

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL COLLEGE OF EDUCATION IGBETI,
OYO STATE AND FOR RELATED MATTERS, 2020

Sponsored by Hon. Olumide Abiodun Ojerinde

[] Commencement

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

1 PART I- ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL

2 COLLEGE OF EDUCATION IGBETI, OYO STATE

3 1.-(1) There is established the Federal College of Education Igbeti,
4 Oyo State (in this bill referred to as the "College").

Establishment of
the Federal College
of Education Igbeti,
Oyo State

5 2. The college of Education:

6 (a) Shall be a body corporate with perpetual succession and a
7 common seal; and

8 (b) May sue or be sued in its corporate name and shall have power
9 to acquire, hold and dispose of movable properties.

10 3. The functions of the college shall be to:

Functions of
the College

11 (a) Provide full time courses of teaching, instructions and training
12 in technology, applied science, commerce, arts social sciences, humanities
13 and management;

14 (b) Carry out research in the development and adaptation of
15 techniques;

16 (c) Make provision for the appointment of a provost and the
17 officials of the college to carry out administration and the discipline of the
18 students of the college;

19 (d) Relate its activities to the social, cultural and economic needs of
20 the people of Nigeria and

21 (e) Undertake other activities appropriate for a teacher training

Constitution of
the College and
the Governing
Council

- 1 institution of the highest standard.
- 2 4.-(a) The Governance of the College and the direction of its affairs
- 3 shall be vested in the Governing Council (in this Act referred to as the Council)
- 4 The council shall consider and approve;
- 5 (b) All plan of activities of the college;
- 6 (c) The programme of studies, courses and research to be undertaken
- 7 by the college;
- 8 (d) The annual estimates of the college; and
- 9 (e) The investment plans of the college.

Composition
of the Council

- 10 5. The council of the college shall consist of:
- 11 (a) A chairman;
- 12 (b) A representative of the federal ministry responsible for Education;
- 13 (c) A representative of the university, in case of degree awarding
- 14 college, shall come from the university to which the college is affiliated for the
- 15 purpose of moderation;
- 16 (d) A representative of the alumni association of the college;
- 17 (e) Three persons appointed on individual merit on a nationwide basis
- 18 who should have wide experience of service in public or private sector;
- 19 (f) Two representatives of the academic board of the college;
- 20 (g) One representative of National Commission for Women;
- 21 (h) A representative of National Commission for colleges of
- 22 Education; and
- 23 (i) The provost of the college.

Tenure of office
of members of
the Council

- 24 6.-(a) A member of the Council (other than an ex-officio member)
- 25 shall hold office for a term of three years;
- 26 (b) a member shall be eligible for reappointment for a further period
- 27 of three years;
- 28 (c) The office of a member appointed of this Act shall become vacant
- 29 if-
- 30 (a) the member resigns his office by notice in writing under his hand,

1 addressed to the Minister; or

2 (b) the Minister is satisfied that it is not in the interest of the College
3 for the person appointed to continue in office and notifies the member in
4 writing to that effect

5 7.-(1) the Council shall have power to-

Powers of the
Council

6 (a) hold examinations and grant diplomas, professional certificates
7 and other distinctions to persons who have pursued a course of study
8 approved and accredited by the National Commission for Colleges of
9 Education;

10 (b) demand and receive from any student or any other person
11 attending the College for the purpose of instruction such fees as the Council
12 may, with the prior approval of the Minister, from time to time determine;

13 (c) hold public lectures and undertake printing, publishing and
14 bookselling;

15 (d) make gifts for any charitable purpose;

16 (e) hold examinations in education for qualified teachers;

17 (f) provide amenities for and make such other provision for the
18 welfare of the staff of the College;

19 (g) invest the funds of the College in securities specified by law or
20 in such other securities in Nigeria as may be approved by the Minister;

21 (h) borrow money within Nigeria in such manner and upon such
22 security as the Minister may from time to time authorise;

23 (i) enter into such contracts as may be necessary or expedient for
24 carrying into effect the objectives of the College;

25 (j) recruit staff of the right calibre and determine the career
26 structure of such staff;

27 (k) establish and maintain such schools and other teaching units
28 within the College or extramural departments as the Council may, from time
29 to time, decide;

30 (l) institute and award fellowships, medals, prizes and other titles;

1 (m) mount exhibitions and displays designed to foster an appreciation
2 of trends in and the scope and requirements of education;

3 (n) erect, provide, equip and maintain such educational, recreational
4 and residential facilities as the College may require;

5 (o) create lectureships and other academic posts and offices and to
6 make appointments thereto;

7 (p) encourage and make provision for research in the College; and

8 (q) do such acts and things whether or not incidental to the foregoing
9 powers as may advance the objects of the College.

Visitation

10 8.-(a) The Minister of Education shall be the Visitor of each College;

11 (b) The Visitor shall, not less than once in every five years, conduct a
12 visitation of the College or appoint a visitation panel consisting of not less than
13 five experts to conduct the visitation-

14 (c) for the purpose of evaluating the academic and administrative
15 performance of the College; or

16 (d) for such other purpose or in respect of any other affairs of the
17 College as the Visitor may deem fit.

The Academic
Board and its
functions

18 9.-(1) There shall be established for each College a board to be known
19 as the Academic Board which shall consist of the following members-

20 (a) the Provost of the College who shall be the chairman;

21 (b) all heads of departments;

22 (c) the College Librarian; and

23 (d) not more than two members of the academic staff other than heads
24 of departments to be appointed by the Council.

25 (2) The Academic Board shall be responsible for-

26 (a) the direction and management of academic matters of the College
27 including the regulation of admission of students, the award of certificates,
28 scholarships, prizes and other academic distinctions;

29 (b) making periodic reports on such academic matters to the Council
30 as the Council may from time to time direct;

1 (c) discharging any other functions which the Council may from
2 time to time delegate to it.

3 (3) Power of Minister to give directions to the Council Subject to
4 the provisions of this Act, the Minister may give to the Council directions of
5 a general character or relating generally to matters of policy with regard to
6 the exercise by the Council of its functions under this Act and it shall be the
7 duty of the Council to comply with such directions.

8 10. There shall be a Provost of the College (in this Act referred to as
9 the Provost") who shall be appointed by the President, in accordance with
10 the provisions of this section.

The Provost
of the College

11 (2) Where a vacancy occurs in the post of Provost, the Council
12 shall-

13 (a) advertise the vacancy in a reputable journal or a widely read
14 newspaper in Nigeria specifying-

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

16 (ii) the terms and conditions of service applicable to the post; and
17 thereafter draw up a short list of suitable candidates for consideration; (b)
18 constitute a search team consisting of-

19 (j) a member of the Council not being a member of the Academic
20 Board, as chairman;

21 (ii) two members of the academic Board not below the rank of chief
22 lecturer; two members of the academic community of the College not below
23 the rank of chief lecturer to be selected by the Council, to identify and draw
24 up a short list of suitable persons who are not likely to apply for the post for
25 any reason whatsoever.

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

27 (a) the chairman of the Council;

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

30 (c) two members of the Academic Board not below the rank of

1 chief lecturer, who were not members of the search team, shall consider the
2 candidates and persons on the short lists drawn up under subsection (2) of this
3 section through an examination of their curriculum vitae and interaction with
4 them and recommend through the Council to the President, three candidates for
5 his consideration.

6 (4) The President shall appoint as Provost one of the candidates
7 recommended to him under the provisions of subsection (3) of this section.

8 (5) Subject to this Act and the general control of the Council, the
9 Provost shall be the chief executive of the College and shall be charged with
10 general responsibility for matters relating to the day-to-day management
11 operations of the College

The Provost

12 11.-(a) shall hold office for a period of four years beginning with the
13 effective date of his appointment and on such terms and conditions as may be
14 specified in his letter of appointment; and

15 (b) may be reappointed for one further period of four years and no
16 more.

Deputy Provost

17 12.-(1) There shall be for the college a Deputy Provost.

18 (2) The Council shall appoint the Deputy Provost from among the
19 chief lecturers in the College in one of the following ways, that is-

20 (a) from a list of three candidates in order of preference, submitted by
21 the Provost;

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

24 (c) on the nomination of the Provost.

25 (3) The Selection Board referred to in subsection (2) of this section
26 shall (a) consist of-

27 (i) the chairman of the Council;

28 (ii) the Provost;

29 (iii) two members of the Council not being members of the Academic
30 Board;

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

2 (b) make such inquiries as it deems fit before making the
3 recommendation required under that subsection.

4 13. The Deputy Provost shall-

5 (1) (a) assist the Provost in the performance of his functions;

6 (b) act in the place of the Provost when the post of Provost is vacant
7 or if the Provost is, for any reason, absent or unable to perform his functions
8 as Provost; and

9 (c) perform such other functions as the Provost or the Council may,
10 from time to time, assign to him.

11 (2) The Deputy Provost-

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

15 (b) may be reappointed for one further period of two years and no
16 more.

17 14. (1) The Council of College shall appoint a Registrar to such
18 College (hereinafter referred to as the Registrar") who shall keep the records
19 and conduct the correspondence of the Council and shall perform such other
20 duties as the Council and subject thereto as the Provost may from time to
21 time direct.

The Registrar
and other staff of
College

22 (2) The Registrar shall, in addition to other duties conferred on him
23 by or under this Act, be the secretary to the Council, the Academic Board and
24 any committee of the Council and in his absence, the Councilor any such
25 committee may appoint some other person to act as secretary, and he shall
26 not vote on any question before the Councilor count towards a quorum.

27 (3) A Registrar-

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

1 (b) may be reappointed for one further period of five years and no
2 more. (4) Where, on the commencement of this section, a Registrar appointed
3 before the commencement of this section has held office-

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

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

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

Other principal
officers of the
College

12 15.-(1) There shall be for the College the following principal officers
13 in addition to the Registrar, that is-

14 (a) the Bursar; and

15 (b) the College Librarian, who shall be appointed by the Council on
16 the recommendation of the Selection Board constituted under section 10(3) of
17 this Act.

18 (2) The Bursar shall be the chief financial officer of the College and be
19 responsible to the Provost for the day-to-day administration and control of the
20 financial affairs of the College.

21 (3) The College Librarian shall be responsible to the Provost for the
22 administration of the College Library and the coordination of the library
23 services in the teaching units of the College.

24 (4) A Bursar or Librarian-

25 (a) shall hold office for a period of five years beginning from the
26 effective date of his appointment and on such terms and conditions as may be
27 specified in his letter of appointment; and

28 (b) may be reappointed for a further period of five years and no more.

29 (5) Where, on the commencement of this section, a Bursar or
30 Librarian has held office-

1 (a) for five years or less, he shall be deemed to be serving his first
2 term of office and may be reappointed for a further term of five years;

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

6 (c) for ten years or more, the Council may allow him to serve in that
7 capacity for a further period of one year only and thereafter he shall
8 relinquish his post and be assigned other duties in the College.

9 16. A principal officer may resign his appointment-

10 (a) in the case of the Provost, by notice to the Visitor;

11 (b) in any other case, by notice to the Council;

12 (c) Other employees of the College-

13 (1) The Council may appoint such other persons to be employees of
14 the College as the Council may determine to assist the Provost and the
15 principal officers of the College in the performance of their functions under
16 this Act.

17 (2) Subject to the provisions of this Act, the remuneration, tenure of
18 office and conditions of service of the employees of the Council shall be
19 determined by the Council in consultation with the Federal Civil Service
20 Commission.

21 17.-(1) There shall be, for each College, a selection Board which
22 shall consist of-

23 (a) the chairman of the Council;

24 (b) the Provost;

25 (c) four members of the Council not being members of the
26 Academic Board; and

27 (d) two members of the Academic Board.

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

Resignation of
appointment of
principal officers

Selection Board
for other principal
officers

Pensions

1 18.-(1) It is hereby declared that service in College shall be approved
2 service for the purposes of the Pensions Act and, accordingly, officers and
3 other persons employed in College shall in respect of their service in the
4 College be entitled to pensions, gratuities and other retirement benefits as are
5 prescribed there under, so however that nothing in this Act shall prevent the
6 appointment of a person to any office on terms which preclude the grant of a
7 pension and gratuity in respect of that office.

8 (2) For the purposes of the application of the provisions of the
9 Pensions Act, any power exercisable there under by a Minister or other
10 authority of the Government of the Federation (other than the power to make
11 regulations under section 23 thereof) shall be exercisable by the College and
12 not by any other person or authority.

13 PART II – FINANCIAL PROVISIONS

14 19.-(1) The Council shall establish and maintain a fund which shall be
15 applied towards the promotion of the objectives specified in this Act. (2) There
16 shall be paid and credited to the fund established under subsection (1) of this
17 section-

18 (a) such sums as may from time to time be granted to the Council by
19 the Federal Government through the National Commission for Colleges of
20 Education;

21 (b) all moneys raised for the purposes of the Council by way of gifts,
22 grants-in-aid or testamentary disposition; and

23 (c) all subscriptions, fees and charges for services rendered by the
24 Council and all other sums that may accrue to the Council from any source.

25 (3) The Council shall submit to the Minister, through the National
26 Commission for Colleges of Education, not later than three months before the
27 end of each financial year or at such other time as he may direct, an estimate of
28 its revenue and expenditure for the next succeeding financial year.

Interpretation

29 20. In this Bill-
30 "Chairman" means the chairman of the council;

* Establishment
of fund of each
College

1 "College" means the Federal College of Education Igbeti, Oyo State
2 established under section (1) of this Bill;

3 "Council" means the Governing Council of the college established under
4 section 2 of this Bill;

5 "Function" includes power and duties;

6 "Minister" means the minister charged with responsibility of education;

7 "Member" means a member of the council including the chairman;

8 "Provost" means the provost of the college established under section 10 of
9 this Bill.

10 21. This Bill may be cited as the Federal College of Education Citation
11 Igbeti, Oyo State (Establishment) Bill, 2020.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal College of Education Igbeti, Oyo State to ensure equity and access to tertiary education in Igbeti area of Oyo state. The college is a conventional teacher training citadel with restricted programmes and teacher education focused.

