



EKITI STATE PRIMARY SCHOOL STAFF LOANS BOARD LAW, 2011.

NO. 23 OF 2011





EKITI STATE OF NIGERIA

EKITI STATE PRIMARY SCHOOL STAFF LOANS BOARD LAW, 2011.

ARRANGEMENT OF SECTIONS

Section

1. Interpretation.
2. Establishment of the Primary School Staff Loans Board.
3. Composition of the Board.
4. Secretary to the Board.
5. Functions of the Board.
6. Meetings of the Board and Quorum.
7. Audit of Accounts
8. Annual Report.





-
9. Disbursement of Fund.
 10. Sources of Funds.
 11. Power to make Regulations.
 12. Citation.





**A LAW TO ESTABLISH THE EKITI STATE PRIMARY SCHOOL STAFF LOANS BOARD
AND OTHER MATTERS CONNECTED THEREWITH**

NO. 23 OF 2011

Commencement ()

ENACTED by the House of Assembly of Ekiti State of Nigeria as follows:

1. Interpretation

“Board” means the Ekiti State Primary School Staff Loans Board.

“Director of Finance and Supplies” means the Director of Finance and Supplies of the State Universal Basic Education Board;





...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀

“Executive Chairman” means the Executive Chairman of the State Universal Basic Education Board;

“Primary School Staff” includes the teaching and non teaching staff of primary schools in Ekiti State.

“Fund” includes Loans granted to Primary School Staff in Ekiti State.

“Appropriate Authority” means the Governor of Ekiti State.

“Vehicle” includes motorcycle.

2. Establishment of the Primary School Staff Loans Board.

- (1) There is hereby established a Board to be known as the Ekiti State Primary School Staff Loans Board.



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀

- (2) The Board shall be a body corporate with perpetual succession with a Common Seal.

- (3) The Board may sue or be sued in its corporate name and may hold, acquire, manage and dispose of any property, movable or immovable.

3. Composition of the Board.

The Board shall consist of the following members:

- (1) The Executive Chairman, State Universal Basic Education Board (SUBEB) who shall be the Chairman;

- (2) The Permanent Secretary of the Ministry of Local Government;

- (3) The Permanent Secretary of the Ministry of Education and Technology;



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀

- (4) The Executive Secretary, State Universal Basic Education Board (SUBEB)
- (5) A representative of the Conference of Primary Schools Head Teachers of Nigeria (COPSHON) Ekiti State Chapter;
- (6) A representative of the Nigerian Union of Teachers, Ekiti State Wing;
- (7) A representative of the Association of Local Government of Nigeria (ALGON), Ekiti State Chapter;

4. **Secretary to the Board**

The Director of Finance and Supplies (SUBEB) shall serve as the Secretary to the Board.

5. **Functions of the Board**

Notwithstanding the provisions of any other Law, the Board shall:



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀

- (1) maintain a fund from which Land/Housing and Vehicle loans shall be disbursed to Primary Schools Staff.
- (2) determine the amount of Loan to be disbursed to Primary Schools Staff in Ekiti State.
- (3) Fashion out modalities for the recovery of Loans so disbursed pursuant to this Law.
- (4) Advise the appropriate authority on the modality and desirability for the increase of the loan when necessary.

6. Meetings of the Board and Quorum.

- (1) The Board shall meet from time to time for the purpose of carrying out its functions.
- (2) In the absence of the Chairman of the Board, the most senior Permanent Secretary present shall preside at the meeting of the Board.
- (3) At the meeting of the Board, four members shall form a quorum.

7. Audit of Accounts

The Accounts of the Board shall be audited by the Auditor-General to whom annual statements shall be forwarded by the Secretary to the Board



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀

on or before 31st of March after the close of each financial year. A copy of such accounts, together with the report of the Auditor-General thereon, as certified by the Auditor-General shall be published in the Ekiti State Gazette.

8. **Annual Report**

- (1) The Board shall, not later than 31st June in each year, submit to the Governor a report on the activities of the Board as it relates to disbursement of the funds and its administration during the immediate preceding year and shall include in such report the audited accounts of the Board and the auditor's report thereon.
- (2) The Governor shall, as soon as may be after the receipt of the report, present the report to the Executive Council, together with any comments thereon as may be made by him.

9. **Disbursement of Fund.**

The Fund shall be disbursed in accordance with the Rules in the Schedule to this Law.



...Ilẹ̀ Iyì, Ilẹ̀ Èyẹ̀



10. Sources of Funds.

- (1) Notwithstanding the provisions of any other Law, the State and Local Government Joint Account and Allocation Committee shall approve the allocation of fund to the Board in respect of the loans to be granted to Primary School Staff from time to time.
- (2) Repayments of loans made together with the interest thereon shall also form part of the source of fund for the Board.

11. Power to make Regulations

The Board shall have power to make Regulations to guide its operations.

12. Citation

This Law shall be cited as the Ekiti State Primary School Staff Loans Board Law, 2011.





SCHEDULE

RULE 1

Special Provisions Applicable to Land/Housing Loans

1. (1) The Land/Housing Loans shall be used to finance the building of houses by Primary School Staff in the State.
- (2) Detailed accounts relating to the Fund shall be kept by the Ekiti State Primary School Staff Loans Board.
- (3) Loans shall only be granted from the Fund subject to the approval of the Board in accordance with the provisions of this Schedule.
- (4) Each loan shall be subject to interest as may be appropriated by the Board and payable over period of not more than ten years.
- (5) If any person to whom a Land/Housing Loan is granted leaves the Service before the loan and any Administration charge due thereon are fully repaid, the Board may exercise right of sale over the Land or House unless it is satisfied that any unpaid salary, gratuity or other money that is or would be due to the estate of the borrower from the Government would be sufficient to liquidate the outstanding





balance of the loan and any Administration charge due thereon. If the personal representatives of the borrower do not liquidate the said balance or enter into a satisfactory agreement with the government for its repayment within three months of notice to exercise right of sale, the Board may sell the Land or House and any money realized from the sale shall be applied towards payment of the said balance. Any balance left shall be paid to the personal representative borrower after deduction of all administrative expenses that may become leviable. Where the proceeds of sales are less than the said balance, the short-fall shall be recovered from the estate of the borrower.

RULE 2

Special Provisions applicable to Vehicle Loans

2. (1) The Vehicle Loans shall be used to finance the purchase of Vehicle by Primary School Staff in the State.

- (2) Detailed accounts relating to the Fund shall be kept by the Ekiti State Primary School Staff Loans Board;





...Ilẹ̀ Iyi, Ilẹ̀ Èyẹ

- (3) Loans shall only be granted from the Fund subject to the approval of the Board in accordance with the provisions of this Schedule.
- (4) Each loan shall be subject to interest as may be appropriated by the Board and payable over a period of not more than five years.
- (5) If any person to whom a Vehicle loan is granted (hereinafter referred to as “the borrower”) leaves the service of the Government on retirement, the Government shall deduct the outstanding balance of the loan together with any Administration charge due thereon from the last payment of salary or gratuity or any money due to the borrower from the Government. If such money due to the borrower is not sufficient to liquidate the balance of the loan and the Administration charge due thereon the Board or any other officer duly authorized as such may seize the Vehicle until such time as the borrower shall liquidate the said balance or shall enter into a satisfactory agreement with the Government for its repayment. If the borrower does not liquidate the said balance or enter into a satisfactory agreement for its repayment within six weeks of the seizure of the Vehicle, the Board may sell the Vehicle and any money realized from the sale shall be applied towards payment of the said balance. Any balance left shall be paid to the borrower after deduction of all administrative expenses that may become leviable.



...Ilẹ̀ Iyi, Ilẹ̀ Èyẹ



Where the proceeds of sales are less than the said balance, the shortfall shall be recovered from the borrower or his estate.

- (6) If the borrower shall for any reason other than retirement leave the service of the Government before the loan and any Administration charge due thereon are fully repaid the Board may seize the Vehicle until such time as the borrower shall liquidate the said balance or shall enter into a satisfactory agreement with the Government for its repayment. If the borrower does not liquidate the said balance or enter into a satisfactory agreement for its repayment within six weeks of the seizure of the Vehicle, the Board may sell the Vehicle and any money realized from the sale shall be applied towards payment of the said balance. Any balance left shall be paid to the borrower after deduction of all administrative expenses that may become leviable. Where the proceeds of sales are less than the said balance, the shortfall shall be recovered from the borrower or his estate.
- (7) If the borrower dies before the loan and any Administration charge due thereon are fully repaid, the Board may seize the Vehicle unless it is satisfied that any unpaid salary, gratuity or other money, that is or would be due to the estate of the borrower from the Government





would be sufficient to liquidate the outstanding balance of the loan and any Administration balance or enter into a satisfactory agreement with the Government for its repayment within three months of the seizure of the Vehicle the Board may sell the Vehicle and any money realized from the sale shall be applied towards payment of the said balance. Any balance left shall be paid to the personal representatives of the borrower after deduction of all administrative expenses that may become leviable. Where the proceeds of sale are less than the said balance, the short-fall shall be recovered from the estate of the borrower.

3. For the purpose of this SCHEDULE, the expression “service of the Government” shall mean service in the State Universal Basic Education Board.





This printed impression has been carefully compared by me with the Bill, which has been passed by the Ekiti State House of Assembly and found by me to be a true copy of the said Bill.

.....
MR. BEN. AKINTUNDE FAMOYEGUN

Clerk of the House of Assembly

.....
Rt. Hon. (Dr.) Adewale A. Omirin

Speaker of the House





Governor's Assent

I hereby signify my assent to this Bill

DR. KAYODE FAYEMI

Executive Governor of Ekiti State

MADE AT ADO EKITI THIS 25th DAY OF December, 2011

