



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Thursday, 30th October, 2008

1. The Senate met at 10.15 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, 29th October, 2008 and approved same.

By unanimous consent, the Votes and Proceedings were approved.

3. **Presentation of Bills**
 - (i) University of Abuja College of Medicine (Establishment, etc) Bill, 2008 (SB. 182) — *Read the First Time*
 - (ii) Nigeria Social Welfare Commission Bill 2008 (SB. 214) — *Read the First Time*
 - (iii) Petroleum Extraction and Drilling Agreement Ratification Bill 2008 (215) — *Read the First Time*

4. **Amendment to Senate Standing Order 111:**

Motion made: That the Senate do note that the amendment as effected in the last Senate was possibly an act of inadvertent error of judgment which the present Senate ought to correct;

Observes that Rule 110, particularly 111. (ii) as it is, is inconsistent with legislative best practices and tradition generally,

Further *Observes that Section 64 subsection 1 of the CONSTITUTION OF THE FEDERAL REPUBLIC OF NIGERIA states;*

"The Senate and the House of Representatives shall each stand dissolved on the expiration of a period of four years commencing from the date of the first sitting of the House".

This Section connotes that:

All business shall cease

No business of the Senate can exist in a vacuum i.e. without the presence of its members.

The inauguration of a new Senate necessarily signifies that all business must start *de novo*.

Notes that S. 60 of the Constitution grants it "power to regulate its own procedure".

However, this power is not absolute as the section says:

"Subject to the provisions of this Constitution" Hence **S.60** and **S.64** must be read together,

Convinced that fresh Senators who were not party to issues in the preceding Senate might be denied the opportunity of any meaningful input thus eroding their legislative mandate,

Concerned that the retention of the rule could foreclose injection- of fresh ideas based on new realities and better understanding of issues,

Convinced that the retention of the clause could create a crisis situation for a new administration particularly in lawmaking where a presidential veto existed over a bill passed by a previous Senate,

Convinced that allowing for wholesale "carryover" or "roll over" of legislative business from the previous Senate to the Succeeding Senate may predispose to legislative complacency;

Amendment Proposed:

That the following words be deleted from the Extant Rule

"or the life" in line 3 and "or life" in line 5 of Order 111 (i); and "or life" in line 3 and "or Senate" in line 5 of Order 111 (ii);

Accordingly Resolve that:

111 (i) The Legislative business of the Senate which remains undetermined at the close of session of the Senate shall be resumed and proceeded with in the same manner as if the session of the Senate has not ended; and

(ii) All business referred to committees and not yet laid on the Table at the close of the session of the Senate shall be returned to the office of the Clerk of the Senate and retained until the next session when they shall be returned to the respective Committees to which they had previously been referred (*Senator Olorunnimbe A. Mamora*).

Debate:

Debate Adjourned {Rule 46 (b)}

5. Committee on Appropriation:

Report on the 2008 Supplementary Appropriation Bill (SB. 217):

Motion made: That the Senate do receive and consider the Report of the Committee on Appropriation, on the 2008 Supplementary Appropriation Bill (*Senator Iyiola Omisore*)

Question put and agreed to.

Motion made: That the Senate do now resolve into the Committee of Supply to consider the Report of the Committee on Appropriation on the 2008 Supplementary Appropriation **Bill**.

(SENATE IN THE COMMITTEE OF SUPPLY)

(The Senate President in Chair)

2008 SUPPLEMENTARY APPROPRIATION BILL

SCHEDULE

PART A — RECURRENT (NON-DEBT) EXPENDITURE

MINISTRY/DEPARTMENT/AGENCY		2008 SUPPLEMENTARY APPROPRIATION
1.	Ministry of Agriculture and Water Resources	
	Recurrent	Head 25 95,788,742
	<i>Question</i> That the Expenditure of Ninety-Five Million, Seven Hundred and Eighty-Eight Thousand, Seven Hundred and Forty-Two Naira (N95,788,742:00) for the purposes set out under Head 25 of Recurrent Estimates for the Ministry of Agriculture and Water Resources stand part of the Schedule to the Supplementary Appropriation Bill 2008 — <i>Agreed to.</i>	
2.	Ministry of Defence/MOD/Army/Air Force/Navy	
	Recurrent	Head 30 54,047,841,476
	<i>Question</i> That the Expenditure of Fifty-Four Billion, Forty-Seven Million, Eight Hundred and Forty-One Thousand, Four Hundred and Seventy-Six Naira (N54,047,841,476.00) for the purposes set out under Head 30 of Recurrent Estimates for the Ministry of Defence/MOD/Army/Air Force/Navy stand part of the Schedule to the Supplementary Appropriation Bill 2008 — <i>Agreed to.</i>	
3.	Ministry of Finance	
	Recurrent	Head 35 194,627,160
	Capital	Head 35 4,613,547,353
	<i>Question</i> That the Expenditure of One Hundred and Ninety-Four Million, Six Hundred and Twenty-Seven Thousand, One Hundred and Sixty Naira (N 194,627,160:00) for the purposes set out under Head 35 of Recurrent Estimates for the Ministry of Finance stand part of the Schedule to the Supplementary Appropriation Bill 2008 — <i>Agreed to.</i>	
4.	Ministry of Labour and Productivity	
	Recurrent	Head 42 650,000,000
	<i>Question,</i> That the Expenditure of Six Hundred and Fifty Million Naira (N650,000,000:00) for the purposes set out under Head 42 of Recurrent Estimates for the purposes set out under Head 42 of the Capital Estimates for the Ministry Labour and Productivity stand part of the Schedule to the Supplementary Appropriation Bill 2008 — <i>Agreed to.</i>	
5.	Ministry of Transportation	
	Recurrent	Head 44 7,000,000,000
	Capital	Head 44 1,310,000,000
	<i>Question</i> That the Expenditure of Seven Billion Naira (N7, 000, 000, 000.-00) for the purposes set out under Head 44 of Recurrent Estimates and the Expenditure of One Billion, Three Hundred and Ten Million, Naira (N1, 310,000,000:00) for the purposes set out under Head 44 of Capital Estimates, for the Ministry of Transportation stand part of the Schedule to the Supplementary Appropriation Bill 2008 — <i>Agreed to.</i>	

6. Ministry of Energy

Recurrent

Head 46

887,073,452

Capital

Head 46

324,123,474,500

Question,

That the Expenditure of Eight Hundred and Eighty-Seven Million, Seventy-Three Thousand, Four Hundred Fifty-Two Naira (N887,073,452:00) for the purposes set out under Head 46 of Recurrent Estimates, and Expenditure of Three Hundred and Twenty-Four Billion, One Hundred and Twenty-Three Million, Four Hundred and Seventy-Four Thousand, Five Hundred Naira (N324,123,474,500:00) for the purposes set out under Head 46 of the Capital Estimates for the Ministry of Energy stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

FEDERAL EXECUTIVE BODIES**7. National Population Commission****Recurrent****Head 31**

2,286,000,000

Question

That the Expenditure of Two Billion, Two Hundred and Eighty-Six **Million Naira** (N2,286,000,000:00) for the purposes set out under Head 31 of Recurrent Estimates **for** the National Population Commission stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

8. Independent National Electoral Commission (INEC)**Recurrent****Head 54**

12,136,418,000

Question,

That the Expenditure of Twelve Billion, One Hundred and Thirty-Six Million, Four Hundred and Eighteen Thousand Naira (N12,136,418,000:00) for the purposes set out under Head 54 of Recurrent Estimates for the Independent National Electoral Commission (INEC) stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

TOTAL FEDERAL EXECUTIVE BODIES:**14,422,418,000****9. Consolidated Revenue Fund Charges-General****Pension and Gratuities****(i) Nigerian National Shipping Line (NNSL) Pension:**

1,807,673,907

Question,

That the Expenditure of One Billion, Eight Hundred and Seven Million, Six Hundred and Seventy-Three Thousand, Nine Hundred and Seven Naira (N 1,807,673,907.00) for the purposes set out under Nigerian National Shipping Line (NNSL) Pension Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

Military Pension Board**(ii) Medically Boarded Pensioners:**

1,340,000,000

Question,

That the Expenditure of One Billion, Three Hundred and Forty Million Naira (N 1,340,000,000.00) for the purposes set out under Military Pension Board, Medically Boarded Pensioners Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (iii) **Old Scheme Pensioners:** 366,030,000

Question,

That the Expenditure of Three Hundred and Sixty-Six Million, Thirty Thousand Naira (N366,030,000.00) for the purposes set out under Military Pension Board, Old Scheme Pensioners Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (iv) **Head of Service:
Federal Staff Housing Loans Board:** 500,000,000

Question,

That the Expenditure of Five Hundred Million Naira (N500,000,000.00) for the purposes set out under Head of Service, Federal Staff Housing Loans Board Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (v) **Arrears of Civil Servants Pension and Gratuity:** 5,000,000,000

Question,

That the Expenditure of Five Billion Naira (N5,000,000,000.00) for the purposes set out under Head of Service, Arrears of Civil Servants Pension and Gratuity Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (vi) **CIPPO: Pension for Severed Staff:** 7,886,086,240

Question,

That the Expenditure of Seven Billion, Eight Hundred and Eighty-Six Million Eighty-Six Thousand, Two Hundred and Forty Naira (N7,886,086,240.00) for the purposes set out under Head of Service, CIPPO: Pension for Severed Staff Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (vii) **DPR: Outstanding Gratuity Payment:** 1,260,430,483

Question,

That the Expenditure of One Billion, Two Hundred and Sixty Million, Four Hundred and Thirty Thousand, Four Hundred and Eighty-Three Naira (N1,260,430,483.00) for the purposes set out under Head of Service, DPR: Outstanding Gratuity Payment Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (viii) **Police Pension Office: Outstanding Liabilities:** 10,400,000,000

Question,

That the Expenditure of Ten Billion, Four Hundred Million Naira (N10,400,000,000.00) for the purposes set out under Head of Service, Police Pension Office: Outstanding Liabilities Estimates for Consolidated Revenue Fund Charges-General Pension and Gratuities stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

**TOTAL CONSOLIDATED REVENUE FUND CHARGES-GENERAL
(PENSION AND GRATUITIES/HEAD OF SERVICE)**

28,560,220,630

10. Service-Wide Votes

- (i) **Contribution of International Organisations
Public Service Wage Adjustment (Health, Education
and Other Shortfalls)** 4,000,000,000

Question,

That the Expenditure of Four Billion Naira (N4,000,000,000:00) for the purposes set out under Contribution of International Organisations Public Service Wage Adjustment (Health, Education and Other Shortfalls) Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (ii) **Contribution of International Organisations** 68,000,000,000

Question,

That the Expenditure of Sixty-Eight Billion Naira (N68,000,000,000:00) for the purposes set out under Contribution of International Organisations Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

11. Political/Public Office Holders New Salary

- (i) **Fiscal 2007** 17,526,045,553

Question,

That the Expenditure of Seventeen Billion, Five Hundred and Twenty-Six Million, Forty-Five Thousand, Five Hundred and Fifty-Three¹ Naira (N 17,526,045,553:00) for the purposes set out under Political/Public Office Holders New Salary, Fiscal 2007 Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (ii) **Fiscal 2008** 8,724,533,752

Question,

That the Expenditure of Eight Billion, Seven Hundred and Twenty-Four Million, Five Hundred and Thirty-Three Thousand, Seven Hundred and Fifty-Two Naira (N8,724,533,752:00) for the purposes set out under Political/Public Office Holders New Salary, Fiscal 2008 Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (iii) **Public Service Reforms** 3,595,043,343

Question,

That the Expenditure of Three Billion, Five Hundred and Ninety-Five Million, Forty-Three Thousand, Three Hundred and Forty-Three Naira (N8,724,533,752:00) for the purposes set out under Political/Public Office Holders New Salary, Public Service Reforms Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (iv) **Verified/Published Contractors Debt** 1,389,646,584

Question,

That the Expenditure of One Billion, Three Hundred and Eighty-Nine Million, Six Hundred and Forty-Six Thousand, Five Hundred and Eighty-Four Naira (N 1,389,646,584:00) for the purposes set out under Political/Public Office Holders New Salary, Verified/Published Contractors Debt Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (v) **2008 Christian Pilgrimage Exercise** 389,361,138

Question,

That the Expenditure of Three Hundred and Eighty-Nine Million, Three Hundred and Sixty-One Thousand, One Hundred and Thirty-Eight Naira (N389,361,138:00) for the purposes set out under Political/Public Office Holders New Salary, 2008 Christian Pilgrimage Exercise Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (vi) **Second Phase Roll Out of IPPIS to all Main Ministries** 4,758,726,986

Question,

That the Expenditure of Four Billion, Seven Hundred and Fifty-Eight Million, Seven Hundred and Twenty-Six Thousand, Nine Hundred and Eighty-Six Naira (N4,758,726,986:00) for the purposes set out under Political/Public Office Holders New Salary, Second Phase Roll Out of IPPIS to all Main Ministries Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (vii) **Margin for Increased Cost (MIC)** 3,000,000,000

Question,

That the Expenditure of Three Billion Naira (N3,000,000,000:00) for the purposes set out under Political/Public Office Holders New Salary, Margin for Increased Cost (MIC) Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

- (viii) **Contingency** 3,000,000,000

Question,

That the Expenditure of Three Billion Naira (N3,000,000,000:00) for the purposes set out under Political/Public Office Holders New Salary, Contingency Estimates, for Service Wide Votes stand part of the Schedule to the Supplementary Appropriation Bill 2008 — *Agreed to.*

TOTAL SERVICE-WIDE VOTES 114,383,357,356

Part A — Total Recurrent Non-Debt Expenditure 220,241,326,816

Part B — Total Capital Expenditure 463,060,641,471

Grand Total N683, 301,968,287.00

Clause 1: Issue and Appropriation of Additional Sum of N683,301,968,287 from the Consolidated Revenue Fund for 2008:

- (1) The Accountant-General of the Federation shall, when authorised to do so by warrants issued by the Minister charged with responsibility for finance, pay out of the Consolidated Revenue Fund of the Federation during the year ending on the 31st day of December 2008, the sums specified by the warrants, not exceeding in the aggregate N683,301,968,287.00 (Six Hundred and Eighty-Three Billion, Three Hundred and One Million, Nine Hundred and Sixty-Eight Thousand, Two Hundred and Eighty-Seven Naira only.
- (2) The amount mentioned in subsection (1) of this section hereby appropriated to heads of expenditure as specified in the Schedule to this Act.
- (3) No part of the amount aforesaid shall be released from the Consolidated Revenue Fund of the Federation after the end of the year mentioned in subsection (1) of this section (*Senator Iyiola Omisore*) — *Agreed to.*

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

Clause 2: Release of funds from the Consolidated Revenue Fund:

All amounts appropriated under this Act shall be released from the Consolidated Revenue Fund of the Federation and applied only for the purposes specified in the Schedule to this Act (*Senator Iyiola Omisore*) — *Agreed to.*

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

Clause 3: Virement:

i

In the event that a need arises to vire amounts within the heads of expenditure to which sums have been appropriated under this Act, such virement shall only be effected with the prior approval of the National Assembly (*Senator Iyiola Omisore*) — *Agreed to.*

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

Clause 4: Short Title:

This Act may be cited as the Supplementary Appropriation Act 2008 (*Senator Iyiola Omisore*) — *Agreed to.*

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

Chairman to report Bill.

(SENATE IN PLENARY)

The Senate President reported that the Senate in Committee of Supply considered the Report of the Committee on Appropriation on a Bill for an Act to Authorise the Issue from the Consolidated Revenue Fund of the Federation the Total Sum of N683,301,968,287.00 (Six Hundred and Eighty-three Billion, Three Hundred and One Million, Nine Hundred and Sixty-eight Thousand, Two Hundred and Eighty-seven Naira) Only of Which the Sum of N220,241,326,816.00 (Two Hundred and Twenty Billion, Two Hundred and Forty-one Million, Three Hundred and Twenty-six Thousand, Eight Hundred and Sixteen Naira) Only Is for Additional Recurrent (Non-debt) Expenditure While the Balance of N463,060,641,471.00 (Four Hundred and Sixty-

Three Billion, Sixty Million, Six Hundred and Forty-one Thousand, Four Hundred and Seventy-one Naira) Only Is for Contribution to the Development Fund for Additional Capital Expenditure and the Portion of the Federal Government's Contribution for the Funding of the Emergency Power Projects Agreed by the National Economic Council at Their Meeting of 19th June, 2008 Amounting to Us\$2,463,448,500 Equivalent to N288,223,474,500 for the Year Ending on the 31st Day of December, 2008.

Question, That the Senate do adopt the Report of the Committee of Supply on the 2008 Supplementary Appropriation Bill 2008 — Resolved in the Affirmative.

Motion made: That the 2008 Supplementary Appropriation Bill 2008 be read the Third Time forthwith (*Senate Leader*).

Question put and agreed to.

Bill accordingly read the Third Time and passed:

6. Committee on Housing and Urban Development:

Report on the Petitions on Sale of Federal Government Houses:

Consideration of Report deferred to another legislative day.

7. Nigerian Trade and Competition Commission (Establishment) Bill 2008 (SB. 80):

Consideration of Bill deferred to another legislative day.

8. Institute of Safety Professionals of Nigeria (Establishment) Bill 2008 (SB.142):

Consideration of Bill deferred to another legislative day.

9. Adjournment:

Motion made: That the Senate do adjourn till Tuesday, 4th November, 2008 at 10.00 a.m. (*Senate Leader*).

Adjourned accordingly at 12.20 p.m

David A. B. Mark, GCON
President,
Senate of the Federal Republic of Nigeria.