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*Nasarawa State Legal Notice No. 11 of 2020*

The following are Legal Notices for General Information.

**C O N T E N T**

N.S. Legal Notice No. 11 of 2020 - A Law for the Establishment of Isa Mustapha Agwai I Polytechnic, Lafia to provide full-time courses in Technology, Management and other field of study and to make provisions for the general Administration of the Polytechnic.

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**A LAW FOR THE ESTABLISHMENT OF THE ISA MUSTAPHA AGWAI I  
POLYTECHNIC, LAFIA TO PROVIDE FULL -TIME COURSES IN  
TECHNOLOGY, MANAGEMENT AND OTHER FIELDS OF STUDY AND  
TO MAKE PROVISIONS FOR THE GENERAL ADMINISTRATION OF  
THE POLYTECHNIC**



**LEGAL NOTICE NO. 11 OF 2020**

**ENACTED** by the Nasarawa State House of Assembly and by the *Enactment*  
authority of same as follows:

**PART I: PRELIMINARY  
SECTION:**

*Citation and  
Commencement.*

1. This Bill may be cited as Isa Mustapha Agwai I Polytechnic Lafia and shall be deemed to have come into operation on the 8<sup>th</sup> day of January, 2020
2. In this Bill, unless the context otherwise requires:  
"Auditor" Means the Auditor General of Nasarawa State or any person appointed by him to discharge his functions.  
"Board" means the Academic Board of Isa Mustapha Agwai I Polytechnic established under section 3 of this Law.  
"Chairman" means any member of the Council appointed by the Governor as Chairman under section 10 (1) (a) of this Law.  
"Commissioner" means the Commissioner responsible for Education, Science and Technology.  
"Committee" means any of the Committees of the Council.  
"Council;" Means the Governing Council or authority of the Polytechnic established under section 9 of this Law.  
"Dean" means Dean of any of the schools in the Polytechnic  
"Deputy Rector" means the Deputy Rector of the Polytechnic  
"Director" means Director of any of the directorates in the Polytechnic.  
"Governor" Means the Governor of Nasarawa State of Nigeria and the Visitor to the Polytechnic.  
"Polytechnic" Means the Isa Mustapha Agwai I Polytechnic, Lafia.  
"Registrar" means the Registrar of the Polytechnic.  
"Rector" means the Rector of the Polytechnic.  
"Staff" means the members of staff of the Polytechnic both Academic and non-Academic staff of the Polytechnic.  
"State" Means the Nasarawa State of Nigeria  
"Supervising Ministry" Means the State Ministry in charge of Education.  
"Statute" means the statute of the Polytechnic made by the Council.  
"Academic Staff" means lecturers, instructors, Librarians and laboratory Technologist.

**PART II: ESTABLISHMENT, OBJECTIVES AND FUNCTIONS OF THE POLYTECHNIC**

3. (1) There shall be established an institution of learning to be known as the Isa Mustapha Agwai I Polytechnic, Lafia. *Establishment of the Polytechnic.*
- (2) The Polytechnic shall be a body corporate with perpetual succession and a common seal; and shall have power to sue and be sued in its corporate name; and may acquire, hold, and dispose of movable and immovable property.
4. The Polytechnic shall provide technical, applied Science and business education or in service instructions approved from time to time by the Council.
5. The Polytechnic shall have the following objectives: *Objectives of the Polytechnic.*
- (a) To provide diverse instructions, training and research in technology, the sciences, commerce and the humanities as well as other spheres of learning leading to the award of National Diploma, Higher National Diploma and Professional Certificates.
  - (b) To provide courses of in-service instruction for members of the public service in the State, and to the extent that the Council thinks fit, courses of the like nature for persons unconnected with any of the public service;
  - (c) To promote the development of local technology and the adoption of appropriate technologies for self-reliance.
  - (d) To arrange conferences, seminars and study groups relevant to the field of learning specified in paragraph (a) of this section.
  - (e) To provide the rules and conditions under which persons may be admitted as students of the Polytechnic for any particular course of study;
  - (f) To provide courses of instruction in the academic, professional and technical subjects whether for the students of the Polytechnic or for others;
  - (g) To institute and award fellowship, scholarship, studentship prizes and other aids to study and research;
  - (h) To make provision for research, design, development, testing, advisory and consultancy services and with these objects to enter into such arrangements with other institutions or public bodies as may be thought desirable and to charge to the users of such services such fees as may be thought desirable;
  - (i) To print, reproduce and publish works of research and such other works as may from time to time be thought fit by the Polytechnic;
  - (j) To institute and award scholarship, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and other forms of assistance;
  - (k) To sell or provide for reward or otherwise such books, stationery and other goods and services as may be deemed expedient and consistent with the objects of the Polytechnic;

- (l) To hold examinations and grant diplomas, certificates and other distinctions to persons who have successfully pursued a course of study approved by the Polytechnic and have satisfied such other requirements as the Polytechnic may lay down;
- (m) To deprive persons of any Diploma certificate or other Academic distinctions awarded to them by the Polytechnic for a good cause as recommended by the Management and Council of the Polytechnic;
- (n) To accept the examination and period of study passed by the students of the Polytechnic at other institutions, Polytechnics, places of learning as equivalent to such examinations and periods of study in the Polytechnic as Management may determine and to withdraw such acceptance at any time.
- (o) To act as trustees or managers of any property, legacy, endowment, bequest or gift for purposes of education or research, or otherwise in furtherance of the work and welfare of the Polytechnic, and to invest any funds representing same in accordance with the provisions of the statutes;
- (p) To award honorary distinctions and titles as the Council after consultation with the Academic Board may deem necessary to advance the objects for which the Polytechnic is established;
- (q) To associate or enter into any relationship with other institutions for the purpose of awarding diplomas and certificates of such institutions;
- (r) To acquire, purchase, lease, mortgage, hold or deal with the disposal of any property whatsoever, whether movable or immovable required for or in connection with the purposes of its functions;
- (s) To accept gifts, legacy and donations but without obligations to accept same for a particular purpose unless it approves the terms and conditions attached thereto;
- (t) To enter into contract, establish trust, act as trustee, solely or jointly with any other persons, employ and act through agents;
- (u) To erect, provide, equip and maintain libraries, laboratories, lecture halls, halls of residence, refectories, sport grounds, playing fields, and other buildings or things necessary or suitable to or convenient for any of its functions;
- (v) To hold public lectures and undertake the publishing and selling of books;
- (w) Subject to any limitations and conditions that may be imposed, to invest any monies appertaining to the Polytechnic by way of endowment, whether for general or special purposes and such other monies as may not immediately be required for current expenditure in any investment, or securities or in the purchase or improvement of land, with power from time to time to vary any such investment and to deposit any monies for the time being not invested with any bank on deposit or current accounts;

- (x) To borrow, whether at interest or not from reputable financial institutions and if need be upon the security of any of the property, movable or immovable, of the Polytechnic such monies as the Council may from time to time find it necessary or expedient to borrow which shall not exceed fifteen percent of the current approved annual expenditure;
- (y) To do all such other acts or things whether or not incidental to the foregoing powers as may advance the objects of the polytechnic.
- (z) To perform such other functions as in the opinion of the Council may serve to promote the objectives of the Polytechnic.

6. (1) The Polytechnic shall have the following functions:

*Functions of the Polytechnic.*

- (a) To acquire and hold such movable or immovable property as may be necessary or expedient for carrying into effect the provisions of the law,
- (b) To set up departments and other units of learning and research in accordance with the aims of the Polytechnic;
- (c) To create such offices and posts as may be required by the Polytechnic to pursue its goals and to appoint (or remove) persons from such offices or posts in line with the conditions of service;
- (d) To provide such physical facilities as the Polytechnic may require for its purposes;
- (e) To provide residential, recreational and welfare amenities for the staff of the Polytechnic;
- (f) To comply with the students' admission requirements as may be stipulated from time to time by the Polytechnic or any other authority that may be charged with the same responsibility;
- (g) To demand and receive from any student or any other person attending the Polytechnic for the purpose of tuition and boarding, such fees as the Polytechnic may from time to time determine;
- (h) To prepare, arrange examination and award of certificates and other distinctions to persons who have successfully pursued courses of study, and such other requirements prescribed by the Polytechnic;
- (i) To print and publish academic materials or undertake community services as may be considered consistent with the aims of the Polytechnic;

- (j) To operate its own bank account(s);
  - (k) To enter into such contracts as may be necessary or expedient for carrying into effect the provisions of this law;
  - (l) To do all such things whether or not incidental to the foregoing functions as may advance the purpose of the Polytechnic;
- (2) Subject to the provisions of this Law and of any statutes, the functions of the Polytechnic shall be exercised by the Council and, or the Management in the absence of the Council. *Exercising powers of the Polytechnic.*

**PART III “A”: VISITOR TO THE POLYTECHNIC**

7. There shall be a visitor to the Polytechnic who shall be the Governor.
8. The functions of the Visitor shall include:
- (a) Appointing a Visitation Panel of not more than five members or persons to evaluate the Academic and Administrative Performance of the College after every four years.
  - (b) Receive the Visitation Panel’s report.
  - (c) Attending convocation ceremonies of the Polytechnic.
  - (d) Intervene whenever there is a deadlock or crisis that goes beyond the powers of the Council.
  - (e) Issue instructions in consequence of a visitation.
  - (f) The Visitor may remove the Chairmen and Member(s) of the Council or Rector where they act contrary to the interest of the Polytechnic.
  - (g) In-case of vacancy in the office of the Rector, the Council shall subject to the approval of the Governor appoint an acting Rector who shall not be in office for a period for more than Six (6) months.
  - (h) There shall be no Sole Administrators in the Polytechnic.

**PART III “B”: ESTABLISHMENT, COMPOSITION AND POWERS OF THE COUNCIL**

9. There shall be established a Governing Council to be known as the Isa Mustapha Agwai I Polytechnic Council and shall be responsible for the general supervision and control of the Polytechnic. *Establishment of the Council.*
10. (1) The Council shall consist of the following members: *Composition of the Council*
- i. The Chairman and three other members representing a variety of interests who shall be appointed by the Governor; and at least one of whom shall be a woman of repute.
    - (a) Convention of Technical and Vocational Education.

- ii. The ex-officio members comprising a representative from:
  - (a) Rector;
  - (b) Deputy Rector(s);
  - (c) A representative from the Ministry of Education, Science and Technology;
  - (d) A representative from the Ministry of Finance and Economic Planning;
  - (e) A representative from the Ministry of Justice;
  - (f) One representative of the Alumni Association;
  - (g) One representative of the host community where the Polytechnic is situated;
  - (h) Two persons not below the rank of Principal Lecture or its equivalent, elected by the Academic Board among its members;
  - (i) Three person not below the rank of Senior Lecturer or its equivalent, elected by the congregation of which one shall be a non-teaching staff;
  - (j) Persons appointed to the Council shall persons of integrity, knowledgeable and acquainted with the working and
- (2) The Registrar shall serve as Secretary to the Council and any other Committee of the Council. *Secretary to the Council.*
- (3) He shall be responsible to the Rector for the implementation of Council, Management and Academic Board decision.
- (4) Where the Registrar is absent for good cause, the Chairman of the Council or its Committee may appoint any suitable person after consultation with the Rector, to act as secretary for any particular meeting of the Council. *Absence of Secretary.*
11. (1) The Chairman and members of the Council shall hold office for a period of three (3) years from the date of their appointments and may be eligible for reappointment for another three (3) year term only. *Tenure of members of the Council.*
- (2) The proceedings of the Council shall be regulated according to the provisions of the Schedule of this Law and the Standing Orders of the Council and any other rules made by the Council.
12. (1) The Council shall have powers: *Functions of the Council.*
  - (a) To ensure the general management of the affairs of the Polytechnic and in particular, the control of property and finances of the Polytechnic; and to do anything to facilitate the carrying out of the objectives of the Polytechnic and promote its best interest.

- (b) To erect, provide, equip and maintain any building and facilities necessary for carrying into effect the provisions of its law;
- (c) To invest the funds of the Polytechnic in securities in Nigeria approved by the Governor;
- (d) To borrow money within Nigeria in such manner and upon such security as the Governor may from time to time authorize or allow;
- (e) To re-organize by way of merger, sub-divisions or otherwise however, any of the constituent parts of the Polytechnic as it appears to the Council to further the objectives of the Polytechnic;
- (f) To re-designate any office, Unit, department, School. or any other section of the Polytechnic that appears to it to describe its functions adequately.
- (g) To institute posts, make and confirm appointments thereto including powers to make promotions and transfer as well as to prescribe conditions of service of staff;
- (h) To provide amenities for and make such other provisions for the welfare of the staff of the Polytechnic as it may from time to time think fit;
- (i) To institute and award scholarship and prizes;
- (j) To prescribe courses not inconsistent with this law and examinations and to grant diplomas, certificates or such other awards as it may determine;
- (k) To dispose of movable property no longer required by the Polytechnic provided the value of such property is within the Council's spending limit and may sell, lease, mortgage, alienate or otherwise dispose of any of its immovable property;
- (l) Notwithstanding the provision of subsection (k) above; the consent of the supervising Ministry shall be required for the disposal of any Polytechnic property above the spending limit of the Council.
- (m) To make rules for the purposes of regulating its own procedures or the procedure of any committee appointed by it;
- (n) To delegate all or any of its powers not exclusively exercised by the Council itself to committees of the Council, the Chairman, the Rector or to any person as the circumstances may warrant; and
- (o) To do all such things incidental to the foregoing powers as may be necessary to attain the objectives of the Polytechnic.



- (2) Without prejudice to the provisions of subsection (j), the Council may by special arrangement or agreement with any institution of learning, prepare its students for certificates, diplomas or other distinctions of those institutions.
- (3) Subject to the provisions of this Law, the Council may make bye-laws for any of the following purposes, that is to say:
- Bye-Laws of the Council.*
- (a) Making provisions with respect to the composition and establishment of the authority of the Polytechnic;
  - (b) Specifying and regulating the powers and duties of any authority of the Polytechnic and to regulate other matters connected with the Polytechnic or any of its authorities;
  - (c) Regulating the admission of students (where it is done by the Polytechnic) and their welfare and discipline;
  - (d) Determining whether any particular matter is to be treated as an academic or non-academic matter for the purpose of this Law and of any regulation or other instrument made hereunder; or
  - (e) Making provisions for any other matters for which provisions by statute are authorized or required by this law.
- (4) The power to make statutes shall be exercised in accordance with the provisions of this Law and same shall not become valid unless it has been approved:
- i. At a meeting of the Council by a simple majority of votes of not less than two-third of the members present and voting; and
  - ii. On the recommendation of Management.
13. Where upon any special occasion, the Council desires to obtain the advice of any person upon any matter, the Chairman may, after consultation co-opt such person to be a member of such meeting or meetings as may be required and such person shall, when so co-opted have such rights and privileges as may be prescribed by the Council save that he shall not be entitled to vote upon any question.
- Co-opted members of the Council*
14. No member of the Council shall be personally liable for any act, commission or default in the course of carrying out the functions of the Council in good faith.
- Protection of the members of the Council.*
15. The Governor may give to the Council directions of a general character or relating generally to a particular matter (but not to any individual person or case) with regard to the exercise of the Council's powers and it shall be the duty of the Council to comply with the directions.
- Governor's powers to give directions to the Council.*

16. (1) Any member of the Council may with notice to the Governor, resign his appointment.

(2) Notwithstanding anything to the contrary in this Law or in any instrument by which a person is appointed, if at any time the Governor is of the opinion that the Council ought to be reconstituted in the public interest, he may by order revoke the appointment of all or any person as a member, and by the same order appoint new one(s).

(3) Any vacancy occurring in the membership to the Council may be filled by the appointment of a successor who shall represent the same interest as his predecessor for the remainder of the term of office of the predecessor.

(4) The quorum for any meeting of the Council shall be at least two-third of the members of the Council. *Quorum.*

#### **PART IV: COMMITTEES OF THE COUNCIL**

(17) (1) There shall be established the following Committees of the Council: *Establishment of Council Committees.*

- i. Finance and General Purposes Committee (F&GPC);
- ii. Senior Staff Appointment, Promotion and Disciplinary Committee (A& PC(SS)); and
- iii. Junior Staff Appointment, Promotion and Disciplinary Committee (A& PC (JS)).

(2) No Decision of a Committee shall have effect unless it is confirmed by the Council

(18) (1) The Finance and General Purposes Committee shall consist of the following members: *Composition of the F&GPC.*

- i. The Chairman of the Council as Chairman
- ii. The Rector
- iii. A Representative of the Ministry of Finance
- iv. Two other members of the Council
- v. The Bursar as a co-opted member

(2) Subject to the direction of the Council, the Finance and General Purposes Committee shall: *Functions of the F&GPC.*

- (a) Keep watch on financial expenditure and deal with any financial and other general matters not covered by any other committee which may arise between meetings of the Council and which requires urgent decision.
- (b) Examine the annual budget for the following year prepared by the management and present to it by the Rector.

- (c) Recommend to Council the breakdown of the allocation of funds from the Approved Annual Estimates, into the various budget heads of the Polytechnic as may be submitted by the Bursar through the Chairman of the Committee at the beginning of the financial year as the fund allocation is known.
- (d) Carry out any other functions as may be assigned by the Council.
- (19)(1) The Senior Staff Appointment and Promotion Committee shall comprise: *Composition of (A& PC(SS)).*
- i. The Rector as the Chairman,
  - ii. The Representative of the Ministry of Education, Science and Technology
  - iii. The representative of the Ministry of Finance,
  - iv. Two other members of the Council (one of which shall be a member of Academic Board in Council)
- (2) The Senior Staff Appointment and Promotion Committee shall be responsible for the appointment, promotion and discipline of the Polytechnic's senior staff *Functions of (A& PC(SS)).*
- (20)(1) The Junior Staff Appointment and Promotion Committee shall be appointed by the Council on the recommendation of the Rector to compose: *Functions of (A& PC (JS)).*
- i. The Registrar as the Chairman;
  - ii. Two senior officers of the Polytechnic, one each from the academic and non-academic staff;
  - iii. A representative of the junior staff of the Polytechnic.
  - iv. Establishment Officer as the Secretary
- (2) The Junior Staff Appointment and Promotion Committee shall be responsible for the appointment, promotion and discipline of the institution's junior staff.

**PART V: APPOINTMENT OF THE RECTOR AND OTHER STAFF OF THE POLYTECHNIC**

21. (1) There shall be a Rector of the Polytechnic who shall be appointed by the Governor on the recommendation of the Council who shall be a renowned academic with a minimum of Masters or Ph.D. in Technical Professional Courses and track record of performance and proven integrity. *The Appointment of the Rector.*
- (2) The Rector shall be the Chief Academic and Executive Officer of the Polytechnic and shall have and exercise general authority over the staff of the Polytechnic and be responsible for peace, order and security of the Polytechnic.

- (3) The Rector shall be appointed by the Governor on the recommendation of the Council for a non-renewable single term of five years upon such terms and conditions as may be specified in his appointment letter.
- (4) Where a vacancy occurs in the post of Rector, the Council shall advertise the vacancy not later than Six (6) months to the expiration of the term of the sitting Rector in a reputable journal or a widely read newspaper specifying;
  - (a) The qualities of the person who may apply for the post, and
  - (b) The terms and conditions of services applicable to the post, and thereafter draw up a short list of suitable candidates for consideration.
  - (c) Constitute a Search Team comprising of: -
    - i. A member of the Council not being a member of the Academic Board as Chairman;
    - ii. Two members of the Academic Board not below the rank of chief Lecturer;
    - iii. Two members of Academic Staff not below the rank of Chief Lecturer to be elected from among its members.
- (5). A Joint Council, consisting of: -
  - (a) The Chairman of the Council
  - (b) Two members of the Council not being members of the Academic Board or of the Search Team.
  - (c) Two members of the Academic Board not below the rank of Chief Lecturer, who were not members of the search Team elected among its members and
  - (d) Two members of the congregation not below the rank of Chief Lectures who were not members of the search Team elected among its members,

Shall consider the candidates on the short list drawn up under subsection (4) of this section through an examination of their curriculum vitae and interaction with them and recommend in order of performance ranking, three candidates through the Council, to the Governor for his consideration.
- (6) The Governor shall appoint one of the candidates recommended to him under subsection (5) of this section as the Rector of the Polytechnic who shall hold office for a single tenure of five years (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.

22. All other staff of the Polytechnic shall be appointed by the Council on the recommendation of the respective Appointment and Promotion Committees.
23. (1) Subject to the provisions of this Law, there shall be a document to be known as the Terms and Conditions of Service of the Polytechnic which shall contain relevant regulations for the welfare and discipline of the staff. *Conditions of service.*
- (2) The rates of remuneration, scales of salary and other benefits of members of staff of the Polytechnic shall be as provided by the National Board for Technical Education or any approved national regulatory body for tertiary institutions of learning in Nigeria.
- (3) Notwithstanding the provisions of the State Public Service Rules and any other State Law, the retirement age of staff of the College shall be 65 years for Academic and 60 years for non-Academic staff from the commencement of this Law. *Retirement Age.*
24. (1) The Rector may, for reasons of misconduct or inefficiency be disciplined or removed from office by the Governor on the recommendation of the Council. *Discipline of staff.*
- (2) Any other staff of the Polytechnic may by reasons of misconduct or inefficiency be removed from office by the Council on the recommendation of the respective A & PC.
- (3) The Rector may suspend from office, any member of staff for reasons of misconduct or inefficiency on the recommendation of Management.
- (4) No suspension or removal shall be effective without recourse to the disciplinary procedures established by the Polytechnic.

**PART VI: PRINCIPAL OFFICERS OF THE POLYTECHNIC**

25. (1) The Principal Officers, which constitute the Management of the Polytechnic shall be: *Principal Officers of the Polytechnic.*
- i. Rector
  - ii. Deputy Rector (Administration)
  - iii, Deputy Rector (Academic)
  - iv. Registrar
  - v. Bursar and
  - vi. Polytechnic Librarian

- (2) Where upon any special occasion, Management desires to obtain the advice of any person upon any matter, the Rector may co-opt such person to be a member of such meeting or meetings as may be required save that he shall not be entitled to vote upon any question
26. (1) The Rector of the Polytechnic shall hold office for a single term of five (5) years. *Co-opted members of Management.*
- (2) The Deputy Rectors whose appointment shall be by election, shall hold office in accordance with the provisions of section 31 (5) of this Law. *Tenure of office of the Principal officers.*
- (3) The Registrar, Bursar and Librarian shall hold office for a non-renewable single term of five (5) years and on such terms and conditions as may be specified in their respective letters of appointment; and
- i. Where he has held office for up to five (5) years on the commencement of this Law, he shall be deemed to have served his full term of office.
- ii. Where he has served less than five (5) years on the commencement of this Law, he shall serve for the remainder of the period making five years.
27. (1) The Rector shall be the Chief Academic and Administrative Officer of the Polytechnic, and shall have general authority over all staff and students, and shall be responsible for maintenance of discipline in the Polytechnic. *Functions of the Principal officers.*
- (2) The Deputy Rectors shall assist the Rector in the general administration of the Polytechnic, and the Deputy Rector (Administration) shall act in the absence or vacation of the Rector.
- (3) The Registrar shall in addition to the duties assigned to him under the provisions of this Law, be responsible to the Rector for the implementation of Council decisions; and co-ordination of academic and administrative activities of the Polytechnic.
- (4) The Bursar shall be the Chief Financial Officer of the Polytechnic, and shall be responsible to the Rector for the execution and control of financial affairs of the Polytechnic.
- (5) The Librarian shall be responsible to the Rector for the management of the Polytechnic Library and its services.

28. (1) The Rector shall appoint officers as Directors, and Heads of Units (HOU) other than elective positions for the smooth running of the Polytechnic. *Rector's powers to make appointment.*
- (2) Where vacancy exists in elective positions under section 32 of this Law, the Rector shall appoint officers to act on various positions pending the election of suitably qualified candidates.
- (3) All appointments shall be confirmed by the Council through the appropriate Committees or Management in the absence of the Council.
29. Except for ethical misconduct, no member of Management shall be personally liable for any act, commission or default in the course of managing the Polytechnic or any part thereof, in good faith. *Protection of management members.*
30. (1) There shall be a committee to be known as the Student Affairs Committee which shall consist of the following: *Establishment of the student affairs committee.*
- i. The Deputy Rector (Administration) as the Chairman.
  - ii. The Dean, Student Affairs
  - iii. Two Senior members of staff of the Polytechnic comprising one each from the Academic and Non -Academic staff; and
  - iv. One student representative from each School of the Polytechnic.
  - v. The Student Affairs Officer shall be the Secretary to the Committee.
- (2) The Student Affairs Committee shall report to Management and shall be responsible for the welfare and discipline of students. *Function of the SAC.*
- (3) Where it appears to the Management that any student of the Polytechnic has been guilty of misconduct, Management may without prejudice to any other disciplinary powers conferred on it by statutes or regulations of the Polytechnic direct: *Discipline of students.*
- (a) That the student shall not, during such period as may be specified in the direction, participate in such activities of the Polytechnic or make use of such facilities of the Polytechnic as may be so specified;
  - (b) That the student shall not, during such period as may be specified in the direction, be restricted in such manner as may be so specified; or
  - (c) That the student be expelled from the Polytechnic on the recommendation of the Student Affairs Committee or the Academic Board.

**PART VII: ESTABLISHMENT, COMPOSITION AND POWERS OF THE  
ACADEMIC BOARD**

31. (1) There shall be established a board to be known as the Academic Board which shall have direct control of the academic activities of the Polytechnic. *Establishment of the Academic Board (AB).*
1. The Board shall consist of the following members:
    - i. The Rector as the Chairman
    - ii. The Deputy Rector (Academic)
    - iii. Deans and Academic Directors
    - iv. Heads of Departments/Units
    - v. The Polytechnic Librarian
    - vi. Chief Lecturers
    - vii. Two (2) members of the academic Board who shall be elected by the Academic staff of the Polytechnic.
  - (2) In the absence of the Rector, the Deputy Rector (Academic) shall preside over the Board's meetings.
  - (3) In the event that both the Rector and the Deputy Rector (Academic) are not available, the Rector shall appoint a member as Chairman of the meeting.
  - (4) The Registrar shall be the Secretary to the Board *Secretary to the Board.*
32. (1) The Deputy Rectors, the Deans and Heads of Departments shall be elected by the academic staff of:
  - i. The Polytechnic in the case of the Deputy Rectors,
  - ii. The School in the case of the Dean, and
  - iii. The Department in the case of the Departments *Appointment, qualification and tenure of the Deputy Rector and Dean.*
- (2) To qualify for the position of the Deputy Rector, a candidate must be a Chief Lecturer and must have served or is serving as a Dean in one of the Schools of the Polytechnic.
  - (3) To qualify for the position of the Dean of a School, a candidate must not be below the rank of a Principal Lecturer or its equivalent and must have served or is serving as a HOD of the Polytechnic. *Contract and instrument.*
  - (4) To qualify for the position of the Head of Department, a candidate must not be below the rank of a Senior Lecturer or its equivalent.
  - (5) The officers so elected shall hold office for two (2) years in the first instance and may be eligible for re-election for another two (2) year term only.



33. The Board shall have powers, subject to the approval of the Council:
- Powers of the Academic Board.*
- i. To direct and manage all academic matters of the Polytechnic, including the general regulation of admission of students, the conduct of examination, appointment of external examiner, award of prizes and other academic distinctions.
  - ii. To make such reports to the Council on academic matters as the Council may require;
  - iii. To perform any other functions which may be delegated to the Board by the Council
34. (1) There shall be a Management Committee consisting of all the principal officers of the Polytechnic Deans and Directors in the Polytechnic.
- Management Committee.*
- (2) The Rector shall be the Chairman of the Management Committee.
  - (3) The Management Committee shall meet at least once in a month to discuss and take decisions on matters of general interest to the Polytechnic.
  - (4) The School Board shall deal with Academic matters and any other matter of interest to the School or any matter assigned to it by the two years' subject to re-election.
  - (5) The Dean shall be the Chairman of the School Board.
  - (6) The Dean shall be elected from among the Academic Staff, not below the rank of Principal Lecturer in that School, for a term of two years' subject to re-election.
  - (7) There shall be a Departmental Board for each Department in the Polytechnic consisting of all Academic staff in that Department.
  - (8) The Departmental Board shall deal with Academic matters and any other matter of interest to the Department.
  - (9) The Head of Department shall be the Chairman of the Department Board.
  - (10) The Head of Department shall be elected from among the Academic Staff not below the rank of Senior Lecturer in that Department for a term of two years and subject to re-election.
  - (11) Where there is no qualified candidate for the position of Dean or Head of Department, the Rector shall appoint an Acting Dean, not below the rank of Lecturer I, for a term of one year in the first instance, subject to renewal.

(12) Nothing in this Law shall prevent the Management Committee and Boards from making supplementary rules to guide their proceedings provided such are consistent with the provisions of this Law/

(13) There shall be for the Polytechnic, a Congregation consisting both Academic and Senior Non-Teaching staff, who hold at least a first degree or its equivalent.

(14) The Rector shall be the Chairman of the Congregation.

(15) The Congregation shall meet at least once a year.

**PART VIII: PROPERTY, FINANCE, LIABILITIES AND DEBTS OF THE POLYTECHNIC**

35. (1) All property held on behalf of the Polytechnic shall vest in the Polytechnic and shall be held by it for the purposes of the Polytechnic. *Property of Polytechnic.*

(2) All rights and liabilities of the Isa Mustapha Agwai I Polytechnic shall hereafter be the rights and liabilities of the Polytechnic.

36. (1) The revenue of the Polytechnic shall include: *Revenue of the Polytechnic.*

- (a) Revenue accruing by the way of Government grants, subvention or other grants and aids;
- (b) Fees charged by the Polytechnic;
- (c) Charges or dues recoverable by the Polytechnic;
- (d) Consultancy Services;
- (e) Interests on investments; and
- (f) Donations.

37. (1) Any contract or instrument which if entered into or executed by a person not being a body corporate would not be required to be under seal or may in like manner be entered into or specifically authorized for that purpose.

(2) Any member of the Council or a committee thereof who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or a Committee thereof shall forthwith disclose his interest to the Council and shall not deliberate or vote on any question relating to such contract or arrangement. *Revenue of the Polytechnic.*

38. (1) Before the end of each financial year or at such other time as may be required by the Council, the Rector shall present estimates of revenue and expenditure for the financial year following to the F&GPC for scrutiny. *Annual Estimates.*

(2) The Council shall, based on the report of the F&GPC, recommend the Polytechnic's financial budget for the period to the State Executive Council through the supervising Ministry for approval.

39. (1) There shall be a prepared statement of revenue and expenditure during the previous financial year together with the statement of assets and liabilities of the Polytechnic as at the last date of the financial year. *Audit of Accounts.*
- (2) The said statement duly certified by the Rector, shall be audited by a firm of Auditors appointed on the recommendation of the Auditor-General of the State.
- (3) The Audited Accounts shall be published in the Annual Report of the Polytechnic and forwarded together with a Management letter on the accounts to the State Executive Council

**PART IX: MISCELLANEOUS AND GENERAL PROVISIONS**

40. (1) No person shall be subjected to any disadvantage or any advantage by reference to race, ethnicity, sex, place of birth, family origin, religion or political persuasion as a condition of becoming or continuing to be a student, an employee or an appointed member of the Polytechnic or of any group in the Polytechnic established by virtue of this Law. *Discrimination on Account of race, religious etc.*
- (2) Provided that nothing in this section shall be construed as preventing the Polytechnic from redirecting any person or group that willfully refuses or fails on grounds of any of the aforementioned reference to undertake any duty which, having regard to its nature and the special circumstance pertaining thereto is, in the opinion of the Polytechnic, reasonably justifiable in the interest of the State.
41. (1) No suit shall be instituted against the Council or any member of staff of the Polytechnic or any person acting under this Law until the expiration of sixty (60) days next after a written notice has been delivered at the office of the Council or at the place of abode of such member, servant or other person stating cause of action by which notice shall state the name and place of abode of the intending plaintiffs and the relief which they claim.
- (2) In any suit against the Council, the Council may be represented in Court at any stage of the proceedings by:
- i. a legal practitioner, or
  - ii. a servant of the Council authorized in writing in that behalf by the Chairman of the Council
  - iii. In this section, suit includes action by writ of summons or in such other manner as may be prescribed by the rules of court but does not include criminal proceedings.

42. (1) The provisions of this Law shall have effect with such existing law modifications as may be necessary to bring it into conformity with an existing law.
- (2) The Council may at any time by direction make such modifications in the text of any provisions of this law as the Council considers necessary or expedient to bring it into conformity with an existing law.
- (3) Nothing in this law shall be construed as affecting the power of a court of law or any allied agency established by the law to declare invalid any provision of this law on the ground of inconsistency with the provision of an existing law.
- (4) In this section, the following expressions have the meanings assigned to them, respectively:
- (a) "Existing law" means any law and includes any rule of law or any enactment or any instrument whatsoever which is in force and shall be deemed to be-
  - (b) The Nigerian Constitution;
  - (c) An Act of the National Assembly;
  - (d) A law passed by the Nasarawa State House of Assembly;
  - (e) "Modification" includes addition, alteration, omission or repeal.
43. The Council shall in each year; prepare and submit to the State Executive Council through the supervising Ministry, a report of its activities during the preceding financial year and shall include in the report, the Audited Accounts of the Polytechnic in respect of that financial year and of the auditor's comments on the account. *Annual Report.*
44. There shall be paid to each member of the Council or any of its committee's service such allowance in respect of traveling and other expenses at such rates as contained in their letters of appointments or in any other circular by the State Government. *Allowances of Members of the Council.*
45. (1) The Council shall as soon as may be practicable after its establishment provide a seal. *Seal of the Council.*
- (2) The Common Seal of the Council shall not be used or affixed to any document except in pursuit of a resolution duly passed at a properly constituted meeting.
- (3) The fixing of the Seal of the Council shall be authenticated by the signature of the Chairman or any other member authorized thereof generally or specifically by the Council or the signature of an officer of the Polytechnic authorized by the Council to act on that behalf

- (4) Judicial notice shall be taken of the Seal and any document duly executed under the Seal of the Council and shall be received in evidence and unless the contrary is provided, shall be deemed to be executed. *Repealing of the former Law.*

The Nasarawa State Polytechnic Law 2001 is hereby repealed.

**SCHEDULE**

- a. The Council shall hold such and so many meetings as may be necessary for the due fulfillment of its functions so however that it shall hold at least four meetings of the Council within a year. *Meetings and procedures.*
- b. At a meeting of the Council:
- (a) The Chairman of the Council shall, if present, be Chairman of the meeting;
- (b) If and so long as the Chairman of the Council is not present or if the office of the Chairman is vacant, the members of the Council who are present shall choose one of their members to be the Chairman of the meeting.
- c. Every question at a meeting of the Council shall be determined by a simple majority or in the case of voting, by the majority of the votes of the members present and voting on the question,
- d. Where there is an equal division of votes, the Chairman of the meeting shall have a second vote.
- e. The Council may act notwithstanding, one or more vacancies amongst its members
- f. Any five members of the Council may by notice in writing signed by them requesting the Chairman to call a special meeting of the Council for the purposes set out in such notice and the Chairman shall there upon call a special meeting.
- g. A quorum at a meeting of the Council shall be two – third of the members. *Quorum at all meetings standing Order.*
- h. Subject to the provisions of this law, the Council may regulate its proceedings and may make standing orders thereof.
- i. No act or other proceedings of the Council shall be invalid by reason that:
- (a) There is a defect in the appointment of any person purporting to be a member of the Council; or
- (b) There is any vacancy amongst its members

- j. The Council may delegate to the Chairman or a member, or a staff of the Polytechnic, the routine administration of the affairs of the Council except power to:
  - Approve or make loans;
  - Make standing orders or;
  - Do any act involving extra ordinary expenditure
- k. The Council may with the approval of the Governor make rules with respect to employees for:
  - (a) The pension, gratuities and retirement allowances to pensionable employees of the Polytechnic and their dependants.
- l. All matters ancillary to the matter mentioned in the schedule to this Law

This printed impression (**Isa Mustapha Agwai I Polytechnic Lafia Law 2019**) has been carefully compared by me with the Bill which has been passed by the Nasarawa State House of Assembly and is found by me to be a true and correct copy of the Bill.

**EGO MAIKEFFI ABASHE**  
Clerk of the House  
Nasarawa State House of Assembly

I assent this 8<sup>th</sup> day of January, 2020

**ENGR. ABDULLAHI A. SULE**  
Governor  
Nasarawa State of Nigeria