



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

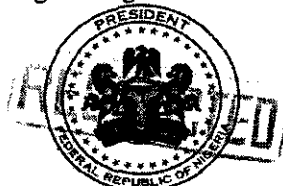
VOTES AND PROCEEDINGS

Tuesday, 10 November, 2009

1. The House met at 11.08 a.m. Mr Deputy Speaker read Prayers.
2. **Votes and Proceedings:**
Mr Deputy Speaker announced that he had examined and approved the Second Votes and Proceedings of Thursday, 5 November, 2009.

By unanimous consent, the Votes and Proceedings was adopted.

3. **Message:**
Mr Deputy Speaker read the following Message from the President of the Federal Republic of Nigeria:



**PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

November 3, 2009

*Right Honourable Dimeji Bankole, CFR
Speaker of the House of Representatives,
National Assembly Complex,
Three Arms Zone,
Abuja.*

Dear brother,

2010 APPROPRIATION BILL

In compliance with Section 81 (1) of the 1999 Constitution of the Federal Republic of Nigeria, I crave the indulgence of the National Assembly to grant 'me the slot of 11.00 a.m. on Thursday, 19th November, 2009 to formally address the Joint Session of the National Assembly on Budget 2010.

While I thank the Honourable Members of the House of Representatives of the Federal Republic for the constancy of your cooperation and understanding, please accept, Honourable Speaker, the assurances of my highest consideration.

Yours sincerely,

(Signed)

UMARU MUSA YAR'ADUA

4. Announcements:

(i) Transmission of Bill:

Mr Deputy Speaker read a communication from the Senate of the Federal Republic of Nigeria:



NASS/CS/R/02/103

*The Clerk,
House of Representatives,
National Assembly,
Abuja.*

SENATE
FEDERAL REPUBLIC OF NIGERIA

OFFICE OF THE CLERK

TEL: 2340273

FAX: 2341325

P. M. B. 141 GARKI,
ABUJA - NIGERIA

5th November, 2009

TRANSMISSION OF BILL

The Senate has passed the National Hospital for Women and Children, (Establishment, etc.) Act (Amendment) Bill, 2009 (SB. 37)

2. *Kindly bring the notice of the passage of the Bill and the request for Concurrence to the attention of the House.*

3. *Copies of,*

(i) *the Bill signed by me and endorsed by the President of the Senate, and*

(ii) *Relevant Votes and Proceedings are attached herewith please.*

(Signed)

Ben Efeturi

Clerk,

Senate of the Federal Republic of Nigeria

(ii) Visitors:

Mr Deputy Speaker recognised the presence in the Gallery, of :

(a) Leaders and Councillors of Owan East Legislative Council, Afuze, Edo State;

(b) Staff and Students of Cherryfield College Jikwoyi, Abuja;

(c) Children of the Assemblies of God, Mararaba, Nasarawa State.

5. Matter of Urgent Public Importance:

Rising on Order VIII, Rule 4 of the Standing Orders of the House, Hon. Ekperikpe L. Ekpo drew the attention of the House to the near Mid-Air collision which could have involved two aircrafts, a Hawker 900 and another passenger aircraft at the Port Harcourt air space. On one of the aircrafts was the Governor of Akwa Ibom State and his entourage. The other one was a chartered plane by the Central Bank of Nigeria and both flying towards each other at the same altitude, having been mistakenly cleared by the Air Control Tower in Port Harcourt. He noted that only one of the aircrafts had a functional TCAS equipment which prevented the mishap. In order to prevent future mishap, he sought the leave of the House to consider the matter as one of Urgent public Importance.

Question that the matter be considered as one of Urgent Public Importance, put and agreed to.

Matter to stand-over till the next Legislative Day.

6. Privileges:

- (i) Rising on Order V, Rules (1) and (2) of the Standing Orders of the House, Hon. Sumaila Abdullahi Mohammed invited the attention of the House to a publication in the "Daily Trust" Newspaper of 9th November, 2009 to the effect that the House Committee on State and Local Government organised and gave awards to Local Government Chairmen in the Federation for which the Local Government Chairmen paid the sum of ₦88m (Eighty-eight million Naira). He considered the alleged award to be tainted with corruption and consequently, a breach of his privilege and that of the House.

Matter referred to the Committee on Ethics and Privileges for investigation.

- (ii) Also citing Order V, Rule 2, of the Standing Order of the House, Hon. Adeola Monruf drew the attention of the House to the continuous malfunctioning of the microphone on the seat allocated to him. He considered it a breach of his privilege as it curtailed his contributions to debates in the House.

House noted that the matter of microphones malfunctioning in the House was being appropriately handled by the Committee on House Services for permanent solution.

7. Presentation of Bill:

Second Supplementary Appropriations Bill, 2009 — *Read the First Time.*

8. A Bill for an Act to Alter the Provisions of the Constitution of the Federal Republic of Nigeria 1999; and for Other Matters Connected Thereto, 2009 — Second Reading:

Order read, deferred.

9. Consideration of Report:

Joint Committee on Banking and Currency and Justice:

Motion made and Question proposed, "That this House do resume the consideration of the Report of the Joint Committee on Banking and Currency and Justice on a Bill for an Act to Amend the Nigerian Deposit Insurance Corporation Act, 2005 and for Matters Connected Therewith 2008 and approve the Recommendations therein" (Hon. Ita Enang).

Question put and agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

**A BILL FOR AN ACT TO AMEND THE NIGERIA DEPOSIT INSURANCE CORPORATION ACT, 2006
AND FOR MATTERS CONNECTED THEREWITH**

Debate:

Committee Recommendation:

The Nigeria Deposit Insurance Corporation Act, 2006 (in this Bill referred to as "the Principal Act") is hereby amended as set out in this Bill (*Hon. Betty Apiafi*) — *Agreed to.*

Amendment of Section 3:

Committee Recommendation:

3.—(2) Any person who contravenes the provisions of this section commits an offence and is liable on conviction to :

- (a) in case of an individual, a fine of ₦100,000.00 or imprisonment for a term not exceeding 5 years or to both such fine and imprisonment (*Hon. Betty Apiafi*).

Amendment Proposed:

In line 1, immediately after the figure ₦100,000.00, *leave out* all the other words (*Hon. Betty Apiafi*).

Question that the amendment be made, put and negatived.

Amendment of Section 5.**Committee Recommendation:****Composition of the Board.**

5. (1) The governing body of the Corporation shall be a Board of Directors (in this Act referred to as "the Board").
- (2) The Board shall consist of the following members :
- (a) the Chairman ;
 - (b) the Managing Director ;
 - (c) two Executive Directors ;
 - (d) a representative of —
 - (i) the Central Bank of Nigeria not below the rank of Director ;
 - (ii) the Federal Ministry of Finance not below the rank of a Director ; and
 - (e) six other members, one from each of the six geopolitical zones of the country.
- (3) The Chairman and Board members shall not be persons who own or control significant interests in any insured institution in Nigeria.
- (4) The President of the Federal Republic of Nigeria shall appoint the Chairman and members of the Board subject to the confirmation of the Senate.
- (5) except the Managing Director and the two Executive Directors, all other Members of the Board shall be part time Members (*Hon. Betty Apiafi*).

Amendments Proposed:

- (i) In subclause (2) (c), *leave out* the word "two" and *insert* the word "three" instead thereof (*Hon. Betty Apiafi*).

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

- (ii) *Leave out* all the words in subclause (2) (e), and *insert* the following instead thereof:
"A representative of each of the six geo-political zones, one of whom shall be the Chairman" (*Hon. Aminu Waziri Tambuwal*).

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

- (iii) In subclause (5), line 1, immediately after the words "and the", *leave out* the word "two" and *insert* the word "three" instead thereof — (*Consequential amendment*).
- (iv) In subclause (5), line 1, immediately after the word "Directors", *insert* the words "Chairman and" (*Hon. Ita Enang*).

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

Question that Clause 5 as amended, stand part of the Bill (Hon. Betty Apiafi) — Agreed to.

Amendment of Section 6.**Committee Recommendation:**

- (3) Whenever the Board is dissolved, the Minister of Finance shall, in consultation with the, Governor of Central Bank of Nigeria (CBN) constitute an Interim Board for the Corporation to be made up of the following members, one of whom shall be appointed—

Question that Clause 6 (3) as amended, stand part of the Bill (Hon. Betty Apiafi) — Agreed to.

Amendments of Section 8.**Committee Recommendation:****Appointment of the Managing Director and Executive Directors etc.**

- (1) There shall be appointed for the Corporation —
- (a) a Managing Director, who shall be the Chief Executive of the Corporation and shall be responsible for the day-to-day management of the Corporation, and
 - (b) two Executive Directors who shall perform such duties as may be assigned to them from time to time by the Board or the Managing Director.
- (2) A person appointed as the Managing Director or an Executive Director shall not, while holding that office, hold any other office or be a Director in any Corporation, Company or any other establishment without the prior approval of the Board.
- (3) The Managing Director and Executive Directors appointed under this section shall constitute the Executive Committee of the Board, and shall hold office for a period of five years and may be eligible for reappointment for a further period of five years.
- (4) Subject to subsection (3) of this section, the Managing Director and Executive Directors shall each hold office on such terms and conditions as may be specified in their letters of appointment (*Hon. Betty Apiafi*).

Amendments Proposed:

- (i) In subclause (1) (b), *leave out* the word “two” and *insert* the word “three” instead thereof — (*Consequential amendment*).
- (ii) In subclause (2), line 2, immediately after the word “establishment”, *leave out* all the words “without the prior approval of the Board” and *insert* the following words “except subsidiaries of NDIC and or any company under receivership” instead thereof (*Hon. Ali Ndume*).

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

Chairman to report progresss.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in the Committee of Whole considered the Report of the Joint Committee on Banking and Currency and Justice on Bill for an Act to Amend the Nigerian Deposit Insurance Corporation Act, 2005 and for Matters Connected Therewith 2008 and approved Clauses 1 and 2, amended Clause 3, approved Clause 4, amended Clause 5, approved Clauses 6 and 7, amended Clause 8, and deferred consideration of the Report till the next Legislative Day.

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 Wednesday, 11 November, 2009 at 2.00 p.m. (*Hon. Baba Shehu Agaie*).

Adjourned accordingly at 1.50 p.m.

Usman Bayero Nafada
Deputy Speaker

CORRIGENDUM

In the First Votes and Proceedings of Thursday, 5 November, 2009, page 274, immediately after item 4, *insert* the following as item 5 and renumber accordingly:

Matter of Urgent Public Importance:

Rising on Order VIII, Rule 4 of the Standing Orders of the House, Hon. Samaila Mohammed drew the attention of the House to reports of cases of Swine Flu in some areas in Lagos State. In order to take urgent steps to curb its spread, he urged the House to consider the matter as one of Urgent Public Importance.

Question that the House do consider the matter as one of Urgent Public Importance, put and agreed to.

Matter to stand over till the next Legislative Day.