



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Wednesday, 1 March, 2017

1. The House met at 11.05 a.m. Mr. Speaker read the Prayers.

2. **Votes and Proceedings**

Mr Speaker announced that he had examined and approved the *Votes and Proceedings* of Tuesday, 28 February, 2017.

The Votes and Proceedings was adopted by unanimous consent.

3. **Announcements**

- (a) *Visitors in the Gallery:*

Mr Speaker recognized the presence of the following visitors:

- (i) Staff and Students of the *Regent Secondary School*, Mabushi District, Abuja;
 - (ii) Staff and Students of *Stargate International Academy*, Kubwa, Abuja;
 - (iii) Staff and Students of *Cedar International Secondary School*, Kubwa, Abuja; and
 - (iv) Officials and Students of the *United States Air War College*, United States of America.

- (b) *Request for a Resolution of the National Assembly for the Issuance of USD 500 Million Eurobond in the International Capital Market for the Funding of the 2016 Budget Deficit:*
Mr Speaker recalled that on Wednesday, 22 February, 2017, he read a communication from the Acting President, requesting for a Resolution of the National Assembly for the Issuance of USD 500 Million Eurobond in the International Capital Market for the Funding of the 2016 Budget Deficit; he referred the matter to the Committee on Aids, Loans and Debt Management for appropriate legislative action and to report back on Tuesday, 7 March, 2017.

4. **Matter of Urgent Public Importance (Standing Order Eight, Rule 4)**
Need for the Intervention of the Federal Government by Building Public Schools, to Save School Age Children in Mairi-Kuwait of Jere Federal Constituency, Borno State, from Falling into the Trap of Boko Haram Recruiters:
Hon. Ayuba Mohammed Bello (*Jere Federal Constituency*) introduced the matter and prayed the House to consider and approve it as one of urgent public importance.

Question that the matter be considered as one of urgent public importance — Agreed to.

Matter to stand over till next legislative day, pursuant to Order Eight, Rule 4 (3).

5. Presentation and First Reading of Bills

The following Bills were read the *First Time*:

- (1) Nigerian Co-operative Societies Act (Amendment) Bill, 2017 (HB. 887).
- (2) Code of Conduct Bureau and Tribunal Act (Amendment) Bill, 2017 (HB. 888).
- (3) Public Officers Protection Act (Amendment) Bill, 2017 (HB. 890).
- (4) National Housing Trust Fund Bill, 2017 (HB. 891).
- (5) Nigerian Export Promotion Council Act (Amendment) Bill, 2017 (HB. 892).
- (6) National Agricultural Machinery Supply and Management Agency Bill, 2017 (HB. 893).
- (7) Nigeria Police Reform Trust Fund (Establishment) Bill, 2017 (HB. 894).
- (8) Nigerian Investment Promotion Commission Act (Amendment) Bill, 2017 (HB. 895).
- (9) Nigerian Automotive Industry Development Plan (Fiscal Incentives and Guarantees) Bill, 2017 (HB. 896).
- (10) Niger Delta Development Commission (NDDC) (Establishment, etc.) Act (Amendment) Bill, 2017 (HB. 921).
- (11) Currency Offences Act (Amendment) Bill, 2017 (HB. 922).
- (12) Nigerian Law Reform Commission Act (Amendment) Bill, 2017 (HB. 923).
- (13) National Council of Radiology and Radiation Medicine Bill, 2017 (HB. 924).
- (14) Nigerian Social Insurance Trust Fund Act (Amendment) Bill, 2017 (HB. 925).
- (15) National Sugar Development Council Act (Amendment) Bill, 2017 (HB. 926).

6. Presentation of Reports

(i) Committee on Public Petitions:

Report on the Petition by Chinda Chidum:

That the House do receive the Report of the Committee on Public Petitions on the petition by Chinda Chidum, against Sterling Oil Exploration and Energy Production Company on wrongful termination of employment.

Order read; deferred by leave of the House.

(ii) Committee on Public Petitions:

Report on the Petition by Odoh Jude Ifeanyi:

That the House do receive the Report of the Committee on Public Petitions on the petition by Odoh Jude Ifeanyi, against Huawei Technologies Nigeria Limited on wrongful termination of appointment, unfavourable conditions of service and increasing cases of replacement of Nigerians with illegal Chinese immigrants.

Order deferred by leave of the House.

(iii) **Committee on Public Petitions:**

Report on the Petition by Richard Termough Yough:

That the House do receive the Report of the Committee on Public Petitions on the petition by Richard Termough Yough, against the Council of Legal Education for wrongful termination of appointment from service.

Order deferred by leave of the House.

(iv) **Committee on Public Petitions:**

Report on the Petition by Mr Ije Ikenna Okemini Ije:

That the House do receive the Report of the Committee on Public Petitions on the petition by Mr Ije Ikenna Okemini Ije, against the Independent National Electoral Commission (INEC) on wrongful termination of appointment.

Order deferred by leave of the House.

(v) **Committee on Public Petitions:**

Report on the Petition by Aggrieved Trainees of Industrial Training Fund Model Skills Training Centre, Abuja:

That the House do receive the Report of the Committee on Public Petitions on the petition by Aggrieved Trainees of the Industrial Training Fund Model Skills Training Centre, Abuja, against the Management of the Institution for non-graduation of the trainees after two years of graduation period of the Institution.

Order deferred by leave of the House.

(vi) **Committee on Public Petitions:**

Report on the Petition by Akinyemi Olusegun Abimbola:

That the House do receive the Report of the Committee on Public Petitions on the petition by Akinyemi Olusegun Abimbola, against the National Drug Law Enforcement Agency (NDLEA) on alleged unlawful termination of appointment.

Order deferred by leave of the House.

(vii) **Committee on Public Petitions:**

Report on the Petition by Mr Emmanuel Ajayi and Others:

That the House do receive the Report of the Committee on Public Petitions on the petition by Mr Emmanuel Ajayi and Others, against the Director General of National Space Research and Development Agency, Dr S. O. Mohammed on wrongful redeployment of the National Coordinator of Cooperative Information Network (COPINE), Obafemi Awolowo University, Ile Ife and termination of appointment of some members of staff.

Order deferred by leave of the House.

(viii) **Committee on Public Petitions:**

Report on the Petition by Elias Okorie Chidi:

That the House do receive the Report of the Committee on Public Petitions on the petition by Elias Okorie Chidi, against the Nigeria Social Insurance Trust Fund on wrongful termination of appointment.

Order deferred by leave of the House.

(ix) **Committee on Public Petitions:**

Report on the Petition by Hauwa Ahmed Pategi:

That the House do receive the Report of the Committee on Public Petitions on the petition by Hauwa Ahmed Pategi, against First Bank of Nigeria Plc on unlawful termination of appointment.

Order deferred by leave of the House.

(x) **Committee on Public Petitions:**

Report on the Petition by Akipelai Community:

That the House do receive the Report of the Committee on Public Petitions on the petition by Akipelai Community in Ogbia Local Government Area of Bayelsa State, against Shell Petroleum Development Company on the non-compliance with their terms of agreement.

Order deferred by leave of the House.

(xi) **Committee on Public Petitions:**

Report on the Petition by Mohammed M. Yahaya:

That the House do receive the Report of the Committee on Public Petitions on the petition by Mohammed M. Yahaya, against the National Drug Law Enforcement Agency (NDLEA), on alleged unlawful termination of appointment.

Order deferred by leave of the House.

(xii) **Committee on Public Petitions:**

Report on the Petition by Enoch O. Oyeniyi:

That the House do receive the Report of the Committee on Public Petitions on the petition by Enoch O. Oyeniyi, against the Centre for Management of Development on alleged wrongful and compulsory retirement from service.

Order deferred by leave of the House.

(xiii) **Committee on Public Petitions:**

Report on the Petition by Olarenwaju Aderemi Obafemi:

That the House do receive the Report of the Committee on Public Petitions on the petition by Olarenwaju Aderemi Obafemi, against the Institute for Peace and Conflict Resolution on alleged dismissal from service.

Order deferred by leave of the House.

7. **A Bill for an Act to Amend the Import (Prohibition) Act, Cap. 13, Laws of the Federation of Nigeria, 2004 to Introduce Mental Element in the Offences and for Other Related Matters (IIB. 673) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Amend the Import (Prohibition) Act, Cap. 13, Laws of the Federation of Nigeria, 2004 to Introduce Mental Element in the Offences and for Other Related Matters (IIB. 673) be now read a Second Time" (*Hon. Bukar Lawan Goni — Bursari/Geidam/Yunusari Federal Constituency*).

Debate.

Question that the Bill be read a Second Time — Negatived.

8. **A Bill for an Act to Provide for the Establishment of City Technical University, Yaba, Lagos and for Other Related Matters (IIB. 874) — Second Reading**

Order read; deferred by leave of the House.

9. A Bill for an Act to Amend the Council for the Regulation of Freight Forwarding in Nigeria Act, Cap. C54, Laws of the Federation of Nigeria, 2004 and for Related Matters (HB. 920) — *Second Reading*
Motion made and Question proposed, "That a Bill for an Act to Amend the Council for the Regulation of Freight Forwarding in Nigeria Act, Cap. C54, Laws of the Federation of Nigeria, 2004 and for Related Matters (HB. 920) be now read a Second Time" (Hon. Patrick Asadu — Nsukka/Igboeze South Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Ports, Harbours and Waterways.

10. Need to Commence Rehabilitation Work on the Failed Portion of the Road on the Ikpoba River Bridge
Motion made and Question proposed;

The House:

Notes that the Ikpoba River Bridge was constructed over the Ikpoba River connecting Benin City Centre to the Benin-Auchi and Benin-Asaba expressways, and serves over five hundred thousand residents living in the Ikpoba hill axis of the State Capital;

Aware that from statistics, over four thousand vehicles ply the bridge from one end of the ancient city of Benin to another, and from various Eastern, South-South, South-West and Northern States of the country;

Concerned that about 25% of the portion of the road has already caved in and the rate is increasing rapidly, thereby endangering the lives of commuters and pedestrians using the bridge daily, already, there are reported cases of vehicles having plunged into the gully;

Also concerned that motorists are stranded daily on the road because only one portion of the dual carriage way is in use since the other portion caved in, thereby causing suffocating traffic jam;

Dismayed that the relevant government authorities have turned deaf ears to the plight of, and the danger the road portends for commuters and pedestrians;

Resolves to:

- (i) call on the Federal Roads Maintenance Agency (FERMA) to urgently undertake the rehabilitation of the caved in portions of the road to save the lives of Nigerians and ease the pains of motorists and pedestrians plying the road daily; and
- (ii) mandate the Committee on Federal Roads Maintenance Agency (FERMA) to ensure implementation and report back to the House within four (4) weeks for further legislative action (Hon. Agbonayinma Johnson Ehiozuwa — Egor/Ikpoba/Okha Federal Constituency).

Agreed to.

(HR. 48/2017).

Motion referred to the Committee on Federal Roads Maintenance Agency (FERMA), pursuant to Order Eight, Rule 9 (5).

11. **Abandonment of the Construction of Bonny-Bodo Road**
Motion made and Question proposed;

The House:

Notes with concern the abandonment of the construction of the Bonny-Bodo Road, which when completed will be of strategic commercial importance not only to the people of the locality, but also to Rivers State and Nigeria as a whole;

Also notes that Bonny is host to the Nigeria Liquefied Natural Gas (NLNG) which is the single largest oil investment in the country that has so far paid \$1,500,000.00 (one million, five hundred thousand dollars) only as tax and \$5,000,000.00 (five million dollar) only as dividend to the Federal Government, an amount from which some states of the federation had received bailout, and in the recent past, the three tiers of government benefitted from the sum of ₦150,000,000.00 (one hundred and fifty million Naira) from the NLNG and Bonny also plays host to Exxon Mobil which is the largest crude oil export terminal in Africa, to mention but a few;

Aware that in 1973, Commander Alfred Diete Spiff, the then Military Governor, proposed the construction of the Bonny-Bodo road and by 1974, the Rivers State Government received a feasibility study and design of the road;

Also aware that on 4th December, 2002, the Federal Government awarded the contract for the construction of the road to Gitto Costruzioni Generali Nig. Ltd for the sum of ₦24,045,255,405.86 (twenty-four billion, forty-five million, two hundred and fifty thousand, four hundred and five Naira, eighty-six Kobo) only, out of which ₦10,463,233,981.26 (ten billion, four hundred and sixty-three million, two hundred and thirty-three thousand, nine hundred and eighty-one Naira, twenty-six Kobo) only representing 43.51% of the contract sum, was disbursed but only 19% of the job was said to have been done;

Further aware that the construction work was stalled until 3rd December, 2014, when the road was re-awarded to Julius Berger Nigeria Plc for the sum of ₦120,000,000,000.00 (one hundred and twenty billion Naira) only, by the Dr Goodluck Ebele Jonathan's administration;

Cognizant of the fact that the NLNG indicated interest to provide 50% of the contract sum while Julius Berger Nigeria Plc, having signed its part of the contract document, also agreed to proceed to site if 15% of the contract sum was paid upfront by the Federal Government;

Also cognizant that the Federal Government appropriated ₦1,000,000,000.00 (one billion Naira) only in the 2015 budget for the project estimated to be completed in 54 months;

Concerned that out of the 54 months period given for the completion of the project, over 24 months have already lapsed due to the Federal Government's lack of commitment with regard to the disbursement of the mobilization funds;

Also worried that unless urgent steps are taken to maximally utilize the remaining period of the estimated time for the project, take advantage of the offer by the NLNG to provide 50% of the contract sum and avoid the inevitable likelihood of mounting inflation, the primary aim of the project will be defeated, and expected increase in the commercial, social and economic lives of the residents of the area will remain a mirage;

Further worried that the huge (almost 500%) extra cost expended on operational logistics of doing business for companies and individuals alike when compared to other areas, is most likely to increase drastically with inflation as well as the fact that the inevitable constant loss of lives and property via boat mishaps owing to the nature of the only easily affordable access route for the average resident to the area, will become a norm as very few residents can afford to be flown by air or ferried via NLNG large boats to the island;

Resolves to:

- (i) Mandate the Committees on Works, and Appropriations to include the requested mobilization fee of ₦18,000,000,000.00 (eighteen billion Naira) only, in the 2017 appropriation budget and disburse same to Julius Berger Nigeria Limited for immediate commencement of the project; and
- (ii) mandate the Committee on Legislative Compliance to ensure compliance and report back to the House within four (4) weeks for further legislative action (*Hon. Randolph O. Brown — Degema /Bonny Federal Constituency and 8 others*).

Agreed to.

(HR. 49/2017).

Motion referred to the Committees on Works, and Appropriations, pursuant to Order Eight, Rule 9 (5).

12. **Call for Upgrade of the Federal College of Education (Technical), Bichi to the Status of a University of Technical Education**
Motion made and Question proposed;

The House:

Notes that the National Universities Commission was established by an Act of the National Assembly which vests upon the Commission, amongst others, the power to grant approval for the establishment of all higher educational institutions offering degree programmes;

Also notes the role of the Federal Ministry of Education in recommending and justifying the need for the establishment of Federal Universities in the country;

Further notes that the Federal College of Education (Technical), Bichi was established alongside other Colleges to, among other things, provide full-time courses of teaching, instruction and training in technology, applied science, commerce, arts, social sciences, humanities and management and to carry out research in the development and adaptation of techniques;

Observes that there is no Federal University of Technical Education in the country to help galvanize government's plan of enhancing job opportunities and employment through self-sustained educational policies that promote vocational training and technology;

Also observes that by virtue of existing technical colleges and institutions awarding National Certificate of Education as well as the need to encourage job creation via vocational, trade and skills development and technical education in the country, has provided the need to establish Universities that would absorb the surge of preliminary graduates and provide higher qualifications such as Bachelor of Technology Education, B.Tech (Edu) in these fields of endeavor;

Aware of the potentials of the Federal College of Education (Technical), Bichi, if it is upgraded to Federal University of Technical Education, given its existing facilities which include amongst others, 6 Schools, 27 Academic Departments, 6 furnished Lecture Theatres and Lecture Halls with 2,900 sitting capacity, 15 fully equipped laboratories with 1,110 sitting capacity, over 10 workshops as well as 66 classrooms to accommodate 13,450 students and 670 hectares of land for New Site Development;

Desirous of improving the aspiration of the present administration to diversify the economy and equip the teeming unemployed population with self-sustaining skills and also eliminate the current perceived inferior status of polytechnics and technical colleges which cannot award degree equivalent grades;

Resolves to:

Mandate the Committee on Tertiary Education and Services to liaise with the Federal Ministry of Education and the National Universities Commission (NUC) to initiate the process of upgrading the Federal College of Education (Technical), Bichi to a Federal University of Technical Education and report back to the House within six (6) weeks for further legislative action (*Hon. Ahmed Garba Bichi — Bichi Federal Constituency*).

*Debate.**Agreed to.**The House:*

Noted that the National Universities Commission was established by an Act of the National Assembly which vests upon the Commission, amongst others, the power to grant approval for the establishment of all higher educational institutions offering degree programmes;

Also noted the role of the Federal Ministry of Education in recommending and justifying the need for the establishment of Federal Universities in the country;

Further noted that the Federal College of Education (Technical), Bichi was established alongside other Colleges to, among other things, provide full-time courses of teaching, instruction and training in technology, applied science, commerce, arts, social sciences, humanities and management and to carry out research in the development and adaptation of techniques;

Observed that there is no Federal University of Technical Education in the country to help galvanize government's plan of enhancing job opportunities and employment through self-sustained educational policies that promote vocational training and technology;

Also observed that by virtue of existing technical colleges and institutions awarding National Certificate of Education as well as the need to encourage job creation via vocational, trade and skills development and technical education in the country, has provided the need to establish Universities that would absorb the surge of preliminary graduates and provide higher qualifications such as Bachelor of Technology Education, B.Tech (Edu) in these fields of endeavor;

Aware of the potentials of the Federal College of Education (Technical), Bichi, if it is upgraded to Federal University of Technical Education, given its existing facilities which include amongst others, 6 Schools; 27 Academic Departments, 6 furnished Lecture Theatres and Lecture Halls with 2,900 sitting capacity, 15 fully equipped laboratories with 1,110 sitting capacity, over 10 workshops as well as 66 classrooms to accommodate 13,450 students and 670 hectares of land for New Site Development;

Desirous of improving the aspiration of the present administration to diversify the economy and equip the teeming unemployed population with self-sustaining skills and also eliminate the current perceived inferior status of polytechnics and technical colleges which cannot award degree equivalent grades;

Resolved to:

Mandate the Committee on Tertiary Education and Services to liaise with the Federal Ministry of Education and the National Universities Commission (NUC) to initiate the process of upgrading the Federal College of Education (Technical), Bichi to a Federal University of Technical Education and report back to the House within six (6) weeks for further legislative action (**IIR. 50/2017**).

13. Need to Rehabilitate the Museum of National Unity, Ibadan

Motion made and Question proposed;

The House:

Aware that in 1973, three years after the civil war that lasted from 1967-70, the Federal Government, as part of efforts to enhance unity among Nigerians, proposed to establish museums of National Unity (MNU) in Ibadan, Enugu, Maiduguri and Sokoto in Southwestern, Southeastern, Northeastern and Northwestern Nigeria, respectively;

Also aware that the Ibadan Museum of National Unity was opened on April 4, 2002, thus becoming the first of the four National Museums proposed in 1973 and has four (4) galleries, namely Unity, Masquerade, Pottery and Yoruba homes, which boast of many antiquities that attract tourists from within and outside the country, thus promoting the socio- cultural values of the Nation and also aiding educational research and entertainment;

Concerned that the museum lacks standard conservation laboratory, research tools, modern storage system for antiquities, well-equipped library a functional amphitheater, an alternative source of power supply, potable water, modern furniture/equipment, and following years of neglect, nearly all the buildings within the complex are dilapidated and require urgent rehabilitation;

Cognizant that the museum has not received running costs for the maintenance of the complex since 2014, coupled with the fact that the contractor in charge of cleaning and clearing of weeds within the complex has not been paid for the last two years;

Concerned that the dilapidated state of the museum will discourage potential tourists from visiting it, thus negating the goal of using tourism as a means of economic diversification currently being pursued by the Federal Government;

Resolves to:

- (i) call the attention of the Federal Ministry of Information and Culture to the deplorable state of the Museum of National Unity, Ibadan and urge for its rehabilitation; and
- (ii) mandate the Committee on Culture and Tourism to monitor the state of compliance with this resolution, and report back to the House within six (6) weeks for further legislative action
(Hon. Adedapo Lam-Adesina — Ibadan Northeast/Ibadan Southeast Federal Constituency).

Agreed to.

(HR. 51/2017).

Motion referred to the Committee on Culture and Tourism, pursuant to Order Eight, Rule 9 (5).

14. Need to Investigate the Dumping of Toxic Waste in Koko Community of Warri Federal Constituency of Delta State

Motion made and Question proposed;

The House:

Recalls that in June 1988, a national phenomenon of toxic waste dumping with massive sludge, slurry and carcinogenic occurred in Koko community, Warri North in Delta State which resulted into illnesses, including stomach upset, headache, failing sight and death, apart from the environmental damage to the aquatic life of the people;

Notes that nearly three decades after the above infamous toxic waste dumping in Koko, another toxic and carcinogenic waste dump has occurred in the same Koko community this year 2017;

Also notes that the toxic waste was found to be laden with Polynuclear Aromatic Hydrocarbon (PAH), Oil and Grease, Total Petroleum Hydrocarbon (TPH) and BETEX (Benzene, Toluene, Ethylbenzene and Xylene) and some heavy metals with values higher than acceptable by the Department of Petroleum Resources and the World Health Organization standards;

Aware that while Sections 25 and 26 of the Petroleum (Drilling and Production) (Amendment) Regulations Act, 2006, on the one hand regulate the production and discharge of sludge and accidental spills from oil and gas production installations within the territory and territorial waters of Nigeria, sections 20 and 21 of the Federal Environmental Protection Agency Act of 1988 and the Harmful Waste (Special Criminal Provisions) Act of 1988, on the other hand specifically regulate hazardous wastes management in Nigeria;

Also aware that the Environmental Guidelines and Standards for the Petroleum Industry in Nigeria issued in 1991 by the Petroleum Industry which was reviewed in 2002 prohibit the discharge of harmful wastes and pollution of inland waterways, rivers, watercourses of Nigeria or sea by oil;

Concerned that about 80% of oily sludges are considered hazardous because of the presence of toxic organics such as aromatics, Polycyclic Aromatic Hydrocarbons (PAHs) and complex compounds with very high molecular weight, such as asphaltenes;

Also concerned that carcinogenic wastes contain substances or agents that can cause cells to become cancerous by altering their genetic structure so that they multiply continuously and become malignant;

Worried that consumption and/or absorption of toxic and carcinogenic contaminants by plants and lower animals will ultimately lead to bioaccumulation in humans from food chain in nature which will result in failure of organs and ultimately death;

Also worried that during the rainy season, surface and underground water which is the source of drinking water for the people is gravely contaminated through seepage of toxic and carcinogenic substances into aquifer;

Disturbed that the area around the dump site is residential and a Primary School, with its numerous pupils and teachers, also shares a common perimeter fence with the waste dump site facility;

Resolves to:

Mandate the Committees on Environment and Habitat, Petroleum Resources (Downstream), and Gas Resources to investigate the dumping of toxic waste and the extent of its environmental impact on the community and report back to the House within four (4) weeks for further legislative action (*Hon. Reyenieju Daniel Oritsegbubemi — Warri South/Warri West Federal Constituency*).

Debate.

Agreed to.

The House:

Recalled that in June 1988, a national phenomenon of toxic waste dumping with massive sludge, slurry and carcinogenic occurred in Koko community, Warri North in Delta State which resulted into illnesses, including stomach upset, headache, failing sight and death, apart from the environmental damage to the aquatic life of the people;

Noted that nearly three decades after the above infamous toxic waste dumping in Koko, another toxic and carcinogenic waste dump has occurred in the same Koko community this year 2017;

Also noted that the toxic waste was found to be laden with Polynuclear Aromatic Hydrocarbon (PAH), Oil and Grease, Total Petroleum Hydrocarbon (TPH) and BETEX (Benzene, Toluene, Ethylbenzene and Xylene) and some heavy metals with values higher than acceptable by the Department of Petroleum Resources and the World Health Organization standards;

Aware that while Sections 25 and 26 of the Petroleum (Drilling and Production) (Amendment) Regulations Act, 2006, on the one hand regulate the production and discharge of sludge and accidental spills from oil and gas production installations within the territory and territorial waters of Nigeria, sections 20 and 21 of the Federal Environmental Protection Agency Act of 1988 and the Harmful Waste (Special Criminal Provisions) Act of 1988, on the other hand specifically regulate hazardous wastes management in Nigeria;

Also aware that the Environmental Guidelines and Standards for the Petroleum Industry in Nigeria issued in 1991 by the Petroleum Industry which was reviewed in 2002 prohibit the discharge of harmful wastes and pollution of inland waterways, rivers, watercourses of Nigeria or sea by oil;

Concerned that about 80% of oily sludges are considered hazardous because of the presence of toxic organics such as aromatics, Polycyclic Aromatic Hydrocarbons (PAHs) and complex compounds with very high molecular weight, such as asphaltenes;

Also concerned that carcinogenic wastes contain substances or agents that can cause cells to become cancerous by altering their genetic structure so that they multiply continuously and become malignant;

Worried that consumption and/or absorption of toxic and carcinogenic contaminants by plants and lower animals will ultimately lead to bioaccumulation in humans from food chain in nature which will result in failure of organs and ultimately death;

Also worried that during the rainy season, surface and underground water which is the source of drinking water for the people is gravely contaminated through seepage of toxic and carcinogenic substances into aquifer;

Disturbed that the area around the dump site is residential and a Primary School, with its numerous pupils and teachers, also shares a common perimeter fence with the waste dump site facility;

Resolved to:

Mandate the Committees on Environment and Habitat, Petroleum Resources (Downstream), and Gas Resources to investigate the dumping of toxic waste and the extent of its environmental impact on the community and report back to the House within four (4) weeks for further legislative action (H.R. 52/2017).

15. **Call for Investigation on Allegations of Abuse, Breach and Violation of the Public Procurement Act of 2007 in the Engagement of Consultants for Pre-Shipment Inspection and Monitoring of Crude Oil and Gas Exports from Nigeria**
Motion made and Question proposed;

The House:

Notes that the Pre-Shipment Inspection of Exports Act, Cap. P26, LFN, 2004, empowers the President of the Federal Republic of Nigeria to appoint inspecting agents to carry out pre-shipment inspection;

Recalls that in June 2015, the President mandated the Federal Ministry of Finance to commence the process of engaging pre-shipment inspectors and monitoring agents and based on the approval of the Bureau for Public Procurement (BPP), selective tendering was adopted;

Also notes that in December 2015, after the selection of sixty-five (65) companies to participate in the bidding stage, the Honourable Minister of Finance, ordered the immediate cancellation of the tendering process on the grounds of lack of transparency, accountability and on the basis of a formal complaint from the BPP;

Further notes that in furtherance of the above, the Federal Ministry of Finance initiated a fresh tendering process in February, 2016;

Observes that the ongoing tendering process has been fraught with allegations of abuses by vested interests in the Federal Ministry of Finance who are selecting non-responsive companies that do not meet basic statutory requirements like possession of valid PENCOM Certificates as required by the Public Procurement Act;

Concerned that if urgent steps are not taken to investigate the allegations, non-responsive and incompetent consultants would be engaged which will undermine the entire pre-shipment inspection and monitoring exercise, thus leading to significant revenue losses;

Resolves to:

Mandate the Committee on Public Procurement to investigate the above allegations and report back to the House within five (5) weeks for further legislative action (*Hon. Babatunde Gabriel Kolawole — Akoko South West/Akoko East Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Pre-Shipment Inspection of Exports Act, Cap. P26, LFN, 2004, empowers the President of the Federal Republic of Nigeria to appoint inspecting agents to carry out pre-shipment inspection;

Recalled that in June 2015, the President mandated the Federal Ministry of Finance to commence the process of engaging pre-shipment inspectors and monitoring agents and based on the approval of the Bureau for Public Procurement (BPP), selective tendering was adopted;

Also noted that in December 2015, after the selection of sixty-five (65) companies to participate in the bidding stage, the Honourable Minister of Finance, ordered the immediate cancellation of the tendering process on the grounds of lack of transparency, accountability and on the basis of a formal complaint from the BPP;

Further noted that in furtherance of the above, the Federal Ministry of Finance initiated a fresh tendering process in February, 2016;

Observed that the ongoing tendering process has been fraught with allegations of abuses by vested interests in the Federal Ministry of Finance who are selecting non-responsive companies that do not meet basic statutory requirements like possession of valid PENCOM Certificates as required by the Public Procurement Act;

Concerned that if urgent steps are not taken to investigate the allegations, non-responsive and incompetent consultants would be engaged which will undermine the entire pre-shipment inspection and monitoring exercise, thus leading to significant revenue losses;

Resolved to:

Mandate the Committee on Public Procurement to investigate the above allegations and report back within five (5) weeks for further legislative action (HR. 53/2017).

16. **Need to Fully Subscribe to the Share Capital of the Bank of Agriculture for Optimal Contribution to Nigeria's Ailing Economy**
Motion made and Question proposed;

The House:

Notes that the Bank of Agriculture (BOA) is a wholly-owned development finance institution of the Federal Government and is therefore a key and strategic institution whose mandate is to facilitate the financing of agricultural projects, thereby boosting agricultural production to meet the food industrial and export needs of Nigeria;

Aware that the Federal government's shares in BOA are vested 60% in the Ministry of Finance Incorporated (MOFI) and 40% in the Central Bank of Nigeria (CBN);

Also aware that in consideration of this crucial mandate, the President of the Federal Republic of Nigeria, effective December 5, 2001, approved that the Bank of Agriculture be capitalized to the tune of 50 billion to be subscribed in four equal installments of 12.5 billion annually, within four years of that date by both shareholders; meaning that the Federal Government expected the shareholders to have fully paid up their respective subscriptions by December 2005;

Also notes that in line with the 60:40 ownership structure, the equity contributions of the shareholders by December 2005 should have been as follows:

<i>Shareholder</i>	<i>Shareholding</i>	<i>Amount in Naira</i>
60%	MOFI	30 billion
40%	CBN	20 billion;

Cognizant of the fact that successive managements of BOA had made several efforts, most of them documented, appealing to both shareholders to pay their respective subscriptions in full in order for the Bank to fulfill its mandate but those efforts did not yielded the expected results;

Informed that the paid-up portions of the shareholdings are only as follows:

<i>Shareholder</i>	<i>Amount paid-up</i>	<i>Amount outstanding</i>	<i>Percentage outstanding</i>
MOFI	₦27,707,546,176	₦2,292,453,824	7.64
CBN	₦4,026,922,000	₦15,973,078,000	79.9;

Concerned that even though the Federal Government of Nigeria is a signatory to the Maputo Declaration, which recommends that each African country do allocate a minimum of 10% of its annual budget to its agricultural sector in order to feed its citizens and fast-track industrialization as well as the economic transformation of each country, by extension, and the entire African continent, Nigeria has proposed a merger 1.7% of the 2017 budget to the agricultural sector;

Appalled that a cursory review of the financial statements of BOA shows a distressed company with a net loss of ₦2.2 billion in 2014 and a net loss of ₦4.8 billion in 2015 (both accounts audited) and unless urgently recapitalized, BOA faces some dwindling fortunes in the immediate future;

Also concerned that even as the Federal Government has made it a declared objective to revamp the agricultural sector of the economy to contribute to the national income/gross domestic product, boost employment generation and sectoral contribution to export proceeds to replace the dwindling income from the oil and gas sector, the economy as a whole is currently in dire straits and on proverbial life-support;

Pleased to realize that the Central Bank of Nigeria has, over the years, operated in such a profitable manner that it has led the pack among the parastatals operating under the Fiscal Responsibility regime in remitting part of its operating revenues to the Consolidated Revenue Fund of the Federation;

Worried that the same CBN, which has failed to fully pay its required contribution to BOA's share capital, continues to administer, through commercial and other specialized banks, billions of Naira in various intervention funds for several development finance activities, including Agriculture;

Mindful of the fact that the only pragmatic way to strengthen the value of the Naira which is currently at its historic lowest, is to reduce the country's imports while at the same time increasing her exports, the agricultural sector is the most realistic option to achieve increased export activities;

Resolves to:

Mandate the Committee on Agricultural Production and Services to investigate and determine the causes of the unwillingness of both shareholders to pay their subscriptions in full and report back to the House within four (4) weeks the steps considered necessary to ensure compliance by both shareholders (*Hon. Femi Fakeye — Boluwaduro/Ifedayo/Ila Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the Bank of Agriculture (BOA) is a wholly-owned development finance institution of the Federal Government and is therefore a key and strategic institution whose mandate is to facilitate the financing of agricultural projects, thereby boosting agricultural production to meet the food industrial and export needs of Nigeria;

Aware that the Federal government's shares in BOA are vested 60% in the Ministry of Finance Incorporated (MOFI) and 40% in the Central Bank of Nigeria (CBN);

Also aware that in consideration of this crucial mandate, the President of the Federal Republic of Nigeria, effective December 5, 2001, approved that the Bank of Agriculture be capitalized to the tune of 50 billion to be subscribed in four equal installments of 12.5 billion annually, within four years of that date by both shareholders; meaning that the Federal Government expected the shareholders to have fully paid up their respective subscriptions by December 2005;

Also noted that in line with the 60:40 ownership structure, the equity contributions of the shareholders by December 2005 should have been as follows:

<i>Shareholder</i>	<i>Shareholding</i>	<i>Amount in Naira</i>
60%	MOFI	30 billion
40%	CBN	20 billion;

Cognizant of the fact that successive managements of BOA had made several efforts, most of them documented, appealing to both shareholders to pay their respective subscriptions in full in order for the Bank to fulfill its mandate but those efforts did not yielded the expected results;

Informed that the paid-up portions of the shareholdings are only as follows:

<i>Shareholder</i>	<i>Amount paid-up</i>	<i>Amount outstanding</i>	<i>Percentage outstanding</i>
MOFI	₦27,707,546,176	₦2,292,453,824	7.64
CBN	₦4,026,922,000	₦15,973,078,000	79.9;

Concerned that even though the Federal Government of Nigeria is a signatory to the Maputo Declaration, which recommends that each African country do allocate a minimum of 10% of its annual budget to its agricultural sector in order to feed its citizens and fast-track industrialization as well as the economic transformation of each country, by extension, and the entire African continent, Nigeria has proposed a meager 1.7% of the 2017 budget to the agricultural sector;

Appalled that a cursory review of the financial statements of BoA shows a distressed company with a net loss of ₦2.2 billion in 2014 and a net loss of ₦4.8 billion in 2015 (both accounts audited) and unless urgently recapitalized, BoA faces some dwindling fortunes in the immediate future;

Also concerned that even as the Federal Government has made it a declared objective to revamp the agricultural sector of the economy to contribute to the national income/gross domestic product, boost employment generation and sectoral contribution to export proceeds to replace the dwindling income from the oil and gas sector, the economy as a whole is currently in dire straits and on proverbial life-support;

Pleased to realize that the Central Bank of Nigeria has, over the years, operated in such a profitable manner that it has led the pack among the parastatals operating under the Fiscal Responsibility regime in remitting part of its operating revenues to the Consolidated Revenue Fund of the Federation;

Worried that the same CBN, which has failed to fully pay its required contribution to BOA's share capital, continues to administer, through commercial and other specialized banks, billions of Naira in various intervention funds for several development finance activities, including Agriculture;

Mindful of the fact that the only pragmatic way to strengthen the value of the Naira which is currently at its historic lowest, is to reduce the country's imports while at the same time increasing her exports, the agricultural sector is the most realistic option to achieve increased export activities;

Resolved to:

Mandate the Committee on Agricultural Production and Services to investigate and determine the causes of the unwillingness of both shareholders to pay their subscriptions in full and report back to the House within four (4) weeks the steps considered necessary to ensure compliance by both shareholders (HR. 54/2017).

17. Broadcast of Unethical Reality Show Called the Big Brother Naija

Order read; deferred by leave of the House.

18. Consideration of Reports

(i) *A Bill for an Act to Establish the Chartered Institute of Capital Market Registrars to Regulate and Control the Practice of Share Registration and for Other Related Matters (HB. 79) (Committee of the Whole):*

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute of Capital Market Registrars to Regulate and Control the Practice of Share Registration and for Other Related Matters (HB. 79) and approve the recommendations therein" (Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF CAPITAL
MARKET REGISTRARS TO REGULATE AND CONTROL THE PRACTICE OF SHARE
REGISTRATION; AND FOR OTHER RELATED MATTERS

PART I — ESTABLISHMENT OF THE CHARTERED INSTITUTE OF CAPITAL MARKET REGISTRARS

Clause 1: Establishment of the Chartered Institute of Capital Market Registrars.

- (1) There is hereby established a body to be known as the Chartered Institute of Capital Market Registrars (in this Bill referred to as “the Institute”) which:
 - (a) shall be a body corporate with:
 - (i) perpetual succession,
 - (ii) a common seal which shall be kept in such custody as the Council may direct;
 - (b) may sue and be sued in its corporate name; and
 - (c) may acquire, hold, and dispose of any property, moveable or immovable.
- (2) The Institute shall have the general duty of:
 - (a) determining the standard of knowledge and skill to be attained by persons seeking to become registered members of the Institute and raising those standards from time to time as circumstances may permit;
 - (b) securing in accordance with the provisions of this Bill, the establishment and maintenance of a register of members of the Institute in the categories of ordinary members, student members, graduate members, associate members, honorary fellows, and fellows of the Institute and a register of institutional members and the publication from time to time, of list of those persons;
 - (c) conducting professional examinations leading to the award of certificates as may be prescribed by the Institute;
 - (d) maintaining, in accordance with the provisions of this Bill, discipline within the profession; and
 - (e) performing through the Council established under section 4 of this Bill, the functions conferred on it by this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 1 stand part of the Bill — Agreed to.

Clause 2: Membership of the Institute.

- (1) Subject to the provisions of this Bill, only persons of good character and integrity shall be admitted to membership of the Institute, and such admitted persons may be registered as members in any of the following categories:
 - (a) Ordinary Member;
 - (b) Student Member;

- (c) Graduate Member;
 - (d) Associate Member;
 - (e) Honorary Fellow;
 - (f) Fellow; and
 - (g) Institutional Member.
- (2) A person registered under this Bill shall be enrolled to a higher membership status in any of the following categories, that is:
- (a) as an Ordinary Member if:
 - (i) he satisfies the Council that he is eligible to be so registered,
 - (ii) he has been in continuous employment of a reputable capital market organization for a period of not less than 10 years preceding the date of his application to the Institute, and
 - (iii) he does not fall within any of the other categories specified in paragraph (b) of this subsection;
 - (b) as a Student Member if:
 - (i) he satisfies the Council that he is eligible to be so registered,
 - (ii) he has been an Ordinary Member, and
 - (iii) he has obtained the academic qualifications prescribed by the Council for Student Membership;
 - (c) as a Graduate Member if:
 - (i) he satisfies the Council that he is eligible to be so registered,
 - (ii) he has been a Student Member, and
 - (iii) he has passed Associateship examination but has not met other conditions in paragraph (d) of this subsection;
 - (d) as an Associate Member if:
 - (i) he satisfies the Council that he is eligible to be so register and has passed the Associateship examination, and
 - (ii) he has acquired on the job practical experience in the capital market or related fields for such number of years as may be specified by the Council;
 - (e) as an Honourary Fellow if he satisfies the Council that he is eligible to be awarded the Honourary fellowship of the Institute;

- (f) as a Fellow if:
 - (i) he satisfies the Council that he is eligible to be so registered and has for a number of years (to be specified by Council) been an associate member or the holder of an approved academic and or professional qualifications, and
 - (ii) he satisfies all other criteria as may be specified by the Council from time to time; and
 - (g) as an Institutional Member if:
 - (i) the Institution satisfies the Council that it is eligible to be so registered, and
 - (ii) it satisfies all other criteria as may be specified by the Council from time to time.
- (3) A member or institutional member of the Institute shall be entitled to receive, from the Council, a certificate in such form as the Council may approve for that purpose and a fellow or an associate member shall be entitled to use such letters after his name as may be authorized by the Council from time to time as follows:
- (a) a member registered into the category of membership of Fellow shall use the initials "FCMR";
 - (b) a member registered into the category of membership of Associate shall be entitled to use the initials "FCMR" (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 2 stand part of the Bill — Agreed to.

PART II — ELECTION OF PRESIDENT AND VICE PRESIDENTS OF THE
CHARTERED INSTITUTE OF CAPITAL MARKET REGISTRARS

Clause 3: Office of President and Vice Presidents of the Institute.

- (1) There shall be a President and two Vice-Presidents of the Institute who shall be Fellows of the Institute.
- (2) The President and Vice-Presidents shall be elected at the Annual General Meeting of the Institute and each shall hold office for a term of two years from the date of election.
- (3) The President shall be the Chairman of the Governing Council established by Section 1 of this Bill and in his absence the First Vice-President, and in the absence of the First Vice-President the Second Vice-President shall be the Chairman of the Governing Council.
- (4) The President shall preside at meetings of the Institute and in the event of his absence, death, permanent incapacity or disability, the First Vice-President or in the absence of the First Vice-President, the Second Vice President shall preside.

- (5) The First Vice-President or Second Vice president shall in the event of the death, resignation, removal from office or permanent incapacity of the President or First Vice President in that order act for the unexpired term of his office as the case may be and reference in the Act to the President or First Vice president shall be construed accordingly.
- (6) If the President or any of the Vice-Presidents ceases to be a member of the Institute, he shall ipso facto cease to hold any of the offices designated under this section (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 3 stand part of the Bill — Agreed to.

PART III — GOVERNING COUNCIL OF THE INSTITUTE, ETC.

Clause 4: Establishment of Governing Council of the Institute.

- (1) There is hereby established for the Institute a Governing Council (in this Bill referred to as "the Council") which shall be charged with the responsibility for the administration and general management of the Institute.
- (2) The Council shall consist of the following members:
 - (a) a Chairman who shall be President of the Institute;
 - (b) two Vice-Chairmen who shall be the Vice Presidents of the Institute;
 - (c) a Treasurer who shall be elected by the Institute; and
 - (d) one representative each of the following:
 - (i) Securities and Exchange Commission,
 - (ii) Nigerian Stock Exchange,
 - (iii) Federal Ministry of Education, and
 - (iv) Central Securities Clearing System;
 - (e) twelve persons elected by the Institute;
 - (f) all past Presidents of the Institute including the past Presidents of the Incorporated Institute of Capital Market Registrars existing before the commencement of this Bill;
 - (g) two persons to represent institutions of higher learning in Nigeria offering courses leading to approved qualifications, to be appointed by the Federal Ministry of Education on rotation, so, however that the two shall not be from the same institution; and
 - (h) the Registrar of the Institute.

First Schedule.

- (3) The provision of First Schedule to this Bill shall have effect with respect to the qualifications and tenure of office of members of the Council and the other matters therein mentioned (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 4 stand part of the Bill — Agreed to.

Clause 5: Tenure of office, etc. of members of the Council.

- (1) Subject to the provisions of this paragraph, a member of the Council shall hold office for a period of two years beginning with the date of his election or appointment.
- (2) Any member of the Institute who ceases to be a member thereof shall, if he is also a member of the Council, cease to hold office on the Council.
- (3) Any member of the Council may, by notice in writing under his hand addressed to the President, resign his office.
- (4) A person who retires from or otherwise ceases to be an elected member of the Council shall be eligible to become a member of the Council and any appointed member may be reappointed.
- (5) Members of the Council shall at their next meeting before the annual general meeting of the Institute arrange for four members of the Council appointed or elected and longest in office to retire at that general meeting.
- (6) Elections to the Council shall be held in such a manner as may be prescribed by rules made by the Council and until so prescribed, they shall be decided by secret ballot.
- (7) If for any reason a member of Council vacates office and:
 - (a) such member was appointed by the Council or any other body, the Council or that body may appoint another fit and proper person from the area in respect of which the vacancy occurs; or
 - (b) such member was elected, the Council may, if the time between the unexpired portion of the term of office and the next general meeting of the Institute appears to warrant the filling of the vacancy, co-opt a fit and proper person for such time.

Question that Clause 5 stand part of the Bill — Agreed to.

Clause 6: Powers of the Council.

The Council shall have power to do anything which in its opinion is calculated to facilitate the carrying on of the activities of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 6 stand part of the Bill — Agreed to.

Clause 7: Objectives of the Institute.

The objectives of the Institute are to:

- (a) organize and conduct professional examinations in share registration leading to the award of Associate of the Chartered Institute of Capital Market Registrars;
- (b) regularly organize training for student members preparing for the Institute's examinations;
- (c) facilitate effective rapport between practicing Registrars;
- (d) subject to the provisions of this Bill take desirable measures to further the interest of share registration in the country;

- (e) organize lectures, seminars and conference on share registration and related fields;
- (f) uphold and ensure observance of professional ethics and best practices in the industry;
- (g) publish in-house journal and professional share registration textbooks;
- (h) promote general advancement of share registration practice in the country;
- (i) conduct research into the theory and practice of share registration in Nigeria;
- (j) disseminate information relating to share registration to the public and to liaise with the Government and the regulatory bodies towards promoting and regulating the practice of share registration in the country;
- (k) undertake any project or do anything in conformity with this Bill which is deemed to be in the best interest of members; and
- (l) monitor and uphold high standards and integrity in share registration practice in Nigeria (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 7 stand part of the Bill — Agreed to.

PART IV — FINANCIAL PROVISIONS

Clause 8: Fund of the Institute.

- (1) There shall be established for the Institute, a fund which shall be managed and controlled by the Council.
- (2) There shall be paid into the fund established pursuant to subsection (1) of this section:
 - (a) all fees and other moneys payable to the Institute in pursuance of this Bill; and
 - (b) such other moneys as may be payable to the Institute in the course of its operations or in relation to the exercise of any of its functions under this Bill.
- (3) There shall be paid out of the fund of the Institute:
 - (a) the remuneration and allowances of the Secretary and other employees of the Institute;
 - (b) such reasonable traveling and subsistence allowances of members of the Council in respect of the time spent on the business of the Council as the Council may determine; and
 - (c) any other expenses incurred by the Council in the discharge of its functions under this Bill.
- (4) The Council may invest moneys from the fund in any security created or issued by or on behalf of the Federal Government or in any other securities in Nigeria approved by the Council.

- (5) The Council may, from time to time, borrow money for the purposes of the Institute and any interest payable on moneys so borrowed shall be paid out of the fund.
- (6) All the institutional members in Nigeria shall cause to be paid to the fund, an annual subvention as may be determined by the Council from time to time.
- (7) The Council shall on behalf of the Institute keep proper books of accounts in respect of each financial year and proper records in relation to those accounts and the Council shall cause the accounts to be audited by an external auditor and when audited, the accounts shall be presented to the members of the Institute for approval at a general meeting (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 8 stand part of the Bill — Agreed to.

PART V — THE REGISTRAR AND THE REGISTER

Clause 9: Appointment of Registrar, officers, principal and other staff, etc.

- (1) The Council shall appoint a fit and proper person to be the Registrar for the purpose of this Bill, and such other persons as the Council may from time to time, deem necessary to assist the Registrar in the performance of his functions under this Bill.
- (2) The Registrar, shall in addition to his other functions under this Bill, be the Secretary to the Council and shall keep minutes of the proceedings of all meetings of the Council and committees thereof.
- (3) The Registrar appointed under Subsection (1) of this section shall be the Chief Executive of the Institute and shall report to the Council of the Institute.
- (4) The Council shall appoint other principal officers such as:
 - (a) Director, Education;
 - (b) Director, Finance and Administration;
 - (c) Director, Research and Development; and
 - (d) to any other position that it may be deemed necessary.
- (5) There shall be for the purpose of this Bill two registers as follows:
 - (a) the register of members which shall consist of six parts of which:
 - (i) the first part shall be in respect of Ordinary Members,
 - (ii) the second part shall be in respect of Student Members,
 - (iii) the third part shall be in respect of Graduate Members,
 - (iv) the fourth part shall be in respect of Associate Members,
 - (v) the fifth part shall be in respect of Honourary Fellows, and

- (vi) the sixth part shall be in respect of Fellows; and
 - (b) the register of Institutional Members.
- (6) Subject to the provisions of this Bill, the Council shall make rules with respect to the form and keeping of registers and the making of entries thereon, and in particular:
- (a) regulate the making of applications for enrolment or registration, as the case may be, and providing for the evidence to be produced in support of the applications;
 - (b) provide for the notification to the Registrar, by the person to whom any registered particular relates or any change in those particulars;
 - (c) authorize an enrolled or registered person to have any qualification which is in relation to the relevant division of the profession, either an approved qualification or an accepted qualification, for the purposes of this Bill, registered in relation to his name in addition to, or as he may elect, in substitution for any other qualification so registered;
 - (d) specify the fees, including any annual subscription, to be paid to the Institute in respect of the entry of names on the Register and authorizing the Registrar to refuse to enter a name on the Register until such fees specified for the entry has been paid;
 - (e) specify the standards of conduct required of a member of the institute and actions or omissions that amount to a misconduct; and
 - (f) specify anything failing to be specified under the foregoing provisions of this section; but rules made for the purpose of paragraph (d) of this sub-section shall not come into force until they are confirmed at a general meeting of the Institute.
- (7) The Registrar shall:
- (a) correct, in accordance with the Council's directions, any entry in the register which the Council directs him to correct as being in the Council's opinion an entry which was incorrectly made;
 - (b) make, from time to time, any necessary alterations in the registered particulars of registered persons;
 - (c) remove from the register the name of a deceased member or members whose names he is directed to strike off as a result of disciplinary action; and
 - (d) record the names of members of the Institute who are in the default for more than one year in the payment of annual subscriptions, and to take such action in relation thereto (including removal of the names of defaulters from the register) as the Council may direct and any person whose name is removed from the register for being in default of payment of any year may be re-registered subject to payment of outstanding subscription and re-registration fees as may be approved by the Council.

- (8) The rules made pursuant to subsection (6) of this section shall provide for a procedure for updating members particulars in the register, and conditions under which the registrar may remove the name of a member from the list for failing to update his particulars, and the manner to cause a restoration of such a member in the list (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 9 stand part of the Bill — Agreed to.

Clause 10: Publication of register and list of correction, etc.

The Registrar shall:

- (a) cause the register to be printed, published and put on sale to members of the public not later than two years from the commencement of this Bill;
- (b) thereafter in each year, cause to be printed, published and put on sale as aforesaid, either a corrected edition of the register or list of corrections made to the register, since it was last printed;
- (c) cause a print of each edition of the register and of each list of the corrections to be deposited at the principal office of the Institute; and
- (d) keep the register and list so deposited and make the register and such lists available at all reasonable times for inspection by members of the public, physically and through an internet portal (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 10 stand part of the Bill — Agreed to.

PART VI — REGISTRATION OF MEMBERS

Clause 11: Registration of members.

- (1) Subject to subsection (2) of this section a person, other than one whose membership has been suspended by a directive of the Disciplinary Panel shall be entitled to be registered as member in the following categories:
 - (a) Ordinary Member, where the person does not satisfy the conditions for registration as a Student Member, Graduate Member, Associate Member, Honorary Fellow, or Fellow specified in paragraphs (b) to (e) of this sub-section;
 - (b) Student Member, where the person:
 - (i) works in a registrar outfit and has a degree or equivalent qualification or the minimum qualification prescribed by the Council, or
 - (ii) does not work in a financial institution, but has the basic qualification approved by the Council from time to time, for registration as a student, or
 - (iii) satisfies any other condition which the Council may, from time to time, approve;
 - (c) Graduate member, where the person:

- (i) has passed the Associateship examination specified by Council, but has not had the period of on the job practical experience prescribed by council, or
 - (ii) not being a member of the institute has passed the qualifying examination of a recognized Institute of Capital Market Registrars in any other country acceptable to the Council, or
 - (iii) has not been elected a fellow or an Associate by a recognized foreign institute of Capital Market Registrars;
 - (d) Associate Member, where the person:
 - (i) has passed the associate ship examination specified by the Council, or
 - (ii) not being a member of the institute at the time of application for membership has passed the qualifying examination of a recognised Institute of Capital Market Registrars in any other country acceptable to the Council, or
 - (iii) has had a period of the on the job practical experience not less than the minimum period prescribed by the Council for the category of membership sought, and
 - (iv) has been elected by any recognized related foreign institute to that category of membership;
 - (e) Honorary fellow, where the person:
 - (i) has contributed immensely to the growth of share registration and the institute; or
 - (ii) is considered by the Board of Fellows and the Council as a fit and proper person to be awarded the honourary fellowship of the Institute; and
 - (f) Fellow, where the person:
 - (i) satisfies the Council that he is a fit and proper person to be so registered and has for a number of years (to be specified by the Council) been an associate member or the holder of the approved academic qualifications, and
 - (ii) satisfies all other criteria as may be specified by the Council from time to time.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:
- (a) is of good character;
 - (b) has attained the age of 21 years; and

- (c) has not been convicted in Nigeria or elsewhere of an offence involving, share registration, fraud or dishonesty or financial benefit to himself or his organisation.
- (3) The Council may at its sole discretion provisionally accept a qualification produced in respect of an application for registration under this section or direct that application be renewed within such period as may be specified in the direction.
- (4) Any entry directed to be made in the registrar under Subsection (3) of this section shall show that the registration is provisional and no entry so made shall be converted to full registration without the consent of the Council signified in writing in that behalf.
- (5) The Council shall, from time to time, prescribe and publish in the official newsletter and magazine of the Institute particulars of qualification for the time being accepted as aforesaid.
- (6) The Council shall from time to time, prescribe and publish in the official newsletter, magazine and website of the Institute particulars of qualifications for the time being accepted as aforesaid (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 11 stand part of the Bill — Agreed to.

Clause 12: Approval of qualifications, etc.

- (1) The Council may approve any qualification for the purpose of this Bill and may for such purposes approve:
 - (a) any course of training at any approved institution which is intended for persons seeking to become or are already Registrar and which the Council considers is designed to confer on persons completing it, sufficient knowledge and skill for admission to the Institute; and
 - (b) any qualification which as a result of the examination taken in conjunction with a course of training approved by the Council under this section is granted to candidates having reached a standard in the examination, indicating in the opinion of the Council, that the candidates have sufficient knowledge and skill to practice as Registrar.
- (2) The Council may, if it thinks fit, withdraw any approval given under this section in respect of any course, qualification or institution, but before withdrawing such an approval, the Council shall:
 - (a) give notice that it proposes to do so to each person in Nigeria appearing to the Council to be person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each such person an opportunity of making to the Council representations with regard to the proposal; and
 - (c) take into consideration any representations made in respect of the proposal in pursuance of paragraph (h) of this subsection.

- (3) A course, qualification or institution shall not be treated as approved during any period the approval is withdrawn under subsection (2) of this section.
- (4) Notwithstanding the provisions of subsection (3) of this section, the withdrawal of approval under subsection (2) of this section shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or was eligible for registration (either unconditionally or subject to his obtaining a certificate or experience immediately before the approval was withdrawn).
- (5) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in the instrument, and the Council shall:
 - (a) as soon as may be practicable, publish a copy of every such instrument in the official news letter and magazine of the Institute; and
 - (b) not less than seven days before its publication as aforesaid, send a copy of the instrument to the institution affected (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 12 stand part of the Bill — Agreed to.

Clause 13: Supervision of Instruction, etc.

- (1) It shall be the duty of the Council to keep itself informed of the content and methods of:
 - (a) the instructions given at approved institutions to persons attending approved courses of training; and
 - (b) the examinations as a result of which approved qualifications are granted and for the purposes of performing that duty the Council may appoint, either from its own members or otherwise, persons to visit approved institutions or observe such examinations.
- (2) It shall be the duty of a person appointed under subsection (1) of this section to report to the Council on:
 - (a) the adequacy of the instructions given to persons attending approved courses of training at institutions visited by him;
 - (b) the adequacy of the examinations attended by him; and
 - (c) any other matter relating to the institutions or examinations on which the Council may, either generally or in particular cases request them to report, but no such person shall interfere with the giving of any instruction or the holding of any examination.
- (3) On receiving a report made pursuant to this section, the Council may, if it thinks fit, and shall, if so required by the institution, send a copy of the report to the person appearing to the Council to be in charge of the Institution or responsible for the examinations to which the report relates,

requesting that person to make observations on the report to the Council within such period as may be specified in the request, not being less than one month beginning with the date of that request (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 13 stand part of the Bill — Agreed to.

PART VII — PROFESSIONAL DISCIPLINE

Clause 14: Establishment of Investigating Panel and Disciplinary Tribunal.

- (1) There shall be constituted a body to be known as the Chartered Market Registrars Investigating Committee (in this Bill referred to as "Committee") which shall be charged with the duty to Institute of Capital "the Investigating:
 - (a) conduct a preliminary investigation into any case where it is alleged that a member of the Institute is involved in misconduct in his capacity as a Capital Market Registrar or shall for any other reason be the subject of proceedings before the Disciplinary Panel;
 - (b) decide whether the case should be referred to the Disciplinary Panel or not.
- (2) The Investigating Committee shall be appointed by the Council and shall consist of five members as follows:
 - (a) two members of the Council, one of whom shall be Chairman of the Committee; and
 - (b) three members of the Institute who are not members of the Council.
- (3) The tenure of any member of the Investigating Committee shall be two years renewable for a further period of two years.
- (4) The Council may make rules not inconsistent with this Bill as regard acts, which constitute professional misconduct.
- (5) The Investigating Committee shall act independently in receiving and investigating allegations under paragraph (a) of subsection (1) of this section and shall have power to receive complaints directly from any individual or organization.
- (6) There shall be established a Panel to be known as the Chartered Institute of Capital Market Registrars Disciplinary Panel (in this Bill referred to as "the Disciplinary Panel") which shall be charged with the duty of considering and determining any case referred to it by the Investigating Committee constituted under Subsection (1) of this section.
- (7) The Disciplinary Panel shall be appointed by the Council and shall consist of two members of the Council, one of whom shall be the Chairman, and three other members of the Institute who are not members of the Council.
- (8) The Council shall have power to confirm, rescind or amend, as the case may be, any directive to be conveyed by the Disciplinary Panel to any person adjudged by the Panel to be guilty of professional misconduct in accordance with the provisions of section 15 of this Bill:

Provided that, the Council shall prior to taking any decision on the matter, first give to the person concerned the opportunity of being heard.

Third Schedule.

- (9) The provisions of Third Schedule to this Bill shall, so far as applicable to the Investigating Committee and Disciplinary Panel respectively, have effect with respect to those bodies (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 14 stand part of the Bill — Agreed to.

Clause 15: Penalties for professional misconduct.

- (1) Where:

- (a) a member is adjudged by the Disciplinary Panel to be guilty of professional misconduct in any professional respect; or
 - (b) a member is convicted by any court of law having power to award imprisonment for an offence (whether or not punishable with imprisonment), which in the opinion of the Disciplinary Panel is incompatible with the conduct required of a member of the Institute; or
 - (c) the Disciplinary Panel is satisfied that the name of any person has been fraudulently enrolled or registered, the Disciplinary Panel shall order the Registrar to strike his name off the relevant part of the register.
- (2) A person who is found guilty of misconduct by the decision of the Disciplinary Panel shall have his name struck out from the register of members.
- (3) The Disciplinary Panel shall always give its decision and directions promptly, and in all cases within three months of conclusion of proceedings.
- (4) For the purpose of paragraph (b) subsection (1) of this section, a person shall not be treated as guilty as therein mentioned, unless the guilt stands at a time when no appeal or further appeal is pending or may, (without extension of time) be brought in connection with the direction.
- (5) The person to whom such a directive is given under subsection (1) of this section may, at any time within twenty-eight days from the date of service on him of notice of the direction, appeal against the direction to the Federal High Court, and where necessary to the Court of Appeal and the Disciplinary Panel and complainant if any may appear as; respondent to the appeal and for the purpose of enabling directions to be given as to the costs of the appeal and of proceedings before the Federal High Court or Court of Appeal, the Disciplinary Panel and complainant shall be deemed to be a party thereto, whether or not it appears on the hearing of the appeal.
- (6) A direction of the Disciplinary Panel given under subsection (1) of this section shall take effect where:
- (a) no appeal under the section is brought against the direction within the time limit for such an appeal, or on the expiration of that time;

- (b) such an appeal is brought and is withdrawn or struck out as for want of prosecution, on the withdrawal or striking out of the appeal; and
 - (c) such an appeal is brought and is not withdrawn or struck out as aforesaid, if and when the appeal is dismissed, and shall take no effect except in accordance with the provisions of this subsection.
- (7) A person whose name is struck off the Register in pursuance of a direction of the Disciplinary Panel under this section, shall not be entitled to be enrolled or registered again, except in pursuance of a direction in that behalf and a direction under this section for the striking off of a person's name from the register may prohibit an application under this subsection by that person until the expiration of such period from the date of the directive (and where he has duly made such an application, from the date of his last application), as may be specified in the direction (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 15 stand part of the Bill — Agreed to.

PART VIII — MISCELLANEOUS

Clause 16: Application of this Bill to unregistered persons.

A person who is not a member of the Incorporated Institute of Capital Market Registrars established before the commencement of this Bill, but is qualified to apply for and obtain membership if the Institute, may apply for membership of the Chartered Institute of Capital Market Registrars established by this Bill, in such a manner as may be prescribed by rules made by the Council and shall be registered in the category of membership appropriate in the current period for holders of the qualification he possesses (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 16 stand part of the Bill — Agreed to.

Clause 17: Practice as a Capital Market Registrar.

- (1) Subject to subsection (2) of this section, a person shall be deemed to practise as a Capital Market Registrar if in consideration of remuneration received or to be received and whereby himself or in partnership with any other persons he:
 - (a) engages himself in the practice of share registration or holds himself out to the public as a Capital Market Registrar, or
 - (b) renders professional service or assistance in, or about matters of principles or detail, relating to the practice of share registration; or
 - (c) renders any other service which may, by regulations made by the Council, be designated as service constituting practice as a Capital Market Registrar.
- (2) Nothing in Subsection (1) of this section shall be construed as to apply to persons who, while in the employment of any government, perform the duties or any of the duties of a Capital Market Registrar.
- (3) Nothing in subsection (1) (h) of this section shall be construed as restricting registered stockbrokers from the performance of professional duties to their clients (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 17 stand part of the Bill — Agreed to.

Clause 18: Rules as to practice, etc.

- (1) The Council may make rules to guide training in share registration methods and practice.
- (2) The Council may also make rules:
 - (a) prescribing the amount and due date for the payment of the annual subscription and for such purposes, different amounts may be prescribed by rules according to the category of membership;
 - (b) prescribing the form of license to practice to be issued annually, or if the Council thinks fit, by endorsement on an existing license;
 - (c) restricting the right to practice as a Capital Market Registrar in default of the amount of the annual subscription where the default continues for longer than such period as may be prescribed by the rules;
 - (d) restricting the right to practice as a member of the profession if the qualification granted outside Nigeria does not entitle the holder to practice as a member of the profession; and
 - (e) prescribing the period of practical training in the office of a profession in practice to be completed before a person qualifies practice as a member of the profession. member of the for a license to.
- (3) Rules made under this section shall, be published in the official news letter, website and magazine of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 18 stand part of the Bill — Agreed to.

Clause 19: Provision of library facilities, etc.

The Institute shall:

- (a) provide and maintain a library comprising of books and publications for the advancement of the knowledge of share registration and such other books, publications and internet communication technology media as may be considered necessary;
- (b) encourage research into share registration methods and allied subjects, to the extent that the Council may, from time to time, consider necessary (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 19 stand part of the Bill — Agreed to.

Clause 20: Offences and penalties.

- (1) A person who, for the purpose of procuring the registration of any name, qualification or other matter:
 - (a) makes a statement which he believes to be false in my material particular; or

- (b) recklessly makes a statement which is false in any material particular; commits an offence.
- (2) A person who, knowing himself to be acting as a Capital Market Registrar, or in expectation of reward or takes or uses any name, title, addition or description, implying that he is in practice as a Capital Market Registrar, commits an offence.
- (3) In the case of a person failing within section 15 of this Bill:
- (a) the provision of subsection (2) of this section shall not apply in respect of anything done by him during the period of three months; and
- (b) if within that period he duly applies for membership of the Institute then unless within that period he is notified that his application has not been approved, the provision of subsection (2) of this section shall not apply in respect of anything done by him between the end of that period and the date on which he is enrolled, or registered or notified as aforesaid.
- (4) The Registrar or any other person employed by or on behalf of the Institute who willfully makes any falsification in any matter relating to the register, commits an offence.
- (5) A person who commits an offence under this section shall be liable on conviction to a minimum fine of One Hundred thousand Naira (N100,000.00); or imprisonment for a maximum term of two years, or to both such fine and imprisonment.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of or be attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate, or any person purporting to act in any such capacity, he, as well as the body corporate shall be deemed to have committed the offence and shall be liable on conviction by court of competent jurisdiction in the case of an individual to the punishment prescribed in subsection 5 of this section and in the case of a body corporate, to a fine of not less than N500,000 (Five Hundred Thousand Naira) and or a ban on practice of share registration for a specific period of time not less than one year (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 20 stand part of the Bill — Agreed to.

Clause 21: Regulations.

- (1) Any regulations, made pursuant to this Bill shall be published in the Institute's Journal.
- (2) Rules made for the purpose of this Bill shall be subject to confirmation by the Institute at its next general meeting, and shall not have effect until so confirmed (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 21 stand part of the Bill — Agreed to.

Clause 22: Transfer to the Institute of certain properties.

(1) As from the commencement of this Bill:

- (a) all assets and liabilities held or incurred immediately before the commencement date, by or on behalf of the incorporated Institute shall, by virtue of this subsection and without further assurance, vest in the Institute and be held by it for the purpose of the Institute;
- (b) the Incorporated Institute shall cease to exist; and
- (c) subject to subsection (2) of this section, any act, matter or thing made or done by the Incorporated Institute shall be deemed to have been done by the Institute.

Second Schedule.

- (2) The provisions of Second Schedule to this Bill shall have effect with respect to matters arising from the transfer of assets and liabilities of the Incorporated to the Institute and with respect to other matters mentioned in that schedule (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 22 stand part of the Bill — Agreed to.

Clauses 23: Interpretation.

In this Bill, unless the context otherwise requires:

"Capital Market Registrar" means any person registered to practice share registration under this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the words "Capital Market Registrar" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Council established as the governing body of the Institute under section 1, of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Disciplinary Panel" means the Chartered Institute of Capital Market Registrars Disciplinary Panel established under subsection (2) of section 14 of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the words "Disciplinary Panel" be as defined in the interpretation to this Bill — Agreed to.

"Fees" includes annual subscription, examination, annual conference, and specialized trainings fees (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Fees" be as defined in the interpretation to this Bill — Agreed to.

"Institute" means the Chartered Institute of Capital Market Registrars established under section 1 of the Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Institute" be as defined in the interpretation to this Bill — Agreed to.

"Investigation Committee" means the Chartered Institute of Capital Market Registrars Investigating Committee established under subsection (3) of section 14 of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the words "Investigation Committee" be as defined in the interpretation to this Bill — Agreed to.

"Members" means enrolled Fellow, Associate Member, Student Member or Ordinary Member as the case may be, and "membership of the Institute" shall be construed accordingly (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Members" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister for Education (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"President" and "Vice-President" respectively means the holder of offices under those names in the Institute; and (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the words "President" and "Vice-President" be as defined in the interpretation to this Bill — Agreed to.

"Register" means the register maintained pursuant to section 9 of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the meaning of the word "Register" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 23 stand part of the Bill — Agreed to.

Clause 24: Short Title.

This Bill may be cited as the Chartered Institute of Capital Market Registrars Bill, 2017 (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 24 stand part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 1 (3)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

1. (1) Subject to the provisions of this Bill, the Council may in the name of the Institute make Standing orders, regulating its proceedings or proceedings of any Committee of Council or the institute thereof, excepting rules of the Investigation committee of Disciplinary Panel.

- (2) The Standing Orders shall provide for decisions to be taken by a majority of the members and in the event of the equality of votes, the President or the Chairman, as the case may be, shall have a second or casting vote.
- (3) The Standing Orders made for a Committee of the Council shall provide for the committee to report to Council on any matter referred to it by the Council.
- (4) The quorum at any meeting of the Council shall be 10 and the quorum of a Committee of the Council shall be determined by the Council.

General Meeting of the Institute

2. (1) The Council shall convene the annual general meeting of the Institute once a year at such time and place as may be determined by the Council, but, if the meeting is not held within one year after the previous annual general meeting, not more than fifteen months shall elapse between the respective dates of the two meetings:

Provided that, notice of the annual general meeting shall be given to all members of the Institute not later than twenty-one days from the date of the meeting.

- (2) A special general meeting of the Institute may be convened by the Council at anytime if, not less than thirty members of the Institute so require, by notice in writing addressed to the Chairman of the Council setting out the objects of the proposed meeting, the Chairman of the Council shall convene a special general meeting of the Institute;

Provided that, notice of the annual general meeting shall be given to all members of the Institute not later than twenty-one days from the date of the meeting.

- (3) The quorum of any general meeting of the Institute and that of any special meeting of the Institute shall be thirty-five members.

Meeting of the Council

3. (1) Subject to the provisions of any standing orders of the Council, the Council shall meet quarterly in a year.
- (2) At any meeting of the Council, the Chairman or in his absence, or in the absence of the first Vice-Chairman too, the Second Vice-Chairman shall preside, but if the Chairman, the First Vice-Chairman and the Second Vice-Chairman are absent, the members present at the meeting shall appoint one of their member to preside at the meeting.
- (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit, but a person who is a member by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Council, and shall not count towards a quorum.
- (4) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the President of the Institute.

Committees

4. (1) The Council may appoint one or more Committees to carry out on behalf of the Institute or the Council, such functions as the Council may determine.

- (2) A Committee appointed under this paragraph shall consist of the number of persons determined by the Council of whom not more than one-third may be persons who are not members of the Council and a person other than a member of the Council shall hold office on the Committee in accordance with the terms of his letter of appointment.
- (3) A decision of a Committee of the Council shall be of no effect until it is confirmed by the Council, except the council otherwise authorises.

Miscellaneous

5. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the Chairman or of some other members of the Council authorized generally or specifically by the Institute to act for that purpose.
- (2) Any contract or instrument which if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or the Council, as the case may require by any authorized to act for the purpose by the Council, person generally or specifically
- (3) Any document purporting to be a document duly executed under the seal of the Institute, shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.

Validity of proceedings

6. The validity of any proceeding of the Institute' or the Council, or of a Committee of the Council shall not be affected by any vacancy in the membership or any defect in the appointment of a member of the Institute, or of the Council, or of a person to serve on the Committee, or by reason that a person not entitled to do so took part in the proceedings.
7. Any member of the Institute or the Council, and any person holding office on a Committee of the Council, who has a personal interest in any contract arrangement entered into, or proposed to be considered by the Council on behalf of the Institute or on behalf of the Council or a Committee thereof, shall forthwith disclose his interest to the President or to the Council, as the case may be and he shall not vote on any question relating to that contract or arrangement.
8. A person shall not by reason only of his membership of the Institute be treated as holding an office in the Public Service of the Federation (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 22 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTIES, ETC.

Transfer of Properties

1. Every agreement to which the Incorporated Institute' was a part immediately before the commencement of this Bill, whether it be in writing or not and whether or not of such nature that the rights, liabilities and obligations thereunder could be assigned by the Incorporated Institute, shall have effect from the appointed day so far as it relates to property transferred by this Bill to the Institute as if:

- (a) the Institute had been a party to the agreement;
 - (b) for any reference (however worded and whether express or implied) to the Incorporated Institute, there were substituted as respects anything failing to be done on or after the commencement of this Bill, a reference to the Institute; and
 - (c) for any reference (however worded and whether (express or implied) to a member or members of the Council of the incorporated Institute there were substituted, as respects anything failing to be done on or after the commencement of the Act, a reference to a member or members of the Council under this Bill.
2. Other documents referring, whether specifically or generally to the Incorporated Institute shall be constructed in accordance with sub-paragraph (1) of this paragraph so far as applicable.
 3. Any legal proceedings or application to any authority pending on the commencement of this Bill by or against the Incorporated Institute may be continued on or after that day by or against the Institute.
 4. On the commencement of this Act, any person holding any paid appointment in the Incorporated Institute shall hold corresponding appointment in the Institute on the same terms and conditions as already exist.
 5. Any regulations, rules and similar instruments made for the purpose of the Incorporated Institute and in force immediately before the coming into force of this Bill shall, except in so far as they are subsequently revoked or amended by any authority having power in that behalf, have effect with any necessary modifications as if daily made for the corresponding purpose of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

THIRD SCHEDULE

Section 22 (2)

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL

The Disciplinary Committee

1. The quorum of the Disciplinary Panel shall be four members.
2. (1) The Attorney-General of the Federation shall make rules as to the selection of members of the Disciplinary Panel for the purpose or any proceedings, the procedure to be followed and the rules of evidence to be observed in the proceedings before the Disciplinary Panel.
- (2) The rules shall in particular provide:
 - (a) for securing that any party to the proceedings shall be entitled to be heard and given fair opportunity to defend the allegations against him or her by the Disciplinary Panel;
 - (b) for determining who, in addition to the person aforesaid, shall be a party to the proceedings;

- (c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Panel;
 - (d) for securing that any party to the proceedings may be represented by a legal practitioner;
 - (e) subject to the provision of section 13 (6) of this Bill, as to the cost of proceedings before the Disciplinary Panel;
 - (f) for requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of misconduct in any professional respect, that where the Disciplinary Panel adjudges that the allegation has been proved it shall record a finding that the person is guilty of such misconduct in respect of the matters to which the allegation relates; and
 - (g) requiring that the registrar shall publish and carry out decisions and directions of the Disciplinary Panel which has taken effect including striking out a person's name off the register.
3. For the purposes of any proceeding before the Disciplinary Panel, any member of the Disciplinary Panel may administer Oaths, and any party to the proceedings may issue out of the registry of the Federal High Court by writs of subpoena ad testificandum and duces tecum but no person appearing before the Disciplinary Panel shall be compelled:
- (a) to make any statement before the Disciplinary Panel tending to incriminate himself; or
 - (b) to produce any document under such a writ which he could not be compelled to produce at the trial of an action.

Assessor

4. (1) For the purpose of advising the Disciplinary Panel on questions of law, arising in proceedings before it, there shall in all such proceedings be an assessor to the Disciplinary Panel who shall be appointed by the Council on the nomination of the Attorney-General of the Federation, and he shall be a legal practitioner of not less than ten years standing.
- (2) The Attorney-General of the Federation shall make rules as to the functions of the assessor appointed under this paragraph and in particular such rules shall contain provisions for securing:
- (a) that where an assessor advises the Disciplinary Panel on any question of law as to evidence, procedure or any other matter specified by the rules, he shall do so in the presence, of every party or a person representing a party to the proceeding, who appear thereat or, if the advice is tendered while the Disciplinary Panel is deliberating in private that every such party or person as aforesaid shall be informed of what advice the assessor has given, with any opportunity to respond to it; and
 - (b) that every such party or person as aforesaid shall be informed if in any case the Disciplinary Panel does not accept the advice of the assessor on such a question as aforesaid.
- (3) An assessor may be appointed under this paragraph wither generally or for any particular proceedings or class of proceedings, and shall hold and vacate office in accordance with the terms of the letter by which he is appointed.

The Investigating Panel

5. (1) The quorum of the Investigation Committee shall be three.
- (2) The Governing Council may, at any of its meetings attended by all members, make Standing Orders with respect to the Investigation Committee.
- (3) Subject to the provision of any such standing order, the Investigation Committee may regulate its own proceedings.

Miscellaneous

6. (1) A person whose tenure as a member of the Disciplinary Panel, or the Investigation Committee has expired shall be eligible for re-appointment as a member of the Disciplinary Panel or Investigation Committee, as the case may be, however, nobody shall serve in the Investigating Committee for more than two consecutive terms totaling four years.
- (2) A person may, if otherwise eligible, be a member of both the Disciplinary Panel and Investigation Committee, but no person who acted as a member of Investigating Committee with respect to any case shall act as a member of the Disciplinary Panel with respect to that case.
7. The Disciplinary Panel or the Investigation Panel may act notwithstanding any vacancy in its membership and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body or subject to Paragraph 7 (2) of this Schedule, by reason of the fact that any person who was not entitled to do so took part in the proceedings of that body
8. Any document authorized or required by virtue of this Bill to be served on the Disciplinary Panel or the Investigation Committee shall be served on the Registrar.
9. All expenses of the Disciplinary Panel or the Investigation Committee shall be defrayed by the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Long Title:

A Bill for an Act to Establish the Chartered Institute of Capital Market Registrars to Regulate and Control the Practice of Share Registration; and for Other Related Matters (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole, considered the Report on a Bill for an Act to Establish the Chartered Institute of Capital Market Registrars to Regulate and Control the Practice of Share Registration and for Other Related Matters (HB. 79) and approved Clauses 1 - 24, the First, Second and Third Schedules, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(ii) **Committee on Public Petitions:**

Report on the Petition by ASP Anthony Mgbeo Jirikwe:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by ASP Anthony Mgbeo Jirikwe, against the Nigeria Police Force on his unlawful suspension from service and approve the recommendations therein" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation (i):

"Urge the Police Service Commission and the Inspector General of Police to immediately reinstate ASP Anthony Mgbeo Jirikwe" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Recommendation (ii):

"Also urge the Nigeria Police Force to pay all the arrears of his salaries, allowances and other entitlements from 4 November, 1994 to date" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Recommendation (iii):

"Further urge the Nigeria Police Force to promote him to the present level his counterparts are enjoying in the service" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by ASP Anthony Mgbeo Jirikwe, against the Nigeria Police Force on his unlawful suspension from service and approved Recommendations (i) - (iii) of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(iii) **Committee on Public Petitions:**

Report on the Petition by Kingdom Human Rights Foundation International:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Kingdom Human Rights Foundation International, against the Federal Housing Authority for defrauding unsuspecting Imo People using the Federal Housing Scheme and approve the recommendation therein" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation:

“Urge the Federal Housing Authority to provide a housing unit each for Mrs Caroline Alozie and two others equivalent to the current price of the ones they had paid for in any area of their choice in Nigeria, except in the Federal Capital Territory, Abuja” (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Kingdom Human Rights Foundation International, against the Federal Housing Authority for defrauding unsuspecting Imo People using the Federal Housing Scheme and approved the only Recommendation of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(iv) Committee on Public Petitions:

Report on the Petition by Effiom Edem Effiom:

Motion made and Question proposed, “That the House do consider the Report of the Committee on Public Petitions on the petition by Effiom Edem Effiom and John Ikong, against the Bureau of Public Procurement (BPP) on Alleged Unlawful Termination of Appointment and approve the recommendations therein” (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation (i):

“Adopt the amicable resolution of the matter by the Parties, John Ikong and Effiom Edem Effiom and the Bureau of Public Procurement” (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Recommendation (ii):

“That since the petitioners have been reinstated, on no account should the Bureau of Public Procurement re-visit the matter again” (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Effiom Edem Effiom and John Ikong, against the Bureau of Public Procurement (BPP) on alleged unlawful termination of appointment and approved Recommendations (i) and (ii) of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (v) **Committee on Public Petitions:**
Report on the Petition by Late Colonel Simon Daniel Ganya and Twenty-Nine (29) Others:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Late Colonel Simon Daniel Ganya and Twenty-Nine (29) others, against the Nigerian Army on alleged wrongful retirement from service and approve the recommendation therein" (Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation:

"Urge the Chief of Army Staff and the Honourable Minister of Defence to recall the retired Army Officers with immediate effect as a result of lack of credible reason by the Army to retire them" (Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Late Colonel Simon Daniel Ganya and Twenty-Nine (29) others, against the Nigerian Army on alleged wrongful retirement from service and approved the only Recommendation of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (vi) **Committee on Public Petitions:**
Report of the Petition by Egwu Arua Okoro:
Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Egwu Arua Okoro, against the Nigeria Customs Service for wrongful termination of his appointment and approve the recommendations therein" (Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency).

Question agreed to.

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

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation (i):

“Reinstate him into the Nigeria Customs Service unconditionally” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Recommendation (ii):

“Restore him to what would have been his substantive rank as at 2001 when he would have statutorily retired” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Recommendation (iii):

“Pay him all his arrears of salaries, entitlements and retirement benefits” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Recommendation (iv):

“Reprimand the Nigeria Customs Service for abuse of due process in treating cases involving officers of the organization, especially ones that involve dismissal or termination of appointments” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Public Petitions on the petition by Egwu Arua Okoro, against the Nigeria Customs Service for wrongful termination of his appointment and approved Recommendations (i) - (iv) of the Report.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

19. Adjournment

That the House do adjourn till Thursday, 2 March, 2017 at 11.00 a.m. (Hon. Jibril Umar Buba — Deputy House Leader).

The House adjourned accordingly at 2.30 p.m.

Yakubu Dogara
Speaker