

FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY, KALTUNGO,

GOMBE STATE BILL, 2020

ARRANGEMENT OF SECTIONS

Section:

1. Establishment and objects of Federal University of Science and Technology, Kaltungo
2. Composition of the Council of the University
3. Functions of the Council and its finance and general purposes committee
4. Functions of the Senate
5. Powers of the university and their exercise
6. Constitution and principal officers of the university
7. Functions of the chancellor and Pro-Chancellor
8. Functions of the Vice-Chancellor
9. Transfer of property
10. Power of the university to make statutes
11. Mode of exercising power to make statutes
12. Proof of statutes
13. The visitor
14. Removal of certain members of the Council
15. Removal and discipline of academic, administrative and professional staff.
16. Removal of examiner
17. Discipline of students
18. Exclusion of discrimination on account of race, religion, etc.
19. Restriction on disposal of land by university
20. Quorum and procedure of bodies established by this Act
21. Appointment of committees, etc.
22. Retiring age of academic staff

23. Special provisions relating to pensions of professors
24. Miscellaneous administrative provisions
25. Interpretation
26. Short Title

SCHEDULES:

FIRST SCHEDULE - PRINCIPAL OFFICERS OF THE UNIVERSITY

SECOND SCHEDULE - TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

THIRD SCHEDULE - FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY, KALTUNGO STATUTE NO. 1.

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL
UNIVERSITY OF SCIENCE AND TECHNOLOGY, KALTUNGO, GOMBE STATE;
AND FOR RELATED MATTERS

Sponsored by Hon. Karu Simon Elisha

[] Commencement

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

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL
2 UNIVERSITY OF SCIENCE AND TECHNOLOGY, KALTUNGO

3 1.-(1) There is hereby established the Federal University of
4 Science and Technology, Kaltungo (in this Bill referred to as "the
5 University").

Establishment
and objects of
Federal University
of Science and
Technology,
Kaltungo

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

8 (3) The objects of the university shall be:

9 (a) to encourage the advancement of learning and to hold out to all
10 person without distinction of race, creed, sex, religion, physical ability or
11 political conviction, the opportunity of acquiring a higher education in
12 science and technology;

13 (b) to develop and offer academic and professional programmes
14 leading to the award of diplomas, first degrees, post-graduate research and
15 higher degrees which emphasize planning, adaptive, technical,
16 maintenance, development and productive skills in the engineering,
17 scientific, agricultural, medical, and allied professional disciplines with the
18 aim of producing socially mature men and women with high moral standard
19 and capability not only to understand, use and adapt existing technology, but
20 also to improve on it and develop new ones;

1 (c) to act as agents and catalysts, through post-graduate training,
2 research and innovation for the effective and economic utilization, exploitation
3 and conservation of the country's natural, economic and human resources;

4 (d) to offer to the general population, as a form of public service, the
5 results of training and research and to foster the practical applications of these
6 results;

7 (e) to establish appropriate relationship with other national or private
8 institutions involved in training, research and development of technologies;

9 (f) to identify the technological problems and needs of the society and
10 to find solutions to them within the context of overall national development;

11 (g) to provide and promote sound basic scientific training as a
12 foundation for the development of technology and applied sciences, taking into
13 account indigenous culture and the need to enhance national unity; and

14 (h) to undertake any other activities appropriate for a university of
15 technology of the highest standard.

Composition
of the Council
of the University

16 **2.** The Council of the university shall consist of:

17 (a) the Pro-Chancellor;

18 (b) the Vice-Chancellor;

19 (c) the Deputy Vice-Chancellor

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

21 (e) nine persons representing a variety of interests and broadly
22 representative of the whole federation to be appointed by the president;

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

24 (g) two persons appointed by congregation from among its members;

25 and

26 (h) one person appointed by convocation from among its members.

Functions of the
Council and its
finance and
General purpose
Committee

27 **3.-(1)** Subject to the provisions of this Bill relating to the visitor, the
28 Council shall be the governing body of this university and shall be charged with
29 the general control and superintendence of the policy, finances and property of
30 the University.

1 (2) There shall be a committee of the Council, to be known as the
2 finance and general purposes committee, which shall subject to the
3 directions of the Council, exercise control over the property and expenditure
4 of the university and perform such other functions of the Council as the
5 Council may from time to time delegate to it.

6 (3) Provision shall be made by statute with respect to the
7 constitution of the finance and general purposes committee.

8 (4) The Council shall ensure that proper accounts of the university
9 are kept and that the accounts of the university are audited annually by an
10 independent firm of auditors approved by the Council and that an annual
11 report is published by the university together with certified copies of the said
12 accounts as audited.

13 (5) Subject to this Bill and the statutes, the Council and the finance
14 and general purposes committee may each make rules for the purpose of
15 exercising any of their respective functions or of regulation their own
16 procedure.

17 (6) Rules made under subsection (5) of this section by the finance
18 and general purposes committee shall not come into force unless approved
19 by the Council; and in so far and to the extent that any rules so made by that
20 committee conflict with any directions given by the Council, whether before
21 or after the coming into force of the rules in question, the directions of the
22 Council shall prevail.

23 (7) There shall be paid to the members respectively of the Council.
24 The finance and general purposes committee and of any other committee set
25 up by the Council, allowances in respect of traveling and other reasonable
26 expenses, at such rates as may from time to time be fixed by the minister.

27 (8) The Council shall meet as and when necessary for the
28 performance of its functions under this Bill and shall meet at least three
29 times in every year.

30 (9) If requested in writing by any five members of the Council, the

1 chairman shall within 28 days after the receipt of such request call a meeting of
2 the Council.

3 (10) Any request made under subsection (9) of this section shall
4 specify the business to be considered at the meeting and no business not so
5 specified shall be transacted at that meeting.

6 4.-(1) Subject to section 3 of this Bill and subsections (3) and (4) of
7 this section and to the provisions of this Bill relating to the visitor, it shall be the
8 general function of the Senate to organize and control the teaching by the
9 university, the admission of students where no other enactment provides to the
10 contrary and the discipline of students; and to promote research at the
11 university.

12 * (2) Without prejudice to the generality of subsection (1) of this section
13 and subject as there mentioned, it shall in particular be the function of the
14 Senate to make provision for:

15 (a) the establishment, organization and control of campuses, colleges,
16 schools, institutes and other teaching and research units of the university and
17 the allocation of responsibility for different branches of learning;

18 (b) the organization and control of courses of study at the university
19 and of the examinations held in conjunction with those courses, including the
20 appointment of examiners, both internal and external;

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

23 (d) the making of recommendations to the Council with respect to the
24 award to any person of an honorary fellowship or honorary degree or the title of
25 professor emeritus;

26 (e) the establishment, organization and control of halls of residence
27 and similar institutions at the university;

28 (f) the supervision of the welfare of students at the university and the
29 regulation of their conduct and mode of dressing;

30 (g) the granting of fellowships, scholarships, prizes and similar

Functions of
the Senate

1 awards in so far as the awards are within the control of the university; and

2 (h) determining what descriptions of dress shall be academic dress
3 for the purposes of the university, and regulating the use of academic dress.

4 (3) The Senate shall not establish any new campus, college, school,
5 department, institute or other teaching and research units of the university,
6 or any hall of residence or similar institution at the university without the
7 approval of the Council.

8 (4) Subject to this Bill and the statutes, the Senate may make
9 regulations for the purpose of exercising any function conferred on it either
10 by the foregoing provisions of this section or otherwise or for the purpose of
11 making provision for any matter for which provision by regulations is
12 authorized or required by this Bill or by statute.

13 (5) Regulations shall provide that at least one of the person
14 appointed as the examiners at each final or professional examination held in
15 conjunction with any course of study at the university is not a teacher at the
16 university but is a teacher of the branch of learning to which the course
17 relates at some other university of high repute or a person engaged in
18 practicing the profession in a reputable organization or institution.

19 (6) Subject to a right of appeal to the Council from a decision of the
20 Senate under this subsection, the Senate may deprive any person of any
21 degree, diploma or other award of the university which has been conferred
22 upon him if after due enquiry he is shown to university or obtaining that
23 award.

24 5.-(1) For carrying out the objects as specified in section 1 of this
25 Bill the university shall have power:

Powers of the
University

26 (a) to establish such campuses, colleges, institutes, schools, extra-
27 mural departments and other teaching and research units within the
28 university as may from time to time be deemed necessary or desirable
29 subject to the approval of the National Universities commission;

30 (b) to institute professorships, readerships or associate

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

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

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

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

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

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

17 (h) subject to section 9 of this Bill, to acquire, hold, grant, charge or
18 otherwise deal with or dispose of movable and immovable property wherever
19 situate;

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

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

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

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

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

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

(o) to make gifts for any charitable purpose;

(p) to do anything which it is authorized or required by this Bill or by statute to do; and

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

(2) Subject to the provisions of this Act and of the statutes and without prejudice to section 4 (2) of this Bill, the powers conferred on the university by subsection (1) of this section shall be exercisable on behalf of the university by the Council or by the Senate or in any other manner which may be authorized by the statute.

(4) The power of the university to establish further campuses and colleges within the university shall be exercisable by statute and not otherwise.

PART II - PRINCIPAL OFFICERS AND STAFF OF THE UNIVERSITY

6.-(1) The university shall consist of:

(a) a Chancellor;

(b) a Pro-Chancellor and a Council;

(c) a Vice-Chancellor and a Senate;

(d) a body to be called congregation;

Principal Officers
and staff of the
University

1 (e) a body to be called convocation;
 2 (f) the campuses and colleges of the university;
 3 (g) the schools, institutes and other teaching and research units of the
 4 university;

5 (h) the persons holding the offices constituted by the first schedule to
 6 this Act other than those mentioned in paragraphs (a) to (c) of this subsection;

7 (i) all graduates and undergraduates of the university; and

8 (j) all other persons who are members of the university in accordance
 9 with provisions made by statute in that behalf

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

First Schedule

12 (3) The first schedule to this Act provision shall be made by statute
 13 with respect to the constitution of the Council, the Senate, congregation and
 14 convocation.

**Functions of the
Chancellor and
Pro-Chancellor**

15 7.-(1) The Chancellor shall, take precedence before all other members
 16 of the university, and when he is present, shall preside at all meetings of
 17 convocation held for conferring degrees.

18 (2) The Pro-Chancellor shall, take precedence before all other
 19 members of the university, except the chancellor and except the Vice-
 20 Chancellor when acting as chairman of congregation or convocation and the
 21 Pro-Chancellor shall, when he is present, be the chairman at all meetings of the
 22 Council.

**Functions of
Vice-Chancellor**

23 8.-(1) The Vice-Chancellor shall, in relation to the university, take
 24 precedence before all other members of the university except the chancellor
 25 and, subject to section 4 of this Bill, except the Pro-Chancellor and any other
 26 person for the time being acting as chairman of the Council.

27 (2) Subject to sections 3, 4, and 14 of this Bill, the Vice-Chancellor
 28 shall have the general function, in addition to any other functions conferred on
 29 him by this Bill or otherwise, of directing the activities of the university and
 30 shall be the chief executive and academic officer of the university and ex-

1 officio chairman of the Senate.

2 9.-(1) All property held by or on behalf of the Council of the Transfer of
3 university shall, by virtue of this subsection and without further assurance, property
4 vest in the university and be held by it for the purpose of the university.

5 (2) The provisions of the second schedule to this act shall have Second Schedule
6 effect with respect to, and to matters arising from, the transfer of property by
7 this section and with respect to the other matters mentioned in that schedule.

8 PART III - POWER TO MAKE STATUTES OF THE UNIVERSITY

9 10.-(1) Subject to this act the university may make statutes for any Power to make
10 of the following purposes, that is to say: Statute

11 (a) making provision with respect to the composition and
12 constitution of any authority of the university;

13 (b) specifying and regulating the powers and duties of any
14 authority of the university or any of its authorities;

15 (c) regulating the admission of students [where no other enactment
16 provides to the contrary and their discipline mode of dressing and welfare:

17 (d) determining whether any particular matter is to be treated as an
18 academic or a non-academic matter for the purposes of this act and of any
19 statute, regulation or other instrument made there under; or

20 (e) making provision for any other matter for which provision by
21 statute is authorized or required by this Bill.

22 (2) Subject to section 24 (6) of this Bill, the interpretation act shall
23 apply in relation to any statute made under this section as it applies to a
24 subsidiary instrument within the meaning of section 29 (1) of that Act.

25 (3) The university shall have powers to make statutes for matters
26 listed in the third schedules hereto.

27 (4) The power to make statutes conferred by this section shall not Third Schedule
28 be prejudiced or limited in any way by reason of the inclusion or omission of
29 any matter in or from the statute contained in the third schedule to this act or
30 any subsequent statute:

1 (i) mode of exercising power to make statutes;

2 The power of the university to make statutes shall be exercised in accordance
3 with the provisions of this section and not otherwise

4 (ii) a proposed statute shall not become law unless it has been
5 approved;

6 (a) at a meeting of the Senate, by the votes of not less than two thirds
7 of the members present and voting; and

8 (b) at a meeting of the Council, by the votes of not less than two third
9 of the members present and voting;

10 (iii) a propose statute may originate either in the Senate or in the
11 Council, and may be approved as required by subsection (2) of this section by
12 either one of those bodies; be ore the other;

13 (iv) a statute which;

14 (a) makes provision for or alters the composition or constitution of the
15 Council, the Senate or any other authority of the university; or

16 (b) provides for the establishment of a new campus or college or for
17 the amendment or revocation of any statute whereby a campus or college is

18 established shall not come into operation unless it has been approved by the
19 president;

20 (v) for the purposes of section 2 (2) of the Interpretation Act, a statute
21 shall be treated as being made on the date on which it is duly approved by the

22 Council after having been duly approved by the Senate, or on the date on which
23 it is duly approved by the Senate after having been duly approved by the

24 Council, as the case may be or, in the case of a statute falling within subsection
25 (4) of this section, on the dated on which its approved by the president;

26 (vi) in the event of any doubt or dispute arising at any time:

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

28 (b) as to whether any matter is for the purposes of this act an academic
29 or non-academic matter as they relate to such doubt or dispute, the matter may

30 be referred to t. e visitor, who shall take such advice and make such decision

thereon as he shall think fit;
(vii) The decision of the visitor on any matter referred to him under subsection (6) of this section shall be binding upon the authorities, staff and students of the university, and where any question as to the meaning of any provision of a statute has been decided by the visitor under that subsection, no question as to the meaning of that provision shall be entertained by any court of law in Nigeria.

(viii) Nothing in subsection (7) of this section shall affect any power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the constitution of the Federal Republic of Nigeria 1999.

14. A statute may be proved in any court by the production of a copy thereof bearing or having affixed to it as certificate purporting to be signed by the Vice-Chancellor of the secretary to the Council to the effect that the copy is a true copy of a statute of the university.

has been
to submit
the
education
the
State

Proof of statutes

PART IV - SUPERVISION AND DISCIPLINE

12.-(1) The president shall be the visitor of each university.

The Visitor

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

(3) It shall be the duty of the bodies and persons comprising the university to make available to the visitor, and to any other person conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably required for the purposes of a visitation.

13.-(1) If it appears to the Council that a member of the Council (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on the ground of misconduct or inability to perform the functions of his office or employment, the Council

Removal of certain members of Council

1 shall make a recommendation to that effect through the Minister to the
2 president, and if the president, after making such enquires (if any) as he may
3 consider appropriate, approves the recommendation, he may direct the
4 removal of the person in question from office.

5 (2) It shall be the duty of the minister to use his best endeavours to
6 cause a copy of the instrument embodying a direction under subsection (1) of
7 this section to be served as soon as reasonably practicable on the person to
8 whom it relates.

Removal and
discipline of
academic,
administrative
and professional
staff

9 14.-(1) If it appears to the Council that there are reasons for believing
10 that any person employed as a member of the academic, administrative or
11 professional staff of the university, other than the Vice-Chancellor, should be
12 removed from his office or employment on the ground of misconduct or of
13 inability to perform the functions of his office or employment, the Council
14 shall:

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

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

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

21 (i) for a joint committee of the Council and the Senate to investigate
22 the matter and to report on it to the Council; and

23 (ii) for the person in question to be afforded an opportunity of
24 appearing before and being heard by the investigating committee with respect
25 to the matter, and if Council, after considering the report of the investigating
26 committee, is satisfied that the person in question should be removed as
27 aforesaid, the Council may so remove him by an instrument in writing signed
28 on the directions of the Council.

29 (2) The Vice-Chancellor may, in a case of misconduct by a member of
30 the staff which in the opinion of the Vice-Chancellor is prejudicial to the

1 interest of the university, suspend such member and any such suspension
2 shall forthwith be reported to the Council

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

6 (a) conviction for any offence which the Council considers to be
7 such as to render the person concerned unfit for the discharge of the
8 functions of his office; or

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

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

15 (d) conduct which the Council considers to be such as to constitute
16 failure or inability of the person concerned to discharge the functions of his
17 office or to comply with the terms and conditions of his service; or

18 (e) conduct which the Council considers to be generally of such
19 nature as to render the continued appointment or service of the person
20 concerned prejudicial or detrimental to the interest of the university

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

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

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

30 (c) whether to terminate the appointment of the person concerned,

1 in which case such a person shall not be entitled to the proportion of his
2 emoluments withheld during the period of suspension; or

3 (d) whether to take such lesser disciplinary action against such person
4 (including the restoration of such proportion of his emoluments that might
5 have been withheld) as the Council may determine;

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

11 (6) It shall be the duty of the person whom an instrument of removal is
12 signed in pursuance of subsection (1) of this section to use his best endeavours
13 to cause a copy of the instrument to be served as soon as reasonably practicable
14 on the person to whom it relates.

15 (7) Nothing in the foregoing provisions of this section shall:

16 (a) apply to any directive given by the visitor in consequence of any
17 visitation; or

18 (b) prevent the Council from making regulations for the discipline of
19 other categories of workers of the university as may be prescribed.

Removal of
examiners

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

27 (2) Subject to the provisions of regulations made in pursuance of
28 section 4 (5) of this Act, the Vice-Chancellor may, on the recommendation of
29 the Senate, appoint an appropriate person as examiner in the place of the
30 examiner removed in pursuance of subsection (1) of this section.

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

Discipline of student

to be removed

from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

and to be

expelled from the university

(1) Subject to the provisions of this section, where it appears to the Vice-Chancellor that any student of the university has been guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by statute or regulations, direct:

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

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

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

(d) that the student be expelled from the university.

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

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

(4) The Vice-Chancellor may delegate his powers under this section to a disciplinary board consisting of such members of the university as he may nominate.

(5) Nothing in this section shall be construed as preventing the

1 restriction or termination of students' activities at the university otherwise than
2 on the ground of misconduct.

3 (6) A direction under subsection (1) (a) of this section may be
4 combined with a direction under subsection (1)(b) of this section.

5 **PART V - MISCELLANEOUS AND GENERAL**

Exclusion of
discrimination
of race, religion,
etc.

6 **17.-(1)** No person shall be required to satisfy requirements as to any of
7 the following matters, that is to say, race (including ethnic grouping) sex, place
8 of birth or of family origin, or religious or political persuasion, as a condition of
9 becoming or continuing to be a student at the university, the holder of any
10 degree of the university or of any appointment or employment at the university,
11 or a member of anybody established by virtue of this Act; and no person shall
12 be subjected to any disadvantage or accorded any advantage in relation to the
13 university, by reference to any of those matters.

14 (2) Nothing in subsection (1) of this section shall be construed as
15 preventing the university from imposing any disability or restriction on any of
16 the persons mentioned in that subsection where such person willfully refuses,
17 or fails on grounds of religious beliefs to undertake any duty, having regard to its
18 nature and the special circumstances pertaining thereto, is in the opinion of the
19 university reasonably justifiable in the national interest.

Restriction on
disposal of land
by university

20 **18.** Without prejudice to the provisions of the Land Used Act, a
21 university shall not dispose of or charge any land or an interest in any land
22 (including any land transferred to the university by this Act) except with the
23 prior written consent, either general or special, or the President:

24 Provided that such consent shall not be required in the case of any
25 lease or tenancy at a rack-rent for a term not exceeding 21 years or any lease or
26 tenancy to a member of the university for residential purpose.

Quorum and
procedure of
bodies established
by this Act

27 **19.** Except as may be otherwise provided by statute or by regulations,
28 the quorum and procedure of any body of persons established by this Act shall
29 be as determined by that body.

20.-(1) Anybody of persons established by this Act shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body, and to authorize a committee established by:

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

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

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

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

(4) Nothing in the provisions of subsections (1), (2) and (3) of this section shall be construed as:

(a) enabling the statutes to be made otherwise than in accordance with section 11 of this Act; or

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

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

Retiring age of
academic staff

1 21.-(1) Notwithstanding anything to the contrary in the pensions Act,
2 the compulsory retiring age of an academic staff of the university shall be 70
3 years.

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

Special provisions
relating to pension
of Professors

6 22. A person who retires as a professor having served:

7 (a) a minimum period of fifteen years as a professor in the university
8 or continuously in the service of a university in Nigeria up to the retiring age;
9 and

10 (b) who during the period of service was absent from the university
11 only on approved national or university assignments, shall be entitled to
12 pension at a rate equivalent to his last annual salary and such allowances as the
13 Council may, from time to time, determine as qualifying for pension and
14 gratuity, in addition to any other retirement benefits to which he may be
15 entitled.

Miscellaneous
administrative
provisions

16 23.-(1) The seal of each university shall be such as may be determined
17 by the Council and approved by the chancellor, and the affixing of the seal shall
18 be authenticated by any member of the Council and by the Vice-Chancellor,
19 secretary to the Council or any other person authorized by statute.

20 (2) Any document purporting to be a document executed under the
21 seal of the university shall be received in evidence and shall, unless the
22 contrary is proved, be presumed to be so executed.

23 (3) Any contract or instrument which if made or executed by a person
24 not being a body corporate would not be required to be under seal, may be made
25 or executed on behalf of the university by any person generally or specially
26 authorized to do so by the Council.

27 (4) The validity of any proceedings of anybody established in
28 pursuance of this Act shall not be affected by any vacancy in the membership of
29 the body, or by any defect in the appointment of a member of the body or by
30 reason that any person not entitled to do so took part in the proceedings.

1 (5) Any member of any such body who has a personal interest in
2 any matter proposed to be considered by that body shall forthwith disclosed
3 his interest to the body and shall not vote on any question relating to that
4 matter.

5 (6) Nothing in section 12 of the interpretation Act (which provides
6 for the application in relation to subordinate legislation of certain incidental
7 provisions) shall apply to statutes or regulation and statutes made in
8 pursuance of this Act.

9 (7) The power conferred by this Act on anybody to make statutes or
10 regulations shall include power to revoke or vary any statute (including the
11 statute contained in the third schedule of this Act) or any regulation by
12 statute or, as the case may be, by a subsequent regulation and statutes and
13 regulations may make different provisions in relation to different
14 circumstances.

15 (8) No stamp or other duty shall be payable in respect of any
16 transfer of property to the university by virtue of this Act may, without
17 prejudice to any other mode of service, be served by post.

18 24.-(1) In this Bill, unless the context otherwise requires:

Interpretation

19 "Campus" means any campus which may be established by the university;

20 "College" means any college which may be established by the university;

21 "Council" means the Council established pursuant to section 2(1) (b) of this
22 Bill for the university;

23 "Graduate" means a person on whom a degree, other than an honorary
24 degree, has been conferred by the university;

25 "Minister" means the minister charged with responsibility for matters
26 relating to higher education;

27 "Notice" means notice in writing;

28 "Officer" does not include the visitor;

29 "Prescribed" means prescribed by statute or regulations;

30 "Professor" means a person designed as a professor of the university in

- 1 accordance with provisions made in that behalf by statute or by regulations;
2 "Property" including rights, liabilities and obligations;
3 "Provisional Council" means the provisional Council appointed for the
4 university by the president with effect from 1 August, 1980;
5 "Regulations" means the regulations made by the Senate or the Council;
6 "Senate" means the Senate of the university established pursuant to this Bill;
7 "School" means a unit of closely related academic programmes;
8 "Statute" means a statute made by the university under section 10 of this Bill
9 and in accordance with the provisions of section 11 of the Bill and "the statutes"
10 means all such statutes as are in force from time to time;
11 "Teacher" means person holding a full-time appointment as a member of the
12 teaching or research staff of each university;
13 "Undergraduate" means a person in statute pupillari at the university other
14 than:
15 (a) a graduate; and
16 (b) a person of such description as may be prescribed for the purpose
17 of the definition;
18 "University" means the Federal Capital University of Science and technology
19 established under section 1 of this Bill.
20 (2) It is hereby declared that where in any provision of this Bill it is
21 laid down that proposals are to be submitted or a recommendation is to be made
22 by one authority to another through one or more intermediate authorities, it
23 shall be the duty of every such intermediate authority to forward any proposals
24 or recommendations, received by it in pursuance of that provision to the
25 appropriate authority; but any such intermediate authority may, if it thinks fit,
26 forward therewith its own comments thereon.
27 25. This Bill may be cited as the Federal University of Science and
28 Technology, Kaltungo (Establishment, etc.), Bill, 2020.

SCHEDULES

FIRST SCHEDULE

Section 6 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

1. The chancellor shall be appointed by and hold office at the pleasure of the President.

The Pro-Chancellor

2.-(1) the Pro-Chancellor shall be appointed or removed from office by the President.

(2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years beginning with the date of his appointment

The Vice-Chancellor

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

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

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

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

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

(b) constitute a search term consisting of:

(i) a member of the Council, who is not a member of the senate, as chairman;

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

1 (iii) two members of congregation who are not members of the
2 Council, one of whom shall be a professor, to identify and nominate for
3 consideration, suitable persons who are not likely to apply for the post of their
4 own volition because they feel that it is not proper to do so.

5 (3) A joint Council and Senate selection board consisting of:

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

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

8 (c) two members of the Senate who are professors. But who were not
9 members of the search team, shall consider the candidates and persons on the
10 short list drawn up under subparagraph (2) of this paragraph through an
11 examination of their curriculum vitae and interaction with them, and
12 recommend to the Council suitable candidates for further consideration.

13 (4) The Council shall select three candidates from among the
14 candidates recommended to it under subparagraph (3) of this paragraph and
15 may indicate its order of preference stating the reasons therefore and forward
16 the names to the President.

17 (5) The president may appoint as Vice-Chancellor anyone of the
18 candidates recommended to him in accordance with the provisions of
19 subparagraph (4) of this paragraph.

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

23 (7) The Vice-Chancellor may be removed from office by the visitor
24 after due consultation with the Council and the Senate acting through the
25 minister of Education.

26 *Deputy Vice-Chancellors*

27 4.-(1) There shall be for the university such number of Deputy Vice-
28 Chancellors as the Council may, from time to time, deem necessary for the
29 proper administration of the university.

30 (2) Where a vacancy occurs in the post of Deputy Vice-Chancellor,

1 the Vice-Chancellor shall forward to the Senate a list of two candidates for
2 each post of Deputy Vice-Chancellor that is vacant (3) The Senate shall
3 select for each vacant post one candidate from each list forwarded to it under
4 subparagraph (3) of this paragraph and forward his name to the Council for
5 confirmation.

6 (4) A deputy Vice-Chancellor shall:

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

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

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

13 (5) A deputy Vice-Chancellor:

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

17 (b) may be re-appointed for one further period of two years and no
18 more

19 5.-(1) There shall be for each university, a Registrar, who shall be
20 the chief administrative officer of the university and shall be responsible to
21 the Vice-Chancellor for the day-to-day administrative work of the
22 university except as regards matters for which the bursar is responsible in
23 accordance with paragraph 6 (2) of this schedule.

24 (2) The person holding the office of the registrar shall by virtue of
25 that office be secretary to the Council, the Senate, congregation and
26 convocation.

27 *Other principal Officers of the university*

28 6.-(1) There shall be for the university the following principal
29 officers, in addition to the registrar, that is:

30 (a) the bursar; and

1 (b) the university librarian, who shall be appointed by the Council on
2 the recommendation of the selection Board constituted under paragraph 8 of
3 this schedule (2) the bursar shall be the chief financial officer of each university
4 and be responsible to the Vice-Chancellor for the day to day administration and
5 control of the financial affairs of the university.

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

10 (4) Any question as to the scope of the responsibilities of the aforesaid
11 officers shall be determined by the Vice-Chancellor.

12 *Selection Board for other principal officers*

13 7.-(1) There shall be, for each university, a selection board for the
14 appointment of principal officers, other than Vice-Chancellor or deputy Vice-
15 Chancellor, which shall consist of:

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

17 (b) the Vice-Chancellor;

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

19 (d) two members of the Senate.

20 (2) The functions, procedure and other matters relating to the
21 selection board constituted under subparagraph (1) of this paragraph shall be as
22 the Council may, from time to time determine.

23 (3) The registrar, bursar and librarian shall hold office for such period
24 and on such terms as to the emoluments of their offices and otherwise as may be
25 specified in their letters of appointment.

26 *Resignation and re-appointment*

27 8. -(1) Any officer mentioned in the foregoing provisions of this
28 schedule may resign his office:

29 (a) in the case of the chancellor or Pro-Chancellor, by notice to the
30 president;

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

(2) Without prejudice to paragraph 4 of the schedule, a person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office.

SECOND SCHEDULE

Section 9 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Transfer of property to the university

1. Without prejudice to the generality of section 9 (1) of this Bill:

(a) the reference in that subsection to property held by the provisional Council shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional Council;

(b) all debts and liabilities of the provisional Council outstanding shall become debts or liabilities to the university.

2.-(1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the university had been a party thereto in place of the provisional Council

(2) Documents not falling within subparagraph (1) of this paragraph, including enactments, which refer, whether specially or generally, to the provisional Council, shall be construed in accordance with that sub-paragraph.

(3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the university.

Registration of transfers

3.-(1) If the law in force at the place where any property transferred by this Act is situated provides for the registration of transfers of property of

1 the kind in question (whether by reference to an instrument of transfer or
2 otherwise), the law shall, so far as it provides for alterations of a register (but
3 not for avoidance of transfers, the payment of fees or any other matter) apply,
4 with the necessary modifications, to the property aforesaid.

5 (2) It shall be the duty of the body to which any property is transferred
6 by this Bill to furnish the necessary particulars of the transfer to the proper
7 officer of the registration authority, and of that officer to register the transfer
8 accordingly.

9 *Transfer of junctions, etc.*

10 4.-(1) The first meeting of the Council shall be convened by the Pro-
11 Chancellor on such date and in such manner as he may determine.

12 (2) The persons who were members of the provisional Council shall
13 be deemed to constitute the Council until the date when the Council as set up
14 under the third schedule to this Bill shall have been duly constituted.

15 (3) The first meeting of the Senate as constituted by this Bill shall be
16 convened by the Vice-Chancellor on such date and in such manner as he may
17 determine.

18 5. Any person who was a member of the staff of the university as
19 established or was otherwise employed by the provisional Council shall
20 become the holder of an appointment at the university with the status,
21 designation and functions which correspond as nearly as may be to those which
22 appertained to him as member of that staff or as such an employee.

23 **THIRD SCHEDULE**

24 *Section 10 (3)*

25 **FEDERAL UNIVERSITY OF SCIENCE AND TECHNOLOGY, KALTUNGO**

26 **STATUTE No 1**

27 **ARRANGEMENT OF ARTICLES**

28 **Articles:**

29 **1. The Council**

30 **2. The finance and general purposes committee**

3. The Senate

4. Congregation

5. Convocation

6. Division of schools

7. School boards

8. Dean of the school

9. Selection of certain principal officers

10. Creation of academic post

11. Appointment of academic staff

12. Appointment of administrative and professional staff

13. Interpretation

14. Short Title

The Council

1.-(1) The composition of the Council shall be as provided in section 5 of this Bill.

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

(3) A member of the Council holding office otherwise than in pursuance of section 2 (a), (b), (c) or (d) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of the period of four years beginning with effect from 1 August in the year in which he was appointed.

(4) Where a member of the Council holding office otherwise than in pursuance of section 2 (a), (b), (g) or (h) of this Bill vacates office before the expiration of the period foresaid, the body or person by whom he was appointed may appoint a successor to hold office for the residue of the term of this predecessor.

(5) A person ceasing to hold office as a member of the Council otherwise than by removal for misconduct shall be eligible for re-

1 appointment for only one further period of four years.

2 (6) The quorum of the Council shall be five, at least one of whom shall
3 be a member appointed pursuant to section 2 (d) or (e) of this Bill.

4 (7) If the Pro-Chancellor is not present at a meeting of the Council,
5 such other member of the Council present at the meeting as the Council may
6 appoint as respects that meeting shall be the chairman at that meeting, and
7 subject to section 7 of this Bill and the foregoing provisions of this paragraph,
8 the Council may regulate its own meeting.

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

13 *The finance and general purposes committee*

14 2.-(1) The finance and general purposes committee of the Council
15 shall consist of:

16 (a) the Pro-Chancellor, who shall be the chairman of the committee at
17 any meeting at which he is present;

18 (b) the Vice-Chancellor and deputy Vice-Chancellors;

19 (c) six other members of the Council appointed by the Council, two of
20 whom shall be selected from among the three members of the Council
21 appointed by the Senate and one member appointed to the Council by
22 congregation;

23 (d) the permanent secretary of the Federal Minister of Education, or in
24 his absence, such member of his ministry as he may designate to represent him;
25 and

26 (e) the permanent secretary of the Federal Ministry of Science and
27 Technology or, in his absence, such member of his ministry as he may
28 designate to represent him;

29 (f) a representative of the Federal Capital Territory Administration.

30 (2) The quorum of the committee shall be five.

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

The Senate

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

(a) the Vice-Chancellor and deputy Vice-Chancellor;

(b) the deans of the several schools;

(c) the directors of the several institutes;

(d) the professors;

(e) the provosts of the several colleges;

(f) the librarian;

(g) the persons for the time being holding such appointment on the staff of the university as may be specified by the Vice-Chancellor;

(h) such teachers, not being more than one third of the total number of non-elected members, elected by congregation and at least one of whom shall come from each school; and

(i) two members representing a variety of interest of the professional bodies, outside the university appointed by the Senate on the recommendation of the Vice-Chancellor.

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

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

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

(5) Subject to paragraph (7) of this article, there shall be elections for the selection of elected members which shall be held in the prescribed manner on such day in the month of May or June in each year as the Vice-

1 Chancellor may from time to time determine.

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

9 (7) No election shall be held in pursuance of this article in any year if
10 the number specified in the certificate given in pursuance of paragraph (10) of
11 this article does not exceed by more than one the figure which is thrice the
12 number of those elected members holding office on the date of the certificate
13 who do not vacate office during that year in pursuance of paragraph (6) of this
14 article.

15 (8) For the avoidance of doubt it is hereby declared that no person
16 shall be precluded from continuing in or taking office as an elected member by
17 reason only of reduction in the total of non-elected members occurring on or
18 after 30 April in any year in which he is to continue in or take office as an
19 elected member.

20 (9) If so requested in writing by any fifteen members of the Senate, the
21 Vice-Chancellor, or his absence any of the deputy Vice-Chancellors duly
22 appointed by him, shall convene a meeting of the Senate to be held not later
23 than the tenth day following that on which the request was received.

24 (10) In this article "total of non-elected members" means as respects
25 any year, such number as may be certified by the Vice-Chancellor on 30 April
26 that year to be the number of person holding office as members of the Senate on
27 that day otherwise than as elected members.

28 *Congregation*

29 4-(1) Congregation shall consist of:

30 (a) the Vice-Chancellor and the deputy Vice-Chancellors;

- 1 (b) the full-time members of the academic staff;
- 2 (c) the registrar;
- 3 (d) the bursar;
- 4 (e) the librarian;
- 5 (f) the director of works;
- 6 (g) the director of health services; and
- 7 (h) Every member of the administrative staff who holds a degree,
8 other than an honorary degree, of any university recognized for the purposes
9 of this statute by the Vice-Chancellor.
- 10 (2) Subject to section 7 of this Bill, the Vice-Chancellor shall be the
11 chairman at all meetings of congregation when he is present; and in his
12 absence any of the deputy Vice-Chancellors present at the meeting as
13 congregation may appoint for that meeting, shall be the chairman at the
14 meeting.
- 15 (3) The quorum of congregation shall be one third or the whole
16 number nearest to one third of the total number of members of congregation
17 or fifty, whichever is less.
- 18 (4) A certificate signed by the Vice-Chancellor specifying:
19 (a) the total number of members of congregation for the purpose of
20 any particular meeting or meetings of congregation; or
21 (b) the names of the persons, who are members of congregation
22 during a particular period, shall be conclusive evidence of that number or, as
23 the case may be, of the names of those persons.
- 24 (5) Subject to the foregoing provisions of this article, congregation
25 may regulate its own procedure.
- 26 (6) Congregation shall be entitled to express by resolutions or
27 otherwise its opinion on all matters affecting the interest and welfare of the
28 university and shall have such other functions, in addition to the function of
29 electing a member of the Council, as may be provided by statute or
30 regulations.

Convocation

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

5.-(1) Convocation shall consist of:

(a) the officers of the university mentioned in the first schedule to this

Bill;

(b) all teachers within the meaning of this Bill;

(c) all other persons whose names are registered in accordance with

paragraph (2) of this article.

(2) A person shall be entitled to have his name registered as a member of convocation if (a) he is either a graduate of the university or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and

(b) he applies for the registration of his name in the prescribed manner and pays the prescribed fees.

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

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

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

(6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries

1 in and deletions from the register made on or after that date shall be
2 disregarded.

3 (7) The quorum of convocation shall be fifty or one third of the
4 whole number nearest to one third or the whole number of members of
5 convocation whichever is less.

6 (8) Subject to section 7 of the Bill, the chancellor shall be chairman
7 at all meetings of convocation when he is present, and in his absence the
8 Vice-Chancellor shall be the chairman at the meeting.

9 (9) Convocation shall have such functions, in addition to the
10 function of appointing a member of the Council, as may be provided by
11 statute or regulations.

12 *Division of schools*

13 6. Each school shall be divided into such number of branches as
14 may be prescribed.

15 *School boards*

16 7.-(1) There shall be established in respect of each school a board
17 of studies which, subject to the provisions of this statute, and subject to the
18 directions of the Vice-Chancellor, shall:

19 (a) regulate the teaching and study of, and the conduct of
20 examinations connected with, the subjects assigned to the school;

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

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

25 (2) Each school board of studies shall consist of:

26 (a) the Vice-Chancellor;

27 (b) the dean;

28 (c) the persons severally in charge of the branches of the school;

29 (d) such of the teachers assigned to the school and having the
30 prescribed qualifications as the board may determine; and

1 (e) such persons, whether or not members of the university, as the
2 board may determine with the general or special approval of the Senate.

3 (3) The quorum of the board shall be eight members or one quarter,
4 whichever is greater, of the members for the time being of the board; and
5 subject to the provisions of this statute and to any provision made by
6 regulations in that behalf, the board may regulate its own procedure.

7 *Dean of the school*

8 8.-(1) The board of each school shall, at a meeting in the last term of
9 any academic year in which the term of office of the dean expires, nominate one
10 of its members, being one of the professors assigned to that teaching unit, for
11 appointment by the Senate as dean of the school

12 (2) The person appointed under paragraph 1 of this article shall act as
13 dean of the school and chairman at all meetings of the school board when he is
14 present and shall be a member of all committees and other boards appointed by
15 the school.

16 (3) The dean shall hold office for two years and shall be eligible for re-
17 appointment for one further period of two years. Thereafter he shall not be
18 eligible for re-appointment until two years have elapsed

19 (4) The Dean of a school shall exercise general superintendence over
20 the academic and administration affairs of the school.

21 (5) It shall be the function of the dean to present to convocation for the
22 conferment of degrees persons who have qualified for the degrees of the
23 university at examinations held in the branches of learning for which
24 responsibility is allocated to that school.

25 (6) There shall be a committee to be known as the committee of deans
26 consisting of all the deans of the several schools and that committee shall
27 advise the Vice-Chancellor on all academic matters and on particular matters
28 referred to the university by the Senate

29 (7) The dean of school may be removed from office for good cause by
30 the school board after a vote would have been taken at a meeting of the board,

1 and in the event of a vacancy occurring following the removal of a dean, an
2 acting dean may be appointed by the Vice-Chancellor; provided that at the
3 next school board meeting an election shall be held for a new dean.

4 (8) In this article "good cause" has the same meaning as in section
5 14(3) of the Bill.

6 9.-(1) When a vacancy occurs in the office of the Director of works,
7 a selection board shall be constituted by the Council which shall consist of:

8 (a) the Pro-Chancellor;

9 (b) the Vice-Chancellor;

10 (c) two members appointed by the Council, not being members of
11 the Senate; and

12 (d) two members appointed by the Senate.

13 (2) The selection board, after making such inquiries as it thinks fit,
14 shall recommend a candidate to the Council for appointment to the vacant
15 office; and after considering the recommendation of the board the Council
16 may confirm an appointment to that office.

17 *Creation of academic posts*

18 10. Recommendations for the creation of academic posts other
19 than principal officers shall be made by the Senate to the Council through the
20 finance and general purposes committee

21 *Appointment of academic staff*

22 11.-(1) Subject to the Bill and statutes, the filling of vacancies in
23 academic posts (including newly created ones) shall be the responsibility of
24 the Senate.

25 (2) For the purpose of filling such vacancies, suitable selection
26 boards to select and make appointments on behalf of the Council shall be set
27 up.

28 (3) For appointments to professorship, associate professorship or
29 readerships or equipment posts, a board of selection with power to appoint,
30 shall consist of:

- 1 (a) the Vice-Chancellor;
2 (b) two members appointed by the Council;
3 (c) four members appointed by the Senate; at least two of whom shall
4 be members of the Senate, while the other two members shall be professional
5 peers in the professional area in which an appointment is to be considered;
6 (d) if the post is tenable at a college, the provost of the college;
7 (e) if the post is within a school, other teaching unit in the university
8 the dean of the school or the teaching unit, or the director of the institute, as the
9 case may be; and

10 (f) such other person, not exceeding two in number, deemed capable
11 of helping the board in assessing both professional and academic suitability of
12 a candidate under consideration, as the Senate may from time to time appoint.

13 (4) For other academic posts, a selection board, with power to
14 appoint, shall consist of:

- 15 (a) the Vice-Chancellor;
16 (b) four members appointed by the Senate, at least two of whom shall
17 be members of the Senate, while the other two members shall be professional
18 peers in the professional area in which an appointment is to be considered;
19 (c) if the post is tenable at a college, the provost of the college;
20 (d) if the post is within a school, institute or other teaching unit in the
21 university the dean of the school or the teaching unit or the director of the
22 institute, as the case may be; and

23 (e) such other persons, not exceeding two in number, deemed capable
24 of helping the board in assessing both the professional and academic suitability
25 of a candidate under consideration, as the Senate may from time to time
26 appoint.

27 (5) All appointments to senior library posts shall be made in the same
28 manner as appointments in the academic cadre; and for all such posts
29 ~~the selection board shall be a member of the selection~~
30 board.

(6) Boards of selection may interview candidates directly or consider the reports of specialists interviewing panels and shall in addition, in the case of professorships, associate professorships, readerships or equivalent posts, consider the reports of external assessors relevant to the area in which the appointment is being considered.

Appointment of administrative and professional staff

12.-(1) The administrative and professional staff of the university other than principal officers shall be appointed by the Council or on its behalf by the Vice-Chancellor or the registrar in accordance with delegation of any powers made by the Council in that behalf.

(2) In the case of administrative or professional staff that has closed and important contacts with the academic staff, there shall be Senate participation in the process of selection.

Interpretation

13. In this statute, the expression "the Bill" means the Federal University of Science and Technology, Kaltungo Bill and any word or expression defined in the Act has the same meaning in this statute.

14. This statute may be cited as the Federal University of Science and Technology, Kaltungo Statute No. 1

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal University of Science and Technology, Kaltungo to develop and offer academic and professional training particularly in the field of sciences and to act as a catalyst for the technological advancement of the country.

