

## COLLECTIVE BARGAINING, STRIKES AND THE QUEST FOR INDUSTRIAL PEACE IN NIGERIA\*

### 1. Introduction

Nigeria has recently witnessed a huge increase in the number of industrial actions. No day passes in Nigeria without strikes or threats of strikes in one form or another.<sup>1</sup> What was once thought to be a 'British disease'<sup>2</sup> seems to have become a Nigerian disease. In fact, strikes have become so endemic in Nigeria that even our courts would be prepared to take judicial notice of them.<sup>3</sup> This development, however, is not very healthy. In the first place, it destroys the desired growth and development in the economy and secondly, Nigeria's desire to encourage foreign investment will be hindered as no serious foreign investor will be willing to put down investments in a country bedevilled by bitter industrial disputes and strikes over wages and conditions of service. The implication of withdrawal of foreign investments may appear as another indication of a nose-diving economy.<sup>4</sup>

There is a firm international consensus that the right to freedom of association enables the workers to aggregate, join and form trade unions for the protection of their economic and other interests.<sup>5</sup> Freedom of association is the key enabling right and the gateway to the exercise of a range of other rights at work.<sup>6</sup> When workers join and form trade unions they are entitled to recognition for the purpose of collective bargaining with the employer with a view to improving the terms and conditions of the employment of workers. Thus, recognition of the workers right to freedom of association carries with it the recognition of the right to collective bargaining, as one of its important components.

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<sup>1</sup> See for example, 'Nigeria Faces General Strike' <[http://www.chinadaily.com.cn/english/doc/2004-10/11/content\\_381370.htm](http://www.chinadaily.com.cn/english/doc/2004-10/11/content_381370.htm)> 10 June, 2007; 'General Strike Stops Nigeria' <[http://www.chinadaily.com.cn/english/doc/2004-10/11/content\\_381370.htm](http://www.chinadaily.com.cn/english/doc/2004-10/11/content_381370.htm)> 10 June, 2007; 'Nigeria: 'A Strike For Democracy' <<http://www.socialistparty.org.uk/2004/252/index.html?id=np4.htm>> 10 June, 2007; 'ASUU strike continues' <<http://reliefweb.com/docs/2007/05/160728.htm>> 10 June 2007.

<sup>2</sup> The widespread perception was that Britain compared with other countries had a particularly high level of strikes, such that industrial action came to be known as the 'British disease'. See S. Honeyball and J. Bowers, *Textbook on Labour Law* (Oxford: Oxford University Press, 2004), p. 389. Indeed, as far back as 1880 at the beginning of his famed lecture on Strikes to the Royal Statistical Society in Britain, George Phillips intoned, "Striking has become a disease, and a very grave disease, in the body social". See L. H. Baimson and C. Tilly, (eds.) *Strikes, Wars and Revolutions in an International Perspective* (Cambridge: Cambridge University Press, 1989), p. 81.

<sup>3</sup> See P. Ehi Oshio, 'Bank Strikes and the Law in Nigeria', in E. Chianu (ed.) *Legal Essays in Honour of Professor Sagay* (Benin City: Dept of Public Law, University of Benin), p. 171.

<sup>4</sup> See S. O. Koyinda, 'Enforcement of Collective Agreements in Nigeria: Need for Legislative Intervention' (1999) 3: 2 *Nigerian Law and Practice Journal*, p. 37.

<sup>5</sup> For detailed discussion, see L. Seppston, 'Human Rights and Freedom of Association: Development Through ILO Supervision,' 137-2 *International Labour Review* 169-194 (1998); Gillian Morris, 'Freedom of Association and the Interests of the State,' in K.D. Ewing, C.A. Gearty, and B.A. Hepple, (eds.), *Human Rights and Labour Law: Essays for Paul O'Higgins* (London and New York: Mansell Publishing Limited, 1994), p. 2; Sheldon Leader, *Freedom of Association: A Study in Labor Law and Political Theory* (New Haven and London: Yale University Press, 1992), pp. 123-265; W.B. Creighton, 'Freedom of Association,' in R. Blanpain, (ed.), *Comparative Labour Law and Industrial Relations* (Deventer: Kluwer, 1990), Chapter 17; R. Ben-Israel, *International Labour Standards: The Case of the Freedom to Strike* (Deventer: Kluwer, 1988) C.W. Jenks, 'International Protection of Freedom of Association For Trade Union Purposes,' 87-1 *International Labour Review* 1-115 (1955).

<sup>6</sup> Press Release (ILO/06/17): Pioneering ILO Global report calls for more widespread respect for rights at work <[www.ilo.org/public/english/bureau/inf/pr/2006/17.htm](http://www.ilo.org/public/english/bureau/inf/pr/2006/17.htm)> Last accessed 10 June 2007. See also, 'Your Voice at Work: First global report on Freedom of Association and Collective Bargaining' <[www.ilo.org/public/english/bureau/inf/download/magazine/pdf/mag25.pdf](http://www.ilo.org/public/english/bureau/inf/download/magazine/pdf/mag25.pdf)> Last accessed 10 June 2007.

# Bargaining For Peace Volume 2

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compares ceasefire agreements as part of peace processes in intrastate armed conflicts Research repeatedly underscores the importance of ceasefire agreements in peace processes but suggests that they can influence such processes in fundamentally different ways However despite contradictory expectations remarkably few studies have so far been devoted to systematic and in depth analysis of ceasefire agreements in contemporary intrastate armed conflicts This book contributes to filling this gap by using a process oriented conflict dynamics approach to analyse and explain how ceasefire agreements are being influenced by and in turn influences the broader dynamics of peace processes Empirically the book focuses on the armed conflicts in Aceh Indonesia and Sri Lanka Based on document studies and 57 interviews with key actors it presents comparative insights and in depth knowledge about ceasefire agreements in different contextual settings The book problematizes the common assumption in the literature that ceasefire agreements create momentum in peace processes and

pave the way to peace and it provides a more nuanced analysis and understanding based on two empirical cases analysed within a comparative framework In contrast to conventional wisdom it demonstrates how ceasefires on the contrary also can have negative implications on peace processes This book will be of much interest to students of conflict resolution peace studies intra state conflict security studies and IR in general      **Vol. 2 Appendix to the Report of the Committee** Great Britain. National Guarantee for War Risks of Shipping Committee,1908      **International Multiparty Mediation and Conflict Management** Sinisa Vukovic,2015-10-05 This volume aims to provide a detailed explanation of the effects of cooperation and coordination on international multiparty mediation in conflicts Contemporary scholarship stresses that the crucial ingredients for a successful multiparty mediation are consistency in interests and cooperation and coordination between mediators This book seeks to supplement that understanding by investigating how much the consistency of interests and cooperation and coordination affect the overall process and what happens to the mediation process when mediating parties do not share the same idea and interest in finding a common solution At the same time it explores the obstacles in achieving coordination and coherence between various mediators in such an environment and how to surmount the problems that multiple mediators face when operating without a common script in attempting to mediate a negotiated settlement The study investigates three distinct mechanisms both on the systemic and contextual level that have the potential to deter defection from a potential member of the multiparty mediation coalition geo political shifts changes in the conflict dynamics and mediators ability to bargain for a cooperative relationship As the number of states and international actors that are involved in mediation increases a careful assessment is necessary not only of their relative institutional strengths and weaknesses but also of how to promote complementary efforts and how to synchronize the whole process when one actor is transferring the responsibilities for mediation to others This book will be of much interest to students of mediation conflict management war and conflict studies security studies and IR The Open Access version of this book available at <https://www.routledge.com/International-Multiparty-Mediation-and-Conflict-Management-Challenges-of-Vukovic/p/book/9781138087897> has been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license      **Building States, Building Peace** A. Sánchez-Cacicedo,2014-02-25 Sánchez Cacicedo provides a critique of liberal peacebuilding approaches and of international interventions in statebuilding processes questioning how global these initiatives are using case studies from the Asian region including Sri Lanka and Myanmar      **Memoirs of John Quincy Adams: The negotiation for peace (continued). Paris in the hundred days. The mission to Great Britain** John Quincy Adams,1874 **Senate documents** ,1885      **The Bargaining Democracy** Lars-Göran Stenelo,Magnus Jerneck,1996      *Catalogue* Nevins Memorial Library (Methuen, Mass.),1887      *Bulletin of the New York Public Library* New York Public Library,1901 Includes its Report 1896 19      **Manuscript Collections in the New York Public Library. (Deposited in the Lenox Building.).** New York Public Library,1901      *The United States in the world war ...: 1914-1918, 1937; vol. II, 1918-1920,*

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connector c3 see diagram if there is no voltage at pin socket 86 there is an open in the wire between fuse 11 in the jb and pin socket 86

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