

**AN ACT TO INCORPORATE
THE ADAM SMITH UNIVERSITY OF LIBERIA,
REPUBLIC OF LIBERIA,
AND TO GRANT IT A CHARTER**

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**IT IS ENACTED BY THE TRANSITIONAL LEGISLATIVE ASSEMBLY
OF THE REPUBLIC OF LIBERIA IN LEGISLATURE ASSEMBLED:**

**CHARTER OF THE ADAM SMITH UNIVERSITY OF LIBERIA
(ASUL)**

CREATION OF THE UNIVERSITY

SECTION 1:

The Adam Smith University with various colleges situated and being in the City of Monrovia, Montserrado County, Republic of Liberia with expansion prospect regionally is hereby created under the auspices of Adam Smith university of America (ASUA) by and through Prof. Viana J. Blama, Director of Liberia Campus.

The said university is hereby further granted a charter which endows it with all the rights, privileges and benefits granted similar institutions of higher learning under the Laws of the Republic, and shall henceforth be known by the name and title, "ADAM SMITH UNIVERSITY OF LIBERIA".

LEGAL STATUS

SECTION 2:

The Adam Smith University of Liberia is hereby made a legal and corporate entity with perpetual succession and shall have the authority to enter into a contract, sue and be sued plea and be impleaded in any court of competent jurisdiction within the Republic; to purchase or otherwise acquire and hold property/properties, personal, real and mixed up to the value of One Million

United States Dollars (USD\$ 1,000,000.00); the said Adam Smith University of Liberia shall be perpetually maintained in this country for the education of the people of this nation, or other nations and for all who may seek its advantages.

ARTICLE II AIMS AND OBJECTIVES

The aims and objectives of the Adam Smith University of Liberia (ASUL) shall be:

- a) To create, establish and carry on co-educational institution of higher learning within this country. People who seek its advantages may pursue their education in any field of learning provided by ASUL.
- b) To provide the conditions for instruction and learning in all spheres of collegiate and professional education which will promote the interest of the country, students and the growth and improvement of the University.
- c) To provide the conditions for rural dwellers, disable and employed persons to get access to higher education.
- d) To provide distance learning to all who may seek its opportunities.

ARTICLE III BOARD OF DIRECTORS

SECTION I:

The governance and control of the university shall be vested in the Board of Directors which is hereby made a corporate body under the name and style of the Board of Directors of the Adam Smith University of Liberia with perpetual succession of members to be chosen and appointed as herein provided in this Charter.

SECTION 2: COMPOSITION OF THE BOARD

The Board shall be composed of members appointed by prof. Viana J. Blama upon the approval or recommendation of its affiliate University, Adam

University of America. They shall remain in office until their successors are appointed. The following shall constitute the Board-Chairperson, Co-Chairperson and other members:

- (a) The Chairman and Co-chairman appointed by the Director of Campus;
- (b) The Director of Campus of the University;
- (c) One member representing the Alumni Association;
- (d) A representative of the University of Liberia;
- (e) A representative of the Cuttington University College;
- (f) The Minister of Education of the Republic of Liberia Ex-Officio, but shall not be appointed nor elected to any office of the Board;
- (g) A member of the community;
- (h) President of Adam Smith University of America International;
- (i) Eight (8) members in all and such additional members-at-large not exceeding twelve (12) shall be appointed from time to time.

SECTION 3: QUORUM:

Quorum shall be by a simple majority of total membership present at every scheduled meeting.

SECTION 4: TENURE OF BOARD MEMBERS

Members of the Board, except the Director of Campus of the University, the Minister of Education of Liberia, and the President of Adam Smith University of America, shall serve for four-year term; however, a member may be re-elected/appointed as long as he/she works for the improvement and promotion of ASUL.

SECTION 5: PROXY

A Board member may send a proxy to represent him/her if circumstances will not permit him/her to attend a Broad Meeting; provided however, the Board is notified before the meeting. A proxy needs not be a member of the Board, but should be of the same institution or organization as the member he/she represents

ARTICLE IV POWERS AND DUTIES OF THE BOARD

SECTION 1: POWERS

The Board of Adam Smith University of Liberia (ASUL) shall exercise the following powers:

- (a) To make and use a common seal and alter same at its pleasure;
- (b) To provide a faculty; to establish procedures and standards for admission of applicants to the institution; establish courses of instruction; to provide for proper regulation and control of students and their intellectual welfare while in attendance; to grant appropriate diplomas and degrees through its affiliate and to do all other things needed or appropriate in the establishment and conduct of ASUL;
- (c) To take gifts, grants, devise, and to purchase or otherwise acquire real property and hold same in fees simple or to deal with same in any manner provided in this article; to lease, purchase or otherwise deal in real estate or any interest thereto as provided in manner, by this act for the benefit of the Adam Smith University of Liberia; to mortgage, sell, let, invest and reinvest in any lawful manner, or exploit same in the interest of ASUL.
- (d) To enter into and execute contracts and agreements, in pursuance thereof to execute all deeds, bills of sale or other instruments in writing sealed with the Common Seal of the Board of the Directors of ASUL and signed by its order shall be considered in law as the act of the said Board of Directors when made in its corporate name;

- (e) To sue and be sued, to plead and be impleaded against in all actions, and to prosecute the same when necessary to final judgement and execution, in the name of the ASUL;
- (f) To approve the appointment of Deans and Directors of various areas and other members of the faculty and staff;
- (g) To make such by-laws, rules and regulations as may be necessary for itself and for the efficient governance of ASUL;
- (h) To confer the usual academic honors and degrees granted by similar institutions upon recommendation of the faculty through the Head/Founder of ASUL and to confer honorary degrees upon the recommendation of the Head/Founder of ASUL and approved by the Board of Directors;
- (i) To do all things laid within its by-laws and constitution not inconsistent with this Act and the Constitution of the Republic of Liberia, and to do all other acts necessary and expedient for the administration of the affairs and attainment of the purposes of the University similar to all other universities legally incorporated and operate in the Republic of Liberia;
- (j) To fix the time and place for its meeting;
- (k) To elect its officers of special committees;
- (l) To approve the annual budget of the University (ASUL) as prepared and submitted by the Head of ASUL.

SECTION 2: DUTIES

To call and hold a Board Meeting

To appoint faculties except the Director of Campus of ASUL;

To vote for necessary decision at a meeting;

To acquire public lands in counties and districts of Liberia when necessary as land grants from the Government of the Republic of Liberia - at free of charge and assessment for the furtherance of the objectives of ASUL and its various divisions.

ARTICLE V
DUTIES OF THE ASUL'S DIRECTOR OF CAMPUS

SECTION 1: The Director of Campus of ASUL Shall Be The Head of The University

SECTION 2: He shall be an Executive Officer of ASUL and shall participate in all discussions of the University.

SECTION 3: He shall administer the affairs of the University within the framework of this Charter, the By-Laws and constitution of Adam Smith University of America (affiliates University) and establish policies of the University. He shall submit to the Board of ASUL and ASUA an annual report concerning the activities of the Adam Smith University of Liberia (ASUL).

SECTION 4: He shall nominate to the Board members of the faculty, and other relevant personnel of the University for their approval.

ARTICLE VI
COMPOSITION OF THE UNIVERSITY

SECTION 1: COLLEGES

The following Colleges and their departments shall constitute the Adam Smith University of Liberia:

1. College of Business
2. College of Sciences
3. College of Law
4. College of Education
5. College of Liberal Arts
6. College of Arts and Sports
7. College of Theology
8. College of Medicine

The above colleges and their departments shall be established on a gradual basis by the Board in furtherance of the aims and objectives of the University; other Colleges may be established as need arises.

SECTION 2: DISTANCE LEARNING PROGRAM

The University shall offer all of its program/courses through printer materials, post, internet, fax, E-mail, telephone, etc. for certificate, associate, bachelor, masters and doctoral degrees.

**ARTICLE VII
TAX EXEMPTION**

All properties acquired by and given or donated to and exclusively used for the University purposes, as well as all lands held by it, whether improved or unimproved, shall be forever exempted from taxation.

**ARTICLE VIII
MISCELLANEOUS PROVISION**

SECTION 1: This Charter may be amended by the Legislature of the Republic of Liberia on the recommendation of the Board of ASUL, passed by two-third vote of the said Board during its regular meeting.

SECTION 2: If any provision of this Charter or any application of such provision(s) to any circumstances, whatever, shall be un-constitutional or void, the application of other provisions to persons or circumstances other than those as to which it was held un-constitutional or void, shall not be affected thereby.

SECTION 3: This Act shall take immediate effect upon the publication in hand-bills.

ANY LAW TO THE CONTRARY NOTWITHSTANDING.



THE LIBERIAN SENATE

CAPITOL HILL - MONROVIA, LIBERIA,
WEST AFRICA

OFFICE OF THE SECRETARY OF THE SENATE

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SS/L-SEN/JNFS/4-01/'03 R.L.

April 9, 2003

Hon. William M. Hooks
Director of Publications
Ministry of Foreign Affairs
Monrovia, L I B E R I A

Dear Mr. Director:

I have the honor to acknowledge receipt of your communication dated April 7, 2003, in which you inquired about the passage into law the below Act:

"AN ACT TO INCORPORATE THE ADAM SMITH UNIVERSITY OF LIBERIA."

Please be informed that after conducting a research in the Archives of the National Legislature, it has proven that the above entitled Act was passed into law on October 31, 1995 by the Transitional National Assembly (TLA) with subsequent executive approval.

Please accept, Mr. Director, the assurances of my highest consideration.

Kind regards.

Very truly yours,


J. Nanborlor F. Singbeh, Sr.
SECRETARY OF THE SENATE

JNFS/jdcz



REPUBLIC OF LIBERIA
THE HONOURABLE HOUSE OF REPRESENTATIVES
CAPITOL BUILDING
MONROVIA, LIBERIA

Our ref: CC/HOR/CB/RL/111/4/'03

81 April 2003

Mr. Williams M. Hooks
Director of Publications
Ministry of Foreign Affairs
William R. Tolbert Building
Capitol Hill
Monrovia, Liberia

Dear Mr. Hooks:

This is to acknowledge receipt of your letter of the 7th instant requesting us to do a research as to whether or not an ACT TO INCORPORATE THE ADAM SMITH UNIVERSITY OF LIBERIA was passed into law by the Transitional Legislative Assembly (TLA).

I am pleased to inform you that based on research in the Archives of the Legislature, I discovered that this Act was passed into law by the Transitional Legislative Assembly (TLA) on October 31, 1995.

Kind regards,

Atty. James R. Kaba, Jr.
Chief Clerk