

FEDERAL COLLEGE OF EDUCATION LISSAM (ESTABLISHMENT)

BILL, 2019

ARRANGEMENT OF SECTIONS

Sections:

PART I - ESTABLISHMENT, MEMBERSHIP, ETC.

1. Establishment
2. Board of Directors, Appointment into the Board
3. Office of the Provost, Deputy Provost (Academics) and Deputy Provost (Administration), Office of the Registrar and Academic Secretary
5. Operational Academic Faculties
6. Academic Departments
7. Academic Faculty Heads/Heads of Departments
8. Administrative Departments

PART II - FUNCTIONS AND POWERS

8. Functions
9. General Powers
10. Power to borrow
11. Power to accept gift as donations

PART III - STAFF OF THE INSTITUTION

12. Academic Staff and Non-Academic Staff

PART IV - POWER OF THE INSTITUTION

13. Power of the Institution
14. Staff rules and regulations

PART V - FINANCIAL PROVISIONS

15. Financial Provisions
16. Annual estimate, Audit of accounts
17. Annual report

PART VI - REGULATIONS AND SUPPLEMENTARY PROVISIONS

18. Regulations
19. Indemnity
20. Seal of the Institution
21. Interpretations
22. Short title
23. Long title

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF FEDERAL COLLEGE OF EDUCATION LISSAM, TARABA STATE FOR THE PURPOSE OF PROVIDING QUALITATIVE EDUCATION IN SCIENCES, ARTS, SOCIAL SCIENCES AND OTHER TECHNICAL KNOWLEDGE AND FOR RELATED MATTERS, 2019

Sponsored by Hon. Rimamnde Shawulu Kwewum

[] Commencement

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

1 PART I - ESTABLISHMENT, BOARD MEMBERSHIP, ETC

2 1.-(1) There is hereby established for the Federal Republic of Establishment
3 Nigeria an institution known as Federal College of Education Lissam,
4 Taraba State for the purpose of providing qualitative education in Sciences,
5 arts and other technical knowledge herein this bill referred to as the
6 'institution or institute' as the case may be.

7 (2) The Institution shall be a body with the status of a public study
8 and research facility, corporate with perpetual succession and a common
9 seal, so that the institution may:

10 (a) Sue and be sued in its corporate name; and

11 (b) Hold, acquire and dispose of any property or interest in
12 property, moveable or immoveable.

13 2.-(1) The governing body of the institution shall be a team of Board of Directors,
14 Board OF Directors herein referred to in this bill as "the Board". The Board appointment into
15 shall consist of the following as Chairman, Vice Chairman and Members: the Board

16 (a) A Chairman, to be appointed by the President of the Federal
17 Republic of Nigeria;

18 (b) The Provost, who shall be the Vice-Chairman of the Board and
19 a full time member;

1 (c) Six (6) other Members (with 1 Member representing each geo-
2 political Zone of the country) with cognate experience, initiatives and
3 Administrative capacity.

4 (2) All members of Board, other than the Provost shall be part-time
5 members.

6 (3) There shall be paid to the members of the Board such
7 remuneration as may be determined by the National salaries income and wages
8 Commission with the exception of the Provost.

9 (4) All Members of the Board shall be appointed by the President C-
10 in-C of the Armed Force of the Federal Republic of Nigeria.

11 (5) Members appointed to the Board pursuant to paragraph (a and c)
12 of section 2, subsection 1 other than the Provost shall hold office for the period
13 of four (4) years renewable once for a further period of four (4) years only,
14 provided however that:

15 (a) Any member may resign his appointment at any given time by
16 notice in writing under his hand, addressed to the Minister of education who
17 shall forward same to the President C-in-C;

18 (b) If a member dies or resigns or otherwise vacates his office before
19 the expiration of his term, a fit proper and qualified person shall be appointed
20 by the President C-in-C for the remainder of the term of office of the member
21 and the successor shall represent the same interest and zone of his predecessor;

22 (c) A member may be removed from office by the President C-in-C on
23 the recommendation of the Minister of Education, if the Minister and other
24 Board members are satisfied that it is not in the interest of the institution or the
25 interest of the public that the member should continue in office.

26 OFFICE OF THE PROVOST, DEPUTY PROVOST (ACADEMICS) AND
27 DEPUTY PROVOST (ADMINISTRATION), OFFICE OF THE
28 REGISTRAR AND ACADEMIC SECRETARY

29 3.-(1) OFFICE OF THE PROVOST:

30 (a) There shall be for the institution a Provost herein this bill referred

1 to as 'the Provost', who shall be the head of the academic and administrative
2 functions the Chief Accounting Officer of the institution who shall also
3 report to the Minister of Education;

4 (b) the Provost of the institution shall be a person of good moral
5 character who must have attained the educational status of not below
6 doctoral degree in relevant field as it relates to the institution.

7 (2) OFFICE OF DEPUTY PROVOST (ACADEMICS):

8 (a) There shall be for the institution a Deputy Provost (Academic)
9 who shall be the head of the academic functions of the faculty who shall also
10 report to the Provost;

11 (b) the Deputy Provost (Academics) shall be a person of good
12 moral character who must have attained the educational status of not below
13 doctoral degree in relevant field as it relates to the institution.

14 (3) OFFICE OF DEPUTY PROVOST ADMINISTRATION:

15 (a) There shall be for the institution a Deputy Provost
16 (Administration) who shall be the head of the Administrative functions of
17 the faculty who shall also report to the Provost;

18 (b) the Deputy Provost (Administration) shall be a person of good
19 moral character who must have attained the educational status of not below
20 doctoral degree in relevant field as it relates to the institution.

21 (4) OFFICE OF THE REGISTRAR AND ACADEMIC SECRETARY:

22 (a) There shall be for the institution a Registrar and also an
23 Academic Secretary who shall perform the functions as so stipulated in the
24 scheme of service for all tertiary institutions:

25 (i) the duo shall also report to the Provost;

26 (b) the duo shall be a persons of good moral character who must
27 have attained the educational status of not below first degree with the
28 required working experience to hold such offices.

29 (5) MANAGEMENT COMMITTEE OF THE INSTITUTION:

30 Subject to the provision of this bill, the Management of the institution shall t

1 consist of the following:

2 (a) The Provost;

3 (b) The Deputy Provost Academics;

4 (c) The Deputy Provost Administration;

5 (d) The Registrar;

6 (e) The Academic Secretary;

7 (f) All Academic Faculty Heads;

8 (g) All Head of Departments;

9 (h) A representative of the Ministry as may be nominated by the

10 Minister.

Operational
Academic
facilities

11 4.-(1) The following Operational Academic Faculties are hereby
12 established for the Institute:

13 (a) Faculty of Engineering;

14 (b) Faculty of Agriculture;

15 (c) Faculty of Computer, Information and Communication

16 Technology;

17 (d) Faculty of Pure sciences;

18 (e) Faculty of Environmental Sciences;

19 (f) Faculty of Social Sciences;

20 (g) Faculty of Arts;

Academic
Departments

21 5.-(1) There shall be establish Academic Departments that falls under
22 the faculties as may depends on academic relating to the faculties as follows:

23 (a) Faculty of Engineering:

24 (i) Department of Civil Engineerin;

25 (ii) Department of Electrical Engineering;

26 (iii) Department of mechanical Engineering;

27 (iv) Department of Building Engineering;

28 (v) Department of Chemical Engineering.

29 (b) Faculty of Agriculture:

30 (i) Department of Agricultural Extension and Technology;

- 1 (ii) Department of Agricultural Management and Administration;
2 (iii) Department of Forestry Management;
3 (iv) Department of Botany.
4 (c) Faculty of Computer, Information and Communication
5 technology;

- 6 (i) Department of Computer Sciences;
7 (ii) Department of Software Design and Technology;
8 (iii) Department of Information and Communication Technology;
9 (iv) Department of Information and Communication
10 Management;

- 11 (v) Department of Mass Communications.
12 (d) Faculty of Pure sciences:
13 (i) Department of Biological Sciences;
14 (ii) Department of Microbiology;
15 (iii) Department of Chemistry;
16 (iv) Department of Physics;
17 (v) Department of Nutrition and Food Sciences.

- 18 (e) Faculty of Environmental Sciences:
19 (i) Department of Geography;
20 (ii) Department of Urban and regional Planning;
21 (iii) Department of environmental Management;
22 (iv) Department of Architecture.

- 23 (f) Faculty of Social Sciences:
24 (i) Department of Business Administration and management;
25 (ii) Department of public Administration;
26 (iii) Department of Political Sciences;
27 (iv) Department of Accountancy;
28 (v) Department of Banking and Insurance;
29 (vi) Department of Sociology;
30 (vii) Department of Economics.

- 1 (g) Faculty of Arts;
- 2 (i) Department of Home Management and Economics;
- 3 (ii) Department of theatre Arts;
- 4 (iii) Department of History;
- 5 (iv) Department of English;
- 6 (v) Department of Home Management;
- 7 (vi) Department of Physical and Health Education;
- 8 (vii) Department of Hotel and Catering Services.

9 (2) Subject to the provisions of sections 4 and 5 of this bill, the

10 Management of this institution in consultation with the Board and the Minister

11 may establish additional Faculty or Department for the institution if it deems fit

12 for the effective conduct of the functions of the institution.

Academic Faculty
Heads/Heads of
Departments

13 6.-(a) There shall be for each faculty an Academic Faculty Head who

14 shall be on the status of a Dean in similar institutions herein this bill referred to

15 as 'the AFH', who shall be the head of the academic and administrative

16 functions of the faculty who shall also report to the Deputy Provost Academics;

17 (b) the AFH of each faculty shall be a person of good moral character

18 who must have attained the educational status of not below doctoral degree in

19 relevant field as it relates to the respective faculty;

20 (c) There shall be for each Department a Head of Department herein

21 this bill referred to as "the HOD", who shall be the head of the academic and

22 administrative functions of the Department who shall also report to the AFH of

23 the respective Faculty;

24 (d) the HOD of each Department shall be a person of good moral

25 character who must have attained the educational status of not below doctoral

26 degree in relevant field as it relates to the respective Department.

Administrative
Departments

27 7.-(1) There shall be establish Administrative Departments for the

28 institution to provide the needed support in line with the provision of the laws

29 and scheme of service for tertiary institutions, the Departments may include:

30 (a) Department of Administration and Personal;

(b) Department of Facility Management, Maintenance Works and;

(c) Department of legal Service;

(d) Department of Finance and Procurement.

(2) There shall be for each Department a Director, who shall head the operational functions of the department who shall also report to the Rector.

(3) the Director shall be a person of good moral character who must have attained the educational status of not below a Bachelor degree with working experience as stipulated in the public service rules.

(4) the Provost in consultation with the Minister and the Board may issue regulations prescribing additional departments for the institution or altering the departments listed in sub-section (1) of this section in any matter whatsoever.

(5) Notwithstanding the provision of this section, the Board shall have powers to set up any Committee to assist in the performance of its duties as prescribe under this Bill.

(6) A committee set up under subsection (5) of this section shall consist of such member of persons as may be determined by the Board and the Management Committee, and a member of such committee shall hold office in accordance with the term of his appointment.

(7) A decision of any of each Committee shall not be effective unless ratified by the Board.

PART 11 - FUNCTIONS AND POWERS

8.-(1) Subject to without prejudice to the PROVISION of the constitution of the Federal Republic of Nigeria, the institution shall be responsible for the following functions:

(a) Admit Students to study courses offered by the institution in such faculties as they may wish provided to fulfill all necessary requirements needed for admission;

(b) Award National Certificates of Education to students that after

1 earned such certificate after having written and pass the prescribe
2 examinations in respective courses as so undertaken by the student;

3 (c) Provide atmosphere and Facilities for research and studies;

4 (d) Organize conferences, seminars and intellectual discussion for the
5 purpose of promoting good governance and making viable recommendations
6 to the Government;

7 (e) Participate in any other activity that the law admits in the scheme
8 of functions for tertiary institutions;

9 (f) provide employment opportunities for the teaming unemployed
10 persons.

11 (2) In discharging its general responsibility under subsection 1 above,
12 the institution shall:

13 (a) Enter into agreement with any person or conglomerate for the
14 supply, purchase, construction and maintenance or repair of any property
15 whether movable or immovable which is necessary or appropriate for the
16 purpose of promoting educational standard of the institution;

17 (b) Prepare plans for the management of all public facilities or project
18 of the institution;

19 (c) In collaboration with the Ministry and other relevant stakeholders,
20 improve the quality of training and capacity building workshop for its staff;

21 (d) Implore stabilities that will prepare the staff and students for
22 future governance and leadership.

General Powers

23 9.-(1) The institution shall have powers to:

24 (a) Do all things which by this Act or any other enactments are
25 required or permitted to be done by the institution;

26 (b) Monitor any matter that may affect the functions of the institution;

27 (c) Do anything that will ensure the advancement of the skills of
28 employees of the institution including the provision of training facilities,
29 general research and establishment of centres;

30 (d) Perform any other action or inaction reasonable and of advantage

1 or convenience needed to promote full discharge of its functions.

2 (2) Subject to any limitation imposed by law, the institution may
3 delegate any of its powers to any members of the Board or employee.

4 10.-(1) Subject to the approval of the Ministers, and base on the Powers to borrow
5 recommendation of the Board, the institution may borrow by way of
6 overdraft or otherwise such sum as it may require for efficient discharge of
7 its functions under this Act.

8 11.-(1) The institution may accept gift of land, money, property or Power to accept
9 other valuables from persons or organization upon such terms that are gift and donations
10 acceptable to the institution if any, as may be specified by those making the
11 donation as long as the terms are not in conflict with the provisions of the
12 constitution of the Federal Republic of Nigeria.

13 (2) The institution shall not accept any of such gifts as stated in
14 subsection (1) of this section if the terms attached thereto by those making
15 the donation are inconsistent with the functions of the institution.

16 PART III - STAFF OF THE INSTITUTION

17 12.-(1) The institution shall employ such number of Academic Academic Staff
18 staff as it may require on a permanent and pensionable status: and Non-Academic
Staff

19 (a) Such employed Academic staff may be on different lecturing
20 and teaching categories as may be prescribed by the scheme of service for
21 Academic staff;

22 (b) Such employed Academic staff shall earned remuneration as
23 prescribed for academic Staff of tertiary institutions;

24 (c) Academic Staff shall report to the heads of the respective
25 departments of which they are assigned, taking cognizance of their
26 discipline and study line;

27 (d) the Academic staff shall be a person of good moral character
28 who must have attained the educational status of not below Bachelors
29 degree in relevant field as it relates to the respective Departments.

30 (2) The institution shall employ such number of Non-Academic

1 staff as it may require on a permanent and pensionable status:

2 (a) Such employed Non-Academic staff may be on different cadre,
3 salary grade levels and categories as may be prescribed by the scheme of
4 service for Non-Academic staff;

5 (b) Such employed Non-Academic staff shall earned remuneration as
6 prescribed for Non-Academic Staff of tertiary institutions;

7 (c) Non-Academic Staff shall report to the heads of the respective
8 departments of which they are assigned;

9 (d) the Non-Academic staff shall be a person of good moral character
10 who must have attained the educational status of Secondary School Certificate
11 and or above depending on the grade level and seniority as so stipulated in the
12 employment terms.

13 (3) The institution may from time to time appoint such other
14 employees as it may deem fit and necessary to assist in the discharge of its
15 functions under this Act.

16 (4) There shall be Unit heads of all division and Units of each of
17 department who shall be from the employees of the institution and shall report
18 to their various directors.

19 PART IV - POWERS OF THE INSTITUTION

20 13.-(1) The powers of the institution under this section shall include
21 the power to:

22 (a) Promote and control all staff of the institution as it may appear to
23 be necessary or expedient, and

24 (b) Dismiss, terminate, consider the resignation, withdrawal of
25 appointment and exercise disciplinary control over the staff of the institution
26 incase of serious misconduct as may be specified under the public service rule
27 and regulations.

28 (2) In Collaboration with the Board, the Provost may recruit or
29 employ a category of staff for the institution from time to time;

30 (a) Those Category of Staff that may be employed by the Provost as

1 stated in subsection 2 of this section shall only be the category of staff on the
2 junior cadre of the civil Service.

3 (3) The Staff of the institution shall be public officers of the Federal
4 Republic of Nigeria as defined by the Federal Civil Service Commission and
5 must adhere to the codes and conducts of the Federal Civil Service.

6 (4) The institution may also from time to time engage such
7 consultants and experts or advisers or visiting lecturers as it may require for
8 the effective discharge of its functions:

9 (a) Employers under subsection 4 of this section shall serve on such
10 terms as may be specified in their appointment letters and their emolument
11 and remunerations specified based on the recommendations of the Board
12 and approval of the Ministers.

13 **14.-(1)** The institution may subject to the provisions of this Act and Staff Regulations
14 in consultation with the Federal Civil Service Commission, make staff rules
15 and regulations relating generally to the conditions of service of its
16 employees and without prejudice to the generality of the foregoing, such
17 regulations may provide for:

18 (a) The appointment, promotion and discipline, which include
19 dismissal of employees of the institution;

20 (b) Listen to and consider appeal by employees against
21 disciplinary measures;

22 (2) Pending the release of the regulations described in subsection 1
23 of this section, the employers of the institution shall be governed by the
24 terms and conditions generally applicable to all officers of the Federal Civil
25 Service of the Federal Republic of Nigeria.

26 (3) In the discharge of their respective duties employees shall also
27 take into special recognition of all rules and financial regulations and other
28 Acts that guide the conduct or otherwise of civil servants in the Federal
29 Republic of Nigeria.

30 (4) Staff rules and regulations issued by the institution under

1 subsection 1 of this section shall not have effect until approved by the Board
2 and officially published in the Federal Government gazette.

3 PART IV - FINANCIAL PROVISIONS

Financial
Provisions

4 15.-(1) The Financial Provisions of the institution shall be based on
5 the annual budgetary provisions made through the Federal Ministry of
6 Education.

7 (2) Income from any other investment or other property acquired by
8 or vested in the institution.

9 (3) Subject to the provisions of section 7 of this Act, all other sum
10 accruing to the institution by way of gift or grants, endowment or donations
11 made to the institution.

12 (4) The Provost shall keep proper account and records for the purpose
13 which the funds were used.

14 (5) The institution shall operate accounts with banks as provided it is
15 not in conflict with the constitution of the Federal Republic of Nigeria.

16 (6) Subject to the approval of the Minister and in consultation with the
17 Board may undertake some degrees of Corporate Social responsibilities (CSR)
18 to the host community.

Annual Estimate,
Accounts Audit

19 16.-(1) The institution shall not later than 31st December of each year
20 submit its financial report and record to the Minister for onward submission to
21 the President C-in-C.

22 (2) The financial report must also be made public through publication
23 in at least 3 local Newspapers not later than 31st December of each year.

Annual Report

24 17.-(1) The institution shall also not later than 31st December of each
25 year submit to the Minister a Comprehensive report on the activities carried out
26 by the institution during the year, and also the annual report of all activities
27 shall be made public in not less than 3 local Newspapers.

28 PART VI - REGULATIONS AND SUPPLEMENTARY PROVISION

Regulation

29 18.-(1) Every member of the Board and Employees of the institution
30 shall have the rules and regulations of the institution binding on him for which

1 bridge of such rules may lead to disciplinary actions.

2 19.-(1) Every member of the Board and Employees shall be Indemnity
3 indemnified out of the assets of the institution against any liability incurred
4 by him/her defending any proceeding whether civil or criminal.

5 20.-(1) the institution shall have a common seal such as may be Common Seal
6 determined by the Board. of the Institution

7 (a) The common seal shall be authenticated by the Signature of the
8 Provost or any member as authorized by the Board in an event of absence of
9 the Provost.

10 21.-(1) In this Act, unless the content otherwise requires: Interpretations

11 (a) "The institution" means the Federal College of Education
12 Lissam, Taraba State;

13 (b) "The Board" means the governing Board of the institution;

14 (c) "The Provost" means the Provost of the Federal College of
15 Education Lissam, Taraba State and the Chief Accounting Officer of the
16 institute;

17 (d) "The Minister" means the Honourable Minister of Education
18 for the Federal Republic of Nigeria charged with the responsibility of
19 overseeing all Federal institutions under the Federal ministry of Education;

20 (e) "Members" means Members of the governing Board of the
21 Federal College of Education Lissam, Taraba State;

22 (f) "the President C-in-C" means the President, Commander in
23 Chief of the Arms forces of the Federal Republic of Nigeria.

24 22. The Bill may be cited as the Federal College of Education Short Title
25 Lissam Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seeks to provide for the establishment of Federal College of Education Lissam, Taraba State for the purpose of providing qualitative education in Sciences, Arts, Social Sciences and other technical knowledge.

