

CHAPTER 128F
GRENADA COUNCIL FOR TECHNICAL AND VOCATIONAL
EDUCATION AND TRAINING ACT

• Act • Subsidiary Legislation •

ACT

Act No. 9 of 2009

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CHAPTER 128F
GRENADA COUNCIL FOR TECHNICAL AND VOCATIONAL EDUCATION
AND TRAINING ACT

An Act to make provisions for technical and vocational education and training, and for matters related or incidental thereto.

[Act No. 9 of 2009.]

[By Proclamation.]

1. Short title and commencement

(1) This Act may be cited as the Grenada Council for Technical and Vocational Education and Training Act.

(2) This Act shall come into operation on a date, which the Governor-General may by Proclamation appoint.

2. Interpretation

In this Act—

“Agency” means the National Training Agency established under section 3;

“Chief Executive Officer” means the Chief Executive Officer appointed under section 18;

“committee” means a committee established under section 16;

“Council” means the Grenada Council for Technical and Vocational Education and Training established under section 5;

“member” means a member of the Council appointed pursuant to section 5(3);

“Minister” means the Minister responsible for education;

“trainee” means a person who has received or is receiving training in accordance with the provisions of this Act;

“training provider” means a person or an institution providing training in accordance with the provisions of this Act.

PART I

Establishment of the National Training Agency

3. Establishment of Agency

(1) There is hereby established for the purposes of this Act, the National Training Agency.

(2) The Agency shall be a body corporate to which section 49 of the Interpretation and General Provisions Act shall apply.

(3) The Agency shall be managed by a Council, which shall provide guidance and supervision to the National Training Agency and shall function as an advisory body to the Minister with respect to the policies and strategies required for an efficient and effective system of technical and vocational education and training suited to the needs of Grenada.

(4) The Agency shall be ultimately accountable to the Council for the conduct of its affairs.

4. Functions of the Agency

(1) The Agency shall have the following functions—

- (a) to oversee, design, monitor, co-ordinate and promote the establishment of technical and vocational education and training to meet the skills development needs of Grenada;
- (b) to advise the Council on the development of new standards relating to technical and vocational education and training and to assist in the development of the competencies and qualifications relating to such standards;
- (c) to advise the Council on training facilities to be provided at institutions for persons employed or seeking training in technical and vocational education and training;
- (d) to advise the Council on the selection criteria in respect of persons who obtain technical and vocational education and training;
- (e) to apply or make arrangements for tests and other methods of ascertaining the standards of efficiency for persons seeking technical and vocational education and training;
- (f) to recommend the terms applicable to persons wishing to obtain technical and vocational education and training;
- (g) to develop plans for technical and vocational education and training, acting on the advice of the Council;
- (h) to consult with the relevant stakeholders with respect to the plans developed under paragraph (g);
- (i) to ensure that agreed plans for technical and vocational education and training developed by the Agency in accordance with paragraphs (g) and (h), are implemented;
- (j) to approve the design and delivery of training courses;
- (k) to manage the accreditation and registration of training providers and the provision of quality services to such training officers in the prescribed manner;
- (l) to establish a system of national vocational qualifications, course entry qualifications and job related qualifications;
- (m) to ensure the application of quality assurance mechanisms;
- (n) to validate regional competency standards and qualifications and develop new competency standards and qualifications as needed with respect to technical and vocational education and training, drawing from regional and international best practices;
- (o) to manage the process of registration of trainees and matching such trainees with courses and traineeships;
- (p) to manage the issuance of certificates in relation to technical and vocational training in the manner as may be prescribed;
- (q) to provide support to training providers, employers and trainees in order to facilitate their participation and enable effective training;

- (r) to submit to the Council for its consideration, such reports and training proposals submitted by persons or institutions wishing to conduct technical and vocational education and training;
- (s) present reports to the Council in such manner as may be determined by the Council; and
- (t) such other functions as the Council may delegate to it in writing.

(2) In performing its functions stated under subsection (1), the Agency shall be required to work with governmental and non-governmental organisations and other relevant stakeholders in order to ensure that there is an adequate framework existing for the delivery of technical and vocational education and training and shall engage the following training providers—

- (a) primary and secondary schools;
- (b) post secondary and technical colleges and training institutions; and
- (c) firms and other institutions providing or seeking to provide technical and vocational education and training.

(3) In performing any of its functions under the Act, the Agency shall consult and shall act on any advice given to it by the Council.

5. Establishment and composition of Council

(1) There is hereby established the Grenada Council for Technical and Vocational Education and Training Council.

(2) The Council shall be ultimately accountable to the Minister for the conduct of its affairs.

(3) The Council shall comprise of the following members—

- (a) the Permanent Secretary in the Ministry responsible for labour;
- (b) the Chief Education Officer; or a person designated by him or her;
- (c) the Permanent Secretary in the Ministry responsible for economic development; and
- (d) the Chief Executive Officer of the National Training Agency, who shall be *ex officio* members; and
- (e) the following persons who shall be appointed by the Minister—
 - (i) one person appointed on the recommendation of the Grenada Employers Federation,
 - (ii) one person appointed on the recommendation of the Council of the T.A. Marryshow Community College,
 - (iii) one person appointed on the recommendation of a non-governmental organisation which has an interest in technical and vocational education and training, and
 - (iv) four other persons appointed on the recommendation of the Private Sector Organisation from among the key industrial and service sectors.

(4) The Minister may issue such directions to the Council with respect to policy matters relating to technical and vocational education and training, and the Council shall comply with such directions.

(5) The Minister shall appoint one member as a Chairperson and one member as a Deputy Chairperson of the Council.

(6) In the case of the inability of any member to act, the Minister may appoint a person to act temporarily in the place of that member.

6. Tenure of office and leave of absence

(1) A member of the Council appointed under section 5(3)(e), shall hold office for a term not exceeding three years unless the member resigns or has his or her appointment revoked before the end of his or her tenure, save however that—

- (a) a person who is appointed to fill a vacancy created by death, resignation or revocation of appointment of a former member shall hold office only for the unexpired portion of the term of that former member; and
- (b) every member is, on the expiration of the term of his or her appointment eligible for reappointment for a further term.

(2) The Minister may grant leave of absence to a member appointed under section 5(3)(e) of the Council and may appoint a person to act temporarily in the place of that member.

7. Resignation of member

(1) A member of the Council other than the Chairperson may resign his or her office by instrument in writing addressed to the Minister transmitted through the Chairperson and, from the date of the receipt of the instrument by the Minister if no date is specified therein, that member shall cease to be a member of the Council.

(2) The Chairperson may at any time resign his or her office by instrument in writing addressed to the Minister, and from the date of the receipt of the instrument by the Minister if no date is specified therein, the Chairperson shall cease to be a member of the Council.

8. Meetings of the Council

(1) A meeting of the Council shall be held at such place and as such time as the Council may determine.

(2) The Chairperson may at any time call a meeting of the Council and shall call a special meeting to be held within ten days of the receipt of the written request for that purpose addressed to him or her by any three members of the Council.

(3) Seven members of the Council shall constitute a quorum at any meeting of the Council.

(4) The Chief Executive Officer shall assign a member of his or her secretarial staff to be the secretary to the Council.

(5) Minutes of each meeting are to be duly kept by the secretary and shall be confirmed by the Council at its next meeting and signed by the Chairperson or other person presiding at that meeting.

(6) The Council shall co-opt persons to attend any of its meetings for the purpose of assisting and advising the Council with respect to any matters with which it is dealing save that a co-opted member shall not have the right to vote.

(7) All documents made by, and all decisions of the Council shall be signified under the hand of the Chairperson or any member authorised by the Council to act in that behalf, or by the secretary.

(8) A member of the Council or a member of a committee appointed by the Council under section 16 shall receive such allowance or remuneration as the Minister may determine.