



THE SENATE
FEDERAL REPUBLIC OF NIGERIA

**FEDERAL POLYTECHNIC OROZO, ESTABLISHMENT,
BILL 2022**

(SB. 911)

A

BILL FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL POLYTECHNIC
OROZO ABUJA TO PROVIDE FOR A FULL-TIME COURSES IN TECHNOLOGY, APPLIED
SCIENCES, MANAGEMENT, ADMINISTRATION AND FOR OTHER MATTERS

FIRST READING

TUESDAY, 2ND FEBRUARY, 2022

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TUESDAY, 5TH APRIL, 2022

FEDERAL POLYTECHNIC OROZO, EST, BILL 2022



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A

BILL FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL POLYTECHNIC OROZO ABUJA TO PROVIDE FOR A FULL-TIME COURSES IN TECHNOLOGY, APPLIED SCIENCES, MANAGEMENT, ADMINISTRATION AND FOR OTHER MATTERS.

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Commencement

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

PART I - ESTABLISHMENT AND FUNCTIONS OF THE
FEDERAL POLYTECHNIC OROZO ABUJA AND ITS CONSTITUENT BODIES, ETC.

1. [1] There is established The Federal Polytechnic Orozo Abuja [in This Bill referred to as "the Polytechnic"].
[2] The Polytechnic-
[a] shall be a body corporate with perpetual succession and a common seal; and
[b] may sue or be sued in its corporate name

Establishment of The
Federal Polytechnic
Orozo Abuja
2. [1] The Objects of the polytechnic shall be-
[a] to provide full-time or part-time courses of instruction and training-
[i] in technology, applied science, commerce and management; and
[ii] in such other fields of applied learning relevant to the needs of the development of Nigeria in the area of industrial and agricultural production and distribution and for research in the development and adaptation of techniques as the Council may from time to time determine;
[b] to arrange conferences, seminars and study groups relative to the fields of learning specified in paragraph [a] of this subclause[1];
[c] to perform such other functions as in the opinion of the Council may serve to promote the objectives of the polytechnic.
[2] Nothing in this clause shall preclude the government of a State or any of its agencies from setting up a polytechnic similar to any polytechnic established under this Bill.

Objects of the
Polytechnic
3. [1] There shall be established a Council for the Polytechnic [in this Bill referred to as "the Council"] which shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name.
[2] The Council shall consist of a Chairman and the following other members, that is:
[a] the Rector of the Polytechnic;
[b] one representative of the Academic Board of the Polytechnic elected by the Board.
[c] one representative of National Information Technology Development Agency;

Constitution and
Principal Officers of
the Polytechnic

- [d] one representative of universities [to be submitted by NUC];
- [e] one representative of Professional Bodies [to be coordinated by NBTE];
- [f] one representative of a Federal Utility Statutory Corporation;
- [g] one representative of the community where the Polytechnic is situated [to be coordinated by the Polytechnic];
- [h] one representative of the Minister charged with responsibilities for matters relating to polytechnics;
- [i] one representative of the Permanent Secretary, Federal Ministry of Education [to be coordinated by the FME];
- [j] one representative of the Permanent Secretary, Federal Ministry of Industry, Trade and Investment [to be coordinated by the NBTE];
- [k] one representative of the State Ministry of Education;
- [l] five [5] other persons, at least one of whom must be a woman to be selected each on personal merit based on contributions to development of industry, technology or commerce or special interest in technical education;
- [m] the Registrar [non-member] shall be Secretary to the Governing Council.

[3] The Chairman and members for the Council other than ex-officio members shall be appointed by the President on the recommendation of the Minister of Education.

[4] The provision of the Schedule to this Bill shall have effect with respect to the proceedings of the Council and the other matters mentioned therein.

4.

[1] The Minister of Education shall be the Visitor to the Polytechnic.

Visitation

[2] The Visitor shall, not less than once in every five years, conduct a visitation of the Polytechnic or appoint a Visitation Panel, consisting of not less than five experts. To conduct the visitation-

[a] for the purpose of evaluating the academic and administrative performance of the polytechnic;

[b] for such other purpose or in respect of any other affairs of the polytechnic as the Visitor may deem fit.

5.

[1] There shall be a Registrar to each polytechnic who shall be responsible to the Rector for the day-to-day administration of the polytechnic and shall perform such other duties as the Council or, as the case may be, the Rector may from time to time require him/her to do.

Registrar of the Polytechnic

[2] The Registrar shall be the secretary to the Council, the Academic Board and any

committee of the Council and shall attend all the meetings of those bodies unless excused for good reason by the chairman of the Council.

[3] In the absence of the Registrar, the Chairman of the Council may, after consultation with the Rector, appoint a suitable person to act as secretary for any particular meeting of the Council.

[4] The secretary to the Council or a person appointed to act under sub clause[3] of this clause, shall not vote on any question before the Council or count towards a quorum unless he/she is so entitled as a member of the Council.

6. [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 Rector 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/her by or under this Bill, be a Secretary to the Council, and in his/her absence, the Council or any such committee may appoint some other persons to act as Secretary. The Rector shall not vote on any question before the Council or count towards a quorum.

[3] A Registrar shall

[a] 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/her 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 Polytechnic;

[iii] for more than five years and has less than 1 year to complete his/her second term, the council may allow him/her 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 Polytechnic.

7. [1] Subject to the provisions of this Bill, the Council:

General Functions of
the Governing Council

[a] shall be responsible for the general management of the affairs of the Polytechnic and in

particular, the control of the property and finances of the Polytechnic;

[b] shall have power to do anything which in its opinion is calculated to facilitate the carrying out of activities of the polytechnic and promote its best interest;

[c] shall set up committees for the purpose of working on specific matters and making recommendations to the Board for necessary action;

[d] shall provide pieces of advice as may be necessary, for the interest of the Polytechnic on any matter referred to it;

[e] may enter into such contracts as may be necessary or expedient for carrying into effect the provisions of the Federal Polytechnics Act.

[f] shall perform such other functions as in the opinion of the Council may serve to promote the objectives of the Polytechnic.

[4] The Minister may give to the Polytechnic directives of a general character or relating generally to matters of policy with regard to the exercise by the Polytechnic of its functions under this Bill and it shall be the duty of the Polytechnic to comply with such directives.

8.

The Polytechnic shall have power to:

Powers of the
Polytechnic

[a] award certificates for courses provided by it under clause 4 [1] [a] of this Bill;

[b] enter into such contracts as may be necessary or expedient for carrying into effect the provisions of this Bill;

[c] acquire, hold, lease, sell, mortgage or otherwise alienate or dispose of any property, movable or immovable;

[d] invest its funds in such manner and to such extent as it may deem necessary or expedient;

[e] establish and maintain a library, comprising such books, journals, records, reports and other publications and information systems as may be required for the discharge of the functions conferred on the Polytechnic by this Bill;

[f] accept gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organization making the gift; provided that the Polytechnic shall not accept any gift if the terms and conditions attached thereto are inconsistent with its functions under this Bill.

[g] Hold examinations and award of diplomas, certificates and other distinctions to persons who have pursued a course of study Approved by the Polytechnic and have satisfied such other requirements as the Polytechnic may lay down.

9.

[1] The President shall appoint for the Polytechnic a Rector who shall be the chief academic and administrative officer of the Polytechnic.

Appointment of The
Rector

[a] Where a vacancy occurs in the position of Rector, the Council shall advertise and follow

such procedure as provided in clauses 8 [2], [3], [4] and [5] of the Federal Polytechnics Act.

[b] The Rector shall be responsible for:

[i] the day-to-day administration of the Polytechnic;

[ii] the exercise of general authority over the employees of the Polytechnic;

[iii] the discipline of students in the Polytechnic.

[c] The Rector shall hold office for a single term of five [5] years from the effective date of his/her appointment and on such terms and conditions as may be determined by the Minister as set out in his/her letter of appointment.

10.

[1] The Deputy Rector shall be appointed by the Council as specified in clause 9 of the Federal Polytechnics Act.

Appointment of the
Deputy Rector

[a] The Deputy Rector shall assist the Rector in the performance of his/her functions and shall act in the place of the Rector when the Rector is absent or unable to perform his/her functions or when the position of Rector is vacant.

[b] The Deputy Rector shall perform such other functions as the Rector may from time-to-time assign.

[c] The Deputy Rector shall hold office for the period of two [2] years from the effective date of his/her appointment and on such terms and conditions as may be specified in the letter of appointment. He/she may be re-appointed for a further period of two [2] years and no more.

11.

[1] The Bursar shall be appointed by the Council on recommendation of the Selection Board constituted under clause 9 [3] of the Federal Polytechnics Act.

Appointment of the
Bursar

[a] The Bursar shall be the Chief Financial Officer of the Polytechnic and shall be responsible to the Rector for the day-to-day administration and control of the financial affairs of the polytechnic.

[b] The Bursar shall hold office for a single term of five [5] years.

12.

[1] The Bursar shall be the Chief Financial Officer of the Polytechnic and be responsible to the Rector for the day-to-day administration and control of financial affairs of the Polytechnic.

Functions of the
Bursar and Tenure

[2] [a] A Bursar shall hold office for a single term of [5] 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.

[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/her 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 Polytechnic;

[iii] for more than five years and has less than 1 year to complete his/her second term, The Council may allow him/her 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 Polytechnic.

13.

[1] The Polytechnic Librarian shall be responsible to the Bursar for the administration of the Polytechnic Library and co-ordination of the library services in the teaching units of the Polytechnic.

[2] A Polytechnic Librarian shall;

[a] 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 Polytechnic 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/her to serve as Polytechnic 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 Polytechnic;

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

Functions of the
Polytechnic Librarian
and Tenure

14.

[1] Any officer mentioned in this Schedule may resign his/her office in:

[a] The case of the Chairman of the Governing Council, by notice to the Visitor;

[b] In the case of the Rector, by notice to the Council which shall immediately notify the Minister.

[2] A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office.

Resignation of
Appointment of
Principal Officers

15. [1] The Council may appoint such other persons to be employees of the polytechnic as the Council may determine to assist the Rector and the principal officers of the polytechnic in the performance of their functions under this Bill. Other Employees of the Polytechnic
- [2] The power to appoint all other employees of the polytechnic shall be exercised-
- [a] in the case of senior employees, by the Council on the recommendation of the Appointment and Promotions Committee set up under the provisions of paragraph 3 [2][a] of the Schedule to this Bill;
- [b] in the case of junior employees, by the Rector on the recommendation of the Junior Staff Appointments and Promotions Committee constituted under paragraph 3 [2][b] of the schedule to this Bill.
- [3] 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 capital territory Civil Service Commission.

16. [1] For the purpose of the Land Use Act [which provides for the compulsory acquisition of land for public purposes] any purpose of the Polytechnic shall be the same as that of the Federation. Transfer of Land to the Polytechnic
- [2] Where an estate or interest in land is acquired by the Government pursuant to this clause, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the Polytechnic.

17. [1]The Federal Civil Service Commission may by order published in the Federal Gazette declare the office of the Rector or any other person employed by the Council to be a pensionable office for the purposes of the Pensions Act. Application of the Pensions Act
- [2]Nothing in the provisions of subclause[1] of this clause shall prevent the appointment of any person to any office on terms which preclude the grant of a pension or gratuity in respect of service in that office.
- [3] A Law or rule requiring a person to retire from the public service after serving for thirty-five [35] years or having attained the age of 60 years in service, shall not apply to staff of Polytechnic.
- [4] Notwithstanding anything to the contrary contained in the Pensions Reform Act, the compulsory retirement age of staff of Polytechnic shall be sixty-five [65] years.

PART II
SUPERVISION AND DISCIPLINE

18. If it appears to the Council that a member [other than Chairman of the Governing Council or the Rector] should be removed from office on grounds of misconduct or inability to Removal from office of Members of the Council and the Rector

perform the functions of his/her office, the Council shall make a recommendation to that effect through the Minister to the Federal Executive Council and if the Federal Executive Council, after making such enquiries [if any] as may be considered necessary, approves the recommendation, it may direct the removal of the member from office.

19. [1] If there are reasons for believing that any person employed as a member of the academic, administrative or technical staff of the polytechnic, other than the Rector, should be removed from office on the ground of misconduct or inability to perform the functions of his/her office, the Council shall:
- [a] give notice to the person of the reasons in question;
 - [b] afford him/her an opportunity to make representations in person on the matter to the Council; and carry out such investigations and actions pursuant to clause 17 [1] [c] of the Federal Polytechnics Act.
- [2] The Rector may, in a case of misconduct by a member of the staff which in the opinion of the Rector is prejudicial to the interests of the polytechnic, suspend such member and any such suspension shall forthwith be reported to the Council.
- [3] For good cause, any member of staff may be suspended from office or his, appointment may be terminated by the Council by virtue of its power pursuant to clause 171 [3] of the Federal Polytechnics Act.

Removal from office
of a staff of the
Polytechnic

20. 1] If, on the recommendation of the Rector or, it appears to the Academic Board that a person appointed as an examiner for any examination of the Polytechnic ought to be removed from his/her office or appointment, then, the Academic Board may, after affording the examiner an opportunity of making representations in person on the matter, direct the Rector to remove the examiner by an instrument in writing signed by the Registrar.

Removal of Examiner

21. [1] Subject to the provisions of this clause, where it appears to the Rector that any student of the polytechnic has been guilty of misconduct, the Rector may, without prejudice to any other disciplinary powers conferred on him/her by this Act or regulations made hereunder direct-
- [a] that the student shall not during such period as may be specified in the direction, participate in such activities of the polytechnic, or make use of such facilities of the polytechnic, as he/she may specify; or
 - [b] that the 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 be suspended for such period as may be specified in the directions; or
 - [d] that the student be expelled from the polytechnic.
- [2] Where there is temporarily no Rector or where the Rector refuses to apply any

Discipline of Students

disciplinary measures, the Council, either directly or through some other staff, may apply such disciplinary actions as are specified in subclause[1] of this clause to any student of the polytechnic who is guilty of misconduct.

[3]Where a direction is given under subclause[1][c] or [d] of this clause in respect of any student, the student may, within a period of 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.

[4] The fact that an appeal from a direction is brought in pursuance of subclause[3] of this clause shall not affect the operation of the direction while the appeal is pending.

[5]The Rector may delegate his/her power under this clause to a disciplinary committee consisting of such members of the polytechnic as he/she may nominate.

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

[7] It is hereby declared that a direction under subclause[1][a] of this clause may be combined with a direction under subclause[1][b] of this clause.

[8] In all cases under this clause, the decision of the Council shall be final.

22.

Discipline of Junior Staff

[1]If any junior staff is accused of misconduct or inefficiency, the Rector may suspend him/her for not more than three months and forthwith shall direct the Junior Staff Appointments and Promotions Committee-

[a] to consider the case; and

[b] to make recommendations as to the appropriate action to be taken by the Rector.

[2] In all cases under this clause, the officer shall be informed of the charge against him/her and shall be given reasonable opportunity to defend himself.

[3] The Rector may, after considering the recommendation made pursuant to subclause[1][b] of this clause, dismiss, terminate, retire or down-grade the officer concerned.

[4] Any person aggrieved by the Rector's decision under subclause[3] of this clause, may within a period of 21 days from the date of the letter communicating the decision to him, address a petition to the Council to reconsider his/her case and the Council's decision thereon shall be final.

[5] In any case of gross misconduct on the part of a junior staff, the Rector shall forthwith suspend him/her and thereafter refer the matter to the Junior Staff Appointments and

Promotions Committee to be dealt with according to the foregoing provision of this clause.

PART III –
ACADEMIC BOARD

Establishment of
Academic Board of
the Polytechnic

23. [1] There is established as an integral part of the Polytechnic an Academic Board which shall consist of:

[a] the Rector of the Polytechnic;

[b] the Deputy Rector;

[c] the Registrar as secretary;

[d] the Librarian;

[e] Deans / Directors of Schools;

[f] Heads of Academic Departments / Units;

[g] not more than two [2] members of the academic staff other than Heads of Departments/Units, to be appointed by the Academic Board.

[2] The Academic Board shall:

[a] give the direction and management of academic matters of the polytechnic including the regulation of admission of students, the award of certificates and diplomas, school prizes and other academic distinctions;

[b] formulate and continuously evaluate the academic programme of the Polytechnic;

[c] make periodic reports to the Council on such academic matters as the Board may deem fit or as the Council may from time to time direct;

[d] the discharge of any other functions which the Council may delegate to it.

[3] The Rector shall be the Chairman at the meeting of the Academic Board and in his/her absence the Deputy Rector shall preside at such meeting, but in the absence of both, the members present at the meeting shall appoint one of their number to preside at the meeting.

[4] Subject to subclause [3] of this clause, the Academic Board shall have the power to regulate its own procedure.

PART IV
FINANCIAL PROVISIONS

Funds of the
Polytechnic

24. [1] The Polytechnic shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Polytechnic in the performance of its functions under this Bill.

[a] Annual budgetary allocation by the Federal Government through; Appropriation by the National Assembly

- [b] grants-in-aid;
 - [c] fees;
 - [d] income derived from investments;
 - [e] gifts, legacies, endowments and donations not accepted for a particular purpose;
 - [f] income derived from the exercise of any functions conferred or imposed on the Polytechnic by this Bill;
 - [g] any other amounts, charges or dues recoverable by the Polytechnic;
 - [h] revenue, from time to time, accruing to the Polytechnic by way of subvention;
 - [i] interests on investments;
 - [j] donations and legacies accruing to the Polytechnic from any source for the general or special purposes of the Polytechnic; and
- [2] The general fund shall be applied for the purposes of the Polytechnic.

25. [1] Each Council shall keep proper accounts and proper records in relation thereto and shall cause to be prepared, not later than 1st October in each financial year, an estimate of its revenue and expenditure for the ensuing financial year and when prepared, the estimate shall be submitted to the National Board for Technical Education for approval.
- [2] At the end of each financial year but not later than 30 June the Council shall cause to be prepared a statement of its income and expenditure during the previous financial year.
- [3] The statement of accounts referred to in subclause[2] of this clause shall, when certified by the Rector, be audited by a firm of auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation and shall be published in the annual report of the polytechnic

Audits of Accounts

26. Payment of all sums of money accruable to the Polytechnic except donations and gifts shall be made through the Federal Government recognized Remita online platform.

Payment into Bank

27. [1] Donations of money to be applied to any particular purpose shall be placed to the credit of a special reserve account approved by the Council until such time as they may be expended in fulfilment of such purpose.
- [2] No Council shall be obliged to accept a donation for a particular purpose unless it approves of the terms and conditions attached to such donation

Donations for Particular Purposes

28. All sums of money received on account of the Council shall be paid into such bank for the credit of the Council as may be approved by the Council.

Payment into Bank

29. The Council shall on or before 31 December in each year prepare and submit to the President through the Minister, a report of the activities during the preceding financial year

Annual Report

and shall include in the report, the audited accounts of the polytechnic in respect of that financial year and the auditors' comments on the account.

PART V

MISCELLANEOUS AND SUPPLEMENTARY

30. [1] The Council may make bye-laws relating to any matter within its competence under this Bill other than matters for which provision is to be made by standing orders pursuant to paragraph 7 of the Schedule to this Bill.
- [2] All such bye-laws shall be in writing and shall come into force when sealed with the seal of the Council unless some other date for their commencement is prescribed therein.
- [3] Nothing in subclause[2] of this clause, shall make it obligatory for the Council to publish any of the said bye-laws in the Federal Gazette but the Council shall bring such bye-laws to the notice of all affected thereby.
31. [1] The minister shall have the power to give to the Council, such directives which are not inconsistent with the provision of this Bill and it shall be the duty of the Council to comply with such directives;
- [2] The minister responsible for education shall be the visitor of the Polytechnic;
- [3] The visitor shall, not less than one in every five years, conduct a visitation to the Polytechnic or appoint a visitation panel consisting of not less than five experts to conduct the visitation.
- [4] The purpose of the visitation shall be to-
- [a] assess the academic and administrative performance of the Polytechnic; and
- [b] for such other purposes the visitor may deem fit.
32. [1] The Council may, with the approval of the Minister, make regulations for giving effect to the provisions of this Bill and without prejudice to the foregoing regulations shall provide:
- [a] the entry into and the type of courses approved for the Polytechnic;
- [b] the duration of the courses and academic standards; and
- [c] the certificates, diplomas or degrees which may be awarded by the Polytechnic.
33. In this Bill, unless the context otherwise requires-
- "The Academic Board" means the board established under clause 10 of this Bill;
- "The Appointments and Promotions Committee" means a body by that name established under paragraph 3 [2][a] of the Schedule to this Bill;
- "Polytechnic" means the respective polytechnics set up under clause 1 of this Bill;

Power to Make Bye-Laws

Power of the Minister for Directives and Visitation

Regulations

Interpretation

"The Junior Staff Appointments and Promotion Committee" means a body by that name set up under paragraph 3 [2][b] of the Schedule to this Bill;

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

"The Registrar" means the Registrar of each polytechnic appointed under clause 4 [1] of this Bill.

"Council" means governing body of the Polytechnic established under clause 2 of this Bill;

"Visitor" means Minister of Education;

"Property" includes rights, liabilities and obligations;

"Polytechnic" means The Federal Polytechnic Orozo established under clause 1 of this Bill;

"Staff" means all persons employed by the Council to serve at the Institute

34. This Bill may be cited as the Federal Polytechnic Orozo, Est, Bill 2022.

Short title

SCHEDULE SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

1. Terms of office of Members-

[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.

[2] Members of the Council holding office as specified in paragraph 1 [1] of this Schedule, shall be paid remuneration or allowance in accordance with rates specified from time to time by the National Council of Ministers.

[3] A member of the Council holding office as specified in paragraph 1 [1] of this Schedule may by notice in writing to the Minister resign his/her office.

2. Appointment of Committees-

[1] The Council may appoint one or more committees to which it may delegate any of its functions.

[2] Without prejudice to the generality to sub-paragraph [1] of this Schedule, the Council shall appoint the following committees, that is-

[a] the Appointments and Promotions Committee which shall without prejudice to clause 7 [4] of this Bill -

[i] consist of a chairman to be appointed by the Rector from members of the senior staff of the polytechnic and four other members who shall be appointed by the Council;

[ii] be charged with the responsibility for making recommendations to the Council on the appointment and promotion of the academic and senior staff of the polytechnic and have a quorum of three members;

[b] the Junior Staff Appointments and Promotions Committee which shall consist of a chairman and four other members to be appointed by the Council and shall have the powers set out in clauses 7 [5] and 14 of this Bill;

[c]the Committee on Students' Affairs which shall consist of the following members-

[i] a chairman who shall be appointed by the Rector from among the senior employees of the polytechnic;

[ii] one member of the Council;

[iii] two members of the academic staff of the polytechnic; and

[iv] four students of the polytechnic,

and the Committee on Students' Affairs shall be charged with the duty of-

[a] considering any matter which relates to the welfare of students;

[b] any other matter referred to it by either the Council or students of the polytechnic;

[c] any matter which the students wish to refer to the Council shall be referred to the Committee on Students' Affairs in the first instance.

[3]No decision of a committee shall have effect unless it is confirmed by the Council.

[4] The Chairman of the Governing Council and the Rector shall be members of every committee of which the members are wholly or partly appointed by the Council, other than a committee appointed to inquire into the conduct of the officer in question and the Rector shall be a member of every committee of which the members are wholly or partly appointed by the Academic Board

3. 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

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

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

[iii] 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.

[5] 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.

[6] 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.

4. Miscellaneous-

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

5. Composition and Functions of management Committee, School and Departmental Boards-

[a] there shall be a Management committee made up of all the Principal Officers of the Polytechnic, all Deans and Directors in the Polytechnic;

[i] the rector shall be the Chairman of the Management Committee; and

[ii] the Management Committees shall meet at least once in a month to discuss and take decisions on matters of general interest to the Polytechnic.

[b] there shall be a School Board for each school in the Polytechnic made up of all the Academic Bard;

[i] the School Board deal with academic matters and any other matter of interest to the school or nay matter assigned to it by the council, the rector or the Academic Board;

[ii] the Dean shall be the chairman of the School Board; and

[iii] the Dean shall be elected from among the Academic Staff not below the rank of Chief Lecturer in that School for a tenure of three years and not immediately renewable

[c] there shall be a Departmental Board for each Department in the Polytechnic made up of all the Academic Staff in that Department;

[i] the Departmental Board shall deal with academic matters and any other matter of interest to the Department

[ii] the Head of Department shall be chairman of the Departmental Board; and

[iii] the Head of Department shall be elected from among the Academic Staff not below the rank of Senior Lecturer in that department for a tenure of three years and not immediately renewable.

[d] where there is no qualified candidate for the position of dean or Head of Department, the Rector shall appoint an Acting Dean not below the rank of Senior Lecturer or Acting Head of Department not below the rank of Lecturer I for a period of one year in the first instance and renewable once and no more.

[e] Nothing in this Bill shall prevent the management Committee and Boards from making supplementary rules to guide their proceedings provided such rules are not inconsistent with the provisions of this Bill.

6. Establishment of the Congregation-

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

[a] the Rector shall be the Chairman of the Congregation; and

[b] the Congregation shall meet at least once in a year.

7. Common Seal-

[1] The common seal of the Council shall not be used or affixed to any document except in pursuance of a

resolution duly passed at a properly constituted meeting of the Council and recorded in the minutes of such meeting.

[2] The fixing of the seal of the Council shall be authenticated by the signature of the Chairman of the Council and some other member authorised generally or specifically by the Council to act for that purpose.

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

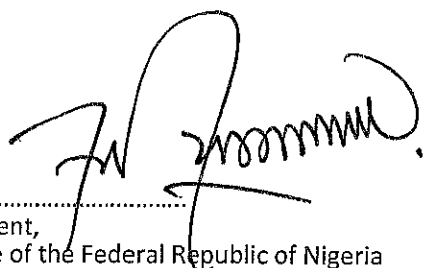
8. Contract and Agreement-

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


EXPLANATORY MEMORANDUM

The hallmark of the Bill is providing a legislative framework to support the establishment of the Federal Polytechnic Orozo, Abuja FCT to nurture career technicians, engineers and young scientist to further improve on utilitarian innovations to drive industrialization agenda of the government. The envisaged Federal Polytechnic Orozo, is to meet learning, technical, instructional and teaching needs of the prospective students of the host communities in particular, Nigeria and the world as a whole. The legislative frame word designed for the Federal Polytechnic Orozo Abuja FCT is to offer Higher National Diplomas [HND] Ordinary National Diplomas, [OND] and other certification relevant to the core object of the Polytechnics both on full-time and part-time basis to cover, but not limited to; sciences; engineering; technical; vocational; humanity; social and management sciences.

THIS BILL WAS PASSED BY THE SENATE ON TUESDAY, 5TH APRIL, 2022



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President,
Senate of the Federal Republic of Nigeria



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Clerk,
Senate of the Federal Republic of Nigeria