

A BILL

FOR

AN ACT TO ESTABLISH THE NATIONAL COTTON, TEXTILE AND GARMENT (CTG) DEVELOPMENT COUNCIL TO PROVIDE FOR THE PROMOTION AND FACILITATION OF COTTON PRODUCTION, MARKETING AND STANDARDISATION; INVESTMENT IN COTTON VALUE CHAIN, TEXTILES AND GARMENTS AS A PANACEA TO ACHIEVING SELF-SUFFICIENCY IN COTTON, TEXTILES AND GARMENT INDUSTRY IN NIGERIA; AND FOR RELATED MATTERS

Sponsored by Hon. Zakaria Dauda Nyampa

[] Commencement

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

1 PART I - ESTABLISHMENT OF NATIONAL COTTON, TEXTILE AND
2 GARMENT (CTG) DEVELOPMENT COUNCIL

3 1.-(1) There shall be established a body to be known as National
4 Cotton, Textile and Garment (CTG) Development Council. (In this Bill
5 referred to as the ("Council").

Establishment
of National Cotton,
Textile and Garment
(CTG) Development
Council

6 (2) The Council shall be a:

7 (a) Body corporate with perpetual succession; and

8 (b) May sue and be sued in its corporate name.

9 2.-(1) There shall be established a Governing Board for the
10 Council in this Bill referred to as "the board" which shall be headed by a non-
11 executive Chairman to be appointed by the President.

Governing Board
for the Council

12 (2) Other members of the Board shall be appointed on the
13 recommendation of the Ministries, Departments and Agencies/bodies they
14 represent as follows:

15 (i). Federal Ministry of Industry, Trade and Investment (MOITI);

16 (ii) Ministry of Agriculture and Rural Development (MOA&RD);

- 1 (iii) Manufacturers Association of Nigeria (MAN);
- 2 (iv). National Cotton Association of Nigeria (NACOTAN);
- 3 (v). National Cotton Farmers Association of (NCFA);
- 4 (vi) Nigerian Textile Manufacturers Association (NTMA);
- 5 (vii) National Union of Textile, Garment, and Tailoring Workers of
- 6 Nigeria (NUTGTWN);
- 7 (viii). Two eminent Nigerian stakeholders;
- 8 (ix) One member from Agricultural Research Institutes domiciled in
- 9 the region where cotton is dominantly grown;
- 10 (x). The Executive Secretary in the Council shall serve as a Member
- 11 and Secretary of the Board.

Schedule

12 (3) The supplementary provisions contained in the Schedule to the
13 Bill shall have effect with respect to proceedings of the Council and for other
14 matters contained therein.

Functions of
the Council

- 15 **3.** The functions of the Council will be as follows shall include:
- 16 (a) Establish a Register for importers of Textile and Garment products
 - 17 and other related textile materials for import certification and enforcement of
 - 18 the Backward Integration Policy;
 - 19 (b) To undertake research, as may be necessary for the functions of the
 - 20 sector;
 - 21 (c) To develop a road map for the development and sustenance of the
 - 22 sector;
 - 23 (d) To carry out training of CTG personnel in collaboration with
 - 24 National and International Institutes and Organisations for purposes of
 - 25 improving and sustaining optimal operations;
 - 26 (e) Organise and participate in local and international exhibitions to
 - 27 increase the competitiveness of Nigeria products;
 - 28 (f) To attract the necessary investment, funding, and technology for
 - 29 the sector;
 - 30 (g) To review from time to time the National Policy on CTG to align to

1 the realities of the prevailing circumstances;

2 (h) To perform any other functions for the promotion, marketing,
3 and standardization of the sector.

4 **4. Governing Board of the Council membership:**

Structure of the
Council

5 (i) The Board shall be headed by a Chairman to be appointed by the
6 President (A key player in the Sector);

7 (ii) Other members shall include:

8 (a) Representative of FMITI;

9 (b) Representative of the Federal Ministry of Agriculture and Rural
10 Development(FMA&RD);

11 (c) Representative of Manufacturers Association of Nigeria
12 (MAN);

13 (d) Representative of the Nigerian Textile Manufacturer
14 Association (NTMA);

15 (e) Representative of Cotton Ginners Association;

16 (f) Representative of Raw Material Research and Development
17 Council (RMRDC);

18 (g) Representative of the National Union of Textile, Garment and
19 Tailoring Workers of Nigeria (NUTGTWN);

20 (h) Representative of the Textile Researchers Association of
21 Nigeria;

22 (i) A representative of Cotton Growers of Nigeria;

23 (j) Representative of Agricultural Research Institute domiciled in
24 the region where Cotton is dominantly grown;

25 (k) Representative of the University with the Textile Department;

26 and

27 (l) The Executive Secretary of the Council shall serve as a member
28 secretary of the Council.

29 **5. The Board shall have power to:**

Power of the
Board

- 1 (i) To serve as an advisory body to the Council for the discharge of its
2 functions;
- 3 (ii) Approve policies formulated by the Council for the discharge of
4 its functions;
- 5 (iii) Approve salaries, and other remuneration of the Council by the
6 provision of the act;
- 7 (iv) Receive and approve annual reports on the performance of the
8 Council; and
- 9 (v) Do such other things that are as necessary for the efficient
10 performance of the functions of the Council.

Tenure of office
of the Chairman
and Members
of the Board

11 **6.** The Chairman and MEMBERS of the Governing Board of the
12 Council shall hold office for 4 years subject to renewal for only one more term
13 of another 4 years and no more.

14 **7.** The Minister may appoint from among members to act as Chairman
15 during the absence or temporary incapacitation by illness or otherwise of the
16 Chairman and the person so appointed shall while the appointment subsists
17 have the same powers as exercised by the Chairman.

Department of
the Council

18 **8.** The Council shall have the following departments:

- 19 (a) Operations;
- 20 (b) Fibre and Cotton Production;
- 21 (c) Textiles;
- 22 (d) Plant and Machinery;
- 23 (e) Garment & Fashion Designing;
- 24 (f) Textile Chemical and Effluent;
- 25 (g) Corporate Affairs and Human Resources;
- 26 (h) Finance and Accounts;
- 27 (i) Planning, Policy Development and Research.

28 **PART II - EXECUTIVE SECRETARY AND OTHER OFFICERS OF THE COUNCIL**

Executive Secretary
and other staff of
the Council

29 **9.** There shall be an Executive Secretary of the council who shall be
30 appointed by the President under the provision of the act, the Executive

1 Secretary shall be the Chief Executive and Administrative Head of the
2 Council. The Executive Secretary shall have prerequisite qualifications as
3 the following- BSc Textile Science & Technology, B. Eng. Polymer &
4 Textile Technology, BSc. Textile Design, and Any other Relevant
5 Qualification with not less than 15 years of cognate experience.

6 **10.** The Executive Secretary shall have the following functions:

Functions of the
Executive Secretary

7 (a) Shall be responsible for Day to Day running of the Council and
8 shall be responsible to the Hon Minister;

9 (b) Participates in the formulation and implementation of policies,
10 programs, and projects of the government for the development of Cotton,
11 Textile, and Garment in the Country;

12 (c) Coordinate the work of the staff of the Council to ensure the
13 attainment of the Councils matter;

14 (d) The Executive Secretary shall hold office for 4 years in the first
15 instance and may be reappointed for another 4 years only;

16 (e) There shall be a Management Committee of the Council
17 comprising all Directors of the Council with the Executive Secretary as the
18 Chairman;

19 (f) The Director of Corporate Affairs and Human Resources shall
20 be the secretary of the Committee;

21 (g) The Council shall appoint staff and paid by the Council;

22 (h) The Council shall review the salaries of the staff from time to
23 time periodically but not more than five years; and

24 (i) The Executive Secretary shall have office in the Federal Capital
25 Territory, Abuja.

26 **11.**-(1) The Council shall appoint such other persons as employees
27 of the Council as it may consider necessary for the purpose of the efficient
28 performance of the functions of the Council, in accordance with sections 3
29 and 4 of this Act.

Staff of the
Council

30 (2) Staff appointed under this section shall be paid by the Council

1 such remunerations and allowances as applicable by other similar
2 organizations in the public service; and as may be approved by the Governing
3 Board of the Council.

4 (3) Subject to the provisions of subsection (2) of this section, the
5 Council shall have powers to review the salaries and allowances of the staff of
6 the Council periodically but not more than every five years, on the approval of
7 the Governing Board of the Council.

Location of the
Secretariat of
the Council

8 **12.** The Secretariat of the Council shall be located in the Federal
9 Capital Territory, Abuja.

10 PART III - FINANCIAL PROVISIONS

Financial
Provisions

11 **13.** The Council shall establish a Fund which shall consist-

12 (a) 30% levy of the value of all imported textile/garment materials
13 into the country; and

14 (b) Funds received from the federation account to finance its
15 operation.

Donations, Aids, Grants and
from Development Partners
non-governmental
organizations, and other
stakeholders

16 **14.** The Council is invited to note:

17 (i) Note that the Sector in the past years was the most successful sector
18 of the Nigerian economy with 170 Textile Mills, employing Millions of
19 Nigerians and contributing a high percentage to the GDP;

20 (ii) Note that the Nigerian Textile industry was the second largest in
21 terms of volume of productivity in sub-Saharan Africa with an investment of
22 over N160 billion;

23 (iii) Note that the introduction of some economic adjustment
24 programs coupled with infrastructural decay, resulted in the closure of most of
25 the mills, retrenchment of workers, and collapse of the sector;

26 (iv) Note that other pending issues bedeviling the sector are
27 smuggling and dumping, high cost of inputs, power failure, and funding;

28 (v) Note that the establishment of the National Cotton, Textile and
29 Garment (CTG) Development Council for the promotion and development of
30 the sector to address the cross-cutting challenges bedeviling the sector came at

1 the right time: and

2 (vi) Consider and approve the establishment of the National
3 Cotton, Textile, and Garment Council for the revival, promotion, and
4 development of the CTG Sector;

5 (vii) Direct the Attorney General of the Federation and Minister of
6 Justice to transmit a Draft Bill to the National Assembly for consideration
7 and passage into law.

8 **15.-(1)** The council may in consultation with or in accordance with Power to borrow
9 any special authority given by the Minister, borrow by the way of loan from
10 the Federal Government or by way of overdraft, approved by the minister
11 sums as may be required by the council for meeting the functions under this
12 Bill

13 (2) The Council may invest all or any of its fund in such manner for
14 the attainment of its mandate as may be approved by the Minister, on
15 recommendation of the Governing Board of the Council.

16 **16.-(1)** The Council shall prepare and submit to the minister Annual Estimates
and Accounts
17 through the Board not later than 31st December of the year in which this
18 subsection comes into force, however, that the minister may, if he considers
19 it necessary, extend the period and of each subsequent year, an estimate of its
20 income and expenditure during the next succeeding year.

21 (2) The Council shall keep proper accounts in respect of each year
22 and proper records in relation to those accounts and shall cause its accounts
23 to be audited within six months after the end of each year to which the
24 accounts relate by auditors appointed from the list and in accordance with
25 the guidelines supplied by the Auditor-General of the Federation.

26 **17.-(1)** The Council shall prepare and submit to the Minister Annual Report
27 through the Board of the council not later than eighteen clear months after its
28 establishment, and once every year thereafter, a report in such form as the
29 Minister may direct on the activities of the council during the last preceding
30 year, and shall include in the report a copy of the audited accounts of the

1 council for that year and of the auditor's report on the accounts.

2 (2) The report prepared in accordance with subsection(1) above, shall
3 be deemed a public document and without prejudice to any other law, shall be
4 made available on request by any other Government body or other
5 Organisation.

Interpretation

6 **18.** In this Bill-

7 "Board" means Governing Board of the Council established under section 2;

8 "Chairman" means the non-executive Chairman of the Board;

9 "Council" means the National Cotton, Textile and Garment (CTG
10 Development Council established under section 1(1);

11 "Minister" means the Minister responsible for the Ministry of Industry;

12 "President" means the President and Commander-in-Chief of the Armed
13 Forces of the Federal Republic of Nigeria.

Short title

14 **19.** This Bill may be cited as National Cotton, Textile and Garment
15 (CTG) Development Council (Establishment) Bill, 2024.

1 SCHEDULE

2 SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD, ETC

3 1.-(1) Subject to this Act and section 27 of the Interpretation Act,
4 the Board may make Standing Orders regulating its proceedings or those of
5 its Committees.

6 (2) The quorum of the Board shall be the Chairman or the person
7 presiding over the meeting, the Executive Secretary and one third of other
8 members of the Board.

9 2.-(1) The Board shall meet on quarterly basis or whenever it
10 deemed necessary to be summoned by the Chairman and if the chairman is
11 required to do so by notice given to him by not less than four other Members,
12 he shall summon a meeting of the Board to be held within fourteen (14) days
13 from the date on which the notice is given.

14 (2) At any meeting of the Board, the Chairman shall preside but in
15 his absence, the Members present at the meeting shall appoint one of their
16 members to preside at the meeting.

17 *Committee*

18 3.-(1) The Board may appoint one or more Committees (Standing
19 or Ad Hoc) to carry out, on behalf of the Council such functions as it may
20 determine.

21 (2) A Committee appointed under this paragraph shall consist of
22 such number of persons as may be determined by the Board and a person
23 shall hold office on the Committee in accordance with the terms of his
24 appointment.

25 (3) A decision of a Committee of the Board shall be of no effect
26 until it is confirmed by the Board.

27 (4) The Board shall specify the terms of reference in respect of the
28 duties to be performed by Committee appointed in accordance to the
29 provisions of sections (1) & (2) of this section

1 *Miscellaneous*

2 4.-(1) the fixing of the seal of the Council shall be authenticated by the
3 signatures of the Chairman or any other member of the Board, generally or
4 specifically authorized by the Board to act for that purpose and the Executive
5 Secretary

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

9 5. The validity of any proceedings of the Board or of a Committee
10 shall not be adversely affected by-

11 (a) A vacancy in the membership of the Board or Committee;

12 (b) A defect in the appointment of a member of the Board or
13 Committee; or

14 (c) Reason that a person not entitled to do so took part in the
15 proceedings of the Board or Committee.

EXPLANATORY MEMORANDUM

This Bill seeks to provide a Legal Framework to regulate the growth and development of Cotton production, Textile, and Garment Industry in Nigeria, with a view to achieve self-sufficiency and promote export.