



**SENATE OF THE
FEDERAL REPUBLIC OF NIGERIA
ORDER PAPER**

Tuesday, 30th May, 2017

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1. **Prayers**
 2. **Approval of the Votes and Proceedings**
 3. **Oaths**
 4. **Announcements (if any)**
 5. **Petitions**
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PRESENTATION OF REPORTS

1. Report of the Committee on Ethics, Privileges and Public Petitions
Sen. Samuel Anyanwu (*Imo East*)
-That the Senate do receive the reports of the Committee on Ethics, Privileges and Public Petitions in respect of:
 - a. Petition from Mr. Eddy Edumoh against the Nigeria Police Force (NPF) for alleged Wrongful Dismissal from the Force;
 - b. Petition from L.A. Idu Esq. on behalf of Mr. Abdulrahman Lamina against Commodore Abimbola O. Ayuba for using Military Might to resist vacating a Private Property; and
 - c. Petition from Mr. Collins Iwe and Six (6) others against the Management of Pipeline and Products Marketing Company (PPMC) for alleged Werongful Termination of their Appointments by the Company - *To be Laid.*
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ORDERS OF THE DAY

MOTION

1. Non Transparent Transaction relating to the planned Concession of the Port-Harcourt Refinery to AGIP and OANDO by the Ministry of Petroleum Resources.

Sponsor: Senator Sabo Mohammed (*Jigawa South*)

The Senate:

Worried of the non-transparent transactions of the planned concession of the Port Harcourt Refinery to Agip and OANDO by the Ministry of Petroleum Resources;

Aware that the Federal Government recently entered into an agreement with Nigerian Agip Oil Company (NAOC), a subsidiary of ENI, an Italian oil giant to construct a fifteen billion Dollars Refinery in the Niger Delta Region; a deal which also includes investment by Agip in a power plant with the Italian company assisting Nigeria in the repairs of the Port Harcourt Refinery;

Notes that the Minister of State for Petroleum Resources stated that the agreement was part of a broader Federal Government plan to increase capacity for local production and consumption of petroleum products with the aim of ending fuel importation in Nigeria by 2019;

Also notes that while the resolve by the Federal Government to increase local refining capacity is laudable and should be applauded by all Nigerians, the observance of corporate governance principles and the country's extant laws must be followed to the letter;

Concerned that it is not yet clear if the new arrangement is a concession agreement or an agreement to build a new refinery, the confusion became obvious following the disclosure on May 11, 2017, by the Chief Executive Officer of OANDO Plc on the floor of the Nigeria Stock Exchange that the group had received approval of the Federal Government to repair, operate and maintain the Port Harcourt Refinery Company with their partner Agip;

Further notes that this development would have been wonderful because it would mean an end to importation of refined products by the year 2020, but many questions are begging for answers, such as is it Agip/ENI or OANDO Plc that is taking over Port Harcourt Refinery? Was there the observance of the privatization law as regards due diligence, selection from preferred bidders before ceding of the Port-Harcourt Refinery to Agip/OANDO?

Also concerned that the planned concession of Port Harcourt Refinery to Agip/ENI in partnership with OANDO Plc without recourse to due process is illegal and a clear attempt at ridiculing Nigerians and would definitely create a big hole that would be hard to fill in the anti-corruption crusade of the present administration;

Aware that in such transactions, the best practice is to select partners through open and competitive bids, i.e. prepare the business for sale, market the business, buyers selection and close the transaction;

Notes that any exclusive arrangement that does not follow the above procedure hatched in the dark without the knowledge and participation of relevant stakeholders tend to lead to sub-optimal outcomes for the seller (in this case the Federal Government);

Also aware that the major stakeholders such as BPE that was empowered by law to conduct such exercise and labour unions are not aware of the deal that is supposed to be signed officially in July this year;

Concerned that since Agip has no technical record/history in the Port Harcourt Refinery that was built by a Japanese firm, one would have expected the concerned authority to look at the Warri Refinery that was built by Agip where they have technical record;

Saddened that on assumption of office as the Group Managing Director of the NNPC, Mr. Ibe Kachukwu declared that by the end of 2015, the Port Harcourt, Warri and Kaduna Refineries would be working at 90% capacity, thus reducing importation and the subsidy controversies, up till now in 2017, the Refineries are yet to be fixed and cannot even produce at 50% not to mention 90%,

According resolves to:

Set up an Ad-hoc Committee to carry out a holistic investigation to determine how and why such a deal was sealed and the criteria used to select Agip/ENI and OANDO Plc to maintain and operate the Port Harcourt Refinery at what cost and timeframe.

CONSIDERATION OF REPORTS

1. Report of the Committee on Sports

Nigerian Football Federation (Est, etc) Bill, 2017 (SB. 154)

Sen. Obinna Ogbu (*Ebonyi Central*)

-That the Senate do consider the reports of the Committee on Sports on Nigerian Football Federation (Est, etc) Bill, 2017 (SB. 154).

2. Report of the Committees on Judiciary, Human Rights and Legal Matters, Foreign Affairs and Anti-Corruption *Mutual Assistance in Criminal Matters between Nigeria and other Foreign States Bill, 2017 (SB. 224)*
Sen. David Umaru (Niger East), Sen. Monsurat Sunmonu (Oyo Central) and Sen. Chukwuka Utazi (Enugu North)
-That the Senate do consider the report of the Committees on Judiciary, Human Rights and Legal Matters, Foreign Affairs and Anti-Corruption on the Mutual Assistance in Criminal Matters between Nigeria and other Foreign States, Bill 2017 (SB. 224).
3. Report of the Committee on Customs and Excise
Nigerian Customs Service Management Act (Repeal and Re-enactment) Bill, 2017 (SB. 247)
Sen. Hope Uzodinma (Imo West)
-That the Senate do consider the report of the Committee on Customs and Excise on the Nigerian Customs Service Management Act (Repeal and Re-enactment) Bill, 2017 (SB. 247) – *Adjourned Consideration (Clause 16) Wednesday, 24th May, 2017.*
4. Report of the Committee on Works
Federal Roads Authority (Est, etc) Bill, 2017 (SB. 219)
Sen. Kabiru Gaya (Kano South)
-That the Senate do consider the reports of the Committee on Works on Federal Roads Authority (Est, etc) Bill, 2017 (SB. 219).
5. Report of the Committee on Works
National Road Funds (Est, etc) Bill, 2017 (SB. 218)
Sen. Kabiru Gaya (Kano South)
-That the Senate do consider the reports of the Committee on Works on National Road Funds (Est, etc) Bill, 2017 (SB. 218).

COMMITTEE MEETINGS

No.	Committee	Date	Time	Venue
1.	Sustainable Development Goal	Tuesday, 30 th May, 2017	1.00pm	Committee Room 224 Senate New Building
2.	Judiciary, Human Rights and Legal Matters	Tuesday, 30 th May, 2017	2.00pm	Committee Room 313 Senate New Building
3.	Gas	Tuesday, 30 th May, 2017	2.00pm	Committee Room 328 Senate New Building
4.	Petroleum Resources	Tuesday, 30 th May, 2017	2.00pm	Committee Room 221 Senate New Building
5.	Ad-Hoc Committee on Alleged Mis-use, Under-Remittance and other fraudulent Activities.	Tue. 30 th May– Thur. 1 st Jun. 2017	12.00noon	Committee Room 204 Senate New Building
6.	Public Account	Tue. 30 th May– Thur. 1 st Jun. 2017	2.00pm	Committee Room 305 Senate New Building