

FEDERAL UNIVERSITY OF MEDICAL AND HEALTH SCIENCES, BENDE  
(ESTABLISHMENT, ETC.) BILL, 2021

ARRANGEMENT OF SECTIONS

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FEDERAL UNIVERSITY OF MEDICAL AND HEALTH SCIENCES, BENDE

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# A BILL

## FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF MEDICAL AND HEALTH SCIENCES, BENDE, ABIA STATE; TO MAKE COMPREHENSIVE PROVISIONS FOR DUE MANAGEMENT AND ADMINISTRATION; AND FOR RELATED MATTERS

*Sponsored by Hon. Benjamin Okezie Kalu*

[ ] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF THE  
2 FEDERAL UNIVERSITY OF MEDICAL AND HEALTH SCIENCES, BENDE

3 1.-(1) There is hereby established the Federal University of  
4 Medical and Health Sciences, Bende, Abia State in this Bill referred to as  
5 "the University").

Establishment  
of the Federal  
University of  
Medical and Health  
Sciences

6 (2) The University shall be a body corporate with perpetual  
7 succession and a common seal and may sue and be sued in its corporate  
8 name.

9 2.-(1) The general objects/purposes of the University shall be to-

Objects and  
Mandate

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 a higher education in Medicine and other Health  
13 Sciences;

14 (b) develop and offer academic and professional programs leading  
15 to the award of diplomas, first degrees, postgraduate research and higher  
16 degrees with emphasis on planning, adaptive, technical, maintenance,  
17 developmental and productive skills in the field of Medicine, biomedical  
18 engineering, scientific, and allied professional disciplines relating to health  
19 resources with the aim of producing socially mature persons with capacity

1 not only to understand, use and adapt existing technologies in the health  
2 industry, but also to improve on those disciplines and develop new ones, and to  
3 contribute to the scientific transformation of medical and other health practices  
4 in Nigeria;

5 (c) act as agents and catalysts, through postgraduate training, research  
6 and innovation for the effective and economic utilization, exploitation and  
7 conservation of Nigeria's natural, economic and human resources;

8 (d) offer to the general population, as a form of public service, the  
9 results of training and research in medicine and allied disciplines and to foster  
10 the practical application of those results;

11 (e) establish appropriate relationships with other national institutions  
12 involved in training, research and development of health care;

13 (f) identify the health problems and needs of Nigeria and to find  
14 solutions to them within the context of overall national development;

15 (g) provide and promote sound basic scientific training as a  
16 foundation for the development of medicine and allied disciplines, taking into  
17 account indigenous culture, the need to enhance national unity, the need to  
18 vastly increase the practical content of student training, and adequate  
19 preparation of graduates for self-employment in medicine and allied  
20 professions;

21 (h) promote and emphasize teaching, research and extension of health  
22 knowledge, including health extension services and outreach programs, in-  
23 service training, continuing education, and adaptive research;

24 (i) offer academic programs in relation to the training of manpower  
25 for medicine and allied profession in Nigeria;

26 (j) organize research relevant to training of manpower and health  
27 technology;

28 (k) organize extension services and outreach programs for technology  
29 transfer;

30 (l) establish institutional linkages in order to foster collaboration and

1 integration of training, research, and extension activities; and  
2 (m) undertake any other activities appropriate for a University of  
3 Health Sciences.

4 (2) The mandate of the University shall be to-

5 (a) teach and train high caliber health-care professionals;

6 (b) provide healthcare services and consultancy;

7 (c) conduct research and participate in extension, outreach and  
8 community services;

9 (d) operate various schools and specialties that offer exemplary  
10 training and quality research in health care;

11 (e) facilitate the acquisition of knowledge and skills in different  
12 specialties for effective and efficient management of health care;

13 (f) provide solution to the lack and the inequitable distribution of  
14 health professionals serving rural communities;

15 (g) train clinically, competent and socially conscious health  
16 workers who will stay and serve in depressed and undeserved communities  
17 especially in the rural areas of Nigeria;

18 (h) develop a training model for the training of community-  
19 oriented health workers that could be replicated in other areas of Nigeria,

20 (i) facilitate collaboration and enhancement of health sciences  
21 research and education endeavours;

22 (j) advance the national and international reputation as the premier  
23 university for health sciences education and research in Nigeria;

24 (k) advise and report regularly to the ministry of education on all  
25 matters relevant to the health sciences sector and its education and research  
26 programs;

27 (l) work collectively on common health academic issues and their  
28 implementation;

29 (m) provide management support for education and research  
30 across the health sciences sector;

1 (n) promote inter-professional education across all health  
2 professional programs and optimize the resources to do so; and

3 (o) ensure that the health sciences sector is adequately and  
4 appropriately represented at all levels of University governance.

Composition  
of the University

5 3.-(1) The University shall consist of-

6 (a) Chancellor;

7 (b) Pro-Chancellor and a Council;

8 (c) Vice-Chancellor and a Senate;

9 (d) Deputy Vice-Chancellor(s);

10 (e) a body to be called Congregation;

11 (f) a body to be called Convocation;

12 (g) campuses and colleges of the University;

13 (h) schools, institutes and other teaching and research units;

14 (i) persons holding the offices constituted by the First Schedule to this  
15 Act other than those mentioned in paragraph (a) to (d) of this subsection;

16 (j) all graduates and undergraduates of the University; and

17 (k) all other persons who are members of the University in accordance  
18 with provisions made by statute in that behalf.

19 (2) The First Schedule to this Act shall have effect with respect to the  
20 principal officers of each University therein mentioned.

21 (3) Subject to section 6 of this Act, provision shall be made by statute  
22 with respect to the constitution of the following bodies, namely the Council,  
23 the Senate, Congregation and Convocation.

24 4.-(1) For the carrying out of its objects as specified in section 2 of this  
25 Act, the University shall have power-

26 (a) to borrow, whether on interest or not if need be upon the security of  
27 any or all of the property, movable or immovable, of the University, such  
28 moneys as the Council may, from time to time, in its discretion find it necessary  
29 or expedient to borrow or to guarantee any loan, advances or credit facilities;

Powers of the  
University and  
their exercise

1 (b) to do anything which it is authorized or required by this Act or  
2 by statute to do; and

3 (c) to do all such acts or things, incidental to the foregoing powers,  
4 as may advance the objects of the University.

5 (2) Subject to the provisions of this Act and of the statutes and  
6 without prejudice to section 9(2) of this Act, the powers conferred on the  
7 University by subsection (1) of this section shall be exercisable on behalf of  
8 the University by the Council or by the Senate or in any other manner, which  
9 may be authorized by statute.

10 (3) The power of the University to establish farther campuses and  
11 colleges within the University shall be exercisable by statute and not  
12 otherwise.

13 5.-(1) The Chancellor shall, in relation to the University, take  
14 precedence before all other members of the University and when he is  
15 present shall preside at all meetings of Convocation held for conferring  
16 degrees.

Functions of the  
Chancellor

17 (2) Every proposal to confer an honorary degree shall be subject to  
18 the confirmation of the Chancellor.

19 (3) The Chancellor shall exercise such other powers and perform  
20 such other duties as may be conferred or imposed on him by this Act or the  
21 statutes.

22 6.-(1) The Pro-Chancellor shall, in relation to the University, take  
23 precedence before all other members of the University, except the  
24 Chancellor and except the Vice-Chancellor when acting as chairman of  
25 Congregation or Convocation and the Pro-Chancellor shall, when he is  
26 present, be the chairman at all meetings of the Council.

Functions of the  
Pro-Chancellor

27 (2) Subject to the provisions of this Act, the Pro-Chancellor shall  
28 hold office for a period of five years beginning with the date of his  
29 appointment.

Composition of  
the Council

- 1 7. The Council of each University shall consist of-
- 2 (a) the Pro-Chancellor;
- 3 (b) the Vice-Chancellor;
- 4 (c) the Deputy Vice-Chancellor(s);
- 5 (d) one person from the Ministry responsible for education;
- 6 (e) nine persons representing a variety of interests and broadly
- 7 representative of the whole Federation to be appointed by the President
- 8 (f) four persons appointed by the Senate from among its members;
- 9 (g) two persons appointed by the Congregation from among its
- 10 members; and
- 11 (h) one person appointed by Convocation from among its members.

Functions of the  
Council and its  
Finance and  
General Purposes  
Committee

- 12 8.-(1) Subject to the provisions of this Act relating to the Visitor, the
- 13 Council shall be the governing body of each University and shall be charged
- 14 with the general control and , superintendence of the policy, finance and
- 15 property of the University.
- 16 (2) There shall be a committee of the Council to be known as the
- 17 Finance and General Purposes Committee, which shall, subject to the
- 18 directions of the Council, exercise control over the property and expenditure of
- 19 the University and perform such other functions of the Council as the Council
- 20 may, from time to time, delegate to it.
- 21 (3) Provision shall be made by statute with respect to the constitution
- 22 of the Finance and General Purposes Committee.
- 23 (4) The Council shall ensure that proper accounts of the University
- 24 are kept and that the accounts of the University are audited annually by an
- 25 independent firm of auditors approved by the Council, and that an annual
- 26 report shall be published by the University together with certified copies of the
- 27 said accounts as audited.
- 28 (5) Subject to this Act and the statutes, the Council and the Finance
- 29 and General Purposes Committee may each make rules for regulating their
- 30 own procedure.



1 (6) Rules made under subsection (5) of this section by the Finance  
2 and General Purposes Committee shall not come into force unless approved  
3 by the Council; and in so far and to the extent that any rules so made by that  
4 Committee conflict with any directions given by the Council (whether  
5 before or after the coming into force of the rules in question), the direction of  
6 the Council shall prevail.

7 (7) There shall be paid to the members of the Council, the Finance  
8 and General Purposes Committee respectively and of any other committee  
9 set up by the Council an allowance in respect of travelling and other  
10 reasonable expenses, at such rates as may, from time to time, be fixed by the  
11 Minister.

12 (8) The Council shall meet as and when necessary for the  
13 performance of its functions under this Act and shall meet at least three times  
14 in every year.

15 (9) If requested in writing by any five members of the Council the  
16 Chairman shall within 28 days after the receipt of such request call a meeting  
17 of the Council.

18 (10) Any request made under subsection (9) of this section shall  
19 specify the business to be considered at the meeting and a business not so  
20 specified shall not be transacted at the meeting.

21 9.-(1) Subject to section 8 of this Act and subsections (3) and (4) of  
22 this section and to the provisions of this Act relating to the Visitor, it shall be  
23 the general function of the Senate to organize and control the teaching by the  
24 University, the admission (where no other enactment provides to the  
25 contrary, of students) and the discipline of students; and to promote research  
26 at the University.

Functions of the  
Senate

27 (2) Without prejudice to the generality of subsection (1) of this  
28 section and subject as there mentioned, it shall in particular be the function  
29 of the Senate to make provision for-

30 (a) the establishment and organization and control of campuses,

1 colleges, schools, institutes and other teaching and research units of the  
2 University and allocation of responsibility for different branches of learning;

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

6 (c) the award of degrees, and such other qualifications as may be  
7 prescribed, in connection with examinations held as aforesaid;

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

11 (e) the establishment, organization and control of halls of residence  
12 and similar institutions at the University; .

13 (f) the supervision of the welfare of students at the University and the  
14 regulation of their conduct;

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

17 (h) determining what description of dress shall be academic dress for  
18 the purposes of the University and regulating the use of academic dress.

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

22 (4) Subject to this Act and statutes, the Senate may make regulations  
23 for the purpose of exercising any function conferred on it either by the  
24 foregoing provisions of this section or otherwise or for the purpose of making  
25 provisions for any matter for which provision by regulations is authorized or  
26 required by this Act or by statute.

27 (5) Regulations shall provide that at least one of the persons appointed  
28 as the examiners at each final or professional examination held in conjunction  
29 with any course of study at the University, as may be prescribed by the Senate  
30 from time to time, is not a teacher at the University but is a teacher of the branch

1 of learning to which the course relates at some other university of high  
2 repute or a person engaged in practicing the profession in a reputable  
3 organization or institution.

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

10 10.-(1) The Vice-Chancellor shall, in relation to each University,  
11 take precedence before all other members of the University, except the  
12 Chancellor, and any other person for the time being acting as chairman of the  
13 Council.

Functions of the  
Vice-Chancellor

14 (2) Subject to sections 8, 9, and 15 of this Act, the Vice-Chancellor  
15 shall have the general function, in addition to any other functions conferred  
16 on him by this Act or otherwise, of directing the activities of the University  
17 and shall be the chief executive and academic officer of the University and  
18 ex-officio Chairman of the Senate.

19 PART II - STATUTES OF THE UNIVERSITY

20 11.-(1) Subject to this Act, the University may make statutes for  
21 any of the following purposes, that is to say-

Powers of the  
University to make  
Statutes

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

24 (b) specifying and regulating the powers and duties of any  
25 authority of the University and regulating any other matter connected with  
26 the University or any of its authorities;

27 (c) regulating the admission of students (where no other enactment  
28 provides to the contrary), and their discipline and welfare;

29 (d) determining whether any particular matter is to be treated as an  
30 academic or non-academic matter for the purposes of this Act and of any

1 statute, regulation or other instrument made thereunder; and

2 (e) making provision for any other matter for which provision by  
3 statute is authorized or required by this Act.

4 (2) Subject to section 28(6) of this Act, the Interpretation Act shall  
5 apply 2 in relation to any statute made under this section as it applies to a 3  
6 subsidiary instrument within the meaning of section 29(1) of that Act.

7 (3) The statute contained in the Second Schedule to this Act shall be 5  
8 deemed to have come into force on the commencement of this section 6 of this  
9 Act and shall be deemed to have been made under this section by each  
10 University.

11 *[Second Schedule]*

12 (4) The power to make statutes conferred by this section shall not be  
13 prejudiced or limited in any way by reason of the inclusion or omission of any  
14 matter in or from the statute contained in the Second Schedule to this Act or any  
15 subsequent statute.

Mode of exercising  
power to make  
statutes

16 12.-(1) The power of the University to make statutes shall be  
17 exercised in accordance with the provisions of this section and not otherwise.

18 (2) A proposed statute shall not become law unless it has been  
19 approved-

20 (a) at a meeting of the Senate, by the votes of not less than two thirds  
21 of the members present and voting; and

22 (b) at a meeting of the Council, by the votes of not less than two thirds  
23 of the members present and voting.

24 (3) A proposed statute may originate either in the Senate or in the  
25 Council and may be approved as required by subsection (2) of this section by  
26 either one of those bodies before the other.

27 (4) A statute which makes provision for or alters the composition or  
28 constitution of the Council, the Senate or any other authority of the University  
29 shall not come into operation unless it has been approved by the President.

30 (5) For the purposes of section 1(2) of the Interpretation Act a statute

1 shall be treated as being made on the date on which it is duly approved by the  
2 Council after having been approved by the Senate, as the case may be or, in  
3 the case of a statute falling within sub- section (4) of this section, on the date  
4 on which it is approved by the President.

5 (6) In the event of any doubt or dispute arising at any time-

6 (a) as to the meaning of any provision of a statute; or

7 (b) as to whether any matter is for the purpose of this Act an  
8 academic matter as they relate to such doubt or dispute, the matter may be  
9 referred to the Visitor, who shall take such advice and make such decision  
10 therein as he shall think fit.

11 (7) The decision of the Visitor on any matter referred to him under  
12 subsection (6) of this section shall be final and binding upon the authorities,  
13 staff and students of the University and where any question as to the  
14 meaning of any provision of a statute has been decided by the Visitor under  
15 that subsection, the question as to the meaning of that provision shall not be  
16 entertained by any court of law in Nigeria.

17 (8) Nothing in subsection (7) of this section shall affect any power  
18 of a court of competent jurisdiction to determine whether any provision of a  
19 statute is wholly or partially void as being ultra vires or as being inconsistent  
20 with the Constitution of the Federal Republic of Nigeria 1999.

21 13. A statute may be proved in any court by the production of a  
22 copy thereto bearing affixed to it a certificate purporting to be signed by the  
23 Vice-Chancellor or the secretary to the Council to the effect that the copy is a  
24 true copy of a statute of the University.

Proof of statutes

25 PART III - SUPERVISION AND DISCIPLINE

26 14.-(1) The President shall be the Visitor of the University.

The Visitor

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

1 (3) It shall be duty of the bodies and persons comprising the  
2 University to make available to the Visitor and to any other person conducting a  
3 visitation in pursuance of this section, such facilities and assistance as he or  
4 they may reasonably require for the purposes of a visitation.

Removal of certain  
members of Council

5 15.-(1) If it appears to the Council that a member of the Council (other  
6 than the Pro- Chancellor or the Vice-Chancellor) should be removed from  
7 office on the ground of misconduct or inability to perform the functions of his  
8 office or employment, the Council shall make a recommendation to that effect  
9 through the Minister to the President after making such enquiry, if any, as may  
10 be considered appropriate, and if the President approves the recommendation  
11 he may direct the removal of the person in question from office.

12 (2) It shall be the duty of the Minister to use his best endeavour to  
13 cause a copy of the instrument embodying a direction under subsection (1) of  
14 this section to be served as soon as reasonably practicable on the person to  
15 whom it relates.

Removal and  
discipline of  
academic,  
administrative  
and professional  
staff

16 16.-(1) If it appears to the Council that there are reasons for believing  
17 that any person employed as a member of the academic, administrative or  
18 professional staff of the University, other than Vice-Chancellor, should be  
19 removed from his office or employment on the ground of misconduct or of  
20 inability to perform the functions of his office or employment, the Council  
21 shall-

22 (a) give notice of those reasons to the person in question; afford him  
23 an opportunity of making representations in person on the matter;

24 (b) appoint a Staff Disciplinary Committee;

25 (c) and if the Council, after considering the report of the Staff  
26 Disciplinary Committee, is satisfied that the person in question should be  
27 removed as aforesaid, the Council may so remove him by an instrument in  
28 writing signed on the directions of the Council.

29 (2) The Vice-Chancellor may, in case of misconduct by a member of  
30 staff, which in the opinion of the Vice-Chancellor is prejudicial to the interests

1 of the University, suspend such member and any such suspension shall  
2 forthwith be reported to the Council.

3 (3) For good cause, any member of staff may be suspended from  
4 his duties or his appointment may be terminated by the Council; and for the  
5 purposes of this subsection "good cause" means-

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

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

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

15 (d) conduct which the Council considers to be such as to constitute  
16 failure or inability of the person concerned to discharge the functions of his  
17 office or to comply with terms and conditions of his service; or

18 (e) conduct which the Council considers to be generally of such  
19 nature as to render the continued appointment or service of the person  
20 concerned prejudicial or detrimental to the interest of the University.

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

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

27 (b) whether to re- instate such person in which case the Council  
28 shall restore his full emoluments with effect from the date of suspension;

29 (c) whether to terminate the appointment of the person concerned  
30 in which case such person shall not be entitled to the proportion of his

1 emoluments withheld during the period of suspension; or

2 (d) whether to take such lesser disciplinary action against such person  
3 (including the restoration of such proportion of his emoluments as might have  
4 been withheld) as the Council may determine.

5 (5) In any case where the Council, pursuant to this section, decides to  
6 continue a person's suspension or decides to take further disciplinary action  
7 against a person, the Council shall before the expiration of a period of three  
8 months from such decision come to a final determination in respect of the case  
9 concerning any such person.

10 (6) It shall be the duty of the person by whom an instrument of  
11 removal is signed in pursuance of subsection (1) of this section to use his best  
12 endeavour to cause a copy of the instrument to be served as soon as reasonably  
13 practicable on the person to whom it relates.

14 (7) Nothing in the foregoing provisions of this section shall-

15 (a) apply to any directive given by the Visitor in consequence of any  
16 visitation; or

17 (b) prevent the Council from making regulations for the discipline of  
18 other categories of workers of the University as may be prescribed.

Procedures for  
staff discipline

19 **17.-(1)** The Vice-Chancellor or Senate shall constitute an  
20 Investigation Panel to determine whether or not a prima facie case has been  
21 established against any member of staff.

22 (2) The Investigation Panel shall include the President or the  
23 chairman of the union to which the staff being investigated belongs.

24 (3) The Vice-Chancellor shall constitute a Staff Disciplinary  
25 Committee, which shall consist of such members of the Senate as he may  
26 determine, to consider the report of the Investigating Panel.

27 (4) The report and recommendation of the Staff Disciplinary  
28 Committee shall be forwarded to the Council for consideration and decision.

Appointment of  
external examiners

29 **18.** The Senate shall appoint external examiners.



1                   19.-(1) If on the recommendation of the Senate, it appears to the  
2 Vice-Chancellor that a person appointed as an examiner for any  
3 examination of the University ought to be re- moved from his office or  
4 appointment, then except in such cases as may be prescribed, the Vice-  
5 Chancellor may, after affording the examiner an opportunity of making  
6 representations in person on the matter to the Vice-Chancellor, remove the  
7 examiner from the office or appointment by an instrument in writing signed  
8 by the Vice-Chancellor.

Removal of  
examiners

9                   (2) Subject to the provisions of regulations made in pursuance of  
10 section 9 (5) of this Act, the Vice-Chancellor may, on the recommendation  
11 of the Senate, appoint an appropriate person as examiner in place of the  
12 examiner removed in pursuance of subsection (1) of this section.

13                   (3) It shall be duty of the Vice-Chancellor to sign an instrument of  
14 removal in pursuance of this section, to use his best endeavour to cause a  
15 copy of this instrument to be served as soon as is reasonably practicable on  
16 the person to whom it relates.

17                   20.-(1) Subject to the provisions of this section, where it appears to  
18 the Vice-Chancellor that any student of the University has been guilty of  
19 misconduct, the Vice-Chancellor may, in consultation with the Senate and,  
20 without prejudice to any other disciplinary power conferred on him by  
21 statute or regulations, direct that-

Discipline of  
students

22                   (a) the student shall not, during such period as may be specified in  
23 the direction, participate in such activities of the University, or make use of  
24 such facilities of the University, as may be so specified;

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

28                   (c) the student be rusticated for such period as may be specified in  
29 the direction; or (d) the student be expelled from the University.

30                   (2) Where a direction is given under subsection (1)(c) or (d) of this

1 section in respect of any student, that student may, within the prescribed period  
2 and in the prescribed manner, appeal to the Council; and where such an appeal  
3 is brought, the Council shall after causing such inquiry to be made in the matter  
4 as the Council considers just, confirm or set aside the direction or modify it in  
5 such manner as the Council thinks fit.

6 (3) The fact that an appeal from a direction is brought in pursuance of  
7 subsection (2) of this section shall not affect the operation of the direction while  
8 the appeal is pending.

9 (4) The Vice-Chancellor may delegate his powers under this section  
10 to a Disciplinary Committee consisting of such members of the University as  
11 he may nominate.

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

15 (6) Without prejudice to the provision of subsection (1) of this section,  
16 nothing shall prevent the Vice-Chancellor from taking an immediate  
17 disciplinary action against a student where he deems fit, and report thereafter to  
18 the Senate.

19 (7) It is hereby declared that a direction under subsection (1)(a) of this  
20 section may be combined with a direction under subsection (1)(b) of this  
21 section.

22 (8) No staff or student shall resort to a law court without proof of  
23 having exhausted the integral avenues for settling disputes or grievances or for  
24 seeking redress.

25 (9) The Visitor shall be the final arbiter on staff and student discipline,  
26 and his decision shall not be contestable in any court of law in Nigeria.

27 (10) Nothing in this subsection shall affect any power of a court of  
28 competent jurisdiction to enforce the fundamental right of any aggrieved  
29 citizen as enshrined in the Constitution of the Federal Republic of Nigeria  
30 1999.

PART IV - MISCELLANEOUS AND GENERAL PROVISIONS

1  
2 21.-(1) No person shall be required to satisfy the requirements as to  
3 any of the following matters, that is to say, race (including ethnic  
4 grounding), sex, place of birth or family origin, or religious or political  
5 persuasion, as a condition of becoming or continuing to be a student at the  
6 University, the holder of any degree of the University or of any appointment  
7 or employment at the University or a member of anybody established by  
8 virtue of this Act; and no person shall be subjected to any disadvantage or  
9 accorded any advantage in relation to the University, by reference to any of  
10 those matters.

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

11 (2) Nothing in subsection (1) of this section shall be construed as  
12 preventing the University from imposing any disability or restriction on any  
13 of the aforementioned persons where such person willfully refuses or fails  
14 on grounds of religious belief to undertake any duty generally and uniformly  
15 imposed on all such persons or any group of them which duty, having regard  
16 to its nature and the special circumstance pertaining thereto, is in the opinion  
17 of the University reasonably justifiable in the national interest.

18 22. Without prejudice to the provisions of the Land Use Act, the  
19 University shall not dispose of or charge any land or an interest in any land  
20 (including any land transferred to the University by this Act) except either  
21 with the prior written consent either general or special, of the President:  
22 Provided that such consent shall not be required in the case of any lease or  
23 tenancy at a rack-rent for a term not exceeding 21 years or lease or tenancy to  
24 a member of the University for residential purposes.

Restriction on  
disposal of land  
by University

25 23. Except as may be otherwise provided by statute or by  
26 regulations, the quorum and procedure of any body of persons established  
27 by this Act shall be as determined by that body.

Quorum and  
procedure of bodies  
established by this  
Act

28 24.-(1) Anybody of persons established by this Act shall, without  
29 prejudice to the generality of the powers of that body, have power to appoint  
30 committees, which need not consist exclusively of members of that body

Appointment of  
committees, etc.

1 and to authorize a committee established by it-

2 (a) to exercise, on its behalf, such of its functions as it may determine;

3 (b) to co-opt members and may direct whether or not co-opted  
4 members (if any) shall be entitled to vote in that committee.

5 (2) Any two or more such bodies may arrange for the holding of joint  
6 meetings of those bodies or for the appointment of committees consisting of  
7 members of those bodies or any of them and either of dealing with it or of  
8 reporting on it to those bodies or any of them.

9 (3) Except as may be otherwise provided by statute or by regulations,  
10 the quorum and procedure of a committee established or meeting held in  
11 pursuance of this section shall be such as may be determined by the body or  
12 bodies which have decided to establish the committee or hold the meeting.

13 (4) Nothing in the foregoing provisions of this section shall be  
14 construed as-

15 (a) enabling statutes to be made otherwise than in accordance with  
16 section 13 of this Act; or

17 (b) enabling the Senate to empower any other body to make  
18 regulations or to award degrees or other qualifications.

19 (5) The Pro-Chancellor and the Vice-Chancellor shall be members of  
20 every committee of which the members are wholly or partly appointed by the  
21 Council (other than a committee appointed to inquire into the conduct of any  
22 officer in question); and the Vice-Chancellor shall be a member of the Council  
23 and the Vice-Chancellor shall be a member of every committee of which the  
24 members are wholly or partly appointed by the Senate.

Retiring age of  
academic staff  
of the University

25 25.-(1) Notwithstanding anything to the contrary in the Pensions Act,  
26 the compulsory retiring age of an academic staff of a University shall be 65  
27 years except for the professor, which is 70 years.

28 (2) A law or rule requiring a person to retire from the public service  
29 after serving for 35 years shall not apply to an academic staff of the University.

1                   26. A person who retires as a professor having served-  
2                   (a) a minimum period of fifteen years as a professor in the  
3                   University or continuously in the service of a university in Nigeria up to the  
4                   retiring age; and

Special provisions  
relating to pension  
of professors

5                   (b) who during the period of service was absent from the  
6                   University only on approved national or University assignments, shall be  
7                   entitled to pension at a rate equivalent to his last annual salary and such  
8                   allowances as the Council may, from time to time, determine as qualifying  
9                   for pension and gratuity, in addition to any other retirement benefits to which  
10                  he may be entitled.

11                  27.-(1) The seal of each University shall be such as may be  
12                  determined by the Council and approved by the Chancellor, and the affixing  
13                  of the seal shall be authenticated by any member of the Council and by the  
14                  Vice Chancellor, secretary to the Council or any other person authorized by  
15                  statute.

Miscellaneous  
administrative  
provisions

16                  (2) Any document purporting to be a document executed under the  
17                  seal of the University shall be received in evidence and shall, unless the  
18                  contrary is proved, be presumed to be so executed.

19                  (3) Any contract or instrument, which if made or executed by a  
20                  person not being a body corporate would not be required to be under seal,  
21                  may be made or executed on behalf of the University by any person  
22                  generally or specifically authorized to do so by the Council.

23                  (4) The validity of any proceedings of anybody established in  
24                  pursuance of this Act shall not be affected by any vacancy in the membership  
25                  of the body, or by any defect in the appointment of a member of the body or  
26                  by reason that any person not entitled to do proceedings.

27                  (5) Any member of any such body who has a personal interest in  
28                  any matter proposed to be considered by that body shall forthwith disclose  
29                  his interest to the body and shall not vote on any question relating to that  
30                  matter.

1 (6) Nothing in section 12 of the Interpretation Act (which provides for  
2 the application in relation to subordinate legislation of certain incidental  
3 provisions) shall apply to statutes or regulations made in pursuance of this Act.

4 (7) The power conferred by this Act on anybody to make statutes or  
5 regulations shall include power to revoke or vary any statute (including the  
6 statute contained in the Second Schedule of this Act) or any regulation by a  
7 subsequent statute, or, as the case may be, by a subsequent regulation and  
8 statute and regulations may make different provisions in reaction to different  
9 circumstances.

10 (8) No stamp duty or other duty shall be payable in respect of any  
11 transfer of property to the University by virtue of any provision of this Act.

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

Interpretation

14 28.-(1) In this Act, unless the context otherwise requires-  
15 "Campus" means any campus which may be established by the University;  
16 "College" means any college which may be established by the University;  
17 "Council" means the Council established by this Act for the University;  
18 "graduate" means a person on whom a degree, (other than an honorary degree)  
19 has been conferred by the University;  
20 "Minister" means the Minister charged with responsibility for education;  
21 "notice" means notice in writing;  
22 "office" does not include the Visitor;  
23 "prescribed" means prescribed by statutes or regulations;  
24 "professor" means a person designated as a professor of the University in  
25 accordance with provisions made in that behalf by statute or regulations;  
26 "property" includes rights, liabilities and obligations;  
27 "regulations" means regulations made by the Senate or the Council;  
28 "Senate" means the Senate of the University established pursuant to section  
29 3(1)(c) of this Act;

1 "statute" means a statute made by the University under section 12 of this Act  
2 and in accordance with the provisions of section 13 of this Act;

3 "the statutes" means all such statutes as are in force from time to time;

4 "teacher" means a person holding a full-time appointment as a member of  
5 the teaching or research staff of the University;

6 "undergraduate" means a person in statu pupilari at the University other  
7 than-

8 (a) a graduate; and

9 (b) a person of such description as may be prescribed for the  
10 purposes of this definition; and

11 "University" means any of the Federal University of Medical and Health  
12 Sciences, Bende established under section 2 of this Act.

13 (2) It is hereby declared that where in any provisions of this Act it is  
14 laid down that proposals are to be submitted or a recommendation is to be  
15 made by one authority to another through one or more intermediate  
16 authorities, it shall be the duty of every such intermediate authority to  
17 forward any proposals or recommendations received by it in pursuance of  
18 that provision to the appropriate authority, but any such intermediate  
19 authority may, if it thinks fit, forward therewith its own comments thereon.

20 29. This Bill may be cited as the Federal University of Medical and  
21 Health Sciences, Bende (Establishment, etc.) Bill, 2021.

Short title

1 SCHEDULES

2 FIRST SCHEDULE

3 [Section 2 (2).]

4 PRINCIPAL OFFICERS OF THE UNIVERSITY

5 *The Chancellor*

6 1.-(1) The Chancellor shall be appointed by the President of Nigeria.

7 (2) The Chancellor shall hold office for a period of 5 years.

8 (3) If it appears to the Visitor that the Chancellor should be removed  
9 from his/her office on the ground of misconduct or of inability to perform the  
10 functions of his office, the Visitor may by notice in the Federal Gazette remove  
11 the Chancellor from office.

12 *The Pro-Chancellor*

13 2.-(1) The Pro-Chancellor shall be appointed or removed by the  
14 President on the recommendation of the Minister.

15 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold  
16 office for a period of 4 years beginning with the date of his/her appointment.

17 *The Vice-Chancellor*

18 3.-(1) There shall be a Vice-Chancellor of the University who shall be  
19 appointed by the President in accordance with the provisions of this paragraph.

20 (2) Where a vacancy occurs in the post of a Vice-Chancellor, the  
21 Council shall-

22 (a) advertise the vacancy in a reputable journal or a widely read  
23 newspaper in Nigeria, specifying-

24 (i) the qualities of the persons who may apply for the post, and

25 (ii) the terms and conditions of service applicable to the post, and  
26 thereafter draw up a shortlist of suitable candidates for the post for  
27 consideration;

28 (b) constitute a search team consisting of-

29 (i) a member of the Council, who is not a member of the Senate, as  
30 chairman,



1 (ii) two members of the Senate who are not members of the  
2 Council, one of whom shall be a professor, and

3 (iii) two members of Congregation who are not members of the  
4 Council, one of whom shall be a professor, to identify and nominate for  
5 consideration, suitable persons who are not likely to apply for the post on  
6 their own volition because they feel that it is not proper to do so.

7 (3) A joint Council and Senate Selection Board consisting of-

8 (a) the Pro-Chancellor, as chairman;

9 (b) two members of the Council, not being members of the Senate;

10 (c) two members of the Senate who are professors, but who were  
11 not members of the Search Team, shall consider the candidates and persons  
12 on the short list drawn up under subparagraph (2) of this paragraph through  
13 an examination of their curriculum vitae and interaction with them, and  
14 recommend to the Council suitable candidates for further consideration.

15 (4) The Council shall select three candidates from among the  
16 candidates recommended to it under subparagraph (3) of this paragraph and  
17 may indicate its order of preference stating the reasons therefore and  
18 forward the names to the President.

19 (5) The President may appoint as Vice-Chancellor anyone of the  
20 candidates recommended to him in accordance with the provisions of  
21 subparagraph (4) of this paragraph.

22 (6) The Vice-Chancellor shall hold office for a single term of five  
23 years only on such terms and conditions as may be specified in his letter of  
24 appointment.

25 (7) For the avoidance of doubt, the provisions of subparagraph (6)  
26 of this paragraph shall-

27 (a) only be applicable to those appointed to the office of Vice-  
28 Chancellor after 1 January, 1993;

29 (b) not confer on a person serving a first term of office as Vice  
30 Chancellor before 1st January, 1993 any right to renewal of the appointment

1 for a further term of four years.

2 (8) The Vice-Chancellor may be removed from office by the Visitor  
3 after due consultation with the Council and the Senate acting through the  
4 Minister of Education.

5 *Deputy Vice-Chancellors*

6 4.-(1) There shall be for the University such number of Deputy Vice  
7 Chancellors as the Council may, from time to time, deem necessary for the  
8 proper administration of the University.

9 (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor,  
10 the Vice-Chancellor shall forward to the Senate a list of two candidates for each  
11 post of Deputy Vice-Chancellor that is vacant.

12 (3) The Senate shall select for each vacant post one candidate from  
13 each list forwarded to it under subparagraph (2) of this paragraph and forward  
14 his name to the Council for confirmation.

15 (4) A Deputy Vice-Chancellor shall-

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

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

20 (c) perform such other functions as the Vice-Chancellor or the  
21 Council may, from time to time, assign to him.

22 (5) A Deputy Vice-Chancellor-

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

26 (b) may be re-appointed for one further period of 2 years and no more.

27 *Office of the Registrar*

28 5.-(1) There shall be for the University a Registrar, who shall be the  
29 chief administrative officer of the University and shall be responsible to the  
30 Vice-Chancellor for the day-to-day administrative work of the University

1           except as regards matters for which the Bursar is responsible in accordance  
2           with paragraph 6(2) of this Schedule.

3                       (2) The person holding the office of the Registrar shall by virtue of  
4           that office be secretary to the Council, the Senate, Congregation and  
5           Convocation.

6                       (3) The Registrar shall hold office for such period and on such  
7           terms as to the emoluments of his/her office and otherwise as may be  
8           specified

9                                       *Other principal officers of the University*

10                      6.-(1) There shall be for each University the following principal  
11           officers, in addition to the Registrar, that is-

12                      (a) the Bursar; and

13                      (b) the University Librarian, who shall be appointed by the Council  
14           on the recommendation of the Selection Board constituted under paragraph  
15           8 of this Schedule.

16                      (2) The Bursar shall be the chief financial officer of the University  
17           and be responsible to the Vice-Chancellor for the day-to-day administration  
18           and control of the financial affairs of the University.

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

24                      (4) The Bursar and Librarian shall hold office for such period and  
25           on such terms as to the emoluments of their offices and otherwise as may be  
26           specified.

27                      (5) Any question as to the scope of the responsibilities of the  
28           aforesaid officers shall be determined by the Vice-Chancellor.

29           Selection Board for other principal officers.

30                      7.-(1) There shall be, for the University, a Selection Board for the

1 appointment of principal officers, other than the Vice-Chancellor or Deputy  
2 Vice-Chancellor, which shall consist of-

- 3 (a) the Pro-Chancellor, as chairman;  
4 (b) the Vice-Chancellor;  
5 (c) four members of the Council not being members of the Senate; and  
6 (d) two members of the Senate.

7 (2) The functions, procedure and other matters relating to the  
8 Selection Board constituted under sub-paragraph (1) of this paragraph shall be  
9 as the Council may, from time to time, determine.

10 (3) The Registrar, Bursar and Librarian shall hold office for such  
11 period and on such terms as to the emoluments of their offices and otherwise as  
12 may be specified in their letters of appointment.

13 *Resignation and re-appointment*

14 8.-(1) Any officer mentioned in the foregoing provisions of this  
15 Schedule may resign his office-

- 16 (a) in the case of the Chancellor, by notice to the President; and  
17 (b) in any other case, by notice to the Council and the Council shall  
18 immediately notify the Minister in the case of the Vice-Chancellor.

19 (2) Subject to paragraphs 4 and 5 of this Schedule, a person who has  
20 ceased to hold an office so mentioned otherwise than by removal for  
21 misconduct shall be eligible for re-appointment to that office.

22 SECOND SCHEDULE

23 [Section 9 (2).]

24 UNIVERSITY OF HEALTH SCIENCES STATUTE NO. I

25 ARRANGEMENT OF ARTICLES

26 *Articles:*

- 27 1. The Council  
28 2. The Finance and General Purposes Committee  
29 3. The Senate  
30 4. Congregation



1 appointed may appoint a successor to hold office for the residue of the term of  
2 his predecessor.

3 (5) A person ceasing to hold office as a member of the Council  
4 otherwise than by removal for misconduct shall be eligible for re-appointment  
5 for only one further period of five years.

6 (6) The quorum of the Council shall be five, at least one of whom shall  
7 be a member appointed pursuant to section 7(d), (e), or (h) of this Act.

8 (7) If the Pro-Chancellor is not present at a meeting of the Council,  
9 such other member of the Council present at the meeting as the Council may  
10 appoint as respects that meeting, shall be the chairman at that meeting, and  
11 subject to sections 5 and 6 of this Act and the fore-going provisions, the  
12 Council may regulate its own procedure.

13 (8) Where the Council desires to obtain advice with respect to any  
14 particular matter, it may co-opt not more than two persons for that purpose and  
15 the persons co-opted may take part in the deliberations of the Council at any  
16 meeting but shall not be entitled to vote.

17 *The Finance and General Purposes Committee*

18 2.-(1) The Finance and General Purposes Committee of the Council  
19 shall consist of-

20 (a) the Pro-Chancellor, who shall be the chairman of the Committee at  
21 any meeting at which he is present;

22 (b) the Vice-Chancellor and Deputy Vice-Chancellors;

23 (c) six other members of the Council appointed by the Council, two of  
24 whom shall be elected from among the three members of the Council appointed  
25 by the Senate and one member appointed to the Council by Congregation;

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

29 (2) The quorum of the Committee shall be five.

30 (3) Subject to any directions given by the Council, the Committee



1 office if he had not resigned it.

2 (7) No election held in pursuance of this article in any year if the  
3 number specified in the certificate given in pursuance of paragraph (10) of this  
4 article does not exceed by more than one the figure which is thrice the number  
5 of those elected members holding office on the date of the certificate who do  
6 not vacate office during that year III pursuance of paragraph (6) of this article.

7 (8) For the avoidance of doubt it is hereby declared that no person  
8 shall be precluded from continuing in or taking office as an elected member by  
9 reason only of a reduction in the total of non-elected members occurring on or  
10 after 30 April in any year in which he is to continue in or take office as an  
11 elected member.

12 (9) If so requested in writing by any fifteen members of the Senate, the  
13 Vice-Chancellor, or in his absence, any of the Deputy Vice-Chancellors duly  
14 appointed by him, shall convene a meeting of the Senate to be held not later  
15 than the tenth day following that on which the re-quest was received.

16 (10) In this article "total of non-elected members" means as respects  
17 any year, such number as may be certified by the Vice-Chancellor on 30 April  
18 of that year to be the number of persons holding office as members of the  
19 Senate on that day otherwise than as elected members.

20 *Congregation*

21 4.-(1) Congregation shall consist of-

22 (a) the Vice-Chancellor and the Deputy Vice-Chancellors;

23 (b) the full-time members of the academic staff;

24 (c) the Registrar;

25 (d) the Bursar;

26 (e) the Librarian;

27 (f) the Director of Works;

28 (g) the Director of Academic Planning;

29 (h) the Director of Physical Planning;

30 (i) the Director of Health Services; and



1 (j) every member of the administrative staff who holds a degree  
2 other than an honorary degree of any university recognized for the purposes  
3 of this statute by the Vice-Chancellor.

4 (2) Subject to sections 5 and 6 of the Act, the Vice-Chancellor shall  
5 be the chairman at all meetings of Congregation when he is present; and in  
6 his absence any of the Deputy Vice-Chancellors present at the meeting as  
7 Congregation may appoint for that meeting, shall be the chairman at the  
8 meeting.

9 (3) The quorum of Congregation shall be one third (or the whole  
10 number nearest to one third) of the total numbers of Congregation or fifty,  
11 whichever is less.

12 (4) A certificate signed by the Vice-Chancellor specifying-

13 (a) the total number of members of Congregation for the purposes  
14 of any particular meeting or meetings of Congregation; or

15 (b) the names of the persons who are members of Congregation  
16 during a particular shall be conclusive evidence of that number or as the case  
17 may be, of the names of those persons.

18 (5) Subject to the foregoing provision of this article, Congregation  
19 may regulate its own procedure.

20 (6) Congregation shall be entitled to express by resolution or  
21 otherwise its opinion on all matters affecting the interest and welfare of the  
22 University and shall have such other functions in addition to the function of  
23 electing a member of the Council, as may be provided by statute or  
24 regulations.

25 *Convocation*

26 5.-(1) Convocation shall consist of-

27 (a) the officers of the University mentioned in the First Schedule to  
28 the Act;

29 (b) all teachers within the meaning of the Act; and

30 (c) all other persons whose names are registered in accordance with

1 paragraph (2) of this article.

2 (2) A person shall be entitled to have his name registered as a member  
3 of Convocation if-

4 (a) he/she is either a graduate of the University or a person satisfying  
5 such requirements as may be prescribed for the purposes of this paragraph; and

6 (b) he/she applies for the registration of his name in the prescribed  
7 manner and pays the prescribed fees.

8 (3) Regulations shall provide for the establishment and maintenance  
9 of a register for the purposes of this paragraph and subject to paragraph (4) of  
10 this article may provide for the payment from time to time of further fees by  
11 persons whose names are on the register and for any person who fails to pay  
12 those fees.

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

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

20 (6) The register shall, unless the contrary is proved, be sufficient  
21 evidence that any persons named therein is, and that any person not named  
22 therein is not, a member of Convocation; but for the purpose of ascertaining  
23 whether a particular person was such a member on a particular date, any entries  
24 in and deletions from the register made on or after that date shall be  
25 disregarded.

26 (7) The quorum of Convocation shall be fifty or one third (or the  
27 whole number nearest to one third) of the total number of members of  
28 Convocation, whichever is less.

29 (8) Subject to section 5 of this Act, the Chancellor shall be the  
30 chairman at all meetings of Convocation when he is present, and in his absence

1 the Vice-Chancellor shall be the chairman at the meeting.

2 (9) Convocation shall have such other functions, in addition to the  
3 functions of appointing a member of the Council, as may be provided by  
4 statute or regulations.

5 *Division of colleges*

6 6. Each college shall be divided into such number of branches as  
7 may be prescribed.

8 *College Boards*

9 7..-(1) There shall be established in respect of each college a  
10 College Board, which, subject to provisions of this statute, and subject to the  
11 directions of the Vice-Chancellor, shall-

12 (a) regulate the teaching and study of, and the conduct of  
13 examinations connected with the subjects assigned to the college;

14 (b) deal with any other matter assigned to it by statute or by the  
15 Vice-Chancellor or by the Senate; and

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

18 (2) Each College Board shall consist of-

19 (a) the Vice-Chancellor;

20 (b) the Deputy Vice-Chancellor;

21 (c) the Dean;

22 (d) the persons severally in charge of the departments of the  
23 college;

24 (e) such of the teachers assigned to the college and having the  
25 prescribed qualifications as the Board may determine; and to any provisions  
26 of this article and to any provision made by regulations in that behalf, the  
27 Board may regulate its own procedure;

28 (f) such persons whether or not members of the University as the  
29 Board may determine with the general or special approval of the Senate.

30 (3) The quorum of the Board shall be Six members or one quarter,

1 (whichever is greater), of the members for the time being of the Board; and  
2 subject to the provisions of this statute and

3 *Appointments and Promotions Committee*

4 8.-(1) There shall be an Appointments and Promotions Committee of  
5 the Council which shall ultimately be responsible for all appointments,  
6 promotions and discipline of all categories of senior staff in the University,  
7 under the chairmanship of the Vice-Chancellor.

8 (2) The Committee shall operate where necessary through the Senate  
9 or Selection Board or ad-hoc Committees and its recommendations shall be  
10 subject to the approval of the Council.

11 *Dean of college*

12 9.-(1) The Dean of a college shall be a professor appointed by the  
13 Appointments and Pro-motions Committee and such Dean shall hold office for  
14 a term of 3 years and shall be eligible for reappointment for another term of  
15 three years after which he may not be re-appointed again until two years have  
16 elapsed.

17 (2) The Dean shall be the chairman at all meetings of the College  
18 Board when he is present and shall be a member of all committees and other  
19 boards appointed by the College.

20 (3) The Dean of a college shall exercise general superintendence over  
21 the academic and administrative affairs of the college and it shall be the  
22 function of the Dean to present to Convocation or for the conferment of degrees  
23 on persons of the University at examinations held in the branches of learning  
24 for which responsibility is allocated to that college.

25 (4) There shall be a committee to be known as the Committee of  
26 Deans consisting of all Deans of the colleges and that Committee shall advise  
27 the Vice-Chancellor on all academic matters and on particular matters referred  
28 to the University Council.

29 *Deputy Dean of college*

30 10.-(1) There shall be a Deputy Dean of college who shall be

1 appointed by the Senate on the recommendation of the Dean.

2 (2) The Deputy Dean shall be appointed for two years in the first  
3 instance and may be re-appointed for a further period of two years after  
4 which he shall not be entitled to re-appointment until after two years.

5 *Director of Institute or Centre*

6 11.-(1) The Director of an Institute or of a Centre shall be appointed  
7 by the Appointments and Promotions Committee for academic staff, and  
8 such Director shall hold office for a period of 3 years and shall be eligible for  
9 re-appointment for another term of three years after which he may not be  
10 appointed again until two years have elapsed.

11 (2) The Director of an Institute or Centre shall exercise general  
12 superintendence over the affairs of the Institute or Centre.

13 *Head of Department*

14 12.-(1) The Head of a Department shall be appointment by the  
15 Vice-Chancellor and such Head shall hold office for a period of three years  
16 and shall be eligible for re-appointment for another term of three years after  
17 which he may not be appointed again until 2 years have elapsed.

18 (2) The Head of a Department shall exercise general  
19 superintendence over the academic and administrative affairs of the  
20 department.

21 *Creation of academic posts*

22 13. Recommendations for the creation of posts other than those  
23 mentioned in article 10 of this statute shall be made by Senate to the Council  
24 through the Finance and General Purposes Committee.

25 *Appointment of academic staff*

26 14.-(1) Subject to the Act and the statutes, the filling of vacancies in  
27 academic posts (including newly created ones) shall be the responsibility of  
28 the Senate.

29 (2) For the purpose of filling such vacancies, the Senate shall set up  
30 suitable selection boards to select and make appointments on its behalf.

1           (3) For appointments to professorships, associate professorships or  
2 readerships or equivalent posts, a board of selection (with power to appoint)  
3 shall consist of-

4           (a) the Vice-Chancellor;

5           (b) if the post is tenable at a college, or is within a school comprised in  
6 a college, the Provost of that college;

7           (c) if the post is within a faculty, school, institute or other teaching unit  
8 of the University, the Dean of that teaching unit;

9           (d) two members appointed by the Council;

10          (e) four members of the Senate appointed by the Senate, at least two of  
11 whom shall, if the post is tenable at a college, be senior members of the staff of  
12 the college;

13          (f) such other persons as the Senate may from time to time appoint.

14          (4) Subject to paragraph (5) of this Article, for appointments to  
15 associate professorships, readerships, senior lectureships and other academic  
16 posts, a selection board (with power to appoint) shall consist of-

17          (a) the Vice-Chancellor;

18          (b) if the post is tenable at a college, or is within a school comprised in  
19 a college, the Provost of that college;

20          (c) if the post is within a faculty, school, institute or other teaching unit  
21 of the University, the Dean of that teaching unit;

22          (d) four members of the Senate appointed by the Senate, at least two  
23 of whom shall, if the post is tenable at a college, be members of the staff of the  
24 college; and

25          (e) such other persons as the Senate may from time to time appoint.

26          (5) Where an appointment falling within paragraph (4) above is  
27 tenable at a college, the Senate may authorize the college to set up a selection  
28 board therefore (with power to appoint); but every selection board set up in  
29 pursuance of this paragraph shall include the Vice-Chancellor and shall also  
30 include at least two members of the Senate, nominated by the Senate, who are

1 not members of the academic staff of the college.

2 (6) A college shall have power to make appointments to academic  
3 posts within the college below the level of associate professor or reader.

4 (7) For the purpose of exercising the power conferred by paragraph  
5 (6) above, the college shall set up suitable selection boards to select and  
6 make appointments on its behalf.

7 (8) Every selection board set up in pursuance of paragraph (7) of  
8 this article shall include the Vice-Chancellor and shall also include at least  
9 two members of the Senate, nominated by the Senate, who are not members  
10 of the academic staff of the college.

11 (9) All appointments to senior library posts shall be made in the  
12 same way as equivalent appointments in the academic staff; and for all such  
13 posts, other than that of librarian, the librarian shall be a member of the  
14 selection board.

15 (10) Boards of selection may interview candidates directly or  
16 consider the reports of assessors or specialist interviewing panels.

17 *Appointment of administrative and technical staff*

18 15.-(1) The administrative and technical staff of the University,  
19 other than principal officers, shall be appointed by the council or on its behalf  
20 by the Vice-Chancellor or the Registrar in accordance with any delegation of  
21 powers made by the Council in that behalf.

22 (2) Administrative and technical staff of a college, other than  
23 principal officers, shall be appointed by the board of governors of the  
24 college or by the Provost or secretary of the college in accordance with any  
25 delegation of powers made by the court in that behalf.

26 (3) In the case of administrative or technical staff who have close  
27 and important contracts with the academic staff, there shall be Senate or (in  
28 the case of a college) academic board participation in the process of  
29 selection.

1 *Interpretation*

2 16. In this Statute, the expression-  
3 "the Act" means the Federal University of Medical and Health Sciences, Bende  
4 Abia State Act and any expression defined in the Act has the same meaning in  
5 this Statute.

6 *Short title*

7 17. This Statute may be cited as Federal University of Medical and  
8 Health Sciences, Bende No. 1.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Medical and Health Sciences, Bende in Abia State.