

# CHAPTER C21 - COUNCIL FOR APPROPRIATE TECHNOLOGY LAW

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#### *Supplementary Provisions relating to the Council*

### COUNCIL FOR APPROPRIATE TECHNOLOGY LAW

**A Law to stimulate general improvement and development in rural areas.**

[KWS 9 of 1987, No. 4 of 2006.]

[Date of commencement: 16th *December*, 1986]

#### **1. Short title**

This Law may be cited as the Council for Appropriate Technology Law.

#### **2. Interpretation**

In this Law, unless the context otherwise requires—

**"State"** means the Kwara State of Nigeria;

"the Council" means the Council for Appropriate Technology established by section 3 of this Law.

### **3. Establishment of the Council for Appropriate Technology**

- (1) There is hereby established a council to be known as the Council for Appropriate Technology.
- (2) The Council shall be a body corporate with perpetual succession and a common seal, and may sue and be sued in its own name.

### **4. Membership**

- (1) The Council shall consist of a Chairman, who must be a person of distinction in one or more of the engineering disciplines and the following other members namely—
  - (a) a representative from the Ministry of Industry;
  - (b) three engineers one each from—
    - (i) the Ministry of Works;
    - (ii) the Ministry of Agriculture; and
    - (iii) the Federal Agricultural Mechanisation Centre, or any other arm of the public service;
  - (c) the Permanent Secretary, Economic Affairs, Governor's Office;
  - (d) one person with extensive technical and practical knowledge in automobile engineering;
  - (e) one person from the Department of Engineering, Kwara State Polytechnic;
  - (f) one woman with extensive knowledge in home economics; and
  - (g) one person who in the opinion of the Governor has by reason of any necessary ability, interest, experience, specialised knowledge or professional attainment a special contribution to make to the work of the Council.

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- (2) The Governor may by Order published in the State Gazette increase or reduce the membership of the Council.
- (3) The provisions set out in the Schedule to this Law shall apply in relation to the Constitution of the Council and as to other matters therein specified.

[Schedule.]

### **5. Functions**

The functions of the Council shall be—

- (a) to promote the development and application of appropriate technologies

particularly those suited to the needs of the poor in the State; with a view within the rural populace to—

- (i) improving their standard of living;
  - (ii) increasing greater agricultural and industrial productivity;
  - (iii) promoting general hygiene, cottage crafts, small-scale industries, agro-based products and creating employment for the surplus labour force;
- (b) to improve traditional and indigenous technologies and to promote greater technological self-reliance through the development and application of innovative and creative skills and commercialisation of appropriate technologies within the rural communities;
- (c) to identify appropriate technologies that would be useful to the rural areas and where necessary, initiate projects for the field testing and to work out the modalities for popularising such selected techniques, tools, appliances and systems for the general enhancement of productivity, self-employment and self-reliance;
- (d) to promote co-operation in the process of rural development through the development and co-operation of an appropriate technology network;
- (e) to collect and document information on appropriate technologies relevant to the needs of the rural populace from the State, national and international sources and to disseminate such information through its network; and
- (f) to carry out such other activities as are likely to assist in the performance of the functions imposed on it under this Law.

## **6. Co-operation**

This Council shall to the greatest possible extent consistent with the performance of its functions under this Law, consult and co-operate with departments, branches and agencies of the Government and other State Governments, and other bodies in the private sector, having duties and functions related to, or having aims and objectives related to those of the Council.

## **7. Establishment of the Technical Advisory Committee**

There shall be established by the Council a Technical Advisory Committee (hereinafter referred to as "the Committee") which shall comprise such persons as the Council thinks can provide technical advice and support to the Council.

## **8. Funds of the Council**

The funds of the Council shall consist of—

- (a) such funds as may from time to time be provided by the State Government;

(b) such other sums as may be collected or received by the Council from other sources either in the execution of its functions or in respect of any property vested in the Council; and

(c) such interests as may accrue to the Council from investments made by virtue of its function under this Law.

#### **9. Borrowing powers**

The Council may, with the approval of the Governor, borrow by way of loan from any source any monies required by the Council for meeting its obligations and discharging the functions of the Council under this Law.

#### **10. Accounts and audit**

The Council shall keep proper accounts in a form which conforms with accepted commercial standards of its payments, receipts, assets and liabilities and shall submit the same from time to time but not less frequently than once every year for auditing by the State Director of Audit.

#### **11. Submission of estimates and income**

Before the commencement of each financial year, but not later than the 31st day of October in each year, the Council shall prepare and submit to the Governor detailed estimates of its income and expenditure during the next succeeding financial year.

#### **12. Annual report**

The Council shall on or before 1st October each year prepare and present to the Governor a report of its proceedings and operations during the period of twelve months ending on 31st December in that year, and the report shall be accompanied by a certified copy of the audited accounts of the Council for that period.

#### **13. Power of the Governor to give directions to the Council**

The Governor may give to the Council directions of a general character or relating generally to particular matters with regard to the exercise by the Council of its functions under this Law and it shall be the duty of the Council to comply with such directions.

#### **14. Regulations**

The Council may with the approval of the Governor make regulations generally for the purposes of this Law.

### **SCHEDULE**

*Supplementary Provisions relating to the Council Terms of Office of Members*

**1. Tenure of office**

- (1) A member of the Council who is not State public officer shall hold office for a period of three years and shall be renewable every three years.
- (2) Any member, not being a public officer, may resign his appointment by a letter addressed to the Governor and that member's resignation shall take effect from the date of the receipt of the letter by the Governor.
- (3) The Governor may at any time by a notice in writing remove any member from his office.

**2. Committees**

- (1) The Council may appoint one or more committees to which it may delegate any of its functions.
- (2) No decision of a Committee shall have effect unless confirmed by the Council.

**3. Meetings of the Council**

- (1) The Council shall meet for the conduct of its business at such time and places as the Chairman may appoint.
- (2) The Chairman may at any time and at the request in writing of not less than four members of Council summon a meeting.
- (3) Particulars of the business to be transacted at any meeting shall be circulated to members with the notice of the meeting.

**4. Power to Co-opt Members**

- (1) Where the Council desires to obtain the advice of any person on any particular matter, it may co-opt such person as a member for a meeting whether or not expressly convened for the purpose of considering the particular matter.
- (2) Such member shall not be entitled to vote nor shall he count towards a quorum.

**5. Questions, how decided**

- (1) Every question put before the Council at a meeting shall be decided by a majority of the votes of the members present and voting.
- (2) Five members, two of whom shall be ex officio members, shall form a quorum at any meeting of the Council.

(3) The Chairman shall, at any meeting, have a vote and, in the case of an equality of votes, may exercise a casting vote.

## **6. Standing Orders**

Subject as aforesaid, the Council shall make standing orders with respect to the holding of meetings, the nature of notices to be given, the proceedings thereat, the keeping of minutes of such proceedings and the custody and production for inspection of such minutes.

## **7. Contracts**

(1) Any contract or instrument which if entered into or executed by a person not being a body corporate would not be required to be under seal, may in like manner be entered into or executed on behalf of the Council by any person generally or specifically authorised by it for that purpose.

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(2) Any member of the Council or of a committee thereof who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council or a committee thereof shall forthwith disclose his interest to the Council and shall not vote on any question relating to such contract or arrangement.

## **8. Seal of the Council**

(1) The common seal of the Council shall not be used or affixed to any document except in pursuance of a resolution duly passed at a properly constituted meeting of the Council and recorded in the minutes of such meeting.

(2) The fixing of the seal of the Council shall be authenticated by the signature of the Chairman and the Secretary or some other member authorised generally or specifically by the Council to act for the purpose.

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

## **CHAPTER C21**

## **COUNCIL FOR APPROPRIATE TECHNOLOGY LAW**

## **SUBSIDIARY LEGISLATION**

*No Subsidiary Legislation*

