

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF SPORTS TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND OTHER RELATED MATTERS

Sponsored by Senator Obinna Ogba

[] Commencement

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

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

3 1.-(1) There is established a University to be known as the Federal
4 University of Sports (in this Act referred to as "the University").

Establishment and objects of the Federal University of Sports

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 2. The objects of the University shall be to-

Objects of the University

10 (a) encourage the advancement of learning and to hold out to all
11 persons without distinction of race, creed, sex or political conviction the
12 opportunity of acquiring higher education in Sports;

13 (b) to develop and offer academic and professional programmes
14 leading to the award of diplomas, first degrees, post-graduate research and
15 higher degrees with emphasis on planning, adaptive, technical,
16 maintenance, developmental and productive skills in the engineering,
17 scientific, and allied professional disciplines relating to Sports resources
18 with the aim of producing socially mature men and women with capability
19 not only to understand, use and adapt existing technologies in the Sports , but
20 also to improve on them and develop new ones;

1 (c) to act as agents and catalysts, through post-graduate training,
2 research and innovation for the effective and economic utilization, exploitation
3 and conservation of the country's Sports resources;

4 (d) to offer to the general population particularly in the area Sports as
5 a form of public service, the results of training and research and to foster the
6 practical applications of these results;

7 (e) to establish appropriate relationships with other national
8 institutions involved in training, research and development of technologies in
9 the Sports sector;

10 (f) to identify the problems and needs of Sports in Nigeria and to find
11 solutions to them within the context of overall national development;

12 (g) to provide and promote sound basic scientific training as a
13 foundation for the development of Sports in Nigeria, taking into account
14 indigenous cultures and the need to enhance national unity;

15 (h) to encourage and promote scholarship and conduct research in
16 restricted fields of learning and human endeavour;

17 (i) to relate its activities to the technological, social, cultural and
18 economic needs of the people of Nigeria; and

19 (j) to undertake any other activities appropriate for a Sports university
20 of the highest standard.

Constitution of
the University
and its Constituents
Bodies, etc.

21 **3.-(1)** The University shall consist of-

22 (a) a Chancellor;

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

24 (c) a Vice Chancellor and a Senate;

25 (d) a Deputy Vice-Chancellor;

26 (e) a body to be called Congregation;

27 (f) a body to be called Convocation;

28 (g) the campuses and colleges of the University;

29 (h) the faculties, schools, institutes and other teaching and research
30 units of the University;

1 (i) the persons holding the offices constituted by the First Schedule
2 to this Act other than those mentioned in paragraphs (a) to (c) of this
3 subsection;

4 (j) all graduates and undergraduates; and

5 (k) all other persons who are members of the University in
6 accordance with provisions made by Statute in that behalf.

7 (2) The First Schedule to this Act shall have effect with respect to
8 the Principal Officers of the University mentioned therein.

9 (3) Provision shall be made by Statute with respect to the
10 constitution of the following bodies, namely-

11 (a) the Council;

12 (b) the Senate;

13 (c) the Congregation; and

14 (d) the Convocation.

15 4.-(1) For the carrying out of its objects as specified in Section 2 of
16 this Act, the University shall have power to-

Powers of the
University

17 (a) establish such campuses, colleges, faculties, institutes, schools,
18 extra-mural departments and other teaching and research units within the
19 University as may from time to time seem necessary or desirable, subject to
20 the approval of the National Universities Commission;

21 (b) institute professorships, readerships and associate
22 professorships, lectureships and other posts and offices and to make
23 appointments thereto;

24 (c) institute and award fellowships, scholarships, exhibitions,
25 bursaries, medals, prizes and other titles, distinctions, awards and forms of
26 assistance;

27 (d) provide for the residence, discipline and welfare of members of
28 the University;

29 (e) hold examinations and award degrees, diplomas, certificates
30 and other distinctions to persons who have pursued a course of study

1 approved by the University and have satisfied such other requirements as the
2 University may lay down;

3 (f) award honorary degrees, fellowships or academic titles;

4 (g) demand and receive from any student or any other person
5 attending the University for the purpose of instruction such fees as the
6 University may from time to time determine, subject to the overall directives of
7 the appropriate authority;

8 (h) subject to section 22 of this Act, to acquire, hold, grant, charge or
9 otherwise deal with or dispose of movable and immovable property wherever
10 situate;

11 (i) accept gifts, legacies and donations, but without obligation to
12 accept the same for a particular purpose unless it approves the terms and
13 conditions attaching thereto;

14 (j) enter into contracts, establish trusts, act as trustee, solely or jointly
15 with any other person, and employ and act through agents;

16 (k) erect, provide, equip and maintain libraries, laboratories, lecture
17 halls, halls of residence, refectories, sports grounds, playing fields and other
18 buildings or things necessary, suitable or convenient for any of the objects of
19 the University;

20 (l) hold public lectures and undertake printing, publishing and book
21 selling;

22 (m) subject to any limitations or conditions imposed by Statute, to
23 invest any moneys appertaining to the University by law of endorsement,
24 whether for general or special purposes, and such other moneys as may not be
25 immediately required for current expenditure, in any investments or securities
26 or in the purchase or improvement of land, with power from time to time to vary
27 any such investments and to deposit any moneys for the time being un-invested
28 with any bank on deposit or current account;

29 (n) borrow, whether on interest or not, and if need be, upon the
30 security of any or all of the property movable or immovable of the University,

1 such moneys as the Council may from time to time in its discretion find
2 necessary or expedient to borrow or to guarantee any loan, advances or
3 credit facilities;

4 (o) make gifts for any charitable purpose;

5 (p) do anything which it is authorized or required by this Act or by
6 any other Statute to do; and

7 (q) do all such acts or things, whether or not incidental to the
8 foregoing powers, as may advance the objects of the University.

9 (2) Subject to the provisions of this Act and of the Statutes made
10 thereunder and without prejudice to Section 9 (2) of this Act, the powers
11 conferred on the University by subsection (1) of this section shall be
12 exercisable on behalf of the University by the Council or by the Senate or in
13 any other manner which may be authorized by this Act.

14 5.-(1) The Chancellor shall in relation to the University, take
15 precedence before all other members of the University, and when he is
16 present shall preside at all meetings of convocation held for conferring
17 degrees.

Functions of the
Chancellor and
Pro-Chancellor

18 (2) The Pro-Chancellor shall, in relation to the University, take
19 precedence before all other members of the University except the
20 Chancellor, and except for the Vice Chancellor when acting as Chairman of
21 Congregation or Convocation, and the Pro-Chancellor shall when he is
22 present, be the Chairman at all meetings of the Council.

23 6.-(1) There shall be a Council for the University consisting of:

24 (a) the Pro-Chancellor;

25 (b) the Vice-Chancellor;

26 (c) the Deputy Vice-Chancellor;

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

28 (e) four persons representing a variety of interest and broadly
29 representative of the whole Federation;

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

Establishment
and Composition
of Council

1 (g) two persons appointed by the congregation from among its
2 members; and

3 (h) one persons appointed by Convocation from among its members.

4 (2) Persons to be appointed to the Council shall be persons of proven
5 integrity, knowledgeable and familiar with the affairs and tradition of the
6 University.

Functions of the
Council and its
Finance and
general Purpose

7 7.-(1) Subject to the provisions of this Act relating to the Visitor, the
8 Council shall be the Governing Body of the University and shall be charged
9 with the general control and superintendence of the policy, finances and
10 property of the University, including its public relations.

11 (2) There shall be a committee of the Council to be known as the
12 Finance and General Purposes Committee, which shall, subject to the
13 directions of the Council, exercise control over the property and expenditure of
14 the Council as the Council may from time to time delegate to it.

15 (3) Provision shall be made by Statute with respect to the constitution
16 of the Finance and General Purposes Committee.

17 (4) The Council shall ensure proper accounts of the University are
18 kept and that the accounts of the University are audited annually by auditors
19 appointed by the Council from the list and in accordance with guidelines
20 supplied by the Auditor-General of the Federation, and that an annual report is
21 published by the University together with certified copies of the said accounts
22 as audited.

23 (5) Subject to this Act and the Statutes, the Council and the Finance
24 and General Purposes Committee may each make rules for the purpose of
25 exercising any of their respective functions or of regulating their own
26 procedure.

27 (6) Rules made under subsection (5) of this section by the Finance and
28 General Purposes Committee shall not come into force unless approved by the
29 Council, and where any rule so made by the Committee conflict with any
30 directions given by the Council (whether before or after the coming into force

1 of the rules in question), the direction of the Council shall prevail.

2 (7) There shall be paid to the members of the Council, the Finance
3 and General Purposes Committee and of any other committee set up by the
4 Council, allowances in respect of travelling and other reasonable expenses,
5 at such rates as may from time to time be fixed by extant government
6 circulars.

7 (8) The Council shall meet as and when necessary for the
8 performance of its functions under this Act, and shall meet at least four times
9 every year.

10 (9) If required in writing by any five members of the Council, the
11 Chairman shall within twenty-eight days after the receipt of such request
12 call a meeting of the Council:

13 PROVIDED that if after 28 days of the receipt or delivering to him
14 of such request, the chairman fails or neglects to call a meeting, the Registrar
15 shall within 14 days thereof, cause a meeting of the Council to be convened
16 for that purpose. The request shall specify the business to be considered at
17 the meeting and no business not so specified shall be transacted at that
18 meeting.

19 8.-(1) Subject to section 5 of this Act and subsections (3) and (4) of
20 this section and to the provisions of this Act relating to the Visitor, it shall be
21 the general function of the Senate to organize and control teaching in the
22 University, admission to Postgraduate courses and other admission of
23 students, the discipline of students and to promote research in the
24 University.

Functions of the
Senate

25 (2) Without prejudice to the generality of the provisions of
26 subsection (1) of this section, it shall in particular be the function of the
27 Senate to make provision for the-

28 (a) establishment, organization and control of campuses, colleges,
29 faculties, departments, schools, institutes and other teaching and research
30 units of the University, and the allocation of responsibility for different

1 branches of learning;

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

5 (c) award of degrees, and such other qualifications as may be
6 prescribed, in connection with examinations conducted by the University;

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

10 (e) establishment, organization and control of halls of residence and
11 similar institutions in the University;

12 (f) supervision of the welfare of students in the University and the
13 regulation of their conduct;

14 (g) granting of fellowships, scholarships, prizes and similar awards in
15 so far as the awards are within the control of the University; and

16 (h) determination of what description of dress shall be academic dress
17 for the purposes of the University, and regulating the use of academic dress.

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

22 (4) (a) Subject to this Act and the Statutes, the Senate may make
23 regulations for the purpose of exercising any function conferred on it either by
24 the provisions of this section or for the purpose of providing for any matter for
25 which provision by regulation is authorized or required by this Act or by
26 Statute;

27 (b) The Senate shall, by regulation, provide that at least one of the
28 persons appointed as examiners at each final or professional examination held
29 in conjunction with any course of study in the University is not a teacher at the
30 University but is a teacher at the branch of learning to which the course relates

1 in some other university of high repute.

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

8 9.-(1) The Vice-Chancellor shall, in relation to the University, take
9 precedence before all other members of the University except the
10 Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any
11 other person for the time being acting as Chairman of the Council.

Functions of the
Vice-Chancellor

12 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
13 have general function, in addition to any other functions conferred on him
14 by this Act or otherwise, of directing the activities of the University, and
15 shall to the exclusion of any other person or authority be the chief executive
16 and academic officer of the University and ex-officio Chairman of the
17 Senate.

18 PART II - TRANSFER OF PROPERTY

19 10.-(1) All property held by or on behalf of the Provisional Council
20 shall, by virtue of this subsection and without further assurance, vest in the
21 University and be held by it for the purpose of the University.

Transfer of
property to the
University

22 (2) The provisions of the Second Schedule to this Act shall have
23 effect with respect to the transfer of property by this section and to matters
24 arising therefrom and with respect to other matters mentioned in that
25 Schedule.

26 PART III - STATUTES OF THE UNIVERSITY

27 11.-(1) Subject to this Act, the University may make Statutes for
28 any of the following purposes-

Power of the
University to
make Statutes

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

1 (b) specifying and regulating the powers and duties of any authority
2 of the University, and regulating any other matter connected with the
3 University or any of its authorities;

4 (c) regulating the admission of students where it is done by the
5 University, and their discipline and welfare;

6 (d) determining whether any particular matter is to be treated as an
7 academic or non-academic matter for the purposes of this Act and of any
8 Statute, regulation or other instrument made there-under; and

9 (e) making provision for other matters for which provision by Statute
10 is authorized or required by this Act.

11 (2) Subject to section 25 (6) of this Act, the Interpretation Act shall
12 apply in relation to any Statute made under this section as it applies to a
13 subsidiary instrument within the meaning of section 27 (1) of that Act.

14 (3) The Statute contained in the Third Schedule to this Act shall be
15 deemed to have come into force on the commencement of this Act and shall be
16 deemed to have been made under this section by the University.

17 (4) The power to make Statute conferred by this section shall not be
18 prejudiced or limited in any way by reason of the inclusion or omission of any
19 matter in or from the Statute contained in the Third Schedule to this Act or any
20 subsequent Statute.

Mode of
exercising the
power to make
Statutes

21 **12.-(1)** The power of the University to make Statutes shall be
22 exercised in accordance with the provisions of this section.

23 (2) A proposed Statute shall not have the force of law until it has been
24 approved at a meeting of the-

25 (a) Senate, by the votes of not less than two thirds of the members
26 present and voting; and

27 (b) Council by the votes of not less than two thirds of the members
28 present and voting.

29 (3) A proposed Statute may originate either in the Senate or Council,
30 and may be approved as required by subsection (2) of this section by both

1 bodies in no particular order.

2 (4) A Statute which-

3 (a) makes provision for or alters the composition or constitution of
4 the Council, the Senate or any other authority of the University; or

5 (b) provides for the establishment of a new campus or college or for
6 the amendment or revocation of any Statute whereby a campus or college is
7 established;

8 shall not come into operation unless it has been approved by the Visitor.

9 (5) For the purpose of section 2 (2) of the Interpretation Act, a
10 Statute shall be treated as being made on the date on which it is approved by
11 the Council and the Senate in accordance with subsection (3) of this section
12 or in the case of a Statute falling within subsection (4) of this section, on the
13 date on which it is approved by the President.

14 **13.** A Statute may be proved in any court by the production of a
15 copy thereof bearing or having affixed to it a certificate signed by the Vice-
16 Chancellor or the Registrar to the effect that the copy is a true copy of a
17 Statute of that University.

Proof of Statute

18 **14.-(1)** In the event of any doubt or dispute arising at any time as to
19 the meaning of any provision of a Statute, the matter may be referred to the
20 Visitor, who shall take such advice and make such decision thereon as he
21 deems fit.

Power to decide
the meaning of
Statute

22 (2) The decision of the Visitor on any matter referred to him under
23 this section shall be binding upon the authorities, staff and students of that
24 University and where any question as to the meaning of any provision of a
25 statute has been decided by the Visitor under this section, no question as to
26 the meaning of that provision shall be entertained by any other authority in
27 Nigeria:

28 PROVIDED that nothing in this subsection shall affect the power
29 of a court of competent jurisdiction to determine whether any provision of a
30 statute is wholly or partly void as being ultra vires or as being inconsistent

1 with the Constitution.

2 (3) The foregoing provisions of this section shall apply in relation to
3 any doubt or dispute as to whether any matter is, for the purposes of this Act,
4 academic or a non-academic matter as they apply in relation to any such doubt
5 or dispute as is mentioned in subsection (1) of this section, and accordingly the
6 reference in subsection (2) of this section to any question as to the meaning of
7 any provision of a statute shall include references to any question as to whether
8 any matter is for the said purposes an academic or non-academic matter.

9 PART IV - SUPERVISION AND DISCIPLINE

The Visitor

10 15.-(1) The President shall be the Visitor of the University.

11 (2) The Visitor shall as often as the circumstances may require, not
12 being less than once every five years, conduct a visitation of the University or
13 direct that such a visitation be conducted by such persons as the Visitor may
14 deem fit and in respect of any of the affairs of the University.

15 (3) It shall be the duty of the bodies and persons comprising the
16 University to-

17 (a) make available to the Visitor, and to any other persons conducting
18 a visitation in pursuance of this section, such facilities and assistance as he or
19 they may reasonably require for the purpose of the visitation; and

20 (b) give effect to any instructions consistent with the provisions of
21 this Act which may be given by the Visitor in consequence of the visitation.

Removal of
certain Members
of the Council

22 16.-(1) If it appears to the Council that a member (other than the Pro-
23 Chancellor or the Vice-Chancellor) should be removed from office on grounds
24 of misconduct or inability to perform the functions of his office, the Council
25 shall make a recommendation to that effect through the Minister to the Sports
26 university of Nigeria Abuja Executive Council and if the Sports university of
27 Nigeria ABUJA Executive Council, after making such enquiries (if any) as
28 may be considered necessary, approves the recommendation it may direct the
29 removal of the member from office.

30 (2) It shall be the duty of the Minister to use his best endeavours to

1 cause a copy of the instrument embodying a direction under subsection (1)
2 of this section to be served as soon as reasonably practicable on the person to
3 whom it relates.

4 17.-(1) If it appears to the Council that there are reasons for
5 believing that any person employed as a member of the academic,
6 administrative or professional staff of the University, other than the Vice-
7 Chancellor, should be removed from office or on grounds of misconduct or
8 inability to perform the functions of his office Council shall-

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

10 (b) afford such person an opportunity of making representation in
11 person on the matter to the Council; and

12 (c) take a decision to terminate or not to terminate the appointment.

13 (2) If the affected staff or any three members of the Council so
14 request within a period of one month from the date of receipt of the notice of
15 the Council's decision, the Council shall make arrangements for-

16 (a) a joint committee of the Council and the Senate to review the
17 matter and to report on it to the Council;

18 (b) the person in question to be afforded an opportunity to appear
19 before and be heard by an investigating committee with respect to the
20 matter;

21 and if the Council after considering the report of the investigating
22 committee, is satisfied that the person in question should be removed, the
23 Council may so remove him by an instrument in writing signed on the
24 directions of the Council.

25 (3) The Vice-Chancellor may, in a case of gross misconduct by a
26 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
27 the interest of the University, suspend such member and any such
28 suspension shall immediately be reported to the Council.

29 (4) Any member of staff may be suspended from duty or his
30 appointment may be terminated by Council for a good cause and for the

Removal and
discipline of
Academic,
Administrative
and Professional
Staff

1 purposes of this subsection "good cause" means-

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

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

8 (c) conduct of a scandalous or disgraceful nature which the Council
9 considers to be such as to render the person concerned unfit to continue to hold
10 office; or

11 (d) conduct which the Council considers to be such as to constitute
12 failure or inability of the person concerned to discharge the functions of his
13 office or to comply with the terms and conditions of his service.

14 (5) Any person suspended pursuant to subsection (3) of this section
15 shall be on half pay and the Council shall before the expiration of a period of
16 three months from the date of such suspension consider the case against that
17 person and come to a decision as to whether to-

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

20 (b) reinstate such person in which case the Council shall restore his
21 full emoluments with effect from the date of suspension;

22 (c) terminate the appointment of the person concerned in which case
23 such a person will not be entitled to the proportion of his emoluments withheld
24 during the period of suspension; or

25 (d) take such lesser disciplinary action against such person (including
26 the restoration of such proportion of his emoluments that might have been
27 withheld) as the Council may determine.

28 (6) Where the Council, pursuant to this section, decides to continue a
29 person's suspension or decides to take further disciplinary action against the
30 person, the Council shall, before the expiration of three months from such

1 decision come to a final determination in respect of the case concerning such
2 a person.

3 (7) It shall be the duty of the person by whom an instrument of
4 removal is signed in pursuance of subsection (1) above to use his best
5 endeavors to cause a copy of the instrument to be served as soon as
6 reasonably practicable on the person to whom it relates.

7 (8) Nothing in the foregoing provisions of this section shall prevent
8 the Council from making regulations for the discipline of staff and workers
9 of the University as may be appropriate.

10 18.-(1) If, on the recommendation of the Vice-Chancellor, it
11 appears to the Senate that a person appointed as an examiner for any
12 examination of the University ought to be removed from his office or
13 appointment, then, the Senate may, after affording the examiner an
14 opportunity of making representations in person on the matter, direct the
15 Vice-Chancellor to remove the examiner by an instrument in writing signed
16 by the Registrar.

Removal of
Examiners

17 (2) Subject to the provisions of any regulation made pursuant to
18 section 8 (4) of this Act, the Vice-Chancellor may, on the recommendation
19 of Senate, appoint an appropriate person as examiner in the place of the
20 examiner removed.

21 (3) It shall be the duty of the Registrar on signing an instrument of
22 removal pursuant to this section, to use his best endeavours to cause a copy
23 of the instrument to be served as soon as reasonably practicable on the
24 person to whom it relates.

25 19.-(1) Subject to the provisions of this section, where it appears to
26 the Vice-Chancellor that any student is guilty of misconduct, the Vice-
27 Chancellor may, without prejudice to any other disciplinary powers
28 conferred on him by Statute or regulations, direct that the-

Discipline of
Students

29 (a) student shall not, during such period as may be specified in the
30 direction, participate in such activities of the University or make use of such

1 facilities of the University as may be so specified;

2 (b) activities of the student shall, during such period as may be
3 specified in the direction, be restricted in such manner as may be so specified;

4 (c) student be rusticated for such period as may be specified in the
5 direction.

6 (2) Where a direction is given under subsection (1) paragraphs (c) or
7 (d) of this section in respect of any student, the student may, within the
8 prescribed period and in the prescribed manner, appeal against the direction to
9 the Senate.

10 (3) Where an appeal is brought pursuant to subsection (2) of this
11 section, the Senate shall, after causing such inquiry to be made in the matter as
12 the Senate considers just, either confirm or set aside the direction or modify it
13 in such manner as the Senate thinks fit.

14 (4) The fact that an appeal from a direction is brought pursuant to
15 subsection (2) of this section shall not affect the operation of the direction while
16 the appeal is pending.

17 (5) The Vice-Chancellor may delegate his powers under this section
18 to a disciplinary board consisting of such members of the University as he may
19 nominate.

20 (6) Nothing in this section shall be construed as preventing the
21 restriction or termination of a student's activities at the University for conduct
22 which in the opinion of Senate is prejudicial to the interest of the University or
23 to its corporate objective or image.

24 (7) A direction under subsection (1) (a) of this section may be
25 combined with a direction under subsection (1) (b) of this section.

26 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

27 **20.-(1)** No person shall be required to satisfy requirements as to any of
28 the following matters, that is to say, race (including ethnic grouping) sex, place
29 of birth, family origin, religious or political persuasion, as a condition for
30 becoming or continuing to be a-

Exclusion or
discrimination
on account of
race, religion,
etc.

- 1 (a) student in the University;
- 2 (b) Holder of any degree, appointment or employment in the
- 3 University; or
- 4 (c) member of anybody established by virtue of this Act.

5 (2) No person shall be subjected to any disadvantage or accorded

6 any advantage in relation to the University by reference to any of the matters

7 referred to in subsection (1) of this section.

8 (3) Nothing in subsection (1) of this section shall be construed as

9 preventing the University from imposing any disability or restriction on any

10 of the persons specified in subsection (1) of this section where such persons

11 wilfully refuse or fail on grounds of religious belief to undertake any duty

12 generally and uniformly imposed on all such persons or any group of them

13 which duty, having regard to its nature and the special circumstances, is in

14 the opinion of the University reasonably justifiable in the national interest.

15 21.-(1) For the purpose of the Land Use Act (which provides for the

16 compulsory acquisition of land for public purposes) any purpose of the

17 University shall be the same as that of the Federation.

Transfer of land
to the University

18 (2) Where an estate or interest in land is acquired by the

19 Government pursuant to this section, the Government may, by a certificate

20 under the hand and seal of the Sports University of Nigeria Abuja or any

21 other person authorized in that behalf transfer it to the University.

22 22. Without prejudice to the provisions of the Land Use Act, the

23 University shall not dispose of or charge any land or an interest in any land

24 (including any land transferred to the University by this Act) except with the

25 prior written consent, either general or special, of the Visitor:

Restriction on
disposal of land
by University

26 PROVIDED that such consent shall not be required in the case of

27 any lease or tenancy at a rack-rent for a term not exceeding twenty-one years

28 of any lease or tenancy to a member of the University for residential

29 purpose.

1 (b) regulation by a subsequent Statute or Regulation as the case may
2 be;

3 PROVIDED that the Statutes and Regulations may have different
4 provisions in relation to different circumstances.

5 (8) No stamp or other duty shall be payable in respect of any transfer
6 of property to the University by virtue of sections 10, 21 and the Second
7 Schedule to this Act.

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

Interpretation

10 26.-(1) In this Act-

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

13 "campus" means any campus which may be established by the University;

14 "college" means any college which may be established by the University;

15 "graduate" means a person on whom a degree (other than an honorary degree)
16 has been conferred by the University;

17 "gross misconduct" means any act of misconduct and improper behavior that
18 may be designated as gross misconduct by any Statute or Regulation made,
19 pursuant to this Act;

20 "Minister" means the Minister charged with responsibility for education;

21 "misconduct" means any conduct which is prejudicial to the good name of the
22 University and or discipline and the proper administration of the business of
23 the University;

24 "notice" means notice in writing;

25 "officer" does not include the Visitor;

26 "prescribed" means prescribed by Statute or Regulation made under this Act;

27 "professor" means a person designated as a professor of the University in
28 accordance with provisions made in that behalf by Statute or by Regulations;

29 "property" includes rights, liabilities and obligations;

30 "the provisional Council" means the provisional Council appointed for the

1 University by the President with effect from September 2016;
2 “regulations” means regulations made by the Senate or Council;
3 “Senate” means the Senate of the University established by the Act;
4 “Statute” means a Statute made by the University under section 11 of this
5 Act and in accordance with the provisions of section 12 of this Act;
6 “the Statutes” means all such Statutes as are in force from time to time;
7 “teacher” means a person holding a full time appointment as a member of
8 the teaching or research staff of the University;
9 “President” means the President of the Federal Republic of Nigeria;
10 “Constitution” means the Constitution of the Federal Republic of Nigeria;
11 “undergraduate” means a person in *statu pupilarum* in the University, other
12 than-
13 (a) a graduate; and
14 (b) a person of such description as may be prescribed for the
15 purposes of this definition.
16 “the University” the Sports university of Nigeria Abuja incorporated and
17 constituted by this Act; and
18 “the Act” means the Sports university of Nigeria Act.

19 (2) Where in any provision of this Act, it is laid down that proposals
20 are to be submitted or a recommendation is to be made by one authority to
21 another through one or more intermediate authorities, it shall be the duty of
22 every such intermediate authority to forward any proposals or
23 recommendations received by it pursuant to that provision to the appropriate
24 authority; but any such intermediate authority may, if it thinks fit, forward
25 therewith its own comments thereon.

26 27. This Act may be cited as the Sports University of Nigeria
27 Abuja, (Establishment, etc.) Bill, 2017.

Short Title

1 SCHEDULES

2 FIRST SCHEDULE

3 *Section 3 (2)*

4 PRINCIPAL OFFICERS OF THE UNIVERSITY

5 *The Chancellor*

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

8 *The Pro-Chancellor*

9 2.-(1) The Pro-Chancellor shall be appointed or removed from office
10 by the President.

11 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold
12 office for a period of four years from the date of his appointment.

13 *The Vice-Chancellor*

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

17 *Deputy Vice-Chancellor*

18 4.-(1) There shall be for the University, two Deputy Vice-Chancellors
19 or such number of Deputy Vice-Chancellors as the Council may, from time to
20 time, deem necessary for the proper administration of the University.

21 (2) The procedure for the appointment and removal of the Deputy
22 Vice-Chancellor shall be in accordance with the provisions of the Universities
23 {Miscellaneous Provisions} Act 1993 as amended.

24 (3) A Deputy Vice-Chancellor shall-

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

26 (b) act in 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 *Office of the Registrar, Bursar and University Librarian*

2 5.-(1) There shall be for the University, a Registrar, who shall be
3 the Chief Administrative Officer of the University and shall be responsible
4 to the Vice-Chancellor for the day-to-day administration of the University
5 except as regards matters for which the Bursar is responsible in accordance
6 with paragraph 6(2) below.

7 (2) The person holding the office of Registrar shall by virtue of that
8 office be Secretary to the Council, the Senate, Congregation and
9 Convocation.

10 (3) The Registrar shall hold office for such period and on such
11 terms and conditions as to emoluments as may be specified in his letter of
12 appointment.

13 6.-(1) There shall be for the University, the following Principal
14 Officers in addition to the Registrar, that is-

15 (a) the Bursar; and

16 (b) the University Librarian.

17 (2) The Bursar shall be the Chief Financial Officer of the
18 University and shall be responsible to the Vice-Chancellor for the day-to-
19 day administration and control of the financial affairs of the University.

20 (3) The University Librarian shall be responsible to the Vice-
21 Chancellor for the administration of the University Library and the co-
22 ordination of all library services in the University and its campuses,
23 colleges, faculties, schools, departments and institutes and other teaching or
24 research units.

25 (4) The Bursar and the University Librarian-

26 (a) shall each hold office for such period and on such terms and
27 conditions as to emoluments as may be specified in his letter of
28 appointment.

29 *Other Officers of the University.*

30 7. There shall be for the University, a Director of Works, who shall

1 be responsible to the Vice Chancellor for the administration of the Works
2 Department. He shall be responsible for all works, services and maintenance of
3 University facilities.

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

8 *Resignation and re-appointment.*

9 9.-(1) Any officer mentioned in the foregoing provisions of this
10 schedule may resign his office in-

11 (a) the case of the Chancellor or Pro-Chancellor, by notice to the
12 Visitor;

13 (b) the case of the Vice-Chancellor by notice to the Council which
14 shall immediately notify the Minister; and

15 (2) A person who has ceased to hold an office so mentioned otherwise
16 than by removal for misconduct shall be eligible for re-appointment to that
17 office.

18 SECOND SCHEDULE

19 *Section 10 (2)*

20 TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

21 *Transfer of Property to the University*

22 1. Without prejudice to the generality of Section 10 (1) of this Act-

23 (a) the reference in the subsection to property held by the provisional
24 Council and the University shall include a reference to the right to receive and
25 give a good discharge for any grants or contributions which may have been
26 voted or promised to the provisional Council and the University; and

27 (b) all outstanding debts and liabilities of the provisional Council
28 shall become debts and liabilities of the University established by this Act.

29 2.-(1) All agreements, contracts, deeds and other instruments to
30 which the provisional Council was a party shall, so far as possible and subject

1 to any necessary modifications, have effect as if the University established
2 by this Act had been a party to it in place of the provisional Council.

3 (2) Documents not falling within sub-paragraph (1) above,
4 including enactments, which refer whether specially or generally to the
5 provisional Council shall be construed in accordance with that
6 subparagraph so far as applicable.

7 (3) Any legal proceedings or application to any authority pending
8 by or against the provisional Council may be continued by or against the
9 University established by this Act.

10 *Registration of Transfers*

11 3.-(1) If the law in force at the place where any property transferred
12 by this Act is situated provides for the registration of transfers of property of
13 the kind in question (whether by reference to an instrument of transfer or
14 otherwise), the law shall, so far as it provides for alterations of a register (but
15 not for avoidance of transfers, the payment of fees of any other matter)
16 apply, with the necessary modifications to the transfer of the property in
17 question.

18 (2) It shall be the duty of the body to which any property is
19 transferred by this Act to furnish the necessary particulars of the transfer to
20 the proper officer of the registration authority, and of that officer to register
21 the transfer accordingly.

22 4.-(1) The first meeting of the Council shall be convened by the
23 Pro-Chancellor on such date and in such manner as he may determine.

24 (2) The persons who were members of the provisional Council
25 shall be deemed to constitute the Council until the date when the Council set
26 up under the Third Schedule to this Act must have been duly constituted.

27 (3) The first meetings of the Senate as constituted by this Act shall
28 be convened by the Vice-Chancellor on such date and in such manner as he
29 may determine.

30 (4) The persons who were members of the Senate immediately

1 before the coming into force of this Act shall be deemed to constitute the Senate
2 of the University until the date when the Senate as set up under the Third
3 Schedule of this Act must have been duly constituted.

4 (5) Subject to any regulations which may be made by the Senate after
5 the date on which this Act is made, the faculties, faculty boards and students of
6 the University immediately before the coming into force of this Act shall on
7 that day become faculties, faculty boards and students of the University as
8 established by this Act.

9 (6) Persons who were deans or associate deans of faculties or
10 members of faculty boards shall continue to be deans or associate deans or
11 become members of the corresponding faculty boards, until new appointment
12 are made in pursuance of the Statutes under this Act.

13 5. Any person who was a member of the staff of the University as
14 established or was otherwise employed by the provisional Council shall be
15 employed at the University on such designation, status and functions which
16 correspond as nearly as possible to those which pertained to him as a member
17 of that staff or as such an employee.

18 6. Questions as to the scope of the responsibilities of the aforesaid
19 officers shall be determined by the Vice-Chancellor.

20 THIRD SCHEDULE

21 Section 11 (3)

22 SPORTS UNIVERSITY OF NIGERIA ABUJA UNIVERSITY STATUTE NO. 1

23 Articles:

- 24 1. The Council.
- 25 2. Finance and General Purpose Committee
- 26 3. The Senate.
- 27 4. The Congregation.
- 28 5. Convocation.
- 29 6. Organization of Faculties and the Branches thereof.
- 30 7. Faculty Board.

1 from the date of its inauguration, provided that where a Council is found to be
2 incompetent and corrupt, it shall be dissolved by the visitor and a new Council
3 shall be immediately constituted for the effective functioning of the University.

4 (9) The powers of the Council shall be exercised in accordance with
5 the laws and Statutes of the University, and to that extent, establishment
6 circulars that are inconsistent with the laws and Statutes of the University shall
7 not apply to the University.

8 *The Finance and General Purpose Committee*

9 2.-(1) The Finance and General Purpose Committee of the Council
10 shall consist of-

11 (a) the Pro-Chancellor, who shall be the Chairman of the committee at
12 any meeting at which he is present;

13 (b) the Vice-Chancellor and a Deputy Vice-Chancellor;

14 (c) six other members of the Council appointed by the Council two of
15 whom shall be selected from among the four members of the Council
16 appointed by the Senate and one of whom shall be selected from among
17 members of the Council appointed by the congregation; and

18 (d) the Permanent Secretary, Federal Ministry of Education or, in his
19 absence, such member of his Ministry as he may designate to represent him.

20 (2) The quorum of the Committee shall be six.

21 (3) Subject to any directions given by the Council, the committee may
22 regulate its own procedure.

23 *The Senate*

24 3.-(1) There shall be a Senate for the University consisting of:

25 (a) the Vice-Chancellor;

26 (b) the Deputy Vice-Chancellor;

27 (c) all Professors of the University;

28 (d) all Deans, Provosts and Directors of Academic units of the
29 University;

30 (e) all Heads of Academic Departments, Units and Research Institutes

1 of the University;

2 (f) the University Librarian; and

3 (g) academic members of the congregation who are not Professors
4 as specified in the Laws of the University.

5 (2) The Vice-Chancellor shall be the chairman at all meetings of the
6 Senate when he is present and in his absence, one of the Deputy Vice-
7 Chancellors appointed by him shall be the chairman at the meeting.

8 (3) The quorum of the Senate shall be one-quarter (or the nearest
9 whole number less than one quarter), and subject to paragraph (2) above the
10 Senate may regulate its own procedure.

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

15 *Congregation*

16 4.-(1) Congregation shall consist of-

17 (a) the Vice-Chancellor and the Deputy Vice-Chancellor;

18 (b) the full time members of the academic staff;

19 (c) the Registrar;

20 (d) the Bursar; and

21 (e) every member of the administrative and technical staff who
22 holds a degree of any University recognized for the purpose of this Statute
23 by the Vice-Chancellor, not being an honorary degree.

24 (2) Subject to section 5 of this Act, the Vice-Chancellor shall be the
25 Chairman at all meetings of congregation when he is present, and in his
26 absence one of the Deputy Vice Chancellors appointed by him shall be the
27 chairman at the meeting.

28 (3) The quorum of congregation shall be one-third (or the nearest
29 whole number to one-third) of the total number of members of congregation
30 or fifty, whichever is less.

- 1 (4) A certificate signed by the Vice-Chancellor specifying-
- 2 (a) the total number of members of Congregation for the purposes of
- 3 any particular meeting or meetings of Congregation; or
- 4 (b) the names of the persons who are members of Congregation
- 5 during a particular period;
- 6 shall be conclusive evidence of that number or as the case may be of the names
- 7 of those persons.
- 8 (5) Subject to the provisions of this schedule, congregation may
- 9 regulate its own procedure.
- 10 (6) Congregation shall be entitled to express by resolution or
- 11 otherwise its opinion on all matters affecting the interest and welfare of the
- 12 University and shall have such other functions in addition to the function of
- 13 electing a member of the Council, as may be provided by Statute or
- 14 Regulations.

15 *Convocation*

- 16 5.-(1) Convocation shall consist of-
- 17 (a) the Officers of the University mentioned in Schedule 1 to this Act;
- 18 (b) all teachers within the meaning of this Act; and
- 19 (c) all other persons whose names are registered in accordance with
- 20 paragraph (2) below.
- 21 (2) A person shall be entitled to have his name registered as a member
- 22 of convocation if he-
- 23 (a) is either a graduate of the University or a person satisfying such
- 24 requirements as may be prescribed for the purposes of this paragraph; and
- 25 (b) applies for the registration of his name in the prescribed manner
- 26 and pays the prescribed fee.
- 27 (3) Regulations shall provide for the establishment and maintenance
- 28 of a register for the purpose of this paragraph and, subject to paragraph (3)
- 29 below, may provide for the payment from time to time of further fees by
- 30 persons whose names are on the register and for the removal from the register

1 of the name of any person who fails to pay those fees.

2 (4) The person responsible for maintaining the register shall,
3 without the payment of any fees, ensure that the names of all persons who
4 are for the time being members of convocation by virtue of paragraph (1)(a)
5 or (b) of this paragraph are entered and retained on the register.

6 (5) A person who reasonably claims that he is entitled to have his
7 name on the register shall be entitled on demand to inspect the register, or a
8 copy of the register at the principal offices of the University at all reasonable
9 times.

10 (6) The register shall, unless the contrary is proved, be sufficient
11 evidence that any person named therein is, and that any person not named
12 therein is not, a member of convocation; but for the purpose of ascertaining
13 whether a particular person was such a member on a particular date, any
14 entries in and deletions from the register made on or after that date shall be
15 disregarded.

16 (7) The quorum of convocation shall be fifty or one-third (or the
17 whole number nearest to one-third) of the total number of members of
18 convocation whichever is less.

19 (8) Subject to section 5 of this Act, the Chancellor shall be
20 chairman at all meetings of convocation when he is present, and in his
21 absence the Vice Chancellor shall be the chairman at the meeting.

22 (9) Convocation shall have such functions, in addition to the
23 function of appointing a member of the Council, as may be provided by
24 statute.

25 *Organisation of Faculties and Branches thereof*

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

28 7.-(1) There shall Be established in respect of each Faculty, a
29 Faculty Board, which, subject to the provisions of this Act, and subject to the
30 directions of the Vice-Chancellor, shall-

1 (a) regulate the teaching and study of, and the conduct of
2 examinations connected with the subjects assigned to the faculty;

3 (b) deal with other matters assigned to it by Statute, by the Vice-
4 Chancellor or by the Senate; and

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

7 (2) Each Faculty Board shall consist of-

8 (a) the Vice-Chancellor;

9 (b) the persons severally in charge of the branches of the faculty;

10 (c) such number of the teachers assigned to the faculty and having the
11 prescribed qualifications as the Board may determine; and

12 (d) such persons whether or not members of the University as the
13 Board may determine with the general or special approval of Senate.

14 (3) The quorum of the Board shall be eight members or one-quarter of
15 the members of the Board for the time being whichever is greater.

16 (4) Subject to the provisions of this statute and to any provision made
17 by regulations in that behalf, the Board may regulate its own procedure.

18 *The Dean of the Faculty*

19 8.-(1) The Dean of a faculty shall be a professor elected by the Faculty
20 Board and such Dean shall hold office for a term of two years. He will be
21 eligible for re-election for another term of two years after which he may not be
22 elected again until two years have elapsed.

23 (2) If there is no professor in a faculty, the Vice-Chancellor shall
24 appoint an Acting Dean who shall not be below the rank of Senior Lecturer for
25 the faculty, who will act for a period of one year in the first instance, renewable
26 for another one year only.

27 (3) In the absence of the Vice-Chancellor, the Dean shall be the
28 chairman at all meetings of the Faculty Board when he is present and he shall be
29 a member of all committees and other boards appointed by the faculty.

30 (4) The Dean of a faculty shall exercise general superintendence over

1 the academic and administrative affairs of the faculty and it shall be the
2 function of the Dean to present to the convocation for the conferment of
3 Degrees, persons who have qualified for the Degrees of the University at
4 examinations held in the branches of learning for which responsibility is
5 allocated to that faculty.

6 (5) There shall be a committee to be known as the Committee of
7 Deans which shall consist of all the Deans of the several faculties and that
8 committee shall advise the Vice-Chancellor on all academic matters and on
9 particular matters referred to the Committee by the Senate.

10 (6) The Dean of a faculty may be removed from office for a good
11 cause by the Faculty Board after a vote would have been taken at a meeting
12 of the Board, and in the event of a vacancy occurring following the removal
13 of the Dean, an Acting Dean may be appointed by the Vice-Chancellor
14 provided that at the next faculty board meeting an election shall be held for a
15 new Dean.

16 (7) In this article, "good cause" has the same meaning as in section
17 (4) of this Act.

18 *Selection of Certain Principal and other key Officers*

19 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
20 the University Librarian, Director of Works or Director of Health Services, a
21 Selection Board shall be constituted by the Council and shall consist of-

22 (i) the Pro-Chancellor;

23 (ii) the Vice-chancellor;

24 (iii) two members appointed by the Council, not being members of
25 Senate; and

26 (iv) two members appointed by the Senate not being members of
27 Council.

28 (2) The Selection Board, after making such inquiries as it thinks fit,
29 shall recommend a candidate to the Council for appointment to the vacant
30 office, and after considering the recommendation of the Board the Council

1 may make an appointment to that office.

2 (3) A person appointed to the office of Director of Works or Director
3 of Health Services shall hold office for such period and on such terms and
4 conditions as may be specified in his letter of appointment.

5 *Creation of Academic Post*

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

9 *Appointment of Academic Staff*

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

13 *Appointment of Administrative and Technical Staff*

14 12.-(1) The administrative and technical staff of the University, other
15 than those mentioned in paragraph 9 of this schedule shall be appointed by the
16 Council or on its behalf by the Vice-Chancellor or the Registrar in accordance
17 with any delegation of powers made by the Council in that behalf.

18 (2) In the case of administrative or technical staff that has close and
19 important contacts with the academic staff, there shall be Senate participation
20 in the process of selection.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Sports to make comprehensive provisions for its due management and administration.