

FEDERAL UNIVERSITY OF MEDICINE AND HEALTH SCIENCES BIDA,
NIGER STATE BILL, 2019
ARRANGEMENT OF SECTIONS

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Medicine and Health Sciences Bida, Niger State*

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SCHEDULES

FIRST SCHEDULE

Principal Officers of the University

SECOND SCHEDULE

Federal University of Medicine and Health Sciences Bida, Niger State No. 1

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF FEDERAL UNIVERSITY OF
MEDICINE AND HEALTH SCIENCES BIDA, NIGER STATE AND FOR RELATED
MATTERS

Sponsored by Hon. Saidu Musa Abdullahi

[] Commencement

ENACTED by the National Assembly of the Federal Republic of
Nigeria as follows.

1 PART 1- ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF THE
2 UNIVERSITY OF FEDERAL UNIVERSITY OF MEDICINE AND
3 HEALTH SCIENCES

4 1.-(1) There is hereby established the Federal University of
5 Medicine and Health Sciences Bida, Niger State.

6 (2) The University shall be a body corporate with perpetual
7 succession and a common seal and may sue and be sued in its corporate
8 name.

9 (3) The general objects/purposes of the University shall be-

10 (a) To encourage the advancement of learning and to hold out to all
11 persons without distinction of race, creed, sex or political conviction, the
12 opportunity of acquiring a higher education in Medicine and other Health
13 Sciences;

14 (b) To develop and offer academic and professional programs
15 leading to the award of diplomas, first degrees, postgraduate research and
16 higher degrees with emphasis on planning, adaptive, technical,
17 maintenance, developmental and productive skills in the field of Medicine,
18 biomedical engineering, scientific, and allied professional disciplines
19 relating to health resources with the aim of producing socially mature
20 persons with capacity not only to understand, use and adapt existing

Establishment
and objects of
the Federal
University of
Medicine and
Health Sciences
Bida, Niger State

1 technologies in the health industry, but also to improve on those disciplines and
2 develop new ones, and to contribute to the scientific transformation of medical
3 and other health practices in Nigeria;

4 (c) To act as agents and catalysts, through postgraduate training,
5 research and innovation for the effective and economic utilization, exploitation
6 and conservation of Nigeria's natural, economic and human resources;

7 (d) To offer to the general population, as a form of public service, the
8 results of training and research in medicine and allied disciplines and to foster
9 the practical application of those results;

10 (e) To establish appropriate relationships with other national
11 institutions involved in training, research and development of health care;

12 (f) To identify the health problems and needs of Nigeria and to find
13 solutions to them within the context of overall national development;

14 (g) To provide and promote sound basic scientific training as a
15 foundation for the development of medicine and allied disciplines, taking into
16 account indigenous culture, the need to enhance national unity, the need to
17 vastly increase the practical content of student training, and adequate
18 preparation of graduates for self-employment in medicine and allied
19 professions;

20 (h) To promote and emphasize teaching, research and extension of
21 health knowledge, including health extension services and outreach programs,
22 in-service training, continuing education, and adaptive research;

23 (i) To offer academic programs in relation to the training of manpower
24 for medicine and allied profession in Nigeria;

25 (j) To organize research relevant to training of manpower and health
26 technology;

27 (k) To organize extension services and outreach programs for
28 technology transfer;

29 (l) To establish institutional linkages in order to foster collaboration
30 and integration of training, research, and extension activities; and

1 (m) To undertake any other activities appropriate for a University
2 of Health Sciences.

3 (5) The University has the mandate to:

4 (i) teach and train high caliber health-care professionals,

5 (ii) provide healthcare services and consultancy,

6 (iii) conduct research and participate in extension, outreach and
7 community services,

8 (iv) operate various schools and specialties that offer exemplary
9 training and quality research in health care,

10 (v) facilitate the acquisition of knowledge and skills in different
11 specialties for effective and efficient management of health care,

12 (vi) provide solution to the lack and the inequitable distribution of
13 health professionals serving rural communities,

14 (vii) train clinically, competent and socially conscious health
15 workers who will stay and serve in depressed and undeserved communities
16 especially in the rural areas of Nigeria,

17 (viii) develop a training model for the training of community
18 oriented health workers that could be replicated in other areas of Nigeria,

19 (ix) facilitate collaboration and enhancement of health sciences
20 research and education endeavors,

21 (x) advance the national and international reputation as the premier
22 university for health sciences education and research in Nigeria,

23 (xii) advise and report regularly to the ministry of education on all
24 matters relevant to the health sciences sector and its education and research
25 programs,

26 (xii) work collectively on common health academic issues and
27 their implementation,

28 (xiii) provide management support for education and research
29 across the health sciences sector,

30 (xiv) promote inter-professional education across all health

1 professional programs and optimize the resources to do so; and
2 (xv) ensure that the health sciences sector is adequately and
3 appropriately represented at all levels of University governance.

Composition of
the University

4 2.-(1) The University shall consist of-

5 (a) Chancellor;

6 (b) Pro-Chancellor and a Council;

7 (c) Vice-Chancellor and a Senate;

8 (d) Deputy Vice-Chancellor (s);

9 (e) a body to be called Congregation;

10 (f) a body to be called Convocation;

11 (g) campuses and colleges of the University;

12 (h) schools, institutes and other teaching and research units;

13 (i) persons holding the offices constituted by the First Schedule to this

14 Act other than those mentioned in paragraph (a) to (d) of this subsection;

15 (j) all graduates and undergraduates of the University; and

16 (k) all other persons who are members of the University in accordance

17 with provisions made by statute in that behalf.

18 (2) The First Schedule to this Act shall have effect with respect to the
19 principal officers of each University therein mentioned.

20 *[First Schedule]*

21 (3) Subject to section 6 of this Act, provision shall be made by statute
22 with respect to the constitution of the following bodies, namely the Council,
23 the Senate, Congregation and Convocation.

Powers of the
University and
their exercise

24 3.-(1) For the carrying out of its objects as specified in section 2 of
25 this Act, the University shall have power-

26 (a) to establish such campuses, colleges, institutes, schools,
27 extramural departments and other teaching and research units within the
28 University as may, from time to time, be deemed necessary or desirable,
29 subject to the approval of the Federal Ministry of Education;

30 (b) to institute professorships, readerships or associate intments

1 professorships, and other posts and offices and to make appointments
2 thereto;

3 (c) to institute and award fellowships, scholarships, exhibitions,
4 bursaries, medals, prizes and other titles, distinctions, awards and other
5 forms of assistance;

6 (d) to provide for the discipline and welfare of members of the
7 University;

8 (e) to hold examinations and grant degrees, diplomas, certificates
9 and other distinctions to persons who have pursued a course of study
10 approved by the University and have satisfied such other requirements as the
11 University may lay down;

12 (f) to grant honorary degrees, fellowships or academic titles;

13 (g) to demand and receive from any student or any other person
14 attending the University for the purpose of instruction such fees as the
15 University may, from time to time, determine subject to the overall
16 directives of the Minister;

17 (h) subject to section 23 of this Act, to acquire, hold, grant, charge
18 or otherwise deal with or dispose of movable and immovable property
19 wherever situate;

20 (i) to accept gifts, legacies and donations, but without obligation to
21 accept the same for a particular purpose unless it approves the terms and
22 conditions attaching thereto;

23 (j) to enter into contracts, establish trusts, act as trustee, solely or
24 jointly with any other person, and employ and act through agents;

25 (k) to erect, provide, equip and maintain libraries, laboratories;
26 lecture halls, halls of residence, refectories, sports grounds, playing fields
27 and other buildings or things necessary or suitable or convenient for any of
28 the objects of the University;

29 (l) to hold public lectures and to undertake printing, publishing and
30 book-selling;

1 (m) subject to any limitations on conditions imposed by statute; to
2 invest any money appertaining to the University by way of endowment, not
3 being immediately required for current expenditure, in any investments or
4 securities or the purchase or improvement of land, with power from time to
5 time to vary any such investments and to deposit any money for the time being
6 not invested with any bank on deposit or current account;

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

11 (o) to do anything which it is authorized or required by this Act or by
12 statute to do; and

13 (p) to do all such acts or things, incidental to the foregoing powers, as
14 may advance the objects of the University.

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

20 (3) The power of the University to establish further campuses and
21 colleges within the University shall be exercisable by statute and not
22 otherwise.

Functions of
the Chancellor

23 4.-(1) The Chancellor shall, in relation to the University, take
24 precedence before all other members of the University and when he is present
25 shall preside at all meetings of Convocation held for conferring degrees.

26 (2) Every proposal to confer an honorary degree shall be subject to the
27 confirmation of the Chancellor.

28 (3) The Chancellor shall exercise such other powers and perform such
29 other duties as may be conferred or imposed on him by this Act or the statutes.

1 5.-(1) The Pro-Chancellor shall, in relation to the University, take
2 precedence before all other members of the University, except the
3 Chancellor and except the Vice-Chancellor when acting as chairman of
4 Congregation or Convocation and the Pro-Chancellor shall, when he is
5 present, be the chairman at all meetings of the Council.

Functions of the
Pro-Chancellor

6 (2) Subject to the provisions of this Act, the Pro-Chancellor shall
7 hold office for a period of five years beginning with the date of his
8 appointment.

9 6. The Council of each University shall consist of-

Composition of
the Council

10 (a) the Pro-Chancellor;

11 (b) the Vice-Chancellor;

12 (c) the Deputy Vice-Chancellor (s);

13 (d) one person from the Ministry responsible for education;

14 (e) nine persons representing a variety of interests and broadly
15 representative of the whole Federation to be appointed by the President

16 (f) four persons appointed by the Senate from among its members;

17 (g) two persons appointed by the Congregation from among its
18 members;

19 (h) one person appointed by Convocation from among its
20 members.

21 7.-(1) Subject to the provisions of this Act relating to the Visitor,
22 the Council shall be the governing body of each University and shall be
23 charged with the general control and superintendence of the policy, finance
24 and property of the University.

Functions of the
Council and its
Finance and
General Purposes
Committee

25 (2) There shall be a committee of the Council to be known as the
26 Finance and General Purposes Committee, which shall, subject to the
27 directions of the Council, exercise control over the property and expenditure
28 of the University and perform such other functions of the Council as the
29 Council may, from time to time, delegate to it.

30 (3) Provision shall be made by statute with respect to the

1 constitution of the Finance and General Purposes Committee.

2 (4) The Council shall ensure that proper accounts of the University
3 are kept and that the accounts of the University are audited annually by an
4 independent firm of auditors approved by the Council, and that an annual
5 report shall be published by the University together with certified copies of the
6 said accounts as audited.

7 (5) Subject to this Act and the statutes, the Council and the Finance
8 and General Purposes Committee may each make rules for regulating their
9 own procedure.

10 (6) Rules made under subsection (5) of this section by the Finance and
11 General Purposes Committee shall not come into force unless approved by the
12 Council; and in so far and to the extent that any rules so made by that
13 Committee conflict with any directions given by the Council (whether before
14 or after the coming into force of the rules in question), the direction of the
15 Council shall prevail.

16 (7) There shall be paid to the members of the Council, the Finance and
17 General Purposes Committee respectively and of any other committee set up
18 by the Council an allowance in respect of travelling and other reasonable
19 expenses, at such rates as may, from time to time, be fixed by the Minister.

20 (8) The Council shall meet as and when necessary for the performance
21 of its functions under this Act and shall meet at least three times in every year.

22 (9) If requested in writing by any five members of the Council the
23 chairman shall within 28 days after the receipt of such request call a meeting of
24 the Council.

25 (10) Any request made under subsection (9) of this section shall
26 specify the business to be considered at the meeting and a business not so
27 specified shall not be transacted at the meeting.

28 8.-(1) Subject to section 8 of this Act and subsections (3) and (4) of
29 this section and to the provisions of this Act relating to the Visitor, it shall be the
30 general function of the Senate to organize and control the teaching by the

1 University, the admission (where no other enactment provides to the
2 contrary, of students) and the discipline of students; and to promote research
3 at the University.

4 (2) Without prejudice to the generality of subsection (1) of this
5 section and subject as there mentioned, it shall in particular be the function
6 of the Senate to make provision for-

7 (a) the establishment and organization and control of campuses,
8 colleges, schools, institutes and other teaching and research units of the
9 University and allocation of responsibility for different branches of
10 learning;

11 (b) the organization and control of courses of study in the
12 University and of the examinations held in conjunction with those courses,
13 including the appointment of examiners, both internal and external;

14 (c) the award of degrees, and such other qualifications as may be
15 prescribed, in connection with examinations held as aforesaid;

16 (d) the making of recommendations to the Council with respect to
17 the award to any person of an honorary fellowship or degree or the title of
18 professor emeritus;

19 (e) the establishment, organization and control of halls of residence
20 and similar institutions at the University;

21 (f) the supervision of the welfare of students at the University and
22 the regulation of their conduct;

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

25 (h) determining what description of dress shall be academic dress
26 for the purposes of the University, and regulating the use of academic dress.

27 (3) The Senate shall not establish any new campus, college, school,
28 department, institute or other teaching and research units of the University
29 without the approval of the Council.

30 (4) Subject to this Act and statutes, the Senate may make sions for

1 regulations for the purpose of exercising any function conferred on it either by
2 the foregoing provisions of this section or otherwise or for the purpose of
3 making provisions for any matter for which provision by regulations is
4 authorized or required by this Act or by statute.

5 (5) Regulations shall provide that at least one of the persons appointed
6 as the examiners at each final or professional examination held in conjunction
7 with any course of study at the University, as may be prescribed by the Senate
8 from time to time, is not a teacher at the University but is a teacher of the branch
9 of learning to which the course relates at some other university of high repute or
10 a person engaged in practicing the profession in a reputable organization or
11 institution.

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

Functions of
the Vice-Chancellor

17 9.-(1) The Vice-Chancellor shall, in relation to each University, take
18 precedence before all other members of the University, except the Chancellor,
19 and any other person for the time being acting as chairman of the Council.

20 (2) Subject to sections 8, 9, and 15 of this Act, the Vice-Chancellor
21 shall have the general function, in addition to any other functions conferred on
22 him by this Act or otherwise, of directing the activities of the University and
23 shall be the chief executive and academic officer of the University and ex-
24 officio chairman of the Senate.

25 *Transfers of property, etc., to the University*

26 *[Second Schedule]*

27 *Statutes of the University*

Powers of the
University to
make statutes

28 10.-(1) Subject to this Act, the University may make statutes for any
29 of the following purposes, that is to say-

30 (a) making provision with respect to the composition and constitution

1 of any authority of the University;

2 (b) specifying and regulating the powers and duties of any
3 authority of the University and regulating any other matter connected with
4 the University or any of its authorities;

5 (c) regulating the admission of students (where no other enactment
6 provides to the contrary), and their discipline and welfare;

7 (d) determining whether any particular matter is to be treated as an
8 academic or non-academic matter for the purposes of this Act and of any
9 statute, regulation or other instrument made thereunder;

10 (e) making provision for any other matter for which provision by
11 statute is authorized or required by this Act.

12 (2) Subject to section 28 (6) of this Act, the Interpretation Act shall
13 apply 2 in relation to any statute made under this section as it applies to a 3
14 subsidiary instrument within the meaning of section 29 (1) of that Act.

15 (3) The statute contained in the Second Schedule to this Act shall
16 be 5 deemed to have come into force on the commencement of this section 6
17 of this Act and shall be deemed to have been made under this section by each
18 University.

19 *[Second Schedule]*

20 (4) The power to make statutes conferred by this section shall not
21 be prejudiced or limited in any way by reason of the inclusion or omission of
22 any matter in or from the statute contained in the Second Schedule to this Act
23 or any subsequent statute.

24 *[Second Schedule]*

25 11.-(1) The power of the University to make statutes shall be
26 exercised in accordance with the provisions of this section and not
27 otherwise.

Mode of
exercising power
to make statutes

28 (2) A proposed statute shall not become law unless it has been
29 approved-

30 (a) at a meeting of the Senate, by the votes of not less than two

1 thirds of the members present and voting; and

2 (b) at a meeting of the Council, by the votes of not less than two thirds
3 of the members present and voting.

4 (3) A proposed statute may originate either in the Senate or in the
5 Council, and may be approved as required by subsection (2) of this section by
6 either one of those bodies before the other.

7 (4) A statute which makes provision for or alters the composition or
8 constitution of the Council, the Senate or any other authority of the University
9 shall not come into operation unless it has been approved by the President.

10 (5) For the purposes of section 1 (2) of the Interpretation Act a statute
11 shall be treated as being made on the date on which it is duly approved by the
12 Council after having been approved by the Senate, as the case may be or, in the
13 case of a statute falling within sub- section (4) of this section, on the date on
14 which it is approved by the President.

15 [Cap. 123]

16 (6) In the event of any doubt or dispute arising at any time-

17 (a) as to the meaning of any provision of a statute; or

18 (b) as to whether any matter is for the purpose of this Act an academic
19 matter as they relate to such doubt or dispute, the matter may be referred to the
20 Visitor, who shall take such advice and make such decision therein as he shall
21 think fit.

22 (7) The decision of the Visitor on any matter referred to him under
23 subsection (6) of this section shall be final and binding upon the authorities,
24 staff and students of the University and where any question as to the meaning of
25 any provision of a statute has been decided by the Visitor under that subsection,
26 the question as to the meaning of that provision shall not be entertained by any
27 court of law in Nigeria.

28 (8) Nothing in subsection (7) of this section shall affect any power of a
29 court of competent jurisdiction to determine whether any provision of a statute
30 is wholly or partially void as being ultra vires or as being inconsistent with the

1 Constitution of the Federal Republic of Nigeria 1999.

2 [Cap. C23]

3 12. A statute may be proved in any court by the production of a Proof of statutes
4 copy thereto bearing affixed to it a certificate purporting to be signed by the
5 Vice Chancellor or the secretary to the Council to the effect that the copy is a
6 true copy of a statute of the University.

7 *Supervision and discipline*

8 13.-(1) The President shall be the Visitor of the University. The Visitor

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

13 (3) It shall be duty of the bodies and persons comprising the
14 University to make available to the Visitor and to any other person
15 conducting a visitation in pursuance of this section, such facilities and
16 assistance as he or they may reasonably require for the purposes of a
17 visitation.

18 14.-(1) If it appears to the Council that a member of the Council Removal of
19 (other than the Pro-Chancellor or the Vice-Chancellor) should be removed certain members
20 from office on the ground of misconduct or inability to perform the of Council
21 functions of his office or employment, the Council shall make a
22 recommendation to that effect through the Minister to the President after
23 making such enquiry, if any, as may be considered appropriate, and if the
24 President approves the recommendation he may direct the removal of the
25 person in question from office.

26 (2) It shall be the duty of the Minister to use his best endeavor to
27 cause a copy of the instrument embodying a direction under subsection (1)
28 of this section to be served as soon as reasonably practicable on the person to
29 whom it relates.

Removal and
discipline of
academic,
administrative
and professional
staff

1 15.-(1) If it appears to the Council that there are reasons for believing
2 that any person employed as a member of the academic, administrative or
3 professional staff of the University, other than Vice-Chancellor, should be
4 removed from his office or employment on the ground of misconduct or of
5 inability to perform the functions of his office or employment, the Council
6 shall-

7 (a) give notice of those reasons to the person in question; afford him
8 an opportunity of making representations in person on the matter;

9 (b) appoint a Staff Disciplinary Committee;

10 (c) and if the Council, after considering the report of the Staff
11 Disciplinary Committee, is satisfied that the person in question should be
12 removed as aforesaid, the Council may so remove him by an instrument in
13 writing signed on the directions of the Council.

14 (2) The Vice-Chancellor may, in case of misconduct by a member of
15 staff, which in the opinion of the Vice-Chancellor is prejudicial to the interests
16 of the University, suspend such member and any such suspension shall
17 forthwith be reported to the Council.

18 (3) For good cause, any member of staff may be suspended from his
19 duties or his appointment may be terminated by the Council; and for the
20 purposes of this subsection "good cause" means-

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

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

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

30 (d) conduct which the Council considers to be such as to constitute

1 failure or in- ability of the person concerned to discharge the functions of his
2 office or to comply with terms and conditions of his service; or

3 (e) conduct which the Council considers to be generally of such
4 nature as to render the continued appointment or service of the person
5 concerned prejudicial or detrimental to the interest of the University.

6 (4) Any person suspended pursuant to subsection (2) or (3) of this
7 section shall be on half pay and the Council shall before the expiration of a
8 period of three months after the date of such suspension consider the case
9 against that person and come to a decision as to-

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

12 (b) whether to re-instate such person in which case the Council
13 shall restore his full emoluments with effect from the date of suspension;

14 (c) whether to terminate the appointment of the person concerned
15 in which case such person shall not be entitled to the proportion of his
16 emoluments withheld during the period of suspension; or

17 (d) whether to take such lesser disciplinary action against such
18 person (including the restoration of such proportion of his emoluments as
19 might have been withheld) as the Council may determine.

20 (5) In any case where the Council, pursuant to this section, decides
21 to continue a person's suspension or decides to take further disciplinary
22 action against a person, the Council shall before the expiration of a period of
23 three months from such decision come to a final determination in respect of
24 the case concerning any such person.

25 (6) It shall be the duty of the person by whom an instrument of
26 removal is signed in pursuance of subsection (1) of this section to use his
27 best endeavor to cause a copy of the instrument to be served as soon as
28 reasonably practicable on the person to whom it relates.

29 (7) Nothing in the foregoing provisions of this section shall-

30 (a) apply to any directive given by the Visitor in consequence of

1 any visitation; or

2 (b) prevent the Council from making regulations for the discipline of
3 other categories of workers of the University as may be prescribed.

Procedures for
staff discipline

4 16.-(1) The Vice-Chancellor or Senate shall constitute an
5 Investigation Panel to determine whether or not a prima facie case has been
6 established against any member of staff.

7 (2) The Investigation Panel shall include the President or the
8 chairman of the union to which the staff being investigated belongs.

9 (3) The Vice-Chancellor shall constitute a Staff Disciplinary
10 Committee, which shall consist of such members of the Senate as he may
11 determine, to consider the report of the Investigating Panel.

12 (4) The report and recommendation of the Staff Disciplinary
13 Committee shall be forwarded to the Council for consideration and decision.

Appointment
of external
examiners
Removal of
examiners

14 17. The Senate shall appoint external examiners.

15 18.-(1) If on the recommendation of the Senate, it appears to the Vice
16 Chancellor that a person appointed as an examiner for any examination of the
17 University ought to be removed from his office or appointment, then except in
18 such cases as may be prescribed, the Vice-Chancellor may, after affording the
19 examiner an opportunity of making representations in person on the matter to
20 the Vice-Chancellor, remove the examiner from the office or appointment by
21 an instrument in writing signed by the Vice-Chancellor.

22 (2) Subject to the provisions of regulations made in pursuance of
23 section 9 (5) of this Act, the Vice-Chancellor may, on the recommendation of
24 the Senate, appoint an appropriate person as examiner in place of the examiner
25 removed in pursuance of subsection (1) of this section.

26 (3) It shall be duty of the Vice-Chancellor to sign an instrument of
27 removal in pursuance of this section, to use his best endeavor to cause a copy of
28 this instrument to be served as soon as is reasonably practicable on the person
29 to whom it relates.

Discipline of
students

30 18.-(1) Subject to the provisions of this section, where it appears to

1 the Vice-Chancellor that any student of the University has been guilty of
2 misconduct, the Vice-Chancellor may, in consultation with the Senate and,
3 without prejudice to any other disciplinary power conferred on him by
4 statute or regulations, direct that-

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

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

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

13 (d) the student be expelled from the University.

14 (2) Where a direction is given under subsection (1) (c) or (d) of this
15 section in respect of any student, that student may, within the prescribed
16 period and in the prescribed manner, appeal to the Council; and where such
17 an appeal is brought, the Council shall after causing such inquiry to be made
18 in the matter as the Council considers just, confirm or set aside the direction
19 or modify it in such manner as the Council thinks fit.

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

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

26 (5) Nothing in this section shall be construed as preventing the
27 restriction or termination of a student's activities at the University otherwise
28 than on the ground of misconduct.

29 (6) Without prejudice to the provision of subsection (1) of this
30 section, nothing shall prevent the Vice-Chancellor from taking an diate

1 immediate disciplinary action against a student where he deems fit, and report
2 thereafter to the Senate.

3 (7) It is hereby declared that a direction under subsection (1)(a) of this
4 section may be combined with a direction under subsection (1) (b) of this
5 section.

6 (8) No staff or student shall resort to a law court without proof of
7 having exhausted the integral avenues for settling disputes or grievances or for
8 seeking redress.

9 (9) The Visitor shall be the final arbiter on staff and student discipline,
10 and his decision shall not be contestable in any court of law in Nigeria.

11 (10) Nothing in this subsection shall affect any power of a court of
12 competent jurisdiction to enforce the fundamental right of any aggrieved
13 citizen as enshrined in the Constitution of the Federal Republic of Nigeria
14 1999.

15 [Cap. C23.]

16 *Miscellaneous and general*

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

17 20.-(1) No person shall be required to satisfy the requirements as to
18 any of the following matters, that is to say, race (including ethnic grounding),
19 sex, place of birth or family origin, or religious or political persuasion, as a
20 condition of becoming or continuing to be a student at the University, the
21 holder of any degree of the University or of any appointment or employment at
22 the University or a member of any body established by virtue of this Act; and no
23 person shall be subjected to any disadvantage or accorded any advantage in
24 relation to the University, by reference to any of those matters.

25 (2) Nothing in subsection (1) of this section shall be construed as
26 preventing the University from imposing any disability or restriction on any of
27 the aforementioned persons where such person willfully refuses or fails on
28 grounds of religious belief to undertake any duty generally and uniformly
29 imposed on all such persons or any group of them which duty, having regard to
30 its nature and the special circumstance pertaining thereto, is in the opinion of

1 the University reasonably justifiable in the national interest.

2 21. Without prejudice to the provisions of the Land Use Act, the Restriction on
disposal of land
by University t
3 University shall not dispose of or charge any land or an interest in any land
4 (including any land transferred to the University by this Act) except either
5 with the prior written consent either general or special, of the President:

6 *[Cap. L5.]*

7 Provided that such consent shall not be required in the case of any
8 lease or tenancy at a rack-rent for a term not exceeding 21 years or lease or
9 tenancy to a member of the University for residential purposes.

10 22. Except as may be otherwise provided by statute or by Quorum and
procedure of
bodies established
by this Act
11 regulations, the quorum and procedure of any body of persons established
12 by this Act shall be as determined by that body.

13 23.-(1) Anybody of persons established by this Act shall, without Appointment of
committees, etc.
14 prejudice to the generality of the powers of that body, have power to appoint
15 committees, which need not consist exclusively of members of that body
16 and to authorize a committee established by it-

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

19 (b) to co-opt members, and may direct whether or not co-opted
20 members (if any) shall be entitled to vote in that committee.

21 (2) Any two or more such bodies may arrange for the holding of
22 joint meetings of those bodies or for the appointment of committees
23 consisting of members of those bodies or any of them and either of dealing
24 with it or of reporting on it to those bodies or any of them.

25 (3) Except as may be otherwise provided by statute or by
26 regulations, the quorum and procedure of a committee established or
27 meeting held in pursuance of this section shall be such as may be determined
28 by the body or bodies which have decided to establish the committee or hold
29 the meeting.

30 (4) Nothing in the foregoing provisions of this section shall be

1 construed as-

2 (a)enabling statutes to be made otherwise than in accordance with
3 section 13 of this Act; or

4 (b)enabling the Senate to empower any other body to make
5 regulations or to award degrees or other qualifications.

6 (5) The Pro-Chancellor and the Vice-Chancellor shall be members of
7 every committee of which the members are wholly or partly appointed by the
8 Council (other than a committee appointed to inquire into the conduct of any
9 officer in question); and the Vice-Chancellor shall be a member of the Council
10 and the Vice-Chancellor shall be a member of every committee of which the
11 members are wholly or partly appointed by the Senate.

Retiring age of
academic staff
of the University

12 24.-(1)Notwithstanding anything to the contrary in the Pensions Act,
13 the compulsory retiring age of an academic staff of a University shall be 65
14 years except for the professor, which is 70 years.

[Cap. P4.]

16 (2)A law or rule requiring a person to retire from the public service
17 after serving for 35 years shall not apply to an academic staff of the University.

Special provisions
relating to pension
of professors

18 25. A person who retires as a professor having served-

[1993 No. 11.]

20 (a) a minimum period of fifteen years as a professor in the University
21 or continuously in the service of a university in Nigeria up to the retiring age;
22 and

23 (b) who during the period of service was absent from the University
24 only on approved national or University assignments, shall be entitled to
25 pension at a rate equivalent to his last annual salary and such allowances as the
26 Council may, from time to time, determine as qualifying for pension and
27 gratuity, in addition to any other retirement benefits to which he may be
28 entitled.

Miscellaneous
administrative
provisions

29 26.-(1)The seal of each University shall be such as may be determined
30 by the Council and approved by the Chancellor, and the affixing of the seal

1 shall be authenticated by any member of the Council and by the Vice
2 Chancellor, secretary to the Council or any other person authorized by
3 statute.

4 (2) Any document purporting to be a document executed under the
5 seal of the University shall be received in evidence and shall, unless the
6 contrary is proved, be presumed to be so executed.

7 (3) Any contract or instrument, which if made or executed by a
8 person not being a body corporate would not be required to be under seal,
9 may be made or executed on behalf of the University by any person
10 generally or specifically authorized to do so by the Council.

11 (4) The validity of any proceedings of any body established in
12 pursuance of this Act shall not be affected by any vacancy in the membership
13 of the body, or by any defect in the appointment of a member of the body or
14 by reason that any person not entitled to do proceedings.

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

19 (6) Nothing in section 12 of the Interpretation Act (which provides
20 for the application in relation to subordinate legislation of certain incidental
21 provisions) shall apply to statutes or regulations made in pursuance of this
22 Act.

23 *[Cap. 123.]*

24 (7) The power conferred by this Act on any body to make statutes
25 or regulations shall include power to revoke or vary any statute (including
26 the statute contained in the Second Schedule of this Act) or any regulation by
27 a subsequent statute, or, as the case may be, by a subsequent regulation and
28 statute and regulations may make different provisions in reaction to
29 different circumstances.

1 [Second Schedule.]

2 (8) No stamp duty or other duty shall be payable in respect of any
3 transfer of property to the University by virtue of any provision of this Act.

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

Interpretation

6 27.-(1) In this Act, unless the context otherwise requires-

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

8 "college" means any college which may be established by the University;

9 "Council" means the Council established by this Act for the University;

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

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

13 "notice" means notice in writing;

14 "office" does not include the Visitor;

15 "prescribed" means prescribed by statutes or regulations;

16 "professor" means a person designated as a professor of the University in
17 accordance with provisions made in that behalf by statute or regulations;

18 "property" includes rights, liabilities and obligations;

19 "regulations" means regulations made by the Senate or the Council;

20 "Senate" means the Senate of the University established pursuant to section 3
21 (1)(c) of this Act;

22 "statute" means a statute made by the University under section 12 of this Act
23 and in accordance with the provisions of section 13 of this Act;

24 and "the statutes" means all such statutes as are in force from time to time;

25 "teacher" means a person holding a full-time appointment as a member of the
26 teaching or research staff of the University;

27 "undergraduate" means a person in statu pupillari at the University other than-

28 (a) a graduate; and

29 (b) a person of such description as may be prescribed for the purposes
30 of this definition;

1 "University" means any of the University of Health Sciences established
2 under section 2 of this Act.

3 (2) It is hereby declared that where in any provisions of this Act it is
4 laid down that proposals are to be submitted or a recommendation is to be
5 made by one authority to another through one or more intermediate
6 authorities, it shall be the duty of every such intermediate authority to
7 forward any proposals or recommendations received by it in pursuance of
8 that provision to the appropriate authority, but any such intermediate
9 authority may, if it thinks fit, forward therewith its own comments thereon.

10 28. This Bill may be cited as the Federal University of Medicine and Health Sciences Bida, Niger State (Est, etc) Bill, 2019. Short title

12 SCHEDULES

13 FIRST SCHEDULE

14 [Section 2 (2).]

15 PRINCIPAL OFFICERS OF THE UNIVERSITY

16 *The Chancellor*

17 1.-(1) The Chancellor shall be appointed by the President of
18 Nigeria.

19 (2) The Chancellor shall hold office for a period of five years.

20 (3) If it appears to the Visitor that the Chancellor should be
21 removed from his/her office on the ground of misconduct or of inability to
22 perform the functions of his office, the Visitor may by notice in the Federal
23 Gazette remove the Chancellor from office.

24 *The Pro-Chancellor*

25 2.-(1) The Pro-Chancellor shall be appointed or removed by the
26 President on the recommendation of the Minister.

27 (2) Subject to the provisions of this Act, the Pro-Chancellor shall
28 hold office for a period of four years beginning with the date of his/her
29 appointment.

The Vice-Chancellor

1
2 3.-(1) There shall be a Vice-Chancellor of the University who shall be
3 appointed by the President in accordance with the provisions of this paragraph.

4 *[1993 No.] 1. 1996 No. 25.]*

5 (2) Where a vacancy occurs in the post of a Vice-Chancellor, the
6 Council shall-

7 (a) advertise the vacancy in a reputable journal or a widely read
8 newspaper in Nigeria, specifying-

9 (i) the qualities of the persons who may apply for the post; 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 the post for
12 consideration;

13 (b) constitute a search team consisting of-

14 (i) a member of the Council, who is not a member of the Senate, as
15 chairman;

16 (ii) two members of the Senate who are not members of the Council,
17 one of whom shall be a professor;

18 (iii) two members of Congregation who are not members of the
19 Council, one of whom shall be a professor, to identify and nominate for
20 consideration, suitable persons who are not likely to apply for the post on their
21 own volition because they feel that it is not proper to do so.

22 (3) A joint Council and Senate Selection Board consisting of-

23 (a) the Pro-Chancellor, as chairman;

24 (b) two members of the Council, not being members of the Senate;

25 (c) two members of the Senate who are professors, but who were not
26 members of the Search Team, shall consider the candidates and persons on the
27 short list drawn up under subparagraph (2) of this paragraph through an
28 examination of their curriculum vitae and interaction with them, and
29 recommend to the Council suitable candidates for further consideration.

30 (4) The Council shall select three candidates from among the ndicate

1 candidates recommended to it under subparagraph (3) of this paragraph and
2 may indicate its order of preference stating the reasons therefor and forward
3 the names to the President.

4 *[1996 No. 25.]*

5 (5) The President may appoint as Vice-Chancellor anyone of the
6 candidates recommended to him in accordance with the provisions of
7 subparagraph (4) of this paragraph.

8 (6) The Vice-Chancellor shall hold office for a single term of five
9 years only on such terms and conditions as may be specified in his letter of
10 appointment.

11 (7) For the avoidance of doubt, the provisions of subparagraph (6)
12 of this paragraph shall- *[1996 No. 25.]*

13 (a) only be applicable to those appointed to the office of Vice-
14 Chancellor after 1 January, 1993;

15 (b) not confer on a person serving a first term of office as Vice
16 Chancellor before 1st January, 1993 any right to renewal of the appointment
17 for a further term of four years.

18 (8) The Vice-Chancellor may be removed from office by the
19 Visitor after due consultation with the Council and the Senate acting through
20 the Minister of Education.

21 *Deputy Vice-Chancellors*

22 4.-(1) There shall be for the University such number of Deputy
23 Vice Chancellors as the Council may, from time to time, deem necessary for
24 the proper administration of the University.

25 *[1996 No. 25.]*

26 (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor,
27 the Vice-Chancellor shall forward to the Senate a list of two candidates for
28 each post of Deputy Vice-Chancellor that is vacant.

29 (3) The Senate shall select for each vacant post one candidate from
30 each list forwarded to it under subparagraph (2) of this paragraph and

1 forward his name to the Council for confirmation.

2 (4) A Deputy Vice-Chancellor shall-

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

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

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

9 (5) A Deputy Vice-Chancellor-

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

13 (b) may be re-appointed for one further period of two years and no
14 more.

15 *Office of the Registrar*

16 5.-(1) There shall be for the University a Registrar, who shall be the
17 chief administrative officer of the University and shall be responsible to the
18 Vice-Chancellor for the day-to-day administrative work of the University
19 except as regards matters for which the Bursar is responsible in accordance
20 with paragraph 6(2) of this Schedule.

21 [1993 No. 55.]

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

25 (3) The Registrar shall hold office for such period and on such terms
26 as to the emoluments of his/her office and otherwise as may be specified Other
27 principal officers of the University

28 6.-(1) There shall be for each University the following principal
29 officers, in addition to the Registrar, that is-

30 [1993 No. 11.1993 No. 55.]

1 (a) the Bursar; and

2 (b) the University Librarian, who shall be appointed by the Council
3 on the recommendation of the Selection Board constituted under paragraph
4 8 of this Schedule.

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

8 (3) The University Librarian shall be responsible to the Vice-
9 Chancellor for the administration of the university library and the co-
10 ordination of the library services in the University and its campuses,
11 colleges, faculties, schools, departments, institutes and other teaching or
12 research units.

13 (4) The Bursar and Librarian shall hold office for such period and
14 on such terms as to the emoluments of their offices and otherwise as may be
15 specified.

16 [1993 No 11. 1993 No. 55.]

17 (5) Any question as to the scope of the responsibilities of the
18 aforesaid officers shall be determined by the Vice-Chancellor.

19 *Selection Board for other principal officers*

20 7.-(1) There shall be, for the University, a Selection Board for the
21 appointment of principal officers, other than the Vice-Chancellor or Deputy
22 Vice-Chancellor, which shall consist of-

23 [1993 No. 11.]

24 (a) the Pro-Chancellor, as chairman;

25 (b) the Vice-Chancellor;

26 (c) four members of the Council not being members of the Senate;

27 and

28 (d) two members of the Senate.

29 (2) The functions, procedure and other matters relating to the
30 Selection Board constituted under sub-paragraph (1) of this paragraph shall

1 be as the Council may, from time to time, determine.

2 (3) The Registrar, Bursar and Librarian shall hold office for such
3 period and on such terms as to the emoluments of their offices and otherwise as
4 may be specified in their letters of appointment.

5 *Resignation and re-appointment*

6 8.-(1) Any officer mentioned in the foregoing provisions of this
7 Schedule may resign his office-

8 (a) in the case of the Chancellor, by notice to the President; and

9 (b) in any other case, by notice to the Council and the Council shall
10 immediately notify the Minister in the case of the Vice-Chancellor.

11 (2) Subject to paragraphs 4 and 5 of this Schedule, a person who has
12 ceased to hold an office so mentioned otherwise than by removal for
13 misconduct shall be eligible for re- appointment to that office.

14 SECOND SCHEDULE

15 *[Section 9 (2).]*

16 UNIVERSITY OF HEALTH SCIENCES STATUTE NO:1

17 ARRANGEMENT OF ARTICLES

18 Articles

- 19 1. The Council
20 2. The Finance and General Purposes Committee
21 3. The Senate
22 4. Congregation
23 5. Convocation
24 6. Division of colleges
25 7. College Board
26 8. Appointments and Promotions Committees
27 9. Dean of college
28 10. Deputy Dean of college
29 11. Director of institute or center
30 12. Head of department

- 1 13. Selection of certain principal officers
- 2 14. Creation of academics posts
- 3 15. Appointment of academic staff
- 4 16. Funding of the University
- 5 17. University Co-ordination Agency
- 6 18. Interpretation
- 7 19. Citation

The Council

9 1.-(1) The composition of the Council shall be as provided in
10 section 7 of this Act.

11 (2) Any member of the Council holding office otherwise than in
12 pursuance of section 7 (a), (b), (c) or (d) of this Act may, by notice to the
13 Council, resign his office.

14 (3) A member of the Council holding office otherwise than in
15 pursuance of section 7 (a), (b), (c) or (d) of this Act shall, unless he
16 previously vacates it, vacate that office on the expiration of the period of five
17 years beginning with effect from 1 August in the year in which he was
18 appointed.

19 (4) Where a member of the Council holding office otherwise than
20 in pursuance of section 7 (a), (b), (c) or (d) of this Act vacates before the
21 expiration of the period aforesaid, the body or person by whom he was
22 appointed may appoint a successor to hold office for the residue of the term
23 of his predecessor.

24 (5) A person ceasing to hold office as a member of the Council
25 otherwise than by removal for misconduct shall be eligible for re-
26 appointment for only one further period of five years.

27 (6) The quorum of the Council shall be five, at least one of whom
28 shall be a member appointed pursuant to section 7 (d), (e), or (h) of this Act.

29 (7) If the Pro-Chancellor is not present at a meeting of the Council,
30 such other member of the Council present at the meeting as the Council may

1 appoint as respects that meeting, shall be the chairman at that meeting, and
2 subject to sections 5 and 6 of this Act and the fore- going provisions, the
3 Council may regulate its own procedure.

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

8 *The Finance and General Purposes Committee*

9 2.-(1) The Finance and General Purposes Committee of the Council
10 shall consist of-

11 (a) the Pro-Chancellor, who shall be the chairman of the Committee at
12 any meeting at which he is present;

13 (b) the Vice-Chancellor and Deputy Vice-Chancellors;

14 (c) six other members of the Council appointed by the Council, two of
15 whom shall be selected from among the three members of the Council
16 appointed by the Senate and one member appointed to the Council by
17 Congregation;

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

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

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

24 *The Senate*

25 3.-(1) The Senate shall consist of-

26 (a) the Vice-Chancellor and Deputy Vice-Chancellors;

27 (b) Deans of Colleges;

28 (c) the Directors of Institutes and Research Centres;

29 (d) the Heads of academic Departments;

30 (e) the Librarian;

1 (f) one member of not less than the rank of senior lecturer of each
2 college;

3 (g) four persons representing the Congregation.

4 (2) The Vice-Chancellor shall be the chairman at all meetings of the
5 Senate when he is present; and in his absence any of the Deputy Vice-
6 Chancellors present at the meeting as the Senate may appoint for that
7 meeting shall be chairman at the meeting.

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

11 (4) An elected member may, by notice to the Senate, resign his
12 office.

13 (5) Subject to paragraph (7) of this article, there shall be elections
14 for the selection of elected members, which shall be in the prescribed
15 manner on such day in the month of May or June in each year as the Vice-
16 Chancellor may, from time to time, determine.

17 (6) An elected member shall hold office for the period of two years
18 beginning with 1 August in the year of his election, and may be a candidate at
19 any election held in pursuance of paragraph (5) of this article in the year in
20 which his period of office expires, so however that no person shall be such a
21 candidate if at the end of his current period of office he will hold office as an
22 elected member for a continuous period of six years or would have so held
23 office if he had not resigned it.

24 (7) No election held in pursuance of this article in any year if the
25 number specified in the certificate given in pursuance of paragraph (10) of
26 this article does not exceed by more than one the figure which is thrice the
27 number of those elected members holding office on the date of the certificate
28 who do not vacate office during that year III pursuance of paragraph (6) of
29 this article.

30 (8) For the avoidance of doubt it is hereby declared that no person

1 shall be precluded from continuing in or taking office as an elected member by
2 reason only of a reduction in the total of non-elected members occurring on or
3 after 30 April in any year in which he is to continue in or take office as an
4 elected member.

5 (9) If so requested in writing by any fifteen members of the Senate, the
6 Vice-Chancellor, or in his absence, any of the Deputy Vice-Chancellors duly
7 appointed by him, shall convene a meeting of the Senate to be held not later
8 than the tenth day following that on which the request was received. (10) In
9 this article "total of non-elected members" means as respects any year, such
10 number as may be certified by the Vice-Chancellor on 30 April of that year to be
11 the number of persons holding office as members of the Senate on that day
12 otherwise than as elected members.

13 *Congregation*

14 4.-(1) Congregation shall consist of-

15 (a) the Vice-Chancellor and the Deputy Vice-Chancellors;

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

17 (c) the Registrar;

18 (d) the Bursar;

19 (e) the Librarian;

20 (f) the Director of Works;

21 (g) the Director of Academic Planning;

22 (h) the Director of Physical Planning;

23 (i) the Director of Health Services; and

24 (j) every member of the administrative staff who holds a degree other
25 than an honorary degree of any university recognized for the purposes of this
26 statute by the Vice-Chancellor.

27 (2) Subject to sections 5 and 6 of the Act, the Vice-Chancellor shall be
28 the chairman at all meetings of Congregation when he is present; and in his
29 absence any of the Deputy Vice-Chancellors present at the meeting as

1 Congregation may appoint for that meeting, shall be the chairman at the
2 meeting.

3 (3) The quorum of Congregation shall be one third (or the whole
4 number nearest to one third) of the total numbers of Congregation or fifty,
5 whichever is less.

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

7 (a) the total number of members of Congregation for the purposes
8 of any particular meeting or meetings of Congregation; or

9 (b) the names of the persons who are members of Congregation
10 during a particular shall be conclusive evidence of that number or as the case
11 may be, of the names of those persons.

12 (5) Subject to the foregoing provision of this article, Congregation
13 may regulate its own procedure.

14 (6) Congregation shall be entitled to express by resolution or
15 otherwise its opinion on all matters affecting the interest and welfare of the
16 University and shall have such other functions in addition to the function of
17 electing a member of the Council, as may be provided by statute or
18 regulations.

19 *Convocation*

20 5.-(1) Convocation shall consist of-

21 (a) the officers of the University mentioned in the First Schedule to
22 the Act;

23 (b) all teachers within the meaning of the Act;

24 (c) all other persons whose names are registered in accordance with
25 paragraph (2) of this article.

26 (2) A person shall be entitled to have his name registered as a
27 member of Convocation if-

28 (a) he/she is either a graduate of the University or a person
29 satisfying such requirements as may be prescribed for the purposes of this
30 paragraph; and

1 * (b) he/she applies for the registration of his name in the prescribed
2 manner and pays the prescribed fees.

3 (3) Regulations shall provide for the establishment and maintenance
4 of a register for the purposes of this paragraph and subject to paragraph (4) of
5 this article may provide for the payment from time to time of further fees by
6 persons whose names are on the register and for any person who fails to pay
7 those fees.

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

12 (5) A person who reasonably claims that he is entitled to have his
13 name on the register shall be entitled on demand to inspect the register or a copy
14 of the register at the principal offices of the University at all reasonable times.

15 (6) The register shall, unless the contrary is proved, be sufficient
16 evidence that any persons named therein is, and that any person not named
17 therein is not, a member of Convocation; but for the purpose of ascertaining
18 whether a particular person was such a member on a particular date, any entries
19 in and deletions from the register made on or after that date shall be
20 disregarded.

21 (7) The quorum of Convocation shall be fifty or one third (or the
22 whole number nearest to one third) of the total number of members of
23 Convocation, whichever is less.

24 (8) Subject to section 5 of this Act, the Chancellor shall be the
25 chairman at all meetings of Convocation when he is present, and in his absence
26 the Vice-Chancellor shall be the chair- man at the meeting.

27 (9) Convocation shall have such other functions, in addition to the
28 functions of appointing a member of the Council, as may be provided by statute
29 or regulations.

1 *Division of colleges*

2 6. Each college shall be divided into such number of branches as
3 may be prescribed.

4 *College Boards*

5 7.-(1) There shall be established in respect of each college a
6 College Board, which, subject to provisions of this statute, and subject to the
7 directions of the Vice-Chancellor, shall-

8 (a) regulate the teaching and study of, and the conduct of
9 examinations connected with the subjects assigned to the college;

10 (b) deal with any other matter assigned to it by statute or by the
11 Vice-Chancellor or by the Senate; and

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

14 (2) Each College Board shall consist of-

15 (a) the Vice-Chancellor;

16 (b) the Deputy Vice-Chancellor;

17 (c) the Dean;

18 (d) the persons severally in charge of the departments of the
19 college;

20 (e) such of the teachers assigned to the college and having the
21 prescribed qualifications as the Board may determine; and to any provisions
22 of this article and to any provision made by regulations in that behalf, the
23 Board may regulate its own procedure.

24 (f) such persons whether or not members of the University as the
25 Board may determine with the general or special approval of the Senate.

26 (3) The quorum of the Board shall be Six members or one quarter,
27 (whichever is greater), of the members for the time being of the Board; and
28 subject to the provisions of this statute and

29 *Appointments and Promotions Committee*

30 8.-(1) There shall be an Appointments and Promotions Committee

1 of the Council which shall ultimately be responsible for all appointments,
2 promotions and discipline of all categories of senior staff in the University,
3 under the chairmanship of the Vice-Chancellor.

4 (2) The Committee shall operate where necessary through the Senate
5 or Selection Board or ad- hoc Committees and its recommendations shall be
6 subject to the approval of the Council.

7 *Dean of college*

8 9.-(1) The Dean of a college shall be a professor appointed by the
9 Appointments and Pro- motions Committee and such Dean shall hold office for
10 a term of three years, and shall be eligible for re-appointment for another term
11 of three years after which he may not be re- appointed again until two years
12 have elapsed.

13 (2) The Dean shall be the chairman at all meetings of the College
14 Board when he is pre- sent and shall be a member of all committees and other
15 boards appointed by the College.

16 (3) The Dean of a college shall exercise general superintendence over
17 the academic and administrative affairs of the college and it shall be the
18 function of the Dean to present to Con- vocation or for the conferment of
19 degrees on persons of the University at examinations held in the branches of
20 learning for which responsibility is allocated to that college.

21 (4) There shall be a committee to be known as the Committee of
22 Deans consisting of all Deans of the colleges and that Committee shall advise
23 the Vice-Chancellor on all academic matters and on particular matters referred
24 to the University Council.

25 *Deputy Dean of college*

26 10.-(1) There shall be a Deputy Dean of college who shall be
27 appointed by the Senate on the recommendation of the Dean.

28 (2) The Deputy Dean shall be appointed for two years in the first
29 instance and may be re-appointed for a further period of two years after which
30 he shall not be entitled to re-appointment until after two years.

Director of Institute or Centre

11.-(1) The Director of an Institute or of a Centre shall be appointed by the Appointments and Promotions Committee for academic staff, and such Director shall hold office for a period of three years and shall be eligible for re-appointment for another term of three years after which he may not be appointed again until two years have elapsed.

(2) The Director of an Institute or Centre shall exercise general superintendence over the affairs of the Institute or Centre.

Head of Department

12.-(1) The Head of a Department shall be appointed by the Vice-Chancellor and such Head shall hold office for a period of three years and shall be eligible for re-appointment for another term of three years after which he may not be appointed again until two years have elapsed.

(2) The Head of a Department shall exercise general superintendence over the academic and administrative affairs of the department.

Creation of academic posts

13. Recommendations for the creation of posts other than those mentioned in article 10 of this statute shall be made by Senate to the Council through the Finance and General Purposes Committee.

Appointment of academic staff

14.-(1) Subject to the Act and the statutes, the filling of vacancies in academic posts (including newly created ones) shall be the responsibility of the Senate.

(2) For the purpose of filling such vacancies, the Senate shall set up suitable selection boards to select and make appointments on its behalf.

(3) For appointments to professorships, associate professorships or readerships or equivalent posts, a board of selection (with power to appoint) shall consist of-

(a) the Vice-Chancellor;

1 (b) if the post is tenable at a college, or is within a school comprised in
2 a college, the Provost of that college;

3 (c) if the post is within a faculty, school, institute or other teaching unit
4 of the University, the Dean of that teaching unit;

5 (d) two members appointed by the Council;

6 (e) four members of the Senate appointed by the Senate, at least two of
7 whom shall, if the post is tenable at a college, be senior members of the staff of
8 the college;

9 (f) such other persons as the Senate may from time to time appoint.

10 (4) Subject to paragraph (5) of this Article, for appointments to
11 associate professorships, readerships, senior lectureships and other academic
12 posts, a selection board (with power to appoint) shall consist of-

13 (a) the Vice-Chancellor;

14 (b) if the post is tenable at a college, or is within a school comprised in
15 a college, the Provost of that college;

16 (c) if the post is within a faculty, school, institute or other teaching unit
17 of the University, the Dean of that teaching unit;

18 (d) four members of the Senate appointed by the Senate, at least two
19 of whom shall, if the post is tenable at a college, be members of the staff of the
20 college; and

21 (e) such other persons as the Senate may from time to time appoint.

22 (5) Where an appointment falling within paragraph (4) above is
23 tenable at a college, the Senate may authorize the college to set up a selection
24 board therefore (with power to appoint); but every selection board set up in
25 pursuance of this paragraph shall include the Vice-Chancellor and shall also
26 include at least two members of the Senate, nominated by the Senate, who are
27 not members of the academic staff of the college.

28 (6) A college shall have power to make appointments to academic
29 posts within the college below the level of associate professor or reader.

30 (7) For the purpose of exercising the power conferred by paragraph

1 (6) above, the college shall set up suitable selection boards to select
2 and make appointments on its behalf.

3 (8) Every selection board set up in pursuance of paragraph (7) of
4 this article shall include the Vice-Chancellor and shall also include at least
5 two members of the Senate, nominated by the Senate, who are not members
6 of the academic staff of the college.

7 (9) All appointments to senior library posts shall be made in the
8 same way as equivalent appointments in the academic staff; and for all such
9 posts, other than that of librarian, the librarian shall be a member of the
10 selection board.

11 (10) Boards of selection may interview candidates directly or
12 consider the reports of assessors or specialist interviewing panels.

13 *Appointment of administrative and technical staff*

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

18 (2) Administrative and technical staff of a college, other than
19 principal officers, shall be appointed by the board of governors of the
20 college or by the Provost or secretary of the college in accordance with any
21 delegation of powers made by the court in that behalf.

22 (3) In the case of administrative or technical staff who have close
23 and important contracts with the academic staff, there shall be Senate or (in
24 the case of a college) academic board participation in the process of
25 selection.

26 *Interpretation*

27 In this Statute, the expression "the Act" means the Federal University of
28 Medicine and Health Sciences Bida, Niger State Act and any expression
29 defined in the Act has the same meaning in this Statute.

1

Short title

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16. This Statute may be cited as Federal University of Medicine and

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Health Sciences Bida, Niger State No. 1.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Medicine and Health Sciences Bida, Niger State.