



EBONYI STATE OF NIGERIA

LAW NO. 014 OF 2020

**EBONYI STATE
VOCATIONAL COLLEGE BOARD**

LAW, 2020

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**EBONYI STATE OF NIGERIA
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SECTION 1

A LAW TO ESTABLISH EBONYI STATE VOCATIONAL COLLEGE AND PROVIDE FOR THE ESTABLISHMENT OF EBONYI STATE VOCATIONAL COLLEGE BOARD AND OTHER MATTERS CONNECTED THERETO *Long Title*

SECTION 2

BE IT ENACTED by the House of Assembly of Ebonyi State of Nigeria as follows: *Enactment*

SECTION 3

This Law may be cited as **Ebonyi State Vocational College Board Law, 2020.** *Short Title*

SECTION 4

This Law shall be deemed to have come into effect on **Wednesday the 27th day of May, 2020.** *Commencement*

SECTION 5

In this Law, unless the context otherwise *Interpretation* requires:

“Board” means the Board for Vocational College established by Section 6 of this Law;

“College” means Ebonyi State Vocational College.

“Commissioner” means the Hon. Commissioner for the time being charged with responsibilities for Education in Ebonyi State.

“Educationist” means a person who has at least Bachelor Degree in Education or a Degree in a Teaching Subject and/or a Post Graduate Diploma in Education;

“Chairman” means Part-time Chairman of the Board or a ceremonial head of the Board.

“Director General” means the head and Chief Executive of the College who shall also be the Executive Secretary of the Board.

“Functions” include powers and duties;

“Government” means the Government of Ebonyi State of Nigeria;

“Imprest” means petty cash sub-allocated for minor expenses;

“Member” means the Chairman or any other member of the Board;

“Governor” means the Governor of Ebonyi State;

“Ministry” means the State Ministry charged with responsibility for Education;

“State” means Ebonyi State of Nigeria;

“Zonal Office” means Ebonyi State Vocational College Zonal Office at any of the three Zones of the State.

SECTION 6

1. There is hereby established a Vocational College by the name, Ebonyi State Vocational College. *Establishment of the College*
2. The College shall be a body corporate with perpetual succession and a common seal, with power to sue or be sued in its corporate name and subject to the Land Use Act, may hold, acquire, dispose of or otherwise deal with movable or immovable property.

SECTION 7

The College shall consist of:

*Composition of the
College*

- a. The Director General of the College who shall be the Chief Executive and Accounting Officer of the College.
- b. Director of various Campuses of the College to be established from time to time as the need arises.
- c. Director of Academics.
- d. Director of Administration
- e. Heads of Departments
- f. Other Officers of the College as contained in the schedule to this Law.

SECTION 8

1. It shall be the objectives, philosophy and aspiration of the College to encourage skill and entrepreneurial acquisition in Ebonyi State in particular and Nigeria in general without discrimination.
2. For the purpose of carrying out that functions, it shall be the duty of the College so far as its resources permit:

*Objectives and
Philosophy of the
College*

- a. to provide such facilities for the acquisition of skills;
- b. to provide such facilities that will give practical training that has concrete relevance to the needs of our society;
- c. to encourage and promote the spirit of creativity, innovation and inventiveness;
- d. to encourage all classes of people without any discrimination to pursue a regular or part time courses in Vocational Education;
- e. to undertake other activities that can conveniently be undertaken by a Vocational College.

SECTION 9

For the purpose of attaining and maintaining possible academic standard, the College shall Award Certificates or Diplomas to students of the College who may qualify for the award.

*Award of Certificates
or Diplomas*

SECTION 10

1. There shall be established for the College, *Office of the Director General* the office of the Director General who shall be the Chief Executive and Accounting Officer of the College.
2. The Director General shall be the academic Head of the College and shall be responsible for the execution of the policy of the Board as well as the day-to-day administration of the College.
3. Without prejudice to any instruction which the Governor may from time to time give to him/her, the Director General shall, in particular be responsible for:
 - a. the day to day running of the College including the maintenance of discipline among the students and members of Staff of the College; including the suspension of any student from classes or from the College and make recommendation to the Board for the expulsion of any student;
 - b. the making of the day-to-day expenditure for the maintenance of the College in accordance with the approval estimate of the College and presentation, with the assistance of the

- officer in-charge of the accounts to the Board in the manner required by the Board; and
- c. any other duty, which the Governor or Board may, from time to time assign to him or her.
4. The Governor shall appoint the Director General of the College.
5. The Director General shall hold office for five (5) years at the first instance from the effective date of his/her appointment and may be reappointed for a second and final term of five (5) years.

SECTION 11

1. There is hereby established for the College, a Board to be known as Ebonyi State Vocational College Board hereinafter referred to as “the Board”. *Establishment of the Board*
2. The Board shall be a body corporate with perpetual succession and a common seal and with power to sue and be sued in its corporate name; and can acquire, hold and dispose of movable and immovable Property.

SECTION 12

1. The Board shall consist of the following *Composition of Board*
Part-time members:
 - a. A Part-time Chairman who shall be appointed by the Governor and who must be an educationist with good background in either Science or Technology or Vocational Education;
 - b. The Director General of the College who shall at all material times be the secretary of the Board;
 - c. Three part-time members representing each of the three Senatorial zones of the State to be appointed by the Governor on their personal merit and/or from the Public Service;
 - d. The Special Assistant to the Governor on Vocational Education or any such office as may be designated by the Governor;
 - e. Nothing in sub-section (1)(c) of this section shall prevent the Governor from appointing more than three persons into the Board.
 - f. Nothing in this Section or any other section of this Law, shall prevent the Governor from appointing full- time

members or creating a full-time Board, whenever he deems it necessary to do so.

- g. The Board shall sit quarterly.
 - h. Nothing in sub-section (1)(g) of this section shall prevent the Board from sitting more than four times per annum.
2. The appointment made pursuant to sub section 1 of this section shall reflect the three Senatorial Zones of the State.

SECTION 13

The members of the Board shall be paid, such remuneration by way of allowances as the Governor may from time to time determine.

*Remuneration of
Members*

SECTION 14

1. Members of the Board shall hold office at the pleasure of the Governor for a period of two (2) years at first instance and may be eligible for re-appointment for another term of two (2) years only.
2. Any member of the Board may by notice to the Governor resign his/her office. functions of the Office.

Tenure of Office

SECTION 15

Notwithstanding any other provision(s) of this Law or anything contained in the instrument or letter by which a member is appointed, the Governor may terminate the appointment of a member if he is satisfied that such a member:

Termination of Appointment

1. Has been absent for three consecutive meetings of the Board without the permission of the Board Chairman or in the case of the Chairman without the permission of the Governor.
2. Has been convicted by a Court in Nigeria or elsewhere of any offence involving fraud or dishonesty.
3. Is permanently incapacitated by physical or mental illness.
4. Is otherwise unable or unfit to discharge the functions of a member. or
5. Can no longer in his interest continue to serve as a member.

SECTION 16

The Director General shall be the Secretary and Accounting Officer of the Board and shall have ultimate responsibility of carrying out the policies and decisions of the Board.

Secretary of the Board

SECTION 17

The Executive Secretary shall be responsible for: *Meetings*

1. Making arrangements for the meetings of the Board including the preparation of the agenda, recording of the minutes and conveying the minutes of the meetings of the Board.
2. Keeping proper records of the business transacted at every meeting of the Board.
3. Carrying out such other duties as the Board or the Board Chairman may assign.
4. The Secretary shall be responsible for the day to day running of the affairs of the Board and the College.

SECTION 18

Where upon any occasion, the Board desires to obtain the advice of any person on any specific matter, the Board may co-opt such person to be a member for such meeting or meetings as may be required and such person whilst so co-opted shall have all the rights and privileges of a member except that he shall not be entitled to vote on any question or be counted towards forming a quorum. *Co-option of Members*

SECTION 19

The Functions of the Board shall include:

*Functions of the
Board*

1. The co-ordination of the functions of the College including the Zonal Campuses of the College.
2. The establishment of conditions of service for the Staff of Ebonyi State Vocational College.
3. To set up, develop and manage Ebonyi State Vocational College and other Vocational Colleges that may be established under this Law in the State, subject to the approval of the Governor.
4. Recruitment, promotion and discipline of the Staff of the College.
5. Over-all disciplinary control of the Staff and students in the Vocational College.
6. Preparation and recommendation of the budget of the College to the Governor.
7. Placement of first year students and transfer of students to the Vocational College as may be established by the Federal or State Government Ministries, Departments and Agencies under this Law, subject to regulations laid down by the

relevant Federal or State Ministries
Departments Agencies.

8. Collection and rendition of account of all approved levies in the College.
9. Maintenance of the nominal roll of all Staff in the various Campuses of the College and keeping the personal files of all Staff.
10. Ensuring that courses offered or instructions given in the College conform to the Vocational Education Curriculum, National Policy on Education and other relevant State or Federal Government bodies.
11. Giving effect to Government policies on Vocational Education.
12. To procure materials, equipment and other items that will be required from time to time by the Board for the running of its institutions.
13. To carry out supervision of Colleges established under this Law.
14. To carry out all other functions that may be prescribed from time to time by the Governor.

SECTION 20

The Funds of the College shall include:

*Sources of Fund of
the College*

1. Funds appropriated to the College in the State budget.
2. Fees charged by and payable to the College by the students of the College.
3. Any other amounts, charges or dues, recovered by the College.
4. Revenue accruing from time to time to the College by way of subventions, grants-in-aid, endowments, marketing rights, patent rights, royalties and other sources.
5. Donations and legacies accruing to the College from any source for the general or specific purposes of the College.
6. Grants from Local and International Development Partners such as the World Bank, UNICEF, etc.
7. Rents from the letting or hiring of any property of the College, and
8. Interests on investments.

SECTION 21

1. The Headquarters' Office or Secretariat of the Board shall be headed by the Secretary of the Board. *Structure of Headquarters*
2. The Headquarters' Office of the Board shall be in the main Campus of the College.

SECTION 22

There is hereby established for each of the three Senatorial Zones of the State, a Campus of the College. The Campuses shall be located in the following Zones; *Establishment of Campuses*

- a. Ebonyi North;
- b. Ebonyi South
- c. Ebonyi Central;

and in such towns as may be approved by the Governor.

SECTION 23

1. The Zonal Office of the College shall have divisions for the efficient performance of its duties. *Structure of Zonal Campuses of the College*
2. The head of each Zonal Campus shall be a Director who shall be appointed by the Governor.

SECTION 24

The Functions of the Zonal Campus of the College shall include the following:

*Functions of Zonal
Campuses of the
College*

1. Day to day running of the College Campus including the exercise of disciplinary control of the students.
2. Management of funds and distribution of equipment allocated to the Vocational College Campus in the Zone.
3. Exercising of all forms of disciplinary control over all Staff on Salary Grade Level 06 and below, excepting termination of appointment and dismissal.
4. Maintaining school and other requisite personal records of Staff of the College in the Zone.
5. Placement in class one of students posted to the Zone.

SECTION 25

1. Every Director of a Vocational College and all persons appointed under this Law shall keep account of the money received and expended in the exercise of their functions whether under this Law or any other

*Directors to Keep
Account*

enactment and these accounts shall be made up and audited in like manner as the account of any other department of the State Government as the case may be.

2. Every Director shall prepare and transmit to the Board through the Zonal Office, the annual accounts of his school in respect of each financial year in such form as the Board may prescribe in the regulation made under this Law.
3. Every Director shall give auditors auditing the accounts of his school free access to all the Books of accounts, returns and other information required by the auditors for the performance of their duties under this Law.
4. Any person who fails to give such Auditors access to books of accounts, returns or other information as the case may require or obstructs such Staff in the performance of their duties under this Law shall be guilty of an offence and shall be liable upon conviction to a term of 6 months imprisonment or One Hundred Thousand Naira (₦100, 000) fine or to both such fine and imprisonment.

SECTION 26

1. The Directors of Vocational College shall keep accurate records of all monies received and funds allocated to the College, so however that no money shall be expended without the approval of the Director General. *Directors to Render Account*
2. Such Director of a Vocational College shall be the Accounting Officer of the College Campus and render monthly account of all expenses to the Board through the Director General.
3. Each Vocational College shall have a Bursar who shall be responsible to the Director.

SECTION 27

The Director General of the College shall make available an imprest (from monies received or funds allocated to the school) to the Director of each Vocational College in the Zone for the day to day running of the school, including purchase of chalk, stationery, furniture and execution of minor repairs. *Imprest Account*

SECTION 28

The Board shall on or before the 31st day of December each year submit to the State Director of Audit, the financial accounts of the Board in such form as the State Director of Audit may prescribe.

Board to Submit to the Audit

SECTION 29

1. The Director General may after consultation with the Board, order any Campus of the Vocational College to be closed;

Power to Close College

Where in the opinion of the Director General, the closure of the Campus will be in the interest of Vocational Education in the State or that of the College.

2. Any group of persons or community aggrieved by the closure of any College by the order of the Director General, may appeal in writing within three months from the date of the order, to the Governor who may make such order or orders as he may deem necessary in the circumstance.

SECTION 30

1. The Director General shall ensure that all the Campuses are regularly supervised to ensure their efficient management. *Inspection of College*
2. The Director or any person in charge of a Campus of the College shall allow the Board or any authorized officer or agent of the Board to enter and supervise the College at any reasonable time and shall produce for such supervision any books or records kept in connection with the College with regards to the care and registration of the trainees, the names and qualifications of members of the Staff and generally with regard to the management of the College.

SECTION 31

1. All Teachers and Staff in Vocational College owned by the State and established under this Law shall be employees of the Board and shall be paid directly from the funds appropriated to the College under its approved recurrent estimates. *Employment and Emolument of the Staff of the College*
2. There shall be uniform conditions of service for employees of the Board and as obtainable in the Civil Service of the State.

SECTION 32

1. Subject to the provisions of this Law, the Board may make rules regulating its own proceedings or of any of its committees. *Proceedings of the Board*
2. The quorum of the Board shall be three, one of whom shall be the Chairman.
3. The quorum of any committee of the Board shall be determined by the Board.
4. All questions before the Board or any of its committee(s) shall be determined by a simple majority of the votes of the members present and voting at the meeting:
Provided that the Chairman or the person presiding thereat shall have a second or casting vote.

SECTION 33

1. The Board shall meet at least quarterly or as often as necessary for the discharge of its business. *Meetings of the Board*
2. The meetings of the Board shall be summoned upon the direction of the Chairman and to hold at the headquarters of the College.

3. The Chairman shall preside at all meetings of the Board at which he is present and in his absence the members present shall elect one of their members to preside and such presiding member shall have all the powers of the Chairman for the meeting.
4. A requisition meeting shall be held by the Board upon notice given to the Chairman by not less than two members of the Board and such meeting shall be held within seven days from the date of the notice.
5. The proceedings of the Board shall not be invalidated by reason only of any defect in the appointment of a member or by reason that a person not entitled to do so took part in such proceedings.

SECTION 34

1. The Board may appoint one or more Committees to carry out on behalf of the Board, some of its functions as the Board may determine. *Committees of the Board*
2. A committee appointed under this paragraph shall consist of such number of person(s) as may be determined by the Board.

3. A decision of a committee of the Board shall be of no effect unless it is ratified by the Board.

SECTION 35

The Board may with the approval of the Governor, make regulations: *Regulations*

1. For securing the due performance of any duty and effective exercise of any power conferred on the Board by this Law.
2. For securing the proper, efficient and economic maintenance, organization and operation of Vocational Colleges or of any facilities or services by or under this Law;
3. For securing maximum utilization of the Teaching Staff in the application of their duties in order to achieve higher standards of education.
4. For the preservation of all property, movable and immovable and for the economic use of such property.
5. For the control and discipline of all Staff/Teachers of the Board and the entire Vocational College system.
6. For holding administrative inquiries into any alleged professional misconduct or

breaches of regulations by any employee of the Board and for the procedure for holding such inquiry.

7. For the introduction of new course(s) of study or programmes and duration of such programme.

SECTION 36

1. The Board shall cause the College management to: *Accounts of the College*
 - a. keep proper accounts of the income and expenditure of the College;
 - b. prepare, in respect of each financial year Statements of Accounts.
2. As soon as possible, may be after the close of each financial year, the State Director of audit shall audit the accounts of the College not later than 2(two) months after the close of each financial year, the State Director of audit shall audit the accounts of the College.

SECTION 37

1. No suit against the College, the Board or against any member, officers, servant, employee or agent of the College or Board respecting any act, neglect or default done or committed in his capacity as such member, officer, servant, employee or agent shall lie or be instituted in any court unless it is commenced within three months from the occurrence or in the case of a continuance of damage or injury within three months after the cessation thereof. *Legal Proceedings*
2. No suit shall be commenced against the Board or the College or against any member, officer, servant, employee until at least one month after the service on the Board or College or member, officer, servant, employee or agent, as the case may be of a written notice by or on behalf of the intending plaintiff of intention to commence the suit stating:
 - a. the cause of action;
 - b. the particulars of the claim;
 - c. the name and place of abode of the intending plaintiff: and
 - d. the relief claimed.

3. The notice referred to in subsection (2) of this section and any summon, notice or other document required or authorized to be served on the Board or the College or on any member, officer, servant, employee or agent of the Board or the College may, except where there is express provision to the contrary, be served:
 - a. on the Board or the College;
 - i. by delivering it to the Chairman of the Board or Secretary of the Board or the Director General of the College;
 - ii. by sending it by registered post, addressed to the Chairman of the Board or Secretary at the Principal Office of the Board or College; and.
 - b. on any member, officer, servant, employee or agent by delivering it personally to the member, officer, servant, employee or agent, as the case may be.
4. In any suit by or against the Board or the College, the Board or the College may, without prejudice to any other form of representation be represented at any stage of the proceedings by any member, officer

or employee of the Board or person duly authorized in writing by the Board or the College in that behalf or by a legal officer of the State or both, or by any legal practitioner authorized by the Attorney-General of the State.

SECTION 38

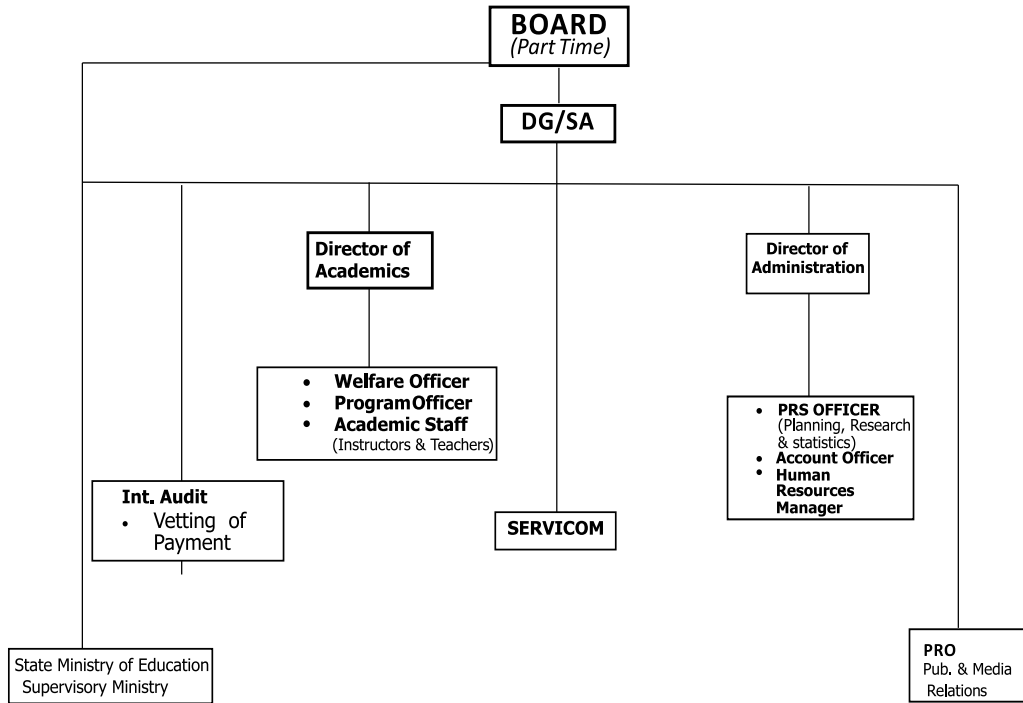
1. The Governor may give to the Board directives of a general or specific character as to the performance by Board of all or any of its function and the Board shall give effect to such directives. *Directives of the Governor*
2. Without prejudice to the generality of subsection (1) of this Section, the Governor may, in particular, give to the Board directives for the purposes of defining, in cases of doubt or dispute the powers of the Board in relation to its functions.

SECTION 39

The Purpose of this Law is to establish Ebonyi State Vocational College and provide for the establishment of Ebonyi State Vocational College Board and other Matters Connected Thereto. *Object and Purpose*

SCHEDULE

ORGANGRAM OF EBONYI STATE VOCATIONAL COLLEGE



APPENDIX

FORM A

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

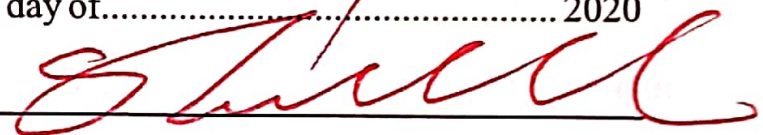


ANASI PATRICIA O. (MRS)
CLERK OF THE HOUSE OF ASSEMBLY,
EBONYI STATE OF NIGERIA.

Dated this 27th day of May 2020

FORM B

Assented to by me this 27th day of May 2020



ENGR. CHIEF DAVID NWEZE UMAHI
(FNSE, FNATE)
GOVERNOR,
EBONYI STATE OF NIGERIA

FORM C

I withhold my assent.

GOVERNOR
EBONYI STATE OF NIGERIA

Dated this day of 2020

FORM D

This Bill to which the Governor has by Letter Reference No.

Dated thisday of..... 2020

Signified the withholding of his assent has again been passed by the House of Assembly of Ebonyi State of Nigeria by a two third majority this day of 2020.

CLERK OF THE EBONYI STATE HOUSE OF ASSEMBLY

Dated at Abakaliki this.....day of..... 2020

OR

Passed by the House of Assembly of Ebonyi State of Nigeria by a two third majority this..... day of 2020

This printed impression has been carefully compared by me with the Bill which has been passed into Law by the House of Assembly of Ebonyi State of Nigeria and found by me to be a true and correctly printed copy of the said Bill.

CLERK OF THE EBONYI STATE HOUSE OF ASSEMBLY

Dated this.....,..... day of.....2020