



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

FIRST VOTES AND PROCEEDINGS

Thursday, 18 September, 2008

1. The House met at 10.45 a.m. Mr Speaker read Prayers.
2. **Votes and Proceedings:**
Mr Speaker announced that he had examined and approved the Votes and Proceedings, of Wednesday, 17 September, '2008.
By unanimous consent, the Votes and Proceedings was adopted.
3. **Announcement:**
Visitors:
Mr Speaker recognized the presence in the Gallery, of:
 - (i) Members of the Esan West Local Government Legislative Council; and
 - (ii) Members of the Aniocha South Local Government Legislative Council accompanied by the Secretary to the Local Government.
4. **Petitions:**
The following petitions were received and referred to the Committee on Public Petitions:
 - (i) Hon. Paul O Eze (*Igbo-Etiti/Uzo Uwani Federal Constituency*), from Mr Obayi Romanus, praying the House to investigate his undeserved removal from the National Directorate of Employment (NDE) and cause his reinstatement;
 - (ii) Hon. Ihiabe Positive (*Dekina/Bassa Federal Constituency*), from Capt. Bello Ocheja (*rtd*), praying the House to investigate the alleged wrongful termination of his appointment by the Federal Ministry of Aviation and cause his reinstatement;
 - (iii) Hon. Yusuf Galambi (*Gwaram Federal Constituency*), from Gwaram Progressive Union, praying the House to investigate the alleged false publication by the Federal Ministry of Agriculture and Water Resources that 507 underground motorized and head pumps had been constructed in Gwaram Local Government Area.
5. **State of the Nigeria's Rail Transport System:**
Motion made and Question proposed, The
House:

Notes that railway network in Nigeria which presently stands at 3,557 kilometres with 3,505 kilometres on narrow gauge is antiquated, obsolete and in dire need of modernization;

Further notes that the Government of the Federation in a bid to transform and modernize the nation's rail system fashioned out a S35 Billion four-phased 25 year rail development project;

Concerned that the first phase of the project spanning 1,315 kilometres from Lagos to Kano, estimated to cost \$2.5 Billion in line with international per kilometer rate for railway modernization projects was awarded for \$8.3 Billion to China Civil Engineering Construction Company (CCECC) for take-off of the project;

A ware that the Presidential Review Committee had identified very serious and worrisome lapses in the award of the contract and release of funds to China Civil Engineering Construction Company (CCECC) for the first phase of the project;

Desirous of ensuring that Nigerians get value for their monies and have functional modern rail system;

Resolves to:

Mandate the Committee on Land Transport to conduct an investigative public hearing on the railway modernization project and report back to the House within 6 weeks (*Hon. Ike Chinwo and 43 Others*)

Debate:

Amendment Proposed:

In line 1 of the Prayer, *leave out* the word "Public" (*Hon. Habeeb Fasinro*).

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Question put and agreed to.

Main Question as amended, put and agreed to.

The House:

Noted that railway network in Nigeria which presently stands at 3,557 kilometres with 3,505 kilometres on narrow gauge is antiquated, obsolete and in dire need of modernization;

Further noted that the Government of the Federation in a bid to transform and modernize the nation's rail system fashioned out a \$35 Billion four-phased 25 year rail development project;

Concerned that the first phase of the project spanning 1,315 kilometres from Lagos to Kano, estimated to cost \$2.5 Billion in line with international per kilometer rate for railway modernization projects was awarded for \$8.3 Billion to China Civil Engineering Construction Company (CCECC) for take-off of the project;

A ware that the Presidential Review Committee had identified very serious and worrisome lapses in the award of the contract and release of funds to China Civil Engineering Construction Company (CCECC) for the first phase of the project;

Desirous of ensuring that Nigerians get value for their monies and have functional modern rail system;

Resolved to:

Mandate the Committee on Land Transport to conduct an investigative hearing on the railway modernization project and report back to the House within 6 weeks (**HR. 51/2008**).

6. A Bill for an Act to Provide for the Establishment of the Nigeria Social Welfare Commission to Provide and Enhance the Welfare of Citizens and for Other Matters Connected Therewith, 2008 — Second Reading:

Order read, deferred.

7. Nigerian Communications Commission (NCC) Budget Proposal, 2008 — (Committee of Whole 17/9/2008):

Motion made and Question proposed, "That this House do consider the Report on the Nigerian Communications Commission (NCC) Budget Proposal, 2008" (*Hon. Shehu Baba Agaie*).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole for Supply to consider the Report — Agreed to.

(HOUSE IN COMMITTEE OF WHOLE FOR SUPPLY)*(Mr Speaker in the Chair)* NIGERIAN

COMMUNICATIONS COMMISSION (NCC) BUDGET PROPOSAL, 2008

Sources of revenue to finance the budget of N27, 800,000,000.

- (1) The Nigerian Communications Commission's expected sources of revenue to finance its 2008 Budget are as follows:

(a)	<i>Licensing Fees ...</i>	N1,345,981,000
(b)	<i>Annual Operating Levy</i>	N 13,425,997,000
(c)	<i>Spectrum Fees</i>	N4,280,715,000
(d)	<i>Numbering Plan...</i>	N1,945,164,000
(e)	<i>Administration Charges</i>	N67,860,000
(f)	<i>Type Approval Fees</i>	N54,035,000
(g)	<i>Investment Income</i>	N 1,850,000,000
(h)	<i>Sundry Income ...</i>	N30,000,000
(i)	<i>Balance brought forward .</i>	N4,845.611,000
		N27, 845,363,000 — <i>Agreed to.</i>

SCHEDULE

RECEIPTS AND PAYMENTS

<i>Description</i>	<i>Budget 2007</i>	<i>Actual 2007</i> N'000	<i>Budget 2008</i> N'000
Revenue			
Licensing Fees	506,981	640,969	1,345,981
Annual Operational Levy	9,250,000	12,373,870	13,425,997
Spectrum Fees	3,000,000	122,167,538	4,280,715
Numbering Plan	1,000,000	2,453,235	1,945,164
Admin Charges	139,242	73,580	67,860
Type Approval Fees	54,035	54,843	54,035
Investment Income	1,080,000	1,657,120	1,850,000
Sundry Income	30,000	43,500	30,000
Balance Brought Forward			4,845,611
Total	15,060,758	139,464,655	27,845,363
Less Payments:			
Recurrent Expenditure:			
Establishment Costs	53,645	48,883	56,209
Employee's Compensation	2,554,123	1,957,471	2,278,508
Travel Costs	408,781	325,326	210,909
Operational Costs	1,006,749	945,599	646,615
Administration Costs	953,289	852,220	484,448
Bank Charges	35,000	33,996	35,000
Total Recurrent Expenditure	5,011,587	4,163,495	3,711,689

Capital Expenditure	4,295,073	3,338,463	6,729,142
Special Projects:			
Wire Nigeria Project			3,400,000
Total Special Projects			3,400,000
Transfer to the Federation Account	3,000,000	122,167,538	7,134,433
Transfer to Universal Service Fund	3,700,000	4,949,548	5,370,399
Investment Fund			1,500,000
Total Expenditure			27,845,363

— Agreed to.

Question, that the sum of Twenty-Seven Billion, Eight Hundred and Forty-Five million, Three Hundred and Sixty-Three Thousand Naira (N27,845,363.00) being the expected revenue to finance the 2008 Nigerian Communications Commission's Budget stand part of the Budget, put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in the Committee of Whole for Supply considered the Nigerian Communications Commission Budget for 2008 and approved the sum of Twenty-Seven Billion, Eight Hundred and Forty-Five million, Three Hundred and Sixty-Three Thousand Naira (N27,845,363.00) being the expected revenue to finance the Budget.

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

8. **Universal Service Provision Fund Budget Proposal, 2008 — (Committee of Whole 17/9/2008):**

Motion made and Question proposed, "That this House do consider the Report on the Universal Service Provision Fund Proposal, 2008" (Hon. Shehu Baba Agaie).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole for Supply to consider the Report — Agreed to.

(HOUSE IN COMMITTEE OF WHOLE FOR SUPPLY)

(Mr Speaker in the Chair)

UNIVERSAL SERVICE PROVISION FUND BUDGET PROPOSAL, 2008

1. **Sources of revenue to finance the Fund's 2008 Budget of 12,474,294,374.**

(1)	The sources of revenue to finance the Universal Service Provision Fund's Budget proposals for the year 2008, are as follows:				
(a)	NCC's contribution for 4th quarter (2007)				N800,000,000
(b)	NCC's contribution for 1st - 3rd Quarters (2008)				N4,027,800,000
(c)	Projected Interest Income for 2008				N600,000,000
	Total Revenue	...			N5,427,800,000
	Cash Reserve from Dec. 2007				N8,526,640,000
					N13,954,440,000
	Budgeted Revenue	...	..	..	N12,474,294,374

Surplus

N1,480,145,626

— *A greed to.*

SCHEDULE

UNIVERSAL SERVICE PROVISION FUNDS BUDGETED 2008
RECEIPTS AND PAYMENTS ACCOUNT

<i>Description</i>	<i>Actual 2007</i> N'000	<i>Budget 2008</i> N'000	<i>% of Budget</i>
Revenue	5,083,021	5,427,799	
Cash Reserves B/F	5,074,890	8,526,638	
Total	10,157,911	13,954,437	100.00
Payments:	0.00	1,650	0.01
Establishment Cost	94,592	116,387	0.83
Employee's Compensation	48,622	73,716	0.53
Travel Costs	35,802	136,038	0.97
Operational Costs	67,467	227,011	1.63
Administration Costs	0'00 ,	240	0.00
Bank Charges	246,483	447,478	3.21
Total Recurrent Expenditure			
	2,226	27,770	0.20
Capital Expenditure'			
	1,382,564	11,999,046	85.99
Programmes and Projects	1,631,273	12,474,294	89.39
Total Payments	8,526,638	1,480,143	10.61
Excess of Revenue over Expenditure			— Agreed to.

Question, That the sum of Thirteen Million, Nine Hundred and Fifty-Four Thousand, Four Hundred and Thirty-Seven Naira (N13,954,437.00) being the expected Revenue and Total Reserves brought forward stand part of the Universal Service Provisions Fund for 2008, put and agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in the Committee of Whole for Supply considered the Universal Service Provisions Fund's Budget for 2008 and approved the sum of Thirteen Million, Nine Hundred and Fifty-Four Thousand, Four Hundred and Thirty-Seven Naira (N 13,954,437.00) being the expected revenue and total reserves brought forward for 2008.

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

9. A Bill for an Act to Amend the Public Procurement Act, 2007 and for Matters Connected Therewith, 2008 (HB. 87) — (Committee of Whole 17/9/2008):

Motion made and Question proposed, "That this House do now reconsider a Bill for an Act to Amend the Public Procurement Act, 2007 and for Matters Connected Therewith, 2008" (Hon. Shehu Baba Agaie).

Question put and agreed to.

Question that the House do resolve into the Committee of Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(*Mr Deputy Speaker in the Chair*) A BILL FOR AN ACT TO AMEND THE PUBLIC PROCUREMENT ACT, 2007, AND FOR MATTERS CONNECTED THEREWITH, 2008

**Committee Recommendation:
Amendments Proposed: Special
Provision:**

(i) *Insert Immediately after clause 5, a new clause 6 as follows:*

Advertising.

6. Notwithstanding any other provision of this Act the Accounting officer of every procurement entity shall cause to be published in the Federal Tenders Journal or any leading newspapers:

- (a) a list of all pre-qualified candidates for any public contract which has been advertised or which is over N20,000,000.00;
- (b) a list of the beneficiaries of any public contract which has been advertised ⁱ or which is over N20,000,000.00 (*Hon. Daemi Akunaiyi-Akpanah*). '

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

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

(if) *Reinstate section 1 (2) (f) (iv), (v) and (vi) of the Principal Act as follows:*

- (iv) Nigeria Society of Engineers,
- (v) Civil Society,
- (vi) the Media (*Hon. Ita Enang*).

Amendment by leave of the House withdrawn.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole reconsidered the Report on a Bill for an Act to Amend the Public Procurement Act, 2007, and for Matters Connected Therewith, 2008 and approved new Clause 6 and the withdrawal of Special Provision (ii).

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

10. Adjournment:

That this House do now adjourn till 1.50 p.m. This Day Thursday, 18 September, 2008 (*Hon. Shehu Baba Agaie*).

Adjourned accordingly at 1.42p.m.

Dimeji Sabur Bankole
Speaker