

FEDERAL POLYTECHNIC (TECHNICAL) WAILO, GANJUWA BAUCHI STATE  
(ESTABLISHMENT, ETC) BILL, 2019

ARRANGEMENT OF SECTIONS

*Establishment of the Federal Polytechnic (Technical) Wailo,  
Ganjuwa Bauchi State*

1. Establishment of Federal Polytechnic (Technical) Wailo, Ganjuwa Bauchi State
2. Functions of the Polytechnic
3. Establishment and constitution of each Council, etc.
4. Visitation
5. Registrar of the Polytechnic
6. Tenure of office of the Registrar
7. General Functions of the Council

*Staff*

8. The Rector of the Polytechnic
9. Deputy Rector
10. Other principal officers of each polytechnic
11. Resignation of appointment of principal officers
12. Selection Board for other principal officers
13. Other employees of the polytechnic
14. Application of the Pensions Act

*Establishment of the Academic Board*

15. The Academic Board

*Tenure of Office*

16. Removal from office of members of the Council and the Rector
17. Removal and discipline of academic, administrative and technical staff

*Discipline*

18. Discipline of students
19. Discipline of junior staff

*Financial Provisions*

20. Audit of accounts
21. Funds of each Council
22. Donations for particular purposes
23. Payment into bank
24. Annual report

*Miscellaneous and Supplemental*

25. Power to make bye-laws
26. Exclusion of discrimination on account of race, religion, etc.
27. Quorum and Procedure of bodies established under this Act
28. Interpretation
29. Short title

SCHEDULE

Supplementary Provisions relating to the Council

# A BILL

## FOR

AN ACT TO ESTABLISH THE FEDERAL POLYTECHNIC (TECHNICAL) WAILO, GANJUWA BAUCHI STATE TO PROVIDE FULL-TIME COURSES IN TECHNOLOGY, APPLIED SCIENCE MANAGEMENT AND OTHER FIELDS OF STUDIES AND TO MAKE PROVISIONS FOR THE GENERAL ADMINISTRATION OF SUCH POLYTECHNICS AND FOR RELATED MATTERS

*Sponsored by Hon. Mansur Manu Soro*

[ ] Commencement

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

3 1. There is hereby established the federal Polytechnic (Technical)  
4 Wailo, Ganjuwa Bauchi State specified in the First Schedule to this Act (in  
5 this Act severally referred to as "the polytechnic") which shall have such  
6 powers and exercise such functions as are specified in this Act.

Establishment of  
Federal Polytechnic  
(Technical) Wailo,  
Ganjuwa Bauchi  
State

7 2.-(1) The functions of the Polytechnic shall be:

Functions

8 (a) to provide full-time or part-time courses of instruction and  
9 training;

10 (i) in technology, applied science, commerce and management;  
11 and

12 (ii) In such other fields of applied learning relevant to the needs of  
13 the development of Nigeria in the area of industrial and agricultural  
14 production and distribution and for research in the development and  
15 adaptation of techniques as the Council may from time to time determine;

16 (b) to arrange conferences, seminars and study groups relative to  
17 the fields of learning specified in paragraph (a) of this subsection (1);

18 (c) to perform such other functions as in the opinion of the Council  
19 may serve to promote the objectives of the polytechnic.

20 (2) Nothing in this section shall preclude the government of a State

1 or any of its agencies from setting up a polytechnic similar to any polytechnic  
2 established under this Act.

Establishment  
and constitution  
of each Council,  
etc.

3 3.-(1) There shall be established for the polytechnic a Council  
4 (hereafter in this Act referred to as "the Council") which shall be a body  
5 corporate with perpetual succession and a common seal and may sue and be  
6 sued in its corporate name.

7 (2) The Council shall consist of a Chairman and the following other  
8 members, that is:

9 (a) one person to represent the universities;

10 (b) one person to represent the Manufacturers' Association of Nigeria;

11 (c) one person to represent professional bodies whose disciplines are  
12 taught at the polytechnic;

13 (d) one person selected from a Federal or State public utility statutory  
14 corporation;

15 (e) one person of standing in the community where the polytechnic is  
16 situate;

17 (f) the Rector of the polytechnic;

18 (g) one representative of the Minister charged with responsibility for  
19 matters relating to polytechnics;

20 (h) one representative of the Permanent Secretary of the Ministry  
21 charged with responsibility for matters relating to industries;

22 (i) one representative of the academic board of the polytechnic;

23 (j) one representative of the State Commissioner of Education; and

24 (k) five other persons, at least one of whom shall be a woman, to be  
25 selected each on his personal merit based on his contribution to either the  
26 development of industry, technology or commerce or special interest in  
27 technical education.

28 (3) The Chairman and members of the Council other than ex-officio  
29 members shall be appointed by the President.

30 (4) The provisions set out in the Second Schedule to this Act shall

1 apply in relation to the constitution of the Council and the other matters  
2 therein specified.

3 4.-(1) The Minister of Education shall be the Visitor to the Visitation  
4 Polytechnic.

5 (2) The Visitor shall, not less than once in every five years, conduct  
6 a visitation of the college or appoint a Visitation Panel, consisting of not less  
7 than five experts. To conduct the visitation:

8 (a) for the purpose of evaluating the academic and administrative  
9 performance of the polytechnic;

10 (b) for such other purpose or in respect of any other affairs of the  
11 polytechnic as the Visitor may deem fit.

12 5.-(1) There shall be a Registrar to the polytechnic who shall be Registrar of the  
13 responsible to the Rector for the day- to-day administration of the Polytechnic  
14 polytechnic and shall perform such other duties as the Councilor, as the case  
15 may be, the Rector may from time to time require him to do.

16 (2) The Registrar shall be the secretary to the Council, the  
17 Academic Board and any committee of the Council and shall attend all the  
18 meetings of those bodies unless excused  
19 for good reason by the chairman of the Council.

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

24 (4) The secretary to the Council or a person appointed to act under  
25 subsection (3) of this section, shall not vote on any question before the  
26 Councilor count towards a quorum unless he is so entitled as a member of  
27 the Council.

28 6.-(1) A Registrar:

29 (a) shall hold office for a period of five years beginning from the  
30 effective date of his appointment and on such terms and conditions as may

Tenure of office  
of the Registrar

1 be specified in the letter of his appointment; and

2 (b) may be re-appointed for one further period of five years and no  
3 more.

4 (2) Where on the commencement of this section, a Registrar has held  
5 office:

6 (a) for five years or less, he shall be deemed to be serving his first term  
7 of office and may be re-appointed for a further term of five years;

8 (b) for more than five years but less than ten years, he shall complete  
9 the maximum period of ten years and thereafter relinquish his post and be  
10 assigned other duties in the polytechnic;

11 (c) for ten years or more, the Council may allow him to serve as  
12 Registrar for a further period of one year only and thereafter he shall relinquish  
13 his post and be assigned other duties in the polytechnic.

General functions  
of the Council

14 7.-(1) Subject to provision of this Act, the Council shall be the  
15 governing body of the polytechnic concerned and shall have the general  
16 management of the affairs of the polytechnic, and in particular, the control of  
17 the property and finances of the polytechnic; and shall also have power to do  
18 anything which in its opinion is calculated to facilitate the carrying out of the  
19 activities of the polytechnic and promote its best interests.

20 (2) The Council may acquire and hold such movable or immovable  
21 property as may be necessary or expedient for carrying into effect the  
22 provisions of this Act, and for the same purpose may sell, lease, and mortgage  
23 or otherwise alienate or dispose of any property so acquired.

24 (3) The Council may enter into such contracts as may be necessary or  
25 expedient for carrying into effect the provisions of this Act.

26 (4) The Minister may give to the Council directions of a general  
27 character or relating generally to particular matters (but not any individual  
28 person or case) with regard to the exercise by the Council of its functions and it  
29 shall be the duty of the Council to comply with the directions.

*Staff*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

8.-(1) There shall be a Rector of the polytechnic ("the Rector") who shall be appointed by the President in accordance with the provisions of this section.

The Rector

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

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

(i) the qualities of the person who may apply for the post; and

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

(b) constitute a Search Team consisting of:

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

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

(iii) Two members of the Academic Community of the college not below the rank of Chief Lecturer, to be selected by Council, to identify and draw up a short list of persons who are not likely to apply on their own volition because they feel that it is not proper to do so.

(3) A Joint Council and Academic Board Selection Board consisting of:

(a) the Chairman of the Council;

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

(c) two members of the Academic Board not below the rank of Chief Lecturer, who were not members of the Search Team, shall consider the candidates on the short list drawn up under subsection (2) of this section through an examination of their curriculum vitae and interaction with them and recommend, through the Council, to the President, three candidates for his consideration.

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

3 (5) Subject to this Act and the general control of the Council, the  
4 Rector shall be the Chief Executive of the polytechnic and shall be charged  
5 with responsibility for matters relating to the day-to-day management  
6 operations of the polytechnic.

7 (6) The Rector:

8 (a) shall hold office for a period of four years beginning with the  
9 effective date of his appointment and on such terms and conditions as may be  
10 specified in his letter of appointment;

11 (b) may be re-appointed for a further period of four years and no more.

Deputy Rector

12 9.-(1) There shall be for the polytechnic a Deputy Rector.

13 (2) The Council shall appoint the Deputy Rector from among the  
14 chief lecturers in the polytechnic in one of the following ways:

15 (a) from a list of three candidates, in order of preference, submitted by  
16 the Rector;

17 (b) on the recommendation of a Selection Board constituted under  
18 this section for that purpose; or

19 (c) on the nomination of the Rector.

20 (3) The Selection Board referred to in subsection (2) of this section  
21 shall:

22 (a) consist of:

23 (i) the Chairman of the Council;

24 (ii) the Rector;

25 (iii) two members of the Council not being members of the Academic  
26 Board;

27 (iv) two members of the Academic Board; and

28 (b) make such inquiries as it deems fit before making the  
29 commendation required under that subsection.

30 (4) The Deputy Rector:



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

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

5 (c) perform such other functions as the Rector may, from time to  
6 time, assign to him.

7 (5) The Deputy Rector:

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

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

13 10.-(1) There shall be for the polytechnic the following other  
14 principal officers in addition to the Registrar, that is:

Other principal  
officers of the  
Polytechnic

15 (a) the Bursar; and

16 (b) the polytechnic Librarian, who shall be appointed by the  
17 Council on the recommendation of the Selection Board constituted under  
18 section 9(b) of this Act.

19 (2) The Bursar shall be the Chief Financial Officer of the  
20 polytechnic and be responsible to the Rector for the day to day  
21 administration and control of the financial affairs of the polytechnic.

22 (3) The polytechnic Librarian shall be responsible to the Rector for  
23 the administration of the polytechnic library and the co-ordination of the  
24 library services in the teaching units of the polytechnic.

25 (4) The Bursar or Librarian:

26 (a) shall hold office for a period of five years in the first instance  
27 and on such terms and conditions as may be specified in his letter of  
28 appointment;

29 (b) may be re-appointed for a further period of five years and no  
30 more.

1 (5) Where on the commencement of this section, a Bu sar or Librarian  
2 has held office:

3 (a) for five years or less, he shall be deemed to be serv ng his first term  
4 of office and may be reappointed for a further term of five years;

5 (b) for more than five years but less than ten years, he shall complete  
6 the maximum period of ten years and thereafter relinquish his post and be  
7 assigned other duties in the polytechnic;

8 (c) for ten years or more, the Council may allow him to serve as  
9 Registrar for a further period of one year only and thereafter he shall relinquish  
10 his post and be assigned other duties in the polytechnic.

Resignation of  
appointment of  
principal officers

11 11. A principal officer may resign his appointment:

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

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

Selection Board  
for other principal  
officers

14 12.-(1) There shall be, for each college, a Selection Board which shall  
15 consist of:

16 (a) the chairman of the Council;

17 (b) the Rector;

18 (c) four members of the Council not being members of the Academic  
19 Board;

20 (d) two members of the Academic Board.

21 (2) The functions and procedure and other matters relating to the  
22 Selection Board constituted under subsection (1) of this section shall be as the  
23 Council may, from time to time, determine.

Other employees  
of the polytechnic

24 13.-(1) The Council may appoint such other persons o be employees  
25 of the polytechnic as the Council may determine to assist the Rector and the  
26 principal officers of the polytechnic in the performance of their functions under  
27 this Act.

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

30 (a) in the case of senior employees, by the Council on the

1 recommendation of the Appointment and Promotions Committee set up  
2 under the provisions of paragraph 3 (2):

3 (a) of the Second Schedule to this Act;

4 (b) in the case of junior employees, by the Rector on the  
5 recommendation of the Junior Staff Appointments and Promotions  
6 Committee constituted under paragraph 3 (2) (b) of the Second schedule to  
7 this Act.

8 (3) Subject to the provisions of this Act, the remuneration, tenure of  
9 office and conditions of service of the employees of the Council shall be  
10 determined by the Council in consultation with the Federal Civil Service  
11 Commission.

12 14.-(1) The Federal Civil Service Commission may by order  
13 published in the Federal Gazette declare the office of the Rector or any other  
14 person employed by the Council to be a pensionable office for the purposes  
15 of the Pensions Act.

Application of  
the Pension Act

16 (2) Nothing in the provisions of subsection (1) of this section shall  
17 prevent the appointment of any person to any office on terms which preclude  
18 the grant of a pension or gratuity in respect of service in that office.

19 *Establishment of the Academic Board*

20 15.-(1) There shall be established for each polytechnic a board to  
21 be known as the Academic Board which shall consist of the following  
22 members:

The Academic  
Board

23 (a) the Rector of the polytechnic, as the Chairman;

24 (b) the Deputy-Rector of the polytechnic;

25 (c) all Heads of Departments;

26 (d) the polytechnic Librarian; and

27 (e) not more than two members of the academic staff, other than  
28 heads of departments, who may be appointed by the Academic Board.

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

30 (a) the direction and management of academic matters of the

1 polytechnic including the regulation of admission of students, the award of  
2 certificates and diplomas, scholarships, prizes and other academic distinctions;

3 (b) the making to the Council of such periodic reports on such  
4 academic matter as the Academic Board may think fit or as the Council may  
5 from time to time direct; and

6 (c) the discharge of any other functions which the Council may  
7 delegate to it.

8 *Tenure of Office*

Removal from  
office of members  
of the Council  
and the Rector

9 16.-(1) If it appears to the Council that a member of the Council (other  
10 than an ex-officio member) or the Rector should be removed from office on the  
11 ground of misconduct or inability to perform the functions of his office, the  
12 Council shall make a recommendation to that effect to the President, and if the  
13 President, after making such inquiries as he considers necessary, approves the  
14 recommendation, the President, shall, in writing, declare the office of such  
15 member vacant.

16 (2) The President may remove any member of the Council if he is  
17 satisfied that it is not in the public interest or in the interest of the polytechnic  
18 that such member should continue as a member of the Council.

Removal and  
discipline of  
academic,  
administrative  
and technical  
staff

19 17.-(1) If it appears to the Council that there are reasons for believing  
20 that any person employed as a member of the academic, administrative or  
21 technical staff of the polytechnic, other than the Rector, should be removed  
22 from office on the ground of misconduct or inability to perform the functions of  
23 his office, the Council shall:

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

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

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

29 (i) if he is an academic staff, for a joint committee of the Council and  
30 the Academic Board to investigate the matter and to report on it to the Council;

1                   (ii) for a committee of the Council to investigate the matter, where  
2                   it relates to any other member of the staff of the polytechnic and to report on  
3                   it to the Council; and.

4                   (iii) for the person in question to be afforded an opportunity of  
5                   appearing before and being heard by the investigating committee with  
6                   respect to the matter, and if the Council, after considering the report of the  
7                   investigating committee, is satisfied that the person in question should be  
8                   removed as aforesaid, the Council may so remove him by an instrument in  
9                   writing signed on the directions of the Council.

10                  (2) The Rector may, in a case of misconduct by a member of the  
11                  staff which in the opinion of the Rector is prejudicial to the interests of the  
12                  polytechnic, suspend such member and any such suspension shall forthwith  
13                  be reported to the Council.

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

17                         (a) any physical or mental incapacity which the Council, after  
18                         obtaining medical advice, considers to be such as to render the person  
19                         concerned unfit for the discharge of the functions of his office;

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

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

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

29                  (4) Any person suspended pursuant to subsection (2) or (3) of this  
30                  section, shall be placed on half pay and the Council shall before the

1 expiration of the period of three months after the date of such suspension  
2 consider the case against that person and come to a decision as to:

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

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

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

10 (d) whether to take such lesser disciplinary action against such person  
11 (including the restoration of such proportion of his emoluments that might  
12 have been withheld) as the Council may determine, and in any case where the  
13 Council, pursuant to this section, decides to continue a person's suspension or  
14 decides to take further disciplinary action against a person, the Council shall  
15 before the expiration of a period of three months from such decision come to a  
16 final determination in respect of the case concerning any such person.

17 (5) It shall be the duty of the person by whom an instrument of  
18 removal is signed in pursuance of subsection (1) of this section, to use his best  
19 endeavours to cause a copy of the instrument to be served as soon as reasonably  
20 practicable on the person to whom it relates.

21 (6) Nothing in the foregoing provisions of this section shall prevent  
22 the Council from making such regulations for the discipline of other categories  
23 of staff and workers of the polytechnic as it may think fit.

#### 24 *Discipline*

25 **18.-(1)** Subject to the provisions of this section, where it appears to  
26 the Rector that any student of the polytechnic has been guilty of misconduct,  
27 the Rector may, without prejudice to any other disciplinary powers conferred  
28 on him by this Act or regulations made hereunder direct:

29 (a) that the student shall not during such period as may be specified in  
30 the direction, participate in such activities of the polytechnic, or make use of

1 such facilities of the polytechnic, as he may specify; or

2 (b) that the activities of the student shall, during such period as may  
3 be specified in the directions, be restricted in such manner as may be so  
4 specified;

5 (c) that the student be suspended for such period as may be  
6 specified in the directions; or

7 (d) that the student be expelled from the polytechnic.

8 (2) Where there is temporarily no Rector or where the Rector  
9 refuses to apply any disciplinary measures, the Council, either directly or  
10 through some other staff, may apply such disciplinary actions as are  
11 specified in subsection (1) of this section to any student of the polytechnic  
12 who is guilty of misconduct.

13 (3) Where a direction is given under subsection (1)(c) or (d) of this  
14 section in respect of any student, the student may, within a period of 21 days  
15 from the date of the letter communicating the decision to him, appeal from  
16 the direction to the Council; and where such an appeal is brought, the  
17 Council shall, after causing such inquiry to be made in the matter as the  
18 Council considers just, either confirm or set aside the direction or modify it  
19 in such manner as the Council may think fit.

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

23 (5) The Rector may delegate his power under this section to a  
24 disciplinary committee consisting of such members of the polytechnic as he  
25 may nominate.

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

29 (7) It is hereby declared that a direction under subsection (1) (a) of

1 this section may be combined with a direction under subsection (1) (b) of this  
2 section.

3 (8) In all cases under this section, the decision of the Council shall be  
4 final.

Discipline of  
junior staff

5 19.-(1) If any junior staff is accused of misconduct or inefficiency, the  
6 Rector may suspend him for not more than three months and forthwith shall  
7 direct the Junior Staff Appointments and Promotions Committee:

8 (a) to consider the case; and

9 (b) to make recommendations as to the appropriate action to be taken  
10 by the Rector.

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

14 (3) The Rector may, after considering the recommendation made  
15 pursuant to subsection (1) (b) of this section, dismiss, terminate, retire or  
16 down-grade the officer concerned.

17 (4) Any person aggrieved by the Rector's decision under subsection  
18 (3) of this section, may within a period of 21 days from the date of the letter  
19 communicating the decision to him, address a petition to the Council to  
20 reconsider his case and the Council's decision thereon shall be final.

21 (5) In any case of gross misconduct on the part of a junior staff, the  
22 Rector shall forthwith suspend him and thereafter refer the matter to the Junior  
23 Staff Appointments and Promotions Committee to be dealt with according to  
24 the foregoing provision of this section.

25 *Financial Provisions*

Audits of  
accounts

26 20.-(1) Each Council shall keep proper accounts and proper records in  
27 relation thereto and shall cause to be prepared, not later than 1 October in each  
28 financial year, an estimate of its revenue and expenditure for the ensuing  
29 financial year and when prepared, the estimate shall be submitted to the  
30 National Board for Technical Education for approval. (2) At the end of each



1 financial year but not later than 30 June the Council shall cause to be  
2 prepared a statement of its income and expenditure during the previous  
3 financial year.

4 (3) The statement of accounts referred to in subsection (2) of this  
5 section shall, when certified by the Rector, be audited by a firm of auditor  
6 appointed from the list and in accordance with the guidelines supplied by the  
7 Auditor-General of the Federation and shall be published in the annual  
8 report of the polytechnic.

9 21. The funds of the Council shall include:

Funds of the  
Council

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

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

13 (c) revenue from time to time accruing to the Council from the  
14 Federal Government by way of subvention, grant-in-aid, endowment or  
15 otherwise howsoever;

16 (d) donations and legacies accruing to the Council from any source  
17 for the special purpose of the Council.

18 22.-(1) Donations of money to be applied to any particular purpose  
19 shall be placed to the credit of a special reserve account approved by the  
20 Council until such time as they may be expended in fulfilment of such  
21 purpose.

Donations for  
particular purposes

22 (2) No Council shall be obliged to accept a donation for a particular  
23 purpose unless it approves of the terms and conditions attached to such  
24 donation.

25 23. All sums of money received on account of the Council shall be  
26 paid into such bank for the credit of the Council as may be approved by the  
27 Council.

Payment into  
bank

28 24. The Council shall on or before 31 December in each year  
29 prepare and submit to the President through the Minister, a report of the  
30 activities during the preceding financial year and shall include in the report,

Annual report

1 the audited accounts of the polytechnic in respect of that financial year and the  
2 auditors' comments on the account.

3 *Miscellaneous and Supplemental*

Power to make  
bye-laws

4 25.-(1) The Council may make bye-laws relating to any matter within  
5 its competence under this Act other than matters for which provision is to be  
6 made by standing orders pursuant to paragraph 7 of the Schedule to this Act.

7 (2) All such bye-laws shall be in writing and shall come into force  
8 when sealed with the seal of the Council unless some other date for their  
9 commencement is prescribed therein.

10 (3) Nothing in subsection (2) of this section, shall make it obligatory  
11 for the Council to publish any of the said bye-laws in the Federal Gazette but  
12 the Council shall bring such bye-laws to the notice of all affected thereby.

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

13 26. No person shall be required to satisfy requirements as to any of  
14 the following matters, that is to say race (including ethnic grouping), sex, place  
15 of birth or of the family origin or religious or political persuasion or as a  
16 condition of becoming or continuing to be a student at the polytechnic or as a  
17 holder of any certificate of the polytechnic; or of any appointment or  
18 employment at the polytechnic, or a member of anybody established by virtue  
19 of this Act; and no person shall be subjected to any disadvantage or accorded  
20 any advantage in relation to the polytechnic by reference to any of those  
21 matters:

22 Provided that, nothing in this section shall be construed as preventing  
23 the polytechnic from imposing any disability or restriction on any of the  
24 aforementioned persons where such a person wilfully refuses or fails on  
25 grounds of religious belief to undertake any duty generally and uniformly  
26 imposed on all such persons or any group of them which duty, having regard to  
27 its nature and the special circumstances pertaining thereto is, in the opinion of  
28 the polytechnic, reasonably justifiable in the national interest.

Quorum and  
procedure of  
bodies established  
under this Act

29 27. Subject to the provisions of paragraph 6 (2) of the Schedule to this  
30 Act and any standing orders or bye-law made under this Act, the quorum and

1 procedure of any body of persons established by this Act shall be such as  
2 may be determined by that body.

3 28. In this Act, unless the context otherwise requires:

Interpretation

4 "The Academic Board" means the board establish under section 10 of this  
5 Act;

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

8 "Polytechnic" means the respective polytechnics set up under section 1 of  
9 this Act;

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

12 "The Minister" means the Minister charged with responsibility for matters  
13 relating to technical education;

14 "The Registrar" means the Registrar of each polytechnic appointed under  
15 section 4 (1) of this Act.

16 29. This Bill may be cited as the Federal Polytechnic (Technical) Short title  
17 Wailo, Ganjuwa Bauchi State (Est, etc) Bill, 2019.

18 SCHEDULE

19 [Section 7.]

20 PUBLIC OFFICERS FOR THE PURPOSES OF THE CODE OF CONDUCT

21 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

22 *Terms of office of members*

23 1.-(1) A member of the Council other than an ex-officio member  
24 shall hold office for a period of three years beginning with the date on which  
25 he was appointed and shall be eligible for re-appointment for a further term  
26 of three years and thereafter he shall no longer be eligible for re-  
27 appointment.

28 (2) Members of the Council holding office as specified in  
29 paragraph 1 (1) of this Schedule, shall be paid remuneration or allowance in

1 accordance with rates specified from time to time by the National Council of  
2 Ministers.

3 (3) A member of the Council holding office as specified in paragraph  
4 1 (1) of this Schedule may by notice in writing to the Minister resign his office.

5 2.-(1) Where a vacancy occurs in the membership of the Council, that  
6 vacancy shall be filled by the appointment of a successor to hold office for the  
7 remainder of the term of office of his predecessor; so however that the  
8 successor shall represent the same interest as his predecessor.

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

12 *Committees*

13 3.-(1) The Council may appoint one or more committees to which it  
14 may delegate any of its functions.

15 (2) Without prejudice to the generality to sub-paragraph (1) of this  
16 Schedule, the Council shall appoint the following committees, that is:

17 (a) the Appointments and Promotions Committee which shall without  
18 prejudice to section 7 (4) of this Act:

19 (i) consist of a chairman to be appointed by the Rector from members  
20 of the senior staff of the polytechnic and four other members who shall be  
21 appointed by the Council;

22 (ii) be charged with the responsibility for making recommendations  
23 to the Council on the appointment and promotion of the academic and senior  
24 staff of the polytechnic and have a quorum of three members;

25 (b) the Junior Staff Appointments and Promotions Committee which  
26 shall consist of a chairman and four other members to be appointed by the  
27 Council and shall have the powers set out in sections 7 (5) and 14 of this Act"

28 (c) the Committee on Students' Affairs which shall consist of the  
29 following members:

30 (i) a chairman who shall be appointed by the Rector from among the

1 senior employees of the polytechnic;

2 (ii) one member of the Council;

3 (iii) two members of the academic staff of the polytechnic; and

4 (iv) four students of the polytechnic, and the Committee on  
5 Students' Affairs shall be charged with the duty of:

6 (i) considering any matter which relates to the welfare of students;

7 (ii) any other matter referred to it by either the Council or students  
8 of the polytechnic;

9 (iii) any matter which the students wish to refer to the Council shall  
10 be referred to the Committee on Student's Affairs in the first instance.

11 (3) No decision of a committee shall have effect unless it is  
12 confirmed by the Council.

13 *Proceedings of the Council*

14 4.-(1) The Council shall meet for the conduct of business at such  
15 times as the chairman of the Council may appoint but shall meet not less than  
16 twice in a year.

17 (2) The chairman of the Council may at any time and shall at the  
18 request in writing of not less than five members of the Council summon a  
19 meeting of the Council.

20 (3) Particulars of the business to be transacted shall be circulated to  
21 members with the notice of the meeting at least two weeks before the date of  
22 the meeting.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal Polytechnic (Technical) Wailo, Ganjuwa Bauchi State to provide full-time courses in technology, applied science management and other fields of studies and to make provisions for the general administration of such polytechnics.

