



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Thursday, 3 July, 2008

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

PRESENTATION OF BILLS

1. Appropriations (Amendment) Bill, 2008 (HB. 100) (*Executive*) — *First Reading*.
2. Petroleum Products and Distribution (Anti-Sabotage) (Amendment) Bill, 2008 (HB. 94) (*Hon. Samuel B. Aw*) ~ *First Reading*.

PRESENTATION OF REPORTS

1. **Parliamentary Delegation to Bulgaria:**
Hon. Emeka Ihedioha:
"That this House do receive the Report of the Nigerian Delegation to the Sixth General Assembly of the International Parliamentarians' Association for Information Technology (IPAIT VI) held in Sofia, Bulgaria between 9th - 10th June, 2008".
2. **Committee on Employment, Labour and Productivity:**
Hon. Ado Dogo Audu:
"That this House do receive the Report of the Committee on Employment, Labour and Productivity on the Unemployment Crisis in Nigeria".

ORDERS OF THE DAY

MOTIONS

1. **Breach of the 1999 Constitution by the Executive Arm of Government as it Relates to the Excess Crude Oil Account Fund:**

Hon. Patrick Obahiagbon	Hon. Rufus Omeire	Hon. Muhammed Ali Wudil
Hon. Sani Miohammd Rano	Hon. Aminu H. Ribadu	Hon. Sokonte Davies
Hon. Umeoji Chukwuma	Hon. Mayor Eze	Hon. Kalu I. Uduma
Hon. H. S. Dickson	Hon. Chille W. Igbauna	Hon. Ahmed Idris
Hon. Patty E. Ineme	Hon. Dino Melaye	Hon. Sada S. Jibia

Hon. Taiwo O. Adewale
Hon. Isah E. Dobi
Hon. Sylvester Ogbaga
Hon. Patrick Ikhariale
Hon. Friday Itulah
Hon. Yusuf Tuggar
Hon. Halims Agoda

The House:

Hon. Nnenna Elendu-Ukeje
Hon. Chris Berewari
Hon. Kolawole Ismaila
Hon. Ndudi Elumelu
Hon. Mikail Bmitoshai
Hon. Itiabe S. A. Positive

Hon. Godfrey A. Gaiya
Hon. Gabriel Edi
Hon. Samson Osagie
Hon. Austin Nvachukwu
Hon. Emmanuel Jime
Hon. Leo Ogor

Notes that the National Economic Council on Thursday, 19th June, 2008, approved the release of a total sum of N1.2 Trillion (US\$10.24 Billion) from the Excess Crude Account;

Disturbed that the operation of the Excess Crude Account amounts to a continuous and deliberate breach of the 1999 Constitution of the Federal Republic of Nigeria;

Aware that pursuant to section 162 of the 1999 Constitution, the Federation shall maintain a Special Account called, "the Federation Account" into which "all" revenues collected by the Government of the Federation shall be paid;

Further aware that section 162 (3) of the 1999 constitution empowers only the National Assembly to distribute funds from the Federation Account to the Federal, State and Local Governments;

Recognizes that section 162 (10) of the 1999 Constitution defines Revenue to include any income or return accruing to or derived by the Government of the Federation from any source;

Appreciates the Supreme Court Judgment in Attorney-General of the Federation vs Attorney-General of Abia State (2002) where it held that the Constitution stipulates all revenues to be paid into the Federation Account;

Disturbed by the different revelations from the recent power probe of how previous funds disbursed from this account was mismanaged;

Concerned that the recent decision of the National Economic Council would confer legality on this breach of several provisions of the 1999 Constitution if not addressed;

Further appreciates that it is the responsibility of this National Assembly to ensure compliance with the 1999 Constitution by other organs of government.

Resolves to:

- (i) Urge Mr President to suspend the implementation of the said Resolution by the National Economic Council, forthwith;
- (ii) Further urge Mr President not to distribute or authorize spending of monies due to the Federal and State Governments and the Local Government Councils except in such manner as may be prescribed by the National Assembly;
- (iii) Further urge Mr President to transfer all amounts standing to the credit of the Federation in the Excess Crude Account to the Federation Account in compliance with section 162 of the 1999 Constitution of the Federal Republic of Nigeria;
- (iv) Mandate the Joint Committee on Finance, Appropriation and Justice to invite the Honourable Minister of Finance and the Attorney-General of the Federation and Minister of Justice to appear before the Joint Committee with a view to finding the best modalities of carrying out Mr President's laudable intentions of addressing the Power Malaise without necessarily breaching and compromising the clear provisions of the 1999 Constitution.

2. Erosion Disaster Threatening Lives and Properties in Nanka Community in Anambra State:

Hon. Uche Ekwunife
Hon. Emmanuel Ucheze
Hon. C. I. D. Maduabum
Hon. Ike Chinwo
Hon. Dino Maleye

Hon. Chuma Nzeribe
Hon. Chukwuma Onyema
Hon. Ofor Chukwuegbo
Hon. Ifeanyi Ugwuanyi
Hon. Halims Agoda

Hon. Ralph Okeke
Hon. Chukwuma Umeorji
Hon. John Owan Enoh
Hon. Emmanuel Bello
Hon. Samson Osagie

Hon. Warman Ogoriba
Hon. Wole Oke Hon.
Bassey Otu
 The House:

Hon. Yusuf Tuga
Hon. Ndudi Elumelu

Hon. Bature
Hon. Aribisala Adewale

Notes the disturbing news of Isiakpuenu gully erosion in Ifite village, Nanka in Orumba North, Orumba South Federal Constituency of Anambra State, as reported on page 13 of the Vanguard Newspaper of Wednesday 25, 2008;

Worried that the gully erosion which has ravaged the community for years and has claimed several lives, destroyed buildings and trees of economic value, could result into possible landslide in the area;

A ware that the only road leading to Ifite and Amakor Villages in Nanka Community has been destroyed, thereby cutting off the area from the rest of the Community thus paralysing economic activities in the area;

Further aware that the erosion which has displaced over three hundred families is part of the Agulu/Nanka gully erosion, and has attracted the attention of the State Government, the Federal Government as well as some international bodies;

Concerned that all efforts made to curtail the gully erosion has proved abortive;

Resolves to:

- (i) Call on the Federal Government to direct Us appropriate agencies to carry-out an environmental impact assessment of the area with a view to curbing the menace of erosion;
- (ii) Call on the National Emergency Management Agency (NEMA) to come to the aid of the affected communities and victims displaced by the erosion disaster;
- (iii) Urge the National Assembly to reflect this project in the 2008 Appropriation (Amendment) Bill.

3. **Implementation of the Green Tree Agreement and the Ceding of Bakassi to the Republic of Cameroon:**

Hon. Femi Gbajabiamila
Hon. Yacoob Bush Alebiosu
Hon. Zakariya M. Galadima
Hon. Christopher Eta Hon.
Nelson G. O. A In pa Hon.
John Enoch Hon. Matthew
Omegara Hon. Harman
Hembe Hon. Ahmed M.
Salik Hon. H. S. Dickson
Hon. E. Bello Hon. Ayo
Adeseun Hon. Joseph J.
Ajatta Hon. Aminu
Tambuwal Hon. Suleiman
Kawu Hon. Bashir O.
Bolarinwa Hon. Leo Ogor
Hon. Arole Fancy Hon. J. H.
O. Agoda Hon. Aidoko Ali
Hon. O. Ozomgbachi Hon.
Jerry S. Manwe Hon.
Habeeb Fashiro Hon. O.
Akinloye Hon. E. Jime Hon.
A. Maifata Hon. Moruf A.
Fatai

Hon. Esseme Eyiboh
Hon. Mikail Al-Amin Bmitosahi
Hon. Rufus Omeire
Hon. Kami) A. Mudashiru
Hon. Fatimat Raji Rasaki
Hon. Ita Enang
Hon. Aribisala Adewole
Hon. Mustapha Khabeeb
Hon. Uche Ekwunife
Hon. David Idoko
Hon. Florence Tinuke Akinwale
Hon. Yakubu Dogar
Hon. Folake O. Oshinowo
Hon. Ali Ndume
Hon. Dino Melaye
Hon. Yusuf M. Tuggar
Hon. Bassey Eko Ewa
Hon. Kako Are
Hon. Falade Ajibade
Hon. Usman Adamu
Hon. Muhammad S. Abdu
Hon. Farouk M. Lawan
Hon. S. U. Agidani
Hon. Umar Bature
Hon. Ojolabi E. O.
Hon. G. Oduwaiye
Hon. A. Akinlade

Hon. Sani Saieh Minjibir
Hon. Patty Etete Inene
Hon. Kareem T. Abisodun
Hon. Taiwo Oluyemi Adewale
Hon. Bassey E. Otu
Hon. Eziuche Ubani
Hon. Darlington Okereke
Hon. Ishaka Moh. Bawa
Hon. Abbas Braimah
Hon. Essien E. Ayo
Hon. Alex Ukam
Hon. Ralph Okeke
Hon. Bassey Etim
Hon. Shehu A.G Matazu
Hon. Chiedu Eluemunoh
Hon. Aminu S. Shagari
Hon. Binta Masi Garba
Hon. Bala Na'allah
Hon. Betty Apiafi
Hon. Ibrahim Gbajibo
Hon. Oyetunji Omotayo
Hon. Chuma Nzeribe
Hon. Paul Ada
Hon. S. Ogbaga
Hon. Njidda Gella
Hon. Nnenna Wuye
Hon. Ndudi Elumelu:

The House:

Notes that on October 10th, 2002 the International Court of Justice in its Judgment ceded Bakassi Peninsula to the Republic of Cameroon;

Further notes that pursuant to the said judgment the Federal Government entered into the Green Tree Agreement with the Republic of Cameroon on the modalities and implementation of the judgment;

Worried that the Executive Arm of Government has begun the implementation of the Green Tree Agreement and dislocation of Nigerians from Bakassi without ratification of the Treaty by the National Assembly;

A ware that pursuant to Section 12 of the 1999 Constitution of Nigeria and Order 16(1) of the Standing Orders of the House of Representatives, no bilateral or multilateral Treaty or agreement can be effected or executed without the approval of the National Assembly and that all such Treaties are to be subjected to the same procedure as every other Bill and enacted into law;

Further aware that all Laws, Treaties and Agreements must conform with the 1999 Constitution of the Federal Republic of Nigeria;

Acknowledges that the Court Judgment and the Green Tree Agreement are premised on boundary adjustment exercise;

Recognizes that section 8 of the 1999 Constitution of Nigeria provides for the only way and manner any boundary adjustment can be effected;

Regrets the gradual and systemic erosion of the Powers of the National Assembly;

Resolves to:

- (i) Urge the President to discontinue the implementation of the Green Tree Agreement;
- (ii) Call on the President as an advocate of the principle of Rule of Law and Due Process to forward a Bill on the Treaty to the National Assembly for further Legislative action as required by law.

BILLS

- 4. A Bill for an Act to Establish the National Industrial Crops Development Agency and for Related Matters, 2008 (HB. 51) - *Second Reading*.
- 5. A Bill for an Act for Yearly Submission of Report by the President to the National Assembly on the Implementation of Fundamental Objectives and Directive Principles of State Policy as Contained in Chapter I of the 1999 Constitution and for Purposes Connected Therewith, 2008 (HB. 49) — *Second Reading*.

CONSIDERATION OF REPORT

6. **Committee on Rules and Business:**

Hon. Ita Enang:

"That this House do consider the Report of the Committee on Rules and Business on the Review of the House Standing Orders and approve the Recommendations therein" (*Laid: 25/6/2008*)

COMMITTEE MEETINGS

	<i>Committee</i>	<i>Date</i>	<i>Time</i>	<i>Venue</i>
1.	Rules and Business	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 06 Assembly Complex
2.	Customs Service	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 221 New Building (House) Assembly Complex
3.	Solid Minerals (<i>Meeting with Hon. Minister of Mines and Steel and DG, BPE</i>)	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 21 Assembly Complex
4.	HIV/AIDS, Tuberculosis and Malaria Control	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 22 Assembly Complex
5.	Interior	Thursday, 3 July, 2008	1.30 p.m.	Committee Room 14 Assembly Complex
6.	Information and National Orientation	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 13 Assembly Complex
7.	Employment, Labour and Productivity	Thursday, 3 July, 2008	1.30 p.m.	Committee Room 437 New Building (House) Assembly Complex
8.	Federal Capital Territory	Thursday, 3 July, 2008	2.00 p.m.	Committee Room 327 New Building (House) Assembly Complex
9.	Industries	Thursday, 3 July, 2008	1.30 p.m.	Committee Room 323 New Building (House) Assembly Complex