

# NATIONAL COUNCIL OF NIGERIAN VISION (ESTABLISHMENT, ETC.) ACT

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(ESTABLISHMENT, ETC.) ACT

**An Act to establish the National Council of Nigerian Vision for the purpose of effective and consistent dissemination of ideas about the objectives and strategies of all the components of the Vision 2010 Programmes and for the effective implementation of the Vision Report.**

[1999 No. 10.]

[17th November, 1997]

[Commencement.]

PART I

*Establishment, etc., of the National Council of Nigerian Vision*

**1. Establishment of the National Council of Nigerian Vision**

(1) There is hereby established a body to be known as the National Council of Nigerian Vision (in this Act referred to as "the Council").

(2) The Council-

- (a) shall be a body corporate with perpetual succession and a common seal;
- (b) may sue and be sued in its corporate name.

### 1. **Membership, etc.**

(1) The Council shall consist of a chairman, who shall be the President and the following other members-

[1999 No. 50.]

- (a) the Vice-President; who shall be the alternate chairman;
- (b) the Chief of Defence Staff;
- (c) the Inspector-General of Police;
- (d) the Ministers of the following Ministries, that is-
  - (i) Agriculture and Rural Development;
  - (ii) Commerce;
  - (iii) Communications;
  - (iv) Culture and Tourism;
  - (v) Defence;
  - (vi) Education;
  - (vii) Finance;
  - (viii) Foreign Affairs;
  - (ix) Industry;
  - (x) Information and National Orientation;
  - (xi) Justice;
  - (xii) Power and Steel;
  - (xiii) Science and Technology;
  - (xiv) Solid Minerals Development;
  - (xv) Transport;
  - (xvi) Women Affairs and Youth Development;
  - (xvii) Sports and Social Development;
- (e) the Secretary to the Government of the Federation;
- (f) the Special Adviser to the President on Petroleum;

- (g) the head of the National Planning Commission;
- (h) the President, Manufacturers Association of Nigeria;
- (i) the chairman, Nigerian Investment Promotion Commission;
- (j) The President, Nigerian Association of Chambers of Commerce, Industry, Mines and Agriculture;
- (k) the President, Nigerian Association of Small Scale Industrialists;
- (l) the chairman, Nigerian Economic Summit Group;
- (m) the National President, National Council of Women Societies;
- (n) the Commandant, Police Academy;
- (o) the President, Nigeria Labour Congress; and
- (p) such other number of persons as may be determined by the President to reflect a fair representation of national interests.

(2) The persons referred to in subsection (1) (P) of this section shall be appointed by the President from persons who, in his opinion, possess necessary abilities, experience, specialised or professional knowledge to make special contributions to the work of the Council.

(3) The President may, by order published in a *Gazette* amend, increase, delete, or otherwise vary the membership of the Council.

(4) The provisions of the Schedule to this Act shall have effect with respect to the proceedings of the Council and the other matters therein contained.

[Schedule.]

### **1. Tenure of office**

Subject to the provisions of section 4 of this Act, a member of the Council, other than an *ex-officio* member, shall hold office-

- (a) for a period of five years in the first instance and may be re-appointed for a further period of five years and no more; and
- (b) on such terms and conditions as may be specified in his letter of appointment.

### **4. Removal from office of members**

A member of the Council may, at any time-

- (a) be removed from office by the President-
- (i) for inability to discharge the functions of his office (whether arising from infirmity of mind or any other cause) or for misconduct; or
- (ii) if he is satisfied that it is not in the interest of the Council or in the public interest that the member should continue in office;
- (b) resign his appointment by notice in writing addressed to the President.

### **1. Allowances, etc., of members**

There shall be paid to every member of the Council such allowances and expenses as the Federal Government may, from time to time, direct.

## **PART II**

### *Objectives, functions and powers of the Council*

#### **1. Objectives of the Council**

The objectives of the Council are to-

- (a) ensure that all Nigerians, in and outside Nigeria, subscribe fully to the concept and spirit of the National Vision and are able to effectively define and carryout their specific roles in making the National Vision a reality;
- (b) instil the virtues of the National Vision as a way of life for all Nigerians; and
- (c) encourage the establishment of private institutions that propagate the ideals of the National Vision.

#### **1. Functions of the Council**

Subject to the provisions of this Act, the Council shall-

- (a) develop a coherent Vision 20 10 implementation plan and methodology for alll evels and agencies of Government and the private sector;
  - (b) assign responsibilities for the implementation of Vision 2010 Report to institutions in both the public and private sectors;
  - (c) supervise and co-ordinate the activities of other implementation agencies to ensure the quality of the process, total harmony in implementation, timely meeting of targets and goals
- and ensure that appropriate corrective actions are taken against deviations;

- (d) undertake regular performance reviews for set targets;
- (e) co-ordinate and monitor all inter-sectoral activities;
- (f) establish strategic alliances and continuous dialogue and consensus building with specialised institutions, and private sector and other interest groups;
- (g) supervise and ensure the full implementation of the Vision 2010 Report;
- (h) effectively and consistently disseminate the plans, programmes and achievements of the National Vision to all Nigerians;
- (i) ensure at all times that there is harmonious link between the National Vision, Perspective Plans, the Rolling and Annual Budgets;
- (j) maintain the technical integrity of the overall process of the implementation of the Vision 2010 Report;
- (k) provide clear interpretations of the recommendations of the Vision 2010 Report to all stakeholders;
- (l) integrate the formal and informal private sectors into national planning process;
- (m) utilise and support any foundation established for the propagation and implementation of the Vision 2010 Report; and
- (n) perform such other functions as may be required to promote the implementation of the Vision 2010 Report.

## **8. Powers of the Council**

For the purpose of implementing the Vision Programme, the Council shall have power to-

- (a) direct and supervise any authority, body or agency, notwithstanding the provisions of the law establishing the authority, body or agency in the performance or assisting the Council in its work;
- (b) request and obtain from any person, including any government authority, agency, institution or individual, statistical or other information relevant to the functions of the Council;
- (c) assign responsibilities to any government authority, agency, institution or individual in the public and private sectors;
- (d) require any person to appear before the Council or any committee of the Council to-
  - (i) discuss matters which the Council deems necessary for the purpose of effectively discharging its functions under this Act; and
  - (ii) give evidence or produce any document or thing which is likely to assist the Council or any of its committees in the discharge of its functions under this Act;
- (e) bring to the notice of the President, areas where Vision 2010 programmes are being seriously hampered or violated;
- (f) prescribe action for any government authority, agency, institution or individual for the attainment of identified specific Vision 2010 programmes;

- (g) issue guidelines and circulars regarding plan preparation, implementation and control to all relevant bodies and persons;
- (h) establish monitoring offices in States, Local Government Areas and Area Councils; and
- (i) do such other things which, in the opinion of the Council, are calculated to facilitate the effective carrying out of the functions of the Council under this Act.

### PART III

#### *Technical committees*

#### **9. Technical committees**

The Council shall appoint such number of standing technical committees for such activities as the Council shall deem appropriate for the effective discharge of its functions under this Act.

#### **10. Membership of the technical committee**

(1) A technical committee shall consist of a chairman and such other persons as the Council may, from time to time, determine who shall be appointed mainly from among members of the Vision 2010 Committee and serve on such terms and conditions as may be specified in their letters of appointment.

(2) The members of a technical committee shall be paid such remunerations, allowances and benefits as the Federal Government may, from time to time, determine.

(3) A member of the Council may be appointed to serve on any technical committee of the Council.

#### **11. Functions of technical committee**

A technical committee shall-

- (a) monitor and report to the Council, the overall implementation process in order to ensure that implementation agencies in the public and private sectors act in the spirit of the National Vision;
- (b) ensure that the overall implementation of the Vision 2010 Report is on course and alert the Council on deviations;
- (c) continually draw the attention of the Council to implementation lapses wherever;
- (d) participate nationally and internationally in mass mobilisation and support building activities;
- (e) provide the Council with periodic reports on all implementation activities;

(f) provide or propose to the Council any other technical input that may enhance quality implementation; and

(g) perform such other functions as may be assigned to it by the Council, from time to time.

## **12. Proceedings of the technical committee**

A technical committee of the Council shall, subject to the provisions of this Act, regulate its own proceedings.

## PART IV

### *Staff*

## **13. Secretary and other staff of the Council**

(1) There shall be for the Council a secretary, who shall not be below the rank of a Permanent Secretary to be appointed by the President.

(2) Subject to the general direction of the Council, the secretary shall-

(a) keep proper records of the proceedings and other affairs of the Council;

(b) be the head of the Council's secretariat and be responsible for its day-to-day administration and the direction and control of all other employees of the Council;

(c) prepare quarterly reports on the activities of the Council; and

(d) perform such other functions as may, from time to time, be assigned to him by the Council.

(3) The other staff of the Council shall be drawn from the civil or public service of the Federation or of a State and from the private sector.

## PART V

### *Financial provisions*

## **14. Fund of the Council**

There shall be established and maintained for the Council a fund into which shall be paid and credited-

(a) all subventions and budgetary allocation from the Federal Government;

(b) all sums and contributions from States, local governments and area councils;



(c) all sums accruing to the Council by way of gifts, endowment, bequests, grants or other contributions by persons and organisations;

(d) all sums received from donor agencies from within and outside Nigeria; and

(e) all other sums which may, from time to time, accrue to the Council.

## **15. Expenditure of the Council**

The Council shall, from time to time, apply the funds at its disposal to-

(a) publicise and promote the activities of the Council;

(b) pay allowances, expenses and other benefits of members of the Council, technical committees and such other committees of the Council;

(c) pay salaries, allowances and benefits of members of staff of the Council;

(d) pay other overhead allowances, benefits and other administrative costs of the Council and such expenses as may, from time to time, be necessary in running the affairs of the Council; and

(e) undertake such activities as are connected with all or any of the functions of the Council under this Act;

## **16. Power to accept gifts**

(1) The Council may accept gifts of land, money or other property on such terms and conditions, if any, as may be specified by the person or organisation making the gift.

(2) The Council shall not accept any gift if the conditions attached by the person or organisation making the gift are inconsistent with the functions of the Council under this Act or the interest of the country.

## **17. Annual estimates, accounts and audit**

(1) The Council shall cause to be prepared, not later than 30 September in each year, an estimate of the expenditure and income of the Council during the next succeeding year.

(2) The Council shall cause to be kept proper accounts of the Council and proper records in relation to those accounts and when approved by the Council, the accounts shall be audited by auditors appointed by the Council from the list and in accordance with the guidelines supplied by the Auditor-General for the Federation.

## **18. Annual report**

The Council shall, not later than 30 June in each year, prepare and submit to the President a report on the activities and administration of the Council during the immediately preceding year and shall include in the report the audited accounts of the Council and the auditor's report on those accounts.

## **19. Power to borrow**

(1) The Council may, from time to time, borrow by overdraft or otherwise such sums as it may require for the performance of its functions under this Act.

(2) The Council shall not, without the approval of the President, borrow money which exceeds, at any time, the limit set by the President.

(3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Council shall not borrow the sum without the prior approval, in writing, of the President.

## PART VI

### *Miscellaneous*

## **20. Regulations**

The Council may make regulations for the purpose of carrying out or giving full effect to the provisions of this Act.

## **21. Interpretation**

In this Act, unless the context otherwise requires-

**“committee”** means a committee of the Council and includes a technical committee;

**“Council”** means the National Council of Nigerian Vision established under section 1 of this Act;

**“National Vision”** means the provisions and contents of the Vision 2010 Committee's Report;

**“secretary”** means secretary to the Council appointed under section 13 of this Act;

**“technical committee”** means a technical committee established under section 9 of this Act; and

**“Vision Report”** means the Vision 2010 Committee's Report.

## **22. Short title**

This Act may be cited as the National Council of Nigerian Vision (Establishment, etc.) Act.

## SCHEDULE

[Section 2 (4).]

*Supplementary provisions relating to the Council, etc.*

### *Proceedings of the Council*

**1.** (1) Subject to this Act and section 27 of the Interpretation Act, the Council may make standing orders regulating its proceedings or those of any of its committees.

[Cap. 123.]

**2.** (1) The quorum at any meeting of the Council shall be the chairman and a simple majority of the members of the Council, and the quorum of any committee of the Council shall be as determined by the Council.

(2) At any meeting of the Council, the chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their number to preside at the meeting.

(3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him to the Council for such period as it may deem fit, but a person who is in attendance by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Council and shall not count towards a quorum.

### *Committees*

**3.** (1) The Council may, in addition to its technical committees, appoint one or more other committees to carry out, on behalf of the Council, such functions as the Council may determine.

(2) A committee appointed under this paragraph shall consist of such number of persons as may be determined by the Council, and such a person shall hold office on the committee in accordance with the terms of his appointment.

(3) A decision of a committee of the Council shall be of no effect until it is confirmed by the Council.

### *Miscellaneous*

**4.** (1) The fixing of the seal of the Council shall be authenticated by the signatures of the chairman or any person generally or specifically authorised by the Council to act for that purpose and the secretary.

(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 Council by the secretary or any person generally or specifically authorised by the Council to act for that purpose.

(3) A document purporting to be a document duly executed under the seal of the Council shall be received in evidence and shall, unless and until the contrary is proved, be presumed to be so executed.

5. The validity of any proceedings of the Council or of a committee shall not be affected by— .

(a) a vacancy in the membership of the Council or committee; or

(b) a defect in the appointment of a member of the Council or committee; or

(c) reason that a person not entitled to take part in the proceedings of the Council or committee took part in such proceedings.

## **SUBSIDIARY LEGISLATION**

*No Subsidiary Legislation*