

FEDERAL SCHOOL OF MEDICAL LABORATORY TECHNOLOGY, GBOKO
(ESTABLISHMENT) BILL, 2021
ARRANGEMENT OF SECTIONS

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(d) the Senate, which shall exercise such powers conferred on it

A BILL

3. The School shall be responsible for the conduct of professional

FOR

courses leading to the award of diplomas and certificates in medical laboratory
AN ACT TO ESTABLISH THE FEDERAL SCHOOL OF MEDICAL LABORATORY

TECHNOLOGY, GBOKO TO TRAIN MEDICAL LABORATORY SCIENCE
PERSONNEL IN PROVIDING ACCURATE DIAGNOSIS AND MONITORING
TREATMENTS TO MEET THE PRESENT AND FUTURE NEEDS IN PRIMARY,
SECONDARY, TERTIARY AND HEALTH CARE AND RESEARCH CENTERS IN
NIGERIA; AND FOR RELATED MATTERS

Sponsored Hon. John Dyegh

(iii) appointed by the President of the Federal Republic of Nigeria
ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows:

PART I - ESTABLISHMENT, COMPOSITION AND GOVERNING COUNCIL
OF THE FEDERAL SCHOOL OF MEDICAL LABORATORY
TECHNOLOGY, GBOKO

1.-(1) There is established the Federal School of Medical
 Laboratory Science (in this Bill referred to as the School ")

- (2) The School:
- (a) is a body corporate with perpetual succession and a common seal;
 - (b) may sue or be sued in its corporate name; and
 - (c) may hold a property, movable or immovable in its corporate name.

(3) The Headquarters of the School shall be in Gboko, Benue State or any other location as the Council may decide.

2. The School shall consist of all Fellows of the School and its affairs shall be managed by:

- (a) the Council, and

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Responsibility of the School

Establishment and composition of the Governing Council

Commencement

Establishment of Federal School of Medical Laboratory Technology, Gboko

Composition of the School

1 (b) the Senate, which shall each exercise such powers conferred on it
2 by this Bill.

Responsibility
of the School

3 3. The School shall be responsible for the conduct of professional
4 courses leading to the award of diplomas and certificates in medical laboratory
5 technology.

Establishment
and composition
of the Governing
Council

6 4.-(1) There is established for the School a Council (in this Bill
7 referred to as "the Council") which shall consist of:

8 (a) the President of the School who shall be:

9 (i) the Chairman,

10 (ii) a Fellow of the Medical Laboratory Science Council of Nigeria,

11 and

12 (iii) appointed by the President of the Federal Republic of Nigeria;

13 (b) a representative each of the Federal Ministry of:

14 (i) Health,

15 (ii) Education, and

16 (iii) Science and Technology.

17 (c) a representative of the Association of Medical Laboratory
18 Scientists of Nigeria;

19 (d) two persons, at least one of whom shall be a woman, selected on
20 their personal merit, based on their contributions either to the development of
21 medical laboratory science or their special interest in medical science
22 education;

23 (e) the Provost of the School; and

24 (f) a representative of the Academic Board of the School.

Schedule

25 (2) The supplementary provisions in the Schedule to this Bill shall
26 have effect with respect to the proceedings of the Council and other matters
27 mentioned in the Schedule.

Tenure of office
of members of
the Council

28 5. A member of the Council (other than an ex-officio member):

29 (a) shall hold office for a term of three years in the first instance; and

1 (b) may be eligible for re-appointment for another term of three
2 years and no more.

3 6.-(1) A member of Council (other than an ex-officio member) may
4 resign his appointment by notice in writing addressed to the Council. Cessation or
removal from
office

5 (2) The Minister may, in writing with the approval of the President,
6 remove any member of the Council if he is satisfied that it is not in the
7 interest of the School or public that the member concerned should continue
8 in office.

9 7. A member of the Council (other than ex-officio member) shall Remuneration
10 be paid such remuneration and allowances as may be determined by the
11 Revenue Mobilization, Allocation and Fiscal Commission.

12 PART II - FUNCTIONS OF THE SCHOOL AND GOVERNING COUNCIL

13 8. The School shall: Functions of the
School

14 (a) provide courses of instruction, training and research in:

15 (i) medical laboratory science, and

16 (ii) such other fields of applied learning relevant to the needs of the
17 development of Nigeria in the areas of medical laboratory science courses,
18 and for research in the development and adaption of techniques as the

19 Council may determine;

20 (b) produce technical, professional and such other skilled
21 personnel normally required for medical laboratory science;

22 (c) arrange conferences, seminars and study groups relevant to the
23 fields of learning specified in paragraph (a); and

24 (d) perform such other functions as in the opinion of the Council
25 may serve to promote the objectives of the School.

26 9.-(1) Subject to the provisions of this Bill, the Council shall be the Functions of
the Council
27 governing body of the School and:

28 (a) shall be charged with the general control and management of
29 the affairs of the School, in particular the control of the property and
30 finances; and

1 (b) may facilitate carrying out the activities of the School and promote
2 its best interests.

3 (2) The Council may acquire and hold such movable or immovable
4 property as may be necessary or expedient for carrying into effect the
5 provisions of this Bill and for the same purpose may sell, lease, mortgage or
6 otherwise alienate any property so acquired.

7 (3) The Council may enter into contracts as may be necessary or
8 expedient for carrying into effect the provisions of this Bill.

Powers of the
School

9 10. The School has powers to:

10 (a) award diplomas and certificates for courses provided by it under
11 section 7 of this Bill;

12 (b) invest its funds in a manner and to such extent as it may deem
13 necessary or expedient;

14 (c) establish and maintain a library comprising such books, journals,
15 records, reports and other publications and information systems as may be
16 required for the performance of the functions conferred on the School by this
17 Bill; and

18 (d) accept gifts of land, money or other property upon such terms and
19 conditions, as may be specified by the person or organisation making the gift,
20 but the School shall not accept any gift if the terms and conditions attached are
21 inconsistent with its functions under this Bill.

Directions by
the Minister

22 11. The Minister may give the Council directions of a general
23 character or relating to matters of policy with regard to its functions under this
24 Bill, and the Council shall comply with such directions.

25 PART III - APPOINTMENT, QUALIFICATION, TENURE, DUTIES, ETC. OF

26 PRINCIPAL OFFICERS AND OTHER STAFF OF THE SCHOOL

Appointment
of Provost of
the School

27 12.-(1) There shall be for the School a Provost (in this Bill referred to
28 as "the Provost") who shall be:

29 (a) a Fellow of Medical Laboratory Science Council of Nigeria;

30 (b) appointed by the Council, from a list supplied to it by the

1 Academic Board, of three persons of high academic standing, proven
2 administrative ability and good character; and

3 (c) appointed on such terms and conditions of service as stipulated
4 in his letter of appointment.

5 (2) The Provost shall be the Chief Accounting and Administrative
6 Officer of the School.

7 13. A person to be appointed Provost shall possess:

Qualification
for the post of
Provost

8 (a) a Post-Graduate Degree in medical laboratory science with
9 evidence of populations in the relevant fields;

10 (b) appropriate professional qualifications in medical laboratory
11 science and be registered with the Medical Laboratory Science Council of
12 Nigeria; and

13 (c) at least 10 years cognate experience in the field of medical
14 laboratory science.

15 14. The Provost shall be responsible for the:

Duties of the
Provost

16 (a) day-to-day administration of the School;

17 (b) exercise of general authority over the staff of the School; and

18 (c) discipline of the students in the School.

19 15. The Provost shall hold office for a term of four years and may
20 be re-appointed for another term of four years and no more.

Tenure of office
of the Provost

21 16. The Provost shall hold office on such terms and conditions as
22 may be determined by the Minister as may be specified in his letter of
23 appointment.

Terms and
conditions of
office of the
Provost

24 17. Where the office of the Provost is vacant, the Council shall:

Vacancy of office
of the Provost

25 (a) advertise the vacancy in a reputable journal and widely read
26 newspaper in Nigeria specifying:

27 (i) the qualities of a person who may apply for the post, and

28 (ii) the terms and conditions of service applicable to the post, and
29 thereafter, draw up a short list of suitable candidates for considerations;

30 (c) set up a Joint Committee of the Council and the Academic

1 Board consisting of:

- 2 (i) the Chairman of the Council, and
- 3 (ii) two members of the Council, not being members of the Academic
- 4 Board and not below the rank of Chief Lecturer, to consider the candidates on
- 5 the short list drawn up under paragraph (a) through an examination of their
- 6 curriculum vitae and interaction with them and recommend the qualified
- 7 candidates to the Council for its consideration.

Registrar of the School

8 18. (1) There shall be a Registrar of the School who shall:

- 9 (a) be responsible to the Provost for the day-to-day administration of
- 10 the School; and
- 11 (b) discharge such other duties as the Council or Provost may require
- 12 him to do.

13 (2) The Registrar shall:

- 14 (a) be the Secretary to the Council, the Academic Board and any
- 15 Committee of the Council; and
- 16 (b) attend all the meetings of those bodies unless excused for good
- 17 cause or reason by the Chairman of the Council.

Provost

18 (3) Where the Registrar is absent for a meeting of the Council, the

19 Chairman of the Council may, after consultation with the Provost, appoint a

20 suitable person to act as secretary for any particular meeting of the Council.

Provost

21 (4) The Secretary to the Council a person appointed to act under

22 subsection (3) is not entitled to vote on any question before the Council, or be

23 counted towards a quorum unless such a person is so entitled as a member of

24 the Council.

Provost

Tenure of office of the Registrar

25 19. (1) The Registrar:

26 (a) shall hold office for a term of four years effective from the date of

27 his appointment and on such terms and conditions as may be specified in the

28 letter of his appointment; and

29 (b) may be re-appointed for another term of four years and no more.

30 (2) If, on the commencement of this Bill, the Registrar had held office:

1 (a) for four years or less, he shall be deemed to be serving his first
 2 term of office and may be reappointed for another term of four years;
 3 (b) for more than four years but less than eight years, he shall
 4 complete the maximum period of eight years and thereafter relinquish his
 5 post and be assigned other duties in the School; and
 6 (c) for eight years or more, the Council may allow him to serve as
 7 Registrar for a further period of one year only and thereafter he shall
 8 relinquish his post and be assigned other duties in the School.

9 **20.-(1) There shall be for the School two Deputy Provosts who**
 10 **shall assist the Provost in the performance of his functions:**

Appointment of the Deputy Provost

11 (a) Deputy Provost I - Administration; and
 12 (b) Deputy Provost II - Academics.

13 (2) Each Deputy Provost shall-

14 (a) be a person of high academic and moral standing;
 15 (b) manifest administrative experience; and

Officers to be appointed

16 (c) be appointed by the Council on the recommendation of the
 17 Provost.

18 (3) The Council shall appoint the Deputy Provosts from among the
 19 Chief Lecturers in the School:

20 (a) from a list of three candidates, in order of preference, submitted
 21 by the Provost; or

22 (b) on the recommendation of the Selection Board constituted for
 23 the School.

24 (4) The Selection Board referred to in subsection (3) (b) shall
 25 consist of:

- 26 (a) the Chairman of the Council;
- 27 (b) the Provost;
- 28 (c) two members of the Council not being members of the
- 29 Academic Board; and
- 30 (d) two members of the Academic Board, which may make

1 inquiries as it deems fit before making the recommendation required under
2 subsection (3) (b).

3 (5) The Deputy Provosts shall:

4 (a) assist the Provost in the performance of his functions;

5 (b) act (in the case of the Deputy Provost 1) in the place of the Provost
6 when the office of the Provost is vacant or if the Provost is, for any reason,
7 absent or unable to perform his functions as Provost; and

8 (c) perform such other functions as the Provost or the Council may
9 assign to them.

10 (6) The Deputy Provost:

11 (a) shall hold office for a term of four years effective from the date of
12 his appointment and on such terms and conditions as may be specified in his
13 letter of appointment;

14 (b) may be re-appointed for another term of four years and no more.

Other Principal
Officers of the
School

15 21.-(1) There shall be for the School the following other Principal
16 Offices in addition to the Registrar:

17 (a) the Bursar,

18 (b) the School Librarian,

19 (c) the Director of Works, and

20 (d) the Director of Medical and Health Services, who shall be
21 appointed by the Council on the recommendation of the Selection Board
22 constituted under section 19 (3) (b) of this Bill.

23 (2) The Bursar shall be the Chief Financial Officer of the School and
24 shall be responsible to the Provost for the day-to-day administration and
25 control of the financial affairs of the School.

26 (3) The School Librarian shall be responsible to the Provost for the
27 administration of the School Library and the co-ordination of the library
28 services in the teaching units of the School.

29 (4) The Director of Works shall be responsible to the Provost for the
30 maintenance of the School buildings, minor works, transport and supervision

1 of the School's construction projects.

2 (5) The Director Medical and Health Services shall be responsible
3 to the Provost for the supervision of the medical and health services and
4 facilities of the School.

5 (6) The Principal Officers mentioned in subsection (1):

6 (a) shall hold office for a term of four years in the first instance and
7 on such terms and conditions as may be specified in their letters of
8 appointment; and

9 (b) may be re-appointed for another term of four years and no more.

10 (7) Any question as to the scope of the responsibilities of the
11 Principal Officers shall be determined by the Provost.

12 (8) If, on the commencement of this Bill, the Bursar, Librarian,
13 Director of works or Director of Medical and Health Services had held
14 office for:

15 (a) four years or less, he shall be deemed to be serving his first term
16 of office and may be reappointed for another term of four years;

17 (b) more than four years but less than eight years, he shall complete
18 the maximum period of eight years and thereafter relinquish his post and be
19 assigned other duties in the School;

20 (c) eight years or more, he shall relinquish his post and be assigned
21 other duties in the School.

22 22. A Principal Officer may resign his appointment:

23 (a) in the case of the Provost, by notice in writing to the Council,
24 and the Council shall forward it to the President; and

25 (b) in any other case, by notice in writing to the Provost who shall
26 forward it to the Council.

27 23.-(1) The Council may appoint such other persons to be staff of
28 the School as the Council may determine to assist the Provost and the
29 Principal Officers of the School in the performance of their function under
30 this Bill.

Resignation of
management by
Principal Officers

Appointment of
other employees
of the School

1 (2) The power to appoint all other staff of the School apart from the
2 Provost and the Principal Officers shall be exercised:

3 (a) in the case of a senior staff, by the Council on the recommendation
4 of the Senior Staff Appointments and Promotions Committee set up under
5 paragraph 2 (2) (a) of the Schedule to this Bill; and

6 (b) in the case of a junior staff, by the Provost on the recommendation
7 of the Junior Staff Appointments and Promotion Committee set up under
8 paragraph 2 (2) (b) of the Schedule to this Bill.

9 (3) The remuneration of staff of the School shall be determined by the
10 Council with the approval of the Minister.

Staff regulations
and conditions
of service

11 24.-(1) The Council may, subject to the provisions of this Bill, make
12 staff regulations relating generally to the conditions of service of the staff of the
13 School and such regulations may provide for:

14 (a) the appointment, promotion and discipline of staff of the School;

15 (b) appeals by staff against dismissal or other disciplinary measures,
16 and until such regulations are made, any instrument relating to the conditions
17 of service of public officers in the university system shall be applicable, with
18 such modifications as may be necessary, to staff of the School; and

19 (c) the rate of remuneration, scales of salary, contract conditions,
20 super-annuations, arrangements and other conditions of service of members of
21 the academic, administrative and technical staff as are determined by the
22 Council.

23 (2) The Provost and other academic staff shall retire on attainment of
24 65 years of age, while non-academic staff shall retire on attainment of 60 years
25 of age as applicable to other training or research institution.

26 (3) Staff regulations made under subsection (1) shall not have effect
27 until approved by the Minister and when so approved, the regulations need not
28 be published in the Federal Government Gazette but the Council shall cause
29 them to be brought to the notice of all affected persons in such manner as it may
30 determine.

Removal of staff
of the School
from office

1 27.-(1) Where it appears to the Council that there are reasons for
2 believing that any person employed as a member of the academic,
3 administrative or technical staff of the staff of School other than the Provost,
4 should be removed from office on the grounds of misconduct or inability to
5 perform the functions of his office, the Council shall:

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

7 (b) afford him an opportunity to make representations in person on the
8 matter to the Council; and

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

11 (i) if he is an academic staff, for a joint committee of the Council and
12 the Academic Board to investigate the matter and report to the Council,

13 (ii) for a committee of the Council to investigate the matter where it
14 relates to any other member of staff of the School and report to the Council, and

15 (iii) for the person in question to be afforded an opportunity of
16 appearing and making presentations before the Investigating Committee set up
17 for that purpose with respect to the matter, and if the Council, after considering
18 the report of the Investigating Committee, is satisfied that the person in
19 question should be removed from office, the Council may remove him by an
20 instrument in writing signed on the directions of the Council.

21 (2) The Provost may, in the case of misconduct by a member of staff
22 which, in the opinion of the Provost, is prejudicial to the interests of the School,
23 suspend the member of staff and the suspension shall be reported to the
24 Council.

25 (3) A member of staff may be suspended from good cause, or his
26 appointment may be terminated by the Council, and for the purpose of this
27 subsection, "good cause" means:

28 (a) any physical or mental incapacity which the Council, after
29 obtaining advice from panel of two medical experts constituted by the Council,
30 considers to be such as to render the person concerned unfit for the

1 performance of the functions of his office;

2 (b) any physical or mental incapacity which the Council, after
3 obtaining medical advice from a panel of two medical experts constituted by
4 the Council, considers to be such as to render the person concerned unfit to
5 continue to hold his office;

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

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

12 (4) Any person suspended under subsection (2) or (3), shall be
13 placed on half pay and the Council shall, before the expiration of three
14 months after the date of the suspension, consider the case against that person
15 and come to a decision as to whether to:

16 (a) continue the person's suspension and so on what terms
17 (including the proportion of the emoluments to be paid to him),

18 (b) reinstate the person, in which case the Council shall restore his
19 full emoluments to him with effect from the date of suspension,

20 (c) terminate the appointment of the person in question, in which
21 case the person shall not be entitled to the proportion of his emoluments
22 withheld during the period of suspension, and

23 (d) take lesser disciplinary action against the person (including the
24 restoration of such proportion of his emoluments that might have been
25 withheld), and in any case where the Council, under this section, decides to
26 continue a person's suspension or decides to take further disciplinary action
27 against a person, the Council shall, before the expiration of a period of three
28 months from such decision, come to final determination in respect of the
29 case concerning that person.

30 (5) The person by whom an instrument of removal is signed under

1 subsection (1) shall use his best endeavors to cause a copy of the instrument to
2 be served as soon as reasonably practicable on the person to whom it relates.

3 (6) Nothing in this section prevents the Council from making such
4 regulations for the discipline of other categories of staff and workers of the
5 School as it may deem fit.

6 PART IV - FINANCIAL PROVISIONS

Establishment
of Fund for the
School

7 28.-(1) The School shall establish and maintain a fund (the fund) from
8 which shall be defrayed all expenditure incurred by the School in the
9 performance of its functions under this Bill.

10 (2) There shall be paid into the Fund:

11 (a) such sums as may be granted to the School by the Federal
12 Government of Nigeria;

13 (b) fees charged and payable to the School by the students;

14 (c) any other amount charged or dues recoverable by the School;

15 (d) revenue accruing to the School by way of subvention, grants-in-
16 aid, endowment or otherwise;

17 (e) interest on investments; and

18 (f) donations and legacies accruing to the School from any source, for
19 the general or special purpose of the School.

Account, record
and estimates

20 29.-(1) The Council shall keep proper records and accounts of its
21 activities and shall cause to be prepared, not later than 1st October in each
22 financial year, an estimate of its revenue and expenditure for the ensuing
23 financial year and when prepared, the estimates shall be submitted to the
24 Minister for approval.

25 (2) At the end of each financial year but not later than 30th June, the
26 Council shall cause to be prepared a statement of its income and expenditure
27 during the previous financial year.

28 (3) The statement referred to in subsection (2) shall, when certified by
29 the Provost, be audited by a firm of auditors appointed by the Council from a
30 list of four firms in accordance with the guidelines supplied by the Auditor-

1 General for the Federation and shall be published in the annual report of the
2 School.

3 30.-(1) A donation or gift of money to be applied to any particular Donations or
4 purpose shall be placed to the credit of a Special Reserve Account approved gifts for particular
5 by the Council until such time as they may be expended in fulfillment of purposes
6 such purpose.

7 (2) The Council is not obliged to accept a donation or gift of land,
8 money and other property for a particular purpose if the terms and
9 conditions are contrary to the functions of the School.

10 31. All sums of money received on account of the School shall be Payment into
11 paid into the bank as may be approved for the credit of the School's general bank
12 current or deposit account.

13 32. The Council shall: Annual report

14 (a) on or before 31st December in each year, prepare and submit to
15 the President through the Minister, a report of its activities during the
16 preceding financial year; and

17 (b) include in the report:

18 (i) the audited accounts of the School in respect of that financial
19 year, and

20 (ii) the auditor's comments on the accounts.

21 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

22 33.-(1) The Council may make rules providing for the Provost to Discipline of
23 conduct inquiries into alleged acts of misconduct (including lack of students
24 discipline) by students and such rules may make different provisions for
25 different circumstances.

26 (2) The rules shall provide for the procedure and rules of evidence
27 to be followed at the inquiries under this section.

28 (3) Subject to the provisions of this section, where it appears to the
29 Provost that any student of the School is guilty of misconduct, the Provost
30 may, without prejudice to any other disciplinary powers conferred on him by

1 this Bill or regulations made under this Bill, direct that:

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

5 (b) the activities of the students shall, during the period as may be
6 specified in the direction, be restricted in the manner specified;

7 (c) the student be suspended for such period as may be specified in the
8 direction; or

9 (d) the student be expelled from the School.

10 (4) Where the post of the Provost is vacant or where the Provost
11 refuses to apply any of the disciplinary measures, the Council may, either
12 directly or through some other staff, apply such disciplinary actions as are
13 specified in subsection (1) to any student of the School who is considered
14 guilty of misconduct.

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

21 (6) The fact that an appeal from a direction is pending under
22 subsection (5) shall not affect the operation of the direction while the appeal is
23 pending.

24 (7) The Provost may delegate his powers under this section to a
25 disciplinary committee of such members of the School as he may nominate.

26 (8) Nothing in this section shall be construed as terminating a
27 student's activity in the School except on the grounds of misconduct.

28 (9) The direction under subsection (3) (a) may be combined with a
29 direction under subsection (3) (b).

30 (10) In all cases under this section, the decision of the Council is final.

1 34.-(1) The Council may make bye-laws relating to any matter
2 within its competence under this Bill other than matters for which a
3 provision is to be made by standing orders under paragraph 5 of the
4 Schedule to this Bill.

Power to make
bye-laws

5 (2) All bye-laws shall come into force when sealed with the seal of
6 the Council unless some other date for their commencement is prescribed.

7 (3) Nothing in subsection (2) shall make it obligatory for the
8 Council to publish any of the bye-laws in the Federal Government Gazette
9 but the Council shall bring such bye-laws to the notice of all affected
10 persons.

11 35.-(1) No person shall be:

Exclusion or
discrimination
on account of
race or religion

12 (a) required to satisfy requirements as to race (including ethnic
13 grouping), sex, place of birth, family origin, religious or political persuasion
14 as a condition for:

15 (i) becoming or continuing to be a student at the School,

16 (ii) being a holder of any certificate of the School or any
17 appointment or employment at the School, or

18 (iii) being a member of any body established under this Bill, and

19 (b) subjected to any disadvantage or accorded any advantage in
20 relation to the School by reference to any of the matters mentioned in this
21 subsection.

22 (2) Nothing in this section shall be construed as preventing the
23 School from imposing any disability or restriction on any person where such
24 person lawfully refuses or fails on grounds of religious belief to undertake
25 his duty generally and uniformly imposed on all persons or any group of
26 them when the duty, having regard to its nature and the special circumstance
27 pertaining to it, is in the opinion of the School, reasonably justifiable in the
28 national interest.

29 36.-(1) By virtue of this Bill, all property (movable and
30 immovable) held by or on behalf of the School shall, as from the

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Provisions

1 commencement of this Bill, vest in the School.

2 (2) Upon the commencement of this Bill:

3 (a) all right, interests, obligations and liabilities of the School existing
4 immediately before the commencement of this Bill under any contract or
5 instrument, or at law or in equity, apart from any contract or instrument, shall,
6 by virtue of this Bill, be assigned to and vested in the School;

7 (b) any contract or instrument as is mentioned in subparagraph (a)
8 shall be of the force and effect against or in favour of the School and shall be
9 enforced fully and effectively as if the School had been named therein or had
10 been a party thereto; and

11 (c) the School shall be subject to all the obligations and liabilities to
12 which the School was subject to immediately before the commencement of this
13 Bill and all other persons shall, as from the commencement of this Bill, have
14 the same rights, powers and remedies against the School as they had against the
15 School immediately before the commencement of this Bill.

16 (3) If, immediately before the commencement of this Bill, a person
17 was a member or a staff of the School, that person shall, by virtue of this Bill, be
18 a member or an employee of the School.

19 (4) Any proceeding or cause of action pending or existing before the
20 commencement of this Bill by or against the School may be commenced,
21 continued or enforced by or against the School as it might have been against the
22 School if this Bill had not been enacted.

Interpretation

23 37. In this Bill:

24 "Academic Board" means the Academic Board established under section 24 of
25 this Bill;

26 "Junior Staff Appointments and Promotions Committee" means a body by the
27 name mentioned under paragraph 2 (2) (b) of the Schedule to this Bill;

28 "Minister" means the Minister charged with responsibility for matters relating
29 to health;

1 "Registrar" means the Registrar of the School appointed under section 17 (1)
2 of this Bill; and

3 "Senior Staff appointments and promotions Committee" means a body that
4 name mentioned under paragraph 2 (2) (a) of the Schedule to this Bill.

5 38. This Bill may be cited as the Federal School of Medical Citation
6 Laboratory Technology, Gboko (Establishment) Bill, 2021.

7 SCHEDULE
8 Sections 4 (2), 23 (2) (a) and (b) and 34 (1)

9 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

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

13 2.-(1) The Council may set up one or more committees to which it
14 may delegate any of its functions.

15 (2) Without prejudice to the generality of subparagraph (1) of this
16 paragraph, the Council shall set up the following committees:

17 (a) the Senior Appointments and Promotions Committee which
18 shall:

19 (i) consist of a chairman and four members appointed by the
20 Council, and four other members appointed by the Provost from members of
21 the senior staff of the School,

22 (ii) be charged with the responsibility of making recommendations
23 to the Council on the appointment and promotion of the academic and senior
24 staff of the School,

25 (iii) have a quorum of five members; and
26 (iv) be chaired by the Chairman but if the Chairman of the
27 Committee is absent from any meeting of the Committee, the members
28 present shall elect one of them to act as Chairman for that particular meeting;

29 (b) the Junior Staff Appointments and Promotions Committee
30

1 which shall consist of a chairman and four other members to be appointed by
2 the Provost and shall have the powers set out in section 22 (2) (b) of this Bill;
3 and

4 (c) the Committee on Students' Affairs which shall consist of:

5 (i) a chairman who shall be appointed by the Provost from among the
6 senior staff of the School;

7 (ii) one member of the Council;

8 (iii) two members of the academic staff of the School; and

9 (iv) four students of the School.

10 (4) The Committee on Students' Affairs shall be charged with the duty
11 of considering any

12 (a) matter which relates to the welfare of students;

13 (b) other matter referred to it by either the Council or students of the
14 School; and

15 (c) matter that the students refer to the Council which shall be referred
16 to the Committee on Students' Affairs in the first instance.

17 (4) No decision of a committee shall have effect unless it is confirmed
18 by the Council.

19 *Proceedings of the Council*

20 3.-(1) The Council shall meet for the conduct of business at such times
21 as the Chairman of the Council may appoint but the meetings of the Council
22 shall hold at least twice in a year.

23 (2) The Chairman of the Council may at any time and shall at the
24 request in writing of not less than five members of the Council, summon a
25 meeting of the Council.

26 (3) Particulars of the business to be transacted by the Council shall be
27 circulated to members with the notice of the meeting at least two weeks before
28 the date of the date of the meeting.

29 *Advice from expert*

30 4.-(1) Where the Council desires to obtain the advice of any person on

1 any particular matter; it may co-opt the person as a member for a meeting
2 whether or not expressly convened for the purpose of considering the
3 particular matter but no co-opted member is entitled to vote or considered as
4 part of the quorum.

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

7 (3) Seven members shall form a quorum at any meeting of the
8 Council.

9 (4) The Chairman shall, at any meeting of the Council, have a vote
10 and in the case of an equality of votes, may cast a deciding vote.

11 *Standing orders*

12 5. The Council may make standing orders with respect to holding
13 meetings, the nature of notices to be given, the Proceedings there upon, the
14 keeping of minutes of such proceedings and the custody and production for
15 inspection of such minutes.

16 *Meetings*

17 6. Where the Chairman of the Council is absent from a meeting of
18 the Council, the members present shall elect one of their members to act as
19 Chairman for the purpose of that meeting.

20 *Miscellaneous*

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

25 *Seal of the Council*

26 8.-(1) The common seal of the Council shall not be used or affixed
27 to any document except in pursuance of a resolution duly passed at a
28 properly constituted meeting of the Council and recorded in the minutes of
29 such meeting.

30 (2) The affixing of the seal of the Council shall be authenticated by

1 the signature of the Chairman of the Council or another member authorised
 2 generally or specifically by the Council for any purpose.
 3 (3) Any document purporting to be a document duly executed under
 4 the seal of the Council shall be received in evidence and is, unless the contrary
 5 is proved, deemed to be so executed.
 6 (9) Any member of the Council who has a
 7 personal interest in any contract or arrangement entered into or proposed to be
 8 considered by the Council or its committee shall disclose his interest to the
 9 Council and shall not vote on any question relating to the contract or
 10 arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal School of Medical Laboratory
 Technology, Gboko to train medical laboratory science personnel in providing
 accurate diagnosis and monitoring treatments to meet the present and future
 needs in primary, secondary, tertiary and health care and research centers in
 Nigeria.

This Bill also seeks to empower the Federal School of Medical Laboratory
 Technology, Gboko to provide for the courses leading to the award of diplomas
 and certificates in medical laboratory technology.