period of one (1) year only and thereafter he shall relinquish his post and be assigned other duties in the College;

- (iii) for more than five (5) years and has less than one (1) year to complete his second tenure, the council may allow him to serve as Provost to complete his second tenure and thereafter he shall relinquish his post and be assigned other duties in the College:
 - (a) the Provost may be removed from office by the Visitor on grounds of gross misconduct of inability to discharge the functions of his office as a result of infirmity of the body or mind after due consultation with the Council and the Academic Board acting through the Minister of Education;
 - (b) when the proposal for the removal of the Provost is made, the Council shall constitute a joint Committee of Council and Academic Board consisting of:
 - (i) three (3) members of the Council, one of whom shall be the chairman of the Committee; and
 - (ii) two (2) members of Academic Board, provided that where the ground for the removal is infirmity of the body or mind, the council shall seek appropriate medical opinion,
 - (c) the committee shall conduct investigation into the allegations made against the Provost and shall report its findings to the council;
 - (d) the Council shall where the allegations are proved inform the Visitor who shall remove the Provost;
 - (e) there shall be no sole administrator in any Nigerian College of Education;
 - (f) in any case of a vacancy in the office of the Provost, the Council shall appoint an Acting Provost on the recommendation of the Academic Board;
 - (g) an Acting Provost in all circumstances shall not be in office for more than six (6) months (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 12: Deputy Provosts.

- (1) There shall be for the college a Deputy Provost.
- (2) The council shall appoint the Deputy Provost from among the chief lecturers in the College in one of the following ways, that is:
 - (a) from a list of three (3) candidates in order of preference, submitted by the Provost; or
 - (b) on the nomination of one candidate by the Board constituted under

this section for that Purpose through election; or

- (3) The Selection Board referred to in subsection (2) of this section shall:
 - (a) consist of:
 - (i) the chairman of the council,
 - (ii) the provost,
 - (iii) two (2) members of the council not being members of the Academic Board,
 - (iv) two (2) members of the Academic Board; and
 - (b) make such inquiries as it deems fit before making the recommendation required under that section for that purpose; or
 - (c) on the nomination of the Provost.
- (4) The Selection Board referred to in subsection (2) of this section shall:
 - (a) consist of:
 - (i) the chairman of the council,
 - (ii) the Provost of the college,
 - (iii) two members of Council not being members of the Academic Board,
 - (iv) two members of the Academic Board; and
 - (b) make such inquiries as it deems fit before making the recommendation required under that subsection.
- (5) The Deputy Provost shall:
 - (a) assist the Provost in the performance of his functions;
 - (b) act in the place of the provost when the post of Provost is vacant or if the Provost is, for any reason, absent or unable to perform his functions; and perform such other functions as the Provost or the Council may, from time to time assign to him;
 - (c) shall hold office for a period of two (2) years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (d) may be reappointed for another one period of two (2) years and no more.
- (6) The Deputy Provost may be removed from office for gross misconduct or inability to discharge the functions of his office arising from infirmity of body or mind by the Council acting on the recommendation of the Provost and Academic board (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 13: The Registrar and other staff of the College.

- (1) The Council of the College shall appoint a Registrar to such College (herein after referred to as the Registrar) who shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council and subject thereto as the Provost may from time to time direct.
- (2) The Registrar shall, in addition to other duties conferred on him by or under this Bill, be the secretary to the Council, the Academic Board and any committee of the Council and in his absence, the Councilor any such committee may appoint some other person to act as secretary, and he shall not vote on any question before the Councilor count towards as quorum.
- (3) A Registrar:
 - (a) shall hold office for a single period of five (5) years only, beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for another period of five (5) years and no more.
- (4) Where, on the commencement of this section, a Registrar appointed before the commencement of this section has held office:
 - (a) for five (5) years or less, he shall be deemed to be serving his first term of office and shall not be reappointed for a another term of five (5) years;
 - (b) for more than five (5) years but has more than one (1) year to complete his second tenure, the council may allow him to serve thereby he shall relinquish his post and be assigned other duties in the College;
 - (c) for more than five (5) years or more, the council may allow him to serve as Registrar for an another period of one year only and thereafter he shall relinquish his post and be assigned other duties in the College (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 14: Other principal officers of the College.

- (1) There shall be for the College the following principal officers in addition to the Registrar, that is:
 - (a) the Bursar:

Who shall be appointed by the Council on the recommendation of the Selection Board constituted under section 10 (d) of this Bill.
- (2) The Bursar shall be the Chief Financial Officer of the College and be responsible to the Provost for the day-to-day administration and control of the financial affairs of the College:

- (a) shall hold office for a period of five (5) years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for a further period of five (5) years and no more.
- (3) Where, on the commencement of this section, a Bursar has held office:
 - (a) for five (5) years or less, he shall be deemed to be serving his first term of office and may be reappointed for a further term of five (5) years;
 - (b) for more than five (5) but less than one (1) year to complete his second term, the council may allow him to serve as Bursar for another period of one (1) year and thereafter shall relinquish his post and be assigned other duties in the College;
 - (c) for more than five (5) years or more, the council may allow him to serve in that capacity for a another period of one (1) year only and thereafter he shall relinquish his post and be assigned other duties in the College;
- (b) The College Librarian:
 - (1) the College Librarian shall be responsible to the Provost for the administration of the College Library and the co-ordination of the library services in the teaching units of the College.
 - (2) shall hold office for a period of five (5) years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (3) where, on the commencement of this section, a Librarian appointed before the commencement of this section has held office:
 - (a) for five (5) years or less, he shall be deemed to be serving his first term of office and may be reappointed for a further term of five years;
 - (b) for more than five (5) but less than one (1) year to complete his second term, the council may allow him to serve as College Librarian for another period of one (1) year and thereafter shall relinquish his post and be assigned other duties in the College.
 - (c) for more than five (5) years or more, the council may allow him to serve in that capacity for another period of one (1) year only and thereafter he shall relinquish his post and be assigned other duties in the College (*Hon. Julius Omozuanvbo Ihonybere — House Leader*).

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

Clause 15: Resignation of appointment of principal officers.

A principal officer may resign his appointment:

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

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

Clause 16: Other employees of the College.

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

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

Clause 17: Selection Board for other principal officers.

- (1) There shall be, for the College, a selection Board which shall consist of:
 - (a) the chairman of the council;
 - (b) the Provost;
 - (c) four (4) members of the council not being members of the Academic Board; and
 - (d) two members of the Academic Board.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subsection (1) of this section shall be as the Council may, from time to time, determine (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 18: Pensions.

- (1) It is hereby declared that service in the College shall be approved service for the purpose of the Pensions Act and accordingly, officers and other persons employed in each College, except Principal Officers shall, in respect of their service in the College, be entitled to pensions, gratuities and other retirement benefits as are prescribed there under, so however that nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude the grant of a pension and gratuity in respect of that office.
- (2) For the purposes of the application of the provisions of the Pensions Act, any power exercisable thereunder by a Minister or other authority of the Government of the Federation (other than the power to make regulations under section 23 thereof) shall be exercisable by the college and not by any

other person or authority (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 19: Establishment of fund of the College.

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

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

Clause 20: Power to accept gifts.

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

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

Clause 21: Accounts and Audit.

The Council shall keep proper accounts of its receipts, payments, assets and liabilities and shall in respect of each year cause the account to be audited (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 22: Payment into Account.

All sums of money received on account of the Council shall be paid into such bank for the credit of the Council as may be approved by the Council (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 23: Annual Reports.

The Council shall as soon as may be after the expiration of each financial year, prepare and submitted to the Minister a report of its activities during the immediately preceding financial year and shall include in the report a copy of the audited accounts of the College for that year and of the auditor's report on the accounts (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 24: Offices and Premises.

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

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

Clause 25: Discipline of Students.

- (1) The Council may make rules providing for the Provost to conduct enquires into alleged breaches of discipline (including lack of diligence) by students and such rules may make different provisions for different circumstances.
- (2) The rules shall provide for the procedure and rules of evidence to be followed at enquires under this section.
- (3) Subject to the provisions of subsection (1) of this section, where it is proved during the enquiry that any student of the College has been guilty of misconduct, the provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or any regulations made. Thereunder, direct:
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the College, or make use of such facilities of the College, as he may specify; or
 - (b) that the activities of the student shall during such period as may be specified in the direction, be restricted in such manner as may be so specified; or
 - (c) that the student may be suspended for such period as may be specified in the direction; or
 - (d) that the student be expelled from the College.
- (4) Where there is temporarily no Provost or where the Provost refuses to apply any disciplinary measures, the Council may, either directly or through some other staff, apply such disciplinary actions as are specified in subsection (3) of this section to any student of the College who is guilty of misconduct.
- (5) Where a direction is given under subsection (3) (c) or (d) of this section in

respect of any student, the student may, within twenty one (21) days from the date of the letter communicating the decision to him, appeal from the direction to the Council, and where as an appeal is brought, the council shall, after causing such inquiry to be made in the matter as the Council consider just, either confirm or set aside the direction or modify it in such manner as the Council may think fit.

- (6) The first time that an appeal from a direction is brought in pursuance of subsection (5) of this section shall not affect the operation of the direction while the appeal is pending.
- (7) The Provost may delegate his powers under this section to a disciplinary committee consisting of such members of the College as he may nominate.
- (8) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the College otherwise than on the ground of misconduct.
- (9) It is hereby declared that the direction under subsection (3) (a) of this section may be combined with a direction under subsection (3) (b) of this section.
- (10) In all cases under this section, the decision of the Council shall be final unless reversed by the Minister on appeal by the student (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 26: Interpretation.

In this Bill, unless the context otherwise requires:

"Chairman" means the chairman of the Council (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"College" Means as specified under section 1 (1) of this Bill (*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.

"Council" means the Governing Council of College established by or pursuant to section 3 of this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Provost" means the Provost of a College appointed under section 9 of this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Functions" includes powers and duties (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Ministers" means the Minister charged with responsibility for matters relating to education (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Members" means a member of the Council including the chairman (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

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

Clause 27: Short Title.

This Bill may be cited as the Federal College of Education (Technical), Gwaram, Jigawa State (Establishment) Bill, 2024 (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

SCHEDULES

SCHEDULE 1

PRINCIPAL OFFICERS OF THE COLLEGE

The Provost of the College

1. There shall be the Provost of the College who shall be the Chief Accounting Officer of the college and be appointed by the President Commander-in-Chief of the Armed Forces, in accordance to the section (9) of this Bill.

The Deputy Provost of the college

2. There shall be the Deputy Provost of the College who shall be responsible for the following:
 - (a) assist the Provost in the performance of his function;
 - (b) act in place of provost when the post of provost is vacant or if the provost is for any reason absent or unable to perform his function as provost;
 - (c) perform such other functions that the provost or council may, time to time assign to him.

The Registrar of the College

3.
 - (1) There shall be a registrar of the college who shall keep the records and conduct the correspondence of the council and shall perform such other duties as the council and subject thereto as the provost may from time to time direct.
 - (2) The Registrar shall, in addition to other duties conferred on him by or under this Bill, be the secretary to the council, the Academic Board and any committee of the

person to act as secretary, and he shall not vote on any question before the council

The Bursar of the College

4. There shall be a Bursar of the College who shall be the Chief Financial Officer of the College and be responsible to the Provost for the day-to-day administration and control of the financial affairs of the college.

The College Librarian

5. There shall be a college Librarian who shall be responsible to the Provost for the administration of the College Library and the coordination of the Library services in the teaching units of the College (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

Question that the provisions of Schedule 1 stand part of the Bill — Agreed to.

SCHEDULE 2

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

(Section 2 (3))

TERMS OF SERVICES

Remuneration of Council Members

1. There may be paid to the members of the Council or any committee, such remuneration and allowances as may from time to time be determined by the President, Commander-in-Chief of the Armed Forces.

Vacancy of Council Seat

2. Where a vacancy occurs in respect of the membership specified in section 3 (1) and 3 (2), it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor in office and such successor shall represent the same interest as his predecessor.
3. The Council may act notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a members.

Proceedings

4.
 - (a) The Council shall meet for the conduct of business at such times, places and on such days as the chairman may appoint but shall meet not less than once every four (4) months;
 - (b) The chairman may at any time and shall, at the request in writing of not less than six (6) members, convene a meeting of the Council;
 - (c) At any meeting of the Council the chairman shall preside; but in his absence, members present shall elect one of their number to preside at the meeting;
 - (d) Where the Council desires to obtain the advice of any person on any particular matter, the Council may co-opt persons who are not members of the Council but persons co-opted shall not be entitled to vote at a meeting of the Council;

- (e) The Quorum of the Council shall be one half of the total members of the Council, at least one of whom shall be a member appointed by the President;
- (f) Decisions of the Council shall be made on approval by a simple majority of members.

Miscellaneous

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

Question that the provisions of Schedule 2 stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish Federal College of Education, (Technical), Gwaram, Jigawa State, to provide full-time courses in education, applied sciences, instruction and training in technology, arts, social sciences, humanities and management, and other fields of related studies, and to carry out research in development and adaptation of techniques, and also make provisions for the general administration of such college (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Federal College of Education (Technical), Gwaram, Jigawa State, to Provide Full-time Courses in Education, Applied Sciences, Instruction and Training in Technology, Arts, Social Sciences, Humanities and Management, and Other Fields of Related Studies, and to Carry out Research in Development and Adaptation of Techniques, and Also Make Provisions for the General Administration of Such College and for Related Matters (HB.1384) (*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 Federal College of Education, (Technical), Gwaram, Jigawa State, to Provide Full-Time Courses in Education, Applied Sciences, Instruction and Training in Technology, Arts, Social Sciences, Humanities and Management, and other Fields of Related Study, and to Carry out Research in Development and Adaptation of Techniques, and also make provisions for the General Administration of the College and for Related Matters (HB.1384) and approved Clauses 1 - 27, 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.

- (v) ***A Bill for an Act to Establish the Institute of Chartered Trustees of Nigeria (ICTN) Charged with the Responsibility of Regulating and Promoting the Practice of Trusteeship including the Registration and Discipline of its Members and for Related Matters (HB.714) (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 Institute of Chartered Trustees of Nigeria (ICTN) Charged with the Responsibility of Regulating and Promoting the Practice of Trusteeship including the Registration and Discipline of its Members and for Related Matters (HB.714)" (Hon. Julius 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 INSTITUTE OF CHARTERED TRUSTEES, NIGERIA (ICTN) CHARGED WITH THE RESPONSIBILITY OF REGULATING AND PROMOTING THE PRACTICE OF TRUSTEESHIP INCLUDING THE REGISTRATION AND DISCIPLINE OF ITS MEMBERS;
AND FOR RELATED MATTERS (HB. 714)

PART I — ESTABLISHING OF INSTITUTE OF CHARTERED TRUSTEES, NIGERIA (ICTN), FUNCTIONS, ETC.

Clause 1: Establishment of the Institute of Chartered Trustees, Nigeria (ICTN).

- (1) There is established body to be known as the Institute of Chartered Trustees, Nigeria (ICTN) (in this Bill referred to as "the Institute").
- (2) The Institute —
 - (a) shall be a body corporate with perpetual succession and common seal which shall be kept in such custody as the Council may, from time to time, authorize.
 - (b) may sue or be in its corporate name; and
 - (c) may acquire, hold or dispose of any property, movable or immovable for the purpose of carrying out its functions under this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 2: Functions of the Institute.

The Institute is to —

- (a) regulate professional trusteeship practice, conduct researches and advance professional studies in trusteeship;
- (b) create and advance consciousness in the professional practice of trusteeship;

- (c) provide a forum for the interaction of practicing trustees;
- (d) collaborate with individuals, groups and corporate bodies with interest in trusteeship practice with the aim of sharing professional and technical skills, experience, benefits and research findings for the advancement of professional trusteeship;
- (e) promote high level of ethical standards in the practice of professional trusteeship, knowledge and skills that shall be attained by persons seeking to qualify as Chartered Trustees and as registered members of the Institute of Chartered Trustees, Nigeria (ICTN) (in this Bill referred to as "the Professional");
- (f) ensure that its- members maintain a reputable and high standard of behavior expected of any professional practice in —
 - (i) Trusts Funds Administration [collective investment schemes like Pension, Unit Trust, Trust Funds, Portfolio and Funds management, Consortium Finance, property Funds, Co-operatives Funds, Financial and Investment Management,
 - (ii) Administration of Estate (Trusts), Probate practice, Executorships, Next-of kin, Nomineeship, Administratorship, Wills, Leases, Mortgages, Conveyances, Transfers, Settlement, Custodial Trusteeship, and
 - (iii) Public Trust Administration — Incorporated Trustees, Registered Board of trustees and Public trust administration in Nigeria;
- (g) provide for the training, education and examination of persons desiring to become chartered trustees according to the provisions of this Bill in Nigeria;
- (h) regulate the discipline and professional conduct of its members;
- (i) promote and protect the welfare of its Members in Nigeria;
- (j) arrange conferences, seminars, symposia and meeting for discussion of trusteeship and related matters, reading of papers and delivery of lectures, publishing copies of abridgement of papers, books, lectures, records and other memoranda instilling high standard of professional ability and knowledge by means of periodic issue of journals of the Institute and to organize professional post qualification courses for its members;
- (k) ensure the establishment and maintenance of a register of fellows, honorary fellows, full members, association and corporate membership of the Institute and the publication of their lists from time to time; and
- (l) perform such functions as are incidental to the object or as the Council may deem necessary for the attainment of all or any of its functions under this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 3: Establishment and composition of the Governing Council of the Institute.

- (1) There is established for the Institute, a Governing Council (in this Bill referred to as "the Council") Charged with the responsibility for the general

management of the Institute.

- (2) The council shall consist of the following members —
 - (a) the president of the Institute, who shall be the Chairman of the Governing Board;
 - (b) two Vice-Presidents who shall be the Vice Chairmen of the Governing Council of the Institute;
 - (c) a representative each from the Federal Ministries of:
 - (i) Finance,
 - (ii) Commerce and Industry, and
 - (iii) Education;
 - (d) one representative of the Nigerian Association of Chambers of Commerce, Industry Mines and Agriculture (NACCIMA);
 - (e) a coordinator from each of the geo-political zones of the Federation;
 - (f) immediate past President of the Institute; and
 - (g) the Registrar of the institute, who shall also be the Secretary of the Council.
- (3) The members shall be appointed by the president on the Recommendation of the Minister.
- (4) Members other than the president and the Vice President of the Institute shall be part-time members.
- (5) The provisions set out in the First Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and other matters therein mentioned (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 4: Tenure of Office.

The president and other members of the Council other than ex-officio members shall each hold office for a term of two years from the date of appointment and may be eligible for re-appointment for another two years and no more (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 5: Qualification of the President and Vice President.

- (1) A person shall be qualified for appointment into the office of the president and vice-President of the Institute if the person —
 - (a) is a citizen of Nigeria;
 - (b) has attained the age of 40 years;

- (c) has been educated up to at least University or Polytechnic level with a First Degree, Higher National Diploma or their Equivalent.
 - (d) has paid all his dues for five consecutive years immediately preceding the year of election; and
 - (e) has not been adjudged to be lunatic or declared bankrupt; and
 - (f) a Fellow or Full member of the Institute.
- (2) The president shall preside at the meetings of the Institute but in the event of death, resignation, incapacity or inability to perform the functions of his office of any reason, the Vice-President shall act in his stead for the unexpired portion of the term of office (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

Clause 6: Admission to the Institute Classes of members and recognition of national service.

- (1) Subject to the provisions of this Bill, a person or body admitted to the Institute shall possess adequate knowledge of trusteeship and be registered as a chartered member in (b), (c), (d) and (e) and Ordinary member as in (a) and (f) of the Institute in the Category of —
- (a) Honorary Fellow;
 - (b) Fellow;
 - (c) Full Member;
 - (d) Associate Member;
 - (e) Corporate Member; and
 - (f) Student Member.
- (2) The categories listed in subsection (1) and the qualifications for its award are stipulated in the first schedule to this Bill (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

PART II — FINANCIAL PROVISIONS

Clause 7: Fund of the Institute.

- (1) There is established for the Institute a Fund (hereafter referred to as "the fund" to be managed by the Council.
- (2) There shall be paid into the fund —
- (a) all fees and other monies payable to the Institute;
 - (b) such monies as may be payable to the Institute whether in the course of the discharge of its functions or otherwise; and

- (c) such monies as may be held by Institute of Chartered Trustees, Nigeria Incorporated under the Companies and allied Matters Act, 1990 when it ceases to exist.
- (3) Monies paid out of the fund include —
 - (a) all expenditure incurred by the council in the discharge of its functions under this Bill;
 - (b) the salaries and allowances of the Registrar and other employees of the Institute;
 - (c) other such expenses that may be incurred by the members of the Council (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 8: Power to Invest.

Subject to guidelines issued by the Council from time to time, the Institute's funds and assets shall be invested in any bond, bill or other security issued or guaranteed by the Federal Government or the Central Bank of Nigeria (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 9: Power to Borrow Money.

The Council may, from time to time, borrow money for the purposes of the Institute or any part thereof and may issue debenture and other securities whether outright or as securities for any debt, liability or obligations of the Institute and any interest or charge payable on monies so borrowed shall be paid out of the Fund of the Institute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 10: Account of the Institute.

The council shall keep proper accounts and records on behalf of the Institute in respect of each year and those accounts are to be audited by an Auditor and in accordance with the guidelines supplied by the Auditor-General of the Federation (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 11: Annual Reports.

- (1) The council shall prepare and submit to the Minister of Commerce not later than twelve months after its establishment and once in each year thereafter, a report of the activities of the Council in the previous year and shall include in the report, a copy of the auditor's report.
- (2) The auditor, appointed for the purpose of this section, shall not be a member of the Council (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 12: Transfer to the Institute of certain properties, etc.

- (1) From the Commencement of this Bill:

- (a) all assets and liabilities held or incurred immediately before the commencement date, by or on behalf of the Incorporated Institute shall vest in the Institute and be held by it for the purpose of the Institute;
 - (b) the incorporated Institute shall cease to exist; and
 - (c) subject to subsection (b) of this section, any act, matter or thing made or done by the Incorporated Institute shall be deemed to have been done by the Institute.
- (2) The provision of Second Schedule to this Bill shall have effect with respect to the matters arising from their transfer by this section to the Institute of the properties of the Incorporated Institute and with respect to other matters mentioned in that Schedule (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART III — APPOINTMENT OF REGISTRAR AND OTHER STAFF AND THEIR DUTIES

Clause 13: Appointment of Registrar and other Staff and their duties.

- (1) The Council shall appoint —
 - (a) a reputable member of the Institute to the Registrar of the Institute;
 - (b) such other persons as the Council may, from time to time, deem necessary to assist the Registrar in the performance of his functions under this Bill.
- (2) A person shall be qualified to be appointed to the office of the Registrar of the Institute if the Person —
 - (a) is a citizen of Nigeria;
 - (b) possesses relevant qualification from a recognized institution of higher learning;
 - (c) has at least 16 years cognate experience in trusteeship; and
 - (d) possesses professional qualification of:
 - (i) Institute of Chartered Trustees, Nigeria,
 - (ii) Institute of Chartered Trustees, internationally recognized by the Federal Government of Nigeria or
 - (iii) should have held the position of Deputy Registrar in any institution recognized by the Federal Government and the Council (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 14: Maintenance of the Register.

The Registrar shall prepare and maintain, in accordance with rules made by the

Council, a register of names, addresses and approved qualifications and such other particulars of persons qualified to be registered as members in the categories of fellows, full members, associate members or honorary members who apply to be registered in the manner prescribed by such rules (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 15: The Deputy Registrars.

- (1) There shall be —
 - (a) a Deputy Registrar (professional);
 - (b) a Deputy Registrar (Administration);
 - (c) a Deputy Registrar (planning Research and Development).
- (2) A person shall be qualified to be appointed to the office of the Deputy Registrar if he has met the criteria for the post of the Registrar except that the minimum years of experience required shall be 10 years.
- (3) The duties of Deputy Registrar shall be assigned to him by the Council through the Registrar from time to time (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

PART IV — REGISTRATION OF MEMBERS

Clause 16: Registration of members.

- (1) Subject to section 6 of this Bill, a person shall be entitled to be registered as a member of the professional if he satisfies the Council that —
 - (a) immediately before the commencement of this Bill, he holds a qualification approved for members of the Institute and has the prescribed post qualification experience;
 - (b) he is by law entitled to practice for all purposes as trusteeship practitioner in the country in which the qualification was granted;
 - (c) he holds at least one of the qualifications prescribed for the purposes of registration and has complied with the other requirements prescribed under this Bill;
 - (d) he holds such certificate as approved by the Council;
 - (e) he produces sufficient evidence to the council that prior to the commencement of this Bill he has been in active practice continuously for a period of five years as a trusteeship practitioner provided that his application is sponsored by two members of the Institute who shall have been members for a minimum of five years and the application is made within the period prescribed by this Bill.
- (2) An applicant for registration under this Bill shall, in addition to evidence of qualification, satisfy the council that he:

- (a) is of good character;
 - (b) has attained the age of 18 years and
 - (c) has not been convicted by any court or tribunal in Nigeria or elsewhere for an offence involving fraud or dishonesty.
- (3) The Council may, in its discretion, provisionally accept a qualification produced in respect of an application for registration under this section or direct that the application be renewed within such period as may be specified.
- (4) Any entry directed to be made in the register under subsection (1) subparagraph (e) of this section, shall show that the registration is provisional and no entry so made shall be converted to full registration without the consent of the Council signified in writing in that behalf.
- (5) The Council shall from time to time, publish in the Federal Government Gazette, the Institute's news letter, and on their notice board, particulars of qualification for the time being accepted for registration under this Bill.
- (6) The trusteeship professionals from abroad who reside in Nigeria and wish to practice shall, within 12 months after the commencement of this Bill, seek registration with the Institute to become members.
- (7) A person shall not be entitled to be appointed or engaged to head any trusteeship management position of any organization unless he is:
 - (a) duly registered as a member of the Institute; and
 - (b) qualified by examination (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 17: Approval of qualification.

- (1) The Council may approve any qualification for the purpose of this Bill any —
 - (a) course of training of any approved Institution which is intended for persons who are seeking to become or are already trusteeship professionals and which the Council considers relevant to confer on persons completing it, sufficient knowledge and skill for admission to the Institute; and
 - (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 specific standard at the examination indicating in the opinion of the members of the Council that the candidates have sufficient knowledge and skill to practice trusteeship management.
- (2) The Council may, if it deems fit, withdraw any approval, given under this section in respect of any course, qualification or institution, but before withdrawing such an approval the Council shall —

- (a) notify the persons by whom the course is conducted or the qualification is granted or the institution shall appear before the Council as the case may be;
 - (b) afford such persons or institutions an opportunity to make representations to the Council, with regard to the proposal; and
 - (c) take into consideration any representation made in relation to the proposal in pursuance of paragraph (b) of this Subsection.
- (3) During the period in which the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall be treated as having been withdrawn under this section, but the withdrawal of such an approval shall be without prejudice to the registration or eligibility 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, as the execution of the instruction signifying the giving or withdrawal of the approval as the Council may specify in the instrument, and the Council shall —
 - (a) publish a copy of every such instrument so executed in the Federal Government Gazette; and
 - (b) not later than 14 days after its publication, send a copy of every such instrument so executed in the Federal Government Gazette to the Minister for commerce and Industry (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 18: Supervision of instruction and examinations leading to approved qualification.

- (1) The council shall keep itself informed of the nature of the —
 - (a) instrument given by an approved institution to persons attending approved course of training; and
 - (b) examinations as a result of which approved qualifications are obtained.
- (2) For the purpose of performing the duty in subsection (1) (b) of this Section, the Council may appoint, either from among its own members or otherwise, persons to visit approved institutions to observe such examination.
- (3) A person appointed under subsection (2) of this section shall report to the Council on the adequacy of the —
 - (a) instruction given to persons attending approved courses of training at institutions visited by him.
 - (b) examinations conducted in his presence: and examination which the Council may, either generally or in a particular case, request him to report:

Provided that no person appointed shall interfere with the giving of

any instruction or the holding of any examination.

- (4) On receiving such a report made under subsection (3) of this section, the Council may, if it deems fit and if so required by the Institute —
 - (a) send a copy of the report to the person appearing to the Council to be in charge of the institution or responsible for the examination to which the report relates;
 - (b) request such person to make observations on the report to the Council within such period as may be specified in the request, not being less than one month from the date of request (*Hon. Julius Omozuanybo Ihonybere — House Leader*).

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

PART V — DISCIPLINARY TRIBUNAL

Clause 19: Establishment of Disciplinary Tribunal and Investigating Panel.

- (1) There is established a body to be known as the Institute of Chartered Trustees, Nigeria Disciplinary Tribunal (in this Bill referred to as "the Tribunal") charged with the duty of considering and determining any case referred to it by the Investigating Panel established under subsection (3) of this section, and any other case which the Tribunal takes cognizance of under this Bill.
- (2) The Tribunal shall consist of a Chairman and six other members who shall be appointed by the Council from among members of the Institute who are not members of the Council.
- (3) There shall be a body to be known as the Institute of Chartered Trustees, Nigeria investigating Panel (in the Act referred to "the Panel") charged with the duties of —
 - (a) conducting a preliminary investigation into any case where is alleged that a member has committed an act of professional misconduct, or should for any other reason be the subject of proceedings before the Tribunal; and
 - (b) deciding whether the case shall be referred to the Tribunal after affording such a member an opportunity of being heard either personally or through a legal practitioner of his own choice in Nigeria.
- (4) The Council shall appoint members of the Panel from members of the Institute who are neither members of the Council nor the Tribunal.
- (5) A person shall not be appointed as a member of the Tribunal or of the Panel unless such a person is a Chartered Trustee or a full member or fellow of the Institute or both.
- (6) The provisions of the Third Schedule to this Bill shall so far as they are applicable to the Tribunal and Panel, respectively have effect with respect to these bodies,
- (7) The Council may, from time to time, make rules consistent with this Bill as

to acts, conducts or omissions which constitute professional misconduct such as where —

- (a) a person enrolled or registered under this Bill is adjudged by the Tribunal to be guilty of infamous conduct in any professional respect;
- (b) a person enrolled or registered under this Bill is convicted by any court or tribunal in Nigeria or elsewhere having power to pass sentence for an offence, whether or not the offence is punishable with imprisonment, which in the opinion of the Tribunal is incompatible with the status of a trusteeship professional; or
- (c) the Tribunal is satisfied that the name of any person has been fraudulently enrolled or registered, such a person shall be guilty of an offence and shall, on conviction be liable to a term of imprisonment not exceeding five years (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 20: Decisions of the Tribunal.

- (1) The Tribunal may, if it deems fit —
 - (a) give an order reprimanding a person or ordering the Register or strike a person's name off the relevant part of the register; or
 - (b) defer or further defer its decision as to the giving of such order under this section until a subsequent meeting of the Tribunal, but —
 - (i) no decision shall be deferred under this section for periods exceeding one year in the aggregate;
 - (ii) no person shall be a member of the Tribunal for the purposes of reaching a decision which has been deferred or further deferred unless he was present as a member of the Tribunal when that decision was first deferred;
 - (iii) for the purpose of subsection (1) (b) of this section, a person shall not be treated as convicted unless the conviction stands at a time when no appeal or further appeal is pending or no application for extension of time to appeal is brought in connection with the conviction;
 - (iv) when the Tribunal gives an order under subparagraph (b) of this section, the Tribunal shall cause notice of the order to be served on the person to whom it relates.
 - (v) the person to whom an order given under subsection (1) (a) of this Section relates may, at any time within 21 days from the date of service on him of notice of the order, appeal against the order to the Federal High Court and the Tribunal may appear as respondent to the appeal for the purpose of enabling directives to be given as to the cost of the appeal proceedings before the Federal High Court. The Tribunal

shall be deemed to be a party thereto whether or not it appears on the hearing of the appeal.

- (vi) an order of the Tribunal under this section shall take effect where —
 - (a) no appeal under this section is brought against the order within the time limited for the appeal,
 - (b) such an appeal is brought and withdrawn or struck out for want of prosecution,
 - (c) such appeal is brought and is not withdrawn or struck out, if and when the appeal is dismissed, shall not take effect except in accordance with forgoing provision of this subsection;
- (vi) a person whose name is struck off the register in pursuance of an order of the Tribunal under this section shall not be entitled to be registered again except in pursuance of a direction in that behalf given by the Federal High Court on the application of that person;
- (vii) an order under this section for the striking off 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 order (and where he has recently made such an application, from the date of his last application) as may be specified in the directive (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

PART VI — MISCELLANEOUS

Clause 21: Offences.

- (1) If a person for the purpose of procuring the registration of any name, qualification or other matter recklessly makes a statement which is false in a particular material, such a person is guilty of an offence.
- (2) If after the commencement of this Bill, a person who is not a member of the Institute practices or holds himself out as a member in expectation of a reward or takes or uses any name, title, addition or description implying that he is a member, he is guilty of an offence.
- (3) If the Registrar or any other person employed by or on behalf of the Institute willfully makes any falsification in any matter relating to the register, he is guilty of an offence.
- (4) A person guilty of an offence under this section is liable —
 - (a) on summary conviction to a fine not exceeding ₦50,000;
 - (b) on conviction or indictment, to a fine not exceeding ₦200,000 or to imprisonment for a term not exceeding two years, or to both such fine and imprisonment.

- (5) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of or attributable to any neglect on the part of any director, manager, secretary or other similar officer of the corporate body or any person purporting to act in such capacity, such person as well as the body corporate shall be deemed to have committed the offence and shall be prosecuted and punished accordingly (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 22: Regulations, Rules as to practice, etc.

- (1) Any regulation made under this Bill shall be published in the Federal Government Gazette and the Institute's news letter as soon as they are made, and a copy of the regulations shall be forwarded to the Minister for commerce and Industry not less than seven days before they are published.
- (2) The rules, proposed for the purposes of this Bill shall be subject to confirmation by the Institute at its next general meeting or at any annulled shall cease to have effect immediately, but without prejudice to anything done in pursuance or intended pursuance of any such rule prior to its annulment (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 23: Rules.

- (1) The Council may make rules for —
- (a) the training of registered members of the profession or suitable persons in trusteeship practice;
 - (b) the supervision, regulation, engagement and training of registered members or suitable persons;
 - (c) prescribing the amount and date for payment of the annual subscriptions, and for such purpose, different amounts may be prescribed by the rules according to whether the member of the Institute is a fellow member, full member, associate member, corporate member or honorary member;
 - (d) prescribing the form of licence to practice to be issued annually or if the Council deems fit, by endorsement on an existing licence;
 - (e) restricting the right to practice as a Chartered Member of the profession in default of payment of the amount of the annual subscriptions where the default continues for longer than such period as may be prescribed by the rules;
 - (f) restricting the right to practice as a member of the profession if the qualification granted outside Nigeria does not entitle the holder to practice as a member of the profession; and
 - (g) prescribing the period of practical training in the office of chartered member of the profession in practice to be completed before a person qualifies for a licence to practice as a member of the profession (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

Clause 24: Provision of library facilities.

The Institute shall —

- (a) provide and maintain a library comprising books and publications for the advancement of knowledge of trusteeship and such necessary for the purpose and
- (b) encourage research into any categories of trusteeship Practice as listed in subparagraphs (i) - (v), and such allied subject to the extent that the council may, from time to time, consider necessary:
 - (i) Chartered Trustees, in professional practice — practicing trustees who are self-employed and independent professionals, offering trust services,
 - (ii) Chartered trustees in employment — professional trustees employed in organizations or trustee firms to offer professional service,
 - (iii) Chartered trustees appointed into Board of Trustees — men of integrity with wealth of experience in professional trusteeship appointed into the Board of Trustees of organizations or Associations to pilot their affairs,
 - (iv) Chartered corporate trustees — corporate organizations or firms fully registered with the Institute and who offer trust services,
 - (v) Chartered custodial or public trustees — custodial or public administrators who are eminent personalities and by virtue of public trust or corporate trust bestowed on them are appointed, nominated or elected into public or leadership positions to run the affairs of the state (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Clause 25: Interpretation.

In this Bill, unless the context otherwise requires —

"Council" means the Council established as the governing body of the Institute under Section 3 (1) of this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Corporate member" means an employer of labour that qualifies as provided in paragraph 2 subparagraph (e) of the first schedule to this Bill (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

"Enrolled" means; being registered in relation to a fellow or a full member as the case may be (*Hon. Julius Omozuanvbo 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.

"incorporation Institute" means Institute of Chartered Trustees, Nigeria incorporated under the companies and Allied Matters Act, 1990 before the commencement of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Institute" means the Institute of Chartered Trustees, Nigeria (ICTN) established under section 1 (1) of the Act (*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.

"Investigating Panel" means Institute of Chartered Trustees, Nigeria (ICTN) investigating Panel established under section 19 (13) 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.

"Member" means a chartered member of the Institute registered in any of the three classes of membership (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Minister" means the Minister of Education (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"President" means the overall head of the Council of the Institute (*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.

"Chartered Trustee or Trusteeship professional" means any qualified member who is into practice or employed by any organization, ministry, and corporation and engaged in trusteeship practice (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

Question that the meaning of the words "Chartered Trustee or Trusteeship professional" be as defined in the interpretation to this Bill — Agreed to.

"Trusteeship" denotes the general coordination of activities that involves trust

services; and (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

"Tribunal" means the Institute of Chartered Trustees, Nigeria (ICTN) Disciplinary Tribunal established under Section 19 (1) of this Bill (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

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

Clause 26: Citation.

This Bill may be cited as the Institute of Chartered Trustees, Nigeria (ICTN) (Establishment) Bill, 2024 (*Hon. Julius Omozuanybo Ihonvbere — House Leader*).

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

SCHEDULES

FIRST SCHEDULE

Section 2 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualification and Tenure of Office of Members

1. (1) Subject to the provision of this paragraph, a member of the Council shall hold office for a period of four years beginning from the date of his appointment or election.
- (2) Any member of the Institute who ceases to be a member thereof shall if he is also member of the Council, cease to hold office in the Council.
- (3) Any elected member of the Council may by notice in writing under his hand addressed to the president of the Institute resign his office.
- (4) If for any reason there is a vacation of office by a member and —
 - (a) such member was appointed by the Minister, the Minister shall appoint another fit and proper person to replace such member; or
 - (b) if such member was elected, the Council may, if the time between the unexpired portion of the term of office and the annual general meeting of the Institute appears to warrant the filling of the vacancy, co-opt some fit and proper persons to replace such a member.

Classes of Membership

2. (1) A person or body accorded the status of a member by the Council shall be enrolled as —

- (a) a Fellow, if he is chartered member of high professional standing who —
 - (i) has served the Institute and had not less than 15 years experience in a senior trusteeship position in a private or public organization at the time of his application or enrolment, or
 - (ii) is not currently engaged in trusteeship practice and has been employed in senior management position in private or public, organization for not less than 15 years:
- (b) Full Member if the person —
 - (i) has passed all the examinations prescribed by the Council, and has a minimum of ten years continuous working experience in trusteeship practice in any private or public organization, or
 - (ii) is a chartered member of a foreign trusteeship professional body recognized by the government and the Council equivalent to that of membership of the Institute and such a person has a minimum of ten years working experience in any private or public organization in Nigeria, and shall have passed a stipulated examination before enrolment,
 - (iii) has updated his professional knowledge at least once in a year in the Institute's mandatory proficiency programme, or
 - (iv) is eligible for election into any position in the Institute and has paid membership fees for seven consecutive years immediately preceding the year of election;
- (c) Associate Member, if the person is in possession of requisite academic qualification and has passed all the examinations prescribed by the council;
- (d) Honorary Fellow, if the person is a person of distinction in the field of trusteeship, law, business, accounting, finance, politics, economics, management, engineering or any similar discipline, but shall not be eligible to vote or be voted for at any election of the Institute;
- (e) Corporate Member, if it is an employer of labour and meets the criteria set by the Council for registration in that category; and for the purpose of this section, all corporate members shall cause their staff in trusteeship functions to register with the Institute to foster their ethical standards and self regulation in the practice of trusteeship profession.
- (f) Student Member, if the person is pursuing a course in trusteeship management or any related profession in any institution approved by the Council but shall —
 - (i) shall not be eligible to vote or be voted for at elections of the Institute, and
 - (ii) such persons name shall only appear in the student membership register.

Procedure of Membership

3. (1) A person who desires to be admitted into the Institute shall make a formal application

to the Registrar of the Institute on the appropriate form as shall be prescribed by the Council and shall state under what class of membership he seeks admission.

- (2) A person applying for membership shall, in addition to evidence of qualification, satisfy the Council that —
 - (a) he is of good character; and
 - (b) has not been convicted by any court or tribunal in Nigeria or elsewhere of an offence involving fraud or dishonesty, or such other elsewhere of an offence as, in the opinion of the council, would render the applicant unfit to be a member of the Institute.
 - (3) The registrar shall place before the Council all applications for admission stating in each case whether the applicant is qualified for registration in the class under which he seeks for admission and if not so qualified, whether he qualifies for admission under any other class.
 - (4) Where the Council is satisfied that the person is qualified for admission —
 - (a) under the class for which he applied, the Registrar shall, upon payment of the prescribed fees by the applicant, enroll the person in that class, and issue him a certificate of membership appropriate for that class, and
 - (b) into another class other than that for which he applied, the Registrar shall, upon the person's application amend his application to state the class under which he is qualified and the Registrar shall, after the amendment and upon payment of the prescribed fees by the applicant, register him and issue a certificate of membership appropriate for that class.
4.
 - (1) Fellows or chartered trustees of the Institute shall be entitled to the use after their names the word "Fellow of the Institute of Chartered Trustees, Nigeria" respectively or the "FICTr"
 - (2) Full members or chartered trustees shall be entitled to use after their names the word "full member of Institute of Chartered Trustees, Nigeria" respectively or the initials "MICTr"
 - (3) Associate member or Chartered Trustees shall be entitled to use after their names the word "Associate Member or Chartered Trustee of the Institute of Chartered Trustees, Nigeria "respectively or the initials "AICTr"
 - (4) Honorary members or Honorary Trustees shall be entitled to use after their names the word "Honorary Trustee of Institute of Chartered Trustees, Nigeria "or the Initials "HTICTr"
 - (5) Corporate members or corporate Trustees shall be entitled to use after their names the word "corporate Trustee of the Institute Chartered Trustees, Nigeria "or the initial "CTICTr".

Entitlements of Members

5.
 - (1) A holder of the final professional certificate of the Institute shall be entitled to employment in private and public service on the same rank applicable to members of other chartered professional bodies in Nigeria if such a person is otherwise qualified and has fulfilled all other requirements of a competitive recruitment exercise.

- (2) A holder of the final professional certificate of the Institute shall, after years of graduation, be eligible for Chartered Trustees "Trusteeship practice License". The License is only issued to practicing trustees, who show continued competence through participation in the members' mandatory continued skills acquisition training programmes for update of professional skills. Practicing trustees must renew their license within every three years of continued practice. Registration and renewal of license guidelines are contained in the Ethical Standards and Practice code of the Institute on a fee to be determined by the Council.

Power of the Council, etc.

6. The Council shall have power to do anything, which in its opinion is calculated to facilitate the carrying on of the activities of the Institute.

Proceeding of the Council

7.
 - (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, the Council or any of its Committees.
 - (2) Standing order shall provide for decisions to be taken by a majority of the members and in the event of equality of votes, the President of the Institute or the Chairman as the case may be have a casting vote.
 - (3) Standing orders made for committee shall provide for committee to report back to the Council on any matter referred to it by the Council.
 - (4) The quorum of the Council shall be 10 and the quorum of a committee of the Council shall be determined by the Council.

Meeting of the Institute

8.
 - (1) The council shall convene an annual general meeting of the Institute on the 30th day of June every year or such other day as the Council may, from time to time, appoint so that if the meeting is not held within one year after the previous 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 anytime, if less than 20 members of the Institute are informed by notice in writing addressed to the Registrar of the Institute setting out the objects of the proposed meetings, the Chairman of the Council shall oversee a special meeting of the Institute.
 - (3) The quorum of any meeting of the Institute shall be 25 members and that of any special meeting of the Institute shall be 20 members.

Meetings of the Council

9.
 - (1) Subject to the provisions of any standing order, the council shall meet whenever it is summoned by the Chairman, and if the Chairman is required to do so by notice in writing given to him by not less than seven other members, he shall summon a meeting of the Council to be held within seven days from the day on which the notice is given.
 - (2) At any meeting of the Council, the Chairman or in his absence, the vice Chairmen in their order (first, second) 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, shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.
- (4) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the Minister who may give such directions as he thinks fit as to the procedure which shall be followed at the meeting.

Meeting of the committees

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

Miscellaneous

11. (1) The fixing of the common seal of the Institute shall be authenticated by the signature of the President or any other member of the Council authorized generally or specially by the Institute to act for the 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 executed on behalf of the Institute or the Council, as the case may require, by any person generally or specially authorized, 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 executed.
- (4) The Validity of any proceeding of the Institute or the Council or of a committee of the Council shall not be adversely affected by any vacancy in membership, or by any defect in the appointment of a member of the Institute or of the Council or of a person to serve on the committee or by reason that the person not entitled to do so took part in the proceedings.
- (5) Any member of the Institute or Council, and any person holding office on a Committee of the Council, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the council or a committee thereof, shall forthwith 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.

The Register

12. (1) The Register shall consist of five parts one for each class of membership namely —

- (a) Honorary Members;
 - (b) Fellows;
 - (c) Full Members;
 - (d) Associate Member;
 - (e) Corporate Member;
 - (f) Honorary Fellows; and
 - (g) Student Members.
- (2) Subject to this section, the Council shall make rules with respect to necessary professional forms, keeping of the register and the making of entries of particulars therein —
 - (a) regulating the making of applications for enrolment or registration, as the case may be, and providing for the nature of evidence to be produced in support of applications;
 - (b) providing for the notification to the Registrar by the person to whom any registered particulars concern, of any change in those particulars;
 - (c) authorizing a registered member to have any qualification which is in relation to the relevant division of the profession, for the purpose of this Bill;
 - (d) specifying the fees, including annual subscription, to be paid in the Institute; and
 - (e) specifying anything failing to be specified under this section.
- (3) Any rule for the purpose of paragraph 2 subparagraph (d) of this schedule shall not come into force until they are confirmed at a special meeting of the Institute convened for the purpose or at the next annual general meeting, as the case may be.
- (4) The Registrar shall in accordance with directives of the Council —
 - (a) correct any entry in the registrar which was incorrectly made;
 - (b) make any necessary alteration to the particulars of registered persons from time to time;
 - (c) delete from the registrar the name of any registered member who —
 - (i) died,
 - (ii) ceased to be a member, or
 - (iii) is convicted of professional misconduct; and
 - (d) record the names of members of the Institute who are in default for six months in the payment of annual subscriptions and take such appropriate action as the Council may direct.

- (5) Where the Registrar —
- (a) sends a letter to any registered member via the address of the member as found in the Register, by post, e-mail, telephone or e-fax, inquiring whether the registered particulars relating to him are correct and receives no reply to the letter within a period of six months from the date of dispatch; and
 - (b) upon the expiration of that period, sends in like manner to the person in question a second similar letter and receives no reply to that letter within three months from the date of dispatch, the Registrar may remove the particulars relating to the person in question from the register; Provided the Council may, for a reason which seems to it to be sufficient, direct the Registrar to restore to the appropriate part of the register, any particular deleted there from under this subsection.
13. (1) The Registrar shall cause —
- (a) the first edition of the register to be printed, published and put on sale to members of the public within one year from the date of commencement of this Bill;
 - (b) the first and subsequent editions of the register to be distributed to the members of the Institute and members of the Public on such terms as the Council may from time to time decide; and
 - (c) a print of each edition of the register and of each list or corrections to be deposited at the Head Office of the Institute and with the Registrar and shall make the register and lists so deposited available at all reasonable times for inspection by members of the public.
- (2) A document purporting to be a print of an edition of the register published under this section by the authority of the Registrar, or edition of a register so published and of the list of corrections to that edition so published, shall (without prejudice to any other mode of proof) be documents read together to prove that a member of the Institute was so registered at the date of the edition or the list of corrections, as the case may be, and that any person not so named was not so registered.
- (3) Where in accordance with subsection (2) of this section, a person is in any proceeding shown to have been, or not have been registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of those proceedings having at all material times thereafter continued to be or not to be so registered (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

SECOND SCHEDULE

Section 7 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTIES, ETC.

Transfer of properties

1. (1) Every agreement to which the Incorporated Institute was a part immediately before the commencement of this Bill, with respect to its rights, liabilities and obligations as it relates to properties transferred by this Bill to the Institute remains valid as if

the Institute had been a party to the agreement.

- (2) Other documents which refer, whether specifically or generally, to the incorporated Institute shall be constructed in accordance with subparagraph (1) of this paragraph so far as applicable.
- (3) Without prejudice to the generally of the foregoing provisions of this schedule, where by the operation of section 12 of this Bill, any right, liability or obligation shall vest in the Institute and all other persons shall, as from the commencement of this Bill, have the same rights as to the taking or residing of legal proceedings or the making or resisting of applications to any authority for ascertaining, perfecting or enforcing that right, liability or obligation of the Institute.

Proceedings of the Institute

2. (1) Any legal proceeding or application to any authority pending before the commencement of this Bill against the Incorporated Institute may be continued against the Institute.
- (2) From the commencement of this Bill, any person holding any paid appointment in the Incorporated Institute shall hold corresponding appointment in the Institute on the same terms and conditions as to tenure and otherwise but shall not be entitled to receive remuneration both from the Incorporated Institute and the Institute in respect of the same period of service.
- (3) If the law in force where any property transferred by this Bill is situated provides for the registration of transfers, the law shall apply necessary modifications to transfers of property done by the Institute which shall ensure that the registration authority registers the transfers accordingly (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

THIRD SCHEDULE

Section 13 (6)

SUPPLEMENTARY PROVISIONS RELATING TO THE
DISCIPLINARY TRIBUNAL AND INVESTIGATION PANEL

The Tribunal

1. The quorum of the tribunal shall be four of whom at least two shall be members of the profession.
2. (1) The Council may make rules as to the selection of the Tribunal for the purpose of proceedings, the procedure to be followed, and the rule of the evidence to be observed in proceedings before the Tribunal.
- (2) The rules shall in particular provide for —
 - (a) ensuring that notice of the proceeding is given at such time and in such manner as may be specified by the rules, to the person who is the subject of the proceedings;
 - (b) determining who in addition to the person aforesaid, shall be a party to the

proceedings;

- (c) ensuring that any party to the proceedings shall, if he so requires, be entitled to be heard by the Tribunal; and
- (d) publishing in the Gazette notice of any order of the Tribunal which has taken effect providing that a person's name shall be struck off a register.

3. For the purpose of any member, the Tribunal may administer oaths and any party to the proceedings may issue subpoena out of the registry of the Federal High Court but no person appearing before the Tribunal shall be compelled —

- (a) to make any statement before the Tribunal tending to incriminate himself; or
- (b) to produce any document which he could not be compelled to produce at the trial of an action.

4. (1) For the purpose of advising the Tribunal on question of law arising in proceedings before it, there shall in all proceedings be an assessor to the Tribunal who shall be appointed by the Council and who shall be a legal practitioner of not less than seven years standing.

(2) The Council shall make rules as to the functions of an assessor appointed under this paragraph, and in particular such rules shall contain provisions for ensuring that —

- (a) where the Tribunal is advised on any question of law as to evidence, procedures or any other than is specified by the rulers, the assessor shall do so in the presence of every party or person representing a party to the proceedings who appear at or; if the advice is tendered while the Tribunal is deliberating in private, that every party or person shall be informed about the advice tendered: and
- (b) every party shall be informed if the Tribunal does not accept the advice of the assessor on such question.

(3) An assessors 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.

The Panel

5. The quorum of the panel shall be three.

6. (1) The panel may, at any of its meeting attended by all the members of the panels, make standing order with respect to the Panel.
- (2) Subject to the provisions of any such standing order, the Panel may regulate its own procedures.

Miscellaneous

7. (1) A person on ceasing to be a member of the Tribunal or the Panel shall not be eligible for appointment as a member of the Council of the Institute.
- (2) A person shall not be a member of both the Tribunal and the Panel, and a person who acted as a member of the Panel, with respect to the same case or any other case.

8. The proceedings of both the Tribunal and the Panel shall not be invalidated by any irregularity in the appointment of any member or vacancy in the membership of the bodies.
9. Any document authorized or required by virtue of this Bill to be served on the Tribunal or the Panel shall be served on the Registrar appointed in pursuance of section 13 of this Bill.
10. Any expenses of the Tribunal or the Panel shall be defrayed by the Institute (*Hon. Julius Omozuanvbo Ihonvbere — House Leader*).

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

Long Title:

A Bill for an Act to Establish the Institute of Chartered Trustees, Nigeria (ICTN) Charged with the Responsibility of Regulating and Promoting the Practice of Trusteeship Including the Registration and Discipline of its Members and for Related Matters (HB. 714)

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 Institute of Chartered Trustees of Nigeria (ICTN) Charged with the Responsibility of Regulating and Promoting the Practice of Trusteeship including the Registration and Discipline of its Members and for Related Matters (HB.714) and approved Clauses 1 - 26, 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.

24. Adjournment

That the House do adjourn till Thursday, 24 October, 2024 at 11.00 a.m. (Hon. Julius Ihonvbere — House Leader).

The House adjourned accordingly at 1.29 p.m.

Abbas Tajudeen
Speaker

CORRIGENDUM

In the *Votes and Proceedings* of Thursday, 17 October, 2024, page 842, **item 6 (i)**, *leave out* the heading in the matter and *insert* as follows:

“Need for Intervention in the Communal Crisis and Flooding Disaster in Oju Local Government Area of Benue State”

Abbas Tajudeen
Speaker