

**COLLEGE OF EDUCATION,
IKERE-EKITI LAW, 2019.**

NO. 15 OF 2019

EKITI STATE OF NIGERIA

COLLEGE OF EDUCATION, IKERE-EKITI LAW, 2019.
ARRANGEMENT OF SECTIONS, STATUTES, ORDINANCES AND
REGULATIONS.

PART I

Establishment, Incorporation and Functions of the College.

1. Establishment and Incorporation of the College.
2. Objects of the College.
3. Functions of the College.
4. The Visitor and his Functions.
5. Prohibition of Discrimination on Ground of Race, Class, Religion, etc.
6. Common Seal.

PART II

The Officers, Constituent Bodies and other Authorities of the College.

7. The Chairman of Council.
8. Provost.
9. Deputy Provost.
10. Other Principal Officers.
11. Appointments and Tenure of Office.
12. Establishment and Functions of Council.
13. Establishment and Functions of the College Academic Board.
14. Deprivation of Certificates, Diplomas, Degrees, and Withdrawal of Fellowships etc.
15. College, Schools etc.
16. Congregation.
17. Convocation.
18. Alumni Association.

PART III

Statutes, Ordinances and Regulations.

19. Statutes.
20. Mode of Exercising Power to Make, Amend or to Revoke Statutes.

21. Ordinances.
22. Regulations.
23. Conflict of Provisions.
24. Power of Visitor to Decide Meaning of Statutes.

PART IV

Residence and Discipline.

25. General Power of Council in Relation to Discipline and Order.
26. Removal of Officers and Staff.
27. Functions of the Provost.
28. Powers of Provost in Relation to Discipline.
29. Powers of Council to Suspend Students and College Activities.
30. Residence.
31. Protection of College Estate.

PART V

Financial Provisions.

32. Finance and General Purposes Committee.
33. Bank Accounts.
34. Financial Year, Accounts, etc
35. Annual Estimates.
36. Gifts and Donations.
37. General Fund of the College.
38. Audit.
39. Retirement Benefits Superannuation etc.

PART VI

General Provisions.

40. Execution and Issuance of Instruments.
41. Service of Notice etc.

42. Restriction of Suits and Execution
43. Dispute as to Appointment, Election, etc
44. Vacancy, Defect in Appointment, etc, not to invalidate proceedings
45. Committees Generally.
46. Resignation and Re-appointment.
47. Declaration of Interest by Members of College.
48. Preliminary investigation of land required by College.
49. Compulsory Acquisition of land.
50. Exemption from Stamp Duties and Registration Fees. Cap. S5, Cap. L3.
51. Power to Make Proposals for Amendment of this Law.
52. Exception of Statutes, Ordinances and Regulations from Section 22 of Cap I23 LFN.

PART VII

Transitional Provisions.

53. Transfer of Property etc to the College.
54. Registration and Transfer.
55. Transfer.
56. Repeal.

PART VIII

Miscellaneous

57. Interpretation.
58. Citation.

SCHEDULES

First Schedule - Statutes

List of Statutes

1. Definitions.
2. Members of the College.
3. Principal Officers of the College.
4. The Chairman of Council.
5. The Provost.
6. The Deputy Provost.
7. The Registrar, Bursar and Librarian.
8. Auditors.
9. The Council.
10. Finance and General Purposes Committee.
11. The College Academic Board.
12. The Schools of Study.
13. Joint Board of Studies.
14. Congregation.
15. Convocation.
16. Fellowships.
17. Appointment of Staff.
18. Creation of Academic Posts.
19. Appointment of Principal Officers by the joint Committee of the Council and the Academic Board.
20. Removal of Officers, members of Council, Staff and Examiners from office.
21. Service of Notice and Documents.
22. Custody and use of the Common Seal of the College.

**A LAW TO MAKE PROVISION FOR THE ESTABLISHMENT AND
INCORPORATION OF A STATE COLLEGE OF EDUCATION AND OTHER
RELATED MATTERS.**

NO. 15 OF 2019

EKITI STATE OF NIGERIA

Commencement / /

ENACTED BY THE EKITI STATE HOUSE OF ASSEMBLY AS FOLLOWS-

**PART I.
ESTABLISHMENT, INCORPORATION AND FUNCTIONS OF THE
COLLEGE.**

Establishment and Incorporation of the College.

1. (1) There is hereby established a College to be known as College of Education, Ikere-Ekiti.
- (2) The College shall be a body corporate with perpetual succession and a common seal with power to sue and be sued in its corporate name, to acquire, hold and dispose of movable and immovable property for the purpose of its functions.

Objects of the College.

2. The objects of the College shall be: -
 - (a) to provide facilities for learning and to give instruction and training in such branches of knowledge as the College may desire to foster and in doing so to enable students to obtain the advantages of liberal education;
 - (b) to provide courses of instruction and training to teacher education for either sex without distinction of race, tribe or creed, for the purpose of producing well qualified non graduate and graduate nursery, primary and secondary school teachers;
 - (c) to provide in-service training for all grades of teachers;
 - (d) to conduct and promote research into the theory and practice of education in all its ramifications, and to disseminate results of such research to educational institutions and establishments in and

- outside the State through publications and other means;
- (e) to undertake curriculum development;
- (f) to arrange conferences, seminars, study groups, symposia and such other activities to enhance effective teaching and learning;
- (g) to undertake any other activities appropriate for a College of Education or as may be directed from time to time by Council.

Functions of the College.

3. (1) The College shall be a teaching, research, and examining body, and subject to the provisions of this Law, shall have the following functions:
 - (a) to establish Schools, Departments and other Units of learning and research within the College as the College may from time to time deem necessary or desirable subject to the approval of Council and taking into account at all times the requirement of the State;
 - (b) to institute Chief Lectureship, Principal Lectureship, Lectureship and any other office of any kind and whether academic or not as may be required by the College;
 - (c) to prescribe conditions of service for and appoint persons to such offices and to exercise disciplinary control over them;
 - (d) to institute and award Fellowships, Scholarships, Studentships, Bursaries, Medals, Prizes and other academic titles, distinctions, awards and forms of assistance;
 - (e) to prescribe from time to time conditions under which persons shall be admitted to the College or to any particular course of study therein or be allowed to continue in such a course of study;
 - (f) to grant and confer, under conditions prescribed by the College, degrees, diplomas certificates and other academic distinctions, to and on persons who have pursued a course of study approved by the College and have passed such examinations or other tests and satisfied such other requirements as the College may prescribe;
 - (g) subject to what the College shall deem to be good cause, to deprive any person of any degree, diploma, certificate, fellowship, scholarship, studentship, bursary, medal, prize

- or any other academic title, distinction or award whatsoever granted to or conferred on him by the College;
- (h) to provide such lectures and instruction for persons not being members of the College as the College may determine and to grant to any such persons such diplomas, certificates, degrees, or other academic distinctions, as the College may deem necessary;
 - (i) to accept the examinations passed and periods of study spent by students of the College at other Colleges or places of learning as equivalent to such examinations and periods of study in the College as the College may determine, and to withdraw such acceptance at any time for good cause;
 - (j) to affiliate with other institutions, or branches, or departments thereof for purposes of accreditation of its certificates, diplomas and degrees as the College may deem desirable;
 - (k) to make provision for research and advisory services and with these objects in view to enter into such arrangements with other institutions or with public bodies as the College may deem desirable;
 - (l) to undertake printing, publishing and book-selling;
 - (m) to provide for discipline and welfare of the members of the College and its employees;
 - (n) to demand and receive such fees as may from time to time be prescribed by the College subject to the approval of the Council;
 - (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 College, and to invest funds representing such property, legacy, bequest, endowment, or gift, if not immediately required, on such security as the College may deem fit;
 - (p) to acquire, hold grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
 - (q) to accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless the College approves the terms and conditions attaching thereto;
 - (r) to enter into contracts, establish trusts, solely or jointly with any other authority or institution and to employ and act through agents;
 - (s) to erect, provide, equip and maintain libraries, laboratories, lecture halls, refectories, sports grounds, playing fields and other buildings or things (whether in Nigeria or elsewhere) necessary or suitable or convenient for any of the objects of

- the College;
- (t) subject to any limitations or conditions imposed by or in accordance with this Law to invest any monies appertaining to the College by way of endowment and whether for general or special purposes, and such other monies as may not be immediately required for investment or securities or in the purchases or improvement of land, with power from time to time to vary any such investments and to deposit any monies for the time being uninvested with any bank on deposit or current account;
 - (u) to take such steps as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the College;
 - (v) to borrow, whether at interest or not and if need be upon the security of any or all the property, movable or immovable, of the College; such monies as the College may from time to time in its discretion found necessary or expedient to borrow;
 - (w) to do anything which is authorized or required by this law, or by Statutes, Ordinances or Regulations to do;
 - (x) to carry out other functions whether incidental to the powers aforesaid or not as may be requisite in order to further the objects of the Colleges as a place of education and of learning and research and extension of education.
- (2) The powers conferred upon the College by subsection (1) of this Section shall not necessarily have to be exercised by the Officer, authorities, and persons mentioned in Statute 2 as comprising the College acting together on any occasion, and any such powers may be exercised by any of these Officers, authorities, persons or others where provision enabling any of them so to do is made in or by virtue of this Law.

The Visitor and his Functions.

4. (1) The person for the time being holding the office of the Governor of Ekiti State of Nigeria shall be the Visitor to the College.
- (2) The Visitor may from time to time conduct a visitation of the College in person, or on the advice of the Council or after consultation with the Chairman of Council, direct that the same shall be conducted by such person or persons as he may appoint in that behalf, for the purpose of advising on the effective fulfilment of the objects and the due exercise of the functions of the College as prescribed by Law.
- (3) All officers, members, authorities, employees and persons otherwise connected with the College shall make available to the Visitor, and to any other person or persons conducting a visitation

in pursuance of this Section, such facilities and assistance as he or they may reasonably require for the visitation.

- (4) The Visitor shall appoint the Chairman and all other appointed members of Council.

Prohibition of discrimination on grounds of race, creed, class, religion, etc

5. (1) Membership of the College shall be open to all persons of either sex and of whatever race, ethnic group or place of origin, religion, political or other opinion, nationality or class, and no test of religious or other belief or profession shall be adopted or imposed in order to entitle any person to be admitted to such membership or to be awarded any degree, certificate or other academic distinctions of the College.
- (2) No Fellowship, Scholarship, Studentship, Medal, Prize or other academic distinction or award of the College shall be limited to persons of any particular race or ethnic group or place of origin, political or other opinion, religion, nationality or class if the cost of the same is not from the general funds of the College.
- (3) Nothing in this Section shall preclude the appointment of a member of a particular religious body to be minister of religions to members of that body who are employees or students of or otherwise connected with the College.

Common Seal.

6. (1) The Common seal of the College shall be kept in the custody of the Registrar or as the Council may direct and shall not be used except by resolution of the Council or in such other manner as may be prescribed by Statute.
- (2) The Common Seal of the College shall be officially and judicially noticed.

PART II THE OFFICERS, CONSTITUENT BODIES AND OTHER AUTHORITIES OF THE COLLEGE.

The Chairman of Council.

7. There shall be a Chairman of Council of the College who shall, in relation to the College, take precedence before all other Members of the College and who shall be the Chairman of the meetings of Council and Committees of Council in which he is a member.

Provost.

8. There shall be a Provost of the College who shall be the Chief Executive of the College and Chairman of the College Academic Board.

Deputy Provost.

9. There shall be a Deputy Provost of the College who shall assist the Provost in the discharge of his functions as prescribed by Law and shall subject to the statutes, in the absence of the Provost exercise and perform such functions of the Provost as the Provost or, if the Provost should be incapacitated, the Council, may delegate to him.

Other Principal Officers.

10. (1) There shall be a Registrar of the College who shall be the Chief Administrative Officer, Secretary to Governing Council and Academic Board of the College and shall be responsible to the Provost.
- (2) There shall be a Bursar of the College who shall be responsible to the Provost for the day-to-day administration and control of the financial affairs of the College.
- (3) There shall be a Librarian who shall be responsible to the Provost for administration of the College Library and Library services in the College.

Appointments and Tenure of Office.

11. Subject to the provisions of this Law, provisions may be made by Statutes with regard to the appointment and tenure of office of Chairman of Council, the Provost, the Deputy Provost, the Registrar, the Bursar and the College Librarian and other Officers of the College, and any other matters relating thereto.

Establishment and Functions of Council.

12. (1) There is hereby established for the College a Council to be known as the Council of the College of Education, Ikere-Ekiti, the constitution and procedure of which shall, subject to the provisions of this Law, be in accordance with such provisions as may be made by Statute in that behalf.
- (2) The Council shall be the governing authority of the College and shall have the custody, control and disposition of all the property and finances of the College and, except as may otherwise be provided in this Law and the Statutes, shall manage and superintend generally the affairs of the College and in any matter concerning the College not provided for by or under this Law, the Council may act in such manner as it appears to it best calculated to promote the interests, objects/ purposes of the College.

- (3) Without limiting the generality of the provisions of sub-section (2) of this Section, the Council, subject to the provisions of this Law and the Statutes, shall have the following functions:
- (a) to govern, manage and regulate the finances, accounts, investments, property, business and all other similar affairs whatsoever of the College, and for that purpose to appoint bankers, solicitors and any other persons or agents as the Council may deem expedient, and to cause proper books of accounts to be kept of all sums of money received and expended by the College and of the assets and liabilities of the College in such manner as shall give a true and fair view of the state of affairs of the College and explain its transactions from time to time;
 - (b) to borrow money on behalf of the College;
 - (c) to invest any monies belonging or appertaining to the College and not for the time being required to be expended for any of its purposes;
 - (d) to provide and maintain buildings, libraries, laboratories, premises, furniture, equipment, apparatus and other means needed for carrying out the work of the College;
 - (e) to enter into, vary, perform and determine contract on behalf of the College;
 - (f) to enter into agreements for the incorporation in the College of any other institution and for taking over its rights, property and liabilities and for any other purpose not inconsistent with any of the provisions of this Law;
 - (g) to determine, in consultation with the College Academic Board all College fees;
 - (h) to establish, after considering the recommendation of the College Academic Board in that behalf, Schools, Departments, Boards and such other Units of learning and Research and to prescribe their organization, constitution and functions and to modify or revise the same;
 - (i) to authorize, after considering the recommendation of the College Academic Board in that behalf, the establishment for the academic staff in the College, and, on the recommendation of the College Academic Board, to suspend or abolish any academic post except a post created by this Law or the Statutes;
 - (j) to authorize the establishment for the administrative staff and other staff in the College and to suspend or abolish any such posts other than posts created by this Law or the Statutes;
 - (k) to make the appointments authorized by this Law and the Statutes other than those of the Council members and the

- Provost;
- (l) to regulate the salaries and to determine the conditions of service of all staff employed by the College;
 - (m) to exercise powers of removal from office and other disciplinary control over all staff of the College except the Provost;
 - (n) to institute, in consultation with the Board, and subject to any such conditions as may be specified by the Council, Fellowships, Studentships, Scholarships, Bursaries, Prizes, Medals and other endowments and aids to study and research;
 - (o) to promote and make provision for research among the staff of the College;
 - (p) to call for reports from the College Academic Board on any matter relating to instruction or teaching or any other academic matter within the College;
 - (q) to award Fellowships and Distinctions in accordance with such provisions as may be made by Statutes in that behalf;
 - (r) to supervise and control the official residence and discipline of students of the College and to make arrangements for their health and general welfare;
 - (s) to provide for the welfare of all persons employed by the College;
 - (t) to perform all such other functions as are or may be conferred or imposed on the Council by this Law or by the Statutes, Ordinances and Regulations;
 - (u) to carry out the provisions of this Law, the Statutes, Ordinances and Regulations into effect so far as they may concern the Council;
- (4) The Council may constitute boards, committees of other bodies for the purpose of making recommendations to the Council in respect of any of its functions conferred or imposed under or by virtue of this Law.
- (5) The Council may delegate any of its functions conferred or imposed under or by virtue of this Law to the Chairman or any other member or members thereof or to anybody comprising such member or members and such other persons as the Council may appoint provided that:
- (a) any such delegation shall be revocable at will and shall not preclude the Council from exercising any of its functions under or by virtue of this Law;
 - (b) the Council shall not so delegate its powers to participate in the making, amending or revocation of Statutes, or to make, amend or revoke Ordinances.

- (6) The Council shall be responsible to the Visitor.

Establishment and Functions of the College Academic Board.

13. (1) There is hereby established for the College a Board to be known as the College Academic Board, the constitution, functions of the Board and procedure of which shall, subject to the provisions of this Law, be in accordance with such provisions as may be made by Statute in that behalf.
- (2) The Board shall:-
- (a) subject to the provisions of this Law and subject also to the powers reserved to the Council in all matters affecting the finances of the College as well as the power reserved by the National Commission for Colleges of Education/moderating body or any such body that may be so constituted in all matters affecting the moderation of the certificate, diploma and degree curricula and examinations of the College, including the award of the certificates, diplomas and degrees offered by the College, be the supreme academic authority of the College;
 - (b) organize, control and direct the academic work of the College, both in teaching and research;
 - (c) take such measures and act in such manner as it thinks proper for the advancement of the College as a place of teacher education, learning, and research in education.
- (3) Without limiting the generality of the provisions of subsection (2) of this Section, the Board, subject to the provisions of this Law and the Statutes, shall have power:
- (a) to formulate and establish academic policy of the College and to advise the Council on the provision of facilities to carry out that policy;
 - (b) to ratify the election of Deans of Schools or appointment of Acting Deans of Schools in accordance with such provisions as may be made by Statute in that behalf;
 - (c) to direct and regulate, after considering the views of the Boards of the Schools concerned, the instruction, teaching and courses of study within the College;
 - (d) to regulate all examinations, and after considering the recommendations of the Boards of the Schools concerned, to appoint College examiners,
 - (e) to regulate the admission of persons to the College and their continuance or discontinuance in such courses and the conditions qualifying for matriculation and for admission to the various titles, degrees, distinctions and other awards offered by the College;
 - (f) to award certificates, diplomas, degrees and other academic

- titles and distinctions to persons who shall have pursued in the College such courses of study as may be approved by the Board and shall have passed such examinations of the College that have been moderated by the College examiners and shall have satisfied such other conditions as may be prescribed by Regulations of the College;
- (g) to recommend to Council, subject to the procedure prescribed by Statute, the names of persons for the award of Fellowships or other distinctions of the College;
 - (h) to determine what formalities shall attach to the conferment of certificates, diplomas and other distinctions of the College;
 - (i) to determine, after considering the views of the Boards of the Schools concerned respectively what examinations and courses of study in other Colleges or places of learning shall be deemed equivalent to examinations and courses of study in the College;
 - (j) to formulate, modify and revise schemes for the organization of the existing schools, Boards, Departments or other units of learning and research in the College and to assign to them their respective subjects of study and also to make recommendations to Council as to the expediency of the establishment at any time of other Schools, Board Departments or other units of learning and research or of abolishing, combining or sub-dividing any of them;
 - (k) to review, refer, control, amend or disallow any act of any School, Board, Department or other academic body of the College and to give directions to any such body;
 - (l) to recommend to Council subject to any such conditions as the Board may wish to specify, the institution of Fellowship Bursaries, Prizes, Medals and other awards and to prescribe the mode of competition for, and to award, the same;
 - (m) to promote research among the staff of the College and to require reports from time to time on such research;
 - (n) to prepare estimates of expenditure required to carry out the academic work of the College and to submit them to the Council for approval;
 - (o) to make recommendations to Council on the establishment for the academic staff in the College and on the suspension or abolition of any post in such establishment other than posts created by this Law and the Statutes;
 - (p) to review from time to time the duties of members of academic staff and to make recommendations to the Council on their terms and conditions of service;
 - (q) to promote and administer the extramural work of the

- College;
- (r) to advise a student, on academic grounds, to withdraw from the College;
 - (s) to prescribe the academic dress to be worn by the various Officers or Members of the College, and the occasions on which it shall be worn;
 - (t) except or otherwise provided, to appoint representatives of the College on other bodies;
 - (u) to discuss and to declare opinion(s) on any matter whatsoever relating to the College and to report to Council on any matter referred to it by the Council;
 - (v) to exercise such other powers and perform such other functions that are or may be conferred or imposed on the Board by this Law or by the Statutes, Ordinances, or Regulations and to carry this Law, the Statutes, Ordinances and Regulations into effect so far as they may concern the Board.
- (4) The Board may constitute boards, committees or other bodies for the purpose of making recommendations to itself in respect of any of its powers conferred or functions imposed under or by virtue of this Law.
- (5) The Board may delegate any of its powers conferred or functions imposed under or by virtue of this Law to any member or members thereof or to any body comprising such member or members and such other persons as the Board may appoint, provided that:
- any such delegation shall be revocable at will and shall not preclude the Board from exercising any of its functions under or by virtue of this Law.

Deprivation of Certificates, Diplomas, Degrees, and Withdrawal of Fellowships etc.

14. (1) Subject to a right of appeal from the decision of the Board to Council, the Board shall have power to deprive any person of any Certificate, Diploma, Degree, Fellowship, Scholarship, Studentship, Bursary, Medal, Prize or other academic title, distinction or award whatsoever conferred upon or granted to him by the College, if after such inquiry as the Board is satisfied that he has been guilty of scandalous or other dishonourable conduct in obtaining the same.
- (2) Where the Board is satisfied that on academic grounds, it is necessary so to do, the Board may, as the circumstances may

require, withdraw, or direct withdrawal of any Fellowship, Scholarship, Studentship, Bursary or other academic awards whatsoever granted to any student or other persons by the College.

College, Schools etc.

15. (1) There shall be in the College such Schools, Departments and such other units of learning and research as are deemed desirable for the organization and carrying out of the academic work of the College.
- (2) The organization and functions of the respective Schools, Departments and such other Units of learning and research as may be established from time to time shall be such as may be prescribed by Statutes, Ordinances or Regulations.

Congregation.

16. There shall be a Congregation of the College, the constitution, functions and procedure of which shall, subject to the provisions of this Law, be such as may be prescribed by Statutes or Ordinances.

Convocation.

17. (1) There shall be a Convocation of the College which shall be an assembly of the College convened for the purpose of conferring Certificates, Diplomas, Degrees and other academic titles and distinctions of the College.
- (2) The procedure of convocation shall, subject to such provisions as may be made by Statutes, be prescribed by the Board.

Alumni Association.

18. There shall be an Alumni Association of the College, the constitution, functions and procedure of which shall, subject to the provisions of this Law, be such as may be prescribed by ordinance.

PART III.

STATUTES, ORDINANCES AND REGULATIONS.

Statutes.

19. (1) Subject to the provision of this Law, Statutes may be made to prescribe or regulate any or all of the following matters;
- (a) the status, appointment, continuance in office and the functions of the Officers of the College where such matters have not been provided for by this Law.
 - (b) the constitution, functions and procedure of the authorities and constituent bodies of the College and other matters relative to such authorities and bodies;
 - (c) the procedure for the appointment, terms and conditions of service and the exercise of disciplinary control over the academic staff, the administrative and other staff of the College;
 - (d) the affiliation or admission to the College of Education or research institutions and the establishment of affiliated institutions;
 - (e) the admission of students, their discipline and welfare;
 - (f) the conferment of Fellowships and such academic honours and distinctions of the College;
 - (g) all other matters which under the provisions of this Law may be authorized or required to be prescribed or regulated by Statutes and, in addition, all such other provisions consistent with this Law as it may be deemed proper to make for the governance of the College, its members, authorities and other constituent bodies or otherwise and for carrying out the work of the College and for the promotion of its objects.

First Schedule.

- (2) The Statutes contained in the First Schedule to this Law shall be the first Statutes of the College, and shall be deemed to have been made under the provisions of this Law, and shall continue in force until such time as they may hereafter be amended, revoked or replaced by statutes made in the manner hereinafter prescribed.
- (3) The power to make Statutes shall not be limited by or with reference to, the first of any subsequent Statutes or to the subject

matters thereof.

Mode of Exercising Power to Make, Amend or to Revoke Statutes.

20. (1) Statutes shall be made, amended or revoked by the Board and the Council with the approval of the Visitor.
- (2) Proposals for the making, amendment or revocation of Statutes may be initiated by either the Board or the Council and whosoever initiated the proposals, such proposals shall become Statutes and effective only where they have received;
- (a) approval at a meeting of the Board by the votes of at least two-thirds of the members present and voting, being not less than one-half of the total membership of the Board for the time being;
 - (b) approval at a meeting of the Council by the votes of at least two-thirds of the members present and voting, being not less than one-half of the total membership of the Council for the time being;
 - (c) approval of the visitor.
- (3) Every Statute or the amendment or Revocation of any statute shall be in full force and effect as from the day upon which the assent of the Visitor is given to the same or from such other date as may be specified in the Statute or, in the case of a Statute falling within sub-section (2) of this Section, on the date on which it is approved by the Visitor.
- (4) A statute may be proved in any Court by the production of the copy or its gazette or publication by the Registrar.

Ordinances.

21. (1) Subject to the provision of this Edict and of the Statutes, the Council, either acting in accordance with the recommendation of or after consulting with the Board, may from time to time make ordinances for the purpose of:
- (a) further prescribing or regulating any matters prescribed or regulated by Statutes where the Statutes require such matters shall be further prescribed or regulated by Ordinances;
 - (b) exercising or prescribing the manner of exercising, except where expressly or by necessary or by context does not so permit, any function conferred or imposed upon the Council by this Law;

- (c) prescribing or regulating any matters which though relating to the academic affairs of the College are agreed by both the Council and the Board to have such financial implications as would make them appropriate subjects for provision by ordinance;
 - (d) prescribing or regulating any other matter which may be authorized or required by this Law to be prescribed or regulated by Ordinances.
- (2) Ordinances may add to, amend, or revoke the Ordinances from time to time in force.
 - (3) Every Ordinance shall take effect as from the day on which it is made by resolution of the Council or from such other date as may be specified in the Ordinance.

Regulations.

- 22. (1) Subject to the provisions of this Law, the Statutes and Ordinances, the Board may from time to time make Regulations for the purpose of exercising any function conferred or imposed upon the Board by this Law, or prescribing or regulating any matter which may be authorized or required by this Law to be prescribed or regulated by Regulation.
- (2) Regulations may add to, amend or revoke the Regulations from time to time in force.
- (3) Regulations shall take effect as from the day on which they are made by the Board or from such other date as may be specified in the Regulations.

Conflict of Provisions.

- 23. In the event of:
 - (1) any Statute being inconsistent with the provisions of this Law or any other Law, or
 - (2) any Ordinance being inconsistent with the provisions of this Law or any other Law or Statutes, or

- (3) any Regulation being inconsistent with the provisions of this Law or any other Law, Statute or Ordinance;

then, in respect of subsection (1), the provisions of this Law, in respect of subsection (2), the provisions of this Law or the Statute, and in respect of subsection (3), the provisions of this Law, the Statute or the Ordinance, as the case may be, shall prevail and such Statute or Ordinance or Regulation as mentioned respectively in those subsections, shall, to the extent of their inconsistency, be void.

Power of Visitor to Decide Meaning of Statutes.

24. (1) In the event of any doubt or dispute arising at any time as to the meaning of provision of a Statute, the matter may be referred to the Visitor, who shall take such advice and make such a decision thereon as he shall think fit in accordance with relevant laws.
- (2) The foregoing provision of this Section shall apply in relation to any doubt or dispute as to whether any matter is for the purposes of this Law an academic or a non-academic matter as they apply in relation to any such doubt or dispute as mentioned in sub-section (1) of this Section.

PART IV

RESIDENCE AND DISCIPLINE.

General Powers of Council in Relation to Discipline and Order.

25. Subject to the provisions of this Law, the Statutes, Ordinances and Regulations, Council shall have power to deal with all matters relating to the maintenance of discipline and order in the College in such manner as Council may deem appropriate and whether or not such matters are referred to Council by the Provost.

Removal of Officers and Staff.

26. (1) The appointing authority may remove from office any officer or staff of the College (excluding the Provost), subject to any such provisions as may be made by Statutes and Ordinances in that behalf.

- (2) Notwithstanding the provisions of sub-section (1) of this Section, any member of the academic staff or the Administrative Staff:
- (a) who is appointed after or allowed to continue in employment beyond any retiring age prescribed by the Council, or
 - (b) whose employment is temporary, part-time or probationary, or
 - (c) whose appointment is not intended to continue till retiring age;

may be removed from office in accordance with the terms of his contract of service or in exercise of powers of disciplinary control conferred in that behalf in or by virtue of this Law.

- (3) Any other staff may be removed from office in accordance with the terms of his contract of service or in the exercise of powers of disciplinary control conferred in that behalf in or by virtue of this Law
- (4) In this Section, “appointing authority” means the person or authority that has power to appoint the Deputy Provost, and other officers of the College, or any member of the academic or administrative staff, as the case may be.

Functions of the Provost.

27. The Provost shall exercise such functions as may be conferred or imposed upon him by this Law, the Statutes, Ordinances and Regulations, and shall, subject to the provisions of this Law, exercise general supervision over discipline in the College (including in particular the exercise of disciplinary control over students) in such manner the Provost may deem appropriate.

Power of Provost in relation to Discipline.

28. (1) Subject to the provisions of this Section, where it appears to the Provost after due investigations that any student of the College has been guilty of misbehaviour, the Provost may, without prejudice to the exercise of any other disciplinary powers conferred on him by this Law, Statutes, Ordinances or Regulations, direct:
- (a) that the student shall not, during such period as may be specified in the direction, participate in such activities of the College, or make use of such facilities of the College, as may be so specified, or
 - (b) that the activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified or

- (c) that the student be rusticated for such period as may be specified in the direction, or
 - (d) that the student be compelled to live outside the College for a definite period of time.
- (2) Where a direction is given under paragraph (c) of subsection (1) of this Section, the student concerned may appeal against the direction to Council which may, after causing such inquiry to be made into the matter as it may consider appropriate, either confirm or set aside the direction, or alter it in such manner as it may think fit.
 - (3) The fact that an appeal against a direction has been brought in pursuance of sub-section (2) of this Section shall not affect the operation of the direction pending the determination of the appeal.
 - (4) The Provost may delegate any of his powers to discipline students under this section to a Disciplinary Board consisting of such members of the College as he may nominate.
 - (5) The Provost may empower the head of a Hall of Residence or other similar institutions of the College to discipline students, other than by way of rustication or expulsion from the College, for any breach of Hall rules, provided that any such delegation shall be revocable at will and shall not preclude the Provost from exercising any of these powers himself.
 - (6) Nothing in this Section shall be construed as precluding the restriction or termination of a student's activities or attendance at the College other than on the grounds of misbehaviour.
 - (7) Council, acting in accordance with the advice of the Provost and the College Academic Board, may make Ordinances governing the discipline of students and may prescribe in such Ordinances what acts or omissions on the part of a student shall, for the purpose of this Section, constitute "misbehaviour", and until such Ordinances are made, the expression "misbehaviour" shall mean any such act or omission which is in contravention of the Matriculation Oath sworn to by the Student.

Power of Council to Suspend Students, College Activities, etc.

- 29. Notwithstanding anything contained in Section 27 or 28 of this Law, the Council shall have power to discipline any student, class of students, or all students of the College in such manner, whether by way of rustication, expulsion or otherwise, and to suspend the academic and other activities of the College, or any part thereof for such period, as Council may deem appropriate, where in the opinion of Council, good order and discipline in the College has been or is likely to be prejudiced

by any act or omission on the part of such a student or students and Council is satisfied that the situation so created has not been or cannot be dealt with effectively or at all by the exercise of any other powers to discipline students conferred by the foregoing provisions of this Part.

Provided that Council may suspend the academic and other activities of the College or any part thereof only where Council, after considering a report in that behalf from the Board, is satisfied that in the circumstances prevailing at the material time, the same cannot continue to be carried on effectively or in the overall interest of the College.

Residence.

30. (1) Council may require that any member of the academic staff or the administrative staff shall live within the College precincts in the accommodation provided for the purpose.
- (2) The Provost may require that any student shall live in a Hall of Residence provided for the purpose and under such conditions of residence as may from time to time be prescribed by Statute or Ordinances.

Protection of the College Estate.

31. (1) The Provost shall have responsibility for ensuring that peace and order are maintained within the precincts of the College Estate and it shall be lawful for the Provost to take such action at all times as he may deem necessary or expedient to maintain peace, protect property, promote and protect the safety and welfare of the students and staff resident within the Estates.
- (2) The Provost may by Ordinance make provisions for the purpose of any of the matters mentioned in sub- section (1) of this Section.

PART V

FINANCIAL PROVISIONS.

Finance and General Purposes Committee.

32. (1) The Council shall constitute a Committee of the Council to be known as the Finance and General Purposes Committee which,

the Committee, subject to the directions and supervisions of the Council, shall exercise control over the property and expenditure of the College and perform such other functions of the Council as the Council may from time to time delegate to it.

(a)

- (2) The constitution of the Finance and General Purposes Committee and its functions shall be such as may be prescribed by Statutes.

Bank Accounts.

33. Council shall arrange that all Bank Accounts, monies received on account of the College shall be paid into such banks as may be approved by the Council to the credit of one or other of the accounts of the College to be opened with such a bank or banks in accordance with the directions of the Council.

Financial Year, Accounts, etc

34. (1) Council shall fix the financial year for the purpose of the accounts of the College.
- (2) Council shall ensure that:
 - (a) proper accounts of the College are kept;
 - (b) the accounts of the College are audited annually;
 - (c) an annual report is published by the College together with the certified copies of the said audited accounts.

Annual Estimates.

35. (1) The estimates of income and expenditure for each financial year shall be presented by the Provost to the Council before the beginning of each financial year: Provided that, the Provost may, during any financial year present and the Council may approve supplementary estimates of income and expenditure.
- (2) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct.

Gifts, Donations etc.

36. (1) The Council may on behalf of the College accept grants, gifts, testamentary dispositions or otherwise, property and monies in aid of the finances of the College on such conditions as it may approve.
- (2) Registers shall be kept of all donations to the College including the names of donors and any special conditions under which any donation may have been given.

- (3) All property, money or funds donated for any specific purpose shall be applied and administered in accordance with the purpose for which they are donated and shall be accounted for separately.

General Fund of the College.

37. (1) There shall be a general fund of the College which shall consist of the following:-
- (a) grants-in-aid;
 - (b) fees;
 - (c) income derived from investments;
 - (d) gifts, legacies, endowments and donations not accepted for a particular purpose;
 - (e) income derived from the exercise of any functions conferred or imposed on the College by this Law;
 - (f) internally generated funds from consultancies, part-time programmes, and other projects;
 - (g) all other monies belonging to the College from whatsoever source derived.
- (2) The general fund shall be applied for the purpose of the College.

Audit.

38. Subject to the provision of sub-section (2) of Section 34 of this Law, the Council shall cause the accounts of the College to be audited as soon as may be after the end of each financial year or for any such other period as the Council may require.

Retirement Benefits, Superannuation etc.

39. Provision may be made by Statutes for the contribution by the College to any superannuation fund or other similar scheme or for the establishment of any other retirement benefits scheme for the benefit of members of staff.

GENERAL PROVISIONS.

Execution and Issuance of Instruments.

40. (1) Any contract or instrument which, if entered into or executed by a person not being a body corporate, would not require to be under seal, may be entered into or executed without being sealed on behalf of the College by any person generally or specially authorized by the College for that purpose.
- (2) Any document purporting to be one duly executed or issued under the seal of the College or on behalf of the College shall, unless the contrary is proved, be deemed to be document so executed or issued as the case may be.

Service of Notice etc.

41. Service upon the College of any notice, order or other document may be effective by delivering the same or by sending it by registered post addressed to the Registrar.

Restriction of Suits and Execution.

42. (1) No suit shall be commenced against the College before the expiration of a period of one month after written notice of intention to commence the suit has been served on the College by the intending claimant or his agent and the notice shall clearly and explicitly state the cause of action, the particulars of claim, the name and place of abode of the intending claimant and the relief which he claims.
- (2) For the avoidance of doubt, no suit shall be commenced against an officer or servant of the College, in any case where the College is vicariously liable for any alleged act, neglect or default of the officer or servant in the performance or intended performance of his duties, unless one month at least has elapsed after written notice of intention to commence same shall have been served on the College by the intending plaintiff or his agent.
- (3) In any action or suit against the College, no execution or attachment or process in the nature thereof shall be issued against the College, but any sum of money which may, by the judgment of the Court, be awarded against the College shall, subject to any directives given by the College, be paid from the general fund of the College.

Disputes as to appointment, election etc.

43. (1) If any question arises whether any person has been duly appointed, elected, selected, nominated, or accepted as or whether any person is entitled to be a member of the College or a member of the authority or other body of the College, the question shall be referred to the Council for determination.
- (2) Without prejudice to any other reasonable and proper method of bringing matters affecting members of the College to the notice of the Visitor for any direction which he may think fit, any officer of the College mentioned in paragraphs 1-5 of Statute 20 or any member of the academic staff or the administrative staff or any other staff of the College under sub-section (1) of this Section may appeal to the Visitor through the Council.
- (3) The Visitor shall have power to confirm, vary or quash the determination of the Council and to remit the matter to the Council with such directions as the Visitor may think fit for giving effect to the determination of appeal:
Provided that any appeal under this section shall be submitted by the

Officer or other staff of the College aggrieved by the determination within twenty-one days of the making of the determination.

Vacancy, defect in appointment etc., not to invalidate proceedings.

44. No resolution or proceeding of any authority or other body of the College established by or in pursuance of any provisions of this Law shall be invalidated merely by reason of the existence of a vacancy or of vacancies in the membership of such authority or body or by reason of any defect in the appointment, elections, selections, nomination or co-option of a member thereof or by reason that any person(s) not entitled to do so took part in the proceedings.

Committees Generally.

45. (1) The Council, the Board, the Board of any School, and any body of persons established by or in pursuance of the provisions of this Law may, as the case may be, establish such Committee or Committees for the purpose of their respective functions as they may think fit. Unless otherwise expressly provided, any Committee may consist partly of persons who are and partly of persons who are not members of the Council, the Board, or the Board of any school or such body of persons established by or in pursuance of the provisions of this Law, as the case may be, and any such Committee may co-opt any person to participate in its proceedings but such person shall not have right to vote on any question. Subject to the provisions of this Law and the Statutes, the Council, the Board, the Board of any School and such other body of persons established by or in pursuance of the provisions of this Law may respectively with or without restrictions or conditions as they think fit, delegate any of their powers and duties to any Committee.
- (2) Except as may otherwise be provided by Statutes, Ordinances, or Regulations, the quorum and procedures of any Committee shall be such as may be determined by the body establishing the Committee.

Resignation and Re-appointment.

46. (1) Any person who has been or is deemed to have been appointed, elected, nominated or otherwise selected to any office established

by or in pursuance of any provisions of this Law may resign from that office by writing under his hand addressed to the person or authority by whom he was or is deemed or otherwise selected.

- (2) The resignation of any person from any such office shall take effect either on the date when the writing signifying same is received by the person or authority to whom it is addressed or by any person authorized by that person or authority to receive it or else on some other date specified therein or as otherwise permitted by Law.
- (3) Any person who has resigned his office shall, if not disqualified, be entitled to be re-appointed, re-elected, re-nominated or otherwise re-selected to the same.

Declaration of Interest by Members of College.

47. Any member or any authority or other body of the College established by or in pursuance of any provisions of this Law who has a personal interest in any matter proposed to be considered by that authority or body shall forthwith disclose such interest to the authority or body and shall not vote or otherwise participate in any decision on any question relating to that matter.

Preliminary Investigation in Respect of Land Required by the College.

48. (1) Whenever it appears to the College that any land in any part of the State or in any part of the Federal Republic of Nigeria is likely to be required for its purposes, the College may, by its servants and agents, together with all necessary workmen, enter upon any such land and-
 - (a) survey and take levels of the land;
 - (b) dig or bore under the sub-soil; and
 - (c) do all other acts necessary to ascertain whether the land is adopted for such purposes;
 - (d) clear, set out and mark the boundaries of the land in respect of which it is proposed to make an application under sub-section (1) of Section 49:

Provided that no such agent, servant of workman shall enter any land except with the consent of the occupier thereof and unless at least seven days notice of the intended entry has been given to such occupier.

- (2) As soon as it is convenient after any entry made under sub-section (1) of this section, the College shall pay compensation for all damage (s) arising out of any power conferred by that sub-section.
- (3) In the case of dispute as to the amount of any compensation payable under this section the amount may be determined by the High Court or Customary Court having jurisdiction in respect of the place where the land is situated.

Compulsory Acquisition of Land.

49. (1) Whenever there is any hindrance to acquisition by the College of any land required for its purpose, including any failure by the College to reach agreement as to the amount to be paid in respect of the acquisition, the Governor, upon the application of the College and after such inquiry as he may think fit may declare that the land is required for the purpose of the College.
- (2) Upon such declaration being made, the land to which it relates shall be deemed to be land required for a public purpose within the meaning of the Land Use Act, 2004 and the Governor may cause action to be taken by the appropriate authority for the purpose of acquiring the land for the College.
- (3) Where any land which has been the subject of a declaration under sub-section (1) of this section has been acquired, the appropriate authority may vest such land in the College by means of a Certificate under its hand and seal;

Provided that the College shall not sell, demise, mortgage, charge or otherwise alienate any land or any interest in any land vested in the College under the provisions of this sub-section without the consent of the Council.

- (4) The compensation, if any, payable under the Land Use Act, for the acquisition of any land under this section shall, in the first instance be paid by the State, but the State may require the College to refund to the State any compensation so paid and all incidental expenses incurred by the State.
- (5) In this Section - the “appropriate authority” means the power under the Land Use Act to acquire land for public purposes of

Ekiti State.

Exemption from Stamp Duties and Registration Fees Cap.S5, Cap.L3

50. Stamp and registration fees under the Provisions of the Stamp Duties Law and the Land Instruments Registration Law respectively shall not be payable in respect of any transfer of any property, rights or liabilities to the College by virtue of the provisions of Section 48 or 49 of this Law.

Power to make proposals for amendment of this Law.

51. Proposal for amendment to this Law may at a joint meeting of the Council and the Board be made to the Visitor provided that the proposals for amendments have been passed by a majority of not less than three fourths of all the members present and voting at the meeting thereat.

Exemption of Statutes, Ordinances and Regulations from Section 22 of Cap. 123 LFN.

52. Nothing in Section 22 of the Interpretation Act Cap. 123 of the Laws of the Federation of Nigeria, 2010 shall have effect to the making and operation of Statutes, Ordinances and Regulations made in pursuance of this Law but the powers conferred by this Law to make Statutes, Ordinances and Regulations are, for the avoidance of doubt, hereby declared to include powers to amend, revoke, and replace the same.

PART VII

TRANSITIONAL PROVISIONS.

Transfer of Property etc. to the College.

53. (1) All property held by or on behalf of the Council established under the College of Education, Ikere-Ekiti Law, 1990 and any other Laws whether or not they have been repealed shall, by virtue of this sub-section and without further assurance, vest in the College and be held by it for the purpose of the College.

Ondo State of Nigeria Notice No.24 of 19th April, 1990, Gazette No.12, Volume 15, Pages 97-99, Registered and dated 31st July, 1990 and filed as No.4 on page 4 in the volume at the Land Registry, Akure.

- (2) The parcel of land referred to in sub-section (1) of this Section is all that parcel of land acquired by the then Ondo State Government, the ownership of which devolved on Ekiti State of Nigeria on its creation on Oct. 1st 1996, and any other parcel of land acquired thereafter.

- (3) Without prejudice to the generality of sub-section (1) of this Section:
- (a) reference in that sub-section to property held by the Council shall include a reference for the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the Council;
 - (b) all debts and liabilities of the Council outstanding shall become debts and liabilities of the College;
 - (c) all agreements, contracts, deeds and other instruments to which the Council was a party shall, so far as possible and subject to any necessary modifications; have effect as if the College had been a party thereto in place of the Council;
 - (d) documents not falling within paragraph (c) of sub-section (3) of this section including enactments which refer whether specially or generally to the Council, shall be construed in accordance with that sub-paragraph so far as applicable;
 - (e) any legal proceedings or application to any authority pending by or against the Council may be continued by or against the College.

Registration and Transfer.

54. If the Law in force at the place where any property transferred by this Law is situated provides for the registration or transfer of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the Law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees or any other matter) apply with necessary modifications to the transfer of the property aforesaid; and it shall be the duty of the body to which any property is transferred by this Law to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly;

Transfer.

55. (1) The first meeting of the Council shall be convened by the Chairman of Council on such date and in such manner as he may determine.
- (2) The persons who were members of the Council shall be deemed to

constitute the Council established under this Law until the date when the Council set up under Statute 9 shall have been duly constituted.

- (3) The persons who were members of the Board of the College shall be deemed to constitute the Board of the College until the date when the Board as set up under Statute 11 shall have been duly constituted.
- (4) Subject to any regulations which may be made by the Board after the date on which this Law is made, the Schools, School Board, other Boards and students of the College as constituted shall, on that day become schools, school Boards, other Boards and students of the College as reconstituted by this Law.
- (5) Persons who were Deans or Vice-Deans of Schools, or Directors of institutes or members of School Boards or any other boards shall continue to be Deans or Vice Deans or Directors or members of the corresponding teaching and research units, until new appointments are made in pursuance of the Statutes.
- (6) Any person who was member of staff of the College as established under 1990 College of Education Laws repealed under Section 56 or otherwise employed by the Council under the said Law shall become the holder of an appointment at the College with the status, designation and functions which correspond as nearly as may be to those which appertained to him as a member of that staff or as such an employee.

Repeal.

56. College of Education, Ikere-Ekiti Law 1990 is hereby repealed.

PART VIII MISCELLANEOUS.

Interpretation

57. In this Law, unless the context otherwise requires:-
"Academic Staff" includes the Provost, Professors, Chief Lecturers, Principal Lecturers, Senior Lecturers, Lecturer I, Lecturer II, Lecturer III, Assistant Lecturers, Graduate Assistants, Instructors, Librarians and such other persons in the employ of the College engaged in teaching or research therein as the Council acting in accordance with the recommendation of the College Academic Board, may from time to time grant the status of members of the academic staff of the College.
"Academic Year" means such period not exceeding twelve consecutive

months as the Board may, from time to time so designate.

“**Administrative Staff**” means persons in the employ of the College, other than the academic staff, who hold administrative, professional or technical posts designated by the Council as senior posts.

“**Appointed day**” means the day on which this Law comes into force.

“**Alumni Association**” means any association recognized by Council as being representative of former and existing students who are graduates of the College.

“**Board**” means The College Academic Board established under section 13 of this Law.

“**Bursar**” means a person appointed Bursar by the Council by virtue of Section 10(2) of this Law.

“**College**” means College of Education, Ikere-Ekiti established under Section 1 of this Law.

“**Congregation**” means the Congregation of the College established under Section 16 of this Law.

“**Convocation**” means an assembly of the College established under Section 17 of this Law.

“**Council**” means the College of Education Council, Ikere-Ekiti, established under Section 12 of this Law.

“**Deputy Provost**” means the person approved for such post by Council by virtue of Section 9 of this Law.

“**Fees**” mean any monies, chargeable and approved by the College or the Council as may be appropriate, and payable by students per semester or per session, for tuition, boarding and such other requirements.

“**Functions**” include powers and duties.

“**Government**” means the Government of Ekiti State of Nigeria.

“**Graduate**” means a person to whom a Certificate or Diploma has been awarded, or on whom a degree, other than an Honorary Degree or Fellowship has been conferred by the College and any other person as may be designated as a graduate by Council, acting in accordance with the recommendation of the College Academic Board.

“**Governor**” means the Governor of Ekiti State of Nigeria.

“**He / His**” means both male and female gender.

“**Junior Staff**” means any person in the employ of the College who is on salary structure 01 to 05.

“**Liberian**” means somebody appointed as Liberian by virtue of Section 10 (3) of this Law.

"Management Committee" means the Committee which comprises the Principal Officers, the Director of Works and Maintenance Services, the Director of Health and Medical Services and any other member so designated by the committee.

"Moderating Body" means National Commission for Colleges of Education (N.C.C.E).

"The Ministry" means Ekiti State Ministry of Education.

"Notice" means notice of writing.

"Officers" means those persons in the employ of the College who are members of the Academic or Administrative Staff.

"Ordinance" means any ordinance of the College made by Council pursuant to the provisions of this law or the Statute.

"Other Staff" means persons in the employ of the College who are not members of the academic staff or administrative staff.

"Prescribed" means prescribed by this Law, or by Statutes, Ordinances or Regulations of the College.

"Principal Officers" means the Provost, the Deputy Provost, the Registrar, the Bursar and the College Librarian.

"Provost" means the person appointed Provost by the Visitor by virtue of Section 8 of this Law.

"Registrar" means the person appointed Registrar by the Council by virtue of Section 10(1) of this Law.

"Regulations" means any Regulations of the College made by the College Academic Board pursuant to the Provisions of this Law and the Statutes.

"Statutes" means the Statutes the College set out in the schedule to this Law or made hereafter under the provisions of this Law.

"State" means Ekiti State of Nigeria.

"Student" means a person who has been registered as a student of the College during a current academic year for a certificate or diploma, or first degree course or such other qualification of the College as may be approved by the College Academic Board as qualifying a person for the status of a student.

"Teachers" include a person appointed as a member of staff of the College on full- time or part-time teaching duties and other persons employed as instructors or on research duties in the College and are required to teach.

"Undergraduate" means a person registered as a student undergoing a

course of studies for a first degree of the College or such other courses in the College as may be approved by the College Academic Board as qualifying a student undergoing it for the status of an undergraduate.
"Visitor" means the Governor of Ekiti State.

Citation.

58. The Law may be cited as the College of Education, Ikere-Ekiti Law, 2019.

COLLEGE OF EDUCATION, IKERE-EKITI LAW, 2019

**FIRST SCHEDULE
(SECTIONS 19, 21 AND 23)**

STATUTES, ORDINANCES AND REGULATIONS OF THE COLLEGE.

STATUTE 1: DEFINITIONS.

- (1) In these Statutes -
 - (a) "the Law" means College of Education, Ikere-Ekiti Law.
 - (b) Words used shall have the same meaning as in the Law.
- (2) Words defined in the Law and the Statutes shall, unless the context otherwise requires, have the same meaning in the Ordinances and in the Regulations.

STATUTE 2: MEMBERS OF THE COLLEGE.

- (1) The members of the College shall be:
 - (a) the members of the Council;
 - (b) the Principal Officers of the College;
 - (c) the members of the Academic Staff;
 - (d) the members of the Administrative Staff and Technical Staff;
 - (e) the Junior Staff;
 - (f) other Staff;
 - (g) the Students;
 - (h) such other persons as may by Statutes be granted the Status of Members.

STATUTE 3: PRINCIPAL OFFICERS OF THE COLLEGE.

- (1) The Principal Officers of the College shall be:
 - (a) the Provost;
 - (b) the Deputy Provost;
 - (c) the Registrar;
 - (d) the Bursar;
 - (e) the Librarian.

STATUTE 4: THE CHAIRMAN OF COUNCIL.

- (1) The Chairman of Council shall be appointed by the Visitor.

- (2) The Chairman of Council unless he resigns or he is removed from office in accordance with Statute 20 shall hold office for one term of four years only.
- (3) The Chairman of Council shall preside at its meetings, and shall perform such other functions as may be prescribed by Law.
- (4) The Chairman of Council shall preside over the Committee meetings of Council of which he is a member and of the joint Council and Board Committee meetings.
- (5) The Chairman of Council may exercise any functions specially delegated to him in this law or in writing by the Visitor in pursuance of any provisions in this Law.

STATUTE 5: THE PROVOST

- (1) The Provost shall be appointed by the Visitor after a recommendation by the Council in that respect in accordance with Statute 19 (1) and (2)
- (2) The Provost shall hold office for a period of four years in the first instance and upon such terms as shall, subject to the Law and the Statutes, be determined by the Visitor until he resigns or he is removed from office in accordance with Statute 20 and unless so removed, he shall be eligible for re-appointment for a second term not exceeding four years. His terms of office and other conditions of service not already provided for by Statute shall be in a contract under the seal of the College as a party thereto.
- (3) The Provost shall exercise general supervision over the College and shall have a general responsibility to the Council for maintaining and promoting the efficiency and good order of the College and it shall be the duty of the Provost to see that the provisions of this Law and the Statutes, Ordinances and Regulations are observed, and he may exercise such powers as may be necessary or expedient for that purpose.
- (4) The Provost shall by virtue of his office, be a member of the Council, the Board, the Schools, Institutes, and of any Board of Committee appointed by any of these bodies.
- (5) The provost may refuse to admit any person as a student without assigning any reason. He shall have power to suspend any student from any class or classes and may exclude any student from any part of the College or its precincts for purposes of maintaining discipline, order and peace in the College. He shall report every such suspension or exclusion to the Council and the Board at their meeting which immediately follows such suspension or exclusion.

- (6) In the discharge of his responsibility for the discipline of students in the College, the Provost shall have power to issue written instructions which, on their being issued, shall come into force but shall be submitted by him to the Board and the Council for ratification with such modification, if any, as the Council may deem necessary.
- (7) The Provost shall be at liberty to resign his appointment on giving the Visitor, through the Chairman of Council at least six calendar
- (8) months' notice ending on the 30th day of September.

STATUTE 6: THE DEPUTY PROVOST.

- (1) The Deputy Provost shall be member of the Board, holding the post not lower than that of a Chief Lecturer of the College or any such equivalent post that may be so designated from time to time and shall be appointed by Council upon nomination by the Provost in consultation with the Board. The appointment shall be made within six months of the appointment of a substantive Provost.
- (2) The Deputy Provost shall hold office for a term of two years until he resigns or ceases to be member of the Board as defined in Section 1 of this Statute or he is removed from office in accordance with Statute 20, and unless so removed, he shall be eligible for re-appointment provided that no person shall hold office as Deputy Provost for more than two consecutive terms, excluding any period of which he may have been appointed under paragraph 3 of this Statute.
- (3) If the Office of the Deputy Provost becomes vacant by reason of his death or resignation or for any other cause before the expiration of his tenure of office, the Provost, after consulting the College Academic Board, shall nominate to Council a qualified member of the Academic Board who shall be appointed as a successor and shall hold office during the unexpired tenure of his predecessor.
- (4) The Deputy Provost shall act for the Provost in his absence.

STATUTE 7: THE REGISTRAR, BURSAR AND THE LIBRARIAN.

- (1) (1) The Council shall appoint the Registrar in accordance with the recommendation of a Joint Committee of the Council and the

Board as provided in paragraph 3 of Statute 19 and on such remuneration and other terms and conditions as the Council may determine.

- (2) The Registrar, who shall be a full-time officer, shall be the Chief Administrative Officer of the College and shall be responsible to the Provost for the day-to-day administration of the College except as regards matters for which the Librarian and the Bursar are responsible in accordance with sub-paragraph (3) of paragraph (2) and of sub-paragraph (3) of paragraph (3) of the Statute.
 - (3) The Registrar shall hold office for a period of four years in the first instance and upon such terms as shall, subject to the Law and the Statute be eligible for re-appointment for a second term not exceeding four years.
 - (4) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council and to the Board.
- (2) (1) The Council shall appoint a Bursar, in accordance with paragraph 3 (2) of Statute 19.
 - (2) The Bursar shall hold office for a period of four years in the first instance and upon such terms as shall subject to the Law and Statutes be eligible for re-appointment for a second term not exceeding four years and on such remuneration and other terms and conditions as the Council may determine.
 - (3) The Bursar shall be a full-time officer and shall be responsible to the Provost for the day-to-day administration and control of the financial affairs of the College.
- (3) (1) The Council shall appoint a Librarian in accordance with paragraph 3(2) of Statute 19.
 - (2) The Librarian shall hold office for a period of four years in the first instance and upon such terms as shall subject to the Law and Statutes be eligible for re-appointment for a second term not exceeding four years and on such remuneration and other terms and conditions as the Council may determine.

- (3) The Librarian shall be a full time officer and shall be responsible to the Provost for the administration of the College Library and the coordination of Library services in the College.
4. Any question as to the respective scope of the responsibilities of the Librarian and the Bursar shall be determined by the Provost

STATUTE 8: AUDITORS.

- (1) No firms shall be appointed as Auditors;
 - (a) where any of whose partners is a member of the Council or staff of the College; or
 - (b) which does not consist of competent accountants of high standing in the active practice of their profession.
- (2) A firm of Auditors appointed shall hold office for one year at a time and shall be eligible for re-appointment for not more than two additional years and shall receive such remuneration as the Council shall determine.
- (3) The firm of Auditors shall audit the annual or other statement of income and expenditure, the balance sheet and other accounts of the College and shall make a report to the Council as it may require.
- (4) The firm of Auditors shall have a right of access at all reasonable times to the books, records, accounts, and vouchers of the College and shall be entitled to require from the officers and members of staff of the College such information and explanations as may be necessary for the performance of its duties.
- (5) If the office of Auditor shall become vacant for any cause before the expiration of his period of office, the Council shall forthwith appoint another independent firm of Auditors in its place for the remainder of such period.
- (6) A firm of Auditors may resign by writing addressed to the Council.
- (7) The Auditors may be removed from office for good cause by the Council.

STATUTE 9: THE COUNCIL.

- (1) The Council shall consist of the following members:
 - (a) the Chairman of Council;
 - (b) five persons appointed by the Ekiti State Government, representing various interests;
 - (c) the Permanent Secretary, Ekiti State Ministry of Education or his representative;
 - (d) the Permanent Secretary, Ekiti State Ministry of Finance, or his representative;
 - (e) the Permanent Secretary, Political and Economic Affairs Department, Governor's Office, Ekiti State;
 - (f) the Provost;
 - (g) the Deputy Provost;
 - (h) Registrar who shall be the Secretary to the Council;
 - (i) two members of the College Academic Board elected by the Board;
 - (j) one member of the Congregation elected by the congregation;
 - (k) one member of the Alumni Association of the College elected by the Association.

- (2) The period during which members of the Council respectively shall hold office shall be as follows:
 - (a) the Chairman of Council, shall hold office in accordance with Statute 4 (2);
 - (b) every member appointed under sub-paragraph (b) of paragraph 1 of this Statute shall hold office for a period of four years;
 - (c) every member appointed under sub-paragraphs (c), (d), and (e), of paragraph 1 of the Statute shall hold office during the time they hold their respective official positions;
 - (d) the Provost, Deputy Provost and the Registrar shall hold office during the time they hold their respective positions in the College;
 - (e) every member elected under sub-paragraphs (i), (j), and (k) of this Statute shall hold office for a period of two years;
Provided that any member so elected shall cease to be a member of the Council if he ceases to be a member of the body which elected him or if the Council is dissolved.

- (3) (1) A person ceasing to hold office as a member of the Council otherwise than by removal for good cause as defined in paragraph 7 (3) of Statute 20 shall be eligible for re- appointment or re- election as a member.
- (2) All causal vacancies shall be filled by the body which appointed or elected the person whose place has become vacant and the person so appointed or elected shall be a member only for the unexpired portion of the period of office of his predecessor.
- (3) One-third of the members of the Council including at least 2 appointed members shall form a quorum.
- (4) The method for the election of the members of the Council under sub-paragraphs (f) and (g) of paragraph 1 of this Statute shall be prescribed by Ordinance.
- (5) In the absence of the Chairman of the Council at a meeting an appointed member elected on the floor of the Council shall be the Chairman.

Provided the Chairman of the Council indicates in writing to the Registrar such absence and consents that the meeting takes place in his absence.

- (6) The Council may regulate its own procedure.
- (7) Where the Council desires to obtain the advice of any person on any particular matter, it may co-opt such a person to be a member of such meeting or meetings as may be required and such person whilst so co-opted shall have all the rights and privileges of a member but shall not be entitled to vote on any matter.
- (8) The Council shall make financial provisions for the travelling and maintenance expenses of members of the Council when attending meetings of the Council or any Committee thereof.
- (9) A member of Council shall cease to be a member;
- (a) at the expiration of such period as may be set out in the instruction of his appointment; or
- (b) on his death; or

- (c) on conviction of a criminal offence involving fraud, dishonesty or moral turpitude; or
- (d) if the Governor is satisfied that he is unable for whatever cause, or that by reason of his behaviour, is unfit to discharge the functions of a member; or
- (e) upon resignation by notice in writing addressed to the Governor; or
- (f) on the dissolution of the Council.

STATUTE 10: THE FINANCE AND GENERAL PURPOSES COMMITTEE.

- (1) (1) The Finance and General Purposes Committee of the Council, in this Statute shall consist of:
 - (a) the Chairman of the Council who shall be the Chairman;
 - (b) the Permanent Secretary, Ekiti State Ministry of Education, or his representative;
 - (c) the Permanent Secretary, Ekiti State Ministry of Finance, or his representative;
 - (d) the Provost;
 - (e) two other appointed members of the Council;
 - (f) one other member of the Council appointed by the Council from among the persons elected to the Council by the College Academic Board and Congregation.
 - (g) the Deputy Provost;
 - (h) the Bursar;
 - (i) the Registrar/Secretary.
- (2) The members appointed under sub-paragraphs (f) and (g) of paragraph (1) of this Statute shall hold office for two years and shall be eligible for re-appointment.
- (3) Five members of the Committee including the Chairman shall form a quorum.
- (4) Subject to any directions that may be given by the Council, the Committee may regulate its own procedure.
- (5) Subject to any direction and control of the Council, the Committee may deal with and advise on matters relating to the finances, accounts, investments, property, insurance, business and generally the financial affairs of the College

and may also between meetings of the Council act on behalf of the Council in all matters in respect of which the powers of the Council are not otherwise specially delegated.

- (2) Without limiting the generality of the foregoing the functions of the Committee shall be:
 - (a) to consider and make recommendations to the Council on the draft annual estimates of income and expenditure for each financial year;
 - (b) to authorize supplementary estimates of income and expenditure subject to approval of the Council;
 - (c) to direct the form in which the annual estimates of income and expenditure shall be prepared;
 - (d) to cause proper accounts to be kept and to direct deposits and investments of monies belonging or appertaining to the College;
 - (e) to approve rules and procedures for the control of expenditure and administration of other financial matters;
 - (f) to consider and make recommendations to the Council on the terms and conditions of service of the academic staff, the administrative and technical staff and other staff of the College provided that the terms and conditions of service of the academic staff shall not be so considered except after a recommendation made by the College Academic Board.

STATUTE 11: THE COLLEGE ACADEMIC BOARD

- (1) The College Academic Board shall consist of the following members;
 - (a) the Provost, who shall be the Chairman;
 - (b) the Deputy Provost;
 - (c) all Professors and Chief Lecturers of the College;
 - (d) the Librarian;
 - (e) the Deans of Schools;
 - (f) the Heads, or acting Heads of Departments;
 - (g) five full-time members of the academic staff of the College, one representing each School of Study, other than those mentioned in sub-paragraphs (a) to (f) of this paragraph, elected by the congregation;
 - (h) the Registrar/Secretary.
- (2)
 - (1) The elected members of the Board shall hold office for two academic years and shall be eligible for re-election once only.
 - (2) Casual vacancies among the said members shall be filled as soon as may be convenient and in such manner as may be prescribed by the Board, and the person elected to fill a vacancy shall be a member of the Board for the unexpired portion of the period of office of his predecessor.

- (3) The method for the election of members of the Board by the Congregation under sub-paragraph (g) of paragraph 1 of this Statute shall be prescribed by Regulations.
- (3) When upon any special occasion, the Board desires to obtain the advice of any person on any particular matter, the Board may co-opt such person to be a member for a meeting or meetings as may be required, and such person whilst so co-opted shall have all the rights and privileges of a member but shall not be entitled to vote on any matter.
- (4) The Provost and Deputy Provost shall be ex-officio members of all Committees of the Board.
- (5) One third of the total membership of the Board for the time being shall form a quorum at its meetings.
- (6) The Board shall meet at least once a month.
- (7) The Board may regulate its own procedure.

STATUTE 12: THE SCHOOLS OF STUDY.

- (1) (1) There shall, subject to any Statute made after the appointed day, be the following schools in the College:
 - (a) the School of Education;
 - (b) the School of Arts and Social Sciences;
 - (c) the School of Sciences;
 - (d) the School of Languages;
 - (e) the School of Vocational and Technical Education.
- (2) The Board shall prescribe which departments and subjects of study shall form part of such School. A department, subject of study may, if the Board so directs, form part or be the responsibility of more than one school.
- (2) There shall be a Board in each School to be called School Board of Studies.
- (3) (1) Each School Board of Studies shall consist of the following:
 - (a) the Provost - Ex-officio member;
 - (b) the Deputy Provost - Ex-officio member;
 - (c) the Dean of the School - who shall be the Chairman;
 - (d) the Vice Dean of the School;

- (e) the Professors, Readers, Chief Lecturers, Principal Lecturers and Heads of the Departments comprising the School;
 - (f) such other full-time members of the academic staff of the Departments comprising the school as the Board may determine after considering the recommendation of the School Board of Studies;
 - (g) such other Professors, Readers, Chief Lecturers, Principal Lecturers and other Heads of Departments as the Board may determine after considering the recommendation of the School Board of Studies;
 - (h) such other persons within or outside the College as the Board may appoint after considering the recommendations of the School Board of Studies;
 - (i) representative of the Registrar shall be the Secretary.
- (2) The members of a School Board of Studies appointed under sub-paragraph one (f), (g) and (h) of paragraph 3 of this Statute shall hold office for one academic year and shall be eligible for re-appointment for another one year.
- (3) The membership of a School Board of Studies shall be reviewed by the Board at the first meeting of the Board in each academic year.
- (4) One third of the total membership of a School Board of Studies for the time being shall form a quorum.

ELECTION OF DEAN.

- (5) (1) The Dean of School shall be elected from among the highest ranking academic officers of the School of Study e.g. Chief Lecturers.
- (2) The tenure of office of the Dean of School shall be one term of two years only and he may be re-elected after a minimum of 2 years of his previous tenure of office.
- (3) The Secretary of the School Board of Studies, on behalf of the Registrar, shall conduct the election for the appointment of a Dean

of School and if for any reasons he is unable to act, the Registrar shall appoint a substitute.

- (4) Only teaching and research members of the School Board of Studies, as approved by the Board, shall be electors for the academic year in which the election of Dean of School is being conducted.
- (5) The election shall normally be held at the May meeting of the School Board of Studies.
- (6) The new Dean of School shall normally assume office on the first day of August following immediately after the election.
- (7) If a Dean or a Vice-Dean wishes to resign from office before the expiry date of his prescribed tenure, he shall submit a letter of resignation to the Provost who may accept the resignation and shall thereupon require the School Board of Studies to conduct an election in accordance with its regulations to fill the vacancy at either the next regular meeting of the School or at a special meeting of the School Board of Studies. The person so elected shall hold office for the unexpired tenure of office of his predecessor.
- (8) When there is no Professor, or Chief Lecturer, or the only Professor, or Chief Lecturer, or all the Chief Lecturers in a School decline to serve, or no candidate has been duly nominated, the Provost shall proceed to exercise his powers to appoint an acting Dean of School from amongst the other academic members of the School or from outside the School but within the College.
- (9) The Dean of each School shall be the Chairman at all meetings of the School when he is present. He shall be a member of all Committees and other Boards appointed by the School.
- (10) The Dean of a School shall exercise general superintendence over the academic and administrative affairs of the School. He shall present candidates for the awards of degrees, certificates, and other academic titles and distinctions in the subjects for which the school is responsible.

- (6) (1) A School Board of Studies shall have a Vice Dean for the School from among the full-time members of the academic staff in the School not less than the status of a Principal Lecturer.
- (2) The manner of appointment and terms of office and functions of a Vice-Dean shall be prescribed by Regulations.
- (7) (1) Subject to the Statute and Ordinances, a School Board of Studies shall have the following functions:
- (a) to manage and control, within the general academic policy established by the Board, all matters relating to the education, teaching and research in the subjects of study assigned to the School, including curricula and examinations, and to advise and report to the College Academic Board on these matters;
 - (b) to recommend to the College Academic Board examiners for appointment;
 - (c) to consider the progress and conduct of students in the School and to make reports thereon to the Board;
 - (d) to make recommendations for the award of certificates, diplomas, degrees, prizes and other academic titles and distinctions within the School;
 - (e) to set up a review Panel to assess the performances of its Academic Staff annually and the Panel shall have the responsibility of reporting directly to the appropriate Committee of Council or to the Council as the case may be;
 - (f) to discuss any matter relating to the work of the School and to submit recommendations thereon to the Board;
 - (g) subject to the approval of the Board, to constitute such Board of Studies within the School as it may deem necessary, and likewise to join two or more School Boards of Studies to constitute Joint Boards of Studies;
 - (h) to consider and report upon all matters referred or delegated to it by the Board.
- (8) The School Board of Studies may, subject to the approval of the Board, regulate its own procedure.

STATUTE 13: JOINT BOARD OF STUDIES.

- (1) A Joint Board of Studies may be appointed by the Board:
- (a) to deal with matters pertaining to a subject of study or

- a group of subjects of study;
 - (b) to deal with matters pertaining to more than one School of Study;
 - (c) to consider proposals referred to it by the Board for the establishment of a new School, Department or other units of Learning and Research in the College.
- (2) The terms of reference of a Joint Board of studies shall be as the Board may determine.

STATUTE 14: THE CONGREGATION.

- (1) The Congregation shall consist of:
- (a) the Provost, who shall be the Chairman;
 - (b) the Deputy Provost;
 - (c) all full-time members of the academic staff ;
 - (d) the Registrar;
 - (e) the Bursar;
 - (f) the Librarian;
 - (g) every member of the administrative and technical staff who holds a degree of any University or its equivalent, recognized for the purpose of this Statute by the Provost, not being an honorary degree.
- (2) It shall be the functions of Congregation:
- (a) to discuss and declare an opinion on any matter whatsoever relating to the College, including any matters referred to it by the Council or the Board;
 - (b) to communicate directly with the Council or the Board on any matter affecting the College;
 - (c) to receive information from time to time on the state of the College from the Provost;
 - (d) to elect one member of Congregation to the Council as prescribed in sub-paragraph (j) of paragraph 1 of Statute 9;
 - (e) to elect six members of Congregation to the Board as prescribed in sub-paragraph (g) of paragraph 1 of Statute 11.
- (3) The procedure for election of members of Congregation to the Council and to the Board shall be prescribed by Ordinance and Regulations respectively.

- (4) (1) There shall be at least one ordinary meeting of Congregation during each academic year.
- (2) One-third of the total membership of Congregation for the time being or thirty members of Congregation, whichever is the less, shall form a quorum
- (3) A certificate signed by the Provost specifying;
 - (a) the total number of members of Congregation for the purpose of any particular meeting of Congregation; or
 - (b) the names of the persons who are members of Congregation for the time being or during any particular period, shall be conclusive evidence of that number or of the names of those persons, as the case may be.
- (4) Subject to the provision of these Statutes, the Congregation may regulate its own procedure.
- (5) (1) The Congregation may from time to time, designate one of its members to serve as Secretary to the Congregation.
- (2) The meetings of Congregation shall be part of the statutory meetings of the College which shall be contained in the College Calendar of Activities for each session.

STATUTE 15: CONVOCAATION.

- (1) A Convocation for the award or conferment of degree and other academic titles and distinctions of the College shall be held normally once every year at such time and place as shall be determined by the Board.
- (2) A Convocation shall be presided over by the Chairman of Council or in his absence by the Provost or in the absence of both the Chairman of Council and the Provost by the Deputy Provost.
- (3) The Procedure for summoning a Convocation, for the presentation of graduates and other persons for awards and for the conferment of degrees, academic titles and distinctions in absentia and all

other matters relating to Convocation shall be determined by the Board.

STATUTE 16: FELLOWSHIPS.

- (1) The College may, without examination, confer a Fellowship of the College on any person whom it may deem worth such a distinction; provided that the holder of such Fellowship, shall not be entitled to practice any profession or to hold himself out as possessing any skill in any particular branch of learning merely by virtue of the fact that it has been conferred on him.
- (2) No person shall be admitted by the College to a Fellowship unless his name has been recommended for the award of a Fellowship by a Joint Committee of the Council and the Board and the recommendation is approved by the Board and the Council respectively.
- (3) The Joint Committee of the Council and the College Academic Board referred to in paragraph 2 of this Statute, which shall be known as and called the Fellowship Award Committee shall consist of:
 - (a) the Provost, who shall be the Chairman;
 - (b) the Deputy Provost;
 - (c) two members of the Council (not being also members of the Board) nominated by the Council;
 - (d) four members of the Board (not being also members of the Council) nominated by the Board.
- (4) The members appointed by the Council or the Board shall hold office for two years at a time and shall be eligible for re-appointment.
- (5) The Council, after consultation with the Board, may make Ordinances governing the procedures to be followed in dealing with proposals for the conferment of Fellowship in the College.

STATUTE 17: APPOINTMENT OF STAFF.

- (1) Subject to the provisions of the Law and these Statutes, the power to appoint (including power to promote) persons to all posts on the academic staff of the College shall be vested in the Council which may delegate this power to a Committee consisting of members of the Board and members of the Council.

- (2) The composition of such a Committee, its functions and procedures and other matters relating to it shall be such as may be determined by the Council.
- (3) The administrative staff of the College, other than those officers whose mode of appointment is specified in these Statutes, shall be appointed and promoted by the Council. The appointment and promotion of other staff of the College may be made and disciplinary control may be exercised over such other staff on behalf of the Council by the Provost or the Registrar in accordance with any such delegation of powers as may be made by Council in that behalf.
- (4) Every appointment to the academic staff shall be made by the Committee appointed under paragraph one of this Statute after considering a recommendation of a selection Committee which shall consist of:
- (a) the Chairman of Council, who shall be the Chairman, except in cases below the rank of Senior Lecturer where the Provost shall be the Chairman;
 - (b) the Provost;
 - (c) the Deputy Provost;
 - (d) the Dean of the School to which the appointment is to be made;
 - (e) the Head of Department concerned, provided that if the appointment is to a post higher than his rank or he is a candidate for such an appointment;
 - (f) at least two other persons who have knowledge of the subject of study concerned, nominated by the Provost or the Dean of School as the case may be for cases below Senior Lecturer.
- (5) Every appointment to the administrative staff shall be made by the Council or by the Committee appointed under paragraph 2 of this Statute after considering a report of a Selection Committee which shall consist of:
- (a) the Chairman of the Council, who shall be the Chairman except in cases below the rank of Principal Assistant Registrar where the Provost shall be the Chairman;
 - (b) the Provost;

- (c) the Deputy Provost;
 - (d) the Registrar;
 - (e) the Head of Department/ Unit to which the person is to be appointed;
 - (f) at least two other persons with the knowledge relevant to the particular appointment nominated by the Provost.
- (6) Selection Committees may interview candidates directly, consult external assessors and consider reports of external assessors or of specialist interviewing Panels.
- (7) A member of the academic staff or the administrative staff shall hold office on such terms and conditions of service as may be set out in any contract in writing between him and the College, such contract being signed on behalf of the College by the Registrar or by such other persons as may be authorized for the purpose by the College and any such contract shall contain or be deemed to contain a provision that the terms and conditions of service therein specified are subject to the provisions of the Law, the Statutes, Ordinances and Regulations of the College.
- (8) The terms and conditions of service of other staff of the College shall be such as may be prescribed by the Council, and shall contain or be deemed to contain a provision that the same are subject to the provisions of the Law, the Statutes, Ordinances and Regulations of the College.
- (9) The Provost may appoint a member of the academic staff or the administrative staff for a period of not more than one academic session where he is satisfied that special circumstances so required, after written clearance with the Chairman of the Council for such a temporary appointment, and all such appointments shall be as soon as possible be regularized as provided for in paragraphs 4, 5 and 6 of this Statute, otherwise such appointments shall lapse and shall be voided at the expiration of that academic session.
- (10) The Provost may appoint visiting Professor/Reader/Chief Lecturer /Principal Lecturer for a period of not more than twelve months where he is satisfied that special circumstances so required, after written clearance with the Chairman of the Council for such a temporary appointment, and all such appointment shall as soon as possible be regularized as provided for in paragraphs 4, 5, and 6 of this Statute,

otherwise such appointments shall lapse and shall be voided at the expiration of twelve months.

- (11) The Registrar shall report to the Board and the Council from time to time on the decisions made by the Committee appointed under paragraphs 1 and 2 respectively of this Statute.
- (12) Vacancies in respect of Academic and Administrative Staff shall be advertised except where the Council is satisfied that a particular vacancy may be filled without advertisement. Provided that any candidate shall not be exempted from assessment by a Selection Committee constituted in accordance with paragraph 5 of this Statute in the case of appointment to an administrative post.

STATUTE 18: CREATION OF ACADEMIC POSTS.

Recommendation for the creation of any academic post, other than a post created by the Law, or the Statutes, shall be made by the College Academic Board to the Council through the Finance and General Purposes Committee.

STATUTE 19: APPOINTMENTS OF PRINCIPAL OFFICERS BY THE JOINT COMMITTEE OF THE COUNCIL AND THE ACADEMIC BOARD.

- (1) Subject to the provisions of the Law and the Statutes, the power to appoint the Provost of the College shall be vested in a Joint Committee of the Council and the Board for the purpose of recommending to the Visitor for his approval.
- (2) (1) The Joint Committee of the Council and the Board for the appointment of the Provost shall consist of:
 - (a) the Chairman of the Council who shall be the Chairman;
 - (b) three members of the Council not being representative of the Ministry;
 - (c) three members of the Board appointed by the Board;
 - (d) one external consultant.

- (2) The Council may prescribe by Ordinance the procedure for selecting candidates for such and making appointments to the Office of Provost.
- (3) (1) The Joint Committee of the Council and the Board for the appointment of the Registrar as mentioned in paragraph 1(1) of Statute 7 shall consist of:
 - (a) the Chairman of the Council who shall be the Chairman,
 - (b) three members of the Council appointed by the Council;
 - (c) the Provost;
 - (d) the Deputy Provost;
 - (e) one member of the Board appointed by the Board.
- (2) The Council in consultation with the Board may prescribe by Ordinance the procedure for selecting candidates for and making appointment to the office of the Registrar; Bursar and the Librarian.
- (3) The Joint Committee, after making such inquires as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant post of Registrar, Bursar and Librarian and after considering the recommendation of the Joint Committee, the Council may make an appointment to the office.

STATUTE 20: REMOVAL OF OFFICERS, MEMBERS OF COUNCIL AND STAFF AND EXAMINERS FROM OFFICE.

Removal of Chairman of Council and Provost and other Principal Officers.

- (1) The Chairman of the Council may be removed from office for good cause by the Visitor.
- (2) The Provost may be removed from office for good cause by the Visitor after consultation with the Council.
- (3) The Registrar may be removed from office for good cause by the Council.

- (4) The Bursar may be removed from office for good cause by the Council.
- (5) The Librarian may be removed from office for good cause by the Council.
- (6) (1) If it appears to the Council that any appointed member of the Council should be removed from office on the ground of misconduct or inability to perform the functions of his office or employment, the Council shall make a recommendation to the Visitor, and if the Visitor after making such enquiries (if any) as he considers appropriate, approved the recommendations, he may, by an instrument in writing signed by him, or his agent acting on his behalf remove the person from office.

(2) It shall be the duty of the Visitor, or his agent acting on his behalf on signing an instrument of removal in pursuance of this Statute, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.

Removal and Discipline of Academic, Administrative and Technical Staff.

- (7) (1) Any member of the academic staff or the administrative staff of the College may be removed from the office for good cause by the Council.

(2) The appointment of Deputy Provost or a member of the academic staff who holds an appointment until retiring age shall not be determined by the Council unless there has been an investigation relating to his case by a Joint Committee, nominated by the Council and the Board which Joint Committee, at least two-fifth of the members have been appointed by the Board, and the person concerned has, if he so requests, been permitted to appear to defend himself in person or through his chosen representative or both before the Joint Committee, and the recommendation of the Committee, has been considered by the Board and the Council,

(3) The appointment of a member of the administrative staff who holds an appointment until retiring age shall not be determined by the Council unless the person concerned has been notified in

writing of the grounds of which consideration is being given to the determination of his appointment, and he has been given a reasonable opportunity to appear in person to defend himself or of making representation or both at the meeting of the Council at which the determination of his appointment is to be considered.

- (4) The Provost may, in a case of misconduct by a member of staff and after proper investigation, suspend such a member of staff until his case is finally determined by the Council and such suspension shall forthwith be reported to the Council. In a case of misconduct by any of the Principal Officers of the College, it shall be handled by the Council, save that in the case of the suspension of the Provost, by the Visitor.
- (5) For good cause, any member of staff may be suspended from his duties or his appointment may be terminated by the Council.
- (6) For the purpose of this subparagraph, "good cause" means:
 - (a) conviction for any offence which the Council considered to be such as to render the person concerned unfit for discharge of the functions of his office; or
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold his office; or
 - (c) 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 office; or
 - (d) conduct which the Council considers to be such as to constitute the inability of the person concerned to discharge the function of his office or to comply with terms and conditions of his service.
- (7) Any person suspended pursuant to sub paragraph (4) or (5) and (6) shall be on half pay and the Council shall, before the expiration of

a period of three months after the date of such suspension consider the case against that person and come to decision as to:

- (a) whether to continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him;
 - (b) whether to reinstate such person in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
 - (c) whether to terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) whether to take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (8) In any case where the Council, pursuant to this Statute, decides to continue a person's suspension or decides to take further disciplinary actions against a person, the Council shall, before the expiration of a period of three months from such decision, come to a final determination in respect of the case concerning any such person, provided there is no action pending in court on the matter.
- (9) Nothing in the foregoing provisions of this paragraph shall prevent the Council from making regulations for the discipline of other categories of staff and workers of the College as may be prescribed.

Removal of Examiners.

- (8) (1) If it appears to the Provost that a person appointed as an examiner for any examination of the College, except an officer from the Moderating Body ought to be removed from his office or appointment, then, except in such cases as may be prescribed, he may, after affording the examiner an opportunity of making representations in writing on the matter to the Provost, remove the examiner from the appointment by an instrument in writing signed by the Registrar and the Provost may appoint an appropriate person as examiner after consultation with the School concerned,

in the place of the examiner removed in pursuance of this subsection;

Provided that, in the case of an officer from the Moderating Body, if it appears to the Provost that such a person ought to be removed from his office or appointment, the Provost shall make representations in writing to the Moderating Body in that respect for necessary action as to the removal of the officer concerned.

- (2) It shall be the duty of the Provost, on signing an instrument of removal in pursuance of this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.

Retirement Age and Continuation in Office after Retirement/Contract Appointment.

- (9) (1) All members of the academic staff and the administrative staff of the College who hold appointment until retiring age shall normally retire from office on the 30th day of September following the date on which they attain the age of sixty-five years with an option on the part of the Council to invite any such member of staff to continue in office on such terms and conditions as the Council may determine for additional periods not exceeding five years in all after which such appointment shall:

Provided that, a member of the academic staff or the administrative staff shall have the option of retiring voluntarily on the 30th day of September following the day on which he attains the age of forty-five.

- (2) The Council may place any retiree on contract employment where his service is required. The contract shall be renewable yearly upon satisfactory performance and not more than five consecutive years.
- (10) (1) A member of the academic staff of the College, other than a Professor, Chief Lecturer or Principal Lecturer shall be at liberty to resign his appointment with the Council or retire, on giving the Council, in writing, at least one calendar months' notice ending on

the 30th day of September or pay one month's salary in lieu of notice.

- (2) A Reader or Professor shall be at liberty to resign his appointment with the Council, or retire on giving the Council in writing, at least six calendar months' notice ending on 30th day of September.
- (11) (1) A member of the administrative staff of the College, other than a Principal Officer of the College shall be at liberty to resign his appointment with the Council or retire, on giving the Council, in writing at least one calendar month's notice or pay one month's salary in lieu of notice.
- (2) A Principal Officer of the College shall be at liberty to resign his appointment with the Council, or retire on giving the Council, in writing, at least six calendar months' notice, ending on the 30th day of September, except the Deputy Provost who shall give one month notice or one month salary in lieu of notice.

STATUTE 21: SERVICE OF NOTICE AND DOCUMENTS.

Any notice of documentation required by or for the purpose of these statutes to be given or sent to any person may be given or sent either personally or by sending it by registered post to him at his last address known to the College, where a notice or other document is sent by registered posts, service thereof shall be deemed to have been properly effected by properly addressing and posting a letter containing the notice or other document, and shall be deemed to have been effected at the time which the registered letter would in the ordinary course be delivered.

STATUTE 22: THE CUSTODY AND USE OF THE COMMON SEAL OF THE COLLEGE.

- (1) The Common Seal shall be in the custody of the Registrar and shall be used only as hereinafter provided.
- (2) The Registrar is authorized to affix the Common Seal:
 - (a) to the certificate or other like instrument issued to a person as evidence that a degree, diploma or honours has been conferred upon or awarded to him by the College: Provided

that, where the degree or diploma is to be conferred by the moderating body, no such Common Seal, apart from that of the Moderating body, is necessary;

- (b) to all copies of any Statutes, Ordinances, or Regulations made under the provisions of the Law required for production in any Court or before any person acting judicially.
- (3) Any other instrument or document required by Law to be under the Common Seal shall have the Seal affixed to it only by resolution of the Council provided that in respect of any document which in the opinion of the Chairman of Council or the Provost is formal or of extreme urgency, the Seal may be affixed by directive in writing of the Chairman of Council or the Provost and the action thus taken shall be reported to the Council at the earliest opportunity.
- (4) (1) Where it is provided that the Seal shall be affixed on the directive of the Chairman of the Council or the Provost, the document to which the Seal is affixed shall be attested by the signature of Registrar and the Chairman of the Council or, in his absence, the Provost.
- (2) Where the Seal is affixed to a document required for production in any Court or before any person acting judicially, the document shall be attested by signature of the Registrar.
- (3) Where the Seal is affixed to any certificate or like instrument issued to a person as evidence that a degree, diploma, or honours has been conferred upon or awarded to him by the College, the certificate or instrument shall be attested by the signatures of the Provost and the Registrar.
- (4) Whenever the Registrar is absent or on leave or because of ill-health, the duties conferred on him under this Statute shall be performed by the Acting Registrar.

COLLEGE OF EDUCATION, IKERE-EKITI LAW, 2019