



THE NATIONAL ASSEMBLY  
FEDERAL REPUBLIC OF NIGERIA

**NATIONAL SENIOR SECONDARY EDUCATION  
COMMISSION BILL, 2023  
(HARMONISED)**

A BILL FOR AN ACT TO REPEAL THE NATIONAL SECONDARY EDUCATION  
COMMISSION ETC ACT CAP.N73, LFN 2004 AND ENACT THE NATIONAL SENIOR  
SECONDARY EDUCATION COMMISSION ACT, 2022 TO PRESCRIBE AND ENFORCE  
MINIMUM STANDARDS FOR SENIOR SECONDARY EDUCATION IN NIGERIA,  
MANAGE THE NATIONAL SENIOR SECONDARY EDUCATION COMMISSION FUND,  
AND FOR OTHER RELATED MATTERS

**THIS BILL WAS HARMONISED AND WEDNESDAY 28<sup>TH</sup> DECEMBER, 2022**

# NATIONAL SENIOR SECONDARY EDUCATION COMMISSION BILL, 2023



## *Arrangement of Clause*

### **Clauses**

Objective

Application

Establishment of the National Senior Secondary Education Commission  
Governing Board of the Commission

Tenure of Office

Removal and cessation of membership

Allowances and benefits of Board Members

Powers of the Board

Functions of the Commission

Appointment of the Executive Secretary

Staff of the Commission

Service in the Commission

Staff Regulations and discipline

Account of the Commission

Expenditure of the Commission

Annual estimates and accounts

Annual reports

Power to accept gifts

Power to borrow

Objectives of the National Senior Secondary Education Commission Fund

Establishment of the National Senior Secondary Education Commission Fund

Disbursement of the NSSEC Fund

Establishment and composition of the FCT Senior Secondary Education Board

Establishment and composition of the State Senior Secondary Education Board

Functions and powers of the States and FCT Senior Secondary Education Boards

Establishment of a separate account by the Education Board

Power to obtain information

Regulations

Directives by the Minister

Repeal

Savings and transitional provision

Interpretation

Short title

A BILL FOR AN ACT TO REPEAL THE NATIONAL SECONDARY EDUCATION COMMISSION ETC, ACT CAP, N73 2004 AND ENACT THE NATIONAL SENIOR SECONDARY EDUCATION COMMISSION ACT, 2022 TO PRESCRIBE AND ENFORCE MINIMUM STANDARDS SENIOR SECONDARY EDUCATION IN NIGERIA, MANAGE THE NATIONAL SENIOR SECONDARY EDUCATION FUND, AND FOR OTHER RELATED MATTERS.

{ } Commencement

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

**PART 1: OBJECTIVES AND APPLICATION**

- |    |  |             |
|----|--|-------------|
| 1. | The objective of this Bill is to set and enforce minimum standards, and provide Federal Government intervention/grant to enhance infrastructure for the overall development of Senior Secondary Education in Nigeria.                        | Objectives  |
| 2. | This Bill shall apply for the purposes of providing infrastructure to address infrastructural gap bedeviling Senior secondary education in Federal Unity Colleges, the 36 States of the Federation and Federal Capital Territory in Nigeria. | Application |

**PART II ESTABLISHMENT OF THE NATIONAL SENIOR SECONDARY EDUCATION COMMISSION AND ITS GOVERNING BOARD**

- |    |   |  |
|----|---|--|
| 3. | <p>(1) There is established a body known as the National Senior Secondary Education Commission ("the Commission").</p> <p>(2). The Commission</p> <p style="margin-left: 20px;">(a) Shall be a body corporate with perpetual succession and a common seal;</p> <p style="margin-left: 20px;">(b) May sue or be sued in its Corporate name, and</p> <p style="margin-left: 20px;">(c) May acquire, hold and dispose of property whether moveable or Immoveable</p>   | <p>Establishment of the National Senior Secondary Education Commission</p> |
| 4. | <p>(1).There is established for the Commission a Governing Board ("the Board").</p> <p>(2).The Board shall consist of –</p> <p style="margin-left: 20px;">(a).a part-time Chairman, who shall be an experienced educationist up to Ph.D. level with twenty (20) years cognate experience:</p> <p style="margin-left: 20px;">(b). a representative each of the Federal Ministry responsible for education, and finance not below directorate cadre;</p> <p style="margin-left: 20px;">(c). a representative of each of the six geo-political zones of the Federation on rotational basis for a single term, who shall be an experienced educationist;</p> <p style="margin-left: 20px;">(d). a person to represent the Federal Capital Territory (FCT), Abuja, who shall be an experienced educationist;</p> | <p>Governing Board of the Commission</p>                                   |

- (e). a person to represent;
  - (i). the National Education Research and Development Council;
  - (ii). the National Teachers Institute;
  - (iii). The Nigerian Union of Teachers, and
  - (iv) National Association of Proprietors of Private Schools (NAPPS) and Association of Private School Owners of Nigeria on a two year rotational basis as part of (iv):
  - (v) The Teachers Registration Council of Nigeria (TRCN)
  - (vi) A representative of relevant examination bodies on a two year rotational basis;
  - (vii) All Nigeria Confederation of Principals of Secondary, and
- (f) two persons appointed on merit to represent public interest: and
- (g). The Executive Secretary of the Commission, who shall serve as the Secretary to the Board.

(3).The Chairman and other members of the Board other than ex-officio members shall be appointed by the President on the recommendation of the Minister.

(4). The supplementary provisions contained in the Schedule to this Bill shall have effect with respect to the proceeding of the Board and matters provided in it.

5. The Chairman and other members of the Board, other than an ex-officio member shall hold office- Tenure of Office

- (a) for a term of four years in the first instance and may be re-appointed for a further term of four years and no more; and
- (b) on such terms and condition as may be specified in the letter of appointment

6. (1). Notwithstanding the provisions of section 5 of this Act, a member of the Board shall cease to hold office as a member, where the member- Removal and cessation of membership

- (a). resigns the appointment by one month notice in writing addressed to the President;
- (b). is of unsound mind;
- (c). Is bankrupt or makes a compromise with his creditors;
- (d). is convicted of a felony or any offence involving dishonesty or corruption;
- (e). is incapable of discharging the functions of the office, whether arising from infirmity of mind, body or any other cause; or
- (f). is guilty of misconduct.

(2). Where the President is satisfied that it is not in the interest of the Commission or the Public for a member to continue in office, the President may, in writing remove the member.

(3) Where a vacancy occurs in the membership of the Board, it shall be filled by appointing a successor to represent the same interest for the unexpired term of office of such member.

7. The Chairman and members of the Board shall be paid such allowances and benefits as the Federal Government may, from time to time direct. Allowances and benefits of Board Members

8. The Board shall have power to ;-

Powers of the Board

- (a). approve the policy guidelines for the operation of the senior secondary education programme in Nigeria
- (b). approve staff regulations and conditions of service;
- (c). approve the structuring of the Commission into such number of Departments and Units as appropriate in line with best practices for the effective discharge of the functions of the Commission;
- (d) ensure strict adherence to the functions and mandates of departments and units as contained in the extra-ministerial rules and regulations guiding the conduct of the Commission.
- (e). perform any other function assigned to the Board under this Bill.

### PART III FUNCTIONS AND POWERS OF THE COMMISSION

9. The Commission shall –

Functions of the Commission

- (a). prescribe and enforce the national minimum standards for senior secondary education in Nigeria
- (b). formulate policy on Senior Secondary Education subject to the approval of the Federal Government.
- (c) develop policy guideline for the operation of senior secondary education programme in Nigeria.
- (d). advise the Federal Government on the funding and development of senior secondary education in Nigeria
- (e). implement the senior secondary education programme in Nigeria;
- (f). present periodic progress reports, subject to the approval of the Board, on the implementation of senior secondary education programme to the President through the Minister
- (g). identify areas of possible intervention in the provision of senior secondary education facilities;
- (h). collate and prepare after consultation with the relevant stakeholders, periodic master plans for development of senior secondary education in Nigeria
- (i). coordinate the implementation of the senior secondary education related activities in collaboration with non-governmental and multi-lateral agencies;
- (j) Collaborate with the Nigeria Educational Research and Development Council, NERDC to ensure effective research, development, implementation and monitor of curriculum for senior secondary education;

- (j) develop and disseminate instructional materials for senior secondary education in Nigeria in collaboration with other relevant agencies;
- (k) establish senior secondary education data bank and conduct research on senior secondary education in Nigeria;
- (l) support national capacity building for teachers and managers of senior secondary education in Nigeria;
- (m) regulate the implementation of the safe school initiatives in senior secondary schools in Nigeria;
- (o) collaborate with relevant agencies and organizations to promote science, technology, engineering arts and design, and mathematics (STEAM), technical, vocational education and training (TVET) and entrepreneurial skills at senior secondary education level;
- (p) collaborate with relevant examination bodies to monitor the conduct of external examinations at the senior secondary education level;
- (q) collaborate with other relevant agencies and stakeholders to promote inclusive senior secondary education programmes in accordance with the provisions of this Bill;
- (r) collaborate with state government to coordinate personnel audit of teaching and non-teaching staff of all senior secondary educational institutions in Nigeria from time to time;
- (s) collaborate with donor agencies and other development partners on matters relating to senior secondary education; and
- (t) carry out such functions as the Minister may, from time to time, determine as are necessary or expedient to ensure the efficient performance of the functions of the Commission under this Bill.

#### PART IV APPOINTMENT OF THE EXECUTIVE SECRETARY AND STAFF OF THE COMMISSION

- 10. (2) A person shall not be qualified to be appointed as the Executive Secretary of the Commission unless the person possesses an academic qualification up to Ph.D. level in education and cognate experience of not less than twenty years. Appointment of the Executive Secretary
- (3) The Executive Secretary shall hold office –
  - (a) for a term of five years in the first instance and may be re-appointed for a further term of five years and no more; and
- 11. (1) The Commission may, subject to the approval of the Board, appoint staff as it deems necessary for the Commission- Staff of the Commission
  - (a) for the performance of its functions under this Act; and

(b) on terms and conditions with allowances and benefits as may be determined by the Board in consultation with the National Salaries Incomes and Wages Commission.

(2) Notwithstanding the provisions of subsection (1) of this section, staff of the Commission may be appointed by the Commission by way of transfer, secondment, posting or deployment from the public services of the Federation.

12. (1) Service in the Commission shall be approved service for the purpose of the Pension Reform Act and staff of the Commission shall be entitled to pensions, gratuities and other retirement benefits prescribed under the Pension Reform Act.

Service in the Commission

(2) Notwithstanding the provisions of subsection (1) of this section, nothing in this Act shall prevent the appointment of a person to any office on terms, which preclude the grant of pension, gratuity or other retirement benefit in respect of that office.

(3) For the purpose of the application of the provisions of the Pension Reform Act, any power exercisable by a Minister or other authority of the Federal Government, other than the power to make regulations under the Pension Reform Act is vested in and shall be exercisable by the Board and not by any other person or authority.

13. (1) Subject to the provisions of this Act, the Commission may make staff regulations relating generally to the conditions of service of the staff, and without prejudice to the generality of the foregoing, such regulations may provide for -

Staff Regulations and discipline

(a) the appointment, promotion and disciplinary control of staff of the Commission; and

(b) appeal procedure for staff against dismissal or other disciplinary measures and until such regulations are made any instrument relating to conditions of service in the Public Service of the Federation shall be applicable, with such modifications as may be necessary, to the staff of the Commission.

(2) The Staff regulations made under subsection (1) of this section shall not have effect until approved by the Board, and where approved the Commission shall cause a notice of the staff regulations to be issued to all affected staff in such manner as it may, from time to time, determine.

#### PART V - FINANCIAL PROVISIONS OF THE COMMISSION

14. (1) The Commission shall maintain an account ("the Account") into which shall be credited and be defrayed all the expenditure incurred by the Commission.

Account of the Commission

(2) There shall be paid into the Account maintained in subsection (1) of this section -

(a) such budgetary allocations from the Federal Government for the running expenses of the Commission; and

(b) all other assets accruing, from time to time, to the Commission other than payment made pursuant to section 21 of this Bill.

15. The Commission may, from time to time, apply the proceeds of the Account established under section 14 (1) of this Bill:- Expenditure of the Commission
16. (1) The Commission shall, not later than 31<sup>st</sup> October in each year, submit to the Minister an estimate of its expenditure and income, including payments to the Fund, for the preceding year. Annual estimates and accounts
- (2) The Commission shall keep proper accounts in respect of each financial year and proper records of every account and shall cause such accounts to be audited within six months after the end of each financial year by auditors appointed from the list of auditors and in accordance with the guidelines by the Auditor-General for the Federation.
17. The Commission shall prepare and submit to the President through the Minister, not later than six months after the end of each financial year, a report on the activities of the Commission during the preceding year and shall include in the report, a copy of the audited accounts of the Commission for that year and the auditor's report on the accounts. Annual reports
18. (1) The Commission may accept gifts of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift. Power to accept gifts
- (2) The Commission shall not accept any gift, where the conditions attached by the person or organization making the gift are inconsistent with the functions of the Commission under this Bill, any other law, or the code of conduct for public officers.
19. The Commission may, with the approval of the Minister, borrow by way of loan, overdraft or otherwise from any source, such sums as it may require for the performance of its functions and meeting its obligations under this Bill. Power to borrow
- PART VI - OBJECTIVES, ESTABLISHMENT AND DISBURSEMENT OF THE NATIONAL SENIOR SECONDARY EDUCATION COMMISSION FUND
20. The objectives of the National Senior Secondary Education Fund are:- Objectives of the National Senior Secondary Education Commission Fund
- (a). to provide grants to the Federal Unity Colleges, 36 States governments and Federal Capital Territory (FCT) for the provision of physical infrastructure for teaching and learning, instructional materials and laboratory equipment.
- (b). to enhance science, technology, engineering, arts and design, and mathematics (STEAM), technical, vocational education, and training (TVET) and entrepreneurial skills; teachers development, instructional material. Educational imbalance, physical and mentally challenged; and
- (c). to provide support services for the training, re-training and development of academic and non-academic staff
21. (1) There is established a National Senior Secondary Education Commission Fund ("the NSSEC Fund") into which shall be paid:- Establishment of the National Senior Secondary Education Commission Fund
- (a). Federal Government allocation of not less than one per cent of the Consolidated Revenue Fund;



22. (1). The Commission shall disburse the money in the NSSEC Fund established under section 21 of this Bill for the development of senior secondary education in Nigeria; Disbursement of the NSSEC Fund

(2). Twenty (20) percent of One percent of CRF of NSSEC Fund shall be disbursed to senior secondary arms of the Federal Unity Colleges (FUCs) as intervention based on their priority projects.

While the remaining 80% will be shared as follows:

- a. 50% of the fund will be shared equally as grants to 36 States and FCT Senior Secondary Education Board to enhance rapid infrastructural development of senior secondary education across the country;
- b. 2% to be allocated to NSSEC as monitoring and evaluation;
- c. 2% to be allocated as NSSEC Implementation Fund to cater for personnel, overhead and capital of the Commission;
- d. the state government shall pay a counterpart funding of forty (40) percent of the amount accruing to it on yearly basis into the Commission account as a condition for the assessment of NSSEC grants;
- e. Other programmes shall be allocated accordingly based on these percentages:
  - i. Technical, Vocational Education and Training (TVET)-7%
  - ii. Teachers Development-8%
  - iii. instructional Materials -5%
  - iv. Educational Imbalance-3%
  - v. Physically and Mentally Challenged – 2%

(3). The Commission shall, before the disbursement of the money in the NSSEC Fund, set aside in each year 2 percent of the total monies accruing to the NSSEC Fund in the preceeding year, which shall be applied to:-

- (a). monitor and evaluate Federal Government interventions under this Bill: and
- (b). such other activities incidental to the objective of the NSSEC Fund.

(4). Notwithstanding the provisions of subsection (2) of this section, the Commission shall have power to disqualify any Senior Secondary Education Board that applied previous disbursement of the NSSEC Fund for other purposes outside the provisions of this Bill.

#### PART VII---ESTABLISHMENT, COMPOSITION AND FUNCTIONS OF THE FCT AND STATE SENIOR SECONDARY EDUCATION BOARD

23. (1). For the purposes of implementation of the provisions of this Bill, each state of the Federation and the Federal Capital Territory (FCT), shall establish a Senior Secondary Education Board, ("the Education Board"), which shall consist of :- Establishment and composition of the FCT Senior Secondary

(a) a full time Chairman who shall consist of:-

(i) an experienced educationist or administrator up to Ph.D. level and twenty (20) years' cognates experience; with proven integrity; and

(ii) the Chief Executive and accounting officer responsible for the day to day activities of the Education Board.

(b) a representative of the Ministry responsible for Education and Finance in the FCT or the State, not below directorate cadre;

(c) a representative of All Nigeria Confederation of Principals of Secondary Schools in the FCT or the State;

(d) a representative of the Commission, not below directorate cadre

(e) three members appointed from different Area Councils in the FCT and from the three Senatorial districts in the State in rotational basis for two years; and

(f) the Secretary to the Education Board of the FCT or State.

(3) The Chairman, members and Secretary of the Education Board who are not ex-officio members shall be appointed by the Minister of FCT or the Governor on a full-time basis.

(4) Members of the Education Board, except Area Councils or Senatorial representatives, shall hold office:-

24. (1) For the purposes of implementation of the provisions of this Bill, each State of the Federation), may establish a Senior Secondary Education Board, ("the Education Board"), which shall consist of

Establishment and  
composition of the  
State Senior  
Secondary  
Education Board

(a) a full time Chairman who shall be –

(i) an experienced  
Educationist with proven integrity; and

(ii) the Chief Executive and accounting officer responsible for the day to day activities of the Education Board.

(b) a representative of the Ministry responsible for education in the State, not below directorate cadre;

(c) a representative of the Ministry responsible for finance in the State, not below directorate cadre;

(d) a representative of the Commission, not below directorate cadre;

(e) three members appointed from different local government areas in the State in rotational

order for two years, who shall be experienced educationist; and

(f) the Secretary to the Education Board of the State.

(2) The Chairman and members of the Education Board who are not public officers shall be appointed by the Governor of the State on the recommendation of the Commissioner responsible for Education.

(3) Members of the Education Board, except local government representatives, shall hold office:

(a) for a term of four years in the first instance and may be re-appointed for a further term of four years and no more; and

(b) on such terms and conditions as may be specified in the letters of appointment.

25. The Education Board shall be responsible for –

(a) the management of senior secondary schools in the States and FCT;

(b) the recruitment, appointment, promotion and discipline of teaching and non-teaching staff on grade level 07 and above;

(c) posting and deployment of staff, including inter State transfer;

(d) disbursing funds accruing to it from both Federal and State Government sources;

(e) setting up an effective functional, monitoring and supervisory unit in collaboration with the Commission;

(f) undertaking new capital projects;

(g) the training and re-training of teaching and non-teaching staff;

(h) assessing and funding of salaries and allowances of teaching and non-teaching staff based on the scheme of service approved by the State Government;

(i) ensuring that annual reports are rendered by heads of schools on teachers appointed to assist them;

(j) preparing testimonials and certificates of service for teaching and non-teaching staff, whenever necessary;

(k) dealing with leave matters, including annual vacation; and

(l) Submission of an annual action plan to the Commission; and

(m) Carrying out such other functions as the Commission may, from time to time, assign

Functions and  
powers of the  
States and FCT  
Senior Secondary  
Education Boards

to it.

26. (1) An Education Board shall establish and maintain a separate account into which shall be paid and credited money from the Federal or State Governments or any other source. Establishment of a separate account by the Education Board
- (2) There shall be disbursed from the account all expenses relating to the management of senior secondary education in the State.
- PART VIII - MISCELLANEOUS PROVISIONS
27. (1) For the purpose of carrying out the functions conferred on the Commission under this Bill, the Executive Secretary or any other officer of the Commission authorized in that behalf: Power to obtain information
- (a) shall have right of access to all the records of any institution or authority to which this Bill applies; and
- (b) may, by notice in writing served on any person in charge of any institution or authority require that person or authority to furnish information on such matters as may be specified in the notice.
- (2) A person or authority required to furnish information pursuant to subsection (1) of this section shall comply within 7 days of receipt of the notice.
28. The Commission shall, with the approval of the Board make regulations as are necessary for giving full effect to the provisions of this Bill. Regulations
29. The Minister may give the Commission directives of a general nature or relating generally to matters of policy with regards to the exercise by the Commission of its functions, and it shall be the duty of the Commission to comply with such directives. Directives by the Minister
30. The National Secondary Education Commission Act, CAP N73, LFN 2004 is repealed. Repeal
31. (1) The power, duties and functions of the National Senior Secondary Commission established under the National Secondary Education Commission Act, CAP N73 LFN 2004 ("the repealed Act") are transferred to the Commission under this Bill. Savings and transitional provision
- (2) Anything made, done or having effect under the repealed Act and having any resulting or continuing effect shall be treated as from the commencement of this Bill, as if it were made or done by the Commission established under this Bill.
- (3) A person who before the commencement of this Bill, was deployed, appointed or employed by the Commission established under the repealed Bill shall continue in office and be deemed to have been deployed, appointed or employed by the Commission established under this Bill.
- (4) All assets, rights, liabilities and obligations of the Commission under the repealed Act shall, by virtue of this Bill, be deemed to be that of the Commission established under this Bill.
32. In this Bill:- Interpretation

“Account” means the account of the Commission established under section 15 of this Bill;

“Authority” means the State Senior Secondary Education Board or its equivalent in the Federal Capital Territory and the Local Government;

“Board” means the Board established for the Commission under section 4 of this Bill.

“Commission” means the National Senior Secondary Education Commission established under section 3 of this Bill.

‘Counterpart Funding’ means the amount paid by the state governments as condition for the assessment of grant from the Commission established under section 21 of this Bill.

‘Educational imbalance’ means unequal distribution of academic resources, including but not limited to, school funding, qualified and experienced teachers, books and technologies to socially excluded communities.

“Education Board” means the State Senior Secondary Education Board established under section 24 of this Bill;

“Ex- officio” to means a non- voting member who holds of public office from a recognized Association or Ministry Department and Agency, MDA.

“Federal Government” means the Federal Government of Nigeria;

“Institution” means a Senior Secondary School or any other institution in Nigeria recognized as such by the Commission, the Education Board or any other authority which benefits from the National Fund;

‘Instructional Materials’ are the content or information conveyed within a course. These includes the lectures, readings, textbooks, multimedia components, and other resources in a course.

“Member” means a member of the Board established under section 4 of this Bill;

“Minister” means the Minister charged with responsibility for matters relating to education; and

“NSSEC Fund” means the National Senior Secondary Education Commission Fund established under section 21 of this Bill.

‘NSSEC Implementation Fund’ means fund that covers the personnel, overhead and capital of the Commission.

‘Physically and Mentally challenged’ means a physical or mental impairment that substantially limits one or more of an individual’s major life activities.

'Technical, Vocational Education and Training' refers to all forms and levels of education and training which provides knowledge and skills related to occupations in various sectors of economic and social life through formal, non-formal and informal learning methods in both schools-based and work-based learning.

33. This Bill may be cited as the National Senior Secondary Education Commission Bill, 2023.

Short title

## SCHEDULE

{Section 4 (4)}

### SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD ETC

#### 1. Proceedings of the Governing Board

(1) Subject to this Bill and to section 27 of the interpretation Act, the Board may make standing orders regulating the proceeding of the Board or a committee.

(2) The quorum at a meeting of the Board shall be not less than one-third of the total number of the Board members present at the meeting.

#### 2. Meeting

(1) The Board shall meet not more than four times in each year.

(2) At any meeting of the Board, the Chairman shall preside but, in his absence, the members present at the meeting shall appoint one of their number to preside at the meeting.

(3) Where the Board desires to obtain the advice of any person on a particular matter, the Board may co-opt him for such period as it thinks fit, but a person co-opted by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Board and shall not count towards a quorum.

(4) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Board shall be summoned by the Minister.

#### 3. Committee

(1) The Board may appoint one or more Committees to carry out on behalf of the Board such functions as the Board may determine.

(2) A Committee appointed under this paragraph shall consist of such number of persons, not necessarily all members of the Board, as may be determine by the Board and a person other than a member of the Board shall hold office on the committee in accordance with the terms of his appointment.

(3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

#### 4. Miscellaneous

(1) The fixing of the seal of the Board shall be authenticated by the signature of the Chairman or any other member

authorized generally or specially to act for that purpose by the Board.

(2) Any contract or instrument which, if made or executed by a person not being a body corporate, may not be required to be under seal may be made or executed on behalf of the Board by the Executive Secretary or any person generally or specially authorized to act for that purpose by the Board.

5. The validity of any proceedings of the Board or a committee shall not be affected by:

(a) Any vacancy in the membership of the Board or committee or;

(b) reason that a person not entitled to do so took part in the proceedings of the Board or a committee.

6. A member of the governing board or of a committee thereof who has a personal interest in any contract or arrangement entered into or proposed to be considered by the governing board or the committee shall forthwith disclose his interest to the governing board or committee and shall not vote on any question relating to the contract or arrangement.

#### EXPLANATORY MEMORANDUM

This Bill seeks to repeal the National Secondary Education Commission etc Act CAP N73, LFN 2004 and enact the National Senior Secondary Education Commission Act, 2022 to prescribe and enforce minimum standards for Senior Secondary Education in Nigeria and manage the National Senior Secondary Education Commission Fund.

**THIS BILL WAS HARMONISED AND PASSED ON WEDNESDAY 28<sup>TH</sup> DECEMBER, 2022**