

NATIONAL AGENCY FOR TRAINING AND REGULATION OF VOCATIONAL
TRADES (ESTABLISHMENT) BILL, 2015
ARRANGEMENT OF CLAUSES

Clause:

PART I - ESTABLISHMENT OF THE AGENCY

1. Establishment of the Agency
2. Establishment and composition of the Governing Council of the Agency
3. Powers of the Council
4. Tenure and cessation of office for members of the Council
5. Allowances of members of the Council

PART II - FUNCTIONS AND POWERS OF THE AGENCY

6. Functions, powers and objectives of the Agency

PART III - STRUCTURE OF THE AGENCY

7. Departments of the Agency
8. Establishment of state office and its functions
9. Establishment of management and other committees for the Agency
10. Appointment of Director-General and Secretary of the Agency
11. Staff of the Agency
12. Staff regulations

PART IV - FINANCIAL PROVISIONS

13. Establishment of fund for the Agency
14. Application and management of the Fund
15. Power to borrow money

PART V - MISCELLANEOUS PROVISIONS

16. Procedure and limitation of suit against the Agency
17. Service of process
18. Indemnity of members, etc.
19. Acquisition of property
20. Regulations
21. Interpretations
22. Citation

A BILL

FOR

AN ACT TO ESTABLISH NATIONAL AGENCY FOR TRAINING AND REGULATION OF VOCATIONAL TRADES, IN ORDER TO CREATE SELF EMPLOYMENT AND TO CUSHION THE EFFECT OF YOUTH UNEMPLOYMENT IN NIGERIA AND FOR RELATED MATTERS

Sponsored by Hon, Musa Sarkin Adar

[] Commencement

ENACTED by the National Assembly of the Federal Republic of Nigeria as follows

1 PART I - ESTABLISHMENT OF THE NATIONAL AGENCY FOR TRAINING
2 AND REGULATION OF VOCATIONAL TRADES

3 1.-(1) There is established an Agency to be known as National
4 Agency for Training and Regulation of Vocational Trades (in this Bill
5 referred to as "the Agency").

Establishment of Agency

6 (2) The Agency shall be a corporate body with a perpetual
7 succession and a common seal, may sue and be sued in it's corporate name.

8 2.-(1) There is established for the Agency a Governing Council (in
9 this Bill referred to as "the Council").

Establishment and composition of the Governing Council of the Agency

10 (2) The Council shall consist of:

11 (a) a chairman to be appointed by the President, Commander in-
12 Chief of the Armed Forces, of the Federal Republic of Nigeria on the
13 recommendation of the Minister in charge of works;

14 (b) one representative of each of the six geo-political zones, to be
15 appointed by the President on the recommendation of the Minister;

16 (c) the Director General of the Agency; and

17 (d) one person representing:

18 (i) National Directorate of Employment,

19 (ii) National Youth Service Corps, and

	1	(iii) Small and Medium Scale Enterprises.
Schedule	2	(3) The supplementary provisions contained in the schedule to this
	3	Bill shall have effect with respect to the proceedings of the Council and other
	4	matters.
Powers of the Council	5	3. The Council shall have power to:
	6	(a) determine the general policy of the Agency;
	7	(b) provide for the discipline and general welfare of staff of the
	8	Agency;
	9	(c) erect, equip and maintain library, lecture hall and other buildings
	10	necessary for the Agency; and
	11	(d) constitute relevant committees to assist in executing specific
	12	assignments for the Agency.
Tenure and cessation of office for members of the Council	13	4.-(1) The Chairman and members of the Governing Council
	14	representing the six geo-political zones shall hold office for a period of four
	15	years and may be eligible for re-appointment for another term of four years and
	16	no more, on such terms and conditions as specified by their letter of
	17	appointment.
	18	(2) The office of the Chairman or any other member of the governing
	19	Council shall become vacant if:
	20	(a) the person resigns his appointment by notice in writing under his
	21	hand addressed to the Minister;
	22	(b) the Minister in consultation with other members of the Council is
	23	satisfied that it is not in the best interest of the Agency for the person to continue
	24	in office and notifies the member to that effect;
	25	(c) the person is incapable of performing the functions of the office by
	26	reason of disease of body or mind and was declared so by a medical
	27	practitioner; or
	28	(d) by reason of death, bankruptcy or conviction of a criminal offence.
Allowances of members of the Council	29	5. Members of the Agency may receive allowances as are applicable
	30	to government agencies or as may be stipulated by the Council in accordance

1 with applicable Federal Government Regulations.

2 PART II - FUNCTIONS AND POWERS OF THE AGENCY

3 6. Subject to the provisions of this Bill, the Agency shall have the
4 responsibility of training and regulating vocational trades such as:

Functions, powers
and objectives of
the Agency

5 (a) carpentry;

6 (b) brick laying;

7 (c) plumbing;

8 (d) welding and fabrication;

9 (e) soap making;

10 (f) palm oil and ground nut oil production;

11 (g) production of cassava flour and related products;

12 (h) shoe making and repairs;

13 (i) tailoring and fashion designing;

14 (j) barbing and hair dressing; and

15 (k) mechanical works such as auto mechanic, wire ring and
16 rewiring etc.

17 PART III - STRUCTURE OF THE AGENCY

18 7.-(1) There shall be established for the Agency, such departments
19 as the Agency may deem necessary.

Departments of
the Agency

20 (2) Each Department shall be headed by a Director who shall be
21 professionally qualified to hold the office appointed through competitive
22 process.

23 (3) Subject to the approval of the Council management committee,
24 established under clause 9 of this Bill, may create additional departments,
25 divisions and units as it may deem necessary to achieve the objective of the
26 Agency.

27 8. There is established for the Agency, a State Office in each of the
28 State of the Federation and Federal Capital Territory to carry out some of the
29 functions of the Agency.

Establishment of
state office and
its functions

Establishment of
management
and other
committees for
the Agency

1 9.-(1) There is established for the Agency, a management committee
2 comprising of all the Directors and the Director-General of the Agency who
3 shall be the Chairperson of the Committee.

4 (2) The management committee shall be responsible for the general
5 administration of the Agency.

6 (3) The Council may create additional committees, either standing or
7 ad-hoc, and give it specific function.

Appointment of
Director-General
and Secretary of
the Agency

8 10.-(1) There shall be appointed for the Agency, a Director-General
9 who shall possess appropriate qualification and cognate working experience as
10 the Council may determine.

11 (2) The Director-General shall be the Chief -Executive officer of the
12 Agency and shall be charged with the general responsibility of matters relating
13 to the day-to-day management and operations of the Agency.

14 (3) The Director-General shall be appointed by the President,
15 Commander in-Chief of the Armed Forces, of the Federal Republic of Nigeria,
16 on the recommendation of the Minister;

17 (4) The Director-General shall hold office for a period of four years
18 and may be re-appointed for further term of four years and no more

19 (5) The Director-General shall be answerable to the Council.

20 (6) There shall be appointed by the Council for the Agency, a
21 Secretary who shall qualify as a legal practitioner and was so qualified for a
22 period of not less than 10 years.

23 (7) The Secretary shall be answerable to the Director-General of the
24 Agency.

Staff of the
Agency

25 11.-(1) The staff of the Agency other than those mention in this Bill
26 shall be employed according to the procedure stipulated by the Council.

27 (2) The Staff can be on permanent or temporary appointment on the
28 terms which precludes the grant of pension and gratuity.

No. 2, 2004

29 (3) The provisions of Pension Reform Act, 2004 apply to the service
30 of this Agency.

1 competence of the Agency.

2 PART V - MISCELLANEOUS PROVISIONS

Procedure and
limitation of
suit against the
Agency

3 16. A person who has a cause of action against the Agency must:

4 (a) give the Agency three months notice of intention to commence an
5 action in writing disclosing the cause of action and be served to the principal
6 office of the Agency; and

7 (b) any cause of action against the Agency for any claim must
8 commence within four years from the date the cause of action arose.

Service of
process

9 17. Any document, summons, notices, process or any other thing
10 required or authorized to be served to the Agency shall be served by delivering
11 same to the office of the Director-General of the Agency.

Indemnity of
members etc.

12 18.-(1) Every member of the Council, agents or employees of the
13 Agency shall be indemnified from the Fund of the Agency against any liability
14 incurred in defending any proceeding brought against the persons under this
15 Clause, in the person's capacity as member, agent or employee of the Agency.

Cap. L5
LFN 2004

16 (2) For the purpose of official functions of members and staff of the
17 Agency, the members and the staff of the Agency shall enjoy the provisions of
18 Public Officers Protection Act.

Acquisition of
property Cap.
L40, LFN 2004

19 19. The Agency may subject to the provisions of land Use Act and any
20 other applicable law, have powers to lease, rent or acquired an interest in land
21 and other properties.

Regulations

22 20. The Minister shall have power to make regulations to give effect
23 to the provisions of this Bill.

Interpretation

24 21. In this Bill:

25 "Chairman" means Chairman of the Council;

26 "Director-General" means Chief Executive Officer of the Agency; and

27 "Minister" means Minister in charge of Works.

Citation

28 22. This Bill is cited as National Agency for Training and Regulation
29 of Vocational Trades (Establishment) Bill, 2015.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

Clause 2(3)

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE AGENCY

Proceedings of the Council

1.-(1) Subject to the provisions of this Bill and other applicable laws the Council may make standing orders regulating its proceedings.

(2)The Council shall meet whenever it is summoned by the Chairman, or if required to do so by at least 6 members of the Council and shall meet for a minimum of 4 times in a year.

(3)The Chairman shall preside over the meetings of the Council and in his absence; members of the Council shall appoint one person among themselves to act for that meeting as the Chairman.

(4)The quorum of the Council shall be formed by the Chairman or a person sitting in his place and five other members the Council including the Secretary.

Committees

2.-(1) The Management Committee may appoint sub-committees to carry out, on its behalf; such functions that the Committee shall so do.

(2) The decision of the sub-committee appointed under paragraph 2(1) shall have no effect until it is approved by the Management Committee.

Miscellaneous

3.-(1) The Secretary of the Council shall be the custodian of the seal of the Agency.

(2) Fixing of the common seal of the Agency shall be authenticated by the signature of the Chairman of the Council or some other persons authorized to do so.

(3) Any contract or instrument, which if made or executed by a person not being a body corporate, shall not be required to be made under seal, shall be executed on behalf of the Agency by the Director-General or any other person authorized to do so.

1 (4) Where the Council desires to obtain an expert opinion from a
2 person not being a member of the Council, the Council may co-opt such person
3 for such period the Council may determine but the co-opted person shall not
4 have the right to vote or to count in forming a quorum.

5 (5) The validity of any proceeding of the Council or of a committee
6 shall not be adversely affected by any vacancy in the membership of the
7 Council or Committee or by any defect in the appointment of a member of the
8 Council or Committee or by reason that a person not entitled to take part in the
9 proceedings of the Council or the Committee took part.

EXPLANATORY MEMORANDUM

This Bill seeks to establish National Agency for Training and Regulation of Vocational Trades, in order to create self employment and to cushion the effect of youth unemployment in Nigeria.