



THE SENATE FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Thursday, 23rd November, 2017

1. The Senate met at 11:00 a.m. The Senate President read Prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Wednesday, 22nd November, 2017.

Question was put and the Votes and Proceedings were approved.

3. **Announcements:**
 - (a) **Notification of Calabar Trip:**
The Senate President read a letter from Senator Hope O. Uzodinma (*Imo West*) as follows:



SOUTHERN SENATORS' FORUM

23rd November, 2017

*His Excellency,
Distinguished Senator, Bukola Saraki,
President of the Senate,
Federal Republic of Nigeria,
National Assembly,
Abuja.*

Your Excellency,

ANNOUNCEMENT **NOTIFICATION OF CALABAR TRIP**

Southern Senator's forum departure to Calabar is by 2.00pm today, Thursday, 23rd November, 2017 via Arik Special Chartered Flight, Domestic Wing of the Nnamdi Azikiwe, International Airport, Abuja.

Meanwhile, accept the assurances of my highest esteem.

(Signed)
SENATOR HOPE UZODINMA
(Chairman)

(b) Ad hoc Committee:

The Senate President named the following Senators as Members of *Ad hoc* Committee to Review the Current Security Infrastructure of the Country in Consultation with Security Agencies and provide appropriate way forward:

(i)	Senator Ahmad I. Lawan	—	Chairman
(ii)	Senator Abdullahi A. Yahaya	—	Member
(iii)	Senator Emmanuel I. Paulker	—	Member
(iv)	Senator Joshua M. Lidani	—	Member
(v)	Senator Abubakar Kyari	—	Member
(vi)	Senator Barnabas A. I. Gemade	—	Member
(vii)	Senator Abdullahi Adamu	—	Member
(viii)	Senator Olusola Adeyeye	—	Member
(ix)	Senator Biodun C. Olujimi	—	Member
(x)	Senator Samuel O. Egwu	—	Member
(xi)	Senator Enyinnaya H. Abaribe	—	Member
(xii)	Senator Rose O. Oko	—	Member
(xiii)	Senator Magnus N. Abe	—	Member

(c) Ad hoc Committee:

The Senate President named the following Senators as Members of *Ad hoc* Committee to investigate the arrest episodes of Tuesday, 21st November, 2017 between Officers of Economic and Financial Crimes Commission (EFCC), Nigeria Intelligence Agency (NIA), and Directorate of State Security Service (DSS):

(i)	Senator Francis A. Alimihkena	—	Chairman
(ii)	Senator Mohammed S. Lafiagi	—	Member
(iii)	Senator Chukwuka G. Utazi	—	Member
(iv)	Senator Abdul-Azeez M. Nyako	—	Member
(v)	Senator Robert A. Boroffice	—	Member
(vi)	Senator Fatimat O. Raji-Rasaki	—	Member
(vii)	Senator Shehu Sani	—	Member
(viii)	Senator Dino Melaye	—	Member
(ix)	Senator Kabiru G. Marafa	—	Member

(d) Senate Delegation to Anambra State:

The Senate President named the following Senators to condole with the family, the Government and people of Anambra State over the death of Dr. Alex Ifeanyichukwu Ekwueme, GCON:

(i)	Senator Abubakar O. Saraki	—	Leader
(ii)	Senator Bala Ibn Na'Allah	—	Member
(iii)	Senator Jeremiah T. Useni	—	Member
(iv)	Senator Abdullahi Adamu	—	Member
(v)	Senator Andy E. Uba	—	Member
(vi)	Senator Biodun C. Olujimi	—	Member
(vii)	Senator Mohammed D. Goje	—	Member
(viii)	Senator James E. Manager	—	Member
(ix)	Senator Enyinnaya H. Abaribe	—	Member

(e) Acknowledgment:

The Senate President acknowledged the presence of the following who were at the gallery to observe Senate Proceedings:

- (i) Members of National Association of Igbo Students, University of Abuja Chapter, Gwagwalada, Abuja;
- (ii) Staff and Students of De Great Lato Basic Academy, Bwari, Abuja;

- (iii) Staff and Students of United Baptist Academy, Bwari, Abuja;
- (iv) Staff and Students of Freedom International School, Kubwa, Abuja; and
- (v) Staff and Students of Yandutse College, Bompai, Kano, Kano State.

4. Petition:

Rising on Rule 41, Senator Baba Kaka Bashir Garbai (*Borno Central*) drew the attention of the Senate to a petition from his constituent, Maryam D. Mohammed, against the Niger Delta Power Holding Company, over her wrongful disengagement. He urged the Senate to look into the matter.

Petition laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Rule 41(3)] to report within two (2) weeks.

5. Matter of Urgent Public Importance:

Rising on Rules 43, 42 and 52, Senator Paulker I. Emmanuel (*Bayelsa Central*) drew the attention of the Senate to its Resolution of Tuesday, 24th October, 2017 which mandated an *Ad hoc* Committee of Chairmen and Vice Chairmen of the Committees on Establishment and Public Service; Judiciary, Human Rights and Legal Matters; Interior; and Anti-Corruption and Financial Crimes to investigate the reappearance, irregularities in the reinstatement and promotion of Mr. Abdulrasheed A. Maina (*S/Res/095/03/17*). He stated that the time granted to the *Ad hoc* Committee ends tomorrow, he therefore requested for an extension of time for the completion of the assignment. He further requested for the Senate mandate to investigate the alleged properties recovered by the defunct Presidential Taskforce on Pension Reform. He sought and obtained the leave of the Senate to present the matter forthwith:

The Senate:

notes that the Presidential Task Force on Pension Reform headed by Abdulrasheed A. Maina in the course of discharging the mandate of his team recovered about 222 houses, hotels and investment portfolios properties from pension suspects in Abuja and other major cities across the country;

notes that the defunct Maina-led Pension Reform Task Team recovered assets from alleged pension looters working with the Economic and Financial Crimes Commission (EFCC), Independent Corrupt Practices and Other Related Offences Commission (ICPC), Directorate of State Security Service (DSS), Nigeria Police and Paramilitary Agencies staff, who executed the recoveries and thereafter EFCC took custody of the recovered assets;

observes that EFCC as a member of the Maina-led Pension Task Team has the statutory powers to bank and take custody of the recovered assets;

aware that the defunct Maina-led Pension Reform Task Team recovered assets from alleged pension looters working with the EFCC, ICPC, DSS, Police, who executed the recoveries and thereafter EFCC took custody of the recovered assets;

alarmed that the total recovered assets seized from alleged pension thieves are reported to be allegedly shared by some interest groups; and

notes that these revelations were made during the current investigation of the *Ad hoc* Committee on the Re-instatement of Abdulrasheed A. Maina and the Committee equally received a petition in respect of the recovered properties by the Task Force.

Accordingly Resolves to:

- (i) grant an extension of two (2) weeks for the *Ad hoc* Committee to complete its assignment; and
- (ii) mandate the *Ad hoc* Committee constituted for the investigation of the reinstatement of Mr. Abdulrasheed A. Maina to investigate the circumstances surrounding the properties recovered by the defunct Presidential Taskforce on Pension Reform and to report within four (4) weeks.

Debate:

Proposed Resolution (i):

Question: That the Senate do grant an extension of two (2) weeks for the Ad hoc Committee to complete its assignment — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do mandate the *Ad hoc* Committee to investigate the circumstances surrounding the properties recovered by the defunct Presidential Taskforce on Pension Reform and to report within four (4) weeks — *Agreed to.*

Resolved:

That the Senate do:

- (i) grant an extension of two (2) weeks for the Ad hoc Committee to complete its assignment; and
- (ii) mandate the *Ad hoc* Committee to investigate the circumstances surrounding the properties recovered by the defunct Presidential Taskforce on Pension Reform and to report within four (4) weeks (*S/Res/129/03/17*).

6. Matter of Urgent Public Importance:

Rising on Rules 42 and 52, Senator Ahmad M. Abubakar (*Adamawa South*) drew the attention of the Senate to the increasing rate of communal clashes and collapse of security in Adamawa State. He sought and obtained the leave of the Senate to present the matter forthwith:

The Senate:

notes with displeasure and pains the recurring communal clashes and insecurity in Adamawa State that resulted to loss of lives, killing of cattle and other animals, and destruction of unquantifiable worth of properties;

notes further that such incidents had occurred in 2015 and 2016;

worried that many people were brutally killed in a communal clash in Numan town of Adamawa State while several others sustained various degrees of injuries;

worried further that of those killed included 46 children aged between two weeks and eight (8) years; ten (10) women; one (1) very old man;

concerned that more than five (5) villages were burnt, over sixty (60) cattle hacked to death and hundreds were rustled;

informed that in a separate attack in Mubi town, where two suicide bombers detonated explosives in a mosque in the early hours of Monday, 21st November, 2017 that resulted in the death of sixty (60) worshippers and several others with varying degrees of injuries; and

concerned that due to the barbaric killings, wanton destruction of properties and settlements, the killing of cattle and series of bombings in Adamawa State, a lot of people have been rendered homeless.

Accordingly resolves to:

- (i) observe a minute silence in honour of the deceased;
- (ii) urge the National Emergency Management Agency (NEMA) and other relevant agencies to as a matter of urgency provide relief materials to the victims; and

- (iii) urge the Security Agencies to beef up security in the crisis areas of Adamawa State and all other areas prone to violence.

Debate:

Proposed Resolution (i):

Question: That the Senate do observe a minute silence in honour of the deceased — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do urge the National Emergency Management Agency (NEMA) and other relevant agencies to as a matter of urgency provide relief materials to the victims — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do urge the Security Agencies to beef up security in the crisis areas of Adamawa State and all other areas prone to violence — *Agreed to.*

Resolved:

- (i) observe a minute silence in honour of the deceased;
- (ii) urge the National Emergency Management Agency (NEMA) and other relevant agencies to as a matter of urgency provide relief materials to the victims; and
- (iii) urge the Security Agencies to beef up security in the crisis areas of Adamawa State and all other areas prone to violence (*S/Res/130/03/17*).

One minute silence accordingly observed in honour of the deceased.

By the leave of the Senate, the Ad hoc Committee on the Review of the Current Security Infrastructure of the Country in Consultation with Security Agencies would recommend appropriate way forward for the short and long term solutions to these problems.

7. Presentation of Bills:

- (i) Climate Change Bill, 2017 (HB. 1020) — *Read the First Time.*
- (ii) National War College Act CAP N82 LFN 2004 (Amendment) Bill, 2017 (SB. 551) — *Read the First Time.*

8. Conference Committee:

Report on the Bankruptcy and Insolvency Act Cap B2 LFN 2011 (Repeal and Re-enactment) Bill, 2017 (SB. 09):

Motion made: That the Senate do adopt the Report of the Conference Committee on Bankruptcy and Insolvency Act Cap B2 LFN 2011 (Repeal and Re-enactment) Bill, 2017 (*Senator Abubakar M. Ahmad — Adamawa South*).

Question put and agreed to.

Report presented.

Report accordingly adopted.

9. Conference Committee:

Report on the Federal Competition and Consumer Protection Bill, 2017 (SB. 257):

Motion made: That the Senate do adopt the Conference Committee Report on the Federal Competition and Consumer Protection Bill, 2017 (*Senator Suleiman O. Hunkuyi — Kaduna North*).

Question put and agreed to.

Report presented.

Report accordingly adopted.

10. Committee on Independent National Electoral Commission:

Report on the Screening of Nominees for Confirmation as Resident Electoral Commissioners:

Motion made: That the Senate do consider the Report of the Committee on Independent National Electoral Commission on the screening of nominees for confirmation as Resident Electoral Commissioners:

S/N	Nominees	States	Remarks
(i)	Amb. (Dr.) Rufus O. Akeju	Lagos	(Re-appointment)
(ii)	Ahmad Bello Mahmud	Zamfara	(New appointment)
(iii)	Dr. Mahmuda Isah	Kebbi	(New appointment)

(Senator Suleiman M. Nazif — Bauchi North).

Question put and agreed to.

Report presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Deputy Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

Consideration of the Report of the Committee on Independent National Electoral Commission on the screening of nominees for confirmation as Resident Electoral Commissioners.

Nominees Recommended for Confirmation:

(i)	Amb. (Dr.) Rufus O. Akeju (<i>Lagos</i>) (<i>Re-appointment</i>)	—	<i>Agreed to.</i>
(ii)	Dr. Mahmuda Isah (<i>Kebbi</i>) (<i>New appointment</i>)	—	<i>Agreed to.</i>
(iii)	Ahmad Bello Mahmud (<i>Zamfara</i>) (<i>New appointment</i>)	—	<i>Negated.</i>

Chairman to report progress.

(SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Independent National Electoral Commission on the screening of nominees for confirmation as Resident Electoral Commissioners and approved the nominations of:

- (i) Amb. (Dr.) Rufus O. Akeju (*Lagos*) (*Re-appointment*)
- (ii) Dr. Mahmuda Isah (*Kebbi*) (*New appointment*)

The nomination of Ahmad Bello Mahmud (*Zamfara*) (*New appointment*) was not approved.

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Confirmation of Nominations:*Question:*

“Will the Senate confirm the nomination of Amb. (Dr.) Rufus O. Akeju (*Lagos*) (*Re-appointment*) for appointment as Resident Electoral Commissioner of the Independent National Electoral Commission?”
— *Resolved in the Affirmative.*

Nomination of Amb. (Dr.) Rufus O. Akeju (Lagos) (Re-appointment) for appointment as Resident Electoral Commissioner of the Independent National Electoral Commission accordingly confirmed.

Question:

“Will the Senate confirm the nomination of Dr. Mahmuda Isah (*Kebbi*) (*New appointment*) for appointment as Resident Electoral Commissioner of the Independent National Electoral Commission?”
— *Resolved in the Affirmative.*

Nomination of Dr. Mahmuda Isah (Kebbi) (New appointment) for appointment as Resident Electoral Commissioner of the Independent National Electoral Commission accordingly confirmed.

11. Joint Committee on Finance; Appropriations; and National Planning:
Report on the 2018 - 2020 Medium- Term Expenditure Framework(MTEF) and Fiscal Strategy Paper (FSP):

Consideration of Report deferred to another Legislative Day.

12. Committee on Tertiary Institutions and TETFUND:
Report on the Federal University of Agriculture, Kabba (Establishment, etc.) Bill, 2017 (SB.402):
Motion made: That the Senate do consider the Report of the Committee on Tertiary Institutions and TETFUND on the Federal University of Agriculture, Kabba (Establishment, etc.) Bill, 2017 (*Senator Jibrin I. Barau — Kano North*).

Question put and agreed to.

Report presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Deputy Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE, KABBA TO MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND OTHER RELATED MATTERS, 2017.

**PART I - ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF
FEDERAL UNIVERSITY OF AGRICULTURE, KABBA**

Clause 1: Establishment and Objects of the Federal University of Agriculture Kabba

- (1) There is hereby upgraded the Federal College of Agriculture Kabba (in this Act referred to as "the University") to be known as the Federal University Of Agriculture Kabba
- (2) The University —
 - (a) shall be a body corporate with perpetual succession and a common seal; and

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

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: Objects of the University.

The objects of the University shall be to—

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring tertiary education in Agriculture;
- (b) to develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate research and higher degrees with emphasis on Agricultural research, planning, adaptive, technical, maintenance, developmental and productive skills in the engineering, scientific, and allied professional disciplines with the aim of producing socially mature men and women with capability not only to understand, use and adapt existing technologies in the Agriculture, but also to improve on them and develop new ones;
- (c) to act as agents and catalysts, through post-graduate training, research and innovation for the effective and economic utilization, exploitation and conservation of the country's Agriculture resources;
- (d) to offer to the general population particularly in the area Agriculture as a form of public service, the results of training and research and to foster the practical applications of these results;
- (e) to establish appropriate relationships with other national institutions involved in training, research and development of technologies in the Agriculture sector;
- (f) to identify the problems and needs of the Agriculture sector in Nigeria and to find solutions to them within the context of overall national development;
- (g) to provide and promote sound basic scientific training as a foundation for the development of Agriculture in Nigeria, taking into account indigenous cultures and the need to enhance national unity;
- (h) to encourage and promote scholarship and conduct research in restricted fields of learning and human endeavor;
- (i) to relate its activities to the technological, social, cultural and economic needs of the people of Nigeria; and
- (j) to undertake any other activities appropriate for an Agriculture university of the highest standard.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Constitution of the University and its Constituent Bodies, etc.

- (1) The University shall consist of —
 - (a) a Chancellor;
 - (b) a Pro-Chancellor and a Council;
 - (c) a Vice Chancellor and a Senate;
 - (d) a Deputy Vice-Chancellor;
 - (e) a body to be called Congregation;
 - (f) a body to be called Convocation;
 - (g) the campuses and colleges of the University;
 - (h) the faculties, schools, institutes and other teaching and research units of the University;
 - (i) the persons holding the offices constituted by the First Schedule to this Act other than those mentioned in paragraphs (a) to (c) of this subsection;
 - (j) all graduates and undergraduates; and
 - (k) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.
- (2) The First Schedule to this Act shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely—
 - (a) the Council;
 - (b) the Senate;
 - (c) the Congregation; and
 - (d) the Convocation.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Powers of the University.

- (1) For the carrying out of its objects as specified in Section 2 of this Act, the University shall have power to —
 - (a) establish such campuses, colleges, faculties, institutes, schools, extra-mural departments and other teaching and research units within the University as may from time to time seem necessary or desirable, subject to the approval of the National Universities Commission;

- (b) institute professorships, readerships and associate professorships, lectureships and other posts and offices and to make appointments thereto;
- (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
- (d) provide for the residence, discipline and welfare of members of the University;
- (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
- (f) award honorary degrees, fellowships or academic titles;
- (g) demand and receive from any student or any other person attending the University for the purpose of instruction such fees as the University may from time to time determine, subject to the overall directives of the appropriate authority;
- (h) subject to section 22 of this Act, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
- (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;
- (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act through agents;
- (k) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the University;
- (l) hold public lectures and undertake printing, publishing and book selling;
- (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys for the time being un-invested with any bank on deposit or current account;
- (n) borrow, whether on interest or not, and if need be, upon the security of any or all of the property movable or immovable of the University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
- (o) make gifts for any charitable purpose;

- (p) do anything which it is authorized or required by this Act or by any other Statute to do; and
 - (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Act and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Act, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Act.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 4 do stand part of the Bill, put and agreed to.

Clause 5: Functions of the Chancellor and Pro-Chancellor.

- (1) The Chancellor shall in relation to the University, take precedence before all other members of the University, and when he is present shall preside at all meetings of convocation held for conferring degrees.
- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and except for the Vice Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall when he is present, be the Chairman at all meetings of the Council.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 5 do stand part of the Bill, put and agreed to.

Clause 6: Establishment and Composition of Council.

- (1) There shall be a Council for the University consisting of —
 - (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellor;
 - (d) one person from the Ministry responsible for Education;
 - (e) four persons representing a variety of interest and broadly representative of the whole Federation;
 - (f) four persons appointed by the Senate from among its members;
 - (g) two persons appointed by the congregation from among its members; and
 - (h) one persons appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 6 do stand part of the Bill, put and agreed to.

Clause 7: Functions of the Council and its Finance and General Purpose.

- (1) Subject to the provisions of this Act relating to the Visitor, the Council shall be the Governing Body of the University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.
- (2) There shall be a committee of the Council to be known as the Finance and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by Statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.
- (5) Subject to this Act and the Statutes, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- (6) Rules made under subsection (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and where any rule so made by the Committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the direction of the Council shall prevail.
- (7) There shall be paid to the members of the Council, the Finance and General Purposes Committee and of any other committee set up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by extant government circulars.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Act, and shall meet at least four times every year.
- (9) If required in writing by any five members of the Council, the Chairman shall within twenty-eight days after the receipt of such request call a meeting of the Council:

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

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 7 do stand part of the Bill, put and agreed to.

Clause 8: Functions of the Senate.

- (1) Subject to section 5 of this Act and subsections (3) and (4) of this section and to the provisions of this Act relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the —
 - (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
 - (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;
 - (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
 - (e) establishment, organization and control of halls of residence and similar institutions in the University;
 - (f) supervision of the welfare of students in the University and the regulation of their conduct;
 - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determination of what description of dress shall be academic dress for the purposes of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department, school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4)
 - (a) Subject to this Act and the Statutes, the Senate may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Act or by Statute.
 - (b) The Senate shall, by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.

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

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 8 do stand part of the Bill, put and agreed to.

Clause 9: Functions of the Vice-Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Act, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Act, the Vice-Chancellor shall have general function, in addition to any other functions conferred on him by this Act or otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the chief executive and academic officer of the University and ex-officio Chairman of the Senate.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 9 do stand part of the Bill, put and agreed to.

PART II - TRANSFER OF PROPERTY

Clause 10: Transfer of Property to the University.

- (1) All property held by or on behalf of the Provisional Council shall, by virtue of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Act shall have effect with respect to the transfer of property by this section and to matters arising there from and with respect to other matters mentioned in that Schedule.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 10 do stand part of the Bill, put and agreed to.

PART III - STATUTES OF THE UNIVERSITY

Clause 11: Power of the University to make Statutes.

- (1) Subject to this Act, the University may make Statutes for any of the following purposes —
- (a) making provision with respect to the composition and constitution of any authority of the University;
- (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;

- (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Act and of any Statute, regulation or other instrument made there-under; and
 - (e) making provision for other matters for which provision by Statute is authorized or required by this Act.
- (2) Subject to section 25 (6) of this Act, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Act.
 - (3) The Statute contained in the Third Schedule to this Act shall be deemed to have come into force on the commencement of this Act and shall be deemed to have been made under this section by the University.
 - (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Act or any subsequent Statute.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 11 do stand part of the Bill, put and agreed to.

Clause 12: Mode of Exercising the Power to Make Statutes.

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed Statute shall not have the force of law until it has been approved at a meeting of the —
 - (a) Senate, by the votes of not less than two thirds of the members present and voting; and
 - (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2) of this section by both bodies in no particular order.
- (4) A Statute which —
 - (a) makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or
 - (b) provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established; shall not come into operation unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) of this section or in the case of a Statute falling within subsection (4) of this section, on the date on which it is approved by the President.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 12 do stand part of the Bill, put and agreed to.

Clause 13: Proof of Statute.

A Statute may be proved in any court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice-Chancellor or the Registrar to the effect that the copy is a true copy of a Statute of that University.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 13 do stand part of the Bill, put and agreed to.

Clause 14: Power to Decide the Meaning of Statute.

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a Statute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he deems fit.
- (2) The decision of the Visitor on any matter referred to him under this section shall be binding upon the authorities, staff and students of that University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under this section, no question as to the meaning of that provision shall be entertained by any other authority in Nigeria:

PROVIDED that nothing in this subsection shall affect the power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution.

- (3) The foregoing provisions of this section shall apply in relation to any doubt or dispute as to whether any matter is, for the purposes of this Act, academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subsection (1) of this section, and accordingly the reference in subsection (2) of this section to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or non-academic matter.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 14 do stand part of the Bill, put and agreed to.

PART IV - SUPERVISION AND DISCIPLINE**Clause 15: The Visitor.**

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the University.

- (3) It shall be the duty of the bodies and persons comprising the University to —
 - (a) make available to the Visitor, and to any other persons conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and
 - (b) give effect to any instructions consistent with the provisions of this Act which may be given by the Visitor in consequence of the visitation.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 15 do stand part of the Bill, put and agreed to.

Clause 16: Removal of Certain Members of the Council.

- (1) If it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his 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.
- (2) It shall be the duty of the Minister to use his best endeavors to cause a copy of the instrument embodying a direction under subsection (1) of this section to be served as soon as reasonably practicable on the person to whom it relates.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 16 do stand part of the Bill, put and agreed to.

Clause 17: Removal and Discipline of Academic, Administrative and Professional Staff.

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice-Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall —
 - (a) give notice of those reasons to the person in question;
 - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
 - (c) take a decision to terminate or not to terminate the appointment.
- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for—
 - (a) a joint committee of the Council and the Senate to review the matter and to report on it to the Council;
 - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating committee with respect to the matter;

and if the Council after considering the report of the investigating committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.

- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall immediately be reported to the Council.
- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means—
 - (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;
 - (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; or
 - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to —
 - (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
 - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person.
- (7) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavors to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.

- (8) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 17 do stand part of the Bill, put and agreed to.

Clause 18: Removal of Examiners.

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.
- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Act, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.
- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 18 do stand part of the Bill, put and agreed to.

Clause 19: Discipline of Students.

- (1) Subject to the provisions of this section, where after due process it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the—
 - (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
 - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified; or
 - (c) student be rusticated for such period as may be specified in the direction;
- (2) Where a direction is given under subsection (1) paragraphs (a) to (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.
- (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.

- (4) The fact that an appeal from a direction is brought pursuant to subsection (3) of this section shall not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary board consisting of such members of the University as he may nominate.
- (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.
- (7) A direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 19 do stand part of the Bill, put and agreed to.

PART V - MISCELLANEOUS AND GENERAL PROVISIONS

Clause 20: Exclusion or Discrimination on Account of Race, Religion, etc.

- (1) No person shall be required to satisfy requirements as to any of the following matters, that is to say, race (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a —
 - (a) student in the University;
 - (b) Holder of any degree, appointment or employment in the University;
or
 - (c) member of anybody established by virtue of this Act.
- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1) of this section.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 20 do stand part of the Bill, put and agreed to.

Clause 21: Transfer of Land to the University.

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, 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 University.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 21 do stand part of the Bill, put and agreed to.

Clause 22: Restriction on Disposal of Land by University.

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

PROVIDED that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 22 do stand part of the Bill, put and agreed to.

Clause 23: Quorum and Procedure of Bodies Established by this Act.

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of any body of persons established by this Act shall be such as may be determined by that body.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 23 do stand part of the Bill, put and agreed to.

Clause 24: Appointment of Committees, etc.

- (1) Anybody of persons established by this Act shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a committee established by it to —
 - (a) exercise on its behalf, such of its functions as it may determine; and
 - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor 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 Vice-Chancellor shall be a member of every committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling —

- (a) statutes to be made otherwise than in accordance with section 11 of this Act; or
- (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 24 do stand part of the Bill, put and agreed to.

Clause 25: Miscellaneous Administrative Provisions.

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor and the affixing of the seal shall —
 - (a) in the case of certificates issued by the University, be authenticated by the Vice-Chancellor and the Registrar; and
 - (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorized by Statute.
 - (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
 - (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council without seal.
 - (4) The validity of the proceedings of anybody established pursuant to this Act shall not be affected by
 - (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
 - (6) Nothing in section 12 of the Interpretation Act (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to Statutes or Regulations made pursuant to this Act.
 - (7) The power conferred by this Act on anybody to make Statute or Regulations shall include power to revoke or vary any —
 - (a) Statute (including the Statute contained in the Third Schedule to this Act; or
 - (b) regulation by a subsequent Statute or Regulation as the case may be;
- Provided that the Statutes and Regulations may have different provisions in relation to different circumstances.
- (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Act.

- (9) Any notice or other instrument authorized to be served by virtue of this Act may, without prejudice to any other mode of service, be served by post.

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 25 do stand part of the Bill, put and agreed to.

Clause 26: Interpretation.

- (1) In this Act —
"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject matter;

Question: That the words "appropriate authority" be as defined in the Interpretation to this Act, put and agreed to.

"campus" means any campus which may be established by the University;

Question: That the word "campus" be as defined in the Interpretation to this Act, put and agreed to.

"college" means any college which may be established by the University;

Question: That the word "college" be as defined in the Interpretation to this Act, put and agreed to.

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University;

Question: That the word "graduate" be as defined in the Interpretation to this Act, put and agreed to.

"gross misconduct" means any act of misconduct and improper behavior that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Act.

Question: That the words "gross misconduct" be as defined in the Interpretation to this Act, put and agreed to.

"Minister" means the Minister charged with responsibility for education;

Question: That the word "Minister" be as defined in the Interpretation to this Act, put and agreed to.

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University;

Question: That the word "misconduct" be as defined in the Interpretation to this Act, put and agreed to.

"notice" means notice in writing;

Question: That the word "notice" be as defined in the Interpretation to this Act, put and agreed to.

"officer" does not include the Visitor;

Question: That the word "officer" be as defined in the Interpretation to this Act, put and agreed to.

"prescribed" means prescribed by Statute or Regulation made under this Act;

Question: That the word "prescribed" be as defined in the Interpretation to this Act, put and agreed to.

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by Statute or by Regulations;

Question: That the word "professor" be as defined in the Interpretation to this Act, put and agreed to.

"property" includes rights, liabilities and obligations;

Question: That the word "property" be as defined in the Interpretation to this Act, put and agreed to.

"the provisional Council" means the provisional Council appointed for the University by the President with effect from September 2016;

Question: That the words "the provisional Council" be as defined in the Interpretation to this Act, put and agreed to.

"regulations" means regulations made by the Senate or Council;

Question: That the word "regulations" be as defined in the Interpretation to this Act, put and agreed to.

"Senate" means the Senate of the University established by the Act;

Question: That the word "Senate" be as defined in the Interpretation to this Act, put and agreed to.

"Statute" means a Statute made by the University under section 11 of this Act and in accordance with the provisions of section 12 of this Act;

Question: That the word "Statute" be as defined in the Interpretation to this Act, put and agreed to.

"the Statutes" means all such Statutes as are in force from time to time;

Question: That the words "the Statutes" be as defined in the Interpretation to this Act, put and agreed to.

"teacher" means a person holding a full time appointment as a member of the teaching or research staff of the University;

Question: That the word "teacher" be as defined in the Interpretation to this Act, put and agreed to.

"President" means the President of the Federal Republic of Nigeria;

Question: That the word "President" be as defined in the Interpretation to this Act, put and agreed to.

"Constitution" means the Constitution of the Federal Republic of Nigeria;

Question: That the word "Constitution" be as defined in the Interpretation to this Act, put and agreed to.

"undergraduate" means a person in *statupupilar*i in the University, other than —

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition.

Question: That the word "Undergraduate" be as defined in the Interpretation to this Act, put and agreed to.

"the University" the Federal University of Agriculture Kabba incorporated and constituted by this Act; and

Question: That the words "the University" be as defined in the Interpretation to this Act, put and agreed to.

"the Act" means the Federal University of Agriculture Kabba Act.

Question: That the words "the Act" be as defined in the Interpretation to this Act, put and agreed to.

- (2) Where in any provision of this Act, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon.

Committee's Recommendation:

That the provision in Clause 26 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 26 do stand part of the Bill, put and agreed to.

Clause 27: Short Title.

This Act may be cited as the Federal University of Agriculture Kabba, (Establishment, etc.) Bill, 2017.

Committee's Recommendation:

That the provision in Clause 27 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 27 do stand part of the Bill, put and agreed to.

FIRST SCHEDULE

Section 3 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY

The Chancellor

1. The Chancellor shall be appointed by and hold office at the pleasure of the President.

The Pro-Chancellor

2. (1) The Pro-Chancellor shall be appointed or removed from office by the President.
- (2) Subject to the provisions of this Act, the Pro-Chancellor shall hold office for a period of four years from the date of his appointment.

The Vice-Chancellor

3. The procedure for the appointment and removal of the Vice-Chancellor shall be in accordance with the provision of the University (Miscellaneous Provisions) Act 1993 as amended.

Deputy Vice-Chancellor

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of the University.
- (2) The procedure for the appointment and removal of the Deputy Vice Chancellor shall be in accordance with the provisions of the Universities {Miscellaneous Provisions} Act 1993 as amended.
- (3) A Deputy Vice-Chancellor shall —
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in place of the Vice-Chancellor when the post of the Vice-Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
 - (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.

Office of the Registrar, Bursar and University Librarian

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.
- (2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.
- (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
6. (1) There shall be for the University, the following Principal Officers in addition to the Registrar, that is —
 - (a) the Bursar; and
 - (b) the University Librarian.
- (2) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.

- (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the co-ordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (4) The Bursar and the University Librarian shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Other Officers of the University.

7. There shall be for the University, a Director of Works, who shall be responsible to the Vice Chancellor for the administration of the Works Department. He shall be responsible for all works, services and maintenance of University facilities.
8. There shall be for the University, a Director of Health Services, who shall be responsible to the Vice Chancellor for the administration of the Health Centre. He shall be the Chief Medical Officer of the University and shall coordinate all matters relating to the health of all staff and students.

Resignation and re-appointment.

9. (1) Any officer mentioned in the foregoing provisions of this schedule may resign his office in —
 - (a) the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
 - (b) the case of the Vice-Chancellor by notice to the Council which shall immediately notify the Minister; and
- (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.

Question that the provision of First Schedule stand part of this Bill — Agreed to.

SECOND SCHEDULE

Section 10 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY, FUNCTIONS, ETC.

Transfer of Property to the University

1. Without prejudice to the generality of Section 10 (1) of this Act —
 - (a) the reference in the subsection to property held by the provisional Council and the University shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional Council and the University; and
 - (b) all outstanding debts and liabilities of the provisional Council shall become debts and liabilities of the University established by this Act.
2. (1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University established by this Act had been a party to it in place of the provisional Council.

- (2) Documents not falling within sub-paragraph (I) above, including enactments, which refer whether specially or generally to the provisional Council shall be construed in accordance with that subparagraph so far as applicable.
- (3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the University established by this Act.

Registration of Transfers

- 3.
 - (1) If the law in force at the place where any property transferred by this Act is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
 - (2) It shall be the duty of the body to which any property is transferred by this Act to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.
- 4.
 - (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.
 - (2) The persons who were members of the provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Act must have been duly constituted.
 - (3) The first meetings of the Senate as constituted by this Act shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
 - (4) The persons who were members of the Senate immediately before the coming into force of this Act shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule of this Act must have been duly constituted.
 - (5) Subject to any regulations which may be made by the Senate after the date on which this Act is made, the faculties, faculty boards and students of the University immediately before the coming into force of this Act shall on that day become faculties, faculty boards and students of the University as established by this Act.
 - (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Act.
- 5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
- 6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor.

Question that the provision of Second Schedule stand part of this Bill — Agreed to.

THIRD SCHEDULE

Section 11 (3)

FEDERAL UNIVERSITY OF AGRICULTURE KABBA STATUTE NO. 1

Articles:

1. The Council.
2. Finance and General Purpose Committee
3. The Senate.
4. The Congregation.
5. Convocation.
6. Organization of Faculties and the Branches thereof.
7. Faculty Board.
8. The Dean of the Faculty.
9. Selection of Certain Principal and other key officers.
10. Creation of Academic Post.
11. Appointment of Academic Staff.
12. Appointment of Administrative and Technical Staff.

The Council

- (1) Any member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Act may, by notice to the Council resign his office.
- (2) A member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Act shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.
- (3) Where a member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Act vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.
- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member pursuant to Section 6 (d) and (e) of this Act.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and subject to section 5 of this Act and the provisions of this paragraph the Council may regulate its own procedure.

- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Act shall have a four year tenure from the date of its inauguration, provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the visitor and a new Council shall be immediately constituted for the effective functioning of the University.
- (9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

The Finance and General Purpose Committee

- 2. (1) The Finance and General Purpose Committee of the Council shall consist of —
 - (a) the Pro-Chancellor, who shall be the Chairman of the committee at any meeting at which he is present;
 - (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
 - (c) six other members of the Council appointed by the Council two of whom shall be selected from among the four members of the Council appointed by the Senate and one of whom shall be selected from among members of the Council appointed by the congregation; and
 - (d) the Permanent Secretary, Federal Ministry of Education or, in his absence, such member of his Ministry as he may designate to represent him.
- (2) The quorum of the Committee shall be six.
- (3) Subject to any directions given by the Council, the committee may regulate its own procedure.

The Senate

- 3. (1) There shall be a Senate for the University consisting of —
 - (a) the Vice-Chancellor;
 - (b) the Deputy Vice-Chancellor;
 - (c) all Professors of the University;
 - (d) all Deans, Provosts and Directors of Academic units of the University;
 - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
 - (f) the University Librarian; and
 - (g) academic members of the congregation who are not Professors as specified in the Laws of the University.

- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice-Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to paragraph (2) above the Senate may regulate its own procedure.
- (4) If so requested in writing by any ten members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.

Congregation

- 4. (1) Congregation shall consist of —
 - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
 - (b) the full time members of the academic staff;
 - (c) the Registrar;
 - (d) the Bursar; and
 - (e) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.
- (2) Subject to section 5 of this Act, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying —
 - (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
 - (b) the names of the persons who are members of Congregation during a particular period;shall be conclusive evidence of that number or as the case may be of the names of those persons.
- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as may be provided by Statute or Regulations.

Convocation

- 5. (1) Convocation shall consist of —

- (a) the Officers of the University mentioned in Schedule 1 to this Act;
 - (b) all teachers within the meaning of this Act; and
 - (c) all other persons whose names are registered in accordance with paragraph (2) below.
- (2) A person shall be entitled to have his name registered as a member of convocation if he —
- (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
 - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and, subject to paragraph (3) below, may provide for the payment from time to time of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph (1) (a) or (b) of this paragraph are entered and retained on the register.
- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of convocation shall be fifty or one-third (or the whole number nearest to one-third) of the total number of members of convocation whichever is less.
- (8) Subject to section 5 of this Act, the Chancellor shall be chairman at all meetings of convocation when he is present, and in his absence the Vice Chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute.

Organisation of Faculties and Branches thereof

6. Each Faculty shall be divided into such number of branches as may be prescribed.
7. (1) There shall be established in respect of each Faculty, a Faculty Board, which, subject to the provisions of this Act, and subject to the directions of the Vice-Chancellor, shall —

- (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
 - (b) deal with other matters assigned to it by Statute, by the Vice-Chancellor or by the Senate; and
 - (c) advice the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consists of —
- (a) the Vice-Chancellor;
 - (b) the persons severally in charge of the branches of the faculty;
 - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
 - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the members of the Board for the time being whichever is greater.
- (4) Subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate it own procedure.

The Dean of the Faculty

8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years. He will be eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.
- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and it shall be the function of the Dean to present to the convocation for the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the Committee by the Senate.

- (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
- (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Act.

Selection of Certain Principal and other key Officers

- 9. (1) When a vacancy occurs in the Office of the Registrar, Bursar, the University Librarian, Director of Works or Director of Health Services, a Selection Board shall be constituted by the Council and shall consist of —
 - (i) the Pro-Chancellor;
 - (ii) the Vice-chancellor;
 - (iii) two members appointed by the Council, not being members of Senate; and
 - (iv) two members appointed by the Senate not being members of Council.
- (2) The Selection Board, after making such inquiries as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Board the Council may make an appointment to that office.
- (3) A person appointed to the office of Director of Works or Director of Health Services shall hold office for such period and on such terms and conditions as may be specified in his letter of appointment.

Creation of Academic Post

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

Appointment of Academic Staff

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

Appointment of Administrative and Technical Staff

- 12. (1) The administrative and technical staff of the University, other than those mentioned in paragraph 9 of this schedule shall be appointed by the Council on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.
- (2) In the case of administrative or technical staff that has close and important contacts with the academic staff, there shall be Senate participation in the process of selection.

Question that the provision of Third Schedule stand part of this Bill — Agreed to.

Chairman to report Bill.

(SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Tertiary Institutions and TETFUND on the Federal University of Agriculture, Kabba (Establishment, etc.) Bill, 2017 and approved as follows:

Clauses 1- 27 — As Recommended

Schedules 1 - 3 — As Recommended

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Motion made: That the Bill be now Read the Third Time (*Deputy Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

13. Committee on Agriculture and Rural Development:

Report on the Anti-Smuggling and Dumping of Agricultural Commodities in Nigeria:

Motion made: That the Senate do consider the Report of the Committee on Agriculture and Rural Development on the Anti-Smuggling and Dumping of Agricultural Commodities in Nigeria (*Senator Muhammad A. Aliero — Kebbi Central*).

Question put and agreed to.

Report presented.

Debate:

Recommendation for Rice:

Proposed Resolution (i):

Question: It is absolutely vital for Government to sustain the current drive for greater investments, strengthen the policy environment and continue to implement policies and strategies that grow local capacity and protect local Value Chain until it is able to achieve efficiencies and stability against competitive pressures from more advanced economies — *Agreed to.*

Proposed Resolution (ii):

Question: Urgent/sustained action should be on Policy Environment, Tariff Enforcement, Continued Investment Drive, Primary Production - (Growing Local Production Capacity), and Processing — *Agreed to.*

Proposed Resolution (iii):

Question: Identify the smugglers, take drastic measures against them, in keeping with Nigerian laws in order to protect our national interest. Deal firmly with smuggling and severely punish infractions in a way that makes smuggling too costly to risk — *Agreed to.*

Proposed Resolution (iv):

Question: Deal with Multinational Companies, individuals (those involved in the importation, clearing at the ports (Cotonou), involved in freighting into Nigeria) who play on both sides of the Border - those who actually drive the syndicates (the Promoters) — *Agreed to.*

Proposed Resolution (v):

Question: Take strong diplomatic action with our neighbouring nations who allow their countries to be used as smuggling bases, and if necessary consider closing the Borders when diplomatic efforts fail — *Agreed to.*

Proposed Resolution (vi):

Question: Sanctioning of officers and employees of Agencies of Government (e.g. Customs, NAFDAC, SON etc.) saddled with the responsibility of enforcement, who compromise their offices or fail in their various responsibilities — *Agreed to.*

Proposed Resolution (vii):

Question: Examine and tackle all factors hindering local rice production — *Agreed to.*

Proposed Resolution (viii):

Question: Ensure availability of Land/remove difficulties in processing of farmland lease and acquisition — *Agreed to.*

Proposed Resolution (ix):

Question: On infrastructure, government at all levels need to build more irrigation facilities, repair broken and unmaintained irrigation facilities, improve water supply, build access roads to farmlands, build bulking/paddy aggregation centres, resolve Silo concessioning arrangements/policy - to create real National Food Reserves. Government needs to improve on the provision of Power Supply. Discos should be directed to supply power to rice mills and other agro-processing centres and other alternatives of sustainable electricity solutions should be made available — *Agreed to.*

Proposed Resolution (x):

Question: With regards to Mechanization/Land Preparation, Government at all levels should embark on Land development to help farmers utilize all available arable land for agricultural production. Mechanized farming should be encouraged to boost food production. This can be done through the provision of Tractors (at reduced or subsidized cost). Planters, simple harvesters and threshers should also be made available to farmers through Credit Assistance Schemes — *Agreed to.*

Proposed Resolution (xi):

Question: Without prejudice to the interventions from the government through institutions such as the Bank of Industry (BOI) and the Bank of Agriculture (BOA), funding arrangements not exceeding 5% to support farmers and producers should be through the Central Bank of Nigeria (CBN). Government should ensure that the interest rates and collateral demanded by participating banks should be minimal to attract investors. Special Interventions from Government should be streamlined through its existing agencies such as the Bank of Industry, Bank of Agriculture or Development Finance Department of the CBN. Efforts need to be made to rebuild the confidence of Banks to lend to Agriculture. Issues such as high interest rate, amount and conditions for collateral deter investors — *Agreed to.*

Proposed Resolution (xii):

Question: With regards to Extension Services/Research and Support, government should adequately fund research and development institutes and drive collaboration with extension and industry. Government at all levels should train and equip more extension officers and agents so that they can provide quality training to the farmers. Currently, inadequate well trained Extension Agents, Poor farmers training or practical Guidance on Good Agricultural Practices are undermining farming practices in Nigeria — *Agreed to.*

Proposed Resolution (xiii):

Question: The problem of sub-standard Agro Chemicals should be addressed by streamlining the use of Agro-Chemicals and the elimination of residual pesticides. The aim is to facilitate export of Nigerian Commodities. The Nigeria Agricultural Quarantine Services should be given the necessary legal backing to fully discharge its statutory mandate — *Agreed to.*

Proposed Resolution (xiv):

Question: Government should initiate Regional Rice Farm Clusters within the Six Geopolitical Regions. Federal Government should identify suitable areas (with adequate water courses requiring minimum investment in dams/weirs/embankments to yield large watered areas of rice farm land in units of 10,000 Hectares and up to 50,000 Hectares in every region (even across state boundaries) to be operated/managed by Regional teams or Consortium of RIFAN/RIPAN/other investors. Over a period of two or three years, the farm clusters should be transformed into hubs of revolutionary farming activities capable of producing an aggregate Paddy Stock sufficient to feed Rice Mills nationwide. Young graduate farmers can be integrated to participate in the Production Clusters. Working in close consultation with all tiers of government, local farmers, large millers, and other investors can play active roles in driving this Cluster model to success thereby bringing to an end the vicious cycle of Rice Paddy shortage and providing a viable basis for Nigeria to achieve self-sufficiency in Rice Production in a very short time — *Agreed to.*

Proposed Resolution (xv):

Question: Using funds from agricultural commodities and long-term loans/grants from multinational agencies, the Federal Government can drive self-sufficiency in agricultural commodities to great success in a very short time. Such funds can be effectively deployed and limited to areas of land clearing/development, irrigation mechanization and improve direct credit to farmers — *Agreed to.*

Proposed Resolution (xvi):

Question: Government may begin to think of subsidizing transportation because of the high cost of transportation due to bad roads and cost of diesel/petrol. Railways should be more functional as they ease transportation of goods and eliminate issues such as harassment on the highways, high and double taxation on the highways, and extortion by LGAs/States/Police/Army checkpoints, which are major challenges — *Agreed to.*

Resolved:

- (i) It is absolutely vital for Government to sustain the current drive for greater investments, strengthen the policy environment and continue to implement policies and strategies that grow local capacity and protect local Value Chain until it is able to achieve efficiencies and stability against competitive pressures from more advanced economies;
- (ii) Urgent/sustained action should be on Policy Environment, Tariff Enforcement, Continued Investment Drive, Primary Production - (Growing Local Production Capacity), and Processing;
- (iii) Identify the smugglers, take drastic measures against them, in keeping with Nigerian laws in order to protect our national interest. Deal firmly with smuggling and severely punish infractions in a way that makes smuggling too costly to risk;
- (iv) Deal with Multinational Companies, individuals (those involved in the importation, clearing at the ports (Cotonou), involved in freighting into Nigeria) who play on both sides of the Border - those who actually drive the syndicates (the Promoters);

- (v) Take strong diplomatic action with our neighbouring nations who allow their countries to be used as smuggling bases, and if necessary consider closing the Borders when diplomatic efforts fail;
- (vi) Sanctioning of officers and employees of Agencies of Government (e.g. Customs, NAFDAC, SON etc.) saddled with the responsibility of enforcement, who compromise their offices or fail in their various responsibilities;
- (vii) Examine and tackle all factors hindering local rice production;
- (viii) Ensure availability of Land/remove difficulties in processing of farmland lease and acquisition;
- (ix) On infrastructure, government at all levels need to build more irrigation facilities, repair broken and unmaintained irrigation facilities, improve water supply, build access roads to farmlands, build bulking/paddy aggregation centres, resolve Silo concessioning arrangements/policy - to create real National Food Reserves. Government needs to improve on the provision of Power Supply. Discos should be directed to supply power to rice mills and other agro-processing centres and other alternatives of sustainable electricity solutions should be made available;
- (x) With regards to Mechanization/Land Preparation, Government at all levels should embark on Land development to help farmers utilize all available arable land for agricultural production. Mechanized farming should be encouraged to boost food production. This can be done through the provision of Tractors (at reduced or subsidized cost). Planters, simple harvesters and threshers should also be made available to farmers through Credit Assistance Schemes.
- (xi) Without prejudice to the interventions from the government through institutions such as the Bank of Industry (BOI) and the Bank of Agriculture (BOA), funding arrangements not exceeding 5% to support farmers and producers should be through the Central Bank of Nigeria (CBN). Government should ensure that the interest rates and collateral demanded by participating banks should be minimal to attract investors. Special Interventions from Government should be streamlined through its existing agencies such as the Bank of Industry, Bank of Agriculture or Development Finance Department of the CBN. Efforts need to be made to rebuild the confidence of Banks to lend to Agriculture. Issues such as high interest rate, amount and conditions for collateral deter investors;
- (xii) With regards to Extension Services/Research and Support, government should adequately fund research and development institutes and drive collaboration with extension and industry. Government at all levels should train and equip more extension officers and agents so that they can provide quality training to the farmers. Currently, inadequate well trained Extension Agents, Poor farmers training or practical Guidance on Good Agricultural Practices are undermining farming practices in Nigeria;
- (xiii) The problem of sub-standard Agro Chemicals should be addressed by streamlining the use of Agro-Chemicals and the elimination of residual pesticides. The aim is to facilitate export of Nigerian Commodities. The Nigeria Agricultural Quarantine Services should be given the necessary legal backing to fully discharge its statutory mandate;
- (xiv) Government should initiate Regional Rice Farm Clusters within the Six Geopolitical Regions. Federal Government should identify suitable areas (with adequate water courses requiring minimum investment in dams/weirs/embankments to yield large watered areas of rice farm land in units of 10,000 Hectares and up to 50,000 Hectares in every region (even across state boundaries) to be operated/managed by Regional teams or Consortium of RIFAN/RIPAN/other

investors. Over a period of two or three years, the farm clusters should be transformed into hubs of revolutionary farming activities capable of producing an aggregate Paddy Stock sufficient to feed Rice Mills nationwide. Young graduate farmers can be integrated to participate in the Production Clusters. Working in close consultation with all tiers of government, local farmers, large millers, and other investors can play active roles in driving this Cluster model to success thereby bringing to an end the vicious cycle of Rice Paddy shortage and providing a viable basis for Nigeria to achieve self-sufficiency in Rice Production in a very short time;

- (xv) Using funds from agricultural commodities and long-term loans/grants from multinational agencies, the Federal Government can drive self-sufficiency in agricultural commodities to great success in a very short time. Such funds can be effectively deployed and limited to areas of land clearing/development, irrigation mechanization and improve direct credit to farmers; and
- (xvi) Government may begin to think of subsidizing transportation because of the high cost of transportation due to bad roads and cost of diesel/petrol. Railways should be more functional as they ease transportation of goods and eliminate issues such as harassment on the highways, high and double taxation on the highways, and extortion by LGAs/States/Police/Army checkpoints, which are major challenges (*S/Res/131/03/17*).

Recommendation for Poultry Value Chain:

Proposed Resolution (i):

Question: Price stabilization issue: Federal Government should step in to support the use of poultry products-eggs and chicken for the government's programmes such as - the School feeding, Prison feeding and National Emergency Programmes with a view to stabilize demand and cushion against glut rather than allow the market to adjust to basic supply and demand — *Agreed to*.

Proposed Resolution (ii):

Question: Government should be committed to promote commercial production of stable crops in such a way that the cost of production could be at reasonable costs — *Agreed to*.

Proposed Resolution (iii):

Question: Stable and consistent agricultural policies with targeted outputs should be maintained for the Agricultural sector — *Agreed to*.

Proposed Resolution (iv):

Question: There is need to harmonize all taxes in the country with incidences of multiple taxes and VAT on poultry raw materials, and other agricultural commodities and products. Since basic poultry raw materials and products are food, they should be clearly exempted from the payment of all forms of taxes — *Agreed to*.

Proposed Resolution (v):

Question: The promotion of Pro-par rural poultry development programme by increasing investments in rural infrastructure and agricultural research and development. This will assist in reducing the rural-urban migration of youths considering that youths in agriculture are the future of the country — *Agreed to*.

Proposed Resolution (vi):

Question: Re-orient the social safety nets to eradicate poverty, hunger, create good living, well-being and ensure gender equality, women empowerment and assure sustainable production and consumption of poultry products towards achieving the most needed critical goals of sustainable development — *Agreed to*.

Proposed Resolution (vii):

Question: Poultry production as a subsector of Nigerian Agriculture should be accorded its rightful place as it contributes over 25 % of the Agricultural Gross Domestic Products (AGDP) of the Nigerian economy — *Agreed to.*

Proposed Resolution (viii):

Question: Government should encourage its relevant Agencies like National Agency For Food and Drug Administration and Control (NAFDAC), Consumer Protection Council (CPC) and the Nigeria Customs Service (NCS) (based on their mandates) to raid markets for smuggled unwholesome poultry products and other smuggled agricultural products as a further measure to discourage trading and patronage of these products — *Agreed to.*

Resolved:

- (i) Price stabilization issue:
Federal Government should step in to support the use of poultry products-eggs and chicken for the government's programmes such as - the School feeding, Prison feeding and National Emergency Programmes with a view to stabilize demand and cushion against glut rather than allow the market to adjust to basic supply and demand;
- (ii) Government should be committed to promote commercial production of stable crops in such a way that the cost of production could be at reasonable costs;
- (iii) Stable and consistent agricultural policies with targeted outputs should be maintained for the Agricultural sector;
- (iv) There is need to harmonize all taxes in the country with incidences of multiple taxes and VAT on poultry raw materials, and other agricultural commodities and products. Since basic poultry raw materials and products are food, they should be clearly exempted from the payment of all forms of taxes;
- (v) The promotion of Pro-par rural poultry development programme by increasing investments in rural infrastructure and agricultural research and development. This will assist in reducing the rural-urban migration of youths considering that youths in agriculture are the future of the country;
- (vi) Re-orient the social safety nets to eradicate poverty, hunger, create good living, well-being and ensure gender equality, women empowerment and assure sustainable production and consumption of poultry products towards achieving the most needed critical goals of sustainable development;
- (vii) Poultry production as a subsector of Nigerian Agriculture should be accorded its rightful place as it contributes over 25 % of the Agricultural Gross Domestic Products (AGDP) of the Nigerian economy;
- (viii) Government should encourage its relevant Agencies like National Agency For Food and Drug Administration and Control (NAFDAC), Consumer Protection Council (CPC) and the Nigeria Customs Service (NCS) (based on their mandates) to raid markets for smuggled unwholesome poultry products and other smuggled agricultural products as a further measure to discourage trading and patronage of these products (*S/Res/131/03/17*).

Recommendation for Seeds:**Proposed Resolution (i):**

Question: Government needs to urgently empower the Seed Councils and Institutes to research and develop better varieties as what is presently available is often unreliable and prone to compromise — *Agreed to.*

Proposed Resolution (ii):

Question: Smuggling can be minimized with increased production and good quality of products offered to Nigerian consumers. Quality and improved seeds, seedlings and other farm inputs should be provided to our farmers at affordable rate to increase production — *Agreed to.*

Proposed Resolution (iii):

Question: Science and technology should be applied in agriculture to increase production — *Agreed to.*

Resolved:

- (i) Government needs to urgently empower the Seed Councils and Institutes to research and develop better varieties as what is presently available is often unreliable and prone to compromise;
- (ii) Smuggling can be minimized with increased production and good quality of products offered to Nigerian consumers. Quality and improved seeds, seedlings and other farm inputs should be provided to our farmers at affordable rate to increase production; and
- (iii) Science and technology should be applied in agriculture to increase production
(S/Res/121/03/17)

Recommendation for the Nigeria Customs Service:**Proposed Resolution (i):**

Question: Encourage and intensify the campaign on buying and consuming Made-in Nigeria goods — *Agreed to.*

Proposed Resolution (ii):

Question: New legislations or amendment of the existing Free Trade Zone laws to discourage smuggling and dumping of foreign agricultural products in Nigeria — *Agreed to.*

Proposed Resolution (iii):

Question: That where all diplomatic efforts fail, government should consider closure of our land borders — *Agreed to.*

Proposed Resolution (iv):

Question: Government should consider subsidy interventions at some levels of production as the need arises to achieve price parity with imports — *Agreed to.*

Proposed Resolution (v):

Question: Strengthening and enforcement of existing laws to deal with perpetrators, contraveners and collaborators — *Agreed to.*

Proposed Resolution (vi):

Question: There should be regular inter-governmental meetings with our neighbouring countries of Benin, Niger, Chad and Cameroon through which smuggled products are moved to Nigeria — *Agreed to.*

Proposed Resolution (vii):

Question: Enlightenment of border communities on the differences between illicit products and effects of legal economic activities to the economy — *Agreed to.*

Proposed Resolution (viii):

Question: Provision of Unmanned Aerial Vehicles (UAVs) to man the borders — *Agreed to.*

Proposed Resolution (ix):

Question: There should be inter-agency collaboration and support in the anti-smuggling and dumping of foreign agricultural products in Nigeria — *Agreed to.*

Proposed Resolution (x):

Question: Enlightenment and sensitization of border communities by relevant government agencies (Ministry of Information, National Orientation Agency, and the Federal Ministry of Agriculture) on the evils associated with smuggling and dumping of agricultural commodities — *Agreed to.*

Proposed Resolution (xi):

Question: Signing of Memorandum of Understanding or partnering with neighbouring countries used as transit routes by smugglers — *Agreed to.*

Proposed Resolution (xii):

Question: Better incentives, remuneration and logistics for the rank and file of the Nigeria Customs personnel — *Agreed to.*

Proposed Resolution (xiii):

Question: Provision of essential infrastructure to border communities that will give them a sense of belonging thereby enhancing their patriotism — *Agreed to.*

Proposed Resolution (xiv):

Question: Need for review of Nigeria Customs Service laws by providing stiffer penalties that will effectively discourage smuggling activities and other vices — *Agreed to.*

Proposed Resolution (xv):

Question: Need for proper border delineation; government through its relevant agencies (such as the National Orientation Agency, Ministry of Information and the Federal Ministry of Agriculture and Rural Development) should embark on sensitization of Nigerians on the need to consume only locally produced agricultural commodities. Embargo should be placed on the consumption of foreign chicken and rice in all government houses and functions. The Federal Ministry of Agriculture should take the lead in the fight against smuggling by ensuring that consumers only buy products certified by relevant agencies of government. The Federal Ministries of Agriculture and Health via NAFDAC; Ministry of Industry, Trade and Investments via Standard Organisation of Nigeria (SON) should define a Certification for all agricultural products, and should create platforms that will encourage people to buy from farmers thereby promoting the principle of an 'agreed market structure' that enables us to do things. Once these policies are in place, defaulters would be apprehended — *Agreed to.*

Resolved:

- (i) Encourage and intensify the campaign on buying and consuming Made-in Nigeria goods;
- (ii) New legislations or amendment of the existing Free Trade Zone laws to discourage smuggling and dumping of foreign agricultural products in Nigeria;
- (iii) That where all diplomatic efforts fail, government should consider closure of our land borders;
- (iv) Government should consider subsidy interventions at some levels of production as the need arises to achieve price parity with imports;

- (v) Strengthening and enforcement of existing laws to deal with perpetrators, contraveners and collaborators;
- (vi) There should be regular inter-governmental meetings with our neighbouring countries of Benin, Niger, Chad and Cameroon through which smuggled products are moved to Nigeria;
- (vii) Enlightenment of border communities on the differences between illicit products and effects of legal economic activities to the economy;
- (viii) Provision of Unmanned Aerial Vehicles (UAVs) to man the borders;
- (ix) There should be inter-agency collaboration and support in the anti-smuggling and dumping of foreign agricultural products in Nigeria;
- (x) Enlightenment and sensitization of border communities by relevant government agencies (Ministry of Information, National Orientation Agency, and the Federal Ministry of Agriculture) on the evils associated with smuggling and dumping of agricultural commodities;
- (xi) Signing of Memorandum of Understanding or partnering with neighbouring countries used as transit routes by smugglers;
- (xii) Better incentives, remuneration and logistics for the rank and file of the Nigeria Customs personnel;
- (xiii) Provision of essential infrastructure to border communities that will give them a sense of belonging thereby enhancing their patriotism;
- (xiv) Need for review of Nigeria Customs Service laws by providing stiffer penalties that will effectively discourage smuggling activities and other vices; and
- (xv) Need for proper border delineation; government through its relevant agencies (such as the National Orientation Agency, Ministry of Information and the Federal Ministry of Agriculture and Rural Development) should embark on sensitization of Nigerians on the need to consume only locally produced agricultural commodities. Embargo should be placed on the consumption of foreign chicken and rice in all government houses and functions. The Federal Ministry of Agriculture should take the lead in the fight against smuggling by ensuring that consumers only buy products certified by relevant agencies of government. The Federal Ministries of Agriculture and Health via NAFDAC; Ministry of Industry, Trade and Investments via Standard Organisation of Nigeria (SON) should define a Certification for all agricultural products, and should create platforms that will encourage people to buy from farmers thereby promoting the principle of an 'agreed market structure' that enables us to do things. Once these policies are in place, defaulters would be apprehended (*S/Res/131/03/17*).

By the leave of the Senate, the Committee on Agriculture and Rural Development to bring up modality of implementing these recommendations and to report within two (2) weeks.

14. Reports of Committee on the 2017 Budget of Corporations and Agencies of Government of the Federal Republic of Nigeria:

Motion made: That the Senate do consider the Reports of Senate Committee on the 2017 Budget of Corporations and Agencies of Government of the Federal Republic of Nigeria:

S/N Committee Government Owned Enterprises (GOE)

Marine Transport

-Nigerian Shippers Council;and
-Maritime Academy of Nigeria, Oron;

(Deputy Senate Leader).

(A) Nigerian Shippers Council:

Question put and agreed to.

Report presented.

Debate:

Proposed Resolution(i):

Question: That the Projected Revenue of ₦15,214,488,375.55 (Fifteen Billion, Two Hundred and Fourteen Million, Four Hundred and Eight-Eight Thousand, Three Hundred and Seventy-Five Naira, Fifty-five kobo) be approved for Nigerian Shippers Council in the 2017 financial year — *Agreed to.*

Proposed Resolution(ii):

Question: That the total Expenditure of ₦11,396,647,230.81 (Eleven Billion, Three Hundred and Ninety-Six Million, Six hundred and Forty-Seven Thousand, Two Hundred and Thirty Naira, Eighty-One kobo) be approved for Nigerian Shippers Council in the 2017 financial year — *Agreed to.*

Resolved:

- (i) That the Projected Revenue of ₦15,214,488,375.55 (Fifteen Billion, Two Hundred and Fourteen Million, Four Hundred and Eight-Eight Thousand, Three Hundred and Seventy-Five Naira, Fifty-Five Kobo) be approved for Nigerian Shippers Council in the 2017 financial year.
- (ii) That the total Expenditure of ₦11,396,647,230.81 (Eleven Billion, Three Hundred and Ninety-Six Million, Six hundred and Forty-Seven Thousand, Two Hundred and Thirty Naira, Eighty-One kobo) be approved for Nigerian Shippers Council in the 2017 financial year (S/Res/132/03/17).

(B) Maritime Academy of Nigeria, Oron:

Question put and agreed to.

Report presented.

Debate:

Proposed Resolution(i):

Question: That the Projected Revenue of ₦9,886,381,188.00 (Nine Billion, Eight Hundred and Eighty-Six Million, Three Hundred and Eight-One Thousand, One Hundred and Eighty-Eight Naira only) be approved for Maritime Academy of Nigeria, Oron in the 2017 financial year — *Agreed to.*

Proposed Resolution(ii):

Question: That the total Expenditure of ₦9,885,681,188.00 (Nine Billion, Eight Hundred and Eighty-Five Million, Six Hundred and Eight-One Thousand, One Hundred and Eighty-Eight Naira only) be approved for Maritime Academy of Nigeria, Oron in the 2017 financial year — *Agreed to.*

Resolved:

- (i) That the Projected Revenue of ₦9,886,381,188.00 (Nine Billion, Eight Hundred and Eighty-Six Million, Three Hundred and Eight-One Thousand, One Hundred and Eighty-Eight Naira only) be approved for Maritime Academy of Nigeria, Oron in the 2017 financial year; and
- (ii) That the total Expenditure of ₦9,885,681,188.00 (Nine Billion, Eight Hundred and Eighty-Five Million, Six Hundred and Eight-One Thousand, One Hundred and Eighty-Eight Naira only) be approved for Maritime Academy of Nigeria, Oron in the 2017 financial year (S/Res/133/03/17).

15. Committee on Tertiary Institutions and TETFUND:

Report on the Federal Colleges of Education Act (Amendment) Bill, 2017 (SB. 445):

Motion made: That the Senate do consider the Report of the Committee on Tertiary Institutions and TETFUND on the Federal Colleges of Education Act CAP F8 LFN 2004 (Amendment) Bill, 2017 (Senator Jibrin I. Barau — Kano North).

Question put and agreed to.

Report presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (Deputy Senate Leader).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO AMEND FEDERAL COLLEGES OF EDUCATION ACT CAP F8 LAWS OF THE FEDERATION OF NIGERIA 2004, TO ALIGN THE LOCATION OF THE COLLEGES OF EDUCATION AFFECTED BY BOUNDARY ADJUSTMENTS AS A RESULT OF STATES CREATION AND TO ESTABLISH FEDERAL COLLEGE OF EDUCATION MALAM MADORI, JIGAWA STATE TO ADDRESS THE CURRENT IMBALANCE IN THE ESTABLISHMENT AND DISTRIBUTION OF FEDERAL INSTITUTIONS IN THE STATE AND FOR RELATED MATTERS, 2017.

PART I — ESTABLISHMENT OF THE FEDERAL COLLEGES OF EDUCATION

Clause 1: Establishment of Federal Colleges of Education.

- (1) There are hereby established the Federal Colleges of Education specified in the First Schedule to this Act (in this Act collectively referred to as "College") which shall have such powers and exercise such functions as are conferred on them by this Act.
- (2) Each College shall be a body corporate with perpetual succession and a common seal and shall have power to acquire and dispose of interests in movable and immovable property and may sue and be sued in its corporate name.

Committee's Recommendation:

That the provision in Clause 1 be retained (Senator Jibril I. Barau — Kano North) — *Agreed to.*

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: Governing Council of Each College.

- (1) The governance of each College and the direction of its affairs shall vest in the Governing Council of the College concerned (in this Act referred to as "the Council").
- (2) Without prejudice to the generality of subsection (1) of this section, it shall be the responsibility of the Council to consider and approve:-
 - (a) the plan of activities of the College;
 - (b) the programme of studies, courses, and research to be undertaken by the College;
 - (c) the annual estimates of the College; and
 - (d) the investment plans of the College.
- (3) The provisions of the Second Schedule to this Act shall have effect with respect to the Council as specified therein.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Membership of the Council of Each College.

- (1) The Council of each College, other than a Federal College of Education (Technical) shall consist of a chairman and the following other members, to be appointed by the President:—
 - (a) a representative of the Federal Ministry responsible for education;
 - (b) a representative of the university, who in the case of degree awarding Colleges, shall come from the university to which the Colleges are affiliated for the purpose of moderation;
 - (c) a representative of the alumni association of the College;
 - (d) three persons appointed on individual merit on a nationwide basis who should have wide experience of service in the public or private sector;
 - (e) two representatives of the Academic Board of the College;
 - (f) one representative of the National Commission for Women;
 - (g) a representative of the National Commission for Colleges of Education; and
 - (h) the Provost of the College.
- (2) The Council of each Federal College of Education (Technical) shall consist of a chairman, and the following other members, to be appointed by the President:—
 - (a) a representative of the Federal Ministry responsible for education;

- (b) a representative of the Nigerian Society of Engineers;
- (c) a representative of the universities of Technology who in the case of degree awarding Colleges, shall come from the university to which the Colleges are affiliated for the purpose of moderation;
- (d) three persons of note in the areas of science and of technical education, one of whom shall be a woman, to be appointed by the President;
- (e) a representative of the National Commission for Women;
- (f) a representative of the alumni association of the College;
- (g) two representatives of the Academic Board of the College;
- (h) a representative of the National Commission for Colleges of Education; and
- (i) the Provost of the College.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Tenure of Office of Members of the Council.

- (1) A member of the Council (other than an ex-officio member) shall hold office for a term of three years and subject to the provisions of subsection (2) of this section, shall be eligible for re-appointment for a further period of three years.
- (2) The office of a member appointed under sections 3 (1) (d) and 3 (2) (d) of this Act shall become vacant if:—
 - (a) the member resigns his office by notice in writing under his 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.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 4 do stand part of the Bill, put and agreed to.

Clause 5: Functions of Each College.

The functions of each College shall be —

- (a) to provide full-time courses in teaching, instruction and training —
 - (i) in technology, applied Science, commerce, arts, social Science, humanities and management; and

- (ii) in such other fields of applied learning relevant to the needs of the development of Nigeria in the areas 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 conduct courses in education for qualified teachers;
- (c) to arrange conferences, seminars and workshops relative to the fields of learning specified in paragraph (a) of this section; and
- (d) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 5 do stand part of the Bill, put and agreed to.

Clause 6: Powers of the Council:

- (1) For the carrying out of the functions of each College, the Council shall have power to —
 - (a) hold examinations and grant diplomas, professional certificates and other distinctions to persons who have pursued a course of study approved and accredited by the National Commission for Colleges of Education;
 - (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 printing, publishing and bookselling;
 - (d) make gifts for any charitable purpose;
 - (e) hold examinations in education for qualified teachers;
 - (f) provide amenities for and make such other provision 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 authorise;
 - (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 calibre and determine the career structure of such staff;

- (k) establish and maintain such schools and other teaching units within the College or extramural departments 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 education;
 - (n) erect, provide, equip and maintain such educational, recreational and residential facilities as the College may require;
 - (o) create lectureships and other academic posts and offices and to make appointments thereto;
 - (p) encourage and make provision for research in the College; and
 - (q) do such acts and things whether or not incidental to the foregoing powers as may advance the objects of the College.
- (2) The power of the Council to establish further schools within the College shall be exercisable by order and not otherwise.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 6 do stand part of the Bill, put and agreed to.

Clause 7: Visitation.

- (1) The Minister of Education shall be the Visitor of each College.
- (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 —
 - (a) for the purpose of evaluating the academic and administrative performance of the College; or
 - (b) for such other purpose or in respect of any other affairs of the College as the Visitor may deem fit.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 7 do stand part of the Bill, put and agreed to.

Clause 8: The Academic Board and its Functions.

- (1) There shall be established for each College a board to be known as 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;
 - (c) discharging any other functions which the Council may from time to time delegate to it.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 8 do stand part of the Bill, put and agreed to.

Clause 9: Power of Minister to give Directions to the Council.

Subject to the provisions of this Act, 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 Act and it shall be the duty of the Council to comply with such directions.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 9 do stand part of the Bill, put and agreed to.

Clause 10: The Provost of Each College.

- (1) There shall be a Provost of each College (in this Act referred to as "the Provost") who shall be appointed by the President, in accordance with the provisions of this section.
- (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 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 members of the Academic Board;
 - (c) two members of the Academic Board not below the rank of chief lecturer, who were not members of the search team, shall consider the candidates and persons on the short lists drawn up under subsection (2) of this section through an examination of their curriculum vitae and interaction with them and recommend through the Council to the President, three candidates for his consideration.
- (4) The President shall appoint as Provost one of the candidates recommended to him under the provisions of subsection (3) of this section.
- (5) Subject to this Act 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 operations of the College
- (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
 - (b) may be reappointed for one further period of four years and no more.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 10 do stand part of the Bill, put and agreed to.

Clause 11: Deputy Provosts.

- (1) There shall be for each college a 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 section for that purpose; or
 - (c) on the nomination of the Provost.
- (3) The Selection Board referred to in subsection (2) of this section 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; and
- (b) make such inquiries as it deems fit before making the recommendation required under that subsection.
- (4) The Deputy Provost shall —
 - (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
 - (c) perform such other functions as the Provost or 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 appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - (b) may be reappointed for one further period of two years and no more.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 11 do stand part of the Bill, put and agreed to.

Clause 12: The Registrar and Other Staff of Each College.

- (1) The Council of each College shall appoint a Registrar to such College (hereinafter 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.
- (2) The Registrar shall, in addition to other duties conferred on him by or under this Act, be the secretary to the Council, the Academic Board and any committee of the Council and in his absence, the Council or any such committee may appoint some other person to act as secretary, and he 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 appointment and on such terms and conditions as may be specified in his 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 section, a Registrar appointed before the commencement of this section 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 years 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;
 - (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.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 12 do stand part of the Bill, put and agreed to.

Clause 13: Other Principal Officers of the College.

- (1) There shall be for each College the following principal officers in addition to the Registrar, that is —
 - (a) the Bursar; and
 - (b) the College Librarian, who shall be appointed by the Council on the recommendation of the Selection Board constituted under section 10(3) of this Act.
- (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.
- (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.
- (5) Where, on the commencement of this section, a Bursar or Librarian 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;

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

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 13 do stand part of the Bill, put and agreed to.

Clause 14: Resignation of Appointment of Principal Officers.

A principal officer may resign his appointment —

- (a) in the case of the Provost, by notice to the Visitor; and
- (b) in any other case, by notice to the Council.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 14 do stand part of the Bill, put and agreed to.

Clause 15: Other Employees of the College.

- (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 Act.
- (2) Subject to the provisions of this Act, 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.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 15 do stand part of the Bill, put and agreed to.

Clause 16: Selection Board for Other Principal Officers.

- (1) There shall be, for each College, a selection Board which shall consist of —
- (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 subsection (1) of this section shall be as the Council may, from time to time, determine.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 16 do stand part of the Bill, put and agreed to.

Clause 17: Pensions.

- (1) It is hereby declared that service in each College shall be approved service for the purposes of the Pensions Act and, accordingly, officers and other persons employed in each 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 Act 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) For the purposes of the application of the provisions of the Pensions Act, any power exercisable there under by a Minister or other authority of the Government of the Federation (other than the power to make regulations under section 23 thereof) shall be exercisable by the College and not by any other person or authority.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 17 do stand part of the Bill, put and agreed to.

PART II — FINANCIAL PROVISIONS**Clause 18: Establishment of Fund of Each College.**

- (1) The Council shall establish and maintain a fund which shall be applied towards the promotion of the objectives specified in this Act.
- (2) There shall be paid and credited to the fund established under subsection (1) of this section —
 - (a) such sums as may from time to time be granted to the Council by the Federal Government through the National Commission for Colleges of Education;
 - (b) all moneys raised for the purposes of the Council by way of gifts, grants-in-aid or testamentary disposition; and
 - (c) all subscriptions, fees and charges for services rendered by the Council and all other sums that may accrue to the Council from any source.
- (3) The Council shall submit to the Minister, through the National Commission for Colleges of Education, not later than three months before the end of each financial year or at such other time as he may direct, an estimate of its revenue and expenditure for the next succeeding financial year.

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 18 do stand part of the Bill, put and agreed to.

Clause 19: Power to Accept Gifts.

- (1) The Council may accept gifts of land, money or other property upon such terms and conditions if any, as may be specified by the person making the gift.

- (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.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 19 do stand part of the Bill, put and agreed to.

Clause 20: Accounts and Audit.

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.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 20 do stand part of the Bill, put and agreed to.

Clause 21: Annual Reports.

The Council shall as soon as may be 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.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 21 do stand part of the Bill, put and agreed to.

PART III — MISCELLANEOUS AND SUPPLEMENTARY PROVISION

Clause 22: Offices and Premises.

- (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.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 22 do stand part of the Bill, put and agreed to.

Clause 23: Discipline of students.

- (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 section.

- (3) Subject to the provisions of subsection (1) of this section, where it is proved during the enquiry that any student of the College has been guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Act or any regulations made there under, direct —
- (a) that the 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 he 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 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 subsection (3) of this section to any student of the College who is guilty of misconduct.
- (5) Where a direction is given under subsection (3) (c) or (d) of this section 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 subsection (5) of this section shall not affect the operation of the direction while the appeal is pending.
- (7) The Provost may delegate his powers under this section to a disciplinary committee consisting of such members of the College as he may nominate.
- (8) Nothing in this section 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 subsection (3) (a) of this section may be combined with a direction under subsection (3) (b) of this section.
- (10) In all cases under this section, the decision of the Council shall be final unless reversed by the Minister on appeal by the student.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 23 do stand part of the Bill, put and agreed to.

Clause 24: Interpretation.

In this Act, unless the context otherwise requires —
"Chairman" means the chairman of the Council;

Question: That the word "Chairman" be as defined in the Interpretation to this Act, put and agreed to.

"College" means any of the Federal Colleges of Education specified in the First Schedule to this Act; and

Question: That the words "College" be as defined in the Interpretation to this Act, put and agreed to.

"Colleges" shall be construed accordingly;

Question: That the words "Colleges" be as defined in the Interpretation to this Act, put and agreed to.

"Council" means the Governing Council of any of the Colleges established by or pursuant to section 2 of this Act;

Question: That the words "Council" be as defined in the Interpretation to this Act, put and agreed to.

"Provost" means the Provost of a College appointed under section 9 of this Act;

Question: That the words "Provost" be as defined in the Interpretation to this Act, put and agreed to.

"Functions" includes powers and duties;

Question: That the words "Functions" be as defined in the Interpretation to this Act, put and agreed to.

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

Question: That the words "Minster" be as defined in the Interpretation to this Act, put and agreed to.

"Member" means a member of the Council including the chairman.

Question: That the words "Member" be as defined in the Interpretation to this Act, put and agreed to.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 24 do stand part of the Bill, put and agreed to.

Clause 25: Short Title.

This Act may be cited as the Federal Colleges of Education Act (Amendment) Bill, 2017.

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Jibril I. Barau — Kano North*) — *Agreed to.*

Question that Clause 25 do stand part of the Bill, put and agreed to.

SCHEDULE 1

[Section 1(1)]

List of Colleges of Education

- (a) Federal College of Education (Technical), Bauchi State;
- (b) Federal College of Education (Technical), Akoka, Yaba, Lagos;
- (c) Federal College of Education Abeokuta, Ogun State;
- (d) Federal College of Education Kano, Kano State;
- (e) Federal College of Education Katsina, Katsina State;
- (f) Federal College of Education Kontagora, Niger State;
- (g) Federal College of Education Obudu, Cross River State;
- (h) Federal College of Education Okene, Kogi State;
- (i) Adeyemi College of Education Ondo, Ondo State;
- (j) Federal College of Education (Special), Oyo Town, Oyo State;
- (k) Federal College of Education Pankshin, Plateau State;
- (l) Federal College of Education Yola, Gongola State;
- (m) Federal College of Education (Technical), Asaba, Bendel State;
- (n) Federal College of Education (Technical), Bichi, Kano State;
- (o) Federal College of Education (Technical), Gusau, Sokoto State;
- (p) Federal College of Education (Technical), Omoku, Rivers State;
- (q) Federal College of Education (Technical), Potiskum, Borno State;
- (r) Federal College of Education (Technical), Umunze, Anambra State;
- (s) Federal College of Education, Zaria, Kaduna State; and
- (t) Federal College of Education, Eha - Amufu.
- (u) Federal College of Education, Malam Madori, Jigawa State.

Question that the provision of First Schedule stand part of this Bill — Agreed to.

SCHEDULE II

Supplementary Provisions Relating to the Council.

[Section 2(3)]

Terms of Service

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

Proceedings

4. (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.
- (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 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) Decisions of the Council shall be made on approval by a simple majority of members.

Miscellaneous

5. (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 authorised 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 authorised 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.

Question that the provision of Second Schedule stand part of this Bill — Agreed to.

Chairman to report Bill.

(SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Tertiary Institutions and TETFUND on the Federal Colleges of Education Act CAP F8 LFN 2004 (Amendment) Bill, 2017 and approved as follows:

Clauses 1- 25 — As Recommended

Schedules 1 & 2 — As Recommended

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Motion made: That the Bill be now Read the Third Time (*Deputy Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

16. Adjournment:

Motion made: That the Senate do now adjourn till Tuesday, 28th November, 2017 at 10:00 a.m. (*Deputy Senate Leader*).

Adjourned accordingly at 1:33 p.m.

Abubakar Olubukola Saraki, CON
President,
Senate of the Federal Republic of Nigeria.