

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY, KOSUBOSU, KWARA STATE AND TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR RELATED MATTERS

Sponsored by Hon Mohammed Omar Bio

[] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF THE
2 FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY,
3 KOSUBOSU, KWARA STATE

4 1.-(1) There is establish the Federal University of Science and Establishment
5 Technology, (in this Bill referred to as "the University").

6 (2) The University:

7 (a) shall be a body corporate with perpetual succession and a
8 common seal; and

9 (b) may sue or be sued in its corporate name.

10 2. The objects of the University shall be to: Objects

11 (a) encourage the advancement of learning and to hold out to all
12 persons without distinction of race, creed, sex or political conviction the
13 opportunity of acquiring tertiary education in science and technology;

14 (b) to develop and offer academic and professional programmes
15 leading to the award of diplomas, first degrees, post-graduate research and
16 higher degrees with emphasis on scientific and technological research,
17 planning, adaptive, technical, maintenance, developmental and productive
18 skills in technology, scientific, and allied professional disciplines with the
19 aim of producing socially matured men and women with capability not only

1 to understand, use and adapt to existing technologies, but also to improve on
2 them and develop new ones;

3 (c) to act as agent and catalyst through post-graduate training research
4 and innovation for the effective and economic utilization and exploitation;

5 (d) to offer to the general population particularly in the area of science
6 and technology as a form of public service, the results of training and research
7 and to foster the practical applications of these results;

8 (e) to establish appropriate relationships with other national
9 institutions involved in training, research and development of technologies in
10 the science and technology sector;

11 (f) to identify the problems and needs of the science and technology
12 sectors in Nigeria and to find solutions to them within the context of overall
13 national development;

14 (g) to provide and promote sound basic scientific and technological
15 training as a foundation for development in Nigeria, taking into account
16 indigenous cultures and the need to enhance national unity;

17 (h) to encourage and promote scholarship and conduct research in
18 restricted fields of learning; and human endeavor;

19 (i) to relate its activities to the technological, social, cultural and
20 economic needs of the people of Nigeria; and

21 (j) to undertake any other activities appropriate for Science and
22 Technology University of the highest standard.

Structure of the
University

23 **3.-(1)** The University shall consist of:

24 (a) a Chancellor;

25 (b) a Pro-Chancellor and a Council;

26 (c) a Vice Chancellor and a Senate;

27 (d) a Deputy Vice-Chancellor;

28 (e) a body to be called Congregation;

29 (f) a body to be called Convocation;

30 (g) the Campuses and Colleges of the University;

1 (h) the Faculties, Schools, Institutes and other teaching and
2 research units of the University;

3 (i) the persons holding the offices constituted by the First Schedule
4 to this Act other than those mentioned in paragraphs (a) to (c) of this
5 subsection;

6 (j) all graduates and undergraduates; and

7 (k) all other persons who are members of the University in
8 accordance with provisions made by statute in that behalf.

9 (2) The first schedule to this Act shall have effect with respect to the
10 principal officers of the university mentioned therein.

11 (3) Provision shall be made by statute with respect to the
12 constitution of the following bodies, namely:

13 (a) the Council;

14 (b) the Senate;

15 (c) The Congregation; and

16 (d) the Convocation.

17 4.-(1) For the carrying out of its objects as specified in section 2 of
18 this Act, the University shall have power to:

Powers of Federal
University of
Science and
Technology

19 (a) establish such Campuses, Colleges, Faculties, Institutes,
20 Schools, Extra-mural Departments and other teaching and research units
21 within the University as may from time to time seem necessary or desirable,
22 subject to the approval of the National Universities Commission;

23 (b) institute Professorships, Readerships and Associate
24 Professorships, Lectureships and other posts and offices and to make
25 appointment thereto;

26 (c) institutes and award fellowships, scholarships, exhibitions,
27 bursaries, medals, prizes and other titles, distinctions, awards and forms of
28 assistance;

29 (d) provide for the residence, discipline and welfare of the
30 members of the universities;

1 (e) hold examinations and award degrees, diplomas, certificates and
2 other distinctions to persons who have pursued a course of study approved by
3 the university and have satisfied such other requirement as the university may
4 lay down;

5 (f) award honorary degrees, fellowships or academic titles;

6 (g) demand and receive from any student or any other person
7 attending the university for the purpose of instructions such fees as the
8 university may from time to time determine, subject to the overall directives of
9 the appropriate authorities;

10 (h) subject to Section 22 of this Act, to acquire, hold, grant, charge or
11 otherwise deal with or dispose of moveable and immovable property
12 wherever situated;

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

16 (j) enter into contracts, established trusts, act as trustee solely or
17 jointly with any other person, and employ and act through agents;

18 (k) erect, provide, equip and maintain libraries, laboratories, lecture
19 halls, halls of residence, refectories, sports grounds, playing fields and other
20 buildings or things necessary, suitable or convenient for any of the objects of
21 the university;

22 (l) hold public lectures and undertake printing, publishing and book
23 selling;

24 (m) subject to any limitations or conditions imposed by statutes, to
25 invest any monies appertaining to the university by law of endorsement,
26 whether for general or special purposes, and such other monies as may not be
27 immediately required for current expenditure, in any investment or securities
28 or in the purchase or improvement of land, with power from time to time to
29 vary any such investments and to deposit any monies for the time being un-
30 invested with any bank on deposit or current account;

1 (n) borrow, whether on interest or not, and if need be, upon the
 2 security of any or all of the property moveable or immoveable of the
 3 university, such monies as the council may from time to time in its discretion
 4 find necessary or expedient to borrow or to guaranty any loan, advances or
 5 credit facilities;

6 (o) make gifts for any charitable purpose;

7 (p) do anything which is authorized or required by this Act or by
 8 any other statute to do; and

9 (q) do all such acts or things, whether or not incidental to the
 10 foregoing powers, as may advance the objects of the university.

11 (2) Subject to the provisions of this Act and of the Statutes made
 12 there under and without prejudice to Section 9 (2) of this Act, the powers
 13 conferred on the university by sub section (1) of this section shall be
 14 exercisable on behalf of the university by the council or by the senate or in
 15 any other manner which may be authorized by this Act.

16 5.-(1) The Chancellor shall in relation to the university, take
 17 precedence before all other members of the university, and when he is
 18 present shall preside all meetings of convocation held for conferring
 19 degrees.

Functions of the
Chancellor and
Pro-Chancellor

20 (2) The Pro-chancellor shall, in relation to the university take
 21 precedence before all other members of the university except the chancellor,
 22 and except for the vice chancellor when acting as chairman of the
 23 congregation or convocation, and the Pro-chancellor shall when he is
 24 present, be the chairman at all meeting of the council.

25 6.-(1) There shall be a council for the University consisting of:

Governing Council
of the University

26 (a) the Pro-chancellor;

27 (b) the Vice-chancellor;

28 (c) the Deputy Vice-Chancellor;

29 (d) one person from the ministry responsible for education;

30 (e) four persons representing a variety of interest and broadly

- 1 representative of the whole federation;
- 2 (f) four persons appointed by the senate from among its members;
- 3 (g) two persons appointed by the congregation from among its
- 4 members; and
- 5 (h) one person appointed by convocation from among its members.
- 6 (2) persons to be appointed to the council shall be persons of proven
- 7 integrity, knowledgeable and familiar with the affairs and tradition of the
- 8 university.
- 9 **7.-(1)** Subject to the provisions of this Act relating to the visitor, the
- 10 council shall be the governing body of the university and shall be charged with
- 11 the general control and superintendence of the policy, finances and property of
- 12 the university, including its public relations.
- 13 (2) There shall be a committee of the council to be known as the
- 14 finance and general purposes committee, which shall, subject to the direction
- 15 of the council, exercise control over the property and expenditure of the council
- 16 as the council may from time to time delegates to it.
- 17 (3) Provision shall be made by Statutes with respect to the
- 18 constitution of the finance and general purposes committee.
- 19 (4) The council shall ensure proper accounts of the university are kept
- 20 and that the account of the university are audited annually by auditors
- 21 appointed by the council from the list and in accordance with guidelines
- 22 supplied by the Auditor-general of the federation, and that an annual report is
- 23 published by the university together with certified copies of the said accounts
- 24 as audited.
- 25 (5) Subject to this Act and the Statute, the Council and the Finance and
- 26 General Purposes Committee may each take rules for the purpose exercising
- 27 any of their respective function or of regulating their own procedure.
- 28 (6) Rules made under subsection (5) of this section by the Finance and
- 29 General Purposes Committee shall not come into force unless approve by the
- 30 council and where any rules so made by the committee conflicts with any

Functions of
the Council and
its Finance and
General Purpose
Committee

1 direction given by the council (whether before or after the coming into force
2 of the rules in question), the direction of the council shall prevail.

3 (7) There shall be paid to the members of the Council, the Finance
4 and General Purposes Committee and of any other committees set up by the
5 council, allowance in respect of travelling and other reasonable expenses, as
6 such rates as may from time to time be fixed by extant government circulars.

7 (8) The council shall meet as and when necessary from the
8 performance of its function under this Act, and shall meet at least four times
9 every year.

10 (9) If required in writing by any five members of the council, the
11 chairman shall within days after the receipt of such request calling a meeting
12 of the council:

13 PROVIDED that if after 28 days of the receipts or delivering to him
14 of such request, the chairman fails or neglects to call a meeting, the Registrar
15 shall within 14 days thereof cause a meeting of the council to be convened
16 for that purpose. The request shall specify the business to be considered at
17 the meeting and no business not so specified shall be transacted at that
18 meeting.

19 **8.-(1)** Subject to section 5 of this Act and subsections (3) and (4) of
20 this section and to the provisions of this Act relating to the Visitor, it shall be
21 the general function of the Senate to organize and control teaching in the
22 University, admission to Postgraduate courses and other admission of
23 students, the discipline of students and to promote research in the
24 University.

Functions of the
Senate of the
University

25 (2) Without prejudice to the generality of the provision of
26 subsection (1) of this section, it shall in particular be the function of the
27 Senate to make provision for the:

28 (a) establishment, organisation and control of campuses, colleges,
29 faculties, departments, schools, institutes and other teaching and research
30 units of the University, and the allocation of responsibility for different

1 branches of learning;

2 (b) organisation and control of courses of study in the university and
3 of the examinations held in conjunction with those courses, including the
4 appointments of examiners, both internal and external;

5 (c) award of degrees, and such other qualifications as may be
6 prescribed, in connection with examinations conducted by the university;

7 (d) making of recommendations to the council with respect to the
8 award to any person of an honorary fellowship or honorary degree or the title of
9 Professor emeritus;

10 (e) establishment, organisation and control of halls of residence and
11 similar institution in the university;

12 (f) Supervision of the welfare of students in the university and the
13 regulation of the conduct;

14 (g) granting of fellowships, scholarships, prizes and similar awards in
15 so far as the awards are within the control of the university; and

16 (h) determination of what description of dress shall be academic dress
17 for the purpose of the university and regulating the use of academic dress.

18 (3) the senate shall not establish any new campus, college, faculty,
19 department school, institutes or other teaching and research units of the
20 university, or any hall of residence or similar institution at the university
21 without the approval of the council.

22 (4) (a) subject to this Act and Statute, the Senate may make
23 regulations for the purpose of exercising any function conferred on it either by
24 the provisions of this section or for the purpose of providing for any matter for
25 which provision by regulation is authorised or required by this Act or statutes;

26 (b) the senate shall, by regulation, provide that at least one of the
27 persons appointed as examiners at each final or professional examination held
28 in conjunction with any course of study in the University is not a teacher at the
29 University but is a teacher at the branch of learning to which the course relates
30 in some other university of high repute.

1 (5) subject to a right of appeal to the council from a decision of the
2 senate under this subsection, the senate may deprive any person of any
3 degree, diploma or other award of the university which has been conferred
4 on him if after due enquiry he is shown to have been guilty of any
5 dishonorable or scandalous conduct in gaining admission into the university
6 or obtaining that award.

7 **9.-(1)** the Vice Chancellor shall, in relation to the university, take
8 precedence before all other members of the University except the chancellor
9 and, subject to section 5 of this act, the Pro-chancellor and any other person
10 for the time being acting as chairman of the council.

Functions of the
Vice Chancellor

11 (2) subject to the provisions of this Act, the Vice-chancellor shall
12 have general function, in addition to any other functions conferred on him
13 by this Act or otherwise, of directing the activities of the University, and
14 shall to the exclusion of any other person or authority be the Chief Executive
15 and academic officer of the University and ex-officio chairman of the
16 senate.

17 PART II - TRANSFER OF PROPERTY

18 **10.-(1)** All property held by or on behalf of the provisional council
19 shall, by virtue of this subsection and without further assurance, vest in the
20 university and be held by it for the purpose of the university.

Transfer of
Property

21 (2) The provisions of the second schedule to this Act shall have
22 effect with respect to the transfer of property by this section and to matters
23 arising there from and with respect to other matters mentioned in that
24 schedule.

25 PART III - STATUTES OF THE UNIVERSITY

26 **11.-(1)** Subject to this Act, the university may make Statutes for
27 any of the following purposes:

Power of the
University to
make Statutes

28 (a) making provision with respect to the composition and
29 constitution of any authority of the University;

30 (b) specifying and regulating the powers and duties of any

1 authority of the University, and regulating any other matter connected with the
2 University or any of its authorities;

3 (c) regulating the admission of students where it is done by the
4 University, and their discipline and welfare;

5 (d) determining whether any particular matter is to be treated as an
6 academic or non- academic matter for the purpose of this Act and of any
7 Statutes, regulation or other instruments made there-under; and

8 (e) making provision for other matters for which provision by statutes
9 is authorized or required by this Act.

10 (2) subject to section 25 (6) of this Act, the interpretation Act shall
11 apply in relation to any Statutes made under this Section as it applies to a
12 subsidiary instrument within the meaning of Section 27 (1) of that Act.

13 (3) the Statutes contained in the third schedule to this Act shall be
14 deemed to have come into force on the commencement of this Act and shall be
15 deemed to have been made under this section by the University.

Third Schedule

16 (4) the power to make Statutes conferred by this Section shall not be
17 prejudiced or limited in any way by reason of the inclusion or omission of any
18 matter in or from the statutes contained in the third schedule to this Act or any
19 subsequent Statutes.

Mode of
exercising power
to make statutes

20 **12.-(1)** The power of the University to make Statutes shall be
21 exercised in accordance with the provisions of this Section.

22 (2) A proposed Statute shall not have the force of law until it has been
23 approved at a meeting of the:

24 (a) Senate, by the votes of not less than two thirds of the members
25 present and voting; and

26 (b) Council by the vote of not less than two thirds of the members
27 present and voting.

28 (3) A proposed Statutes may originate either in the senate or council
29 and may be approved as required by Subsection (2) of this Section by both
30 bodies in no particular order.

1 (4) A Statutes which:

2 (a) Make provision for or alters the composition or constitution of
3 the council, the senate or any other authority of the University; or

4 (b) Provides for the establishment of a new campus or college or
5 for the amendments or revocation of any statutes whereby a campus or
6 college is established; shall not come into operation unless it has been
7 approved by the visitor.

8 (5) For the purpose of section 2(2) of the interpretation Act, a
9 Statutes shall be treated as being made on the date on which it is approved by
10 the council and the senate in accordance with subsection (3) of this Act or in
11 the case of a statutes falling within subsection (4) of this Section, on the date
12 on which it is approved by the President.

13 **13.** A statutes may be proved in any court by the production of a Proof of Statute
14 copy thereof bearing or having affixed to it a certificate signed by the Vice
15 Chancellor or the Registrar to the effect that the copy is a true copy of a
16 Statutes of that University.

17 **14.-(1)** In the event of any doubt or dispute arising at any times as to
18 the meaning of any provision of a statute, the matter maybe referred to the
19 visitor, who shall take such advice and make such decision thereon as he
20 deems fit.

21 (2) the decision of the visitor on any matter referred to him under
22 this section shall be binding upon the authorities, staff and students of that
23 university and where any question as to the meaning of any provision of a
24 statutes has been decided by the visitor under this section, no question as to
25 the meaning of that provision shall be entertained by any other authority in
26 Nigeria:

27 Provided that nothing in this Subsection shall affect the power of a
28 court of competent jurisdiction to determine whether any provision of a
29 Statutes is wholly or partly void has been ultra vires or has been inconsistent
30 with the constitution.

1 (3) the foregoing provisions of this section shall apply in relation to
 2 any doubt or dispute as to whether any matter is, for the purpose of this Act,
 3 Academic or a non-academic matter as they apply in relation to any such doubt
 4 or dispute as is mentioned in subsection (1) of this section and accordingly the
 5 reference in Sub-section (2) of this section to any question as to the meaning of
 6 any provision of a Statutes shall include references to any question as to
 7 whether any matter is for the said purposes an academic or non-academic
 8 matter.

9 **PART IV - SUPERVISION AND DISCIPLINE**

The Visitor

10 **15.-(1)** The President shall be the Visitor of the University.

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

15 (3) It shall be the duty of the bodies and persons comprising the
 16 University to:

17 (a) make available to the visitor, and to any other persons conducting
 18 a visitation in pursuance of this section, such facilities and assistance as he or
 19 they may reasonably require for the purpose of the visitation; and

20 (b) give effect to any instructions consistent with the provisions of
 21 this Act which may be given by the visitor in consequence of the visitation.

Removal of
 certain Members
 of Council

22 **16.-(1)** If it appears to the council that a member (other than the Pro-
 23 chancellor or the Vice- Chancellor) should be removed from office on grounds
 24 of misconduct or inability to perform the function of his office, the council
 25 shall make a recommendation to that effect through the minister to the Federal
 26 Executive Council and if the federal executive council after making such
 27 enquiries (if any) as maybe considered necessary, approves the
 28 recommendation it may direct the removal of the member from office.

29 (2) It shall be the duty of the minister to use his best endeavours to
 30 cause a copy of the instruments embodying a direction under Subsection (1) of

1 this Section to be served as soon as reasonably practicable on the person to
2 whom it relates.

3 **17.-(1)** If it appears to the council that there are reasons for
4 believing that any person employed as a member of the Academic,
5 administrative or professional staff of the University, other than the Vice-
6 chancellor, should be removed from office or on grounds of misconduct or
7 inability to perform the function of his office council shall:

Removal and
discipline of
academic,
administrative
and professional

8 (a) Give notice of those reasons to the person in question;

9 (b) Afford such person an opportunity of making representation in
10 person on the matter to the council; and

11 (c) Take a decision to terminate or not to terminate the
12 appointment.

13 (2) If the affected staff or any three members of the council so
14 request within a period of one month from the date of receipt of the notice of
15 the council's decision, the council shall make arrangement for:

16 (a) A joint committee of the council and the senate to review the
17 matter and to report on it to the council;

18 (b) The person in question to be afforded an opportunity to appear
19 before and be heard by an investigating committee with respect to the
20 matter; and

21 (c) If the council after considering the report of the investigating
22 committee, is satisfied that the person in question should be removed, the
23 council may so remove him by an instrument in writing signed on the
24 directions of the council.

25 (3) The Vice-chancellor may, in a case of gross misconduct by a
26 member of Staff which in the opinion of the Vice-chancellor is prejudicial to
27 the interest of the University, suspend such member and any such
28 suspension shall immediately be reported to the council.

29 (4) Any member of Staff may be suspended from duty or his
30 appointment may be terminated by council for a good cause and for the

1 purpose of this Subsection "good cause" means:

2 (a) Conviction for any offence which the council considers to be such
3 as to render the person concerned unfit for the discharge of the functions of his
4 office;

5 (b) Any physical or mental incapacity which the council, after
6 obtaining medical advice considers to be such as to render the person
7 concerned unfit to continue to hold office;

8 (c) Conduct of a scandalous or disgraceful nature which the council
9 considers to be such as to render the person concerned unfit to continue to hold
10 office; or

11 (d) Conduct which the council considers to be such as to constitute
12 failure or inability of the person concerned to discharge the functions of his
13 office or to comply with the terms and conditions of his service.

14 (5) Any person suspended pursuant to subsection 3 of this section
15 shall be on half pay and the council shall before the expiration of a period of
16 three months before the date of such suspension consider the case against that
17 person and come to a decision as to whether to:

18 (a) Continue such person's suspension and if so on what terms
19 (including the proportion of his emoluments to be paid to him);

20 (b) Reinstate such person in which case the council shall restore his
21 full emoluments with effects from the date of suspension;

22 (c) Terminate the appointment of the person concerned in which case
23 such a person will not be entitled to the proportion of his emoluments withheld
24 during the period of suspension; or

25 (d) Take such lesser disciplinary action against such person
26 (including the restoration of such proportion of his emoluments that might
27 have been withheld) as the council may determine.

28 (6) Where the council, pursuant to this section, decide to continue a
29 person's suspension or decide to take further disciplinary action against the
30 person, the council shall, before the expiration of three month from such

1 decision come to a final determination in respect of the case concerning such
2 a person.

3 (7) It shall be the duty of the person by whom an instrument of
4 removal is signed in pursuance of Subsection (1) above to use his best
5 endeavors to cause a copy of the instrument to be served as soon as
6 reasonably practicable on the person to whom it relates.

7 (8) Nothing in the foregoing provisions of this section shall prevent
8 the council from making regulations for the discipline of staff and workers
9 of the University as may be appropriate.

10 **18.-(1)** If, on the recommendation of the Vice-chancellor, it
11 appears to the senate that a person appointed as an examiner for any
12 examination of the University ought to be removed from his office or
13 appointment, then, the Senate may, after affording the examiner an
14 opportunity of making representations in person on the matter, direct the
15 Vice-chancellor to remove the examiner by an instrument in writing signed
16 by the registrar.

Removal of
examiners

17 (2) Subject to the provisions of any regulation made pursuant to
18 section 8(4) of this Act, the Vice-chancellor may, on the recommendation of
19 Senate, appoint an appropriate person as examiner in the place of the
20 examiner removed.

21 (3) It shall be the duty of the registrar on signing an instrument of
22 removal pursuant to this section, to use his best endeavors to cause a copy of
23 the instrument to be served as soon as reasonably practicable on the person
24 to whom it relates.

25 **19.-(1)** Subject to the provisions of this section, where after due
26 process it appears to the Vice-chancellor that any student is guilty of
27 misconduct, the Vice-chancellor may, without prejudice to any other
28 disciplinary powers conferred on him by statutes or regulations, direct that
29 the:

30 (a) Student shall not, during such period as may be specified in the

1 direction, participate in such activities of the University or make use of such
2 facilities of the University as may be so specified;

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

5 (c) students be rusticated for such period as may be specified in the
6 direction.

7 (2) Where a direction is given under subsection (1) Paragraph (a) to
8 (d) of this section in respect of any student, the student may, within the
9 prescribed period and in the prescribed manner appeal against the direction to
10 the senate.

11 (3) Where an appeal is brought pursuant to subsection (2) of this
12 section, the senate shall, after causing such inquiry to be made in the matter as
13 the senate considers just, either confirmed or set aside a direction or modify it
14 in such manner as the senate thinks fit.

15 (4) The fact that an appeal from a direction is brought pursuant to
16 subsection (3) of this section shall not affect the operation of the direction while
17 the appeal is pending.

18 (5) The Vice-chancellor may delegate his powers under this section to
19 a disciplinary board consisting of such members of the University as he may
20 nominate.

21 (6) Nothing in this section shall be construed as preventing the
22 restriction or termination of a student's activities at the University for conduct
23 which in the opinion of Senate is prejudicial to the interest of the University or
24 to its corporate objective or image.

25 (7) A direction under subsection (1)(a) of this section may be
26 combined with a direction under subsection (1)(b) of this section.

27 **PART V - MISCELLANEOUS AND GENERAL PROVISIONS**

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

28 **20-(1)** No person shall be required to satisfy requirement as to any of
29 the following matters, that is to say, race (including ethnic grouping) sex, place
30 of birth, family origin, religious or political persuasion, as a condition for

1 becoming or continuing to be a:

2 (a) Student in the University;

3 (b) Holder of any degree, appointment or employment in the
4 University; or

5 (c) member of anybody established by virtue of this Act.

6 (2) No person shall be subjected to any disadvantage or accorded
7 any advantage in relation to the University by reference to any of the matters
8 referred to in subsection (1) of this section.

9 **21.**-(1) For the purpose of the Land Use Act (which provides for the
10 compulsory acquisition of land for public purposes) any purposes of the
11 University shall be the same as that of the Federation.

12 (2) Where an estate or interest in land is acquired by the
13 Government pursuant to this section, the Government may, by a certificate
14 under the hand and seal of the person so authorized or any other person
15 authorized in that behalf transfer it to the University.

16 **22.** Without prejudice to the provisions of the Land use Act, the
17 University shall not dispose of or charge any land or interest in any land
18 (including any land transferred to the university by this Act) except with the
19 prior written consent, either general or special of the visitor:

Restriction on
disposal of land
by University

20 PROVIDED that such consent shall not be required in the case of
21 any lease or tenancy at a rack-rent for a term not exceeding twenty one years
22 of any lease or tenancy to a member of the University for residential
23 purpose.

24 **23.** Except as may be otherwise provided by statute or by
25 regulation, the quorum and procedure of anybody of persons established by
26 this Act shall be such as may be determined by that body.

Quorum and
procedure of bodies
established by
this Bill

27 **24.**-(1) Anybody of persons established by this act shall, without
28 prejudice to the generality of the powers of that body, have power to appoint
29 committees which need not consist exclusively of members of that body and
30 authorize a committee established by it to;

Appointment of
committee, etc.

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

2 and

3 (b) co-opt members and direct whether or not co-opted members shall
4 be entitled to vote in that committee.

5 (2) any two or more such bodies may arrange for the holding of joint
6 meetings of those bodies or for the appointment of committees consisting of
7 members of those bodies, for the purpose of considering any matter within the
8 competence of those bodies or any of them and either dealing with it or of
9 reporting on it to those bodies or any of them.

10 (3) except as may be otherwise provided by statutes or regulations,
11 the quorum and procedure of a committee established or meeting held pursuant
12 to this section shall be such as may be determined by the body or bodies which
13 are decided to establish the committee or hold a meeting.

14 (4) the Pro-chancellor and the Vice-chancellor shall be members of
15 every committee of which the members are wholly or partly appointed by the
16 council, (other than a committee appointed to inquire into the conduct of the
17 officer in question) and the Vice-chancellor shall be a member of every
18 committee of which the members are wholly or partly appointed by the senate.

19 (5) Nothing in the foregoing provisions of this section shall be
20 construed as enabling:

21 (a) Statutes to be made otherwise than in accordance with section 11
22 of this Act; or

23 (b) The Senate to empower any other body to make regulations or to
24 award degrees or other qualifications.

Miscellaneous
Administrative
Provisions

25 **25.**-(1) The seal of the University shall be such as maybe determined
26 by the council and approved by the Chancellor and the affixing of the seal shall:

27 (a) In the case of certificate issued by the University, be authenticated
28 by the Vice- chancellor and the Registrar; and

29 (b) in the case of any other document, be authenticated by any
30 member of council, the Vice-chancellor and the Registrar or any other person

1 authorized by Statute.

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

5 (3) Any contract or instrument which, if made or executed by a
6 person not being a body corporate, would not be required to be under seal,
7 maybe made or executed on behalf of the University by any person generally
8 or specially authorized to do so by the council without seal.

9 (4) The validity of the proceedings of anybody established
10 pursuant to this Act shall not be affected by.

11 (5) Any member of any such body who has a personal interest in
12 any matter proposed to be considered by that body shall disclose his interest
13 to the body and shall not vote or any question relating to that matter.

14 (6) Nothing in Section 12 of the interpretation Act (which provides
15 for the application, in relation to subordinate legislation, of certain
16 incidental provisions) shall apply to statutes or regulations made pursuant to
17 this Act.

18 (7) The power conferred by this Act on anybody to make statute or
19 regulations shall include power to revoke or vary any:

20 (a) Statute (including the statute contained in the third schedule to
21 this Act; or

22 (b) Regulation by a subsequent statute or regulation as the case
23 maybe:

24 PROVIDED that the statute and regulations may have different
25 provisions in relation to different circumstances.

26 (8) No stamp or other duty shall be payable in respect of any
27 transfer of property to the University by virtue of sections 10, 21 and the
28 second schedule to this Act.

29 (9) Any notice or other instrument authorised to be served by virtue

	1	of this Act may, without prejudice to any other mode of service be served by
	2	post.
Interpretation	3	26.-(1) In this Act:
	4	"appropriate authority" means any person, body or authority authorized by law
	5	to act in a specific or general capacity in relation to a subject-matter;
	6	"Campus" means any campus which may be established by the University;
	7	"College" means any college which may be established by the University;
	8	"Graduate" means a person on whom a degree (other than an honorary degree)
	9	has been conferred by the University;
	10	"Gross misconduct" means any act of misconduct and improper behavior that
	11	maybe designated as gross misconduct by any statute or regulation made,
	12	pursuant to this Act;
	13	"Minister" means the minister charged with responsibility for education;
	14	"Misconduct" means any conduct which is prejudicial to the good name of the
	15	University and or discipline and the proper administration of the business of
	16	the University;
	17	"Notice" means notice in writing;
	18	"Officer" does not include the visitor;
	19	"Prescribed" means prescribed by statute or regulation made under this Act;
	20	"Professor" means a person designated as a Professor of the University in
	21	accordance with provisions made in that behalf by statutes or by regulation;
	22	"Property" includes rights, liabilities and obligations;
	23	"The Provisional Council" means the provisional council appointed for the
	24	University by the president with effect from the passage of this bill;
	25	"Regulations" means regulations made by the Senate or council;
	26	"Senate" means a senate of the University established by the Act;
	27	"Statute" means a statute made by the University under section 11 of this Act
	28	and in accordance with the provisions of section 12 of this Act;
	29	"The Statutes" means all such statutes as are enforce from time to time;
	30	"Teacher" means a person holding a full time appointment as a member of the

1 teaching or research staff of the University;

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

3 "Constitution" means the constitution of the Federal Republic of Nigeria;

4 "Undergraduate" means a person in statu pupilarum the University, other than:

5 (a) A graduate; and

6 (b) A person of such description as may be prescribed for the
7 purposes of this definition.

8 "The University" The Federal University of Science and Technology,
9 Kosubosu, Kwara State incorporated and constituted by this Act; and

10 "The Act" means the Federal University of Science and Technology,
11 Kosubosu, Kwara State Act.

12 (2) Where in any provision of this Act, it is laid down that proposals
13 are to be submitted or a recommendation is to be made by one authority to
14 another through one or more intermediate authorities, it shall be the duty of
15 every such intermediate authority to forward any proposal or
16 recommendations received by it pursuant to that provision to the appropriate
17 authority; but any such intermediate authority may, if it thinks fit forward
18 therewith its own comments thereon.

19 **27.** This Bill may be cited as the Federal University of Science and Citation
20 Technology, Kosubosu, Kwara State (Establishment, etc.) Bill, 2020.

1 SCHEDULES

2 FIRST SCHEDULE

3 PRINCIPAL OFFICERS OF THE UNIVERSITY

4 *The Chancellor*

5 1. The Chancellor shall be appointed by and hold office at the
6 pleasure of the president.

7 *The Pro-Chancellor*

8 2.-(1) The Pro-chancellor shall be appointed or removed from office
9 by the president.

10 (2) subject to the provisions of this Act, the Pro-chancellor shall hold
11 office for a period of four years from the date of his appointment.

12 *The Vice-chancellor*

13 3. The procedure for the appointment and removal of the Vice-
14 chancellor shall be in accordance with the provision of the University
15 (Miscellaneous provisions) Act 1993 as amended.

16 *Deputy Vice-chancellor*

17 4.-(1) There shall be for the University, two deputy vice-chancellors
18 or such number of deputy vice-chancellors as the council may, from time to
19 time, deem necessary for the proper administration of the University.

20 (2) The procedure for the appointment and removal of the deputy vice
21 chancellor shall be in accordance with the provisions of the University
22 (Miscellaneous provisions) Act 1993 as amended.

23 (3) A deputy vice-chancellor:

24 (a) Assist the Vice-chancellor in the performance of his functions;

25 (b) Act in place of the Vice-chancellor when the post of the Vice-
26 chancellor is vacant or if the Vice-chancellor is, for any reason, absent or
27 unable to perform his function as vice- chancellor; and

28 (c) perform such other functions as the Vice-chancellor or the council
29 may, from time to time, assign to him.

Office of the Registrar, Bursar, and University Librarian

5.-(1) There shall be for the University, a Registrar, who shall be the chief administrative officer of the University and shall be responsible to the Vice-chancellor for the day-to-day administration of the University except as regards matters for which the bursar is responsible in accordance with paragraph 6(2) below.

(2) A person holding the office of registrar shall by virtue of that office be secretary to the council, the senate, congregation and convocation.

(3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

6.-(1) there shall be for the University the following principal officers in addition to the Registrar, that is:

(a) The Bursar; and

(b) The University Librarian.

(2) The Bursar shall be the Chief financial officer of the University and shall be responsible to the Vice-chancellor for the day-to-day administration and control of the financial affairs of the University.

(3) The University Librarian shall be responsible to the Vice-chancellor for the administration of the University Library and the coordination of all library services in the University and its campuses, college, faculties, schools, departments and institutes and other teaching or research units.

(4) The Bursar and the University Librarian:

(a) Shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Other Officers of the University

7. There shall be for the University, a director of works, who shall be responsible to the Vice-chancellor for the administration of works

1 department. He shall be responsible for all works, services and maintenance of
2 University facilities.

3 8. There shall be for the University, a director of health services, who
4 shall be responsible to the Vice-chancellor for the administration of the health
5 centre. He shall be the chief medical officer of the University and shall
6 coordinate all matters relating to the health of all staff and students.

7 *Resignation and Reappointment*

8 9.-(1) Any officer mentioned in the foregoing provisions of this
9 schedule may resign his office m:

10 (a) The case of the Chancellor or Pro-chancellor, by notice to the
11 visitor;

12 (b) The case of the Vice-chancellor by notice to the council which
13 shall immediately notify the minister; and

14 (2) A person who has ceased to hold an office so mentioned otherwise
15 than by removal for misconduct shall be eligible for reappointment to that
16 office.

17 **SECOND SCHEDULE**

18 **TRANSITIONAL PROVISIONS AS TO PROPERTY; FUNCTIONS, ETC.**

19 *Transfer of Property to the University*

20 1. Without prejudice to the generality of section 10 (1) of this Act:

21 (a) The reference in the subsection to property held by the provisional
22 council and the University shall include a reference to the right to receive and
23 give a good discharge for any grants or contributions which may have been
24 voted or promised to the provisional council and the University; and

25 (b) All outstanding debts and liabilities of the provisional council
26 shall become debts and liabilities of the University established by this Act.

27 2.-(1) All agreements, contracts, deeds and other instruments to
28 which the provisional council was party shall, so far as possible and subject to
29 any necessary modifications, have effects as if a university established by this
30 Act had been a party to it in place of the provisional council.

1 Third Schedule of this Act must have been duly constituted.

2 (5) Subject to any regulations which may be made by the Senate after
3 the date on which this Act is made, the faculties, faculty boards and students of
4 the University immediately before the coming into force of this Act shall on the
5 day become faculties, faculty boards and students of the University as
6 established by this Act.

7 (6) Persons who were deans or associate deans of faculties or
8 members of faculty boards shall continue to be deans or associate deans or
9 become members of the corresponding faculty boards, until new appointment
10 are made in pursuance of the Statutes under this Act.

11 5. Any person who was a member of the staff of the University as
12 established or was otherwise employed by the provisional council shall be
13 employed at the University on such designation, status and functions which
14 correspond as nearly as possible to those which pertained to him as a member
15 of that staff or as such an employee.

16 6. Questions as the scope of the responsibilities of the aforesaid
17 officers shall be determined by the Vice-Chancellor.

18 THIRD SCHEDULE

19 FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY,
20 KOSUBOSU, KWARA STATE

21 *Articles:*

22

23 1. The Council

24 2. Finance and General Purpose Committee

25 3. The Senate

26 4. The Congregation

27 5. Convocation

28 6. Organization of Faculties and the Branches thereof

29 7. Faculty Board

30 8. The Dean of the Faculty

1 9. Selection of Certain Principal and other key officers

2 10. Creation of Academic Post

3 11. Appointment of Academic Staff

4 12. Appointment of Administrative and Technical Staff

5 *The Council*

6 (1) Any member of council holding office pursuant to section 6
7 (e)(f)(g) or (h) of this Act may, by notice to the Council resign his office.

8 (2) A member of council holding office pursuant to section 6 (e) (f)
9 (g) or (h) of this Act shall, unless he previously vacates it, vacate that office
10 on the expiration of a period of four years starting from 1 st August in the
11 year in which he was appointed.

12 (3) Where a member of council holding office pursuant to section 6
13 (e) (f) (g) or (h) of this Act vacates office before the expiration of his tenure,
14 the body that appointed him may appoint a successor to hold office for the
15 residue of his unexpired term.

16 (4) A person ceasing to hold office as a member of council
17 otherwise than by removal for misconduct shall be eligible for
18 reappointment for only one further period of four years.

19 (5) The quorum of the council shall be five, at least one of whom
20 shall be a member pursuant to section 6 (d) and (e) of this Act.

21 (6) If the Pro-Chancellor is not present at a meeting of the Council,
22 the members present at the meeting may appoint one of them to be the
23 chairman at that meeting, and subject to section 5 of this Act and the
24 provisions of this paragraph the council may regulate its own procedure.

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

29 (8) The Council constituted by this Act shall have a four year tenure
30 from the date of its inauguration, provided that where a council is found to be

1 incompetent and corrupt, it shall be dissolved by the visitor and a new council
2 shall be immediately constituted for the effective functioning of the University.

3 (9) The powers of the Council shall be exercised in accordance with
4 the laws and Statutes of the University, and to that extent, establishment
5 circulars that are inconsistent with the laws and Statutes of the University shall
6 not apply to the University.

7 *The Finance and General Purpose Committee*

8 2.-(1) The Finance and General Purpose Committee of the Council
9 shall consist of:

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

12 (b) The Vice-Chancellor and a Deputy Vice-Chancellor;

13 (c) six other members of the Council appointed by the council two of
14 whom shall be selected from among the four members of the council appointed
15 by the Senate and one of whom shall be selected from among members of the
16 Council appointed by the congregation; and

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

19 (2) The quorum of the Committee shall be six.

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

22 *The Senate*

23 3.-(1) There shall be a Senate for the University consisting of:

24 (a) the Vice-Chancellor;

25 (b) the Deputy Vice-Chancellor;

26 (c) all Professors of the University;

27 (d) all Deans, Provosts and Directors of Academic units of the
28 University;

29 (e) all Heads of Academic Departments, Units and Research
30 Institutes of the University;

1 (f) the University Librarian; and
2 (g) academic members of the congregation who are not Professors
3 as specified in the Laws of the University.

4 (2) The Vice-Chancellor shall be the chairman at all meetings of the
5 Senate when he is present and in his absence, one of the Deputy Vice-
6 Chancellors appointed by him shall be the Chairman at the meeting.

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

10 (4) If so requested in writing by any ten members of the Senate, the
11 Vice-Chancellor, or in his absence a person duly appointed by him, shall
12 convene a meeting of the Senate to be held not later than the tenth day
13 following that on which the request was received.

14 *Congregation*

15 4.-(1) Congregation consist of:

- 16 (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
17 (b) the full time members of the academic staff;
18 (c) the Registrar;
19 (d) the Bursar; and
20 (e) every member of the administrative and technical staff who
21 holds a degree of any University recognized for the purpose of this Statute
22 by the Vice-Chancellor, not being an honorary degree.

23 (2) Subject to section 5 of this Act, the Vice-Chancellor shall be the
24 Chairman at all meetings of congregation when he is present, and in his
25 absence one of the Deputy Vice Chancellors appointed by him shall be the
26 Chairman at the meeting.

27 (3) The quorum of congregation shall be one-third (or the nearest
28 whole number to one-third) of the total number of members of congregation
29 or fifty, whichever is less.

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

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

3 (b) the names of the persons who are members of Congregation
4 during a particular period; shall be conclusive evidence of that number or as the
5 case may be of the names of those persons.

6 (5) Subject to the provisions of this schedule, congregation may
7 regulate its own procedure.

8 (6) Congregation shall be entitled to express by resolution or
9 otherwise its opinion on all matters affecting the interest and welfare of the
10 University and shall have such other functions in addition to the function of
11 electing a member of the Council, as may be provided by Statute or
12 Regulations.

13 *Convocation*

14 5.-(1) Convocation shall consist of:

15 (a) the Officers of the University mentioned in Schedule 1 of this Act;

16 (b) all teachers within the meaning of this Act; and

17 (c) all other persons whose names are registered in accordance with
18 paragraph (2) below.

19 (2) A person shall be entitled to have his name registered as a member
20 of convocation if he:

21 (a) is either a graduate of the University or a person satisfying such
22 requirements as may be prescribed for the purposes of this paragraph; and

23 (b) applies for the registration of his name in the prescribed manner
24 and pays the prescribed fee.

25 (3) Regulations shall provide for the establishment and maintenance
26 of a register for the purpose of this paragraph and, subject to paragraph (3)
27 below, may provide for the payment from time to time of further fees by
28 persons whose names are on the register and for the removal from the register
29 of the name of any person who fails to pay those fees.

30 (4) The person responsible for maintaining the register shall, without

1 the payment of any fees, ensure that the names of any persons who are for the
2 time being members of convocation by virtue of paragraph (1)(a) or (b) of
3 this paragraph are entered and retained on the register.

4 (5) A person who reasonably claims that he is entitled to have his
5 name on the register shall be entitled on demand to inspect the register, or a
6 copy of the register at the principal office of the University at all reasonable
7 times.

8 (6) The register shall, unless the contrary is proved, be sufficient
9 evidence that any person named therein is, and that any person is not named
10 therein is not, a member of convocation, but for the purpose of ascertaining
11 whether a particular persons was such a member on a particular date, any
12 entries in and deletions from the register made on or after that day shall be
13 disregarded.

14 (7) The quorum of convocation shall be fifty or one-third (the
15 whole number nearest to one-third) of the total number of the members of
16 convocation whichever less is.

17 (8) Subject to Section 5 of this Act, the Chancellor shall be
18 chairman of all meetings of convocation when he is present, and in his
19 absence the Vice-Chancellor shall be the chairman at the meeting.

20 (9) Convocation shall have such functions, in addition to the
21 functions of appointing a member of the council, as may be provided by
22 Statute.

23 *Organization of Faculties and Branches thereof*

24 6. Each faculty shall be provided into such number of branches as
25 may be prescribed.

26 7.-(1) There shall be established in respect of each faculty, a faculty
27 board, which, subject to the provision of the Act, and subject to the direction
28 of the Vice-Chancellor, shall:

29 (a) regulate the teaching and study of, and the conduct of
30 examinations connected with the subjects assigned to the faculty;

1 (b) deal with other matters assigned to it by Statute, by the Vice-
2 Chancellor or by the Senate; and

3 (c) advise the Vice-chancellor or senate on any matter referred to it by
4 the Vice Chancellor or senate.

5 (2) Each faculty board shall consist of:

6 (a) Vice- Chancellor;

7 (b) By the person severally in charge of the branches of the faculty;

8 (c) Such members of the teachers assigned to the Faculty and having
9 the prescribed qualifications as the Board may determine; and

10 (d) Such person whether or not member of the University as the board
11 may determine with the general or special approval of the senate.

12 (3) Quorum of the board shall be eight members or one-quarter of the
13 members of the board for the time being whether is greater.

14 (4) Subject to the provision of this Statute to any provision made by
15 regulation in that behalf, the board may regulate its own procedure.

16 *The Dean of the Faculty*

17 8.-(1) The dean of the faculty shall be a Professor elected by the
18 faculty board and such dean shall hold office for the term of two years. He will
19 be eligible for reelection for another term of two years after which he may not
20 be elected again until two years have elapsed.

21 (2) If there is no Professor in the Faculty, the Vice Chancellor shall
22 appoint an acting dean who shall be below the rank of senior lecturer for the
23 faculty, who will act for the period of one year in the first instance, renewable
24 for another one year.

25 (3) In the absence of Vice Chancellor, the dean shall be the chairman
26 at all meeting of the faculty board when he is presented and shall be a member
27 of all committees and other boards appointed by the faculty.

28 (4) The Dean of a faculty shall exercise general superintendence over
29 the academic and administrative affairs of the faculty and it shall be the
30 function of the dean to present to the convocation of the conferment of the

1 degrees, persons who have qualified for the degrees of the University at
2 examinations held in the branches of learning for which responsibility is
3 allocated to that faculty.

4 (5) There shall be a committee to be known as the Committee of
5 Deans which shall consists of all the Deans of the several faculties and that
6 committee shall advice the Vice Chancellor on all academic matters and on
7 particular matters referred to the committee by the senate.

8 (6) The Dean of faculty may be removed from office for a good
9 cause by the faculty board after a vote would have been taken at a meeting of
10 the board, and in the event of a vacancy occurring following the removal of
11 the dean, an acting dean may be appointed by the Vice chancellor provided
12 that at the next faculty board meeting an election shall be held for the new
13 dean.

14 (7) In this article, "Good cause" has the same meaning as in section
15 17 (4) of this Act.

16 *Selection a/Certain Principal and other Key Officers*

17 9.-(1) When a vacancy occurs in the office of the Registrar, Bursar,
18 the University Librarian, Director of Works or Director of Health Services, a
19 Selection Board shall be constituted by the Council and shall consist of:

- 20 (i) The Pro-Chancellor;
21 (ii) The Vice-Chancellor;
22 (iii) Two members appointed by the council, not being member of
23 the senate; and
24 (iv) Two members appointed by the senate not being members of
25 council.

26 (2) The selection board, after making such inquiries as it thinks fit,
27 shall recommend a candidate to the council for appointment to the vacant
28 office, and after considering the recommendation of the Board the council
29 may make an appointment to that office.

30 (3) A person appointed to the office of director of works or director

1 of health service shall hold office for such period and on such terms and
2 condition as may be specified in his letter of appointment.

3 *Creation of Academic Post*

4 10. Recommendation for the creation of post other than those
5 mentioned in paragraph 9 of this schedule shall be made by the senate to the
6 council through the Financial and General Purpose Committee.

7 *Appointment of Academic Staff*

8 11. Subject to this Act and the Statute derive from it, the filling of
9 vacancies in academic posts (including newly created ones) shall be as
10 prescribed from time to time by statute.

11 *Appointment of Administrative and Technical Staff*

12 12.-(1) The administrative and Technical Staff of the University, other
13 than those mentioned in paragraph 9 of this schedule shall be appointed by the
14 Councilor on its behalf by the Vice Chancellor or the registrar in accordance
15 with any delegation of powers made by the council in the behalf.

16 (2) In the case of administrative or technical staff that has close and
17 important contact with academic staff, there shall be senate participation in the
18 process of election.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Science and Technology,
Kosubosu, Kwara State to make comprehensive provisions for its due
management and administration.