

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF TECHNOLOGY, MAIJUJU AS A TRAINING INSTITUTION FOR THE DEVELOPMENT OF TECHNOLOGY, MAKE COMPREHENSIVE PROVISIONS FOR MANAGEMENT AND ADMINISTRATION OF THE UNIVERSITY; AND FOR RELATED MATTERS

Sponsored by Hon. Alfred Ajang Iliya

[] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF THE
2 FEDERAL UNIVERSITY OF TECHNOLOGY, MAIJUJU

3 1.-(1)There is established the Federal University of Technology,
4 Maijuju Kaduna State (in this Act referred to as the University).

Establishment and objects of the Federal University of Technology, Maijuju

5 (2)The University-

6 (a) shall be a body corporate with perpetual succession and a
7 common seal; and

8 (b) may sue or be sued in its corporate name.

9 (3)The University shall be a training institution for the
10 development of technology education in the country.

11 (4) The University shall be supervised by the Federal Ministry of
12 Education through the National Universities Commission (NUC) who shall
13 be responsible for approving and regulating all academic programmes run in
14 the University, to ensure quality compliance and provide funds for academic
15 and research programmes, infrastructures and remunerations of employees.

16 (5)The objects of the University shall be to-

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

19 (b) develop and offer academic and professional programmes

1 leading to the award of certificates, first degrees, post-graduate research,
2 diploma and higher degrees with emphasis on planning, developmental and
3 adaptive skills in engineering, technology, applied science, agriculture,
4 commerce, arts, social science, humanities, management and allied
5 professional disciplines;

6 (c) produce socially mature technical men and women with
7 capabilities not to only understand technological need of Nigeria as a nation,
8 but also to exploit existing technical infrastructure and improve on it to
9 develop new ones;

10 (d) act as agents and catalysts for effective technical system, through
11 post graduate training, research and innovation, for effective economic
12 utilisation and conservation of the country's human resources;

13 (e) develop technical, engineering scientific and productive skills in
14 young persons for manpower needs of the growing industrial sector;

15 (f) collaborate with other national and international institutions
16 involved in training, research and development of technology with a view to
17 promote governance, leadership and management skills among Nigerians;

18 (g) identify technological needs of the society with a view to finding
19 solutions to them within the context of overall national development;

20 (h) provide and promote sound basic technical training as a
21 foundation for the development of Nigeria, taking into account indigenous
22 culture and the need to enhance national unity;

23 (i) provide higher systematic advancement of the science and
24 technology;

25 (j) provide for instruction in such branches of technology as it may
26 deem necessary to make provision for research advancement and
27 dissemination of knowledge in such manner as it may determine;

28 (k) provide teachers with operational competence for teaching in pre-
29 tertiary institutions, basic, senior secondary schools and non-formal education
30 institutions; and

1 (l) undertake any other activities that is appropriate for a university
2 of technology of the highest standard.

3 **2.-(1)** The University shall consist of-

Constitution and
principal officers
of the University

4 (a) a Chancellor;

5 (b) a Pro-Chancellor and a Council;

6 (c) a Vice-Chancellor and a Senate;

7 (d) Congregation;

8 (e) Convocation;

9 (f) the campuses and colleges of the University;

10 (g) the colleges, institutes and other teaching and research units of
11 the University;

12 (h) the persons holding the offices constituted by the First Schedule
13 to this Act other than those mentioned in paragraphs (a) to (c) of this
14 subsection;

First Schedule

15 (i) all graduates and undergraduates of the University; and

16 (j) all other persons who are members of the University in
17 accordance with provisions made by statute in that behalf.

18 (2) The First Schedule to this Act shall have effect with respect to
19 the principal officers of the University.

First Schedule

20 (3) Subject to section 5 of this Act provision shall be made by
21 statute with respect to the constitution of the Council, the Senate,
22 Congregation and Convocation.

23 **3.-(1)** For the carrying out of its objects as specified under section 1
24 of this Act, the University shall have power to-

Powers of the
University and
its exercise

25 (a) offer courses of instruction, training and research in
26 Technology and allied areas for the production of quality technologist in
27 Nigeria;

28 (b) establish such colleges, campuses, institutes, schools,
29 departments and other teaching and research units within the University as

1 may from time to time be deemed necessary or desirable subject to the approval
2 of NUC;

3 (c) institute professorships, readerships or associate professorships,
4 lectureships, and other posts and offices and to make appointments thereto;

5 (d) institute and award fellowships, scholarships, exhibitions,
6 bursaries, medals, prizes and other titles, distinctions, awards and forms of
7 assistance;

8 (e) provide for the discipline and welfare of members of the
9 University;

10 (f) hold examinations and grant degrees, diplomas, certificates and
11 other distinctions to persons who have pursued a course of study approved by
12 the University and have satisfied such other requirements as the University
13 may lay down;

14 (g) grant honorary degrees, fellowships or academic titles;

15 (h) demand and receive from any student or any other person
16 attending the University for the purposes of instruction, such fees as the
17 University may from time to time determine subject to the overall directives of
18 the Minister;

19 (i) subject to section 19 of this Act, to acquire, hold, grant, charge or
20 otherwise deal with or dispose of movable and immovable property wherever it
21 is situate;

22 (j) accept gifts, legacies and donations, but without obligation to
23 accept the same for a particular purpose unless it approves the terms and
24 conditions attached thereto;

25 (k) enter into contracts, establish trusts, act as trustee, solely or jointly
26 with any other person, and employ and act through agents;

27 (l) erect, provide, equip and maintain libraries, laboratories,
28 workshops, lecture halls, halls of residence, refectories, sports grounds,
29 playing fields and other buildings or things necessary, suitable or convenient
30 for any of the objects of the University;

1 (m) to hold public lectures and to undertake printing, publishing
2 and book selling;

3 (n) subject to any limitations or conditions imposed by statute, to
4 invest any moneys appertaining to the University by way of endowment not
5 being immediately required for current expenditure in any investments or
6 securities or in the purchase or improvement of land, with power from time
7 to time, to vary any such investments to deposit any moneys for the time
8 being not invested with any bank on deposit or current account;

9 (o) borrow, whether on interest or not and if need be upon the
10 security of any or all of the property, movable or immovable, of the
11 University, such moneys as the Council may from time to time in its
12 discretion find it necessary or expedient to borrow of to guarantee any loan,
13 advances or credit facilities;

14 (p) make gifts for any charitable purpose;

15 (q) do anything which it is authorised or required by this Act or by
16 statute to do; and

17 (r) do all such acts or things, whether or not incidental to the
18 powers, as may advance the objects of the University.

19 (2) Subject to the provisions of this Act and of the statutes and
20 without prejudice to section 7(2) of this Act, the powers conferred on the
21 University under subsection (1) shall be exercisable on behalf of the
22 University by the Council or by the Senate or in many other manner which
23 may be authorised by the statute.

24 (3) The power of the University to establish further campuses and
25 colleges within the University shall be exercisable by statute and not
26 otherwise.

27 4.-(1)The Chancellor shall, in relation to the University, take
28 precedence before all other members of the University, and when he is
29 present, shall preside at all meetings of Convocation held for conferring
30 degrees.

Functions of the
Chancellor and
Pro-Cgancellor

Composition,
tenure and powers
of the Council of
the University

1 (2) The Pro-Chancellor shall, in relation to the University, take
2 precedence before all other members of the University, except the Chancellor
3 and except the Vice-Chancellor when acting as chairman of Congregation or
4 Convocation and the Pro-Chancellor shall, when he is present, be the Chairman
5 at all meetings of the Council.

6 **5.-(1)**The Council of the University shall consist of-

7 (a) the Pro-Chancellor who shall be appointed by the President on the
8 recommendation of the Minister;

9 (b) the Vice-Chancellor;

10 (c) the Deputy Vice-Chancellors;

11 (d) one person from the Ministry responsible for Education;

12 (e) four persons representing a variety of interests and broadly
13 representative of the whole Federation to be appointed from -

14 (i) the Council for the Regulation of Engineers in Nigeria(COREN),

15 (ii) Tertiary Education Trust (TET) Fund, and

16 (iii) two other persons, one of whom shall be a representative of the
17 University host community;

18 (f) four persons appointed by the Senate from among its members;

19 (g) two persons appointed by Congregation from among its members;

20 (h) one person appointed by Convocation from among its members;

21 (i) two persons representing the community appointed by the
22 President.

23 (2) Persons to be appointed to the Council shall be of proven integrity,
24 knowledgeable and familiar with the affairs and tradition of the University.

25 (3) The Council so constituted shall have a tenure of four years from
26 the date of its inauguration provided that where a Council is found to be
27 incompetent and corrupt, it shall be dissolved by the Visitor and a new Council
28 shall be immediately constituted for the effective functioning of the University.

29 (4) The powers of the Council shall be exercised, as in this Act and to
30 that extent establishment circulars that are inconsistent with this Act shall not

1 apply to the University.

2 (5) The Council shall be free in the discharge of its functions and
3 exercise of its responsibilities for the good management, growth and
4 development of the University.

5 (6) The Council in the discharge of its functions shall ensure that
6 disbursement of funds of the University complies with the approved
7 budgetary ratio for-

8 (a) personnel cost;

9 (b) overhead cost;

10 (c) research and development;

11 (d) library developments; and

12 (e) the balance in expenditure between academic vis-à-vis non-
13 academic activities.

14 6.-(1) Subject to the provisions of this Act relating to the Visitor, the
15 Council shall be the governing body of the University and shall be charged
16 with the general control and superintendence of the policy, finances and
17 property of the University.

Functions of the
Council and its
Finance and General
Purposes Committee

18 (2) There shall be a Finance, and General Purposes Committee of
19 the Council, which shall, subject to the directions of the Council, exercise
20 control over the property and expenditure of the University and perform
21 such other functions of the Council as the Council may from time to time
22 delegate to it.

23 (3) Provision shall be made by statute with respect to the
24 constitution of the Finance and General Purposes Committee.

25 (4) The Council shall ensure that proper accounts of the University
26 are kept and that the accounts of the University are audited annually by an
27 independent firm of auditors approved by the Council and that an annual
28 report is published by the University together with certified copies of the
29 said accounts as audited.

30 (5) Subject to this Act and the statutes, the Council and the Finance

1 and General Purposes Committee may each make rules for the purpose of
2 performing any of their respective functions or regulating their own procedure.

3 (6) Rules made under subsection (5) by the Finance and General
4 Purposes Committee shall not come into force unless approved by the
5 Council and any rules made by that Committee which conflict with any
6 direction given by the Council, whether before or after the coming into force of
7 the rules in question, the directions of the Council shall prevail.

8 (7) There shall be paid to the members respectively of the Council, the
9 Finance and General Purposes Committee and of any other committee set up
10 by the Council, allowances in respect of travelling and other reasonable
11 expenses, at such rates as may from time to time be fixed by the Minister.

12 (8) The Council shall meet as and when necessary for the
13 performance of its functions under this Act and shall meet at least three times in
14 every year.

15 (9) If requested in writing by any five members of the Council, the
16 Chairman shall within 28 days after the receipt of such request call a meeting of
17 the Council.

18 (10) Any request made under subsection (9) shall specify the business
19 to be considered at the meeting and no business not so specified shall be
20 transacted at that meeting.

Functions of the
Senate of the
University

21 7.-(1) Subject to section 6 of this Act, subsections (3) and (4) and any
22 other provisions of this Act relating to the Visitor, it shall be the general
23 function of the Senate to organise and control the teaching in the University, the
24 admission of student where no other enactment provides to the contrary and the
25 discipline of students and to promote research at the University.

26 (2) Without prejudice to the generality of subsection (1), it shall be the
27 function of the Senate to make provision for-

28 (a) the establishment, organisation and control of campuses, colleges,
29 schools, institutes and other teaching and research units of the University and
30 the allocation of responsibility for different branches of learning;

1 (b) the organisation and control of courses of study at the
2 University and of the examinations held in conjunction with those courses,
3 including the appointment of examiners, both internal and external;

4 (c) the award of degrees, and such other qualifications as may be
5 prescribed in connection with examinations held;

6 (d) the making of recommendations to the Council with respect to
7 the award to any person of an honorary fellowship, degree or the title of
8 professor emeritus;

9 (e) the establishment, organisation and control of halls of residence
10 and similar institutions at the University;

11 (f) the supervision of the welfare of students at the University and
12 the regulation of their conduct;

13 (g) the granting of fellowships, scholarships, prizes and similar
14 awards if the awards are within the control of the University; and

15 (h) determining what descriptions of dress shall be academic dress
16 for the purposes of the University, and regulating the use of academic dress.

17 (3) The Senate shall not establish any new campus, college, school,
18 department, institute or other teaching and research units of the University,
19 or any hall of residence or similar institution at the University without the
20 approval of the Council.

21 (4) Subject to this Act and the statutes, the Senate may make
22 regulations for the purpose of exercising any function conferred on it either
23 by the foregoing provisions of this section or otherwise or for the purpose of
24 making provision for any matter for which provision by regulations is
25 authorised or required by this Act or by statute.

26 (5) Regulations shall provide that at least one of the persons
27 appointed as the examiners at each final or professional examination held in
28 conjunction with any course of study at the University is not a teacher at the
29 University but is a teacher of the branch of learning to which the course
30 relates at some other University of high repute or a person engaged in

1 practicing the profession in a reputable organisation or institution.

2 (6) Subject to right of appeal to the Council from a decision of the
3 Senate, the Senate may deprive any person of any degree, diploma or other
4 award of the University which has been conferred upon him if after due enquiry
5 he is found to have been guilty of dishonourable or scandalous conduct in
6 gaining admission into the University or obtaining that award.

Functions of the
Vice-Chancellor

7 **8.**-(1) The Vice-Chancellor shall, in relation to the University, take
8 precedence before all other members of the University except the Chancellor
9 and subject to section 4 of this Act except the Pro-Chancellor and any other
10 person for the time being acting as Chairman of the Council.

11 (2) Subject to sections 6, 7 and 13 of this Act, the Vice-Chancellor
12 shall have the general function, in addition to any other functions conferred on
13 him by this Act or otherwise of directing the activities of the University and
14 shall be the Chief Executive and Accounting Officer of the University and Ex-
15 Officio Chairman of the Senate.

16 (3) The Vice Chancellor shall be the Chairman of the University
17 Tenders' Board, which is saddled with the responsibility of approving the
18 conduct of public procurement of goods, works and services within the
19 approved threshold from time to time.

20 (4) It shall be the responsibility of the Vice Chancellor to establish and
21 appoint members of the Tenders' Board in line with the extant Public
22 Procurement Rules and Regulations.

23 PART II - GENERAL FUND OF THE UNIVERSITY

General fund
of the University

24 **9.**-(1) There shall be a general fund of the University which shall
25 consist of the following-

26 (a) grants-in-aid;

27 (b) fees;

28 (c) income derived from investments;

29 (d) gifts, legacies, endowments and donations not accepted for a
30 particular purpose;

1 (e) income derived from the exercise of any functions conferred or
2 imposed on the University by this Act;

3 (f) any other amounts, charges or dues recoverable by the
4 University;

5 (g) revenue, from time to time, accruing to the University by way
6 of subvention;

7 (h) interests on investments;

8 (i) donations and legacies accruing to the University from any
9 source for the general or special purposes of the University; and

10 (j) Regular TET Fund interventions;

11 (2) The general fund shall be applied for the purposes of the
12 University.

13 PART III - STATUTES OF THE UNIVERSITY

14 **10.**-(1) Subject to this Act, the University may make statutes for-

Power of the
University to make
Statutes

15 (a) making provision with respect to the composition and
16 constitution of any authority of the University;

17 (b) specifying and regulating the powers and duties of any
18 authority of the University, and regulating any other matter connected with
19 the University or any of its authorities;

20 (c) regulating the admission of students, where no other enactment
21 provides to the contrary, and their discipline and welfare;

22 (d) determining whether any particular matter is to be treated as a
23 academic or non-academic matter for the purposes of this Act and of any
24 statute, regulation or other instrument made thereunder; or

25 (e) making provision for any other matter for which provision by
26 statute is authorised or required by this Act.

27 (2) Subject to section 24(6) of this Act, the Interpretation Act shall
28 apply in relation to any statute made under this section as it applies to a
29 subsidiary instrument within the meaning of section 37(1) of that Act.

Cap. 123, LFN,
2004

Third Schedule	1	(3) The Statute contained in the Third Schedule to this Act shall be
	2	deemed to have come into force on the commencement of this Act and shall be
	3	deemed to have been made under this section by the University.
Third Schedule	4	(4) The power to make statutes conferred by this section shall not be
	5	prejudiced or limited in any way by reason of the inclusion or omission of any
	6	matter in or from the Statute contained in the Third Schedule to this Act or any
	7	subsequent statute.
Mode of exercising power to make statutes	8	11. -(1) The power of the University to make statutes shall be
	9	exercised in accordance with the provisions of this section and not otherwise.
	10	(2) A proposed statute shall not become law unless it has been
	11	approved-
	12	(a) at a meeting of the Senate, by the votes of not less than two thirds
	13	of the members present and voting; and
	14	(b) at a meeting of the Council, by the votes of not less than two thirds
	15	of the members present and voting.
	16	(3) A proposed statute may originate either in the Senate or in the
	17	Council, and may be approved as required by subsection (2) by either one of
	18	those bodies or the other.
	19	(4) A statute which-
	20	(a) makes provision for or alters the composition or constitution of the
	21	Council, the Senate or any other authority of the University; or
	22	(b) provides for the establishment of a new campus or college or for
	23	the amendment or revocation of any statute.
Cap. 123, LFN, 2004	24	(5) For the purpose of section 2(2) of the Interpretation Act, a statute
	25	shall be treated as being made on the date on which it is duly approved by the
	26	Council after having been duly approved by the Senate, or on the date on which
	27	it is duly approved by the Senate after having been duly approved by the
	28	Council, as the case may be or, in the case of a statute falling within subsection
	29	(4), on the date on which it is approved by the President.
	30	(6) In the event of any doubt or dispute arising at any time-

1 (a) as to the meaning of any provision of a statute; or

2 (b) as to whether any matter is for the purposes of this Act an
3 academic or non-academic matter as they relate to such doubt or dispute,
4 the matter may be referred to the Visitor, who shall take such advice and
5 make such decision thereon as he shall think fit.

6 (7) The decision of the Visitor on any matter referred to him under
7 subsection (6) shall be binding upon the authorities, staff and students of the
8 University and where any question as to the meaning of any provision of a
9 statute has been decided by the Visitor under that subsection, no question as
10 to the meaning of that provision shall be entertained by any court of law in
11 Nigeria.

12 (8) Nothing in subsection (7) shall affect any power of a court of Cap. C23, LFN,
13 competent jurisdiction to determine whether any provision of a statute is
14 wholly or partly void as being ultra vires or as being inconsistent with the
15 Constitution. 2004

16 **12.** A statute may be proved in any court by the production of a Proof of statute
17 copy thereof bearing or having affixed to it a certificate purporting to be
18 signed by the Vice-Chancellor or the Secretary to the Council to the effect
19 that the copy is a true copy of a statute of the University.

20 PART IV - SUPERVISION AND DISCIPLINE

21 **13.**-(1) The President shall be the Visitor of the University. The Visitor

22 (2) The Visitor shall cause a visitation to the University when
23 necessary, at least every five years, or direct that such a visitation be
24 conducted by such person as the Visitor may deem fit and in respect of any of
25 the affairs of the University.

26 (3) The bodies and persons comprising the University shall make
27 available to the Visitor and to any other person conducting a visitation under
28 this section, such facilities and assistance as he or they may reasonably
29 require for the purposes of a visitation.

30 (4) The Visitor shall make the report of such visitations and white

1 paper thereon available to the Council which shall implement same.

Removal of certain
members of
Council

2 **14.**-(1) If it appears to the Council that a member of the Council, other
3 than the Pro-Chancellor or the Vice-Chancellor, should be removed from office
4 on the ground of misconduct or inability to perform the functions of his office
5 or employment, the Council shall make a recommendation to that effect
6 through the Minister to the President, and the President, after making such
7 enquiries, if any, as and may consider appropriate approves the
8 recommendation, he may direct the removal of the person in question from
9 office.

10 (2) The Minister Shall use his best endeavours to cause a copy of the
11 instrument embodying a direction under subsection (1) to be immediately
12 served on the person to whom it relates.

Removal and
discipline of
academic,
administrative
and professional
staff

13 **15.**-(1) If it appears to the Council that there are reasons for believing
14 that any person employed as a member of the academic, administrative or
15 professional staff of the University, other than the Vice-Chancellor, should be
16 removed from his office or employment on the ground of misconduct or of
17 professional inability to perform the functions of his office or employment, the
18 Council shall-

19 (a) give notice of those reasons to the person in question;

20 (b) afford him an opportunity of making representations in person on
21 the matter by the Council; and

22 (c) for the person in question to be afforded an opportunity of
23 appearing before and being heard by the investigating committee with respect
24 to the matter, and if the Council, after considering the report of the
25 investigating committee, is satisfied that the person in question should be
26 removed as aforesaid, the Council may so remove him by an instrument in
27 writing signed on the directions of the Council.

28 (2) The Vice-Chancellor may, in a case of misconduct by a member of
29 the staff which in the opinion of the Vice-Chancellor is prejudicial to the
30 interest of the University, suspend such member and any such suspension shall

1 immediately be reported to the Council.

2 (3) For good cause, any member of the staff may be suspended
3 from his duties or his appointment may be terminated by the Council and for
4 the purposes of this subsection "good cause" means-

5 (a) conviction for any offence which the Council considers to be
6 such as to render the person concerned unfit for the discharge of the
7 functions of his office;

8 (b) any physical or mental incapacity which the Council, after
9 obtaining medical advice, considers to be such as to render the person
10 concerned unfit to continue to hold his office;

11 (c) conduct of a scandalous or other disgraceful nature which the
12 Council considers to be such as to render the person concerned unfit to
13 continue to hold his office;

14 (d) conduct which the Council considers to be such as to constitute
15 failure or inability of the person concerned to discharge the functions of his
16 office or to comply with the terms and conditions of his service; or

17 (e) conduct which the Council considers to be generally of such
18 nature as to render the continued appointment or service of the person
19 concerned prejudicial or detrimental to the interest of the University.

20 (4) Any person suspended under subsection (2) or (3) shall be on
21 half pay and the Council shall before the expiration of a period of three
22 months after the date of such suspension consider the case against that
23 person and come to a decision as-

24 (a) whether to continue such person's suspension and if so on what
25 terms, including the proportion of his emoluments to be paid to him;

26 (b) whether to reinstate such person, in which case the Council
27 shall restore his full emoluments to him with effect from the date of
28 suspension;

29 (c) whether to terminate the appointment of the person concerned,
30 in which case such a person shall not be entitled to the proportion of his

1 emoluments withheld during the period of suspension; or

2 (d) whether to take such lesser disciplinary action against such
3 person, including the restoration of such proportion of his emoluments that
4 might have been withheld, as the Council may determine.

5 (5) In any case where the Council, under this section, decides to
6 continue a person's suspension or take further disciplinary action against a
7 person, the Council shall before the expiration of a period of three months from
8 such decision come to a final determination in respect of the case concerning
9 any such person.

10 (6) The person by whom an instrument of removal is signed under
11 subsection (1) shall use his best endeavours to cause a copy of the instrument to
12 be served immediately on the person to whom it relates.

13 (7) Nothing in this section shall-

14 (a) apply to any directive given by the Visitor in consequence of any
15 visitation; or

16 (b) prevent the Council from making regulations for the discipline of
17 other categories of workers of the University as may be prescribed.

Removal of
examiner

18 **16.**-(1) If, on the recommendation of the Senate, it appears to the
19 Vice-Chancellor that a person appointed as an examiner for any examination of
20 the University ought to be removed from his office or appointment, except in
21 such cases as may be prescribed by the Vice-Chancellor, the Vice-Chancellor
22 may, after affording the examiner an opportunity of making representations in
23 person on the matter remove the examiner from the appointment by an
24 instrument in writing signed by the Vice-Chancellor.

25 (2) Subject to the provisions of regulations made under section 7(5) of
26 this Act, the Vice-Chancellor may, on the recommendation of the Senate,
27 appoint an appropriate person as examiner in the place of the examiner
28 removed under subsection (1).

29 (3) The Vice-Chancellor shall on signing an instrument of removal
30 under this section, use his best endeavours to cause a copy of the instrument to

1 be served immediately on the person to whom it is related.

2 17.-(1) The Students shall be-

3 (a) represented in the University's Students Welfare Board and
4 other committees that deal with the affairs of students;

5 (b) Participate in various aspects of curriculum development;

6 (c) Participate in the process of assessing academic staff in respect
7 of teaching; and

8 (d) Be encouraged to be more self-assured as part of the national
9 development process.

10 (2) Subject to the provisions of this section, where it appears to the
11 Vice-Chancellor that any student of the University has been guilty of
12 misconduct, the Vice-Chancellor may, without prejudice to any other
13 disciplinary powers conferred on him by statute or regulations, direct that
14 the student shall not, during such period as may be specified in the
15 directions, participate in such activities of the University, or make use of
16 such facilities of the University, as may be so specified.

17 (3) Where a direction is given under subsection (1) (c) or (d) in
18 respect of any student, that student may, within the prescribed period and in
19 the prescribed manner, appeal to the Council; and where such an appeal is
20 brought, the Council shall, after causing such inquiry to be made in the
21 matter as the Council considers just either confirm or set aside the direction
22 or modify it in such manner as the Council thinks fit.

23 (4) An appeal from a direction brought under subsection (2) shall
24 not affect the operation of the direction while the appeal is pending-

25 (a) The Vice-Chancellor may delegate his powers under this
26 section to a disciplinary board consisting of such members of the University
27 as he may nominate;

28 (b) Nothing in this section shall be construed as preventing the
29 restriction or termination of students' activities at the University otherwise
30 than on the ground of misconduct;

Participation and
discipline of students

1 (c) A direction under subsection (2)(a) may be combined with a
2 direction under subsection (2)(b).

3 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

Exclusion from
discrimination

4 **18.**-(1) No person shall be required to satisfy requirements as to race,
5 including ethnic grouping, sex, place of birth, family origin, religious or
6 political persuasion, as a condition of becoming or continuing to be a student at
7 the University, the holder of any degree of the University or of any appointment
8 or employment at the University, or a member of anybody established by virtue
9 of this Act and no person shall be subject to any disadvantage or accorded any
10 advantage relation to the University, by reference to any of those matters.

11 (2) Nothing in subsection (1) shall be construed as preventing the
12 University from imposing any disability or restriction on any of the persons
13 mentioned in that subsection where such person wilfully refuses or fails on
14 grounds of religious belief to undertake any duty generally and uniformly
15 imposed on all such person or any group of them which duty, having regard to
16 its nature and the special circumstances pertaining thereto, is in the opinion of
17 the University reasonably justifiable in the national interest.

Restriction on
disposal of land
by University

18 **19.** Without prejudice to the provisions of the Land Use Act, the
19 University shall not dispose of or charge any land or an interest in any land
20 (including any land transferred to the University by this Act) except with the
21 prior written consent, either general or special, of the Governor:

Cap. L5, LFN,
2004

22 Provided that such consent shall not be required in the case of any
23 lease or tenancy at a rack-rent for a term not exceeding 21 years or any lease or
24 tenancy to a member of the University for residential purpose.

Quorum and
procedure of bodies
established by
this Act

25 **20.** Except as may be otherwise provided by statute or by regulations,
26 the quorum and procedure of any body of persons established by this Act shall
27 be as determined by that body.

Appointment
of committee

28 **21.**-(1) A body established under this Act shall, without prejudice to
29 the generality of the powers of that body, have power to appoint committees,
30 which need not consist exclusively of members of that body, and to authorise a

1 committee established by it to-

2 (a) exercise, on its behalf, such of its functions as it may determine;

3 (b) co-opt members; and

4 (2) Any two or more such bodies may arrange for the holding of
5 joint meetings of those bodies, or for the appointment of committees
6 consisting of members of those bodies, for the purpose of considering any
7 matter within the competence of those bodies or any of them, and either of
8 dealing with it or of reporting on it to those bodies or any of them.

9 (3) Except as may be otherwise provided by statute or by
10 regulations, the quorum and procedure of a committee established or
11 meeting held under this section, shall be such as may be determined by the
12 body or bodies which have decided to establish the committee or hold the
13 meeting.

14 (4) Nothing in the provisions of subsection (1), (2) and (3) shall be
15 construed as enabling the-

16 (a) statutes to be made otherwise than in accordance with section 1
17 of this Act; or

18 (b) Senate to empower any other body to make regulations of the
19 award degrees or other qualifications.

20 (5) The Pro-Chancellor and the Vice-Chancellor shall be members
21 of every committee of which the members are wholly or partly appointed by
22 the Council, other than a committee appointed to inquire into the conduct of
23 the officer in question, and the Vice-Chancellor shall be a member of every
24 committee of which the members are wholly or partly appointed by the
25 Senate.

26 **22.**-(1) Notwithstanding anything to the contrary in the Pension
27 Reform Act, the compulsory retirement age of the following categories of
28 staff shall be-

29 (a) Academic staff of the University in the non-Professorial cadre
30 shall be 65 years;

Retirement age
of academic staff

1 (b) Academic staff of the University in the Professorial Cadre shall be
2 70 years;

3 (c) Non-academic staff of the University shall be 65 years.

4 (2) A law or rule requiring a person to retire from the public service
5 after serving for 35 years shall not apply to an academic staff of the University.

Special provisions
relating to pension
of professors

6 **23.** An academic staff of the University who retires as a Professor in
7 the University shall be entitled to pension at a rate equivalent to his annual
8 salary provided that the Professor has served continuously in the University up
9 to the retirement age.

Miscellaneous
administrative
provisions

10 **24.**-(1) The seal of the University shall be such as may be determined
11 by the Council and approved by the Chancellor, and the affixing of the seal
12 shall be authenticated by any member of the Council and by the Vice-
13 Chancellor, Secretary to the Council or any other person authorised by statute.

14 (2) Any document purporting to be a document executed under the
15 seal of the University shall be received in evidence and shall, unless the
16 contrary is proved, be presumed to be so executed.

17 (3) Any contract or instrument which if made or executed by a person
18 not being a body corporate would not be required to be under seal, may be made
19 or executed on behalf of the University by any person generally or specially
20 authorised to do so by the Council.

21 (4) The validity of proceedings of anybody established under this Act
22 shall not be affected by any vacancy in the membership of the body, any defect
23 in the appointment of a member of the body or by reason that any person not
24 entitled to do so took part in the preceding.

25 (5) Any member of a body who has a personal interest in any matter
26 proposed to be considered by that body shall immediately disclose his interest
27 to the body and shall vote on any question relating to that matter.

Cap. 123, LFN,
2004

28 (6) Nothing in section 12 of the Interpretation Act, which provides for
29 the application in relation to subordinate legislation of certain incidental
30 provisions, shall apply to statute made under this Act.

1 (7) The power conferred by this Act on anybody to make statutes or Third Schedule
2 regulations shall include power to revoke or vary any statute, including the
3 statute contained in the Third Schedule of this Act, or any regulation by a
4 subsequent statute or as the case may be, by a subsequent statutes and
5 regulations may make different provisions in relation to different
6 circumstances.

7 (8) No stamp or other duty shall be payable in respect of any Second Schedule
8 transfer of property to the University by virtue of section 19 or section27
9 (2)of this Act or the Second Schedule to this Act.

10 (9) Any notice or other instrument authorised to be served by virtue
11 of this Act may, without prejudice to any other mode of service, be served by
12 post.

13 **25.**-(1) No legal proceeding shall be instituted or commenced Restriction of
14 against the University or any of its agents in the course of their official duties suits and execution
15 unless a three months pre-action notice of such intention is served on the
16 University by an aggrieved party.

17 (2) The notice under subsection (1) shall state the reason and the
18 cause of action intended to be taken against the University, the particulars of
19 the claim, the name and place of abode of the intending plaintiff and the
20 relief which he claims.

21 (3) No suit shall commenced against an officer or servant of the
22 University, in any case where the University is vicariously liable for any
23 alleged act, neglect or default of the officer or servant in the performance or
24 intended performances of his duties, unless three months at least has elapsed
25 after written notice of intention to commence the same shall have been
26 served on the University by the intending plaintiff or his agent.

27 (4) In any suit against this University, no execution, attachment or
28 process in the nature thereof shall be issued against the University, but any
29 sums of money which may be judgment of the court be awarded against the
30 University shall, subject to any direction given by the court where notice of

1 appeal has been given by the University in respect of the said judgment, be paid
2 by the University from its general fund.

3 (5) Service upon the University of any notice, order or other
4 document may be effected by delivering the same or by sending it by registered
5 post addressed to the Registrar and Secretary of the Council.

Transfer of
property

6 **26.-(1)** All property held by or on behalf of the Provisional Council of
7 the University shall, by virtue of this subsection and without further assurance,
8 vest in the University and be held by it for the purpose of the University.

Second Schedule

9 (2) The provisions of the Second Schedule to this Act shall have effect
10 with respect to, and to matters arising from, the transfer of property by this
11 section and with respect to the other matters mentioned in that Schedule.

Proposal and
recommendation

12 **27.** Where in any provision of this Act it is laid down that the
13 proposals are to be submitted or a recommendation is to be made by one
14 authority or another through one or more intermediate authorities, every such
15 intermediate authority shall forward any proposals of that or recommendations
16 received by it under that provision to the appropriate authority; but any such
17 intermediate authority may, if it deems fit, forward its own comments.

Interpretation

18 **28.** In this Act-
19 "campus" means any campus which may be established by the University;
20 "College" means the College established under section 2 (1) (b) of this Act for
21 the University;
22 "Council" means the Governing Council of the University established by
23 section 5 of this Act.
24 "functions" includes powers and duties
25 "graduate" means a person on whom a degree, other than an honorary degree,
26 has been conferred by the University and any other person as may be
27 designated as a graduate by the Council, acting in accordance with the
28 recommendation of the Senate;
29 "Minister" means the Minister responsible for Education;
30 "notice" means notice in writing;

1 "officer" does not include the Visitor;

2 "prescribed" means prescribed by statute or regulations;

3 "Professor" means a person designated as a Professor of the University in
4 accordance with provisions made in that behalf by statute or by regulations;

5 "property" includes rights, liabilities and obligations;

6 "Provisional Council" means the provisional council appointed for the
7 University;

8 "Regulations" means regulations made by the Senate or the Council;

9 "Senate" means the Senate of the University established under section
10 2(1)(e) of this Act;

11 "school" means a unit of closely related academic programmes;

12 "Statute" means a statute made by the University under section 11 of this Act
13 and in accordance with the provisions of section 12 of this Act, and

14 "the statutes" means all such statutes as are in force from time to time;

15 "Undergraduate" means a person registered as a student undergoing a course
16 of study for a first degree of the University or such other course in the
17 University as may be approved by the Senate as qualifying a student
18 undergoing it for the status of an under-graduate;

19 "University" means the Federal University of Technology Maijuju
20 established by section I of this Act.

21 **29.** This Bill may be cited as the Federal University of Technology, Citation
22 Maijuju (Establishment) Bill, 2024.

1 SCHEDULES

2

3 FIRST SCHEDULE

4 *Section 2(1) (h) and (2)*

5 PRINCIPAL OFFICERS OF THE UNIVERSITY

6 *The Chancellor*

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

9 *The Pro-Chancellor*

10 2.-(1) The Pro-Chancellor who shall be the Chairman of Council shall
11 be appointed or removed from office by the President upon recommendation of
12 the Minister.

13 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold
14 office for a period of four years beginning with the date of his appointment.

15 *The Vice-Chancellor*

16 3.-(1) There shall be a Vice-Chancellor of the University who shall be
17 appointed by the Council in accordance with the provisions of this paragraph.

18 (2) Where a vacancy occurs in the post of a Vice-Chancellor, the
19 Council shall-

20 (a) advertise the vacancy in a reputable journal or a widely read
21 newspaper in Nigeria, specifying-

22 (i) the qualities of the persons who may apply for the post, and

23 (ii) the terms and conditions of service applicable to the post,

24 and thereafter draw up a short list of suitable candidates for the post for
25 consideration;

26 (b) constitute a Search Team consisting of-

27 (i) a member of the Council, who is not a member of the Senate, as
28 chairman,

29 (ii) two members of the Senate who are not members of the Council,
30 one of whom shall be a Professor, and

1 (iii) two members of Congregation who are not members of the
2 Council, one of whom shall be a Professor, to identify and nominate for
3 consideration, suitable persons who are not likely to apply for the post on
4 their own volition.

5 (3) A Joint Council and Senate Selection Board consisting of-

6 (a) the Pro-Chancellor, as Chairman;

7 (b) two members of the Council, not being members of the Senate;

8 and

9 (c) two members of the Senate who are Professors, but who were
10 not members of the Search Team, shall consider the candidates and persons
11 in the shortlist drawn up under subparagraph (2) through an examination of
12 their curriculum vitae and interaction with them, and recommend to the
13 Council three candidates for further consideration.

14 (4) The Council shall select and appoint as the Vice-Chancellor one
15 candidate from among the three candidates recommended to it under
16 subparagraph (3) and thereafter inform the Visitor.

17 (5) The Vice-Chancellor shall hold office for a single term of five
18 years only on such terms and conditions as may be specified in his letter of
19 appointment.

20 (6) The Vice-Chancellor may be removed from office by the
21 Council on grounds of gross misconduct or inability to discharge the
22 functions of his office as a result of infirmity of the body or mind, at the
23 initiative of the Council, Senate or the Congregation after due process.

24 (7) When the proposal for the removal of the Vice-Chancellor is
25 made, the Council shall constitute a Joint Committee of Council and Senate
26 consisting of-

27 (a) three members of the Council, one of whom shall be the
28 Chairman of the committee; and

29 (b) two members of the Senate:

30 Provided that where the ground for removal is infirmity of the body

1 or mind, the Council shall seek appropriate medical opinion.

2 (8) The committee shall conduct investigation into the allegations
3 made against the Vice-Chancellor and shall report its findings to the Council.

4 (9) The Council may where the allegations are proved remove the
5 Vice-Chancellor or apply any other disciplinary action it may deem fit and
6 notify the Visitor accordingly provided that a Vice-Chancellor who is removed
7 shall have right of appeal to the Visitor.

8 (10) There shall be no sole administrator in the University.

9 (11) In any case of a vacancy in the office of the Vice-Chancellor, the
10 Council shall appoint an acting Vice-Chancellor on recommendation of the
11 Senate.

12 (12) An acting Vice-Chancellor in all circumstances shall not be in
13 office for more than 6 months.

14 *Deputy Vice-Chancellor*

15 4.-(1) There shall be for the University such number of Deputy Vice-
16 Chancellors as Council may from time to time deem necessary for the proper
17 administration of the University.

18 (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor,
19 the Vice-Chancellor shall forward to the Senate a list of two candidates for each
20 post of Deputy Vice-Chancellor that is vacant.

21 (3) The Senate shall select for each vacant post one candidate from
22 each list forwarded to it under subparagraph (2) and forward his name to the
23 Council for confirmation.

24 (4) A Deputy Vice-Chancellor shall-

25 (a) assist the Vice-Chancellor in the performance of his functions;

26 (b) act in the place of the Vice-Chancellor when the post of the Vice-
27 Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or
28 unable to perform his functions as Vice-Chancellor; and

29 (c) perform such other functions as the Vice-Chancellor or the
30 Council may, from time to time, assign to him.

- 1 (5) A Deputy Vice-Chancellor-
- 2 (a) shall hold office for a period of two years beginning from
- 3 the effective date of his appointment and on such terms and conditions
- 4 as may be specified in his letter of appointment; and
- 5 (b) may be reappointed for one further period of two years
- 6 and no more;
- 7 (c) may be removed from office for good cause by the
- 8 Council acting on the recommendations of the Vice-Chancellor and
- 9 Senate and "good cause" for the purpose of this section means gross
- 10 misconduct or inability to discharge the functions of his office arising
- 11 from infirmity of the body or mind.

12 *Office of the Registrar*

13 5.-(1) There shall be for the University, a Registrar, who shall

14 be the chief Administrative Officer of the University and shall be

15 responsible to the Vice-Chancellor for the day-to-day administrative

16 work of the University except as regards matters for which the Bursar

17 is responsible in accordance with paragraph 6(2).

18 (2) The person holding the office of the Registrar shall by

19 virtue of that office be Secretary to the Council, the Senate,

20 Congregation and Convocation.

21 *Other Principal Officers of the University*

22 6.-(1) There shall be for the University the following

23 principal officers, in addition to the Registrar, that is-

- 24 (a) the Bursar; and
- 25 (b) the University Librarian, who shall be appointed by the
- 26 Council on the recommendation of the Selection Board constituted
- 27 under paragraph 7.

28 (2) The Bursar shall be the Chief Financial Officer of the

29 University and be responsible to the Vice-Chancellor for the day-to-

1 day administration and control of the financial affairs of the University.

2 (3) The University Librarian shall be responsible to the Vice-
3 Chancellor for the administration of the University Library and the co-
4 ordination of the library services in the University and its campuses, colleges,
5 schools, departments, institutes and other teaching or research units.

6 (4) Any question as to the scope of the responsibilities of the Bursar
7 and University Librarian shall be determined by the Vice-Chancellor.

8 *Selection Board for other Principal Officers*

9 7.-(1) There shall be, for the University, a Selection Board for the
10 appointment of principal officers, other than the Vice-Chancellor or Deputy
11 Vice-Chancellor, which shall consist of-

12 (a) the Pro-Chancellor, as Chairman;

13 (b) the Vice-Chancellor;

14 (c) four members of the Council not being members of the Senate; and

15 (d) two members of the Senate.

16 (2) The functions, procedure and other matters relating to the
17 Selection Board constituted under subparagraph (1) shall be as the Council
18 may, from time to time, determine.

19 (3) The Registrar, Bursar and Librarian shall hold office for a single
20 term of five years only beginning from the effective date of their appointments
21 and on such terms and conditions as may be specified in their letters of
22 appointment.

23 (4) Notwithstanding subparagraph (3), the Council may, upon
24 satisfactory performance, extend the tenure of the Registrar, Bursar or
25 Librarian for a further period of one year only and thereafter such principal
26 officer shall relinquish the post and be assigned to other duties in the
27 University.

28 *Resignation and Re-appointment*

29 8. -(1) Any officer mentioned in the foregoing provisions of this
30 Schedule may resign his office-

1 (a) in the case of the Chancellor or Pro-Chancellor, by notice to the
2 Visitor; and

3 (b) in any other case, by notice to the Council and the Council shall,
4 in the case of the Vice-Chancellor, immediately notify the Visitor.

5 (2) Without prejudice to paragraph 4 of this Schedule, a person who
6 has ceased to hold an office so mentioned otherwise than by removal for
7 misconduct shall be eligible for re-appointment to that office.

8 SECOND SCHEDULE

9 *Section 24 (8) and 26 (2)*

10 TRANSITIONAL PROVISIONS AS TO PROPERTY AND FUNCTIONS

11 *Transfer of Property to University*

12 1. Without prejudice to the generality of section 9 (1) of this Act-

13 (a) the reference in that subsection to property held by the
14 Provisional Council shall include a reference to the right to receive and give
15 a good discharge for any grants or contributions which may have been voted
16 or promised to the Provisional Council;

17 (b) all debts and liabilities of the Provisional Council outstanding
18 shall become debts or liabilities of the University.

19 2.-(1) All agreements, contracts, deeds and other instruments to
20 which the Provisional Council was a party shall, if possible and subject to
21 any necessary modifications, have effect as if the University had been a
22 party thereto in place of the Provisional Council.

23 (2) Documents not falling within subparagraph (1), including
24 enactment which refer, whether specially or generally, to the Provisional
25 Council, shall be construed in accordance with that subparagraph if
26 applicable.

27 (3) Any legal proceedings or application to any authority pending
28 by or against the Provisional Council may be continued by or against the
29 University.

1 *Registration of transfers*

2 3.-(1) If the law in force at the place where any property transferred by
3 this Act is situate provides for the registration of transfers of property of the
4 kind in question, whether by reference to an instrument of transfer or
5 otherwise, the law shall, if it provides for alterations of a register (but not for
6 avoidance of transfers, the payment of fees or any other matter) apply, with
7 necessary modifications, to the property.

8 (2) The body to which any property is transferred under this Act shall
9 furnish the necessary particulars of the transfer to the proper officer of the
10 registration authority, and of that officer to register the transfer accordingly.

11 *Transfer of Functions*

12 4.-(1) The first meeting of the Council shall be convened by the Pro-
13 Chancellor on such date and in such manner as he may determine.

14 (2) The persons who were members of the Provisional Council shall
15 be deemed to constitute the Council until the date when the Council as set up
16 under the Third Schedule to this Act shall have been duly constituted.

17 (3) The first meeting of the Senate as constituted by this Act shall be
18 convened by the Vice-Chancellor on such date and in such manner as he may
19 determine.

20 (4) The persons who were members of the Academic Board
21 immediately before the coming into force of this Act shall be deemed to
22 constitute the Senate of the University until the date when the Senate as set up
23 under the Third Schedule to this Act shall have been duly constituted.

24 (5) Subject to any regulations which may be made by the Senate after
25 the date on which this Act is made, the schools, school boards and students of
26 the University immediately before the coming into force of this Act shall on
27 that day become schools, school boards and students of the University as
28 constituted by this Act.

29 (6) Persons who were Deans of schools and Heads of Academic
30 Departments (HODs) shall continue to be Deans or HODs of the corresponding

1 School or Department, until new appointments are made under the Statutes.

2 (7) Any person who was a member of the staff of the University as
3 established or was otherwise employed by the Provisional Council shall
4 become the holder of an appointment at the University with the status,
5 designation and functions which correspond as nearly as may be to those
6 which appertained to him as member of that staff or as such an employee.

7 THIRD SCHEDULE

8 *Section 10 (3), (4) and 27 (7)*

9 FEDERAL UNIVERSITY OF TECHNOLOGY, MAIJUJU

10 (ESTABLISHMENT) BILL, 2024

11 STATUTE NO. 1

12 ARRANGEMENT OF ARTICLES

13 Article:

- 14 1. The Council
- 15 2. The Finance and General Purposes Committee
- 16 3. The Senate
- 17 4. Congregation
- 18 5. Convocation
- 19 6. Division of Colleges
- 20 7. College Boards
- 21 8. Deans of the Colleges
- 22 9. Departmental Board of Studies
- 23 10. Selection of Directors of Physical Planning and Development,
24 Works and Services and Health
- 25 11. Tenure of Directors
- 26 12. Creation of Academic Posts
- 27 13. Appointment of Academic Staff
- 28 14. Appointment of Administrative and Professional Staff
- 29 15. Interpretation
- 30 16. Citation

1 *The Council*

2 1.- (1) The composition of the Council shall be as provided under
3 section 5 of this Act.

4 (2) Any member of the Council holding office otherwise than under
5 section 5 (a), (b), (c), or (d) of this Act may, by notice to the Council, resign his
6 office.

7 (3) A member of the Council holding office otherwise than under
8 section 5 (a), (b), (c), or (d) of this Act shall, unless he previously vacates it,
9 vacate that office on the expiration of the period of four years beginning with
10 effect from I August in the year which he was appointed.

11 (4) Where a member of the Council holding office otherwise than
12 under section 5 (a), (b), (g), or (h) of this Act vacates office before the
13 expiration of the period aforesaid, the body or person by whom he was
14 appointed may appoint a successor to hold office for the residue of the term of
15 his predecessor.

16 (5) A person ceasing to hold office as a member of the Council
17 otherwise than by removal for misconduct shall be eligible for re-appointment
18 for only one further period of four years.

19 (6) The quorum of the Council shall be five, at least one of whom shall
20 be a member appointed under section 5 (d) or (e) of this Act.

21 (7) If the Pro-Chancellor is not present at a meeting of the Council,
22 such other member of the Council present at the meeting as the Council may
23 appoint as respects that meeting shall be the Chairman at that meeting, and
24 subject to section 4 of this Act and the provisions of this paragraph, the Council
25 may regulate its own procedure.

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

1 grants, gift, testamentary disposition or otherwise, property and money in aid
2 of the finances of the University on such conditions as it may approve.

3 (7) Registers shall be kept of all donations to the University including
4 the names of donors and any special conditions under which any donation may
5 have been given:

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

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

12 *Payment into bank*

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

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

19 *Audit*

20 (10) The Council shall cause the accounts of the University to be
21 audited by auditors appointed by the Council as soon as may be after the end of
22 each financial year or for any such other period as the Council may require.

23 (11) The appointment and other matters relative to the auditors, their
24 continuance in office and their functions, as the case may be, shall, subject to
25 the provisions of this section, be prescribed by statute.

26 *The Senate*

27 3.-(1) The Senate shall consist of-

28 (a) the Vice-Chancellor;

29 (b) Deputy Vice-Chancellors;

30 (c) the Deans of respective Colleges;

- 1 (d) the Professors in the University;
- 2 (e) Heads of Academic Departments and Units;
- 3 (f) the University Librarian;
- 4 (g) One elected representative of each College;
- 5 (h) Two members of Academic Staff elected by the Congregation;
- 6 (i) One elected representative of each department;
- 7 (j) Two members representing a variety of interests of the
- 8 professional bodies outside the University appointed by the Senate on the
- 9 recommendation of the Vice-Chancellor; and
- 10 (k) Registrar - Secretary.
- 11 (2) The procedure for election of members of Senate to the Council
- 12 shall be prescribed by Regulations.
- 13 (3) The Vice-Chancellor shall be the Chairman at all meetings of
- 14 the Senate when he is present, and in his absence any of the Deputy Vice-
- 15 Chancellors present at the meeting as the Senate may appoint for that
- 16 meeting shall be the Chairman at the meeting.
- 17 (4) The quorum of the Senate shall be one quarter or the nearest
- 18 whole number less than one quarter; and subject to article (3), the Senate
- 19 may regulate its own procedure.
- 20 (5) An elected member may, by notice to the Senate, resign his
- 21 office.
- 22 (6) Subject to article(8), there shall be elections for the selection of
- 23 elected members which shall be held in the prescribed manner on such day
- 24 in the month of May or June in each year as the Vice-Chancellor may from
- 25 time to time determine.
- 26 (7) An elected member shall hold office for a term of two years
- 27 beginning on 1 August in the year of his election, and may be a candidate at
- 28 any election held under article(6) in the year in which his period of office
- 29 expires, so however that no person shall be such a candidate if at the end of
- 30 his current period of office he will have held office as an elected member for

1 a continuous period of six years or would have so held office if he had not
2 resigned it.

3 (8) No election shall be held under this article in any year if the
4 number specified in the certificate given under article (11) does not exceed by
5 more than one the figure which is thrice the number of those elected members
6 holding office on the date of the certificate who do not vacate office during that
7 year under article(7).

8 (9) No person shall be precluded from continuing in or taking office as
9 an elected member by reason only of reduction in the after 30 April in any year
10 in which he is to continue in or take office as all elected member.

11 (10) If so requested in writing by any fifteen members of the Senate,
12 the Vice-Chancellor or in his absence any of the Deputy Vice-Chancellor duly
13 appointed by him, shall convene a meeting of the Senate to be held not later
14 than the tenth day following that on which the request was received.

15 (11) In this article "total of non-elected members" means as respect
16 any year, such number as may be certified by the Vice-chancellor on 30 April of
17 that year to be the number of persons holding office as members of the Senate
18 on that day otherwise than as elected members.

19 *Congregation*

20 4.-(1) Congregation shall consist of-

21 (a) Vice-Chancellor;

22 (b) the Deputy Vice-Chancellors;

23 (c) the full-time members of the academic staff;

24 (d) The Registrar;

25 (e) The Librarian; and

26 (f) Every member of the administrative staff who holds a degree,
27 other than honorary degree, of any University recognized for the purposes of
28 this statute by the Vice-Chancellor.

29 (2) Subject to section 4 of this Act, the Vice-Chancellor shall be the
30 Chairman at all meetings of Congregation when he is present and in his absence

1 any of the Deputy Vice-Chancellors present at the meeting as Congregation
2 may appoint for that meeting, shall be the Chairman at the meeting.

3 (3) The quorum of Congregation shall be one third or the whole
4 number nearest to one third of the total number of members of Congregation
5 of fifty, whichever is less.

6 (4) A certificate signed by the Vice-Chancellor specifying:

7 (a) the total number of members of Congregation for the purpose of
8 any particular meeting or meetings of Congregation; or

9 (b) the names of the persons who are members of Congregation
10 during a particular period,
11 shall be conclusive evidence of that number or, as the case may be, of the
12 names of those persons.

13 (5) The procedure for election of members of Congregation to the
14 Council and the Senate shall be prescribed by Regulations.

15 (6) Subject to the provisions of this article, Congregation may
16 regulate its own procedure.

17 (7) Congregation shall be entitled to express by resolutions or
18 otherwise its opinion on all matters affecting the interest and welfare of the
19 University and shall have such other functions, in addition to the function of
20 electing a member of the Council, as may be provided by statute or
21 regulations.

22 *Convocation*

23 5.-(1) Convocation shall consist of-

24 (a) the officers of the University mentioned in the First Schedule to
25 this Act;

26 (b) all teachers within the meaning of this Act; and

27 (c) all other persons whose names are registered in accordance with
28 subarticle (2).

29 (2) A person shall be entitled to have his name registered as a
30 member of convocation if he-

1 (a) is either a graduate of a University or a person satisfying such
2 requirements as may be prescribed for the purpose of this article; and

3 (b) applies for the registration of his name in the prescribed manner
4 and pay the prescribed fees.

5 (3) Regulations shall provide for the establishment and maintenance
6 of a register for the purpose of this article and subject to subarticle (4) may
7 provide for the payment, from time to time, of further fees by persons whose
8 names are on the register and for the removal from the register of the name of
9 any person who fails to pay those fees.

10 (4) The person responsible for maintaining the register shall, without
11 the payment of any fees, ensure that the names of all persons who are for the
12 time being members of the Convocation by virtue of subarticle (1) (a) or (b) are
13 entered and retained on the register.

14 (5) A person who reasonably claims that he is entitled to have his
15 name on the register shall be entitled on demand to inspect the register or a copy
16 of the register at the principal times of the University at all reasonable times.

17 (6) The register shall, unless the contrary is proved, be sufficient
18 evidence that any person named therein is not, a member of Convocation; but
19 for the purpose of ascertaining whether a particular person was such a member
20 on a particular date, any entries in and deletions from the register made on or
21 after that date shall be disregarded.

22 (7) The quorum of Convocation shall be fifty or one third or the whole
23 number nearest to one third or the whole number of members of Convocation
24 whichever is less.

25 (8) Subject to section 4 of this Act, the Chancellor shall be chairman at
26 all meetings of Convocation when he is present, and in his absence the Vice-
27 chancellor shall be the Chairman at the meeting.

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

1 *Division of Colleges*

2 6. Each College shall be divided into such number of branches as
3 may be prescribed.

4 *College Boards*

5 7.-(1) There is established in respect of each College, a Board of
6 Studies which, subject to the provisions of this Statute, and subject to the
7 directions of the Vice-Chancellor, shall-

8 (a) regulate the teaching and study of, and the conduct of
9 examinations connected with, the subjects assigned to the college;

10 (b) deal with any other matter assigned to it by statute or by the
11 Vice-Chancellor or by the Senate; and

12 (c) advise the Vice-Chancellor or the Senate on any matter referred
13 to it by the Vice-Chancellor or the Senate.

14 (2) Each College Board of Studies shall consist of-

15 (a) the Vice-Chancellor;

16 (b) the Dean;

17 (c) the persons severally in charge of the branches of the school;

18 (d) the College Examination Officer;

19 (e) such teachers assigned to the College and having the prescribed
20 qualifications as the Board may determine; and

21 (f) such persons, whether or not members of the University, as the
22 Board may determine with the general or special approval of the Senate.

23 (3) The quorum of the Board shall be eight members or one quarter,
24 whichever is greater, of the members for the time being of the board and
25 subject to the provisions of this Statute and to any provision made by
26 regulations in that behalf, the Board may regulate its own procedure.

27 *Deans of the Colleges*

28 8.-(1) The Board of each College shall, at a meeting in the last term
29 of any academic year which the term of office of the Dean expires, nominate
30 one of its members, being one of the Professors assigned to that teaching

1 unit, for appointment by the Senate as Dean of the College.

2 (2) The person appointed under subarticle (1) shall act as Dean of the
3 College and Chairman of all meetings of the College Board when he is present
4 and shall be a member of all committees and other boards appointed by the
5 College.

6 (3) The Dean shall hold office for two years and shall be eligible for
7 re-appointment for one further period of two years. Thereafter he shall not be
8 eligible for re-appointment until two years have elapsed.

9 (4) The Dean of a College shall exercise general superintendence over
10 the academic and administrative affairs of the College.

11 (5) The Dean shall present to Convocation for the conferment of
12 degrees to persons who have qualified for the degrees of the University at
13 examination held in the branches of learning for which responsibility is
14 allocated to that College.

15 (6) There shall a Committee of Deans consisting of all the Deans of
16 the several Colleges and that Committee shall advise the Vice-Chancellor on
17 all academic matters and on particular matters referred to the University by the
18 Senate.

19 (7) The Dean of a College may be removed from office for good cause
20 by the College Board after a vote would have been taken at a meeting of the
21 Board, and in the event of a vacancy occurring following the removal of a
22 Dean, an acting Dean may be appointed by the Vice-Chancellor:

23 Provided that at the next College Board meeting an election shall be
24 held for a new Dean.

25 (8) In this article "good cause" has the same meaning as in section
26 16(3) of the Act.

27 *Departmental Board of Studies*

28 9.-(1) There shall be a Departmental Board of Studies whose
29 membership shall be made of all academic staff of the Department.

30 (2) It shall be headed by a Professor who shall be appointed by the

1 Vice Chancellor and in the absence of a Professor, a senior academic staff
2 shall be appointed in acting capacity.

3 (3) For a Professor the term is for 3 years while 1 year is for acting
4 capacity.

5 (4) The Board shall superintend over all teachings and
6 examinations in the Department.

7 (5) The Board shall handle all disciplinary matters in the
8 Department and make recommendations to the College where necessary.

9 (6) Allocation of courses in the department shall be done by the
10 Departmental Board on recommendation of the Head of Department.

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

13 10.-(1) When a vacancy occurs in the office of the Directors of
14 Physical Planning and Development, Works and Services and Health, a
15 Selection Board shall be constituted by the Council which shall consist of -

16 (a) the Pro-Chancellor;

17 (b) the Vice-Chancellor;

18 (c) two members appointed by the Council, not being members of
19 the Senate;

20 (d) Two members appointed by the Senate.

21 (2) The Selection Board after making such inquiries as it thinks fit,
22 shall recommend a candidate to the Council for appointment to the vacant
23 office; and after considering the recommendation of the board the Council
24 may make an appointment to that office.

25 *Tenure of Directors*

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

29 *Creation of Academic Posts*

30 12. Recommendations for the creation of academic posts other

1 than principal officers shall be made by the Senate to the Council through the
2 Finance and General Purposes Committee.

3 *Appointment of Academic Staff*

4 13.-(1) Subject to this Act and Statutes, the filling of vacancies in
5 academic posts, including newly created ones, shall be the responsibility of the
6 Council through the Departments and Colleges.

7 (2) For the purpose of filling such vacancies, suitable selection boards
8 to select and make appointments on behalf of the Council shall be set up.

9 (3) For appointment to Professorships, Associate Professorship,
10 Readerships or equivalent posts, a Board of Selection, with power to appoint,
11 shall consist of-

12 (a) the Vice-Chancellor - Chairman;

13 (b) Deputy Vice-Chancellor - Member;

14 (c) The Dean of the College - Member;

15 (d) Head of Department - Member ;

16 (e) such other person, not exceeding two in number, deemed capable
17 of helping the Board in assessing both the professional and academic
18 suitability of a candidate under consideration, as the Senate may from time to
19 time appoint; and

20 (f) Registrar - Secretary.

21 (4) For other academic posts, a Selection Board, with power to
22 appoint, shall consist of-

23 (a) the Vice-Chancellor or his representative- Chairman;

24 (b) the Dean of the College - Member;

25 (c) Head of the Department concerned - Member;

26 (d) An internal member of Council, not below the Rank of Senior
27 Lecturer from the sister college in the Candidate's subject-area - Member; and

28 (e) Registrar or his representative - Secretary.

29 (5) All appointments to senior library posts shall be made in the same
30 way as equivalent appointments in the academic cadre; and for all such posts

1 other than that of the Librarian, the Librarian shall be a member of the
2 Selection Board.

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

9 *Appointment of Administrative and Professional Staff*

10 14.-(1)The administrative and professional staff of the University
11 other than principal officers shall be appointed by the Council or on its
12 behalf by the Vice-Chancellor in accordance with delegation of powers
13 made by the Council on its behalf.

14 (2) A Selection Board, with power to appoint, shall consist of-

15 (a) Vice-Chancellor;

16 (b) Deputy Vice-Chancellor;

17 (c) Registrar;

18 (d) Bursar;

19 (e) University Librarian;

20 (f) The Head of Department concerned; and

21 (g) Establishment and Human Resources Officer who shall serve
22 as Secretary Quorum shall be three including the Chairman.

23 *Interpretation*

24 15. In this Statute, the expression "the Act" means the Federal
25 University of Technology, Maijuju Act and any word or expression defined
26 in the Act has the same meaning in this Statute.

27 *Citation*

28 17. This Statute may be cited as the Federal University of
29 Technology, Maijuju (Establishment) Act, Statute No. 1.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Federal University of Technology, Maijuju, Plateau State as a training institution for the development of technology and makes comprehensive provisions for the management and administration of the University.