



THE SENATE
FEDERAL REPUBLIC OF NIGERIA

**FEDERAL COLLEGE OF FORESTRY, WAWA ZANGE, DUKKU,
GOMBE STATE [ESTABLISHMENT ETC] BILL, 2021
[SB: 308]**

A

BILL FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF FEDERAL COLLEGE OF FORESTRY WAWA ZANGE, DUKKU, GOMBE STATE, TO PROVIDE FULL-TIME COURSES IN FORESTRY, TECHNOLOGY AND DEVELOPMENT TO IMPROVE GENETIC RESOURCES OF FOREST TREES AND ECO-SYSTEM FOR ECONOMIC DEVELOPMENT AND APPLIED SCIENCE MANAGEMENT AND OTHER FIELDS OF STUDIES AND FOR OTHER MATTERS CONNECTED THEREWITH [EST, ETC, BILL, 2021]

FIRST READING

THURSDAY, 6TH FEBRUARY, 2020

SECOND READING

WEDNESDAY, 24TH MARCH, 2021

THIRD READING AND PASSAGE

WEDNESDAY, 8TH DECEMBER, 2021

FEDERAL COLLEGE OF FORESTRY, WAWA ZANGE, DUKKU (ESTABLISHMENT, ETC) BILL, 2021



Arrangement of Clauses

PART I – ESTABLISHMENT OF THE FEDERAL COLLEGE OF FORESTRY WAWA ZANGE, DUKKU, GOMBE STATE

Establishment of the Federal College of Forestry Wawa Zange, Dukku, Gombe State.

Functions of the College

Establishment, Constitution and Composition of the Governing Council.

Powers of the Governing Council

Tenure of Members of the Council.

Terms and conditions of service.

Procedure of the Council

Committees of Council.

Secretary of the Council

Selection Board for other Principal Officers.

The Academic Board.

Visitation

Power of Minister.

The Provost

Deputy Provost

The Registrar and other Staff of the College

Other Principal Officers of the College

Functions of the Registrar and Tenure

Functions of Bursar and Tenure

Functions of College Librarian and Tenure

Resignation of Appointment of Principal Officers

Other Employees of the College.

Pension

Accounts and Audit

Annual Reports

Office Premises

Discipline of Students

Tenure of office of Members

Vacancy

Power of Council to hold Property and enter into contracts

Power to Invest

Funds of the College

Annual Estimates

Settlement of Disputes.

Annual Report

Bye-laws and Administrative Instructions

Interpretation

Short Title

and manage farm forest, plantations, research and multicultural design for recreation and aesthetic purposes in beautifying the natural environment and also produce opportunity for an intelligent understanding towards increasing wood production;

[f] perform such other functions as in the opinion of the council may serve to promote the objectives of the college;

[g] arrange conferences, seminars and workshops relative to the fields of forestry specified in paragraph [a] of this section;

[h] perform such other functions as in the opinion of the Council or Forestry Research Institute of Nigeria may serve to promote the objectives of the College;

[i] stipulate the requisite condition for the admission of students into the College as already stipulated by other sisters' colleges;

[j] set up departments and other units of learning and research in accordance with the aims and objectives of the College as may be directed by Forestry Research Institute of Nigeria;

[k] create such offices and posts as may be required by its objectives and to appoint and remove persons from such offices or posts, and to prescribe the condition of service;

[l] provide such physical facilities as libraries, classrooms, laboratories, hostels, sport fields and other buildings or facilities as the college may require for its purposes;

[m] do all such other act and things whether or not incidental to the foregoing powers as may advance the objects of the College.

[2] Without prejudice to the provisions of this Bill, the College may, by special arrangement, agree with other institution to prepare its students for the Diploma Certificates.

[3] The College shall have power to hold land and act as trustee or managers of any property, legacy, endowment, bequest or gifts in furtherance of its works and also to enter in to contract.

[4] Subject to the provision of this Bill, the power conferred on the College by sub-sections [2] and [3] shall be exercised on behalf of the College by the Council in any other manner which may be authorized or delegated.

[5] In such other fields in forestry conservation relevant to the needs of the development of Nigeria in the areas of forestry and agricultural production and distribution and for research in the development and adaptation of techniques as the Council may from time to time determine.

3. [1] There shall be established Governing Council [in this Bill referred to as "the Council"] which shall be a body corporate with perpetual succession and with a common seal and may sue and be sued in

Establishment,
Constitution and
Composition of
the Governing

its corporate name.

Council.

[2] The Council shall consist of a Chairman and the following other members that is-

- [a] one person to represent Universities;
 - [b] one person to represent department of forestry in the Federal Ministry of Environment;
 - [c] one person to represent professional bodies whose disciplines are taught in the College;
 - [d] two persons of standing in the community where the college is situate;
 - [e] the Provost of the College;
 - [f] one representative of the Honorable Minister charged with the responsibilities of matters relating to the college;
 - [g] two representatives of the Academic Board of the College;
 - [h] two representatives of Commissioner for Environment where the College is situate;
 - [i] three persons of note in the area of forest management;
 - [j] six other persons, at least two of whom shall be women to be selected on their personal merit based on their contribution in the field of Environment.
- [3] The Chairman and Members of the Council other than ex-officio members shall be appointed by the President.

4. For carrying out the functions of the College, the Council shall have powers to-

Powers of the
Governing Council

- [a] hold examinations and grant certificates in Pre; N/D, National Diplomas, High National Diplomas, professional certificates and other distinctions to persons who have pursued a course of study approved and accredited by the National Board for Technical Education [NBTE];
- [b] demand and receive from any student or any other person attending the College for the purpose of instruction such fees as the Council may, with the prior approval of the Minister, from time to time determine;
- [c] hold public lectures and undertake seedlings and also sale nursery trees during exhibitions;
- [d] make gifts for any charitable purpose;
- [e] hold examinations in forestry for qualified vocational and staff for the forestry service in the region;
- [f] provide amenities for and make such other provisions for the welfare of the staff of the College;
- [g] invest the funds of the College in securities specified by law or in such other securities in Nigeria as may be approved by the Minister;
- [h] borrow money within Nigeria in such manner and upon such security as the Minister may from

time to time authorize;

[i] enter into such contracts as may be necessary or expedient for carrying into effect the objectives of the College;

[j] recruit staff of the right caliber and determine the career structure of such staff;

[k] establish and maintain such college and other units within the College and other extensions as the Council may, from time to time, decide;

[l] institute and award fellowships, medals, prizes and other titles;

[m] mount exhibitions and displays designed to foster an appreciation of trends in and the scope and requirements of forestry;

[n] erect, provide, equip and maintain such forests, recreational and residential facilities as the College may require;

[o] create lectureships and other forestry posts and offices and to make appointments thereto;

[p] encourage and make provision for research in the College;

[q] do such acts and things whether or not incidental to the foregoing;

[r] advance the objects of the College; and

[s] establish further schools within the College.

5. [1] A Member of the Council [other than some ex-officio member] shall hold office for a term of three years and shall be eligible for reappointment for a further period of three years.

**Tenure of
Members of the
Council.**

[2] The office of a member appointed under clauses 5 [2] [a, b, c, e & h] of this Bill shall become vacant if-

[a] the member resigns his/her office by notice in writing under his/her hand, addressed to the Minister; or

[b] the Minister is satisfied that it is not in the interest of the College for the person appointed to continue in office and notifies the member in writing to that effect.

6. [1] There shall be paid to the members of the Council or any committee, other than ex-officio members, such remuneration and allowances as may from time to time be determined by the President.

**Terms and
conditions of
service.**

[2] Where a vacancy occurs in respect of the membership as specified under clause 7[2] [a] and [b], it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his/her predecessor in office and such successor shall represent the same interest as his/her

predecessor.

[3] The Council may act notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

7. [1] The Council shall meet for the conduct of business at such times, places and on such days as the Chairman may appoint but shall meet not less than once every four months. **Procedure of the Council**
- [2] The Chairman may at any time and shall, at the request in writing of not less than six members, convene a meeting of the Council.
- [3] At any meeting of the Council the Chairman shall preside; but in his/her absence, members present shall elect one of their members to preside at the meeting.
- [4] Where the Council desires to obtain the advice of any person on any particular matter, the Council may co-opt persons who are not members of the Council but persons co-opted shall not be entitled to vote at a meeting of the Council.
- [5] The quorum of the Council shall be one half of the total members of the Council, at least one of whom shall be a member appointed by the President.
- [6] The decisions of the Council shall be made on approval by a simple majority of members.
8. [1] The Council may, for the exercise of the powers of the College, appoint committees of the Council comprising members of the Council or non-members or both and may assign to them such functions under this Bill as the Council may determine. **Committees of Council.**
- [2] Any decision of a committee appointed by the Council under this clause shall have no effect until it is confirmed by the Council.
9. The Registrar shall, in addition to other duties conferred on him by or under this Bill, be the Secretary to the Council, the Academic Board and any committee of the Council and in his/her absence, the Council or any such committee may appoint some other person to act as secretary, and he/she shall not vote on any question before the Council or count towards a quorum. **Secretary of the Council**
10. [1] There shall be, for the College, a Selection Board which shall consist of- **Selection Board for other Principal Officers.**
- [a] the Chairman of the Council;
- [b] the Provost;
- [c] four members of the Council not being members of the Academic Board; and
- [d] two members of the Academic Board.

[2] The functions, procedure and other matters relating to the Selection Board constituted under subclause [1] of this clause shall be as the Council may, from time to time, determine.

11. [1] There shall be established a College Academic Board [to be known as;'' The Academic Board'' **The Academic Board.** which shall consist of the following members-
- [a] the Provost of the College who shall be the Chairman;
 - [b] all Heads of Departments;
 - [c] the College Librarian; and
 - [d] not more than two members of the Academic Staff other than Heads of Departments to be appointed by the Council.
- [2] The Academic Board shall be responsible for-
- [a] the direction and management of academic matters of the College including the regulation of admission of students, the award of certificates, scholarships, prizes and other academic distinctions;
 - [b] making periodic reports on such academic matters to the Council as the Council may from time to time direct.
12. [1] The Minister of Environment shall be the Visitor of the College. **Visitation**
- [2] The Visitor shall, not less than once in every five years, conduct a visitation of the College or appoint a visitation panel consisting of not less than five experts to conduct the visitation for-
- [a] the purpose of evaluating the academic and administrative performance of the College; or
 - [b] such other purposes or in respect of other affairs of the College as the Visitor may deem fit.
13. Subject to the provisions of this Bill, the Minister may give to the Council directions of a general character or relating generally to matters of policy with regard to the exercise by the Council of its functions under this Bill and it shall be the duty of the Council to comply with such directions. **Power of Minister.**
14. [1] There shall be a Provost of the College [in this Bill referred to as "the Provost"] who shall be **The Provost** appointed by the President, in accordance with the provisions of this clause.
- [2] Where a vacancy occurs in the post of Provost, the Council shall-
- [a] advertise the vacancy in a reputable journal or a widely read newspaper in Nigeria specifying-
 - [i] the qualities of the person who may apply for the post;
 - [ii] the terms and conditions of service applicable to the post and thereafter draw up a short list of

suitable candidates for consideration.

[b] constitute a search team consisting of-

[i] a member of the Council not being a member of the Academic Board, as Chairman;

[ii] two members of the Academic Board not below the rank of Chief Lecturer;

[iii] two members of the academic community of the College not below the rank of chief lecturer to be selected by the Council, to identify and draw up a short list of suitable persons who are not likely to apply for the post for any reason whatsoever.

[3] A Joint Council and Academic Selection Board consisting of-

[a] the Chairman of the Council;

[b] two members of the Council not being member of the Academic Board;

[c] two members of the Academic Board not below the rank of senior lecturer, who were not members of the search team, shall consider the candidates and persons on the short lists drawn up under subclause [2] of this clause through an examination of their curriculum vitae and interaction with them and recommend through the Council to the President, three candidates for his/her consideration.

[4] The President shall appoint as Provost one of the candidates recommended to him under the provisions of subclause [3] of this clause.

[5] Subject to this Bill and the general control of the Council, the Provost shall be the Chief Executive of the College and shall be charged with general responsibility for matters relating to the day-to-day management, and operations of the College.

[6] The Provost-

[a] shall hold office for a period of five years beginning with the effective date of his/her appointment and on such terms and conditions as may be specified in his/her letter of appointment; and

[b] may be reappointed for one further period of five years and no more.

15. [1] There shall be for the College a Deputy Provost.

Deputy Provost

[2] The Council shall appoint the Deputy Provost from among the chief lecturers in the College in one of the following ways, that is-

[a] from a list of three candidates in order of preference, submitted by the Provost; or

[b] on the recommendation of a Selection Board constituted under this clause for that purpose; or

[c] on the nomination of the Provost.

[3] The Selection Board referred to in subclause [2] of this clause shall

[a] consist of-

[i] the Chairman of the Council;

[ii] the Provost;

[iii] two members of the Council not being members of the Academic Board;

[iv] two members of the Academic Board.

[b] make such inquiries as it deems fit before making the recommendation required under that subclause.

[4] The Deputy Provost shall: -

[a] assist the Provost in the performance of his/her functions;

[b] act in the place of the Provost when the post of Provost is vacant or if the Provost is, for any reason, absent or unable to perform his/her functions as Provost; and

[c] perform such other functions as the Provost as the Council may, from time to time, assign to him.

[5] The Deputy Provost-

[a] shall hold office for a period of two years beginning from the effective date of his/her appointment and on such terms and conditions as may be specified in his/her letter of appointment; and

[b] may be reappointed for one further period of two years and no more.

16. [1] The Council of the College shall appoint a Registrar to such College [referred to as "the Registrar"] who shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council and subject thereto as the Provost may from time to time direct.

**The Registrar and
other Staff of the
College**

[2] The Registrar shall, in addition to other duties conferred on him by or under this Bill, be the Secretary to the Council, the Academic Board and any committee of the Council and in his/her absence, the Council or any such committee may appoint some other person to act as secretary, and he/she shall not vote on any question before the Council or count towards a quorum.

[3] A Registrar-

[a] shall hold office for a period of five years beginning from the effective date of his/her appointment and on such terms and conditions as may be specified in his/her letter of appointment; and

[b] may be reappointed for one further period of five years and no more.

[4] Where, on the commencement of this clause, a Registrar appointed before the commencement of this clause has held office for-

[a] five years or less, he/she shall be deemed to be serving his/her first term of office and may be reappointed for a further term of five years;

[b] more than five years but less than ten years, he/she shall complete the maximum period of ten years and thereafter relinquish his/her post and be assigned other duties in the College;

[c] ten years or more, the Council may allow him to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College.

17. [1] There shall be for the College the following principal officers in addition to the Registrar, that is:

**Other Principal
Officers of the
College**

[a] the Bursar; and

[b] The College Librarian, who shall be appointed by the Council on the recommendation of the selection Board constituted under Clause 10 this Bill.

18. [1] The Registrar shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council subject thereto as the Provost may from time to time direct.

**Functions of the
Registrar and
Tenure**

[2] The Registrar shall, in addition to the other duties conferred on him by or under this Bill, be a Secretary to the Council, Secretary to Academic Board and any committee of the Council and in his/her absence, the Council or any such committee may appoint some other persons to act as Secretary. The Registrar shall not vote on any question before the Council or count towards a quorum.

[3] [a] A Registrar shall hold office for a single term of five years only beginning from the effective date of his/her appointment and such terms and conditions as may be specified in his/her letter of appointment.

[b] Where on the commencement of this Bill a Registrar appointed before the commencement of this Bill has held office:

[i] for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;

[ii] for more than five years and has more than 1 year to complete his/her second term, the council may allow him to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College;

[iii] for more than five years and has less than 1 year to complete his/her second term, the council may allow him to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College.

19. [1] The Bursar shall be the Chief Financial Officer of the College and be responsible to the Provost for

**Functions of
Bursar and**

the day-to-day administration and control of financial affairs of the college.

Tenure

[2] [a] A Bursar shall hold office for a single term of five years only beginning from the effective date of his/her appointment and such terms and conditions as may be specified in his/her letter of appointment.

[b] Where on the commencement of this Bill a Bursar appointed before the commencement of this Bill has held office-

[i] for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;

[ii] for more than five years and has more than 1 year to complete his/her second term, The Council may allow him to serve as Bursar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College;

[iii] for more than five years and has less than 1 year to complete his/her second term, The Council may allow him to serve as Bursar for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College.

20. [1] The College Librarian shall be responsible to the Provost for the administration of the College Library and co-ordination of the Library services in the teaching units of the College.

Functions of
College Librarian
and Tenure

[2] [a] A College Librarian shall hold office for a single term of five years only and upon such terms and conditions as may be specified in his/her letter of appointment.

[b] Where on the commencement of this Bill a College Librarian appointed before the commencement of this Bill has held office-

[i] for less than five years, he/she shall be allowed to complete the five years specified in his/her appointment letter and shall not have right for the renewal of his/her appointment for a further term of five years;

[ii] for more than five years and has more than 1 year to complete his/her second term, the Council may allow him to serve as College Librarian for a further period of one year only and thereafter he/she shall relinquish his/her post and be assigned other duties in the College;

[iii] for more than 5 years and has less than 1 year to complete his/her second term, the Council may allow him to serve as College Librarian to complete his/her second term and thereafter he/she shall relinquish his/her post and be assigned other duties in the College.

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| 21. | [1] A principal officer may resign his/her appointment-
[a] in the case of the Provost, by notice to the Visitor; and
[b] in any other case, by notice to the Council. | Resignation of
Appointment of
Principal Officers |
| 22. | [1] The Council may appoint such other persons to be employees of the College as the Council may determine to assist the Provost and the principal officers of the College in the performance of their functions under this Bill.

[2] Subject to the provisions of this Bill, the remuneration, tenure of office and conditions of service of the employees of the Council shall be determined by the Council in consultation with the Federal Civil Service Commission. | Other Employees
of the College. |
| 23. | [1] Service in College shall be approved service for the purposes of the Pensions Reform Act and, accordingly, officers and other persons employed in the College shall in respect of their service in the College be entitled to pensions, gratuities and other retirement benefits as are prescribed there under, so however that nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude the grant of a pension and gratuity in respect of that office.

[2]The Council shall not accept any gift if the conditions attached by the person making the gift are inconsistent with the functions of the Council. | Pension |
| 24. | The Council shall keep proper accounts of its receipts, payments, assets and liabilities and shall, in respect of each year, cause the accounts to be audited. | Accounts and
Audit |
| 25. | The Council shall, as soon as after the expiration of each financial year, prepare and submit to the Minister a report of its activities during the immediately preceding financial year and shall include in the report a copy of the audited accounts of the College for that year and of the auditor's report on the accounts. | Annual Reports |
| 26. | [1] For the purpose of providing offices and premises necessary for the performance of its functions, the Council may-
[a] purchase any interest in or take on lease any land; and
[b] build, equip and maintain offices and premises.

[2] The Council may, with the approval of the Minister, sell any interest in or lease any land, offices or premises held by it and no longer required for the performance of its functions. | Office Premises |

27. [1] The Council may make rules providing for the Provost to conduct enquiries into alleged breaches of discipline [including lack of diligence] by students and such rules may make different provisions for different circumstances.

[2] The rules shall provide for the procedure and rules of evidence to be followed at enquiries under this clause.

[3] Subject to the provisions of subclause [1] of this clause, where it is proved during the enquiry that any student of the College has been found guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or any regulations made there under, direct that the-

[a] student shall not, during such period as may be specified in the direction, participate in such activities of the College, or make use of such facilities of the College, as direction may specify; or

[b] activities of the student shall during such period as may be specified in the directions, be restricted in such manner as may be so specified; or

[c] That the student may be suspended for such period as may be specified in the direction; or

[d] that the student be expelled from the College.

[4] Where there is temporarily no Provost or where the Provost refuses to apply any disciplinary measures, the Council may, either directly or through some other staff, apply such disciplinary actions as are specified in subclause [3] of this clause to any student of the College who is found guilty of misconduct.

[5] Where a direction is given under subclause [3] [c] or [d] of this clause in respect of any student, the student may, within 21 days from the date of the letter communicating the decision to him, appeal from the direction to the Council, and where such an appeal is brought, the Council shall, after causing such inquiry to be made in the matter as the Council considers just, either confirm or set aside the direction or modify it in such manner as the Council may think fit.

[6] The fact that an appeal from a direction is brought in pursuance of subclause [5] of this clause shall not affect the operation of the direction while the appeal is pending.

[7] The Provost may delegate his/her powers under this clause to a Disciplinary Committee consisting of such members of the College as he/she may nominate.

[8] Nothing in this clause shall be construed as preventing the restriction or termination of a student's activities at the College otherwise than on the ground of misconduct.

[9] It is hereby declared that the direction under subclause [3] [a] of this clause may be combined with

a direction under subclause [3] [b] of this clause.

[10] In all cases under this clause, the decision of the Council shall be final unless reversed by the Minister on appeal by the student.

28. [1] A member of the Council other than an ex-officio member shall hold office for a period of three years beginning with the date on which he/she was appointed and shall be eligible for re-appointment for a further term of three years and thereafter he/she shall no longer be eligible for re-appointment as specified in the schedule to this Bill. **Tenure of office of Members**
- [2] Members of the Council holding office as specified in clause 7 of this Bill shall be paid remuneration or allowance in accordance with rates specified from time to time by the Federal Executive Council.
29. [1] Where a vacancy occurs in the membership of the Council, that vacancy shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his/her predecessor; so however that the successor shall represent the same interest as his/her predecessor. **Vacancy**
- [2] The Council may act notwithstanding any vacancy in its membership or the absence of any member or that a person not entitled to do so takes part in its proceedings.
30. [1] The Council may, on behalf of the College, acquire and hold such movable and immovable property as may be necessary or expedient, for the same purposes, may sell, lease, mortgage or otherwise alienate or dispose of any property so acquired. **Power of Council to hold Property and enter into contracts**
- [2] The Council shall have power to enter into contracts on behalf of the College.
31. The Council may with the approval of the Minister and on behalf of the College, invest the funds of the College in such manner and to such extent as may be necessary or expedient for carrying into effect the provisions this Bill. **Power to Invest**
32. The funds of the College shall include- **Funds of the College**
- [a] revenue as may from time to time accrue to the College from the Government by way of government grants, subvention or endowment or otherwise;
- [b] fees charged by the College;
- [c] donations, legacies or endowment from public or private bodies;

- [d] payment for sales of woods or other services rendered by the College; and
- [e] any other monies due to or recoverable by the College from any other sources.

32. The Council shall submit to the Minister, not later than 3 months before the end of each financial year or at least at such other time as he/she may direct, an estimate of its revenue and expenditure for the succeeding financial year. Annual Estimates
33. [1] In the event of any doubt or dispute arising at any time regarding the meeting of any of the provisions of this Bill or the Statutes, the matter shall be referred to the Minister who shall advise thereon and give his/her decision accordingly and the decision shall be binding upon the authorities, the staff and the students of the College. Settlement of Disputes.
- [2] The provisions of sub-clause [1] of this clause shall not be deemed to exclude the jurisdiction of the Law Courts from determining any doubt or dispute.
34. [1] The Council shall, as soon as possible after the expiration of each financial year but within six months after the termination of that year, cause to be submitted to the Minister an Annual Report of the College dealing generally with the activities and operations of the College within that year which shall, without prejudice to the generality of the foregoing, include- Annual Report
- [a] A copy of the audited accounts of the College together with the Auditor-General of the Federation report thereon [if any];
 - [b] a statement of all directions given to the College under clause 33 of this Bill;
 - [c] each report submitted by the External Auditor under clause 36 of this Bill in relation to that financial year; and
 - [d] such other information as the Minister may request.
- [2] A copy of the Annual Report shall be forwarded by the Council to the Federal Minister responsible for Finance and Economic Planning.
- [3] The Minister shall, not later than three months after receiving the Annual Report, cause it to be laid before the Federal Executive Council.
- [4] The Council shall also submit to the Minister such other reports on the Colleges' financial affairs as the Minister may be by writing reasonably request from time to time.
35. [1] The Council may from time to time, issue bye-laws or administrative instructions in writing for Bye-laws and Administrative

regulating the internal operations of the College including but without prejudice to the general effect of the foregoing, the regulation of-

Instructions

[a] the disciplinary control of the students; and

[b] the conditions of service of the employees of the College and until such bye-law or administrative instructions are issued, the rules governing the conditions of services and disciplinary control in the federal civil service shall apply, with necessary modifications, to the staff of the College.

[2] All such bye-laws or administrative instructions shall come into force, when signed by the Chairman or as may be determined by the Council.

36. In this Bill, unless the context otherwise requires-

Interpretation

"**Chairman**" means the Chairman of the Council;

"**College**" means the Federal College of Forestry specified in the First Schedule to this Bill and

"College" shall be construed accordingly;

"**Council**" means the Governing Council of the College established by or pursuant to clause 4 of this Bill;

"**Provost**" means the Provost of the College appointed under clause 15 of this Bill;

"**Functions**" includes powers and duties;

"**Member**" means a member of the Council including the Chairman;

"**Minister**" means the Minister charged with responsibility for matters relating to Environment.

37. This Bill may be cited as the Federal College of Forestry, Wawa Zange, Dukku, Gombe State [Establishment etc] Bill, 2021.

Short Title

SCHEDULE SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Remuneration of Council Members

[1] There may be paid to the members of the council and any committee, other than ex-officio members, such remunerations and allowances as may from time to time be determined by the Minister.

[2] Where a vacancy occurs in respect of the membership specified in Clause 3 [1] [d], it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his/her predecessor in office and such successor shall represent the same interest as his/her predecessor.

[3] The Council may act notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

Vacancy of Council Seat

Senate Bill Page 15 of 17

[1] Where a vacancy occurs in the membership of the Council, that vacancy shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his/her predecessor; so however that the successor shall represent the same interest as his/her predecessor.

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

Proceedings of the Council

[1] The Council shall meet for the conduct of business at such times as the Chairman of the Council may appoint but shall meet not less than twice in a year.

[2] The Chairman of the Council may at any time and shall at the request in writing of not less than five members of the Council summon a meeting of the Council.

[3] Particulars of the business to be transacted shall be circulated to members with the notice of the meeting at least two weeks before the date of the meeting.

[4] Where the Council desires to obtain the advice of any person on any particular matter, it may co-opt such person as a member for a meeting whether or not expressly convened for the purpose of considering the particular matter but no co-opted member shall be entitled to vote or shall count towards quorum.

[5] Every question put before the Council at a meeting shall be decided by a simple majority of the members present and voting:

[a] Seven members shall form a quorum at any meeting of the Council;

[b] The Chairman shall at any meeting of the Council, have a vote and, in the case of an equality of votes, may exercise a casting vote.

[6] Subject as aforesaid, the Council may make standing orders with respect to the holding of meetings, the nature of notices to be given, the proceedings thereat, the keeping of minutes of such proceedings and the custody and production for inspection of such minutes.

[7] If the Chairman of the Council is absent from a meeting of the Council, the members present shall elect one of their number to act as chairman for the purposes of that meeting.

Miscellaneous

[1] The fixing of the seal of the College shall be authenticated by the signature of the Chairman, Provost and of some other members of the Council authorized generally or specially by the Council to act for that purpose.

[2] Any contract or instrument which, if made or executed by a person other than a body corporate would not be required to be under seal, may be made or executed on behalf of the College by any person generally or specially authorized to act for that purpose by the Council.

[3] Any document purporting to be duly executed under the seal of the College shall be received in evidence and shall, unless the contrary is proved, be presumed to be so executed.

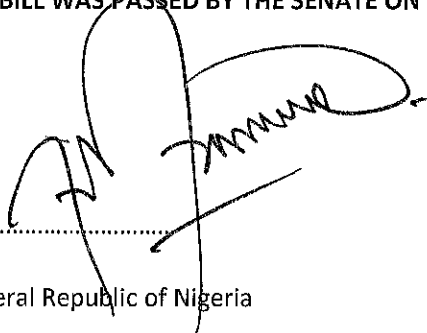
EXPLANATORY MEMORANDUM

The crux of the Bill is to provide a legislative framework to support the establishment of the Federal College of Forestry,

Wawa Zange, Dukku, Gombe State to provide for full-time courses in Forestry, Technology and Development to improve genetic resources of forest trees and ecosystem for economic growth and development. Also, the College is to promote Applied Sciences, Management and other fields of studies with a view to augmenting agricultural needs and expectations of the Nigeria people while meeting learning, research, instructional and teaching needs of the prospective students of the host communities in particular and Nigeria as a whole.

The college of forestry is a special college with distinct disposition of offering HND and OND as opposed to the conventional college akin to College of Forestry in Ibadan, Kaduna and Plateau State. The legislative framework designed for the College, is to offer ordinary National Diploma [OND], Higher National Diploma [HND] and other certification in Education in the areas of its core objects of interest on both full-time and part-time basis.

THIS BILL WAS PASSED BY THE SENATE ON WEDNESDAY, 8TH DECEMBER, 2021



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President,
Senate of the Federal Republic of Nigeria



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Clerk,
Senate of the Federal Republic of Nigeria