

NIGERIA POLICE ACADEMY (ESTABLISHMENT) BILL, 2015

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SCHEDULE

EXPLANATORY MEMORANDUM

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY AS A DEGREE AWARDING INSTITUTION AND FOR OTHER MATTERS CONNECTED THEREWITH

Sponsored by Hon. Ossai Nicholas Ossai

[] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1 PART I -ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY

2 1.-(1) There is established a body to be known as the Nigeria Police
3 Academy (In this Act referred to as "the Academy").

Establishment of
the Nigeria Police
Academy

4 (2) The Academy as a police institution shall have the power to
5 award degrees, diplomas and certificates in accordance with the highest
6 academic standards as may be prescribed by the National Universities
7 Commission.

8 (3) The Academy:

9 (i) is a body corporate with perpetual succession and a common
10 seal; and

11 (ii) may sue or be sued in its corporate name.

12 2.-(1) The objects of the Academy are to:

Objects of the
Academy

13 (a) encourage the advancement of learning and avail the cadets of
14 the Nigeria Police Force, without distinction of race, creed, sex or political
15 conviction or religious persuasion, the opportunity of acquiring a higher and
16 liberal education;

17 (b) provide courses of instruction and other facilities for the pursuit
18 of teaching and learning in all the faculties and campuses of the Academy as
19 may be established nationwide and make those facilities available on proper
20 terms to members of the Nigeria Police as are qualified to benefit from them;

1 (c) nurture, equip and produce globally competitive police officers
2 with requisite knowledge, skills and attitudes suitable for leadership,
3 scholarship, policing and community service;

4 (d) align its activities to the security, social, cultural and economic
5 needs of the people of Nigeria; and

6 (g) prepare cadets through well articulated theory and practical, for
7 careers of service and achievement.

8 Powers of the
9 Academy

8 3. -(1) For the purposes of carrying out the objects outlined in section
9 2 of this Act, the Academy shall:

10 (a) establish such campuses, colleges, faculties, institutions, schools,
11 facilities and extra-mural departments and other teaching and research units
12 within the Academy as may be necessary from time to time or desirable, subject
13 to the approval of the National Universities Commission;

14 (b) institute professorship, readership, lectureship, or other posts and
15 establish offices and make appointments as may be considered appropriate;

16 (c) institute and award fellowships, scholarships, exhibitions,
17 bursaries, medals, prizes and other titles, distinctions, awards and other forms
18 of recognition;

19 (d) be responsible for the discipline and welfare of members of the
20 Academy;

21 (e) refer matters relating to the discipline of police officers in the
22 Academy to the Police Service Commission for appropriate action;

23 (d) conduct examinations, award degrees, diplomas, certificates and
24 other distinctions to persons pursuing courses of studies approved and that
25 have satisfied the requirements prescribed by the Academy;

26 (g) conduct research in relevant fields of learning and other human
27 endeavours;

28 (h) engage top quality staff of international standard aimed at creating
29 a centre of excellence in mandate fields of study;

30 (i) do such other things as are considered necessary for the

- 1 development, maintenance and sustenance of a prestigious learning
2 institution to rank amongst the best institution in the world in support of the
3 attainment of the highest standard of professionalism for the Nigeria Police;
- 4 (ii) undertake such other activities as are considered appropriate
5 for a degree-awarding Academy of the highest standard;
- 6 (k) withdraw from any cadet of the Academy, for good cause,
7 degree, diploma, certificate, fellowship, studentship, bursary, medal, prize
8 or other academic titles as deemed appropriate by the Academy;
- 9 (l) for the purpose of instructions, demand and receive from
10 students, except cadets from the Nigeria Police, such fees as the Academy
11 may from time to time determine;
- 12 (m) subject to the provisions of the Land Use Act , acquire, hold,
13 grant, charge or otherwise deal with or dispose of moveable and immovable
14 property wherever situate;
- 15 (n) accept gifts, legacies and donations, provided that the terms and
16 conditions attached to such gifts, legacies or donations are not inconsistent
17 with the objects and purpose for the establishment of the Academy;
- 18 (o) erect, provide, equip and maintain libraries, laboratories,
19 lecture halls, halls of residence, refectories, sports grounds, playing fields
20 and other buildings as are necessary for the carrying out of the objects of the
21 Academy;
- 22 (p) hold public and inaugural lectures, symposia and seminars;
- 23 (q) undertake printing, publishing and selling of books and
24 journals;
- 25 (r) subject to any limitations or conditions imposed by Statute,
26 invest any moneys belonging to the Academy by way of endowment,
27 whether for general or special purposes or such other money as may not be
28 immediately required for current expenditure in any investments or
29 securities in the purchase or improvement of land, with power from time to
30 time to vary any such investments and to deposit any moneys for the time

1 being not invested with any approved bank on deposit or current account;
2 (s) borrow, whether on interest or not and if need be upon the security
3 of any of the property, moveable or immovable of the Academy, such moneys
4 as the Council may from time to time require or expedient to borrow or to
5 guarantee any loan, advances or credit facilities;
6 (t) arrange for the general welfare of children of members of staff or
7 may donate for any charitable purpose;
8 (u) do such other thing as may be required for the effective and
9 smooth running of the Academy; and
10 (v) do all such acts or things that are incidental to the attainment of the
11 powers listed in this section as are considered necessary to promote the objects
12 of the Academy.

Establishment
of Nigeria Police
Academy Council

13 4. There is established for the Academy a Council to be known as the
14 Nigeria Police Academy Council (in this Act referred to as "the Council")
15 which shall initiate or approve the policy of the Academy and accordingly, the
16 Council may give the Academy directions on general or specific matters.

Membership
of the Council

17 5. The Council shall consist of:
18 (a) the Minister responsible for Police Affairs as Chairman;
19 (b) the Chairman of Police Service Commission or his representative;
20 (c) Inspector-General of Police;
21 (d) representative of Nigeria Police Force;
22 (e) the Commandant of the Academy;
23 (f) the Provost;
24 (g) Deputy Inspector-General of Police (Training);
25 (h) the Permanent Secretary, Federal Ministry of Police Affairs; and
26 (i) the Registrar of the Academy, who shall be the Secretary to the
27 Council.

Functions and
powers of the
Council

28 6. -(1) The Council shall:
29 (a) exercise control and supervise the policy, finances and property of
30 the Academy;

1 (b) appoint the Provost, professors and other academic and
2 administrative staff, stipulate terms and conditions of their appointment,
3 determine the remuneration of the principal officers and other staff of the
4 Academy that are not police officers and scope of their responsibilities;

5 (c) promote and discipline staff of the Academy that are not police
6 officers on the advice of the appropriate Committees;

7 (d) consider and approve the Academy's annual budget or
8 estimates, external auditor's report and any variation therein;

9 (e) approve recommendations for the appointment of emeritus
10 professors;

11 (f) appoint bankers, auditors or any other agent for the Academy;

12 (g) approve the statute of the Academy as may be required under
13 this Act;

14 (h) ensure that income and expenditure account and any other
15 accounts of the Academy are kept and audited annually by auditors
16 appointed by the Council with the audit report submitted to the Council;

17 (i) approve the academic programmes of the Academy; and

18 (k) exercise all such powers as may be conferred on the Council by
19 this Act or by the Statutes of the Academy.

20 (2) The Council may delegate any of its powers or functions to any
21 person or persons, authority or committee except for its powers to approve
22 Statutes of the Academy.

23 (3) Approve the creation of any Office, Department or Committee
24 as may be considered necessary or expedient for the smooth running of the
25 Academy.

26 7. The Council shall meet as and when required for the
27 performance of its functions under this Act and in accordance with the
28 provisions of the First Schedule to this Act.

29 8. The office of a member, of the Council, shall become vacant if:

30 (a) he ceases to hold the office on the basis of which he became a

Meetings of the
Council

Tenure of a
member of the
Council of the
Academy

1 member of the Academy; or

2 (b) the President is satisfied that it is not in the interest of the Academy
3 or of the public for the person to continue in office as a member of the Council
4 of the Academy.

5 PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE ACADEMY

Appointment of
the Commandant
of the Academy

6 9.-(1) There shall be appointed for the Academy, a Commandant, who
7 shall be a member of Nigeria Police Force not below the rank of Assistant
8 Inspector General of Police with a minimum qualification of Master Degree
9 from a recognized university by the Police Service Commission on the
10 recommendation of the Inspector-General of Police.

11 (2) Subject to the provisions of section 6 of this Act, the Commandant
12 shall:

13 (a) be the chief executive and accounting officer of the Academy;

14 (b) be responsible for the day-to-day administration of the Academy;

15 (c) keep the books and records of the Academy;

16 (d) be responsible for the preparation for approval of programmes and
17 plans as are necessary to carry into effect approved policy or any directive of
18 the Council;

19 (e) have the duty of making any staff recommendations to the
20 Council; and

21 (f) carry out any other function as may be conferred on him under this
22 Act or by the Council.

Appointment of
the Deputy
Commandants
of the Academy

23 10.-(1) There shall be appointed for the Academy, such number of
24 Deputy Commandants, who shall be a member of Nigeria Police Force not
25 below the rank of Commissioner of Police, with a minimum qualification of
26 first degree from a recognized university, as the Council may approve from
27 time to time.

28 (2) The Deputy Commandants shall be appointed by the Police
29 Service Commission on the recommendation of the Inspector-General of
30 Police.

1 (3) The Deputy Commandants shall assist the Commandant in the
2 day to day administration of the Academy and in all matters relating to
3 professional training of cadets and police officers in the Academy or any
4 other responsibility as may be assigned by the Commandant to them.

5 (4) In the absence of the Commandant, the most senior Deputy
6 Commandant shall act.

7 **11.**-(1) There shall be appointed for the Academy, a Provost, by the
8 Council who shall, in relation to the Academy be accorded priority over all
9 other members of the Academy except the Chairman of the Council and the
10 Commandant.

Appointment and
tenure of the
Provost of the
Academy

11 (2) The Provost shall hold office for a term of five years and no
12 more.

13 (3) Subject to the provisions of this Act, the Provost of the
14 Academy shall be:

15 (i) a professor;

16 (ii) responsible for directing and coordinating the academic
17 activities of the Academy;

18 (iii) determine the dress code for the Academy;

19 (iv) regulate the use of academic dress in the Academy; and

20 (v) to the exclusion of any other person or authority, be the
21 academic officer and chairman of the Academic Committee for the
22 commissioning of cadets.

23 (4) The Provost shall be a member of the Council, Chairman of the
24 Academic Committee, member of faculty boards, institutes or any
25 committee appointed by any of those bodies under the Academy in this Act.

26 **12.**-(1) The Provost of the Academy shall be appointed following
27 an interview conducted for candidates of professorial rank by a committee
28 of the Council, two persons representing the Academic Committee and the
29 Registrar of the Academy serving as the secretary.

Procedure for the
appointment of
the Provost

30 (2) The recommendations of the interview panel shall be presented

1 to the Council and the Council shall in turn, deliberate and make the final
2 decision on the candidate to be appointed as the Provost of the Academy.

Registrar of the
Academy

3 **13.** -(1) There shall be for the Academy, a Registrar, who shall be
4 responsible to the Commandant for the day to day administration of the affairs
5 of the Academy other than financial affairs of the Academy.

6 (2) The Registrar shall, by virtue of that office be the secretary to the
7 Council, the Academic Committee, the Academic Committee for
8 commissioning of cadets and shall carry out any other function as may be
9 conferred on him under this Act or by the Council.

Bursar of the
Academy

10 **14.** There shall be for the Academy, a Bursar who shall be the chief
11 financial officer of the Academy and shall be responsible to the Commandant
12 for the day to day administration and control of the financial affairs of the
13 Academy.

Librarian of the
Academy

14 **15.** There shall be for the Academy, a Librarian who shall be
15 responsible to the Provost of the Academy for the day to day administration of
16 the Academy Library and coordination of all library services in the Academy
17 and its campuses, faculties, schools, departments and other teaching and
18 research units under the Academy.

Appointment
and tenure of
the Registrar,
Bursar and
Librarian of the
Academy

19 **16.** The Registrar, Bursar and Librarian shall be appointed for the
20 Academy by the Council for a term of four years renewable for another term of
21 four years subject to their satisfactory performance and no more.

Remuneration of
principal officers

22 **17.** The principal officers specified under this Part shall be appointed
23 on such terms and conditions as may be specified in their respective instrument
24 of appointments.

Resignation of
appointment

25 **18.**-(1) Except for the Commandant and Deputy Commandant, any
26 other officer mentioned under this Act, may resign his appointment by notice in
27 writing addressed to the Council Chairman.

28 (2) Upon receipt of such notice as stated in subsection (1) of this
29 section, the Council shall immediately notify the Police Service Commission
30 of the principal's officers resignation.

1 (b) such monies as may be appropriated to the Academy from time to
2 time by the National Assembly;

3 (c) such monies as may from time to time, be lent, deposited with or
4 granted to the Academy by the Government of the Federation, States or local
5 governments;

6 (d) grants, gifts or donations from international organizations and
7 donor agencies;

8 (e) fees charged in accordance with the provision of section 3(1) of
9 this Act; and

10 (f) all other funds which may, from time to time, accrue to the
11 Academy.

12 (2) The fund established pursuant to subsection (1) of this section
13 shall be managed in accordance with extant Financial Regulations applicable
14 in the Public Service of the Federation.

Power to accept
gift

15 22.-(1) The Academy may accept gift of land, money or other
16 property on such terms and conditions, if any, as may be specified by the person
17 or organisation making the gift.

18 (2) The Academy shall not accept any such gift, if the term or
19 condition attached by the person or organisation making the gift is inconsistent
20 with the provisions of this Act.

21 (3) All property, money or funds donated for any specified purpose
22 shall be applied and administered in accordance with the purpose for which
23 they were donated and shall be accounted for separately.

24 (4) Any money withdrawn from the account established in sub-
25 section (1) of this section shall be applied for the purposes of the Academy.

Annual budget

26 23. The Academy shall cause to be prepared annually a budget
27 showing the estimate of income and expenditure of the Academy for the
28 ensuing financial year and shall submit the estimate to the Council not later
29 than three calendar months preceding the financial year, or such earlier date as
30 the Council may approve.

1 24. -(1) The financial year of the Academy shall commence on the
2 1st day of January of each year and end on the 31st day of December of the
3 same year or any such time as may be prescribed by financial regulations
4 issued by the Federal Government of Nigeria from time to time.

Accounts and
audit

5 (2) The Academy shall keep proper accounts and records of its
6 receipts, payments, assets and liabilities in respect of each year manually
7 and electronically and shall:

8 (a) cause the accounts to be audited, within three months from the
9 end of each financial year, by auditors appointed from the list and in
10 accordance with guidelines supplied by the Auditor-General of the
11 Federation; and

12 (b) prepare a Statement of Account in respect of each year in such
13 form and manner as may be approved by the Government from time to time.

14 (3) An auditor appointed pursuant to subsection (2) of this section
15 shall have access to all accounts and other records relating to such accounts
16 as are kept by the Academy and shall have the power to require from any
17 staff of the Academy such information and explanation as in the auditor's
18 opinion are necessary for the purpose of the audit.

19 (4) The Audited accounts and records of the Academy shall be
20 submitted to the Council for consideration and subsequently forwarded to
21 the Auditor-General of the Federation.

22 25. The Council shall cause to be prepared an Annual Report,
23 which shall include the audited accounts of the Academy for the previous
24 financial year and a statement of its assets and liabilities as at the last day of
25 the financial year.

Annual report

26 26. All monies received on account of the Academy shall be paid
27 into such banks as may be approved to be opened for the Academy by the
28 Council or such other monies as the Council may deem fit.

Bank account

29 PART IV - TRANSFER OF PROPERTY TO THE ACADEMY

30 27. All property held by or on behalf of the Academy by any

Transfer of
property to the
Academy