

FEDERAL POLYTECHNIC ABA, ABIA (ESTABLISHMENT, ETC) BILL, 2018

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Establishment of the Federal Polytechnic Aba, Abia State

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A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL POLYTECHNIC ABA, ABIA TO PROVIDE FULL-TIME COURSES IN TECHNOLOGY, APPLIED SCIENCE MANAGEMENT AND OTHER FIELDS OF STUDIES AND TO MAKE PROVISIONS FOR THE GENERAL ADMINISTRATION OF SUCH POLYTECHNICS

Sponsor: Senator Theodore A. Orji

Co-Sponsors:

Senator Enyinnaya H. Abaribe

Senator Mao A. Ohuabunwa

[] Commencement

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

1 *Establishment of Federal Polytechnic Aba, Abia State*

2 1. There is hereby Abia State Polytechnic upgraded and
3 established as the Federal Polytechnic Aba, Abia State specified in the First
4 Schedule to this Act (in this Act severally referred to as "the polytechnic")
5 which shall have such powers and exercise such functions as are specified in
6 this Act.

Establishment of
Federal Polytechnic
Aba, Abia State

7 2.-(1) The functions of the polytechnic shall be:

Functions

8 (a) to provide full-time or part-time courses of instruction and
9 training:

10 (i) in technology, applied science, commerce and management;
11 and

12 (ii) in such other fields of applied learning relevant to the needs of
13 the development of Nigeria in the area of industrial and agricultural
14 production and distribution and for research in the development and
15 adaptation of techniques as the Council may from time to time determine;

16 (b) to arrange conferences, seminars and study groups relative to

1 the fields of learning specified in paragraph (a) of this subsection (1);

2 (c) to perform such other functions as in the opinion of the Council
3 may serve to promote the objectives of the polytechnic.

4 (2) Nothing in this section shall preclude the government of a State or
5 any of its agencies from setting up a polytechnic similar to any polytechnic
6 established under this Act.

Establishment
and Constitution
of each Council,
etc.

7 3.-(1) There shall be established for the polytechnic a Council
8 (hereafter in this Act referred to as "the Council") which shall be a body
9 corporate with perpetual succession and a common seal and may sue and be
10 sued in its corporate name.

11 (2) The Council shall consist of a Chairman and the following other
12 members, that is:

13 (a) one person to represent the universities;

14 (b) one person to represent the Manufacturers' Association of Nigeria;

15 (c) one person to represent professional bodies whose disciplines are
16 taught at the polytechnic;

17 (d) one person selected from a Federal or State public utility statutory
18 corporation;

19 (e) one person of standing in the community where the polytechnic is
20 situate;

21 (f) the Rector of the polytechnic;

22 (g) one representative of the Minister charged with responsibility for
23 matters relating to polytechnics;

24 (h) one representative of the Permanent Secretary of the Ministry
25 charged with responsibility for matters relating to industries;

26 (i) one representative of the academic board of the polytechnic;

27 (j) one representative of the State Commissioner of Education; and

28 (k) five other persons, at least one of whom shall be a woman, to be
29 selected each on his personal merit based on his contribution to either the
30 development of industry, technology or commerce or special interest in

1 technical education.

2 (3) The Chairman and members of the Council other than ex-
3 officio members shall be appointed by the President.

4 (4) The provisions set out in the Second Schedule to this Act shall
5 apply in relation to the constitution of the Council and the other matters
6 therein specified.

7 4.-(1) The Minister of Education shall be the Visitor to each Visitation
8 Polytechnic.

9 (2) The Visitor shall, not less than once in every five years, conduct
10 a visitation of the college or appoint a Visitation Panel, consisting of not less
11 than five experts. To conduct the visitation:

12 (a) for the purpose of evaluating the academic and administrative
13 performance of the polytechnic;

14 (b) for such other purpose or in respect of any other affairs of the
15 polytechnic as the Visitor may deem fit.

16 5.-(1) There shall be a Registrar to each polytechnic who shall be Registrar of
each Polytechnic
17 responsible to the Rector for the day- to-day administration of the
18 polytechnic and shall perform such other duties as the Councilor, as the case
19 may be, the Rector may from time to time require him to do.

20 (2) The Registrar shall be the secretary to the Council, the
21 Academic Board and any committee of the Council and shall attend all the
22 meetings of those bodies unless excused for good reason by the chairman of
23 the Council.

24 (3) In the absence of the Registrar, the Chairman of the Council
25 may, after consultation with the Rector, appoint a suitable person to act as
26 secretary for any particular meeting of the Council.

27 (4) The secretary to the Council or a person appointed to act under
28 subsection (3) of this section, shall not vote on any question before the
29 Councilor count towards a quorum unless he is so entitled as a member of
30 the Council.

Tenure of office
of the Registrar

1 6.-(1) A Registrar:

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

5 (b) may be re-appointed for one further period of five years and no
6 more.

7 (2) Where on the commencement of this section, a Registrar has held
8 office:

9 (a) for five years or less, he shall be deemed to be serving his first term
10 of office and may be re-appointed for a further term of five years;

11 (b) for more than five years but less than ten years, he shall complete
12 the maximum period of ten years and thereafter relinquish his post and be
13 assigned other duties in the polytechnic;

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

General functions
of each Council

17 7.-(1) Subject to provision of this Act, each Council shall be the
18 governing body of the polytechnic concerned and shall have the general
19 management of the affairs of the polytechnic, and in particular, the control of
20 the property and finances of the polytechnic; and shall also have power to do
21 anything which in its opinion is calculated to facilitate the carrying out of the
22 activities of the polytechnic and promote its best interests.

23 (2) The Council may acquire and hold such movable or immovable
24 property as may be necessary or expedient for carrying into effect the
25 provisions of this Act, and for the same purpose may sell, lease, mortgage or
26 otherwise alienate or dispose of any property so acquired.

27 (3) The Council may enter into such contracts as may be necessary or
28 expedient for carrying into effect the provisions of this Act.

29 (4) The Minister may give to the Council directions of a general
30 character or relating generally to particular matters (but not any individual

1 person or case) with regard to the exercise by the Council of its functions and
2 it shall be the duty of the Council to comply with the directions.

3 *Staff*

4 8.-(1) There shall be a Rector of the polytechnic (“the Rector”) who The Rector
5 shall be appointed by the President in accordance with the provisions of this
6 section.

7 (2) Where a vacancy occurs in the post of Rector, the Council shall:

8 (a) advertise the vacancy in a reputable journal or widely read
9 newspaper in Nigeria, specifying:

10 (i) the qualities of the person who may apply for the post; and

11 (ii) the terms and conditions of service applicable to the post, and
12 thereafter, draw up a short list of suitable candidates for consideration;

13 (b) constitute a Search Team consisting of:

14 (i) a member of the Council, not being a member of the Academic
15 Board, as Chairman; (ii) two members of the Academic Board, not below the
16 rank of Chief Lecturer;

17 (iii) two members of the Academic Community of the college not
18 below the rank of Chief Lecturer, to be selected by Council, to identify and
19 draw up a short list of persons who are not likely to apply on their own
20 volition because they feel that it is not proper to do so.

21 (3) A Joint Council and Academic Board Selection Board
22 consisting of:

23 (a) the Chairman of the Council;

24 (b) two members of the Council not being members of the
25 Academic Board;

26 (c) two members of the Academic Board not below the rank of
27 Chief Lecturer, who were not members of the Search Team, shall consider
28 the candidates on the short list drawn up under subsection (2) of this section
29 through an examination of their curriculum vitae and interaction with them
30 and recommend, through the Council, to the President, three candidates for

1 his consideration.

2 (4) The President shall appoint, as Rector, one of the candidates
3 recommended to him under the provisions of subsection (3) of this section.

4 (5) Subject to this Act and the general control of the Council, the
5 Rector shall be the Chief Executive of the polytechnic and shall be charged
6 with responsibility for matters relating to the day-to-day management
7 operations of the polytechnic.

8 (6) The Rector:

9 (a) shall hold office for a period of four years beginning with the
10 effective date of his appointment and on such terms and conditions as may be
11 specified in his letter of appointment; may be re-appointed for a further period
12 of four years and no more.

Deputy Rector

13 9. There shall be for each polytechnic a Deputy Rector.

14 The Council shall appoint the Deputy Rector from among the chief lecturers in
15 the polytechnic in one of the following ways:

16 (a) from a list of three candidates, in order of preference, submitted by
17 the Rector;

18 (b) on the recommendation of a Selection Board constituted under
19 this section for that purpose; or

20 (c) on the nomination of the Rector.

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

23 (a) consist of:

24 (i) the Chairman of the Council;

25 (ii) the Rector;

26 (iii) two members of the Council not being members of the Academic
27 Board;

28 (iv) two members of the Academic Board; and

29 (b) make such inquiries as it deems fit before making the
30 commendation required under that subsection.

- 1 (4) The Deputy Rector:
2 (a) shall assist the Rector in the performance of his functions;
3 (b) act in the place of the Rector when the post of Rector is vacant
4 or if the Rector is for any reason absent or unable to perform his functions as
5 Rector; and
6 (c) perform such other functions as the Rector may, from time to
7 time, assign to him.

- 8 (5) The Deputy Rector:
9 (a) shall hold office for a period of two years beginning from the
10 effective date of his appointment and on such terms and conditions as may
11 be specified in his letter of appointment; and
12 (b) may be re-appointed for one further period of two years and no
13 more.

14 10.-(1) There shall be for each polytechnic the following other
15 principal officers in addition to the Registrar, that is:

Other principal
officers of each
Polytechnic

- 16 (a) the Bursar; and
17 (b) the polytechnic Librarian, who shall be appointed by the
18 Council on the recommendation of the Selection Board constituted under
19 section 9 (b) of this Act.

20 (2) The Bursar shall be the Chief Financial Officer of the
21 polytechnic and be responsible to the Rector for the day to day
22 administration and control of the financial affairs of the polytechnic.

23 (3) The polytechnic Librarian shall be responsible to the Rector for
24 the administration of the polytechnic library and the co-ordination of the
25 library services in the teaching units of the polytechnic.

- 26 (4) The Bursar or Librarian:
27 (a) shall hold office for a period of five years in the first instance
28 and on such terms and conditions as may be specified in his letter of
29 appointment;
30 (b) may be re-appointed for a further period of five years and no

1 more.

2 (5) Where on the commencement of this section, a Bursar or Librarian
3 has held office:

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

6 (b) for more than five years but less than ten years, he shall complete
7 the maximum period of ten years and thereafter relinquish his post and be
8 assigned other duties in the polytechnic;

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

Resignation of
appointment of
principal officers

12 **11. A principal officer may resign his appointment:**

13 (a) in the case of the Rector, by notice to the Visitor;

14 (b) in any other case,

15 by notice to the Council.

Selection Board
for other principal
officers

16 **12.-(1) There shall be, for each college, a Selection Board which shall**
17 **consist of:**

18 (a) the chairman of the Council;

19 (b) the Rector;

20 (c) four members of the Council not being members of the Academic
21 Board;

22 (d) two members of the Academic Board.

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

Other employees
of the Polytechnic

26 **13.-(1) The Council may appoint such other persons to be employees**
27 **of the polytechnic as the Council may determine to assist the Rector and the**
28 **principal officers of the polytechnic in the performance of their functions under**
29 **this Act.**

30 (2) The power to appoint all other employees of the polytechnic shall

1 be exercised:

2 (a) in the case of senior employees, by the Council on the
3 recommendation of the Appointment and Promotions Committee set up
4 under the provisions of paragraph 3 (2) (a) of the Second Schedule to this
5 Act;

6 (b) in the case of junior employees, by the Rector on the
7 recommendation of the Junior Staff Appointments and Promotions
8 Committee constituted under paragraph 3 (2) (b) of the Second schedule to
9 this Act.

10 (3) Subject to the provisions of this Act, the remuneration, tenure of
11 office and conditions of service of the employees of the Council shall be
12 determined by the Council in consultation with the Federal Civil Service
13 Commission.

14 14.-(1) The Federal Civil Service Commission may by order
15 published in the Federal Gazette declare the office of the Rector or any other
16 person employed by the Council to be a pensionable office for the purposes
17 of the Pensions Act.

Application of
the Pension Act

18 (2) Nothing in the provisions of subsection (i) of this section shall
19 prevent the appointment of any person to any office on terms which preclude
20 the grant of a pension or gratuity in respect of service in that office.

21 *Establishment of the Academic Board*

22 15.-(1) There shall be established for each polytechnic a board to
23 be known as the Academic Board which shall consist of the following
24 members:

The Academic
Board

- 25 (a) the Rector of the polytechnic, as the Chairman;
- 26 (b) the Deputy-Rector of the polytechnic;
- 27 (c) all Heads of Departments;
- 28 (d) the polytechnic Librarian; and
- 29 (e) not more than two members of the academic staff, other than
30 heads of departments, who may be appointed by the Academic Board.

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

2 (a) the direction and management of academic matters of the
3 polytechnic including the regulation of admission of students, the award of
4 certificates and diplomas, scholarships, prizes and other academic distinctions;

5 (b) the making to the Council of such periodic reports on such
6 academic matter as the Academic Board may think fit or as the Council may
7 from time to time direct; and

8 (c) the discharge of any other functions which the Council may
9 delegate to it.

10 *Tenure of Office*

Removal from
office of members
of the Council
and the Rector

11 16.-(1) If it appears to the Council that a member of the Council (other
12 than an ex-officio member) or the Rector should be removed from office on the
13 ground of misconduct or inability to perform the functions of his office, the
14 Council shall make a recommendation to that effect to the President, and if the
15 President, after making such inquiries as he considers necessary, approves the
16 recommendation, the President, shall, in writing, declare the office of such
17 member vacant.

18 (2) The President may remove any member of the Council if he is
19 satisfied that it is not in the public interest or in the interest of the polytechnic
20 that such member should continue as a member of the Council.

Removal and
discipline of
academic,
administrative
and technical
staff

21 17. If it appears to the Council that there are reasons for believing that
22 any person employed as a member of the academic, administrative or technical
23 staff of the polytechnic, other than the Rector, should be removed from office
24 on the ground of misconduct or inability to perform the functions of his office,
25 the Council shall:

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

27 (b) afford him an opportunity of making representations in person on
28 the matter to the Council; and

29 (c) if he or any three members of the Council so request within the
30 period of one month beginning with the date of the notice, make arrangements:

1 (i) if he is an academic staff, for a joint committee of the Council
2 and the Academic Board to investigate the matter and to report on it to the
3 Council;

4 (ii) for a committee of the Council to investigate the matter, where
5 it relates to any other member of the staff of the polytechnic and to report on
6 it to the Council; and

7 (iii) for the person in question to be afforded an opportunity of
8 appearing before and being heard by the investigating committee with
9 respect to the matter, and if the Council, after considering the report of the
10 investigating committee, is satisfied that the person in question should be
11 removed as aforesaid, the Council may so remove him by an instrument in
12 writing signed on the directions of the Council.

13 (2) The Rector may, in a case of misconduct by a member of the
14 staff which in the opinion of the Rector is prejudicial to the interests of the
15 polytechnic, suspend such member and any such suspension shall forthwith
16 be reported to the Council.

17 (3) For good cause, any member of staff may be suspended from
18 office or his appointment may be terminated by the Council, and for the
19 purpose of this subsection, "good cause" means:

20 (a) any physical or mental incapacity which the Council, after
21 obtaining medical advice, considers to be such as to render the person
22 concerned unfit for the discharge of the functions of his office;

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

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

29 (d) conduct which the Council considers to be such as to constitute
30 failure or inability of the person concerned to discharge the functions of his

1 office or to comply with the terms and conditions of his service.

2 (4) Any person suspended pursuant to subsection (2) or (3) of this
3 section, shall be placed on half pay and the Council shall before the expiration
4 of the period of three months after the date of such suspension consider the case
5 against that person and come to a decision as to:

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

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

10 (c) whether to terminate the appointment of the person in question, in
11 which case such a person, will not be entitled to the proportion of his
12 emoluments withheld during the period of suspension; or

13 (d) whether to take such lesser disciplinary action against such person
14 (including the restoration of such proportion of his emoluments that might
15 have been withheld) as the Council may determine, and in any case where the
16 Council, pursuant to this section, decides to continue a person's suspension or
17 decides to take further disciplinary action against a person, the Council shall
18 before the expiration of a period of three months from such decision come to a
19 final determination in respect of the case concerning any such person.

20 (5) It shall be the duty of the person by whom an instrument of
21 removal is signed in pursuance of subsection (1) of this section, to use his best
22 endeavours to cause a copy of the instrument to be served as soon as reasonably
23 practicable on the person to whom it relates.

24 (6) Nothing in the foregoing provisions of this section shall prevent
25 the Council from making such regulations for the discipline of other categories
26 of staff and workers of the polytechnic as it may think fit.

27 *Discipline.*

Discipline of
students

28 18.-(1) Subject to the provisions of this section, where it appears to
29 the Rector that any student of the polytechnic has been guilty of misconduct,
30 the Rector may, without prejudice to any other disciplinary powers conferred

1 on him by this Act or regulations made hereunder direct:

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

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

8 (c) that the student be suspended for such period as may be
9 specified in the directions; or

10 (d) that the student be expelled from the polytechnic.

11 (2) Where there is temporarily no Rector or where the Rector
12 refuses to apply any disciplinary measures, the Council, either directly or
13 through some other staff, may apply such disciplinary actions as are
14 specified in subsection (1) of this section to any student of the polytechnic
15 who is guilty of misconduct.

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

23 (4) The fact that an appeal from a direction is brought in pursuance
24 of subsection (3) of this section shall not affect the operation of the direction
25 while the appeal is pending.

26 (5) The Rector may delegate his power under this section to a
27 disciplinary committee consisting of such members of the polytechnic as he
28 may nominate.

29 (6) Nothing in this section shall be construed as preventing the
30 restriction or termination of a student's activities at the polytechnic

1 otherwise than on the ground of misconduct.

2 (7) It is hereby declared that a direction under subsection (1) (a) of this
3 section may be combined with a direction under subsection (1) (b) of this
4 section.

5 (8) In all cases under this section, the decision of the Council shall
6 be final.

Discipline of
junior staff

7 19.-(1) If any junior staff is accused of misconduct or inefficiency, the
8 Rector may suspend him for not more than three months and forthwith shall
9 direct the Junior Staff Appointments and Promotions Committee:

10 (a) to consider the case; and

11 (b) to make recommendations as to the appropriate action to be taken
12 by the Rector.

13 (2) In all cases under this section, the officer shall be informed of the
14 charge against him and shall be given reasonable opportunity to defend
15 himself.

16 (3) The Rector may, after considering the recommendation made
17 pursuant to subsection (1) (b) of this section, dismiss, terminate, retire or down
18 grade the officer concerned.

19 (4) Any person aggrieved by the Rector's decision under subsection
20 (3) of this section, may within a period of 21 days from the date of the letter
21 communicating the decision to him, address a petition to the Council to
22 reconsider his case and the Council's decision thereon shall be final.

23 (5) In any case of gross misconduct on the part of a junior staff, the
24 Rector shall forthwith suspend him and thereafter refer the matter to the Junior
25 Staff Appointments and Promotions Committee to be dealt with according to
26 the foregoing provision of this section.

27 *Financial Provisions*

Audits of
accounts

28 20.-(1) Each Council shall keep proper accounts and proper records in
29 relation thereto and shall cause to be prepared, not later than 1 October in each
30 financial year, an estimate of its revenue and expenditure for the ensuing

1 financial year and when prepared, the estimate shall be submitted to the
2 National Board for Technical Education for approval.

3 (2) At the end of each financial year but not later than 30 June the
4 Council shall cause to be prepared a statement of its income and expenditure
5 during the previous financial year.

6 (3) The statement of accounts referred to in subsection (2) of this
7 section shall, when certified by the Rector, be audited by a firm of auditors
8 appointed from the list and in accordance with the guidelines supplied by the
9 Auditor-General of the Federation and shall be published in the annual
10 report of the polytechnic.

11 **21.** The funds of the Council shall include:

Funds of the
Council

12 (a) fees charged by and payable to the Council in respect of
13 students;

14 (b) any other amounts due to or recoverable by the Council;

15 (c) revenue from time to time accruing to the Council from the
16 Federal Government by way of subvention, grant-in-aid, endowment or
17 otherwise howsoever;

18 (d) donations and legacies accruing to the Council from any source
19 for the special purpose of the Council.

20 **22.**-(1) Donations of money to be applied to any particular purpose
21 shall be placed to the credit of a special reserve account approved by the
22 Council until such time as they may be expended in fulfilment of such
23 purpose.

Donations for
particular purposes

24 (2) No Council shall be obliged to accept a donation for a particular
25 purpose unless it approves of the terms and conditions attached to such
26 donation.

27 **23.** All sums of money received on account of the Council shall be
28 paid into such bank for the credit of the Council as may be approved by the
29 Council.

Payment into
bank

1 paragraph 1 (1) of this Schedule, shall be paid remuneration or allowance in
2 accordance with rates specified from time to time by the National Council of
3 Ministers.

4 (3) A member of the Council holding office as specified in paragraph
5 1 (1) of this Schedule may by notice in writing to the Minister resign his office.

6 2.-(1) Where a vacancy occurs in the membership of the Council, that
7 vacancy shall be filled by the appointment of a successor to hold office for the
8 remainder of the term of office of his predecessor; so however that the
9 successor shall represent the same interest as his predecessor.

10 (2) The Council may act notwithstanding any vacancy in its
11 membership or the absence of any member or that a person not entitled to do so
12 took part in its proceedings.

13 *Committees*

14 3.-(1) The Council may appoint one or more committees to which it
15 may delegate any of its functions.

16 (2) Without prejudice to the generality to sub-paragraph (1) of this
17 Schedule, the Council shall appoint the following committees, that is:

18 (a) the Appointments and Promotions Committee which shall without
19 prejudice to section 7 (4) of this Act:

20 (i) consist of a chairman to be appointed by the Rector from members
21 of the senior staff of the polytechnic and four other members who shall be
22 appointed by the Council;

23 (ii) be charged with the responsibility for making recommendations
24 to the Council on the appointment and promotion of the academic and senior
25 staff of the polytechnic and have a quorum of three members;

26 (b) the Junior Staff Appointments and Promotions Committee which
27 shall consist of a chairman and four other members to be appointed by the
28 Council and shall have the powers set out in sections 7 (5) and 14 of this Act;

29 (c) the Committee on Students' Affairs which shall consist of the
30 following members:

1 (i) a chairman who shall be appointed by the Rector from among
2 the senior employees of the polytechnic;

3 (ii) one member of the Council;

4 (iii) two members of the academic staff of the polytechnic; and

5 (iv) four students of the polytechnic, and the Committee on
6 Students' Affairs shall be charged with the duty of:

7 (i) considering any matter which relates to the welfare of students;

8 (ii) any other matter referred to it by either the Council or students
9 of the polytechnic;

10 (iii) any matter which the students wish to refer to the Council
11 shall be referred to the Committee on Students' Affairs in the first instance.

12 (3) No decision of a committee shall have effect unless it is
13 confirmed by the Council.

14 *Proceedings of the Council*

15 4.-(1) The Council shall meet for the conduct of business at such
16 times as the chairman of the Council may appoint but shall meet not less than
17 twice in a year.

18 (2) The chairman of the Council may at any time and shall at the
19 request in writing of not less than five members of the Council summon a
20 meeting of the Council.

21 (3) Particulars of the business to be transacted shall be circulated to
22 members with the notice of the meeting at least two weeks before the date of
23 the meeting.

24 5. Where the Council desires to obtain the advice of any person on
25 any particular matter, it may co-opt such person as a member for a meeting
26 whether or not expressly convened for the purpose of considering the
27 particular matter but no co-opted member shall be entitled to vote or shall
28 count towards quorum.

29 6.-(1) Every question put before the Council at a meeting shall be
30 decided by a simple majority of the members present and voting.

1 (2) Seven members shall form a quorum at any meeting of the
2 Council.

3 (3) The Chairman shall, at any meeting of the Council, have a vote
4 and, in the case of an equality of votes, may exercise a casting vote.

5 7. Subject as aforesaid, the Council may make standing orders with
6 respect to the holding of meetings, the nature of notices to be given, the
7 proceedings thereat, the keeping of minutes of such proceedings and the
8 custody and production for inspection of such minutes.

9 8. If the Chairman of the Council is absent from a meeting of the
10 Council, the members present shall elect one of their number to act as chairman
11 for the purposes of that meeting.

12 *Miscellaneous*

13 9. Any contract or instrument which if entered into by a person not
14 being a body corporate would not be required to be under seal, may in like
15 manner be entered into or executed on behalf of the Council by any person
16 generally or specifically authorised by it for that purpose.

17 10.-(1) The common seal of the Council shall not be used or affixed to
18 any document except in pursuance of a resolution duly passed at a properly
19 constituted meeting of the Council and recorded in the minutes of such
20 meeting.

21 (2) The fixing of the seal of the Council shall be authenticated by the
22 signature of the Chairman of the Council and some other member authorised
23 generally or specifically by the Council to act for that purpose.

24 (3) Any document purporting to be a document duly executed under
25 the seal of the Council shall be received in evidence and shall, unless the
26 contrary is proved, be deemed to be so executed.

27 11. Any member of the Council or a committee thereof who has a
28 personal interest in any contract or arrangement entered into or proposed to be
29 considered by the Council or a committee thereof, shall forthwith disclose his
30 interest to the Council and shall not vote on any question relating to such

1 contract or arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal Polytechnic Aba, Abia State to provide full-time courses in Technology, Applied Science Management and other fields of studies and to make provisions for the general administration of such polytechnics.

