

NATIONAL YOUTHS WELFARE SCHEME FUND  
(ESTABLISHMENT) BILL, 2016  
ARRANGEMENT OF CLAUSES

*Clause*

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# A BILL

## FOR

AN ACT TO ESTABLISH NATIONAL YOUTH WELFARE SCHEME FUND TO  
MANAGE AND CO-ORDINATE YOUTH WELFARE SERVICES TO REDUCE  
CHALLENGES IN GOVERNANCE AND SECURITY IN THE COUNTRY AND FOR  
RELATED MATTERS, 2016

*Sponsored by Hon. Abbas Tajudeen*

[ ] Commencement

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

### PART I - ESTABLISHMENT OF THE FUND

1                   1.-(1) There is established a fund to be known as the National      Establishment  
2      Youth Welfare Scheme Fund (in this bill referred to as "the Fund").      of the Fund

3                   (2) The Fund:

4                   (a) shall be a body corporate with perpetual succession and an  
5      official seal;

6                   (b) may sue and be sued in its corporate name; and

7                   (c) may hold and dispose property whether movable or immovable

### 8                   PART II - ESTABLISHMENT AND COMPOSITION OF THE BOARD

9                   2.-(1) There is hereby established for the Fund a governing Board      Establishment of  
10      (in this bill referred to as "the Board").      the Board

11                   (2) The Board shall consist of:

12                   (a) an Executive Chairman;

13                   (b) a representative of the Secretary to the Government of the  
14      Federation;

15                   (c) six members each representing each of the six geo-political  
16      zones of the country;

17                   (d) the Permanent Secretary, Ministry of youths Development;

18                   (e) the Permanent Secretary, Ministry of Labour and Productivity;

1 (f) the Permanent Secretary Federal Ministry of Justices;  
2 (g) the Permanent Secretary, Federal Ministry of Finance;  
3 (f) the Director-General, National Youth Service Commission  
4 (3) The President, of the Federal Republic of Nigeria, may on the  
5 recommendation of the Minister, appoint the Executive Chairman and the  
6 members representing the six geo-political zones of the country.

Schedule

7 (4) The supplementary provision set out in the schedule to this Bill  
8 shall have effect with respect to the proceedings of the Board.

Tenure

9 3.-(1) The Executive Chairman and the members representing the six  
10 geo-political zones of the country may hold office for a term of 4 years and may  
11 be eligible for, subject to satisfactory performance, re-appointed for further  
12 term of four years and no more.

13 (2) The members of the Board shall be paid such remunerations and  
14 allowances as the president may from time to time determine in line with the  
15 provision of National Salaries and Wages Commission Act.

Registration,  
Cessation or  
Removal from  
Membership of  
the Board

16 4.-(1) A member of the Board mentioned under clause 3(2)  
17 paragraphs (a) ,and (c) may resign his appointment by notice in writing  
18 addressed to the President.

19 (2) A member of the Board may cease membership if the member:

20 (a) lacks physical or mental capacity to perform his functions;

21 (b) becomes of unsound mind;

22 (c) becomes bankrupt;

23 (d) is convicted of a felony or of any offence involving dishonesty;

24 and

25 (e) is guilty of serious misconduct in relation to the office.

26 (3) A member of the Board may be removed, at any time, from office  
27 by the President on the recommendation of the Board, if the President is  
28 satisfied that it is not in the interest of the Fund or the public that the member  
29 should continue to hold office.

30 (4) Where vacancy exists in the membership of the Board, the

1 vacancy shall be filled by appointing a person representing the area where  
2 the vacancy exists, to complete the remainder of the term of office of the  
3 predecessor.

4 PART III - STRUCTURE OF THE FUND

5 5.-(1) The Fund shall be structured into departments, divisions and  
6 units, the departments shall be headed by a Director in the service of the  
7 Fund.

Structure of the  
Fund

8 6.-(1) There is established for the Fund, a Management Committee  
9 comprising all the Directors and the Executive Chairman of the Agency.

Establishment of  
Management  
Committee

10 (2) The Executive-Chairman of the Fund shall be the chairperson  
11 of the Committee and Director in charge of human capital shall be the  
12 Secretary of the Committee.

13 (3) The Management Committee shall be responsible for the  
14 general administration of the Fund, particularly, in recruitment, promotion,  
15 and discipline of members of staff of the Fund.

16 PART IV - FUNCTIONS OF THE FUND

17 7.-(1) The Fund shall be responsible for:

Functions of the  
Board

18 (a) implementation of the provision of this Bill;

19 (b) providing general guidelines and over all policy matters III  
20 relation to the Fund;

21 (c) working out the possible required monetary details that will  
22 enhance the welfare of the youths;

23 (d) monitoring the operation and evaluate the progress of the  
24 scheme;

25 (e) liaising with the relevant stakeholders in determining the  
26 projects and programmes of the Fund;

27 (f) working out the modalities needed to identify the youths that  
28 will benefit from the funds of the Fund; and

29 (g) carrying out other activities that are incidental to the attainment  
30 of its objectives under this Bill.

1 (2) Subject to the provisions of this Bill the Board shall:

2 (a) create departments for the Fund; and

3 (b) do anything which in its opinion is calculated to facilitate the  
4 carrying out the objectives of the Fund.

5 (3) The Board shall not accept any gift, if the conditions attached by  
6 the person or organization making the gift are inconsistent with the objectives  
7 of the Fund under this Bill.

Eligibility

8 8.-(1) For a person to be eligible to benefit from the Fund, the person  
9 shall:

10 (a) be a youth of between the ages of 18 and 35;

11 (b) provide a verifiable residential address;

12 (c) demonstrate the need to be assisted from the Fund;

13 (d) present a letter of attestation from his village or community leader  
14 identifying the person as an indigene of the village; and

15 (e) provide any other thing that the fund may from time to time  
16 request.

17 PART V - STAFF OF THE FUND

Appointment of  
Secretary of the  
Fund

18 9.-(1) There shall be appointed for the Fund, by the Board, from  
19 within the service of the Fund, a Secretary for the Fund who shall qualify as a  
20 legal practitioner and was so qualified for a period of not less than 15 years.

21 (2) The Secretary shall be:

22 (a) the legal adviser of the Fund and Secretary of all the Committees to  
23 be established by the Management Committee; and

24 (b) answerable to the Executive Chairman of the Fund.

Other Staff of  
the Fund

25 10.-(1) Other staff of the Fund shall be appointed by the Board  
26 according to the procedure of appointment as stipulated by the Board.

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27 (2) The staff of the Fund shall be entitled to benefits under the pension  
28 reform Act.

29 (3) Nothing in sub-clause (1) and (2) of this Bill shall prevent the  
30 employment of a person to any office on temporary or permanent basis which

1 precludes the grant of pension.

2           **11.**-(1) The Board may subject to the provision of this Bill, make Staff Regulation  
3 staff regulation relating generally to the condition of service, such  
4 regulation may provide for the appointment, promotion, discipline and  
5 appeals of the staff of the Agency.

6                           PART VI - FINANCIAL PROVISIONS

7           **12.**-(1) The Fund shall establish and maintain funds which shall Establishment of  
8 consists of: Funds for the  
Fund

9                   (a) all subventions and budgetary allocation from the federal  
10 government;

11                   (b) all funds, assets, resources, undertakings and such rights and  
12 interests as the Fund may from time to time acquire;

13                   (c) all sums accruing to the Fund, from time to time;

14                   (d) gifts, donations and contributions from national and  
15 internationals Institutions and philanthropists; and

16                   (e) fees, if any, charged by the Fund for services rendered;

17                   (f) A contribution of 0.05 of net earnings by both public and private  
18 organisation.

19           **13.**-(1) The Fund shall manage and apply its funds in accordance Application and  
20 with the general guidelines made by the Board, particularly on: Management of  
the Funds

21                   (a) youth welfare;

22                   (b) cost of administration and payment of allowances to the staff of  
23 the Fund;

24                   (c) payment of salaries and other allowances for the staff of the  
25 Fund;

26                   (d) maintenance of any property vested in the Fund; and

27                   (e) payment of the service fees payable for procurement and  
28 consultancy services made for the benefits of the service of the Fund.

29           **14.** The Fund shall not later than 30th September each year or other Annual budget  
30 date stipulated by law or policy, submit to the National Assembly an of the Fund

1 estimate of expenditure or income of the Fund as approved by the Board for the  
2 next fiscal year for incorporation into the National Budget.

Power to borrow  
money

3 15. The Fund may, with the written approval of the Board and subject  
4 to the guidelines and policy of the Federal Government, borrow such money  
5 needed for the exercise of its function, provided that such borrowing shall be  
6 made on the terms and condition that do not compromise the competence of the  
7 Fund.

8 PART VII - MISCELLANEOUS PROVISIONS

Accounts and  
Audit

9 16. The Board shall cause to be kept proper accounts of its Funds  
10 audited by an External Auditors appointed by the Board from the list of  
11 registered auditors in Nigeria, in accordance with the guidelines provided by  
12 Auditor-General of the Federation.

Reports

13 17.-(1) The Management Committee shall submit to the Board  
14 quarterly and annual reports of the activities of the Fund and the Board shall  
15 submit to the President annual report of the activities of the Fund.

Procedure and  
limitation of suit  
against the Board

16 18.-(1) An Individual or corporate person who has a cause of action  
17 against the Agency must:

18 (a) give the Fund three months notice of intention to commence an  
19 action in writing disclosing the cause of action and relief sought and be served  
20 at the principal office of the Fund; and

21 (b) any cause of action against the Fund for any claim must  
22 commence within four years from the date the cause of action arose.

Service of process

23 19. Any document, summons, notices, process or any other thing  
24 required or authorized to be served on the Fund shall be served by delivering  
25 same at the office of the Executive Chairman of the Fund.

Indemnity of  
Members

26 20. Every member of the Board, agents or employees of the Fund  
27 shall be indemnified from the Funds of the Fund against any liability incurred  
28 in defending any proceeding brought against the persons under this Clause, in  
29 the person's capacity as member, agent or employee of the Fund.





1 of the Board.

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

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

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

13 (5) The validity of any proceeding of the Board or of a committee  
14 shall not be adversely affected by any vacancy in the membership of the Board  
15 or Committee or by any defect in the appointment of a member of the Board.

#### EXPLANATORY MEMORANDUM

This Bill seeks to Establish National Youths Welfare Scheme Fund to manage and co-ordinate the welfare of unemployed youths to reduce the challenges of governance and security in Nigeria.