

**NATIONAL YOUTH SERVICE CORPS (AMENDMENT)
DECREE 1979**



Decree No. 17

[8th May 1979]

Commence-
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows :—

1. The National Youth Service Corps Decree 1973 is hereby amended as follows :—

Amendment
of National
Youth
Service
Corps
Decree 1973.
1973 No. 24.

(a) for section 2 thereof, there shall be substituted the following new section—

“Calling up
of members
of the corps.

2.—(1) Subject to the provisions of this Decree every Nigerian shall—

(a) if, at the end of the academic year 1972-73 or as the case may be at the end of any subsequent academic year, he shall have graduated at any university in Nigeria ; or

(b) if, at the end of the academic year 1974-75 or as the case may be at the end of any subsequent academic year, he shall have graduated at any university outside Nigeria ; or

(c) if, at the end of the academic year 1975-76 or as the case may be at the end of any subsequent academic year, he shall have obtained the Higher National Diploma or the National Certificate of Education or such other professional qualification as may be prescribed,

be under an obligation unless exempted under section 15 of this Decree to make himself available for service for a continuous period of one year from the date specified in the call-up instrument served upon him.

(2) Without prejudice to the foregoing provisions, age shall cease to be a ground for exemption for those graduating as from January 1977.

(3) A person liable to be called upon to serve in the service corps shall serve for a continuous period of one year as from the date specified in the call-up instrument served upon him or, as the case may be, if a general or special notice to that effect is given in the prescribed manner ; and when so called upon such

person shall make himself available for service and shall present himself at such place and time and to such person or authority as may be specified in the instrument or notice.

(4) The Head of the Federal Military Government may, by Order published in the *Gazette*, extend the application of the provisions of subsection (1) of this section to other categories of Nigerians who shall have obtained such diplomas, certificates or other qualifications as may be prescribed in the order from universities, colleges and other institutions of higher learning within or outside Nigeria, and the order may specify different dates for call-up in relation to different categories of those affected or to be affected by the order.” ;

(b) for subsections (2) and (3) of section 3 thereof, there shall be substituted the following new subsections—

“(2) The Directorate shall comprise the following members, that is—

(a) a Chairman ;

(b) five persons to represent the universities in Nigeria in rotation, so however that no two of them shall come from one university at the same time ;

(c) one member of the armed forces of the Federation ;

(d) one member of the Nigeria Police Force ;

(e) a representative of the Nigerian Employers' Consultative Association ;

(f) the Director appointed under section 5 of this Decree ;

(g) one representative of the Cabinet Office ;

(h) one representative of the Federal Ministry of Education ;

(i) one representative of the Federal Ministry of Labour, Youth and Sports ;

(j) two representatives each of the following, that is to say—

(i) polytechnics or equivalent institutions,

(ii) advanced teacher training colleges ; and,

(k) three other persons, at least one of whom shall be a woman.

(3) A member of the Directorate who is not a public officer shall hold office for a period of three years from the date of his appointment and shall be eligible for re-appointment for one further term only.” ;

(c) in section 4, immediately after subsection (2) thereof, there shall be added the following new subsections—

“(3) Service in the Directorate is hereby declared as approved service within the meaning of the Pensions Act.

(4) The Directorate shall have power to appoint (including power to appoint on promotion and transfer and of confirmation of appointments) advance, terminate and discipline employees holding or acting in any offices in the Directorate.” ;

(d) in paragraph (d) of section 7 (1) thereof, for the words “Principal Inspector” there shall be substituted the words “Chief Inspector” ;

(e) in section 8—

(i) for the words “appropriate registrar” wherever they occur in that section, there shall be substituted the phrase “appropriate official of the institution of higher learning concerned” ;

(ii) in subsections (3) and (4) thereof, for the word “registrar” there shall be substituted the word “official” ;

(iii) for subsection (5) thereof, there shall be substituted the following new subsection—

“(5) In this section “appropriate official” means the person charged with responsibility for the management of any university, college or other educational institution.” ;

(f) in section 10, and in subsection (2) thereof—

(i) the word “and” at the end of paragraph (e) shall be deleted ;

(ii) immediately after the said paragraph (e) there shall be added the following new paragraph, that is—

“(f) special contributions to the host community ; and ” ;

(iii) the existing paragraph (f) shall be renumbered as paragraph (g) ;

(g) in section 11, for the words “a discharge certificate”, there shall be substituted the words “the National Youth Service Corps Certificate” ;

(h) immediately after section 13 thereof, there shall be added the following new section :—

“Annual re-
ports and
accounts.

13A.—(1) The Directorate shall prepare and submit to the Commissioner not later than 31st December in every year an estimate of its expenditure and income during the next succeeding financial year.

(2) The Directorate shall keep proper accounts in respect of each financial year, and proper records in relation to those accounts and shall cause the accounts to be audited as soon as may be after the end of the financial year to which the accounts relate by a firm of auditors approved as respects that year by the Commissioner.

(3) The Directorate shall prepare and submit to the Commissioner not later than 30th June in each financial year a report in such form as the Commissioner may direct on the activities of the Directorate during the previous financial year, and shall include in the report a copy of the audited accounts of the Directorate for that previous financial year and of the auditor's report on those accounts.

(4) The Commissioner shall cause a copy of the report made to him under this section to be laid before the Federal Executive Council.” ;

(i) immediately after section 16 thereof, there shall be added the following new section :—

“Appeals.

16A. Notwithstanding the provisions of section 16 of this Decree, any person aggrieved by any decision of the Directorate or by the exercise by the Directorate of any power under this

Decree shall have the right of appeal to the Commissioner in the first instance and the Commissioner may, notwithstanding anything to the contrary in this Decree and subject to the approval of the Federal Executive Council, confirm or reverse the decision of the Directorate or take such further measures in relation to the appeal as he may think just." ;

(j) in section 17, and in subsection (1) thereof—

(i) for the definition of "academic year" there shall be substituted the following new definition—

' "academic year" means the year of graduation ;' ;

(ii) immediately after the definition of "academic year" there shall be added the following new definition:—

' "Commissioner" means the Federal Commissioner charged with responsibility for youth matters ;' ;

(iii) there shall be deleted the definition of "registrar".

Citation.

2. This Decree may be cited as the National Youth Service Corps (Amendment) Decree 1979.

MADE at Lagos this 8th day of May 1979.

GENERAL O. OBASANJO,
*Head of the Federal Military Government,
Commander-in-Chief of the Armed Forces,
Federal Republic of Nigeria*

EXPLANATORY NOTE

*(This note does not form part of the above Decree
but is intended to explain its purpose only)*

The Decree amends the National Youth Service Corps Decree 1973, *inter alia*, to comply with the current policy of the Directorate relating to the call-up of members of the service corps.