



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Tuesday, 8th May, 2007

1. Prayers
2. Approval of the Votes and Proceedings
3. Oaths
4. Announcements (if any)
5. Petitions

PRESENTATION OF BILLS

1. Small and Medium Enterprises Development Agency of Nigeria Act (Amendment) Bill 2007 (SB. 355)
First Reading
Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)
2. City University of Technology, Kaduna Bill, 2007 (SB. 356) - *First Reading*
Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)
3. City University of Technology, Yaba Lagos Bill, 2007 (SB. 357) - *First Reading*
Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)
4. National Inland Waterways Agency (Establishment, etc) Bill 2007 (SB. 358) - *First Reading*
Senator Dalhatu S. Tafida: - (*Kaduna North*)
5. Electoral Act 2006 (Amendment) Bill. 2007 (SB. 259) - *First Reading*
Senator Victor K. Oyofe: - (*Edo North*)

ORDERS OF THE DAY

1. Confirmation of Nomination:
Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)
"That the Senate do consider the request of Mr. President C-in-C, for the confirmation of the Nomination of Dr. (Mrs.) Angela Chinyere Uwkwem (Imo State) as Minister of the Government of the Federal Republic of Nigeria, in accordance with Section 147 (2) of the 1999 Constitution of the Federal Republic of Nigeria".

Confirmation of Nominations:

Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)

"That the Senate do consider the request of Mr. President C-in-C, for the confirmation of the Nominations of the following persons as the Managing Director and a Member of the Governing Board, Niger Delta Development Commission (NDDC), in accordance with Sections 2(2), 5(3) and 12(1)(c) of the Niger Delta Development Commission Act, 2000".

(i)	Mr. Ndutimi Alaibe	(Bayelsa State)	Managing Director
(ii)	Chief (Barrister) Bassey Dan-Abia	(Akwa Ibom State)	Member

PRESENTATION AND CONSIDERATION OF REPORTS

1. Report of the Committee on Federal Capital Territory:
Federal Capital Territory Appropriation Bill, 2007 (SB. 344)
 Senator Bello H. Gwarzo: - (Kano North)
 ■ "That the Senate do resume the consideration of the Report of the Committee on Federal Capital Territory, on the Federal Capital Territory Appropriation Bill, 2007 (SB. 344) (*Adjourned debate - 3rd May, 2007*)".

2. *Report of the Review Committee on the Ad-hoc Committee on Petroleum Technology Development Fund (PTDF) and Other Related Matters:*
 Senator Umaru I. Tsauri: - (Katsina Central)
 "That the Senate do consider the Report of the Review Committee on the Adhoc Committee on the Petroleum Technology Development Fund (PTDF) and Other Related Matters and approve the recommendations".
Recommendations
 "That the Senate do approve and adopt the Report of the Review Committee on the Ad-hoc Committee on Petroleum Technology Development Fund (PTDF) and Other Related Matters as contained therein"⁷¹
 - (i) The Committee recommends that in the case of deposits that were placed in Trans International Bank (ITB) and Equatorial Trust Bank (ETB), the circumstantial coincidence that existed between the deposits and the loans could not be used to link PTDF money with the companies that were granted loans. If there are any irregularities, it is the responsibility of the Central Bank of Nigeria (CBN) to sanction the bank;
 - (ii)
 - a) In respect of the approvals of \$125 million on 25th April, 2003 and the subsequent placements of \$115 million in Equatorial Trust Bank (ETB) and \$10 million in Trans International Bank (TIB), the Committee is satisfied that due process was followed, The subsequent investment was within [he contemplation of section 1 (c) of the PTDF Act and section 23 of the Finance (Management and Control) Act;
 - b) However, in the case of the additional \$20 million for which the then Executive Secretary, Hamisu Abubakar misrepresented the facts and wrongfully approval of the Vice President. The Committee recommends that EFCC which is presently investigating the matter should continue and prosecute him for any offence disclosed;
 - (iii) Hussaini Jalo, a former Executive Secretary of the PTDF from July 2005 to November, 2005 is under investigation by EFCC and the sum of N49 million and 6 nos vehicles have so far been recovered from him. The Committee recommends that EFCC which is presently investigating the matter should continue and prosecute him for any offence disclosed;
 - (iv) With regards to the approval which the Vice President gave in respect of the \$20 million on 14th October, 2003, without the authority of Mr. President, (See annexure 4 and 5) the Committee views the approval of the Vice President as illegal and therefore recommends that the Vice President, Alhaji Atiku Abubakar be referred to the Code of Conduct Bureau for further action;
 - (v) In respect of some projects commenced by PTDF in 2006 viz:
 - (a) Incorporation of Galaxy Backbone
 - (b) Purchase of Computers for Civil Servants under the Computer for all Nigerians Initiative
 - (c) Defence Industry Corporation of Nigeria (DICON) Rehabilitation

For which Mr. President gave approval and later got them ratified retroactively, the Committee views the action of the President, C-in-C, Chief Olusegun Obasanjo, as illegal and therefore refers Mr. President Chief Olusegun Obasanjo to the Code of Conduct Bureau for further action.

The Committee also recommends that:

- (vi) In respect of the progress report on Obasanjo Administration and Photographs for State House Library, for which the former Executive Secretary approved N4.5 million, the Committee views [he project as outside the mandate of the PTDF Act. The Committee recommends that the Executive Secretary, Alhaji **Adarnu** Maina Waziri should be referred to the Independent Corrupt Practices (ICPC) for further action;
- (vii) The Committee sustains recommendation No. viii of the Ad-hoc Committee that all projects approved for the PTDF from 2003 till date should be verified and evaluated by the relevant Committees of the Senate, that is:
 - a) Committee on Petroleum Resources (Upstream) and
 - b) Committee on Public Accounts; or alternatively
 - c) Ad-Hoc Committee for this purpose
- (viii) the Committee sustains recommendation No. xii of the Ad-Hoc Committee that all accounts in the name of PTDF within and outside Nigeria should be established by the Senate Committees on Petroleum Resources (Upstream), Public Accounts; or alternatively an Ad-Hoc Committee for this purpose;
- fix) The Committee sustains recommendation No. xv of the Ad-Hoc Committee that the Agencies like the Central **Bank** of Nigeria, Ministry of Finance, Office of the Accountant-General of **the** Federation Department of Petroleum Resources and the Office of the Auditor-General of the Federation that have direct bearing with the Fund should play their roles as expected to aid the Fund in meeting the objectives for which it was established;
- (x) The maintenance of four different accounts by [he Accountant General of the Federation with the CBN in the name of PTDF. namely: Reserve Account, Inspectorate Accounts. Bank Operations Account and Independent Revenue Account pursuant to the approval of the letter initiated by the then Special Adviser to Mr. President on Petroleum and Energy Engr. Funsho Kupoloku (see appendix 2) for which approval was given by Mr. President putting a restriction of PTDF funding, the Committee states that the approval was illegal and a contravention of Section 1 of the PTDF Act. In this regard both Mr. President and Engr. Funsho Kupoloku are culpable;

The Committee therefore recommends that a strict compliance with Section 1 of the PTDF Act should be enforced;
- (xi) The Committee recommends that all accounts opened in contravention of section 1 (c) of the PTDF Act should be closed forthwith;
- (xii) That the Petroleum Technology Development Fund Act should be amended to accommodate the current realities in the oil and gas industry as well as the Solid Mineral sector.

CONSIDERATION OF A BILL

Environmental Managers Registration Council of Nigeria Bill, 2007 (HB. 60) - *Second Reading*
 Senator Dalhatu S. Tafida: - (*Senate Majority Leader*)

COMMITTEE MEETINGS

<i>Committee</i>	<i>Date</i>	<i>Time</i>	<i>Venue</i>
Rules and Business	Tuesday, 8th May, 2007	2. 00 p.m.	Committee Room 15 Assembly Complex