



THE SENATE FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Tuesday, 19th December, 2017

1. The Senate met at 10:59 a.m. The Senate President read Prayers.

2. **Closed Session:**

Closed Session — 11:01 a.m.

Open Session — 11:40 a.m.

The Senate President reported that the Senate in a Closed Session deliberated on the Appropriation Bill, 2018.

3. **Votes and Proceedings:**

The Senate examined the Votes and Proceedings of Tuesday, 5th December, 2017.

Question was put and the Votes and Proceedings were approved.

4. **Message from Mr. President:**

The Senate President announced that he had received a letter from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

Confirmation of Appointment:



**PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

18th December, 2017

*Distinguished Senator Abubakar Bukola Saraki
President of the Senate,
Senate Chambers,
National Assembly Complex,
Three Arms Zone,
Abuja.*

Dear Distinguished Senate President,

APPOINTMENT OF GRAND KADI

In accordance with the provision of section 261(1) of the 1999 Constitution of the Federal Republic of Nigeria (as amended), I have the pleasure of forwarding the appointment of Ibrahim Rufa'i Imam, as Grand Kadi of Sharia Court of Appeal, Federal Capital Territory Abuja for confirmation.

Please accept, Mr. Senate President the assurances of my highest esteem.

*Yours Sincerely,
(Signed)
Muhammadu Buhari*

5. Announcements:

(a) Conference Committee:

The Senate President named the following Senators as Conferees on Nigerian Financial Intelligence Agency (NFIA) Bill, 2017:

(i)	Senator Chukwuka G. Utazi	—	Chairman
(ii)	Senator Dino Melaye	—	Member
(iii)	Senator Babajide C. Omoworare	—	Member
(iv)	Senator Joshua M. Lidani	—	Member
(v)	Senator David Umaru	—	Member
(vi)	Senator Gershom O. H. Bassey	—	Member
(vii)	Senator Monsurat J. A. Sunmonu	—	Member

(b) Appreciation:

The Senate President read a letter from Senator Abubakar Olubukola Saraki (*Kwara Central*) as follows:



President of the Senate

Distinguished colleagues,

Words are not enough to express my gratitude for the great honour you showed me at the wedding of my daughter - Oluwatosin Halimat.

You not only showed up in your numbers on the day, you stayed all through the ceremony and made the day a memorable one for me and my family.

I am eternally grateful to you and pray that God will bless each and everyone of you for all the love, gift and prayers.

On behalf of my Wife, my children and my entire household, I thank you from the bottom of my heart. I pray that God will give you support, guide and protect you and your families, and grant you even much more than you deserve in every area of your lives.

Amen.

(Signed)
PRESIDENT OF THE SENATE

(c) Acknowledgment:

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

- (i) Members of Students' Union, Benue State University, Makurdi, Benue State;

- (ii) Members of Kano State Youth Salvation Forum, Kano, Kano State; and
- (iii) Members of Niger State Comrades Forum, Minna, Niger State.

6. Privileges:

Rising on Rule 15, Senator Ike Ekweremadu (*Enugu West*) drew the attention of the Senate to the 55th birthday celebration of the Senator Abubakar Olubukola Saraki, CON, the Senate President, Chairman of the National Assembly, an accomplished Medical Doctor, Seasoned Banker and astute administrator. He further stated that the Senate appreciate his leadership style despite persecution from detractors. He prayed God to continue to give him the strength and wisdom to serve the nation. He pledged the support of the entire Senate to the Senate President.

7. Matter of Urgent Public Importance:

Rising on Rules 42 and 52, Senator Bala Ibn Na^oAllah (*Kebbi South*) drew the attention of the Senate to the difficulties experienced by the Standing Committees on the 2018 Appropriation Bill. He recalled that the Senate suspended Plenary for two weeks to enable the Committees process the 2018 Appropriation Bill for passage before 31st December, 2018. These Committees revealed some challenges in the areas of non performance of the 2017 Appropriation Act; and non rolling-over of the unimplemented components of the previous years budgets. He used this medium to inform Nigerians on the predicaments of the National Assembly.

Debate:

The Senate urged the Executive Arm to leave up to expectation on the annual budgeting issue.

8. Personal Explanation:

Rising on Rule 43, Senator Aidoko A. Ali (*Kogi East*) drew the attention of the Senate to the information awash in the social, print and electronic media that his seat has been declared vacant by the court. He stated that in June 2017, the Court of Appeal was asked to interpret its judgement regarding Kogi East Senatorial District tussle, which consequently referred the issue to the Federal High Court. He revealed that his opponent went ahead to misinform Nigerians.

9. Matter of Urgent Public Importance:

Rising on Rule 42, Senator Mohammed Hassan (*Yobe South*) drew the attention of the Senate to a privileged information that most of the warehouses of the Nigeria Customs Service are stocked with various food items while Nigerians are hungry. He sought and obtained the leave of the Senate to present the matter.

Matter to stand over to the next Legislative Day [Rule 42(2)].

10. Presentation of Bills:

- (i) Federal Institute of Industrial Research Bill, 2017 (SB. 585) — *Read the First Time.*
- (ii) Vigilante Group of Nigeria (Establishment, etc.) Bill, 2017 (HB. 718) — *Read the First Time.*
- (iii) Subsidiary Legislation (Legislative Scrutiny) Bill, 2017 (HB. 13) — *Read the First Time.*
- (iv) Courts and Tribunals Fines and Financial Penalties Bill, 2017 (HB. 642) — *Read the First Time.*
- (v) Radiographers (Registration, etc.) Act (Amendment) Bill, 2017 (HB. 676) — *Read the First Time.*
- (vi) Medical Residency Training Bill, 2017 (HB. 982) — *Read the First Time.*

11. Committee on Capital Market:

Report on the Demutualization Bill, 2017 (SB. 531):

Motion made: That the Senate do receive the Report of the Committee on Capital Market on the Demutualization Bill, 2017 (*Senator Mustapha Bukar — Katsina North*).

Question put and agreed to.

Report Laid.

12. Committee on Capital Market:

Report on the need to determine the status of Unclaimed ₦90b Dividends in Securities for Nigerian Investors:

Motion made: That the Senate do receive the Report of the Committee on Capital Market on the need to determine the status of Unclaimed ₦90b Dividends in Securities for Nigerian Investors (*Senator Mustapha Bukar — Katsina North*).

Question put and agreed to.

Report Laid.

13. Committee on Finance:

Report on the Nigerian Sovereign Investment Authority (Establishment, etc.) Act 2011 (Amendment) Bill 2016 (SB. 38):

Consideration of Report deferred to another Legislative Day.

14. Committee on Tertiary Institutions and TETFUND:

Report on the Nigeria Arabic Language Village, Ngala (Establishment, etc.) Bill, 2017 (SB. 386):

Motion made: That the Senate do consider the Report of the Committee on Tertiary Institutions and TETFUND on the Nigeria Arabic Language Village, Ngala (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 (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NIGERIA ARABIC LANGUAGE VILLAGE, AS AN INTER-UNIVERSITY CENTRE FOR ARABIC STUDIES AND FOR OTHER RELATED MATTERS.

PART I - ESTABLISHMENT OF THE NIGERIA ARABIC LANGUAGE VILLAGE

Claue 1: Establishment of the Nigeria Arabic Language Village.

- (1) There is hereby established a Language Centre to be known as the Nigeria Arabic Language Village and Institute (in this Act referred to as "the Arabic Village").
- (2) The Arabic Village shall be a body corporate with perpetual succession and a common seal and may sue and 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: Objectives of the Arabic Village.

The objects of the Arabic Village shall be to-

- (a) to promote the study and use of the Arabic language in Nigeria;
- (b) explore all relevant and available avenues, potentials and Resources to make the Arabic Village-
 - (i) an active teaching and learning Centre for the study of Arabic;
 - (ii) a resource Centre for specialized professional services to the public and private sectors of the Nigerian economy;
 - (iii) a Nigerian Inter-University Centre for Arabic studies.

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: Establishment and Composition of the Governing Council.

- (1) There is hereby established for the Village a governing body which shall be known as the Council of the Nigeria Arabic Language Village (in this Act referred to as the "the Council").
- (2) The Council shall consist of-
 - (a) Chairman;
 - (b) one representative of Federal Ministry of Education
 - (c) one person to represent the National University Commission;
 - (d) one person to represent the National Commission for Colleges of Education;
 - (e) two persons with relevant knowledge and experience selected on individual merit to represent public interest;
 - (f) the Executive Director of the Village;
 - (g) the Deputy Executive Director of the Village;
 - (h) the Registrar of the Village who shall also serve as Secretary to the Council.
 - (i) one representative of the Arabic Village Congregation for one term of two years at a time;
 - (j) one representative of the Arabic Village Academic Board for one term of two years at a time.

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- (3) The Chairman and members of the council, other than ex-officio shall be appointed by the President on the recommendation of the Minister.

- (4) The President, during a long absence or temporary incapacity by illness of the Chairman, may appoint a person to act in the place of the Chairman and that person while so acting may exercise the functions of the Chairman.
- (5) If any other member is incapacitated by illness or long absence from performing his official duties, a temporary member may be appointed, in the same manner and in accordance with the same procedure under which the incapacitated member was appointed, and while the appointment subsists, he may exercise all the functions of a member.
- (6) The supplementary provisions set out in the schedule to this Act shall have effect with respect to the proceedings of the Council and other matters contained therein.

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: Tenure of office.

- (1) The Chairman shall hold office for a single term of 4 years only.
- (2) A member of the Council, other than ex-officio, shall hold office for 4 years only.
- (3) A member of the Council shall not appoint another person to represent him at a meeting.

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: Remuneration of Members.

- (1) The Chairman shall be paid such emolument as may be specified in his letter of appointment.
- (2) The allowances payable to members shall be in accordance with such rates as may be approved by the Government, from time to time.

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: Removal from Office.

- (1) If it appears to the Council that the Chairman or any other member other than ex-officio 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 the President through the Minister.
- (2) If the President after making such inquiries as he considers necessary, approves the recommendation, the Minister shall, in writing, declare the Office of the Chairman or of such a member vacant.

- (3) Notwithstanding subsection (1) of this section, the President, may remove a member if he is satisfied that it is in the public interest to do so.

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.

PART II - FUNCTIONS AND POWERS

Clause 7: Functions of the Village.

The Village shall-

- (a) encourage the learning of the Arabic Language in an environment that will prepare the students in the Village to-
 - (i) Speak Arabic fluently;
 - (ii) acquire proficiency in Arabic;
 - (iii) acquire competence in the writing of the Arabic Language;
 - (iv) translate to and from the Arabic Language with reference to the English languages; and
 - (v) interpret simultaneously and consequently to and from Arabic language with reference to the English and Nigerian languages.
- (b) hold out to all persons without distinction to race, creed, sex or political conviction the opportunity of acquiring proficiency in the use of Arabic Language;
- (c) provide courses of instructions and other facilities for the pursuit of learning Arabic Language;
- (d) develop appropriate curricular to suit the needs of the various users of the Village;
- (e) award Testimonials, Certificates, and Diplomas to persons who complete the courses of study undertaken in the Village.
- (f) provide an environment, having all the socio-cultural, physical and psychological facilities, that will facilitate the learning of Arabic language, through a coordinated stimulated process that allows the learner to achieve the linguistic and cultural immersion that is indispensable for communicative competence in Arabic;
- (g) operate with the multi-dimensional and omni-directional strategy of language acquisition for the benefit of-
 - (i) University undergraduates, for their statutory Arabic Language Immersion Programme;
 - (ii) students of Colleges of Education, for their compulsory Arabic Language acculturation Programme;
 - (iii) secondary school teachers and students; primary school teachers and pupils and

- (iv) Government and non-Governmental personnel;
- (h) serve as a centre for the exchange of information of Arabic studies and of sourcing researches in the area of Arabic studies;
- (i) encourage research into problems of learning and teaching of Arabic as a foreign language in Nigeria, with a view to carrying out research into those problems and finding solutions to them;
- (j) encourage the development and publication of materials, including books, journals and teaching aids for proficiency programmes and for primary, secondary and tertiary institutions;
- (k) compile, assemble and publish the results of researches in Arabic studies in Nigeria and popularize those findings where their general recognition, in the opinion of the Village, is of importance to Nigeria and to Arabic studies in Nigeria; and
- (l) carry out other activities as are necessary or expedient for the performance of its functions under this Act.

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 Council.

The council shall-

- (a) subject to the provisions of this Act, be charged with the general control and superintendence of the policies, finances and property of the village;
- (b) ensure that the Village is staffed by persons with high communicative competence in Arabic;
- (c) ensure that proper accounts of the Village are kept and that those accounts are audited annually as specified in this Act;
- (d) organize and control the course of study at the Village and the examinations held in conjunction with those courses;
- (e) organize and control the halls of residence and the other facilities provided by the Village; and
- (f) perform such other duties as the President, may, from time to time, assign to it.

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: Powers of the Village.

The village shall have power to-

- (a) establish such units within the Village as may, from time to time, be necessary or desirable;

- (b) recruit and engage competent and qualified teaching and non-teaching staff needed for the smooth running of the Arabic Village at all times in line with extant government regulations and the Village conditions of service;
- (c) institute and grant professorships, readerships, lectureship and other posts and offices and to make appointment thereto;
- (d) institute and award fellowships, scholarships, bursaries, medals, prizes and other titles distinctions, award and other forms of assistance;
- (e) provide for the residence, discipline and welfare of members of staff of the Village;
- (f) hold examinations and grant diplomas, certificates and other distinctions to persons who have pursued course of study approved by the Village and have satisfied such other requirements as the Village lay down;
- (g) grant fellowships or titles to deserving individuals;
- (h) demand and receive from any student or any other person attending the Village for the purpose of instruction such fees as the Village may, from time to time, determine;
- (i) acquire, hold, grant, charge or otherwise dealt with or dispose of moveable and immovable property wherever situate;
- (j) accept gifts, legacies and donations, but without obligation to accept them for a particular purpose unless it approves the terms and conditions attaching thereto;
- (k) enter into contracts, establish trusts, act as trustee solely or jointly with any other persons, and employ and act through agents;
- (l) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports ground, playing fields and other building or things necessary or suitable or convenient for the objectives of the Village;
- (m) hold public lectures and to undertake publishing and bookselling;
- (n) subject to the provisions of this Act-
 - (i) invest any money accruing to the Village by way of endowment, whether for general or special purposes, and such other money may not be immediately required for current expenditure, in investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments; and
 - (ii) deposit any money, for the time being uninvested, with a bank approved by the Federal Government, on deposit or current account;
- (o) to make gifts for any charitable purposes;
- (p) to do anything which it is authorized or required by this Act or any other law to do; and
- (q) to do all such acts or things, whether or not incidental to the foregoing powers as may advance the objects of the Village.

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.

Clause 10: Power of the President to give directives.

The President may give to the Village or to the Council, directives of a general nature or relating generally to matters of policy with regard to the performance by the Village or the Council of its functions under this Act and it shall be the duty of the Village or the Council to comply with these directives.

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.

Clause 11: Power of the Minister to give directives.

Subject to the provisions of this Act, the Minister may give to the Council such directives of a general nature 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 directives.

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.

PART III - STAFF OF THE VILLAGE**Clause 12: Appointment of Principal Officers.**

- (1) The Village shall have the following officers-
 - (a) the Executive-Director of the Village;
 - (b) the Deputy Executive Director of the Village;
 - (c) the Registrar of the Village;
 - (d) the Bursar of the Village;
 - (e) the Village Librarian;
- (2) The principal officers, other than the Executive Director, shall-
 - (a) be appointed by the Council; and
 - (b) subject to section 12 of this Act, hold office for such period and on such terms, as to emoluments of their offices and otherwise as may be specified in their letter of appointment.

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: Appointment of the Executive Director.

- (1) The President shall, on the recommendation of the Minister, appoint an Executive Director who shall be the Chief Executive and Chief Academic Officer of the Village.
- (2) The Executive Director shall be-
 - (a) a Ph.d Degree holder in Arabic Language from a recognized university as well as have been a full professor of Arabic for at least 8 years.
 - (b) hold office for a term of five years only and no more.; and
 - (c) be paid such emoluments as may be specified in his letter of appointment.

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: Deputy Executive Director.

- (1) There shall be a Deputy Executive Director of the Village who shall assist the Executive Director in his duties and act in the place of the Executive Director when the office of Executive Director is vacant or the Executive Director is for any reason absent or otherwise unable to perform his functions as Executive Director.
- (2) The Deputy Executive Director -
 - (a) a Deputy Executive Director appointed pursuant to sub-section 2 of this section shall be a Ph.d Degree holder in relevant area Arabic from recognized university and must spent a minimum of 8 years as a senior lecturer.
 - (b) shall be appointed by the Council on the recommendation of the Executive Director;
 - (c) shall hold office for a period of two years beginning with the date of his appointment, and on such terms as to the emolument of his office and otherwise as maybe specified in his instrument of appointment; and
 - (d) may be eligible for re-appointment for a further term of two years only.
- (3) A person who had held office as Deputy Executive Director for a continuous period of four years or longer, or would so have held office but for his resignation, shall not be eligible for appointment as Deputy Executive Director during the two years immediately following the end of that period.

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.

Clause 15: Registrar.

- (1) There shall be a Registrar who shall be the Chief Administrative Officer of the Village and shall be responsible to the Executive Director for the day-to-day administrative work of the Village except as regard financial matters for which the bursar is responsible in accordance with the terms specified below.
- (2) The Registrar shall be the Secretary to the Council.
- (3) The Registrar shall be a graduate of Arabic
- (4) The Registrar shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Registrar shall relinquish his post and be assigned to other duties.

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: The Bursar.

- (1) The Bursar shall be the Chief Financial Officer of the Village and shall be responsible to the Executive Director for the day-to-day administration and control of the financial affairs of the Village.
- (2) The Bursar must possess a good honour degree in Accounting, Finance or Economics from a recognized institution of higher learning.
- (3) The Bursar shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Bursar shall relinquish his post and be assigned to other duties.

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: The Village Librarian.

- (1) The Village Librarian shall be responsible to the Executive Director for the administration of the Village Library and the co-ordination of the Library services of the Village.
- (2) The Librarian of the Arabic Language shall be very proficient in Arabic Language and shall be a Ph.d Degree holder in Library Science.
- (3) The Librarian shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Librarian shall relinquish his post and be assigned to other duties.

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: Scope of Responsibilities.

A question arising as to the scope of the responsibilities of the principal officers, shall be determined by the Council.

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: Appointment of Other Employees.

- (1) The Council may appoint such other persons as employees of the Village, as the Council may determine, to assist the Executive Director in the discharge of his functions.
- (2) The remuneration and tenure of office of employees of the Village other than the Executive Director shall be determined by the Council and in consonance with what obtains in similar institutions in Nigeria.

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.

Clause 20: Conditions of Service.

The Village shall operate under the ambit of the National Universities Commission and the salary structures and conditions of service of the employees of the Village shall be same as those obtainable in the Federal University.

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.

DISCIPLINE.**Clause 21: Removal of the Executive Director.**

If it appears to the Council that the Executive Director should be removed from office, the Council shall make a recommendation to the Minister and if the Minister, after making such inquiries as be consider necessary, approves the recommendation, the Minister may, with the written approval of the President declare the office of the Executive Director vacant.

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: Removal and Discipline of Senior Staff.

- (1) If it appears to the Council that there are reasons for believing that a person employed as a senior staff, other than the Executive Director, should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council, through it's appropriate committee shall -

- (a) give notice of those reasons to the person concerned;
 - (b) afford him an opportunity of making representations on the matter to the Council in person;
 - (c) if the person concerned or any three members of the Council so request, within the period of one month beginning with the date of the notice, make arrangements-
 - (i) for the Appointments and Promotion Committee of the Council or an ad-hoc Committee of Council, to investigate the matter and to report on it to the Council; and
 - (ii) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee on the matter.
- (2) If the Council, after considering the report of the Investigating Committee is satisfied that the person in question should be removed as aforesaid, the Council may remove the person concerned by an instrument in writing signed by the Chairman of the Council, in the case of a principal officer or the Registrar in the case of other staff.
- (3) The Executive Director may, in a case of misconduct by a member of the staff other than a principal officer which in the opinion of the Executive Director is prejudicial to the interest of the Village, suspend that member, and suspension shall forthwith be reported to the Council for ratification.
- (4) For good cause, an employee may be interdicted or suspended from office or his appointment may be terminated by the Council and for the purpose of this subsection "good cause" means-
- (a) physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as render the person concerned unfit for the discharge of the functions of his office; or
 - (b) conduct of a scandalous or other disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (c) 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) A person suspended pursuant to subsection(3) and or (4) of this section shall not be entitled to any salary or emolument, while the person interdicted shall only be entitled to half of his/her salary and the Council shall before the expiration of a period of three months after the date of interdiction or suspension consider the case against that person and come to decision as to-
- (a) whether to continue that person's interdiction or suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to re-instate that a person to his office, in which case the Council shall restore his full emoluments to him with effect from the date of the interdiction;

- (c) whether to terminate that person's appointment, in which case the person shall not be entitled to the proportion of his emolument withheld during the period of the interdiction; and
 - (d) whether to take such lesser disciplinary action against that person (including the restoration of the proportion of his emoluments that might have been withheld) as the Council may, determine.
- (6) In any case where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall, before the expiration of a period of three months from that decision, come to a final determination in respect of the case concerning the person as to whether to dismiss, terminate, retire or downgrade the officer concern.
- (7) It shall be the duty of the person who signed the instrument of removal by virtue of subsection (2) of this section to serve or cause it to be served on the person concerned, a copy of the instrument.
- (8) Nothing in this section shall prevent the Council from making such regulation for the discipline of other categories of employees and workers of the Village as it may think fit.

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: Discipline of Junior Staff.

- (1) If a junior staff is accused of misconduct or inefficiency, the Executive Director may suspend him for not more than fourteen days and forthwith shall refer the matter to the Junior Staff Disciplinary Committee -
 - (a) to consider the case; and
 - (b) to make recommendations as to the appropriate action to be taken by the Executive Director.
- (2) In all cases under this section, the junior member of staff shall be informed in writing of the charges against him and be given reasonable opportunity to defend himself.
- (3) The Executive Director may, after considering the recommendation made pursuant to subsection (1) (b) of this section, dismiss, terminate, retire or downgrade the junior officer concerned.
- (4) A person aggrieved by the decision of the Executive Director under subsection (3) of this section may within a period of 21 days from the date of the receipt of the letter communicating the decision to him, address a petition to the Council to reconsider his case and the Council's decision therein shall be final.

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: Discipline of Students.

- (1) Subject to the provisions of this section, where it appears to the Executive Director that any student of the Village has been guilty of misconduct, the Executive Director may without prejudice to any other disciplinary powers conferred on him by regulations or by law, direct-
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the Village, or make use of such facilities of the Village, as may be so specified; or
 - (b) that the activities of the student shall, during such period as may be specified; or
 - (c) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be expelled from the Village.
- (2) Where a direction is given under subsection (1) (c) or (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, 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 thinks fit.
- (3) The fact that an appeal from a direction is brought in pursuance of the last foregoing subsection shall not affect the question of the direction while the appeal is pending.
- (4) The Executive Director may delegate his powers under this section to student disciplinary committee consisting of such members of the Village as may be appointed by the Executive Director.
- (5) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the Village otherwise than on ground of misconduct.
- (6) It is declared that 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 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.

PART IV - ACADEMIC BOARD OF THE VILLAGE**Clause 25: Establishment of the Academic Board.**

- (1) There is established for the Village an Academic Board which shall consist of-
 - (a) the Executive Director as Chairman;
 - (b) the Deputy Executive Director;
 - (c) the Registrar;
 - (d) all deans;

- (e) all heads of departments;
 - (f) heads of academic units;
 - (g) all professors;
 - (h) the Librarian;
 - (i) two members of the congregation;
 - (j) the head of academic affairs unit who shall be secretary to the Board
- (2) The Executive Director shall preside over the meeting of the Academic Board and in his absence the Deputy Executive Director shall preside..
- (3) The Academic Board shall meet at least once in a semester.
- (4) Subject to subsection (2) and (3) of this section, the Academic Board shall regulate its own procedure.

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: Function of the Academic Board.

The Arabic Village Academic Board:-

- (1) Subject to section 7 of this Bill and subsections (2) of this section and the provisions of this Bill relating to the Function of the Arabic Village, it shall be the general function of the Arabic Village Academic Board to organize and control the teaching, the admission of student where no other enactment provides to the contrary and the discipline of students; and to promote research at the Arabic Village.
- (2) Without prejudice to the generality of subsection (9) of this section and subject as therein mentioned, it shall in particular be the function of the Arabic Village Academic Board to make provision for:
- (a) the establishment, organization and control of Arabic Village and other teaching and research activities of the Arabic Village and the allocation of responsibilities for different branches of learning;
 - (b) the organization and control of courses of study in the Arabic Village and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) the award of Diploma and certificates, and such other qualifications as may be prescribed in connection with examinations held as aforesaid;
 - (d) the establishment, organization and control of halls of residence and similar hostels facilities of the Arabic Village;
 - (e) the supervision of the welfare of students in the Arabic Village and the regulation of their conduct;
 - (f) the granting of scholarships, prizes and similar awards in so far as the awards are within the control of the Arabic Village;

- (g) determining what descriptions of dress shall be academic dress for the purposes of the Arabic Village, and regulating the use of academic dress.
- (3) Subject to this Bill and the statutes, the Arabic Village Academic Board may make regulations for the purpose of exercising any function conferred on it either by the foregoing provisions of this section or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized or required by this Bill or by statute.
- (4) Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study in the Arabic Village is not a teacher in the Arabic Village but is a teacher of the branch of learning to which the course relates at some other recognized institutions or a person engaged in practicing the profession in a reputable organization or institution.
- (5) Subject to right of appeal to the Council from a decision of the Arabic Village Academic Board under this sub-section, the Arabic Village Academic Board may deprive any person of any diploma, certificate or other award of the Arabic Village which has been conferred upon him if after due enquiry he is shown to have been guilty of dishonourable or scandalous conduct in gaining admission into the Arabic Village or obtaining that award.

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.

PART V - COMMITTEES OF THE COUNCIL

Clause 27: Establishment of the Finance, General Purpose, Tenders and the Appointment and Promotion Committees.

The Council shall establish the following Committees-

- (a) Finance and General Purposes Committee;
- (b) Appointments and Promotions Committee; and
- (c) Tenders Committee

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.

Clause 28: Composition and functions of the Finance and General Purpose Committee.

- (1) The Finance and General Purpose Committee shall consist of-
 - (a) the Chairman of the Council as Chairman;
 - (b) the Executive Director of the Village;
 - (c) two members of the Council to be selected by the Council;
 - (d) the Registrar as Secretary.
 - (e) one member of the Village academic board to be elected by the Board

- (f) the Bursar
 - (g) one National Universities Commission representative
 - (h) one representative of Federal Ministry of Education
- (2) The Finance and General Purpose Committee shall, subject to the direction of the Council-
- (a) exercise control over the property and expenditure of the Village;
 - (b) be responsible for elaborating the general plans of the Village and co-coordinating the work of such other Committee of the Council as the Council may direct;
 - (c) perform such other functions of the Council as the Council may, from time to time, delegate, to it.
- (3) The Finance and General Purpose Committee shall meet as and when necessary for the performance of this functions under this Act and shall regulate its own procedure.
- (4) The Finance and General purpose Committee shall regulate its procedure.

Committee's Recommendation:

That the provision in Clause 28 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 28 do stand part of the Bill, put and agreed to.

Clause 29: Composition and functions of the Appointment and Promotions Committee.

- (1) The Appointments and Promotions Committee shall consist of-
- (a) the Executive Director of the Village as Chairman;
 - (b) the Deputy Executive Director;
 - (b) three members of the Council to be selected by the Council;
 - (c) the Head of the Department concerned;
 - (d) the Bursar; and
 - (e) the Registrar who shall also serve as Secretary.
- (2) Subject to such policies as may be laid down, from time to time, by the Council, the Appointments and Promotions Committee shall-
- (a) co-ordinate and regulate the appointments and promotions of members of staff of the Village;
 - (b) Consider applications for special training and sabbatical leaves, leave of absence and for fellowships;
 - (c) perform such other functions ancillary to those in paragraphs (a) and (b) of this subsection as the Council may, from time to time, assign to it.

- (3) The Appointments and Promotions Committee shall meet as and when necessary for the performance of its functions under this Act and shall regulate its own procedure.

Committee's Recommendation:

That the provision in Clause 29 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 29 do stand part of the Bill, put and agreed to.

Clause 30: Tenders Board and Procurement Planning Committee.

The Tenders Board and Procurement Committee shall be constituted as provided for in the appropriate Act, regulations and rules.

Committee's Recommendation:

That the provision in Clause 30 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 30 do stand part of the Bill, put and agreed to.

Clause 31: Appointment of Other Committees.

- (1) The Council may, subject to its standing orders, appoint such other standing and ad-hoc committees as the Council may think fit to consider and report on any matter with which the Village is concerned.
- (2) Subject to the provisions of subsection (1) of this section, a committee appointed shall be presided over by a member of the Council, and shall consist of such number of persons, not necessarily members of the Council, as the Council may determine.

Committee's Recommendation:

That the provision in Clause 31 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 31 do stand part of the Bill, put and agreed to.

PART VI - CONGREGATION

Clause 32: Congregation.

- (1) Congregation shall consist of
- (a) the Executive Director of the Village as the Chairman;
 - (b) the Deputy Executive Director
 - (c) the Registrar who shall be the Secretary
 - (d) the Bursar;
 - (e) the Librarian
 - (f) Members of the academic Board; and
 - (g) every member of staff who holds a Bachelor degree of any university recognized for the purpose of this Act nor being a honorary degree.

- (2) the Executive Director shall be the Chairman at all meetings of congregation when he is present and in his absence the Deputy Executive Director, and in the absence of both officers, such other member of the congregation present at the meeting as congregation may appoint for that meeting, shall be the chairman at the meeting.
- (3) the quorum of the congregation shall be one-third (or the whole number nearest to one-third) of the total number of members of the congregation whichever less.
- (4) subject to the foregoing provisions of this Act congregation may regulate its own procedure
- (5) congregation shall be entitle to express by resolution or otherwise its opinions on all matters affecting the interest and welfare of the Arabic Village and shall have such other functions in addition to the function of electing a member of the council.

Committee's Recommendation:

That the provision in Clause 32 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 32 do stand part of the Bill, put and agreed to.

PART VII - FINANCIAL PROVISIONS

Clause 33: Fund of the Village.

- (1) The Village shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Village.
- (2) There shall be paid and credited to the fund established pursuant to subsection (1) of this section-
 - (a) such moneys as may, from time to time, be lent or granted to the Village by the Government of the Federation or of a State or any of their agencies or foreign intervention.
 - (b) all moneys raised for the purposes of the Village by way of gift, grant in-aid, testamentary disposition or otherwise;
 - (c) all subscription or fees and charges for services rendered by the Village;
 - (d) all interest received in respect of moneys invested by the Village; and
 - (e) all other assets, from time to time, accruing to the Village.
- (3) The fund shall be managed in accordance with guidelines given by the Minister through the National Universities Commission, and without prejudice to the generality of the power to give guidelines under this subsection, the guidelines shall in particular contain provisions specifying the manner in which the assets of the fund are to be held, and regulating the making of payments into and out of the fund.

Committee's Recommendation:

That the provision in Clause 33 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 33 do stand part of the Bill, put and agreed to.

Clause 34: Expenditure of the Village.

- (1) The Village may, from time to time, apply the funds at its disposal -
 - (a) to the cost of the administration of the Village and of any research institute under the village's administration;
 - (b) for reimbursing a member of any Committee set up by the Village for expenses expressly authorized by the Village;
 - (c) to the provision of scholarship and other awards for the training of staff of the Village.
 - (d) to the payment of salaries, fees or other remuneration, allowances, pensions and gratuities or superannuation payable to the employees of the Village (including the Executive Director);
 - (e) for the maintenance of any property vested in the Village; and
 - (f) for in connection with all or any of the functions of the Village under this Act or any other enactment.
- (2) Except as provided for in subsection (1) of this section, no other remuneration shall be paid to any member of any Committee appointed by the Village pursuant to this Act.

Committee's Recommendation:

That the provision in Clause 34 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 34 do stand part of the Bill, put and agreed to.

Clause 35: Annual Estimate, Accounts and Audit.

- (1) The Council shall cause to be prepared, not later than 30th September in each year, an estimate of the expenditure and income of the Village during the next succeeding year and when prepared, shall be submitted to the Minister.
- (2) The Council shall cause to be kept proper accounts of the Village in respect of each year and proper records in relation thereto and shall cause its accounts to be audited not less than six months after the end of each year.
- (3) The Council shall appoint auditors from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation.

Committee's Recommendation:

That the provision in Clause 35 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 35 do stand part of the Bill, put and agreed to.

Clause 36: The Council shall, not later than 31st July in each year, submit to the Minister a report, in such form as the President may, from time to time, direct, on the activities of the Village during the preceding year and shall include in the report the audited accounts of the Village.

Committee's Recommendation:

That the provision in Clause 36 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 36 do stand part of the Bill, put and agreed to.

PART VIII - LEGAL PROCEEDINGS

Clause 37: Limitation of Suit Against the Arabic Village.

- (1) Subject to the provisions of this Act, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against an officer or employee of the Arabic Village.
- (2) Notwithstanding anything contained in any other enactment, no suit against a member of the Council or the Registrar or any other officer or employee of the Arabic Village done in pursuance or execution of this Act or any enactment or law, or of any public duty authority in respect of any other enactment or law, duty or authority, shall lie or be instituted in any court unless it is commenced—
 - (a) within three months next after the act, neglect or default complained of; or
 - (b) in the case of continuation of damage or injury, within six months next after ceasing thereof.

Committee's Recommendation:

That the provision in Clause 37 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 37 do stand part of the Bill, put and agreed to.

Clause 38: Pre-Action Notice.

- (1) No suit shall be commenced against a member of the Council or the Registrar or any other officer or employee of the Arabic Village before the expiration of a period of one month after written notice of the intention to commence the suit shall have been served on the Arabic Village by the intending plaintiff or his agent.
- (2) The notice referred to in subsection (1) of this section shall clearly and explicitly state the cause of action, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he claims.

Committee's Recommendation:

That the provision in Clause 38 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 38 do stand part of the Bill, put and agreed to.

Clause 39: Service of Documents.

A notice, summons or other document required or authorized to be served on the Arabic Village under the provisions of the Act or any other enactment or law may be served by delivering it to the Registrar or by sending it by registered post addressed to the Registrar at the principal office of the Arabic Village.

Committee's Recommendation:

That the provision in Clause 39 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 39 do stand part of the Bill, put and agreed to.

Clause 40: Restriction on Execution Against Property of the Arabic Village.

In any action or suit against the Arabic Village, no execution or attachment of process in the nature therefore shall be issued against the Arabic Village unless not less than three months' notice of the intention to execute or attach has been given to the Arabic Village.

Committee's Recommendation:

That the provision in Clause 40 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 40 do stand part of the Bill, put and agreed to.

Clause 41: Indemnity of Members, Registrar, Officers, etc.

A member of the Council or the Registrar or any officer or employee of the Arabic Village shall be indemnified out of the assets of the Arabic Village against any liability incurred by him in defending any proceeding, whether civil or criminal, if the proceeding is brought against him in his capacity as a member of Council, Registrar or other officer or employees of the Arabic Village.

Committee's Recommendation:

That the provision in Clause 41 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 41 do stand part of the Bill, put and agreed to.

Clause 42: Payment of Judgment Debt.

In action or suit against the Arabic Village, no execution or attachment or process in the nature thereof shall be issued against the Arabic Village, but any sums of money which may, by the judgment of the court, be awarded against the Arabic Village shall, subject to any directives given by the Arabic Village, be paid from the general reserve of the Arabic Village.

Committee's Recommendation:

That the provision in Clause 42 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 42 do stand part of the Bill, put and agreed to.

PART IX - MISCELLANEOUS AND GENERAL**Clause 43: Exclusion of Discrimination on Account of Race, Religion, Etc.**

No person shall be required to satisfy requirements as to any of the following matter that is to say, race (including ethnic grouping), sex, place of birth or of family origin, or religious or political persuasion, as a condition of becoming or continuing to be a student at the Village, the holder of any certificate or degree of the Village or of any appointment or employment at the Village and no person shall be subject to any disadvantage or accorded any advantage in relation to the Village by reference to any of those matters-

PROVIDED that nothing in this section shall be construed as preventing the Village from imposing any disability or restriction on any of the aforementioned persons. Where such person willfully refuses or fails on grounds of religious belief to undertake any duty generally and uniformly imposed on all such persons or any group of them which duty having regard to its nature and the special circumstances pertaining thereto, is in the opinion of the Village reasonably justified in the national interest.

Committee's Recommendation:

That the provision in Clause 43 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 43 do stand part of the Bill, put and agreed to.

Clause 44: Compulsory Acquisition of Land.

For the purposes of the land use Act (which provided for the compulsory acquisition of land for public purposes) the purposes of the Village shall be public purposes of the federation and where an estate or interest in any land is acquired by the Government in pursuance to this section, the Government may by a certificate under hand and seal of the registrar of Deeds, transfer it to the Village.

Committee's Recommendation:

That the provision in Clause 44 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 44 do stand part of the Bill, put and agreed to.

Clause 45: Offices and Premises.

- (1) For the purpose of providing offices and premises necessary for the performance of its functions, the Village may subject to the Lands Use Act—
 - (a) purchase or take on lease any interest in land, building or property;
 - (b) build, equip and maintain offices and premises.
- (2) The Village may, subject to the Land Use Act, sell or lease out any land, office or premises held by it, which is no longer required for the performance of its functions under this Act.

Committee's Recommendation:

That the provision in Clause 45 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 45 do stand part of the Bill, put and agreed to.

Clause 46: Power to Borrow.

- (1) The Village may, with the approval of the Minister from time to time, borrow by overdraft or otherwise such sums as may require for the performance of its functions under this Act.
- (2) The Village shall not, without the approval of the Minister borrow money which exceeds, at any time, the limit set by the Minister.
- (3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Village shall not borrow the sum without the prior approval of the Minister.

Committee's Recommendation:

That the provision in Clause 46 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 46 do stand part of the Bill, put and agreed to.

Clause 47: Power to Accept Gifts.

The Village may accept gift of land, money or other property, upon such terms and conditions, if any, as may be specified by the person or organization making the gift, provided that such gift is not inconsistent with the objectives and functions of the Village.

Committee's Recommendation:

That the provision in Clause 47 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 47 do stand part of the Bill, put and agreed to.

Clause 48: Power to make Bye-Laws.

- (1) The Council may, make regulations relating to internal domestic matters placed by this Act under its control and superintendence other than matters for which provision is to be made by standing orders under paragraph 1 of the Schedule to this Act.
- (2) Nothing in subsection (1) of this section shall make it obligatory for the Council to publish regulation in the Gazette.
- (3) The Council may, with the approval of the Minister make regulations for giving effect to the provisions of this Act and without prejudice to the foregoing, regulation shall provide for-
 - (a) the entry into and the type of courses and programmes approved for the Village;
 - (b) the duration of the courses and programmes; and
 - (c) the certificates, if any, to be awarded by the village

Committee's Recommendation:

That the provision in Clause 48 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 48 do stand part of the Bill, put and agreed to.

Clause 49: Retirement age of Arabic Village Staff.

- (1)
 - (a) Notwithstanding anything to the contrary in the Pensions Reform Act, the compulsory retirement age of the Arabic Village staff shall be 65 years; and
 - (b) any law or rule requiring a person to retire from the public service after serving for 35 years shall not apply to staff of the Village.
- (2) For academics on Professorial cadre or its equivalent, the retirement age shall be 70.

Committee's Recommendation:

That the provision in Clause 49 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 49 do stand part of the Bill, put and agreed to.

Clause 50: Interpretation.

In this Act-

"Chairman" means the Chairman of the Council of the Village;

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

"Council" means the Governing Council of the Village;

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

"Fund" means the fund of the Village established under section 33 of this Act;

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

"Government" means Federal Government of Nigeria;

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

"Member" means a member of the Council and includes the Chairman;

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

"Principal officers" means the principal officers of the Village appointed under Part III of this Act; and

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

"Village" means the Nigeria Arabic Language Village established by section 1 of this Act.

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

Committee's Recommendation:

That the provision in Clause 50 be retained (*Senator Jibrin I. Barau — Kano North*) — Agreed to.

Question that Clause 50 do stand part of the Bill, put and agreed to.

Clause 51: Citation.

This Bill may be cited as the Nigeria Arabic Language Village Bill, 2017.

Committee's Recommendation:

That the provision in Clause 51 be retained (*Senator Jibrin I. Barau — Kano North*) — Agreed to.

Question that Clause 51 do stand part of the Bill, put and agreed to.

SCHEDULE

Section 3 (6)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC.

Proceedings of the Council

1. Subject to the provision of the Act and section of 27 of the Interpretation Act, the Council shall have power to regulate its proceedings and may make standing Orders with respect to the holding of its meetings and of those of its committee, the notice to be given the proceedings thereat, the keeping of minutes of those proceedings and the custody and production for inspection of the minutes.
2. The quorum of the Council shall be five and the quorum of a Committee of the Council shall be determined by the Council.
3. At a meeting of the Council, the Chairman or person appointed by the Council to act in that behalf shall preside but if neither of them is present, the members present at the meeting shall elect one of their number to preside at the meeting.

4. The Permanent Secretary of the Federal Ministry of Education and the Executive Secretary of the National Universities Commission may attend a meeting of the Council and may take part in the deliberations of the Council but shall not be entitled to vote and shall not count towards a quorum.
5. The Council shall meet at least once in a quarter and as and when necessary for the performance of its functions under this Act.
6. Any three members of the Council may by notice in writing signed by them request the Chairman to convene as special meeting of the Council. The request shall specify the business to be considered at the meeting and matters not so specified shall not be considered at the meeting.
7. A question put before the Council at a meeting shall be decided by consensus; and where this is not possible, by a majority of the votes of members present and voting.
8. The Chairman shall in the case of an equality of votes have a casting vote in addition to this deliberative vote.
9. Where the Council desires to seek the advice of any person on a particular matter, the Council may co-opt the person as a member of the Council for such period as it thinks fit; but a person who is a member by virtue of this paragraph shall not be entitled to vote at any meeting of the Council and shall not count towards the quorum.

Committees

10. Ex-officio members of committee
By ex-officio members is meant-

- (a) The Bursar
- (b) The Librarian
- (c) The Director of Works
- (d) The Dean of Studies

11. The Council may appoint one or more committees to carry out on behalf of the Council such of its functions as the Council may determine.
12. A Committee of the Council shall consist of such number of persons (not necessarily all members of the Council) as may be determined by the Council; and a person other than a member of the Council shall hold office on the committee accordance with the terms of his appointment.
13. A decision of a committee of the Council shall be of no effect unless it is confirmed by the Council.

Miscellaneous

14. The fixing of the seal of the Village shall be authenticated by the signature of the Chairman or of some other persons authorized generally to act for that purpose.
15. Any document purporting to be a document executed under the seal of the Village shall be received in evidence and shall, unless the contrary is proved be deemed executed.

16. A contract or an instrument which, if under 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 Village by the Executive Director and a person generally or specially authorized to act for that purpose by the Council.
17. The validity of a proceeding of the Council its Committee shall not be affected by-
 - (a) a vacancy in the membership of the Councilor of the Committee; or
 - (b) reason that the a person not entitled to do so took part in the proceedings; or
 - (c) a defect in the appointment of a member.
18. A member of the Council and a person holding office on a Committee of the Council, who has a personal interest in any contract or arrangement entered into proposed to be considered by the Councilor a Committee shall-
 - (a) forthwith disclose his interest to the Councilor committee, as the case may be; and
 - (b) not vote on any question relating to the contract or arrangement.
19. The certificate issued by the Arabic Village to a 300 level University undergraduate or College of Education student shall be evidence of satisfactory completion of the requisite mandatory language immersion programme.
20. Any Language immersion programme certificate not issued by Nigeria Arabic Language Village must be validated by the Village. The Nigeria Village Language Certificate or any other equivalent certificate validated by the Village shall be required for further studies in Arabic in Nigeria Institutions of Higher education, for the National Youth Service Scheme (NYSC) or for employment of a graduate of Arabic in the Nigeria Public Service.

Question that the provision of this 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 Nigeria Arabic Language Village, Ngala (Establishment, etc.) Bill, 2017 and approved as follows:

Clauses 1- 51 — As Recommended

Clause 4 — As Amended

Schedule — 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 (Senate Leader).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

15. Committee on Tertiary Institutions and TETFUND:

Report on the Nigeria French Language Village, Badagry (Establishment, etc.) Bill, 2017 (SB. 387):

Motion made: That the Senate do consider the Report of the Committee on Tertiary Institutions and TETFUND on the Nigeria French Language Village, Badagry (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 (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NIGERIA FRENCH LANGUAGE VILLAGE AS AN INTER-UNIVERSITY CENTRE AND INSTITUTE FOR FRENCH STUDIES AND OTHER MATTERS CONNECTED THEREWITH

PART I — ESTABLISHMENT OF THE NIGERIA FRENCH LANGUAGE VILLAGE

Clause 1: Establishment of the Nigeria French Language Village.

- (1) There is hereby established a Language Centre to be known as the Nigeria French Language Village and Institute (in this Act referred to as "the French Village").
- (2) The French Village shall be a body corporate with perpetual succession and a common seal and may sue and 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: Objectives of the French Village.

The objects of the French Village shall be to —

- (a) to promote the study and use of the French language in Nigeria;
- (b) explore all relevant and available avenues, potentials and Resources to make the French Village —
 - (i) an active teaching and learning Centre for the study of French;
 - (ii) a resource Centre for specialized professional services to the public and private sectors of the Nigerian economy;
 - (iii) a Nigerian Inter-University Centre for French studies.

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: Establishment and Composition of the Governing Council.

- (1) There is hereby established for the Village a governing body which shall be known as the Council of the Nigeria French Language Village (in this Act referred to as the "the Council").
- (2) The Council shall consist of —
 - (a) Chairman;
 - (b) one representative of Federal Ministry of Education
 - (c) one person to represent the National University Commission;
 - (d) one person to represent the National Commission for Colleges of Education;
 - (e) two persons with relevant knowledge and experience selected on individual merit to represent public interest;
 - (f) the Executive Director of the Village;
 - (g) the Deputy Executive Director of the Village;
 - (h) the Registrar of the Village who shall also serve as Secretary to the Council.
 - (i) one representative of the French Village Congregation for one term of two years at a time;
 - (j) one representative of the French Village Academic Board for one term of two years at a time.
- (3) The Chairman and members of the council, other than ex-officio shall be appointed by the President on the recommendation of the Minister.
- (4) The President, during a long absence or temporary incapacity by illness of the Chairman, may appoint a person to act in the place of the Chairman and that person while so acting may exercise the functions of the Chairman.
- (5) If any other member is incapacitated by illness or long absence from performing his official duties, a temporary member may be appointed, in the same manner and in accordance with the same procedure under which the incapacitated member was appointed, and while the appointment subsists, he may exercise all the functions of a member.
- (6) The supplementary provisions set out in the schedule to this Act shall have effect with respect to the proceedings of the Council and other matters contained therein.

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: Tenure of office.

- (1) The Chairman shall hold office for a single term of 4 years only.

- (2) A member of the Council, other than ex-officio, shall hold office for 4 years only.
- (3) A member of the Council shall not appoint another person to represent him at a meeting.

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: Remuneration of Members.

- (1) The Chairman shall be paid such emolument as may be specified in his letter of appointment.
- (2) The allowances payable to members shall be in accordance with such rates as may be approved by the Government, from time to time.

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: Removal from Office.

- (1) If it appears to the Council that the Chairman or any other member other than ex-officio 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 the President through the Minister.
- (2) If the President after making such inquiries as he considers necessary, approves the recommendation, the Minister shall, in writing, declare the Office of the Chairman or of such a member vacant.
- (3) Notwithstanding subsection (1) of this section, the President, may remove a member if he is satisfied that it is in the public interest to do so.

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.

PART II — FUNCTIONS AND POWERS

Clause 7: Functions of the Village.

The Village shall —

- (a) encourage the learning of the French Language in an environment that will prepare the students in the Village to —
 - (i) Speak French fluently;
 - (ii) acquire proficiency in French;
 - (iii) acquire competence in the writing of the French Language;
 - (iv) translate to and from the French Language with reference to the English languages; and

- (v) interpret simultaneously and consequently to and from French language with reference to the English and Nigerian languages.
- (b) hold out to all persons without distinction to race, creed, sex or political conviction the opportunity of acquiring proficiency in the use of French Language;
- (c) provide courses of instructions and other facilities for the pursuit of learning French Language;
- (d) develop appropriate curricular to suit the needs of the various users of the Village;
- (e) award Testimonials, Certificates, and Diplomas to persons who complete the courses of study undertaken in the Village.
- (f) provide an environment, having all the socio-cultural, physical and psychological facilities, that will facilitate the learning of French language, through a coordinated stimulated process that allows the learner to achieve the linguistic and cultural immersion that is indispensable for communicative competence in French;
- (g) operate with the multi-dimensional and omni-directional strategy of language acquisition for the benefit of —
 - (i) University undergraduates, for their statutory French Language Immersion Programme;
 - (ii) students of Colleges of Education, for their compulsory French Language acculturation Programme;
 - (iii) secondary school teachers and students; primary school teachers and pupils and
 - (iv) Government and non-Governmental personnel;
- (h) serve as a centre for the exchange of information of French studies and of sourcing researches in the area of French studies;
- (i) encourage research into problems of learning and teaching of French as a foreign language in Nigeria, with a view to carrying out research into those problems and finding solutions to them;
- (j) encourage the development and publication of materials, including books, journals and teaching aids for proficiency programmes and for primary, secondary and tertiary institutions;
- (k) compile, assemble and publish the results of researches in French studies in Nigeria and popularize those findings where their general recognition, in the opinion of the Village, is of importance to Nigeria and to French studies in Nigeria; and
- (l) carry out other activities as are necessary or expedient for the performance of its functions under this Act.

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 Council.

The council shall —

- (a) subject to the provisions of this Act, be charged with the general control and superintendence of the policies, finances and property of the village;
- (b) ensure that the Village is staffed by persons with high communicative competence in French;
- (c) ensure that proper accounts of the Village are kept and that those accounts are audited annually as specified in this Act;
- (d) organize and control the course of study at the Village and the examinations held in conjunction with those courses;
- (e) organize and control the halls of residence and the other facilities provided by the Village; and
- (f) perform such other duties as the President, may, from time to time, assign to it.

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: Powers of the Village.

The village shall have power to —

- (a) establish such units within the Village as may, from time to time, be necessary or desirable;
- (b) recruit and engage competent and qualified teaching and non-teaching staff needed for the smooth running of the French Village at all times in line with extant government regulations and the Village conditions of service;
- (c) institute and grant professorships, readerships, lectureship and other posts and offices and to make appointment thereto;
- (d) institute and award fellowships, scholarships, bursaries, medals, prizes and other titles distinctions, award and other forms of assistance;
- (e) provide for the residence, discipline and welfare of members of staff of the Village;
- (f) hold examinations and grant diplomas, certificates and other distinctions to persons who have pursued course of study approved by the Village and have satisfied such other requirements as the Village lay down;
- (g) grant fellowships or titles to deserving individuals;

- (h) demand and receive from any student or any other person attending the Village for the purpose of instruction such fees as the Village may, from time to time, determine;
- (i) acquire, hold, grant, charge or otherwise dealt with or dispose of moveable and immovable property wherever situate;
- (j) accept gifts, legacies and donations, but without obligation to accept them for a particular purpose unless it approves the terms and conditions attaching thereto;
- (k) enter into contracts, establish trusts, act as trustee solely or jointly with any other persons, and employ and act through agents;
- (l) erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sports ground, playing fields and other building or things necessary or suitable or convenient for the objectives of the Village;
- (m) hold public lectures and to undertake publishing and bookselling;
- (n) subject to the provisions of this Act —
 - (i) invest any money accruing to the Village by way of endowment, whether for general or special purposes, and such other money may not be immediately required for current expenditure, in investments or securities or in the purchase or improvement of land, with power from time to time to vary any such investments; and
 - (ii) deposit any money, for the time being uninvested, with a bank approved by the Federal Government, on deposit or current account;
- (o) to make gifts for any charitable purposes;
- (p) to do anything which it is authorized or required by this Act or any other law to do; and
- (q) to do all such acts or things, whether or not incidental to the foregoing powers as may advance the objects of the Village.

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.

Clause 10: Power of the President to Give Directives.

The President may give to the Village or to the Council, directives of a general nature or relating generally to matters of policy with regard to the performance by the Village or the Council of its functions under this Act and it shall be the duty of the Village or the Council to comply with these directives.

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.

Clause 11: Power of the Minister to Give Directives.

Subject to the provisions of this Act, the Minister may give to the Council such directives of a general nature 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 directives.

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.

PART III — STAFF OF THE VILLAGE**Clause 12: Appointment of Principal Officers.**

- (1) The Village shall have the following officers —
 - (a) the Executive-Director of the Village;
 - (b) the Deputy Executive Director of the Village;
 - (c) the Registrar of the Village;
 - (d) the Bursar of the Village;
 - (e) the Village Librarian;
- (2) The principal officers, other than the Executive Director, shall —
 - (a) be appointed by the Council; and
 - (b) subject to section 12 of this Act, hold office for such period and on such terms, as to emoluments of their offices and otherwise as may be specified in their letter of appointment.

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: Appointment of the Executive Director.

- (1) The President shall, on the recommendation of the Minister, appoint an Executive Director who shall be the Chief Executive and Chief Academic Officer of the Village.
- (2) The Executive Director shall be —
 - (a) a Ph.d Degree holder in French Language from a recognized university as well as haven been a full professor of French for at least 8 years.
 - (b) hold office for a term of five years only and nor more.; and
 - (c) be paid such emoluments as may be specified in his letter of appointment.

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: Deputy Executive Director.

- (1) There shall be a Deputy Executive Director of the Village who shall assist the Executive Director in his duties and act in the place of the Executive Director when the office of Executive Director is vacant or the Executive Director is for any reason absent or otherwise unable to perform his functions as Executive Director.
- (2) The Deputy Executive Director —
 - (a) a Deputy Executive Director appointed pursuant to sub-section 2 of this section shall be a Ph.d Degree holder in relevant area French from recognized university and must spent a minimum of 8 years as a senior lecturer.
 - (b) shall be appointed by the Council on the recommendation of the Executive Director;
 - (c) shall hold office for a period of two years beginning with the date of his appointment, and on such terms as to the emolument of his office and otherwise as maybe specified in his instrument of appointment; and
 - (d) may be eligible for re-appointment for a further term of two years only.
- (3) A person who had held office as Deputy Executive Director for a continuous period of four years or longer, or would so have held office but for his resignation, shall not be eligible for appointment as Deputy Executive Director during the two years immediately following the end of that period.

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.

Clause 15: Registrar.

- (1) There shall be a Registrar who shall be the Chief Administrative Officer of the Village and shall be responsible to the Executive Director for the day-to-day administrative work of the Village except as regard financial matters for which the bursar is responsible in accordance with the terms specified below.
- (2) The Registrar shall be the Secretary to the Council.
- (3) The Registrar shall be a graduate of French
- (4) The Registrar shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Registrar shall relinquish his post and be assigned to other duties.

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: The Bursar.

- (1) The Bursar shall be the Chief Financial Officer of the Village and shall be responsible to the Executive Director for the day-to-day administration and control of the financial affairs of the Village.
- (2). The Bursar must possess a good honour degree in Accounting, Finance or Economics from a recognized institution of higher learning.
- (3) The Bursar shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Bursar shall relinquish his post and be assigned to other duties.

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: The Village Librarian.

- (1) The Village Librarian shall be responsible to the Executive Director for the administration of the Village Library and the co-ordination of the Library services of the Village.
- (2) The Librarian of the French Language shall be very proficient in French Language and shall be a Ph.d Degree holder in Library Science.
- (3) The Librarian shall hold office for a term of 5 years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment. Notwithstanding the Council may on satisfactory performance extend the tenure for a further period of one year only and thereafter the Librarian shall relinquish his post and be assigned to other duties.

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: Scope of Responsibilities.

A question arising as to the scope of the responsibilities of the principal officers, shall be determined by the Council.

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: Appointment of Other Employees.

- (1) The Council may appoint such other persons as employees of the Village, as the Council may determine, to assist the Executive Director in the discharge of his functions.
- (2) The remuneration and tenure of office of employees of the Village other than the Executive Director shall be determined by the Council and in consonance with what obtains in similar institutions in Nigeria.

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.

Clause 20: Conditions of Service.

The Village shall operate under the ambit of the National Universities Commission and the salary structures and conditions of service of the employees of the Village shall be same as those obtainable in the Federal University.

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.

DISCIPLINE.**Clause 21: Removal of the Executive Director.**

If it appears to the Council that the Executive Director should be removed from office, the Council shall make a recommendation to the Minister and if the Minister, after making such inquiries as be consider necessary, approves the recommendation, the Minister may, with the written approval of the President declare the office of the Executive Director vacant.

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: Removal and Discipline of Senior Staff.

(1) If it appears to the Council that there are reasons for believing that a person employed as a senior staff, other than the Executive Director, should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council, through it's appropriate committee shall —

(a) give notice of those reasons to the person concerned;

(b) afford him an opportunity of making representations on the matter to the Council in person;

(c) if the person concerned or any three members of the Council so request, within the period of one month beginning with the date of the notice, make arrangements —

(i) for the Appointments and Promotion Committee of the Council or an ad-hoc Committee of Council, to investigate the matter and to report on it to the Council; and

(ii) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee on the matter.

(2) If the Council, after considering the report of the Investigating Committee is satisfied that the person in question should be removed as aforesaid, the Council may remove the person concerned by an instrument in writing signed by the Chairman of the Council, in the case of a principal officer or the Registrar in the case of other staff.

- (3) The Executive Director may, in a case of misconduct by a member of the staff other than a principal officer which in the opinion of the Executive Director is prejudicial to the interest of the Village, suspend that member, and suspension shall forthwith be reported to the Council for ratification.
- (4) For good cause, an employee may be interdicted or suspended from office or his appointment may be terminated by the Council and for the purpose of this subsection "good cause" means —
 - (a) physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as render the person concerned unfit for the discharge of the functions of his office; or
 - (b) conduct of a scandalous or other disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (c) 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) A person suspended pursuant to subsection(3) and or (4) of this section shall not be entitled to any salary or emolument, while the person interdicted shall only be entitled to half of his/her salary and the Council shall before the expiration of a period of three months after the date of interdiction or suspension consider the case against that person and come to decision as to —
 - (a) whether to continue that person's interdiction or suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) whether to re-instate that a person to his office, in which case the Council shall restore his full emoluments to him with effect from the date of the interdiction;
 - (c) whether to terminate that person's appointment, in which case the person shall not be entitled to the proportion of his emolument withheld during the period of the interdiction; and
 - (d) whether to take such lesser disciplinary action against that person (including the restoration of the proportion of his emoluments that might have been withheld) as the Council may, determine.
- (6) In any case where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall, before the expiration of a period of three months from that decision, come to a final determination in respect of the case concerning the person as to whether to dismiss, terminate, retire or downgrade the officer concern.
- (7) It shall be the duty of the person who signed the instrument of removal by virtue of subsection (2) of this section to serve or cause it to be served on the person concerned, a copy of the instrument.
- (8) Nothing in this section shall prevent the Council from making such regulation for the discipline of other categories of employees and workers of the Village as it may think fit.

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: Discipline of Junior Staff.

- (1) If a junior staff is accused of misconduct or inefficiency, the Executive Director may suspend him for not more than fourteen days and forthwith shall refer the matter to the Junior Staff Disciplinary Committee —
 - (a) to consider the case; and
 - (b) to make recommendations as to the appropriate action to be taken by the Executive Director.
- (2) In all cases under this section, the junior member of staff shall be informed in writing of the charges against him and be given reasonable opportunity to defend himself.
- (3) The Executive Director may, after considering the recommendation made pursuant to subsection (1) (b) of this section, dismiss, terminate, retire or downgrade the junior officer concerned.
- (4) A person aggrieved by the decision of the Executive Director under subsection (3) of this section may within a period of 21 days from the date of the receipt of the letter communicating the decision to him, address a petition to the Council to reconsider his case and the Council's decision therein shall be final.

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: Discipline of Students.

- (1) Subject to the provisions of this section, where it appears to the Executive Director that any student of the Village has been guilty of misconduct, the Executive Director may without prejudice to any other disciplinary powers conferred on him by regulations or by law, direct —
 - (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the Village, or make use of such facilities of the Village, as may be so specified; or
 - (b) that the activities of the student shall, during such period as may be specified; or
 - (c) that the student be rusticated for such period as may be specified in the direction; or
 - (d) that the student be expelled from the Village.
- (2) Where a direction is given under subsection (1) (c) or (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, 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 thinks fit.

- (3) The fact that an appeal from a direction is brought in pursuance of the last foregoing subsection shall not affect the question. of the direction while the appeal is pending.
- (4) The Executive Director may delegate his powers under this section to student disciplinary committee consisting of such members of the Village as may be appointed by the Executive Director.
- (5) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the Village otherwise than on ground of misconduct.
- (6) It is declared that 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 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.

PART IV — ACADEMIC BOARD OF THE VILLAGE

Clause 25: Establishment of the Academic Board.

- (1) There is established for the Village an Academic Board which shall consist of—
 - (a) the Executive Director as Chairman;
 - (b) the Deputy Executive Director;
 - (c) the Registrar;
 - (d) all deans;
 - (e) all heads of departments;
 - (f) heads of academic units;
 - (g) all professors;
 - (h) the Librarian;
 - (i) two members of the congregation;
 - (j) the head of academic affairs unit who shall be secretary to the Board
- (2) The Executive Director shall preside over the meeting of the Academic Board and in his absence the Deputy Executive Director shall preside..
- (3) The Academic Board shall meet at least once in a semester.
- (4) Subject to subsection (2) and (3) of this section, the Academic Board shall regulate its own procedure.

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: Function of the Academic Board.

The French Village Academic Board:—

- (1) Subject to section 7 of this Bill and subsections (2) of this section and the provisions of this Bill relating to the Function of the French Village, it shall be the general function of the French Village Academic Board to organize and control the teaching, the admission of student where no other enactment provides to the contrary and the discipline of students; and to promote research at the French Village.
- (2) Without prejudice to the generality of subsection (9) of this section and subject as therein mentioned, it shall in particular be the function of the French Village Academic Board to make provision for —
 - (a) the establishment, organization and control of French Village and other teaching and research activities of the French Village and the allocation of responsibilities for different branches of learning;
 - (b) the organization and control of courses of study in the French Village and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) the award of Diploma and certificates, and such other qualifications as may be prescribed in connection with examinations held as aforesaid;
 - (d) the establishment, organization and control of halls of residence and similar hostels facilities of the French Village;
 - (e) the supervision of the welfare of students in the French Village and the regulation of their conduct;
 - (f) the granting of scholarships, prizes and similar awards in so far as the awards are within the control of the French Village; and
 - (g) determining what descriptions of dress shall be academic dress for the purposes of the French Village, and regulating the use of academic dress.
- (3) Subject to this Bill and the statutes, the French Village Academic Board may make regulations for the purpose of exercising any function conferred on it either by the foregoing provisions of this section or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized or required by this Bill or by statute.
- (4) Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study in the French Village is not a teacher in the French Village but is a teacher of the branch of learning to which the course relates at some other recognized institutions or a person engaged in practicing the profession in a reputable organization or institution.

- (5) Subject to right of appeal to the Council from a decision of the French Village Academic Board under this sub-section, the French Village Academic Board may deprive any person of any diploma, certificate or other award of the French Village which has been conferred upon him if after due enquiry he is shown to have been guilty of dishonourable or scandalous conduct in gaining admission into the French Village or obtaining that award.

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.

PART V — COMMITTEES OF THE COUNCIL

Clause 27: Establishment of the Finance, General Purpose, Tenders and the Appointment and Promotion Committees.

The Council shall establish the following Committees —

- (a) Finance and General Purposes Committee;
- (b) Appointments and Promotions Committee; and
- (c) Tenders Committee

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.

Clause 28: Composition and functions of the Finance and General Purpose Committee.

- (1) The Finance and General Purpose Committee shall consist of —
 - (a) the Chairman of the Council as Chairman;
 - (b) the Executive Director of the Village;
 - (c) two members of the Council to be selected by the Council;
 - (d) the Registrar as Secretary.
 - (e) one member of the Village academic board to be elected by the Board
 - (f) the Bursar
 - (g) one National Universities Commission representative
 - (h) one representative of Federal Ministry of Education
- (2) The Finance and General Purpose Committee shall, subject to the direction of the Council —
 - (a) exercise control over the property and expenditure of the Village;
 - (b) be responsible for elaborating the general plans of the Village and co-coordinating the work of such other Committee of the Council as the Council may direct;
 - (c) perform such other functions of the Council as the Council may, from time to time, delegate, to it.

- (3) The Finance and General Purpose Committee shall meet as and when necessary for the performance of this functions under this Act and shall regulate its own procedure.
- (4) The Finance and General purpose Committee shall regulate its procedure.

Committee's Recommendation:

That the provision in Clause 28 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 28 do stand part of the Bill, put and agreed to.

Clause 29: Composition and functions of the Appointment and Promotions Committee.

- (1) The Appointments and Promotions Committee shall consist of—
 - (a) the Executive Director of the Village as Chairman;
 - (b) the Deputy Executive Director;
 - (b) three members of the Council to be selected by the Council;
 - (c) the Head of the Department concerned;
 - (d) the Bursar; and
 - (e) the Registrar who shall also serve as Secretary.
- (2) Subject to such policies as may be laid down, from time to time, by the Council, the Appointments and Promotions Committee shall —
 - (a) co-ordinate and regulate the appointments and promotions of members of staff of the Village;
 - (b) Consider applications for special training and sabbatical leaves, leave of absence and for fellowships;
 - (c) perform such other functions ancillary to those in paragraphs (a) and (b) of this subsection as the Council may, from time to time, assign to it.
- (3) The Appointments and Promotions Committee shall meet as and when necessary for the performance of its functions under this Act and shall regulate its own procedure.

Committee's Recommendation:

That the provision in Clause 29 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 29 do stand part of the Bill, put and agreed to.

Clause 30: Tenders Board and Procurement Planning Committee.

- (1) The Tenders Board and Procurement Committee shall be constituted as provided for in the appropriate Act, regulations and rules.

Committee's Recommendation:

That the provision in Clause 30 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 30 do stand part of the Bill, put and agreed to.

Clause 31: Appointment of other Committees.

- (1) The Council may, subject to its standing orders, appoint such other standing and ad-hoc committees as the Council may think fit to consider and report on any matter with which the Village is concerned.
- (2) Subject to the provisions of subsection (1) of this section, a committee appointed shall be presided over by a member of the Council, and shall consist of such number of persons, not necessarily members of the Council, as the Council may determine.

Committee's Recommendation:

That the provision in Clause 31 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 31 do stand part of the Bill, put and agreed to.

PART VI — CONGREGATION**Clause 32: Congregation .**

- (1) Congregation shall consist of —
 - (a) the Executive Director of the Village as the Chairman;
 - (b) the Deputy Executive Director
 - (c) the Registrar who shall be the Secretary
 - (d) the Bursar;
 - (e) the Librarian
 - (f) Members of the academic Board; and
 - (g) every member of staff who holds a Bachelor degree of any university recognized for the purpose of this Act nor being a honorary degree
- (2) The Executive Director shall be the Chairman at all meetings of congregation when he is present and in his absence the Deputy Executive Director, and in the absence of both officers, such other member of the congregation present at the meeting as congregation may appoint for that meeting, shall be the chairman at the meeting.
- (3) The quorum of the congregation shall be one-third (or the whole number nearest to one-third) of the total number of members of the congregation whichever less.
- (4) Subject to the foregoing provisions of this Act congregation may regulate its own procedure.
- (5) Congregation shall be entitle to express by resolution or otherwise its opinions on all matters affecting the interest and welfare of the French Village and shall have such other functions in addition to the function of electing a member of the council.

Committee's Recommendation:

That the provision in Clause 32 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 32 do stand part of the Bill, put and agreed to.

PART VII — FINANCIAL PROVISIONS

Clause 33: Fund of the Village.

- (1) The Village shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Village.
- (2) There shall be paid and credited to the fund established pursuant to subsection (1) of this section —
 - (a) such moneys as may, from time to time, be lent or granted to the Village by the Government of the Federation or of a State or any of their agencies or foreign intervention.
 - (b) all moneys raised for the purposes of the Village by way of gift, grant in-aid, testamentary disposition or otherwise;
 - (c) all subscription or fees and charges for services rendered by the Village;
 - (d) all interest received in respect of moneys invested by the Village; and
 - (e) all other assets, from time to time, accruing to the Village.
- (3) The fund shall be managed in accordance with guidelines given by the Minister through the National Universities Commission, and without prejudice to the generality of the power to give guidelines under this subsection, the guidelines shall in particular contain provisions specifying the manner in which the assets of the fund are to be held, and regulating the making of payments into and out of the fund.

Committee's Recommendation:

That the provision in Clause 33 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 33 do stand part of the Bill, put and agreed to.

Clause 34: Expenditure of the Village.

- (1) The Village may, from time to time, apply the funds at its disposal —
 - (a) to the cost of the administration of the Village and of any research institute under the village's administration;
 - (b) for reimbursing a member of any Committee set up by the Village for expenses expressly authorized by the Village;
 - (c) to the provision of scholarship and other awards for the training of staff of the Village.
 - (d) to the payment of salaries, fees or other remuneration, allowances, pensions and gratuities or superannuation payable to the employees of the Village (including the Executive Director);
 - (e) for the maintenance of any property vested in the Village; and
 - (f) for in connection with all or any of the functions of the Village under this Act or any other enactment.

- (2) Except as provided for in subsection (1) of this section, no other remuneration shall be paid to any member of any Committee appointed by the Village pursuant to this Act.

Committee's Recommendation:

That the provision in Clause 34 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 34 do stand part of the Bill, put and agreed to.

Clause 35: Annual Estimate, Accounts and Audit.

- (1) The Council shall cause to be prepared, not later than 30th September in each year, an estimate of the expenditure and income of the Village during the next succeeding year and when prepared, shall be submitted to the Minister.
- (2) The Council shall cause to be kept proper accounts of the Village in respect of each year and proper records in relation thereto and shall cause its accounts to be audited not less than six months after the end of each year.
- (3) The Council shall appoint auditors from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation.

Committee's Recommendation:

That the provision in Clause 35 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 35 do stand part of the Bill, put and agreed to.

Clause 36: The Council shall, not later than 31st July in each year, submit to the Minister a report, in such form as the President may, from time to time, direct, on the activities of the Village during the preceding year and shall include in the report the audited accounts of the Village.

Committee's Recommendation:

That the provision in Clause 36 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 36 do stand part of the Bill, put and agreed to.

LEGAL PROCEEDINGS PART VIII

Clause 37: Limitation of suit against the French Village.

- (1) Subject to the provisions of this Act, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against an officer or employee of the French Village.
- (2) Notwithstanding anything contained in any other enactment, no suit against a member of the Council or the Registrar or any other officer or employee of the French Village done in pursuance or execution of this Act or any enactment or law, or of any public duty authority in respect of any other enactment or law, duty or authority, shall lie or be instituted in any court unless it is commenced—
 - (a) within three months next after the act, neglect or default complained of; or
 - (b) in the case of continuation of damage or injury, within six months next after ceasing thereof.

Committee's Recommendation:

That the provision in Clause 37 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 37 do stand part of the Bill, put and agreed to.

Clause 38: Pre-Action Notice.

- (1) No suit shall be commenced against a member of the Council or the Registrar or any other officer or employee of the French Village before the expiration of a period of one month after written notice of the intention to commence the suit shall have been served on the French Village by the intending plaintiff or his agent.
- (2) The notice referred to in subsection (1) of this section shall clearly and explicitly state the cause of action, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief which he claims.

Committee's Recommendation:

That the provision in Clause 38 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 38 do stand part of the Bill, put and agreed to.

Clause 39: Service of Documents.

A notice, summons or other document required or authorized to be served on the French Village under the provisions of the Act or any other enactment or law may be served by delivering it to the Registrar or by sending it by registered post addressed to the Registrar at the principal office of the French Village.

Committee's Recommendation:

That the provision in Clause 39 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 39 do stand part of the Bill, put and agreed to.

Clause 40: Restriction on Execution Against Property of the French Village.

In any action or suit against the French Village, no execution or attachment of process in the nature therefore shall be issued against the French Village unless not less than three months' notice of the intention to execute or attach has been given to the French Village.

Committee's Recommendation:

That the provision in Clause 40 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 40 do stand part of the Bill, put and agreed to.

Clause 41: Indemnity of Members, Registrar, Officers, etc.

A member of the Council or the Registrar or any officer or employee of the French Village shall be indemnified out of the assets of the French Village against any liability incurred by him in defending any proceeding, whether civil or criminal, if the proceeding is brought against him in his capacity as a member of Council, Registrar or other officer or employees of the French Village.

Committee's Recommendation:

That the provision in Clause 41 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 41 do stand part of the Bill, put and agreed to.

Clause 42: Payment of Judgment Debt.

In action or suit against the French Village, no execution or attachment or process in the nature thereof shall be issued against the French Village, but any sums of money which may, by the judgment of the court, be awarded against the French Village shall, subject to any directives given by the French Village, be paid from the general reserve of the French Village.

Committee's Recommendation:

That the provision in Clause 42 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 42 do stand part of the Bill, put and agreed to.

PART IX - MISCELLANEOUS AND GENERAL**Clause 43: Exclusion of Discrimination on Account of Race, Religion, Etc.**

No person shall be required to satisfy requirements as to any of the following matter that is to say, race (including ethnic grouping), sex, place of birth or of family origin, or religious or political persuasion, as a condition of becoming or continuing to be a student at the Village, the holder of any certificate or degree of the Village or of any appointment or employment at the Village and no person shall be subject to any disadvantage or accorded any advantage in relation to the Village by reference to any of those matters-

PROVIDED that nothing in this section shall be construed as preventing the Village from imposing any disability or restriction on any of the aforementioned persons. Where such person willfully refuses or fails on grounds of religious belief to undertake any duty generally and uniformly imposed on all such persons or any group of them which duty having regard to its nature and the special circumstances pertaining thereto, is in the opinion of the Village reasonably justified in the national interest.

Committee's Recommendation:

That the provision in Clause 43 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 43 do stand part of the Bill, put and agreed to.

Clause 44: Compulsory Acquisition of Land.

For the purposes of the land use Act (which provided for the compulsory acquisition of land for public purposes) the purposes of the Village shall be public purposes of the federation and where an estate or interest in any land is acquired by the Government in pursuance to this section, the Government may by a certificate under hand and seal of the registrar of Deeds, transfer it to the Village.

Committee's Recommendation:

That the provision in Clause 44 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 44 do stand part of the Bill, put and agreed to.

Clause 45: Offices and Premises.

(1) For the purpose of providing offices and premises necessary for the performance of its functions, the Village may subject to the Lands Use Act-

- (a) purchase or take on lease any interest in land, building or property;
- (b) build, equip and maintain offices and premises.

- (2) The Village may, subject to the Land Use Act, sell or lease out any land, office or premises held by it, which is no longer required for the performance of its functions under this Act.

Committee's Recommendation:

That the provision in Clause 45 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 45 do stand part of the Bill, put and agreed to.

Clause 46: Power to Borrow.

- (1) The Village may, with the approval of the Minister from time to time, borrow by overdraft or otherwise such sums as may require for the performance of its functions under this Act.
- (2) The Village shall not, without the approval of the Minister borrow money which exceeds, at any time, the limit set by the Minister.
- (3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Village shall not borrow the sum without the prior approval of the Minister.

Committee's Recommendation:

That the provision in Clause 46 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 46 do stand part of the Bill, put and agreed to.

Clause 47: Power to Accept Gifts.

The Village may accept gift of land, money or other property, upon such terms and conditions, if any, as may be specified by the person or organization making the gift, provided that such gift is not inconsistent with the objectives and functions of the Village.

Committee's Recommendation:

That the provision in Clause 47 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 47 do stand part of the Bill, put and agreed to.

Clause 48: Power to make Bye-Laws.

- (1) The Council may, make regulations relating to internal domestic matters placed by this Act under its control and superintendence other than matters for which provision is to be made by standing orders under paragraph 1 of the Schedule to this Act.
- (2) Nothing in subsection (1) of this section shall make it obligatory for the Council to publish regulation in the Gazette.
- (3) The Council may, with the approval of the Minister make regulations for giving effect to the provisions of this Act and without prejudice to the foregoing, regulation shall provide for-
 - (a) the entry into and the type of courses and programmes approved for the Village;
 - (b) the duration of the courses and programmes; and
 - (c) the certificates, if any, to be awarded by the village

Committee's Recommendation:

That the provision in Clause 48 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 48 do stand part of the Bill, put and agreed to.

Clause 49: Retirement age of French Village Staff.

- (1) (a) Notwithstanding anything to the contrary in the Pensions Reform Act, the compulsory retirement age of the French Village staff shall be 65 years; and
- (b) any law or rule requiring a person to retire from the public service after serving for 35 years shall not apply to staff of the Village.
- (2) For academics on Professorial cadre or its equivalent, the retirement age shall be 70.

Committee's Recommendation:

That the provision in Clause 49 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 49 do stand part of the Bill, put and agreed to.

Clause 50: Interpretation.

In this Act —

"Chairman" means the Chairman of the Council of the Village;

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

"Council" means the Governing Council of the Village;

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

"Fund" means the fund of the Village established under section 33 of this Act;

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

"Government" means Federal Government of Nigeria;

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

"Member" means a member of the Council and includes the Chairman;

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

"Principal officers" means the principal officers of the Village appointed under Part III of this Act; and

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

"Village" means the Nigeria French Language Village established by section 1 of this Act.

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

Committee's Recommendation:

That the provision in Clause 50 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 50 do stand part of the Bill, put and agreed to.

Clause 51: Citation.

This Bill may be cited as the Nigeria French Language Village Bill, 2017.

Committee's Recommendation:

That the provision in Clause 51 be retained (*Senator Jibrin I. Barau — Kano North*) — *Agreed to.*

Question that Clause 51 do stand part of the Bill, put and agreed to.

SCHEDULE

Section 3 (6)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC.

Proceedings of the Council

1. Subject to the provision of the Act and section of 27 of the Interpretation Act, the Council shall have power to regulate its proceedings and may make standing Orders with respect to the holding of its meetings and of those of its committee, the notice to be given the proceedings thereat, the keeping of minutes of those proceedings and the custody and production for inspection of the minutes.
2. The quorum of the Council shall be five and the quorum of a Committee of the Council shall be determined by the Council.
3. At a meeting of the Council, the Chairman or person appointed by the Council to act in that behalf shall preside but if neither of them is present, the members present at the meeting shall elect one of their number to preside at the meeting.
4. The Permanent Secretary of the Federal Ministry of Education and the Executive Secretary of the National Universities Commission may attend a meeting of the Council and may take part in the deliberations of the Council but shall not be entitled to vote and shall not count towards a quorum.
5. The Council shall meet at least once in a quarter and as and when necessary for the performance of its functions under this Act.
6. Any three members of the Council may by notice in writing signed by them request the Chairman to convene as special meeting of the Council. The request shall specify the business to be considered at the meeting and matters not so specified shall not be considered at the meeting.
7. A question put before the Council at a meeting shall be decided by consensus; and where this is not possible, by a majority of the votes of members present and voting.
8. The Chairman shall in the case of an equality of votes have a casting vote in addition to this deliberative vote.
9. Where the Council desires to seek the advice of any person on a particular matter, the Council may co-opt the person as a member of the Council for such period as it thinks fit; but a person who is a member by virtue of this paragraph shall not be entitled to vote at any meeting of the Council and shall not count towards the quorum.

Committees

10. Ex-officio members of committee
By ex-officio members is meant
 - (a) The Bursar
 - (b) The Librarian
 - (c) The Director of Works
 - (d) The Dean of Studies
11. The Council may appoint one or more committees to carry out on behalf of the Council such of its functions as the Council may determine.
12. A Committee of the Council shall consist of such number of persons (not necessarily all members of the Council) as may be determined by the Council; and a person other than a member of the Council shall hold office on the committee accordance with the terms of his appointment.
13. A decision of a committee of the Council shall be of no effect unless it is confirmed by the Council.

Miscellaneous

14. The fixing of the seal of the Village shall be authenticated by the signature of the Chairman or of some other persons authorized generally to act for that purpose.
15. Any document purporting to be a document executed under the seal of the Village shall be received in evidence and shall, unless the contrary is proved be deemed executed.
16. A contract or an instrument which, if under 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 Village by the Executive Director and a person generally or specially authorized to act for that purpose by the Council.
17. The validity of a proceeding of the Council its Committee shall not be affected by-
 - (a) a vacancy in the membership of the Councilor of the Committee; or
 - (b) reason that the a person not entitled to do so took part in the proceedings; or
 - (c) a defect in the appointment of a member.
18. A member of the Council and a person holding office on a Committee of the Council, who has a personal interest in any contract or arrangement entered into proposed to be considered by the Councilor a Committee shall-
 - (a) forthwith disclose his interest to the Councilor committee, as the case may be; and
 - (b) not vote on any question relating to the contract or arrangement.
19. The certificate issued by the French Village to a 300 level University undergraduate or College of Education student shall be evidence of satisfactory completion of the requisite mandatory language immersion programme.

20. Any Language immersion programme certificate not issued by Nigeria French Language Village must be validated by the Village. The Nigeria Village Language Certificate or any other equivalent certificate validated by the Village shall be required for further studies in French in Nigeria Institutions of Higher education, for the National Youth Service Scheme (NYSC) or for employment of a graduate of French in the Nigeria Public Service.

Question that the provision of this 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 Nigeria French Language Village, Badagry (Establishment, etc.) Bill, 2017 and approved as follows:

Clauses 1- 51 — As Recommended

Schedule — 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 (*Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

16. **Committee on Establishment and Public Service:**
Report on the Chartered Institute of Management Accountants (Establishment, etc.) Bill, 2017 (SB.236):

Consideration of Report deferred to another Legislative Day.

17. **Committee on Banking, Insurance and other Financial Institutions:**
Report on the Dishonoured Cheques (Offences) Act CAP D11 LFN 2004 (Amendment) Bill, 2017 (HB.288):

Motion made: That the Senate do consider the Report of the Committee on Banking, Insurance and other Financial Institutions on the Dishonoured Cheques (Offences) Act CAP D11 LFN 2004 (Amendment) Bill, 2017 (*Senator Rafiu I. Adebayo — Kwara South*).

Question put and agreed to.

Report presented.

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

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO AMEND THE DISHONOURD CHEQUES (OFFENCES) ACT CAP D11, LAWS OF THE FEDERATION OF NIGERIA, 2004 TO ADDRESS THE LOOPHOLES IN THE ACT, TO REVIEW THE PENALTIES; AND OTHER RELATED MATTERS, 2017.

Clause 1: Amendment of the Principal Act.

The Dishonoured Cheques (Offences) Act Cap. D11, Laws of the Federation of Nigeria, 2004 (in this Bill referred to as "the Principal Act") is amended as set out in this Bill.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — *Agreed to.*

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

Clause 2: Amendment of Section 1.

Section 1(a) of the principal Act is amended by inserting "credit services or "after the word "of" in line 1.

Section 1(b) of the Principal Act is amended by substituting 1(b) with a new subsection 1(b) as follows —

"obtaining credit for himself or any other person, by means of a cheque, when presented for payment not later than six months after the date of the cheque is dishonoured, on the grounds that no funds or insufficient funds were standing to the credit of the drawer of the cheque on which the cheque was drawn that the—

- (i) account is dormant or non-existent,
- (ii) drawer of the cheque exceeds the amount authorized or agreed by the drawer with the drawer,
- (iii) drawer countermands or stops payment of a cheque without prior notice of such stoppage to the payer, or
- (iv) Mandate is irregular;

Commit an offence and on conviction shall be liable to —

- (a) in the case of an individual, a fine of ₦500,000,00; and
- (b) in the case of a body corporate, a fine of —
 - (i) small company ₦1,000,000;
 - (ii) big company ₦5,000,000;
 - (iii) Statutory corporation ₦1,000,000 or equivalent of two times the value of the cheque or whichever is higher.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — *Agreed to.*

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

Clause 3: Amendment of Section 3.

Section 3(1) of the Principal Act is amended by inserting after the word "State" the words "Federal High Court".

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — *Agreed to.*

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

Clause 4: The Principal Act is amended by inserting after the existing "Section 3" new "Section 4"

- (1) Where a cheque is dishonoured on the ground as provided in Section 1 of this Bill, a notice shall be issued and served by the drawee on the drawer of the cheque stating the reason for the dishonor of the cheque and a certified copy of the notice shall be issued to the person who presented the cheque within four (4) clear days commencing from the date of the dishonor.
- (2) A drawee who fails to comply with the provisions of the sub clause (1) of this Clause is guilty of an offence punishable with a fine of five hundred thousand naira (₦500,000).

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — Agreed to.

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

Clause 5: Interpretation.
In this Bill —

"Big Company" means company with a share capital of not less than fifty million Naira;

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

"Cheque" is a document that orders a bank to pay a specific amount of money from a person's account to the person in whose name the cheque has been issued;

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

"Dishonoured Cheque" means cheque returned unpaid by the bank on which was drawn due to lack of sufficient funds or any other reason;

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

"Drawer" means a person who orders a bank to withdraw money from an account to pay a designated person a specific sum according to the term of a bill or cheque;

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

"Drawee" means a person to whom a bill of exchange or cheque is addressed, who is requested to pay the amount of money therein mentioned;

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

"Small Company" means company with a share capital of one million and not more than fifty million Naira;

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

"Statutory Corporation" means a corporation established by Statute.

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

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — *Agreed to.*

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

Clause 6: Citation.

This bill may be cited as Dishonoured Cheques (Offences) Act (Amendment) Bill, 2017.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Rafiu I. Adebayo — Kuara South*) — *Agreed to.*

Question that Clause 6 do stand part of the Bill, put and 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 Banking, Insurance and other Financial Institutions on the Dishonoured Cheques (Offences) Act CAP D11 LFN 2004 (Amendment) Bill, 2017 and approved as follows:

Clauses 1- 6 — 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 (Senate Leader).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

18. Adjournment:

Motion made: That the Senate do now adjourn till Wednesday, 20th December, 2017 at 10:00 a.m. (Senate Leader).

Adjourned accordingly at 1:55 p.m.

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