



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 18th January, 2017

1. The Senate met at 10:28 a.m. The Deputy Senate President read Prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Tuesday, 17th January, 2017.

Question was put and the Votes and Proceedings were approved as amended.

3. **Message from Mr. President:**
The Deputy Senate President announced that he had received a letter from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

Confirmation of Appointment:



**PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

17th January, 2017

*Distinguished Senator Abubakar Bukola Saraki
President of the Senate,
Senate Chambers,
National Assembly Complex,
Three Arms Zone,
Abuja.*

Dear Distinguished Senate President,

**REQUEST FOR CONFIRMATION OF RE-APPOINTMENT
OF THE EXECUTIVE DIRECTOR OF NIGERIAN DEPOSIT
INSURANCE CORPORATION (NDIC)**

In accordance with the provisions of Sections 5(4) and 8(3) of the Nigerian Deposit Insurance Corporation Act, I hereby forward the name of Mr. Aghatise Erediauwa for the kind consideration and Confirmation by the Distinguished Senate of the Federal Republic of Nigeria, for re-appointment as Executive Director of the Nigerian Deposit Insurance Corporation (NDIC).

It is my hope that this will receive the usual expeditious consideration of the Distinguished Senators.

Please accept, Distinguished Senate President, the assurances of my highest regards.

*Yours Sincerely,
(Signed)
Muhammadu Buhari*

4. Announcements:

(a) *Reminder: South-West Senate Caucus:*

The Deputy Senate President read a letter from Senator Olusola Adeyeye (*Osun Central*) as follows:



CHIEF WHIP OF THE SENATE

18th January, 2017

ANNOUNCEMENT

There will be Senate South-West Caucus meeting in Suite 4.23 (Office of the Chief Whip) immediately after Plenary, today, 18th January, 2017.

(Signed)

Senator Olusola Adeyeye

(b) *Condolence Visit to Niger State:*

The Deputy Senate President read a letter from Senator Oluremi S. Tinubu (*Lagos Central*) as follows:



SENATOR OLUREMI TINUBU, OON
LAGOS CENTRAL SENATORIAL DISTRICT
Chairman, Senate Committee on Environment

SOT/VOL.2/208

Wednesday, 18th January, 2017

*Senator Dr. Olubukola Saraki, CON
The President of the Senate,
Federal Republic of Nigeria,
National Assembly Complex,
Abuja.*

Your Excellency,

*Condolence Visit to the Bereaved Family of Former Governor of Niger State, His
Excellency Abdulkadir Kure*

I write with respect to the above subject matter to invite all Female Senators, in a delegation to be led by the Deputy Minority Whip, Senator Biodun Olujimi, to pay a condolence visit to the bereaved family of the Late Abdulkadir Kure, former Governor of Niger State who recently passed away.

Also, Her Excellency, Senator Zainab Abdulkadir Kure was a colleague in the 7th Assembly who has served this nation meritoriously.

The delegation shall depart from the Nnamdi Azikiwe International Airport, Abuja at 10:00 am on Friday, 20th January, 2017.

Please indicate your interest and availability by calling or sending a text to Ms. Funmi Hamid on 08095300251 on or before 12 noon on Thursday, 19th of January, 2017.

While counting on your attendance, please accept assurance of my highest regards.

Sincerely,

(Signed)

Senator Oluremi Tinubu, OON

5. Petitions:

- (a) Rising on Rule 41, Senator Dino Melaye (*Kogi West*) drew the attention of the Senate to a petition from his constituent, Barr. A. S. John, Solicitor to Mr. Amadi Victor and four others over wrongful termination of appointment by the Nigerian Ports Authority (NPA). He urged the Senate to look into the matter.

Petition laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Rule 41(3)] to report within two (2) weeks.

- (b) Rising on Rule 41, Senator Matthew A. Urhoghide (*Edo South*) drew the attention of the Senate to a petition from his constituent, Mr. Emwindomwananfo Godfrey, over unlawful dismissal by the Nigeria Police. He urged the Senate to look into the matter.

Petition laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Rule 41(3)] to report within two (2) weeks.

- (c) Rising on Rule 41, Senator Benjamin C. Uwajunogu (*Imo North*) drew the attention of the Senate to a petition from his constituent, Cpl. Obinna Ogbu, over wrongful dismissal by the Nigeria Police. He urged the Senate to look into the matter.

Petition laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Rule 41(3)] to report within two (2) weeks.

6. Personal Explanation:

Rising on Rule 43, Senator Ahmad I. Lawan (*Yobe North*) drew the attention of the Senate to the unfortunate accidental bombing of the Internally Displaced Persons (IDPs) by the Nigerian Airforce on Tuesday, 17th January, 2017 in Borno State in which, 53 people were killed with many others injured. He urged the Senate to condole the families, people and Government of Borno State over the incidence and observe a minute silence in honour of those that lost their lives.

A minute silence accordingly observe in honour of the deceased.

**7. Joint Committee on Finance; Appropriations; and National Planning:
Report on the 2017- 2019 Medium-Term Expenditure Framework (MTEF) and Fiscal Strategy
Paper (FSP):**

Motion made: That the Senate do consider the Report of the Joint Committee on Finance; Appropriations; and National Planning on the 2017- 2019 Medium-Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP) (*Senator John O. Enoh — Cross River Central*).

Question put and agreed to.

Report presented.

Debate:

Proposed Resolution (i):

Question: That daily crude oil production of 2.2mbpd for 2017 budget be approved — *Agreed to.*

Proposed Resolution (ii):

Question: That the crude oil bench mark price of \$44.5 per barrel be approved for 2017 budget — *Agreed to.*

Proposed Resolution (iii):

Question: That the exchange rate of ₦305/USD for 2017 budget be approved and Central Bank of Nigeria should initiate measures that would close the gap between the parallel market and the official exchange rate — *Agreed to.*

Proposed Resolution (iv):

Question: That the projected non-oil revenue of ₦5.122trillion be approve for 2017. In addition, revenue generating agencies should intensify in their revenue collections drive to boost the non-oil components of the revenue — *Agreed to.*

Proposed Resolution (v):

Question: That the projected FGN independent revenue of ₦807.57 billion be approved for 2017 and the legal framework of relevant MDAs and Government Owned Enterprises which allows them to utilize their revenue outside the Consolidated Revenue Fund (CRF) be reviewed. This will ensure that the agencies pay operating surplus and remit appropriately their gross revenues into Consolidated Revenue Funds (CRF). This step may also include repealing of the existing Acts of Agencies which currently allow them to utilised their revenue outside the CRF — *Agreed to.*

Proposed Resolution (vi):

Question: That the 2017 new borrowing be adopted but insist that the new borrowings should be on project-tied bases and Government must remain focused to ensure that any borrowings are used to fund critical projects that will increase productivity and also contribute to financing such debt — *Agreed to.*

Proposed Resolution (vii):

Question: That the relevant Committees of the National Assembly should closely and constantly oversight the MDAs on the implementation of the Social Intervention Programmes to ensure effective, widespread and representative targeting of beneficiaries — *Agreed to.*

Proposed Resolution (viii):

Question: That Government should implement drastic measures to achieve self-sufficiency and become an exporter of certain agricultural and mining products, in addition, increase in local production of maize, soya, poultry, livestock etc. so as to achieve self-sufficiency as well as attracting investment into the Solid Minerals, Tourism and Entertainment sectors — *Agreed to.*

Resolved:

- (i) That daily crude oil production of 2.2mbpd for 2017 budget be approved;
- (ii) That the crude oil bench mark price of \$44.5 per barrel be approved for 2017 budget;
- (iii) That the exchange rate of ₦305/USD for 2017 budget be approved and Central Bank of Nigeria should initiate measures that would close the gap between the parallel market and the official exchange rate;
- (iv) That the projected non-oil revenue of ₦5.122trillion be approve for 2017. In addition, revenue generating agencies should intensify in their revenue collections drive to boost the non-oil components of the revenue;
- (v) That the projected FGN independent revenue of ₦807.57 billion be approved for 2017 and the legal framework of relevant MDAs and Government Owned Enterprises which allows them to utilize their revenue outside the Consolidated Revenue Fund (CRF) be reviewed. This will ensure that the agencies pay operating surplus and remit appropriately their gross revenues into Consolidated Revenue Funds (CRF). This step may also include repealing of the existing Acts of Agencies which currently allow them to utilised their revenue outside the CRF;
- (vi) That the 2017 new borrowing be adopted but insist that the new borrowings should be on project-tied bases and Government must remain focused to ensure that any borrowings are used to fund critical projects that will increase productivity and also contribute to financing such debt;
- (vii) That the relevant Committees of the National Assembly should closely and constantly oversight the MDAs on the implementation of the Social Intervention Programmes to ensure effective, widespread and representative targeting of beneficiaries; and
- (viii) That Government should implement drastic measures to achieve self-sufficiency and become an exporter of certain agricultural and mining products, in addition, increase in local production of maize, soya, poultry, livestock etc. so as to achieve self-sufficiency as well as attracting investment into the Solid Minerals, Tourism and Entertainment sectors (S/Res/083/02/17).

8. Conference Committee:

Report on the National Assembly Budget and Research Office (Establishment, etc.) Bill, 2017 (SB.222):

Motion made: That the Senate do adopt the Report of the Conference Committee on the National Assembly Budget and Research Office (Establishment, etc.) Bill, 2017 (Senator Emmanuel I. Paulker — Bayelsa Central).

Question put and agreed to.

Report presented.

Report accordingly adopted.

9. Conference Committee:

Report on the Forestry Research Institute of Nigeria (Establishment, etc.) Bill, 2017 (SB. 14):

Motion made: That the Senate do adopt the Report of the Conference Committee on the Forestry Research Institute of Nigeria (Establishment, etc.) Bill, 2017 (Senator Oluremi S. Tinubu — Lagos Central).

Question put and agreed to.

Report presented.

Report accordingly adopted.

10 **Motions:**

- (a) ***The state of the Humanitarian Relief Effort in the North East amidst high level of funding so far:***

Motion made: That the Senate notes the growing severity in the humanitarian crisis in the North East;

observes that there have been over 73% increase in donor funding for the humanitarian response in the North East. The United Nations Office for the Coordination of Humanitarian Affairs (UNOCHA) reported that over \$426 Million have been received as at December, 2016 which is equivalent to about ₦130 Billion;

notes that although an estimated ₦36 billion worth of funding for food security has been reportedly donated towards alleviating the food security problem in the North East, however, malnutrition has reached extreme levels in parts of Borno, Adamawa and Yobe States with 4.7 million people projected to be in the integrated food security phase classification (IPC) 3 to 5.2 by June 2017;

confirms that up to 7million people in the North East are in need of humanitarian assistance. 2.5 million children are said to be malnourished, majority of them are in Adamawa, Borno and Yobe States, and 1million children are in need of access to school;

observes further that though over ₦5.7 bn has been donated to help the Region deal with health and sanitation issues, health needs remain extreme with many people already in critical health conditions and high prevalence of severe morbidity and mortality;

notes that lack of basic shelter, water, latrines and shower facilities which is a clear harbinger of communicable diseases including cholera and this exacerbates malnutrition among children under five years old, which remains a major health hazard;

aware that the United Nations, IRC, International Donor Agencies, Non-Governmental Agencies, Federal Government Agencies like PCNI, NEMA, Refugees Commission, Borno State Government have all been operating in some of the affected areas spending colossal sums of money;

observes that there is no visible synergy, coordination or engagement between the participating agencies and local authorities;

acknowledges that there is gap between what is reported to be the level of funding response and the reality on ground which continue to remain dire and grave due to lack of oversight, accountability, transparency, synergy and coordination between operating agencies; and

concerned that the way things are going, even if ₦1trillion is thrown into the mix without synergy, oversight, engagement, transparency and better coordination, nothing would improve in the condition of the displaced persons and the victims of the insurgency for whose benefit the donations have been made in the first place.

Accordingly resolves to:

mandate Committee on Special Duties to initiate the process of synergizing between United Nations, Donor Agencies, NGOs, Federal, State and Local Governments to ensure effective coordination of the humanitarian response for the benefit of the displaced persons and victims of the insurgency in the North East and report back to the Senate in two weeks (*Senator Mohammed A. Ndume — Borno South*).

Debate:

Proposed Resolution:

Question: That the Senate do mandate Committee on Special Duties to initiate the process of synergizing between United Nations, Donor Agencies, NGOs, Federal, State and Local Governments to ensure effective coordination of the humanitarian response for the benefit of the displaced persons and victims of the insurgency in the North East and report back to the Senate in two weeks.

Amendments Proposed:

Leave out Proposed Resolution and *insert* the following instead thereof:

- (i) “express gratitude to the Donor Agencies, NGOs, over the funds made available in the North-East (*Senator Magnus N. Abe — Rivers South-East*).

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

- (ii) “constitute an *Ad hoc* Committee to ensure the proper utilization of the funds from the Donor Agencies (*Senator Emmanuel I. Paulker — Bayelsa Central*).

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

Additional Proposed Resolution:

Insert Additional Proposed Resolution as follows:

“Urge the Federal Government to set up a body to coordinate and synergize the activities of Donor Agencies, NGOs, United Nations, Federal, State and Local Governments towards the alleviation of the plight of the Internally Displaced Persons (IDPs) and victims of the insurgency in the North East” (*Senator Mao A. Oluabunwa — Abia North*).

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

Resolved:

That the Senate do:

- (i) express gratitude to the Donor Agencies, NGOs, over the funds made available in the North-East;
- (ii) Constitute an *Ad hoc* Committee to ensure the proper utilization of the funds from the Donor Agencies; and
- (iii) urge the Federal Government to set up a body to coordinate and synergize the activities of Donor Agencies, NGOs, United Nations, Federal, State and Local Governments towards the alleviation of the plight of the Internally Displaced Persons (IDPs) and victims of the insurgency in the North East (*S/Res/084/02/17*).

- (b) *Deplorable State of the National Stadium, Surulere, Lagos:*

Consideration of Motion deferred to another Legislative Day.

11. **Legal Framework for the Cassava Inclusion Policy Bill, 2017 (SB.152):**
Motion made: That a Bill for an Act to provide for a Legal Framework for the Cassava Inclusion Policy of the Federal Government to encourage Cassava Farming and for Other Matters Connected Therewith, 2017 be read the Second Time (*Senator Rose O. Oko — Cross River North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Agriculture and Rural Development to report within Four (4) weeks.
12. **National Health Insurance Scheme Act CAP N42 LFN 2004 (Repeal and Re-enactment) Bill, 2017 (SB.278):**

Consideration of Bill deferred to another Legislative Day.
13. **Proceed of Crimes Bill, 2017 (SB.376):**

Consideration of Bill deferred to another Legislative Day.
14. **Secured Transaction in Moveable Assets Bill, 2017 (SB. 261):**

Consideration of Bill deferred to another Legislative Day.
15. **Alvan Ikoku Federal University of Education, Owerri (Establishment, etc.) Bill, 2017 (SB.398):**

Consideration of Bill deferred to another Legislative Day.
16. **Federal University of Education, Kano (Establishment, etc.) Bill, 2017 (SB.397):**

Consideration of Bill deferred to another Legislative Day.
17. **Chartered Institute of Fraud Examiners (Establishment, etc.) Bill, 2017 (SB.167):**

Consideration of Bill deferred to another Legislative Day.
18. **Nigerian Assets Management Agency (Establishment, etc.) Bill, 2017 (SB.285):**

Consideration of Bill deferred to another Legislative Day.
19. **Federal Entrepreneurship Centres (Establishment, etc.) Bill, 2017 (SB.133):**

Consideration of Bill deferred to another Legislative Day.
20. **Compulsory, Free Universal Basic Education Act 2004 (Amendment) Bill, 2017 (SB. 374):**

Consideration of Bill deferred to another Legislative Day.
21. **Solid Minerals Development Bank (Establishment, etc.) Bill, 2017 (SB.56):**

Consideration of Bill deferred to another Legislative Day.

22. **Nigeria Centre for Disease Control and Prevention (Establishment, etc.) Bill, 2017 (SB. 256):**
Consideration of Bill deferred to another Legislative Day.
23. **Nigerian Law Reform Commission Act CAP N118 LFN 2004 (Amendment) Bill, 2017 (SB.26):**
Consideration of Bill deferred to another Legislative Day.
24. **Compulsory, Free Universal Basic Education Act 2004 (Amendment) Bill, 2017 (SB. 307):**
Consideration of Bill deferred to another Legislative Day.
25. **National Institute of Sports Act CAP N52 LFN 2004 (Amendment) Bill, 2017 (SB. 75):**
Consideration of Bill deferred to another Legislative Day.
26. **Company and Allied Matters Act 1990 CAP C20 LFN 2004 (Amendment) Bill, 2017 (SB.384):**
Consideration of Bill deferred to another Legislative Day.
27. **Adjournment:**
Motion made: That the Senate do now adjourn till Thursday, 19th January, 2017 at 10:00 a.m.
(Senate Leader).

Adjourned accordingly at 1:38 p.m.

Ike Ekweremadu, CFR
*Deputy Senate President,
Senate of the Federal Republic of Nigeria.*

CORRIGENDUM

The Votes and Proceedings No. 55 of 17th January, 2017 page 1140 refers:

Delete Paragraph 4 which read thus:

“However, the Ministry of Transportation could take decision based on the technical advice proffered by the various stakeholders”