



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Tuesday, 24 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 BILL

2010 Appropriation Bill:

Presentation of the Estimates of the Revenues and Expenditure of the Federation for the Year 2010 *to be laid* in accordance with Section 81 (1) of the Constitution of the Federal Republic of Nigeria, 1999.

ORDERS OF THE DAY

MOTION

1. Virement Proposal for Some Provisions in the 2009 Appropriation Act for Ministries, Department and Agencies:
Hon. Tunde Akogun:
The House:

Notes that pursuant to Section 3 of the Appropriation Act, 2009 amounts appropriated under the Act can be vired;

Further notes that such virement shall only be effected with the prior approval of the National Assembly;

Resolves:

That members do debate the virement proposal for Ministries, Departments and Agencies as sent in by Mr. President, thereafter committed to further legislative input.

CONSIDERATION OF REPORTS

2. Committee on Finance:
Hon. John Owan Enoh:
"That this House do consider the Report of the 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*).
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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 Federation (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 Federation (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 Federation (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 Federation (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 debts 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 to determine Nigerian Ports Authority (NPA) remaining financial responsibilities in the country's Ports.

3. Joint Committee on Governmental Affairs and Justice:

Hon. Leo Ogor:

"That this House do resume consideration of the Report of the Joint Committee on Governmental Affairs and Justice on a Bill for an Act to Regulate the Use of Sirens in Nigeria and for Other Matters Connected Therewith, 2009 (HB. 161) and approve the Recommendations therein" (*Adjourned consideration 2/7/2009*).

4. Committee on Land Transport:

Hon. Benard Ambrose Udoh:

"That this House do consider the Report of the Committee on Land Transport on the Investigative Hearing on the State of Nigeria's Rail Transport System and approve the Recommendations therein" (*Laid: 28/10/2009*).

Recommendations:

- (i) that the Railway modernisation project be continued;
- (ii) that re-scoping as recommended by the Hon. Minister of Transport Alhaji Ibrahim Bio be accelerated;
- (iii) that China Civil Engineering Construction Company (CCECC) and Technics Engineering Architecture Marketing Nigeria Limited (TEAM) be allowed to continue the modernization construction work since they already have equipment and men on site based on the re-scoped costs.

5. 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 Registrar 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	Tuesday, 24 November, 2009	2.00 p.m.	Committee Room 06 Assembly Complex
2.	Civil Society and Donor Agencies	Tuesday, 24 November, 2009	2.00 p.m.	Committee Room 327 New Building, House Assembly Complex
3.	Federal Character	Tuesday, 24 November, 2009	1.00 p.m.	Committee Room 17 Assembly Complex
4.	Public Petitions (<i>Investigative hearing</i>)	Tuesday, 24 November, 2009	2.00 p.m.	Committee Room 429 New Building (House) Assembly Complex
5.	Drugs, Narcotics and Financial Crimes	Tuesday, 24 November, 2009	1.00 p.m.	Committee Room 305 New Building (House) Assembly Complex