



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 13th December, 2006

1. The Senate met at 10:40 a.m. The Senate President read Prayers.
2. Votes and Proceedings:
The Senate President announced that he had examined the Votes and Proceedings of Tuesday, 12th December, **2006** and approved same.

By unanimous consent, the Votes and Proceedings were adopted.

3. **Closed Session:**
Motion made and Question Proposed: That the Senate do resolve into a Closed Session to consider issues crucial to the workings of the Senate (*Senate Majority Leader*).

Question put and agreed to.

Senate **in** Closed Session — **11:00 a.m.**

Senate **in** Open Session — **12:15 p. m.**

The Senate President reported that the Senate in Closed Session discussed the security situation in the Nation, the extent of the Voters Registration Exercise by Independent National Electoral Commission (INEC) and the briefing by the joint INEC Committee of the two Chambers.

4. **Matters of Urgent Public Importance:**
Harrassment and Intimidation of the President, Senate of the Federal Republic of Nigeria, by the Nigerian Police on Saturday, the 9th Day of December 2006:
Rising on Rules 42 and 52, Senator Ben Obi invited the attention of the Senate on the harrassment and intimidation of the President, Senate of the Federal Republic of Nigeria, by the Nigerian Police on Saturday, 9th day of December, 2006. He sought and obtained the leave of Senate for the matter to be debated as a Matter of Urgent Public Importance forthwith.

Motion made and Question Proposed: That whereas on the 9th day of December 2006, the Assistant Inspector-General of Police (A.I.G) Zone 9 along with all the other Comm'ssioners of Police from the five (5) Eastern States of Nigeria paid an unscheduled and unceremonious visit to the Senate President Senator Ken Nnamani at his Country Home, Amechi in Akwunano Local Government of Enugu State.

WHEREAS, the **A.I.G** claimed that he was sent by the Inspector-General of Police Mr. Sunday Ehmdero to ascertain the allegation of the existence of one hundred (100) **Mobile Policemen within** the country home of the Senate President.

WHEREAS, after a roll call by the A.I.G. and his team, only twenty-five Police men were found to be on duty at the country home of the Senate President, contrary to the allegation.

WHEREAS, all roads leading to and from the country home of the Senate President was also under siege, with a large number of policemen and soldiers who wielded various assault weapons, mounted checkpoints and systematically terrified the entire village.

WHEREAS, the President, Senate of the Federal Republic of Nigeria is entitled to full complement of security details and the right to the use of siren in recognition of his Constitutional status just as the President, Commander-in-Chief and the Vice President of the Federal Republic of Nigeria.

WHEREAS, this intimidation and harassment of the Senate President at his country home is to say the least demeaning and a denigration of the Constitutional status of the esteemed office of the Senate President, who is the head of the Legislative Arm of Government and the number three (3) citizen of this great Country.

WHEREAS, this Distinguished Senate considers the action of the A.I.G. and his team of Police Commissioners as a crude inquisition, and a wrongful and illegal exercise of power by public officers charged with the responsibility of protecting Nigerian citizens.

WHEREAS, this Distinguished Senate also considers this siege around the country home of the Senate President on Saturday 6th December, 2006, as an unprovoked act of aggression against the Legislature by the Nigerian Police spearheaded by A.I.G. in charge of Zone 9 and calculated to intimidate and coerce the Senate President and undermine his ability to function effectively in that capacity.

Be it resolved: That
the Senate do

- (i) condemn in the strongest terms the High handedness and intimidation of the person and office of the President, Senate of the Federal Republic of Nigeria.
- (ii) invite the Inspector-General of Police, Mr. Sunday Ehindero to brief the Senate within seven (7) days on the circumstances surrounding the allegation of the existence of 100 Policemen at Amechi Akwunano, country home of the Senate President.
- (Hi) invite the Minister of Defence along with the Chief of Army Staff to clarify the deployment of soldiers around the country home of the Senate President on Saturday, 9th December, 2006 (*Senator Ben Obi*).

Debate;

Prayer (i):

That the Senate do condemn in the strongest terms the High handedness and intimidation of the person and office of the President, Senate of the Federal Republic of Nigeria.

Amendment Proposed:

Immediately after the words "Federal Republic of Nigeria" *insert* the words "by members of the Nigerian Police Force and the Nigerian Army" (*Senator Olatokunbo O. Ogunbanjo*).

Question that the amendment be made put and agreed to.

Prayer (ii):

That the Senate do invite the Inspector-General of Police, Mr. Sunday Ehindero to brief the Senate within seven (7) days on the circumstances surrounding the allegation of the existence of 100 Policemen at Amechi Akwunano, country home of the Senate President — *Agreed to.*

Prayer (iii):

That the Senate do invite the Minister of Defence along with the Chief of Army Staff to also clarify the deployment of soldiers around the country home of the Senate President on Saturday, 9th December, 2006.

Amendment Proposed:

Immediately after the word "around" in line 2, *insert the* words "the check point leading to" (*Senator Dalhatu S. Tafida*).

Question that the amendment be made put and agreed to.

Resolved:

- (i) That the Senate do condemn in the strongest terms the High handedness and intimidation of the person and office of the President, Senate of the Federal Republic of Nigeria by members of the Nigerian Police Force and the Nigerian Army.
- (ii) That the Senate do invite the Inspector-General of Police, Mr. Sunday Ehindero to brief the Senate on the circumstances surrounding the allegation of the existence of 100 Policemen at Amechi Akwunano, country home of the Senate President.
- (iii) That the Senate do invite the Minister of Defence along with the Chief of Army Staff to also clarify the deployment of soldiers around the check point leading to the country home of the Senate President. (S. Res/074/06).

5. Export Supervision (Special Provisions) Bill 2006 (SB. 343) — *Read the First Time.*

6. Confirmation of Nominations:

Motion made and Question Proposed: That the Senate do consider the request of Mr. President, Commander-in-Chief for the confirmation of the nominations of the underlisted persons as Chairman and Members of the Federal Civil Service Commission and refer same to the appropriate Committee:

(1)	Amb. Ahmed AI-Gazah, OON mm	Borno	Chairman
(2)	Mrs. Sarah Dokotri	Plateau	Member
(3)	Obong Uwah	Akwa-ibom	Member
(4)	Mr. Agbo Godwin Chukwuma	Enugu	Member
(5)	Mr. Joseph Oluremi Akande	Osun	Member
(6)	Amb. Z. M. Kazaure	Jigawa	Member
(7)	Dr. A. M. Yabani	Yobe	Member
(8)	Alhaji Aliyu Wali	Niger	Member
(9)	Amb. I. Bindawa	Katsina	Member
(10)	Chief (Mrs) Ijeoma Umez Eronini	Imo	Member
(11)	Alhaji Y. A. Yabo	Sokoto	Member
(12)	Hajiya Lami Buba	Gombe	Member
(13)	Alhaji Yusuf Olowu	Kwara	Member

(Senate Majority Leader).

Question put and agreed to.

Request accordingly referred to the Committee on Anti-Corruption to report within two weeks.

7. Confirmation of Nominations:

Motion made and Question Proposed: That the Senate do consider the request of Mr. President, Commander-in-Chief for the confirmation of the nominations of the underlisted persons as Members of the Independent Corrupt Practices and Other Related Offences Commission (ICPC), in accordance with Section 3 (3) of the Corrupt Practices and Other Related Offences Act 2000 and refer same to the appropriate Committee.

- (1) Chief (Mrs.) Julie Onum-Nwariaku South-East
- (2) Rtd. AIG (Dr.) Mrs. Rose Abang-Wushishi South-South

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| (3) | Ahmed Abdullahi B/Magaji (a Youth) | North-East |
| (4) | Sir. (Chief) Simeon O. Oguntimehin, <i>OON.FCA</i> | Chartered Accountant |
| (5) | Senator Adejo A. Ogiri | North-Central |
| (6) | Alhaji A. R. K. Saba | South-West (<i>Senate Majority Leader</i>). |

Question put and agreed to. ,

Request accordingly referred to the Committee on Establishment and Public Service Matters to report within two weeks.

7. Confirmation of Ministerial Nominations:

Motion made and Question Proposed: That the Senate do consider the request of Mr. President, Commander-in-Chief for the confirmation of the nominations of the underlisted persons, as Ministers of the Government of the Federal Republic of Nigeria:

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| (1) | Senator Abdallah Muhammad Wali | — | Sokoto State |
| (2) | Alhaji Ikra Aliyu Bilbis | — | Zamfara State |
| (3) | Arc. Mike O. Onolememen | — | Edo State |
| (4) | Chief Desmond Akawor | — | Rivers State |
| (5) | Prof. Ivara Ejemot Esu | — | Cross River State |
| (6) | Mr. Bala Mohammed Borodo | <i>i</i> | |
| (7) | Dr. Adewunmi Abitoye " | — | Kano State
Ondo State (<i>Senate Majority Leader</i>). |

Question put and agreed to.

Request referred to the Committee of the Whole for screening the next legislative day.

Confirmation of Nominations:

Motion made and Question Proposed: That the Senate do consider the request of Mr. President, Commander-in-Chief for the confirmation of the nominations of the underlisted career Foreign Service Officers for Ambassadorial appointments and refer same to the appropriate Committee:

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| (1) | Mr. A. O. Soyombo | Ogun State |
| (2) | Amb. A. BinRimdap | Plateau State |
| (3) | Mr. C. A. Ariyo | Osun State |
| (4) | Mr. C. E. Onwuagbu | Anambra State |
| (5) | Mr. E. M. Obiako | Anambra State |
| (6) | Mr. A. O. Adeyanju | Ogun State |
| (7) | Mr. T. A. O. Oguntona | Oyo State |
| (8) | Mr. M. U. Ofor | Delta State |
| (9) | Dr. R. O. Akeju | Lagos State |
| (10) | Mr. Z. O. Ojo | Ekiti State |
| (11) | Mr. S. A. D. Olisa | Delta State |

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| (12) | Dr. Martin I. Uhomoibhi | Edo State |
| (13) | Dr. O. P. Oparah | Imo State |
| (14) | Mr. P. J. E. Anegbeh | Edo State |
| (15) | Mr. H. A. Opeloyeru | Kwara State |
| (16) | Amb. M. K. Ndanusa | Niger State |
| (17) | Mr. H. Salihu | Adamawa State |
| (18) | Mr. L. M. Dutsin-Ma | Katsina State |
| (19) | Mrs. A. C. Uzoka-Emejulu | Imo State |
| (20) | Mr. Salihu Ahmed-Sambo | Bauchi State |
| (21) | Mr. B. G. Zanna | Borno State |
| (22) | Dr. F. A. Aniokoye | Enugu State |
| (23) | Mr. Kabiru Garba | Kano State |
| (24) | Mr. U. A. Baraya | Kebbi State |
| (25) | Mr. S. T. Dogonyaro | Kebbi State |
| (26) | Mrs. A. A. Obileye | Ogun State (<i>Senate Majority Leader</i>). |

Question put and agreed to.

Request accordingly referred to the Committee on Foreign Affairs to report within one week.

9. Committee on National Identity Card and National Population Commission:

Report on the Screening of Chairman and Members of the National Identity Card and National Population Commission:

Motion made and Question Proposed: That the Senate do receive and consider the Report of the Committee on National Identity Card and National Population Commission on the screening of the underlisted persons as Chairman and Members of the National Population Commission, and approve the recommendations".

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| (1) | Chiet Samuila Danko Makama | Plateau | Chairman |
| (2) | Dr. Suleiman Bello | Borno | Commissioner |
| (3) | Alhaji Abdulrazaq Musa | Taraba | Commissioner |
| (4) | Mrs. Oduneye Tanimowo Oludotun | Ogun | Commissioner |
| (5) | Dr. Asibon-Ibe Ufot Isaace | Akwa Ibom | Commissioner |
| (6) | Ibrahim Khali Aliyu <i>mni</i> | Kebbi | Commissioner |
| (7) | Chief Joe Ndu | Imo | Commissioner |
| (3) | Barr. Otaigbe Peter Aidangbe | Edo | Commissioner |
| (9) | Ahmed Muhammed Tango | Gombe | Commissioner |
| (10) | Alhaji Abdulwahab Rajab Nuhu | Nasarawa | Commissioner |
| (11) | Dr. Famojuro Edward Durojaiye | Osun | Commissioner |

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| (8) | Barr. Otaigbe Peter Aidangbe | Edo Gombe | Commissioner — <i>Agreed to.</i> |
| (9) | Ahmed Muhammed Tango | (10) Alhaji | Commissioner — <i>Agreed to.</i> |
| | Abdulwahab Rajab Nuhu | | Commissioner — <i>Agreed to. na</i> |
| (11) | Dr. Famojuro Edward Durojaiye | Osun | Commissioner — <i>Agreed to.</i> |
| (12) | Aliyu Ibrahim Dogondaji | Sokoto | Commissioner — <i>Agreed to.</i> |
| (14) | (13) Otunba Dr. Lambo Iwaloye | Ondo | Commissioner — <i>Agreed to.</i> |
| (15) | Nwachukwu Fabian Jackson | Ebonyi | Commissioner — <i>Agreed to.</i> |
| (16) | Sini Dai Kwabe | | Commissioner — <i>Agreed to.</i> |
| (17) | | Adama | Commissioner — <i>Agreed to.</i> |
| (18) | wa | | Commissioner — <i>Agreed to.</i> |
| (19) | Edu Harry Ezoke | Cross | Commissioner — <i>Agreed to.</i> |
| (20) | River | | Commissioner — <i>Agreed to.</i> |
| (21) | Mr. Emeh Barth Belchukwu Okoyudo | | Commissioner — <i>Agreed to.</i> |
| (22) | | Anamb | Commissioner — <i>Agreed to.</i> |
| | ra | | Commissioner — <i>Agreed to.</i> |
| | Otunba Okunowo Sabiu | Lagos | Commissioner — <i>Agreed to.</i> |
| | Alhaji Muhammadu Liman Doko | Niger | Commissioner — <i>Agreed to.</i> |
| | Mr. S. S. Lawal | Kogi | Commissioner — <i>Agreed to.</i> |
| | Chief Martin Okechukwu Anih | Enugu | Commissioner — <i>Agreed to.</i> |
| | Bello Abubakar Wudil | Kano | Commissioner — <i>Agreed to.</i> |
| | Ofori Eke Moses (JP) | Rivers | |
| (24) | Hon. Pidiki Karibo Clement Atuwu | Bayelsa | |
| (25) | J. N. <i>Kxunimni</i> | Plateau | |
| (26) | Alhaji Saidu Bamidele Ahmed | Kwara | |
| (27) | Prof. Bashir Ahmed Ikara | Kaduna | |

Chairman to report progress.

(SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Establishment and Public Service Matters on the screening of the nominees as Chairman and Members of the National Identity Card and National Population Commission and confirmed the nominations of twenty-seven nominees.

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Confirmation:

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Question:

"Will the Senate confirm the nomination of Dr. Suleiman Bello as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Dr. Suleiman Bello as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Alhaji Abdulrazaq Musa as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Alhaji Abdulrazaq Musa as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Mrs. Oduneye Tanimowo Oludotun as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Mrs. Oduneye Tanimowo Oludotun as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Dr. Asibon-Ibe Ufot Isaace as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Dr. Asibon-Ibe Ufot Isaace as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Ibrahim Khali Aliyu mni as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Ibrahim Khali Aliyu mni as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Chief Joe Ndu as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Chief Joe Ndu as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Barr. Otaigbe Peter Aidangbe as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Barr. Otaigbe Peter Aidangbe as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Ahmed Muhammed Tango as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Ahmed Muhammed Tango as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Alhaji Abdulwahab Rajab Nuhu as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Alhaji Abdulwahab Rajab Nuhu as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Dr. Famojuro Edward Durojaiye as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Dr. Famojuro Edward Durojaiye as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Aliyu Ibrahim Dogondaji as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Aliyu Ibrahim Dogondaji as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Otunba Dr. Lambo Iwaloye as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Otunba Dr. Lambo Iwaloye as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Nwachukwu Fabian Jackson as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Nwachukwu Fabian Jackson as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Sini Dai Kwabe as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Sini Dai Kwabe as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Edu Harry Ezoke as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Edu Harry Ezoke as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Mr. Emeh Barth Belchukwu Okoyudo as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Mr. Emeh Barth Belchukwu Okoyudo as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Otunba Okunowo Sabiu as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Otunba Okunowo Sabiu as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Aihaji Muhammadu Liman Doko as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Aihaji Muhammadu Liman Doko as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Mr. S. S. Lawal as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Mr. S. S. Lawal as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Chief Martin Okechukwu Anih as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Chief Martin Okechukwu Anih as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Beilo Abubakar Wudil as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Bello Abubakar Wudil as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Ofori Eke Moses (JP) as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Ofori Eke Moses (JP) as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Hon. Pidiki Karibo Clement Atuwo as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Hon. Pidiki Karibo Clement Atuwo as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of J. N. Kumi mni as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of J. N. Kumi mni as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Alhaji Saidu Bamidele Ahmed as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Alhaji Saidu Bamidele Ahmed as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

Question:

"Will the Senate confirm the nomination of Prof. Bashir Ahmed Ikara as Commissioner of the National Identity Card and National Population Commission?" — *Resolved in Affirmative.*

Nomination of Prof. Bashir Ahmed Ikara as Commissioner of the National Identity Card and National Population Commission accordingly confirmed.

10. Committee on Federal Character and Governmental Affairs:

Report on the Federal Road Safety Commission Act (Amendment) Bill 2006:

Motion made and Question Proposed: That the Senate do resolve into the Committee of the Whole to consider the Report of the Committee on Federal Character and Governmental Affairs on the Federal Road Safety Commission Act (Amendment) Bill 2006 (*Senate Majority Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

REPORT OF THE COMMITTEE ON FEDERAL CHARACTER AND GOVERNMENTAL AFFAIRS ON THE FEDERAL ROAD SAFETY COMMISSION BILL 2006

An Act to establish the Federal Road Safety Commission with responsibility for traffic management, preventing and minimizing road accidents on highways and clearing obstructions on any part of the highways and for educating drivers, motorists and other members of the public generally on the proper use of highways; and to provide for each other matters connected therewith.

PART I — ESTABLISHMENT, FUNCTIONS AND POWERS OF THE FEDERAL ROAD SAFETY COMMISSION

Clause 1: Establishment, Functions and Powers of the Federal Road Safety Commission:

- (1) There is hereby established for Nigeria a Federal Road safety Commission (hereinafter in this Act referred to as "the Commission") which under that name shall be a body corporate with perpetual succession and a common seal, and may sue and be sued in its corporate name and whose members shall exercise the functions specified in this Act.
- (2) The Commission shall consist of:-
 - (a) A Chairman and five other persons to be appointed by the President on part time basis
 - (b) The Corps Marshal and Chief Executive who shall also be appointed by the President.
- (3) The provisions of the First Schedule to this Act shall apply with respect to the proceeding of the Commission and the other matters provided therein.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Ike Ekweremadu*)- **Agreed to.**

Question that Clause 1 do stand part of the Bill put and agreed to.

Clause 2: CD

Subject to subsection (2) of this section, a member of the Commission other than ex-officio member shall hold office for period of four years.

- (2) Notwithstanding anything to the contrary in the letter by which he is appointed, a member of the Commission other than an ex-officio member, may at any time resign his appointment by writing under his hand, a letter addressed to the President and the membership of the person concerned shall terminate on the date of receipt of the letter of resignation.
- (3) The President may at any time remove any member from the office if in his opinion it is in the interest of the Commission or of the nation for such member to be removed from the Commission.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Ike Ekweremadu*)— **Agreed to.**

Question that Clause 2 do stand part of the Bill put and agreed to.

Clause 3:

- (1) The Commission shall be charged with the responsibility **for—**
 - (a) policy making;
 - (b) appointing suitable person as:
 - (i) Deputy Corps Marshals;

- (in) Corps Commanders;
- (iv) Deputy Corps Commanders;
- (v) Assistant Corps Commanders;
- (vi) Chief Route Commanders;
- (vii) Superintendent Route Commanders;
- (viii) Route Commanders;
- (ix) Deputy Route Commanders;
- (x) Assistant Route Commanders.

- (2) In particular, it shall be the duty of the Commission to-
Draw up (progressive) programmes of training for members of the Federal Road Safety Corps designed for securing their effectiveness and efficiency in the performance of its functions under this Act.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Ike Ekweremadu*)— *Agreed to.*

Question that Clause 3 do stand part of the Bill put and agreed to.

Clause 4:

Delegation of Powers:

The Commission may, subject to such conditions as it may deem fit, delegate any of its powers under this Act to any of its members or Corps Marshal or to any member of the Corps.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Ike Ekweremadu*)— *Agreed to.*

Question that Clause 4 do stand part of the Bill put and agreed to.

Clause 5:

The Commission may make regulations generally for the carrying out of the objectives of this Act and, in particular, may make regulations relating to:

- (a) ranks, pay and allowances of members of the Corps;
- (b) hours of duty and leave of members of the Corps;
- (c) the procedure and terms of appointment of members of the Corps;
- (d) subject to the provisions of this Act, the qualification for appointment of members of the Corps or any rank and the procedure for promotion to any such rank;
- (e) the maintenance of discipline among members of the Corps; and
- (f) the establishment, investigation and certification of driving schools other than * those established by the Commission under this Act;
- (g) Designing and producing drivers license and vehicle number plates to be used by various categories of vehicles.
- (h) Registration, licensing, road worthiness of vehicles, drivers license, use of expressways, use and construction of vehicle highway codes and in general on human, vehicular and environmental factors to make the highways safe.
- (i) Establishment of road side clinics for the treatment of accident victims; and

- (j) Establishment and regulation of ambulance services
- (k) The speed at which motor vehicles of any class or description may be driven either generally on any specified highway or within a defined area:-
- (l) The construction of motor vehicles and trailers, and may, in particular make Regulations with respect to the following matters;
 - (i) the width, height and length of motor vehicles and trailers and the load carried thereby, the diameter of wheels, and the width, nature and condition of tyres of motor vehicles and trailers,
 - (ii) the emission of smoke and of visible vapour, sparks, ashes and grits,
 - (Hi) excessive noise from vehicles,
 - (iv) the maximum laden weight of motor vehicles and trailers, and the maximum weight to be transmitted to the road or any specified area thereof by a motor vehicle or trailer of any class or description or by any part or parts of such a vehicle or trailer in contact with the road and the conditions under which the weights may be required to be tested,
 - (v) the particulars to be marked on motor vehicles and trailers,
 - (vi) the towing or drawing of vehicles by motor vehicles
 - (vii) the number and nature of brakes, and any device for ensuring that brakes, silencers and steering gear are efficient and kept in proper working order,
 - (viii) the appliances to be fitted for signalling the approach of a motor vehicle or enabling the driver of a motor vehicle to become aware of the approach of another vehicle from the rear, or for intimating any intended change of speed or direction of motor vehicles, and the use of such appliance, and for ensuring that they are efficient and kept in proper working order,
 - (ix) for prohibiting the use of appliances fitted to motor vehicles for signalling their approach, at any time, or on or in any specified part of the highway,
- (m) the supervision of the user of highway;
- (n) the restriction or exclusion of type or class of vehicles, roadworthiness of vehicles and vehicle inspection;
- (o) the restriction of the use of highways by any breed of animals;
- (p) the line to be kept on a highway and the direction to be followed by vehicles;
- (q) the prohibition of parking or waiting on, or, as the case may be, for prescribing * specified parking or waiting places, and the provision of space reasonably required for vehicles approaching or leaving premises adjoining a highway;
- (r) generally ensuring the uninterrupted flow of vehicular and pedestrian traffic;
- (s) implementation of highway regulations made by the States and the Federal Capital Territory, Abuja in respect of the proof of ownership of a vehicle, the registration and such other matters pertaining to making the highways safe;
- (t) generally regulate the fines payable by offenders;

(u) generally on any road safety matters.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Ike Ekweremadu*)— *Agreed to.*

Question that Clause 5 do stand part of the Bill put and agreed to.

Directives of the President:

Clause 6:

- (1) **The** President, Commander-in-Chief of the Armed Forces may give directive of the general or a special character to the Commission relating to the performance by the Commission of any or all of its functions under this Act or the policy to be followed by the Commission in the exercise of its functions and it shall be the duty of the Commission to comply and give effect to any such directives.
- (2) **The** Commission shall furnish the President, Commander-in-Chief of the Armed Forces with such information and returns relating to its current and proposed activities as the President, Commander-in-Chief of the Armed Forces may from time to time, require and the Commission shall give to the President, Commander-in-Chief of Armed Forces all facilities for verifying the information or returns so furnished.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Ike Ekweremadu*) — *Agreed to.*

Question that Clause 6 do stand part of the Bill put and agreed to.

Clause 7:

Director of the Road Safety Corps:

- (1) There shall be a Corps Marshal and Chief Executive who shall be appointed by the President and who shall a person possessing sound knowledge and ability in the organization and administration of road traffic and road safety matters.
- (2) The Corps Marshal and Chief Executive shall be the Chief executive of the Corps and shall without prejudice to his power to delegate in appropriate circumstances be exclusively responsible for the execution of the policies and decision of the Commission and for carrying into effect the day to day activities of the Corps.
- (3) Without prejudice to the provisions of subsection (2) of this section, the Corps Marshal shall—
 - (a) exercise general supervision and control over members of the Corps and the other staff of the Commission, including Special Marshals;
 - (b) direct he activities of the members of the Corps and of the officers and servants of the Commission.
 - (c) manage the Commission's financial affairs;
 - (d) Deploy the human and material resources of the Commission in such manner as will best ensure the attainment of the aims and objectives of this Act; and
 - (e) appoint Marshals and other servants or Agents of the Commission.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Ike Ekweremadu*)— *Agreed to.*

Question that Clause 7 do stand part of the Bill put and agreed to.

Clause 8:**Education Centre For Drivers:**

- (1) The Commission shall, as soon as may be practicable after the commencement of this Act, establish, in each State or operational zone, a model driving school as a standard for driving schools in each State or operational zone and for the testing and retraining of drivers.
- (2) The Driving Schools shall—
 - (a) Provide training in driving and in road traffic regulations to potential drivers; and
 - (b) Organize seminars and provide education in road traffic regulations and improved driving techniques to persons who are already holding permits or licences to drive and handle motor vehicles on the highways.
- (3) The driving schools shall award Certificates to students or trainee drivers who successfully complete the courses prescribed by me school.
- (4) The Commission shall provide such facilities for the driving schools as may enable them to achieve its objective under this section.

Amendment Proposed:

Leave out the provision in Clause 8 (Senator Ugochukwu Uba).

Question that the amendment be made put and agreed to.

Clause 9:**Funds and Resources of the Commission:**

- (1) The funds of the Commission shall consist of—
 - (a) such funds as budgetary allocations, trust funds, subventions, grants in aid and loans as may from time to time be made by the Federal Government and administrative charges on the uniform licensing scheme;
 - (b) such sums or property which may from time to time by way of loans or grants and gifts accrue to the Commission from any other Government, non - governmental bodies or individuals.
 - (c) other monies received by the Commission which may in any way become payable to or vested in the Commission by way of fines, gifts, grants-in-aid and testamentary disposition.
 - (d) all monies received fay or on behalf of the Commission shall be receipted and shall be paid into an account of the Commission within 24 hours of receipt or the next working day.

Clause 10:

- (a) The Commission shall keep proper accounts, in a form which conforms to accepted commercial standards, of its receipts, payments, assets and liabilities and shall submit the accounts annually, for auditing by a qualified auditor from the list of auditors supplied by the Auditor-General of the Federation.
- (b) The Commission may from time to time apply its funds to
 - (i) the general administration of the Commission;
 - (ii) the payments of salaries, allowances and other emoluments and benefits accruing to the members and staff of the Corps;
 - (iii) expenses of Committees of the Commission duly approved by the Commission; and
 - (iv) Acquire and maintain any property for the use of the Commission and.

- (v) any other expenses that is necessary for staff welfare or for carrying into effect of the provisions of this Act.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Ike Ekweremadu*)— *Agreed to.*

Question that Clause 10 do stand part of the Bill put and agreed to.

Chairman to report progress.

(SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Federal Character and Governmental Affairs on the Federal Road Safety Commission Act (Amendment) Bill 2006 and approved as follows:

Clauses 1 — 7 — As Recommended

Clause 8 — Deleted

Clauses 9 — 10 — As Recommended.

Further consideration of the Bill deferred to the next legislative day.

Question, that the Senate do approve the Report of the Committee of the Whole; resolved in the Affirmative.

11. A dj ournment:

Motion made and Question Proposed: That the Senate do adjourn **till** Thursday, 14th December, 2006 at 10.00 a.m. (*Senate Majority Leader*).

Adjourned accordingly at 1.55p.m.

Ken Nnamani
President of the Senate