

FEDERAL ROAD SAFETY COMMISSION INSPECTORATE TRAINING SCHOOL
(ESTABLISHMENT) BILL, 2021
ARRANGEMENT OF SECTIONS

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A BILL

FOR

AN ACT TO ESTABLISH THE FEDERAL ROAD SAFETY COMMISSION
INSPECTORATE TRAINING SCHOOL AS A HIGHER NATIONAL DIPLOMA
AWARDING INSTITUTION TO PROVIDE ACADEMIC AND PROFESSIONAL
TRAINING AND FOR RELATED MATTERS

Sponsored by Hon. Akinfolarin Mayowa Samuel

[] Commencement

BE IT ENACTED by the National Assembly of the Federal
Republic of Nigeria as follows:

1 PART I - ESTABLISHMENT OF THE FEDERAL ROAD SAFETY COMMISSION

2 INSPECTORATE TRAINING SCHOOL

3 1. The objects of the Inspectorate Training School are to:

Objects of the
Inspectorate
Training School

4 (a) encourage the advancement of learning and avail the
5 opportunity of acquiring a higher education in liberal, scientific,
6 engineering and any other discipline to cadets, other members of the Federal
7 Road Safety Corps (the Corps) and road safety personnel of other nations
8 that the Federal Government of Nigeria may from time to time decide;

9 (b) provide courses of instruction and other facilities for the pursuit
10 of teaching and learning in all the faculties and campuses of the Inspectorate
11 Training School as may be established nationwide and make those facilities
12 available on proper terms to members of the Corps as are qualified to benefit
13 from them;

14 (c) nurture, equip and produce globally competitive road safety
15 personnel with requisite knowledge, skills and attitudes suitable for
16 leadership; scholarship, road traffic administration and safety management;

17 (d) encourage and promote academic excellence in the
18 Inspectorate Training School;

1 (e) conduct research in relevant fields of learning and human
2 endeavour;

3 (f) align its activities to the safety, security, social, cultural and
4 economic needs of the people of Nigeria;

5 (g) prepare cadets to earn higher national diplomas in those
6 disciplines which are of special interest to the needs and aspirations of the
7 Corps;

8 (h) develop in each cadet the physical attributes and skills necessary
9 to meet the requirement of a non-commissioned Officer of the Corps; and

10 (i) carry out any other activities as are necessary or expedient for the
11 performance of its functions under this Act.

Establishment
of the Federal
Road Safety
Commission
Inspectorate
Training School

12 2.-(1) There is established a training school to be known as the
13 Federal Road Safety Commission Inspectorate Training School, Owa-Alero,
14 Delta (in this Act referred to as "the Inspectorate Training School").

15 (2) The Inspectorate Training School as a road safety, academic and
16 professional institution shall have the power to award higher national diplomas
17 and professional certificates in accordance with the highest academic
18 standards as may be prescribed by the National Board for Technical Education,
19 from time to time.

20 (3) The Inspectorate Training School:

21 (a) shall be a body corporate with perpetual succession and a common
22 seal;

23 (b) may sue or be sued in its corporate name; and

24 (c) may acquire, hold or dispose, grant, charge, purchase or mortgage
25 any of its property, movable or immovable, wherever situate subject to the
26 provisions of the Land Use Act, for the purpose of carrying out any of its
27 functions under this Act.

Functions of the
Inspectorate
Training School

28 3. The functions of the Inspectorate Training School shall be-

29 (a) to provide full-time or part-time courses of instruction and training
30 in-

- 1 (i) road safety technology, science, commerce and management;
2 and
3 (ii) such other fields of applied learning relevant to road safety and
4 the needs of the development of Nigeria;
5 (b) to arrange conferences, seminars and study groups relative to
6 the fields of learning specified in paragraph (a) of this subsection;
7 (c) to perform such other functions as in the opinion of the Council
8 may serve to promote the objectives of the Inspectorate Training School.
9 (d) be responsible for the discipline and welfare of members of the
10 Inspectorate Training School;
11 (e) arrange for the general welfare of children of members of staff
12 or may donate for any charitable purpose;
13 (f) refer matters relating to the discipline of road safety personnel
14 in the Inspectorate Training School to the Management of Federal Road
15 Safety Corps for appropriate action;
16 (g) conduct examinations, award higher national diplomas,
17 certificates and other distinctions to persons pursuing approved courses of
18 studies and having satisfied the requirements prescribed by the Inspectorate
19 Training School under this Act;
20 (h) conduct research in relevant fields of learning and other human
21 endeavours;
22 (i) engage top quality lecturers, instructors and other staff of
23 international standard aimed at creating a centre of excellence in approved
24 fields of study in the Inspectorate Training School;
25 (j) withdraw from any graduate of the Inspectorate Training School
26 for good cause, higher national diploma, certificate, fellowship,
27 studentship, bursary, medal, prize or other academic titles as deemed
28 appropriate by the Inspectorate Training School;
29 (k) demand and receive from students, except cadets from the
30 Corps, for the purpose of instructions, such fees as the Inspectorate Training

1 School may, from time to time, determine;

2 (l) accept gifts, legacies and donations, provided that the terms and
3 conditions attached to such gifts, legacies or donations are not inconsistent
4 with the objects and purpose for the establishment of the Inspectorate Training
5 School;

6 (m) erect, provide, equip and maintain libraries, parade grounds,
7 laboratories, lecture halls, halls of residence, refectories, sports grounds,
8 playing fields and other buildings as are necessary for the carrying out of the
9 objects of the Inspectorate Training School under this Act;

10 (n) hold public and inaugural lectures, symposia and workshops;

11 (o) undertake printing, publishing and selling of books and journals of
12 the Inspectorate Training School; and

13 (p) undertake such other activities considered appropriate for a higher
14 national diploma-awarding school of the highest standard and do all such acts
15 or things that are incidental to the attainment of the objects, functions and
16 powers of the Inspectorate Training School under this Act.

Establishment
of Federal Road
Safety Commission
Inspectorate
Training School
Council

17 4. There shall be established a Federal Road Safety Commission
18 Inspectorate Training School Council (hereafter in this Act referred to as "the
19 Council") which shall be a body corporate with perpetual succession and a
20 common seal and may sue and be sued in its corporate name.

Membership
of the Council

21 5. The Council shall consist of:

22 (a) the Secretary to the Government of the Federation as Chairman;

23 (b) the Corps Marshal;

24 (c) the Deputy Corps Marshal (Training);

25 (d) the Commandant of the Inspectorate Training School;

26 (e) the Provost of the Inspectorate Training School;

27 (f) Executive Secretary of National Board for Technical Education or
28 his representative;

29 (g) three persons appointed by the President to represent civil society

1 organisations working on road safety or public service reform related issues;
2 and

3 (h) the Registrar of the Inspectorate Training School, who shall be
4 the Secretary to the Council.

5 6.-(1) Subject to provision of this Act, the Council shall be the
6 governing body of the inspectorate Training School and shall have the
7 general management of the affairs of the Inspectorate Training School, and
8 in particular, the control of the property and finances of the Training School;
9 and shall also have power to do anything which in its opinion is to facilitate
10 the carrying out of the activities of the Inspectorate Training School and
11 promote its best interests.

Functions and
powers of the
Council

12 (2) The Council may acquire and hold such movable or immovable
13 property as may be necessary or expedient for carrying into effect the
14 provisions of this Act and for the same purpose may sell, lease, mortgage or
15 otherwise alienate or dispose of any property so acquired.

16 (3) The Council may enter into such contracts as may be necessary
17 or expedient for carrying into effect the provisions of this Act.

18 (4) The Chairman may give to the Council directions of a general
19 character or relating generally to particular matters (but not any individual
20 person) with regard to the exercise by the Council of its functions and it shall
21 be the duty of the Council to comply with the directions.

22 (5) For the purpose of carrying out its responsibilities under this
23 Act, the following standing committees are to be established by the Council:

24 (a) Finance and General Purpose Committee;

25 (b) Appointments, Promotions and Disciplinary Committee
26 (AP&DC);

27 (c) Tenders Board;

28 (d) Academic Board; and

29 (e) Admission Selection Board.

30 (6) The standing committees shall function in line with the

Removal of a
Member of the
Council from
Office

1 provisions of the Second Schedule to this Act.

2 7.-(1) If it appears to the Council that a member of the Council should
3 be removed from office on the ground of misconduct or inability to perform the
4 functions of his office, the Council shall make a recommendation to the
5 Secretary to the Government of the Federation, and if the Secretary to the
6 Government of the Federation, after making such inquiries as he considers
7 necessary, approves the recommendation, the Secretary to the Government of
8 the Federation shall, in writing, declare the office of such member vacant.

9 (2) The Secretary to the Government of the Federation may remove
10 any member of the Council if he is satisfied that it is not in the public interest or
11 in the interest of the Inspectorate Training School for such a member to
12 continue as a member of the Council.

13 PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE
14 INSPECTORATE TRAINING SCHOOL

Appointment
and tenure of
the Commandant
of the Inspectorate
Training School

15 8.-(1) The Corps Marshal shall appoint for the Inspectorate Training
16 School, a Commandant, who shall be a member of the Corps.

17 (2) A person to be appointed the Commandant for the Inspectorate
18 Training School shall not be below the rank of Corps Commander with a
19 minimum qualification of Master Degree from a recognized university.

20 (3) The Commandant shall:

21 (a) be the Chief Executive and Accounting Officer of the Inspectorate
22 Training School;

23 (b) be responsible for the day-to-day administration of the
24 Inspectorate Training School;

25 (c) keep the books and records of the Inspectorate Training School;

26 (d) be responsible for the preparation of programmes and plans for the
27 approval of the Council, as are necessary to carry into effect approved policy or
28 any directive of the Council;

29 (e) hold office in accordance with the Corps' posting policy and be
30 accountable to the Council; and

1 (f) carry out any other duties as may be assigned to him under this
2 Act or by the Council.

3 9.-(1) The Corps Marshal shall appoint for the Inspectorate
4 Training School, a Deputy Commandant, who shall be a member of the
5 Corps.

Appointment and
tenure of the Deputy
Commandant of
the Inspectorate
Training School

6 (2) A person to be appointed the Deputy Commandant for the
7 Inspectorate Training School shall not be below the rank of Deputy Corps
8 Commander with a minimum qualification of first Degree from a
9 recognized university.

10 (3) The Deputy Commandant shall assist the Commandant in the
11 day to day administration of the Inspectorate Training School and in all
12 matters relating to professional training of cadets and members of the Corps
13 in the Training School or any other responsibility as may be assigned by the
14 Commandant or the Council.

15 (4) In the absence of the Commandant, the Deputy Commandant
16 shall act in his stead and be accountable to the Commandant.

17 (5) The Deputy Commandant shall hold office in accordance with
18 the Corps' posting policy.

19 10.-(1) There shall be a Provost of the Inspectorate Training School
20 ("the Provost") who shall be appointed by the Council in accordance with
21 the provisions of this Act.

Appointment and
tenure of the Provost
of the Inspectorate
Training School

22 (2) Where a vacancy occurs in the post of Provost, the Council shall
23 advertise the vacancy in a reputable journal or widely read newspaper in
24 Nigeria, specifying-

25 (a) the qualification of the person who may apply for the post; and

26 (b) the terms and conditions of service applicable to the post, and
27 thereafter, draw up a short list of suitable candidates for consideration;

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

29 (a) the Chairman of the Council;

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

3 (c) two members of the Academic Board not below the rank of Senior
4 Lecturer, shall consider the candidates on the short list drawn up under
5 subsection (2) of this section through an examination of their curriculum vitae
6 and interaction with them and recommend to the Council three candidates for
7 its consideration.

8 (4) The Council shall appoint, as Provost, one of the candidates
9 recommended to it under the provisions of subsection (3) of this section.

10 (5) The Provost shall hold office for a period of five years beginning
11 with the effective date of his appointment and shall not be re-appointed.

Appointment
and tenure of
the Registrar
of the Inspectorate
Training School

12 11.-(1) There shall be a Registrar for the Inspectorate Training School
13 who shall be responsible to the Provost for the day- to-day administration of the
14 Inspectorate Training School and shall perform such other duties as the
15 Councilor, as the case may be, the Provost may from time to time require him to
16 do.

17 (2) The Registrar shall be the Secretary to the Council, the Academic
18 Board and any committee of the Council and shall attend all the meetings of
19 those bodies unless excused for good reason by the Chairman of the Council.

20 (3) In the absence of the Registrar, the Chairman of the Council may,
21 after consultation with the Provost, appoint a suitable person to act as Secretary
22 for any particular meeting of the Council.

23 (4) The Secretary to the Council or a person appointed to act under
24 subsection (3) of this section shall not vote on any question before the
25 Councilor count towards a quorum unless he is entitled as a member of the
26 Council.

27 (5) A Registrar shall hold office for a period of four years beginning
28 from the effective date of his appointment and shall not be re-appointed.

Other Principal
Officers of the
Training School

29 12.-(1) There shall be for the Inspectorate Training School the
30 following other principal officers in addition to the Registrar, that is-

1 (a) the Bursar; and
2 (b) the Librarian,
3 who shall be appointed by the Council on the recommendation of the
4 Academic Selection Board constituted under this Act.

5 (2) The Bursar shall be the Chief Financial Officer of the
6 Inspectorate Training School and be responsible to the Commandant for the
7 day to day administration and control of the financial affairs of the School.

8 (3) The Inspectorate Training School Librarian shall be
9 responsible to the Provost for the administration of the library and the co-
10 ordination of the library services in the teaching units of the School.

11 (4) The Bursar or Librarian shall hold office for a period of four
12 years and shall not be re-appointed.

13 (5). The Principal Officers may resign their appointment by notice
14 to the Chairman of the Council.

15 13.-(1) The Council may appoint such other persons to be
16 employees of the Inspectorate Training School as the Council may
17 determine to assist the Provost and the Principal Officers of the Inspectorate
18 Training School in the performance of their functions under this Act.

Other Employees
of the Inspectorate
Training School

19 (2) The power to appoint all other employees of the Inspectorate
20 Training School shall be exercised by the Council on the recommendation of
21 the Appointment and Promotions Committee set up under this Act;

22 (3) Subject to the provisions of this Act, the remuneration, tenure of
23 office and conditions of service of the employees of the Inspectorate
24 Training School shall be in line with service in the Public Service of the
25 Federation.

26 14.-(1) There shall be established for the Inspectorate Training
27 School a board to be known as the Academic Board which shall consist of
28 the following members-

The Academic
Board of the
Inspectorate
Training School

29 (a) the Provost of the Inspectorate Training School, as the
30 Chairman;

1 (b) the Deputy Commandant of the Inspectorate Training School;
2 (c) all Heads of Departments;
3 (d) the Librarian; and
4 (e) not more than two members of the academic staff, other than
5 Heads of Departments, who may be appointed by the Academic Board.

6 (2) The Academic Board shall be responsible for-

7 (a) the direction and management of academic matters of the
8 Inspectorate Training School including the regulation of admission of students,
9 the award of higher national diplomas, certificates, scholarships, prizes and
10 other academic distinctions;

11 (b) the making to the Council of such periodic reports on academic
12 matter as the Academic Board may think fit or as the Council may from time to
13 time direct; and

14 (c) the discharge of any other function which the Council may
15 delegate to it.

Application of
the Pensions Act

16 **15.**-(1) Service in the Inspectorate Training School shall be approved
17 service for purpose of the Pension Reform Act and accordingly employees of
18 the Inspectorate Training School shall, in respect of their services, be entitled to
19 pensions and other retirement benefits as are enjoyed by persons holding
20 equivalent offices in the Public Service of the Federation.

21 (2) For the members of the Corps serving in the Inspectorate Training
22 School, the existing law on pension for members of the Corps shall apply.

23 (3) Notwithstanding the provisions of subsection (1) of this section,
24 nothing in this Act shall prevent the appointment of a person to any office on
25 terms which preclude the grant of pension in respect of that office.

Removal and
Discipline of
Academic,
Administrative
and Technical
Staff

26 **16.**-(1) If it appears to the Council that there are reasons for believing
27 that any person employed as a member of the academic, administrative or
28 technical staff of the Inspectorate Training School, other than the Provost,
29 should be removed from office on the ground of misconduct or inability to
30 perform the functions of his office, the Council shall

1 (a) give notice of those reasons to the person in question;

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

4 (2) The Provost may, in a case of misconduct by a member of staff,
5 which in the opinion of the Provost is prejudicial to the interests of the
6 Inspectorate Training School, suspend such member and any such
7 suspension shall forthwith be reported to the Council.

8 (3) For good cause, any member of staff may be suspended from
9 office or his appointment may be terminated by the Council, and for the
10 purpose of this subsection, "good cause" means-

11 (a) any physical or mental incapacity which the Council, after
12 obtaining medical advice, considers to be such as to render the person
13 concerned unfit for the discharge of the functions of his office; or

14 (b) any physical or mental incapacity which the Council, after
15 obtaining medical advice, considers to be such as to render the person
16 concerned unfit to continue to hold his office; or

17 (c) conduct of a scandalous or other disgraceful nature which the
18 Council considers to be such as to render the person concerned unfit to
19 continue to hold his office; or

20 (d) conduct which the Council considers to be such as to constitute
21 failure or inability of the person concerned to discharge the functions of his
22 office or to comply with the terms and conditions of his service.

23 (4) Any person suspended pursuant to subsection (2) or (3) of this
24 section, shall be placed on half pay and the Council shall before the
25 expiration of the period of three months after the date of such suspension
26 consider the case against that person and come to a decision as to-

27 (a) whether to continue such person's suspension and if so on what
28 terms (including the proportion of this emoluments to be paid to him);

29 (b) whether to reinstate such person, in which case the Council

1 shall restore his full emoluments to him with effect from the date of suspension;

2 (c) whether to terminate the appointment of the person in question, in
3 which case such a person will not be entitled to the proportion of his
4 emoluments withheld during the period of suspension; or

5 (d) whether to take such lesser disciplinary action against such person
6 (including the restoration of such proportion of his emoluments that might
7 have been withheld) as the Council may determine and in any case where the
8 Council, pursuant to this section, decides to continue a person's suspension or
9 decides to take further disciplinary action against a person, the Council shall
10 before the expiration of a period of three months from such decision come to a
11 final determination in respect of the case concerning any such person.

12 (5) It shall be the duty of the person by whom an instrument of
13 removal is signed in pursuance of subsection (1) of this section, to use his best
14 endeavours to cause a copy of the instrument to be served as soon as reasonably
15 practicable on the person to whom it relates.

16 (6) Nothing in the foregoing provisions of this section shall prevent
17 the Council from making such regulations for the discipline of other categories
18 of staff of the Inspectorate Training School as it may think fit.

19 PART III - FINANCIAL PROVISIONS

Funds of the
Inspectorate
Training School

20 17.-(1) There is established for the Inspectorate Training School, a
21 fund which shall consist of:

22 (a) budgetary and extra budgetary allocations received from the
23 Government Federation including grants and annual subventions;

24 (b) monies held immediately before the commencement of this Act by
25 the Federal Road Safety Commission Inspectorate Training School, Owa-
26 Alero, Delta;

27 (c) gifts, loans, endowment, grants-in-aids, testamentary disposition,
28 donations, bequest or other voluntary contributions where the terms and
29 conditions attached are not inconsistent with the functions of the Council;

30 (d) all foreign aids and monetary assistance received by the Council

1 under any agreement or arrangement with any international body or
2 organization with the approval of the Federal Government;

3 (e) monies paid as fees to the Inspectorate Training School by
4 students other than cadets;

5 (f) fees, charges, dues or monies from publications and services
6 rendered by the Inspectorate Training School;

7 (g) revenue accruing to the Inspectorate Training School,
8 including interests accruing from monies invested by the Inspectorate
9 Training School; and

10 (h) such other monies as may be received by the Inspectorate
11 Training School from investments and any other money accruing to the
12 Inspectorate Training School from other sources.

13 (2) Any money received by the Inspectorate Training School in
14 form of endowments, gifts or donations shall be entered in a register kept for
15 the purpose, showing the names of donors and any special conditions
16 attached, where such money is accepted by the Inspectorate Training
17 School.

18 (3) Any property, money or funds donated for a specified purpose
19 shall be applied; administered and expended specifically for the purpose it
20 was meant.

21 (4) The fund established pursuant to subsection (1) of this section
22 shall be managed in accordance with extant Financial Regulations
23 applicable in the Public Service of the Federation.

24 (5) Any money withdrawn from the fund established in subsection
25 (1) of this section shall be applied for the specific purposes for which it was
26 withdrawn.

27 (6) The Inspectorate Training School may apply the fund
28 established under subsection (1) of this section:

29 (a) to pay the costs of administration, charges and expenses of the
30 Inspectorate Training School;

1 (b) to discharge the cost of maintaining the Main Campus and other
2 campuses of the Inspectorate Training School;

3 (c) for the development and maintenance of any property vested in or
4 owned by the Inspectorate Training School;

5 (d) for the payment of the allowances and other benefits of members
6 of the Council or any committee set up by it;

7 (e) for payment of emoluments, allowances, benefits and other
8 entitlements of the Principal Officers and other staff of the Inspectorate
9 Training School;

10 (f) for payment for all purchases made by the Inspectorate Training
11 School and the training of members of its staff;

12 (g) for provision of scholarships, bursaries and awards for specialized
13 training of members of staff of the Inspectorate Training School;

14 (h) for payment to publicize and promote the activities of the
15 Inspectorate Training School;

16 (i) for payments for the support of national and international scientific
17 and professional organizations;

18 (j) for payments of annual and other subscriptions and contributions
19 to national and international scientific and professional organizations;

20 (k) for the payment of all consultancies, legal fees and costs of
21 contracts awarded by the Inspectorate Training School; and

22 (l) for any other expenditure as may be approved by the Council, from
23 time to time, in connection with all or any of its functions and powers under this
24 Act.

Power to accept
gift

25 **18.-(1)** The Inspectorate Training School may accept gift of land,
26 money or other property on such terms and conditions, if any, as may be
27 specified by the person or organisation making the gift.

28 (2) The Inspectorate Training School shall not accept any gift, if the
29 term or condition attached by the person or organisation making the gift is
30 inconsistent with the provisions of this Act.

1 (3) All property, money or funds donated for any specific purpose
2 shall be applied and administered in accordance with the purpose for which
3 they were donated and shall be accounted for specifically.

4 19. The Inspectorate Training School may with the approval of the Power to borrow
5 President, borrow such sums by way of loan, overdraft or from any other
6 source, as may be required for the performance of its functions and meeting
7 its Obligations under this Act; and any interest payable on monies so
8 borrowed shall be paid out of the fund of the Inspectorate Training School.

9 20.-(1) The financial year of the Inspectorate Training School shall Financial year
and academic
calender
10 commence on the 1st day of January of each year and end on the 31st day of
11 December of the same year or any such time as may be prescribed by
12 financial regulations issued by the Federal Government of Nigeria from
13 time to time.

14 (2) The Council shall determine academic calendar of the
15 Inspectorate Training School.

16 21.-(1) The Inspectorate Training School shall keep proper Accounts and
Audit
17 accounts and records of its receipts, payments, assets and liabilities in
18 respect of each year manually and electronically and shall:

19 (a) cause the accounts to be audited, within three months from the
20 end of each financial year, by auditors appointed from the list and in
21 accordance with guidelines issued by the Auditor-General of the Federation;
22 and

23 (b) prepare a Statement of Account in respect of each year in such
24 form and manner as may be. approved by the Federal Government from time
25 to time.

26 (2) An auditor appointed pursuant to subsection (1) of this section
27 shall:

28 (a) have access to all accounts and other records relating to such
29 accounts as are kept by the Inspectorate Training School and shall have the
30 power to require from any staff of the Inspectorate Training School such

1 information and explanation as in the auditor's opinion are necessary for the
2 purpose of the audit; and

3 (b) be paid from the Funds of the Inspectorate Training School.

4 (3) The Audited accounts and records of the Inspectorate Training
5 School shall be submitted to the Council for consideration and subsequently
6 forwarded to the Auditor-General of the Federation.

Annual Estimates
and Budget

7 22.-(1) The Inspectorate Training School shall, not later than 30th
8 September of each financial year or such earlier date as the Council may
9 determine, prepare and submit an estimate of its income and expenditure for
10 the next succeeding year to the Council for consideration and submission to the
11 Secretary to the Government of the Federation for onward transmission to the
12 National Assembly.

13 (2) Notwithstanding the provisions of subsection (1) of this section,
14 the Council may, where necessary due to unforeseen circumstances, submit
15 supplementary or adjusted statements of estimated income and expenditure to
16 the Secretary to the Government of the Federation for onward transmission to
17 the National Assembly for approval.

Annual report

18 23. The Council shall cause to be prepared an Annual Report, which
19 shall include the audited accounts of the Inspectorate Training School for the
20 previous financial year and a statement of its assets and liabilities as at the last
21 day of the financial year.

Bank Account

22 24. All monies received on account of the Inspectorate Training
23 School shall be paid into such accounts as may be approved to be opened by the
24 Council or any account designated by the Federal Government.

25 PART IV - TRANSFER OF PROPERTY TO THE INSPECTORATE

26 TRAINING SCHOOL

Transfer of
Property to the
Inspectorate
Training School

27 25. All property held by or on behalf of the Inspectorate Training
28 School by any provisional council, planning and implementation committee or
29 any interim body by whatsoever name called, shall by virtue of this Act and
30 without further assurances vest in the Inspectorate Training School and such

1 property shall be held for the purpose of this Act.

2 26. The Council shall not dispose of or charge any land or an
3 interest in any landed property including any land transferred to the
4 Inspectorate Training School by this Act, held by or on behalf of the
5 Inspectorate Training School except with the prior written consent and
6 approval of the Visitor.

Restriction on disposal of landed property of the Inspectorate Training School

7 27. Subject to the Land Use Act, which provides for the
8 compulsory acquisition of land for overriding public interest, any
9 requirement of land by the Inspectorate Training School shall be deemed to
10 be for the overriding public interest purpose of the Federation.

Compulsory acquisition of land for overriding public interest

11 PART V - MISCELLANEOUS

12 28.-(1) The Minister of Education shall be the Visitor of the
13 Inspectorate Training School.

Visitation

14 (2) The Visitor may, as often as circumstances require, not being
15 less than once in every five years, conduct a visitation to the Inspectorate
16 Training School or cause a visit to be made to the Inspectorate Training
17 School by such persons as the Visitor may appoint to look into any of the
18 affairs of the Inspectorate Training School.

19 (3) It shall be the duty of the bodies and persons in the Inspectorate
20 Training School to:

21 (a) make available to the Visitor or to the persons conducting a
22 visitation under this section, such facilities and assistance as may be
23 reasonably required for the purposes of the visit; and

24 (b) comply with any instruction that is consistent with the
25 provisions of this section, which may be directed by the Visitor in
26 consequence of his visit.

27 29.-(1) A cadet shall be commissioned by the Order of the
28 President after successful completion of road safety training and fulfilling
29 all academic requirements of the Inspectorate Training School as provided
30 in this Act.

Commissioning of cadets

1 (2) Any cadet withdrawn before being commissioned on disciplinary
2 grounds or such other grounds except on medical or compassionate grounds
3 shall not be granted the use of the higher national diploma certificate or
4 transcript, as the case may be.

5 (3) Cadets on training in the Inspectorate Training School shall be
6 entitled to monthly allowance as may be determined, from time to time, by the
7 Council.

Exclusion or
discrimination
on account of
race, religion,
etc.

8 **30.**-(1) Cadets of the Inspectorate Training School shall not be
9 required to satisfy any requirements as to race, including ethnic group, sex,
10 place of birth or family origin, religious or political persuasion, as a condition
11 to becoming or continuing to be cadets at the Inspectorate Training School, the
12 holder of any higher national diploma of the Inspectorate Training School or of
13 any appointment or employment in the Inspectorate Training School or as a
14 member of any body established pursuant to this Act.

15 (2) A person shall not be subjected to any disadvantage or accorded
16 any advantage in the Inspectorate Training School, by reference to any of the
17 matters specified in subsection (1) of this section.

Supremacy of
the FRSC
(Establishment)
Act

18 **31.** Where any of the provisions of this Act relating to matters
19 affecting the appointment, promotion and discipline of a cadet is inconsistent
20 with the Federal Road Safety Commission (Establishment) Act, the provision
21 of the Federal Road Safety Commission (Establishment) Act shall prevail.

Implementation
of policies of the
Inspectorate
Training School

22 **32.** Any policy initiated in the Inspectorate Training School, other
23 than as provided for in section 4 of this Act, shall not be implemented without
24 prior approval of the Council.

The seal of the
Inspectorate
Training School

25 **33.**-(1) The fixing of the seal of the Inspectorate Training School shall
26 be authenticated by the signature of the Commandant and the Registrar or any
27 other officer authorised generally or specially by the Commandant to act for
28 that purpose.

29 (2) Academic Certificates issued by the Inspectorate Training School
30 shall have the School's seal affixed and signed by the Provost and the Registrar

1 of the Inspectorate Training School.

2 (3) Any contract or instrument which, if made or executed by a
3 person not being a body corporate, would not be required to be under seal,
4 may be made or executed on behalf of the Inspectorate Training School by
5 any authorized person.

6 34.-(1) The Council may make Regulations, Rules or Guidelines to
7 regulate the carrying out of activities and programmes of the Inspectorate
8 Training School or authority or any matter connected with the Inspectorate
9 Training School or for the effective implementation of any of the provisions
10 of this Act.

Regulations,
Rules and
Guidelines

11 (2) Subject to the provisions of subsection (1) of this section, the
12 Council shall have power to amend its Regulations, Rules or Guidelines
13 made under this Act provided that the proposal for amendment shall be
14 passed by two-third majority of the Council members.

15 (3) Notwithstanding the provisions of subsection (2) of this
16 section, the Council shall have power to approve, amend or reject any
17 proposal for amendments as may be deemed necessary.

18 35.-(1) Subject to the provisions of this Act, the Principal Officers
19 of the Federal Road Safety Commission Inspectorate Training School,
20 Owo-Alero, Delta existing before the coming into effect of this Act are
21 deemed to have been transferred to the Inspectorate Training School
22 established under this Act under the same terms and conditions.

Transitional
arrangements

23 (2) Subject to any direction to the contrary which may be given in
24 that regard by the Council, any person who was a member of staff or was
25 employed by the Federal Road Safety Commission Inspectorate Training
26 School before the coming into effect of this Act, shall continue in office and
27 be deemed to have been appointed under this Act for purposes of Pension,
28 and become the holder of the appointment at the Inspectorate Training
29 School with such status, designation and functions which corresponds with

1 those which appertained to him as a member of staff on such an employment.

2 (3) Properties held immediately before the commencement date of
3 this Act on behalf of the Inspectorate Training School by any person shall, by
4 virtue of this Act, be vested in the Inspectorate Training School established
5 under this Act.

6 (4) The Inspectorate Training School established under this Act shall
7 be subject to all the obligations and liabilities to which the former Inspectorate
8 Training School was subject immediately before the commencement of this
9 Act and all other persons shall have the same rights, powers and remedies
10 against the Inspectorate Training School established by this Act as they had
11 against the Inspectorate Training School immediately before the
12 commencement of this Act.

13 (5) Any proceeding or cause of action pending or existing
14 immediately before the commencement of this Act by or against the
15 Inspectorate Training School in respect of any right, interest, obligation or
16 liability of the Inspectorate Training School may be continued or commenced,
17 as the case may be, and any determination of a court of law, tribunal or other
18 Commissions or persons may be enforced by or against the Inspectorate
19 Training School established by this Act to the same extent that such
20 proceeding, cause of action or determination might have been continued,
21 commenced or enforced by or against the Inspectorate Training School subject
22 to the provisions of this Act.

23 (6) As from the commencement of this Act, any disciplinary
24 proceeding pending or existing against any employee of the inspectorate
25 Training School shall be continued and completed by the Inspectorate Training
26 School established under this Act.

Limitation of law
suit against the
Inspectorate
Training School

27 36.-(1) Subject to the provisions of this Act, the provisions of the
28 Public Officers Protection Act shall apply to any suit instituted against the
29 Inspectorate Training School, an officer or employee of the Law Inspectorate
30 Training School.

1 (2) No suit shall lie or be instituted in any court against the
2 Inspectorate Training School for an action carried out in pursuance or
3 execution of this Act or any enactment or law, or of any public duty or
4 authority in respect of any alleged neglect or default in the execution of this
5 Act or any other enactment or law, duty or authority, unless it is commenced:

6 (a) within three months of such act, neglect or default complained
7 of;

8 (b) in the case of a continuation of damages or injury, within six
9 months next after the ceasing of the act, neglect or default.

10 (3) No suit shall be commenced against the Inspectorate Training
11 School before the expiration of a period of one month after written notice of
12 the intention to commence the suit has been served on the Inspectorate
13 Training School by the intending plaintiff or his agent.

14 (4) The notice referred to in subsection (3) of this section shall
15 clearly and explicitly state the cause of action, the particulars of the claim,
16 the name and place of abode of the intending plaintiff and the relief sought.

17 (5) The notice referred to in subsection (3) of this section and any
18 summons, notice or other document required or authorized to be served on
19 the Inspectorate Training School under this Act or any other law, may be
20 served by:

21 (a) delivering it to the Commandant of the Inspectorate Training
22 School; or

23 (b) sending it by registered post addressed to the Commandant of
24 the Inspectorate Training School at the Main Campus of the School.

25 **37.** In any action or suit against the Inspectorate Training School,
26 no execution shall be levied or attachment processed against the
27 Inspectorate Training School unless not less than 30 days' notice of the
28 intention to execute or attach has been given to the Inspectorate Training
29 School.

Restriction on
execution against
property of the
Inspectorate
Training School

Indemnity of
officers of the,
Inspectorate
Training School

1 38. A member of the Council, Principal Officer or employee of the
2 Inspectorate Training School shall be indemnified out of the assets of the
3 Inspectorate Training School against any proceedings brought against him in
4 his capacity as a member of the Council, Principal officer or employee of the
5 Inspectorate Training School where the act complained of is not ultra vires his
6 powers.

Interpretation

7 39. In this Act, unless the context otherwise requires:

8 "Academic staff" means a member of staff of the Inspectorate Training School
9 whose sole and primary responsibility is teaching, research and community
10 service;

11 "Academic year" means two semesters covered by a period of not more than
12 twelve months within which students must complete a level of study;

13 "Administrative staff" means those persons in the employment of the
14 Inspectorate Training School other than academic staff who hold
15 administrative, professional or technical posts;

16 "Alumni Association" means any association recognised by the Council as
17 being representative of graduates or former students of the Inspectorate
18 Training School;

19 "Council" means the Council established under section 4 of this Act;

20 "Commandant" means the Commandant of the Federal Road Safety
21 Commission Inspectorate Training School, Owo-Alero, Delta;

22 "Cadets" means an undergraduate in training at the Inspectorate Training
23 School undergoing training to be a non-commissioned Officer of the Corps;

24 "Deputy Commandant" means the Deputy Commandant of the Inspectorate
25 Training School;

26 "Graduate" means a person on whom a higher national diploma has been
27 conferred by the Inspectorate Training School;

28 "Functions" includes powers and duties;

29 "Instructor or Lecturer" means a person holding a full time appointment as a
30 member of the instructing, teaching or research staff of the Inspectorate

1 Training School;

2 "Inspectorate Training School" means the Federal Road Safety Commission
3 Inspectorate Training School, Owa-Alero, Delta;

4 "Notice" means notice in writing;

5 "Minister" means the Minister of Education;

6 "Officer" means a staff of senior rank holding an administrative post, but
7 does not

8 include Visitor and members of the Council;

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

10 "Principal Officer" means the officers mentioned in Part II of this Act;

11 "Professor" means a person designated as a professor of the Inspectorate
12 Training School

13 in accordance with provision made in that behalf by Statute or by
14 Regulation;

15 "Property" includes rights and assets;

16 "Regulations" includes rules and regulations made pursuant to the
17 provisions of this Act;

18 "Student" means a person who is not a Nigerian cadet but admitted into the
19 Inspectorate Training School for the purpose of being trained;

20 "Undergraduate" means a person undergoing a course of study at the
21 Inspectorate Training School pursuant to the acquisition of a higher national
22 diploma.

23 40. This Bill may be cited as the Federal Road Safety Commission Short title
24 Inspectorate Training School (Establishment) Bill, 2021.

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FIRST SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

[Section 4(1)]

Proceedings of the Council

1.- (1) Subject to the provisions of this Act, the Council may make standing orders regulating its proceedings or any of its committees.

(2) Questions for determinations shall be decided by a majority of the members present and voting; and in the event of equality of votes, the Chairman shall have a second or casting vote.

(3) Standing orders made for a Committee shall provide for the Committee to report to the Council on any matter referred to it by the Council.

(4) The quorum of the Council shall be one-third of the members of the Council and the quorum of a Committee of the Council shall be fixed by the Council.

(5) The Council may invite any person to attend and participate in any of its meetings provided that a person so co-opted shall only be in attendance and shall not count towards the quorum or vote at the meeting.

Meetings of the Council

2.- (1) The Council shall at least twice a year and as and when necessary for the performance of its functions under this Act.

(2) At any meeting of the Council, the Chairman shall preside or in his absence, the members present at the meeting, shall appoint one of the members to preside.

(3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit, but a person who is a member by virtue of this paragraph shall not be entitled to vote at the meeting and shall not count towards the quorum.

(4) Notwithstanding anything in the foregoing provisions of this

1 paragraph, the inaugural meeting of the Council shall be summoned by the
2 Chairman.

3 *Committees*

4 3.-(1) The Council may appoint one or more committees to carry
5 out on behalf of the Council such functions as the Council may determine.

6 (2) A Committee appointed under this paragraph shall consist of
7 the number of persons determined by the Council of whom not more than
8 two-third may be persons who are not members of the Council.

9 (3) A person other than a member of the Council shall hold office
10 on a Committee of the Council in accordance with the terms of the letter by
11 which he is appointed.

12 (4) A decision of a Committee of the Council shall be of no effect
13 until it is ratified by the Council.

14 *Miscellaneous*

15 4.-(1) The fixing of the seal of the Council shall be authenticated by
16 the signature of the Chairman, the Registrar or any other member of the
17 Council authorized generally or specially by the Council to act for that
18 purpose.

19 (2) Any contract or instrument which, if made or executed by a
20 person not being a body corporate, would not be required to be sealed, may
21 be made or executed on behalf of the Council by any person generally or
22 specially authorized by the Act for that purpose by the Council.

23 (3) Any document purporting to be a document duly executed
24 under the seal of the Council shall be received in evidence and shall, unless
25 the contrary is proved, be deemed to be so executed.

26 (4) The validity of any proceedings of the Council or of a
27 Committee of the Council shall not be adversely affected by any vacancy in
28 membership of the Council or by any defect in the appointment of a member
29 of the Council or of a person to serve on the Committee, or by reason that a
30 person not entitled to do so took part in the proceedings.

1 (5) Any member of the Council and any person holding office on a
2 Committee of the Council, who has a personal interest in any contract or
3 arrangement entered into or proposed to be considered by the Council or a
4 Committee of the Council shall disclose his interest, and shall not vote on any
5 question relating to the contract or arrangement.

6 (6) A person shall not by reason only of his membership of the Council
7 be treated as holding an office in the public service of the Federation.

8 SECOND SCHEDULE

9 COMMITTEES OF THE INSPECTORATE TRAINING SCHOOL

10 *(Section 61)*

11 *Standing Committees of the Council*

12 1.-(1) For the purpose of carrying out its responsibilities under this
13 Act, the following standing committees are to be established by the Council:

14 (a) Finance and General Purpose Committee;

15 (b) Appointments, Promotions and Disciplinary Committee
16 (AP&DC);

17 (c) Tenders Board;

18 (d) Academic Board; and

19 (e) Admission Selection Board.

20 (2) Provisions shall be made by Rules for the constitution and terms of
21 reference of the Committees referred to in sub-paragraph (1) of this Schedule as
22 deemed appropriate by the Council.

23 *Finance and General Purpose Committee*

24 2.-(1) There shall be a Committee of the Council to be known as the
25 Finance and General Purpose Committee, which shall subject to the direction
26 of the Council exercise control over the property and the expenditure of the
27 Inspectorate Training School.

28 (2) The Finance and General Purpose Committee shall consist of:

29 (a) the Chairman of the Council who shall be the Chairman of the
30 Committee at any meeting at which he is present;

1 (b) the Commandant;
2 (c) five other members of the Council appointed by the Council;
3 and

4 (3) The functions of the Finance and General Purpose Committee
5 shall be to:

6 (a) consider and make recommendation to the Council on the draft
7 annual estimate of income and expenditure for each financial year;

8 (b) advise the Council on deposits and investments of money
9 belonging to the Inspectorate Training School;

10 (c) recommend to the Council rules and procedures in the Financial
11 Regulations for the control of expenditure and administration of the
12 Inspectorate Training School's finances;

13 (d) consider and decide on request for variation within the
14 approved annual estimates from any unit of the Inspectorate Training
15 School, subject to the approval of the Council;

16 (e) advise the Council on any matter relating to the development of
17 the Inspectorate Training School sites as may be referred to it by the
18 Council;

19 (f) carry out any other function as may be delegated to it from time
20 to time by the Council.

21 (4) The quorum of the Committee shall be five members including
22 the Chairman and the Commandant.

23 (5) Subject to any directions given by the Council, the Committee
24 may regulate its proceedings.

25 *Appointments, Promotions and Disciplinary Committee*

26 3.-(1) The Appointments, Promotions and Disciplinary Committee
27 shall handle appointments, confirmations, promotions and discipline of all
28 senior staff (academic, administrative and professionals) of the Inspectorate
29 Training School.

30 (2) The Appointments, Promotions and Disciplinary Committee

1 shall comprise of:

2 (a) the Provost of the inspectorate Training School as Chairman;

3 (b) two members of the Council;

4 (c) two internal members;

5 (d) two elected members from the Academic Committee who shall
6 not be below the rank of senior lecturer; and

7 (e) the Registrar of the Inspectorate Training School who shall serve
8 as the Secretary to the Committee.

9 (3) The Appointments, Promotions and Disciplinary Committee
10 shall:

11 (a) consider all appointments and promotion of all staff except those
12 of Principal Officers and make appropriate recommendations to the Council;

13 (b) handle all disciplinary cases involving members of staff who are
14 not members of the Corps; and

15 (c) subject to the provisions of this Act, make recommendation to the
16 Council on any matter involving appointment, promotion and discipline of
17 staff who are members of the Corps.

18 (4) The quorum of the Committee shall be five members including the
19 Chairman.

20 (5) The Committee shall have power to constitute a sub-committee to
21 handle cases of junior staff of the Inspectorate Training School who are not
22 members of the Corps.

23 *Tenders Board*

24 4.-(1) There shall be a Tenders board for the Inspectorate Training
25 School whose membership shall consist of:

26 (a) the Commandant, who shall be the Chairman;

27 (b) the Deputy Commandant;

28 (c) the Provost of the Inspectorate Training School;

29 (d) one representative of the Council;

30 (e) the Director of Legal Services; and

1 (f) the Registrar of the Inspectorate Training School Board, who
2 shall serve as Secretary to the board.

3 (2) The functions of the Tenders Board shall include:

4 (a) advising the Council on projects and construction of building,
5 supply of goods and services;

6 (b) consideration and acceptance of tenders from contractors;

7 (c) initiating action on the production of the tender's documents;

8 (d) considering tenders submitted by contractors wishing to
9 execute projects in the Inspectorate Training School;

10 (e) processing tenders and award of contracts which fall within its
11 spending limits and reporting such award of contract to the Council; and

12 (f) referring to the Council for approval on tenders for contracts
13 above the spending limits of the Board.

14 *Academic Board*

15 5.-(1) There shall be for the Inspectorate Training School an
16 Academic Board whose membership shall consist of the:

17 (a) Commandant, who shall be the Chairman;

18 (b) Deputy Commandant;

19 (c) Provost of the Inspectorate Training School;

20 (d) Librarian;

21 (e) Bursar;

22 (f) Director of Academic Planning;

23 (g) Director of Training;

24 (h) Director in charge of Cadets Affairs;

25 (i) Director of Works;

26 (j) Director of Administration;

27 (k) Registrar of the Inspectorate Training School or his
28 representative who shall serve as

29 *Secretary to the Board*

30 (2) The functions of the Academic Board shall include:

1 (a) advising the Council on policy matters relating to general affairs
2 of the Inspectorate Training School, cadets training and administration and
3 discipline;

4 (b) consider and take decision on cadets withdrawal; and

5 (c) any other duty that may be referred to it by the Council.

6 (3) The decision of the Academic Board on a cadet's withdrawal on
7 disciplinary grounds shall be final subject to ratification by the Council.

8 *Admission Selection Board*

9 6.-(1) There shall be for the Inspectorate Training School an
10 Admission Selection Board for the purpose of screening, interviewing and
11 selection of qualified candidates for admission into the Inspectorate Training
12 School whose membership shall consist of:

13 (a) the Deputy Corps Marshal (Training) as Chairman;

14 (b) a representative of the Council

15 (c) the Commandant of the Training School;

16 (d) the Provost of the Training School;

17 (e) the Registrar of the Training School;

18 (f) the Director of Training of the Training School;

19 (g) a representative of the Federal Character Commission as observer;

20 and

21 (h) the Deputy Registrar of the Training School in charge of
22 admissions who shall serve as Secretary to the Admission Selection Board.

23 (2) The functions of the Admission Selection Board shall include:

24 (a) screening and interviewing qualified candidates invited for
25 selection interview by the Inspectorate Training School;

26 (b) disqualifying any candidate found deficient in any aspect of the
27 screening processes;

28 (c) applying the screening criteria that are in use for the selection
29 process of members of the Corps that may be determined by the Corps, from
30 time to time;

1 (d) ensuring the observance of all the requirements for admission
2 into polytechnics by the regulatory bodies such as National Board of
3 Technical Education and Joint Admissions and Matriculations Board;

4 (e) selecting qualified candidates to be admitted into the
5 Inspectorate Training School in each admission year.

6 (3) The decision of the Selection Board on admission shall be final
7 subject to the approval of the Council.

EXPLANATORY MEMORANDUM

*(This memorandum does not form part of this Act but is intended
to explain its purport)*

This Bill seeks to establish the Federal Road Safety Commission Inspectorate Training School with powers to train, nurture, equip and produce globally competitive graduates with requisite knowledge, skills, values and attitudes suitable for leadership, scholarship and rendering community services and to award higher national diplomas and certificates in accordance with the highest academic standards.