



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 22 April, 2008

1. The House met at 10.47 a.m. Mr Speaker read Prayers.
2. Votes and Proceedings:
Mr Speaker announced that he had examined and approved the Votes and Proceedings of Thursday, 17 April, 2008.

By unanimous consent, the Votes and Proceedings was adopted.

3. Announcement:
Reconstitution of Selection Committee:
Mr Speaker announced additional Membership of the Selection Committee as follows:

South West:	(0	Hon. Murami J. {Oyo)
	(ii)	Hon. Salako K. (Ogun)
South-South:	(0	Hon. Patrick Obahiagbon (Edo)
	GO	Hon. Betty Appiafi (Rivers)
North East:	(0	Hon. Mohammed Kori (Yobe)
	(ii)	Hon. Sam Sokwa (Taraba)
North Central:	(i)	Hon. George Daika (Plateau)
	(ii)	Hon. Sadiq Mohammed (Kogi)
North West:	(0	Hon. Mohammed Jaega (Kebbi)
	(ii)	Hon. Isa Umar (Kaduna)
South East:	(0	Hon. Onyema C. Wilfred (Anambrd)
		Hon. Omo Isu (Ebonyi).

All Nigeria Peoples Party (ANPP):

- (i) Hon. Mustapha A. (Bauchi)
- (ii) Hon. Nelson G. O. Alapa (Benue)
- (iii) Hon. Idris Isa (Kano).

Action Congress (AC):

- (i) Hon. Olakunle Amunikoro (Lagos)
- (ii) Hon. Bala Bantex Barnabas (Kaduna).

He reminded Members to submit their list of five Committees of their choice to the Selection Committee.

4. Jurisdictional/Constituency Orders:

Mr Speaker directed the following Hon. Members to meet him immediately after the day's proceedings in respect of the under-listed Urgent Constituency/Jurisdictional tasks:

- (i) Hon. Hermen Hembe and Hon. Farouk Lawan (*Chairman, Committee on Education*) (Imminent crisis within the National Association of Nigerian Students (NANS));
- (ii) Hon. Jerry Manwe, Hon. Folake Olunloyo and Hon. Ado Audu (Nigerian Telecommunications Ltd (NITEL) Staff resolve to Sustain Ongoing Nationwide Strike) ~.~.~.~^
- (iii) Hon. Leonard Ogor (Uzere Kingdom's 21-Days Ultimatum to Shell Petroleum Development Company);
- (iv) Hon. Okereke Onuabuchi (Fears over Distribution of Malaria Control Drugs to Ivo Local Government Area of Ebonyi State);
- (v) Hon. Sada Soli Jibia (Outbreak of Measles/Chicken pox in some parts of Katsina State);
- (vi) Hon. Ado Dogo Audu and Hon. Clever Ikisikpo (Threat of strike action by petroleum products stakeholders forum);
- (vii) Hon. Alaba Ojomo and Hon. Dave Salako (Suspected harmful foreign mosquito coils on sale in open market at Lafia main market in Nasarawa State);
- (viii) Hon. Saudatu Sani (Employees of Federal Teachers Scheme Plea for intervention over non-payment of allowances);
- (ix) Hon. Bayero Usman Nafada and Hon. Abubakar Abubakar (Outbreak of Cerebro Spinal Meningitis (CSM) in Nafada Local Government Area of Gombe State);
- (x) Hon. Kabiru Jalo and Hon. Jerimon S. Manwe (Outbreak of Polio in Ardo - Kola and Bali Local Government Areas of Taraba State);
- (xi) Hon. Abdullaziz Abubakar (Outbreak of Cerebro-Spinal Meningitis (CSM) in Zamfara State).

5. Petitions:

The following petitions were received and referred to the Committee on Public Petitions:

- (i) Hon. Geoffrey Gaiya (*Zango Kataf/Jaba Federal Constituency*), from Mr Emmanuel K. Kantiyok, praying the House to investigate the alleged wrongful termination of his appointment by the Nigerian National Petroleum Corporation with a view to reinstating him or convert the termination to retirement and pay all his entitlements;
- (ii) Hon. Ganiyu T. Olukolu (*Amuwo-Odufin Federal Constituency*), from Messrs Olateju R. K., Onyeche L. O. and Kelani S. A. representing retired workers of Nigerian Commodity Board, praying the House to intervene and ensure payment of their 24 months outstanding pension arrears now held up in Nigeria Life and Provident Company Ltd and Nigeria Life and Pension Consultants Limited;
- (iii) Hon. Chinyere Igwe (*Port Harcourt II Federal Constituency*), from Messrs Akarolo, Nna Igochigozie, Iwene, O. Samuel and Nwanaka, Chigozie R., praying the House to intervene and investigate the alleged wrongful termination of their appointments by the Nigeria Maritime Administration and Safety Agency (NIMASA) and grant the reliefs sought therein;
- (iv) Hon. Warman Ogoriba (*Yenagoa/K/Opokuma Federal Constituency*), from Mr Marshal Kunoun on behalf of the Kunoun family, praying the House to investigate the issues surrounding the brutal murder in Ukraine of Dr Miebi G. Konoun and grant the reliefs sought therein.

6. Matter of Special Interest:

The attention of the House having been drawn by Hon. Patrick Obahiagbon to the 70th Birthday Anniversary of Chief Gani Fawehinmi SAN, a nationally acclaimed Social Crusader and Democratic Icon, Mr Speaker, on behalf of the House congratulated Chief Gani Fawehinmi SAN and wished him more years.

7. Presentation of Bill:

Nigerian Postal Service (Amendment) Bill, 2008 — *Read the First Time.*

8. Order IX, Rule 4 — Behaviour of Members in the House:

Pursuant to Order IX, Rule 4, Mr Speaker drew the attention of Hon Members to breach of these rules on proper comportment and decorum in the Chamber, the effect of which had been a high noise level that had rendered Members' contributions inaudible in the live transmissions of the proceedings. He therefore enjoined Members to conduct themselves in the Chamber in accordance with the Rules as stipulated in the Standing Orders.

_9- Fire Disaster in Tarmuwa Local Government Area of Yobe State: A Call for Urgent Assistance to the Suffering Victims:

Motion made and Question proposed,
The House:

Notes that on Tuesday, 8th April, 2008 there was a fire outbreak at Tarmuwa Local Government Area of Yobe State;

Further notes that the fire outbreak affected Goduram, Biriri, Lantaiwa, Mafa and Shekau villages;

Concerned that the fire outbreak claimed lives, destroyed several properties, farmlands and crops worth millions of Naira;

Aware that the affected areas constitute the "food basket" of Yobe State and beyond;

Worried that the displaced people are now stranded and roaming the streets without sources of livelihood, shelter and other basic human needs;

Resolves to:

Call on the National Emergency Management Agency (NEMA) to urgently provide relief materials to the affected families and assist in rehabilitating them (*Hon. Khadija Bukar Abba Ibrahim and 48 Others*).

Debate:

Amendments Proposed:

(i) *Insert* a new Prayer (ii) as follows:

"The House Committee on Emergency and Disaster Preparedness should investigate the remote and immediate causes of the Disaster and report to the House" (*Hon. Friday Itula*).

Question that the amendment be made, put and negatived.

(ii) *Insert* a new Prayer (iii) as follows:

"Urgently request the Federal Ministry of Agriculture to allocate substantial food items from the strategic reserves to the affected areas on the subsidized government prices" (*Hon. Abdulkadir M. Nasir*).

Question that the amendment be made, put and negatived.

(iii) *Insert* a new Prayer (iv) as follows:

"Urge that the State Government should rehabilitate the victims by rebuilding the thatched houses with more durable stores" (*Hon. Elizabeth Ogbaga*).

Question that the amendment be made, put and negatived.

Main Question put and agreed to. The House:

Noted that on Tuesday, 8th April, 2008 there was a fire outbreak at Tarmuwa Local Government Area of Yobe State;

Further noted that the fire outbreak affected Goduram, Biriri, Lantaiwa, Mafa and Shekau villages;

Concerned that the fire outbreak claimed lives, destroyed several properties, farmlands and crops worth millions of Naira;

Aware that the affected areas constitute the "food basket" of Yobe State and beyond;

Worried that the displaced people are now stranded and roaming the streets without sources of livelihood, shelter and other basic human needs;

Resolved to:

Call on the National Emergency Management Agency (NEMA) to urgently provide relief materials to the affected families and *assist* in rehabilitating- them (KR.-I9/2GG8).

10. The Activities and Operations of the Nigerian National Petroleum Corporation (NNPC) and Its Subsidiaries from 1999 to 2007 and the Right of Nigerians to Know: Motion made and Question proposed, The House:

Appreciates the reform programmes of the government on the strategic sectors of the economy and the raging controversy that have trailed the exercise, particularly in the oil industry;

Worried that the oil sector has remained the bedrock of the country's economy, yet problems of accountability, transparency and monopolistic tendencies have eaten deep into the very fabric upon which it was built;

Concerned that the major source of the nation's revenue is the exploration, exploitation and trading in petroleum products, which defines the economic and social well-being of the nation;

Notes that the Nigerian National Petroleum Corporation (NNPC) at the inception of democracy in 1999, was allocated 300,000 barrels of crude oil per day for domestic consumption (9,000,000 barrels per month), which at the oil market price then would have earned the organization a conservative \$2.9 billion per month in revenue;

Conscious of the fact that the daily crude allocation to the Nigerian National Petroleum Corporation (NNPC) for refining, for the domestic market has since risen to 450,000 barrels per day, while the price of oil at the international market has tripled;

Further notes that the protracted Turn Around Maintenance (TAM) of all four refineries made the Nigerian National Petroleum Corporation (NNPC) to resort to importation of refined petroleum products to meet the shortfalls in local production;

Bothered that the refineries were apparently neglected by the past governments in order to allow for the unwholesome and illegal practices in the functioning of the refineries;

Considering that the present government has continued the Turn Around Maintenance of the refineries and is desirous to subject it to public tender in line with its due process and rule of law philosophy;

Further concerned that the consequences of the past practices of the unwholesome financial and operational tendencies of the NNPC still impact negatively on the handling of petroleum products importation and distribution;

Disturbed by the avalanche of sharp practices that have become the norm in the oil industry, whose perpetrators are not easily identified because of the high level of official secrecy that rules the operations of the industry;

Further disturbed by the level of waste in the Nigerian National Petroleum Corporation (NNPC), as its operations have been completely hijacked by a cartel and syndicate, whose stock-in-trade in the industry is to service their selfish interest and the enthronement of all kinds of corrupt practices;

Worried about the obvious statistical discrepancies between the Nigerian National Petroleum Corporation (NNPC) and its supervising and monitoring agencies; Revenue Mobilisation, Allocation and Fiscal Commission (RMAFC), Department of Petroleum Resources (DPR), Office of the Accountant General of the Federation (OAGF) and the Central Bank of Nigeria (CBN), on the areas of crude allocation, sales and proceeds arising thereof and the remittance of same to the Federation Account;

Aware that the Constitution of the Federal Republic of Nigeria, 1999, confers on the House certain powers of investigation, in the interest of public probity, accountability and good governance.

Resolves to:

- (i) Conduct a Public Hearing on the operation and activities of the Nigerian National Petroleum Corporation (NNPC) and its subsidiaries from 1999 to 2007, with a view to uncovering the causes of the apparent rot, sharp practices and looting that have permeated all facets of the operations of the sector, as well as to unmask the perpetrators of these economic crimes against the nation;
- (ii) Determine the **actual allocation** of domestic crude oil to the Nigerian National Petroleum Corporation (NNPC) as well as the quantity of refined petroleum products derived thereof for domestic consumption, and revenue, if any, from May 1999 to May 2007;
- (iii) Further determine the location of such accrued revenue, the process of lodgment or investment and all relevant particulars thereto;
- (iv) Ascertain the identities, particulars, status, and the basis of the engagement of companies, enterprises and individuals by the Nigerian National Petroleum Corporation (NNPC) for the importation and exportation of petroleum products, as well as those that have benefitted from oil blocks allocation during the period under review;
- (v) Establish the current tender policies, procedures and processes for the importation of refined petroleum products;
- (vi) Further establish the existence of a Tender Board at the Nigerian National Petroleum Corporation (NNPC), its procedures and processes;
- (vii) Examine the amount that has been expended on the rehabilitation of the four existing refineries, their storage facilities, and pipelines and their current functional status;
- (viii) Compute all the budgetary allocation extended to PPRA for the purpose of importation of refined petroleum products, the use which such allocations were made, and all other financial transactions entered into by the agency and the proceeds arising thereto from 1999 to 2007;
- (ix) Further consider all other matters and material circumstances contingent on the operations and activities of Nigerian National Petroleum Corporation (NNPC) and its subsidiaries from 1999 to 2007; and
- (x) Make appropriate recommendations to the House within two months (*Hon. John Halitns O. Agoda and 93 Others*).

Debate:

Amendments Proposed:

- (i) **In** Prayer (i), line 2, immediately after the word "from" *leave out the year "1999" and insert "1985"* instead thereof (*Hon. Sekonte Davies*).

Question that the amendment be made, put and negatived.

- (ii) **In** Prayer (i), line 2, immediately after the word "subsidiaries" **insert** the words "and the Department of Petroleum Resources (**DPR**)" (*Hon. Ike Chinwo*).

Question that the amendment be made, put and agreed to.

- (iii) In the Title of the Motion, line 2, *leave out the year "2007", in Prayer (i), and anywhere it subsequently appears and in insert instead thereof "2008"* (*Hon. Emmanuel Jime*).

Question that the amendment be made, put and agreed to.

- (iv) In Prayer (i), line 2, immediately after the words "with a view to" *leave out all the other words* (*Hon. Asita Honourable*).

Question that the amendment be made, put and agreed to.

- (v) **In** Prayer (i), line 2, immediately after the word "from" *leave out "1999 to 2007" and insert "1970 to date" instead thereof* (*Hon. Kamil Akinlabi Mudashiru*).

Question that the amendment be made, put and negatived.

- (vi) *Leave out* all the words in Prayer (it) and *insert* the following instead thereof:
"Determine if Nigerian National Petroleum Corporation (NNPC) has put in place technological mechanism to determine actual crude production" (Hon. Obinna Chidoka).

Question that the amendment be made, put and negatived.

- (vii) in Prayer (i) line 1, before the word "**conduct**" *insert* the words "Mandate an Ad hoc Committee to" (Hon. Henry S. Dickson).

Question that the amendment be made, put and agreed to.

- (viii) *Insert* a new Prayer (xi) as follows:
"That the House do consider appropriate recommendation for the proper and transparent running of the Nigerian National Petroleum Corporation (NNPC) and its subsidiaries and the proceeds accruable thereof" (Hon. Umar Buba Jibril).

Question that the amendment be made, put and negatived.

- (a) *Insert* a new Prayer (xii) as follows:
"Determine what appropriate strategic reserves initiative that has been put in place by Nigerian National Petroleum Corporation (NNPC) to protect our oil wealth" (Hon. Stanley Ohajuruka).

Question that the amendment be made, put and negatived.

- (x) *Insert* a new Prayer (xiii) as follows:
"that from 1st June, 2008 Nigerian National Petroleum Corporation (NNPC) should publish monthly in not less than 3 national newspapers; the quantity of Oil and Gas produced in Nigeria, the amount of money realized from their sales and the amount of money actually paid in to the Federation account by Nigerian National Petroleum Corporation (NNPC)" (Hon. Peter Linus Umoh).

Question that the amendment be made, put and agreed to

- (xi) *Insert* a new Prayer (xiv) as follows:
"that the House enact a law to prosecute and sentence to death by hanging any person found guilty of an offence in relation to petroleum product" (Hon. Ibrahim Makama Misau).

Question that the amendment be made, put and negatived.

Main Question as amended put and agreed to. The House:

Appreciated the reform programmes of the government on the strategic sectors of the economy and the raging controversy that have trailed the exercise, particularly in the oil industry;

Worried that the oil sector has remained the bedrock of the country's economy, yet problems of accountability, transparency and monopolistic tendencies have eaten deep the very fabric upon which it was built;

Concerned that the major source of the nation's revenue is the exploration, exploitation and trading in petroleum products, which defines the economic and social well-being of the nation;

Noted that the Nigerian National Petroleum Corporation (NNPC) at the inception of democracy in 1999, was allocated 300,000 barrels of crude oil per day for domestic consumption (9,000,000 barrels per month), which at the oil market price then would have earned the organization a conservative \$2.9 billion per month in revenue;

Conscious of the fact that the daily crude allocation to the Nigerian National Petroleum Corporation (NNPC) for refining, for the domestic market has since risen to 450,000 barrels per day, while the price of oil at the international market has tripled;

Further noted that the protracted Turn Around Maintenance (TAM) of all four refineries made the Nigerian National Petroleum Corporation (NNPC) to resort to importation of refined petroleum products to meet the shortfalls in local production;

Bothered that the refineries were apparently neglected by the past governments in order to allow for the unwholesome and illegal practices in the functioning of the refineries;

Considered that the present government has continued the Turn Around Maintenance of the refineries' and is desirous to subjecting it to public tender in line with its due process and rule of law philosophy;

Further concerned that the consequences of the past practices of the unwholesome financial and operational tendencies of the NNPC still impact negatively on the handling of petroleum products importation and distribution;

Disturbed by the avalanche of sharp practices that have become the norm in the oil industry, whose perpetrators are not easily identified because of the high level of official secrecy that rules the operations of the industry;

Further disturbed by the level of waste in the Nigerian National Petroleum Corporation (NNPC), as its operations have been completely hijacked by a cartel and syndicate, whose stock-in-trade in the industry is to service their selfish interest and the enthronement of all kinds of corrupt practices;

Worried about the obvious statistical discrepancies between the Nigerian National Petroleum Corporation (NNPC) and its supervising and monitoring agencies; Revenue Mobilisation, Allocation and Fiscal Commission (RMAFC), Department of Petroleum Resources (DPR), Office of the Accountant General of the Federation (OAGF) and the Central Bank of Nigeria (CBN), on the areas of crude allocation, sales and proceeds arising thereof and the remittance of same to the federation account;

Aware that the Constitution of the Federal Republic of Nigeria, 1999, confers on the House certain powers of investigation, in the interest of public probity, accountability and good governance.

Resolved to:

- (1) Mandate an *Ad-hoc* Committee to conduct a Public Hearing on the operation and activities of the Nigerian National Petroleum Corporation (NNPC) and its subsidiaries and the Department of Petroleum Resources (DPR) from 1999 to 2008, with a view to:
 - (i) Determine the actual allocation of domestic crude oil to the Nigerian National Petroleum Corporation (NNPC) as well as the quantity of refined petroleum products derived thereof for domestic consumption, and revenue, if any, from May 1999 to May 2008;
 - (ii) Further determine the location of such accrued revenue, the process of lodgment or investment and all relevant particulars thereto;
 - (iii) Ascertain the identities, particulars, status, and the basis of the engagement of companies, enterprises and individuals by the Nigerian National Petroleum Corporation (NNPC) for the importation and exportation of petroleum products, as well as those that have benefitted from oil blocks allocation during the period under review;
 - (iv) Establish the current tender policies, procedures and processes for the importation of refined petroleum products;
 - (v) Further establish the existence of a Tender Board at the Nigerian National Petroleum Corporation (NNPC), its procedures and processes;
 - (vi) Examine the amount that has been expended on the rehabilitation of the four existing refineries, their storage facilities, and pipelines and their current functional status;
 - (vii) Compute all the budgetary allocation extended to PPRA for the purpose of importation of refined petroleum products, the use which such allocations were made, and all other financial transactions entered into by the agency and the proceeds arising thereto from 1999 to 2008;

(viii) Further consider all other matters and material circumstances contingent on the operations and activities of Nigerian National Petroleum Corporation (NNPC) and its subsidiaries from 1999 to 2008; and

(xi) Make appropriate recommendations to the House within two months.

(2) That from 1st June, 2008 Nigeria National Petroleum Corporation (NNPC) should publish monthly in not less than 3 national newspapers; the quantity of Oil and Gas produced in Nigeria, the amount of money realized from their sales and the amount of money actually paid to "the Federation" account by Nigeria National Petroleum Corporation (NNPC) (HR. 20/2008).

11. Ad-hoc Committee on the Activities and Operations of the Nigerian National Petroleum Corporation (NNPC), Its Subsidiaries and the Department of Petroleum Resources (DPR):

Mr Speaker named the membership of the above Committee comprising of Chairman and some Members of the Committees on Gas, Petroleum Resources (Downstream), Petroleum Resources (Upstream), Inter-Governmental Relations, as well as Members representing Geopolitical Zones as follows:

(i)	Hon. Igo Aguma	—	Chairman
	Hon. Clever M. Ikisikpo	—	Co-Chairman
(iii)	Hon. Tarn Brisibe	—	Co-Chairman
(iv)	Hon. Leo Ogor	—	Co-Chairman
(v)	Hon. Halims Agoda	—	Member
(vi)	Hon. Martins Babale	—	Member
(vii)	Hon. Chineye Ike	—	Member
(viii)	Hon. Abike Dabiri	—	Member
(ix)	Hon. David Idoko	—	Member
(x)	Hon. Abdullazeez Abubakar	—	Member
(xi)	Hon. Aro Bamidele	—	Member
(xii)	Hon. Bello Suleiman	—	Member
(xiii)	Hon. Adamu Abba Anas	—	Member
(xiv)	Hon. Igwe Paulinus	—	Member
(xv)	Hon. Falade Ajibade	—	Member
(xvi)	Hon. Bala Banye	—	Member
(xvii)	Hon. Bethel Amadi	—	Member
(xviii)	Hon. Herman Hembe	—	Member
(xix)	Hon. Abbas Olopoenia	—	Member
(xx)	Hon. Yusuf Tuggar	—	Member
(xxi)	Hon. Uche Ekwunife	—	Member
(xxii)	Hon. Tayo Fawehinmi	—	Member
(xxiii)	Hon. Danladi M. Liman	—	Member
(xxiv)	Hon. Bature Umar Mohammend	—	Member
(xxv)	Hon. Shettima Shehu	—	Member
(xxvi)	Hon. Dave Salako	—	Member

12. Adjournment:

That this House do now adjourn till Wednesday, 23 April, 2008 at 2.00 p.m. (Hon. Tunde Akogun).

Adjourned accordingly at 1.45 p.m.

Dimeji Sabur Bankole
Speaker