



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Wednesday, 18 March, 2009

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

1. Committee on Interior :
Hon. Jerry Manwe :
"That this House do receive the Mid-Sessional Report of the House Committee on Interior".
2. Committee on Population:
Hon. James Baitachi:
"That this House do receive the Mid-Sessional Report of the House Committee on Population".
3. Joint Committee on Federal Capital Territory and Federal Capital Territory Area Councils:
Hon. Ali A. Attai-Idoko Usman:
"That this House do receive the Report of the Joint Committee on Federal Capital Territory and Federal Capital Territory Area Councils on a Bill for an Act to Authorize the Issue from the Consolidated Revenue Fund of the Federation Account the total Sum of ₦156,850,070,850.00k (One Hundred and Fifty-Six Billion, Eight Hundred and Fifty Million, Seventy Thousand, Eight Hundred and fifty Naira) only of which the Sum of ₦24,596,140,978.00k (Twenty-four Billion, Five Hundred and Ninety-Six Million, One Hundred and Forty Thousand, Nine Hundred and Seventy eight Naira) only, is for Personnel Cost and the Sum of ₦16,121,245,871.00k (Sixteen Billion, One Hundred and Twenty-One Million, Two Hundred and Forty-Five Thousand, Eight Seventy-One Naira) only is for Overhead Costs While the Balance of ₦116,132, 684,000.00k (One Hundred and Sixteen Billion, One Hundred and Thirty-Two Million, Six Hundred and Eighty-Four Thousand Naira) only is for Capital Projects for the Service of the Federal Capital Territory, Abuja, for the Financial Year Commencing on 1st January and Ending 31st December, 2009 (HB. 169)".
4. *Ad-hoc* Committee on Melt Down of World Economy :
John Owan Enoh:
"That this House do receive the Report of the *Ad-Hoc* Committee on Melt Down of the World Economy".

ORDERS OF THE DAY

MOTIONS

1. Need for Legislative Initiative on the Nigerian Economy vis-a-vis the Global Recession:

Hon. Henry Seriake Dickson	Hon. Terngu Tsegba	Hon. Mohammed Ali Ndume
Hon. Patrick A. Ikhariale	Hon. Emmanuel Jime	Hon. Ahmed Abdul Ningi
Hon. Uzoma Nkem Abonta	Hon. Anthony Madwatte	Hon. Emmanuel Bello
Hon. Yakubu Dogara	Hon. Yusuf Maitama Tuggar	Hon. Nelson Belief
Hon. Clever M. Ikisikpo	Hon. Donald Egberibin	Hon. Warman W. Ogoriba
Hon. Iorwase Herman Hembe	Hon. Chile Igbawua W.	Hon. Eziuche Chinwe Ubani
Hon. Mohammed T. Monguno	Hon. Abba Dawud Lawan	Hon. Doris Uboh
Hon. Overah O. Joyce	Hon. Igwe Paulinus Nwagu	Hon. Elizabeth O. Ogbaga
Hon. Abolagba J. Aigbudu	Hon. Raji-Rasaki Fatimat O.	Hon. Nwachukwu Austin
Hon. Eze Chukwudi Leonard	Hon. Ibejiako I. Ernest	Hon. Abba Anas Adamu
Hon. Mustapha Khabeeb	Hon. Mohammed Salik	Hon. Sada Soli Jibia
Hon. Abdulkadir M. Nasir	Hon. James Idachaba	Hon. Malaye Daniel Dino
Hon. Oduwaiye Gbenga Aremo	Hon. Ajayi Agboola	Hon. Olugbenga Onigbogi
Hon. Nnanna Uzor Kalu	Hon. Mudashiru Kamil	Hon. Muraina Saubana Ajibola
Hon. Agoro Lanre Adeniran	Hon. Asita Honourable A.	Hon. Sokonte H. Davis
Hon. Daemi Kunaiyi Akpanaha	Hon. John Kalipa	Hon. Berewari Christopher
Hon. Chinyere Emmanuel Igwe	Hon. Ishiaka Moh'd Bawa	Hon. Jerimon S. Manwe
Hon. Goni Bukar Lawan	Hon. Nkeiruka Onyejeocha	

The House:

Notes the global financial crisis on the Banking, Capital Market, Manufacturing and Agricultural sectors, which are critical to the Nigerian economy;

Aware of the Constitutional responsibility of the National Assembly, to enact appropriate laws to protect and regulate the Nigerian economy;

Further aware of the weak legal and regulatory framework governing the operations of the critical sectors of the economy which need to be strengthened for sustainable national economic growth;

Concerned that the agricultural and manufacturing sectors which have tremendous capacity for wealth creation, food sufficiency, export potentials and employment generation have suffered neglect over the years;

Resolves to:

- (i) mandate the Joint Committees on Banking and Currency, Capital Market and Justice to forward draft legislation aimed at strengthening the critical sector of the Nigerian economy to the House for consideration within three weeks;
- (ii) further mandate the Joint Committees on Agriculture, Commerce and Industry, Finance, Appropriations and Justice to forward draft bill legislation authorizing emergency financial intervention for the agricultural and manufacturing sectors of the Nigerian economy to the House for consideration within three weeks.

2. Need to Comply with Section 3 (3) of the Nigeria Security and Civil Defence Corps (Amendment) Act, 2007 by the Ministry of Interior:

Hon. Austin Nwachukwu	Hon. Ehiogie West Idahosa	Hon. Solomon U. Agidani
Hon. John Halims Agoda	Hon. Chuma Nzeribe	Hon. Godfrey Ali Gaiya
Hon. Olaka Nwogu	Hon. Chinyere Igwe	Hon. Taiwo Oluyemi Adewale
Hon. Sada Soli Jibia	Hon. A. Ado Garba	Hon. A. Maifata
Hon. Uche Ekwunife	Hon. Doris Uboh	Hon. Emmanuel Deeyah
Hon. Kamil Akinlabi Mudashiru	Hon. Friday Itulah	Hon. Mustapha Khabeeb
Hon. John Kalipa	Hon. Peter Linus Umoh	Hon. Aminu, H. T.
Hon. Umeoji Chukwuma	Hon. Halima Hassan Tukar	Hon. Overah Onofekohwo J.
Hon. Sylvester Ogbaga	Hon. Ganiya T. Olukolu	Hon. Sani Dabai
Hon. Abdulaziz Ahmed Tijani	Hon. Stanley Ohajuruka	Hon. Igwe P. Nwagu
Hon. Ibejiako, E.	Hon. Abba Anas Adama	Hon. Albert Abiodun Adeogun
Hon. Christopher Eta	Hon. Nnana Uzor Kalu	Hon. Agoro Lanre
Hon. Bassey Otu	Hon. Aminu Musa	Hon. Herman Hembe:

Notes the constitutional responsibility of the National Assembly to make Laws for the good governance of the Federal Republic of Nigeria;

Aware that section 3 (3) of the Nigeria Security and Civil Defence Corps (Amendment) Act, 2007, states inter alia *"For the purpose of efficiently carrying out the functions set out in section 3 of the principal Act, the Corps shall maintain an armed squad which shall be entitled to bear fire arms and deployed by the office of the Commandant-General"*;

Worried that Section 3 (3) of the said Act, as amended has not been implemented by the supervising Ministry;

Concerned that the lives of Officers and Men of the Corps are put in terrible danger as a result of non implementation of the provisions of the Act as Amended;

Further concerned that the non implementation of the Laws passed by the National Assembly derogates section 4 (1) and (2); and section 5 (1) paragraph (a) and (b) of the Constitution of the Federal Republic of Nigeria, 1999;

Resolves to:

- (i) Urge the Minister of Interior to immediately implement section 3 (3) of the Security and Civil Defence Corps (Amendment) Act, 2007;
- (ii) Mandate the Committee on Interior and Legislative Compliance to monitor compliance and report to the House within two weeks.

CONSIDERATION OF REPORTS

3. Committee on Power:

Hon. Ndudi Elumelu:

"That this House do consider the Report of the Committee on Power on the Investigation into the Huge sums of Money spent on Power Generation, Transmission and Distribution between June 1999 and May 2007 without commensurate Result and approve the Recommendations therein" (*Laid: 9/10/2008*).

Recommendations:

- (1) That there is absolute necessity for a clear endorsement from the Ministry of Energy (Power) to complete the transition of corporate governance of the Niger Delta Power Holding Company (NDPHC). This would require far-reaching structural and administration changes as envisaged by the Electric Power Sector Reform Act (EPSRA), 2005. The net effect should be to give the Niger Delta Power Holding Company (NDPHC) management full authority to restructure the composition and structure of the National Integrated Power Projects (NIPP) Technical Committee.
- (2) That the Government has a duty to lay a firm foundation for the electricity sector by completing ongoing projects. At that stage, the government can confidently begin to think of privatizing those assets.
- (3) That the Power Holding Company of Nigeria (PHCN) should be wound up expeditiously in compliance with the Electric Power Sector Reform Act (EPSRA), 2005 and the reform process strengthened.
- (4) That the London Office of Power Holding Company of Nigeria (PHCN) should be scrapped if the reasons for which it was established are no longer relevant. On the other hand, if it is still required to play its primary role of advising Power Holding Company of Nigeria (PHCN) and the Ministry of Energy (Power) on status of companies that procure equipment or have anything to do with the power sector in Nigeria, then the Office should be strengthened. The Ministry and Power Holding Company of Nigeria (PHCN) should be directed to make good use of the services of the London Office.
- (5) That a comprehensive technical, financial and legal audit of National Integrated Power Projects (NIPP).
- (6) That Formulation of an effective business model for Niger Delta Power Holding Company (NDPHC).

- (7) That Design operating, concession and privatization framework for the generation, gas pipeline, and transmission and distribution assets that assure that they will be operated using best international practices and optimal private sector participation.
- (8) That since any attempt to resurrect National Electrical Power Authority (NEPA) or Power Holding Company of Nigeria (PHCN) by administrative process without the authorization of the National Assembly would be a patent illegality, the Electric Power Sector Reform Act (EPSRA), 2005 should be implemented to the letter.
- (9) That alternatively, an amendment to the Act should be proposed to accommodate any new envisaged modified legal framework for the realization of the agreed policy and institutional structure to be employed in achieving the objective stated in the first question above.
- (10) That the Committee recommends speedy completion of ongoing projects in order to stabilize the sector before liberalization in the form of cost reflective tariff implementation regime. Funding must be done in accordance with existing laws and not in flagrant disregard of the statutory and constitutional provisions as was done hitherto.
- (11) That the Federal Government should make direct allocations to these Companies with a view to strengthening their operational capacity. Some of the engineers heading some of these companies have demonstrated capacity for innovation and the Committee recommends that they should be encouraged to improve indigenous skills, but this should never be done in a manner that compromises standards or encourages mediocrity or incompetence in any form. The Committee is encouraged in this direction because it found that the cost at which the Gencos and Disco carry out projects have been significantly lower and they have proved to be more reliable than contractors in jobs within their capacity to execute.
- (12) That all failed National Integrated Power Projects (NIPP) Distribution and related contracts recommended to be cancelled in Part 8 below should be transferred to the Distribution Companies to execute under a strengthened management structure.
- (13) That regular or monthly Stakeholders Briefing by the MD/CEO of Niger Delta Power Holding Company (NDPHC) as the forum to brief all stakeholders on the progress of the National Integrated Power Projects (NIPP). All policy matters related to the Niger Delta Power Holding Company (NDPHC) and National Integrated Power Projects (NIPP) will be determined at a two weekly Executive Committee meeting of the management of Niger Delta Power Holding Company (NDPHC) chaired by the MD/CEO but the management may invite any other person as circumstances require.
- (14) That publication on the Internet of a regularly updated listing of generation, trading, transmission and distribution license applications, a current list of licensees, and a current capacity database of the electricity supply system. This On-Line Information Bank would facilitate the development of a wholesale and bilateral market.
- (15) That it does not show effective policy co-ordination for a country that is in a hurry to generate more electric power using gas, to leave its gas production and supply entirely at the whims of caprices of blind market forces. The Committee recommends co-ordination and integration of the basic needs of the power sector with other policy directions of the government.

Funding framework:

- (16) That the Committee recommends the completion of ongoing National Integrated Power Projects (NIPP) projects through:
 - (a) Direct government spending through legitimate channels to complete ongoing National Integrated Power Projects (NIPP) projects;
 - (b) Create improved environment for Public Private Partnerships (PPPs) and IPPs through unfettered implementation of the Electric Power Sector Reform Act (EPSRA), 2005.

The Niger Delta Question:

- (17) That massive infrastructural and other transformational interventions that are timely, visible and sustainable

Government-community relations:

- (18) That the rights of communities to compensation for use and permanent loss of their lands is an issue that must be realistically addressed by the Government. Leaving the communities at the mercy of shylock contractors or kleptocratic Power Holding Company of Nigeria (PHCN) officials has proved to be disruptive of the implementation of power projects.

Gas Development and Gas delivery:

- (19) That provision of gas for domestic use must take precedence over exports. It is penny wise pound foolish to sell gas to enable other countries develop their infrastructure while basic infrastructure and industrialization in the gas exporting country remains in the doldrums because of lack of electric power.

Power Holding Company of Nigeria (PHCN) Successor Companies:

- (20) That it is absolutely necessary to put in place effective corporate governance structures for all 18 Power Holding Company of Nigeria (PHCN) successor companies. The operational framework of the Power Holding Company of Nigeria (PHCN) successor companies must be put in place. The management of each of the successor companies is expected to operate as an independent commercial entity under the supervision of its Board of Directors as specified in its articles of incorporation and the Companies and Allied Matters Act.

Other Federal Government power projects:

- (21) That Policy should encourage movement from small-scale self-generation which is usually inefficient and environmentally hostile to larger-scale multi-user mini-grid distribution, based on a variety of more efficient technologies. Private generation and distribution projects where there is currently no electricity infrastructure should be immediately licensed without restriction. It must however be ensured that licensed operators work within the framework of the Electric Power Sector Reform Act (EPSRA) 2005.

Procurement of metres:

- (22) That all existing metering contracts be terminated forthwith That metering be immediately opened to the private sector in order to encourage a more efficient and competitive market in this aspect of the electricity industry as envisaged by the Electric Power Sector Reform Act (EPSRA) 2005, subject to standards and controls by the Nigerian Electricity Regulatory Commission.

Manufacture of Metres, Transformer Components and Switchgears in Nigeria:

- (23) That in the medium and longer term, Government needs to explore avenues to encourage local manufacture of component parts frequently used in the electricity industry.

Consumer protection:

- (24) That Distribution Companies employ a more businesslike approach to the industry, development of improved corporate image, more efficient service and eventual profitability and sustainability of the industry. The role of the Nigerian Electricity Regulatory Commission (NERC) in this regard should be strengthened.

Pension Matters:

- (25) That the Ministry of Energy (Power) will work with the Bureau of Public Enterprises(BPE) and major banks and licensed pension fund administrators (PFAs) to verify, negotiate, restructure and fund all pension liabilities and outstanding and foreseen severance benefits. Union endorsement of the restructuring plan will be obtained to ensure its full implementation.

Reportage on Projects:

- (26) That list of Federal Government funded projects should be forward to all the 36 States and the FCT Administration for the Government of each State to identify the projects they awarded and executed and those that have been awarded by the Federal Government but taken over by them. This would assist in substantiating the actual total cost spent on rural electrification projects by the Federal Government. At the same time, it would enable the Government to ascertain the projects that have been abandoned or completed and the next line of action to take on the uncompleted ones and the defaulting contractors.

Inter-governmental relations:

- (27) That the relationship of the Federal and State Governments should reflect the letter and spirit of true federalism whereby the Federal and State Governments derive their powers from the Nigerian Constitution. No level of government should treat the other with levity.

Deductions from Lagos State Government Account:

- (28) That the Committee is of the view that power generated by AES/ENRON is enjoyed by the country as a whole and the Federal Government should pay for it. That the Federal Government stop further deductions from the Account of Lagos State. Furthermore, in the spirit of fairness, the Federal Government should enter into negotiation with the Lagos State Government with a view to refunding the amount already deducted from the Lagos State Government Account.

Government Agencies:

- (29) That the Power Sector requires aggressive prosecution of government plans in the sector based on well-informed advice, not pliant acceptance of ill-advice from the same men who messed up the system in the first place.
- (30) That the current Minister of State for Energy (Power), Hajia Mrs Fatima Balaraba Ibrahim be redeployed to a Ministry where she could be better fitted.
- (31) That the office responsible for the transition of the power sector be strengthened.
- (32) That Alhaji Maigida Shuaibu Maigida, Co-coordinator, Power Holding Company of Nigeria (PHCN) Liaison Unit, Abuja be mandated to oversee the transitional arrangement from the present predominantly government funded outfit to a significantly private-sector driven power sector.
- (33) That the Honourable Attorney-General and Minister of Justice should be advised to make good efforts to ensure that all agreements prepared on behalf of the Federal Government by Power Holding Company of Nigeria (PHCN) and Niger Delta Power Holding Company (NDPHC), and indeed, all Ministries, Departments and Agencies (MDAs) should be cleared by his Office before they are signed, if that is not already the practice.
- (34) That the Central Bank of Nigeria up to the time of this Report ignored the request of the Committee to know how much was outstanding in commercial banks and the interest accruing thereto in respect of Letters of Credit financed from the Excess Crude Account. The Governor of the Central Bank, Professor Chukwuma Soludo must take responsibility for failure to respond to the request of the Committee in this regard.
- (35) That Nigerian Electricity Regulatory Commission(NERC) should be strengthened and enabled to exercise all its powers and functions under the Electric Power Sector Reform Act (EPSRA), 2005 as the driver and enabler of the electric power sector in the country.
- (36) That the Electricity Commission of Nigeria (ECN) should be adequately enabled to carry out this vital function.
- (37) That Engr J. O. Ogbonna, Acting CEO, Egbin Power Station, Lagos should be given an opportunity for service at higher levels to enable him make his contribution to solve power generation problem in Nigeria.
- (38) That Engr. Okoli be redeployed immediately to bring in a more experienced officer to address the technical and human problems of Kainji Power Station.
- (39) That the Chief Executive Officer (CEO) in charge of Oyo Distribution Company should be redeployed
- (40) That the Committee recommends strengthening the financial ability of the Chief Executive Officers (CEOs) to perform at the various zones Companies, Projects and Individual Actors
- (41) That the Committee recommends intensive and extensive purge at all levels of the Power Holding Company of Nigeria (PHCN) and associated agencies. Corrupt staff must not be allowed to infest and poison the emergent platform for implementation of the power sector reforms.
- (42) That the Economic and Financial Crimes Commission (EFCC) be invited to investigate the following issues, among others, which came to light during the periodic checks of the Auditor-General of the Federation and to which the National Electrical Power Authority (NEPA)/ Power Holding Company of Nigeria (PHCN) failed to provide answers.

• Setting aside of Due Process in payment to contractors. Payments for contract were signed by Honourable Minister and another official.

• Lack of in-house checks/processes:

- Spending part of internally generated fund amounting to N786m without due process;
 - Failure of National Electrical Power Authority (NEPA)/ Power Holding Company of Nigeria (PHCN) to release documents of compensation N9.6bn to land owners for checks in spite of repeated requests;
 - Lack of in house requests;
 - Documents in respect of purchase of vehicles;
 - Failure to make available road survey contracts for checks;
 - Irregular transfers of money, i.e., those not backed up by documentation;
 - Loans totalling about N6.68bn (1996) out of which N543m was withheld by parent Ministry and National Electrical Power Authority (NEPA) was paying interest at annual interest of N81m on the loan and in 1999;
 - Releases from Accountant-General's Office to Power Holding Company of Nigeria (PHCN) showed a difference suggesting that there were sums withheld by the Ministry;
 - Some mobilisations were paid in excess of government guidelines;
 - The sum of N15bn disappeared from Power Holding Company of Nigeria (PHCN) account and came back after about two months about which the Auditor-General sent a report to Power Holding Company of Nigeria (PHCN) but they failed to respond.
- (43) That In view of the apparent unwillingness of the Central Bank of Nigeria (CBN) to co-operate with the Committee in this matter or provide the Committee with a proper account of withdrawals from the Excess Crude Account, the balance on the account, where the moneys in respect of unutilised Letters of Credit are kept and interest that have accrued thereto, we recommend that the Economic and Financial Crimes Commission (EFCC) be invited to investigate the Office of the Accountant General of the Federation and the Central Bank of Nigeria in respect of the above issues relating to Letters of Credit opened.
- (44) That the following contracts, among others, are recommended for review, investigation and further action for reasons of non-completion long after contract date of completion in spite of having been paid, non-performance, lack of execution capacity, demonstrated incompetence or abandonment of contract:

<i>S/No.</i>	<i>Project</i>	<i>Contractor</i>
1.	Owerri - Ahaoda - Yenagoa Trx line & S/S	Pivot Engineering
2.	Alaoji - Calabar 330kV DC Trx line	Energovod SRO
3.	Maiduguri 330/132kV S/S	Charnel Engineering
4.	Alaoji - Umuahia 132kV DC Trx line	Pivot Engineering
5.	Gombe - Damaturu - Maiduguri 330kV Trx line	KEC/News Engineering
6.	Calabar 330/132/33kV S/S	MBH Power
7.	Arochukwu 132/33kV S/S	Omen Int'l Ltd
8.	Ado Ekiti 132/33kV S/S	JKN Ltd
9.	Umuahia 132/33kV S/S	Valenz Holdings
10.	Damaturu 330/132/33kV S/S	Parsian HV Div. /Cartlark

- (45) That the following contracts, among others listed in Volumes 3 and 4 of this Report, are recommended for outright determination or cancellation:

<i>S/No.</i>	<i>Project</i>	<i>Contractor</i>
	Power Holding Company of Nigeria (PHCN):	
1.	2nd Benin - Onitsha 330kV Trx line	ABB Powerlines
2.	Gombe - Yola - Jalingo 330kV Trx Line	Chrome Consortium
3.	Katampe - National Stadium 132kV DC Trx line	ABB Powerlines
4.	Umuahia - Mbalano 132kV Trx line	Santon Energy
5.	Mbalano - Okigwe 132kV Trx line	Atlantic Engineering
6.	Yola 330/132/33kV S/S	Siemens
7.	Umuahia - Ohafia 132kV Trx line	Harlesden Engineering

9.	Mbalano 132/33kV S/S	Union Allied Engineering
10.	Okigwe 132/33kV S/S	Union Allied Engineering
11.	Ohafia 132/33kV S/S	Union Allied Engineering
12.	Akure - Ado Ekiti 132kV SC Trx Line	Siemens
13.	Onitsha 330/132/33kV S/S	Siemens

- (46) That the Committee identified the brains behind Waiver of Due Process on National Integrated Power Projects (NIPP) disbursements. The justification at that time was to "fast-track" completion of the projects. But rather than fast-track or facilitate completion of the projects as envisaged, Waiver of Due Process became the major plank that facilitated payments to contractors and consultants that have failed to perform, at the expense of the nation and the power industry. They are:

- Chief Olusegun Obasanjo, former President and Commander-in-Chief;
- Senator Liyel Imoke, former Minister of Power and Steel and;
- Alhaji Abdulhamid Ahmed, former Minister of State (Energy).

That these officers need to be thoroughly investigated by appropriate agencies for economic sabotage to the country.

- (47) That the following Contracting and consulting companies recommended for investigation by the appropriate agencies:

Overscoped Transmission Line Projects National Integrated Power Projects (NIPP):

	<i>As Awarded</i>	<i>Actual</i>
EPC Lot 3: New Haven/Ugwuaji-Ikot-Ekpene	249 km	168 km
EPC Lot 4: Afam- Ikot Ekpene	150	70
EPC Lot 14: Otta-Papalanto	30	21
Papalanto-Abeokuta (Old)	55	38
Abeokuta (Old)-Abeoluta (New)	35	12
EPC Lot 17: Afam-Onne/Afam-Trans Amadi	50	33
EPC Lot 21: New Haven-9th Mile Nsukka	75	55
EPC Lot 11: Ajaokuta-Lokoja-Gwagwalada	250	180

Over scoped Transmission Line Projects Power Holding Company of Nigeria (PHCN):

EPC: Gombe-Damaturu-Maiduguri	376km	321km
EPC: Gombe-Yola-Jalingo	367	315
EPC: Jos-Kaduna	280	199
EPC: Katampe-National Stadium	19	9

Cost Inflated Transmission Line Projects:

*Owerri-Ahoada-Yenagoa (OHTL & Associated	₦3.6b	₦10b
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*(Awarded at ₦3.6 billion but Government ended up paying ₦10 billion for the same project)

Overpriced Power Plant Projects:

Nine (9 Nos) additional GE Gas Turbines

BoP-EPC contracts in respect of Omoku, Egbema, Gbarain-Ubie and Mambilla.

- (48) That the Committee made appropriate recommendations on each of the Projects contained in Volumes 3, 4, 5, 6 and 7 of this Report.

- (49) That the following contracting companies, among others reported in Individual Project Status Reports, are recommended to be blacklisted and barred from awards of contracts by the Federal Government for their role in sabotage of the government's power sector reform programme:

- (i) Charnel Engineering;
- (ii) Renacs Engineering;
- (iii) News Engineering;
- (iv) Catlark International;
- (v) Chrome Consortium Energy;
- (vi) Hoquado Nigeria Limited;
- (vii) Pivot Engineering;
- (viii) SEPCO III for supply of refurbished machinery and equipment;
- (ix) CMEC

- (50) That former President Olusegun Obasanjo should be called to account for the recklessness in power sector during his time. That the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) should investigate him.
- (51) That Senator Liyel Imoke is the principal author and executor of Waiver of Due Process. In addition to the facts laid bare in this investigation as outlined in this Report, the Committee recommends that Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) should thoroughly investigate him.
- (52) That Alhaji Abdulhamid Ahmed, former Minister of State Energy be investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) and if found culpable, banned from holding public office for the next 10 years and if he is already holding any, he should be recalled and the appointment cancelled.
- (53) That there is a prima facie evidence that Dr. Olusegun Agagu, former Minister of Power and Steel awarded contracts without due process. Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) should investigate the allegations with a view to prosecuting anyone found culpable.
- (54) That Engr. Joseph Makoju, former MD of Power Holding Company of Nigeria (PHCN) and currently Special Adviser to the President on Electric Power be investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) and if found culpable, he should be banned from holding public office for the next 10 years and if he is already holding any, he should be recalled and the appointment cancelled.
- (55) That Engr G. O. P. Osakue, Chief Executive Officer (CEO) Transmission Company of Nigeria (TCN) be investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge amounts which he paid to people who ought not to have been paid. He should be redeployed to another position pending the conclusion of investigations.
- (56) That Engr (Dr) C. E. Ifesie, Head Transmission Company of Nigeria (TCN) and Project Manager (Transmission) National Integrated Power Project be investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (57) That Engr Mike Ezeudenna, AGM (Lines), Transmission Company of Nigeria (TCN) be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (58) That the Committee recommends the immediate retirement of Engr C. N. O. Nwachukwu, Chairman Technical Committee and General Project Manager National Integrated Power Projects (NIPP)
- (59) That Engr C. N. O. Nwachukwu be further investigated by EFCC and ICPC with a view to arraigning him for fraudulent management of NIPP projects.
- (60) That Mr J. A. Olotu, Managing Director, Niger Delta Power Holding Company (NDPHC)/ National Integrated Power Projects (NIPP) be relieved of his post.
- (61) That Mr J. A. Olotu be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to prosecuting him for involvement in huge fraudulent manipulations of National Integrated Power Projects (NIPP) distribution and other projects.
- (62) That Engr I. Onuoha, Deputy Chairman, Technical Committee should be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (63) That Engr Emmanuel Okonkwo, Project Manager Distribution, National Integrated Power Projects (NIPP) be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (64) That Engr Tope Onadipe, Project Manager Gas, National Integrated Power Projects (NIPP) be further

- (65) That Mr J. C. W. Balami, Head Finance National Integrated Power Projects (NIPP) and AGM Finance Power Holding Company of Nigeria be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (66) That Engr Ayodele be deployed to the Ministry of Energy (Power) or one of the Discos, given serious warning for the above lapses and enjoined to put the interest of the nation first in the performance of his professional duties.
- (67) That Engr Gekpe MD/CEO, Rural Electrification Agency (REA) should be redeployed and the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) should thoroughly investigate the entire REA finances, particularly dual contracts and the role of its MD/CEO, Engr. Sam Gekpe.
- (68) That Mr Chigbo should be more careful in computation to avoid re-occurrence of such mistakes.
- (69) That Mr Hayatu should be more careful in computation to avoid re-occurrence of such mistakes.
- (70) That Rockson Engineering/Rockson International be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (71) That Pivot Engineering be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (72) The Committee recommends that Marubeni (WA) and Marubeni International be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (73) That Lahmeyer International be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts. The Company has already been black-listed by the World Bank. It should henceforth be blacklisted by Nigerian Government.
- (74) That ABB Powerlines be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts, and blacklisted.
- (75) That Energo Nigeria Ltd be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (76) That Chrome Consortium Energy be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts and blacklisted.
- (77) That IOEC/Kaztec Consortium be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (78) That the company should be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (79) That KEC/News Engineering be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (80) That Hoquado Nigeria Ltd be thoroughly investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge and undeserved financial gains it made at the expense of the Federal Government and the people of Nigeria.

- (81) That Santon Energy be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (82) That Union Allied Engineering be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts. The relationship between this company and Engr (Dr) E. C. Ifesie should also be investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC).
- (84) That Mogabs be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (85) That Atlantic Engineering be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (86) That Harlesden Engineering be further investigated by the Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (87) That the Charnel Engineering should be further investigated by Economic and Financial Crimes Commission (EFCC) and Independent Corrupt Practices Commission (ICPC) with a view to recovering huge sums fraudulent received on power project contracts.
- (88) That all contractors executing distribution substations contracts should be investigated.

COMMITTEE MEETINGS

	<i>Committee</i>	<i>Date</i>	<i>Time</i>	<i>Venue</i>
1.	Rules and Business	Wednesday, 18 March, 2009	10.00 a.m.	Committee Room 06 Assembly Complex
2.	Inter Parliamentary Relations	Wednesday, 18 March, 2009	12.00 p.m.	Committee Room 324 New Building (House) Assembly Complex
3.	Agriculture (<i>Public Hearing</i>)	Wednesday, 18 March, 2009	9.00 a.m.	Committee Room 028 New Building (House) Assembly Complex
4.	Power (<i>Meeting with DG, Energy Commission of Nigeria, Nigerian Electricity Regulatory Commission (NERC)</i>)	Wednesday, 18 March, 2009	10.00 a.m.	Committee Room 107 New Building (House) Assembly Complex
5.	Rural Development (<i>Briefing session Rural Development and National Association of Nigeria Traders (NANTS)</i>)	Wednesday, 18 March, 2009	11.00 a.m.	Committee Room 24 Assembly Complex