

A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE
DAMBATTA, KANO TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE
MANAGEMENT AND ADMINISTRATION AND OTHER RELATED MATTERS.

Sponsored by Senator Jibrin I. Barau

ENACTED by the National Assembly of the Federal Republic of

Commencement

Nigeria-

1 PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL
2 UNIVERSITY OF AGRICULTURE DAMBATTA, KANO STATE
3

4 1.-(1) There is hereby upgraded the Audu Bako College of
5 Agriculture, Dambatta, Kano State (in this Act referred to as "the
6 University") to be known as the Federal University of Agriculture
7 Dambatta, Kano State.

Establishment
and objects of
the Federal
University of
Agriculture
Dambatta, Kano
State

8 (2) The University-

9 (a) shall be a body corporate with perpetual succession and a
10 common seal; and

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

12 2. The objects of the University shall be to-

13 (a) encourage the advancement of learning and to hold out to all
14 persons without distinction of race, creed, sex or political conviction the
15 opportunity of acquiring higher Agriculture in Agriculture;

Objects of the
University

16 (b) to develop and offer academic and professional programmes
17 leading to the award of diplomas, first degrees, post-graduate research and
18 higher degrees with emphasis on planning, adaptive, technical,
19 maintenance, developmental and productive skills in the engineering,
20 scientific, and allied professional disciplines relating to Sports resources
with the aim of producing socially mature men and women with capability

- 1 not only to understand, use and adapt existing technologies in the Agriculture ,
- 2 but also to improve on them and develop new ones;
- 3 (c) to act as agents and catalysts, through post-graduate training, .
- 4 research and innovation for the effective and economic utilization, exploitation
- 5 and conservation of the country's Agriculture resources;
- 6 (d) to offer to the general population particularly in the area
- 7 Agriculture as a form of public service, the results of training and research and
- 8 to foster the practical applications of these results;
- 9 (e) to establish appropriate relationships with other national
- 10 institutions involved in training, research and development of technologies in
- 11 the Sports sector;
- 12 (f) to identify the problems and needs of the Agriculture sector in
- 13 Nigeria and to find solutions to them within the context of overall national
- 14 development;
- 15 (g) to provide and promote sound basic scientific training as a
- 16 foundation for the development of Agriculture in Nigeria, taking into account
- 17 indigenous cultures and the need to enhance national unity;
- 18 (h) to encourage and promote scholarship and conduct research in
- 19 restricted fields of learning and human endeavor;
- 20 (i) to relate its activities to the technological, social, cultural and
- 21 economic needs of the people of Nigeria; and
- 22 (j) to undertake any other activities appropriate for an Agriculture
- 23 university of the highest standard.

Constitution of the University and its Constituents Bodies, etc.

- 24 3:-(1) The University shall consist of-
- 25 (a) a Chancellor;
- 26 (b) a Pro-Chancellor and a Council;
- 27 (c) a Vice Chancellor and a Senate;
- 28 (d) a Deputy Vice-Chancellor;
- 29 (e) a body to be called Congregation;
- 30 (f) a body to be called Convocation;

- 1 (g) the campuses and colleges of the University;
- 2 (h) the faculties, schools, institutes and other teaching and research
- 3 units of the University;
- 4 (i) the persons holding the offices constituted by the First Schedule
- 5 to this Act other than those mentioned in paragraphs (a) to (c) of this
- 6 subsection;
- 7 (j) all graduates and undergraduates; and
- 8 (k) all other persons who are members of the University in
- 9 accordance with provisions made by Statute in that behalf.

10 (2) The First Schedule to this Act shall have effect with respect to

11 the Principal Officers of the University mentioned therein.

12 (3) Provision shall be made by Statute with respect to the

- 13 constitution of the following bodies, namely-
- 14 (a) the Council;
 - 15 (b) the Senate;
 - 16 (c) the Congregation; and
 - 17 (d) the Convocation.

18 4.-(1) For the carrying out of its objects as specified in Section 2 of

19 this Act, the University shall have power to-

- 20 (a) establish such campuses, colleges, faculties, institutes, schools,
- 21 extra-mural departments and other teaching and research units within the
- 22 University as may from time to time seem necessary or desirable, subject to
- 23 the approval of the National Universities Commission;
- 24 (b) institute professorships, readerships and associate
- 25 professorships, lectureships and other posts and offices and to make
- 26 appointments thereto;
- 27 (c) institute and award fellowships, scholarships, exhibitions,
- 28 bursaries, medals, prizes and other titles, distinctions, awards and forms of
- 29 assistance;
- 30 (d) provide for the residence, discipline and welfare of members of

Powers of the University

1 the University;

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

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

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

11 (h) subject to section 22 of this Act, to acquire, hold, grant, charge or
12 otherwise deal with or dispose of movable and immovable property wherever
13 situate;

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

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

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

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

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

1 with any bank on deposit or current account;

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

7 (o) make gifts for any charitable purpose;

8 (p) do anything which it is authorized or required by this Act or by
9 any other Statute to do; and

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

12 (2) Subject to the provisions of this Act and of the Statutes made
13 thereunder and without prejudice to Section 9 (2) of this Act, the powers
14 conferred on the University by subsection (1) of this section shall be
15 exercisable on behalf of the University by the Council or by the Senate or in
16 any other manner which may be authorized by this Act.

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

Functions of the
Chancellor and
Pro-Chancellor

21 (2) The Pro-Chancellor shall, in relation to the University, take
22 precedence before all other members of the University except the
23 Chancellor, and except for the Vice Chancellor when acting as Chairman of
24 Congregation or Convocation, and the Pro-Chancellor shall when he is
25 present, be the Chairman at all meetings of the Council.

26 6.-(1) There shall be a Council for the University consisting of:

27 (a) the Pro-Chancellor;

28 (b) the Vice-Chancellor;

29 (c) the Deputy Vice-Chancellor;

30 (d) one person from the Ministry responsible for Agriculture;

Establishment
and Composition
of Council

1 (e) four persons representing a variety of interest and broadly
 2 representative of the whole Federation;
 3 (f) four persons appointed by the Senate from among its members;
 4 (g) two persons appointed by the congregation from among its
 5 members; and
 6 (h) one persons appointed by Convocation from among its members.
 7 (2) Persons to be appointed to the Council shall be persons of proven
 8 integrity, knowledgeable and familiar with the affairs and tradition of the
 9 University.

Functions of
 the Council and
 its Finance and
 General Purpose

10 7.-(1) Subject to the provisions of this Act relating to the Visitor, the
 11 Council shall be the Governing Body of the University and shall be charged
 12 with the general control and superintendence of the policy, finances and
 13 property of the University, including its public relations.
 14 (2) There shall be a committee of the Council to be known as the
 15 Finance and General Purposes Committee, which shall, subject to the
 16 directions of the Council, exercise control over the property and expenditure of
 17 the Council as the Council may from time to time delegate to it.
 18 (3) Provision shall be made by Statute with respect to the constitution
 19 of the Finance and General Purposes Committee.
 20 (4) The Council shall ensure proper accounts of the University are
 21 kept and that the accounts of the University are audited annually by auditors
 22 appointed by the Council from the list and in accordance with guidelines
 23 supplied by the Auditor-General of the Federation, and that an annual report is
 24 published by the University together with certified copies of the said accounts
 25 as audited.
 26 (5) Subject to this Act and the Statutes, the Council and the Finance
 27 and General Purposes Committee may each make rules for the purpose of
 28 exercising any of their respective functions or of regulating their own
 29 procedure.
 30 (6) Rules made under subsection (5) of this section by the Finance and

1 General Purposes Committee shall not come into force unless approved by
2 the Council, and where any rule so made by the Committee conflict with any
3 directions given by the Council (whether before or after the coming into
4 force of the rules in question), the direction of the Council shall prevail.

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

10 (8) The Council shall meet as and when necessary for the
11 performance of its functions under this Act, and shall meet at least four times
12 every year.

13 (9) If required in writing by any five members of the Council, the
14 Chairman shall within twenty-eight days after the receipt of such request
15 call a meeting of the Council:

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

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

Functions of the
Senate

28 (2) Without prejudice to the generality of the provisions of
29 subsection (1) of this section, it shall in particular be the function of the
30 Senate to make provision for the-

1 (a) establishment, organization and control of campuses, colleges,
2 faculties, departments, schools, institutes and other teaching and research units
3 of the University, and the allocation of responsibility for different branches of
4 learning;

5 (b) organization and control of courses of study in the University and
6 of the examinations held in conjunction with those courses, including the
7 appointment of examiners, both internal and external;

8 (c) award of degrees, and such other qualifications as may be
9 prescribed, in connection with examinations conducted by the University;

10 (d) making of recommendations to the Council with respect to the
11 award to any person of an honorary fellowship or honorary degree or the title of
12 professor emeritus;

13 (e) establishment, organization and control of halls of residence and
14 similar institutions in the University;

15 (f) supervision of the welfare of students in the University and the
16 regulation of their conduct;

17 (g) granting of fellowships, scholarships, prizes and similar awards in
18 so far as the awards are within the control of the University; and

19 (h) determination of what description of dress shall be academic dress
20 for the purposes of the University, and regulating the use of academic dress.

21 (3) The Senate shall not establish any new campus, college, faculty,
22 department, school, institute or other teaching and research units of the
23 University, or any hall of residence or similar institution at the University
24 without the approval of the Council.

25 (4) (a) Subject to this Act and the Statutes, the Senate may make
26 regulations for the purpose of exercising any function conferred on it either by
27 the provisions of this section or for the purpose of providing for any matter for
28 which provision by regulation is authorized or required by this Act or by
29 Statute;

30 (b) The Senate shall, by regulation, provide that at least one of the

1 persons appointed as examiners at each final or professional examination
2 held in conjunction with any course of study in the University is not a
3 teacher at the University but is a teacher at the branch of learning to which
4 the course relates in some other university of high repute.

5 (5) Subject to a right of appeal to the Council from a decision of the
6 Senate under this subsection, the Senate may deprive any person of any
7 degree, diploma or other award of the University which has been conferred
8 on him if after due enquiry he is shown to have been guilty of any
9 dishonorable or scandalous conduct in gaining admission into the
10 University or obtaining that award.

11 9.-(1) The Vice-Chancellor shall, in relation to the University, take
12 precedence before all other members of the University except the
13 Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any
14 other person for the time being acting as Chairman of the Council.

Functions of the
Vice-Chancellor

15 (2) Subject to the provisions of this Act, the Vice-Chancellor shall
16 have general function, in addition to any other functions conferred on him
17 by this Act or otherwise, of directing the activities of the University, and
18 shall to the exclusion of any other person or authority be the chief executive
19 and academic officer of the University and ex-officio Chairman of the
20 Senate.

21 PART II - TRANSFER OF PROPERTY

22 10.-(1) All property held by or on behalf of the Provisional Council
23 shall, by virtue of this subsection and without further assurance, vest in the
24 University and be held by it for the purpose of the University.

Transfer of
Property to the
University

25 (2) The provisions of the Second Schedule to this Act shall have
26 effect with respect to the transfer of property by this section and to matters
27 arising therefrom and with respect to other matters mentioned in that
28 Schedule.

29 PART III - STATUTES OF THE UNIVERSITY

30 11.-(1) Subject to this Act, the University may make Statutes for

Power of the
University to
make Statutes

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

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

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

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

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

16 (4) The fact that an appeal from a direction is brought pursuant to
17 subsection (2) of this section shall not affect the operation of the direction while
18 the appeal is pending.

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

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

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

28 PART V - MISCELLANEOUS AND GENERAL PROVISIONS

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

29 20.-(1) No person shall be required to satisfy requirements as to any of
30 the following matters, that is to say, race (including ethnic grouping) sex, place

1 of birth, family origin, religious or political persuasion, as a condition for
2 becoming or continuing to be a-

3 (a) student in the University;

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

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

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

10 (3) Nothing in subsection (1) of this section shall be construed as
11 preventing the University from imposing any disability or restriction on any
12 of the persons specified in subsection (1) of this section where such persons
13 wilfully refuse or fail on grounds of religious belief to undertake any duty
14 generally and uniformly imposed on all such persons or any group of them
15 which duty, having regard to its nature and the special circumstances, is in
16 the opinion of the University reasonably justifiable in the national interest.

17 21.-(1) For the purpose of the Land Use Act (which provides for the
18 compulsory acquisition of land for public purposes) any purpose of the
19 University shall be the same as that of the Federation.

Transfer of land
to the University

20 (2) Where an estate or interest in land is acquired by the
21 Government pursuant to this section, the Government may, by a certificate
22 under the hand and seal of the Sports University of Nigeria Abuja or any
23 other person authorized in that behalf transfer it to the University.

24 22. Without prejudice to the provisions of the Land Use Act, the
25 University shall not dispose of or charge any land or an interest in any land
26 (including any land transferred to the University by this Act) except with the
27 prior written consent, either general or special, of the Visitor:

Restriction on
disposal of land
by University

28 PROVIDED that such consent shall not be required in the case of
29 any lease or tenancy at a rack-rent for a term not exceeding twenty-one years

28 Regulations shall include power to revoke or vary any-

29 (a) Statute (including the Statute contained in the Third Schedule to
30 this Act; or

1 SCHEDULES

2 FIRST SCHEDULE

3 *Section 3 (2)*

4 PRINCIPAL OFFICERS OF THE UNIVERSITY

5 *The Chancellor*6 1. The Chancellor shall be appointed by and hold office at the pleasure
7 of the President.8 *The Pro-Chancellor*9 2.-(1) The Pro-Chancellor shall be appointed or removed from office
10 by the President.11 (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold
12 office for a period of four years from the date of his appointment.13 *The Vice-Chancellor*14 3. The procedure for the appointment and removal of the Vice-
15 Chancellor shall be in accordance with the provision of the University
16 (Miscellaneous Provisions) Act 1993 as amended.17 *Deputy Vice-Chancellor*18 4.-(1) There shall be for the University, two Deputy Vice-Chancellors
19 or such number of Deputy Vice Chancellors as the Council may, from time to
20 time, deem necessary for the proper administration of the University.21 (2) The procedure for the appointment and removal of the Deputy
22 Vice Chancellor shall be in accordance with the provisions of the Universities
23 {Miscellaneous Provisions} Act 1993 as amended.

24 (3) A Deputy Vice-Chancellor shall-

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

26 (b) act in place of the Vice-Chancellor when the post of the Vice-
27 Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or
28 unable to perform his functions as Vice-Chancellor; and29 (c) perform such other functions as the Vice-Chancellor or the
30 Council may, from time to time, assign to him.

1 *Office of the Registrar, Bursar and University Librarian*

2 5.-(1) There shall be for the University, a Registrar, who shall be
3 the Chief Administrative Officer of the University and shall be responsible
4 to the Vice-Chancellor for the day-to-day administration of the University
5 except as regards matters for which the Bursar is responsible in accordance
6 with paragraph 6 (2) below.

7 (2) The person holding the office of Registrar shall by virtue of that
8 office be Secretary to the Council, the Senate, Congregation and
9 Convocation.

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

13 6.-(1) There shall be for the University, the following Principal
14 Officers in addition to the Registrar, that is-

15 (a) the Bursar; and

16 (b) the University Librarian.

17 (2) The Bursar shall be the Chief Financial Officer of the
18 University and shall be responsible to the Vice-Chancellor for the day-to-
19 day administration and control of the financial affairs of the University.

20 (3) The University Librarian shall be responsible to the Vice-
21 Chancellor for the administration of the University Library and the co-
22 ordination of all library services in the University and its campuses,
23 colleges, faculties, schools, departments and institutes and other teaching or
24 research units.

25 (4) The Bursar and the University Librarian-

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

29 *Other Officers of the University*

30 7. There shall be for the University, a Director of Works, who shall

1 be responsible to the Vice Chancellor for the administration of the Works
2 Department. He shall be responsible for all works, services and maintenance of
3 University facilities.

4 8. There shall be for the University, a Director of Health Services,
5 who shall be responsible to the Vice Chancellor for the administration of the
6 Health Centre. He shall be the Chief Medical Officer of the University and
7 shall coordinate all matters relating to the health of all staff and students.

8 *Resignation and re-appointment*

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

11 (a) the case of the Chancellor or Pro-Chancellor, by notice to the
12 Visitor;

13 (b) the case of the Vice-Chancellor by notice to the Council which
14 shall immediately notify the Minister; and

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

18 *SECOND SCHEDULE*

19 *Section 10 (2)*

20 *TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.*

21 *Transfer of Property to the University*

22 1. Without prejudice to the generality of Section 10 (1) of this Act-

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

27 (b) all outstanding debts and liabilities of the provisional Council
28 shall become debts and liabilities of the University established by this Act.

29 2.-(1) All agreements, contracts, deeds and other instruments to
30 which the provisional Council was a party shall, so far as possible and subject

1 to any necessary modifications, have effect as if the University established
2 by this Act had been a party to it in place of the provisional Council.

3 (2) Documents not falling within sub-paragraph (1) above,
4 including enactments, which refer whether specially or generally to the
5 provisional Council shall be construed in accordance with that
6 subparagraph so far as applicable.

7 (3) Any legal proceedings or application to any authority pending
8 by or against the provisional Council may be continued by or against the
9 University established by this Act.

10 *Registration of Transfers*

11 3.-(1) If the law in force at the place where any property transferred
12 by this Act is situated provides for the registration of transfers of property of
13 the kind in question (whether by reference to an instrument of transfer or
14 otherwise), the law shall, so far as it provides for alterations of a register (but
15 not for avoidance of transfers, the payment of fees of any other matter)
16 apply, with the necessary modifications to the transfer of the property in
17 question.

18 (2) It shall be the duty of the body to which any property is
19 transferred by this Act to furnish the necessary particulars of the transfer to
20 the proper officer of the registration authority, and of that officer to register
21 the transfer accordingly.

22 4.-(1) The first meeting of the Council shall be convened by the
23 Pro-Chancellor on such date and in such manner as he may determine.

24 (2) The persons who were members of the provisional Council
25 shall be deemed to constitute the Council until the date when the Council set
26 up under the Third Schedule to this Act must have been duly constituted.

27 (3) The first meetings of the Senate as constituted by this Act shall
28 be convened by the Vice-Chancellor on such date and in such manner as he
29 may determine.

30 (4) The persons who were members of the Senate immediately into

1 before the coming into force of this Act shall be deemed to constitute the Senate
2 of the University until the date when the Senate as set up under the Third
3 Schedule of this Act must have been duly constituted.

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

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

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

18 6. Questions as to the scope of the responsibilities of the aforesaid
19 officers shall be determined by the Vice-Chancellor.

20 THIRD SCHEDULE

21 Section 11 (3)

22 FEDERAL UNIVERSITY OF AGRICULTURE DAMBATTA, KANO

23 STATUTE NO. 1

24 Articles:

- 25 1. The Council.
- 26 2. Finance and General Purpose Committee
- 27 3. The Senate.
- 28 4. The Congregation.
- 29 5. Convocation.
- 30 6. Organization of Faculties and the Branches thereof.

1 7. Faculty Board.

2 8. The Dean of the Faculty.

3 9. Selection of Certain Principal and other key officers.

4 10. Creation of Academic Post.

5 11. Appointment of Academic Staff.

6 12. Appointment of Administrative and Technical Staff.

7 *The Council*

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

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

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

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

21 (5) The quorum of the Council shall be five, at least one of whom
22 shall be a member pursuant to Section 6 (d) and (e) of this Act.

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

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

1 (8) The Council constituted by this Act shall have a four year tenure
2 from the date of its inauguration, provided that where a Council is found to be
3 incompetent and corrupt, it shall be dissolved by the visitor and a new Council
4 shall be immediately constituted for the effective functioning of the University.

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

9 *The Finance and General Purpose Committee*

10 2.-(1) The Finance and General Purpose Committee of the Council
11 shall consist of-

12 (a) the Pro-Chancellor, who shall be the Chairman of the committee at
13 any meeting at which he is present;

14 (b) the Vice-Chancellor and a Deputy Vice-Chancellor;

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

19 (d) the Permanent Secretary, Federal Ministry of Agriculture or, in his
20 absence, such member of his Ministry as he may designate to represent him.

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

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

24 *The Senate*

25 3.-(1) There shall be a Senate for the University consisting of:

26 (a) the Vice-Chancellor;

27 (b) the Deputy Vice-Chancellor;

28 (c) all Professors of the University;

29 (d) all Deans, Provosts and Directors of Academic units of the
30 University;

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

3 (f) the University Librarian; and

4 (g) academic members of the congregation who are not Professors
5 as specified in the Laws of the University.

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

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

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

16 *Congregation*

17 4.-(1) Congregation shall consist of-

18 (a) the Vice-Chancellor and the Deputy Vice-Chancellor;

19 (b) the full time members of the academic staff;

20 (c) the Registrar;

21 (d) the Bursar; and

22 (e) every member of the administrative and technical staff who
23 holds a degree of any University recognized for the purpose of this Statute
24 by the Vice-Chancellor, not being an honorary degree.

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

29 (3) The quorum of congregation shall be one-third (or the nearest
30 whole number to one-third) of the total number of members of congregation

1 or fifty, whichever is less.

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

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

5 (b) the names of the persons who are members of Congregation
6 during a particular period;

7 shall be conclusive evidence of that number or as the case may be of the names
8 of those persons.

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

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

16 *Convocation*

17 5.-(1) Convocation shall consist of-

18 (a) the Officers of the University mentioned in Schedule.1 to this Act;

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

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

22 (2) A person shall be entitled to have his name registered as a member
23 of convocation if he-

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

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

28 (3) Regulations shall provide for the establishment and maintenance
29 of a register for the purpose of this paragraph and, subject to paragraph (3)
30 below, may provide for the payment from time to time of further fees by

1 persons whose names are on the register and for the removal from the
2 register of the name of any person who fails to pay those fees.

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

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

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

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

20 (8) Subject to section 5 of this Act, the Chancellor shall be
21 chairman at all meetings of convocation when he is present, and in his
22 absence the Vice Chancellor shall be the chairman at the meeting.

23 (9) Convocation shall have such functions, in addition to the
24 function of appointing a member of the Council, as may be provided by
25 statute.

26 *Organisation of Faculties and Branches thereof*

27 6. Each Faculty shall be divided into such number of branches as
28 may be prescribed.

29 7.-(1) There shall be established in respect of each Faculty, a
30 Faculty Board, which, subject to the provisions of this Act, and subject to the

1 directions of the Vice-Chancellor, shall-

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

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

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

8 (2) Each Faculty Board shall consist of-

9 (a) the Vice-Chancellor;

10 (b) the persons severally in charge of the branches of the faculty;

11 (c) such number of the teachers assigned to the faculty and having the
12 prescribed qualifications as the Board may determine; and

13 (d) such persons whether or not members of the University as the
14 Board may determine with the general or special approval of Senate.

15 (3) The quorum of the Board shall be eight members or one-quarter of
16 the members of the Board for the time being whichever is greater.

17 (4) Subject to the provisions of this statute and to any provision made
18 by regulations in that behalf, the Board may regulate its own procedure.

19 *The Dean of the Faculty*

20 8.-(1) The Dean of a faculty shall be a professor elected by the Faculty
21 Board and such Dean shall hold office for a term of two years. He will be
22 eligible for re-election for another term of two years after which he may not be
23 elected again until two years have elapsed.

24 (2) If there is no professor in a faculty, the Vice-Chancellor shall
25 appoint an Acting Dean who shall not be below the rank of Senior Lecturer for
26 the faculty, who will act for a period of one year in the first instance, renewable
27 for another one year only.

28 (3) In the absence of the Vice-Chancellor, the Dean shall be the
29 chairman at all meetings of the Faculty Board when he is present and he shall be
30 a member of all committees and other boards appointed by the faculty.

1 (4) The Dean of a faculty shall exercise general superintendence
2 over the academic and administrative affairs of the faculty and it shall be the
3 function of the Dean to present to the convocation for the conferment of
4 Degrees, persons who have qualified for the Degrees of the University at
5 examinations held in the branches of learning for which responsibility is
6 allocated to that faculty.

7 (5) There shall be a committee to be known as the Committee of
8 Deans which shall consist of all the Deans of the several faculties and that
9 committee shall advise the Vice-Chancellor on all academic matters and on
10 particular matters referred to the Committee by the Senate.

11 (6) The Dean of a faculty may be removed from office for a good
12 cause by the Faculty Board after a vote would have been taken at a meeting
13 of the Board, and in the event of a vacancy occurring following the removal
14 of the Dean, an Acting Dean may be appointed by the Vice-Chancellor
15 provided that at the next faculty board meeting an election shall be held for a
16 new Dean.

17 (7) In this article, "good cause" has the same meaning as in section
18 17(4) of this Act.

19 *Selection of Certain Principal and other key Officers*

20 9.-(1) When a vacancy occurs in the Office of the Registrar, Bursar,
21 the University Librarian, Director of Works or Director of Health Services, a
22 Selection Board shall be constituted by the Council and shall consist of-

23 (i) the Pro-Chancellor;
24 (ii) the Vice-chancellor;
25 (iii) two members appointed by the Council, not being members of
26 Senate; and

27 (iv) two members appointed by the Senate not being members of
28 Council.

29 (2) The Selection Board, after making such inquires as it thinks fit,
30 shall recommend a candidate to the Council for appointment to the vacant

1 office, and after considering the recommendation of the Board the Council may
2 make an appointment to that office.

3 (3) A person appointed to the office of Director of Works or Director
4 of Health Services shall hold office for such period and on such terms and
5 conditions as may be specified in his letter of appointment.

6 *Creation of Academic Post*

7 10. Recommendation for the creation of posts other than those
8 mentioned in paragraph 9 of this Schedule shall be made by the Senate to the
9 Council through the Finance and General Purposes Committee.

10 *Appointment of Academic Staff*

11 11. Subject to this Act and the Statutes derived from it, the filling of
12 vacancies in academic posts (including newly created ones) shall be as
13 prescribed from time to time by Statutes.

14 *Appointment of Administrative and Technical Staff*

15 12.-(1) The administrative and technical staff of the University, other
16 than those mentioned in paragraph 9 of this schedule shall be appointed by the
17 Council or on its behalf by the Vice-Chancellor or the Registrar in accordance
18 with any delegation of powers made by the Council in that behalf.

19 (2) In the case of administrative or technical staff that has close and
20 important contacts with the academic staff, there shall be Senate participation
21 in the process of selection.

EXPLANATORY MEMORANDUM

This Bill seeks to upgrade Audu Bako College of Agriculture, Dambatta, Kano State to Federal University of Agriculture Dambatta, Kano State to make comprehensive provisions for its due management and administration.