

Extraordinary



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A BILL

FOR

AN ACT TO FURTHER AMEND THE NATIONAL YOUTH SERVICE CORPS ACT
CAP. N84 LFN, 2004 TO PROVIDE FOR COMPULSORY VOCATIONAL SKILLS
FOR CORP MEMBERS AND FOR RELATED MATTERS, 2019

Sponsored by Hon. Samuel Chinedu Nwuasoo

[] Commencement

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

- | | | |
|---|--|----------------|
| 1 | 1. National Youth Service Corps Act Cap. N84 LFN 2004 | National Youth |
| 2 | (hereinafter referred to as 'the Principal Act') is hereby amended as | Service Corps |
| 3 | follows: | Act Cap. N84 |
| | | LFN, 2004 |
| 4 | 2.-(1) Section 4 of the Principal Act is amended by Providing a | Amendment of |
| 5 | New Sub Section 5 as follows: | Section 4 |
| 6 | "(5) the Directorate shall train all Corp Members on Vocational | |
| 7 | Skills and it shall be Mandatory." | |
| 8 | 3. This Bill may be cited as the National Youth Service Corps Act | Short title |
| 9 | (Compulsory Vocational Skills)(Amendment) Bill, 2019. | |

EXPLANATORY MEMORANDUM

This Bill seeks to Amend the National Youth Service Corps Act Cap. N84
LFN, 2004 and to Provide for the Compulsory Training of Corp Members in
Various Vocational Skills.

The Emergence and Importance of this Bill is to Empower Corp Members
After Service Year to be Self Dependent and Reliance in View to Curbing
Unemployment.

This Bill is Necessitated due to the rising cases of unemployment in the
Country.

A BILL

FOR

AN ACT TO AMEND THE OFFICIAL SECRET ACT, CAP. C23 TO PROVIDE FOR THE TRAINING OF EVERY PERSONNEL/PUBLIC OR CIVIL SERVANT, AND TO ALSO PROVIDE STIFFER PENALTIES FOR OFFENDERS AND FOR RELATED MATTERS, 2019

Sponsored by Hon. Samuel Chinedu Nwuasor

[] Commencement

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

- | | |
|---|--|
| <p>1 1.-(1) the Official Secret Act Cap. C23 (hereinafter referred to as</p> <p>2 'the Principal Act') is amended as follows-</p> <p>3 2. Section 1 of the Official Secret Act is Amended by Introducing</p> <p>4 a New Sub-Section 1 (4) as follows:</p> <p>5 1. Protection of official Information, etc.</p> <p>6 (1) Subject to subsection (3) of this section, a person who-</p> <p>7 (a) transmits any classified matter to a person to whom he is not</p> <p>8 authorized on behalf of the government to transmit it; or</p> <p>9 (b) obtains, reproduces or retains any classified matter which he is</p> <p>10 not authorised on behalf of the government to obtain, reproduce or retain, as</p> <p>11 the case may be, is guilty of an offence.</p> <p>12 (2) A public officer who fails to comply with any instructions given</p> <p>13 to him on behalf of the government as to the safeguarding of any classified</p> <p>14 matter which by virtue of his office is obtained by him or under his control is</p> <p>15 guilty of an offence.</p> <p>16 (3) In proceedings for an offence under subsection (1) of this</p> <p>17 section relating to any classified matter, it shall be a defence to prove that-</p> <p>18 (a) when the accused transmitted, obtained, reproduced or retained</p> <p>19 the matter, as the case may be, he did not know and could not reasonably</p> | <p>Amendment of
the Official Secret
Act Cap. C23</p> <p>Amendment of
Section 1</p> |
|---|--|

1 have been expected to believe that it was classified matter; and

2 (b) when he knew or could reasonably have been expected to believe
3 that the matter was classified matter, he forthwith placed his knowledge of the
4 case at the disposal of the Nigerian Police Force.

5 (4) Training of every Personnel, Public or Civil Servant:

6 It shall be the responsibility of the Government to train every Personnel, Public
7 or Civil Servant on Security of Document in the Armed Forces, Para-Military,
8 Public or Civil Service.

Amendment of
Section 4

9 **3.** Section 4 Sub-Section (2) of the Principal Act is amended by
10 Substituting and increasing the existing amount of fine from N100 to
11 N1,000,000.00 and also increasing the existing jail term from Three (3)
12 Months to Three (3) Years as follows:

13 (2) Regulations under this section may contain such incidental and
14 supplementary provisions as the Minister considers expedient for the purposes
15 of the regulations, including in particular provisions imposing penalties (not
16 exceeding imprisonment for a term of Three (3) Years or a fine of One Million
17 Naira (N1,000,000.00) or both) for any failure to comply with the regulations;
18 and the regulations may make different provisions for different
19 circumstances.

Amendment of
Section 7

20 **4.** Section 7 Sub-Section (1) (b) and (2) of the Principal Act is
21 amended by Substituting and increasing the existing amount of fine from N200
22 to N2,000,000.00 and also increasing the existing jail term from Three (3)
23 Months to Three (3) Years as follows:

24 (b) on summary conviction, to imprisonment for a term not exceeding
25 two years or a fine of an amount not exceeding Two Million Naira
26 (N2,000,000.00) or to both such imprisonment and fine.

27 (2) A person who commits an offence under section 5 of this Act is
28 liable on summary conviction to imprisonment for a term not exceeding Three

29 (3) Years or a fine of an amount not exceeding Two Million Naira
30 (N2,000,000.00) or to both such imprisonment and fine.

1	5. In this Bill-	Interpretation
2	"Personnel" means Officers of the Armed Forces, Para-Military, and the	
3	likes;	
4	"Public or Civil Servant" means Officers in the Civil Service.	
5	6. This Bill may be cited as the Official Secret Act (Amendment)	Short title
6	Bill, 2019.	

EXPLANATORY MEMORANDUM

This Bill seeks to Amend the Official Secret Act Cap. C23 to Provide for the Training of Every Personnel and Pubic or Civil Servant and also to Provide Stiffer Penalties.

This Bill also seek to make it mandatory for the Armed Forces, Ministry, Departments and Agencies (MDAs) to Train its Personnel and Officers on the importance of Document Protection and Security.

This Bill is necessitated to meet Contemporary Realities and International Best Practices.

A BILL

FOR

AN ACT TO AMEND THE FISCAL RESPONSIBILITY ACT NO. 31 2007, TO PROVIDE SET TIME FRAMEWORK FOR MR. PRESIDENT TO LAY THE ANNUAL BUDGET BEFORE THE NATIONAL ASSEMBLY; AND TO ALSO SET TIME FRAMEWORK FOR THE NATIONAL ASSEMBLY TO PASS THE ANNUAL BUDGET AND FOR RELATED MATTERS, 2019

Sponsored by Hon. Samuel Chinedu Nwuas

[] Commencement

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

1 **1.-(1)** the Fiscal Responsibility Act No. 31, 2007 (hereinafter
2 referred to as 'the Principal Act') is amended as follows-

Amendment of
the Fiscal
Responsibility
No. 31, 2007

3 **2.** Part III - The Annual Budget - of Section 20 of the Fiscal
4 Responsibility Act is amended by introducing a new Sub-Section 20 (B) as
5 follows:

Amendment of
Section 20

6 20 (b) Time Limit for Presentations of Annual Budget to the
7 National Assembly-

8 (i) The President shall present the Annual Budget to the National
9 Assembly on or before the end of September of every financial year;

10 (ii) The National Assembly shall complete passage of the Annual
11 Budget and transmit for assent within Three (3) Months of receipt upon
12 Presentation.

13 **3.** In this Bill-

Interpretation

14 "Set Time Framework" means Specific Set-Time for Annual Budget
15 Presentation i.e. September of Every Financial Year for Presentation and
16 Passage within Three Month (3) i.e. October, November and December for
17 Passage respectively.

Short title 1 **4.** This Bill may be cited as the Fiscal Responsibility Act
 2 (Amendment) Bill, 2019.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Fiscal Responsibility Act to set time framework for the President to lay before the National Assembly the Annual Budget and to also set a time framework for the National Assembly to Pass the Budget and transmit same to Mr. President for Accent.

This Bill is necessitated to meet International Best Practices to ensure time effectiveness and efficiency in Budget Implementation.

A BILL

FOR

AN ACT TO PROVIDE ECONOMIC AMNESTY TO SERVING OR RETIRED
PUBLIC OR CIVIL SERVANT WHO UNKNOWNLY OR OTHERWISE
APPROPRIATED OR LAUNDERED PUBLIC FUNDS AND RETURN SAME FOR
PUBLIC USE; AND FOR RELATED MATTERS

Sponsored by Hon. Samuel Chinedu Nwuasor

[] Commencement

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

- 1 **1.** Any Public Officer, retired or serving who knowingly or Disclosure
2 otherwise appropriate or launders public funds shall make a disclosure of
3 same before the appropriate government department:
4 (a) The disclosure may relate to fund deposited in any bank within
5 or outside Nigeria;
6 (b) The disclosure may relate to fixed or immovable assets lying
7 and situated within or outside Nigeria.
- 8 **2.** Any Public Officer that makes such a disclosure shall return Return Funds
9 such funds within a reasonable time to a dedicated account in the Central
10 Bank of Nigeria (CBN).
- 11 **3.** Any Public or Civil Officer who makes the disclosure and Use of Return
12 subsequent return, shall present to the appropriate government department Funds
13 programme(s) which such fund shall be utilized.
- 14 **4.-(1)** Where a Public or Civil Officer return such appropriated or Amensty
15 laundered funds, notwithstanding any law, he shall be entitled to automatic
16 economic amnesty and the source(s) of such funds shall not be inquired into.
17 (2) The Public Officer or Civil shall supervise the programmes to
18 ensure compliance and to avoid diversion of the targeted output.
- 19 **5.** The appropriate government department shall set time frame Time Frame

	1	within which such disclosure and returns are made:
	2	Provided that where the disclosure and returns are made after the
	3	lapse of time, the public officer shall not be entitled to economic amnesty
	4	thereof.
Duration	5	6. -(1) The Bill shall cease to apply three years after its
	6	commencement.
	7	(2) The Minister shall provide regulations for giving effect to the
	8	economic amnesty Bill.
Interpretation	9	7. In this Bill-
	10	"Amnesty means state of being pardon;
	11	"appropriate government department" means the Federal Ministry of Justice;
	12	"Minister means the Attorney-General of the Federation and Minister of
	13	Justice.
Short title	14	8. This Bill may be cited as the Economic Amnesty (Provision) Bill,
	15	2019.

EXPLANATORY MEMORANDUM

This Bill seeks to provide Economic Amnesty to Serving or Retired Public or Civil Servant who unknowingly or otherwise Appropriated or Laundered Public Funds and Return same for Public use.

A BILL

FOR

AN ACT TO AMEND THE NIGERIAN CO-OPORATIVES SOCIETIES
REGISTRATION AND OPERATION OF CO-OPERATIVE SOCIETIES
THROUGHOUT THE FEDERATION ACT, CAP. N98, LAWS OF THE
FEDERATION, 2004 AND FOR RELATED MATTER, 2019

Sponsored by Hon. Samuel Chinedu Nwuasor

[] Commencement

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

- | | |
|---|---|
| <p>1 1.-(1) The National Agency for the Nigerian Co-operative</p> <p>2 Societies Act, Cap. N98, LFN, 2004 (in this Bill referred to as "the Principal</p> <p>3 Act") is amended as set out in this Bill.</p> | <p>Amendment of
the Nigerian
Co-operative
Societies Act,
Cap. N98 LFN,
2004</p> |
| <p>4 2. Section 3 (8) of the Principal Act is amended by deleting the</p> <p>5 existing amount N100.00 and substituting same with N1,000,000.00 as</p> <p>6 follows:</p> <p>7 "(8) A registration fee of N500 or such other sum as may be</p> <p>8 prescribed by the Minister or Commissioner shall be paid to the Director".</p> | <p>Amendment of
Section 3</p> |
| <p>9 3. Section 34 (4) of the Principal Act is amended by deleting the</p> <p>10 existing amount N5,000.00 and substituting same with N500,000.00 as</p> <p>11 follows:</p> <p>12 "(4) A registered society or an officer or a member thereof who</p> <p>13 wilfully neglects or refuses to comply with any of the provisions of</p> <p>14 subsection (1) or (2) of this section is guilty of an offence and liable on</p> <p>15 conviction to a fine of N100,000.00 or to imprisonment for a term of six</p> <p>16 months or to both such fine and imprisonment".</p> | <p>Amendment of
Section 34</p> |
| <p>17 4. Section 35 (c) of the Principal Act is amended by deleting the</p> <p>18 existing amount N5,000.00 and substituting same with N500,000.00 as</p> <p>19 follows:</p> | <p>Amendment of
Section 35</p> |

1 (b) of this section, to purposes other than those expressed or directed
2 in the rules of the society and authorised by this Act, is, on the complaint of the
3 society or of any member authorized in that behalf by the society or a
4 committee thereof, or the Director, guilty of an offence and liable, on summary
5 conviction, to a fine of not less than N500,000.00 or to imprisonment for a term
6 of six months or to both such fine and imprisonment.

Amendment
of Section 36

7 5. Section 36 (5) (c) of the Principal Act is amended by deleting the
8 existing amount N5,000.00 and substituting same with N500,000.00 as
9 follows:

10 "(c) Without any reasonable excuse, disobeys any summons,
11 requisition or order made under subsection (3) of this section, is guilty of an
12 offence and liable on conviction to a fine of not less than N500,000.00 or to
13 imprisonment for a term of six months or to both such fine and imprisonment".

Amendment
of Section 37

14 6. Section 37 (8) (b) of the Principal Act is amended by deleting the
15 existing amount N5,000.00 and substituting same with N500,000.00 as
16 follows:

17 "(b) Furnishes information knowing it to be false, contrary to the
18 provisions of subsection (2) of this section is guilty of an offence and liable on
19 conviction to a fine of N500, 000.00 or imprisonment for a term of six months
20 or to both such fine and imprisonment".

Amendment
of Section 41

21 7. Section 41 (2) (c) of the Principal Act is amended by deleting the
22 existing amount N5,000.00 and substituting same with N500,000.00 as
23 follows:

24 "(c) Without reasonable excuse, disobeys any summons, requisition
25 or order issued under Section 40 of this Act, is guilty of an offence and liable on
26 conviction to a fine of N500, 000.00 or to imprisonment for a term of not less
27 than six months or to both such fine and imprisonment".

Amendment
of Section 42

28 8. Section 42 (2) (c) of the Principal Act is amended by deleting the
29 existing amount N5,000.00 and substituting same with N500,000.00 as
30 follows:

1 "(c) Without reasonable excuse, disobeys an order under
2 subsection (1) of this section, is guilty of an offence and liable on conviction
3 to a fine of not less than N500,000.00 or to imprisonment for a term of not
4 less than six months or to both such fine and imprisonment".

5 **9.** Section 47 (2) of the Principal Act is amended by deleting the Amendment of
6 existing amount N5,000.00 and substituting same with N500,000.00 as Section 47
7 follows:

8 “(2) A person who, without reasonable excuse, fails to comply with
9 the provisions of subsection (1) of this section is guilty an offence and liable
10 on conviction to a fine of N500,000.00 or to imprisonment for a term of six
11 months or to both such fine and imprisonment".

12 **10.** Section 54 (2) of the Principal Act is amended by deleting the Amendment of
13 existing amount N50,00 and substituting same with N500, 000.00 as Section 54
14 follows:

15 “(2) A person who contravenes the provisions of this section is
16 guilty of an offence and liable on conviction to a fine not exceeding
17 N500,000.00 and in the case of a continuing offence to a further fine not
18 exceeding N500,000.00 for each day during which the offence continues".

19 **11.** This Bill may be cited as the Nigerian Co-operative Societies Short title
20 Act (Amendment) Bill, 2019.

EXPLANATORY NOTE

This Bill seeks to amend the Nigerian Co-operative Societies Act to provide for stiffer and inform penalties to meet contemporary realities and international best practices.

A BILL

FOR

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL COLLEGE OF EDUCATION, ILA ORANGUN, OSUN STATE; AND FOR RELATED MATTERS

Sponsored by Hon. Olufemi Fakeye

[] Commencement

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

1 PART I - ESTABLISHMENT OF THE FEDERAL COLLEGE OF EDUCATION,

2 ILA ORANGUN, OSUN STATE

3 1.-(1) There is hereby established the Federal College of
4 Education, Ila Orangun specified in the First Schedule to this Bill (in this
5 Bill referred to as "the College") which shall have such powers and exercise
6 such functions as are conferred on it by this Bill.

Establishment
of the Federal
College of
Education, Ila
Orangun, Osun
State

7 (2) The College shall be a body corporate with perpetual
8 succession and a common seal and shall have power to acquire and dispose
9 of interests in movable and immovable property and may sue and be sued in
10 its corporate name.

11 2.-(1) The governance of the College and the direction of its affairs
12 shall vest in the Governing Council of the College (in this Bill referred to as
13 "the Council").

Governing
Council of the
College

14 (2) Without prejudice to the generality of subsection (1) of this
15 section, it shall be the responsibility of the Council to consider and approve-

16 (a) the plan of activities of the College;

17 (b) the programme of studies, courses, and research to be
18 undertaken by the College;

19 (c) the annual estimates of the College; and

20 (d) the investment plans of the College.

	1	(3) The provisions of the Second Schedule to this Bill shall have effect
	2	with respect to the Council as specified therein.
Membership of the Council of the College	3	3. The Council of the College shall consist of a Chairman and the
	4	following other members, to be appointed by the President-
	5	(a) a representative of the Federal Ministry responsible for education;
	6	(b) a representative of a university, who in the case of degree
	7	awarding College, shall come from the university to which the College is
	8	affiliated for the purpose of moderation;
	9	(c) a representative of the alumni association of the College;
	10	(d) three persons appointed on individual merit on a nationwide basis
	11	who should have wide experience of service in the public or private sector;
	12	(e) two representatives of the Academic Board of the College;
Tenure of office of Members of the Council	13	(f) one representative of the National Commission for Women;
	14	(g) a representative of the National Commission for Colleges of
	15	Education; and
	16	(h) the Provost of the College.
	17	4.-(1) A member of the Council (other than ex-officio member) shall
	18	hold office for a term of three years and subject to the provisions of subsection
	19	(2) of this section, shall be eligible for reappointment for a further period of
	20	three years.
	21	(2) The office of a member appointed under sections 3 (1) (d) and 3
	22	(2)(d) of this Bill shall become vacant if-
Functions of the College	23	(a) the member resigns his office by notice in writing under his hand,
	24	addressed to the Minister; or
	25	(b) the Minister is satisfied that it is not in the interest of the College
	26	for the person appointed to continue in office and notifies the member in
	27	writing to that effect.
	28	5. The functions of the College shall be-
	29	(a) to provide full-time courses in teaching, instruction and training-
	30	(i) in Technology, Applied Science, Commerce, Arts, Social Science,

- 1 Humanities and Management; and
- 2 (ii) in such other fields of applied learning relevant to the needs of
- 3 the development of Nigeria in the areas of industrial and agricultural
- 4 production and distribution and for research in the development and
- 5 adaptation of techniques as the Council may from time to time determine;
- 6 (b) to conduct courses in education for qualified teachers;
- 7 (c) to hold examinations and grant degrees, diplomas, certificates
- 8 and other distinctions to persons who have pursued a course of study
- 9 approved by the College and have satisfied such other requirements as the
- 10 College may lay down;
- 11 (d) to grant honorary degrees, fellowships or academic titles;
- 12 (e) to demand and receive from any student or any other person
- 13 attending the College for the purposes of instruction, such fees as the
- 14 College may from time to time determine subject to the overall directives of
- 15 the Minister;
- 16 (f) to arrange conferences, seminars and workshops relative to the
- 17 fields of learning specified in paragraph (a) of this section; and
- 18 (g) to perform such other functions as in the opinion of the Council,
- 19 may serve to promote the objectives of the College.
- 20 **6. -(1) For the carrying out of the functions of the College, the**
- 21 **Council shall have power to-**
- 22 (a) hold examinations and grant diplomas, professional certificates
- 23 and other distinctions to persons who have pursued a course of study
- 24 approved and accredited by the National Commission for Colleges of
- 25 Education;
- 26 (b) demand and receive from any student or any other person
- 27 attending the College for the purpose of instruction such fees as the Council
- 28 may, with the prior approval of the Minister, from time to time determine;
- 29 (c) hold public lectures and undertake printing, publishing and
- 30 bookselling;

Powers of the
Council

- 1 (d) make gifts for any charitable purpose;
- 2 (e) hold examinations in education for qualified teachers;
- 3 (f) provide amenities for and make such other provision for the
- 4 welfare of the staff of the College;
- 5 (g) invest the funds of the College in securities specified by law or in
- 6 such other securities in Nigeria as may be approved by the Minister;
- 7 (h) borrow money within Nigeria in such manner and upon such
- 8 security as the Minister may from time to time authorize;
- 9 (i) enter into such contracts as may be necessary or expedient for
- 10 carrying into effect the objectives of the College;
- 11 (j) recruit staff of the right calibre and determine the career structure
- 12 of such staff;
- 13 (k) establish and maintain such schools and other teaching units
- 14 within the College or extramural departments as the Council may, from time to
- 15 time, decide;
- 16 (l) institute and award fellowships, medals, prizes and other titles;
- 17 (m) mount exhibitions and displays designed to foster an appreciation
- 18 of trends in and the scope and requirements of education;
- 19 (n) erect, provide, equip and maintain such educational, recreational
- 20 and residential facilities as the College may require;
- 21 (o) create lectureships and other academic posts and offices and to
- 22 make appointments thereto;
- 23 (p) encourage and make provision for research in the College; and
- 24 (q) do such acts and things whether or not incidental to the foregoing
- 25 powers as may advance the objects of the College.

26 (2) The power of the Council to establish further schools within the

27 College shall be exercisable by order and not otherwise.

Visitation

28 7.-(1) The Minister of Education shall be the Visitor of the College.

29 (2) The Visitor shall, not less than once in every five years, conduct a

30 visitation of the College or appoint a visitation panel consisting of not less than

1 five experts to conduct the visitation-

2 (a) for the purpose of evaluating the academic and administrative
3 performance of the College; or

4 (b) for such other purpose or in respect of any other affairs of the
5 College as the Visitor may deem fit.

6 **8.**-(1) There shall be established for the College a Board to be The Academic
7 known as the Academic Board which shall consist of the following Board and its
8 members- functions

9 (a) the Provost of the College who shall be the chairman;

10 (b) all heads of departments;

11 (c) the College Librarian; and

12 (d) not more than two members of the academic staff other than
13 heads of departments to be appointed by the Council.

14 (2) The Academic Board shall be responsible for-

15 (a) the direction and management of academic matters of the
16 College including the regulation of admission of students, the award of
17 certificates, scholarships, prizes and other academic distinctions;

18 (b) making periodic reports on such academic matters to the
19 Council as the Council may from time to time direct;

20 (c) discharging any other functions which the Council may from
21 time to time delegate to it.

22 **9.** Subject to the provisions of this Bill, the Minister may give to Power of Minister
23 the Council directions of a general character or relating generally to matters to give directions
24 of policy with regard to the exercise by the Council of its functions under to the Council
25 this Bill and it shall be the duty of the Council to comply with such
26 directions.

27 **10.**-(1) There shall be a Provost for the College (in this Bill referred The Provost of
28 to as "the Provost") who shall be appointed by the President, in accordance the College
29 with the provisions of this section.

- 1 (2) Where a vacancy occurs in the post of Provost, the Council shall-
- 2 (a) advertise the vacancy in a reputable journal or a widely read
- 3 newspaper in Nigeria specifying-
- 4 (i) the qualities of the person who may apply for the post;
- 5 (ii) the terms and conditions of service applicable to the post;
- 6 and thereafter draw up a short list of suitable candidates for consideration;
- 7 (b) constitute a search team consisting of-
- 8 (i) a member of the Council not being a member of the Academic
- 9 Board, as chairman;
- 10 (ii) two members of the academic Board not below the rank of chief
- 11 lecturer;
- 12 (iii) two members of the academic community of the College not
- 13 below the rank of chief lecturer to be selected by the Council,
- 14 to identify and draw up a short list of suitable persons who are not likely to
- 15 apply for the post for any reason whatsoever;
- 16 (3) A Joint Council and Academic Selection Board consisting of-
- 17 (a) the chairman of the Council;
- 18 (b) two members of the Council not being members of the Academic
- 19 Board; and
- 20 (c) two members of the Academic Board not below the rank of chief
- 21 lecturer, who were not members of the search team, shall consider the
- 22 candidates and persons on the short lists drawn up under subsection (2) of this
- 23 section through an examination of their curriculum vitae and interaction with
- 24 them and recommend through the Council to the President, three candidates for
- 25 his consideration.
- 26 (4) The President shall appoint as Provost one of the candidates
- 27 recommended to him under the provisions of subsection (3) of this section.
- 28 (5) Subject to this Act and the general control of the Council, the
- 29 Provost shall be the chief executive of the College and shall be charged with
- 30 general responsibility for matters relating to the day-to-day management

1 operations of the College.

2 (6) The Provost-

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

6 (b) may be reappointed for one further period of four years and no
7 more.

8 **11.-(1)** There shall be for the College a Deputy Provost. Deputy Provost

9 (2) The Council shall appoint the Deputy Provost from among the
10 chief lecturers in the College in one of the following ways, that is-

11 (a) from a list of three candidates in order of preference, submitted
12 by the Provost;

13 (b) on the recommendation of a Selection Board constituted under
14 this section for that purpose; or

15 (c) on the nomination of the Provost.

16 (3) The Selection Board referred to in subsection (2) of this section
17 shall-

18 (a) consist of-

19 (i) the chairman of the Council;

20 (ii) the Provost;

(iii) two members of the Council not being members of the Academic Board;

23 (iv) two members of the Academic Board; and

(b) make such inquiries as it deems fit before making the recommendation required under that subsection.

26 (4) The Deputy Provost shall-

27 (a) assist the Provost in the performance of his 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 functions
as Provost; and

1 (c) perform such other functions as the Provost or the Council may,
2 from time to time, assign to him.

3 (5) The Deputy Provost-

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

7 (b) may be reappointed for one further period of two years and no
8 more.

The Registrar
and other staff
of the College

9 **12.-(1)** The Council of the College shall appoint a Registrar to the
10 College (hereinafter referred to as the Registrar") who shall keep the records
11 and conduct the correspondence of the Council and shall perform such other
12 duties as the Council and subject thereto as the Provost may from time to time
13 direct.

14 (2) The Registrar shall, in addition to other duties conferred on him by
15 or under this Bill, be the secretary to the Council, the Academic Board and any
16 committee of the Council and in his absence, the Council or any such
17 committee may appoint some other person to act as secretary, and he shall not
18 vote on any question before the Council or count towards a quorum.

19 (3) A Registrar-

20 (a) shall hold office for a period of five years beginning from the
21 effective date of his appointment and on such terms and conditions as may be
22 specified in his letter of appointment; and

23 (b) may be reappointed for one further period of five years and no
24 more.

25 (4) Where, on the commencement of this section, a Registrar
26 appointed before the commencement of this section has held office-

27 (a) for five years or less, he shall be deemed to be serving his first term
28 of office and may be reappointed for a further term of five years;

29 (b) for more than five years but less than ten years, he shall complete
30 the maximum period of ten years and thereafter relinquish his post and be

1 assigned other duties in the College;

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

13.(1) There shall be for the College the following principal officers in addition to the Registrar, that is-

7 (a) the Bursar; and

8 (b) the College Librarian,

9 who shall be appointed by the Council on the recommendation of
10 the Selection Board constituted under section 10(3) of this Bill.

(2) The Bursar shall be the chief financial officer of the College and be responsible to the Provost for the day-to-day administration and control of the financial affairs of the College.

(3) The College Librarian shall be responsible to the Provost for the administration of the College Library and the coordination of the library services in the teaching units of the College.

17 (4) A Bursar or Librarian-

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

(b) may be reappointed for a further period of five years and no more.

23 (5) Where, on the commencement of this Bill, a Bursar or Librarian
24 has held office-

(a) for five years or less, he shall be deemed to be serving his first term of office and may be reappointed for a further term of five years;

(b) for more than five but less than ten years, he shall complete the maximum period of ten years and thereafter relinquish his post and be assigned other duties in the College;

30 (c) for ten years or more, the Council may allow him to serve in that

	1	capacity for a further period of one year only and thereafter he shall relinquish
	2	his post and be assigned other duties in the College.
Resignation of appointment of principal officers	3	14. A principal officer may resign his appointment-
	4	(a) in the case of the Provost, by notice to the Visitor; and
	5	(b) in any other case, by notice to the Council.
Other employees of the College	6	15.-(1) The Council may appoint such other persons to be employees
	7	of the College as the Council may determine to assist the Provost and the
	8	principal officers of the College in the performance of their functions under this
	9	Bill.
	10	(2) Subject to the provisions of this Bill, the remuneration, tenure of
	11	office and conditions of service of the employees of the Council shall be
	12	determined by the Council in consultation with the Federal Civil Service
	13	Commission.
Selection Board for other principal officers	14	16.-(1) There shall be, for the College, a selection Board which shall
	15	consist of-
	16	(a) the chairman of the Council;
	17	(b) the Provost;
	18	(c) four members of the Council not being members of the Academic
	19	Board; and
	20	(d) two members of the Academic Board.
	21	(2) The functions, procedure and other matters relating to the
	22	Selection Board constituted under subsection (1) of this section shall be as the
	23	Council may, from time to time, determine.
Pensions t	24	17.-(1) It is hereby declared that service in the College shall be
	25	approved service for the purposes of the Pensions Act and, accordingly,
	26	officers and other persons employed in the College shall in respect of their
	27	service in the College be entitled to pensions, gratuities and other retirement
	28	benefits as are prescribed there under, so however that nothing in this Bill shall
	29	prevent the appointment of a person to any office on terms which preclude the
	30	grant of a pension and gratuity in respect of that office.

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8Establishment
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Power to accept gifts

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Accounts and audit

	1	accounts to be audited.
Annual reports	2	21. The Council shall, as soon as after the expiration of each financial
	3	year, prepare and submit to the Minister a report of its activities during the
	4	immediately preceding financial year and shall include in the report a copy of
	5	the audited accounts of the College for that year and of the auditor's report on
	6	the accounts.
	7	PART III - MISCELLANEOUS AND SUPPLEMENT
Offices and premises	8	22. -(1) For the purpose of providing offices and premises necessary
	9	for the performance of its functions, the Council may-
	10	(a) purchase any interest in or take on lease any land; and
	11	(b) build, equip and maintain offices and premises.
	12	(2) The Council may, with the approval of the Minister, sell any
	13	interest in or lease any land, offices or premises held by it and no longer
	14	required for the performance of its functions.
Discipline of students	15	23. -(1) The Council may make rules providing for the Provost to
	16	conduct enquiries into alleged breaches of discipline (including lack of
	17	diligence) by students and such rules may make different provisions for
	18	different circumstances.
	19	(2) The rules shall provide for the procedure and rules of evidence to
	20	be followed at enquiries under this section.
	21	(3) Subject to the provisions of subsection (1) of this section, where it
	22	is proved during the enquiry that any student of the College has been guilty of
	23	misconduct, the Provost may, without prejudice to any other disciplinary
	24	powers conferred on him by this Bill or any regulations made there under,
	25	direct-
	26	(a) that the student shall not, during such period as may be specified in
	27	the direction, participate in such activities of the College, or make use of such
	28	facilities of the College, as he may specify; or
	29	(b) that the activities of the student shall during such period as may be
	30	specified in the directions, be restricted in such manner as may be so specified;

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

3 (d) that the student be expelled from the College.

4 (4) Where there is temporarily no Provost or where the Provost
5 refuses to apply any disciplinary measures, the Council may, either directly
6 or through some other staff, apply such disciplinary actions as are specified
7 in subsection (3) of this section to any student of the College who is guilty of
8 misconduct.

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

16 (6) The fact that an appeal from a direction is brought in pursuance
17 of subsection (5) of this section shall not affect the operation of the direction
18 while the appeal is pending.

19 (7) The Provost may delegate his powers under this section to a
20 disciplinary committee consisting of such members of the College as he may
21 nominate.

22 (8) Nothing in this section shall be construed as preventing the
23 restriction or termination of a student's activities at the College otherwise
24 than on the ground of misconduct.

25 (9) It is hereby declared that the direction under subsection (3) (a)
26 of this section may be combined with a direction under subsection (3) (b) of
27 this section.

28 (10) In all cases under this section, the decision of the Council shall
29 be final unless reversed by the Minister on appeal by the student.

Pre-Action Notice and suit against the College	1	24.-(1) No legal proceeding shall be instituted and/or commenced
	2	against the College or any of its agents in the course of their official duties
	3	unless a one-month pre-action notice of such intention is served on the College
	4	by an aggrieved party.
	5	(2) Service upon the College of any notice, order or other documents
	6	may be effected by delivering. Same or by sending it by post, addressed to the
	7	Registrar of the College.
Interpretation	8	25. In this statute, the expression "the Bill" means the Federal
	9	College of Education, Ila Orangun and any word or expression defined in the
	10	Bill has the same meaning in this statute.
	11	In this Bill, unless the context otherwise requires-
	12	"Chairman" means the chairman of the Council;
	13	"College" means the Federal College of Education Ila Orangun, Osun State
	14	specified in the First Schedule to this Bill and "College" shall be construed
	15	accordingly;
	16	"Council" means the Governing Council of the College established by or
	17	pursuant to section 2 of this Bill;
	18	"Provost" means the Provost of the College appointed under section 9 of this
	19	Bill;
	20	"Functions" includes powers and duties;
	21	"Minister" means the Minister charged with responsibility for matters relating
	22	to education;
	23	"Member" means a member of the Council including the chairman.
Savings and Transitional Provisions	24	26. The rights, assets, obligations and liabilities of the Laws of Osun
	25	State establishing the College of Education, Ila Orangun, shall, at the
	26	commencement of this Bill, rest in and devolve on the Federal College of
	27	Education, Ila Orangun, Osun State.
Short title	28	27. This Bill may be cited as the Federal College of Education, Ila
	29	Orangun (Establishment) Bill, 2019.

1 FIRST SCHEDULE

2 SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC.

3 *Terms of service*

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

7 2. Where a vacancy occurs in respect of the membership specified
8 in section 3 (1) (d) and 3 (2) (d), it shall be filled by the appointment of a
9 successor to hold office for the remainder of the term of office of his
10 predecessor in office and such successor shall represent the same interest as
11 his predecessor.

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

15 *Proceedings*

16 4.-(1) The Council shall meet for the conduct of business at such
17 times, places and on such days as the chairman may appoint but shall meet
18 not less than once every four months.

19 (2) The chairman may at any time and shall, at the request in
20 writing of not less than six members, convene a meeting of the Council.

21 (3) At any meeting of the Council the chairman shall preside; but in
22 his absence, members present shall elect one of their members to preside at
23 the meeting.

24 (4) Where the Council desires to obtain the advice of any person on
25 any particular matter, the Council may co-opt persons who are not members
26 of the Council but persons co-opted shall not be entitled to vote at a meeting
27 of the Council.

28 (5) The quorum of the Council shall be one half of the total
29 members of the Council, at least one of whom shall be a member appointed
30 by the President.

1 (6) Decisions of the Council shall be made on approval by a simple
2 majority of members.

3 *Miscellaneous*

4 5.-(1) The fixing of the seal of the College shall be authenticated by
5 the signature of the chairman, Provost and of some other members of the
6 Council authorised generally or specially by the Council to act for that purpose.

7 (2) Any contract or instrument which, if made or executed by a person
8 other than a body corporate would not be required to be under seal may be made
9 or executed on behalf of the College by any person generally or specially
10 authorised to act for that purpose by the Council.

11 (3) Any document purporting to be duly executed under the seal of the
12 College shall be received in evidence and shall, unless the contrary is proved,
13 be presumed to be so executed.

EXPLANATORY MEMORANDUM

This Bill seeks to upgrade the Osun State College of Education, Ila Orangun to
Federal College of Education, Ila Orangun, Osun State.