

FEDERAL POLYTECHNIC ZANDI, PLATEAU STATE
(ESTABLISHMENT) BILL, 2019
ARRANGEMENT OF SECTIONS

Section:

1. Establishment of the Federal Polytechnic, Zandi, Plateau State
 2. Functions of the Polytechnic
 3. Establishment and constitution of the Council
 4. Visitation
 5. Registrar of the Polytechnic
 6. Tenure of office of the Registrar
 7. General functions of the Council
 8. The Rector of the Polytechnic
 9. Deputy Rectors
 10. Other principal officers of the Polytechnic
 11. Resignation of appointment of principal officers
 12. Selection board for other principal officers
 13. Other employees of the Polytechnic
 14. Application of the Pension Reforms Act
 15. Establishment of the Academic Board
 16. Removal from office of members of the Council and the Rector
 17. Removal and discipline of academic, administrative and technical staff
 18. Discipline of students
 19. Discipline of junior staff
 20. Audit of accounts
 21. Funds of the Council
 22. Donations for particular purposes
 23. Payment into bank
 24. Annual report
 25. Power to make bye-laws
 26. Exclusion of discrimination on account of race, religion, etc.
 27. Quorum and procedure of bodies established under this Act
 28. Interpretation
 29. Citation
- Schedule

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL POLYTECHNIC ZANDI, PLATEAU STATE TO PROVIDE FULL AND PART-TIME COURSES OF INSTRUCTION IN DIFFERENT FIELDS OF STUDIES; AND FOR RELATED MATTERS

Sponsored by Hon. Dachung Musa Bagos

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria:

- 1 **1.**-(1) There is established the Federal Polytechnic Zandi, Plateau State (in this Act referred to as "Polytechnic") which shall have such powers and perform such functions conferred on it by this Act. Establishment of the Federal Polytechnic, Zandi, Plateau State
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- 3
- 4 (2) The Polytechnic:
- 5 (a) is a body corporate with perpetual succession and a common seal;
- 6
- 7 (b) may sue and be sued in its corporate name; and
- 8 (c) may acquire and dispose of interests in movable and immovable property.
- 9
- 10 **2.**-(1) The Polytechnic shall: Functions of the Polytechnic
- 11 (a) provide full-time and part-time courses of instruction and training to produce middle and high level manpower:
- 12
- 13 (i) technology, applied Science, commerce and management, and
- 14 (ii) such other fields of applied learning relevant to the needs of the development of Nigeria in the areas of industrial and agricultural production, distribution and for research in the development and adaptation of techniques as the Council may determine;
- 15
- 16 (b) arrange conference, seminars and study groups relative to the fields of learning specified under subsection (1)(a);
- 17
- 18 (c) perform such other functions as in the opinion of the Council
- 19
- 20

1 may serve to promote the objectives of the polytechnic.

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

5 3.-(1) There is established for the Polytechnic a Governing Council
6 (in this Act referred to as "the Council").

7 (2) The Council shall consist of a chairman:

8 (a) four persons representing a variety of interests and broadly
9 representatives of the whole federation, at least one of whom shall be a woman;

10 (b) one person to represent the alumni association of the Polytechnic;

11 (c) a representative of the community where the polytechnic is
12 situated;

13 (d) the Rector;

14 (e) the Deputy Rectors;

15 (f) one person representing the Federal Ministry of Education or
16 regulatory agency;

17 (g) two persons not below the rank of Chief Lecturer elected by the
18 Academic Board from among its members;

19 (h) three persons not below the rank of Senior Lecturer or its
20 equivalent elected by the Congregation from among its members in which one
21 shall be a non-teaching staff.

22 (3) The Chairman and members of the Council other than ex-officio
23 members shall be:

24 (a) appointed by the President;

25 (b) persons of proven integrity, knowledgeable and acquainted with
26 the working and tradition of the technical and vocational education.

27 (4) Any member of the Council other than an ex-officio member:

28 (a) shall hold office for a three years at the first instance; and

29 (b) may be eligible for re-appointment for another three years and no
30 more.

1 (5) The governing structure of the Polytechnic shall consist of:
2 (a) Governing Council;
3 (b) Academic Board;
4 (c) Management Committee;
5 (d) School Board; and
6 (e) Departmental Board.
7 (6) The supplementary provisions set out in the Schedule to this
8 Act, shall apply in relation to governing structure and other matters
9 specified in the Schedule.

10 4.-(1) The President shall be the Visitor to the Polytechnic. Visitation

11 (2) The Visitor shall, at least once in every five years, conduct a
12 visitation of the college or appoint a Visitation Panel, consisting of at least
13 five experts, to conduct the visitation:

14 (a) for the purpose of evaluating the academic and administrative
15 performance of the Polytechnic; and

16 (b) for such other purpose or in respect of any other affairs of the
17 Polytechnic as the Visitor may deem fit.

18 5.-(1) There shall be a Registrar to the Polytechnic who shall: Registrar of the
19 Polytechnic

20 (a) be responsible to the Rector for the administration of the
21 Polytechnic; and

22 (b) shall perform such other duties as the Council or the Rector may
23 require him to do.

24 (2) The Registrar shall:

25 (a) be the Secretary to the Council, the Academic Board and any
26 committee of the Council; and

27 (b) attend all the meetings of those bodies unless excused for good
28 reason by the Chairman of the Council.

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

	1	(4) The Secretary to the Council or a person appointed to act under
	2	subsection (3), shall not vote on any question before the Council or count
	3	towards a quorum unless he is so entitled as a member of the Council.
Tenure of office of the Registrar	4	6. -(1) A Registrar shall hold office:
	5	(a) for a single term of five years beginning from the effective date of
	6	his appointment; and
	7	(b) on such terms and conditions as may be specified in the letter of his
	8	appointment.
	9	(2) Where a Registrar has held office for five years or less on the
	10	commencement of this Act, he is deemed to have been serving his final term of
	11	office.
General functions of the Council	12	7. -(1) Subject to the provisions of this Act, the Council:
	13	(a) shall be the governing body of the Polytechnic concerned; and
	14	(b) shall have powers and control over the general management of the
	15	affairs of the Polytechnic, and in particular, the property and finances of the
	16	polytechnic; and
	17	(c) may do anything which in its opinion is calculated to facilitate the
	18	carrying out of the activities of the Polytechnic and promote its best interests.
	19	(2) The Council may acquire and hold such movable or immovable
	20	property as may be necessary or expedient for carrying into effect the
	21	provisions of this Act, and for the same purpose may sell, lease, mortgage or
	22	otherwise alienate or dispose of a property so acquired.
	23	(3) The Council may enter into such contracts as may be necessary or
	24	expedient for carrying into effect the provisions of this Act.
	25	(4) The Minister may, give to the Council directions of a general
	26	character relating to particular matters, but not to any individual person or case,
	27	with regard to the exercise by the Council of its functions and it shall be the
	28	duty of the Council to comply with the directions.
The Rector of the Polytechnic	29	8. -(1) There shall be a Rector of the Polytechnic (in this Act referred to
	30	as "the Rector") who shall be appointed by the President in accordance with the

1 provision of this section.

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

4 (a) advertise the vacancy, not later than six months to the expiration
5 of the term of the sitting Rector in at least two national newspapers in
6 Nigeria, specifying the:

7 (i) qualifications of the persons who may apply for the post, which
8 shall be a Chief Lecturer in the Polytechnic sector with at least five years of
9 experience on that position among other criteria, and

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

12 (b) constitute a Search Team consisting of:

13 (i) a member of the Council, not being a member of the Academic
14 Board, as Chairman,

15 (ii) two members of the Academic Board, not below the rank of
16 Chief Lecturer,

17 (iii) two members of Academic Staff not below the rank of Chief
18 Lecturer to be elected from among its members.

19 (3) A Joint Council, Academic Board and Congregation Selection
20 Board consisting of:

21 (a) the Chairman of the Council;

22 (b) two members of the Council not being members of the
23 Academic Board;

24 (c) two members of the Academic Board not below the rank of
25 Chief Lecturer, who were not members of the Search Team elected among
26 its members; and

27 (d) two members of the Congregation not below the rank of Chief
28 Lecturer who were not members of the Search Team elected among its
29 members, shall consider the candidates on the short list drawn up under
30 subsection (2) through an examination of their curriculum vitae and

1 interaction with them and recommend in order of performance ranking through
2 the Council, to the President, three candidates for his consideration.

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

5 (5) Subject to this Act and the general control of the Council, the
6 Rector is the Chief Executive of the Polytechnic and is charged with general
7 responsibility for matters relating to the management operations of the
8 Polytechnic.

9 (6) The Rector shall hold office:

10 (a) for a single term of five years beginning with the effective date of
11 his appointment; and (b) on such terms and conditions as may be specified in
12 his letter of appointment.

13 (7) Where a Rector:

14 (a) was appointed on a four year term on the commencement of this
15 Act, his term of office shall be extended for one year to complete the single-
16 tenure of five years in line with subsection (6); and

17 (b) is serving second tenure of four years on the commencement of
18 this Act, he shall be deemed to have been serving his final term of office.

19 (8) The Rector shall:

20 (a) have power to exercise general authority over staff;

21 (b) be responsible for discipline in the polytechnic; and

22 (c) have his remuneration determined by the National Salaries and
23 Wages Commission.

Deputy Rectors

24 **9.**(1) There shall be for the Polytechnic such number of Deputy
25 Rectors as the Council may deem necessary for the proper administration of the
26 Polytechnic.

27 (2) Where a vacancy occurs in the post of Deputy Rector, the Rector
28 shall forward to the Academic Board a list of two candidates for each post of
29 Deputy Rector that is vacant.

30 (3) The Academic Board shall elect for each vacant post one candidate

1 from each list forwarded to it under subsection (2) and forward his name to
2 the Council for confirmation.

3 (4) Where:

4 (a) the Academic Board rejects the two candidates forwarded to it
5 by the Rector under subsection (2), the Rector shall submit another list;

6 (b) the Council rejects the name sent to it under subsection (3), the
7 Academic Board shall send the name of the other candidate on the list
8 forwarded to it by the Rector under subsection (2).

9 (5) The Deputy Rectors shall:

10 (a) assist the Rector in the performance of his functions;

11 (b) act in the place of the Rector when the post of Rector is vacant
12 or if the Rector is for any reason absent or unable to perform his functions as
13 Rector; and

14 (c) perform such other functions as the Rector or the Council may
15 assign to them.

16 (6) The Deputy Rectors shall hold office:

17 (a) for a single term of four years beginning from the effective date
18 of their appointment; and

19 (b) on such terms and conditions as may be specified in their letter
20 of appointment.

21 (7) Where a Deputy Rector:

22 (a) was appointed on two year term on the commencement of this
23 Act, his term shall be extended for a period of two years to complete the
24 single term of four years in line with subsection (6); and

25 (b) is serving second term of two years on the commencement of
26 this Act, he shall be deemed to have been serving his final term of office.

27 **10.-(1)** There shall be for the Polytechnic the following other
28 principal officers in addition to the Deputy Rectors:

Other principal
officers of the
Polytechnic

29 (a) the Registrar,

30 (b) the Bursar, and

1 (c) the Librarian,
2 who shall all' be appointed by the Council on the recommendation of
3 the Selection Board constituted under section 12 of this Act.

4 (2) The Bursar shall be the Chief Financial Officer of the Polytechnic
5 and be responsible to the Rector for the administration and control of the
6 financial affairs of the polytechnic.

7 (3) The Librarian shall be responsible to the Rector for the
8 administration of the Polytechnic library and the co-ordination of the library
9 services in the teaching units of the Polytechnic.

10 (4) The Bursar or Librarian shall hold office:

11 (a) for a single term of five years beginning from the effective date of
12 his appointment; and (b) on such terms and conditions as may be specified in
13 his letter of appointment; and

14 (5) Where a Bursar or Librarian has held office for five years or less on
15 the commencement of this Act, he is deemed to have been serving his final term
16 of office.

Resignation of
appointment of
principal officers

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

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

19 (b) in any other case, by notice to the Council.

Selection board
for other principal
officers

20 **12.**-(1) There shall be, for the Polytechnic, a Selection Board which
21 shall consist of:

22 (a) the Chairman of the Council;

23 (b) the Rector;

24 (c) four members of the Council not being members of the Academic
25 Board;

26 (d) two members of the Academic Board not being members of
27 Council and not below the rank of Chief Lecturer elected from among its
28 members; and

29 (e) three members of the congregation not below the rank of Principal
30 Lecturer or its equivalent elected from among its members in which one shall

1 be a non-teaching staff.

2 (2) The functions, procedure and other matters relating to the
3 Selection Board shall be as the Council may determine.

4 13.-(1) The Council may appoint such other persons to be Other employees
5 employees of the Polytechnic as the Council may determine to assist the of the Polytechnic
6 Rector and principal officers of the Polytechnic in the performance of their
7 functions under this Act.

8 (2) The power to appoint all other employees of the polytechnic
9 shall be exercised:

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

13 (b) in the case of junior employees, by the Rector on the
14 recommendation of the Junior Staff appointment and promotions committee
15 constituted under paragraph 3 (2) (b) of the Schedule to this Act.

16 (3) Subject to the provisions of this Act, the remuneration, tenure of
17 office and conditions of service of the employees of the Council shall be
18 determined by the Council in consultation with the Federal Civil Service
19 Commission.

20 14.-(1) The Federal Civil Service Commission may by order Application of
21 published in the Federal Government Gazette declare the office of the the Pension
22 Rector or any other person employed by the Council to be a pensionable Reform Act
23 office for the purposes of the Pension Reforms Act.

24 (2) Nothing in the provisions of subsection (1) shall prevent the
25 appointment of any person to any office on terms which preclude the grant of
26 a pension or gratuity in respect of service in that office.

27 (3) A law or rule requiring a person to retire from the Public Service
28 after serving for 35 years or having attained the age of 60 years in service,
29 shall not apply to staff of the Polytechnic.

30 (4) Notwithstanding anything to the contrary contained in the

1 Pension Reforms Act, the compulsory retirement age of staff of Polytechnic
2 shall be 65 years.

Establishment
of the Academic
Board

3 **15.**-(1) There is established for the Polytechnic (in this Act referred to
4 as "the Academic Board") which shall consist of:

5 (a) the Rector of the Polytechnic, as Chairman;

6 (b) the Deputy Rectors of the Polytechnic;

7 (c) all heads of academic departments and units;

8 (d) the Polytechnic Librarian;

9 (e) not more than two members of the academic staff who are not
10 members of the Academic Board and not below the rank of Senior Lecturer
11 elected from among its members, such members shall serve for non-renewable
12 term of three years;

13 (f) all Deans and academic Directors; and

14 (g) all Chief Lecturers.

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

16 (a) the direction and management of academic matters of the
17 Polytechnic including the regulation of admission of students, the award of
18 certificates and diplomas, scholarships, prizes and other academic distinctions;

19 (b) the making to the Council of such periodic reports on such
20 academic matters as the Academic Board may deem fit or as the Council may
21 direct; and

22 (c) the discharge of any other function which the Council may
23 delegate to it.

Removal from
office of members
of the Council
and the Rector

24 **16.**-(1) Where it appears to the Council that a member of the Council,
25 other than an ex- officio member or the Rector, should be removed from office
26 on the ground of misconduct or inability to perform the functions of his office,
27 the Council shall make a recommendation through the Minister to the Federal
28 Executive Council for approval and the Minister shall declare the office of such
29 member or Rector vacant.

30 (2) The Minister may recommend the removal of any member of the

1 Councilor Rector to the Federal Executive Council, if he is satisfied that it is
2 not in the interest of the Public or of the Polytechnic that such a person shall
3 continue as a member of the Council.

4 (3) In case of vacancy in the office of the Rector, the Council shall
5 appoint an acting Rector who shall not be in office for more than six months.

6 (4) There shall be no sole administration in the Polytechnic.

7 **17.-(1)** If it appears to the Council that there are reasons for
8 believing that a person employed as a member of the academic,
9 administrative or technical staff of the Polytechnic, other than the Rector,
10 should be removed from office on the ground of misconduct or inability to
11 perform the functions of his office, the Council shall:

Removal and
discipline of
academic,
administrative
and technical staff

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

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

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

18 (i) a joint committee of the Council and the Academic Board to
19 investigate the matter where it relates to an academic staff and to report on it
20 to the Council,

21 (ii) a committee of the Council to investigate the matter, where it
22 relates to any other member of the staff of the Polytechnic and to report on it
23 to the Council, and

24 (iii) the person in question to be afforded an opportunity of
25 appearing before and being heard by the investigating committee with
26 respect to the matter, and if the Council, after considering the report of the
27 investigating committee, is satisfied that the person in question should be
28 removed as aforesaid, the Council may so remove him by an instrument in
29 writing signed on the directions of the Council.

30 (2) The Rector may, in a case of misconduct by a member of the

1 staff which in the opinion of the Rector is prejudicial to the interest of the
2 Polytechnic, suspend such member and any such suspension shall immediately
3 be reported to the Council.

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

7 (a) any physical or mental incapacity which the Council, after
8 obtaining medical advice, considers to be such as to render the person
9 concerned unfit for the performance of the functions of his office;

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

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

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

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

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

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

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

30 (d) take such lesser disciplinary action against such person, including

1 the restoration of such proportion of his emoluments that might have been
2 withheld, as the Council may determine, and in any case where the Council,
3 pursuant to this section, decides to continue a person's suspension or decides
4 to take further disciplinary action against a person, the Council shall before
5 the expiration of a period of three months from such decision come to a final
6 determination in respect of the case concerning any such person.

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

11 (6) Nothing in this section shall prevent the Council from making
12 such regulations for the discipline of other categories of staff and workers of
13 the Polytechnic as it may deem fit.

14 **18.-(1)** Subject to the provisions of this section, where it appears to
15 the Rector that any student of the Polytechnic has been guilty of misconduct,
16 the Rector may, without prejudice to any other disciplinary powers
17 conferred on him by this Act or regulations made, direct that:

Discipline of
students

18 (a) the student shall not, during such period as may be specified in
19 the direction, participate in such activities of the Polytechnic, or make use of
20 such facilities of the Polytechnic, as he may specify;

21 (b) the activities of the student shall, during such period as may be
22 specified in the directions, be restricted in such manner as may be so
23 specified;

24 (c) the student be suspended for such period as may be specified in
25 the directions; or

26 (d) the student be expelled from the Polytechnic.

27 (2) Where there is temporarily no Rector or where the Rector
28 refuses to apply any disciplinary measure, the Council, either directly or
29 through some other staff, may apply such disciplinary actions as are

1 specified in subsection (1) to any student of the Polytechnic who is guilty of
2 misconduct.

3 (3) Where a direction is given under subsection (1) (c) or (d) in respect
4 of any student, the student may, within 21 days from the date of the letter
5 communicating the decision to him, appeal against the direction to the Council,
6 and where such an appeal is brought, the Council shall, after causing such
7 inquiry to be made in the matter as the Council considers just, either confirm or
8 set aside the direction or modify it in such manner as the Council may deem fit.

9 (4) The fact that an appeal from a direction is brought in pursuance of
10 subsection (3) does not affect the operation of the direction while the appeal is
11 pending.

12 (5) The Rector may delegate his power under this section to a
13 disciplinary committee consisting of such members of the Polytechnic as he
14 may nominate.

15 (6) Nothing in this section shall be construed as preventing the
16 restriction or termination of a student's activities at the polytechnic otherwise
17 than on the ground of misconduct.

18 (7) A direction under subsection (1) (a) may be combined with a
19 direction under subsection (1) (b).

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

Discipline of
junior staff

21 **19.**-(1) If any junior staff is accused of misconduct or inefficiency, the
22 Rector may suspend him for not more than three months and shall direct the
23 Junior Staff Appointments and Promotions Committee to:

24 (a) consider the case; and

25 (b) make recommendations as to the appropriate action to be taken by
26 the Rector.

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

30 (3) The Rector may, after considering the recommendation made

1 under subsection (1) (b), dismiss, terminate, retire or down-grade the officer
2 concerned.

3 (4) Any person aggrieved by the Rector's decision under
4 subsection (3) may, within 21 days from the date of the letter communicating
5 the decision to him, address a petition to the Council to consider his case and
6 the Council's decision thereon shall be final.

7 (5) In any case of gross misconduct on the part of a junior staff, the
8 Rector shall immediately suspend him and thereafter refer the matter to the
9 Junior Staff Appointments and Promotions Committee to be dealt with
10 according to the provisions of this section.

11 **20.**-(1) The Council shall keep proper accounts and proper records Audit accounts
12 in relation thereto and shall cause to be prepared, not later than 31 October in
13 each financial year, an estimate of its revenue and expenditure for the
14 ensuing financial year and when prepared, the estimate shall be submitted to
15 the National Board for Technical Education for approval.

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

19 (3) The statement of accounts referred to in subsection (2) shall,
20 when certified by the Rector, be audited by a firm of auditors appointed from
21 the list and in accordance with the guidelines supplied by the Auditor-
22 General for the Federation and shall be published in the annual report of the
23 polytechnic.

24 **21.**-(1) There is established for the Polytechnic a fund (in this Act Funds of the
Council
25 referred to as "the Fund").

26 (2) The Fund shall consist:

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

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

30 (c) revenue from time to time accruing to the Council from the

	1	Federal Government by way of subvention, grant-in- aid, endowment or
	2	otherwise; and
	3	(d) donations and legacies accruing to the Council from any source
	4	for the special purpose of the Council.
Donation for particular purposes	5	22. -(1) Donations of money to be applied to any particular purpose
	6	shall be placed to the credit of a special reserve account approved by the
	7	Council until such time as they may be expended in fulfillment of such
	8	purpose.
	9	(2) The Council is not obliged to accept a donation for a particular
	10	purpose unless approves the terms and conditions attached to such donation.
Payment into bank	11	23. All sums of money received on account of the Council shall be
	12	paid into such bank for the credit of the Council as may be approved by the
	13	Council.
Annual report	14	24. The Council shall, on or before 31 December in each year,
	15	prepare and submit to the President through the Minister, a report of the
	16	activities during the preceding financial year and shall include in the report, the
	17	audited accounts of the polytechnic in respect of that financial year and the
	18	auditor's comments on the account.
Power to make bye-laws	19	25. -(1) The Council may make bye-laws relating to any matter within
	20	its competence under this Act other than matters for which provision is to be
	21	made by standing orders under paragraph 7 of the Schedule to this Act.
	22	(2) All such bye-laws shall be in writing and shall come into effect
	23	when sealed with the seal of the Council unless some other date for their
	24	commencement is prescribed therein.
	25	(3) Nothing in subsection (2), shall make it obligatory for the Council
	26	to publish any of the bye-laws in the Federal Government Gazette but the
	27	Council shall bring such bye-laws to the notice of all those affected by it.
Exclusion of discrimination on account of race, religion, etc.	28	26. A person shall not be required to satisfy requirements as to race
	29	(including ethnic grouping), sex, place of birth or of family origin or religious
	30	or political persuasion or as a condition of becoming or continuing to be a

1 student at the polytechnic or as a holder of any certificate of the polytechnic,
2 or of any appointment or employment at the polytechnic, or a member of
3 anybody established by virtue of this Act, and no person shall be subjected to
4 any disadvantage or accorded any advantage in relation to the polytechnic
5 by reference to any of those matters:

6 Provided that, nothing in this section shall be construed as
7 preventing the Polytechnic from imposing any disability or restriction on
8 any of these persons where such persons willfully refuses or fails on grounds
9 of religious belief to undertake any duty, having regard to its nature and the
10 special circumstances pertaining thereto is, in the opinion of the
11 polytechnic, reasonably justifiable in the national interest.

12 **27.** Subject to paragraph 6 (2) of the Schedule to this Act and any
13 standing order or bye- law made under this Act, the quorum and procedure of
14 anybody of persons established by this Act shall be such as may be
15 determined by that body.

Quorum and
procedure of
bodies established
under this Act

16 **28.** In this Act:

Interpretation

17 "Academic Board" means the Academic Board established under section 15
18 of this Act;

19 "Appointments and Promotions Committee" means a body by that name
20 established under paragraph 3 (2) (a) of the Schedule to this Act;

21 "polytechnic" means the Polytechnic set up under section 1 (1) of this Act;

22 "Junior Staff Appointments and Promotion Committee" means a body by
23 that name set up under paragraph 3(2)(b) of the Schedule to this Act;

24 "Minister" means the Minister charged with responsibility for matters
25 relating to technical education;

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

27 "Registrar" means the Registrar of the Polytechnic appointed under section
28 10 (1) (a) of this Act.

29 **29.** This Bill may be cited as the Federal Polytechnic Zandi,
30 Plateau State (Establishment) Bill, 2019.

Citation

1 SCHEDULE

2 *Sections 3 (6), 13 (2) (a) (b)*

3 SUPPLEMENTARY PROVISIONS RELATING TO THE STRUCTURE AND
4 PROCEDURE OF THE COUNCIL

5 *Terms of office of members*

6 1.-(1) A member of the Council, other than an ex-officio member shall
7 hold office for three years beginning with the date on which he is appointed and
8 may be eligible for re-appointment for another three years and no more.

9 (2) Members of the Council holding office as specified in paragraph 1
10 (1) of this Schedule, shall be paid remuneration or allowances in accordance
11 with rates specified from time to time by the National Council of Ministers.

12 (3) A member of the Council holding office as specified in paragraph
13 1(1) of this Schedule may, by notice in writing to the Minister resign his office.

14 2.-(1) Where a vacancy occurs in the membership of the Council, that
15 vacancy shall be filled by the appointment of a successor to hold office for the
16 remainder of the term of office of his predecessor, so however that the successor
17 shall represent the same interest as his predecessor.

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

21 *Committees*

22 3.-(1) The Council may appoint one or more committees to which it
23 may delegate any of its functions.

24 (2) Without prejudice to the generality of subparagraph (1) of this
25 Schedule, the Council shall appoint the following committees:

26 (a) the Appointments and Promotions Committees which shall:

27 (i) consist of Rector as the chairman and four other members who
28 shall be appointed by the Council;

29 (ii) be charged with the responsibility for making recommendations
30 to the Council on the appointment and promotion of the academic and senior

- 1 non teaching staff of the polytechnic and have a quorum of three members;
- 2 (b) the Junior Staff Appointments and Promotions Committee
- 3 which shall consist of a Deputy Rector as chairman and four other members
- 4 to be appointed by the Rector and shall have the powers set out in section 13
- 5 (2)(b) and section 19 of this Act;
- 6 (c) the Committee on Students' Affairs which shall consist of:
- 7 (i) a Deputy Rector as chairman;
- 8 (ii) one member of the Council;
- 9 (iii) Dean of Students Affairs;
- 10 (iv) two members of the academic staff not below the rank of
- 11 Senior Lecturer; and
- 12 (d) two representatives of the Students Union of the Polytechnic
- 13 and a Committee on Students Affairs shall be charged with the duty of:
- 14 (i) considering any matter which relates to the welfare of students,
- 15 (ii) any other matter referred to it by either the Council or
- 16 management of the polytechnic,
- 17 (iii) any matter which the students wish to refer to the Council shall
- 18 be referred to the management in the first instance which may in turn refer
- 19 the matter to the Committee on Students' Affairs.
- 20 (3) No decision of a committee of the council shall have effect
- 21 unless it is confirmed by the Council.

22 *Proceedings of the Council*

- 23 4.-(1) The Council shall meet for the conduct of business once in a
- 24 quarter except for emergency.
- 25 (2) The chairman of the Council may at any time and shall at the
- 26 request in writing of not less than five members of the Council summon a
- 27 meeting of the Council.
- 28 (3) Particulars of the business to be transacted shall be circulated to
- 29 members with the notice of the meeting at least two weeks before the date of
- 30 the meeting.

1 matter of interest to the School or any matter assigned to it by the Council,
2 the Rector or the Academic Board;

3 (b) Dean shall:

4 (i) be the chairman of the School Board, and

5 (ii) be elected from among the Academic Staff not below the rank
6 of Chief Lecturer in that School for a term of three years and not
7 immediately renewable.

8 (3) There shall be a Departmental Board for each Department in the
9 Polytechnic consisting of all the Academic Staff in that department and the:

10 (a) Departmental Board shall deal with academic matters and any
11 other matter of interest to the Department;

12 (b) Head of Department shall:

13 (i) be chairman of the Departmental Board,

14 (ii) be elected from among the Academic staff not below the rank of
15 Senior Lecturer in that department for a term of three years and not
16 immediately renewable.

17 (4) Where there is no qualified candidate for the position of Dean
18 or Head of Department, the Rector shall appoint an Acting Dean not below
19 the rank of Senior Lecturer or Acting Head of Department not below the
20 rank of Lecturer I for a period of one year in the first instance and renewable
21 once and no more.

22 (5) Nothing in this Act shall prevent the management Committee
23 and Boards from making supplementary rules to guide their proceedings
24 provided such rules are not inconsistent with the provisions of this Act.

25 *Establishment of the Congregation*

26 10. There shall be for the polytechnic, a Congregation consisting
27 of both Academic and Senior Non-Teaching staff, who holds at least a first
28 degree or its equivalent the:

29 (a) Rector shall be the Chairman of the Congregation; and

30 (b) Congregation shall meet at least once in a year.

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

5 12.-(1) The common seal of the Council shall not be used or affixed to
6 any document except in pursuance of a resolution duly passed at a properly
7 constituted meeting of the Council and recorded in the minutes of such
8 meeting.

9 (2) The fixing of the seal of the Council shall be authenticated by the
10 signature of the Chairman of the Council and some other members authorised
11 generally or specifically by the Council to act for that purpose.

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

15 13. Any member of the Council or a committee thereof who has a
16 personal interest in any contract or arrangement entered into or proposed to be
17 considered by the Council or a committee thereof, shall forthwith disclose his
18 interest to the Council and shall not vote on any question relating to such
19 contract or arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal Polytechnic Zandi, Plateau State to provide full and part-time courses of instruction in different fields of studies.