

NIGERIA POLICE ACADEMY (ESTABLISHMENT, ETC) BILL, 2020

ARRANGEMENT OF CLAUSES

Sections:

PART I- ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY

1. Objects of the Academy
2. Establishment of Nigeria Police Academy
3. Powers of the Academy
4. Establishment of Nigeria Police Academy Council
5. Membership of the Council
6. Functions and Powers of the Council
7. First meetings of the Council, Academy Board and Senate
8. Removal of a Member of Council from Office.

PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE ACADEMY

9. Appointment and Tenure of the Commandant of the Academy
10. Removal from Office of Commandant of the Academy
11. Appointment and Tenure of the Deputy Commandant of the Academy
12. Removal from Office of the Deputy Commandant of the Academy.
13. Appointment and Tenure of the Provost of the Academy
14. Removal from Office of the Provost of the Academy
15. Procedure for the Appointment of the Provost
16. Registrar of the Academy
17. Bursar of the Academy
18. Librarian of the Academy
19. Appointment and tenure of the Registrar, Bursar and Librarian of the Academy
20. Remuneration of Principal Officers of the Academy
21. Resignation of Appointments in the Academy
22. Appointment of other staff of the Academy
23. Service in the Academy to be Pensionable

PART III - FINANCIAL PROVISIONS

24. Fund of the Academy
25. Power to Accept Gift
26. Power to Borrow
27. Financial Year and Academic Calendar
28. Accounts and Audit
29. Annual Estimates and Budget
30. Annual Report
31. Bank Account

PART IV - TRANSFER OF PROPERTY TO THE ACADEMY

32. Transfer of property to the Academy
33. Restriction on disposal of landed property of the Academy
34. Compulsory acquisition of Land for overriding public interest.

PART V - MISCELLANEOUS

35. Visitation
 36. Commissioning of Cadets
 37. Exclusion or Discrimination on Account of Race, Religion, etc.
 38. Supremacy of the Police Act
 39. Implementation of Policies of the Academy
 40. Establishment of Committees, etc.
 41. The seal of the Academy
 42. Regulations, Rules and Guidelines
 43. Transitional Arrangements
 44. Limitation of law suit against the Academy
 45. Restriction on execution against property of the Academy
 46. Indemnity of officers of the Academy
 47. Union activities
 48. Interpretation
 49. Short title
- Schedules

A BILL

FOR

AN ACT TO ESTABLISH THE NIGERIA POLICE ACADEMY AS A DEGREE AWARDING INSTITUTION TO PROVIDE ACADEMIC AND PROFESSIONAL TRAINING AND FOR RELATE) MATTERS

Sponsored by Hon. Gagdi Adamu Yusuf

[] Commencement

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

1 PART 1- ESTABLISHMENT OF THE NIGERIA POLICE ACADEMY

2 1. The objects of the Academy are to:

Objects of the Academy

3 (a) Provide each Officer Cadet with a broad and balanced
4 curriculum consisting of Police and academic training, general and
5 professional Police duties designed to serve as a foundation for his
6 progressive development as an Officer in the Nigeria Police Force;

7 (b) Develop in each Officer cadet, a commitment to those moral
8 qualities and standard required for leadership that are defined by the ideals
9 of unity, honour and service to the country;

10 (c) Encourage the advancement of learning and to hold out the
11 opportunity of acquiring higher education in liberal, scientific, legal,
12 professional and other discipline to Officer cadets of the Nigeria police force
13 and those of other nations that the Federal Government of Nigeria may from
14 time to time decide;

15 (d) Provide courses of instruction and other facilities for the pursuit
16 of teaching and learning in all the faculties of the Academy as may be
17 established and make those facilities available on proper terms to members
18 of the Nigeria Police as are qualified to benefit from them;

19 (e) Nurture, equip and produce globally competitive police officers
20 with requisite knowledge, skills and attitudes suitable for leadership,

- 1 scholarship, policing and community service;
- 2 (f) Encourage and promote academic excellence in the Academy
- 3 (g) Conduct research in relevant fields of learning and human
- 4 endeavour;
- 5 (h) Align its activities to the security, social, cultural and economic
- 6 needs of the people of Nigeria;
- 7 (i) Prepare cadets through well-articulated theory and practical, for
- 8 careers of service and achievement; and
- 9 (j) Carry out any other activities as are necessary or expedient for the
- 10 performance of its function under this act.

Establishment
of the Police
Academy

11 **2.**-(1) There is established a body to be known as the Nigeria Police

12 Academy (in this Act referred to as "The Academy").

13 (2) The Academy as a Police academic and professional institution

14 shall have the power to award degrees, diplomas and certificates in accordance

15 with the highest academic standards as may be prescribed by the National

16 Universities Commission, from time to time.

17 (3) The Academy:

18 (a) Shall be a body corporate with perpetual succession and a

19 common seal;

20 (b) May sue or be sued in its corporate name; and

21 (c) May acquire, hold or dispose, grant, charge, purchase or mortgage

22 any of its property, movable or immovable, wherever situate subject to the

23 provisions of the Land Use Act, for the purpose of carrying out any of its

24 functions under this act.

Powers of the
Academy

25 **3.**-(1) For the purposes of carrying out the objects of the Academy

26 under section 2 of this Act, the Academy shall:

27 (a) Establish one Nigeria Police Academy which is situated in Wudil,

28 Kano State with such faculties, and departments and other teaching and

29 research units within the Academy as may be necessary and desirable from

30 time to time, on the approval of the National Universities Commission;

1 (b) Institute professorship, readership, lectureship or other posts
2 and establish offices and make appointments as may be considered
3 appropriate;

4 (c) Institute and award fellowships, scholarships, exhibitions,
5 bursaries, medals, prizes, distinctions, awards and other forms of
6 recognition or title;

7 (d) Be responsible for the welfare of its members of staff and Police
8 Officers serving in the Academy;

9 (e) Be responsible for the discipline of its members of staff and
10 refer matters relating to Police Officers serving in the Academy to the
11 Inspector-General of Police.

12 (f) Conduct examinations, award degrees, diplomas, certificates
13 and other distinctions to the persons pursuing approved courses of studies
14 and having satisfied the requirements prescribed by the Academy under this
15 Act;

16 (g) Conduct research in relevant fields of learning and other human
17 endeavours;

18 (h) Engage top quality lecturers, instructors and other staff of
19 international standards aimed at creating a centre of excellence in mandate
20 fields of study in the Academy;

21 (i) Withdraw from, any cadet of the Academy, for good cause,
22 degree, diploma, certificate, fellowship, studentship, bursary, medal, prize
23 or other academic titles as deemed appropriate by the Academy;

24 (j) Demand and receive from students, except cadets from the
25 Nigeria Police for the purpose of instructions such fees as the Academy, may
26 from time to time, determine;

27 (k) Accept gifts, legacies and donations provided that the terms and
28 conditions attached to such gifts, legacies or donations are not inconsistent
29 with the objects and purpose for the establishment of the Academy;

30 (l) Erect, provide, equip and maintain libraries, parade grounds,

1 laboratories, lecture halls, halls of residence, refectories, sports grounds,
2 playing fields and other buildings as are necessary for the carrying out of the
3 objects of the Academy under this Act;

4 (m) Hold public and inaugural lectures, symposia and seminars;

5 (n) Undertake printing, publishing and selling of books and journals
6 of the Academy; and

7 (o) Undertake such other activities considered appropriate for a
8 degree-awarding Academy of the highest standard and do all such acts or
9 things that are incidental to the attainment of objects, functions and powers of
10 the Academy under this Act.

11 (2) The Academy shall subject to any limitations or conditions
12 imposed by statute:

13 (a) Invest any money belonging to the Academy by way of
14 endowment, whether for general or special purposes, with power to vary any
15 such investment, from time to time;

16 (b) Invest such other monies as may not be immediately required for
17 current expenditure in any investment or securities and in the purchase or
18 improvement of land, with power to vary any such investments from time to
19 time;

20 (c) Deposit any monies for the time being not invested with any
21 approved bank on deposit or current account; or

22 (d) Borrow, whether on interest or not and if need be upon the security
23 of any of the property movable or immovable of the Academy, such monies as
24 the Council may from time to time require or expedient to borrow or to
25 guarantee any loan, advances or credit facilities.

Establishment
of Nigeria Police
Academy Council

26 **4.** There is established for the Academy a Council to be known as the
27 Nigeria Police Academy Council (in this Act referred to as "The Council")
28 which shall:

29 (a) Initiate or approve the policy of the Academy, and

30 (b) Give the Academy directions on general or specific matters,

- 1 **5.** The council shall consist of: Membership of
the Council
- 2 (a) The Minister responsible for Police Affairs as Chairman;
- 3 (b) The Permanent Secretary responsible for Police Affairs;
- 4 (c) The Inspector-General of Police or his designate;
- 5 (d) The Chairman of Police Service Commission or his
- 6 representative;
- 7 (e) The Commandant of the Academy;
- 8 (f) The Provost of the Academy;
- 9 (g) The Director of Police Services in the Ministry responsible for
- 10 Police Affairs;
- 11 (h) Permanent Secretary responsible for Education or his
- 12 representative;
- 13 (i) The Deputy Inspector-General of Police in charge of Training
- 14 and Development or his representative;
- 15 (j) Executive secretary of National Universities Commission or his
- 16 representative;
- 17 (k) Four persons appointed by the Senate of the Academy from
- 18 among its members;
- 19 (l) Three persons appointed by the President and Visitor to
- 20 represent civil society organisations working on Police or public service
- 21 reforms, human rights and transparency or gender related issues; and
- 22 (m) The Registrar of the Academy, who shall be Secretary to the
- 23 Council.
- 24 **6.-(1)** The council shall: Functions and
powers of the
Council
- 25 (a) Exercise control and supervise the policy, finances, public
- 26 relations and property of the Academy;
- 27 (b) Appoint the Academy Provost, professors and other academic
- 28 and administrative staff of the Academy;
- 29 (c) Stipulate the terms and conditions of every appointment and
- 30 determine the remuneration of the principal officers and other staff of the

- 1 Academy that are not Police Officers and scope of their responsibilities;
- 2 (d) Promote and discipline erring staff of the Academy that are not
- 3 Police Officers on the advice of the appropriate committee;
- 4 (e) Consider and approve the Academy's annual budget or estimates,
- 5 external auditor's report and variation therein;
- 6 (f) Approve recommendations made for the appointment of emeritus
- 7 professors;
- 8 (g) Appoint bankers, auditors or any other officers or agents that may
- 9 be required for the Academy;
- 10 (h) Ensure that proper records of the assets and liabilities of the
- 11 Academy are kept;
- 12 (i) Have power to make regulations for the effective implementation
- 13 of the provisions of this Act and may recommend any amendment to this Act;
- 14 (j) Ensure that income and expenditure account and any other
- 15 accounts of the Academy are kept and audited annually by auditors appointed
- 16 by the council with the audit report submitted to the Council;
- 17 (k) Approve the academic and Police Curriculum of the Academy;
- 18 (l) Provide facilities and buildings including libraries, classrooms,
- 19 lecture theatres, medical facilities, hostels, work stations, laboratories, parade
- 20 grounds, road networks, street lights, water, sports facilities, stadia, furniture
- 21 and other facilities needed for the carrying on the mandate of the Academy
- 22 under this Act in collaboration with relevant Authorities;
- 23 (m) Receive report from any committee set up by the Council of the
- 24 Academy;
- 25 (n) Set criteria for cadets admission into the Academy and constitute
- 26 the Admission Selection Board; and
- 27 (o) Exercise all such powers as may be conferred on the Council by
- 28 this Act or by any regulation made pursuant to this Act;
- 29 (2) The Council may delegate any of its powers or functions to any
- 30 person, authority or committee except for its powers to approve any regulation

1 made pursuant to this Act;

2 (3) Approve the creation for any Office, Department or Committee
3 as may be considered necessary or expedient for the smooth running of the
4 Academy.

5 7.-(1) The Council shall meet as at when required for the
6 performance of its functions under this Act and in accordance with the
7 provisions of the First Schedule to this Act.

First meetings
of the Council,
Academy Board
and Senate

8 (2) The first meeting of the Council under this Act shall be
9 convened by the Chairman in such manner as he may determine.

10 (3) The first meeting of the Academy Board under this Act shall be
11 convened by the Commandant on such date and in such manner as he may
12 determine.

13 (4) The first meeting of the Senate as Constituted in this Act shall
14 be convened by the Provost of the Academy on such date and in such manner
15 as he may determine.

16 8.-(1) The Office of a member of the Council shall become vacant
17 if:

Removal of a
Members of the
Council from
Office

18 (a) He ceases to hold the Office on the basis of which he became a
19 member of the Academy; or

20 (b) The President is satisfied that it is not in the interest of the
21 Academy or of the public for the person to continue in Office as a member of
22 the Council of the Academy.

23 (3) Where the Council is satisfied that a member of the Council
24 should be removed from Office on grounds of misconduct, unsound
25 mind/insanity, inability to perform the functions of the Office or elevated to
26 a rank higher than that required for the appointment into the Office, the
27 Council shall make a recommendation to the President through the Minister
28 and the President, after making such enquiries which he considers
29 necessary, may approve the recommendation made by the Council and may

1 by an instrument in writing signed by him, remove or suspend that member
2 from Office.

3 PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE ACADEMY

Appointment
and tenure of
the Commandant
of the Academy

4 **9.**-(1) The Police Service Commission, shall on the recommendation
5 of the Inspector-General of Police, appoint for the Academy, a Commandant,
6 who shall be a member of the Nigeria Police Force.

7 (2) A person to be appointed the Commandant for the Academy shall
8 not be below the rank of Assistant Inspector-General of Police with a minimum
9 qualification of Master Degree from a recognized university.

10 (3) The person so appointed shall hold Office for a single term of Five
11 (5) years.

12 (4) The Commandant shall:

13 (a) Be the Chief Executive and Chief Accounting Officer of the
14 Academy;

15 (b) Be responsible for the day-to-day administration of the Academy;

16 (c) Keep the books and records of the Academy;

17 (d) Be responsible for the presentation of programmes and plans for
18 the approval of the Council, as are necessary to carry into effect approved
19 policy or any directive of the Council;

20 (e) Hold Office in accordance with Police posting regulations and be
21 accountable to the council; and

22 (f) Carryout any other duties as may be assigned to him under this Act
23 or by the Council.

Removal from
Office of
Commandant
of the Academy

24 **10.**-(1) A person so appointed as the Commandant shall be eligible for
25 removal from Office under the following circumstances:

26 (a) On condition of gross misconduct;

27 (b) Unsound mind or insanity;

28 (c) Failure to perform the functions of his Office; and

29 (d) Where he is elevated to a rank higher than that required for the
30 appointment into the Office.

1 **11.**-(1) The Police Service Commission, shall on the
2 recommendation of the Inspector-General of Police, appoint for the
3 Academy, a Deputy-Commandant for the Academy who shall be a member
4 of the Nigeria Police Force.

Appointment
and Tenure of
the Deputy
Commandant of
the Academy

5 (2) A Person to be appointed the Deputy-Commandant for the
6 Academy shall not be below the rank of Commissioner of Police, with a
7 minimum qualification of First Degree from a recognized university.

8 (3) The Deputy Commandant shall assist the Commandant in the
9 Day-to-day administration of the Academy and in all matters relating to
10 professional training of Cadets and Police Officers in the Academy or any
11 other responsibility as may be assigned by the Commandant or the Council
12 to him.

13 (4) In the Absence of the Commandant, the Deputy Commandant
14 shall act in his stead and be accountable to the Commandant.

15 **12.**-(1) A person so appointed as the Deputy Commandant shall be
16 eligible for removal from Office under the following circumstances:

Removal from
Office of the
Deputy
Commandant of
the Academy

17 (a) On condition of gross misconduct;

18 (b) Unsound mind or insanity;

19 (c) Failure to perform the functions of his Office; and

20 (d) Where he is elevated to a rank higher than that required for the
21 appointment into the Office.

22 **13.**-(1) There shall be appointed for the Academy, a Provost by the
23 Academy Governing Council who shall in relation to the Academy, be
24 accorded priority over all other members of the Academy except the
25 Chairman of the Council and the Commandant.

Appointment
and Tenure of
the Provost of
the Academy

26 (2) The Provost shall hold Office for a non-renewable single term
27 of Five (5) years.

28 (3) Subject to the provisions of this Act, the Provost of the
29 Academy shall be:

1 (a) A professor with pedigree of proven performance and academic
2 excellence;

3 (b) Responsible for directing and coordinating the academic activities
4 in the Academy;

5 (c) Perform such other functions as may be assigned to him by the
6 Council and the Commandant;

7 (d) Under the direction of the commandant the Provost shall be the
8 Chairman of the Academic and Police Curriculum Committee for the
9 commissioning of the Cadets;

10 (3) The Provost shall be a member of the Council, Chairman of the
11 Academic and Police Curriculum Committee or any Committee constituted by
12 any of the bodies under the Academy in this Act.

Removal from
Office of the
Provost of the
Academy

13 **14.**-(1) A person so appointed as the Provost shall be eligible for
14 removal from Office under the following circumstances:

15 (a) On condition of gross misconduct;

16 (b) Unsound mind or insanity;

17 (c) Failure to perform the functions of his Office; and

18 (d) Fraudulent Academic Practices.

Procedure for
the appointment
of Provost of
the Academy

19 **15.**-(1) The provost of the Academy shall be appointed following an
20 interview conducted for candidates of professoral rank by a panel of the
21 Council, which shall be composed of:

22 (a) The Permanent Secretary in the Ministry responsible for Police
23 Affairs;

24 (b) Deputy Inspector-General of Police responsible for Training and
25 Development;

26 (c) Commandant of the Academy;

27 (d) Representative of the National Universities Commission;

28 (e) Two members of the senate; and

29 (f) Registrar of the Academy who shall serve as the Secretary to the
30 Panel.

1 (2) The recommendation of the interview panel shall be presented
2 to the Council and the Council shall in turn, deliberate and make the final
3 decision on the candidate to be appointed as the Provost of the Academy.

4 **16.**-(1) There shall be appointed for the Academy, a Registrar, who
5 shall be an excellent administrator and the Chief Administrative officer
6 responsible to the Commandant for the day-to-day administration of the
7 Academy other than financial affairs of the Academy.

Registrar of the
Academy

8 (2) The Registrar shall, by virtue of his Office, be the Secretary to
9 the Council, the Academic and Police Curriculum Committee and the
10 Convocation for the commissioning of Cadets and all other statutory bodies
11 and committees and shall carry out any function as may be assigned to him
12 under this Act or by the Council and the Commandant.

13 (3) The Registrar shall be a serving Police Officer not below the
14 rank of an Assistant commissioner of Police.

15 (4) The Registrar must possess a minimum qualification of a
16 Masters degree and must have previously served in the Academy or any
17 Police training institutions for at least two years.

18 **17.**-(1) There shall be for the Academy, a Bursar who shall be a
19 Police Officer not below the rank of Assistant Commissioner of Police.

Bursar of the
Academy

20 (2) The Bursar must possess a Bachelors degree or its equivalent in
21 Accounting and/or numerate courses and professional Accounting
22 qualification(s).

23 (3) He shall be the Chief Financial Officer of the Academy and be
24 responsible to the Commandant for the day-to-day administration and
25 control of the financial affairs of the Academy.

26 **18.**-(1) There shall be for the Academy, a Librarian, who shall be a
27 Police Officer not below the rank of Assistant Commissioner of Police.

Librarian of the
Academy

28 (2) The Librarian must possess a degree in Library Science and be
29 responsible to the Provost of the Academy for the day-to-day administration

	1	of the Library in the Academy, coordination of all library services in the
	2	Academy.
Appointment and tenure of the Registrar, Bursar and Librarian of the Academy	3	19. The Registrar, Bursar and Librarian shall by their appointment in
	4	the Academy hold Office for a term of Four (4) years renewable for another
	5	term of four years subject to their satisfactory performance and no more.
Remuneration of Principal Officers of the Academy	6	20. The Principal Officers specified under this part of the Act shall be
	7	paid such remuneration on such terms and conditions as may be specified in
	8	their respective instrument of appointment.
Resignation of appointments in the Academy	9	21. Except for the Commandant and Deputy Commandant, any other
	10	Officer mentioned under this Act may resign his/her appointment by notice in
	11	writing addressed to the Commandant.
Appointment of other staff in the Academy	12	22. -(1) There shall be appointed by the Council for the Academy other
	13	Officers of directorate cadre, such as:
	14	(a) Director of Academic Planning;
	15	(b) Director of Public Planning;
	16	(c) Director of Health Services, who shall be a serving Police Medical
	17	Doctor;
	18	(d) Director of Legal Services, who shall be a serving Police Officer
	19	not below the rank of Deputy Commissioner of Police;
	20	(e) Director of Information Communication Technology;
	21	(f) Director of Cadet Affairs, who shall be a serving Police Officer not
	22	below the rank of Deputy Commissioner of Police;
	23	(g) Director of Police Training and Courses, who shall be a serving
	24	Police Officer not below the rank of Deputy Commissioner of Police;
	25	(h) Director of Works, who shall be a serving Police Officer not below
	26	the rank of Deputy Commissioner of Police;
	27	(i) Director of Administration; who shall be a serving Police Officer
	28	not below the rank of Deputy Commissioner of Police; and
	29	(j) Any other Director as may be appointed by the Council.
	30	(2) Notwithstanding the provisions of subsection (1) of this Section,

1 the Inspector-General of Police shall post the Officers listed in paragraphs
2 (c), (d), (D), (g), (h) and (i) of subsection (1) of this section.

3 (3) The Senate shall on behalf of the Council appoint for the
4 Academy Deans of Faculties, Head of Departments and other teaching and
5 research units of the Academy as may be specified by the Council.

6 23.-(1) Service in the Academy shall be approved service for
7 purposes of the Pension Reform Act and accordingly employees of the
8 Academy shall, in respect of their services, be entitled to Pensions and other
9 retirement benefits as are enjoyed by persons holding equivalent Offices in
10 the Public Service of the Federation.

Service in the
Academy to be
Pensionable

11 (2) For the Police Officers serving in the Academy, the existing law
12 on Pension for Police Officers shall apply.

13 (3) Notwithstanding the provisions of Subsection (1) of this
14 section, nothing in this Act shall prevent the appointment of a person to any
15 Office on terms which preclude the grant of Pension in respect to that Office.

16 PART III - FINANCIAL PROVISIONS

17 24.-(1) There is established for the Academy, a fund which shall
18 consist of:

Fund of the
Academy

19 (a) Budgetary and extra budgetary allocations received from the
20 Government of the Federation including grants and annual subventions;

21 (b) All monies held immediately before the commencement of this
22 Act by the Nigeria Police Academy, Wudil, Kano;

23 (c) Gifts, loans, endowment, grants-in-aids, testamentary
24 disposition, donations, bequest or other voluntary contributions where the
25 terms and conditions attached are not inconsistent with the functions of the
26 Council;

27 (d) All foreign aids and monetary assistance received by the
28 Council under any agreement or arrangement with any international body or
29 organization with the approval of the Government of the Federation;

1 (e) Monies paid as fees to the Academy by students other than Cadets;

2 (f) Fees, charges, dues or monies, publications and services rendered
3 by the Academy;

4 (g) Revenue accruing to the Academy, including interests accruing
5 from monies invested by the Academy; and

6 (h) Such other monies as may be received by the Academy from
7 investments and any other money accruing to the Academy from other sources.

8 (2) Any money received by the Academy in form of endowments,
9 gifts or donations shall be entered in a register kept for the purpose, showing
10 the names of donors and any special conditions attached, where such money is
11 accepted by the Academy.

12 (3) Any property, money or funds donated for a specified purpose
13 shall be applied, administered and expended specifically for the purpose it was
14 meant.

15 (4) The fund established pursuant to Subsection (1) of this section
16 shall be managed in accordance with extant Financial Regulations applicable
17 in the Public Service of the Federation.

18 (5) Any money withdrawn from the fund established in subsection (1)
19 of this section shall be applied for the specific purposes for which it was
20 withdrawn.

21 (6) The Academy may apply the fund established under subsection (1)
22 of this section:

23 (a) To pay the costs of administration, charges and expenses of the
24 Academy;

25 (b) To discharge the cost of maintaining the Main Campus and other
26 campuses of the Academy;

27 (c) For the development and maintenance of any property used vested
28 in or owned by the Academy;

29 (d) For the payment of the allowances and other benefits of members
30 of the Council or any committees set by it;

1 (e) For payment of emoluments, allowances, benefits and other
2 entitlements of the Principal Officers and other staff of the Academy;

3 (f) For payment for all purchases made by the Academy and the
4 training of members of its staff;

5 (g) For provision of scholarships, bursaries and awards for
6 specialized training of members of staff of the Academy;

7 (h) For payment to publicize and promote the activities of the
8 Academy;

9 (i) For payments for the support of national and international
10 scientific and professional organizations;

11 (j) For payments of annual and other subscriptions and
12 contributions to national and international scientific and professional
13 organizations;

14 (k) For the payment of all consultancies, legal fees and costs of
15 contracts awarded by the Academy; and

16 (l) For any other expenditure as may be approved by the Council, from time
17 to time, in connection with all or any of its functions and powers under this
18 Act.

19 **25.**-(1) The Academy may accept gift of land, money or other
20 property on such terms and conditions, if any, as may be specified by the
21 person or organisation making the gift.

Power to accept
gift

22 (2) The Academy shall not accept any gift, if the terms and
23 conditions attached by the person or organization making the gift are
24 inconsistent with the provisions of this Act.

25 (3) All property, money or funds donated for any specific purpose
26 shall be applied and administered in accordance with the purpose for which
27 they were donated and shall be accounted for, specifically.

28 **26.** The Academy with the approval of the president, borrow such
29 sums by way of loan, overdraft or from any other source, as may be required
30 for the performance of its functions and meeting its obligations under this

Power to borrow

1 Act; and any interest payable on monies so borrowed shall be paid out of the
2 fund of the Academy.

Financial Year
and Academic
Calendar

3 **27.**-(1) The financial year of the Academy shall commence on the 1st
4 day of January of each year and end on the 31st day of December of the same
5 year or any such time as may be prescribed by the financial regulations issued
6 by the Federal Government of Nigeria from time to time.

7 (2) The Council shall determine the academic calendar of the
8 Academy.

Accounts and
Audit

9 **28.**-(1) The Academy shall keep proper accounts and records of its
10 receipts, payments, assets and liabilities in respect of each year manually and
11 electronically and shall:

12 (a) Cause the accounts to be audited, within three months from the end
13 of each financial year, by auditors appointed from the list and in accordance
14 with the guidelines issued by the Auditor- General for the Federation; and

15 (b) Prepare a Statement of Account in respect of each year in such
16 form and manner as may be approved by the Federal Government from time to
17 time.

18 (2) An Auditor appointed pursuant to subsection (1) of this section
19 shall:

20 (a) Have access to all accounts and other records relating to such
21 accounts as are kept by the Academy and shall have the power to require from
22 any staff of the Academy such information and explanation as in the Auditor's
23 opinion are necessary for the purpose of the audit; and

24 (b) Be paid from the funds of the Academy.

25 (3) The Audited accounts and records of the Academy shall be
26 submitted to the Council for consideration and subsequently forwarded to the
27 Auditor-General of the Federation.

Annual Estimates
and Budget

28 **29.**-(1) The Academy shall not later than the 31st of March of each
29 financial year or such earlier date as the Council may determine, prepare and
30 submit an estimate of its income and expenditure for the next succeeding year

1 to the Council for consideration and submission to the Minister for onward
2 transmission to the National Assemble for approval.

3 **30.** The Council shall cause to be prepared, an Annual Report, Annual Report
4 which shall include the Audited Accounts of the Academy for the previous
5 financial year and a statement of its Assets and Liabilities as at the last day of
6 the financial year.

7 **31.** All monies received on account of the Academy shall be paid Bank Account
8 into such accounts as may be approved to be opened by the Council or any
9 account designated by the Federal Government of Nigeria.

10 PART IV - TRANSFER OF PROPERTY TO THE ACADEMY

11 **32.** All property held by or on behalf of the Academy by any Transfer of
12 provisional Council, planning and implementation committee or any property to the
13 interim body by whatsoever name called, shall by virtue of this Act and Academy
14 without further assurances vest in the Academy and such property shall be
15 held for the purpose of this Act.

16 **33.** The Council shall not dispose of or charge any land or an Restriction on
17 interest in any landed property including any land transferred to the disposal of landed
18 Academy by this Act, held by or on behalf of the Academy except with the property to the
19 prior consent and approval of the Visitor. Academy

20 **34. Compulsory Acquisition of Land for Overriding Public Interest**

21 Subject to the Land Use Act, which provides for the compulsory acquisition
22 of land for overriding public interest, any requirement of land by the
23 Academy shall be deemed to be for the overriding public interest purpose of
24 the Federation.

25 PART V - MISCELLANEOUS

26 **35.-(1)** The Visitor may, as circumstances require, not being less Visitation
27 than once in every five years, conduct a visitation to the Academy or cause a
28 visit to be made to the Academy by such persons as the Visitor may appoint
29 to look into any of the affairs of the Academy where the need arises.

30 (2) It shall be the duty of the bodies or persons in the Academy to:

1 (a) Make available to the visitor or to the persons conducting a
2 visitation under this section, such facilities and assistance as may be
3 reasonably required for the purposes of the visit; and

4 (b) Comply with any instruction that is consistent with the provisions
5 of this section, which may be directed by the Visitor in consequence of his visit.

Commissioning
of Cadets

6 **36.**-(1) A Cadet shall be commissioned by the Order of the President
7 after successful completion of Police training and fulfilling all Academic and
8 Police Curriculum requirements of the Academy as provided in this Act.

9 (2) Any Cadet withdrawn before being commissioned on disciplinary
10 grounds or such other grounds except on medical or compassionate grounds
11 shall not be granted use of the Academy degree, certificate or transcript, as the
12 case may be.

13 (3) Cadets on training in the Academy shall be entitled to monthly
14 allowance as may be determined from time to time, by the Council, on the
15 recommendation of the Finance and General purposes Committee of the
16 Academy.

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

17 **37.**-(1) Cadets of the Academy shall not be required to satisfy any
18 requirements as to race, including ethnic group, sex, place of birth or family
19 origin, religious or political persuasion, as a condition to becoming or
20 continuing to be Cadets at the Academy, the holder of any degree of the
21 Academy or of any appointment or employment in the Academy or as a
22 member of anybody established pursuant to this Act.

23 (2) A person shall not be subjected to any disadvantage or accorded
24 any advantage in the Academy, by reference to any of the matters specified in
25 subsection (1) of this Section.

Supremacy of
the Police Act

26 **38.** Where any of the provisions of this Act relating to matters
27 affecting the appointment, promotion and discipline of a Cadet is inconsistent
28 with the Police Act, the provisions of the Police Act shall prevail.

Implementation
of policies of
the Academy

29 **39.** Any policy initiated by the Academy, other than as provided for in

1 section 4 of this Act, shall not be implemented without prior approval of the
2 Council.

3 **40.**-(1) Bodies established under this act, shall have the
4 power to constitute committees consisting of members of that body and shall
5 be subject to the provisions of sections 6(2) of this Act, authorize a
6 committee established by it to exercise on its behalf, such functions as may
7 be delegated to the committee.

Establishment
of Committees,
etc.

8 (2) Subject to subsection (1) of this section, any two or more of the
9 bodies established by this Act may arrange for the holding of joint meetings
10 of those bodies or for the appointment of committees consisting of members
11 of those bodies for the purpose of considering any matter with the
12 competence of those bodies or any of them and either of dealing with it or
13 reporting on it to those bodies or any of them.

14 (3) Except as may be otherwise provided under this Act, statute or
15 regulations to regulate the quorum and procedure of any committee or
16 subcommittee established under this Act shall be such as may be determined
17 by the body constituted.

18 (4) Nothing in subsections, (1), (2) and (3) of this section shall be
19 construed as enabling the council to empower any other body to make
20 statute, regulations or to award degree or other qualification of the Academy.

21 **41.**-(1) The seal of the Academy shall be such as may be
22 administered by the Council and the affixing of the seal of the Academy shall
23 be signed by the Commandant and the Registrar.

The Seal of the
Academy

24 (2) Academic Certificates issued by the Academy shall have the
25 Academy seal affixed and signed by the Provost and the Registrar of the
26 Academy.

27 (3) Any contract or instrument which, if made or executed by a
28 person not being a body corporate, would not be required to be under seal,
29 may be made or executed on behalf of the Academy by any authorized
30 person.

1 (4) Any division established in the Academy and designated by
2 statute as a faculty shall be organized in accordance with the provisions of the
3 second schedule to this Act.

Regulations,
Rules and
Guidelines

4 42.-(1) The Council may make Statutes, Regulations, Rules or
5 Guidelines to regulate the carrying out of any activities and programmes of the
6 Academy or Authority or any matter connected with the Academy or for the
7 effective implementation of any of the provisions of this Act.

8 (2) Subject to the provisions of subsection (1) of this Section, the
9 Council shall have power to amend its Statutes, Regulations, Rules or
10 Guidelines made under this Act provided that the proposal for amendment shall
11 be passed by two-third majority of the Council members.

12 (3) Notwithstanding the provisions of subsection (2) of this Section,
13 the Council shall have power to approve, amend or reject any proposal for
14 amendments as may be deemed necessary.

15 (4) Where under this Act it is provided that proposals or
16 recommendations are to be made and submitted by one authority or to more
17 immediate authorities, it shall be the duty of every such authorities to forward
18 such proposal or recommendation received by it to the appropriate authority
19 and such intermediate authority may if it deems fit, forward therewith its own
20 comments on such proposal or recommendation.

Transitional
Arrangements

21 43.-(1) Subject to the provisions of this Act, the Principal Officers of
22 the Nigeria Police Academy, Wudil Kano, existing before the coming into
23 effect of this Act are deemed to have been transferred to the Academy
24 established under this Act under the same terms and conditions.

25 (2) Subject to any direction to the contrary which may be given in that
26 regard by the Council, any person who was a member of staff or was employed
27 by the Nigeria Police Academy before the coming into effect of this Act, shall
28 continue in Office and be deemed to have been appointed under this Act for
29 purposes of Pension, and become the holder of the appointment at the
30 Academy with such status, designation and functions which corresponds with

1 those which appertained to him as a member of staff on such an
2 employment.

3 (3) Properties held immediately before the commencement date of
4 this Act on behalf of the Academy by any person shall, by virtue of this Act,
5 be vested in the Academy established under this Act.

6 (4) The Academy established under this Act shall be subject to all
7 the obligations and liabilities to which the former Academy was subject
8 immediately before the commencement of this Act and all other persons
9 shall have the same rights, powers and remedies against the Academy
10 established by this Act as they had against the Academy immediately before
11 the commencement of this Act.

12 (5) Any proceeding or cause of action pending or existing
13 immediately before the commencement of this Act by or against the
14 Academy in respect of any right, interest, obligation or liability of the
15 Academy may be continued or commenced, as the case may be, and any
16 determination of a court of law, tribunal or other Commission or person may
17 be enforced by or against the Academy established by this Act to the same
18 extent that such proceeding, cause of action or determination might have
19 been continued, commenced or enforced by or against the Academy subject
20 to the provisions of this Act.

21 (6) As from the commencement of this Act, any disciplinary
22 proceeding pending or existing against any employee of the Academy shall
23 be continued and completed by the Academy established under this Act.

24 **44.**-(1) Subject to the provisions of this Act, the provisions of the
25 Public Officers Protection Act shall apply to any suit instituted against the
26 Academy, an officer or employee of the Academy.

Limitation of
Law Suit against
the Academy

27 (2) No suit shall lie or be instituted in any court against the
28 Academy, a member of the Council, any principal officer or employee of the
29 Academy, for an action carried out in pursuance or execution of this Act or
30 any enactment or law, or of any public duty or authority in respect of any

1 alleged neglect or default in the execution of this Act or any other enactment or
2 law, duty or authority, unless it is commenced:

3 (a) Within three months of such act, neglect or default complained of;

4 (b) In the case of a continuation of damages or injury, within six
5 months next after the ceasing of the act, neglect or default.

6 (3) No suit shall be commenced against the Academy, a member of the
7 Council, any Principal Officer or employee of the Academy before the
8 expiration of a period of one month after written notice of the intention to
9 commence the suit has been served on the Academy by the intending plaintiff
10 or his agent.

11 (4) The notice referred to in subsection (3) of this section shall clearly
12 and explicitly state the cause of action, the particulars of the claim, the name
13 and place of abode of the intending plaintiff and the relief sought.

14 (5) The notice referred to in subsection (1) of this section and any
15 summons, notice or other document required or authorized to be served on the
16 Academy under this Act or any other law, may be served by:

17 (a) Delivering it to the Commandant of the Academy; or

18 (b) Sending it by registered post addressed to the Commandant of the
19 Academy at the Main Campus of the Academy.

Restriction on
execution against
property of the
Academy

20 **45.** In any action or suit against the Academy, no execution shall be
21 levied or attachment process issued against the Academy unless not less than
22 30 days' notice of the intention to execute or attach has been given to the
23 Academy.

Indemnity of
Officers of the
Academy

24 **46.** A member of the Council, Principal Officer or employee of the
25 Academy shall be indemnified out of the assets of the Academy, against any
26 proceedings brought against him in his capacity as a member of the Council,
27 Principal Officer or employee of the Council where the act complained of is not
28 ultra vires his powers.

Union activities

29 **47.-(1)** No civilian personnel employed in any capacity whether or
30 not a member of a trade union shall engage or take part in any union activities.

1 (2) Any civilian who contravenes the provisions of subsection (1)
2 of this Act shall be guilty of an offence and liable on conviction to a fine of
3 not less than N20,000.00 (twenty thousand naira) and not more than
4 N50,000.00 (fifty thousand naira) or to imprisonment of not less than six
5 months or to both.

6 **48.** In this Act, unless the context otherwise requires:

Interpretation

7 "Academic staff" means a member of staff of the Academy whose sole and
8 primary responsibility is teaching, research and community service;

9 "Academic year" means two semesters covered by a period of not more than
10 twelve calendar months within which students must complete a level of
11 study;

12 "Administrative staff" means those persons in the employment of the
13 Academy other than academic staff who hold administrative, professional
14 or technical posts;

15 "Alumni Association" means any association recognized by the Council as
16 being representative of graduates or former students of the Academy;

17 "Approving authority" means the Federal Executive Council;

18 "Academy" means the Nigeria Police Academy, Wudil, Kano:

19 "Council" means the Council established under section 7 of this Act;

20 "Commandant" means the Commandant of the Nigeria Police Academy,
21 Wudil, Kano:

22 "Deputy Commandant" means the Deputy Commandant of Academy;

23 "Cadet" means an undergraduate in training at the Academy undergoing
24 training to be a Police Officer;

25 "Graduate" means a person on whom a degree other than an honorary degree
26 has been conferred by the Academy;

27 "Faculty" means any Faculty established by the Academy;

28 "Functions" includes powers and duties;

29 "Instructor or Lecturer" means a person holding a full time appointment as a
30 member of the teaching or research or instructing staff of the Academy;

1 "Minister" means the Minister of the government of the Federation responsible
2 for Police Affairs;

3 "Nigeria Police" means the Nigeria Police Force established under the
4 Constitution of the Federal Republic of Nigeria;

5 "Notice" means notice in writing;

6 "Officer" means a staff of senior rank holding an administrative post, but does
7 not include Visitor and members of the Council;

8 "Postgraduate" means students pursuing or continuing formal education after
9 graduation from an institution of higher learning including students pursuing
10 programmes whose entry requirements are Bachelor's degree or Higher
11 National Diploma from a recognized university or polytechnic;

12 "Prescribed" means prescribed by Law, Statutes or Regulations;

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

14 "Principal Officer" means the officers mentioned in Part II of this Act;

15 "Professor" means a person designated as a professor of the Academy in
16 accordance with provision made in that behalf by Statute or by Regulation;

17 "Property" means rights and assets;

18 "Regulations" means rules and regulations made pursuant to the provisions of
19 this Act,

20 "Student" means a person who is not a Nigerian Police Cadet but admitted into
21 the Academy for the purpose of being trained;

22 "Undergraduate" means a person undergoing a course of study at the Academy
23 pursuant to the acquisition of a first degree; and

24 "Visitor" means the President, Commander-In-Chief of the Armed Forces of
25 the Federal Republic of Nigeria who is also the Proprietor of the Academy.

26 **49.** This Bill may be cited as the Nigeria Police Academy
27 (Establishment, Etc) Bill, 2020.

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

FIRST SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

[Section 7(1)]

Proceedings of the Council

1.-(1) Subject to the provisions of this Act, the Council may make standing orders regulating its proceedings or any of its committees.

(2) Questions for determinations shall be decided by a majority of the members present and voting and in the event of equality of votes, the chairman, shall have a second or casting vote.

(3) Standing orders made for a committee shall provide for the committee to report to the Council on any matter referred to it by the Council.

(4) The quorum of the Council shall be one-third of the members of the Council and the quorum of a committee of the Council shall be fixed by the Council.

(5) The Council may invite any person to attend and participate at any of its meetings provided that a person so co-opted shall only be in attendance and shall not count towards the quorum or vote at the meeting.

Meetings of the Council

2.-(1) The Council shall meet as and when necessary for the performance of its functions under this Act and shall meet at least twice a year in accordance with the provision of this Schedule.

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

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

1 (4) Notwithstanding anything in the foregoing provisions of this
2 paragraph, the inaugural meeting of the Council shall be summoned by the
3 Commandant in consultation with the Minister.

4 *Committees*

5 3.-(1) The Council may appoint one or more committees to carry out
6 on behalf of the Council such functions as the Council may determine.

7 (2) A Committee appointed under this paragraph shall consist of the
8 number of persons determined by the Council of whom not more than two
9 thirds may be persons who are not members of the Council.

10 (3) A person other than a member of the Council shall hold office on a
11 committee of the Council in accordance with the terms of the letter by which he
12 is appointed.

13 (4) A decision of a committee of the Council shall be of no effect until
14 it is confirmed by the Council.

15 *Miscellaneous*

16 4.-(1) The fixing of the seal of the Council shall be authenticated by
17 the signature of the Chairman, the Registrar or any other members of the
18 Council authorized generally or specially by the Council to act for that
19 purpose.

20 (2) Any contract or instrument which, if made or executed by a person
21 not being a body corporate, would not be required to be sealed, may be made or
22 executed on behalf of the Council, by any person generally or specially
23 authorized by the Act, for that purpose by the Council.

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

27 (4) The validity of any proceedings of a committee of the Council
28 shall not be adversely affected by any vacancy in membership of the Council
29 by any defect in the appointment of a member of the Council or of a person to
30 serve on the committee, or by reason that a person not entitled to do so took part

1 in the proceedings.

2 (5) Any member of the Council and any person holding Office on a
3 committee of the Council, who has a personal interest in any contract or
4 arrangement entered into or proposed to be considered by the Council or a
5 committee of the Council shall disclose his interest, and shall not vote on any
6 question relating to the contract or arrangement.

7 (6) A person shall not by reason only of his membership of the
8 Council be treated as holding an Office in the public service of the
9 Federation.

10 SECOND SCHEDULE

11 COMMITTEES OF THE ACADEMY

12 *Standing Committees of the Council*

13 1.-(1) For the purpose of carrying out its responsibilities under this
14 Act, the following standing committees are to be established by the Council:

- 15 (a) Finance and General Purpose Committee;
- 16 (b) Appointments, Promotions and Disciplinary Committee
17 (AP&DC);
- 18 (c) Tenders Board;
- 19 (d) Academy Board; and
- 20 (e) Admission Selection Board.

21 (2) Provisions shall be made by Rules for the constitution and
22 terms of reference of the Committee referred to in sub-section (1) of this
23 section as deemed appropriate by the Council.

24 *Finance and General Purpose Committee*

25 2.-(1) There shall be a Committee of the Council to be known as the
26 Finance and General Purpose Committee, which shall subject to the
27 direction of the Council to exercise control over the property and the
28 expenditure of the Academy.

29 (2) The Finance and General Purpose Committee shall consist of:

- 30 (a) The Chairman of the Council who shall be the Chairman of the

- 1 Committee at any meeting at which he is present;
- 2 (b) The Commandant;
- 3 (c) five other members of the Council appointed by the Council; and
- 4 (d) two members appointed by the Senate.
- 5 (3) The functions of the Finance and General Purpose Committee
- 6 shall be to:
- 7 (a) consider and make recommendation to the Council on the draft
- 8 annual estimate of income and expenditure for each financial year;
- 9 (b) advice the Council on deposits and investments of money
- 10 belonging to the Academy;
- 11 (c) recommend to the Council rules and procedures in the Financial
- 12 Regulation for the control of expenditure and administration of Academy's
- 13 finances;
- 14 (d) consider and decide on request for variation within the approved
- 15 annual estimates from any unit of the Academy, subject to the approval of the
- 16 Council;
- 17 (e) advice the Council on any matter relating to the development of
- 18 the Academy sites as may be referred to it by the Council;
- 19 (f) carry out any other function as may be delegated to it from time to
- 20 time by the Council.
- 21 (4) The quorum of the Committee shall be five members including the
- 22 Chairman and the Commandant.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Nigeria Police Academy as a Degree awarding Institution to provide academic and professional training.