

FEDERAL COLLEGE OF FORESTRY BILL, 2016

ARRANGEMENT OF SECTIONS

Establishment of the Federal Colleges of Forestry

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[SB. 320]

C 2531

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL COLLEGE OF FORESTRY TOUNGO AND FOR OTHER RELATED MATTERS, 2016.

Sponsored by Senator Ahmad Abubakar

[] Commencement

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

1 PART I - PRELIMINARY

2 1. This Bill may be cited as the Federal College of Forestry Toungo
3 Bill, 2016. Citation

4 2. In this Act, unless the context otherwise requires: Interpretation

5 "Chairman" means the Chairman of the Council;

6 "College" means the Federal College of Forestry specified in the First
7 Schedule to this Act and "College" shall be construed accordingly;

8 "Council" means the Governing Council of the College established by or
9 pursuant to section 3 of this Act;

10 "Provost" means the Provost of a College appointed under section 9 of this
11 Act; "Functions" includes powers and duties;

12 "Minister" means the Minister charged with responsibility for matters
13 relating to Agriculture;

14 "Member" means a member of the Council including the chairman.

15 PART II - ESTABLISHMENT, OBJECTIVES, FUNCTIONS AND POWERS

16 OF THE COLLEGE

17 3. There is hereby established the Federal College of Forestry
18 Toungo specified in the First Schedule to this Act (in this Act severally
19 referred to as "The College") which shall have such powers and exercise
20 such functions as is conferred on by this Act. Establishment of College

Objectives of
the College

- 1 4.-(1). The Objectives of the College shall be:
- 2 (a) To provide full time and part time courses and to:
- 3 (i) Provide services and forest related organizations in the country;
- 4 (ii) Train and provide middle level man power for the agricultural
- 5 environment and wood base industrial sector for the national economy;
- 6 (iii) To render technical training for other African countries, to train
- 7 young men and women to establish and manage farm forest, plantations,
- 8 research and multicultural design for recreation and astatic purposes in
- 9 beautifying the natural environment and also produce opportunity for an
- 10 intelligent understanding towards increasing wood production.
- 11 (b) To arrange conferences, seminars and study groups related to the
- 12 field of forestry specified in paragraph (a) of this sub-section (1);
- 13 (c) To perform such other functions as in the opinion of the council
- 14 may serve to promote the objectives of the college.
- 15 (2) Nothing in this section shall preclude the government of a state or
- 16 any of it agencies from setting up a college established under this Act.
- 17 (3)The College shall be a body corporate with perpetual succession
- 18 and a common seal and shall have power to acquire and dispose of interests in
- 19 movable and immovable property and may sue and be sued in its corporate
- 20 name.

Functions of
the College

- 21 5.-(1) The Functions of the College shall be:
- 22 (a) To provide full-time and part time courses in Pre N.D forestry
- 23 technology, H.N.D Agricultural Extension, H.N.D Multi/Horticulture, H.N.D
- 24 Crop production technology, H.N.D Pest management technology.
- 25 Beekeeping ND in computer technology, Fishery, Forest extension, soil
- 26 conservation and wild life management;
- 27 (b) To conduct courses in forestry for qualified forestry officers;
- 28 (c) To arrange conferences, seminars and workshops relative to the
- 29 fields of forestry specified in paragraph 5 (a) of this section;
- 30 (d) To perform such other functions as in the opinion of the Council

1 may serve to promote the objectives of the College;

2 (e) Stipulate the requisite condition for the admission of the
3 students into the College;

4 (f) Set up departments and other units of leaning and research in
5 accordance with aims and objectives of the College;

6 (g) Create such offices and post as may be required by its
7 objectives and to appoint and remove persons from such offices or posts, and
8 to prescribe the condition of service;

9 (h) To provide such physical facilities as libraries, classroom,
10 laboratories, hostels, sport fields and other buildings or facilities as the
11 college may require for its purposes; and

12 (i) Do all such other Acts and things whether or not incidental to the
13 foregoing powers as may advance the objects of the College.

14 (2) Without prejudice to the provisions of this Act, the College may,
15 by special arrangement, agreed with other institution prepare its students for
16 the Diploma Certificates.

17 (3) The College shall have power to hold land and act as trustee or
18 managers of any property, legacy, endowment, bequest or gifts in
19 furtherance of the work and also to entered in to contract.

20 (4) Subject to the provision of this Act, the power conferred on the
21 College by Sub-sections (2) and (3) shall be exercised on behalf of the
22 College by the Council or by the Board or in any other manner which may be
23 authorized.

24 (5) In such other fields of applied in forestry conservation relevant
25 to the needs of the development of Nigeria in the areas of forestry and
26 agricultural production and distribution and for research in the development
27 and adaptation of techniques as the Council may from time to time
28 determine.

29 6.-(1) For carrying out the functions of the College, the Council
30 shall have power to:

- 1 (a) Hold examinations and grant National Diplomas, High National
- 2 Diplomas professional certificates and other distinctions to persons who have
- 3 pursued a course of study approved and accredited by the National Board for
- 4 Technical Education (NBTE);
- 5 (b) Demand and receive from any student or any other person
- 6 attending the College for the purpose of instruction such fees as the Council
- 7 may, with the prior approval of the Minister, from time to time determine;
- 8 (c) Hold public lectures and undertake seedlings and also sales
- 9 nursery trees during exhibitions;
- 10 (d) Make gifts for any charitable purpose;
- 11 (e) Hold examinations in forestry for qualified vocational and staff for
- 12 the forestry service in the region;
- 13 (f) Provide amenities for and make such other provision for the
- 14 welfare of the staff of the College;
- 15 (g) Invest the funds of the College in securities specified by law or in
- 16 such other securities in Nigeria as may be approved by the Minister;
- 17 (h) Borrow money within Nigeria in such manner and upon such
- 18 security as the Minister may from time to time authorize;
- 19 (i) Enter into such contracts as may be necessary or expedient for
- 20 carrying into effect the objectives of the College;
- 21 (j) Recruit staff of the right caliber and determine the career structure
- 22 of such staff;
- 23 (k) Establish and maintain such college and other units within the
- 24 College and other extensions as the Council may, from time to time, decide;
- 25 (l) Institute and award fellowships, medals, prizes and other titles;
- 26 (m) Mount exhibitions and displays designed to foster an
- 27 appreciation of trends in and the scope and requirements of forestry;
- 28 (n) Erect, provide, equip and maintain such forests, recreational and
- 29 residential facilities as the College may require;
- 30 (o) Create lectureships and other forestry posts and offices and to

- 1 make appointments thereto;
- 2 (p) Encourage and make provision for research in the College;
- 3 (q) Do such acts and things whether or not incidental to the
- 4 foregoing;
- 5 (r) Powers as may advance the objects of the College; and
- 6 (s) The power of the Council to establish further schools within the
- 7 College shall be exercisable by order and not otherwise.

PART III

8

9 7.-(1) There shall be established governing council herein in this

10 Act referred to as the; council; which shall be a body corporate with

11 perpetual succession and a common seal and may be sue and be sued in its

12 corporate name.

Establishment and Constitution of Governing Council

13 (2) The council shall consist of a chairman and the following other

14 members that is:

Composition of the Council

- 15 (a) One person to represent universities;
- 16 (b) One person to represent department of forestry in the federal
- 17 ministry of agriculture;
- 18 (c) One person to represent professional bodies whose disciplines
- 19 are taught in the college;
- 20 (d) Two persons of standing in the community where the college is
- 21 situate;
- 22 (e) The Provost of the College;
- 23 (f) One representative of the honorable minister charged with
- 24 responsibilities of matters relating the college;
- 25 (g) One representative of the permanent secretary of the ministry
- 26 charged with responsibilities on matters relating to agriculture;
- 27 (h) Two representatives of the academic board of the college;
- 28 (i) One representative of commissioner for agriculture where the
- 29 college situates;
- 30 (j) Three persons of note in the area of forest management;

1 (k) Two representatives from the federal ministry of agriculture;
 2 (l) Six other persons, at least two of whom shall be women to be
 3 selected on their personal merit based on their contribution.

4 (3) The Chairman and members of the council other than ex-officio
 5 members shall be appointed by the president.

Functions of
 the Council

6 (4) Without prejudice to the generality of subsection (3) of this
 7 section, it shall be the responsibility of the Council to consider and approve:

8 (a) The plan of activities of the College;

9 (b) The programme of studies, courses, and research to be undertaken
 10 by the College;

11 (c) The annual estimates of the College; and

12 (d) The investment plans of the College.

13 (5) The provisions of the Second Schedule to this Act shall have effect
 14 with respect to the Council as specified therein.

Tenure of
 Members of the
 Council

15 (6) (1) A member of the Council (other than an ex-officio members)
 16 shall hold office for a term of three years and subject to the provisions of
 17 Subsection (4) of this section, shall be eligible for reappointment for a further
 18 period of three years.

19 (7) The office of a member appointed under sections 4 (2) (a, b, c, e &
 20 h) of this Act shall become vacant if:

21 (a) The member resigns his office by notice in writing under his hand,
 22 addressed to the Minister; or

23 (b) the Minister is satisfied that it is not in the interest of the College
 24 for the person appointed to continue in office and notifies the member in
 25 writing to that effect.

Terms of Service

26 8.-(1) There may be paid to the members of the Council or any
 27 committee, other than ex-officio members, such remuneration and allowances
 28 as may from time to time be determined by the President.

29 (2) Where a vacancy occurs in respect of the membership specified in
 30 Section 3 (1) (d) and 3 (2) (d), it shall be filled by the appointment of a

1 successor to hold office for the remainder of the term of office of his
2 predecessor in office and such successor shall represent the same interest as
3 his predecessor.

4 (3) The Council may act notwithstanding any vacancy in its
5 membership or any defect in the appointment of a member or the absence of
6 a member.

7 9.-(1) The Council shall meet for the conduct of business at such
8 times, places and on such days as the chairman may appoint but shall meet
9 not less than once every four months. Procedure of the Council

10 (2) The Chairman may at any time and shall, at the request in
11 writing of not less than six members, convene a meeting of the Council.

12 (3) At any meeting of the Council the chairman shall preside; but in
13 his absence, members present shall elect one of their members to preside at
14 the meeting.

15 (4) Where the Council desires to obtain the advice of any person on
16 any particular matter, the Council may co-opt persons who are not members
17 of the Council but persons co-opted shall not be entitled to vote at a meeting
18 of the Council.

19 (5) The quorum of the Council shall be one half of the total
20 members of the Council, at least one of whom shall be a member appointed
21 by the President.

22 (6) Decisions of the Council shall be made on approval by a simple
23 majority of members.

24 10.-(1) The Council may, for the exercise of the powers of the
25 College, appoint committees of the Council comprising members of the
26 Council or non-members or both and may assign to them such functions
27 under this Act as the Council may determine. Committees of Council

28 (2) Any decision of a committee appointed by the Council under
29 this Section shall have no effect until it is confirmed by the Council.

Secretary of the Council

1 11. The Registrar shall, in addition to other duties conferred on him
 2 by or under this Act, be the secretary to the Council, the Academic Board and
 3 any committee of the Council and in his absence, the Councilor any such
 4 committee may appoint some other person to act as secretary, and he shall not
 5 vote on any question before the Councilor count towards a quorum

PART IV

Selection Board for other Principal Officer

7 12.-(1) There shall be, for the College, a selection Board which shall
 8 consist of:

- 9 (a) The chairman of the Council;
- 10 (b) The Provost;
- 11 (c) Four members of the Council not being members of the Academic
 12 Board; and
- 13 (d) Two members of the Academic Board.

14 (2) The functions, procedure and other matters relating to the
 15 Selection Board constituted under subsection (1) of this section shall be as the
 16 Council may, from time to time, determine.

The Academic Board

17 13.-(1) There shall be established College Academic Board to be
 18 known as "The Academic Board" which shall consist of the following
 19 members:

- 20 (a) the Provost of the College who shall be the chairman;
- 21 (b) All Heads of Departments;
- 22 (c) The College Librarian; and
- 23 (d) Not more than two members of the Academic Staff other than
 24 Heads of Departments to be appointed by the Council.

25 (2) The Academic Board shall be responsible for:

- 26 (a) The direction and management of academic matters of the College
 27 including the regulation of admission of students, the award of certificates,
 28 scholarships, prizes and other academic distinctions;

- 29 (b) Making periodic reports on such academic matters to the Council
 30 as the Council may from time to time direct;

1 (iii) Two members of the academic community of the College not
2 below the rank of chief lecturer to be selected by the Council, to identify and
3 draw up a short list of suitable persons who are not likely to apply for the post
4 for any reason whatsoever.

5 (3) A Joint Council and Academic Selection Board consisting of (a)
6 the chairman of the Council:

7 (a) Two members of the Council not being members of the Academic
8 Board;

9 (b) Two members of the Academic Board not below the rank of chief
10 lecturer, who were not members of the search team, shall consider the
11 candidates and persons on the short lists drawn up under subsection (2) of this
12 section through an examination of their curriculum vitae and interaction with
13 them and recommend through the Council to the President, three candidates for
14 his consideration.

15 (4) The President shall appoint as Provost one of the candidates
16 recommended to him under the provisions of subsection (3) of this section.

17 (5) Subject to this Act and the general control of the Council, the
18 Provost shall be the chief executive of the College and shall be charged with
19 general responsibility for matters relating to the day-to-day management
20 operations of the College.

21 (6) The Provost:

22 (a) Shall hold office for a period of five years beginning with the
23 effective date of his appointment and on such terms and conditions as may be
24 specified in his letter of appointment; and

25 (b) May be reappointed for one further period of five years and no
26 more.

Deputy Provost

27 17.-(1) There shall be for each college a Deputy Provost.

28 (2) The Council shall appoint the Deputy Provost from among the
29 chief lecturers in the College in one of the following ways that is:

30 (a) From a list of three candidates in order of preference, submitted by

1 the Provost;

2 (b) On the recommendation of a Selection Board constituted under
3 this section for that purpose; or

4 (c) On the nomination of the Provost.

5 (3) The Selection Board referred to in subsection (2) of this section
6 shall:

7 (a) Consist of:

8 (i) The chairman of the Council;

9 (ii) The Provost;

10 (iii) Two members of the Council not being members of the
11 Academic Board;

12 (iv) Two members of the Academic Board; and

13 (b) Make such inquiries as it deems fit before making the
14 recommendation required under that subsection.

15 (4) The Deputy Provost shall:

16 (a) Assist the Provost in the performance of his functions;

17 (b) Act in the place of the Provost when the post of Provost is
18 vacant or if the Provost is, for any reason, absent or unable to perform his
19 functions as Provost; and

20 (c) Perform such other functions as the Provost or the Council may,
21 from time to time, assign to him.

22 (5) The Deputy Provost:

23 (a) Shall hold office for a period of two years beginning from the
24 effective date of his appointment and on such terms and conditions as may
25 be specified in his letter of appointment; and

26 (b) May be reappointed for one further period of two years and no
27 more.

28 18.-(1) The Council of the College shall appoint a Registrar to such
29 College (hereinafter referred to as the Registrar") who shall keep the records
30 and conduct the correspondence of the Council and shall perform such other

1 duties as the Council and subject thereto as the Provost may from time to time
2 direct.

3 (2) The Registrar shall, in addition to other duties conferred on him by
4 or under this Act, be the secretary to the Council, the Academic Board and any
5 committee of the Council and in his absence, the Councilor any such
6 committee may appoint some other person to act as secretary, and he shall not
7 vote on any question before the Councilor count towards a quorum.

8 (3) A Registrar:

9 (a) shall hold office for a period of five years beginning from the
10 effective date of his appointment and on such terms and conditions as may be
11 specified in his letter of appointment; and

12 (b) May be reappointed for one further period of five years and no
13 more.

14 (4) Where, on the commencement of this section, a Registrar
15 appointed before the commencement of this section has held office:

16 (a) For five years or less, he shall be deemed to be serving his first
17 term of office and may be reappointed for a further term of five years;

18 (b) For more than five years but less than ten years, he shall complete
19 the maximum period of ten years and thereafter relinquish his post and be
20 assigned other duties in the College;

21 (c) For ten years or more, the Council may allow him to serve as
22 Registrar for a further period of one year only and thereafter he shall relinquish
23 his post and be assigned other duties in the College.

24 19.-(1) There shall be the following principal officers for the college
25 in addition to the Registrar, that is,

26 (a) the Bursar;

27 (b) the College Librarian;

28 (c) Director of works; and

29 (d) Director Academic Planning who shall be appointed by the
30 Council on the recommendation of the Selection Board constituted under

1 section 9 (3) of this Act.

2 (2) The Bursar shall be the chief financial officer of the College and
3 be responsible to the Provost for the day-to-day administration and control
4 of the financial affairs of the College.

5 (3) The College Librarian shall be responsible to the Provost for the
6 administration of the College Library and the coordination of the library
7 services of the various units of the College.

8 (4) The Director Works who is responsible to the Provost and to
9 manage general maintenance of the college equipments.

10 (5) The Director Academic Planning who shall be responsible to
11 the Provost and preparing calendar of events and examination time table.

12 (6) A Bursar, Librarian, the Director Works and Academic
13 Planning:

14 (a) Shall hold office for a period of five years beginning from the
15 effective date of their appointment and on such terms and conditions as may
16 be specified in his letter of appointment; and

17 (b) May be reappointed for a further period of five years and no
18 more.

19 (7) Where, on the commencement of this section, a Bursar,
20 Librarian or the Director Works and Academic Planning has held office:

21 (a) For five years or less, they shall be deemed to be serving his first
22 term of office and may be reappointed for a further term of five years;

23 (b) For more than five but less than ten years, he shall complete the
24 maximum period of ten years and thereafter relinquish his post and be
25 assigned other duties in the College;

26 (c) For ten years or more, the Council may allow him to serve in
27 that capacity for a further period of one year only and thereafter he shall
28 relinquish his post and be assigned other duties in the Collège.

29 **20. A principal officer may resign his appointment:**

30 (a) In the case of the Provost, by notice to the Visitor; and

Resignation of
appointment of
Principal Officer

Other employees
of the College

1 (b) In any other case, by notice to the Council.
2 21.-(1) The Council may appoint such other persons to be employees
3 of the College as the Council may determine to assist the Provost and the
4 principal officers of the College in the performance of their functions under this
5 Act.

6 (2) Subject to the provisions of this Act, the remuneration, tenure of
7 office and conditions of service of the employees of the Council shall be
8 determined by the Council in consultation with the Federal Civil Service
9 Commission.

10 PART VI

Pensions

11 22.-(1) It is hereby declared that service in College shall be approved
12 service for the purposes of the Pensions Act and, accordingly, officers and other
13 persons employed in the College shall in respect of their service in the College
14 be entitled to pensions, gratuities and other retirement benefits as are
15 prescribed there under, so however that nothing in this Act shall prevent the
16 appointment of a person to any office on terms which preclude the grant of a
17 pension and gratuity in respect of that office.

18 (2) The Council shall not accept any gift if the conditions attached by
19 the person making the gift are inconsistent with the functions of the Council.

Accounts and
Audit

20 23. The Council shall keep proper accounts of its receipts, payments,
21 assets and liabilities and shall in respect of each year cause the accounts to be
22 audited.

Annual Reports

23 24. The Council shall as soon as may be after the expiration of each
24 financial year, prepare and submit to the Minister a report of its activities
25 during the immediately preceding financial year and shall include in the report
26 a copy of the audited accounts of the College for that year and of the auditor's
27 report on the accounts.

Office and
Premises

28 25.-(1) For the purpose of providing offices and premises necessary
29 for the performance of its functions, the Council may:

30 (a) Purchase any interest in or take on lease any land; and

1 (b) Build, equip and maintain offices and premises.

2 (2) The Council may, with the approval of the Minister, sell any
3 interest in or lease any land, offices or premises held by it and no longer
4 required for the performance of its functions.

5 26.-(1) The Council may make rules providing for the Provost to
6 conduct enquiries into alleged breaches of discipline (including lack of
7 diligence) by students and such rules may make different provisions for
8 different circumstances.

Discipline of
Students

9 (2) The rules shall provide for the procedure and rules of evidence
10 to be followed at enquiries under this section.

11 (3) Subject to the provisions of subsection (1) of this section, where
12 it is proved during the enquiry that any student of the College has been guilty
13 of misconduct, the Provost may, without prejudice to any other disciplinary
14 powers conferred on him by this Act or any regulations made there under,
15 direct:

16 (a) That the student shall not, during such period as may be
17 specified in the direction, participate in such activities of the College, or
18 make use of suet facilities of the College, as he may specify;

19 (b) That the activities of the student shall during such period as may
20 be specified in the directions, be restricted in such manner as may be so
21 specified; or

22 (c) That the student may be suspended for such period as may be
23 specified in the direction; or (d) that the student be expelled from the
24 College.

25 (4) Where there is temporarily no Provost or where the Provost
26 refuses to apply any disciplinary measures, the Council may, either directly
27 or through some other staff, apply such disciplinary actions as are specified
28 in subsection (3) of this section to any student of the College who is guilty of
29 misconduct.

30 (5) Where a direction is given under subsection (3) (c) or (d) of this

1 section in respect of any student, the student may, within 21 days from the date
2 of the letter communicating the decision to him, appeal from the direction to
3 the Council, and where such an appeal is brought, the Council shall, after
4 causing such inquiry to be made in the matter as the Council considers just,
5 either confirm or set aside the direction or modify it in such manner as the
6 Council may think fit.

7 (6) The fact that an appeal from a direction is brought in pursuance of
8 subsection (5) of this section shall not affect the operation of the direction while
9 the appeal is pending.

10 (7) The Provost may delegate his powers under this section to a
11 disciplinary committee consisting of such members of the College as he may
12 nominate.

13 (8) Nothing in this section shall be construed as preventing the
14 restriction or termination of a student's activities at the College otherwise than
15 on the ground of misconduct.

16 (9) It is hereby declared that the direction under subsection (3) (a) of
17 this section may be combined with a direction under subsection (3) (b) of this
18 section.

19 (10) In all cases under this section, the decision of the Council shall be
20 final unless reversed by the Minister on appeal by the student.

21 27.-(1) The fixing of the seal of the College shall be authenticated by
22 the signature of the chairman, Provost and of some other members of the
23 Council authorized generally or specifically by the Council to act for that
24 purpose.

25 (2) Any contract or instrument which, if made or executed by a person
26 other than a body corporate would not be required to be under seal may be made
27 or executed on behalf of the College by any person generally or specially
28 authorized to act for that purpose by the Council.

29 (3) Any document purporting to be duly executed under the seal of the
30 College shall be received in evidence and shall, unless the contrary is proved,

1 be presumed to be so executed.

2 PART VII

3 28.-(1) A member of the Council other than an ex-officio member
4 shall hold office for a period of three years beginning with the date on which
5 he was appointed and shall be eligible for re-appointment for a further term
6 of three years and thereafter he shall no longer be eligible for re-
7 appointment.

Terms of Office
of Members t

8 (2) Members of the Council holding office as specified in Section
9 23 (1) of this schedule shall be paid remuneration or allowance in
10 accordance with rates specified from time to time by the National Council of
11 Ministers.

12 (3) A member of the Council holding office as specified in
13 Section 23 (1) of this Schedule may be notice in writing to the Minister
14 resign his office.

15 2.-(1) Where a vacancy occurs in the membership of the Council,
16 that vacancy shall be filled by the appointment of a successor to hold office
17 for the remainder of the term of office of his predecessor; so however that the
18 successor shall represent the same interest as his predecessor.

19 (2) The Council may act notwithstanding any vacancy in its
20 membership or the absence of any member or that a person not entitled to do
21 so take part in its proceedings.

22 PART VIII

23 29.-(1) The Council may, on behalf of the College, acquire and
24 hold such movable and immovable property as may be necessary or
25 expedient, for the same purposes, may sell, lease, mortgage or otherwise
26 alienate or dispose of any property so acquired.

Power of Council
to hold property
and enter into
contract

27 (2) The Council shall have power to enter into contracts on behalf
28 of the College.

29 30. The Council may with the approval of the Minister and on
30 behalf of the College, invest the funds of the College in such manner and to

Power to invest

1 such extent as may be necessary or expedient for carrying into effect the
2 provisions this Act.

Funds of the
College

3 31. The funds of the College shall include:

4 (a) Revenue as may from time to time accrue to the College from the
5 Government by way of government grants, subvention or endowment or
6 otherwise;

7 (b) fees charged by the College;

8 (c) Donations, legacies or endowment from public or private bodies;

9 (d) payment for sells of woods or other services rendered by the
10 College; and

11 (e) any other monies due to or recoverable by the College from any
12 other sources.

Donations for
particular
purpose

13 32.-(1) Donation of money to be applied for particular purposes shall
14 be placed to the credit of a Special Reserve Account and may be invested in
15 such security or other investments as may be approved by the Minister until
16 such time as may be expended in fulfillment of such purpose, provided that the
17 Council shall not be obliged to accept any donation for a purpose unless it
18 approved the terms and condition attached to such donation.

19 (2) The interest derived from the investment referred to in sub-section
20 (1) of this Section shall, unless the terms of the donation forbid, be deemed to
21 be fund of the College.

Payment into
Banks

22 33.-(1) All sums of money received on account of the College shall be
23 paid into such bank a determined by the Council for the credit of one or other of
24 the accounts of the College accordance with the direction of the Council.

25 (2) The sums of money referred to in Sub-section (1) of this Section or
26 any part thereof standing to the credit of the College other than donations of
27 money referred to in Sub-section (1) of Section 34 of this Act may, if the
28 Council thinks fits, be invested in such securities as the Council may direct or
29 be placed on deposit in such bank as the Council may determine.

1 34. Before the end of each financial year, or at such other times as Annual Estimate
2 may be required by the Council, the Provost shall present for scrutiny and
3 acceptance, by the Council, estimates of revenue and expenditure of the
4 College, the for next financial year and the accepted estimates shall,
5 immediately after acceptance, be presented to the Minister for approval.

6 (3) The Council shall afford the Minister facilities for:

7 (a) obtaining information with respect to the property of the
8 College and the functions of the Council; and

9 (b) the verification of the information so furnished in such manner
10 and such times as the Minister may require and the Council shall also furnish
11 him with returns of accounts and other information with the report thereto.

12 35.-(1) In the event of any doubt or dispute arising at any time Settlement of
13 regarding the meeting of any of the provisions of this Act or the Statues, the Disputes
14 matter shall be referred to the Minister who shall advise thereon and give his
15 decision accordingly and the decision shall be binding upon the authorities,
16 the staff and the students of the College.

17 (2) The provisions of Sub-section (1) of this section shall not be
18 deemed to exclude the jurisdiction of the Law Courts from determining any
19 doubt or dispute.

20 36.-(1) The Council shall, as soon as possible after the expiration of Annual Report
21 each financial year but within six months after the termination of that year,
22 cause to be submitted to the Minister and Annual Report of the College
23 dealing generally with the activities and operations of the College within
24 that year which shall, without prejudice to the generality of the foregoing,
25 include:

26 (a) A copy of the audited accounts of the College together with the
27 Auditor-General's of the Federation report thereon (if any);

28 (b) a statement of all directions given to the College under Section
29 41 of this Act;

30 (c) each report submitted by the External Auditor under Section 30

1 of this Act in relation to that financial year; and

2 (d) such other information as the Minister may request.

3 (2) A copy of the Annual Report shall be forwarded by the Council to
4 the Federal Minister responsible for Finance and Economic Planning.

5 (3) The Minister shall, not later than three months after receiving the
6 Annual Report, cause it to be laid before the National Executive Council.

7 (4) The Council shall also submit to the Minister such other reports on
8 the College's financial affairs as the Minister may be writing reasonably
9 request from time to time.

Bye-laws and
Administrative
instructions

10 37.-(1) The Council may from time to time, issue bye-laws or
11 administrative instructions in writing for regulating the internal operations of
12 the College including but without prejudice to the general effect of the
13 foregoing, the regulation of:

14 (a) The disciplinary control of the students; and

15 (b) The conditions of service of the employees of the College and until
16 such bye-law or administrative instructions are issued, the rules governing the
17 conditions of services and disciplinary control in the state civil service shall
18 apply, with necessary modifications, to the staff of the College.

19 (2) All such bye-laws or administrative instructions shall come into
20 force, when signed by the Chairman or as may be determined by the Council.

EXPLANATORY MEMORANDUM

This Bill seeks to establish Federal College of Forestry Toungo and Other
Related Matters.