

LAWS ESTABLISHING THE UNIVERSITY.

AN EDICT TO MAKE PROVISION FOR THE ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF OSUN STATE UNIVERSITY, OSOGBO FOR OTHER MATTERS INCIDENTAL THERETO OR CONNECTED THEREWITH.

BE IT ENACTED by the Osun State House of Assembly in this legislative session convened as follows: *Enactment*

- 1) This law may be cited as the Osun State University Law, 2006. *Citation*
- 2) Osun State University is hereby established as a multi-campus institution with the Main Campus at Osogbo. There shall be branch campuses in each of the remaining five (5) geo-political zones of the State as follows: Ejigbo, Ifetedo, Ikire, Ipetu-Ijesa and Okuku. *Establishment*
- 3) The University shall be a body corporate with perpetual succession and a common seal with power to sue and be sued in its corporate name. *Corporate Personality*
- 4) Osun State University shall be firmly committed to offering students of widely varied ages, backgrounds, interests and needs, a broad range of educational opportunities and experiences. *Objectives*
The objectives of the university shall be:
 - a) to provide a wide range of quality learning opportunities for undergraduates and postgraduate students without distinction of race, creed, sex, religious or political convictions that will enhance their best intellectual, social and personal development;
 - b) To provide academic, professional and vocational training of high quality in a way as to enrich and improve the state, national and international human resource capabilities and assist its graduates to contribute to the common good of the society;
 - c) To foster academic research, which contributes to human knowledge and vitality of the institution;
 - d) To encourage thoughtful and responsible staff and student participation in local, State, National and International affairs;
 - e) To maintain the highest academic standards in respect of University degrees and other awards and preserve and protect their reputation and integrity;
 - f) To evolve academic programmes to suit the changing social and economic needs of society through continuous review of curricula and development of new programmes to respond to societal changes in Nigeria and the world in general and Osun State in particular;
 - g) To advance human culture and improve human life through development, refinement and dissemination of knowledge and to prepare competent graduates to meet the developmental needs of Osun State in particular and Nigeria in general;

- h) To relate its activities to the social, cultural and economic needs of the people of Osun State and Nigeria.
- 2. Without prejudice to the provisions of the preceding sub-section and other relevant laws, the University may by special linkage arrangement or agreement with any other institution or University prepare its students for the degree or certificates of other Universities Institutions.
- 5)(i) the University shall be composed of the constituent bodies and Principal Officers as follows: *Composition*
 - a) a Chancellor
 - b) a Pro-Chancellor and Council
 - c) a Vice-Chancellor and Senate
 - d) Deputy Vice-Chancellor(s)
 - e) Registrar
 - f) Bursar
 - g) The University Librarian
 - h) a body to be called Congregation
 - i) a body to be called Convocation
 - j) the Campuses and Colleges of the University
 - k) the Faculties, Schools, Institutes, Departments and Research units of the University
 - l) the persons holding offices constituted by the first schedule of this law other than those mentioned in paragraph (a) to (b) of this sub-section
 - m) all undergraduates and postgraduate students; and
 - n) all other persons who are members of the University in accordance with provisions made by statute in that behalf.
- (ii) the first schedule to this law shall have effect with respect to the principal officers of the University.
- (iii) provision shall be made by statute with respect to the constitution of the following bodies, namely; the Council, Senate, Congregation and Convocation.
- 6) (i) for the carrying out of its objectives as specified in section 4 of this law, *Powers* the University shall have power to:
 - (a) establish Campuses, Colleges, Faculties, Institutions, academic departments, Schools, Extra-mural Departments and other teaching and research units within the University as may be necessary.
 - (b) institute professorship, lectureship, and other positions and offices and to make appointments into them;
 - (c) institute and award fellowships, scholarships, bursaries, medals, prizes, titles, distinctions and other forms of assistance.
 - (d) Provide for the discipline, conditions of service and welfare of members of the University;

- (e) Conduct examinations and grant degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the university and have satisfied other requirements as the University may lay down;
- (f) Grant honorary degrees, fellowships or other academic titles;
- (g) Demand and receive from any student or any other person attending the University for the purpose of instruction, fees as the University may from time to time determine;
- (h) Acquire, hold, grant, charge or otherwise deal with or dispose of movable or immovable property wherever situated;
- (i) Accept gifts, legacies and donations but without obligation to accept same for a particular purpose unless the university approves the terms and conditions attached to it;
- (j) Enter into contracts, establish trusts, act as trustee, solely or jointly with any other persons, employ and act as agents;
- (k) Demand and receive school fees and procure contributions to the funds of the University and to raise money in such other manner as the university may deem fit;
- (l) To act as trustees or managers of any property, legacy, endowment, bequest or gift for purposes of education, research or otherwise in furtherance of the work and welfare of the University and to invest any funds representing same in accordance with the provisions of the statutes;
- (m) Erect, provide, equip and maintain libraries, laboratories, lecture halls, sport grounds and other buildings or things necessary, suitable or convenient for any of the objectives of the University;
- (n) Hold public lectures and undertake printing, publishing and book selling;
- (o) Subject to any limitations or conditions imposed by the statute, to invest any funds belonging to the University by way of endowment, whether for general or special purposes and other monies as may not be immediately required for current expenditure, in any investments or securities or in the purchase or improvement of land, with power from time to time to vary any investments;
- (p) Institute offices as the purposes of the University may require and to appoint and remove persons from office and to prescribe their conditions of service;
- (q) Prescribe rules for the discipline of students of the University;
- (r) Establish, maintain, administer, govern and supervise places of residence for officers and students of the University
- (s) Institute and award fellowships, scholarships, studentship, prizes and other aid to study and research;
- (t) Make provision for research, design and develop, with the objectives to enter into any arrangements with other institutions or public bodies as may be thought desirable and to charge the users of the service fees as may be thought desirable;
- (u) Print, reproduce and publish works of research and any other works as may from time to time, deem fit by the University;
- (v) Sell or provide for reward or books, stationery and other goods and services as may be deemed expedient and consistent with objectives of the University;
- (w) Borrow, whether on interest or not and if need be upon security or any call of the property movable or immovable of the University, money as the council may from

- time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
- (x) Make gift for any charitable purpose or do anything which is authorised or required by this law or by statute to do; and
- (y) Do any acts or things, whether or not incidental to the foregoing powers, as may advance the objectives of the university.
- (ii) subject to the provisions of this Law and of the Statutes and without prejudice to Section 4 of this Law, the powers conferred on the University by sub-section 1 of this section shall be exercisable on behalf of the University by Council or by Senate as may be appropriate or in any other manner which may be authorised by the Statute.
- (iii) the power of the University to establish other campuses and colleges within the University shall be exercisable by statute and not otherwise.
- 7) The Chancellor shall, in relation to the University, take precedence *The Chancellor*
Before all other members of the University at all meetings of Convocation held for conferring degrees, diplomas and certificates and other awards.
- 8) The Pro-Chancellor shall in, relation to the University, take *The Pro-Chancellor*
precedence before all other members of the University except the Chancellor and except the Vice-Chancellor when acting as Chairman of Convocation. the Pro-Chancellor shall when he is present, be the Chairman of all meetings of Council.
- 9) i. the Council of the University shall be charged with: *Powers and Functions of Council*
- a).the general control and superintendence of the policy;
- b).appoint Principal Officers, and give the terms and conditions of appointment of the Vice-Chancellor and other staff of the University and their remunerations;
- c).appoint, promote and discipline the staff of the University on the advice of the appropriate Committee of the University, and consider and approve independent auditors report at the end of each academic year. If requested in writing by a third of the majority of the members of Council, the Chairman shall within twenty-eight days after the receipt of the request call a meeting of the Council. The request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at the meeting.
- ii. there shall be paid to members of the Council and the Finance and General Purposes Committee and any other committees set up by the Council, allowances in respect of travelling and other reasonable expenses at rates as may from time to time, be fixed by the Council.

- iii. the Council shall meet as and when necessary for the performance of its functions under this law, but shall meet at least four times in a year.

10)

- a. there shall be a committee of the Council to be known as Finance and General Purpose Committee which shall, subject to the directives of the Council exercise control over the property and expenditure of the University, consider and approve annual budgets, perform any other function of the Council as may from time to time be delegated to it. *Functions of the Finance and General Purpose Committee*
- b. subject to this Law and the Statutes, the Council and the Finance and General Purpose Committee may each make rules for the purposes of exercising any of their respective functions or of regulating their own procedures.
- c. Rules made under sub-section (b) of this Section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and in so far and to the extent that any rule so made by that Committee conflict with any directives given by the Council (whether before or after the coming into force of the rules in question), the directive of Council shall prevail.

- 11) There shall be a Fund-Raising and Endowment Committee appointed by the Council and the composition of the Committee is to be specified by the council from time to time and the major function of the Committee is to raise funds for the development of the University as well as to explore other new sources of income generation. *Functions of Fund-Raising & Endowment Committee*

12) *Functions of Tenders Board*

the Tenders Board shall consider proposals on contracts from the University management and the committee shall be chaired by the Pro-Chancellor with the following members; the Vice-Chancellor, two other Council members not being members of Senate, one representative of Senate in Council, and the Registrar who will serve as the Secretary.

13) *Functions of Senate*

1. subject to Section 6 of this Law and sub-sections (3) and (4) of this Section, and to the provisions this Law, it shall be the general functions of the Senate to organise and control teaching, the admission (where no other enactment provides to the contrary) of students, the discipline of students and to promote research in the University.
2. without prejudice to the generality of sub-section (1) of this Section, it shall be the

function of Senate to make provision for:

- a) the establishment, organisation and control of Campuses, Colleges, Faculties, Departments, Schools, Institutes and other teaching units of the University, and the allocation of responsibility for different branches of learning;
 - b) the organisation and control of courses of study at the University and of the examination held in conjunction with those courses, including the appointment of examiners both internal and external;
 - c) the award of degrees and any other qualifications as may be prescribed in connection with examinations held;
 - d) the making of recommendations to the Council with respect to any person for award of an honorary fellowship or honorary degree or the title of professor emeritus;
 - e) the supervision of the students at the University and the regulation of their conduct;
 - f) the granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - g) determining what description of dress shall be the academic dress for the purpose of the University, and regulating the use of the academic dress.
3. the Senate shall not establish any new campus, College, Faculty, Department, School, Institute or other teaching and research unit of the University without the approval of the Council and the National Universities Commission.
4. subject to this Law and the Statutes, the Senate may make regulations for all purposes of exercising any function conferred on it either by the provisions of this section or for the purpose of making provision for any matter for which provision by regulations is authorised by this Law or by Statutes.
5. regulations shall provide that at least one of the persons appointed as the examiners at each final, or professional examination held in conjunction with any course of study at the University is not a teacher

in the University but is a teacher of the branch of learning to which the course relates at some other University of high repute.

6. subject to a right of appeal from the decision of the Senate to the Council, the Senate shall have power to deprive any person of any Degree, Diploma, Certificate, Scholarship, Bursary, Studentship, Medal, Prize or other academic title, distinction or award whatsoever conferred upon or granted to him by the University, if after such inquiry as the Senate may deem necessary, the Senate is satisfied that the person has been guilty of scandalous or other dishonourable conduct in obtaining same.
 7. where the Senate is satisfied that on academic grounds, it is necessary to do so, the Senate may as the circumstances may require, withdraw or direct the withdrawal of any Scholarship, Studentship, Bursary or other academic award whatsoever granted to any student or other person by the University.
- 1) the Vice-Chancellor shall in relation to the University, take precedence before all other members of the University except the Chancellor and subject to sections 7 and 8 of this law, except the Pro-Chancellor and any other person for the time being acting as Chairman of Council.
 - 2) subject to the provisions of this Law, the Vice-Chancellor shall have the general function in addition to any other functions conferred on him by this Law directing the activities of the University.

14) *Order of Precedence*

STATUTES OF THE UNIVERSITY

15) *Power of University to make Statutes*

1. subject to this Law, the University may make statutes for any of the following purposes:
 - (a) make provision with respect to the composition and constitution of any authority of the University;
 - (b) specify and regulate the powers and duties of any authority of the University, any other matter connected with the University or any of its authorities;
 - (c) determine whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this

- Law and of any Statutes, regulation or other instrument made thereunder;
- (d) make provisions for any other matter for which provision is authorised by Statute of this Law; and
- (e) regulate the admission of students by the University and their discipline and welfare.

2. subject to the provisions of this Law, the interpretation Act shall apply in relation to any Statute made under this Section as it applies to a subsidiary instrument within the meaning of section 27(1) of interpretation Act.
3. the statute contained in the second schedule to this Law shall be deemed to have come into force on the commencement of this Law and shall be deemed to have been made under this Section.
4. the power to make statutes conferred by this Section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the second schedule to this Law or any subsequent Statute.

16) *Regulatory power to make statutes*

1. the power of the University to make Statutes shall be exercised in accordance with the provision of this Section and not otherwise.
2. a proposed Statute shall not become Law unless it has been approved in the following manner:
 - a) at a meeting of the Senate by the votes of not less than two-thirds of the members present and voting; and
 - b) at a meeting of the Council, by the votes of not less than two-thirds of the members present and voting.
3. a proposed Statute may originate either in the Senate or in the Council, and may be approved by sub-section 2 of this Section by either one of those bodies before the other.
4. a Statute which makes provisions for or alters the composition or constitution of the Council and Senate or provides for the establishment of a new campus or college or for the amendment or revocation of any statute whereby a campus or college is established, shall not come into operation unless it has been approved by the Executive Council in consultation with National Universities

Commission and the House of Assembly of Osun State.

5. for the purpose of Section (2) of the interpretation Act, a Statute shall be treated as being made on the date in which it is approved by Council, after having being duly approved by the Senate or on the date at which it is approved by the Senate after duly being approved by Council, as the case may be or, in the case of a Statute falling within sub-section 4 of this Section, on the date which it is approved by the visitor.

17) *Proof of Statute*

a Statute may be proved in any court by the production of a copy bearing or having affixed to it a certificate purporting to be signed by the Vice-Chancellor or Registrar to the effect that the copy is a true copy of a Statute of the University;

18) *Power of the Visitor*

- 1) In the event of any doubt or dispute arising at anytime as to the meaning of any provision of a Statute, the matter shall be referred to the Visitor, who shall give advice and take decision thereon as he shall think fit.
- 2) The decision of the Visitor on any matter referred to him under this Section shall be binding.
- 3) the references in sub-section 2 of this Section to any question as to the meaning of any provision of a Statute shall include reference to any question as to whether any matter is for the said purposes an academic or a non-academic matter concerning the University

provided that the visitor shall act in consultation with the Osun State House of Assembly in exercising his powers under this section.

19) *Visitor of the University*

1. The Governor of Osun State shall be the Visitor of the University
2. The Visitor shall often as the circumstances may require not being less than once every five years, conduct a visitation to the University or direct that a visitation be conducted by a person as the Visitors may deem fit in respect of any affairs of the University

3.
 - a) It shall be the duty of the University to make available to the Visitor and to any other person (s) conducting a visitation in pursuance of this section, all facilities, information and assistance as he or they may reasonably require for the purposes of a visitation; and
 - b) To give effect to any directives which may be given by the Visitor or any other bodies or persons as may authorized by the Visitor in consequence of a visitation

20) Removal of a Council Member

If it appears to the Council that a member of the Council (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on the grounds of misconduct or inability to perform the functions of his office, employment or other grounds which the Council shall determine in writing to be a reasonable justification for his removal, the Council shall make a recommendation to that effect to the Visitor and if approved, shall direct the removal of the person from office.

21) Removal and Discipline of Academic and Administrative Staff

1. If it appears to the Council that there are reasons for believing that any person employed as a member of the academic or Professional Staff of the University other than the Vice-Chancellor, shall be removed from his office on grounds of

misconduct or inability to perform the functions of

his office, the Council shall:

- a) give notice of those reasons to the person in writing and afford the person an opportunity to make representation on the matter to the Council;
 - b) set up a Committee in each case to investigate the matter and report to it; and
 - c) afford the person an opportunity of appearing before and being heard by the investigating ad-hoc committee with respect to the matter, and if the Council after considering the report of the investigating ad-hoc committee, is satisfied that the person should be removed, the Council may so remove him by an instrument in writing signed on the directives of the Council.
2. The Vice-Chancellor may, in a case of misconduct by a member of staff which in his opinion, is prejudicial to the interest of the University, suspend the member and the suspension shall within three months be reported to the Council.
3. a member of staff may be suspended from his duties or his appointment may be terminated by the Council for a “good cause”. “*Good cause*” for the purpose of this section means:
- a) Conviction for any offence by a competent court which the Council considers unfit for the discharge of the functions of his office
 - b) Any physical or mental incapacity which the Council, after obtaining medical advice considers to be capable of rendering the person concerned unfit to continue to hold his office
 - c) Conduct of a scandalous or other disgraceful nature, which the Council considers to be capable of rendering the person concerned unfit to continue to hold his office; or
 - d) Conduct, which the Council considers may constitute failure or inability of the person concerned to discharge the function of his office or to comply with the terms and conditions of his service.
4. Any person suspended pursuant to sub-section (3) of this Section shall be placed on half pay and the Council shall before the expiration of a period of three months after the date of suspension consider the case against that person and come to a decision as to the following:
- a) whether the person’s suspension should continue and if so on what terms;
 - b) whether to reinstate the 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, the person will not be entitled to the proportion of his emoluments withheld during the period of suspension; and

- d) whether to take any lesser disciplinary action against the person (including the restoration of the proportion of his emoluments that might have been withheld as the Council may determine)

Where the council pursuant to this section decides to take further disciplinary action against the person, the Council shall before the expiration of a further period of three months from the decision, come to a final determination in respect of the case concerning the person.

- 5. It shall be the duty of the person by whom an instrument of removal is signed 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
- 6. Nothing in the foregoing provision of this section shall prevent the Council from making regulations for the discipline of other categories of staff and workers of the University as may be prescribed.

22) *Discipline of Students*

- 1) Subject to the provision of this Section, where it appears to the Senate that any Student of the University has been guilty of misconduct, the Vice-Chancellor may without prejudice to any other disciplinary powers conferred on him by Statute or Regulations direct:
 - a) That the Student shall not during the period as may be specified in the directives, participate in the activities of the University
 - b) That the activities of the Student shall during the period as may be specified in the directives; be restricted
 - c) That the Student be rusticated for a period as may be specified in the directives; or
 - d) That the student be expelled from the University.
- 2) Where a directive is given under sub-section 1 (c) and (d) of this Section in respect of any student within the prescribed period and in the prescribed manner, appeal to the Council and where an appeal is brought, the Council shall after causing inquiry to be made into the matter, either confirm or set aside the directive or modify it in such a manner as the Council may deem fit.
- 3) The fact that an appeal from a directive is brought in pursuance to sub-section (2), shall not affect the question of the directive while the appeal is pending.

- 4) The Vice-Chancellor may delegate his power under this section to a disciplinary board consisting of the members of the University nominated by the Senate
- 5) Nothing in this Section shall be construed as preventing the restriction or termination of a student's activity at the University other than on the grounds of misconduct.
- 6) It is hereby declared that a directive under subsection (1) (a) of this Section, may be combined with a directive under sub-section 1 (b) of this Section.

23) *Financial Year and Account* 1)

The Council shall fix financial year for the

purpose of the Account of the University

- 2) The Council shall cause proper account to be kept in respect of each financial year and

proper records to be kept of the assets of the

University.

24) *Revenue of the University*

1. The Revenue of the University shall consist of:

- a) Statutory allocation from State Government
- b) Grants-in-aid from the State Government
- c) All other fees charged by the University in respect of students
- d) All other fees, charges, dues or amount recoverable by the University
- e) All revenue accruing to the University whether by Grants-in-aids or endowments or otherwise
- f) All interest accruing from monies invested by the University
- g) Donation to the University from any source; and
- h) All other monies accruing to the University from whatsoever source derived.

2. Revenue received by the University by way of endowments, gifts or donations in aid of the finances of the University shall be entered in a register kept for the purpose, showing the name of donors and any special conditions under which such endowments, gifts or donations were accepted.

3. All property, monies or funds donated for any specific purpose for which they are donated and shall be accounted for separately.

25) *Annual Budget*

The Council shall cause to be prepared, an annual report which shall include the audited statement of the income and expenditure of the University during the previous financial year and a statement of its Assets and Liabilities as at the last day of the Financial Year.

26) *Annual Report*

The Council shall cause to be prepared an Annual Report which shall include the Audited Statement of the Income and Expenditure of the University during the previous financial year and a Statement of its Assets and Liabilities as at the last day of the Financial Year.

27) *Audit of Accounts* 1)

The Council shall cause the Accounts of the University to be Audited by Auditors appointed by the Council as soon as may be practicable after the end of each Financial Year or for any other period as the Council may require or in manner prescribed by Statute

2) The Council shall provide for an Internal Audit system headed by an officer of status and reporting relationships as may deem fit and may make an ordinance for that purpose.

28) *Bank Accounts*

The Council shall arrange that all monies received on Account of the University shall be paid into the Bank(s) approved by Council to the credit of one or other accounts

of the University opened or to be opened with the bank(s)
in accordance with the directives of the Council.

29) *Statement of Account*

The Council shall cause the Finance and General Purposes
Committee to prepare and submit to it:

- a) A statement of the income and expenditure of the University during the previous financial year
- b) A statement of the assets and liabilities of the University as valued by the internal auditor as at the last day of that financial year; and
- c) The statements in sub-section (a) and (b) above duly certified as correct by the Pro-Chancellor and Chairman of Council.

30) *Prohibition of Discrimination*

No person shall be required to satisfy any requirements as to race (including Ethnic Grouping), Sex, Place of Birth or Family Origin or Religious or Political Persuasion as a condition of becoming or continuing to be a Student at the University, the Holder of any Degree or other Awards of the University or of any appointment or employment by virtue of this law and no person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of those matters;

PROVIDED that nothing in this Section shall be construed as preventing the University from imposing any disability or restriction on any of the aforementioned person where a person willfully refuses or fails on grounds of religious belief to undertake any duty generally and uniformly imposed on all persons or any group of them which duty, having regard to its nature and the special circumstances is in the opinion of the University reasonably justifiable in the National and State interest.

31) *Restriction on Disposal of Land* Without prejudice to the provision of the

land use act, the University shall not dispose
of or charge any interest in any land except
with prior written consent, either general or
special of the State Executive Council;

PROVIDED that consent shall not be

required in the case of any lease or tenancy
at a rent for a term not exceeding twenty-
one years or any lease or tenancy to a
member of the University for residential
purposes.

32) *Quorum*

Except as may be otherwise provided by Statute or
by regulations, the Quorum and procedure of any
body of persons established by this law shall be as
may be determined by that body and this law.

33) *Appointment of Committee* 1) Any body or persons established by this law without
prejudice to the generality of the powers of the Committee shall have
power to appoint Committees which need not consist exclusively of
the members of that body, and to authorize a Committee established
by it;

- a) to exercise on its behalf any of its function as it may determine
- b) to co-opt members, and may direct whether or not co-opted members (if any) shall be entitled to vote in that Committee.
- 2) Any two or more bodies may arrange for the holding of joint meetings of those bodies for the appointment of Committees consisting of members of those bodies
- 3) Except as may be otherwise provided by the
Statute or by Regulation, the Quorum and
Procedure of a Committee established or
meeting held in pursuance of this Section
shall be as may be determined by the body
or bodies which have decided to establish
the Committee or hold meeting.
- 4) Nothing in the foregoing provisions of this Section shall be construed as;

- a. Enabling Statutes to be made otherwise than in accordance with section 15 of this law; and
- b. Enabling the Senate to empower any other body to make regulations or to award degree or other qualifications.

34) *Seal of the University*

- 1) The seal of the University shall be as may be determined and approved by the Council and the affixing of the seal shall be authenticated by any member of the Governing Council and by the Vice-Chancellor, Registrar, or any other person authorized by Council.
- 2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- 3) Any contract or instrument which if made or executed by a person not being a Corporate body, will not require to be under Seal and may be made or executed on behalf of the University by any person generally or specially authorized to do so by Council.
- 4) The validity of any proceedings of any body established in pursuance of this law shall not be affected by any vacancy in the membership of the body or by reason that any person not entitled to do so take part in the proceedings.
- 5) Any member of a body who has personal interest in any matter proposed to be considered by that body shall not

- participate in deliberation of or vote on any question relating to the matter.
- 6) The power conferred by this law to make statutes or regulations shall include power to revoke or vary any Statute (including the Statute contained in the schedule to this law) or any regulation by subsequent Statute or as the case may be, by a subsequent regulation and statute and regulations may make different provisions in relation to different circumstances
 - 7) Any notice or other instruments authorized to be served by virtue of this law, may without prejudice to any other mode of service be served by post.

SCHEDULES

OFFICERS OF THE UNIVERSITY

1) The Chancellor

- 1) The Chancellor to the University shall be a distinguished person in society who is also visibly committed to the ideals of University Education.
The Chancellor shall be appointed by the Visitor to the University
- 2) The Chancellor shall hold office for a period of five years in the first instance but renewable for such a period as the Visitor may decide.
- 3) If it appears to the visitor that the Chancellor should be removed from office on the ground of misconduct or of inability to perform the functions of his office, the Visitor may by notice remove him accordingly.
- 4) The main duty of the Chancellor is to ensure that the University remains focused on its mission statement. The Chancellor shall preside over Convocations and in his absence the Vice-Chancellor shall preside.

2) The Pro-Chancellor

- 1) The Pro-Chancellor shall be appointed or be removed by the Visitor.
- 2) Subject to the provisions of this law, the Pro-Chancellor shall hold office for a period of Four (4) years from the date of his appointment and may be renewable thereafter for a period to be determined by the visitor. The Pro-Chancellor shall be a person who is very knowledgeable about Universities, the Organization, Administration and Aspirations.
- 3) The Pro-Chancellor shall be Chairman of Council of the University.

3) The Vice-Chancellor

- 1) The Vice-Chancellor shall be appointed or be removed by the Visitor upon consultation with the Council.
- 2) The tenure of the Vice-Chancellor shall be one term of Four (4) years.
- 3) Subject to this paragraph, the Vice-Chancellor shall hold office on the terms as may be specified in his instrument of appointment.
The person must be a distinguished scholar with outstanding academic and administrative records. The person must possess a Doctorate Degree and a Professor of not less than Ten (10) years standing.

- 4) The Vice-Chancellor shall be appointed by the Visitor after due consultation and screening
- 5)
 1. When a vacancy occurs in the office of the Vice-Chancellor, the Council shall:
 - a) Advertise the vacancy in a reputable journal or widely read newspaper in Nigeria specifying:
 - 1) The qualifications and qualities of the person who may apply for the post; and
 - 2) The terms and conditions of service applicable to the post and thereafter, draw up a shortlist of suitable candidates for consideration.
 - b) Constitute a Search Team consisting of:
 1. A member of Council who is not a member of Senate as Chairman
 2. Two members of Senate who are not members of Council, one of whom shall be a Professor.
 3. Two members of congregation who are not members of the Council, one of whom shall be a Professor, to identify and nominate for consideration suitable persons who are not likely to post their own violation because they feel that it is not proper to do so.
- 6) A joint Council/Senate Selection Board consisting of:
 - a) The Pro-Chancellor as Chairman
 - b) Two members of the Council not being members of Senate; and
 - c) Two members of Senate who are Professors who are not members of the search team, shall consider the candidates on the list drawn up under paragraph 2 of this schedule through examination of their curriculum vitae and interaction with them and make recommendations to the Council.
- 7) The Council shall after considering the report of the Joint Selection Committee, submit to the visitor the names of three candidates rated according to their performances.

- 8) The Visitor shall appoint one of the three candidates or return the list to the Council if none of the three candidates is acceptable for a repeat of the process.
 - 9) The Vice-Chancellor shall hold office for a term of five (5) years, and shall not be eligible for re-appointment. His terms and conditions of service shall be embodied in a contract under the seal of the University.
 - 10) The Vice-Chancellor shall exercise general superintendence over the University and shall have a general responsibility to the Council for maintaining and promoting the efficiency and good order of the University and it shall be the duty of the Vice-Chancellor to see that the provisions of the law, the Statutes, the Ordinances and the Regulations are observed, and he may exercise such powers as may be necessary or expedient for that purpose.
 - 11) The Vice-chancellor shall by virtue of his office be a member of the Council, Chairman of the Senate, Chairman of the Congregation, Member of Faculties and any other authority of the University set up by Statute and of any Board or Committee appointed by any of those bodies.
- 4) **The Deputy Vice-Chancellor**
- 1) There shall be for the University the number of Deputy Vice-Chancellor (s) as the council may from time to time deem necessary for the proper administration of the University.
 - 2) The Deputy Vice-Chancellor shall be a Professional member of Senate and shall be appointed by the Council following his election by Senate from a list of two academic staff of the University.
 - 3) The Deputy Vice-Chancellor shall hold office for two (2) years and shall be eligible for re-appointment for a second term of two years only.
 - 4) The Deputy Vice-Chancellor shall assist the Vice-Chancellor in the day-to-day administration of the University and perform other duties as will be directed by the Vice-Chancellor and he shall be eligible in the absence of the Vice-Chancellor to act as the Vice-Chancellor.

5) **The Registrar**

- 1) There shall be a Registrar who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day running of the University.
- 2) The Registrar shall hold office for a term of five (5) years and may be re-appointed for a final term of five (5) years.
- 3) The person holding the office of the Registrar shall by virtue of that office be Secretary to Council, Senate, Congregation and Convocation
- 4) The Registrar shall perform any other function that may be assigned to him by the Vice-Chancellor.

6) **The Bursar.**

- 1) There shall be a Bursar who shall be the chief financial officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day running and control of financial affairs of the University.
- 2) The Bursar shall hold office for a term of five years and may be re-appointed for a final term of five years
- 3) Other functions of the Bursar include:
 - a. Making payments on all goods and services procured by the University
 - b. Preparing financial statements to guide decision making
 - c. Preparing short and long term investment plans
 - d. Preparing budget operating plans
 - e. Receiving, Entering and Lodging all fees, Donations and Grants on behalf of the University; and
 - f. any other functions that may be assigned to him by the Vice-Chancellor from time to time.

The University Librarian

- (1) There shall be a University Librarian who shall be responsible to the Vice –Chancellor for the administration of the University Library and the management of all the library services in the University and its campuses, faculties, schools, department and institutes and other teaching or research units.
- (2) The University Librarian shall hold office for a term of five years and may be re-appointed for a final term of five years.

8. Resignation And Re-Appointment

Any officer mention in the foregoing provision of this schedule may resign his office:

- (a) In the case of the Vice-Chancellor and Pro-Chancellor by three month of notice to the Visitor, through the Commissioner for Education.
- (b) In the case of the Vice-Chancellor by three month notice to the Chairman of the Council who shall inform the Visitor through the Commissioner for Education.
- (c) Any other case by three-months notice to the Vice-Chancellor and the Vice-Chancellor shall immediately notify the Council.

SECOND SCHEDULE

UNIVERSITY STATUTE NO.1

ARRANGEMENT OF ARTICLES

ARTICLE

1. The Council
2. The Finance and General Purpose Committee
3. The Senate
4. Congregation
5. Convocation
6. Organization of Faculties and Branches
7. College Board / Faculty Board
8. Selection of Certain Principal Officers
9. Creation Academic post
10. Appointment of Staff
11. Interpretation

1. THE COUNCIL

- (1) (a) The Council shall consist of the following members:
 - (i) the Pro-Chancellor and Chairman of the Council;
 - (ii) the Vice-Chancellor;
 - (iii) Deputy Vice-Chancellor(s);
 - (iv) Permanent Secretary, Ministry of Education, Osun State;
 - (v) Permanent Secretary, Ministry of Finance, Osun State;
 (b) six persons representing a variety of interest and broadly representatives of geographical divisions of the State appointed by the Visitor;
 - (c) four representative of the Senate;
 - (d) two members of the Congregation elected by the Congregation, one of whom shall be a member of the administrative staff of the University not below the rank of Principal Assistant Registrar;
 - (e) representative of the Alumni Association; and
 - (f) one representative of the National Universities Commission nominated by the Commission;
- (2) The period during which members of the Council representative shall hold office shall be as follows:
 - (a) the Pro-Chancellor, the Vice-Chancellor, the Permanent Secretary Ministry of Finance of the State and the Permanent Secretary, Ministry of education of the state, shall hold office during the time they hold their respective official positions in the University or the Public Service of the State, as the case may be.
 - (b) Every member appointed under paragraph 1 (b) shall hold office for a period of four years.
 - (c) Every member appointed under paragraphs (c), (d), (e) and (f) shall hold office for a period of two years.
 - (3) A person ceasing to hold office as a member of the Council otherwise than by removal for good cause shall be eligible for re-appointment or re-election as a member.
 - (4) All casual vacancy shall be fill the body which appointed or elected the person whose place had become vacant, and the person so appointed or elected shall be a member only for the un-expired portion of the period of office of his predecessor.
 - (5) A third of the membership of the Council shall form a quorum.
 - (6) In the absence of the Pro-Chancellor at a duly constituted meeting of Council, the members present shall elect one of their members to be chairman of the meeting.
 - (7) The Council may regulate its own procedure.
 - (8) Where the Council desire to obtain the advice of any person on any particular matter, it may co-opt the person to be a member for the meeting or meeting shall s as may be required and the person whilst so co-opted shall have all the right and privilege of a member but shall not be entitle to vote on any matter.

- (9) At every meeting of the Council, the Bursar of the University shall be in attendance.

2. THE FINANCE AND GENERAL PURPOSES COMMITTEE

The Finance and General Purposes Committee of Council shall consist of:

- (a) the Pro-Chancellor, who shall be the Chairman of the Committee at any meeting at which he is present;
- (b) the Vice-Chancellor;
- (c) the deputy Vice-Chancellor
- (d) two other members of the Council appointed by the Council, one of whom shall be a member representing Senate or Congregation; and
- (e) one member from amongst the six in paragraph 1, (b) above appointed by the Visitor from outside the University.

3. THE SENATE

(1) The Senate shall consist of :

- (a) the Vice-Chancellor;
- (b) the Deputy Vice-Chancellor(s);
- (c) Provosts of Colleges
- (d) Deans of Faculty;
- (e) Academic Directors;
- (f) Head of academic Directors;
- (g) Professors;
- (h) The University Librarian;
- (i) Six representatives of Congregation not below the rank of Lecture 1 with a doctorate degree; and
- (j) The Registrar who shall act solely as Secretary to the Council but not as a member.

(2) The Vice-Chancellor shall be the Chairman at all meetings of the Senate when he is present and in his absence the Deputy Vice-Chancellor shall act as a Chairman.

(3) The quorum of the Senate shall be one third of the members.

(4) An elected member shall hold office for the period of two years and may be renewable once thereafter.

(5) If so requested in writing by a third of its membership, the Vice-Chancellor, or in his absence, the Deputy Vice-Chancellor shall convene a meeting of Senate to be held not later than the tenth of the following;

(6) Committee of Provost, Deans and Directors

There shall be a committee to be known as Committee of Provosts, Deans and Academic Directors and that Committee advise the Vice-Chancellor on all academic matters and on any particular matter referred to the University Council by the Senate.

4. CONGREGATION

(1) Congregation shall consist of :

- (a) the Vice-chancellor;
- (b) Deputy Vice-Chancellor(s);

- (c) The Bursar
 - (d) The University Librarian; and
 - (e) All full time members of staff who hold a degree of any recognized University for the purpose of this Statute, not being an honorary degree.
- (2) Subject to section 8 of this law, the Vice-Chancellor shall be the Chairman at all meetings of Congregation when he is present, and in his absence, the Deputy Vice-Chancellor shall be the Chairman at all meeting.
- (3) The quorum of the Congregation shall be one third (or the whole nearest to one third) of the total number of members of the Congregation or fifty, whichever is less.
- (4) A register signed by the Vice-Chancellor specifying:
 - (a) the total numbers of member of the Congregation for the purposes of any particular meetings of Congregation; or
 - (b) the names of the person who are members of the Congregation during a particular period, shall be conclusive evidence of that number or, as the case may be of the names of those persons.
- (5) Subject to the foregoing provision of this article, Congregation may regulate its own procedure.
- (6) Congregation shall be entitle to express by resolution its own opinion on all matter affecting the interest and welfare of the University and shall have all other functions in addition to the function of electing the member of the Council, as may be provided by Statute or Regulations.
- (7) Congregation shall meet at least twice a year.

5. CONVOCATION

- (1) Convocation shall consist of:
 - (a) the officers of the University mentioned in the First Schedule of the Law;
 - (b) all teachers within the meaning of this Law; and
 - (c) all persons who names are registered in accordance with paragraph (2) of this article.
- (2) A person shall be entitle to have his name registered as a member of Convocation if;
 - (a) he is either a graduate of the University or a person satisfying the requirements prescribed for the purpose of this paragraph; and
 - (b) he applied for the registration of his name I the prescribe manner and pays the prescribed fees and regulations shall provide for the establishment and maintenance of the register for the purposes of this paragraph and paragraph (3) of this article mat provide for the payment form time-to-time of fees by the person whose name are on the register and for the removal from the register and for the removal from the register of the name of any person who fails to pay fees.

- (3) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph 5 (1) (a) or (b) of this article are entered and retained on the register.
- (4) A person who reasonably claims that he is entitled to have his name in the register shall be entitled on demand to inspect that register, or a copy of the register at the principal offices of the University at all reasonable time.
- (5) The register shall, unless the contract is proved, be sufficient evidence that any person named therein is not a member of convocation, but for the purpose of ascertaining whether a particular person was a member on a particular date, any entries in and deletions from the register made on or after the date shall be disregarded.
- (6) The quorum of convocation shall be fifty or one-third (or the whole number nearest one-third) of the total number of members of convocation, whichever is less.
- (7) Subject to section 7 of this Law, the Chancellor shall be the chairman at all meetings of convocation when he is present and in his absence the Vice-Chancellor shall be the chairman at the meeting.

6. ORGANIZATION OF COLLEGES, FACULTIES AND BRANCHES

Each Colleges or Faculty shall be divided into the number of branches as may be prescribed by the Senate

7. COLLEGE BOARD / FACULTY BOARD

- (1) There shall be established in respect of each College/Faculty, a board which, subject to provision of these statutes, and subject to directives if the Vice-Chancellor or Senate shall:
 - (a) regulate the teaching and study of; and the conduct of examination connected with the subject assigned to the College/Faculty;
 - (b) deal with any other matter assigned to it by Statute or by the Vice-Chancellor or by the Senate.
 - (c) advice the Vice-Chancellor or the Senate on any matter referred to it by the Vice-Chancellor or the Senate.
- (2) Each college/faculty board shall consist of:
 - (a) the Vice-Chancellor;
 - (b) the Provost/Dean of the College/Faculty;
 - (c) Heads of department/Unit; and
 - (d) Teachers assigned to the faculty and having the prescribed qualification as the board may determine;
- (3) The quorum of the board shall be eight members of one-third (whichever is less) of the members of the board, and subject to the provision of this Statute and to

may provision made by regulations in that behalf, the board may regulate its own procedure.

8. SELECTION OF CERTAIN PRINCIPAL OFFICERS

(1) The Provost of College/Dean of Faculty

- (a) The Provost of their Colleges shall be appointed by the Vice-Chancellor upon the recommendation of the Professor of the College. The Dean of Faculty shall be elected from among academics staff of professorial rank in the Faculty and shall hold office for a term of two years and may be renewable thereafter.
- (b) The Provost / Dean shall be the chairman at all meeting of the College/Faculty Board when he is present and he shall be a member of all committees and other board appointed by the College/Faculty.
- (c) The Provost/dean shall exercise general superintendent over the academic and administrative affairs of the colleges/Faculty. It shall be the function of the Dean to present to convocation for conferment of academic degree, person who have qualified for it, the responsibility to which it is allocated to that College/Faculty.
- (d) The Provost/Dean may be removed from office for a good cause by the Vice-Chancellor upon recommendation by the College/Faculty Board.

2. Appointment Of Officers

- a) When a vacancy occurs in the office of the Registrar, Bursar and the University Librarian, a Selection Board shall be constituted by the Council and shall consist of:
 - 1. the Pro-Chancellor
 - 2. the Vice-Chancellor
 - 3. two members appointed by the Council not being members of Senate; and
 - 4. two members appointed by the Senate
- b) When a vacancy occurs in the office of the Director of Works,

Director of Physical Planning and the Director of Health Services,

an interview shall be constituted by the Council and shall consist of:
 - 1. the Vice-Chancellor
 - 2. two members appointed by Council not being members of the Senate
 - 3. two members appointed by the Senate; and
 - 4. an expert with cognate experience
- c) The Selection Board and the Interview panel after making enquiries shall recommend a candidate to the council for the appointment to the vacant office, and after considering the recommendation of the interview panel, the council may make an appointment to that office.

9) **CREATION OF ACADEMIC POSTS**

Recommendation for the creation of posts other than those mentioned in article 8

of this statute shall be made by the Senate to the Council through the Finance and

General Purposes Committee.

Statute XXX

Honorary Degrees, Medals and Prizes

1. The University may without examination, confer honorary degree of doctor in any Faculty, award medals and prizes to any person whom it may deem worthy of distinction. Provided that the holder of the degree 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 the degree has been conferred on him.
2. No person shall be admitted by the University to an honorary degree unless his name has been recommended for the award of an honorary degree by a joint committee of the Council and the Senate and the recommendation is approved by the Senate and the Council.
3.
 - 1) The joint committee of the Council and the Senate referred to in paragraph (2) of the Statute, which shall be known as the Honorary Degrees Committee, shall consist of;
 - a) The Vice-Chancellor, who shall be Chairman
 - b) Two members of the Council(not also being members of Senate) nominated by the Council
 - c) Four members of the Senate (not also being members of the Council) nominated by the Senate.
 - 2) The members appointed by the Council or the Senate shall hold office for two years at a time and shall hold office for two years at a time and shall be eligible for re-appointment.
 - 3) The council after consultation with the Senate, may make ordinances governing the procedure to be followed in dealing with proposals for the conferment of honorary degrees.

Statute XXX

APPOINTMENT OF STAFF

1. Every appointment to academic staff positions shall be made by Council on the recommendation of the Appointments and Promotions Committee (Academic) after considering a recommendation of a Selection Committee which shall consist of:
 - a) the Vice-Chancellor, who shall be the Chairman
 - b) the Deputy Vice-Chancellor(s)
 - c) The Dean of the Faculty to which the appointment is to be made
 - d) The Head of Department concerned, provided that the appointment is to be a Professorship in the Department, the Acting Head of Department, if any, shall not be a member if he himself is a candidate for appointment or if he holds a post below the rank of Professor
 - e) at least two other persons who have knowledge of the subject of study concerned, nominated by the Vice-Chancellor.

2. The composition of the Appointments and Promotions Committee (Academic) shall be:
 - a) the Vice-Chancellor - Chairman
 - b) Deputy Vice-Chancellor(s)
 - c) Deans of Faculties
 - d) University Librarian
 - e) Head of Department (when the cases of that department are being taken) and;
 - f) The Registrar shall be the Secretary to the Committee. Quorum shall be 50% rounded up to the nearest higher whole including the Vice-Chancellor, Deans and Head of Department who has case(s) to present.
3. Every appointment to Administrative Technical staff position, shall be made by Council on the recommendations of the Appointments and Promotions Committee (Administrative Technical) after considering a report of a Selection Committee which shall consist of:
 - a) the Vice-Chancellor who shall be the Chairman
 - b) the Deputy Vice-Chancellor(s)
 - c) the Registrar
 - d) the Head of Department to which the person is to be appointed
 - e) one member of Council nominated by Council; and
 - f) at least two other persons with knowledge relevant to the particular appointment nominated by the Vice-Chancellor
4. The composition of the Appointments and Promotions Committee (Administrative and Technical) shall be:
 - a. The Vice-Chancellor - Chairman
 - b. Deputy Vice-Chancellor(s)
 - c. Registrar
 - d. Bursar
 - e. University Librarian
 - f. Deans of Faculties
 - g. Head of Department (who has a case to present)
 - h. Director of services; and
 - i. The Quorum shall be 40% including the Vice-Chancellor, the Registrar, the Bursar, the University Librarian and any three others. Head of Department who has case(s) to present.
5. (1) Selection Committees may interview candidates directly, consult

external assessors and consider reports of external assessors or of specialist interviewing panels.

- (2) A selection committee when recommending a person for appointment shall not be limited in their choice to those who have replied to any advertisement notifying the vacancy.
6. The composition of the Appointments and Promotions Committee (Junior Staff) shall be:
 - a) Deputy Vice-Chancellor (Vice-Chancellor when the appointment of Deputy Vice-Chancellor has not been made);
 - b) Registrar
 - c) University Librarian
 - d) Bursar
 - e) Directors of services
 - f) Head of Department (whose case is being taken);
 - g) Establishment Officer shall be the secretary. Quorum shall be 5 including the Deputy Vice-Chancellor, Registrar, Bursar and the University Librarian (or their representatives).
7. A member of the academic staff or of the administrative staff shall hold office on terms and conditions of the service as may be set out in any contract in writing between him and the University, the contract being signed on behalf of the University by the Registrar or by the other person as may be authorized for that purpose by the university, shall contain or be deemed to contain a provision that the terms and conditions of service therein specified are subject to the provisions of this law and statutes, ordinances and regulations of the University.
8. The terms and conditions of service of other staff of the University shall be 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 this law, the statutes, ordinances and regulations of the University.
9. The Vice-Chancellor may appoint a visiting Professor or a member of the academic staff or the administrative staff for a period of not more than twelve months where he is satisfied that special circumstances so required and all appointments shall as soon as possible be reported by him to the appropriate appointing committee for ratification
10. Vacancies in the academic staff or the administrative/technical 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 for assessment by a selection committee constituted in accordance with paragraph 4 of this statute in the case of appointment to an administrative post.

11. INTERPRETATION

In this law, unless the context otherwise requires:

“*Campus*” means Campus of the University established pursuant to this law;

“*College*” means an arm or unit of studies established by the University

“*Commissioner*” means the commissioner charged with the responsibility for education;

“*Council*” means the Council established by this law for the University

“*Department*” means a teaching or academic unit established under this law

“*Faculty*” means faculty established under this law as a teaching or academic unit of the University

“*Graduate*” means a person on whom a degree (other than honorary degree), has been conferred by the University;

“*Institute*” means an institute established under this law as a teaching or academic unit of the University

“*Provost*” means the head of a College of the University

“*Notice*” means a written or printed formal announcement, notification or warning.

“*Professor*” means a person designated as a Professor of the University in accordance with provisions made in that behalf by statute or by regulation

“*Property*” means that which is capable of ownership by the University and includes liabilities and obligations

“*Regulation*” means the regulation made by the Senate or Council

“*Senate*” means the Senate of the University established pursuant to this law

“*State*” means the Osun State of Nigeria

“*State Executive Council*” means the Executive Council of Osun State

“*Statute*” means the Statute made by the University under section 15 of this law and in accordance with the provisions of Section 15 of this law and “*Statutes*” means all such as are in force from time to time

“*Student*” means a person who has been registered as a student of the University during a current academic year for a first or higher degree, Diploma Certificate or such other qualification of the University by the Senate as qualifying a person for status of student

“*Teacher*” means a person as a member of staff of the University on full-time or part-time teaching duties in the University as are required to teach.

“*Undergraduate*” means a person *statu pupillari* at the University, other than a graduate; and any person of the description as may be prescribed for the purpose of this definition; and

“*University*” means Osun State University as established and constituted by this law.

ASSENTED to by me this 30th day of December 2006

PRINCE (DR.) OLAGUNSOYE OYINLOLA

EXECUTIVE GOVERNOR OF OSUN STATE