

রেজিস্টার্ড নং ডি এ-১

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা  
কর্তৃপক্ষ কর্তৃক প্রকাশিত

সোমবার, সেপ্টেম্বর ৯, ২০১৯

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার  
প্রধানমন্ত্রীর কার্যালয়

প্রজ্ঞাপন

তারিখ : ০৮ আগস্ট ২০১৯/২৪ শ্রাবণ ১৪২৬

নং ০৩.১৪.২৬৯০.০৭৬.০৪৫.০০৮.১৯-২০৫—গণপ্রজাতন্ত্রী বাংলাদেশ সরকার দেশে জাতীয় দক্ষতা উন্নয়ন কর্তৃপক্ষ প্রতিষ্ঠাকল্পে “জাতীয় দক্ষতা উন্নয়ন কর্তৃপক্ষ আইন, ২০১৮ (২০১৮ সালের ৪৫ নং আইন)” জারি করেছে। উক্ত আইনের ধারা-২৭(১) এ এই আইন কার্যকর হবার পর সরকার সরকারি গেজেটে প্রজ্ঞাপন দ্বারা এই আইনের মূল বাংলা পাঠের ইংরেজিতে অনূদিত একটি নির্ভরযোগ্য পাঠ (Authentic English Test) প্রকাশ করবে মর্মে উল্লেখ থাকায় এতদ্বারা “জাতীয় দক্ষতা উন্নয়ন কর্তৃপক্ষ আইন, ২০১৮” এর ইংরেজিতে অনূদিত পাঠ National Skills Development Authority Act, 2018 জারি করল।

২। জনস্বার্থে এ প্রজ্ঞাপন জারি করা হল এবং এটি অবিলম্বে কার্যকর হবে।

রাষ্ট্রপতির আদেশক্রমে

মোঃ নজিবুর রহমান  
প্রধানমন্ত্রীর মুখ্য সচিব।

(২১৮৫৭)

মূল্য : টাকা ১৬.০০

Government of the Peoples Republic of Bangladesh  
**Prime Minister's Office**

**Notification**

Dated : 09 September 2019

**S.R.O. No. 283-Law/2019.**—In exercise of the powers conferred by section 27 of the National Skill Development Authority Act, 2018 (Act No. XLV of 2018), the Government is pleased to publish the following authentic English text of the Act, and it shall be deemed to have taken effect from the date on which the Act comes into force pursuant to sub-section (2) of section 1 of this Act :

**Act No. XLV of 2018**

**An Act to establish the National Skill Development Authority**

WHEREAS it is necessary to innovate skill development method for the able people and to reform methodology, enhance capacity and co-ordinate thereof for the purpose of accelerating the overall development of the economic condition of the country; and

WHEREAS it is necessary to innovate updated skill development training mechanism, frame curriculum, oversee the standard of training and co-ordinate the skill development activities for the purpose of creating skilled human resources in all sectors in the context of globalization; and

WHEREAS it is necessary to develop the skill of manpower by improving the standard of technical and vocational training considering the national and international labour market demand; and

WHEREAS it is expedient and necessary to make provisions for the establishment of the National Skill Development Authority and matters ancillary thereto for carrying out the purposes mentioned above;

It is hereby enacted as follows :—

1. **Short title and commencement.**—(1) This Act may be called the National Skill Development Authority Act, 2018.

(2) It shall come into force at once.

2. **Definitions.**—In this Act, unless there is anything repugnant in the subject of context—

- (1) “**Authority**” means the national Skill Development Authority established under section 3;
- (2) “**Executive Committee**” means the Executive Committee formed under section 11;
- (3) “**Governing Board**” means the Governing Board constituted under section 8;
- (4) “**Fund**” means the National Skill Development Authority Fund created under section 19;
- (5) “**skill**” includes the knowledge and technique acquired for doing any specific work, or the capability and ability to produce goods and services as per required standard of industrial and professional demand of national and international markets;
- (6) “**prescribed**” means prescribed by rules;
- (7) “**Executive Chairman**” means the Executive Chairman of the Authority appointed under sub-section (2) of section 5;
- (8) “**regulations**” means regulations made under this Act; and
- (9) “**rules**” means rules made under this Act.

3. **Establishment of Authority.**—(1) As soon as may be after the commencement of this Act, the Government may, by notification in the Official Gazette, establish an Authority to be called the National Skill Development Authority for carrying out the purposes of this Act.

(2) The Authority shall be a body corporate having perpetual succession and a common seal with power to acquire, hold and dispose of property, both movable and immovable, and shall by the said name sue and be sued.

4. **Office of the Authority.**—The head office of the Authority shall be in Dhaka and the Authority may, if necessary, with the prior approval of the Government, establish its branch offices at any place in Bangladesh.

5. **Constitution of the Authority, etc.**—(1) The Authority shall consist of an Executive Chairman and four Members.

(2) The Executive Chairman and the Members shall be appointed by the Government, and the terms and conditions of their service shall be determined by the Government.

**6. Duties and functions of the Authority.**—(1) The duties and functions of the Authority shall be as follows, namely :—

- (a) to formulate national skill development policy, strategy and plan of actions;
- (b) to fix the Key Performance Indicator for government and non-government training institutes, prepare uniform training manual and co-ordinate the activities of their implementation, supervision and evaluation for the purpose of creating skilled human resources for the national and international labour market;
- (c) to publish the forecast of national and international labour market demand and establish sector-wise skill data bank;
- (d) to give recognition of prior learning of professions under this Act, where applicable;
- (e) to monitor and co-ordinate all projects and actions related to skill development;
- (f) to take actions to develop the standard of training, certification and mutual recognition;
- (g) to form Industry Skill Council and provide with necessary assistance;
- (h) to strengthen industry linkage;
- (i) to take any initiative by the Authority on its own consideration for creating skilled human resources; and
- (j) to discharge such other duties as may be directed by the Government or the Governing Board.

(2) In the case of preparing training manual specified in clause (b) of subsection (1), consultation shall be made with concerned institutions, organizations and experts, if necessary.

(3) The Authority shall assist to prepare specialized curriculum.

**7. Power and functions of the Executive Chairman.**—(1) The Executive Chairman shall be the Chief Executive of the Authority.

(2) The Executive Chairman shall—

- (a) take proper steps to implement the functions of the Authority;
- (b) execute the decision, directions and advice of the Governing Board and the Executive Committee;

- (c) take steps to maintain accounts, prepare statement of accounts and cause the accounts to be audited; and
- (d) perform such other functions as may be specified by the Government.

8. **Governing Board.**—(1) For carrying out the purposes of this Act, the Governing Board shall consist of the following members along with the Prime Minister as its Chairman, namely :—

- (a) Minister, the Ministry of Finance, who shall also be its Vice-chairman;
- (b) Ministers or State Ministers of the Ministry of Public Administration, the Ministry of Industry, the Ministry of Education, the Ministry of Expatriates' Welfare and Overseas Employment, the Ministry of Labour and Employment, ex-officio;
- (c) Cabinet Secretary, Cabinet Division;
- (d) Principal Secretary to the Prime Minister, Office of the Prime Minister;
- (e) Principal Co-ordinator (SDG Affairs), Office of the Prime Minister;
- (f) Secretaries of the Office of the Prime Minister, the Ministry of Public Administration, the Finance Division, the Technical and Madrasha Education Division, the Ministry of Industry, the Ministry of Expatriates' Welfare and Overseas Employment, the Ministry of Labour and Employment, the Ministry of Youth and Sports, the Ministry of Social Welfare, the Ministry of Women and Children Affairs, the Health Education and Family Welfare Division, the Ministry of Textile and Jute, the Information and Communication Technology Division, the Ministry of Agriculture;
- (g) Executive Chairman, Bangladesh Investment Development Authority;
- (h) Executive Chairman, Bangladesh Economic Zones Authority;
- (i) 1 (one) representative of the Federation of Chambers of Commerce and Industries;
- (j) 1 (one) representative to be nominated by the Government from the Industry Skills Council;

(k) 1 (one) representative to be nominated by the Government from among the persons having special contribution in the human resource and skills development;

(l) Executive Chairman who shall also be its Member-Secretary.

(2) The Governing Board may, if necessary, co-opt any person as a member of the Governing Board or invite any person for taking part in the meeting.

**9. Functions of the Governing Board.**—The functions of the Governing Board shall be as follows, namely:—

(a) to approve the policy and strategy paper related to national skill development;

(b) to approve short, mid and long term plan of action of national skills development;

(c) to examine the overall activities of the Authority and the Executive Committee and give necessary directions; and

(d) to take any decision for carrying out the purposes of this Act.

**10. Meeting of Governing Board.**—(1) Subject to other provisions of this section, the Governing Board may determine the procedure of its meeting.

(2) The Governing Board shall hold at least one meeting in a year.

(3) The Executive Chairman shall, after consultation with the Chairman of the Governing Board, convene the meeting of the Governing Board and such meeting shall be held at such time, and place as may be determined by the Chairman of the Governing Board.

(4) The Chairman shall preside over all meetings of the Governing Board and, in his absence, the Vice-chairman shall preside over the meeting of the Governing Board.

(5) The Governing Board may invite any person who has capacity to make special contribution to any of the agenda to be discussed in its meeting.

**11. Executive Committee.**—(1) For carrying out the purposes of this Act, there shall be an Executive Committee consisting of the following members, namely:—

(a) Principal Secretary to the Prime Minister, Office of the Prime Minister, Who shall also be its President;

- (b) Secretary, Office of the Prime Minister;
- (c) Director General, Directorate of Technical Education;
- (d) Director General, Bureau of Manpower Employment and Training;
- (e) Director General, Directorate of Youth Development;
- (f) Director General, Bangladesh Industrial Technical Assistance Centre;
- (g) Director General, Directorate of Women Affairs;
- (h) Director General, Directorate of Social Service;
- (i) Director General, Directorate of Information and Communication Technology;
- (j) Chairman, Bangladesh Technical Education Board;
- (k) Managing Director, National Human Resource Development Fund (NHRDF);
- (l) at least 1 (one) Joint Secretary to be nominated by the Ministry of Public Administration;
- (m) 2 (two) elected representatives from the Industry Skills Council;
- (n) 1 (one) representative to be nominated by the Bangladesh Employers Federation;
- (o) 1 (one) representative to be nominated by the National Co-ordination Committee for Workers' Education;
- (p) Executive Chairman, who shall also be its Member-Secretary.

(2) The Government shall, by order, determine any person from among the private members as a Vice-President of the Executive Committee.

(3) The Executive Committee may, if necessary, co-opt any person as a member of the Executive Committee or invite any person for taking part in the meeting.

**12. Duties of the Executive Committee.**—(1) The duties of the Executive Committee shall be as follows, namely:—

- (a) to co-ordinate subject-wise or overall activities of different ministries or organizations for the purpose of implementation of the duties conferred on the Authority;

- (b) to determine the duties of different institutions as per relevancy, if necessary;
- (c) to co-ordinate and ensure solution, when the Authority faces any difficulty in discharging its duties;
- (d) to give directions and advice to the National Human Resource Development Fund in order to develop human resource.

(2) The Executive Committee may, at any time, require any report for anything done or to be done by the Authority.

(3) The Executive Committee may, from time to time, give directions about any programmes to be implemented by the Authority.

**13. Meeting of the Executive Committee.**—(1) Subject to other provisions of this section, the Executive Committee may determine the procedure of its meeting.

(2) The Executive Chairman shall, with the consent of the President of the Executive Committee, convene the meeting of the Executive Committee.

(3) The Executive Committee shall hold at least three meeting in a year.

(4) The President of the Executive Committee shall preside over all meetings of it and, in his absence, the Vice-President shall preside over the meeting of the Executive Committee.

**14. Creation of forum, committee, working group and taskforce, etc.**—For carrying out the purposes of this Act, the Authority or, as the case may be, the Executive Committee may, considering the demand and necessity of any specific sector, create necessary number of forum, committee, taskforce, sub-committee, regional and divisional advisory committee and working group.

**15. Appointment of the employees, etc.**—(1) The Authority may, subject to the organogram approved by the Government, appoint such number of employees as may be necessary for efficient performance of its duties and responsibilities.

(2) The appointment and terms and conditions of service of the employees of the Authority shall be prescribed by regulations.



16. **Registration of Skills Development Training Institute.**—(1) The institute which intends to provide skill development training and award certificate at national level shall be registered in such manner as may be prescribed.

(2) The Authority may make arrangement to provide with financial incentives to the institutes registered under sub-section(1).

(3) The Skills Development Training Institutes registered under this Act shall maintain information in such manner and form as may be prescribed.

17. **Cancellation of registration.**—If any registered Skill Development Training Institute violates any provision of this Act or rules made thereunder or infringes any condition of the registration certificate, the Authority may cancel its registration in such manner as may be prescribed.

(18). **Inspection, etc.**—For carrying out the purposes of this Act, any employee empowered by the Authority in this behalf may inspect any training institute involved in skill development and during such inspection, may examine the infrastructure, laboratory, machinery, equipment, material, training manual, training material of that institute and information related to accounts of financial incentives provided by the Authority or received as aid.

(19). **Fund.**—(1) For carrying out the purposes of this Act, there shall be a fund of the Authority to be called as the National Skill Development Fund and to which the following sums shall be credited, namely :—

- (a) grant received from the Government;
- (b) loan borrowed from any source approved by the Government;
- (c) money received as registration fee;
- (d) interest of money deposited in the bank; and
- (e) money received from any other valid source.

(2) The money of the Fund shall be deposited in any Scheduled Bank and such Fund shall be operated in such manner as may be prescribed by regulations.

**Explanation.**—For carrying out the purposes of this section, “Scheduled Bank” means the Scheduled Bank as defined in clause (j) of Article 2 of the Bangladesh Bank Order, 1972 (P. O. No. 127 of 1972).

(3) All expenses of the Authority shall be borne from the Fund.

20. **Budget.**—The Authority shall, by such time in each year as may be specified by the Government, submit to the Government a budget statement for the next financial year showing the sums which are likely to be required from the Government for that financial year, but the Authority shall take steps gradually to increase its own income to meet up its recurrent expenditure.

21. **Audits and accounts.**—(1) The Authority shall maintain its accounts in the prescribed manner and prepare an annual statement of accounts.

(2) The Comptroller and Auditor-General of Bangladesh, hereinafter referred to as the Auditor-General, shall audit the accounts of the authority every year and shall submit a copy of audit report both to the Government and the Authority.

(3) In addition to the audit mentioned in sub-section (2), the accounts of the Authority may be audited by a Chartered Accountant as defined in article 2 (1) (b) of the Bangladesh Chartered Accountants Order, 1973 (President's Order No. 2 of 1973) and in this behalf, the Authority may appoint one or more Chartered Accountants and the Chartered Accountants appointed as such shall be entitled to such honorarium as may be specified by the Government.

(4) For the purpose of audit of the accounts of the Authority, the Auditor-General or any person authorized by him or the Chartered Accountants appointed under sub-section (3) shall have access to all records, documents, annual balance sheet, cash or deposit in bank, securities, stores and other property of the Authority and may examine any employee including the Chief Executive.

22. **Report.**—(1) The Authority shall, within 90 (ninety) days after the end of every financial year, submit an annual report to the Government on the conduct of its affairs for that year.

(2) The Government may, if necessary, require any report or statement on any matter from the Authority and the Authority shall be bound to deliver it to the Government.

(23) **Removal of difficulties.**—If any difficulty arises in giving effect to any provision of this act, the Government may, by notification in the official Gazette, take any action, subject to being consistent with the provisions of this Act, to remove such difficulty.

24. **Power to make rules.**—For carrying out the purposes of this Act, the Government may, by notification in the official Gazette, make rules.

25. **Power to make regulations.**—For carrying out the purposes of this Act, the Authority may, with the prior approval of the Government, by notification in the Official Gazette, make regulations, subject to being consistent with this Act and rules.

26. **Repeal and saving.**—(1) Upon the commencement of this Act, the Notification No.ShaKaMo/Odhishakha-8/ja:dokkhota/2008/ B-1, (শকম/অধিশাখা-৮/জাঃদক্ষতা/২০০৮/ বি-১) dated 3<sup>rd</sup> September, 2008 issued by the Ministry of Labour and Employment shall stand repealed, and the National Skill Development Council established under it, hereinafter referred to as the dissolved Council, shall be dissolved.

(2) Notwithstanding such repeal under sub-section (1), any act done or any action or decision taken, policy formulated, any order, notice or notification issued, any permit given or notice served, any document or agreement made by the dissolved Council or any work going on shall be deemed to have been done, taken, formulated, issued, given, served or on going under this Act.

(3) Upon the commencement of this Act—

- (a) all movable and immovable property of the dissolved Council and all other rights and interests in, or arising out of such property, cash and money deposited in bank, investments, all books of accounts, records and all other documents of the dissolved Council shall be transferred to, and vest in, the Authority ;
- (b) all debts, liabilities and obligations of the dissolved Council and all agreements made by, on behalf of, or with it, shall be deemed to have been the debts, liabilities and obligations of the Authority and the agreements made by, on behalf of, or with it;
- (c) any suits and other legal proceedings instituted by or against the dissolved Council shall be deemed to have been instituted by or against the Authority and shall be disposed of accordingly.

27. **Publication of authentic English text.**—(1) After the commencement of this Act, the Government shall, by notification in the official Gazette, publish an authentic English text of this Act.

(2) In the event of conflict between the Bangla and the English texts, the Bangla text shall prevail.

By the order of the President

**Md. Nojibur Rahman**

Principal Secretary.