



# HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Wednesday, 9 October, 2024

- 
1. The House met at 11.28 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, 8 September, 2024.  
  
*The Votes and Proceedings was adopted by unanimous consent.*
  4. **Announcement**
    - (i) **Visitors in the Gallery:**  
Mr Speaker announced the presence of members of Renewed Youths Assembly of Nigeria, Jikwoyi, Abuja.
    - (ii) **Appointment of Committee Chairman:**  
Mr Speaker announced Hon. Adamu Ibrahim Gamawa as the *Chairman, Committee on FCT Judiciary*.
  5. **Petitions**  
The following Petitions were presented and laid by Hon. Jesse Okey-Joe Onuakalusi (*Oshodi/Isolo II Federal Constituency*);
    - (a) Denja Abdullahi, on his alleged unjust retirement from the service of the National Council for Arts and Culture (NCAC) by the Head of the Civil Service of the Federation;
    - (b) Felix Oladunjoye and 1 other, on behalf of Cocoa Processors Association of Nigeria, on the increment contained in the new Export Regulation, 2024 by the National Agency for Food and Drug Administration and Control (NAFDAC);
    - (c) Ita Essien & Associates, on behalf of Ita Edet (No: 409305), on his dismissal from the service of the Nigeria Police Force by the Police Service Commission.
-

*Petitions referred to the Committee on Public Petitions.*

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

**(i) *Need to Address the Ravaging Flood Disaster and Gully Erosion in Igabi Local Government Area of Kaduna State:***

Hon. Hussaini Mohammed Jallo (*Igabi 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 Ravaging Flood Disaster and Gully Erosion in Igabi Local Government Area of Kaduna State:**

The House:

*Notes* that the Igabi Federal Constituency in Kaduna State is currently experiencing a devastating and severe flood disaster and gully erosion leading to widespread destruction of homes, farmlands and vital infrastructure, displacing thousands of people, particularly in Rigachikun, Gadani, Barakallahu, Rigasa, Igabi, Zangon Aya, Afaka, Sabon Bimi and its environs by putting communities in the affected villages at great risk;

*Also notes* that the flood has led to the loss of lives of 5 people in those communities especially Gadani and Rigachikun;

*Further notes* that the recent heavy rains have overwhelmed the existing drainage systems, resulting in flash floods that have caused significant damage to residential areas, public utilities, and local businesses, thereby exacerbating the already fragile living conditions of the people in the Igabi Federal constituency and this is beyond the State Government's control and requires urgent Federal Intervention;

*Worried* that the loss of lives, livelihoods, and property, as well as the destruction of farmlands, which have plunged many families into extreme hardship, as well as the destruction of farmlands, which now threatens food security and the economic stability of the constituency;

*Also worried* that the gully erosion is expanding at an alarming rate in the constituency, causing the collapse of bridges and isolating several communities, preventing access to basic services such as healthcare, education, and markets;

*Recognized* that the Federal government's response to the ongoing flood and erosion crisis has been insufficient, with little or no intervention to curb the escalating damage or provide adequate relief to the victims;

*Cognizant* that immediate and long-term actions are urgently needed to address the flooding and gully erosion in Igabi Federal Constituency, which include implementing proper drainage systems, erosion control measures, and disaster relief programs to prevent further environmental degradation and humanitarian suffering;

*Resolves to:*

- (i) urge the National Emergency Management Agency (NEMA), to immediately deploy relief materials and resources to the victims of the flood disaster and gully erosion in Igabi Federal Constituency;
- (ii) call on the Ecological Funds Office, Office of the Secretary to the Government of the Federation (SGF) and the Federal Ministry of Works to expedite the provision of funds and technical support for flood and erosion control projects in Igabi Federal Constituency in the 2025 Budget estimate;
- (iii) also urge the Federal Ministries of Works, and Housing and Urban Development to immediately commence the construction and rehabilitation of roads, drainage systems, and other critical infrastructure destroyed by the flood and erosion in Igabi Federal Constituency and ensure that it is captured in the 2025 Budget estimate;
- (iv) mandate the Committees on Works, Ecological Funds, Emergency and Disaster Preparedness, and Legislative Compliance to ensure compliance (*Hon. Hussaini Mohammed Jallo — Igabi Federal Constituency*)

*Agreed to.*

**(HR. 88/10/2024).**

*Motion referred to the Committees on Works, Ecological Funds, Emergency and Disaster Preparedness, and Legislative Compliance, pursuant to Order Eight, Rule 10 (5).*

- (ii) ***Reconstruction of Washed-Out Bridge Along Numan - Gombe Road, Adamawa State:***  
Hon. Kwamoti Bitrus Laori (*Demsa/Numan/Lamurde Federal Constituency and Two Others*) introduced the matter and prayed the House to:

- (a) consider and approve the matter as one of urgent public importance; and
- (b) suspend Order Eight, Rule 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.*

**Reconstruction of Washed-Out Bridge along Numan-Gombe Road in Adamawa State:**

The House:

*Notes* the heavy downpours on Thursday, 19 September, 2024, that caused flooding in parts of Adamawa State also washed out a bridge in Boshikiri Community, along Numan - Gombe Road, resulting in total halt in vehicular movement along the axis for days, with adverse effect on the socio-economic activities in the northeast sub-region;

*Also notes* that on Sunday, 6 October, 2024, the temporary alternative provided for stranded commuters to use was completely destroyed, leaving no option for commuters traveling to and from Gombe State and other States in the North East region;

*Aware* that not only has the collapsed bridge negatively impacted commercial activities along the road, it has also resulted in significant losses for humans, animals, and goods, as well as

trauma and stress due to trucks transporting animals and perishable goods becoming stuck in the area, while patients with emergency medical conditions run the risk of dying on the spot;

*Concerned* that the Numan-Lafiya portion of the ongoing Numan-Gombe road construction has lingered for almost a decade now. even though same project has steadily enjoyed budgetary allocations for all the number of years it lasted;

*Worried* that the worst areas, starting from the washed-out bridge to Lafiya-Lamurde, would constitute a major setback to commuters and businesses due to the glacial pace of the road project execution, if not accelerated, and as a result, the socioeconomic prosperity of the northeast sub-region would continue to suffer;

*Resolves to:*

Mandate the Committee on Works to ensure speedy reconstruction of the washed-out bridge, address the cause of delay in completion of the Numan-Gombe road construction project for the safety of Nigerians and economic prosperity of the northeast and the nation at large (*Hon. Kwamoti Bitrus Laori - Demsa/Numan/Lamurde Federal Constituency and Two Others*).

*Agreed to.*

**(HR. 89/10/2024).**

*Motion referred to the Committee on Works, pursuant to Order Eight, Rule 10 (5).*

**(iii) *Need to Intervene in the Impasse between the Osun State Government and Segilola Resources Operating Limited in Order not to Frustrate Foreign Direct Investment in the Solid Mineral Sector:***

Hon. Ojo Sunday Makanjuola (*Ogo-Oluwa/Surulere 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 Intervene in the Impasse between the Osun State Government and Segilola Resources Operating Limited in Order not to Frustrate Foreign Direct Investment in the Solid Mineral Sector:**

The House:

*Notes* that the Constitution of the Federal Government in Section 44 (3) expressly puts natural resources which includes mining under the exclusive list. However, in recent times sub nationals have continue to make laws and impose restrictions as well levies on activities d with and surrounding mining operations;

*Also notes* that following alleged controversies surrounding the operation of Segilola Gold Company and the accusation of non-payment of taxes, the Osun State Government on Monday 30 September, 2024, said it sealed the business premises of Segilola Resources Operating Limited, the largest gold company in Nigeria;

*Further notes* that Osun State has been demanding over 60 billion Naira and redeemable shares from Segilola Operating Resources Ltd for acquiring Osun State's interest in Tropical Mines Ltd but has been rebuffed;

*Aware* that the core of the dispute centers around taxation and operational issues, with both parties presenting claims and counterclaims that have disrupted operations at Segilola, Nigeria's first large-scale gold mine;

*Worried* that as a nation facing one of its toughest economic challenges in recent history and has recognized the sector as one of the most viable sector with the capacity of revamping our economy, which has lead to the Government actively promoting investment opportunities in the solid minerals sector around the world;

*Recognizes* that the ongoing situation could send the wrong signals to the international mining investment community leading to the possible black listing of Nigeria as a mining investment destination. Closing down mining operations by sub-national governments could jeopardize the country's efforts to attract Foreign Direct Investments (FDI) and may even lead to divestment by existing companies;

*Concerned* that without urgent intervention by the legislature, the feud between both parties could disrupt peace and industrial harmony that will not be beneficial to the economic fortunes of the country and also workers as well:

*Resolves to:*

- (i) set-up an *Ad-hoc* Committee comprising of the Leadership of the House along with the Chairmen of House Committee on Solid Minerals and Chairman on House Committee on Finance to approach the council of states for the resolution of all the identified areas of conflict between the National and Sub national governments especially, with regards to the provisions of the Nigerian mining act 2007 as amended and further mandates its committee on Solid minerals to develop an aide memoir that will be presented at the Council of State by the leadership of the House;
- (ii) mandate the Committee on Solid Minerals, the Caucus Leader of the South West and the Caucus Leader of Osun State to intervenes in the dispute between all parties, which include the Regulators the Federal Ministry of Solid Minerals, the State (Sub nationals) and the Operators, (Segilola Ltd) (*Hon. Ojo Sunday Makanjuola — Ogo-Oluwa/Surulere Federal Constituency*).

*Debate.*

*Motion withdrawn by the leave of the House.*

***Motion made and Question proposed***, “That the House do suspend Order Eight, Rule 5 (4) to enable it take more than 3 matters of urgent public importance” (*Hon. Abdullahi Ibrahim Ali — Deputy House Leader*).

***Agreed to.***

- (iv) ***Need to Investigate the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme:***

Hon. Ibrahim Almustapha Aliyu (*Wurno/Rabah 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 Investigate the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme:**

The House:

*Notes* that the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme, was established by Executive Order No. 007 in 2019;

*Recalls* that the Executive Arm of Government stated that Nigeria needs ₦348 trillion over 10 years to bridge the nation's infrastructure gap;

*Observes* that this Tax Credit Scheme, is meant to encourage private sector participation in road infrastructure development in Nigeria. It allows companies to recover costs incurred in constructing or refurbishing eligible roads as tax credits against their future Companies Income Tax (CIT) liability;

*Also observes* that 5 years after its inception, the scheme's effectiveness which hinges on the viability and cost efficiency of projects undertaken is yet to be ascertained;

*Aware* that the selection process and on boarding of beneficiary companies by the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme Management Committee lacks transparency and clear eligibility criteria;

*Also aware* that there is always limited information on the project evaluation and approval process;

*Worried* that the tax credit utilization may not align with the scheme's objectives and therefore not achieving its intended impact on our Nation's road infrastructure;

*Resolves to:*

- (i) urge the Executive Arm of Government to:
- (a) determine Beneficiary Eligibility and Selection Process by examining the criteria used by the Scheme's Management Committee to select participating companies and determine if they align with the scheme's objectives,
  - (b) ascertain the impact on Road Infrastructure Development through the evaluation of the impact of the scheme on road infrastructure development in Nigeria,
  - (c) identify the challenges and limitations faced by participating companies and recommend solutions,
  - (d) review the transparency and accountability mechanisms in place to ensure the effectiveness of the scheme;
- (ii) mandate the Committee on Works to urgently conduct an investigative hearing on the Tax Credit Scheme with a view to addressing the above concerns of inefficiency and

potential corruption (*Hon. Ibrahim Almustapha Aliyu — Wurno/Rabah Federal Constituency*).

*Debate.*

*Agreed to.*

The House:

*Noted* that the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme, was established by Executive Order No. 007 in 2019;

*Recalled* that the Executive Arm of Government stated that Nigeria needs ₦348 trillion over 10 years to bridge the nation's infrastructure gap;

*Observed* that this Tax Credit Scheme, is meant to encourage private sector participation in road infrastructure development in Nigeria. It allows companies to recover costs incurred in constructing or refurbishing eligible roads as tax credits against their future Companies Income Tax (CIT) liability;

*Also observed* that 5 years after its inception, the scheme's effectiveness which hinges on the viability and cost efficiency of projects undertaken is yet to be ascertained;

*Aware* that the selection process and on boarding of beneficiary companies by the Road Infrastructure Development and Refurbishment Investment Tax Credit Scheme Management Committee lacks transparency and clear eligibility criteria;

*Also aware* that there is always limited information on the project evaluation and approval process;

*Worried* that the tax credit utilization may not align with the scheme's objectives and therefore not achieving its intended impact on our Nation's road infrastructure;

*Resolved to:*

- (i) urge the Executive Arm of Government to:
  - (a) determine Beneficiary Eligibility and Selection Process by examining the criteria used by the Scheme's Management Committee to select participating companies and determine if they align with the scheme's objectives,
  - (b) ascertain the impact on Road Infrastructure Development through the evaluation of the impact of the scheme on road infrastructure development in Nigeria,
  - (c) identify the challenges and limitations faced by participating companies and recommend solutions,
  - (d) review the transparency and accountability mechanisms in place to ensure the effectiveness of the scheme;
- (ii) mandate the Committee on Works to urgently conduct an investigative hearing on the Tax Credit Scheme with a view to addressing the above concerns of inefficiency and potential corruption (**HR. 90/10/2024**).

**7. Presentation of Bills**

The following Bills were read the *First Time*:

- (1) Domestic Workers' Rights Bill, 2024 (HB.1765).
- (2) National Lottery Act (Amendment) Bill, 2024 (HB 1766).
- (3) Nigeria Christian Pilgrims Commission (Repeal and Enactment) Bill, 2024 (HB.1535).
- (4) National Hajj Commission (NAHCON) (Repeal and Enactment) Bill, 2024(HB.1536).
- (5) National Gaming Bill, 2024 (HB.1767).
- (6) Administration of Criminal Justice Act (Amendment) Bill, 2024 (HB.1768).
- (7) Federal Medical Centre, Ona-Ara, Oyo State (Establishment) Bill, 2024 (HB.1769).
- (8) Federal College of Health, Egbeda, Oyo State (Establishment) Bill, 2024 (HB.1770).
- (9) National Environmental Standards and Regulations Enforcement Agency (Establishment) Bill, 2024 (HB.1454).
- (10) Federal Highways Act (Amendment) Bill, 2024 (HB.1618).

**8. Presentation of Report*****Committee on Public Procurement:***

*Motion made and Question proposed*, “That the House do receive the Report of the Committee on Public Procurement on the need to Investigate the Indiscriminate Issuance of Certificate of no Objection by the Bureau of Public Procurement and Non-Compliance with Mandatory Post Procurement Audit (HR.208/10/2023) ” (Hon. Unyime Josiah Idem — Ukanafun/Oruk Anam Federal Constituency).

*Agreed to.*

*Report laid.*

**9. A Bill for an Act to Establish Chartered Institute of Health Care Management of Nigeria and for Related Matters (HB.1260) — Third Reading**

*Motion made and Question proposed*, “That a Bill for an Act to Establish Chartered Institute of Health Care Management of Nigeria and for Related Matters (HB.1260) be now read the Third Time” (Hon. Abdullahi Ibrahim Ali — Deputy House Leader).

*Agreed to.*

*Bill read the Third Time and passed.*

**10. A Bill for an Act to Establish Nigerian Building and Road Research Institute (NBRRI) to Build Capacity and Conduct Collaborative Engineering Research and Development in the Area Connected with Buildings. Roads, Engineering Production and Construction Materials and for Related Matters (HB.1283) — Third Reading**

*Motion made and Question proposed*, “That a Bill for an Act to Establish Nigerian Building and Road Research Institute (NBRRI) to Build Capacity and Conduct Collaborative Engineering Research and Development in the Area Connected with Buildings. Roads, Engineering Production and Construction Materials and for Related Matters (HB.1283) be now read the Third Time” (Hon. Abdullahi Ibrahim Ali — Deputy House Leader).



*Agreed to.*

*Bill read the Third Time and passed.*

11. **A Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Kachia, Kaduna State and for Related Matters (HB. 1365) — Second Reading**  
*Motion made and Question proposed*, “That a Bill for an Act to Amend the Federal Medical Centres Act and Establish Federal Medical Centre, Kachia, Kaduna State and for Related Matters (HB. 1365) be read a Second Time” (*Hon. Gabriel Saleh Zock — Kachia/Kagarko 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.*

12. **A Bill for an Act to Establish the African Aviation and Aerospace University, Abuja and provide for Administration and Discipline of Students of the University; and for Related Matters (HB. 745) — Second Reading**  
*Motion made and Question proposed*, “That a Bill for an Act to Establish the African Aviation and Aerospace University, Abuja and provide for Administration and Discipline of Students of the University; and for Related Matters (HB. 745) be read a Second Time” (*Hon. Saidu Musa Abdullahi — Bida/Gbako/Katcha 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 Aviation Technology.*

13. **Need to Investigate the Menace of Incessant Building Collapse in Nigeria**  
*Motion made and Question proposed:*

The House:

*Notes* that the government's primary responsibility is to protect the lives and properties of citizens, but the recurring cases of building collapse in major Nigerian cities have become a significant concern;

*Also notes* that on July 12, 2024, one hundred and fifty - four (154) people were trapped under debris in Saint Academy's two-story building in Busa Buji community, Jos, Plateau State, with 22 deaths reported;

*Concerned* that the Punch Newspaper of July 15, 2024, reported that Nigeria experienced one hundred and thirty - five (135) building collapse incidents between 2022 and July 2024, causing concern and highlighting the need for urgent action;

*Aware* that if nothing is done to urgently combat this emergency, more lives and properties will be lost and destroyed, leading to a devastating impact on communities and the economy;

*Conscious* of the fact that the Council of Registered Engineers of Nigeria (COREN) and other professional associations involved in building-related issues are tasked with enforcing regulations and

controlling the engineering profession in order to prevent established industry best practices from being compromised;

*Resolves to:*

Mandate the Committee on Works to ascertain the causes of the incessant building collapse and proffer lasting solutions to curb the menace and report within four (4) weeks (*Hon. Aderemi Abasi Oseni — Ibarapa East/Ido Federal Constituency*).

*Debate.*

**Amendments Proposed:**

- (i) In the Prayer, immediately after the word “Works”, *insert* the words “Housing and Habitat, Urban Development and Regional Planning, and Environment” (*Hon. Patrick Umoh —Ikot Ekpene/Essien Udim/Obot Akara Federal Constituency*).

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

- (ii) *Insert* a new Prayer (ii) as follows:  
“urge the Ministry of Housing and Urban Development, Council for the Regulation of Engineering in Nigeria (COREN), Standard Organization of Nigeria (SON), and Nigerian Building and Road Research Institute (NBRRI) as stakeholders to provide information to the Committees” (*Hon. Whingan Sesi — Badagary Federal Constituency*).

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

- (iii) In the Prayer as amended, immediately after the word “Environment”, *insert* the words “Safety Standards” (*Hon. Billy Osawaru — Orhionmwon/Uhunmwode Federal Constituency*).

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

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

The House:

*Noted* that the government's primary responsibility is to protect the lives and properties of citizens, but the recurring cases of building collapse in major Nigerian cities have become a significant concern;

*Also noted* that on July 12, 2024, one hundred and fifty - four (154) people were trapped under debris in Saint Academy's two-story building in Busa Buji community, Jos, Plateau State, with 22 deaths reported;

*Concerned* that the Punch Newspaper of July 15, 2024, reported that Nigeria experienced one hundred and thirty - five (135) building collapse incidents between 2022 and July 2024, causing concern and highlighting the need for urgent action;

*Aware* that if nothing is done to urgently combat this emergency, more lives and properties will be lost and destroyed, leading to a devastating impact on communities and the economy;

*Conscious* of the fact that the Council of Registered Engineers of Nigeria (COREN) and other professional associations involved in building-related issues are tasked with enforcing regulations and controlling the engineering profession in order to prevent established industry best practices from being compromised;

*Resolved to:*

- (i) urge the Ministry of Housing and Urban Development, Council for the Regulation of Engineering in Nigeria (COREN), Standard Organization of Nigeria (SON), and Nigerian Building and Road Research Institute (NBRRI) as stakeholders to provide information to the Committees;
- (ii) mandate the Committees on Works, Housing and Habitat, Urban Development and Regional Planning, Environment and Safety Standards, to ascertain the causes of the incessant building collapse and proffer lasting solutions to curb the menace and report within four (4) weeks (**HR. 91/10/2024**).

**14. Need to Enforce the Provisions of the Export Prohibition Act to Curb Insecurity in Nigeria**

*Motion made and Question proposed:*

The House:

*Notes* that Section 14 (2) (b) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) states that the security and welfare of the people shall be the primary purpose of government;

*Also notes* that Nigeria is currently experiencing high levels of food insecurity, food inflation, and food shortages. This situation has led to millions of citizens lacking access to sufficient and nutritious food, resulting in untold hardship, hunger, and misery among the population;

*Concerned* about reports from the World Bank and the International Rescue Committee (IRC) indicating that over 31.8 million Nigerians, approximately 16% of the population, are currently facing severe food insecurity and malnutrition among women and children;

*Also concerned* that food smuggling and exportation is a major driver of the current food insecurity, with large quantities of food products smuggled out of the country, consequently undermining agricultural output and threatening the livelihoods of farmers;

*Aware* that the Export (Prohibition) Act, 2004 was passed at a period when the majority of Nigerians were unable to acquire basic necessities like rice, corn, yam, garri, cassava, and beans due to the fact that these goods were being transported, sometimes covertly, to foreign markets. A circumstance comparable to the situation experienced at the present;

*Worried* that the failure to implement the said legislation overtime has led to severe food shortages, high food prices, increased food insecurity, and the loss of revenue for farmers and the federal government;

*Cognizant* of the need to address the current food crisis by enforcing the Export (Prohibition) Act, 2004 to prevent food exportation, ensure food availability, and reduce the cost of living for Nigerians;

*Resolves to:*

- (i) urge the Executive Arm of Government to implement the Exports (Prohibition) Act, 2004 to curb food smuggling and food insecurity in Nigeria;
- (ii) also urge the Federal Ministry of Agriculture and Food Security to provide more incentives for farmers to boost agricultural production and productivity; and
- (iii) mandate the Committees on Agricultural Production and Services and Legislative Compliance to ensure compliance and report within four (4) weeks (*Hon. Muktar Tolani Shagaya — Ilorin West/Asa Federal Constituency*).

*Debate.*

**Amendments Proposed:**

- (i) In Prayer (iii), immediately after the word “Services”, *insert* the words “Customs and Excise” (*Hon. Dominic Okafor — Aguata Federal Constituency*).

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

- (ii) In Prayer (iii) as amended, immediately after the words “Customs and Excise”, *insert* the words “Commerce, Industry” (*Hon. Bello Isah Ambarura — Illela/Gwadabawa Federal Constituency*).

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

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

The House:

*Noted* that Section 14 (2) (b) of the Constitution of the Federal Republic of Nigeria, 1999 (as amended) states that the security and welfare of the people shall be the primary purpose of government;

*Also noted* that Nigeria is currently experiencing high levels of food insecurity, food inflation, and food shortages. This situation has led to millions of citizens lacking access to sufficient and nutritious food, resulting in untold hardship, hunger, and misery among the population;

*Concerned* about reports from the World Bank and the International Rescue Committee (IRC) indicating that over 31.8 million Nigerians, approximately 16% of the population, are currently facing severe food insecurity and malnutrition among women and children;

*Also concerned* that food smuggling and exportation is a major driver of the current food insecurity, with large quantities of food products smuggled out of the country, consequently undermining agricultural output and threatening the livelihoods of farmers;

*Aware* that the Export (Prohibition) Act, 2004 was passed at a period when the majority of Nigerians were unable to acquire basic necessities like rice, corn, yam, garri, cassava, and beans due to the fact that these goods were being transported, sometimes covertly, to foreign markets. A circumstance comparable to the situation experienced at the present;

*Worried* that the failure to implement the said legislation overtime has led to severe food shortages, high food prices, increased food insecurity, and the loss of revenue for farmers and the federal government;

*Cognizant* of the need to address the current food crisis by enforcing the Export (Prohibition) Act, 2004 to prevent food exportation, ensure food availability, and reduce the cost of living for Nigerians;

*Resolved to:*

- (i) urge the Executive Arm of Government to implement the Exports (Prohibition) Act, 2004 to curb food smuggling and food insecurity in Nigeria;
- (ii) also urge the Federal Ministry of Agriculture and Food Security to provide more incentives for farmers to boost agricultural production and productivity; and
- (iii) mandate the Committees on Agricultural Production and Services, Customs and Excise,

Commerce, Industry, and Legislative Compliance to ensure compliance and report within four (4) weeks (HR. 92/10/2024).

**15. Need to Review Nigeria's Justice and Judicial System in Order To Restore Public Trust in the Judiciary and Address the delay in providing Justice**

*Motion made and Question proposed:*

The House:

*Notes* that the Judiciary is the Branch of Government Constitutionally saddled with the responsibility of prompt dispensation of Justice and Interpreting the Laws made by the Legislature;

*Also notes* that the Judicial Powers are constitutionally vested in various categories of courts legally created by the Constitution of the Federal Republic of Nigeria, the Acts of the National Assembly, and the laws of different State Houses of Assembly in Nigeria;

*Aware* that one of the elements of fair hearing as enshrined in Section 36(1) of the Constitution of the Federal Republic of Nigeria 1999 (as amended) is the prompt determination of any civil rights and obligations of any person or authority within reasonable time by court or tribunal established by law;

*Also aware* that the Constitution of the Federal Republic of Nigeria 1999 (as amended) introduced provisions for quick dispensation of justice, establishing a time frame for election matters, and making the Court of Appeal the final court (in some cases) to hear appeals;

*Worried* that delays in the judicial system call for concern and gradually undermining the public's trust in the judiciary;

*Also worried* that in some States, cases in trial courts that should be resolved within months last four to five years before judgement is delivered especially long-term detentions of suspects, prolonged chieftaincy disputes, and unresolved commercial litigation, which pose significant challenges to democratic and economic progress;

*Recognising* that the public's confidence in the court system may be damaged if immediate action is not taken to address the backlog in the justice system and administration, which could force people to decide to take law into their hands;

*Resolves to:*

Mandate the Committees on Judiciary, Justice, and Constitution Review to organise public hearing with a view to addressing permanently the delay in justice delivery in the country and restoring the confidence of the common man in the judiciary and report within four (4) weeks (*Hon. Ganiyu Adele Ayuba — Alimosho Federal Constituency*).

*Debate.*

**Amendment Proposed:**

In the Prayer, immediately after the words “Committees on”, *leave out* the words “Judiciary, Justice and” (*Hon. Benjamin O. Kalu — Bende Federal Constituency*).

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

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

The House:

*Noted* that the Judiciary is the Branch of Government Constitutionally saddled with the responsibility of prompt dispensation of Justice and Interpreting the Laws made by the Legislature;

*Also noted* that the Judicial Powers are constitutionally vested in various categories of courts legally created by the Constitution of the Federal Republic of Nigeria, the Acts of the National Assembly, and the laws of different State Houses of Assembly in Nigeria;

*Aware* that one of the elements of fair hearing as enshrined in Section 36(1) of the Constitution of the Federal Republic of Nigeria 1999 (as amended) is the prompt determination of any civil rights and obligations of any person or authority within reasonable time by court or tribunal established by law;

*Also aware* that the Constitution of the Federal Republic of Nigeria 1999 (as amended) introduced provisions for quick dispensation of justice, establishing a time frame for election matters, and making the Court of Appeal the final court (in some cases) to hear appeals;

*Worried* that delays in the judicial system call for concern and gradually undermining the public's trust in the judiciary;

*Also worried* that in some States, cases in trial courts that should be resolved within months last four to five years before judgement is delivered especially long-term detentions of suspects, prolonged chieftaincy disputes, and unresolved commercial litigation, which pose significant challenges to democratic and economic progress;

*Recognised* that the public's confidence in the court system may be damaged if immediate action is not taken to address the backlog in the justice system and administration, which could force people to decide to take law into their hands;

*Resolved to:*

Mandate the Committee on Constitution Review to organise public hearing with a view to addressing permanently the delay in justice delivery in the country and restoring the confidence of the common man in the judiciary and report within four (4) weeks **(HR. 93/10/2024)**.

## 16. Consideration of Reports

- (i) *A Bill for an Act to Establish Pharmaceutical Technologists and Pharmacy Technicians Regulatory Council of Nigeria to be vested with responsibility of determining Standards of knowledge and Skills to be attained by persons seeking to become Pharmaceutical Technologist and Pharmacy Technicians and for Related Matters (HB. 345) (Committee of the Whole):*

*Motion made and Question proposed*, "That the House do consider the Report on a Bill for an Act to Establish Pharmaceutical Technologists and Pharmacy Technicians Regulatory Council of Nigeria to be vested with responsibility of determining Standards of knowledge and Skills to be attained by persons seeking to become Pharmaceutical Technologist and Pharmacy Technicians and for Related Matters (HB. 345)" (*Hon. Abdullahi Ibrahim Ali — Deputy 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 PHARMACEUTICAL TECHNOLOGISTS  
AND PHARMACY TECHNICIANS REGULATORY COUNCIL OF NIGERIA TO BE  
VESTED WITH RESPONSIBILITY OF DETERMINING STANDARDS OF  
KNOWLEDGE AND SKILLS TO BE ATTAINED BY PERSONS SEEKING TO

BECOME PHARMACEUTICAL TECHNOLOGIST AND PHARMACY  
TECHNICIANS AND FOR RELATED MATTERS (HB. 345)

*Consideration deferred.*

*Chairman to report progress.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole deferred consideration of the Report on a Bill for an Act to Establish Pharmaceutical Technologists and Pharmacy Technicians Regulatory Council of Nigeria to be vested with responsibility of determining Standards of knowledge and Skills to be attained by persons seeking to become Pharmaceutical Technologist and Pharmacy Technicians and for Related Matters (HB. 345).

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

- (ii) ***A Bill for an Act to Establish Federal University of Education, Numan, Adamawa State and for Related Matters (HB.936) (Committee of the Whole):***  
*Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish Federal University of Education, Numan, Adamawa State and for Related Matters (HB.936)” (Hon. Abdullahi Ibrahim Ali — Deputy 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 EDUCATION, NUMAN, ADAMAWA STATE  
AND FOR OTHER MATTERS CONNECTED THEREWITH (HB.936)

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

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

- (1) There is hereby established the Federal University of Education, Numan, Adamawa State.
- (2) The University:
  - (a) shall be a body corporate with perpetual succession and a common seal;
  - (b) and may sue and be sued in its corporate name.
- (3) The University shall be a training institution for the development of teacher education in the country.
- (4) The University shall be supervised by the Federal Ministry of Education through the National Universities Commission (NUC) who shall be responsible for approving and regulating all academic programmes run in the

University, to ensure quality compliance and provide funds for academic and research programmes, infrastructures and remunerations of employees (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

The objects of the University shall be —

- (a) to encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction;
- (b) to develop, and offer academic and professional programmes leading to the award of certificates, first degrees, post-graduate research, diploma and higher degrees with emphasis on planning, developmental and adaptive skills in education, technology, applied science, agriculture, commerce, arts, social science, humanities, management and allied professional disciplines;
- (c) to produce socially mature educational men and women with capabilities not to only understand educational need of Nigeria as a nation, but also to exploit existing educational infrastructure and improve on it to develop new ones;
- (d) to act as agent and catalyst for effective educational system, through post graduate training, research and innovation, for effective economic utilization and conservation of the country's human resources;
- (e) to bring quality change in education by focusing on teacher education through teaching and learning innovations;
- (f) to collaborate with other national and international institutions involved in training, research and development of education with a view to promoting governance, leadership and management skills among educational managers;
- (g) to identify educational needs of the society with a view to finding solutions to them within the context of overall national development;
- (h) to provide and promote sound basic education training as a foundation for the development of Nigeria, taking into account indigenous culture and the need to enhance national unity;
- (i) to provide higher education and foster a systematic advancement of the science and act of teacher education;
- (j) to provide for instruction in such branches of teacher education as it may deem necessary to make provision for research advancement and dissemination of knowledge in such manner as it may determine;
- (k) to provide teachers with operational competence for teaching in pre-tertiary institutions, basic, senior secondary schools and non-formal education institutions;
- (l) to undertake any other activities that is appropriate for a university of education of the highest standard (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).



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

**Clause 3: Constitution and Principal Officers of The University.**

- (1) The University shall consist of —
  - (a) a Chancellor;
  - (b) a Pro-Chancellor and a Council;
  - (c) a Vice-Chancellor and a Senate of the University;
  - (d) a body to be called Congregation;
  - (e) a body to be called Convocation;
  - (f) the campuses and colleges of the University;
  - (g) the faculties, schools, institutes and other teaching and research units of the University;
  - (h) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this sub-clause;
  - (i) all graduates and undergraduates; and
  - (j) all other persons who are members of the University in accordance with provision made by statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the principal officers of the University therein mentioned.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies: the Council, the Senate, Congregation and Convocation (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

- (1) For the carrying out of its objects as specified in section 1 of this Bill, Federal University of Education, Numan, Adamawa State, shall have power:
  - (a) to offer courses of instruction, training and research in education and allied areas for the production of quality and skilled teachers required to teach at lower, middle and higher levels of education in Nigeria in particular and the world at large;
  - (b) to establish such colleges, campuses, institutes, schools, departments and other teaching and research units within the University as may from time to time be deemed necessary or desirable subject to the approval of National Universities Commission;
  - (c) to institute professorships, readerships or associate professorships, lectureships, and other posts and offices and to make appointments thereto;

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

- (r) to do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the statutes and without prejudice to section 7 (2) of this Bill, the powers conferred on the University by Subclause (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in many other manners which may be authorized by the statute.
- (3) The power of the University to establish further campuses and colleges within the University shall be exercisable by statute and not otherwise (*Hon. Ibrahim Ali Abdullahi — Deputy 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/she is present, shall preside at all meetings of Convocation held for conferring degrees.
- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University, except the Chancellor and except the Vice-Chancellor when acting as chairman of Congregation or Convocation and the Pro-Chancellor shall, when he/she is present, be the chairman at all meetings of the Council (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 6: Composition, Tenure and Powers of the Council of the University.**

- (1) The Council of the University shall consist of:
  - (a) the Pro-Chancellor who shall be appointed by the President on the recommendation of the Honourable Minister of Education;
  - (b) the Vice-Chancellor;
  - (c) the Deputy Vice-Chancellor(s);
  - (d) the Permanent Secretary, Federal Ministry of Education or, in his/her absence, one Person from the Federal Ministry responsible for Education to represent him/her;
  - (e) six persons representing a variety of interests and broadly representative of the whole Federation appointed by the Federal Executive Council; and in consonance with Universities Miscellaneous Provisions Act, 1993 (as amended) —
    - (i) the Teacher's Registration Council,
    - (ii) Tertiary Education Trust Fund, and
    - (iii) two other persons, one of whom shall be a representative of the University host community.
  - (f) four persons appointed by the Senate of the University from among

- its members;
- (g) two persons appointed by Congregation from among its members;
  - (h) one person appointed by Convocation from among its members;
  - (i) two persons representing the community appointed by the President.
- (2) Persons to be appointed to the Council shall be of proven integrity, knowledgeable and familiar with the affairs and tradition of the University.
  - (3) The Council so constituted shall have a tenure of four years from the date of its inauguration provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the Visitor and a new Council shall be immediately constituted for the effective functioning of the University.
  - (4) The powers of the Council shall be exercised, as in this Bill and to that extent establishment circulars that are inconsistent with this Bill shall not apply to the University.
  - (5) The Council shall be free in the discharge of its functions and exercise of its responsibilities for the good management, growth and development of the University.
  - (6) The Council in the discharge of its functions shall ensure that disbursement of funds of the University complies with the approved budgetary ratio for —
    - (a) personnel cost;
    - (b) overhead cost;
    - (c) research and development;
    - (d) library developments; and
    - (e) the balance in expenditure between academic vis-a-vis non-academic activities (*Hon. Ibrahim Ali Abdullahi — Deputy 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 directions of the Council, exercise control over the property and expenditure of the University and perform such other functions of the Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure that proper accounts of the University are kept and

that the accounts of the University are audited annually by an independent firm of auditors approved by the Council and that an annual report is published by the University together with certified copies of the said accounts as audited.

- (5) Subject to this Bill and the statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- (6) Rules made under sub-section (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council; and in so far and to the extent that any rules so made by that Committee conflict with any direction given by the Council, whether before or after the coming into force of the rules in question, the directions of the Council shall prevail.
- (7) There shall be paid to the members respectively of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by the Minister.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill and shall meet at least three times in every year.
- (9) If requested in writing by any five members of the Council, the chairman shall within 28 days after the receipt of such request call a meeting of the Council.
- (10) Any request made under sub-section (9) of this section shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting (*Hon. Ibrahim Ali Abdullahi — Deputy 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 section 6 of this Bill and subclause (3) and (4) of this section and the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control the teaching by the University, the admission of student where no other enactment provides to the contrary and the discipline of students; and to promote research at the University.
- (2) Without prejudice to the generality of Subclause (1) of this section and subject as therein mentioned, it shall in particular be the function of the Senate to make provision for:
  - (a) the establishment, organization and control of campuses, colleges, schools, institutes and other teaching and research units of the University and the allocation of responsibility for different branches of learning;
  - (b) the organization and control of courses of study at the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
  - (c) the award of degrees, and such other qualifications as may be prescribed in connection with examinations held as aforesaid;

- (d) the making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
  - (e) the establishment, organization and control of halls of residence and similar institutions at the University;
  - (f) the supervision of the welfare of students at the university and the regulation of their conduct;
  - (g) the granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
  - (h) determining what descriptions of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, school, department, institute or other teaching and research units of the university, or any hall of residence or similar institution at the University without the approval of the Council.
  - (4) Subject to this Bill and the statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the foregoing provisions of this section or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized or required by this Bill or by statute.
  - (5) Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study at the University is not a teacher at the University but is a teacher of the branch of learning to which the course relates at some other University of high repute or a person engaged in practicing the profession in a reputable organization or institution.
  - (6) Subject to right of appeal to the Council from a decision of the Senate under this sub-section, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred upon him/her if after due enquiry he/she is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and subject to section 4 of this Bill except the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to sections 6, 7 and 14 of this Bill, the Vice-Chancellor shall have the general function, in addition to any other functions conferred on him/her by this Bill or otherwise of directing the activities of the University and shall be the Chief Executive and Accounting Officer of the University and ex-officio Chairman of the Senate.

- (3) The Vice Chancellor shall be the Chairman of the University Tenders' Board, which is saddled with the responsibility of approving the conduct of public procurement of goods, works and services within the approved threshold from time to time.
- (4) It shall be the responsibility of the Vice Chancellor to establish and appoint members of the Tenders' Board in line with the extant Public Procurement Rules and Regulations (*Hon. Ibrahim Ali Abdullahi — Deputy 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) There shall be a general fund of the university which shall consist of the following:
  - (a) annual budgetary allocation by the Federal Government through; Appropriation by the National Assembly;
  - (b) grants-in-aid;
  - (c) fees;
  - (d) income derived from investments;
  - (e) gifts, legacies, endowments and donations not accepted for a particular purpose;
  - (f) income derived from the exercise of any functions conferred or imposed on the University by this Bill;
  - (g) any other amounts, charges or dues recoverable by the University;
  - (h) revenue, from time to time, accruing to the University by way of subvention;
  - (i) interests on investments;
  - (j) donations and legacies accruing to the University from any source for the general or special purposes of the University; and
  - (k) regular TETFund interventions;
- (2) The general fund shall be applied for the purposes of the University (*Hon. Ibrahim Ali Abdullahi — Deputy 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-section and without further assurance, vest in the University and be held by it for the purpose of the University.

- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to, and to matters arising from, the transfer of property by this section and with respect to the other matters mentioned in that Schedule (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

PART III — STATUTES OF THE UNIVERSITY

**Clause 12: Statutes of the University.**

- (1) Subject to this Bill, the University may make statutes for any of the following purposes, that is to say: —
- (a) making provision with respect to the composition and constitution of any authority of the University;
  - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
  - (c) regulating the admission of students (where no other enactment provides to the contrary), and their discipline and welfare;
  - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any statute, regulation or other instrument made thereunder; or
  - (e) making provision for any other matter for which provision by statute is authorized or required by this Bill.
- (2) Subject to section 25(6) of this Bill, the Interpretation Act shall apply in relation to any statute made under this section as it applies to a subsidiary instrument within the meaning of section 28(1) of that Act.
- (3) The statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.
- (4) The power to make statutes conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the statute contained in the Third Schedule to this Bill or any subsequent statute (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 13: Power of the University to make Statues.**

- (1) The power of the University to make statutes shall be exercised in accordance with the provisions of this section and not otherwise.
- (2) A proposed statute shall not become law unless it has been approved:
- (a) at a meeting of the Senate, by the votes of not less than two thirds of the members present and voting; and
  - (b) at a meeting of the Council, by the votes of not less than two thirds of the members present and voting.



- (3) A proposed statute may originate either in the Senate or in the Council, and may be approved as required by Subclause (2) of this section by either one of those bodies or the other.
- (4) A statute which:
  - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
  - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any statute.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a statute shall be treated as being made on the date on which it is duly approved by the Council after having been duly approved by the Senate, or on the date on which it is duly approved by the Senate after having been duly approved by the Council, as the case may be or, in the case of a statute falling within Subclause (4) of this section, on the date on which it is approved by the President.
- (6) In the event of any doubt or dispute arising at any time:
  - (a) as to the meaning of any provision of a statute; or
  - (b) as to whether any matter is for the purposes of this Bill an academic or non- academic matter as they relate to such doubt or dispute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he/she shall think fit.
- (7) The decision of the Visitor on any matter referred to him/her under sub-section (6) of this section shall be binding upon the authorities, staff and students of the University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under that sub-section, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria.
- (8) Nothing in sub-section (7) of this section shall affect any power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution of the Federal Republic of Nigeria, 1999 (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 14: Proof of Statute.**

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

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

**Clause 15: Power of Visitor to Decide Meaning of Statues.**

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a statute, the matter may be referred to the visitor, who shall take such advice and make such decision thereon as he/she shall think fit.

- (2) The decision of the visitor on any matter referred to him/her under this clause shall be binding upon the authorities, staff and students of the University, and where any question as to the meaning of any provision of a statute has been decided by the visitor under this clause, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria:

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

- (3) The foregoing provisions of this clause shall apply in relation to any doubt or dispute as to whether any matter is for the purposes of This Bill an academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subclause (1) of this clause; and accordingly the references in subclause (2) of this clause to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or a non-academic matter (*Hon. Ibrahim Ali Abdullahi — Deputy 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 section, such facilities and assistance as he/she or they may reasonably require for the purposes of a visitation.
- (4) The Visitor shall make the report of such visitations and white paper thereon available to the Council which shall implement same (*Hon. Ibrahim Ali Abdullahi — Deputy 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/her office or employment, the Council shall make a recommendation to that effect through the Minister to the President, and the President, after making such enquiries (if any) as he/she may consider appropriate approves the recommendation, he/she may direct the removal of the person in question from office.
- (2) It shall be the duty of the Minister to use his/her best endeavours to cause a copy of the instrument embodying a direction under Subclause (1) of this

section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Ibrahim Ali Abdullahi — Deputy 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/her office or employment on the ground of misconduct or of professional inability to perform the functions of his/her office or employment, the Council shall:
  - (a) give notice of those reasons to the person in question;
  - (b) afford him/her an opportunity of making representations in person on the matter by the Council; and
  - (c) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee with respect to the matter, and if the Council, after considering the report of the investigating committee, is satisfied that the person in question should be removed as aforesaid, the Council may so remove him/her by an instrument in writing signed on the directions of the Council.
- (2) The Vice-Chancellor may, in a case of misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall forthwith be reported to the Council.
- (3) For good cause, any member of staff may be suspended from his/her duties or his/her appointment may be terminated by the Council; and for the purposes of this Subclause "good cause" means:
  - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his/her office; or
  - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold his/her office; or
  - (c) conduct of a scandalous or other disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his/her office; or
  - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his/her office or to comply with the terms and conditions of his/her service; or
  - (e) conduct which the Council considers to be generally of such nature as to render the continued appointment or service of the person concerned prejudicial or detrimental to the interest of the University.
- (4) Any person suspended pursuant to Subclause (2) or (3) of this section shall

be on half pay and the Council shall before the expiration of a period of three months after the date of such suspension consider the case against that person and come to a decision as:

- (a) whether to continue such person's suspension and if so on what terms (including the proportion of his/her emoluments to be paid to him);
  - (b) whether to reinstate such person, in which case the Council shall restore his/her full emoluments to him/her with effect from the date of suspension;
  - (c) whether to terminate the appointment of the person concerned, in which case such a person shall not be entitled to the proportion of his/her emoluments withheld during the period of suspension; or?
  - (d) whether to take such lesser disciplinary action against such person (including the restoration of such proportion of his/her emoluments that might have been withheld) as the Council may determine.
- (5) In any case where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall before the expiration of a period of three months from such decision come to a final determination in respect of the case concerning any such person.
- (6) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of Subclause (1) of this section to use his/her best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (7) Nothing in the foregoing provisions of this section shall:
- (a) apply to any directive given by the Visitor in consequence of any visitation; or
  - (b) prevent the Council from making regulations for the discipline of other categories of workers of the University as may be prescribed (*Hon. Ibrahim Ali Abdullahi — Deputy 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/her office or appointment, then, except in such cases as may be prescribed by the Vice-Chancellor may, after affording the examiner an opportunity of making representations in person on the matter to the Vice-Chancellor, remove the examiner from the appointment by an instrument in writing signed by the Vice-Chancellor.
- (2) Subject to the provisions of regulations made in pursuance of clause 7 (5) of this Bill, the Vice-Chancellor may, on the recommendation of the Senate, appoint an appropriate person as examiner in the place of the examiner removed in pursuance of Subclause (1) of this clause.

- (3) It shall be the duty of the Vice-Chancellor on signing an instrument of removal pursuant to this section, to use his/her best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it is related (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 20: Participation and Discipline of Students.**

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

- (b) nothing in this section shall be construed as preventing the restriction or termination of students' activities at the University otherwise than on the ground of misconduct;
- (c) a direction under Subclause (2) (a) of this clause may be combined with a direction under Subclause (2) (b) of this clause (*Hon. Ibrahim Ali Abdullahi — Deputy 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, place of birth or of family origin, or religious or political persuasion, as a condition of becoming or continuing to be a student at the university, the holder of any degree of the University or of any appointment or employment at the University, or a member of any body established by virtue of this Bill; and no person shall be subject to any disadvantage or accorded any advantage relation to the University, by reference to any of those matters.
- (2) Nothing in Subclause (1) of this clause shall be construed as preventing the University from imposing any disability or restriction on any of the persons mentioned in that Subclause where such person willfully refuses or fails on grounds of religious belief to undertake any duty generally and uniformly imposed on all such person or any group of them which duty, having regard to its nature and the special circumstances pertaining thereto, is in the opinion of the University reasonably justifiable in the national interest (*Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 24: Transfer of Land to the University.**

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

- (2) Where an estate or interest in land is acquired by the Government pursuant to this clause, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the University (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 25: Appointment of committee, etc.**

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

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

**Clause 26: Retiring age of academic staff.**

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

- (c) Non-academic staff of the University shall be 65 years.
- (2) A law or rule requiring a person to retire from the public service after serving for 35 years and other academic staff 60 years (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 27: Transitional and Saving Provision.**

- (1) On the commencement of this Bill, any person employed by or serving in, Federal University of Education, Numan shall be deemed to have been employed or serving in the University established under this Bill.
- (2) All Assets or liabilities belonging to Federal University of Education, Numan shall be deemed to belong to the University established under this Bill (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 28: Special Provisions relating to Pension of Professors.**

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

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

**Clause 29: Miscellaneous and Administrative Provisions.**

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor, and the affixing of the seal shall be authenticated by any member of the Council and by the Vice-Chancellor, Secretary to the Council or any other person authorized by statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be presumed to be so executed.
- (3) Any contract or instrument which if made or executed by a person not being a body corporate would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council.
- (4) The validity of any proceedings of any body established in pursuance of this Bill shall not be affected by any vacancy in the membership of the body, or by any defect in the appointment of a member of the body or by reason that any person not entitled to do so took part in the preceding.



- (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall forthwith disclose his/her interest to the body and shall vote on any question relating to that matter.
- (6) Nothing in section 12 of the Interpretation Act (which provides for the application in relation to subordinate legislation of certain incidental provisions) shall apply to statutes or regulations made in pursuance to this Bill.
- (7) The power conferred by this Bill on any body to make statutes or regulations shall include power to revoke or vary any statute (including the statute contained in the Third Schedule of this Bill) or any regulation by a subsequent statute or as the case may be, by a subsequent regulation and statutes and regulations may make different provisions in relation to different circumstances.
- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of section 8 or section 18 of this Bill or the Second Schedule to this Bill.
- (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 30: Restriction of suits and execution.**

**(1) Pre-Action Notice:**

- (a) No legal proceeding shall be instituted and/or commenced against the University or any of its agents in the course of their official duties unless a 3 months' Pre-Action Notice of such intention is served on the University by an aggrieved party.
- (b) The Notice shall state the reason and the cause of action intended to be taken against the University, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he/she claims.
- (c) For the avoidance of doubt, it is hereby declared that no suit shall be commenced against an officer or servant of the University, in any case where the University is vicariously liable for any alleged act, neglect or default of the officer or servant in the performance or intended performances of his/her duties, unless three months at least has elapsed after written notice of intention to commence the same shall have been served on the University by the intending plaintiff or his/her agent.
- (d) In any suit against this University, no execution or attachment or process in the nature thereof shall be issued against the University, but any sums of money which may be judgment of the court be awarded against the University shall, subject to any direction given by the court where notice of appeal has been given by the University in respect of the said judgment, be paid by the University from its general fund.

- (2) **Service of Notices:** Service upon the University of any notice, order or other document may be effected by delivering the same or by sending it by registered post addressed to the Registrar and Secretary of the Council (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 31: Interpretation.**

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

"Campus" means any campus which may be established by the University (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"College" means the College established pursuant to section 2 (1) (b) of this Bill for the University (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Council" means the Governing Council of the University established by section 5 of this Bill (*Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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; "Notice" means notice in writing (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Officer" does not include the Visitor "Prescribed" means prescribed by statute or regulations (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Professor" means a person designated as a Professor of the University in

accordance with provisions made in that behalf by statute or by regulations (*Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Senate" means the Senate of the University established pursuant to section 2 (1) (e) of this Bill (*Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Statute" means a statute made by each University under section 10 of this Bill and in accordance with the provisions of section 11 of this Bill, and (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

*Question that the meaning of the word “Statutes” 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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 undergraduate (*Hon. Ibrahim Ali Abdullahi — Deputy 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 Education, Numan Adamawa State established and incorporated by section 1 of this Bill (*Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 32: Short Title.**

This Bill may be cited as the Federal University of Education, Numan, Adamawa State Bill, 2024 (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

#### PRINCIPAL OFFICERS OF THE UNIVERSITY

##### *The Chancellor*

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

##### *The Pro-Chancellor*

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

##### *The Vice-Chancellor*

3. (1) There shall be a Vice-Chancellor of the University who shall be appointed by the Council in accordance with the provisions of this paragraph.

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

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

- (8) The committee shall conduct investigation into the allegations made against the Vice-Chancellor and shall report its findings to the Council.
- (9) The Council may, where the allegations are proved, remove the Vice-Chancellor or apply any other disciplinary action it may deem fit and notify the Visitor accordingly provided that a Vice-Chancellor who is removed shall have right of appeal to the Visitor.
- (10) There shall be no sole administrator in the University.
- (11) In any case of a vacancy in the office of the Vice-Chancellor, the Council shall appoint an acting Vice- Chancellor on recommendation of the Senate.
- (12) An acting Vice Chancellor in all circumstances shall not be in office for more than 6 months.

*Deputy Vice-Chancellor*

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

inability to discharge the functions of his/her office arising from infirmity of the body or mind.

*Office of the Registrar*

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

*Other Principal Officers of the University*

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

*Functions of Registrar and Tenure*

7. (1) The Registrar shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council may from time to time direct.
- (2) The Registrar shall, in addition to the other duties conferred on him/her by or under this Bill, be a Secretary to the Council, Secretary to Academic Board and any committee of the Council and in his/her absence, the Council or any such committee may appoint some other persons to act as Secretary. The Registrar shall not vote on any question before the Council or count towards a quorum.
- (3) A Registrar shall —
  - (a) hold office for a single term of five years only beginning from the effective date of his/her appointment and such terms and conditions as may be specified in his/her letter of appointment.
  - (b) where on the commencement of this Bill a Registrar appointed before the commencement of this Bill has held office:

- (i) for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;
- (ii) for more than five years and has more than 1 year to complete his/her second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the School;
- (iii) for more than five years and has less than 1 year to complete his/her second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the School.

*Functions of the Bursar and Tenure*

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

*Functions of the University Librarian and Tenure*

- 9. (1) The University Librarian shall be responsible to the Vice Chancellor for the administration of the University Library and co-ordination of the Library services in the teaching units of the University.
- (2) A University Librarian shall;
  - (a) hold office for a single term of five years only and upon such terms and conditions as may be specified in his/her letter of appointment.
  - (b) where on the commencement of this Bill a University Librarian appointed before the commencement of this Bill has held office —
    - (i) for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right



for the renewal of his/her appointment for a further term of five years;

- (ii) for more than five years and has more than 1 year to complete his/her second term, the Council may allow him/her to serve as University Librarian for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the University;
- (iii) for more than 5 years and has less than 1 year to complete his/her second term, the Council may allow him/her to serve as University Librarian to complete his/her second term and thereafter he/she shall relinquish his/her post and be assigned other duties in the University.

*Director of Works*

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

*Director of Health Services*

11. There shall be for the University, a Director of Health Services who shall be responsible to the Vice Chancellor for the administration of the Health Centre and he/she shall be the Chief Medical Officer of the University and shall coordinate all matters relating to the health of all staff and students.
12. (1) Any officer mentioned in this Schedule may resign his/her office in:
- (a) the case of the Chancellors or Pro-Chancellor, by notice to the Visitor;
  - (b) in the case of the Vice Chancellor, by notice to the Council which shall immediately notify the Minister.
- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office.

*Selection Board for other Principal Officers*

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

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

*Resignation and Re-appointment*

14. (1) Any officer mentioned in the foregoing provisions of this Schedule may resign his/her office:
  - (a) in the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
  - (b) in any other case, by notice to the Council and the Council shall, in the case of the Vice-Chancellor, immediately notify the Visitor.
- (2) Without prejudice to paragraph 4 of this Schedule, a person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office (*Hon. Ibrahim Ali Abdullahi — Deputy 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.

*Registration of transfers*

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

*Transfer of Functions, etc*

2. (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he/she may determine.
- (2) The persons who were members of the Provisional Council shall be deemed to constitute the Council until the date when the Council as set up under the Third Schedule to this Bill shall have been duly constituted.
- (3) The first meeting of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he/she may determine.
- (4) The persons who were members of the Academic Board immediately before the

coming into force of this Bill shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule to this Bill shall have been duly constituted.

- (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the schools, school boards and students of the University immediately before the coming into force of this Bill shall on that day become schools, school boards and students of the University as constituted by this Bill.
- (6) Persons who were Deans of schools and Heads of Academic Departments shall continue to be Deans or HODs of the corresponding School/Department, until new appointments are made in pursuance of the statutes.
- (7) Any person who was a member of the staff of the University as established or was otherwise employed by the Provisional Council shall become the holder of an appointment at the University with the status, designation and functions which correspond as nearly as may be to those which appertained to him/her as member of that staff or as such an employee (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

### THIRD SCHEDULE

## FEDERAL UNIVERSITY OF EDUCATION, NUMAN Statute No. 1

### *Arrangement of Articles*

#### *Article:*

1. The Council
2. The Finance and General Purposes Committee
3. The Senate
4. Congregation
5. Convocation
6. Annual budget and estimates
7. Gifts and donations
8. Payment into bank
9. Audit
10. Organisation of Faculties and Branches .
11. The Dean of the Faculty
12. Departmental Board of Studies
13. Selection of Directors of Physical Planing and Development, Works and Services and Health
14. Tenure of Directors
15. Creation of academic posts
16. Appointment of Academic Staff
17. Appointments of administrative and professional staff
18. Interpretation

### *The Council*

1. (1) The Council shall consist of —
  - (a) the Pro-Chancellor who shall be appointed by the President on the recommendation of the Honourable Minister of Education;

- (b) the Vice-Chancellor;
  - (c) the Deputy Vice-Chancellor(s);
  - (d) the Permanent Secretary, Federal Ministry of Education or, in his/her absence, one Person from the Federal Ministry responsible for Education to represent him/her;
  - (e) six persons representing a variety of interests and broadly representative of the whole Federation appointed by the Federal Executive Council; and in consonance with Universities Miscellaneous Provisions Act, 1993 (as amended) —
    - (i) the Teacher's Registration Council,
    - (ii) Tertiary Education Trust Fund, and
    - (iii) two other persons, one of whom shall be a representative of the University host community.
  - (f) four persons appointed by the Senate of the University from among its members;
  - (g) two persons appointed by Congregation from among its members;
  - (h) one person appointed by Convocation from among its members;
  - (i) two persons representing the community appointed by the President.
- (2) Any member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article may, by notice to the Council, resign his/her office.
- (3) A member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article shall, unless he/she previously vacates it, vacate that office on the expiration of the period of four years beginning with effect from the 1st of August in the year in which he/she was appointed.
- (4) Where a member of the Council holding office otherwise than in pursuance of paragraph (1) (a), (b), (g) or (h) of this article vacates office before the expiration of the period aforesaid, the body or person by whom he/she was appointed may appoint a successor to hold office for the residue of the term of his/her predecessor.
- (5) A person ceasing to hold office as a member of the Council otherwise than by the removal for misconduct shall be eligible for re-appointment for only one further period of four years.
- (6) The quorum of the Council shall be five at least one of whom shall be a member appointed pursuant to paragraph (1) (c), (f), (g) and (h) of this article.
- (7) If the Pro-Chancellor is not present at a meeting of the Council such other member of the Council present at the meeting as the Council may appoint as respects that meeting shall be the chairman at that meeting, and subject to clause 4 of the Bill and the foregoing provisions of this paragraph, the Council may regulate its own procedure.

- (8) Where the Council desires to obtain advice to with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.

*The Finance and General Purposes Committee*

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

*The Senate*

3. (1) The Senate shall consist of —
- (a) the Vice-Chancellor and the deputy Vice-Chancellor;
  - (b) the deans of the several faculties;
  - (c) the directors of the several institutes;
  - (d) the professors;
  - (e) the librarian;
  - (f) the persons for the time being holding such appointments on the staff' of the University as may be specified by the Vice-Chancellor; and
  - (g) such teachers (of senior's lecturer rank and above and not being more than two in respect of each faculty) as may be elected from among the members of each faculty, the total number thereto to be determined from time to time by the Senate; and
  - (h) such persons, not exceeding two in number, whether or not members of the University, as may be appointed by the Senate to be members of the Senate.
- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he/she is present; and in his/her absence such other member of the Senate present at the meeting as the Senate may appoint for that meeting, shall be the chairman at the meeting.
- (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one-quarter); and subject to paragraph (2) of this article, the Senate may regulate its own procedure.

- (4) An elected member may, by notice to the Senate, resign his/her office.
- (5) Subject to paragraph (7) of this article, there shall be elections for the selection of elected members which shall be held in the prescribed manner on such day in the month of May or June in each year as the Vice-Chancellor may from time to time determine.
- (6) An elected member shall hold office for the period of two years beginning with 1st August in the year of his/her election, and may be a candidate at any election held in pursuance of paragraph (5) above in the year in which his/her period of office expires, so however that no person shall be such a candidate if at the end of his/her current period of office he/she would have held office as an elected member for a continuous period of six years or would have so held office if he/she had not resigned it.
- (7) No election shall be held in pursuance of this article in any year if the number specified in the certificate given in pursuance of paragraph(9) of this article does not exceed by more than one the figure which is thrice the number of those elected members holding office on the date of the certificate who do not vacate office during that year in pursuance of paragraph (6) of this article; but for the avoidance of doubt it is hereby declared that no person shall be precluded from continuing in or taking office as an elected member by reason only of a reduction in the total of non-elected members occurring on or after 30th April in any year in which he/she is to continue in or take office as an elected member.
- (8) If so requested in writing by any ten members of the Senate, the vice- chancellor, or in his/her absence a person duly appointed by him/her, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.
- (9) In this article, "total of non-elected members" means, as respects any year, such number as may be certified by the Vice-Chancellor on the 30 April of that year to be the number of persons holding office as members of the Senate on that day otherwise than as elected members.

#### *Congregation*

4. (1) Congregation shall consist of:
  - (i) Vice-Chancellor
  - (ii) the Deputy Vice-Chancellors;
  - (iii) the full-time members of the academic staff
  - (iv) the Registrar;
  - (v) the Librarian;
  - (vi) every member of the administrative staff who holds a degree, other than honorary degree, of any University recognized for the purposes of this statute by the Vice-Chancellor.
- (2) Subject to section 4 of this Bill, the Vice-Chancellor shall be the chairman at all meetings of Congregation when he/she is present; and in his/her absence any of the Deputy Vice Chancellors present at the meeting as Congregation may appoint for that

meeting, shall be the chairman at the meeting.

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

#### *Convocation*

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

- (5) A person who reasonably claims that he/she is entitled to have his/her name on the register shall be entitled on demand to inspect the register or a copy of the register at the principal times of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is not, a member of Convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of Convocation shall be fifty or one third or the whole number nearest to one third or the whole number of members of Convocation whichever is less.
- (8) Subject to section 4 of the Act, the Chancellor shall be chairman at all meetings of Convocation when he/she is present, and in his/her absence the Vice-chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute or regulations.

*Annual budget and estimates, etc.*

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

*Gifts, donations, etc.*

7. (1) The Council may on behalf of the University accept by way of grants, gift, testamentary disposition or otherwise, property and money in aid of the finances of the University on such conditions as it may approve.
- (2) Registers shall be kept of all donations to the University including the names of donors and any special conditions under which 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.
- (3) All property, money or funds donated for any specific purposes shall be applied and administered in accordance with the purposes for which they are donated and shall be accounted for separately.

*Payment into bank*

8. All sums of money received on account of the University shall be paid into such bank as may be approved by the Council for the credit of the University's general, current or deposit account: Provided that the Council may invest, as it deems fit, any money not required for immediate use other than donations of money referred to in Subclause (1) of this section.

*Audit*



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

*Organisation of Faculties and Branches Thereof*

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

*The Dean of the Faculty*

12. (1) The dean of a faculty shall be a professor elected by the faculty board and each dean shall hold office for years. He/she will be eligible for re-election for another term of two years after which he/she may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the office of the dean of the faculty shall be held in rotation by members of the faculty holding the ranks of reader or senior lecturer on the basis of seniority as determined by the statute.
- (3) The dean shall be the chairman at all meetings of the faculty board when he/she is present and he/she shall be a member of all committees and other boards appointed

by the faculty.

- (4) The dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty. It shall be the function of the dean to present to convocation for the conferment of degrees' persons who have qualified for the degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the committee of deans consisting of all the deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the University Council by Senate.
- (6) The dean of a faculty may be removed from office for good cause by the faculty board after a vote would have been taken at a meeting of the board, and in the event of a vacancy occurring following the removal of a dean, an acting dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall hold for a new dean.
- (7) In this article, "good cause" has the same meaning as in clause 15 (3) of the Bill.

#### *Departmental Board of Studies*

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

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

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

candidate to the Council for appointment to the vacant office; and after considering the recommendation of the board the Council may make an appointment to that office.

*Tenure of Directors*

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

*Creation of Academic Posts*

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

*Appointment of Academic Staff*

17. (1) Subject to the Bill and statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Council through the Departments and Colleges.
- (2) For the purpose of filling such vacancies, suitable selection boards to select and make appointments on behalf of the Council shall be set up.
- (3) For appointment to Professorships, Associate Professorship or Readerships or equivalent posts, a Board of Selection, with power to appoint, shall consist of:
- (a) the Vice-Chancellor — Chairman;
  - (b) Deputy Vice-Chancellor — Member;
  - (c) the Dean of the College — Member;
  - (d) Head of Department — Member;
  - (e) such other person(s), not exceeding two in number, deemed capable of helping the Board in assessing both the professional and academic suitability of a candidate under consideration, as the Senate may from time to time appoint.
  - (f) Registrar — Secretary.
- (4) For other academic posts, a Selection Board, with power to appoint, shall consist of:
- (a) the Vice-Chancellor or his/her representative- Chairman:
  - (b) the Dean of the College - Member
  - (c) Head of the Department concerned - Member
  - (d) an internal member of Council (not below the Rank of Senior Lecturer from the sister college in the Candidate's subject-area) - Member
  - (e) Registrar or his/her representative - Secretary
- (5) All appointments to senior library posts shall be made in the same way as equivalent appointments in the academic cadre; and for all such posts other than that of the

Librarian, the Librarian shall be a member of the Selection Board.

- (6) Boards of Selection may interview candidates directly or consider the reports of specialist interviewing panels and shall in addition, in the case of Professorships, Associate Professorship, Readerships or equivalent Posts, consider the reports of External Assessors relevant to the area in which the appointment is being considered. Quorum shall be three (3) including the Chairman.

*Appointment of Administrative and Professional Staff*

18. (1) The administrative and professional staff of the University other than principal officers shall be appointed by the Council or on its behalf by the Vice-Chancellor in accordance with delegation of powers made by the Council on its behalf.
- (2) A Selection Board, with power to appoint, shall consist of:
- (i) Vice Chancellor;
  - (ii) Deputy Vice Chancellor;
  - (iii) Registrar;
  - (iv) Bursar;
  - (v) University Librarian;
  - (vi) the Head of Department concerned;
  - (vii) Establishment and Human Resources Officer who shall serve as Secretary
- Quorum shall be three (3) including the Chairman.

*Interpretation*

19. In this Statute, the expression "the Bill" means the Federal University of Education, Numan, Adamawa State Bill and any word or expression defined in the Bill has the same meaning in this Statute (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Explanatory Memorandum:**

The core object of the Bill is to provide for the establishment of the Federal University of Education, Numan, Adamawa State, to provide for training and teaching instructions in every aspect of education and such other fields of Applied Learning relevant to the needs of development of education in the Northeast in particular and Nigeria in general to meet the learning and research needs of prospective students, researchers and specialists in education sector in Nigeria and beyond (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Provide for the Establishment of the Federal University of Education, Numan, Adamawa State and for Other Matters Connected Therewith (HB.936) (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Federal University of Education, Numan, Adamawa State and for Related Matters (HB.936) and approved Clauses 1 - 32, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

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

**(iii) A Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters (HB.1520) (Committee of the Whole):**

*Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters (HB.1520)” (Hon. Abdullahi Ibrahim Ali — Deputy 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 FEDERAL UNIVERSITY OF  
AGRICULTURE, KABBA TO MAKE COMPREHENSIVE PROVISIONS  
FOR ITS DUE MANAGEMENT AND ADMINISTRATION;  
AND FOR RELATED MATTERS (HB.1520)  
PART I — ESTABLISHMENT AND OBJECTS OF THE  
FEDERAL UNIVERSITY OF AGRICULTURE, KABBA

**Clause 1: Establishment and objects of the Federal University of Agriculture, Kabba.**

- (1) There is hereby established the Federal University of Agriculture, Kabba (in this Bill referred to as "the University").
- (2) The University —
  - (a) shall be a body corporate with perpetual succession and a common seal;
  - (b) may sue or be sued in its corporate name; and
  - (c) shall have power to acquire, hold and dispose of movable and immovable property for the purpose of its functions under this Bill  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

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

The objects of the University shall be to —

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of

acquiring higher degrees in Agriculture;

- (b) develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate degrees and diplomas in research with emphasis on planning, adaptive, technical, maintenance, developmental and productive skills in Agricultural engineering, livestock, aquatic, horticulture and crop sciences and allied professional disciplines relating to Agriculture with the aim of producing socially mature men and women with capacity and capability not only to understand, use and adapt existing technologies in Agriculture, but also to improve on them and develop new ones;
- (c) utilize Omi Dam to support the faculty of Agriculture and water related courses; aquatic, horticulture and Animal Sciences with arable land in Omi, Ejiba- Ogar;
- (d) faculty of Livestock and Animal Sciences in Egbe, Omi and other faculties where appropriate (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

- (1) The University shall consist of —
  - (a) a Chancellor;
  - (b) a Pro-Chancellor and a Council;
  - (c) a Vice Chancellor and a Senate;
  - (d) a Deputy Vice-Chancellor;
  - (e) a body to be called Congregation;
  - (f) a body to be called Convocation;
  - (g) the campuses and colleges of the University;
  - (h) the faculties, schools, institutes and other teaching and research units of the University;
  - (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subsection;
  - (j) all graduates and undergraduates; and
  - (k) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely —

- (a) the Council;
- (b) the Senate;
- (c) the Congregation; and
- (d) the Convocation (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

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

halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;

- (l) hold public lectures and undertake printing, publishing and book selling;
- (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys from the time being un-invested with any bank on deposit or current account;
- (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
- (o) make gifts for any charitable purpose;
- (p) do anything which is authorized or required by this Bill or by any other Statute to do; and
- (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.

- (2) Subject to the provisions of this Bill and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Bill, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Bill (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

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

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

**Clause 6: General Fund of the University.**

- (1) There shall be a general fund of the University which shall consist of the following:



- (i) annual budgetary allocation by the Federal Government through;
- (ii) appropriation by the National Assembly:
  - (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) interest on Investments, and
  - (i) donations and legacies accruing to the University from any source for the general or special purposes of the University.

- (2) The general fund shall be applied for the purpose of the University (*Hon. Ibrahim Ali Abdullahi — Deputy 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.**

- (1) Subject to the provisions of this Bill relating to the Visitor, the Council shall be the Governing Body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.
- (2) There shall be a Committee of the Council to be known as the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by Statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Bill and the Statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.

- (6) Rules made under subsection (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and where any rule so made by the Committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the direction of the Council shall prevail.
- (7) There shall be paid to the members of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by extant government circulars.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill, and shall meet at least four times every year.
- (9) If required in writing by any five members of the Council, the Chairman shall within twenty-eight days after the receipt of such request call a meeting of the Council:

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

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

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

- (1) Subject to section 5 of this Bill and subsections (3) and (4) of this section and to the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the —
  - (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
  - (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
  - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;
  - (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
  - (e) establishment, organization and control of halls of residence and similar institutions in the University;

- (f) supervision of the welfare of students in the University and the regulation of their conduct;
  - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
  - (h) determination of what description of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department, school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4)
  - (a) Subject to this Bill and the Statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Bill or by Statute.
  - (b) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.
- (5) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or another award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

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

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

**PART II — TRANSFER OF PROPERTY**

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

- (1) All property held by or on behalf of the Provisional Council shall, by virtue

of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.

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

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

#### PART III — STATUTES OF THE UNIVERSITY

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

- (1) Subject to this Bill, the University may make Statutes for any of the following purposes —
- (a) making provision with respect to the composition and constitution of any authority of the University;
  - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
  - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
  - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
  - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill.
- (2) Subject to section 25 (6) of this Bill, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Bill.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.
- (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed Statute shall not have the force of law until it has been approved at a meeting of the —
- (a) Senate, by the votes of not less than two thirds of the members

present and voting; and

- (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2) of this section by both bodies in no particular order.
- (4) A Statute which —
  - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
  - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established; shall not come into operation unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) of this section or in the case of a Statute falling within subsection (4) of this section, on the date on which it is approved by the President (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 13: Proof of statute.**

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

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

PART IV — SUPERVISION AND DISCIPLINE

**Clause 14: The Visitor.**

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

visitation (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 15: Removal of certain members of the Council.**

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

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

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

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall —
  - (a) give notice of those reasons to the person in question;
  - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
  - (c) take a decision to terminate or not to terminate the appointment.
- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for —
  - (a) a joint committee of the Council and the Senate to review the matter and to report on it to the Council;
  - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating committee with respect to the matter, and if the Council after considering the report of the investigating committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall immediately be reported to the Council.
- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means —

- (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
  - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
  - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; 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.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to —
  - (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
  - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
  - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
  - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 17: Removal of Examiners.**

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Bill, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.

- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (4) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (5) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 18: Discipline of students.**

- (1) Subject to the provisions of this section, where it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the —
  - (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
  - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified;
  - (c) student be rusticated for such period as may be specified in the direction.
- (2) Where a direction is given under subsection (1) paragraphs (c) or (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.
- (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.
- (4) The fact that an appeal from a direction is brought pursuant to subsection (2) of this section shall not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary board consisting of such members of the University as he may nominate.
- (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.



- (7) A direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

PART V — MISCELLANEOUS AND GENERAL PROVISIONS

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

- (1) No person shall be required to satisfy requirements as to any of the following matters, that is to say, race (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a —
- (a) student in the University;
- (b) holder of any degree, appointment or employment in the University;  
or
- (c) member of anybody established by virtue of this Bill.
- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1) of this section.
- (3) Nothing in subsection (1) of this section shall be construed as preventing the University from imposing any disability or restriction on any of the persons specified in subsection (1) of this section where such persons wilfully refuse or fail on grounds of religious belief to undertake any duty generally and uniformly imposed on all such persons or any group of them which duty, having regard to its nature and the special circumstances, is in the opinion of the University reasonably justifiable in the national interest (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 20: Transfer of land to the University.**

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, the Government may, by a certificate under the hand and seal of the Sports University of Nigeria Abuja or any other person authorized in that behalf transfer it to the University (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 21: Restriction on disposal of land by University.**

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

Provided that such consent shall not be required in the case of any lease or tenancy

at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 22: Quorum and procedure of bodies established by this Bill.**

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of anybody of persons established by this Bill shall be such as may be determined by that body (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 23: Appointment of committees, etc.**

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a committee established by it to —
  - (a) exercise on its behalf, such of its functions as it may determine; and
  - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every Committee of which the members are wholly or partly appointed by the Council (other than a Committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every Committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling —
  - (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or
  - (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 24: Miscellaneous administrative provisions.**

- (1) The seal of the University shall be such as may be determined by the

Council and approved by the Chancellor and the affixing of the seal shall —

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

Provided that the Statutes and Regulations may have different provisions in relation to different circumstances.
- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.
- (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 25: Interpretation.**

- (1) In this Bill —

"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject matter

*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"campus" means any campus which may be established by the University  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"college" means any college which may be established by the University  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"gross misconduct" means any act of misconduct and improper behaviour that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Bill  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"Minister" means the Minister charged with responsibility for Agriculture  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University  
*(Hon. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"notice" means notice in writing  
*(Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader).*

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

"prescribed" means prescribed by Statute or Regulation made under this Bill (Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader).

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

"the provisional Council" means the provisional Council appointed for the University by the President with effect from September 2016 (Hon. Ibrahim Ali Abdullahi — Deputy House Leader).

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

"regulations" means regulations made by the Senate or Council (Hon. Ibrahim Ali Abdullahi — Deputy House Leader).

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

"Senate" means the Senate of the University established by the Bill (Hon. Ibrahim Ali Abdullahi — Deputy House Leader).

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

"Statute" means a Statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill (Hon. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy 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. Ibrahim Ali Abdullahi — Deputy House Leader).

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

"President" means the President of the Federal Republic of Nigeria (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"Constitution" means the Constitution of the Federal Republic of Nigeria (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

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

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"the University" the Federal University of Agriculture, Kabba incorporated and constituted by this Bill; and (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

"the Act" means the Federal University of Agriculture, Kabba Act (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

- (2) Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

**Clause 26: Short Title.**

This Bill may be cited as the Federal University of Agriculture, Kabba (Establishment) Bill, 2024 (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

## SCHEDULES

### FIRST SCHEDULE

## Section 3 (2)

## PRINCIPAL OFFICERS OF THE UNIVERSITY

*The Chancellor*

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

*The Pro-Chancellor*

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

*The Vice-Chancellor*

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

*Deputy Vice-Chancellor*

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

*Office of the Registrar, Bursar and University Librarian*

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.  
(2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.  
(3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.  
(4) 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.

*The Bursar and the University Librarian*

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

*Other Officers of the University*

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

*Director of Health Services*

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

*Resignation and re-appointment*

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

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

SECOND SCHEDULE

Section 10 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

*Transfer of Property to the University*



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

*Registration of Transfers*

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

shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Bill.

5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

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

### THIRD SCHEDULE

Sections 12 (3), (4) and 29 (7)

### FEDERAL UNIVERSITY OF AGRICULTURE, KABBA STATUTE NO. 1

#### *Articles:*

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

#### *The Council*

1. (1) Any member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill may, by notice to the Council resign his office.
- (2) A member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.
- (3) Where a member of Council holding office pursuant to section 6 (e), (f), (g) or (h) of this Bill vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.
- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member pursuant to Section 6 (d) and (e) of this Bill.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and

subject to section 5 of this Bill and the provisions of this paragraph the Council may regulate its own procedure.

- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Bill shall have a four year tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.
- (9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

*The Finance and General Purpose Committee*

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

*The Senate*

- 3. (1) There shall be a Senate for the University consisting of:
  - (a) the Vice-Chancellor;
  - (b) the Deputy Vice-Chancellor;
  - (c) all Professors of the University;
  - (d) all Deans, Provosts and Directors of Academic units of the University;
  - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
  - (f) the University Librarian; and

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

*Congregation*

- 4. (1) Congregation shall consist of —
  - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
  - (b) the full time members of the academic staff;
  - (c) the Registrar;
  - (d) the Bursar; and
  - (e) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying —
  - (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
  - (b) the names of the persons who are members of Congregation during a particular period,shall be conclusive evidence of that number or as the case may be of the names of those persons.
- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as

may be provided by Statute or Regulations.

*Convocation*

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

*Organisation of Faculties and Branches thereof*

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

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

*The Dean of the Faculty*

8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years. He will be eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.
- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and it shall be the function of the Dean to present to the convocation for the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the

Committee by the Senate.

- (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
- (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Bill.

*Selection of Certain Principal and other key Officers*

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

*Creation of Academic Post*

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

*Appointment of Academic Staff*

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

*Appointment of Administrative and Technical Staff*

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

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

**Explanatory Memorandum:**

This Bill Seeks to Establish the Federal University of Agriculture, Kabba as a Centre for Imparting Agricultural Knowledge and Research with Emphasis on Planning, Adaptive, Technical, Maintenance, Development and Productive Skills in Agricultural Engineering, Livestock, Aquatic, Horticulture and Crop Sciences and Allied Professional Disciplines Relating to Agriculture (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

*Agreed to.*

**Long Title:**

A Bill for an Act to Establish Federal University of Agriculture, Kabba to Make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.1520) (*Hon. Ibrahim Ali Abdullahi — Deputy House Leader*).

*Agreed to.*

*Chairman to report Bill.*

**(HOUSE IN PLENARY)**

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish Federal University of Agriculture, Kabba to make Comprehensive Provisions for Its Due Management and Administration; and for Related Matters (HB.1520) 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.*

**17. Adjournment**

*That the House do adjourn till Thursday, 10 October, 2024 at 11.00 a.m. (Hon. Abdullahi Ibrahim Ali — Deputy House Leader).*

*The House adjourned accordingly at 1.25 p.m.*

**Abbas Tajudeen**  
*Speaker*