

FEDERAL COLLEGE OF AGRICULTURE KAGARKO, KAGARKO
(ESTABLISHMENT) BILL, 2021
ARRANGEMENT OF SECTIONS

Sections:

PART I- ESTABLISHMENT, BOARD MEMBERSHIP ETC,

1. Establishment
2. Board of Directions, Appointment into the board
3. Office of the provost, Deputy provost (Academics) and Deputy Provost (Administration), Office of the Registrar and Academic Secretary and Management Faculties and Departments
4. Academic Faculties and Departments
5. Deans of Faculties and heads of Departments
6. Administrative Departments

PART II - FUNCTIONS AND POWERS

7. Functions
8. General's powers
9. Powers to borrow
10. Power to accept gift as donations

PART III - STAFF OF THE INSTITUTION

11. Academic Staff and Non-Academic Staff

PART IV- POWER OF THE INSTITUTION

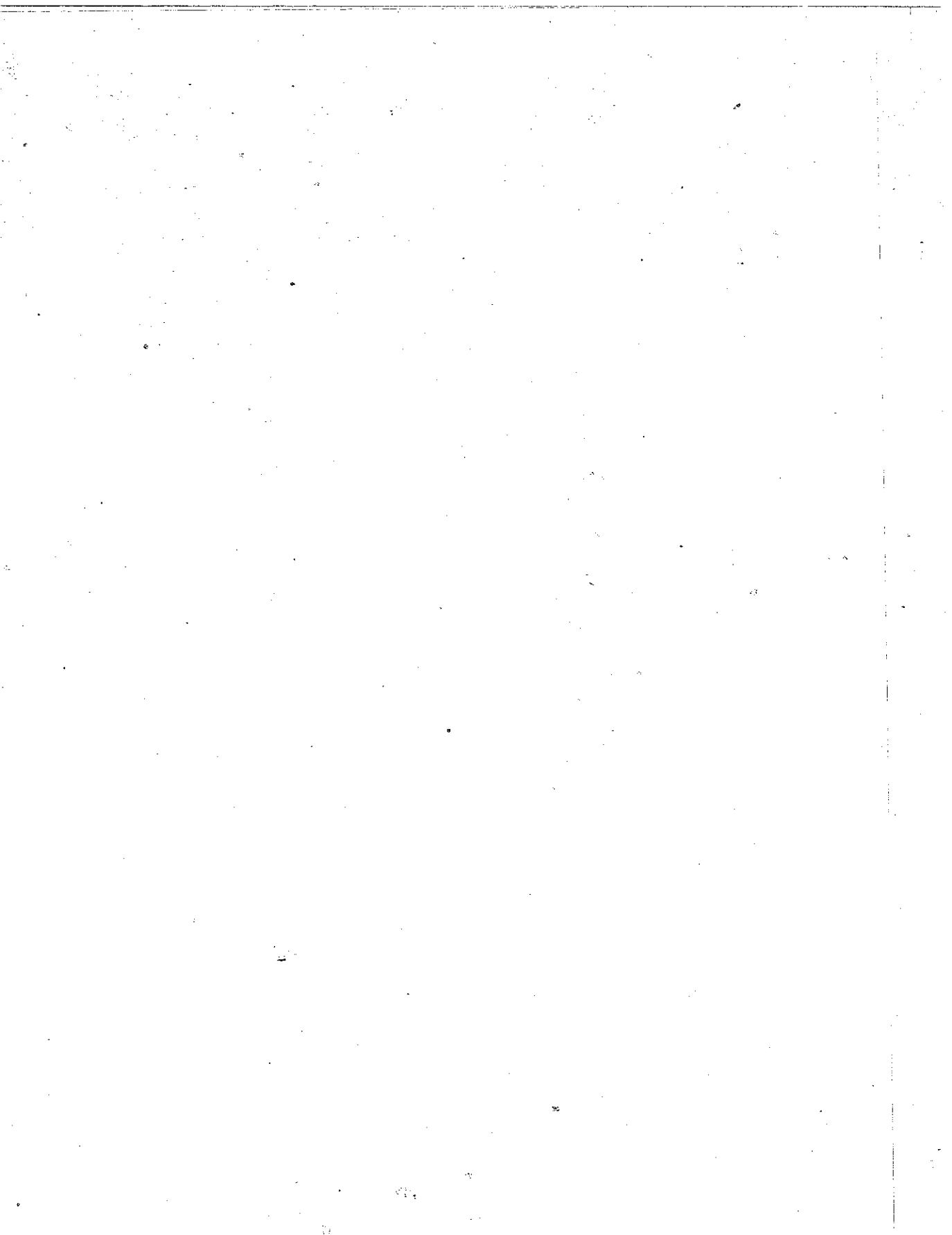
12. Power of the Institution
- 13 Staff rules and Regulations

Part V - Financial Provision

14. Financial Provisions
15. Annual estimate, Audit of account,
16. Annual report

Part VI - Regulations and supplementary provision

17. Regulations
18. Indemnity
19. Seal of the Institution
20. Interpretation
21. Short title



A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF FEDERAL COLLEGE OF AGRICULTURE KAGARKO, KAGARKO LGA OF KADUNA STATE FOR THE PURPOSE OF PROVIDING QUALITATIVE EDUCATION IN AGRICULTURAL SCIENCES, AGRICULTURAL MANAGEMENT AND EXTENSION AND OTHER TECHNICAL KNOWLEDGE IN AGRICULTURE AND FOR RELATED MATTERS, 2021

Sponsored by: Hon. Gabriel Saleh Zock

[] Commencement

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

1 PART I - ESTABLISHMENT, BOARD MEMBERSHIP ETC

2 1.-(1) There is hereby establishment for the Federal Republic of
3 Nigeria an institution known as Federal College of Agriculture kagarko,
4 Kagarko LGA of Kaduna State for the purpose of providing qualitative
5 education in Agricultural Sciences, Agricultural management and
6 Extension and other technical knowledge in Agriculture and for other
7 related matters connected therewith; herein this Bill referred to as the
8 institution or institute' as the case may be. Establishment

9 (2) The Institution shall be a body with the status of a public study
10 and research facility, corporate with perpetual succession and a common
11 seal, so that the institution may:

12 (a) Sue and be sued in its corporate name; and

13 (b) Hold, acquired and dispose of any property, moveable or
14 immoveable.

15 (3) The institution shall be vested with the powers to award
16 Degrees, Diplomas and other educational certificates to students who
17 studied in the established faculties of the institution and having obtained the

1 standard requirements for award of such certificates.

Board of Directors,
Appointment into
the Board

2 2.-(1) The governing body of the Institution shall be a team of Board
3 of Directors herein referred to in this bill as "the Board". The Board shall
4 consist of the following as Chairman, Vice Chairman and Members:

5 (a) A Chairman, to be appointed by the President of the Federal
6 Republic of Nigeria;

7 (b) The Provost, who shall be the Vice-Chairman of the Board and a
8 fulltime member;

9 (c) Six (6) other Members (with 1 Member representing each geo-
10 political Zone of the country) with cognate experience, initiatives and
11 Administrative capacity.

12 (2) All members of Board, other than the Provost shall be part-time
13 members.

14 (3) There shall be paid to the members of the Board such
15 remuneration as may be determined by the National Salaries Income and
16 Wages Commission with the exception of the Provost.

17 (4) All Members of the Board shall be appointed by the President C-
18 in-C of the Armed Force of the Federal Republic of Nigeria.

19 (5) Members appointed to the Board pursuant to paragraph (a - c) of
20 section 2, subsection 1, other than the Provost shall hold office for the period of
21 four (4) years renewable once for a further period of four (4) years only,
22 provided however that:

23 (a) Any member may resign his appointment at any given time by
24 notice in writing under his hand, addressed to the Minister of Education who
25 shall forward same to the President C-in-C;

26 (b) If a member dies or resign or otherwise vacate his office before the
27 expiration of his term, a fit proper and qualified person shall be appointed by
28 the President C-in-C for the remainder of the term of office of the member and
29 the successor shall represent the same interest and zone of his predecessor;

30 (c) A member may be removed from office by the President C-in-C on

1 the recommendation of the Minister of Education, if the Minister and other
 2 Board members are satisfied that it is not in the interest of the institution or
 3 the interest of the public that the member should continue in office.

4 3.-(1) OFFICE OF THE PROVOST:

5 (a) There shall be for the Institution a Provost herein this bill
 6 referred to as 'the Provost', who shall be the head of the academic and
 7 administrative functions of the institution;

8 (b) The Provost shall be the Chief Accounting Officer of the
 9 Institution who shall also report to the Minister of Education;

10 (c) The Provost of the Institution shall be a person of good moral
 11 character with cognate administrative and academic experience, who must
 12 have attained the educational status of not below doctoral degree in relevant
 13 field as it relates to the Institution.

14 (2) OFFICE OF DEPUTY PROVOST (ACADEMICS):

15 (a) There shall be for the institution a Deputy Provost (Academic)
 16 who shall be the head of the academic functions of the institution, who shall
 17 also report to the Provost;

18 (b) The Deputy Provost (Academics) shall be a person of good
 19 moral character with cognate experience, who must have attained the
 20 educational status of not below doctoral degree in relevant field as it relates
 21 to the institution.

22 (3) OFFICE OF DEPUTY PROVOST (ADMINISTRATION):

23 (a) There shall be for the institution a Deputy Provost
 24 (Administration) who shall be the head of the Administrative functions of
 25 the institution who shall also report to the Provost;

26 (b) The Deputy Provost (Administration) shall be a person of good
 27 moral character with cognate experience, who must have attained.

28 (b) Faculty of Forestry, wildlife and Conservation:

29 (i) Department of Forestry Management;

30 (ii) Department of Botany and Horticulture;

Office of the
 Provost, Deputy
 Provost (Academics)
 and Deputy Provost
 (Administration),
 Office of the Registrar
 and Academic
 Secretary and
 Management
 Committee of the
 Institute

- 1 (iii) Department of Afforestation Management;
- 2 (c) Faculty of Agriculture Management and Social Sciences:
- 3 (i) Department of Business Management (Agriculture);
- 4 (ii) Department of Home Management (Agriculture);
- 5 (iii) Department of Nutrition and Food Sciences.

6 (2) Subject to the provisions sections 4 (1) of this bill, the
7 Management of this Institution in consultation of the Board may establish
8 additional faculty or department for the Institution if it deems fit for the
9 effective conduct of the functions of the institution.

10 (4) OFFICE OF THE REGISTRAR AND ACADEMIC
11 SECRETARY:

12 (a) There shall be for the institution a Registrar and also an Academic
13 Secretary who shall perform the functions as so stipulated in the scheme of
14 service for all tertiary institutions:

15 (i) The duo shall also report to the Provost.

16 (b) The duo shall be a persons of good moral character who must have
17 attained the educational status of not below Master's degree with the required
18 working experience to hold such offices.

19 (5) MANAGEMENT COMMITTEE OF THE INSTITUTION:

20 Subject to the provision of this bill, the Management of the Institution shall
21 consist of the following;

22 (a) The Provost;

23 (b) The Deputy Provost Academics;

24 (c) The Deputy Provost Administration;

25 (d) The Registrar;

26 (e) The Academic Secretary;

27 (f) All Deans of all Faculties;

28 (g) All Head of Departments;

29 (h) A representative of the Ministry as may be nominated by the
30 Minister.

1 4.-(1) There shall be established Academic faculties and
2 departments of learning for the institutes as follows:

3 (a) Faculty of Agriculture:

4 (i) Department of Agricultural Extension and Technology;

5 (ii) Department of Agricultural Management and Administration;

6 (iii) Department of Livestock and Poultry Management;

7 (a) Department of Administration and Personal Management;

8 (b) Department of Works and Facility Management;

9 (c) Department of legal Service;

10 (d) Department of Finance and Procurement;

11 (e) Department of Planning Research and Statistics.

12 (2) Subject to the provisions of Section 6, Subsection (1) (a - e),
13 there shall be appointed for each of Department a Director, who shall head the
14 operational functions of the department, who shall also report to the Provost.

15 (3) The Director shall be a person of good moral character who
16 must have attained the educational status of not below a Bachelor degree or
17 its equivalent in relevant field and with the required working experience as
18 stipulated for the post of a Director in the public service rules.

19 (4) The Provost in consultation with the Management committee
20 and the approval of the Board may issue regulations prescribing additional
21 departments for the Institution or altering the departments listed in sub-
22 section (1) of this section in any matter whatsoever if it deems fit for the
23 effective conduct of the functions of the institution.

24 (5) Notwithstanding the provision of this section, the Board shall
25 have powers to set up any Committee to assist in the performance of its
26 duties as prescribe under this Bill.

27 (6) A committee set up under subsection (5) of this section shall
28 consist of such member of persons as may be determined by the Board and
29 the Management Committee, and a member of such committee shall hold
30 office in accordance with the term of his appointment.

1 (7) A decision of any of each committee shall not be effective unless
2 ratified by the Board.

Deans of Faculties/
Heads of
Departments

3 5.-(a) There shall be for each faculty a Dean herein this bill referred to
4 as 'the Dean", who shall be the head of the academic and administrative
5 functions of the faculty who shall also report to the Deputy Provost Academics;

6 (b) The Dean of each faculty shall be a person of good moral character
7 who must have attained the educational status of not below doctoral degree in
8 relevant field as it relates to the respective faculty;

9 (c) There shall be for each Department a Head of Department, who
10 shall be the head of the academic and administrative functions of the
11 Department who shall also report to the Dean of the respective Faculty;

12 (d) The Head of department of each faculty shall be a person of good
13 moral character who must have attained the educational status of not below
14 doctoral degree in relevant field as it relates to the respective Department.

Administrative
Departments

15 6.-(1) There shall be establish Administrative departments for the
16 Institution to provide the needed support in line with the provision of the laws
17 and scheme of service for tertiary Institutions, the departments may include;
18 the educational status of not below Master's degree in relevant field as it relates
19 to the institution.

20

PART II - FUNCTIONS AND POWERS

Functions

21 7.-(1) Subject to without prejudice to the provision of the constitution
22 of the Federal Republic of Nigeria, the Institution shall be responsible for the
23 following functions:

24 (a) Admit Students to study courses offered by the Institution in such
25 faculties as they may wish provided to fulfill all necessary requirements
26 needed for admission;

27 (b) liaise, collaborate or partner with other universities, polytechnic
28 or colleges within or outside the country to train and award the required
29 certificates to students that earned such certificate after having written and pass

1 the prescribe examinations in respective courses as so undertaken by the
2 student;

3 (c) Award National Certificates of Education (NCE) to students
4 that earned such certificate after having written and pass the prescribe
5 examinations in respective courses as so undertaken by the student;

6 (d) Award Higher National Diploma to students that earned such
7 certificate after having written and pass the prescribe examinations in
8 respective courses as so undertaken by the student;

9 (e) Award Bachelor's Degree to students that earned such
10 certificate after having written and pass the prescribe examinations in
11 respective courses as so undertaken by the student;

12 (f) Award Post Graduate Diploma Certificate to students that
13 earned such certificate after having written and pass the prescribe
14 examinations in respective courses as so undertaken by the student;

15 (g) Provide atmosphere and facilities for research, studies and
16 trainings;

17 (h) Organize conferences, seminars and intellectual discussion for
18 the purpose of promoting and making viable recommendations to the
19 Government in Agriculture and other sectors;

20 (h) Participate in any other activity that the law admits in the
21 scheme of functions for tertiary institutions.

22 (2) In discharging its general responsibility under subsection 1
23 above, the institution shall:

24 (a) Enter into agreement with any person or conglomerate for the
25 supply, purchase, construction and maintenance or repair of any property
26 whether movable or unmovable which is necessary or appropriate for the
27 purpose of promoting educational standard of the Institution;

28 (b) Prepare plans for the management of all public facilities or
29 project of the institution;

30 (c) In collaboration with the Ministry and other relevant

1 stakeholders, improve the quality of training and capacity building workshop
2 for its staff;

3 (d) Implore stabilities that will prepare the staff and students for
4 future governance and leadership.

General Powers

5 8.-(1) The institution shall have powers to:

6 (a) Do all things which by this Act any other enactment is required or
7 permitted to be done by the institution;

8 (b) Monitor any matter that may affect the functions of the institution;

9 (c) Do anything that will ensure the advancement of the skills of
10 employees of the Institution including the provision of training facilities,
11 general research and establishment of centres;

12 (d) Perform any other actions or inaction reasonable and of advantage
13 or convenience needed to promote full discharge of its functions.

14 (2) Subject to any limitation impose by law, the Institution may
15 delegate any of its powers to any members of the Board or employee to perform
16 any of its functions at an approved period of time.

Powers to borrow

17 9.-(1) Subject to the approval of the Ministers, and base on the
18 recommendation of the Board, the Institution may borrow by way of overdraft
19 or otherwise such sum as it may require for efficient discharge of its functions
20 under this Act.

Powers to accept
gift and donations

21 10.-(1) The Institution may accept gift of land, money, property or
22 other valuables from persons or organization upon such terms that are
23 acceptable to the Institution if any, as may be specified by those making the
24 donation as long as the terms does not go in conflict with the provisions of the
25 constitution of the Federal Republic of Nigeria.

26 (2) The Institution shall not accept any of such gifts as stated in
27 subsection (1) of this section if the terms attached thereto by those making the
28 donation are inconsistent with the functions of the Institution.

Academic Staff
and Non-Academic
Staff

29

PART III - STAFF OF THE INSTITUTION

30

11.-(1) The Institution shall employ such number of Academic staff as

1 it may require on a permanent and pensionable status:

2 (a) Such employed Academic staff may be on different lecturing
3 and teaching categories as may be prescribed by the scheme of service for
4 Academic staff;

5 (b) Such employed Academic staff shall earn remuneration as
6 prescribed for academic Staff of tertiary Institutions;

7 (c) Academic Staff shall report to the heads of the respective
8 departments of which they are assigned, taking cognizance of their
9 discipline and study line;

10 (d) the Academic staff shall be a person of good moral character
11 who must have attained the educational status of not below Bachelor's
12 degree in relevant field as it relates to the respective Departments.

13 (2) The Institution shall employ such number of Non- Academic
14 staff as it may require on a permanent and pensionable status:

15 (a) Such employed Non-Academic staff may be on different cadre,
16 salary grade levels and categories as may be prescribed by the scheme of
17 service for Non-Academic staff;

18 (b) Such employed Non-Academic staff shall earn remuneration as
19 prescribed for Non-Academic Staff of tertiary Institutions;

20 (c) Non-Academic Staff shall report to the heads of the respective
21 departments of which they are assigned;

22 (d) The Non-Academic staff shall be a person of good moral
23 character who must have attained the educational status of Secondary
24 School Certificate and or above depending on the grade level and seniority
25 as so stipulate in the employment terms.

26 (3) The Institution may from time to time appoint such other
27 employees as it may deem fit and necessary to assist in the discharge of its
28 functions under this Act.

29 (4) There shall be unit heads of all division and units of each of
30 department who shall be from the other employees of the Institution and

1 shall report to their various directors.

2 (5) Subject to the provisions of Section 11, Subsections (1 - 3),
3 employment and appointment of all categories of Staff of the institution must
4 be in compliance with the rules of employment into all Federal tertiary
5 establishments as laid by the Federal Civil Service Commission and the
6 Federal Character Commission.

7 PART IV - POWERS OF THE INSTITUTION

Powers

8 12.-(1) The powers of the Institution under this section shall include
9 the power to:

10 (a) Promote and control all staff of the Institution as it may appear to it
11 necessary or expedient, and

12 (b) Dismiss, terminate, suspend, consider the resignation, withdrawal
13 of appointment and exercise disciplinary control over the staff of the Institution
14 in case of serious misconduct as may be specified under the public service rule
15 and regulations.

16 (2) In Collaboration with the Board, the Provost may recruit or
17 employ a category of staff for the Institution from time to time:

18 (a) Those Category of Staff that may be employed by the Provost as
19 stated in subsection 2 of this section shall only be the category of staff on the
20 junior cadre of the civil Service.

21 (3) The Staff of the Institution shall be public officers of the Federal
22 Republic of Nigeria as defined by the Federal Civil Service Commission and
23 must adhere to the codes and conducts of the Federal Civil Service.

24 (4) The Institution may also from time to time engage such
25 consultants and experts or advisers or visiting lecturers as it may require for the
26 effective discharge of its functions:

27 (a) Employers under subsection 4 of this section shall serve on such
28 terms as may be specified in their appointment letters and their emolument and
29 remunerations specified based on the recommendations of the Board and
30 approval of the Ministers.

1 purpose which the funds were used.

2 (5) The Institution shall operate accounts with banks as provided it is
3 not in conflict with the constitution of the Federal Republic of Nigeria.

4 (6) Subject to the approval of the Management committee and in
5 consultation with the Board, the institution may undertake some degrees of
6 Corporate Social responsibilities (CSR) to the host community.

Annual Estimate,
Accounts Audit

7 15.-(1) The Institution shall not later than 31st December of each year
8 submit its financial report and record to the Minister for onward submission to
9 the President C-in-C.

Annual Report

10 16.-(1) The financial report must also be made public through
11 publication in at least 3 local Newspapers not later than 31st December of each
12 year.

13 (2) The Institution shall also not later than 31st December of each year
14 submit to the Minister a Comprehensive report on the activities carried out by
15 the Institution during the year, and also the annual report of all activities shall
16 be made public in not less than 3 local Newspapers.

17 PART VI - REGULATIONS AND SUPPLEMENTARY PROVISION

Regulation

18 17.-(1) Every member of the Board and Employees of the Institution
19 shall have the rules and regulations of the Institution binding on him for which
20 breach of such rules may lead to disciplinary actions.

Indemnity

21 18.-(1) Every member of the Board and Employees shall be
22 indemnified out of the assets of the Institution against any liability incurred by
23 him/her defending any proceeding whether civil or criminal.

Common Seal
of the Institution

24 19.-(1) The Institution shall have a common seal such as may be
25 determined by the board.

26 (2) The common seal shall be authorized by the Signature of the
27 provost or any member as authorized by the board in an event of absence of the
28 provost.

Interpretation

29 20.-(1) In this Act, unless the content otherwise requires:

30 (a) "The Institution" or "the institute" means the Federal College of

1 Agriculture Kagarko, Kagarko LGA of Kaduna State;

2 (b) "The Board" means the governing Board of the Federal College
3 of Agriculture Kagarko, Kagarko LGA of Kaduna State;

4 (c) "The Provost" means the provost of the Federal college of
5 Agriculture Kagarko, Kagarko LGA of Kaduna State and the chief
6 accounting office of the institute;

7 (d) "The Minister" means the Honourable Minister for the Federal
8 Republic of Nigeria charged with the responsibility of overseeing all
9 Federal Institutions under the Federal Ministry of Education;

10 (e) "The Ministry" means the Federal Ministry of Education;

11 (f) "Members" means a member of the governing Board of the
12 Federal college of Agriculture Kagarko, Kagarko LGA of Kaduna State;

13 (g) "The President C-in-C" means the President Commander in
14 Chief of the Arms forces of the Federal Republic of Nigeria.

15 21. This Bill may be cited as the Federal College of Agriculture Short title
16 Kagarko, Kagarko (Establishment) Bill, 2021.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the establishment of Federal College of Agriculture Kagarko, Kagarko LGA of Kaduna State for the purpose of providing qualitative education in Agricultural Sciences, Agricultural Management and Extension and other technical knowledge in Agriculture.

