



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Thursday, 11th September, 2008

1. The Senate met at 11.00 a.m. The Senate President read prayers.
2. **Votes and Proceedings:**
The Senate President announced that he had examined the Votes and Proceedings of Wednesday, 10th September, 2008 and approved same.

By unanimous consent, the Votes and Proceedings were approved.
3. **Message from Mr. President:**
The Senate President announced that he had received a letter from the President, Commander-in-Chief of the Armed Forces of the Federal Republic of Nigeria, which he read as follows:



**PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

PRES/134/NASS/SEN/I

August 20, 2008

*Distinguished Senator David Mark,
President of the Senate, Senate
Chambers, National Assembly
Complex, Abuja.*

Dear Brother,

**REQUEST FOR CONFIRMATION OF APPOINTMENT OF ADAMAWA STATE
NOMINEE IN THE REVENUE MOBILIZATION, ALLOCATION
AND FISCAL COMMISSION (RMAFC)**

The Revenue Mobilization, Allocation and Fiscal Commission (RMAFC) is one of the Federal Executive Bodies established under Section 153(1) of the 1999 Constitution of the Federal Republic of Nigeria. By the provision of Part 1 (N) of the Third Schedule of the 1999 Constitution, the Commission shall comprise a Chairman and one member from each State of the Federation and the Federal Capital Territory, Abuja. Pursuant to this provision, the Chairman and 26 members of the Commission including Ambassador Elias Nathan, the Adamawa State representative were appointed on 12th May 2005 for a five year tenure after confirmation by the Senate. However, I regret to inform the Senate that Ambassador Elias Nathan has not been able to discharge his responsibility as a member of the Commission due to ill-health caused by paralysis that made him bed-ridden for over a year.

In accordance with Section 157(1) & (2) of the 1999 Constitution which provides that a member can only be removed on an address by the President supported by two-thirds majority of the Senate praying that he be so removed for inability to discharge the functions of the office (whether arising from infirmity of mind or body or any other cause) or for misconduct, it has become necessary to provide a suitable candidate to replace Ambassador Elias Nathan.

Accordingly, I wish to deliver this address and request for the removal of Ambassador Elias Nathan for inability to discharge the functions of his office arising from infirmity of the body.

Furthermore, given the importance of the RMAFC coupled with the need to ensure the Constitutional requirement for state representation at all times, and in accordance with Section 154(1) of the Constitution which states that the appointment shall be subject to confirmation by the Senate, I hereby present **Mr. Emmanuel Ten Vahyala** whose CV is attached herewith for the kind consideration of the Senate as a replacement for Ambassador Elias Nathan.

Yours Sincerely,

Signed: **UMARU MUSA**
YAR'ADVA

4- Presentation of Bills:

- (i) Energy Commission Act (Amendment) Bill 2008 (SB. 161) — *Read the First Time.*
- (ii) National Water Resources Infrastructure Agency (Establishment, etc) Bill 2008 (SB. 160) — *Read the First Time.*
- (in) Public Officers (Review of Cases) Panel Bill 2008 (SB. 162) - *Read the First Time.*
- (iv) Chartered Auctioneers Registration Council of Nigeria **Bill** 2008 (SB. 119) — *Read the First Time.*

5. Committee on Sports and Social Development:

Report on the National Centre for Elderly Persons (Establishment, etc) Bill 2008 (SB. 15):
Motion made: That the Senate do receive the Report of the Committee on Sports and Social Development on the National Centre for Elderly Persons (Establishment, etc) Bill 2008 (*Senator Heineken Lokpobiri*).

Question put and agreed to.

Report Laid.

6. Committee on Sports and Social Development:

Report on the Discrimination against Persons with Disabilities Bill 2008 (SB. 40):

Motion made: That the Senate do receive the Report of the Committee on Sports and Social Development on the Discrimination against Persons with Disabilities Bill 2008 (*Senator Heineken Lokpobiri*).

Question put and agreed to.

Report Laid.

1. Nigerian College of Medical Physics (Establishment, etc) Bill 2008 (SB. 71):

Motion made: That the Bill for an Act to Establish the Nigerian College of Medical Physics in the Federal Republic of Nigeria to provide for the conduct of Examination of Candidates in Specialized Fields of Physics in Medicine and for Other Related Matters, 2008 be read the Second Time (*Senator Iyabo Obasanjo-Bello*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Health to report within two (2) weeks.

8. Adjournment:

Motion made: That the Senate do adjourn till Tuesday, 16th September, 2008 at 10.00 a.m. (*Senate Leader*).

Adjourned accordingly at 12.10 p.m.

David A. B. Mark, GCON

*President, Senate of the Federal Republic
of Nigeria.*