

[HB. 1748]

C 4335

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURAL TECHNOLOGY DAMBOA, BORNO STATE AND FOR RELATED MATTERS, 2021

Sponsored by Hon. Jaha Ahmadu Usman

Commencement

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 AGRICULTURAL TECHNOLOGY,
3 DAMBOA, BORNO STATE

4 1.-(1) There is established the Federal University of Agricultural
5 Technology Damboa, Borno State (in this Bill referred to as "the
6 University").

Establishment and Objects of the Federal University of Agricultural Technology Damboa, Borno State

7 (2) The University shall:

8 (a) be a body corporate with perpetual succession and a common
9 seal; and

10 (b) may sue or be sued in its corporate name.

11 2. The objects of the University shall be to-

Objects of the University

12 (a) Encourage the advancement of learning and to hold out to all
13 persons without distinction of the race, creed, sex or political conviction the
14 opportunity of acquiring tertiary education in Agricultural Technology and
15 allied studies;

16 (b) To develop and offer academic and professional programs
17 leading to award of diplomas, first degrees, post-graduate research in higher
18 degrees with emphasis on Agricultural and Technological research,
19 planning, adaptive, technical, maintenance, developmental and productive
20 skills in the engineering, scientific, and allied professional discipline with

1 the aim of producing socially mature men and women with capability not only
2 to understand, use and adapt existing technologies in the Agriculture, but also
3 to improve on them and develop new ones;

4 (c) To act as agents and catalysts, through post-graduate training,
5 research and innovation for the effective and economic utilization, exploitation
6 and conservation of the country's Agriculture resources and Technological
7 innovativeness;

8 (d) To offer to the general public particularly in the Area Agricultural
9 Technology as a form of public service, the results of training and research and
10 to foster the practical applications of these results;

11 (e) To establish appropriate relationships with other national
12 institutions involved in training research. Research and development of
13 technologies in the Agriculture Sector;

14 (f) To identify the problems and needs of the Agricultural and
15 Technological sectors in Nigeria and to find solutions to them within the
16 context of overall national development.

17 (g) To provide and promote sound basic scientific training as a
18 foundation for the development of Agricultural Science and technology in
19 Nigeria, taking into account indigenous cultures and the need to enhance
20 national unity;

21 (h) To encourage and promote scholarships and conduct research in
22 various fields of learning and human endeavor;

23 (i) To relate its activities to the technological, social, cultural and
24 economic needs of the people of Nigeria; and CD to undertake any other
25 activities appropriate for an Agriculture University of the highest standard.

26 3.-(1) The University shall consist of:

27 (a) a Chancellor;

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

29 (c) a Vice Chancellor and a Senate;

30 (d) a Deputy Vice-Chancellor;

Constitution of
the University
and its Constituents
Bodies, etc.

- 1 (e) a body to be called Congregation;
- 2 (f) a body to be called Convocation;
- 3 (g) the Campuses and Colleges of the University;
- 4 (h) the Faculties, Schools, Institutes and other teaching and
- 5 research units of the University;
- 6 (i) The persons holding the offices constituted by the First
- 7 Schedule of this Act other than those mentioned in paragraphs (a) to (c) of
- 8 this subsection; CD all graduates and undergraduates; and
- 9 (k) all other persons who are members of the University in
- 10 accordance with provisions made by Statute in that behalf.

11 (2) The First Schedule to this Act shall have effect with respect to

12 the Principal Officers of the University mentioned therein.

13 (3) Provision shall be made by Statute with respect to the

14 constitution of the following bodies, namely:

- 15 (a) the Council;
- 16 (b) the Senate;
- 17 (c) the Congregation; and
- 18 (d) the Convocation.

19 4.-(1) For the carrying out of its objects as specified in Section 2 of

20 this Act, the University shall have power to:

Powers of the
University

21 (a) establish such Campuses, Colleges, Faculties, Institutes,

22 Schools, Extra-mural and consultancy departments and other teaching and

23 research units within the University as may from time to time seem

24 necessary or desirable, subject to the approval of the National Universities

25 Commission;

26 (b) Institute professorships, readerships and associate

27 professorships, lectureships and other posts and offices and to make

28 appointments thereto;

29 (c) institute and award fellowships, scholarships, exhibitions,

- 1 bursaries, medals, prizes and other titles, distinctions, awards and forms of
2 assistance;
- 3 (d) provide for the residence, discipline and welfare of members of
4 the University;
- 5 (e) hold examinations and award degrees, diplomas, certificates and
6 other distinctions to persons who have pursued a course of study approved by
7 the University and have satisfied such other requirements as the University
8 may lay down;
- 9 (f) award honorary degrees, fellowships or academic titles;
- 10 (g) demand and receive from any student or any other person
11 attending the University for the purpose of instruction such fees as the
12 University may from time to time determine, subject to the overall directives of
13 the appropriate authority;
- 14 (h) subject to section 22 of this Act, to acquire, hold, grant, charge or
15 otherwise deal with or dispose of movable and immovable property wherever
16 situate;
- 17 (i) accept gifts, legacies and donations, but without obligation to
18 accept the same for a particular purpose unless it approves the terms and
19 conditions attaching thereto;
- 20 (j) enter into contracts, establish trusts, act as trustee, solely or jointly
21 with any other person, and employ and act through agents;
- 22 (k) erect, provide, equip and maintain libraries, laboratories, lecture
23 halls, halls of residence, refectories, sports grounds, playing fields and other
24 buildings or things necessary, suitable or convenient for any of the objects of
25 the University;
- 26 (l) hold public lectures and undertake printing, publishing, book
27 selling and consultancy services;
- 28 (m) subject to any limitations or conditions imposed by Statute, to
29 invest any moneys appertaining to the University which its law endorse,
30 whether for general or special purposes, and such other moneys as may not be

1 immediately required for current expenditure, in any investments or
 2 securities or in the purchase or investment of land, with power from time
 3 to time to vary any such investments and to deposit any moneys for the time
 4 being un-invested with any bank on deposit or current account;

5 (n) borrow, whether on interest or not, and if need be, upon the
 6 security of any or all of the property movable or immovable of the
 7 University, such moneys as the Council may from time to time in its
 8 discretion find necessary or expedient to borrow or to guarantee any loan,
 9 advances or credit facilities;

10 (o) make gifts for any charitable purpose;

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

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

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

20 5.-(1) The Chancellor shall in relation to the University, take
 21 precedence before all other members of the University, and when he is
 22 present shall preside at all meetings of convocation held for conferring
 23 degrees

Functions of the
Chancellor and
Pro-Chancellor

24 (2) The Pro-Chancellor shall, in relation to the University, take
 25 precedence before all other members of the University except the
 26 Chancellor, and except for the Vice Chancellor when acting as Chairman of
 27 Congregation or Convocation, and the Pro-Chancellor shall when present,
 28 be the Chairman at all meetings of the Council.

29 6.-(1) There shall be a Council for the University consisting of:

30 (a) the Pro-Chancellor;

Establishment
and Composition
of Council

- 1 (b) The Vice-Chancellor;
- 2 (c) the Deputy Vice-Chancellor;
- 3 (d) one person from the Ministry responsible for Education;
- 4 (e) four persons representing a variety of interest and broadly
- 5 representative of the whole Federation;
- 6 (f) four persons appointed by the Senate from among its members;
- 7 (g) two persons appointed by the Congregation from among its
- 8 members; and
- 9 (h) one person appointed by Convocation from among its members
- 10 (2) Persons to be appointed to the Council shall be persons of proven
- 11 integrity, knowledgeable and familiar with the affairs and tradition of the
- 12 University.

Functions of the
Council and its
Finance and
General Purpose

- 13 7.-(1) Subject to the provisions of this Act relating to the Visitor, the
- 14 Council shall be the Governing Body of the University and shall be charged
- 15 with the general control and superintendence of the policy, finances and
- 16 property of the University, including its public relations.
- 17 (2) There shall be a committee of the Council to be known as the
- 18 Finance and General Purposes Committee, which shall, subject to the
- 19 directions of the Council, exercise control over the property and expenditure of
- 20 the Council as the Council may from time to time delegate 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 auditors
- 25 appointed by the Council from the list and in accordance with guidelines
- 26 supplied by the Auditor-General of the Federation, and that an annual report is
- 27 published by the University together with certified copies of the said accounts
- 28 as audited.
- 29 (5) Subject to this Act and the Statutes, the Council and the Finance
- 30 and General Purposes Committee may each make rules for the purpose of

1 exercising any of their respective functions or of regulating their own
2 procedure.

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

8 (7) There shall be paid to the members of the Council, the Finance
9 and General Purposes Committee and of any other committee set up by the
10 Council, allowances in respect of traveling and other reasonable expenses,
11 at such rates as may from time to time be fixed by the extent of government
12 circulars.

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

16 (9) If required in writing by any five members of the Council, the
17 Chairman shall within 28 days after the receipt of such request call a meeting
18 of the Council:

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

25 8.-(1) Subject to section 5 of this Act and subsections (3) and (4) of
26 this section and to the provisions of this Act relating to the Visitor, it shall be
27 the general function of the Senate to organize and control teaching in the
28 University, admission to Postgraduate courses and other admission of
29 students, the discipline of students and to promote research in the
30 University.

Functions of the
Senate

1 **(2)** Without prejudice to the generality of the provisions of subsection
2 **(1)** of this section, it shall in particular be a function of the Senate to make
3 provision for the:

4 **(a)** establishment, organization and control of campuses, colleges,
5 faculties, departments, schools, institutes and other teaching and research units
6 of the University, and the allocation of responsibility for different branches of
7 learning;

8 **(b)** organization and control of courses of study in the University and
9 of the examinations held in conjunction with those courses, including the
10 appointment of examiners, both internal and external;

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

13 **(d)** making of recommendations to the Council with respect to the
14 award to any person of an honorary fellowship or honorary degree or the title of
15 professor emeritus;

16 **(e)** establishment, organization and control of halls of residence and
17 similar institutions in the University;

18 **(f)** supervision of the welfare and security of students in the
19 University and the regulation of their conduct;

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

22 **(h)** determination of what description of dress shall be academic dress
23 for the purposes of the University and regulating the use of academic dress.

24 **(3)** The Senate shall not establish any new campus, college, faculty,
25 department, school, institute or other teaching, consultancy and research units
26 of the university; or any hall of residence or similar institution at the University
27 without the approval of the Council.

28 **(4)** **(a)** Subject to this Act and the Statutes, the Senate may make
29 regulations for the purpose of exercising any function conferred on it either by
30 the provisions of the section or for the purpose of providing for any matter for

1 which provision by relation is authorized or required by this Act or any
2 statute;

3 (b) The Senate shall, by relation, provide that at least one of the
4 persons appointed as examiners at each final or professional examination
5 held in conjunction with any course of study, in the University is not a
6 teacher at the University but is a teacher at the branch of learning to which
7 the course relates in some other university of high repute.

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

14 9.-(1) The Vice-Chancellor shall, in relation to the University, take
15 precedence before all other members of the University except the
16 Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any
17 other person for the time being acting as Chairman of the Council.

Functions of the
Vice-Chancellor

18 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
19 have general function, in addition to any other functions conferred on him
20 by this Act or otherwise, of directing the activities of the University, and
21 shall to the exclusion of any other person or authority be the Chief Executive
22 and Academic Officer of the University and Ex-Officio Chairman of the
23 Senate.

24 PART II - TRANSFER OF PROPERTY

25 10.-(1) All property held by or on behalf of the Provisional Council
26 shall, by virtue of this subsection and without further assurance, vest in the
27 University and be held by it for the purpose of the University.

Transfer of
Property to the
University

28 (2) The provisions of the Second Schedule to this Act shall have
29 effect with respect to the transfer of property by this section and to matters

1 arising there from and with respect to other matters mentioned in that Schedule

2 PART III - STATUTES OF THE UNIVERSITY

Power of the
University to
make Statutes

3 11.-(1) Subject to this Act, the University may make Statutes for any
4 of the following purposes:

5 (a) Making provision with respect to the composition and constitution
6 of any authority of the University;

7 (b) Specifying and regulating the powers and duties of any authority
8 and regulating any other matter connected with the University or any of its
9 authorities;

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

12 (d) determining whether any particular matter is to be treated as
13 academic or non-academic matter for the purposes of this Act and of any
14 Statute, regulation or other instrument made thereunder and:

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

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

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

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

Mode of exercising
the power to make
Statutes

27 12.-(1) The power of the University to make Statutes shall be
28 exercised in accordance with the provisions of this section.

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

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

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

5 (3) A proposed Statute may originate either in the Senate or
6 Council, and may be approved as required by subsection (2) of this section
7 by both bodies in no particular order.

8 (4) A Statute which:

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

11 (b) provides for the establishment of a new campus or college or for
12 the amendment or revocation of any Statute whereby a campus or college is
13 established; Shall not come into operation unless it has been approved by the
14 Visitor.

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

20 13. A Statute may be proved in any Court by the production of a
21 copy thereof bearing or having affixed to it a certificate signed by the Vice-
22 Chancellor or the Registrar to the effect that the copy is a true copy of a
23 Statute of that University.

Proof of Statute

24 14.-(1) In the event of any doubt or dispute arising at any time as
25 to the meaning of any provision of a Statute, the matter may be referred
26 to the Visitor, who shall take such advice and make such decision thereon
27 as he deems fit.

Power to decide
the meaning of
Statute

28 (2) The decision of the Visitor on any matter referred to him under
29 this section shall be binding upon the authorities, staff and students of that
30 University and where any question as to the meaning of any provision of a

1 statute has been decided by the Visitor under this section, no question as to the
2 meaning of that provision shall be entertained by any other authority in
3 Nigeria:

4 Provided that nothing in this subsection shall affect the power of a
5 court of competent jurisdiction to determine whether any provision of a statute
6 is wholly or partly void as being ultra vires or as being inconsistent with the
7 Constitution.

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

15 PART IV - SUPERVISION AND DISCIPLINE

The Visitor

16 15.-(1) The President shall be the Visitor of the University.

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

21 (3) It shall be the duty of the bodies and persons comprising the
22 University to:

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

26 (b) Give effect to any instructions consistent with the provision of this
27 Act which may be given by the Visitor in consequence of the visitation.

Removal of certain
Members of the
Council

28 16.-(1) If it appears to the Council that a member (other than the Pro-
29 Chancellor or the Vice-Chancellor) should be removed from office on grounds
30 of misconduct or inability to perform the functions of his office, the Council

1 shall make a recommendation to that effect through the Minister of the
2 Federal Executive Council. The Federal Executive Council after
3 making such enquiries (if any) as may be considered necessary, approves the
4 recommendation it may direct the removal of the member from office.

5 (2) It shall be the duty of the Minister to use his best endeavours to
6 cause a copy of the instrument embodying a direction under subsection (1)
7 of this section to be served as soon as reasonably practicable on the person to
8 whom it relates.

9 17.-(1) If it appears to the Council that there are reasons for
10 believing that any person employed as a member of the academic,
11 administrative or professional staff of the University, other than the Vice-
12 Chancellor, should be removed from office or on grounds of misconduct or
13 inability to perform the functions of his office Council shall:

Removal and
discipline of
Academic,
administrative
and Professional
Staff

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

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

17 (c) take a decision to determine or not to terminate the
18 appointment.

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

22 (a) a Joint Committee of the Council and the Senate to review the
23 matter and to report on it to the Council;

24 (b) The person in question to be afforded an opportunity to appear
25 before and be heard by an investigating Committee with respect to the
26 matter; and

27 (c) if the Council after considering the report of the Investigating
28 Committee, is satisfied that the person in question should be removed, the
29 Council may so remove him by an instrument in writing signed on the
30 directions of the Council.

1 (3) The Vice-Chancellor may, in a case of gross misconduct by a
2 member of staff which in the opinion of the Vice-Chancellor is prejudicial to
3 the interest of the University, suspend such member for a specified period of
4 time and any such suspension shall immediately be reported to the Council.

5 (4) Any member of staff may be suspended from duty or his
6 appointment may be terminated by Council for a good cause and for the
7 purposes of this subsection "good cause" means:

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

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

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

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

20 (5) Any person suspended pursuant to subsection (3) of this section
21 shall be on half pay and the Council shall before the expiration of a period of
22 three months from the date of such suspension consider the case against that
23 person and come to a decision as to whether to:

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

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

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

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

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

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

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

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

Removal of
Examiners

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

27 (3) It shall be the duty of the Registrar on signing an instrument of
28 removal pursuant to this section, to use his best endeavors to cause a copy of
29 the instrument to be served as soon as reasonably practicable on the person
30 to whom it relates.

Discipline of
Students

1 **19.-(1)** Subject to the provisions of this section, where after due
2 process it appears to the Vice-Chancellor that any student is guilty of
3 misconduct, the Vice-Chancellor may without prejudice to any other
4 disciplinary powers conferred on him by Statute or regulations, direct that the:

5 **(a)** student shall not, during such period as may be specified in the
6 direction, participate in such activities of the University or make use of such
7 facilities of the University as may be so specified;

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

10 **(c)** student be rusticated for such period as may be specified in the
11 direction;

12 **(2)** Where a direction is given under the subsection (1) paragraphs (a)
13 to (d) of this section in respect of any student, the student may, within the
14 prescribed period and in the prescribed manner, appeal against the direction to
15 the Senate.

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

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

23 **(5)** The Vice-Chancellor may delegate his powers under this section
24 to a disciplinary Board consisting of such members of the University as he may
25 nominate.

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

30 **(7)** A direction under subsection (1) of this section may be combined

1 with a direction under subsection (1)(b) of this section.

2 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

3 20.-(1) No person shall be required to satisfy requirements as to
4 any of the following matters, that is to say, race (including ethnic grouping),
5 sex, place of birth, family origin, religious or political persuasion, as a
6 condition for becoming or continuing to be a:

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

7 (a) student in the University;

8 (b) Holder of any degree, appointment or employment in the
9 University; or

10 (c) member of any body established by virtue of this Act.

11 (2) No person shall be subjected to any disadvantage or accorded
12 any advantage in relation to the University by reference to any of the matters
13 referred to in subsection (1) of this section.

14 21.-(1) For the purpose of the Land Use Act (which provides for the
15 compulsory acquisition of land for public purposes) any purpose of the
16 University shall be the same as that of the Federation.

Transfer of land
to the University

17 (2) Where an estate or interest in land is acquired by the
18 Government pursuant to this section, the Government may, by a certificate
19 under the hand and seal of the person so authorized or any other person
20 authorized in that behalf transfer it to the University.

21 22. Without prejudice to the provisions of the Land Use Act, the
22 University shall not dispose of or charge any land or an interest in any land
23 (including any land transferred to the University by this Act) except with the
24 prior written consent, either general or special, of the Visitor:

Restriction on
disposal of land
by University

25 PROVIDED that such consent shall not be required in the case of
26 any lease or tenancy at a rack-rent for a term not exceeding twenty-one years
27 of any lease or tenancy to a member of the University for residential
28 purpose.

29 23. Except as may be otherwise provided by Statute or by
30 Regulation, the quorum and procedure of any body of persons established

Quorum and
procedure of
bodies established
by this Act

Appointment
of Committees,
etc.

1 by this Act shall be such as may be determined by that body.

2 24.-(1) Anybody of persons established by this Act shall, without
3 prejudice to the generality of the powers of that body, have power to appoint
4 committees, which need not consist exclusively of members of that body and
5 authorize a Committee established by it to:

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

7 and

8 (b) co-opt members and direct whether or not co-opted members shall
9 be entitled to vote in that Committee

10 (2) Any two or more such bodies may arrange for the holding of joint
11 meetings of those bodies or for the appointment of committees consisting of
12 members of those bodies, for the purpose of considering any matter within the
13 competence of those bodies or any of them and either dealing with it or of
14 reporting on it to those bodies or any of them.

15 (3) Except as may be otherwise provided by Statute or Regulations,
16 the quorum and procedure of a Committee established or meeting held
17 pursuant to this section shall be such as may be determined by the body or
18 bodies which have decided to establish the Committee or hold the meeting.

19 (4) 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 the
22 officer in question) and the Vice-Chancellor shall be a member of every
23 Committee of which the members are wholly or partly appointed by the Senate.

24 (5) Nothing in the foregoing provisions of this section shall be
25 construed as enabling:

26 (a) statutes to be made otherwise than in accordance with section 11 of
27 this Act; or

28 (b) the Senate to empower any other body to make Regulations or to
29 award degrees or other qualifications.

1 25.-(1) The seal of the University shall be such as may be
2 determined by the Council and approved by the Chancellor and the affixing
3 of the seal shall

4 (a) in the case of any other document, be authenticated by any
5 member of Council, the Vice-Chancellor and the Registrar or any other
6 person authorized by Statute.

7 (2) Any document purporting to be a document executed under the
8 seal of the University shall be received in evidence and shall, unless the
9 contrary is proved, be deemed to be so executed.

10 (3) Any contract or instrument which, if made or executed by a
11 person not being a body corporate, would not be required to be under seal,
12 may be made or executed on behalf of the University by any person
13 generally or specially authorized to do so by the Council without seal.

14 (4) The validity of the proceedings of anybody established
15 pursuant to this Act shall not be affected by any vacancy in the membership
16 of the body or by any defect in the appointment of a member of the body or
17 by reason that any person not entitled to do so took part in the proceedings.

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

21 (6) Nothing in section 12 of the Interpretation Act (which provides
22 for the application, in relation to subordinate legislation, of certain
23 incidental provisions) shall apply to Statutes or Regulations made pursuant
24 to this Act.

25 (7) The power conferred by this Act on anybody to make Statute or
26 Regulations shall include power to revoke or vary any:

27 (a) Statute (including the Statute contained in the Third Schedule to
28 this Act; or

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

1 PROVIDED that the Statutes and Regulations may have different
2 provisions in relation to different circumstances.

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

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

Interpretation

8 **26.-(1)** In this Act-

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

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

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

14 "gross misconduct" means any act of misconduct and improper behavior that
15 may be designated as gross misconduct by any Statute or Regulation made,
16 pursuant to this Act.

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

18 "Misconduct" means any conduct which is prejudicial to the good name of the
19 university and or discipline and the proper administration of the business of the
20 University.

21 "Notice" means notice in writing;

22 "Officer" does not include the Visitor;

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

24 "Professor" means a person designed as a professor of the University in
25 accordance with provisions made in that behalf by Statute or by Regulations;

26 "Property" includes rights, liabilities and obligations;

27 "The provisional Council" means the provisional Council appointed for the
28 University by the President with effect from September 2016;

29 "Regulations" means regulations made by the Senate or Council;

30 "Senate" means the senate of the University established by the Act;

1 "Statute" means a Statute made by the University under section 11 of this
2 Act and in accordance with the provisions of section 12 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 the
5 teaching or

6 research staff of the University;

7 "President" means the President of the Federal Republic of Nigeria;

8 "Constitution" means the Constitution of the Federal Republic of Nigeria;

9 "undergraduate" means a person in status pupilaris in the University, other
10 than-

11 (a) A graduate; and

12 (b) (b) a person of such description as may be prescribed for the
13 purposes of this definition.

14 "The University" means the Federal University of Agricultural Technology
15 Damboa, Borno State incorporated and constituted by this Act; and

16 "the Act" means the Federal University of Agricultural Technology
17 Damboa, Borno State (Establishment) Act.

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

25 27. This Bill may be cited as the Federal University of Agricultural
26 Technology Damboa, Borno State (Establishment, etc.) Bill, 2021. Citation

1 SCHEDULE

2 FIRST SCHEDULE

3 Section 3 (2)

4 PRINCIPAL OFFICERS OF THE UNIVERSITY

5 *The Chancellor*

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

8 *The Pro-Chancellor*

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

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

13 *The Vice-Chancellor*

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

17 *Deputy Vice-Chancellor*

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

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

24 (3) A Deputy Vice-Chancellor shall-

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

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

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

Office of the Registrar, Bursar and University Librarian

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

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

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

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

(a) the Bursar; and

(b) the University Librarian.

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

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

(4) The Bursar and the University Librarian:

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

Other Officers of the University

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

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

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

8 *Resignation and re-appointment*

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

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

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

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

18 SECOND SCHEDULE

19 *Section 10 (2)*

20 TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

21 *Transfer of Property to the University*

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

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

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

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

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

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

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

10 *Registration of Transfers*

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

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

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

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

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

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

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

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

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

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

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

20 THIRD SCHEDULE

21 *Section 11 (3)*

22 FEDERAL UNIVERSITY OF AGRICULTURAL TECHNOLOGY DAMBOA, BORNO
23 STATE STATUTE NO. 1

24 *Articles*

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

1 7. Faculty board

2 (a) The Dean of the Faculty.

3 (b) The Dean of the College Principal and other key officers

4 (c) The Director of Academic Post.

5 (d) A Apointment of Academic Staff

6 12. Apointment of Administrative and Technical Staff.

7 *The Council*

8 (1) Any member of Council holding office pursuant to section 6 (e)

9 (f) (g) or (h) of this Act may, by notice to the Council resign his office.

10 (2) A member of Council holding office pursuant to section 5 (e), (f)

11 (g) or (h) of this Act shall, unless he previously vacates it, vacate that office
12 on the expiration of a period of four years starting from 1st August in the year
13 in which he was appointed.

14 (3) Where a member of Council holding office pursuant to section
15 6 (e) (f) (g) or (h) of this Act vacates office before the expiration of his
16 tenure, the body that appointed him may appoint a successor to hold office
17 for the residue of his unexpired term.

18 (4) A person ceasing to hold office as a member of Council
19 otherwise than by removal for misconduct shall be eligible for
20 reappointment for only one further period of four years.

21 (5) The quorum of the Council shall be five, at least one of whom
22 shall be a member pursuant to Section 6 (d) and (e) of this Act.

23 (6) If the Pro-Chancellor is not present at a meeting of the Council,
24 the members present at the meeting may appoint one of them to be the
25 Chairman at that meeting, and subject to section 5 of this Act and the
26 provision of this paragraph the Council may regulate its own procedure.

27 (7) Where the Council desires to obtain advice with respect to any
28 particular matter, it may co-opt not more than two persons for the purpose;
29 and the persons co-opted may take part in the deliberations of the Council at
30 any meeting but shall not be entitled to vote.

1 (8) The Council constituted by this Act shall have a four-year tenure
2 from the date of its inauguration, provided that where a Council is found to be
3 incompetent and corrupt, it shall be dissolved by the visitor and a new Council
4 shall be immediately constituted for the effective functioning of the University.

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

9 *The Finance and General-Purpose Committee*

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

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

14 (b) The Vice-Chancellor and a Deputy Vice-Chancellor;

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

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

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

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

24 *The Senate*

25 3.-(1) There shall be a Senate for the University consisting of:

26 (a) The Vice-Chancellor;

27 (b) The Deputy Vice-Chancellor

28 (c) all Professors of the University

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

1 (e) all Heads of Academic Departments, Units and Research
2 Institutes of the University;

3 (f) The University Librarian; and

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

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

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

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

16 *Congregation*

17 4.-(1) Congregation shall consist of:

18 (a) The Vice-Chancellor and the Deputy Vice-Chancellor

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

20 (c) the Registrar;

21 (d) the Bursar; and

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

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

29 (3) The quorum of congregation shall be one-third (or the nearest
30 whole number to one third) of the total number of members of congregation.

1 or fifty, whichever is less.

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

3 (a) The total number of members of Congregation for the purposes of
4 any particular meeting or meetings of Congregation; or

5 (b) the names of the persons who are members of Congregation
6 during a particular period; Shall be conclusive evidence of that number or as
7 the case may be of the names of those persons.

8 (5) Subject to the provisions of this schedule, congregation may
9 regulate its own procedure.

10 (6) Congregation shall be entitled to express by resolution or
11 otherwise its opinion on all matters affecting the interest and welfare of the
12 University and shall have such other functions in addition to the function of
13 electing a member of the Council, as may be provided by Statute or
14 Regulations.

15 *Convocation*

16 5.-(1) Convocation shall consist of:

17 (a) The Officers of the University mentioned in Schedule I to this Act;

18 (b) All teachers within the meaning of this Act; and

19 (c) all other persons whose names are registered in accordance with
20 paragraph 2 below.

21 (2) A person shall be entitled to have his name registered as a member
22 of convocation if he:

23 (a) is either a graduate of the University or a person satisfying such
24 requirements as may be prescribed for the purposes of this paragraph; and

25 (b) applies to the registration of his name in the prescribed manner
26 and pays the prescribed fee.

27 (3) Regulations shall provide for the establishment and maintenance
28 of a register for the purpose of this paragraph and, subject to paragraph (3)
29 below, may provide for the payment from time to time of further fees by
30 persons whose names are on the register and for the removal from the register

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

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

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

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

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

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

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

25 *Organization of Faculties and Branches thereof*

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

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

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

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

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

7 (2) Each Faculty Board shall consist of:

8 (a) The Vice-Chancellor;

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

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

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

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

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

18 *The Dean of the Faculty*

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

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

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

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

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

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

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

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

18 *Selection of Certain Principal and other key Officers*

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

22 (i) The Pro-Chancellor;

23 (ii) The Vice-Chancellor;

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

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

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

1 may make an appointment to that office.

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

5 *Creation of Academic Post*

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

9 *Appointment of Academic Staff*

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

13 *Appointment of Administrative and Technical Staff*

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

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

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Agricultural Technology Damboa, Borno State to make comprehensive provisions for its due Management and Administration.