

FEDERAL POLYTECHNICS (AMENDMENT) DECREE 1993



Decree No. 5.

[1st January 1993]

Commencement

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows:-

1. The Federal Polytechnics Act (in this Decree referred to as "the principal Act") is amended as set out in the provisions of this Decree.

Amendment of
Cap. 139 LFN.

2. There shall be inserted immediately after section 3 of the principal Act the following new section, that is -

Insertion of
section 3A.

"Visitation. 3A.-(1) The Minister of Education shall be the Visitor to each Polytechnic.

(2) The Visitor shall, not less than once in every five years, conduct a visitation of the college or appoint a visitation panel, consisting of not less than five experts, to conduct the visitation:

(a) for the purpose of evaluating the academic and administrative performance of the Polytechnic;

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

3. Section 4 of the principal Act is amended by inserting immediately after subsection (4) the following new subsection, that is -

Amendment of
section 4.

"(5) (1) A Registrar -

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

Federal Polytechnics (Amendment)

(b) may be re-appointed for one further period of five years and no more.

(2) Where on the commencement of this section, a Registrar has held office -

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

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

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

Amendment of section 7.

4. For section 7 of the principal Act there shall be substituted the following new section, that is -

"The Rector of each Polytechnic.

7.-(1) There shall be a Rector of each Polytechnic (in this Act referred to as "the Rector") who shall be appointed by the President, Commander-in-Chief of the Armed Forces in accordance with the provisions of this section.

(2) Where a vacancy occurs in the post of Rector, the Council shall

(a) advertise the vacancy in a reputable journal or widely read newspaper in Nigeria, specifying -

(i) the qualities of the persons who may apply for the post, and

(ii) the terms and conditions of service applicable to the post,

and thereafter draw up a short list of suitable candidates for consideration;

(b) constitute a Search Team consisting of -

(i) a member of the Council, not being a member of the Academic Board, as chairman;

(ii) two members of the Academic Board, not below the rank of Chief Lecturer;

(iii) two members of the Academic Community of the College, not below the rank of Chief Lecturer, to be selected by the Council,

to identify and draw up a short list of persons who are not likely to apply on their own volition because they feel that it is not proper to do so.

(3) A Joint Council and Academic Board Selection Board consisting of -

(a) the Chairman of the Council;

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

(c) two members of the Academic Board not below the rank of Chief Lecturer, who were not members of the Search Team, shall consider the candidates on the short list drawn up under subsection (2) of this section through an examination of their curriculum vitae and interaction with them and recommend, through the Council, to the President, Commander-in-Chief of the Armed Forces, three candidates for his consideration.

(4) The President, Commander-in-Chief of the Armed Forces shall appoint, as Rector, one of the candidates recommended to him under the provisions of subsection (3) of this section.

(5) Subject to this Decree and the general control of the Council, the Rector shall be the Chief executive of the Polytechnic and shall be charged with general

responsibility for matters relating to the day-to-day management operations of the polytechnic.

(6) The Rector -

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

(b) may be re-appointed for a further period of four years and no more."

Insertion of
section 7A & 7D.

5. The following new sections 7A to 7D shall be inserted immediately after section 7 of the principal Act, that is -

"Deputy
Rectors.

7A.-(1) There shall be for each Polytechnic a Deputy Rector.

(2) The Council shall appoint the Deputy Rector from among the Chief Lecturers in the Polytechnic in one of the following ways -

(a) from a list of three candidates, in order of preference, submitted by the Rector; or

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

(c) on the nomination of the Rector.

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

(a) consist of -

(i) the Chairman of the Council,

(ii) the Rector,

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

(iv) two members of the Academic Board; and

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

(4) The Deputy Rector shall -

(a) assist the Rector in the performance of his functions;

(b) act in the place of the Rector when the post of Rector is vacant or if the Rector is for any reason absent or unable to perform his function as Rector; and

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

(5) The Deputy Rector -

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

(b) may be re-appointed for one further period of two years and no more.

7B.-(1) There shall be for each Polytechnic the following other principal officers in addition to the Registrar, that is -

(a) the Bursar; and

(b) the Polytechnic Librarian who shall be appointed by the Council on the recommendation of the Selection Board constituted under section 7D of this Act.

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

Other principal officers of each polytechnic.

(3) The Polytechnic Librarian shall be responsible to the Rector for the administration of the Polytechnic Library and the co-ordination of the library services in the teaching units of the Polytechnic.

(4) The Bursar or Librarian -

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

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

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

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

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

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

Resignation of appointment of principal officers.

7C. A principal officer may resign his appointment -

(a) in the case of the Rector, by notice to the Visitor;

(b) in any other case, by notice to the Council.

Selection Board for other principal officers.

7D.-(1) There shall be, for each College, a Selection Board which shall consist of -

- (a) the Chairman of the Council;
- (b) the Rector;
- (c) four members of the Council not being members of the Academic Board; and
- (d) two members of the Academic Board.

(2) The functions and procedure and other matters relating to the Selection Board constituted under subsection (1) of this section shall be as the Council may, from time to time, determine."

6. For section 8 of the principal Act there shall be substituted the following new section, that is -

Amendment of section 8.

"Other employees of the Polytechnic.

8.-(1) The Council may appoint such other persons to be employees of the Polytechnic as the Council may determine to assist the Rector and the principal officers of the Polytechnic in the performance of their functions under this Act.

(2) The power to appoint all other employees of the Polytechnic shall be exercised -

(a) in the case of senior employees, by the Council on the recommendation of the Appointments and Promotions Committee set up under the provisions of paragraph 3(2) (a) of the Second Schedule to this Act;

(b) in the case of junior employees, by the Rector on the recommendation of the Junior Staff Appointments and Promotions Committee constituted under paragraph 3(2) (b) of the Second Schedule to this Act.

(3) Subject to the provisions of this Decree, the remuneration, tenure of office and conditions of service of the employees of the Council shall be determined by the Council in consultation with the Federal Civil Service Commission."

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7. This Decree shall be cited as the Federal Polytechnics (Amendment) Decree 1993.

MADE at Abuja this 1st day of January 1993.

GENERAL J. B. BABANGIDA,
*President, Commander-in-Chief
of the Armed Forces,
Federal Republic of Nigeria.*

EXPLANATORY NOTE

*(This note does not form part of the above Decree
but is intended to explain its purport)*

The Decree amends the Federal Polytechnics Act to appoint a Visitor and provide for the posts of Deputy Rectors for all Federal Polytechnics.

The Decree also sets out the tenure of office of the principal officers of the Polytechnics.