



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 24 February, 2009

1. The House met at 10.55 a.m. Mr Deputy Speaker read Prayers.
2. **Votes and Proceedings:**
Mr Deputy Speaker announced that he had examined and approved the Votes and Proceedings of Thursday, 19 February, 2009.

By unanimous consent, the Votes and Proceedings was adopted.

3. **Announcement:**
Obituary:
Mr Deputy Speaker announced with regrets, the death of Alhaji Shehu El-Kanemi, the Shehu of Borno on Saturday, 21 February, 2009. He has been buried according to Muslim rites.

A minute in silence was observed in honour of the deceased and Hon. Sani Abdul rendered prayers for the repose of his soul.

4. **Matters of Urgent Public Importance: Order VIII, Rule 4:**
 - (i) Hon. Halims O. Agoda drew the attention of the House to the Presidential directive to the Federal Civil Service Commission to employ about 3000 civil servants. He noted that the available facts revealed that about 15,000 vacancies existed in the Federal Civil Service, and expressed surprise that the Presidential directive had not been complied with for over one year. He urged the House to debate the matter as one of Urgent Public Importance.

Question put, and negatived.

- (ii) Hon. Patrick Ikhariale drew the attention of the House to the outbreak of "Lassa Fever" in over 10 States across the country. He noted that the disease was not only highly contagious but has the efficacy to kill. He therefore, urged the House to debate the matter as one of Urgent Public Importance.

Question put and agreed to.

Matter to stand over till the next Legislative Day.

- (iii) Hon. Herman Hembe invited the attention of the House to the recent religious crisis in Bauchi State which led to loss of lives and destruction of property worth millions of Naira. He urged the House to debate the matter as one of Urgent Public Importance.

Question put and negatived.

5. **Fire Disaster in Agbaje Market, Ibadan Oyo State.**
Motion made and Question proposed,

Notes with sadness the fire disaster which gutted Agbaje Market, Ibadan, in the early hours of Tuesday the 17th of February, 2009;

Disturbed that the fire disaster destroyed several buildings and warehouses with goods worth over Two Billion Naira;

Further disturbed that although the Fire Service Personnel responded promptly but had no sufficient water to extinguish the fire which led to huge loss to the traders;

Concerned that the fire disaster has rendered several traders in Agbaje Market poorer with no means of livelihood and sustenance for their families;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to send relief materials to affected traders of Agbaje Market;
- (ii) mandate the House Committee on Emergency and Disaster Preparedness to investigate the remote and immediate cause(s) of the fire outbreak, ascertain the extent of damages, identify ways of averting future outbreak and report to the House within one month (*Hon. Folake Olunloyo-Oshinowo and 31 others*).

Debate:

Main Question as amended, put and agreed to

The House:

Notes with sadness the fire disaster which gutted Agbaje Market, Ibadan, in the early hours of Tuesday the 17th of February, 2009;

Disturbed that the fire disaster destroyed several buildings and warehouses with goods worth over Two Billion Naira;

Further disturbed that although the Fire Service Personnel responded promptly but had no sufficient water to extinguish the fire which led to huge loss to the traders;

Concerned that the fire disaster has rendered several traders in Agbaje Market poorer with no means of livelihood and sustenance for their families;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to send relief materials to affected traders of Agbaje Market;
- (ii) mandate the House Committee on Emergency and Disaster Preparedness to investigate the remote and immediate cause(s) of the fire outbreak, ascertain the extent of damages, identify ways of averting future outbreak and report to the House within one month.

Question put and Negatived.

6. A Bill for an Act to Repeal the National Programme on Immunization Act, 1997 and Transfer the Functions of the National Programme on Immunization to the National Primary Healthcare Development Agency and for Matters Connected Therewith, 2008 — *Second Reading*:

Motion made and Question proposed, "That a Bill for an Act to Repeal the National Programme on Immunization Act, 1997 and Transfer the Functions of the National Programme on Immunization to the National Primary Healthcare Development Agency and for Matters Connected Therewith, 2008 be now read a Second Time" (Hon. Baba Shehu Agai).

Debate:

Question that the Bill be now read a Second Time, put and agreed to

Bill read a Second Time and referred to the Committee on Health.

7. A Bill for an Act to Amend the National Primary Healthcare Development Agency Act, 1992 No. 29 and for Matters Connected Therewith, 2008 — *Second Reading:*

Motion made and Question proposed, "That a Bill for an Act to Amend the National Primary Healthcare Development Agency Act, 1992 No. 29 and for Matters Connected Therewith, 2008 be now read a Second Time" (*Hon. Baba Shehu Agai*).

Debate:

Question that the Bill be now read a Second Time, put and agreed to

Bill read a Second Time and referred to the Committee on Health.

8. A Bill for an Act to Enhance the Nation's Internal Security and the Capacity to Manage Disaster and Emergences Through the Provision of Emergency Communication Facilities to Enable Citizen-Activate Response to Emergencies; and the Establishment of Public Safety Answering Centres Throughout the Federation; and for Other Matters, 2009 — *Second Reading:*

Motion made and Question proposed, "That a Bill for an Act to Enhance the Nation's Internal Security and the Capacity to Manage Disaster and Emergences Through the Provision of Emergency Communication Facilities to Enable Citizen-Activate Response to Emergencies; and the Establishment of Public Safety Answering Centres Throughout the Federation; and for Other Matters, 2009 be now read a Second Time" (*Hon. Uzoma Ikem-Abonta*).

Debate:

Question that the Bill be now read a Second Time, put and agreed to

Bill read a Second Time and referred to the Joint Committee on Communications and Internal Security.

9. Consideration of Reports:

(i) *Committee on Judiciary:*

Motion made and Question proposed, "That this House do consider the Report of the House Committee on Judiciary on a Bill for an Act to Provide for Fines in Enactments to be Expressed in Terms of Penalty Units; to Provide for the Amounts to be Converted into Penalty Units and Provide for Connected Matters, 2008 and approve the Recommendations therein" (*Hon. Bala Ibn Na'Allah*).

Question put and agreed to.

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

(HOUSE IN COMMITTEE)

(*Mr Deputy Speaker in the Chair*)

A BILL FOR AN ACT TO PROVIDE FOR FINES IN ENACTMENTS TO BE EXPRESSED IN
TERMS OF PENALTY UNITS; TO PROVIDE FOR THE AMOUNTS TO BE CONVERTED INTO
PENALTY UNITS AND TO PROVIDE FOR CONNECTED MATTERS, 2009

Committee Recommendation:

Clause 1: Fines to be expressed as penalty units.

Where in any enactment provision is made for the imposition of a fine as a penalty for the contravention of any provision in the enactment, the amount of the fine shall be expressed in terms of a number of penalty units (*Hon. Bala Ibn Na'Allah*) — *Agreed to.*

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

Committee Recommendation:

Clause 2: Pecuniary value of a penalty unit.

(1) For the purposes of this Bill one penalty unit is equal to the amount of Naira specified in the Schedule to this Bill.

(2) The Attorney-General may by legislative instrument amend Schedule 1 to this Bill except that the value of one penalty unit shall not exceed a sum equivalent to one third of the prevailing national daily minimum wage multiplied by thirty.

- (a) shall be laid before the National Assembly;
- (b) shall come into force at the expiration of a period of twenty-one sitting days of being so laid unless the National Assembly, before the expiration of the said period of twenty-one sitting days, annuls the Regulations by votes of simple majority; and
- (c) shall be published in the Journals or Gazette of the National Assembly on the day when it was approved (*Hon. Bala Ibn Na'Allah*) — Agreed to.

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

Committee Recommendation:

Clause 3: Fines in existing enactments conversion to penalty units.
Where in any existing enactment—

- (a) provision is made for the imposition of an amount of Naira as a fine or penalty for the contravention of any provision in the enactment; and
- (b) the existing fine is of an amount specified in column 2 of Schedule 2 to this Bill,

there shall be substituted for the fine the new maximum fine specified in relation to it in column 3 of the Schedule 2 and the new fine shall be expressed and read as the number of penalty units corresponding provided in column 4 of the Schedule (*Hon. Bala Ibn Na'Allah*) — Agreed to.

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

Committee Recommendation:

Clause 4: Interpretation.
In this Bill unless the context requires—

"enactment" means an Act or a law in force immediately before the coming into force of this Bill (*Hon. Bala Ibn Na'Allah*).

Question that the meaning of the word "enactment" be as defined in the interpretation to this Bill, put and agreed to.

"fine" means any pecuniary penalty to which a person may be liable for breach of a provision in an enactment (*Hon. Bala Ibn Na'Allah*).

Question that the meaning of the word "fine" be as defined in the interpretation to this Bill, put and agreed to.

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

Committee Recommendation:

Clause 5: Short Title.
This Bill shall be cited as the Fines (Penalty Units) Bill, 2009.

SCHEDULE 1

Section 2 (1)

One penalty unit is equal to ₦2000.00 (*Hon. Bala Ibn Na'Allah*) — Agreed to.

Question that the provision of Schedule 1 stand part of the Bill, put and agreed to.

SCHEDULE 2

Section 3

S/No	Existing maximum fines	New maximum fines	Equivalent number of penalty units
1.	₦200.00	₦2000.00	1 penalty unit
2.	₦500.00	₦5000.00	2.5 penalty units
3.	₦1000.00	₦10,000.00	5 penalty units

4.	₦2000.00	₦20,000.00	10 penalty units
5.	₦5000.00	₦50,000.00	25 penalty units
6.	₦10,000.00	₦100,000.00	50 penalty units
7.	₦40,000.00	₦400,000.00	200 penalty units
8.	₦50,000.00	₦500,000.00	250 penalty units
9.	₦100,000.00	₦1,000,000.00	500 penalty units
10.	₦200,000.00	₦2,000,000.00	1,000 penalty units (<i>Hon. Bala Ibn Na'Allah</i>) — Agreed to.

Question that the provisions of Schedule 2 stand part of the Bill, put and agreed to.

Long Title:

A Bill for an Act to Provide for Fines in Enactments to be Expressed in Terms of Penalty Units; to Provide for the Amounts to be Converted into Penalty Units and to Provide for Connected Matters, 2009 (*Hon. Bala Ibn Na'Allah*) — Agreed to.

Question that a Bill for an Act to Provide for Fines in Enactments to be Expressed in Terms of Penalty Units; to Provide for the Amounts to be Converted into Penalty Units and to Provide for Connected Matters, 2009 be the Long Title of the Bill, put and agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole, considered the Report of the House Committee on Judiciary on a Bill for an Act to Provide for Fines in Enactments to be Expressed in Terms of Penalty Units; to Provide for the Amounts to be Converted into Penalty Units and to Provide for Connected Matters, 2009 and approved Clauses 1 - 5, Schedules 1 and 2, and the Long Title of the Bill.

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

(ii) Committee on Petroleum Resources (Downstream):

Motion made and Question proposed, "That this House do consider the Report on the Committee on Petroleum Resources (Downstream) on a Bill for an Act to Amend the Petroleum Products Pricing Regulatory Agency Act, 2003 and approve the Recommendations therein" (Hon. Clever Ikisikpo).

Question put and agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

**A BILL FOR AN ACT TO AMEND THE PETROLEUM PRODUCTS PRICING
REGULATION AGENCY (ESTABLISHMENT) ACT, 2003**

Amendment of the Principal Act.

The Petroleum Products Pricing Regulatory Agency (Establishment) Act, 2003 in this Act referred to as "the Principal Act" is hereby amended as Principal Act set out below (*Hon. Clever Ikisikpo*) — Agreed to.

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

Amendment of Section 7.

Section 7 (g) of the Principal Act is hereby amended by substituting the word "approve" with "recommend" and adding immediately after the word "products" the words "for approval by the National Assembly" (*Hon. Clever Ikisikpo*).

Amendment Proposed:

Retain the provision of the Principal Act (*Hon. Ita Enang*).

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

Question that section 7 as amended stand part of the Bill, put and agreed to.

Citation.

This Bill may be cited as the Petroleum Products Pricing Regulatory Agency (Amendment) Bill, 2009 (*Hon. Clever Ikisikpo*) — *Agreed to.*

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

Chairman to report Bill.

Extension of Sitting:

Motion made and Question proposed, "That the House do suspend Order 14, Rule 4 to enable it sit beyond 1.30 p.m. (Hon. Baba Shehu Agai).

Question put and agreed to.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole, considered the Report of the House Committee on Petroleum Resources (Downstream) on a Bill for an Act to Amend the Petroleum Products Pricing Regulation Agency (Establishment) Act, 2003 and retained the provision of the Principal Act.

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

(iii) Committee on Sports;

Motion made and Question proposed, "That this House do consider the Report of the House Committee on Sports on a Bill for an Act to Establish the National Sports Commission to be Charged with the Responsibility of Administering, Encouraging and Developing Sports and Games Throughout Nigeria and Other Matters Incidental Thereto, 2008 (HB. 14) and approve the Recommendations therein" (Hon. Suleiman Mohammed Bello).

Question put and agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE NATIONAL SPORTS COMMISSION TO BE CHARGED WITH THE RESPONSIBILITY OF ADMINISTERING, ENCOURAGING, DEVELOPING SPORTS AND GAMES THROUGHOUT NIGERIA AND OTHER MATTERS INCIDENTAL THERETO

Committee Recommendation:

Clause 1: Establishment of the National Sports Commission.

There is established a body to be known as the National Sports Commission (in this Bill referred to as "the Commission") which shall be a body corporate with perpetual succession and a common seal, and may sue and be sued in its corporate name (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

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

Committee Recommendation:

Clause 2: Membership of the Commission.

(1) The Commission shall consist of the following members —

- (a) the Minister who shall be the Chairman and the Chief Executive officer of the Commission;
- (b) the Director-General of the Commission;
- (c) the President of Nigerian Olympic Committee (NOC);
- (d) one representative of collegiate Sports (NUGA, NIPOGA and NICEGA);

- (e) the President of National Association of Women in Sport (NAWIS);
 - (f) the Head of schools sports in the Federal Ministry of Education;
 - (g) representative of National Association of Physical Education, Recreational Sports and Dance (NARHER-S-D)
 - (h) six Chairmen of States Sports Councils representing the Sports Zones to serve on rotational basis of 4 years per State:
 - (i) Zone 1 — Ibadan;
 - (ii) Zone 2 — Benin;
 - (iii) Zone 3 — Enugu;
 - (iv) Zone 4 — Bauchi;
 - (v) Zone 5 — Jos; and
 - (vi) Zone 6 — Kaduna.
 - (i) a representative each of the following Institutional Sports:
 - (i) Navy, Army and Air Force,
 - (ii) Police, Civil Defence and Road Safety Corps,
 - (iii) Customs, Prison Service and Immigration;
 - (j) 3 members from private sector;
 - (k) a representative of the Paralympic Sports;
 - (l) President of the Nigerian Football Federation;
 - (m) 3 persons to represent other National Sports Federations on a 2 year rotational bases
 - (n) the Director of Nigerian Institute for Sports.
- (2) The Chairman and members of the Commission shall be appointed by the President.
- (3) A member of the Commission shall hold office for a period of four years while that of the Director-General will be 5 years beginning with the date on which he was appointed and may be eligible for reappointment for a second term.
- (4) A member of the Commission other than the Chairman may by notice in writing addressed to the President through the Chairman, resign his office and that member shall, on the day of the receipt of the notice by the President, cease to be a member.
- (5) The Chairman shall be deemed to have resigned his membership of the Commission when he is redeployed by the President and/or ceases to be a Minister and his successor will automatically becomes the Chairman.
- (6) Members of the Commission except the Chairman shall receive no remuneration but shall be paid a fee base on an annual fixed amount and may be paid such travelling and other allowances as may from time to time be approved by the President.
- (7) The provisions of the Schedule to this Bill shall have effect with respect to the constitution and procedure of the Commission and other matters mentioned therein (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Committee Recommendation:**Clause 3: Functions of the Commission.**

- (1) The functions of the Commission shall be —
 - (a) To provide leadership in the development of sport in Nigeria.
 - (b) to encourage the development and organisation of and participation in sports in Nigeria;
 - (c) to co-ordinate and integrate efforts to raise the standard of performance in sports throughout Nigeria;
 - (d) to establish, maintain and manage sporting facilities including stadium on behalf of the Federal Government and to direct all activities relative thereto.
 - (e) to provide resources services and facilities to enable Nigerians to improves their physical fitness and general well being and achieve excellence in sports while also furthering their educational skills and other aspect of their personal development.
 - (f) to foster cooperation in sport between Nigeria and other countries through the provision of access to resources, services and facilities related to sports.
 - (g) to encourage private sector to contribute to the founding of sports to supplement assistance by Government.
- (2) The Commission shall, in all international relations affecting sports, have the sole right to make, on behalf of the States Sports Councils, any necessary arrangements for competitions, technical assistance, recruitment of coaches and for any such other matters as the Commission may think fit.
- (3) Without prejudice to the generality of subsection (1) of this section, it shall be the duty of the Commission —
 - (a) to promote, in co-operation with other sports bodies or sports groups, the physical fitness and general well-being of all persons in Nigeria;
 - (b) to organise, or assist financially or otherwise, the participation in sports at inter-State, national and international levels;
 - (c) to train Nigerians to become sportsmen and instructors in sports;
 - (d) to conduct and encourage research into all matters relating to sports;
 - (e) to provide and maintain sports centres and facilities for the training of Nigerians as instructors and organisers of sports;
 - (f) to ensure the participation of all sportsmen where required in inter-State, national, or international competitions (*Hon. Suleiman Mohammed Bello*)
— *Agreed to.*

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

Committee Recommendation:**New Clause 4: Powers to make strategic and operational plans.**

- (1) The Commission shall develop and prepare in writing, for each successive period determine in accordance with subsection (2) of this section, a strategic plan setting out the manner in which it is proposed that its function will be performed during the period.

- (2) The first strategic plan prepared in accordance with this section shall be expressed to relate to a period of 5 years commencing on a day occurring within 12 months after commencement of this Bill and each subsequent strategic plan shall be expressed to relate to a period of 5 years commencing at the end of the period to which the immediately preceding strategic plan relates.
- (3) A strategic plan prepared in accordance with the provisions of this section shall be submitted to the President for approval not less than 3 months or such lesser period as the President in special circumstances, may allow before the proposed day of commencement of the period to which the strategic plan relates (*Hon. Suleiman Mohammed Bello*) — Agreed to.

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

Committee Recommendation:

Clause 4: Powers of the Commission to enter into contracts, to hold property and to invest.

- (1) The Commission may enter into such contracts as may be necessary or expedient for giving effect to the provisions of this Bill.
- (2) Subject to the approval of the President, the Commission may acquire and hold such movable or immovable property as may be necessary or expedient for giving effect to the provisions of this Bill and may, for the same purpose, sell, lease, mortgage; or otherwise alienate or dispose of any property so acquired and held.
- (3) The Commission may invest its funds in such manner and to such extent as it thinks necessary or expedient (*Hon. Suleiman Mohammed Bello*) — Agreed to.

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

Committee Recommendation:

Clause 5: Powers of the Commission to Borrow.

Subject to the approval of the President, the Commission may, for the purpose of giving effect to this Bill, borrow such sums of money as it may require in the exercise of its functions under this Bill (*Hon. Suleiman Mohammed Bello*) — Agreed to.

Question that Clause 5 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 6: Office of the Director-General and Secretary to the Commission.

- (1) There shall be a Director-General who shall also be the Secretary to the Commission.
- (2) Notwithstanding subsection (1) of this section, the Director-General may designate any other member of the staff of the Commission to Bill as the secretary to the Commission either generally or in any special case.
- (3) In the absence of the Director-General, a Director or any person appointed to Bill as Secretary shall not be entitled to vote on any question before the Commission unless he is so entitled as a member thereof (*Hon. Suleiman Mohammed Bello*) — Agreed to.

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

Committee Recommendation:

Clause 7: Appointment of Director and other staff.

- (1) The Director-General who shall be the Chief Administrative Officer of the Commission, shall be appointed by the President, and shall be responsible for the day to day administration of the Commission.
- (2) The Commission may appoint such staff, agents, consultants as it may deem necessary and on such terms and conditions as determine by the Commission for the efficient performance of the Commission's duties under this Bill (*Hon. Suleiman Mohammed Bello*).

Amendment Proposed:

In subclause (1), line 1, immediately after the word "Chief", *leave out* the word "Administrative" and *insert* the word "Accounting" instead thereof (*Hon. Igor Aguma*).

Question that amendment be made put and agreed to.

Question that Clause 7 as amended, stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 8: Application of Pension Reform Bill 2004.**

- (1) It hereby declared that the service in the Commission shall be pensionable under the Pensions Act subject to the provisions of Pensions Reforms Act, and accordingly, employees of the Commission shall, in respect of their services in the Commission be entitled to pensions, gratuities and other retirement benefits as prescribed thereunder.
- (2) Nothing in the foregoing provisions shall prevent the appointment of a person to any office on terms which preclude the grant of a pension or gratuity in respect of service in that office (*Hon. Suleiman Mohammed Bello*).

Amendment Proposed:

In subclause (1), line 1, immediately after the word "be", *leave out* the words "pensionable under the Pensions Act subject to" and *insert* the words "in accordance with" instead thereof (*Hon. Ita Enang*).

Question that amendment be made put and agreed to.

Question that Clause 8 as amended, stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 9: Removal from office of Members of the Commission.**

- (1) If it appears to the Commission that a member of the Commission should be removed from office on the ground of misconduct or inability to perform the functions of his office, the Commission shall after consultation with the interests, if any, represented by that member make a recommendation to that effect to the President, and if the President approves the recommendation he may declare, in writing, the office of that member vacant.
- (2) Without prejudice to subsection (1) of this section —
 - (a) any member who is absent from three consecutive ordinary meetings of the Commission shall file his explanation in writing with the secretary for consideration by the Commission and if the explanation is not accepted by the Commission, the Commission shall recommend to the President that the member be removed from office and the President may declare, in writing, the office of that member vacant;
 - (b) where the Commission is satisfied that the continued presence on the Commission of any member is not in the interest of Nigeria or of sports or of the Commission, the Commission shall state clearly in writing the conditions to the President that the member be removed, and the President may declare, in writing; "the office of "that member vacant (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 9 stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 10: Annual reports and estimates.**

- (1) The Commission shall on or before 1 st October each year prepare and present to the President a report of its proceedings and operations during the period of twelve months ending on 31st December in that year, and the report shall be accompanied by a certified copy of the audited accounts of the Commission for that period.

- (2) A copy of every such report and the audited accounts shall be laid before the National Assembly within 3 months of the succeeding year as soon as may be after the presentation thereof to the President.
- (3) The Commission shall not later than 1st August in each year or as soon as possible thereafter as the President may allow, submit to the President for approval its estimates of revenue and expenditure in respect of the year beginning with 1st January in the following year (*Hon. Suleiman Mohammed Bello*).

Amendment Proposed:

Leave out all the words in subclause (3) and *insert* the following instead thereof:

"The Commission shall not later than 1st August in each year or as soon as possible thereafter as the President may allow, submit to the National Assembly through the President for approval of its estimate of revenue and expenditure in respect of the year beginning with 1st January in the following year" (*Hon. Leo Ogor*).

Question that amendment be made put and agreed to

Question that Clause 10 as amended, stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 11: Accounts and audit.**

The Commission shall keep proper accounts, in a form which conforms with accepted financial standards, of its receipts, payments, assets and liabilities and shall submit the same from time to time but not less frequently than annually for auditing by auditors appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General of the Federation (*Hon. Suleiman Mohammed Bello*).

Amendment Proposed:

Leave out all the words in Clause 11 and *insert* the following instead thereof:

"The Commission shall keep proper accounts, in a form which conforms with existing financial regulations of its receipts, payments, assets and liabilities and shall submit the same from time to time but not less frequently than annually for auditing by Auditors appointed from the list of Auditors and in accordance with the guide lines supplied by the Auditor-General of the Federation (*Hon. Igor Aguma*).

Question that amendment be made put and agreed to

Question that Clause 11 as amended, stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 12: Funds and resources of the Commission.**

- (1) The funds and resources of the Commission shall consist of —

- (a) such funds as may from time to time be provided by the Federal Government;
- (b) such funds as may be collected or received by the Commission from other sources either in the execution of its functions or in respect of any property vested in the Commission; and
- (c) such interests as may accrue to the Commission from investments made by virtue of this Bill;
- (d) funds raised from the Commission's marketing and sponsorships Billivities through the commercialization of the sports properties available to the Commission.

- (2) No funds shall be raised internationally by the Commission without the approval of the President (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 12 stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 13: Non-liability of Members.**

No member of the Commission shall be personally liable for any Bill or omission done or made in good faith while engaged on the business of the Commission (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 13 stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 14: Powers to make standing orders.**

- (1) The Commission may, within the scope of its authority under this Bill, make standing orders relating to any internal and domestic matters placed by this Bill under its control and particularly to the matters mentioned in paragraph 9 of the Schedule to this Bill.
- (2) All such standing orders shall be in writing and shall come into force when sealed with the seal of the Commission, unless some other date for commencement be therein prescribed.
- (3) Nothing in subsection (2) of this section shall make it obligatory for the Commission to publish any or all of the said standing orders in the Federal Gazette (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 14 stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 15: Powers of President to give directives etc.**

- (1) Subject to the provisions of this Bill, the President may give general or specific directives to the Commission and the Commission shall comply with and give effect to any such directives.
- (2) The Commission shall give to the President such information and returns relating to its activities actual or proposed as the President may from time to time require (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 15 stand part of the Bill, put and agreed to.

Committee Recommendation:**Clause 16: Commission relationship with National Sport Association.**

- (1) Subject to the provisions of this section, the Commission may set up National Sports Associations for each kind of sports and may facilitate the emergence of the leadership of the associations through a democratic process thereof; accordingly the Commission shall regulate the activities of sports associations and all matters relating to the constitution, affiliation, recognition of international competitions and to officers of national sports associations shall be submitted for approval to the Commission.
- (2) No Government financial assistance shall be given to national sports associations except through the Commission which shall determine the amount and the terms of the grant; and no new grants shall be made in any case until the audited accounts of the previous year, if any, have been submitted and accepted by the Commission.
- (3) Without prejudice to subsection (2) of this section, the Commission shall not interfere with the general administration of national sports associations set up under this Bill but may give directions when in its opinion it is necessary to do so.
- (4) For the purposes of this section, "National Sports Association" means the body responsible for the administration and organisation of a particular sport on a national basis in Nigeria and recognised as such by the Commission (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that Clause 16 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 17: Quorum and procedure of bodies established by this Bill.

Subject to the provisions of this Bill and any standing orders made thereunder, the quorum and procedure of any other body of persons established by this Bill shall be as may be determined by that body (*Hon. Suleiman Mohammed Bello*) — Agreed to.

Question that Clause 17 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 18: Concessions to sports major sponsors and commercial partners.

- (1) Sports is hereby recognized and classified as a national asset by the Federal Government.
- (2) Pursuant to section 18 (1), the Commission is entitled to special privileges, concessions and to from time to time receive special grants, subvention and/or appropriation from the Federal Government in furtherance to its objectives and functions and to facilitate the overall development of sports in Nigeria.
- (3) The Federal Government, subject to the approval of the President, upon the request of the Commission shall grant special concessions, waivers and tax rebates to companies, individuals and corporations sponsoring the activities of the Commission and/or any of the national sport association as described under section 16 (5) of this Bill.
- (4) All requests for special concessions, waivers and tax rebates, etc. shall be forwarded for the President's approval by the national sports association through the Commission.
- (5) The quantum of the concession, waivers and tax rebates to be granted shall be at the discretion of the President.
- (6) Major sponsors of the national sports association shall be those sponsors categorize as such by the association's executive committee in accordance to the association's marketing and commercialization plans and/or as deem fit by the Commission (*Hon. Suleiman Mohammed Bello*) — Agreed to.

Question that Clause 18 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 19: Interpretation.

In this Bill, unless the context otherwise requires —

"Chairman" means the Chairman of the Commission appointed in accordance with section 2 (1) of this Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "Chairman" be as defined in the interpretation to this Bill, put and agreed to.

"Commission" means the National Sports Commission established by virtue of section 1 (1) of this Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "Commission" be as defined in the interpretation to this Bill, put and agreed to.

"the Director-General" means the Director-General appointed pursuant to section 7 (1) of this Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the words "the Director-General" be as defined in the interpretation to this Bill, put and agreed to.

"functions" includes powers and duties (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "functions" be as defined in the interpretation to this

"member" means a member of the Commission (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "member" be as defined in the interpretation to this Bill, put and agreed to.

"Minister" means the Minister responsible for sports (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill, put and agreed to.

"national sports association" has the meaning assigned to it by section 16 (5) of this Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word s"national sports association" be as defined in the interpretation to this Bill, put and agreed to.

"Nigeria Olympic Association" means the Olympic Association of Nigeria recognised as such by the Commission (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the words "Nigeria Olympic Association" be as defined in the interpretation to this Bill, put and agreed to.

"sports" includes any game or recreational activity approved by the Commission for the purposes of this Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "sports" be as defined in the interpretation to this Bill, put and agreed to.

"secretary" means secretary to the Commission appointed in accordance with section 7 (1) of the Bill (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the word "secretary" be as defined in the interpretation to this Bill, put and agreed to.

"Zonal Sports Offices" means bodies established in each of the six geopolitical zones of the Federation charged with responsibility for sports within each zone and recognised as such by the Commission (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the words "Zonal Sports Offices" be as defined in the interpretation to this Bill, put and agreed to.

"Collegiate Sports" means the games of all tertiary institutions functioning in Nigeria and recognized as such by the Commission (*Hon. Suleiman Mohammed Bello*).

Question that the meaning of the words "Collegiate Sports" be as defined in the interpretation to this Bill, put and agreed to.

Question that Clause 19 stand part of the Bill, put and agreed to.

Committee Recommendation:

Clause 20: Citation.

This Bill may be cited as the National Sports Commission Bill, 2009 (*Hon. Suleiman Mohammed Bello*) — Agreed to.

Question that Clause 20 stand part of the Bill, put and agreed to.

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COMMISSION, ETC.

Tenure of office of members, etc.

1. (1) Where a vacancy occurs in the membership of the Commission, that vacancy shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor, so however that the successor shall represent the same interest and shall be appointed by the same authority as his predecessor.
- (2) The Commission may Bill notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

Committees

2. (1) The Commission shall appoint three standing committees which shall carry out such functions as the Commission may delegate to them and which shall be designated as follows —
 - (a) the Finance and Establishments Committee;
 - (b) the Facilities (Structures and Equipment) Committee; and
 - (c) the Technical Sports Development Committee;and, subject to the foregoing, the Commission may appoint such other committees to advise it on the exercise and performance of its functions under this Bill as it may from time to time consider necessary.
- (2) Every such committee shall consist of —
 - (a) a Chairman who shall be appointed by the Commission from among the members of the Commission;
 - (b) not more than six other persons (whether or not they are members of the Commission), so however that any non-member of the Commission co-opted to serve on any committee shall enjoy all the rights and privileges of a member except the right to vote and to count towards a quorum.
- (3) In this paragraph "Chairman" means Chairman of a committee.

Proceedings of the Commission

3. (1) The Commission shall meet for that conduct of business at such times, places and on such days as the Chairman may appoint but shall meet not less than twice a year.
- (2) The Chairman may at any time, and shall at the request in writing of the President or of not less than four members one each from a different zone, summon a meeting to be held within fourteen days from the date the notice is given.
- (3) Particulars of the business to be transacted at any meeting shall be circulated to members with the notice of the meeting.
4. (1) Where the Commission or a committee of the Commission desires to obtain the advice of any person on any particular matter, it may co-opt that person as a member for a meeting whether or not expressly convened for the purpose of considering that matter.
- (2) A person so co-opted shall not be entitled to vote nor shall he count towards a quorum.
5. (1) Every question put before the Commission at a meeting shall be decided by a majority of votes of the members present and voting.
- (2) One-half plus 1 of the members of the Commission shall form a quorum at any meeting of

- (3) The Chairman shall, at any meeting, have a vote and, in the case of an equality of votes, may exercise a casting vote.
6. The Chairman shall preside at all meetings of the Commission, but if he is absent from any meeting of the Commission, the members present shall elect one of their members to preside at that meeting.
7. Subject to the provisions of this Bill, the Commission may make standing orders with respect to the holding of meetings, the nature of notice to be given, the proceedings thereat, the keeping of minutes of such proceedings and the custody and production for inspection of such minutes.

Miscellaneous

8.
 - (1) Any contract or instrument which if entered into or executed by a person not being a body corporate would not be required to be under seal may be entered into or executed on behalf of the Commission by any person generally or specifically authorised by it for that purpose.
 - (2) Any member of the Commission or of a committee thereof, who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Commission or the committee, shall forthwith disclose his interest to the Commission or the committee and shall not vote on any question relating to such contract or arrangement.
9.
 - (1) The common seal of the Commission shall not be used or affixed to any document except in pursuance of a resolution duly passed at a properly constituted meeting of the Commission and recorded in the minutes of the meeting.
 - (2) The fixing of the seal of the Commission shall be authenticated by the signature of the Chairman or some other member authorised generally or specifically by the Commission to do so for that purpose.
 - (3) Any document purporting to be a document duly executed under the seal of the Commission shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
10. The Six Zonal Sports offices are:
 - (1) Zone 1 — Ibadan comprising: Oyo, Ogun, Ondo, Osun, Lagos and Ekiti States;
 - (2) Zone 2 — Benin comprising: Edo, Delta, Rivers, Cross River, Bayelsa and Akwa Ibom States;
 - (3) Zone 3 — Enugu comprising: Abia, Enugu, Imo, Ebonyi and Anambra States;
 - (4) Zone 4 — Bauchi comprising: Bauchi, Yobe, Adamawa, Gombe, Borno and Taraba States;
 - (5) Zone 5 — Jos comprising: Plateau, Nasarawa, Benue, Kwara, Niger, Kogi States and F.C.T.
 - (6) Zone 6 — Kaduna comprising: Kaduna, Kano, Katsina, Jigawa, Kebbi, Sokoto, and Zamfara States (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that the provisions of the Schedule stand part of the Bill, put and agreed to.

Long Title:

A Bill for an Act to Establish the National Sports Commission to Be Charged with the Responsibility of Administering, Encouraging, Developing Sports and Games Throughout Nigeria and Other Matters Incidental Thereto, 2009 (*Hon. Suleiman Mohammed Bello*) — *Agreed to.*

Question that a Bill for an Act to Establish the National Sports Commission to be Charged with the Responsibility of Administering, Encouraging, Developing Sports and Games Throughout Nigeria and Other Matters Incidental Thereto, 2009 be the Long Title of the Bill, put and agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole, considered the Report of the House Committee on Sports on a Bill for an Act to Establish the National Sports Commission to be Charged with the Responsibility of Administering, Encouraging, Developing Sports and Games Throughout Nigeria and Other Matters Incidental Thereto, 2009 and approved Clauses 1 - 3, approved New Clause 4, approved Clauses 4 - 6, amended Clauses 7 and 8, approved Clause 9, amended Clauses 10 and 11, approved Clauses 12 - 20, the Schedule and the Long Title of the Bill.

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

10. Adjournment:

And it being 2.45 p.m., the House adjourned till Wednesday, 25 February, 2009 at 2.00 p.m.

Usman Bayero Nafada
Deputy Speaker

CORRIGENDUM

In the Votes and Proceedings of Thursday, 19 February, 2009:

Page 619, item 25 (1) (a) line 3, immediately after the words "period of" *leave out* the figure "10" and *insert* the figure "5" instead thereof.