

A BILL

entitled

NATIONAL TRAINING BOARD AMENDMENT ACT 2011

WHEREAS it is expedient to amend the National Training Board Act 1997;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act, which amends the National Training Board Act 1997 (the "principal Act"), may be cited as the National Training Board Amendment Act 2011.

Amends section 2

2 Section 2 of the principal Act is amended—

(a) in subsection (1)—

(i) by deleting the definition of "Executive Officer"; and

(ii) by inserting, in the correct alphabetical place, the following definitions—

"Director" means the Director of the Department of Labour and Training, designated as such under subsection (2);

"One-Stop Career Centre" or "the Centre" means the One-Stop Career Centre established under section 3A."

(b) in subsection (2) by deleting the words "Executive Officer of apprentices and trainees" and substituting "Director of the Department of Labour and Training".

Inserts section 3A

3 The principal Act is amended by inserting after section 3 the following new section—

## NATIONAL TRAINING BOARD AMENDMENT ACT 2011

---

### “Establishment of One-Stop Career Centre

3A (1) There is established the One-Stop Career Centre for the facilitation of employment by means of classifying, organizing and coordinating the essential expertise and resources of the—

- (a) National Training Board Section;
- (b) Career Development Section; and
- (c) Labour Relations Section.

(2) For the purposes of subsection (1) but subject to subsection (4), the Board shall determine the mission, strategic direction and priorities of the One-Stop Career Centre and shall establish performance goals for the Centre in accordance with this Act and regulations made under subsection (5).

(3) Subject to subsection (4), the Board—

- (a) shall cause the One-Stop Career Centre to be managed so as to ensure effective coordination between the Sections referred to in subsection (1) for the attainment of the objective of facilitating employment; and
- (b) may review and revise the mission, strategic direction and priorities of the One-Stop Career Centre, so as to continue to have in place relevant performance goals for the facilitation of employment.

(4) The Minister may give the Board such directions with regard to the exercise of the duties of the Board provided under subsections (2) and (3) as he may deem appropriate and may at any time require the Board to revise the mission, strategic direction and priorities of the One-Stop Career Centre.

(5) The Minister may make regulations to provide for any matter relating to the One-Stop Career Centre and for its management.

(6) Regulations made under subsection (4) shall be subject to the negative resolution procedure.”

### Amends section 4

4 Section 4(1) of the principal Act is amended by inserting after paragraph (h) the following paragraphs—

- “(i) to determine, periodically, the mission, strategic direction and priorities of the One-Stop Career Centre in accordance with best practice;
- (j) to exercise a general supervision of the affairs, purposes and functions of the One-Stop Career Centre;
- (k) to develop processes and systems for the integration of programmes into the public schools;

## NATIONAL TRAINING BOARD AMENDMENT ACT 2011

---

- (l) to enhance and develop the academic standing of the programmes of the One-Stop Career Centre by entering into agreements or arrangements, as the Minister may approve, with other institutions of further education, both locally and overseas, for—
  - (i) the provision of instruction;
  - (ii) granting of degrees, diplomas or certificates; or
  - (iii) professional development;
- (m) to establish and maintain strategic relationships and associations with the business community;
- (n) to take such measures as it considers necessary to promote good labour relations for Bermuda's workforce;
- (o) to identify opportunities that can assist individuals to obtain education, skills and career development;
- (p) to report outcomes and continuous quality improvements to the Ministry when required to do so; and
- (q) to do all such other functions that are required for the effective implementation of the objectives of this Act."

### Consequential amendments to principal Act

5 The principal Act is amended—

- (a) in section 7 by deleting the words "an Executive Officer" and substituting "a Director"; and
- (b) in sections 8, 15, 16, 18, 19, 20, 23, 27 and 32, by deleting the words "Executive Officer" wherever they appear and substituting "Director".

### Amends First Schedule

6 The First Schedule to the principal Act is amended—

- (a) in paragraph 1(1) by deleting the word "thirteen" and substituting "not more than twenty"; and
- (b) by deleting paragraph 1(2) and substituting the following—

"(2) For the purposes of sub-paragraph (1) the Minister may make appointments from among persons who are able to make a meaningful contribution for the attainment of the objectives of this Act and who represent—

- (a) training boards established under Departments and Ministries;
- (b) professional institutions, associations and trades; and
- (c) any other sector of the community. "

## NATIONAL TRAINING BOARD AMENDMENT ACT 2011

---

- (c) in paragraph 1(4)(c) by deleting the word “labour” and substituting “labour and training”;
- (d) in subparagraph 1(4)(f) by deleting the words “Personnel Services” and substituting the words “the Department of Human Resources”; and
- (e) in paragraph 11 by deleting the words “Executive Officer” and substituting the word “Director”.

### Consequential amendments to Regulations

7 (1) The National Training Board (Apprenticeship and Training) Regulations 2009 are amended in regulations 5, 6, 8, 10 and in paragraph B (vi) and (vii) of the Schedule providing for “Additional Duties and Responsibilities”, by deleting the words “Executive Officer” wherever they appear and substituting the word “Director”.

(2) The National Occupational Certification Regulations 2008 are amended—

- (a) in regulation 2 by deleting the definition of “Executive Officer” and inserting, in the correct alphabetical place, the following definition—

“ “Director” means the Director of the Department of Labour and Training appointed under section 7 of the NTB Act;”

- (b) in regulations 4, 16, 22, 28 and in Form B and Form C of the Schedule, by deleting the words “Executive Officer” and substituting “Director”, wherever they appear.

## NATIONAL TRAINING BOARD AMENDMENT BILL 2011

### EXPLANATORY MEMORANDUM

This Bill seeks to amend the National Training Board Act 1997 (the “principal Act”) so as to provide for the establishment of the One-Stop Career Centre and to effect consequential amendments relating to the establishment of the Centre. Establishing a One-Stop Career Centre is identified as a priority in providing for the facilitation of employment in Bermuda. The One-Stop Career Centre is to more efficiently coordinate essential expertise and resources so as to meet the needs of students, job-seekers and job changers, and to provide assistance to employers in their quest to find suitable staff. Under the One-Stop Career Centre the essential expertise and resources of the National Training Board Section, the Career Development Section and the Labour Relations Section shall be efficiently managed and utilized for the benefit of the objective of facilitating employment for both employees and employers in Bermuda.

Clause 1 provides for the citation for the Bill.

Clause 2 amends section 2 of the principal Act to rename the “Executive Officer” as the “Director of the Department of Labour and Training”. The section is amended further to include a definition for the term “One-Stop Career Centre”.

Clause 3 amends the principal Act to insert a new section 3A to provide for the establishment of the One-Stop Career Centre and to provide for the classification, organization and coordination of the essential expertise and resources of the Sections that are to form the Centre.

Clause 4 amends section 4 of the principal Act to insert additional functions to be carried out by the Board. The additional functions are to empower the Board to effectively administer the principal Act and manage the One-Stop Career Centre.

Clause 5 provides for consequential amendments to the principal Act to replace the title “Executive Officer” with “Director”.

Clause 6 amends the First Schedule to the principal Act in paragraph 1(1) to increase membership of the Board from thirteen to not more than twenty. Paragraph 1(2) is amended by replacing the specific list of institutions from which the Minister may appoint members of the Board, with a non-specific list. A non-specific list is necessary to enable the Minister to choose persons to be members of the Board who are adequately qualified to assist with the strategy needed to meet, in any one year, the challenges being faced. Amendments are made to paragraph 11 of the First Schedule to update the provisions and to replace the title “Executive Officer” with “Director”.

Clause 7 provides for consequential amendments to the National Training Board (Apprenticeship and Training ) Regulations 2009 and the National Occupational Certification Regulations 2008. The clause amends the two sets of Regulations so as to replace the title “Executive Officer” with “Director”.