



THE SENATE

FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 18th July, 2018

1. The Senate met at 11:08 a.m. The Deputy Senate President read Prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Tuesday, 17th July, 2018.

Question was put and the Votes and Proceedings were approved.

3. **Announcement:**

Acknowledgment:

The Deputy Senate President acknowledged the presence of the following who were at the gallery to observe Senate Proceedings:

- (i) Members of National Association of Public Administration Students, Nasarawa State University Chapter, Keffi, Nasarawa State;
- (ii) Members of Association of Political Science Students, Federal University, Lokoja Chapter, Kogi State;
- (iii) Staff and Students of Federal Government Academy, Suleja, Niger State; and
- (iv) Staff and Students of Chalcedony Prime School, Kubwa, Abuja.

4. **Petition:**

Rising on Rule 41, Senator Godswill O. Akpabio (*Akwa Ibom North-West*) drew the attention of the Senate to a petition from his constituents, Mr. & Mrs. James Okon Umoh on behalf of late Mr. Mfoniso James Umoh, former National Youth Service Corps Member, against the Nigeria Police, over termination of his life by stray bullet. He urged the Senate to look into the matter.

Petition laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Rule 41(3)] to report within two (2) weeks.

5. **Presentation of Bills:**

- (i) National Agency for Science and Engineering Infrastructure Act (Amendment) Bill, 2018 (HB. 206) — *Read the First Time.*
- (ii) Institute of Personnel Management of Nigeria Act (Amendment) Bill, 2018 (HB. 212) — *Read the First Time.*

- (iii) Federal Mortgage Bank of Nigeria Act CAP F16 LFN 2004 (Repeal & Re-enactment) Bill, 2018 (HB. 911) — *Read the First Time.*
- (iv) Engineering (Registration, etc) Act (Amendment) Bill, 2018 (HB. 1092) — *Read the First Time.*
- (v) Nuclear Safety, Security and Safeguards (Repeal & Re-enactment) Bill, 2018 (SB. 695) — *Read the First Time.*
- (vi) Documentation and Protection of Domestic Workers and Employees Bill, 2018 (SB. 696) — *Read the First Time.*

6. Committee on Tertiary Institutions and TETFUND:

That the Senate do receive the Reports of the Committee on Tertiary Education and TETFUND in respect of:

- a. Federal Polytechnic Silame, Sokoto (Establishment, etc.) Bill, 2018 (SB. 406);
- b. Federal Polytechnic Kabo (Establishment, etc.) Bill, 2018 (SB. 407);
- c. Federal College of Education Gumel (Establishment, etc.) Bill, 2018 (SB. 417);
- d. Federal College of Education Sabon Birni, Sokoto (Establishment, etc.) Bill, 2018 (SB. 430);
- e. Federal Polytechnic Adikpo, Benue State (Establishment, etc.) Bill, 2018 (SB. 494);
- f. Federal College of Education (Technical) Arochukwu, Abia State (Establishment, etc.) Bill, 2018 (SB. 519);
- g. Federal College of Education Usugbenu, Irrua, Edo State (Establishment, etc.) Bill, 2018 (SB. 554); and
- h. Federal College of Education Omuo-Ekiti, Ekiti State (Establishment, etc.) Bill, 2018 (SB. 611).

Presentation of Reports deferred to another Legislative Day.

7. Committee on Science and Technology:

Report on the Chemical Weapons (Prohibition) Bill, 2018 (SB. 585):

Motion made: That the Senate do receive the Report of the Committee on Science and Technology on the Chemical Weapons (Prohibition) Bill, 2018 (*Senator Robert A. Boroffice — Ondo North*).

Question put and agreed to.

Reports Laid.

8. Motion:

Irregularities in the Ongoing Oil and Gas Lease Renewal and Massive Loss of Government Revenue:

Motion made: That the Senate notes with concern that the Senate Committee on Petroleum Resources Upstream has since December 2017 been inundated with a plethora of petitions and complaints and has *sou motu* observed that there are multiplicity of irregularities surrounding the ongoing renewal of oil and gas leases being undertaken by the Honourable Minister of State for Petroleum and Department of Petroleum Resources;

notes with concern that the Honourable Minister of State for Petroleum Resources is granting all manner of illegal discounts and rebates in the process of the ongoing renewal of the leases;

concerned that the action of the Honourable Minister of State for Petroleum Resources is capable of short-changing the country and denying the Federation the appropriate revenue accruable from the renewal of the said leases;

notes that the Honourable Minister of State for Petroleum Resources and Department of Petroleum Resources is proceeding to renew leases of companies that have brazenly and illegally refused to pay royalties due to government from oil and gas lifted by the said companies in contravention of extant laws;

observes that under the provision of extant laws, failure to pay royalties is a ground for revocation of leases and a legal barrier to renewal of applicable leases;

notes further that there is a subsisting legal framework and due process mandated by extant laws for the renewal of leases that are due for renewal;

observes that the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources have deliberately, willfully and brazenly decided to depart from the subsisting legal framework and due process mandated by extant laws for the renewal of all leases;

concerned that the irregularities being perpetrated by the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources in the ongoing lease renewal process is capable of denying government revenue in excess of \$10 Billion as a result of illegal discounts and rebates in the process of lease renewal;

concerned that the Department of Petroleum Resources has willfully and deliberately refused to provide the Senate Committee on Petroleum Resources Upstream with relevant information and data related to the ongoing lease renewal; and

satisfied of the need to thoroughly investigate the ongoing lease renewal being undertaken by the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources given the potential alarming impact this will have on government in terms of loss of revenue accruable to the federation and to ascertain the reasons for the anomalies in the ongoing lease renewal process and also to identify appropriate measures to deal with these anomalies through appropriate legislative and other supportive instruments.

Accordingly resolves to:

mandate the Committee on Petroleum Resources Upstream to investigate all issues relating to the ongoing lease renewal being undertaken by the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources and to report to the Senate the anomalies in the ongoing lease renewal process and recommend appropriate measures (*Senator Donald O. Alasoadura — Ondo Central*).

Debate:

Proposed Resolution:

Question: That the Senate do mandate the Committee on Petroleum Resources Upstream to investigate all issues relating to the ongoing lease renewal being undertaken by the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources and to report to the Senate the anomalies in the ongoing lease renewal process and recommend appropriate measures — *Agreed to.*

Resolved:

That the Senate do mandate the Committee on Petroleum Resources Upstream to investigate all issues relating to the ongoing lease renewal being undertaken by the Honourable Minister of State for Petroleum Resources and the Department of Petroleum Resources and to report to the Senate the anomalies in the ongoing lease renewal process and recommend appropriate measures (*S/Res/015/04/18*).

9. Executive Communications:

Confirmation of Nomination:

Motion made: That the Senate do consider the Request of Mr. President, Commander-in-Chief of the Armed Forces of the Federation on the Confirmation of the Nomination of two (2) New Non-Legal Practitioners for Appointment as members of the Federal Judicial Service Commission:

S/N	Name	State	Geo-Political Zone
1.	Senator Abba Ali	Katsina	North West
2.	Mohammed Sagir	Niger	North Central

(Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Judiciary, Human Rights and Legal Matters to report within two (2) weeks.

10. Confirmation of Nomination:

Motion made: That the Senate do consider the Request of Mr. President, Commander-in-Chief of the Armed Forces of the Federation on the confirmation of the nomination of Mr. Banire, Muiz Adeyemi Ph.D, SAN for Appointment as Chairman of the Governing Board of the Assets Management Corporation of Nigeria (Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Banking, Insurance and Other Financial Institutions to report within two (2) weeks.

11. Confirmation of Nomination:

Motion made: That the Senate do consider the Request of Mr. President, Commander-in-Chief of the Armed Forces of the Federation on the confirmation of the nomination of the following persons for appointment as Chairman and Members of the Board of the Nigerian Deposit Insurance Corporation (NDIC):

S/N	Name	Position	State of origin
1.	Chief Olabode Akeem Mustapha	Chairman	Ogun (SW)
2.	Alh. Garba Buba	Member	Bauchi
3.	Bello Garba	Member	Sokoto
4.	Brig-Gen. Josef O. J. Okoloagu	Member	Enugu
5.	Mustapha, Adewale Mudashiru	Member	Kwara
6.	Barr. Festus E. Keyamo	Member	Delta
7.	Mr. Adewale W. Adeleke	Member	Ondo

(Senate Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Banking, Insurance and Other Financial Institutions to report within two (2) weeks.

12. National Planning Commission (Repeal and Re-enactment) Bill, 2018 (SB.637):

Consideration of Bill deferred to another Legislative Day.

13. Federal University of Medicine and Medical Sciences, Abeokuta (Establishment, etc.) Bill, 2018 (SB.684):

Motion made: That a Bill for an Act to establish the Federal University of Medicine and Medical Sciences, Abeokuta and for Other Matters Connected Therewith, 2018 be read the Second Time (Senator Olanrewaju A. Tejuoso — Ogun Central).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Health to report within Four (4) weeks.

14. **Defence Research and Development Bureau (DRDB) (Establishment, etc.) Bill, 2018 (SB.623):**
Motion made: That a Bill for an Act to provide for the establishment of the Defence Research and Development Bureau (DRDB) and for Related Matters, 2018 be read the Second Time (*Senator Abubakar Kyari — Borno North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Defence to report within Four (4) weeks.

15. **Federal University of Education Kontagora, Niger State (Establishment, etc.) Bill, 2018 (SB.689):**
Motion made: That a Bill for an Act to establish the Federal University of Education Kontagora, Niger State and for Other Related Matters Connected Thereto, 2018 be read the Second Time (*Senator Aliyu S. Abdullahi — Niger North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Tertiary Institutions and TETFUND to report within Four (4) weeks.

16. **Theatre Arts Professionals Regulatory Council (Establishment, etc.) Bill, 2018 (SB. 681):**
Motion made: That a Bill for an Act to establish the Theatre Arts Professionals Regulatory Council to provide for the Regulation, Training and Registration of the Theatre Arts Professionals in Nigeria and for Matters Connected Therewith, 2018 be read the Second Time (*Senator Victor C. Umeh — Anambra Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Establishment and Public Service to report within Four (4) weeks.

17. **National Institute for Counter Terrorism Research (Establishment, etc.) Bill, 2018 (SB. 613):**
Motion made: That a Bill for an Act to establish the National Institute for Counter Terrorism Research saddled with the responsibility to carry out in-depth study on Terrorism and for related Matters, 2018 be read the Second Time (*Senator Shehu Sani — Kaduna Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Judiciary, Human Rights and Legal Matters to report within Four (4) weeks.

18. Federal College of Education Mutum Biyu, Taraba State (Establishment, etc.) Bill, 2018 (SB.683):

Motion made: That a Bill for an Act to establish the Federal College of Education Mutum Biyu, Taraba State and for Other Related Matters Connected Thereto, 2018 be read the Second Time (*Senator Yusuf A. Yusuf — Taraba Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Tertiary Institutions and TETFUND to report within Four (4) weeks.

19. City University of Technology Kaduna (Establishment, etc.) Bill, 2018 (SB.360):

Motion made: That a Bill for an Act to establish the City University of Technology Kaduna and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senator Shehu Sani — Kaduna Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Tertiary Institutions and TETFUND to report within Four (4) weeks.

20. National Board for Technical Education (Repeal and Re-Enactment) Bill, 2018 (SB.560):

Consideration of Bill deferred to another Legislative Day.

21. National Boundary Commission Act CAP N10 LFN 2004 (Amendment) Bill, 2018 (SB.569):

Motion made: That a Bill for an Act to amend the National Boundary Commission Act CAP N10 LFN 2004, and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senator Gershom O. H. Bassey — Cross River South*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on States and Local Government to report within Four (4) weeks.

Extension of Time:

Motion made: That the Senate do sit this day beyond the time appointed for the termination of the Sitting of the Senate (Rule 13) (*Senate Leader*).

Question put and agreed to.

22. Administration of Pension for Judicial Officers Bill, 2018 (SB.634):

Motion made: That a Bill for an Act to provide for the Administration of Pension for Judicial Officers of Superior Courts of Record in Nigeria and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senator Chukwuka G. Utazi — Enugu North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Judiciary, Human Rights and Legal Matters to report within Four (4) weeks.

23. Nigerian Police Academy (Establishment, etc.) Bill, 2018 (SB.270):

Motion made: That a Bill for an Act to establish the Nigerian Police Academy and for Other Matters Connected Therewith, 2018 be read the Second Time (*Senator John O. Enoh — Cross River Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Police Affairs to report within Four (4) weeks.

24. Interim Report of the Committee on Downstream Petroleum Sector:

Promissory Note Programme and a Bond Issuance to settle Inherited Local Debts and Contractual Obligations to Petroleum Marketers:

Motion made: That the Senate do receive and consider the Interim Report of the Committee on Downstream Petroleum Sector on the Promissory Note Programme and a Bond Issuance to settle Inherited Local Debts and Contractual Obligations to Petroleum Marketers (*Senator Kabir G. Marafa — Zamfara Central*).

Question put and agreed to.

Report Laid and presented.

Debate:

Proposed Resolution (i):

Question: That the Senate do approve the Promissory Note Program and Bond Issuance to Settle Inherited Local Debts and Contractual Obligations to Oil Marketing Companies in the sum of ₦348,003,054,975.00 (Three Hundred and Forty Eight Billion, Three Million, Fifty Four Thousand, Nine Hundred and Seventy Five Naira, only) as an interim measure — *Agreed to.*

Proposed Resolution (ii):

Question: That based on the Committee's observation in paragraph 5(xi), the following Oil Marketing Companies (OMCs) should be paid verified figures against their names;

S/N	OIL MARKETERS	COMMITTEE RECOMMENDATION
1	A. A RANO	6,619,381,571.67
2	ACORN PETROLEUM	2,346,307,268.97
3	AITEO	4,988,199,360.24
4	ASCON	2,625,096,747.03
5	AVIDOR	1,853,014,213.64
6	AX ENERGY LIMITED (Judgement Debt)	3,545,315,482.97
7	A-Z PETROLEUM	10,016,313,912.61
8	BLUEFIN ENERGY LTD	1,654,071,141.61
9	BOVAS	5,953,684,258.34
10	CAPITAL OIL & GAS INDUSTRIES LTD	8,339,052,402.14
11	CHIPET OIL	-
12	CYBERNETICS	13,678,691.73
13	DEEJONES PETROLEUM & GAS	9,084,060,897.94
14	DOZZY OIL & GAS	6,109,143,476.20
15	EMADEB ENERGY	1,231,683,733.92
16	ETERNA PLC	16,894,190,148.98
17	FOLAWIYO ENERGY	7,563,983,540.05

18	FYNEFIELD PETROLEUM COMPANY LTD	2,638,416,556.61
19	GULF TREASURES	3,393,498,317.51
20	HEYDEN PETROLEUM	1,974,987,948.61
21	HYDE ENERGY	3,429,449,984.60
22	IBAFON OIL	1,409,521,864.34
23	INDEX PETROLUEM AFRICA	556,693,876.09
24	INTEGRATED OIL	6,532,603,615.15
25	MAINLAND OIL	5,712,582,523.72
26	MARK-CLAIRE LTD	929,192,019.14
27	MASTERS ENERGY	9,645,821,614.62
28	METTLE ENERGY	210,832,665.94
29	MOBIL OIL NIG	8,282,363,478.12
30	MRS OIL AND GAS	20,948,270,002.76
31	MRS OIL PLC	13,825,559,596.84
32	NEPAL OIL & GAS	2,486,437,754.94
33	NIPCO PLC	9,177,180,473.11
34	NNPC RETAIL LTD	15,207,721.82
35	NORTHWEST PETROLEUM	17,244,990,755.54
36	OBAT OIL	2,901,595,731.17
37	OPTIMA ENERGY	-
38	PRUDENT ENERGY AND SERVICES	77,719,382.73
39	RAHAMMIYYA OIL	2,707,317,879.07
40	RAIN OIL LTD	12,710,560,200.50
41	SAHARA ENERGY	3,619,614,440.83
42	SAMON PETROLEUM	1,959,654,750.28
43	SHORELINK OIL	8,773,481,619.50
44	STOCKGAP FUELS	3,295,868,608.81
45	SULPHUR STREAMS LTD	97,289,750.26
46	TAURUS OIL & GAS LTD	109,785,698.79
47	TECHNO OIL LTD	10,199,323,282.30
48	TOP OIL AND GAS DEVELOPMENT COMPANY LTD	1,918,857,153.02
49	TOTAL NIG PLC	21,569,996,843.27
50	TSL LOGISTICS	5,303,931,640.44
51	VINE OIL & GAS	1,525,442,275.74
52	CRUST ENERGY LTD	160,289,681.05
53	DOWNSTREAM ENERGY SOURCE LTD	187,228,535.65
54	PVN CAPITAL LIMITED	161,953,925.36
55	SPOG PETROCHEMICAL LTD	19,716,091.79
TOTAL		275,750,415,108.08

— Agreed to.

Proposed Resolution (iii):

Question: The second batch of Oil Marketing Companies (OMCs) with contentious claims and verified figures should be paid 65% of their claims pending further investigation and verification by the Committee;

S/N	OIL MARKETERS	COMMITTEE RECOMMENDATION
1	A & E PETROLEUM	3,221,525,181.31
2	BLACKLIGHT	7,252,105,890.17
3	BULK STRATEGIC	2,551,697,004.60
4	CONOIL	5,588,285,132.42
5	FATGBEMS PETROLEUM	797,936,889.37
6	FIRSTDEEP WATER	1,457,038,960.68
7	FORTE OIL PLC	15,480,445,907.56
8	FRADRO INTERNATIONAL	185,224,152.69
9	FRESH SYNERGY	636,371,123.23
10	HONEYWELL (HOGL)	831,635,751.06

11	HUDSON PETROLEUM	649,904,324.58
12	IPMAN INVESTMENT	1,221,926,134.70
13	LINC NIG LTD	522,650,659.65
14	MATRIX ENERGY	6,971,453,111.36
15	OANDO PLC	14,972,585,600.58
16	ONTARIO OIL & GAS LTD	1,912,207,893.61
17	OTHNIEL BROOKS	936,957,162.80
18	SWIFT OIL LTD	6,133,130,091.21
19	TEMPOPGATE OIL	2,129,558,895.35
	TOTAL	73,452,639,866.93

GRAND TOTAL **₦348,003,054,975.00**

— Agreed to.

Proposed Resolution (iv):

Question: That the Senate do approve for the Committee to continue its engagement with the OMCs, Ministry of Finance, Petroleum Products Pricing Regulatory Agency (PPPRA) and other stakeholders in order to update all the outstanding liabilities and clear all outstanding debts, interest accrued and forex differential once and for all — Agreed to.

Resolved:

- (i) That the Senate do approve the Promissory Note Program and Bond Issuance to Settle Inherited Local Debts and Contractual Obligations to Oil Marketing Companies in the sum of ₦348,003,054,975.00 (Three Hundred and Forty Eight Billion, Three Million, Fifty Four Thousand, Nine Hundred and Seventy Five Naira, only) as an interim measure;
- (ii) That based on the Committee's observation in paragraph 5(xi), the following Oil Marketing Companies (OMCs) should be paid verified figures against their names;

S/N	OIL MARKETERS	COMMITTEE RECOMMENDATION
1	A. A RANO	6,619,381,571.67
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TOTAL		275,750,415,108.08

- (iii) The second batch of Oil Marketing Companies (OMCs) with contentious claims and verified figures should be paid 65% of their claims pending further investigation and verification by the Committee;

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- (iv) That the Senate do approve for the Committee to continue its engagement with the OMCs, Ministry of Finance, Petroleum Products Pricing Regulatory Agency (PPPRA) and other stakeholders in order to update all the outstanding liabilities and clear all outstanding debts, interest accrued and forex differential once and for all (*S/Res/016/04/18*).

25. Committee on Special Duties:

Report on the National Commission for Refugees, Migrants and Internally Displaced Persons Bill, 2018 (SB. 335):

Consideration of Report deferred to another Legislative Day.

26. Committee on Judiciary, Human Rights and Legal Matters:

Report on the National Commission for Peace, Reconciliation and Mediation Bill, 2018 (SB.74):

Consideration of Report deferred to another Legislative Day.

27. Adjournment:

And it being 2:14 p.m. the Deputy Senate President adjourned the Senate till Thursday, 19th July, 2018 at 10:00 a.m.

Adjourned accordingly at 2:14 p.m.

Ike Ekweremadu, CFR
Deputy Senate President,
Senate of the Federal Republic of Nigeria.