

FEDERAL POLYTECHNIC RANO, KANO STATE

(ESTABLISHMENT) BILL, 2020.

ARRANGEMENT OF SECTIONS

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A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL POLYTECHNIC RANO, KANO STATE
TO PROVIDE FULL AND PART-TIME COURSES OF INSTRUCTION IN DIFFERENT
FIELDS OF STUDIES; AND FOR RELATED MATTERS

Sponsored by Hon. Kabiru Alhassan Usman Rurum

[] Commencement

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

1 1.-(1) There is established the Federal Polytechnic Rano, Kano
2 State (in this Act referred to as "the polytechnic") which shall have such
3 powers and perform such functions conferred on it by this Act.

Establishment
of the Federal
Polytechnic, Rano
Kano State

4 (2) The Polytechnic:

5 (a) is a body corporate with perpetual succession and a common
6 seal;

7 (b) may and be sued in its corporate name; and

8 (c) may acquire and dispose of interests in movable and
9 immovable property.

10 2.-(1) The polytechnic shall:

Functions of the
Polytechnic

11 (a) provide full and part-time courses of instruction and training to
12 produce middle and high level manpower in:

13 (i) technology, applied science, commerce and management, and

14 (ii) such other fields of applied learning relevant to the needs of the
15 development of Nigeria in the areas of industrial and agricultural
16 production, distribution and for research in the development and adaptation
17 of techniques as the council may determine;

18 (b) arrange conference, seminars and study groups relative to the
19 fields of learning specified under subsection (1)(a);

20 (c) Perform such other functions as in the opinion of the Council

1 may serve to promote the objectives of the polytechnic.

2 (2) Nothing in this section shall preclude the government of a state or
3 any of its agencies from setting up a Polytechnic similar to any polytechnic
4 established under this Act.

5 3.-(1) there is established for the Polytechnic a Governing Council (in
6 this Act referred to as "the Council").

7 (2) The Council shall consist of a chairman:

8 (a) four persons representing a variety of interests and broadly
9 representatives of the whole federation, at least one of whom shall be a woman;

10 (b) one person to represent the alumni association of the Polytechnic;

11 (c) a representative of the community where the polytechnic is
12 situated;

13 (d) the Rector;

14 (e) the Deputy Rectors;

15 (f) one person representing the Federal Ministry of Education or
16 regulatory agency;

17 (g) two persons not below the rank of Chief Lecturer elected by the
18 Academic Board from among its members;

19 (h) three persons not below the rank of Senior Lecturer or its
20 equivalent elected by the Congregation from among its members in which one
21 shall be a non-teaching staff.

22 (3) The Chairman and members of the Council other than ex-officio
23 members shall be:

24 (a) appointed by the President;

25 (b) persons of proven integrity, knowledgeable and acquainted with
26 the working and tradition of the technical and vocational education.

27 (4) Any member of the Council other than an ex-officio member:

28 (a) shall hold office for a three years at the first instance; and

29 (b) may be eligible for re-appointment for another three years and no
30 more.

- 1 (5) The governing structure of the Polytechnic shall consist of:
- 2 (a) Governing Council;
- 3 (b) Academic Board;
- 4 (c) Management Committee;
- 5 (d) School Board; and
- 6 (e) Departmental Board.
- 7 (6) The supplementary provisions set out in the Schedule to this Schedule
- 8 Act, shall apply in relation to governing structure and other matters
- 9 specified in the Schedule.
- 10 4.-(1) The President shall be the Visitor to the Polytechnic. Visitation
- 11 (2) The Visitor shall, at least once in every five years, conduct a
- 12 visitation of the college or appoint a Visitation Panel, consisting of at least
- 13 five experts, to conduct the visitation:
- 14 (a) for the purpose of evaluating the academic and administrative
- 15 performance of the Polytechnic; and
- 16 (b) for such other purpose or in respect of any other affairs of the
- 17 Polytechnic as the Visitor may deem fit.
- 18 5.-(1) There shall be a Registrar to the Polytechnic who shall: Registrar of the
- 19 (a) be responsible to the Rector for the administration of the Polytechnic
- 20 Polytechnic; and
- 21 (c) shall perform such other duties as the Council or the Rector may
- 22 require him to do.
- 23 (2) The Registrar shall:
- 24 (a) be the Secretary to the Council, the Academic Board and any
- 25 committee of the Council; and
- 26 (b) attend all the meetings of those bodies unless excuse for good
- 27 reason by the Chairman of the Council.
- 28 (3) In the absence of the Registrar, the Chairman of the Council
- 29 may, after consultation with the Rector, appoint a suitable person to act as
- 30 secretary for any particular meeting of the Council.

	1	(4) The Secretary to the Council or a person appointed to act under
	2	subsection (3), shall not vote on any question before the Council or count
	3	towards a quorum unless he is so entitled as a member of the Council.
Tenure of office of the Registrar	4	6.-(1) A Registrar shall hold office:
	5	(a) for a single term of five years beginning from the effective date of
	6	his appointment; and (b) on such terms and conditions as may be specified in
	7	the letter of his appointment.
	8	(2) Where a Registrar has held office for five years or less on the
	9	commencement of this Act, he is deemed to have been serving his final term of
	10	office.
General functions of the Council	11	7.-(1) Subject to the provisions of this Act, the Council:
	12	(a) shall be the governing body of the Polytechnic concerned; and
	13	(b) shall have powers and control over the general management of the
	14	affairs of the Polytechnic, and in particular, the property and finances of the
	15	polytechnic; and
	16	(c) may do anything which in its opinion is calculated to facilitate the
	17	carrying out of the activities of the Polytechnic and promote its best interests.
	18	(2) The Council may acquire and hold such movable or immovable
	19	property as may be necessary or expedient for carrying into effect the
	20	provisions of this Act, and for the same purpose may sell, lease, mortgage or
	21	otherwise alienate or dispose of any property so acquired.
	22	(3) The Council may enter into such contracts as may be necessary or
	23	expedient for carrying into effect the provisions of this Act.
	24	(4) The Minister may, give to the Council directions of a general
	25	character relating to particular matters, but not to any individual person or case,
	26	with regard to the exercise by the Council of its functions and it shall be the
	27	duty of the Council to comply with the directions.
The Rector of the Polytechnic	28	8.-(1) There shall be a Rector of the Polytechnic (in this Act referred
	29	to as "the Rector") who shall be appointed by the President in accordance with
	30	the provision of this section.

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

3 (a) advertise the vacancy, not later than six months to the expiration
4 of the term of the sitting Rector in at least two national newspapers in
5 Nigeria, specifying the:

6 (i) qualifications of the persons who may apply for the post, which
7 shall be a Chief Lecturer in the Polytechnic sector with at least five years of
8 experience on that position among other criteria, and

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

11 (b) constitute a Search Team consisting of:

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

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

16 (iii) two members of Academic Staff not below the rank of Chief
17 Lecturer to be elected from among its members.

18 (3) A Joint Council, Academic Board and Congregation Selection
19 Board consisting of:

20 (a) the Chairman of the Council;

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

23 (c) two members of the Academic Board not below the rank of
24 Chief Lecturer, who were not members of the Search Team elected among
25 its members; and

26 (d) two members of the Congregation not below the rank of Chief
27 Lecturer who were not members of the Search Team elected among its
28 members, shall consider the candidates on the short list drawn up under
29 subsection (2) through an examination of their curriculum vitae and
30 interaction with them and recommend in order of performance ranking

1 through the Council, to the President, three candidates for his consideration.

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

4 (5) Subject to this Act and the general control of the Council, the
5 Rector is the Chief Executive of the Polytechnic and is charged with general
6 responsibility for matters relating to the management operations of the
7 Polytechnic.

8 (6) The Rector shall hold office:

9 (a) for a single term of five years beginning with the effective date of
10 his appointment; and

11 (b) on such terms and conditions as may be specified in his letter of
12 appointment.

13 (7) Where a Rector:

14 (a) was appointed on a four year term on the commencement of this
15 Act, his term of office shall be extended for one year to complete the single-
16 tenure of five years in line with subsection (6); and

17 (b) is serving second term four years on the commencement of this
18 Act, he shall be deemed to have been serving his final term of office.

19 (8) The Rector shall:

20 (a) have power to exercise general authority over staff;

21 (b) be responsible for discipline in the polytechnic; and

22 (c) have his remuneration determined by the National Salaries and
23 Wages Commission.

Deputy Rectors

24 **9.**(1) There shall be for the Polytechnic such number of Deputy
25 Rectors as the Council may deem necessary for the proper administration of the
26 Polytechnic.

27 (2) Where a vacancy occurs in the post of Deputy Rector, the Rector
28 shall forward to the Academic Board a list of two candidates for each post of
29 Deputy Rector that is vacant.

30 (3) The Academic Board shall elect for each vacant post one

1 candidate from each list forwarded to it under subsection (2) and forward his
2 name to the Council for confirmation.

3 (4) Where:

4 (a) the Academic Board rejects the two candidates forwarded to it
5 by the Rector under subsection (2), the Rector shall submit another list;

6 (b) the Council rejects the name sent to it under subsection (3), the
7 Academic Board shall send the name of the other candidate on the list
8 forwarded to it by the Rector under subsection (2).

9 (5) The Deputy Rectors shall:

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

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

14 (c) perform such other functions as the Rector or the Council may
15 assign to them.

16 (6) The Deputy Rectors shall hold office:

17 (a) for a single term of four years beginning from the effective date
18 of their appointment; and

19 (b) on such terms and conditions as may be specified in their letter
20 of appointment.

21 (7) Where a Deputy Rector:

22 (b) was appointed on two year term on the commencement of this
23 Act, his term shall be extended for a period of two years to complete the
24 single term of four years in line with subsection (6); and

25 (c) is serving second term of two years on the commencement of
26 this Act, he shall be deemed to have been serving his final term of
27 office.

28 **10.-(1)** There shall be for the Polytechnic the following other
29 principal officers in addition to the Deputy Rectors:

30 (a) the Registrar,

Other principal
officers of the
Polytechnic

1 (b) the Bursar, and
2 (c) the Librarian,
3 who shall all be appointed by the Council on the recommendation of the
4 Selection Board constituted under section 12 of this Act.

5 (2) The Bursar shall be the Chief Financial Officer of the Polytechnic
6 and be responsible to the Rector for the administration and control of the
7 financial affairs of the polytechnic.

8 (3) The Librarian shall be responsible to the Rector for the
9 administration of the Polytechnic library and the co-ordination of the library
10 services in the teaching units of the Polytechnic.

11 (4) The Bursar or Librarian shall hold office:

12 (a) for a single term of five years beginning from the effective date his
13 appointment; and

14 (b) on such terms and conditions as may be specified in his letter of
15 appointment; and

16 (5) Where a Bursar or Librarian has held office for five years or less
17 on the commencement of this Act, he is deemed to have been serving his final
18 term of office.

Resignation of
appointment of
principal officers

19 **11.** A principal officer may resign his appointment:

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

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

Selection board
for other principal
officers

22 **12.**-(1) There shall be, for the Polytechnic, a Selection Board which
23 shall consist of:

24 (a) the Chairman of the Council;

25 (b) the Rector;

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

28 (d) two members of the Academic Board not being members of
29 Council and not below the rank of Chief Lecturer elected from among its
30 members; and

1 (e) three members of the congregation not below the rank of
2 Principal Lecturer or its equivalent elected from among its members in
3 which one shall be a non teaching staff

4 (2) The functions, procedure and other matters relating to the
5 Selection Board shall be as the Council may determine.

Other employees
of the Polytechnic

6 **13.**-(1) The Council may appoint such other persons to be
7 employees of the Polytechnic as the Council may determine to assist the
8 Rector and principal office!) of the Polytechnic performance of their
9 functions under this Act.

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

12 (a) in the case of senior employees, by the Council on the
13 recommendation of Appointment and Promotions Committee set up under
14 the provisions of paragraph 3 (2) (a) of the Schedule to this Act;

15 (b) in the case of junior employees, by the Rector on the
16 recommendation of the Junior Staff appointment and promotions committee
17 constituted under paragraph 3 (2) (b) of the Schedule to this Act.

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

Application of
the Pension
Reform Act
Act No. 4, 2014

22 **14.**-(1) The Federal Civil Service Commission may by order
23 published in the Federal Government Gazette declare the office of the
24 Rector or any other person employed by the Council to be a pensionable
25 office for the purposes of the Pension Reforms Act.

26 (2) Nothing in the provisions of subsection (1) shall prevent the
27 appointment of any person to any office on terms which preclude the grant of
28 a pension or gratuity in respect of service in that office.

29 (3) A law or rule requiring a person to retire from the Public Service
30 after serving for 35 years or having attained the age of 60 years in service,

Act No. 4, 2014	1	shall not apply to staff of the Polytechnic.
	2	(4) Notwithstanding anything to the contrary contained in the Pension
	3	Reforms Act, the compulsory retirement age of staff of Polytechnic shall be 65
Establishment of the Academic Board	4	years.
	5	15. -(1) There is established for the Polytechnic (in this Act referred to
	6	as "the Academic Board") which shall consist of:
	7	(a) the Rector of the Polytechnic, as Chairman;
	8	(b) the Deputy Rectors of the Polytechnic;
	9	(c) all heads of academic departments and units;
	10	(d) the Polytechnic Librarian;
	11	(e) not more than two members of the academic staff who are not
	12	members of the Academic Board and not below the rank of Senior Lecturer
	13	elected from among its members, such members shall serve for non-renewable
	14	term of three years;
	15	(f) all Deans and academic Directors; and
	16	(g) all Chief Lecturers.
	17	(2) The Academic Board shall be responsible for:
	18	(a) the direction and management of academic matters of the
	19	Polytechnic including the regulation of admission of students, the award of
	20	certificates and diplomas, scholarships, prizes and other academic distinctions;
	21	(b) the making to the Council of such periodic reports on such
	22	academic matters as the Academic Board may deem fit or as the Council may
	23	direct; and
	24	(c) the discharge of any other function which the Council may
Removal from office of members of the Council and the Rector	25	delegate to it.
	26	16. -(1) Where it appears to the Council that a member of the Council,
	27	other than an ex-officio member or the Rector, should be removed from office
	28	on the ground of misconduct or inability to perform the functions of his office,
	29	the Council shall make a recommendation through the Minister to the Federal
	30	Executive Council for approval and the Minister shall declare the office of such

1 member or Rector vacant.

2 (2) The Minister may recommend the removal of any member of
3 the Councilor Rector to the Federal Executive Council, if he is satisfied that
4 it is not in the interest of the Public or of the Polytechnic that such a person
5 shall continue as a member of the Council.

6 (3) In case of vacancy in the office of the Rector, the Council shall
7 appoint an acting Rector who shall not be in office for more than six months.

8 (4) There shall be no sole administration in the Polytechnic.

9 17.-(1) If it appears to the Council that there are reasons for
10 believing that a person employed as a member of the academic,
11 administrative or technical staff of the Polytechnic, other than the Rector,
12 should be removed from office on the ground of misconduct or inability to
13 perform the functions of his office, the Council shall:

Removal and
discipline of
academic,
administrative
and technical
staff

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

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

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

20 (i) a joint committee of the Council and the Academic Board to
21 investigate the matter where it relates to an academic staff and to report on it
22 to the Council,

23 (ii) a committee of the Council to investigate the matter, where it
24 relates to any other member of the staff of the Polytechnic and to report on it
25 to the Council, and

26 (iii) the person in question to be afforded an opportunity of
27 appearing before and being heard by the investigating committee with
28 respect to the matter, and if the Council, after considering the report of the
29 investigating committee, is satisfied that the person in question should be
30 removed as aforesaid, the Council may so remove him by an instrument in

1 writing signed on the directions of the Council.

2 (2) The Rector may, in a case of misconduct by a member of the staff
3 which in the opinion of the Rector is prejudicial to the interest of the
4 Polytechnic, suspend such member and any such suspension shall immediately
5 be reported to the Council.

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

9 (a) 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 for the performance of the functions of his office;

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

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

18 (d) conduct which the Council considers to be such as to constitute
19 failure or inability of the person concerned to perform the functions of his
20 office or to comply with the terms and conditions of his service.

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

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

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

29 (c) terminate the appointment of the person in question, in which case
30 such a person, will not be entitled to the proportion of his emoluments withheld

1 during the period of suspension; or

2 (d) take such lesser disciplinary action against such person,
3 including the restoration of such proportion of his emoluments that might
4 have been withheld, as the Council may determine, and in any case where
5 the Council, pursuant to this section, decides to continue a person's
6 suspension or decides to take further disciplinary action against a person, the
7 Council shall before the expiration of a period of three months from such
8 decision come to a final determination in respect of the case concerning any
9 such person.

10 (5) It is the duty of the person by whom an instrument of removal is
11 signed under subsection (1), to use his best endeavours to cause a copy of the
12 instrument to be served as soon as reasonably practicable on the person to
13 whom it relates.

14 (6) Nothing in this section shall prevent the Council from making
15 such regulations for the discipline of other categories of staff and workers of
16 the Polytechnic as it may deem fit.

Discipline of
students

17 **18.**-(1) Subject to the provisions of this section, where it appears to
18 the Rector that any student of the Polytechnic has been guilty of misconduct,
19 the Rector may, without prejudice to any other disciplinary powers
20 conferred on him by this Act or regulations made, direct that:

21 (a) the student shall not, during such period as may be specified in
22 the direction, participate in such activities of the Polytechnic, or make use of
23 such facilities of the Polytechnic, as he may specify;

24 (b) the activities of the student shall, during such period as may be
25 specified in the directions, be restricted in such manner as may be so
26 specified;

27 (c) the student be suspended for such period as may be specified in
28 the directions; or

29 (d) the student be expelled from the Polytechnic.

30 (2) Where there is temporarily no Rector or where the Rector

1 refuses to apply any disciplinary measure, the Council, either directly or
2 through some other staff, may apply such disciplinary actions as are specified
3 in subsection (1) to any student of the Polytechnic who is guilty of misconduct.

4 (3) Where a direction is given under subsection (1) (c) or (d) in
5 respect of any student, the student may, within 21 days from the date of the
6 letter communicating the decision to him, appeal against the direction to the
7 Council, and where such an appeal is brought, the Council shall, after causing
8 such inquiry to be made in the matter as the Council considers just, either
9 confirm or set aside the direction or modify it in such manner as the Council
10 may deem fit.

11 (4) The fact that an appeal from a direction is brought in pursuance of
12 subsection (3) does not affect the operation of the direction while the appeal is
13 pending.

14 (5) The Rector may delegate his power under this section to a
15 disciplinary committee consisting of such members of the Polytechnic as he
16 may nominate.

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

20 (7) A direction under subsection (1) (a) may be combined with a
21 direction under subsection (1) (b).

22 (8) In all cases under this section, the decision of the Council is final.

Discipline of
junior staff

23 **19.**-(1) If any junior staff is accused of misconduct or inefficiency, the
24 Rector may suspend him for not more than three months and shall direct the
25 Junior Staff Appointments and Promotions Committee to:

26 (a) consider the case; and

27 (b) make recommendations as to the appropriate action to be taken by
28 the Rector.

29 (2) In all cases under this section, the officer shall be informed of the
30 charge against him and shall be given reasonable opportunity to defend

1 himself.

2 (3) The Rector may, after considering the recommendation made
3 under subsection (1) (b), dismiss, terminate, retire or down-grade the officer
4 concerned.

5 (4) Any person aggrieved by the Rector's' decision under
6 subsection (3) may, within 21 days from the date of the letter communicating
7 the decision to him, address a petition to the Council to consider his case and
8 the Council's decision thereon shall be final.

9 (5) In any case of gross misconduct on the part of a junior staff, the
10 Rector shall immediately suspend him and thereafter refer the matter to the
11 Junior Staff Appointments and Promotions Committee to be dealt with
12 according to the provisions of this section.

Audit of accounts

13 **20.**-(1) The Council shall keep proper accounts and proper records
14 in relation thereto and shall cause to be prepared, not later than 31 October in
15 each financial year, an estimate of its revenue and expenditure for the
16 ensuing financial year and when prepared, the estimate shall be submitted to
17 the National Board for Technical Education for approval.

18 (2) At the end of each financial year but not later than 30 June, the
19 Council shall cause to be prepared a statement of its income and expenditure
20 during the previous financial year.

21 (3) The statement of accounts referred to in subsection (2) shall,
22 when certified by the Rector, be audited by a firm of auditors appointed from
23 the list and in accordance with the guidelines supplied by the Auditor-
24 General for the Federation and shall be published in the annual report of the
25 polytechnic,

Funds of the
Council

26 **21.**-(1) There is established for the Polytechnic a fund (in this Act
27 referred to as 'the Fund').

28 (2) The Fund shall consist:

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

	1	(b) any other amounts due to or recoverable by the Council;
	2	(c) revenue from time to time accruing to the Council from the
	3	Federal Government by way of subvention, grant-in- aid, endowment or
	4	otherwise; and
	5	(d) donations and legacies accruing to the Council from any source
Donations for particular purposes	6	for the special purpose of the Council.
	7	22. -(1) Donations of money to be applied to any particular purpose
	8	shall be placed to the credit of a special reserve account approved by the
	9	Council until such time as they may be expended in fulfillment of such
	10	purpose.
	11	(2) The Council is not obliged to accept a donation for a particular
Payment into bank	12	purpose unless it approves the terms and conditions attached to such donation.
	13	23. All sums of money received on account of the Council shall be
	14	paid into such bank for the credit of the Council as may be approved by the
Annual report	15	Council.
	16	24. The Council shall, on or before 31 December in each year, prepare
	17	and submit to the
	18	President through the Minister, a report of the activities during the preceding
	19	financial year and shall include in the report, the audited accounts of the
	20	polytechnic in respect of that financial year and the auditor's comments on the
Power to make bye-laws	21	account.
	22	25. -(1) The Council may make bye-laws relating to any matter within
	23	its competence under this Act other than matters for which provision is to be
	24	made by standing orders under paragraph 7 of the Schedule to this' Act.
	25	(2) All such bye-Jaws shall be in writing and shall come into effect
	26	when sealed with the seal of the Council unless some other date for their
	27	commencement is prescribed therein.
	28	(3) Nothing in subsection (2), shall make it obligatory for the Council
	29	to publish any of the bye-laws in the Federal Government Gazette but the

1 Council shall bring such bye-laws to the notice of all those affected by it.

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

2 **26.** A person shall not be required to satisfy requirements as to race
3 (including ethnic grouping), sex, place of birth or of family origin or
4 religious or political persuasion or as a condition of becoming or continuing
5 to be a student at the polytechnic or as a holder of any certificate of the
6 polytechnic, or of any appointment or employment at the polytechnic, or a
7 member of anybody established by virtue of this Act, and no person shall be
8 subjected to any disadvantage or accorded any advantage in relation to the
9 polytechnic by reference to any of those matters:

10 Provided that, nothing in this section shall be construed as
11 preventing the Polytechnic from imposing any disability or restriction on
12 any of these persons where such persons willfully refuses or fails on grounds
13 of religious- belief to undertake any duty, having regard to its nature and the
14 special circumstances pertaining thereto is, in the opinion of the
15 polytechnic, reasonably justifiable in the national interest.

Quorum and
procedure of
bodies established
under this Act

16 **27.** Subject to paragraph 6 (2) of the Schedule to this Act and any
17 standing order or bye law made under this Act, the quorum and procedure of
18 anybody of persons established by this Act shall be such as may be
19 determined by that body.

Interpretation

20 **28.** In this Act:

21 "Academic Board" means the Academic Board established under section 15
22 of this Act;

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

25 "polytechnic" means the Polytechnic set up under section 1 (1) of this Act;

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

28 "Minister" means the Minister charged with responsibility for matters
29 relating to technical education;

Citation

1 "President" means the President of the Federal Republic of Nigeria;
2 "Registrar" means the Registrar of the Polytechnic appointed under section 10
3 (1) (a) of this Act.

4 **29.** This Bill may be cited as the Federal Polytechnic Rano, Kano
5 State (Establishment) Bill, 2020.

6 SCHEDULE

7 *Sections 3 (6), 13 (2) (a) (b)*

8 *Terms of office of members*

9 SUPPLEMENTARY PROVISIONS RELATING TO THE STRUCTURE AND
10 PROCEDURE OF THE COUNCIL

11 1.-(1) A member of the Council, other than an ex-officio member shall
12 hold office for three years beginning with the date on which he is appointed and
13 may be eligible for re- appointment for another three years and no more.

14 *Committees*

15 (2) Members of the Council holding office as specified in paragraph
16 1(1) of this schedule, shall be paid remuneration or allowances in accordance
17 with rates specified from time to time by the National Council of Ministers.

18 (3) A member of the Council holding office as specified in paragraph
19 1(1) of this Schedule may, by notice in writing to the Minister resign his office.

20 2.-(1) Where a vacancy occurs in the membership of the Council, that
21 vacancy shall be filled by the appointment of a successor to hold office for the
22 remainder of the term of office of his predecessor, so however that the successor
23 shall represent the same interest as his predecessor.

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

27 3.-(1) The Council may appoint one or more committees to which it
28 may delegate any of its functions.

29 (2) Without prejudice to the generality of subparagraph (1) of this
30 Schedule, the Council shall appoint the following committees:

- 1 (a) the Appointments and Promotions Committees which shall:
- 2 (i) consist of Rector as the chairman and four other members who
- 3 shall be appointed by the Council;
- 4 (ii) be charged with the responsibility for making
- 5 recommendations to the Council on the appointment and promotion of the
- 6 academic and senior non teaching staff of the polytechnic and have a
- 7 quorum of three members;
- 8 (b) the Junior Staff Appointments and Promotions Committee
- 9 which shall consist of a Deputy Rector as chairman and four other members
- 10 to be appointed by the Rector and shall have the powers set out in section 13
- 11 (2)(b) and section 19 of this Act;
- 12 (c) the Committee on Students' Affairs which shall consist of:
- 13 (i) a Deputy Rector as chairman;
- 14 (ii) one member of the Council;
- 15 (iii) Dean of Students Affairs;
- 16 (iv) two members of the academic staff not below the rank of
- 17 Senior Lecturer; and
- 18 (d) two representatives of the Students Union of the Polytechnic
- 19 and a Committee on Students Affairs shall be charged with the duty of:
- 20 (i) considering any matter which relates to the welfare of students,
- 21 (ii) any other matter referred to it by either the Council or
- 22 management of the polytechnic,
- 23 (iii) any matter which the students wish to refer to the Council shall
- 24 be referred to the management in the first instance which may in turn refer
- 25 the matter to the Committee on Students' Affairs.
- 26 (3) No decision of a committee of the council shall have effect
- 27 unless it is confirmed by the Council.

28 *Proceedings of the Council*

- 29 4.-(1) The Council shall meet for the conduct of business once in a
- 30 quarter except for emergency.

- 1 (a) Rector shall be the Chairman of the Management Committee;
2 and
3 (b) Management Committee shall meet at least once in a month to
4 discuss and take decisions on matters of general interest to the Polytechnic.
- 5 (2) There shall be a School Board for each school in the
6 Polytechnic made up of all the Academic Staff in that School and the:
- 7 (a) School Board shall deal with academic matters and any other
8 matter of interest to the School or any matter assigned to it by the Council,
9 the Rector or the Academic Board;
- 10 (b) Dean shall:
- 11 (i) be the chairman of the School Board, and
12 (ii) be elected from among the Academic Staff not below the rank
13 of Chief Lecturer in that School for a term of three years and not
14 immediately renewable.
- 15 (3) There shall be a Departmental Board for each Department in the
16 Polytechnic consisting of all the Academic Staff in that department and the:
- 17 (a) Departmental Board shall deal with academic matters and any
18 other matter of interest to the Department;
- 19 (b) Head of Department shall:
- 20 (i) be chairman of the Departmental Board,
21 (ii) be elected from among the Academic staff not below the rank of
22 Senior Lecturer in that department for a term of three years and not
23 immediately renewable.
- 24 (4) Where there is no qualified candidate for the position of Dean
25 or Head of Department, the Rector shall appoint an Acting Dean not below
26 the rank of Senior Lecturer or Acting Head of Department not below the
27 rank of Lecturer I for a period of one year in the first instance and renewable
28 once and no more.
- 29 (5) Nothing in this Act shall prevent the management Committee

1 and Boards from making supplementary rules to guide their proceedings
2 provided such rules are not inconsistent with the provisions of this Act.

3 *Establishment of the Congregation*

4 10. There shall be for the polytechnic, a Congregation consisting of
5 both Academic and Senior Non-Teaching staff, who holds at least a first degree
6 or its equivalent the:

7 (a) Rector shall be the Chairman of the Congregation; and

8 (b) Congregation shall meet at least once in a year.

9 11. Any contract or instrument which if entered into by a person not
10 being a body corporate would not be required to be under seal, may in like
11 manner be entered into or executed on behalf of the Council by any person
12 generally or specifically authorised by it for that purpose.

13 12.-(1) The common seal of the Council shall not be used or affixed to
14 any document except in pursuance of a resolution duly passed at a properly
15 constituted meeting of the Council and recorded in the minutes of such
16 meeting.

17 (2) The fixing of the seal of the Council shall be authenticated by the
18 signature of the Chairman of the Council and some other members authorised
19 generally or specifically by the Council to act for that purpose.

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

23 13. Any member of the Council or a committee thereof who has a
24 personal interest in any contract or arrangement entered into or proposed to be
25 considered by the Council or a committee thereof, shall forthwith disclose his
interest to the Council and shall not vote on any question relating to such
contract or arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Federal Polytechnic Rano, Kano State to
provide full and part-time courses of instruction in different fields of studies.