



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Thursday, 12 November, 2009

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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 REPORT

Joint Committee on Finance and National Planning:

Hon. John Owan Enoh:

"That this House do receive the Report of the Joint Committee on Finance and National Planning on the 2010 - 2012 Medium Term Expenditure Framework and Fiscal Strategy Paper of the Federal Government of Nigeria".

ORDERS OF THE DAY

MOTIONS

1. **Joint Session of the National Assembly:**

Hon. Tunde Akogun:

"That this House do resolve to meet with the Senate in a Joint Session on Thursday, 19 November, 2009 at 11.00 am to receive an Address by the President, Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria on the 2010 Budget Estimates, and other measures thereto relating.

2. **Near Air Mishap within Port Harcourt Airspace:**

Hon. Ekperikpe Ekpo:

The House:

Notes the near air mishap (collision) between Hawker 900, a passenger aircraft belonging to Garventon and an Allied Aircraft within the Port Harcourt airspace on October 30, 2009;

Further notes that Hawker 900 was heading to Lagos en route Port Harcourt from Calabar while Allied Aircraft took off from Port Harcourt en-route Calabar;

Aware that it is compulsory for all passenger aircrafts to have a functional Traffic Collision Avoidance System (TCAS) equipment;

Observes that the Allied Aircraft which was descending into the Hawker 900 either had no Traffic Collision Avoidance System (TCAS) equipment or it was not functional;

Disturbed that the Port Harcourt Control Tower cleared the Allied Aircraft to descend from a higher level across the approved operational level of Hawker 900 to a level lower on the opposite direction;

Worried that most Nigerian passenger aircrafts are flying blind without the Traffic Collision Avoidance System (TCAS) equipment;

Resolves to:

- (i) Urge the Nigerian Civil Aviation Authority (NCAA) and other relevant authorities to ensure that all passenger aircrafts have functional Traffic Collision Avoidance System (TCAS) equipment before flying Nigeria Airspace;
- (ii) Further urge the Minister of Aviation to ensure that any aircraft without Traffic Collision Avoidance System (TCAS) equipment be grounded;
- (iii) Mandate the House Committee on Aviation to investigate the matter and report to the House within two weeks.

BILLS

3. A Bill for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦352,850,000,000 (Three Hundred and Fifty-Two Billion, Eight Hundred and Fifty Million Naira) only for which ₦96,300,000,000 (Ninety-Six Billion, Three Hundred Million Naira) only is for additional Recurrent (Non-Debt) Expenditure while the balance of ₦256,550,000,000 (Two Hundred and Fifty-Six Billion, and Five Hundred and Fifty Million Naira) only is for contribution to the Development Fund for additional Capital Expenditure for the year ending on the 31st day of December, 2009 Supplementary Appropriation Bill, 2009 (HB. 330) — *Second Reading*.
4. A Bill for an Act to Provide for the Establishment of Federal Highway Medical Services Agency and to Make Comprehensive Provision for Establishment of Sick Bay Centre and for Matters Connected Thereto, 2009 (HB. 298) — *Second Reading*.

CONSIDERATION OF REPORTS

5. Joint Committee on Rules and Business and Justice:

Hon. Ita Enang:

"That this House do consider the Report of the Joint Committee on Rules and Business and Justice on a Bill for an Act to make it Mandatory for the National Assembly to Scrutinize and approve Statutory Instrument before it becomes enforceable and to Provide for Matters Connected Incidental Thereto, 2008 (HB. 119) and approve the Recommendations therein" (*Laid: 30/7/2009*).

6. Committee on Finance:

Hon. John Owan Enoh:

"That this House do consider the Report of the House Committee on Finance on the investigation into Revenue Generation and Non-Remittance by Government Ministries, Department and Agencies and Statutory Corporations into the Federation Account and approve the Recommendations therein" (*Laid: 5/3/2009*).

Recommendations:

- (i) That the different Statutes that create funds and make financial provisions should be amended to comply with Section 162 (1) of the Constitution.
- (ii) That in the short term, Ministries, Departments and Agencies (MDAs) with such enabling laws should be compelled to immediately submit before the National Assembly quarterly reports of their revenues and remittances.

Operating Surplus.

- (iii) That estimates of yearly revenue must be based on scientific facts and information, i.e there must be specific basis for arriving at revenue estimates and assessments and this must be easily verifiable.

- (iv) That all expenditures incurred by Agencies of Government must be appropriated and under no circumstances whatsoever must any Government Agency spend its internally generated revenues without appropriation from the National Assembly.

Unappropriated Expenditure.

- (v) That the Committee recommends sanctions for revenue diversion, failure to remit collections, delayed remittance and revenue consumption without appropriation. There should also be sanction for low revenue collection without justification and budgetary allocation should henceforth be tied to revenue performance.
- (vi) That the budgeting process must be strengthened to be all-inclusive and timely particularly in the release of allocation. Social services like hospitals and educational institutions cannot deliver in the absence of secured budgetary provisions.

Unremitted Tax.

- (vii) That the Committee recommends that Federal Inland Revenue Service (FIRS) be mandated to urgently recover the ₦5.37 billion arrears of Withholding Tax (WHT), VAT and PAYE and that FIRS should develop a mechanism for tracking down unremitted taxes by ensuring that the Ministries, Departments and Agencies (MDAs) pay these taxes as at when due.

Accountant-General of the Federation (OAGF).

- (viii) That the office of the Accountant General of the Generation (OAGF) should be authorised to deduct at source all outstanding arrears of Withholding Tax (WHT), VAT and PAYE standing in the name of any Agency of Government.
- (ix) That the office of the Accountant General of the Generation (OAGF) should be empowered to extend its revenue monitoring machinery to include other high income yielding Agencies not presently covered, e.g. Nigerian National Petroleum Corporation (NNPC), Central Bank of Nigeria (CBN), etc.
- (xi) That revenue accounts should be non-chequing while arrangement should be reached with commercial banks to mop up all Ministries, Departments and Agencies (MDAs) current account balances into the Consolidated Revenue Fund (CRF). The mopping up should be done monthly for revenue accounts;
- (xii) That Ministries, Departments and Agencies (MDAs) should be mandated to make proposals to the Budget Office on how they can increase revenue from their existing sources as well as how they can raise new sources of revenue;
- (xiii) That the office of the Accountant General of the Generation (OAGF) should be authorised to deduct at source revenue collected by a Ministries, Department and Agency (MDA) which is not remitted on time. Authority should similarly be given to the office of the Accountant General of the Generation (OAGF) to request Central Bank of Nigeria (CBN) to debit the account of any collecting bank that failed to remit monies collected by it on behalf of government.

Concessions and Collectables

- (xiv) That previous executive grant of exemptions on duty should be reviewed and the process made more transparent in future. It is also recommended that every future grant must be for a definite period.

Unlegislated Ministries, Departments and Agencies (MDAs).

- (xv) That urgent steps be taken to pass enabling laws for those Ministries, Departments and Agencies (MDAs) which are currently operating without legal backing.

Outstanding Debts.

- (xvi) That all Government agencies with substantial public debt be mandated to urgently recover these debts and that they additionally be compelled to draw up a recovery plan and submit quarterly reports to the National Assembly on the progress made.

Nigerian National Petroleum Corporation (NNPC), payments to Federation Account/Confirmation of crude oil Exports.

- (xvii) That the Nigerian National Petroleum Corporation (NNPC) should be compelled to firstly remit the totality of revenues arising from its crude oil take without the usual deduction of subsidy at source since the only agency statutorily charged with the responsibility for determining and payment of subsidies for the purpose of transparency in the Administration of the Petroleum Support Fund (PSF) is Petroleum Product Pricing and Regulatory Agency (PPPRA) .

- (xviii) That the House Committee on Customs should be mandated to ensure that the Nigeria Customs Service (NCS) fully discharges one of its primary mandate of independently recording the quantity of crude oil that is exported from the different terminals.

Nigerian Ports Authority (NPA) and Port Concessioning.

- (xix) That the House Committee on Marine Transport should be mandated to undertake a study of the number and nature of port concession agreements as to determine Nigerian Ports Authority (NPA) remaining financial responsibilities in the country's Ports.

7. Committee on Labour, Employment and Productivity:

Hon. Ado Dogo Audu:

"That this House do consider the Report of the Committee on Labour Employment and Productivity on a Bill for an Act to Establish the National Commission for Conciliation and Arbitration, National Labour Council, the Office of the Register of Trade Unions, etc. to administer the Provisions of Labour Laws in Nigeria and Matters Connected Therewith, 2008 (HB. 90) and approve the Recommendations therein" (*Laid: 2/7/2009*).

COMMITTEE MEETINGS

	<i>Committee</i>	<i>Date</i>	<i>Time</i>	<i>Venue</i>
1.	Rules and Business	Thursday, 12 November, 2009	11.00 a.m.	Committee Room 06 Assembly Complex
2.	Rural Development and Rural Access Mobility	Thursday, 12 November, 2009	2.00 p.m.	Committee Room 24 Assembly Complex
3.	Niger Delta Development	Thursday, 12 November, 2009	2.00 p.m.	Committee Room 305 New Building (House) Assembly Complex
4.	Niger Delta Affairs	Thursday, 12 November, 2009	1.30 p.m.	Committee Room 426 New Building (House) Assembly Complex
5.	Marine Transport	Thursday, 12 November, 2009	2.00 p.m.	Hearing Room 327 New Building (House) Assembly Complex
6.	Federal Character	Thursday, 12 November, 2009	2.00 p.m.	Committee Room 17 Assembly Complex
7.	Police Affairs (<i>Meeting with the IGP and Minister of Police Affairs</i>)	Thursday, 12 November, 2009	1.00 p.m.	Committee Room 04 Assembly Complex
8.	Banking and Currency	Thursday, 12 November, 2009	2.00 p.m.	Committee Room 08 Assembly Complex
9.	<i>Ad-Hoc</i> Committee on Constitution Review	Thursday, 12 November, 2009	2.00 p.m.	Deputy Speaker's Conference Room Assembly Complex