A BILL

FOR

AN ACT TO ESTABLISH THE NIGER DELTA INSTITUTE OF TECHNOLOGY
AND SKILLS ACQUISITION, EGBEMA IMO STATE, AND TO MAKE
COMPREHENSIVE PROVISIONS FOR DUE MANAGEMENT AND
ADMINISTRATION, PROVIDE FOR DETAILED IDENTIFICATION OF AREAS IN
TECHNOLOGY AND SKILLS ACQUISITION AND FOR RELATED MATTERS

TECHNOLOGY AND SKILLS ACQUISITION AND FOR RELATED MATTERS Sponsored by Hon, Goodluck Opiah Commencement BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows: 1 1. There is established at Egbema, Imo State, an INSTITUTE to be Establishment of the Institute 2 known as the Niger Delta Institute Of Technology And Skills 3 ACQUISITION (in this Bill referred to as the "Institute"). 4 (2) The Institute shall be a body corporate with perpetual 5 succession and a common seal and may sue and be sued in its corporate 6 name. 7 2.-(1) The government of the Institute, and the direction of its Governing Board of the Institute affairs shall vest in the Board of Governors of the Institute (in this Act 8 9 referred to as the "Board") 10 (2) The Board shall consist of: 11 (a) a Chairman and other members to be appointed by the 12 President; 13 (b) the Director of the Institute; 14 (c) the Federal Director of Technology and Technical Skills; 15 (d) one representative to be chosen from the Federal University of 16 Technology, Owerri or University of Port Harcourt and Federal University 17 of Technology, Minna in rotation by the National Universities Commission; 18 (e) a representative of the Federal Polytechnic Nekede.

	1	(3) Subject to subsection (4) of this section, a person appointed as a
	2	member of the Board (not being an ex-officio member) shall hold office for
	3	three years and shall be eligible for re-appointment for one further period of
	4	three years.
	5	(4) The President may terminate the appointment of a Member of the
	6	Board (not being an ex-officio member) if satisfied that it is not in the interest
•	7	of the Institute that the person concerned should continue in office.
•	8	(5) Any member of the Board (not being an ex-officio member) may
	9	by notice in writing under his hand addressed to the Minister resign his office.
	10	(6) The supplementary provisions contained in the schedule to this
	11	Act shall have effect with respect to the proceedings of the Board and the other
	12	matters therein mentioned.
Functions of the Institute	13	3(1) The functions of the institute shall be:
ino metrate	14	(a) To provide detailed identification of Technology, technical and
	15	skills acquisition needs for the economy in training and develop training
	16	programmes to meet those needs;
	17	(b) to carry out training of students and artisans and re-training of
	18	professionals to meet newest requirement in the areas identified in paragraph
•	19	(a) above;
	20	(c) to establish a Residential Campus at Egbema, Imo State, and such
	21	other place as may be decided by the Board;
	22	(d) to establish an audio-visual production unit which shall produce
	23	suitable teaching support materials;
	24	(e) to promote or undertake any other activity that in the opinion of the
	25	Board is calculated to help achieve the purposes of the Institute
	26	(2) The Institute shall ensure that the training approach to be followed
	27	at the Institute shall be highly job-specific and practical and shall utilise
	28	modem methods of management skills development usually utilised by similar
	29	establishments in order to attain the highest standards.

1	4(1) There shall be an officer of the Institute to be known as the	Director of the
2	Director who shall be appointed by the President.	Institute and other staff
3	(2) The Director shall be the Chief executive of the Institute and	
4	shall be responsible to the Board for the day-to-day management of the	
5	affairs of the Institute.	
6	(3) The Director shall hold office for a fixed term of four years,	
7 -	subject to renewal by the President for only one more term of same duration	
8	and no more.	
9	(4) There may be appointed from time to time by the Board such	
10	other staff, including teachers, instructors, staff of units and departments as	·
11	may be required for the purpose of the efficient performance of the functions	
12	conferred on the Institute under or pursuant to this Act.	
13	5. Service in the Institute shall be approved service for the	Service in the
14	purposes of the Pensions Acts, and accordingly, officers and other persons	Institute to be Pensionable
15	employed in the Institute shall in respect of their services in the Institute be	Cap. 346
16	entitled to pensions, gratuities and other retirement benefits as are enjoyed	
17	by persons holding equivalent grades in the Civil Service of the Federation.	•
18	6(1) The Institute shall establish and maintain a Fund which shall	Financial
19	be applied towards the promotion of the objectives specified in this Act. (2)	Provisions
20	There shall be paid and credited to the fund established pursuant to	
21	subsection (1) of this section:	
22	(a) such sums as may be provided by the Government of the	
23	Federation;	
24	(b) fees charged for services rendered by the Institute; and	
25	(c) all sums accruing to the Institute by way of gifts, testamentary	
26	disposition and endowments or contributions from Philanthropic persons or	
27	organizations or otherwise howsoever.	
28	7(1) The Institute may accept gifts of land, money or other	Power to
29	property upon such terms and conditions, if any, as may be specified by the	accept gifts
30	person or organization making the gift.	

(2) The Institute shall not accept any gift if the conditions attached by 1 the person or organization making the gift to the acceptance thereof are 2 inconsistent with the functions and objectives of the Institute. 3 8.-(1) The Institute may, with the consent of the Minister or in 4 Borrowing Power accordance with the general guidelines approved by the President, borrow by 5 way of loan or overdraft from any source any money(s) required by the Institute 6 for meeting its obligations and discharging its functions under this Act so 7 however that where the sum or the aggregate of the sums involved at anyone 8 time does not exceed N10,000,000.00, no such consent or authority shall be 9 required. 10 (2) The Institute may, subject to the provisions of this Act and the 11 conditions of any trust created in respect of any property, invest all or any of its 12 funds with the life consent or general authority. 13 (3) The Board may invest any surplus funds of the Institute in such 14 securities as may be approved by the President. 15 9.-(1) The Board shall cause to be prepared not later than 30th June in 16 Annual estimates, accounts and each year an estimate of the expenditure and income of the Institute during the audit 17 next succeeding year and when prepared, they shall be submitted by the 18 Minister. 19 (2) The Board shall cause to be kept proper accounts of the Institute 20 and proper records in relation thereto and when certified by the Board, such 21 accounts shall be audited as provided in Subsection (3) of this Section. 22 (3) The accounts of the Institute shall be audited as soon as may be 23 after the end of each year. 24 10. The Board shall, not later- than 30th September in each year, 25 Annual report submit to the Minister a report on the activities of the Institute and its 26 administration during the immediately preceding year and shall include in such 27 report the audited accounts of the Institute. 28 11.-(1) The Board may, subject to the provisions of this Act, make Staff Regulations 29 staff regulations relating generally to the conditions of service of the 30

1	employees of the Institute and without prejudice to the generality of the				
2	foregoing, such regulations may provide for:				
3	(a) the appointment, promotion and disciplinary control (including				
4	dismissal) of employees of the Institute; and				
5	(b) appeals by such employees against dismissal or other				
6	disciplinary measures; and until such regulations are made, any instrument				
7	relating to the conditions of service of officers in the Civil Service of the				
8	Federation shall be applicable, with such modifications as may be				
9	necessary, to the employees of the Institute.				
10	(2) Staff Regulations made under subsection (1) of this Section,	-			
11	shall not have effect until approved by the Minister and when so approved,				
12	they need not be published in the Federal Gazette but the Board shall cause				
13	them to be brought to the notice of all affected persons in such manner as it				
14	may from time to time determine.				
15	12. No suit shall be commenced against the Institute before the	Procedure in respect of suit			
16	expiration of a period of one month after written notice of intention to	against the Institute			
17	commence, the suit shall have been served upon the Institute by the				
18	intending plaintiff or his agent; and the notice shall clearly and explicitly				
19	state:				
20	(a) the cause of action;				
21	(b) the particulars of the claim;				
22	(c) the name and place of abode of the intending plaintiff;				
23	(d) the relief which he claims.				
24	13. The notice referred to in Section 12 of this Act and any	Service of documents			
25	summons, notice or other document required or authorized to be served				
26	upon the Institute under the provisions of this Act or any other enactment or				
27	law may be served by delivering the Same to the Chairman or the Director of				
28	the Institute or by sending it by registered post addressed to the Director at				
29	the Principal office of the Institute.				

Restriction on	1	14. In any action or suit against the Institute no execution of			
execution against the property of the Institution	2	attachment or process in the nature, thereof shall be issued against the Institute			
me mondition	3	but any sums of money which may, by the judgement of the Court, be awarded			
	4	against the Institute shall subject to any directions given by the Institute be paid			
	5	from the general reserve fund of the Institute.			
Power to give	6	15. The Minister may give the Board directions of a general character			
directions	7	or relating generally to particular matters (but not to any individual or case)			
•	8	with regard to the exercise by the Board of its functions under this Act, and it			
-	9	shall be the duty of the Board to comply with such directions.			
Interpretation	10	16. In this Act, unless the context otherwise requires:			
	11	"the Board" means the Board of Governors Of the Institute constituted as			
•	12	provided in Section 2(1) of this Act;			
	13	"the Chairman" means the Chairman of the Board;			
	14	"the Director" means the Director of the Institute;			
•	15	"the Institute" means the Niger Delta Institute of Technology and Skills			
	16	Acquisition established by Section I of this Act;			
	17	"Member" means any member of the Board including the Chairman;			
	18	"Minister" means the Minister in charged with responsibility for Technology.			
Short Title	19	17. This Bill may be cited at the Niger Delta Institute of Technology			
	20	and Skills Acquisition Bill, 2017.			
	21	SCHEDULE			
	22	PROCEEDINGS OF THE BOARD			
	23	Meetings			
	24	1(1) Subject to this Act and to Section 27 of the Interpretation Act,			
	25	Cap. 192 (which provides for the decisions of statutory body to be taken by a			
	26	majority of the body and for the person presiding to have a second or casting			
	27	vote), the Board may make 'standing Orders regulating the proceedings of the			
	28	Board or of any committee thereof.			
·	29	(2) The quorum of the Board shall be the Chairman and four other			

1	members, and the quorum of any committee of the Board shall be
2	determined by the Board.
3	2(1) The Board shall meet not less than four times in each year,
4	and subject thereto, the Board shall meet whenever it is summoned by the
5	Chairman; and if the Chairman is required to do so by notice given to him by
6	not less than three other members, he shall summon a meeting of the Board
7	to be held within fourteen days from the date on which the notice is given.
. 8	(2) At any meeting of the Board, the Chairman shall preside; but if
9	he is absent, the members present at the meeting shall appoint one of their
10	number to preside at that meeting.
11	(3) Where the Board desires to obtain the advice of any person on a
12	particular matter, the Board may co-opt him as a member for such period as
13	it thinks fit; but a person who is a member by virtue of this sub-paragraph
14	shall not be entitled to vote at any meeting of the Board and shall not count
15	towards the quorum.
16	(4) Notwithstanding anything in the foregoing provisions of this
17	paragraph, the first meeting of the Board shall be summoned by the Minister.
18	Committees
19	3(1) The Board may appoint one or more committees to carry out
20	on behalf of the Board such of its functions as the Board may determine
21	(2) A committee appointed under this paragraph shall consist of
22	such number of persons (not necessarily all members of the Board) as may
23	be determined by the Board, and a person other than a member of the Board
24	shall hold office on the committee in accordance with the terms of his
25	appointment.
26	(3) A decision of a committee of the Board shall be of no effect until
27	It is confirmed by the Board.
28	Supplementary
29	4(1) The fixing of the seal of the Institute shall be authenticated
30	by the signature of the Chairman or of some other members authorized

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1	generally,	or specially to	act for that purpose	by the Board.
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- (2) Any contract or instrument which if made or executed by a person not being a body corporate would not be required to be under seal may be made or executed on behalf of the Institute by the Director or any person generally or specially authorized to act for that purpose by the Board.
 - (3) Any document purporting to be a document duly executed under the seal of the Institute shall be received in evidence and shall, unless the contrary is proved, be presumed to be so executed.
 - (4) Members of the Board who are not public officers shall be paid out of moneys at the disposal of the Board such remuneration, fees or allowances in accordance with such scales as may be approved from time to time by the Minister.
 - (5) The validity of any proceedings of the Board or of a Committee thereof shall not be affected by any vacancy on the membership of the Board or of committee, or by reason that a person not entitled to do so took part in the proceedings.
 - (6) Any member of the Board, and any person holding office on a committee of the Board, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Board or a committee thereof shall forthwith disclose his interest to the Board and' shall not vote on any question relating to the contract or arrangement.

EXPLANATORY MEMORANDUM

This Bill seeks to establish the Niger Delta Institute of Technology and Skills Acquisition, Egbema Imo State, and to make comprehensive provisions for due management and administration, provide for detailed identification of areas in technology and skills acquisition.