



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 18 July, 2007

1. The House met at 3.08 p.m. Madam Speaker read Prayers.
2. Announcement:
 - (i) *Visitors:*
Madam Speaker recognized the presence in the Gallery, of the President of the Nigerian Association in Spain, Mr Illoh and his wife.
 - (ii) *Ad-Hoc Committee on Retirement of Naval Officers:*
Madam Speaker named the membership of the *Ad-Hoc* Committee on Retirement of Naval Officers as follows:
Hon. Usman Bayaro Nafada
Hon. Wilfred C. Onyenya
Hon. Muhammed Umar Jega
Hon. Danladi M. Liman
Hon. Tarn Birisibe
Hon. Wole Oke
3. Petition:
A petition was received and referred to the Committee on Public Petitions (when constituted):

Hon. Ike Chinwo, from Brig. General (Dr) J. O. Ayeni, praying the House to intervene in his compulsory retirement by the Nigerian Army, and to grant the relieves sought in his petition.
4. Presentation of Report:
Ad-Hoc Committee on the Port-Harcourt International Airport Project:
Motion made and Question proposed, "That this House do receive the Report of the Ad-Hoc Committee on the Port-Harcourt International Airport Project" (Hon. Tony Madwatte).

Question put and agreed to. Report

Laid.
5. Consideration of Reports:
 - (i) *A Bill for an Act to Amend the Customs, Excise, Tariff, etc (Consolidation) Act, 1990 and for Connected Purposes, 2007:*
Motion made and Question proposed, "That the House do consider in the Committee of the Whole a Bill for an Act to Amend the Customs, Excise, Tariff, etc (Consolidation) Act, 1990 and for Connected Purposes, 2007 and approve the Recommendations therein" (Hon. C. I. D. Maduabum).

Question put and agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report, put and agreed to.

Question that Order VII, Rule 2 (2) be suspended to allow Madam Speaker preside in the Committee of the Whole, put and agreed to,

(HOUSE IN COMMITTEE)

(Madam Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE CUSTOMS, EXCISE TARIFF, ETC. (CONSOLIDATION) ACT,
1990 AND FOR CONNECTED PURPOSES, 2007

Amendment of Cap. 88 LFN 1999, 1990 No.

Committee Recommendation:

The Customs, Excise Tariff, etc. (Consolidation) Act, 1990 (in this Bill referred to as "the Principal Act") is hereby amended as set out in this Bill (*Hon. C. I. D. Maduabum*). — *Agreed to.*

Amendment of section 13.

Committee Recommendation;

Section 13 of the Principal Act is amended in subsection (3) by substituting the subsection for the following new subsection, that is —

(3) As from the Commencement of this Act, any order, instrument, Regulation or any devise howsoever made by the President, Minister of the Government of the Federation or any other person in authority pursuant to this section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect (*Hon. C. I. D. Maduabum*).

Amendment Proposed:

Leave out all the words in subsection 13 (3) of the Principal Act and *insert* the following instead thereof: "As from the Commencement of this Act any order, instrument, regulation and any devise howsoever proposed to be made by the President pursuant to this Section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect" (*Hon. Chille W. Igbawua*).

Question that the amendment be made put and agreed to.

Question that Section 13 as amended, stand part of the Bill, put and agreed to.

Citation.

Committee Recommendation:

This Bill may be cited as the Customs, Excise Tariff, etc. (Consolidation) (Amendment) Bill, 2007 (*Hon. C. I. D. Maduabum*). — *Agreed to.*

Question that the Citation as amended, stand part of the Bill, put and agreed to.

Chairman to report the Bill.

(HOUSE IN PLENARY)

Madam Speaker in the Chair, reported that the House in the Committee of the whole considered a Bill for an Act to Amend the Customs, Excise, Tariff, etc (Consolidation) Act, 1990 and for Connected Purposes, 2007 and approved the amendments therein.

Question that the House do adopt the Report of the Committee of the Whole, put and agreed to.

(ii) A Bill for an Act to Amend the Customs and Management Act, 1990 and for Connected Purposes, 2007:

Motion made and Question proposed, "That the House do consider in the Committee of the Whole a Bill for an Act to Amend the Customs and Excise Management Act, 1990 and for Purposes Connected Therewith, 2007 and approve the Recommendations therein" (*Hon. C. I. D. Maduabum*).

Question put and agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report, put and agreed to.

Question that Order VII, Rule 2 (2) be suspended to allow Madam Speaker preside in the Committee of the Whole, put and agreed to.

(HOUSE IN COMMITTEE)

(Madam Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE CUSTOMS AND EXCISE MANAGEMENT ACT, 1990
AND FOR PURPOSES CONNECTED THEREWITH, 2007

Amendment of Cap. LFN 1990 No. (1958 NO. 55).

Committee Recommendation:

The Customs and Excise Management Act, 1990 (in this Act referred to as "the Principal Act") is hereby amended as set out in this Act (*Hon. C. I. D. Madunbum*) — *Agreed to.*

Amendment of section 24.

Committee Recommendation:

Section 24, of the Principal Act is amended by adding a new subsection 24 (d), that is —

(d) As from the Commencement of this Act, any order, instrument, Regulation or any devise howsoever made by the President, Minister of the Government of the Federation or any other person in authority pursuant to this section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect (*Hon. C. I. D. Maduabum*).

Amendment Proposed:

Leave out all the words in subsection 24 (d) of the Principal Act and *insert* the following instead thereof: "As from the Commencement of this Act any order, instrument, regulation and any devise howsoever proposed to be made by the President pursuant to this Section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect" (*Hon. C. I. D. Maduabum*).

Question that the amendment be made put and agreed to.

Question that Section 24 as amended, stand part of the Bill, put and agreed to.

Amendment of section 48.

Committee Recommendation:

Section 48 of the Principal Act is amended by adding a new subsection 48 (d), that is —

(d) As from the Commencement of this Act, any order, instrument, Regulation or any devise howsoever made by the President, Minister of the Government of the Federation or any other person in authority pursuant to this section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect (*Hon. C. I. D. Maduabum*).

Amendment Proposed:

Leave out all the words in subsection 48 (d) of the Principal Act and *insert* the following instead thereof: "As from the Commencement of this Act any order, instrument, regulation and any devise howsoever proposed to be made by the President pursuant to this Section and to this Act shall be laid before each House of the National Assembly for approval, amendment or revocation by Resolution before it takes effect" (*Consequential amendment*).

Question that Section 48 as amended, stand part of the Bill, put and agreed to.

Citation.

Committee Recommendation:

This Bill may be cited as the Customs and Excise Management (Amendment) Bill, 2007 (*Hon. C. I. D.*

Maduabum) — *Agreed to.*

Question that the Citation as amended, stand part of the Bill, put and agreed to.

Chairman to report the Bill.

(HOUSE IN PLENARY)

Madam Speaker in the Chair, reported that the House in the Committee of the Whole considered a Bill for an Act to Amend the Customs and Excise Management Act, 1990 and for Purposes Connected Therewith, 2007 and approved the amendments therein.

Question that the House do adopt the Report of the Committee of the Whole, put and agreed to.

6. Consolidation of Items on the Supplement to the Order Paper:

Motion made and Question proposed, "That items Nos 5 and 6 (Motions on Sales of Port-Harcourt and Kaduna Refineries and Re-opening of the Privatized Port-Harcourt and Kaduna Refineries) on the Supplement to the Order Paper be consolidated in the course of debate" {Hon. Ita Enang}.

Question put and agreed to.

7. (i) Sales of Port Harcourt and Kaduna Refineries:

Motion made and Question proposed,
The House:

Notes the on-going Reform Programmes of the Federal Government, and the consequent hardship that some of them have inflicted on Nigerians;

Aware that the oil sector has remained the bedrock of the country's economy, yet problem of accountability, transparency, and availability of the petroleum products looms large;

Worried, that the sale of the 50% Federal Government equity share in the Port Harcourt Refinery and the Petrochemical Company (PHRPC) and Kaduna Refinery and Petrochemical Company (KRPC) were allegedly done without adherence to due process;

Further worried that Nigerians and the organized labour, including NLC, TUC and IPMAN are united in the rejection of the sale of these refineries;

Resolves to:

Direct the Committee on Privatization and Commercialization (when constituted) to conduct a Public Hearing on the sale of these refineries with a view to ascertaining the true position of the matter and make appropriate recommendation to the House.

(it) Re-opening of the Privatized Port Harcourt and Kaduna Refineries:

Motion made and Question proposed,
The House:

Notes the sale/privatization of the Port Harcourt and Kaduna Refineries by the Federal Government;

Recall the displeasure of many Nigerians as such sales lack due process;

Worried that both foreign and domestic stakeholders were not carried along in the exercise;

Further recall that the sale/privatization of the Port Harcourt Refining Company and Kaduna Refining Company are part of the IMF/World Bank and the Federal Government agreement in repositioning the Nigerian economy through its economic reform programme;

Resolves to;

Further mandate the House Committee on Privatization (when constituted) to conduct a Public Hearing (Hon. John Halims O. Agoda 20 Others).

Debate;

Amendment Proposed:

Leave out the prayers in the two Motions and *insert* the following instead thereof:

Mandate the Committee on Privatisation and Commercialisation (when constituted) to investigate the entire privatisation exercise (Hon. Seriake Dikeson).

Question that the amendment be made, put and negatived.

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Main question put and negatived.

8. Adjournment:

That this House do now adjourn till Thursday, 19 July, 2007 at 10.00 a.m. (*Hon. Tunde Akogun*).

Adjourned accordingly at 5.27 p.m.

Patricia Olubunmi Etteh
Speaker