

A BILL

FOR

An Act to ESTABLISH THE FEDERAL COLLEGE OF NURSING AND MIDWIFERY SCIENCES GULU TO PROVIDE TRAINING, TEACHING, AND LEARNING INSTRUCTIONS IN NURSING AND MIDWIFERY SCIENCES, LEADING TO THE AWARD OF CERTIFICATES AND DEGREES IN THE NURSING AND MIDWIFERY PROFESSION IN NIGERIA AND FOR RELATED MATTERS

Sponsored by Hon Abdullahi Mamudu

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria-

1 PART I - ESTABLISHMENT OF THE FEDERAL COLLEGE OF NURSING
2 AND MIDWIFERY SCIENCES GULU

3 1. There is established a Federal College of Nursing and
4 Midwifery Sciences Gulu (in this Bill referred to as "the College"), which
5 shall be a body corporate with perpetual succession and a common seal and
6 may sue and be sued in its corporate name.

Establishment of the Federal College of nursing and Midwifery Sciences Gulu

7 2. The College shall-

Functions of the College

8 (a) develop, maintain and periodically review the curricula of all
9 the academic programmes of the faculties;

10 (b) conduct all examinations and prepare successful candidates for
11 the various awards in all the faculties; and

12 (c) perform other activities necessary for the enhancement of
13 medical profession in Nigeria.

14 3.-(1) The College shall consist of the Governing Board and the
15 Senate of the College, and the Senate of the College shall regulate its
16 proceedings in line with the first schedule to this Bill.

Constitution of the College

First Schedule

17 (2) The affairs of the College shall be managed by-

	1	(a) Governing Board; and
	2	(b) Senate.
Establishment of the Governing Board	3	4. There shall be established for the College a Governing Board (in
	4	this Bill referred to as "the Board") which shall be charged with the general
	5	management of the affairs of the College.
Membership of the Board	6	5. -(1) The Board shall consist o -
	7	(a) a Chairman;
	8	(b) the Permanent Secretary, Federal Ministry responsible for-
	9	(i) Health,
	10	(ii) Education,
	11	(iii) Science and Technology; and
	12	(iv) Finance;
	13	(c) a representative of the Senate; and
	14	(d) Rector of the College, who shall also serve as the Secretary of the
	15	Board.
Schedule	16	(2) The Board shall regulate its proceedings in line with the schedule
	17	to this Bill.
Functions and powers of the Board	18	6. The Board shall-
	19	(a) have the power to establish faculties and other departments for the
	20	College as may be deemed necessary from time to time;
	21	(b) exercise control and supervise the policy, finances and property of
	22	the College;
	23	(c) consider and approve the terms and conditions of appointment and
	24	remunerations of the principal officers and other staff of the College;
	25	(d) promote and discipline staff of the College on the advice of the
	26	appropriate Committee that may be set up for that purpose;
	27	(e) consider and approve the College annual budget or estimates and
	28	any variation as well as external auditor's report;
	29	(f) consider and approve Senate recommendations; and
	30	(g) exercise other functions and powers as this Bill may confer on it.

1	7.-(1) Member of the Board mentioned under clause 5(1) (a) and	Tenure of office of members of the Board
2	(c) shall hold office for a single term of two years and no more.	
3	(2) A member of the Board referred to in sub-clause (1) of this	
4	clause may resign his appointment by notice to the Rector of the College.	
5	PART II - SENATE AND STAFF OF THE COLLEGE	
6	8. There shall be established for the College a Senate which shall	Establishment and Membership of the Senate
7	consist of-	
8	(a) the Rector of the College who shall be the Chairman;	
9	(b) the Deputy Rector academic and administration;	
10	(c) the Librarian;	
11	(d) heads of faculties of the college; and	
12	(e) the Bursar.	
13	9. The Senate shall-	Functions of the Senate
14	(a) administer the academic programmes of the College;	
15	(b) determine and organize courses of study and examinations at	
16	the College;	
17	(c) award certificate and such other qualifications as may be	
18	prescribed in connections with examinations held by the College;	
19	(d) consider and approve the result at the examinations at the	
20	College; and	
21	(e) perform other functions as the College may assign to it from	
22	time to time.	
23	10. The Board shall appoint for the College the following Principal	Appointments of the Principal Officers
24	Officers-	
25	(a) the Rector of the College, with a minimum of fifteen years'	
26	experience in Nursing or Midwifery Sciences;	
27	(b) Deputy Rector academic and administration;	
28	(c) College Secretary;	
29	(d) College Bursar; and	
30	(e) College Librarian.	

Tenure of office of the Principal Officers	1 2	11. The tenure of office of the Principal Officers shall be for five years and no more.
Removal of Principal Officers	3 4 5 6 7 8 9	12. A principal officer of the College shall be removed from office on the grounds of- (a) unsound mind; (b) bankruptcy; (c) insolvency; (d) misappropriation of funds; or (e) incapacity to perform his duties.
Functions of the Rector of the College	10 11 12 13	13. The Rector shall be- (a) The Chief Executive of the College; (b) Responsible for the day to day administration of the College; and (c) The Secretary of the Board and Senate.
Appointment of other Staff	14 15 16	14. The College shall employ such staff as it may deem necessary for the efficient performance of its functions. PART III - FACULTIES OF THE COLLEGE AND EXAMINATION
Establishment of Faculties for the College	17 18 19 20	15. There shall be established for the College the following Faculties- (a) Nursing; (b) Midwifery; and (c) any other faculty that the College may from time to time create.
Faculty Board	21 22 23 24 25 26 27 28 29 30	16. -(1) There shall be a Faculty Board for each Faculty. (2) A Faculty Board shall comprise of- (a) a Dean; (b) heads of departments; (c) all members of the Faculty; and (d) a Secretary. (3) A Faculty Board shall elect from among its members a Dean who shall each serve for three years only. (4) Subject to such standing orders that the Senate may make for that purpose, a Faculty Board may carry out its duties as it deems fit.

1 (5) A Faculty Board shall appoint an Academic Committee to
2 select qualified candidates to be trained in the Faculty.

3 PART IV - FINANCIAL PROVISIONS

4 17.- (1) The College shall establish a Fund into which shall be paid- Financial
Provisions

5 (a) budget allocations made to the College by the Federal
6 Government;

7 (b) sums charged for services rendered by the College;

8 (c) other sums that may accrue to the College from other sources,
9 including such sums accruing to the College by way of gifts, testamentary
10 disposition and endowments or contributions from philanthropic persons or
11 organization or otherwise, however, received.

12 (2) Monies received by the College by way of endowments, gifts or
13 donations shall be entered into a register kept for that purpose showing the
14 names of donors and any special conditions attached to such monies.

15 (3) All property, money or funds donated for any specified purpose
16 shall be applied and be administered under the purpose for which they were
17 donated and shall be accounted for separately.

18 (4) The College may apply the proceeds from the investments
19 made with monies from the Fund established under sub-clause (1) of this
20 clause to-

21 (a) the cost of administration of the College;

22 (b) the reimbursement of members of the Board or any of its
23 Committee for such expenses as may be expressly authorized by the Board
24 under the rates approved by the Federal Government under Financial
25 Regulations;

26 (c) the payment of salaries, fees or other remuneration, allowances
27 and pension payable to the employees of the College;

28 (d) the maintenance of any property vested on the College; and

29 (e) give effect to the activities connected with the purposes of the
30 College under this Bill.

Gift to the College	1	18. -(1) The College may accept a gift of land, money, or other
	2	property upon such terms and conditions, as specified by the persons or
	3	organization making the gift.
	4	(2) The College shall not accept a gift if the terms and conditions
	5	attached by the person or organization making the gift are inconsistent with the
	6	functions of the College or its position as a non-partisan institution free from
	7	any undue external influence.
Accounts	8	19. The College shall keep proper accounts for the period of twelve
	9	months ending on the thirty-first of December in each year, and adequate
	10	records about those accounts notwithstanding any other requirement or control
	11	imposed, whether by an enactment or otherwise, concerning the finances of the
	12	lands, endowment and other property held by or for the College.
Annual budget	13	20. The College shall prepare an annual budget showing the estimate
	14	of income and expenditure of the College for the ensuing year and shall submit
	15	the estimate to the Minister not later than three calendar months preceding the
	16	financial year or such earlier date as the Minister may request.
Annual reports	17	21. The College shall prepare and submit to the Minister not later than
	18	30th June of each year a report in such form as the Minister may direct on the
	19	activities of the College during the immediately preceding year and shall
	20	include in the report a copy of the audited account to the College for that year
	21	and the auditor's report.
Audit	22	22. The College shall cause the accounts of the College to be audited
	23	by external auditors appointed by the Board, drawn from the approved list of
	24	auditors provided by the office of the Auditor-General of the Federation
	25	immediately after the end of each financial year the accounts relate.
	26	PART V - MISCELLANEOUS
Discipline of trainees	27	23. -(1) Subject to the provisions of this clause, where it appears to the
	28	College Rector that a student or trainee of the College has been guilty of
	29	misconduct, the College Rector may, without prejudice to any other

1 disciplinary powers conferred on him by this Bill or Regulations made under
2 this clause direct-

3 (a) that the student or trainee shall not, during such period as may
4 be specified in the direction, participate in such activities of the College or
5 make use of such activities of the College as he may specify;

6 (b) that the activities of the student or trainee shall, during such
7 period as may be specified in the directions be restricted to such manner as
8 may be so specified;

9 (c) that the trainee be suspended from appearing from exams for
10 such period as may be specified in the directions; or

11 (d) that the student or trainee is withdrawn from the College.

12 (2) Where the Rector is absent or where the Rector refuses to apply
13 any disciplinary measures, the Board, either directly or through some other
14 staff, may use such disciplinary actions as specified in sub-clause (1) of this
15 clause any trainee of the College who is guilty of misconduct.

16 (3) Where a direction is given under sub-clause (1)(c) or (d) of this
17 clause in respect of any trainee, the trainee may, within the 21 days from the
18 date of the letter communicating the decision to him, appeal from the
19 direction to the Board and where such an appeal is brought, the Board shall,
20 after causing such an enquiry to be made in the matter as the Board considers
21 just, either confirm or set aside the direction or modify it in such a manner as
22 the Board may deem fit.

23 (4) The fact that an appeal from a direction is brought pursuant to
24 sub-clause (3) of this clause shall not affect the operation of the direction
25 while the appeal is pending.

26 (5) The Board may delegate its powers under sub-clause (3) of this
27 clause to a disciplinary committee consisting of such members of the
28 College as it may nominate.

29 (6) Nothing in this clause shall be construed as preventing the
30 restriction or termination of the trainee's activities at the College otherwise

	1	than on the ground of misconduct.
	2	(7) A declaration that a direction under subclause (1) (a) of this clause
	3	may be combined with a direction under subclause (1) (b) of this clause.
	4	(8) In all cases under this clause, the Board's decision shall be final.
Interpretation	5	24. In this Bill-
	6	"Assessor" means a legal assessor appointed under paragraph 4(1) and (2) of
	7	the third schedule to this Bill;
	8	"Board" means Governing Board of the Federal College of Nursing and
	9	Midwifery Sciences Gulu;
	10	"College" means Federal College of Nursing and Midwifery Sciences Gulu;
	11	"College Rector" means Rector of the Federal College of Nursing and
	12	Midwifery Sciences Gulu;
	13	"Council" means the Council of the Federal College of Nursing and Midwifery
	14	Gulu;
	15	"Minister" means Minister responsible for health; and
	16	"Senate" means Senate of the Federal College of Nursing and Midwifery
	17	Sciences Gulu;
Citation	18	25. This Bill may be cited as the Federal College of Nursing and
	19	Midwifery Sciences Gulu Bill, 2024.

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SCHEDULE

[Clauses 3(1) and 5(4)]

PROCEEDINGS OF THE GOVERNING BOARD AND SENATE

Standing orders

(1) The Governing Board may make standing orders regulating its proceedings or of any Committee of the Board.

(2) The Senate may make standing orders regulating its proceedings or of any Faculty Board or any Committee of the Senate.

Quorum

The quorum of-

(a) the Governing Board shall be one-third of its constituent members;

(b) the Senate shall be one-third of its constituent members; and the Senate shall determine any Faculty Board

Presiding at meeting

At any meeting of the Governing Board or the Senate, the Chairman shall preside, and where the Chairman is absent, the Vice-Chairman shall preside.

Appointment of Committee

(1) the Governing Board may appoint one or more Committees to carry out on its behalf any of its functions, but a decision of any of its Committee shall be of no effect until the Board confirms it.

(2) The Senate may appoint one or more Committees to carry out on its behalf any of its functions, but a decision of any of its Committee shall be of no effect until the Senate confirms it.

Fixing of seal

(1) The fixing of the College's seal shall be authenticated by the signature of the Chairman or of a member authorized by the Governing Board for that purpose.

(2) Any contract or instrument which, if made or executed by a person not being a body corporate, is not required to be under the seal may be

1 made or executed on behalf of the College by any person generally or specially
2 authorized to act for that purpose by the Governing Board.

3 (3) Any document purporting to be duly executed under the College's
4 seal shall be received in evidence and shall, except the contrary is proved, be
5 deemed to be so executed.

6 *Validity of proceedings*

7 The validity of any proceedings of the Governing Board, the Senate or any
8 Faculty Board, or of a Committee of the Governing Board or the Senate shall
9 not be affected by any vacancy in the membership of the body concerned or by
10 any defect in the appointment of any member or by reason that a person not
11 entitled to do so took part in the proceedings.

12 *Disclosure of personal interest*

13 Any member of the Governing Board, and any person holding office on a
14 Committee of the Board, who has a personal interest in any contract or
15 arrangement entered into or proposed to be considered by the Board or a
16 committee of the Board shall disclose his interest to the Board and shall not
17 vote on any question relating to the contract or arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal College of Nursing and Midwifery Sciences Gulu to provide training, teaching, and learning instructions in Nursing and Midwifery Sciences, leading to the award of certificates and degrees in the Nursing and Midwifery profession in Nigeria.