

CHAPTER C16 - COLLEGE OF EDUCATION, ORO, LAW

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Interpretation.
3. Establishment of the College.
4. Functions of the College.
5. Establishment of Council of the College.
6. Composition of Council and tenure of office.
7. Power of Governor to terminate appointment of members and to reconstitute Council
8. Resignation.
9. Functions of the Council.
10. Meetings.
11. Quorum.
12. Seal of the College.
13. Borrowing powers.
14. Investments.
15. Vacancy in the office of Chairman.
16. Committees of the Council.
17. Minutes of the proceedings.
18. Standing orders.
19. Delegation.
20. Staff of the College.
21. Academic Board.
22. Board of Examiners.
23. Finance and General Purposes Committee.
24. Powers of the Committee.
25. Sub-committee of Academic Board.
26. Office of Provost.
27. Other duties of Provost.
28. Deputy Provost.
29. The Registrar and other senior staff.
30. Visitor.
- 31A. Dissolution of Council
- 31B. Appointment of a Sole Administrator
31. Removal from office of certain categories of officers.

32. Establishment of schools of the College.
33. Directions of the Governor.
34. Regulations.
35. Revenue of the College.
36. Donations for particular purposes
37. Payment into bank.
38. Annual estimates.
39. General report.
40. Accounts of the College.
41. Representation.

COLLEGE OF EDUCATION, ORO, LAW

A Law to establish a college for teacher training and for research into educational methods.

[KWS 15 of 1984, No. 9 of 1994, No. 4 of 2006.]

[Date of commencement: 17 thJuly, 1984]

1. Short title

This Law may be cited as the College of Education, Oro, Law, 1984 and shall be deemed to have come into operation on the 17th day of July, 1984.

2. Interpretation

In this Law, unless the context otherwise requires—

"Academic Board" means the Academic Board established under section 21 of this Law;

"academic staff" means members of the College whose sole or primary duty is teaching and research;

"National Commission for Colleges of Education" means the National Commission for Colleges of Education established by section 1 of the National Commission for Colleges of Education Act charged with the responsibility of co-ordinating all aspects of teachers' education and regulating the programmes of all Colleges of Education;

[No. 4 of 2006.]

"non-academic staff" means all members of the staff of the college other than members of the academic staff;

"staff" means all employees of the College and includes academic and non-academic staff;

[No. 4 of 2006.]

"State" means the Kwara State of Nigeria;

"the Board of Examiners" means the Board of Examiners appointed under the provisions of section 22 of this Law;

"the Chairman" means the Chairman of the Council;

"the College" means the Kwara State College of Education, Oro;

"the Commissioner" means the State Commissioner charged with the responsibility for Education, Science and Technology;

[No. 4 of 2006.]

"the Council" means the Council of the College established under section 5 of this Law;

"the Governor" means the Governor of the State; **"the Librarian"** means the Librarian of the College;

"the Military Governor" means the Military Governor of the State and includes the Military Administrator of the State;

[No. 9 of 1994]

"the Provost" means the Provost of the College;

"the Registrar" means the Registrar of the College; and

"the University"

[No. 4 of 2006.]

3. Establishment of the College

(1) There is hereby established at Oro, a College to be known as the College of Education, Oro, which shall be an institution for the training of teachers as well as for research and study of education.

(2) The College shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name.

4. Functions of the College

(1) The functions of the College are—

(a) to organise, improve and develop courses for the training of various categories of teachers;

(b) to promote research and advancement of science and learning;

(c) to serve as a centre for educational research especially as applied to local conditions;

(d) to organise, improve and extend education of a standard higher than the secondary school level;

(e) to encourage all classes and communities without any distinction to pursue a regular and liberal course of education; and

(f) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College.

(2) For the purposes of attaining and maintaining the highest possible academic standards, the College shall as soon as practicable, subject to the following conditions, get accredited by the National Commission for Colleges of Education, that is to say:

(a) that there will be strict compliance by the College with the required standard for Colleges of Education, as set out by the National Commission for Colleges of Education;

(b) that the Nigeria Certificate in Education Examinations are moderated by the National Commission for Colleges of Education through their monitoring departments and the results thereof presented to the Academic Board for approval; and

(c) that the Provost and Registrar of the College shall be the final signatories to the Nigeria Certificate in Education awarded by the College to the graduates of the College.

(3) The College, under the authority of the National Commission for Colleges of Education, may award the Nigeria Certificate in Education to students of the College who qualify for the award and independently may award any other certificate or diploma to such students who qualify for the award.

[No. 4 of 2006.]

5. Establishment of Council of the College

(1) There is hereby established for the administration of the College, a Council to be known as the Council of the College of Education, Oro.

(2) Subject to the provisions of this Law, the Council shall be the governing body of the College having responsibility for the general supervision and control of the College, including control of the property and finances of the College.

6. Composition of Council and tenure of office

(1) The Council shall consist of the following members—

(a) a Chairman and five other persons appointed by the Governor two from each Senatorial

District of the State, cognisance being taken of the Chairman;

(b) a representative of the National Commission for Colleges of Education;

(c) the Commissioner, Ministry of Education, Science and Technology;

(d) the Provost; and

(e) the two Deputy Provosts;

(f) one representative of the Academic Board of the college not below the post of principal

lecturer elected from among themselves;

(g) one representative of the College Congregation not below the rank of Principal Lecturer

or its equivalent elected by and from among the Congregation; and

(h) one representative of the Alumni Association.

[No. 4 of 2006.]

(2) Members of the Council other than ex officio members shall each hold office for three years, but shall be eligible for re-appointment for another term of three years.

(3) Members of the Council other than ex officio members shall be paid such allowances as the Governor may determine.

7. Power of Governor to terminate appointment of members and to reconstitute Council

(1) Notwithstanding anything to the contrary contained in this Law or in any letter or instrument by which a person is appointed under section 6 of this Law, the Governor may at any time, if he deems it expedient in the interest of the College, revoke the appointment of such a person and shall appoint in his stead some other person.

(2) If at any time the Governor is of the opinion that the Council ought to be reconstituted, he may by order published in the Gazette, reconstitute the Council with effect from such date as may be set out in the order, and the provisions of section 6 of this Law shall be deemed to be replaced or amended accordingly:

Provided that in the reconstitution of the Council by such order all the bodies or interests required to be represented in the Council by section 6 of this Law are represented in the reconstitution.

8. Resignation

(1) The Chairman may resign his appointment in writing under his hand addressed to the Governor and upon the acceptance by the Governor of the resignation, the appointment of the Chairman shall determine.

[No. 4 of 2006.]

(2) A member other than an ex officio member may resign his appointment in writing under his hand addressed to the Governor through the Commissioner, and upon acceptance by the Governor of the resignation the appointment of such member shall determine.

[No. 4 of 2006.]

9. Functions of the Council

(1) The functions of the Council shall be to—

- (a) carry out the functions of the College under this Law;
- (b) ensure that the courses of instruction provided by the College conform to the broad policy

of teacher education and satisfy the needs of the institutions where the teachers are likely

to teach on completion of their courses;

- (c) appoint, promote, dismiss and exercise disciplinary control over the staff of the College;

- (d) determine and approve schemes of service including non-contributory

pension scheme

for all categories of the staff of the College;

(e) subject to subsection (3) of this section, prepare and implement conditions of service for

all categories of the staff of the College;

(f) acquire any equipment, furniture and other property required for the purpose of the

College;

(g) maintain the premises forming part of or used in connection with the College;

(h) prepare and submit to the Governor annual reports on the activities of the College; and

(i) carry on all such activities and do all such things as are necessary, advantageous or

proper for the advancement, control and administration of the College assets and for the performance of the functions of the College.

[No. 4 of 2006.]

(2) Without prejudice to the generality of the foregoing, the functions of the Council shall include—

(a) the authorisation of appropriate and necessary expenditure of the funds available to the College; and

(b) the preparation of annual estimates and such statements as may be required by the Governor.

(3) The conditions of service prepared in pursuance of paragraph (V) of subsection (1) of this section shall be submitted for the approval of the Governor.

10. Meetings

(1) For the conduct of its business, the Council shall meet at the College or at such other places and at such times, as the Chairman may appoint howsoever that in any one year the Council shall meet at least four times.

(2) All meetings of the Council shall be summoned by and at the direction of the Chairman.

Provided that whenever any four members sign a notice addressed to the Chairman declaring their intention to call a meeting of the Council, the Chairman shall direct

that the meeting be summoned for the purpose specified in the notice.

(3) The Chairman shall preside at all meetings of the council at which he is present, but in his absence, the members shall elect one of their number to preside and the person so presiding shall have all the powers of the Chairman at that meeting.

(4) Where the Council desires to obtain the advice of any person on any particular matter, it may co-opt such person as a member for the purpose of considering the particular matter and such person, while so co-opted, shall have all the rights and privileges of a member save that he shall not be entitled to vote on any question and shall not be counted for the purpose of a quorum.

11. Quorum

At any meeting of the Council, the Chairman and six other members including the Provost shall form a quorum, but if the Chairman is absent, seven members including the Provost shall form a quorum.

12. Seal of the College

(1) The common seal of the College shall not be used or affixed to any document except in pursuance of a resolution duly passed at a meeting of the Council and recorded in the minutes of such meeting.

(2) The affixing of the common seal shall be authenticated by the signature of the Chairman or of some other member authorised generally or specifically by the Council to act for that purpose.

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

13. Borrowing powers

The Council may from time to time raise loans of such amounts from such sources, in such manner, and upon such conditions, as the Governor may approve.

14. Investments

Moneys standing to the credit of the College may, with the approval in writing of the Governor, from time to time, be invested in stocks and shares and other securities, and the Council may, from time to time, with the like approval, sell any of such stocks, shares, or other securities.

15. Vacancy in the office of Chairman

- (1) If at any time—
 - (a) the office of the Chairman is vacant; or
 - (b) the Chairman is absent from the country; or
 - (c) the Chairman is incapacitated from exercising his functions under this Law,

the Governor may appoint some other person to act as the Chairman during such vacancy, absence or incapacity.

- (2) Subject to the provisions of this Law and the standing orders of the Council, the Council may act, notwithstanding any vacancy in its membership or any irregularity in the appointment of a member.

16. Committees of the Council

- (1) Without prejudice to the provisions of sections 21, 22 and 23 of this Law, the Council may appoint one or more committees of the Council which shall exist independently of any board, committee or sub-committee specifically provided for in those sections, and subject to subsection (2) of this section, may delegate to any such committee such of its functions or duties as it thinks may better be dealt with by such committee.

- (2) No decision of a committee appointed under this section shall have effect unless it is confirmed by the Council.

17. Minutes of the proceedings

- (1) The minutes of the proceedings of the Council or of a committee of the Council shall be properly kept in books provided for the purpose.
- (2) Copies of such minutes shall be prepared by the Secretary and shall, as soon as may be after the proceedings have taken place, be sent to—
 - (a) the members of the Council;
 - (b) the members of the relevant committee; and
 - (c) the Commissioner.
- (3) Except as provided in subsection (1) of this section and subject to any direction that the Chairman or the Commissioner may give in relation thereto, the minutes of the proceedings of the Council or of a Committee of the Council shall not be published in any newspaper or magazine, or otherwise be communicated to the public.
- (4) Any person who publishes the minutes of the Council or of a Committee of the Council otherwise than as provided in subsection (2) of this section shall be

guilty of an offence and liable on conviction to a term of imprisonment of not exceeding two years or to a fine of not exceeding five thousand naira or to both such fine and imprisonment.

[No. 4 of 2006.]

(5) The books in which the proceedings of the Council or of a committee of the Council are kept shall be open to the inspection of any member, the Commissioner or the Governor or any other person authorised by the Governor or Commissioner.

18. Standing orders

Subject to the provisions of this Law, the Council may from time to time make standing orders providing for the proper conduct of the business and meeting of the Council or of the Academic Board or of a committee of the Council.

19. Delegation

The Council may delegate any of its functions to any officer of the College or to any member of the Council or of a committee of the Council and may impose any conditions for the exercise of such functions.

Provided that nothing in this section shall prevent the Council from exercising any functions delegated under this section.

20. Staff of the College

All the staff of the College both academic and non-academic shall be employees of the College and shall be paid their salaries and other emoluments directly from funds appropriated to the College under its approved recurrent estimates, and such staff shall be subject to the conditions of service, rules and regulations laid down by the Council.

21. Academic Board

(1) There shall be established for the College a body to be known as the Academic Board.

- (2) The Academic Board shall consist of—
- (a) the Provost, who shall be the Chairman;
 - (b) the two Deputy Provosts;
 - (c) the Deans and Directors of the College;
 - (d) the Heads of the Academic Departments of the College;
 - (e) the Chief Lecturers of the College;
 - (j) two members of the Academic Staff elected by and from among them—

- selves; and
- (g) the Teaching Practice Co-ordinator.

[No. 4 of 2006.]

(3) The Academic Board shall—

- (a) advise the Council and the Provost on all academic matters relating to the College

including, in particular, the direction and management of academic matters, the regulation of admission of students, the award of certificates and diplomas, scholarships, prizes and other distinctions and the maintenance of high academic standards in the College;

- (b) make such reports to the Council as it thinks fit on any academic matters;
- (c) conduct screening exercise for prospective students for admission in the College;
- (d) foster and encourage research activities and publications; and
- (e) perform any other functions which may be delegated to it by the Council.

[No. 4 of 2006.]

22. Board of Examiners

- (1) There is hereby established for the College, a Board of Examiners (hereinafter referred to as "the Board") which shall consist of—

- (a) the Provost of the College who shall be the Chairman;
- (b) the Deputy Provosts of the College;
- (c) the Deans of Schools and Heads of Academic Departments;
- (d) the examination officers of all Departments of the College; and
- (e) all external examiners of the College.

[No. 4 of 2006.]

- (2) The Provost of the College shall preside at the meetings of the Board of Examiners and in his absence, the Deputy Provost (Administration) shall so preside, but in his absence, the Deputy Provost (Academic) shall so preside and in the absence of the Provost and the Deputy Provosts, the most Senior Dean shall preside.

[No. 4 of 2006.]

- (3) It shall be the duty of the Board of Examiners to—

- (a) draw up rules for the award of the Nigeria Certificate in Education or any other certificate

or diploma to students of the College who qualify for the award;

- (b) ensure the proper conduct of the examinations of the College;

- (c) advise the Academic Board; and
- (d) consider the results of examinations held in the College before presenting to the Academic Board for approval.

[No. 4 of 2006.]

23. Finance and General Purposes Committee

(1) There shall be a committee of the Council to be known as Finance and General Purposes Committee.

(2) The Committee shall consist of—

- (a) the Chairman of the Council who shall be the Chairman of the Committee;
- (b) the Provost;
- (c) the Commissioner of Education, Science and Technology;
- (d) the Commissioner of Finance and Economic Development;
- (e) four other members of the Council, one of whom shall be a member of the Board, to be appointed by the Council.

[No. 4 of 2006.]

(3) The Registrar shall be the Secretary of the Committee.

24. Powers of the Committee

Subject to the direction of the Council, the Committee may—

- (a) exercise control over the property, revenue and expenditure of the College;
- (b) deal with, on behalf of the Council, any matter requiring decision in the intervals between

the meetings of the Council; and

- (c) perform such other functions of the Council as the Council may from time to time assign to it.

25. Sub-committee of Academic Board

(1) There shall be a sub-committee of the Academic Board which shall consist of the Provost as Chairman, and such other members of the Academic Board and any other person as the Provost may, after consultation with the Academic Board, appoint.

(2) The Registrar shall act as Secretary to the sub-committee but in his absence or incapacity,

the Academic Board shall designate a member of the senior staff of the College to act as secretary.

[No. 4 of 2006]

(3) The Academic Board may delegate to the sub-committee such of its functions or duties as it thinks may be better and more conveniently carried out or performed by the sub-committee.

26. Office of Provost

(1) There shall be a Provost of the College who shall be the Chief Executive and academic head of the College and shall be responsible for the execution of the policy decisions of the Council as well as the day to day administration of the College.

(2) The Provost shall be appointed by the Governor from among three persons recommended by a joint committee of the Council and the Academic Board and shall hold office for a term of five years only, which shall be non-renewable.

[No. 4 of 2006.]

(3) The joint committee of the Council and Academic Board referred to in subsection (2) of this section, shall consist of four members of the Council and three members of the Academic Board.

[No. 4 of 2006.]

(4) The Chairman of the Council shall be the Chairman of the joint committee of the Council and the Academic Board.

[No. 4 of 2006.]

(5) The Governor may, after consultation with the Council, remove the Provost if he is satisfied that having regard to all the circumstances existing at the particular moment, it is in the interest of the College to remove the Provost.

[No. 4 of 2006.]

27. Other duties of Provost

Without prejudice to the generality of the provision of subsection (1) of section 26 and subject to any instruction which the Council may from time to time give to the Provost, the Provost shall in particular be responsible for—

(a) the maintenance of discipline among the students and members of the staff

of the College, including the suspension of any students from classes and recommending to the Council the expulsion of any student;

(b) the making of the day to day expenditure for the maintenance of the College in

accordance with the approved estimates of the College, and the presentation, with the assistance of the Bursar of the College of statements of accounts to the Council; and

(c) any other duty which the Council may from time to time assign to him.

[No. 4 of 2006.]

28. Deputy Provost

(1) There shall be two Deputy Provosts who shall assist the Provost in the day to day administration of the College; and shall hold office for a term of three years only, which shall be non-renewable.

(2) The Deputy Provosts shall be appointed by the Council from among three persons recommended by a Committee of Deans of Schools and Directors through the Provost of the College.

[No. 4 of 2006.]

(3) The Deputy Provost (Administration) shall deputise for the Provost in his absence.

[No. 4 of 2006.]

(4) The Deputy Provosts shall perform such duties as the Provost may from time to time assign them.

[No. 4 of 2006.]

29. The Registrar and other senior staff

(1) There shall be a Registrar, who shall be responsible to the Provost for the administration

of the affairs of the College except as regards matters for which the Bursar is responsible in accordance with subsection (3) of this section.

(2) The person holding the office of Registrar shall by virtue of that office be the Secretary to the Council and to the Academic Board.

(3) There shall be a Bursar, who shall be the Chief Financial Officer of the College and shall

be responsible to the Provost for the day to day administration and control of the financial affairs of the College.

(4) There shall be a Librarian who shall be responsible to the Provost for the administration

of the College Library and the co-ordination of all library services in the College and its schools, departments or any other units.

(5) There shall be a Director of Works who shall be responsible to the Provost for the

maintenance of the College buildings, minor works, security, transport and supervision of the College projects.

(6) The Registrar, the Bursar, the Librarian, the Director of Works, the Heads of Departments and other members of the academic and non-academic senior staff shall be appointed by the Council on the advice of the Appointments and Promotions Committee.

(7) The power to appoint other categories of staff shall be exercised by the Provost with the

assistance of such Committee as may be constituted by him for the purposes.

(8) For the purposes of subsection (6) of this section, the Council shall appoint suitable

persons to constitute the Appointments and Promotions Committee which shall make recommendations in respect of appointment and promotion of members of the academic and non-academic senior staff.

(9) The Registrar, the Bursar, the Librarian and the Director of Works shall hold office for a

term of five years in the first instance and may be re-appointed for another term of five years.

[No. 4 of 2006.]

30. Visitor

(1) The Governor shall be the Visitor of the College.

(2) The Visitor shall as often as the circumstances may require, not being less than once every four years, conduct a visitation of the College or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the College.

(3) It shall be the duty of the bodies and persons comprising the College—

- (a) to make available to the Visitor, and to any other persons conducting a visitation, such facilities and assistance as he or they may reasonably require for the purposes of the visitation; and
- (b) to give effect to any instructions consistent with the provisions of this Law which may be given by the Visitor in consequence of a visitation.

[No. 4 of 2006.]

31. Removal from office of certain categories of officers

(1) If it appears to the Council that there are sufficient grounds for believing that the services of any member of the academic or non-academic senior staff of the College are no longer required for reasons either of misconduct or inability on the part of such member of staff to perform the functions of his office or employment, the Council shall serve on the person concerned, a notice in writing of its intention to remove him stating clearly the misconduct or inability complained of and requiring the person to submit his defence against the accusation in writing to the appropriate investigating committee.

(2) Where the misconduct or inability relates to—

- (a) the Dean of a School;
- (b) the Registrar; or
- (c) a head of department or division,

the Council shall set up a committee which shall consist of such members of the Council and the Academic Board as the Council may decide to investigate the alleged misconduct or inability and report its findings to the Council.

(3) Where the misconduct or inability relates to any other member of the academic or non-academic senior staff or any other senior employee of the College, the Council shall direct the Provost to set up a committee which may be presided over by him, to investigate the alleged misconduct or inability and report its findings to the Council.

(4) Where the person whose alleged misconduct or inability is to be investigated is a member of the senior academic staff, the investigating committee set up under subsection (2) or (3) of this section shall include in its membership, such number of representatives of the Academic Board as the Council or the Provost, as the case may be, may think adequate.

(5) A person whose conduct is the subject of an inquiry under this section shall be entitled to appear in person before, and be heard by, the investigating committee.

(6) If the Council, after considering the report of an investigating committee

decides that the person concerned shall be removed, the Council may remove him by notice in writing signed by the Registrar on the direction of the Council, and the Council shall cause the notice to be served on the person concerned as soon as possible after the signing thereof.

(7) If it appears to the Council or the Provost, as the case may be, that the person whose conduct or performance is being investigated by a committee set up by the Council or by the Provost should be suspended from office or employment during the continuance of the investigation, the Council or the Provost may by notice in writing signed by the Registrar prohibit that person from exercising the functions of his office or employment until the completion of the investigation and decision of the Council.

(8) A person suspended under the provisions of subsection (7) of this section, shall be entitled to receive only one-half of his salary or emolument of his office or employment during the period of such suspension.

(9) The provisions of this section shall not apply to any employment which may be specifically exempted from the operation of this section by regulations made by the Council from time to time.

(10) Members of all other categories of the staff of the College other than those mentioned in the foregoing provisions of this section shall, for the purposes of discipline, be subject to the authority of the Provost so however that where any member of such staff (except unconfirmed staff) is removed from office or employment by the Provost, such a member shall have a right of appeal to the Council against the removal.

(11) In the exercise of his powers under subsections (3) and (10) of this section, the Provost may in any case where he considers it appropriate so to do, appoint a disciplinary panel of such number of members of the staff of the College as he may deem necessary to advise him on any particular matter relating to discipline.

31A. Dissolution of Council

The Visitor of the College may dissolve the Council whenever he deems it fit to do so.

[No. 9 of 1994.]

31B. Appointment of a Sole Administrator

The Visitor of the College may appoint a Sole Administrator to perform the functions and exercise the powers of a dissolved Council until the reconstitution of the Council.

[No. 9 of 1994.]

32. Establishment of schools of the College

The academic departments in the College shall be organised in the form of schools in such manner as the Council may from time to time determine.

33. Directions of the Governor

(1) The Governor may give to the Council directions of a general or specific character as to the performance by the Council of all or any of its functions and the Council shall give effect to such directions.

(2) Without prejudice to the generality of subsection (1) of this section, the Governor may in particular give to the Council directions—

(a) for the purpose of defining in cases of doubt or dispute, the powers of the Council in relation to its functions; and

(b) relating to the membership and functions of the Academic Board.

34. Regulations

(1) Subject to the provisions of this Law, the Academic Board may make regulations providing for—

(a) the academic management of the College;

(b) the qualifications necessary for admission to the College; and

(c) the carrying into effect of any provisions of this Law relating to the functions of the
Board.

(2) Subject to the provisions of this Law, the Council may make regulations providing for—

(a) the courses of instruction to be provided for the students of the College;

(b) the duration and number of terms of the College;

(c) the grant of scholarships and studentships; and

(d) the carrying into effect of any provisions of this Law relating to the functions of the
Council.

35. Revenue of the College

The revenue of the College shall include—

(a) fees charged by and payable to the College by the students of the College;

(b) any other amounts, charges or dues, recoverable by the College;

- (c) revenue accruing from time to time to the College by way of subventions, grants-in-aids,
endowments and other sources;
- (d) donations or legacies accruing to the College from any sources for the general or special
purposes of the College;
- (e) rents from the letting or hiring of any property of the College; and
- (f) interest on investments.

36. Donations for particular purposes

- (1) Donations of money to the College for any particular purposes shall be placed to the credit of a special reserve account and may be invested in such securities or other investment enterprises as may be approved by the Governor until such time as they may be expended in fulfilment of such purposes.
- (2) The College shall not be obliged to accept a donation for a particular purpose unless it approves of the terms and conditions attaching to such donation.

37. Payment into bank

All sums of money received on account of the College shall be paid into such banks as may be approved by the Council for the credit of the College's general current or deposit account but the Council may, subject to this Law, invest, as it deems fit, any money not required for immediate use.

38. Annual estimates

- (1) The Provost shall, not later than the first day of June in each year immediately preceding the beginning of an academic year of the College, prepare, or cause to be prepared, and submit to the Council for approval, estimates of revenue and expenditure for that academic year.
- (2) The academic year of the College shall be the same as the financial year thereof which shall commence on the first day of September of each year.

39. General report

As soon as possible after the end of each financial year but not later than the 31st day of July next following, the Council shall prepare a general report of its activities during the financial year and forward the same to the Governor together with a certified copy of the audited accounts of the College.

40. Accounts of the College

- (1) The Council shall—
- (a) keep proper accounts of the income and expenditure of the College;
 - (b) keep proper records relating to the accounts; and
 - (c) prepare, in respect of each financial year, a statement of accounts.
- (2) As soon as may be after the close of each financial year, the accounts of the College shall be audited by the State Auditor-General.

[No. 4 of 2006.]

- (3) Such accounts shall include—
- (a) an abstract account of receipts and payments;
 - (b) a statement of assets and liabilities;
 - (c) a statement of revenue and expenditure; and
 - (d) such other financial statements as the Auditor-General may require.

[No. 4 of 2006.]

41. Representation

- (1) In any suit by or against the College, the College may be represented at any stage of the proceedings by—
- (a) any servant of the College authorised in writing by the Chairman in that behalf;
 - (b) a law officer; or
 - (c) any other legal practitioner duly authorised by the Council.
- (2) In this section, "suit" includes action or any civil proceedings commenced by writ of summons or in such other manner as may be prescribed by rules of court but does not include a criminal proceeding.

CHAPTER C16

COLLEGE OF EDUCATION, ORO, LAW

SUBSIDIARY LEGISLATION

No Subsidiary Legislation