



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 25th July, 2017

1. The Senate met at 10:53 a.m. The Deputy Senate President read Prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Thursday, 20th July, 2017.

Question was put and the Votes and Proceedings were approved.

3. **Closed Session:**
Closed Session — 11:00 a.m.

Open Session — 11:37 a.m.

The Deputy Senate President reported that the Senate in a Closed Session deliberated on issues bordering on the workings of the Senate in particular and the National Assembly in general.

4. **Messages from Acting President:**
The Deputy Senate President announced that he had received two letters from Acting President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

(a) **Virement:**



**VICE PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

BD/200/EXP/5.857/11/

18th July, 2017

*The Senate President
The Senate
National Assembly Complex
Three Arms Zone
Abuja.*

Dear Senate President,

**REQUEST FOR VIREMENT OF FUNDS FROM VARIOUS BUDGET LINES TO
FUND FEDERAL GOVERNMENT'S PRIORITY PROJECTS AND PROGRAMMES**

You will recall that the 2017 Appropriation Bill was signed into law on 12 June 2017. However, prior to the signing discussions and consultations were held between the Executive and the leadership of the National Assembly on some critical priority items for which adequate provisions had not been made in the 2017 Appropriation Act.

2. You would also recall that it was agreed that the Executive should submit a Virement Proposal to the National Assembly for your consideration. The purpose of this letter, therefore, is to forward the Virement Proposal.

3. The total amount of virement being proposed is N135,643,018,749, and the Ministries affected are as follows:

- | | | |
|----|---|-----------------|
| 1. | Federal Ministry of Power Works & Housing
Amount to be vired within projects in the Ministry | N46,004,049,292 |
| 2. | Federal Ministry of Transportation
Amount to be vired | N66,000,000,000 |

Sources of Virement:

- | | | |
|----|--|------------------------|
| a. | Federal Ministry of Transportation | N33,247,000,000 |
| b. | Fed. Min. of Power, Works & Housing (b) | N3,181,973,545 |
| c. | Office of Secretary to the Govt. of the Federation (b) | N14,130,719,780 |
| d. | Office of the National Security Adviser | N5,000,000,000 |
| e. | Fed. Min. of Science & Technology | N5,009,244,926 |
| f. | Fed. Min. of Trade & Investment | <u>N5,404,065,749</u> |
| | | N66,000,000,000 |

- | | | |
|----|---|----------------|
| 3. | Federal Ministry of Agriculture and Rural Development
Amount to be vired within projects in the Ministry | N1,000,000,000 |
|----|---|----------------|

- | | | |
|-----------------------------|--|-----------------------|
| 4. | Federal Ministry of Interior
Amount to be vired | N7,698,811,674 |
| Sources of Virement: | | |
| a. | Federal Ministry of Interior | N7,698,811,674 |
| b. | Fed. Min. of Trade & Investment | <u>N80,500,000</u> |
| | | N7,698,811,674 |

- | | | |
|----|---|----------------|
| 5. | Ministry of Defence
Amount to be vired within projects within the Ministry | N3,150,000,000 |
|----|---|----------------|

- | | | |
|----|---|--------------|
| 6. | Federal Ministry of Education
Amount to be vired within projects within the Ministry | N770,000,000 |
|----|---|--------------|

- | | | |
|-----------------------------|--|-----------------------|
| 7. | Federal Capital Territory Administration
Amount to be vired | N3,000,000,000 |
| Sources of virement: | | |
| a. | Federal Capital Territory Administration | N1,700,000,000 |
| b. | Fed. Min. of Trade & Investment | <u>N1,300,000,000</u> |
| | | N3,000,000,000 |

- | | | |
|----|--|----------------|
| 8. | Federal Ministry of Health Hqtrs
Amount to be vired within projects within the Ministry | N1,000,000,000 |
|----|--|----------------|

- | | | |
|----|--|--------------|
| 9. | Office of the Secretary to the Govt. of the Federation
Amount to be vired within projects within the Ministry | N735,035,000 |
|----|--|--------------|

10. Federal Ministry of Labour and Employment Amount to be vired within projects within the Ministry	N1,093,579,983
11. Federal Ministry of Information and Culture Amount to be vired within projects within the Ministry	N729,000,000
12. Federal Ministry of Communication Technology Amount to be vired within projects within the Ministry	N734,000,000
13. Federal Ministry of Water Resources Amount to be vired within projects within the Ministry	N2,387,541,000
14. Federal Ministry of Mines and Steel Development Amount to be vired within projects within the Ministry	N1,100,000,000
15. Federal Ministry of Environment Amount to be vired within projects within the Ministry	N241,001,800
GRAND TOTAL	N135,643,018,749

4. The specific appropriated items to be vired to are contained in Schedule 1 while the specific appropriated items from which to vire the amounts required are contained in Schedule 2, both of which are attached.

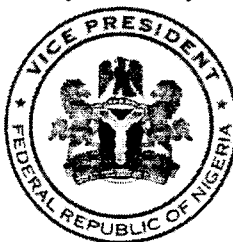
5. In the light of the above, I implore you to urgently consider this virement proposal in order to support our collective efforts to improve the well-being of our citizens.

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

(Signed)

Professor Yemi Osinbajo, SAN. GCON
Acting President and Commander-in-Chief,
Federal Republic of Nigeria

(b) 2017 Federal Capital Territory Statutory Budget Proposal:



**VICE PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

SH/Ag. President/NASS/16

10th July, 2017

Distinguished Senator (Dr.) Bukola Saraki, CON
President
Senate of the Federal Republic of Nigeria
National Assembly Complex
Three Arms Zone
Abuja.

Dear Senate President,

THE FCT 2017 STATUTORY BUDGET PROPOSAL

I have the honour to seek Senate approval of the FCT 2017 Statutory Budget Proposal of the Federal Capital Territory Administration (FCTA) in line with section 121 of the Constitution of the Federal Republic of Nigeria, 1999 (as amended).

2. *As Your Excellency is aware, the Federal Capital Territory Administration (FCTA) runs two Budgets namely, National and the Statutory Budgets. The FCT component of the National Budget is funded directly by the Federal Government for the provision of District Infrastructural Development, Water Supply, Sewage Treatment and Infrastructural Development of the Satellite Towns of the Federal Capital Territory (FCT). The Statutory Budget on the other hand, is funded from the Statutory Allocation, Internally Generated Revenue (IGR) and other sources of funds accruable to the Federal Capital Territory (FCT).*

3. *It would be recalled that the sum of N30,397,122,872.00 (Thirty Billion, Three Hundred and Ninety Seven Million, One Hundred and Twenty Two Thousand, Eight Hundred and Seventy Two Naira) only was appropriated for FCT in the 2017 approved Federal Budget. The Statutory Budget is usually presented to the National Assembly after the passage of the Federal Budget in order to enable the FCTA capture essential capital projects that are often removed from the Federal Budget.*

4. *The FCTA has prepared the 2017 FCT Statutory Budget of the sum of N222,360,551,512.00 (Two Hundred and Twenty Two Billion, Three Hundred and Sixty Million, Five Hundred and Fifty One Thousand, Five Hundred and Twelve Naira) only, based on the 2017-2019 Medium Term Expenditure Framework (MTEF) and the key assumptions of the Federal Government for 2017 budget. The breakdown of the Budget is as follows:*

	<i>₦</i>	<i>%</i>
(i) <i>Personnel Costs</i>	<i>52,574,479,667.00</i>	<i>23.64</i>
(ii) <i>Overhead Costs</i>	<i>41,294,590,480.00</i>	<i>18.57</i>
(iii) <i>Capital Expenditure</i>	<i>128,491,481,366.00</i>	<i>57.79</i>
<i>Total</i>	<i>222,360,551,512.00</i>	<i>100</i>

5. *In line with the Federal Government's emphasis on capital projects, the FCT budget ratio for Capital and Recurrent Expenditure is 57.79% and 42.21% respectively. Considering the need to complete on-going projects, 93% of the capital expenditure proposal is dedicated for such projects, while 7% is for new projects mainly for the provision of access roads and social amenities.*

6. *The estimated revenue for the FCT 2017 Budget proposal is to accrue from the following main sources:*

(i) *Statutory Revenue Allocation (SRA)*

The FCT share 1% out of the Federal Government Share from the Federation Account Allocation Committee, inclusive of VAT and Excess

(ii) *Internally Generated Revenue (IGR)*

The expected Internally Generated Revenue of the sum of N139,988,517,303.00 is to accrue from the major revenue generating agencies of the FCT which includes the Abuja Environmental Protection Board (AEPB), the FCT Internal Revenue Service (FCT-IRS), Water Board, Abuja Geographic Information System (AGIS) and the Directorate of Road Traffic Services. The enormous debts owed these agencies have also been identified and adequate enforcement will be made towards recovery of the outstanding debts.

7. *I have taken the liberty of attaching the FCT 2017 Statutory Budget Proposal for ease of reference and consideration.*

8. While looking forward to your kind approval of my request, please accept, Distinguished President of the Senate, the assurances of my highest esteem at all times.

(Signed)

Professor Yemi Osinbajo, SAN. GCON
Acting President and Commander-in-Chief,
Federal Republic of Nigeria

5. **Announcements:**

(a) **Meeting:**

The Deputy Senate President read a letter from Senator Fatimat O. Raji-Rasaki (*Ekiti Central*) as follows:



THE SENATE
FEDERAL REPUBLIC OF NIGERIA
Committee on Trade and Investment
NATIONAL ASSEMBLY COMPLEX

25th July, 2017

SPECIAL ANNOUNCEMENT
NOTICE OF MEETING

This is to notify Members of Senate Committee on Trade and Investment that the Committee Meeting is scheduled as follows:

Date: Tuesday, 25th July, 2017

Time: 2:00pm

Venue: Committee Room 324, Senate New Building, National Assembly Complex.

All members are expected to attend to consider and approve the Report on Counterfeit Goods Bill, 2017 and IGR Budget of the MDAs before the Committee.

(Signed)

Senator Fatimat Raji-Rasaki
Chairman

(b) **Appreciation:**

The Deputy Senate President read a letter from Senator Godswill O. Akpabio (*Akwa Ibom North-West*) as follows:



Senator (Dr) Godswill O. Akpabio, CON
Senate Minority Leader
Akwa Ibom North-West Senatorial District

The Senate President
Federal Republic of Nigeria
National Assembly Complex
Abuja.

Your Excellency,

LETTER OF APPRECIATION

I extend to the Distinguished Senate President, Dr Bukola Saraki the compliments and appreciation of myself, my family and Akwa Ibom North West Senatorial District for your kind participation during the Constituency Briefing/Empowerment Programme held on July 6, 2017 at Ikot Ekpene Township Stadium in Akwa Ibom State.

May I also use this opportunity to express my heartfelt appreciation to all Distinguished Senators who were able to physically grace the occasion and those who could not be physically present but supported us morally and through prayers.

There is no doubt that your strong delegation of 21 Distinguished Senators led by Senator Philip Aduda (Senate Minority Whip) and the kind words expressed during the event added colour and panache to the occasion.

Thank you for your immense support and do extend my deep appreciation to my distinguished colleagues in the red chambers of the 8th Senate of the Federal Republic of Nigeria.

Finally Sir, I enclosed herewith a copy of my speech during the occasion for your kind perusal and remain blessed.

(Signed)

SENATOR GODSWILL AKPABIO, CON
SENATE MINORITY LEADER

(c) Meeting of the Southern Senators Forum:

The Deputy Senate President read a letter from Senator Hope O. Uzodinma (Imo West) as follows:



Senator Hope Uzodinma
Imo West Senatorial District

25th July, 2017

ANNOUNCEMENT

There will be a meeting of Southern Senators Forum:

Venue: Senate New Wing Room 4.31

Please be punctual as the meeting will be very brief.

(Signed)

Senator Hope Uzodinma
Chairman

(d) Acknowledgment:

The Deputy Senate President acknowledged the presence of the following who were in the gallery to observe Senate Proceedings:

- (i) Members of Student Union Government, Modibbo Adama University of Technology, Yola, Adamawa State; and
- (ii) Staff and Students of SOS Hermann Greiner Schools, Jos, Plateau State.

6. Petitions:

- (i) Rising on Rule 41, Senator Obinna J. Ogba (*Ebonyi Central*) drew the attention of the Senate to two (2) petitions from:
- (a) Major KDC Obimuonso (Rtd), against the Nigerian Army, over his non reinstatement to Service; and
 - (b) Umeh Lossin, against seven military officers, over his assault.

He urged the Senate to look into the matters.

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

- (ii) Rising on Rule 41, Senator Andy E. Uba (*Anambra South*) drew the attention of the Senate to two (2) petitions from his constituents:
- (a) Mr. Gibson Ogu, against Unilever Nigerian Plc, over wrongful termination of his appointment and non payment of entitlements; and
 - (b) Messrs, Golden Seraf Nigerian Ltd, against the Federal Ministry of Communication, over failure to vacate warehouse belonging to it.

He urged the Senate to look into the matters.

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

- (iii) Rising on Rule 41, Senator Babajide C. Omoworare (*Osun East*) drew the attention of the Senate to a petition from his constituent, Sgt, Awolumate Emmanuel on behalf of FPU Nigerian Contingent IV ECOMIB, against Economic Community of West African States (ECOWAS), over non payment of allowances and loss of luggage. He urged the Senate to look into the matter.

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

- (iv) Rising on Rule 41, Senator Dino Melaye (*Kogi West*) drew the attention of the Senate to a petition from his constituent, Lt. Col. Abdulfatai Mohammed (Rtd.), against the Nigerian Army, over unlawful retirement. He urged the Senate to look into the matter.

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

- (v) Rising on Rule 41, Senator Chukwuka G. Utazi (*Enugu North*) drew the attention of the Senate to a petition from Chief Longers Anyanwu (JP), on behalf of Global Peace and Sustainability Network, against Nigerian Petroleum Development Company (NPDC), over the sales of Oil Block OML 13. He urged the Senate to look into the matter.

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

7. Matter of Urgent Public Importance:

Rising on Rule 42, Senator Rose O. Oko (*Cross River North*) drew the attention of the Senate to recent media discourse on Bakassi Peninsula indigenes. She stated that the International Court of Justice (ICJ) in 2002 ruling conceded the Bakassi Peninsula to the Republic of Cameroon. The ruling agreement Section 3(2) permits Nigerians to remain in their locations. The existing agreement has never been adhered to by Cameroon. She sought and obtained the leave of the Senate to present the matter.

Matter to stand over to the next Legislative Day [Rule 42(2)].

8. Personal Explanation:

Rising on Rule 43, Senator Ahmad I. Lawan (*Yobe North*) drew the attention of the Senate to a meeting he held with the Chairmen of Senate and House of Representatives Committees on Police Affairs; and the Inspector-General of Police specifically on the incessant kidnapping incidences along Abuja-Kaduna Express Way. He explained that it was made clear to the Inspector-General of Police that the situation was unacceptable and must be arrested immediately. He stated that the Inspector-General of Police informed them that there is a joint operation comprising Nigeria Police and Nigerian Army personnel dealing with the issue. The Inspector-General of Police further promised them that from Tuesday, 25th July, 2017 there will be another operation solely to be conducted by the Nigeria Police. He urged for the passage of Police Trust Fund Bill to generate more funds to the Police via private sector contributions.

9. Presentation of Bills:

- (i) Federal University of Technology Manchok (Establishment, etc.) Bill, 2017 (SB. 536) — *Read the First Time.*
- (ii) Nigerian Customs Service Pension Board (Establishment, etc.) Bill, 2017 (SB. 538) — *Read the First Time.*
- (iii) Petroleum Industry Administration Bill, 2017 (SB. 540) — *Read the First Time.*
- (iv) Nigeria Ports Authority Act Cap N126 LFN 2004 (Amendment) Bill, 2017 (SB. 541) — *Read the First Time.*
- (v) Matrimonial Causes Act (Amendment) Bill, 2017 (HB. 110) — *Read the First Time.*

10. Committee on Education (Basic and Secondary):

Report on the Compulsory Universal Basic Education Act (Amendment) Bill, 2017 (SB.307 & 374):

Motion made: That the Senate do receive the Report of the Committee on Education (Basic and Secondary) on the Compulsory Universal Basic Education Act (Amendment) Bill, 2017 (*Senator Aliyu M. Wamakko — Sokoto North*).

Question put and agreed to.

Report Laid.

11. Committee on Ethics, Privileges and Public Petitions:

Motion made: That the Senate do receive the Reports of the Committee on Ethics, Privileges and Public Petitions in respect of:

- (i) ASP Anthony Igwe Mgbeojirikwe, against the Nigeria Police for Unlawful Suspension from duty by the Service;
- (ii) Sergeant Biyo Ladong, against the Nigeria Police for Unlawful Verbal Dismissal from the Service;
- (iii) PC Celestine Williams, against the Nigeria Police for Unlawful Dismissal from the Service;
- (iv) PC Ovuomariani Akpometeaho, against the Nigeria Police for Unlawful Dismissal from the Service; and

- (v) Comrade Princewill Okorie, on behalf of the Association for Public Policy Analysis against the Federal Medical Centre, Owerri over the crisis between the Hospital Management, led by Dr. Angela Uwakwem and the Hospital Staff Union which crippled service delivery at the Centre (*Senator Samuel Anyanwu — Imo East*).

Question put and agreed to.

Reports Laid.

12. Committee on Special Duties:

Report on the Presidential Inauguration Bill, 2017 (SB. 379):

Motion made: That the Senate do receive the Report of the Committee on Special Duties on the Presidential Inauguration Bill, 2017 (*Senator Abdul Aziz M. Nyako — Adamawa Central*).

Question put and agreed to.

Report Laid.

13. Committee on Local and Foreign Debts:

Report on the 2016 - 2018 External Borrowing (Rolling) Plan:

Motion made: That the Senate do receive the Report of the Committee on Local and Foreign Debts on the 2016 - 2018 External Borrowing (Rolling) Plan (*Senator Shehu Sani — Kaduna Central*).

Question put and agreed to.

Report Laid.

14. Ad hoc Committee on Planned Concession of the Port-Harcourt Refinery to AGIP/ENI and OANDO:

Report on the Ad hoc Committee on Planned Concession of the Port-Harcourt Refinery to AGIP/ENI and OANDO:

Motion made: That the Senate do receive the Report of the Ad hoc Committee on Planned Concession of the Port-Harcourt Refinery to AGIP/ENI and OANDO (*Senator Abubakar Kyari — Borno North*).

Question put and agreed to.

Report Laid.

15. Nigerian Financial Intelligence Agency (Establishment, etc.) Bill, 2017 (SB.535):

Motion made: That a Bill for an Act to Establish the Nigerian Financial Intelligence Agency as the central body in Nigeria responsible for receiving, requesting, analyzing and disseminating financial intelligence reports and other information to law enforcement, Security and Intelligence Agencies and Other Relevant Authorities and for Related Matters, 2017 be read the Second Time (*Senator Chukwuka G. Utazi — Enugu North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Anti-Corruption and Financial Crimes to report the next Legislative Day.

16. Demutualization Bill, 2017 (SB. 531):

Motion made: That a Bill for an Act to Facilitate the Development of Nigeria's Capital Market by enabling the conversion and re-registration of the Nigerian Stock Exchange from a company limited by guarantee to a public company limited by shares and for Other Related Matters, 2017 be read the Second Time (*Senator Foster Ogola — Bayelsa West*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Capital Market to report within Four (4) weeks.

(The Senate President in Chair)

17. Committee on Judiciary, Human Rights and Legal Matters:

Report on the Nigerian Peace Corps (NPC) (Establishment, etc.) Bill, 2017 (SB. 173 & 183):

Motion made: That the Senate do receive and consider the Report of the Committee on Judiciary, Human Rights and Legal Matters on the issues surrounding the adoption of the Conference Committee report on Nigerian Peace Corps (NPC) (Establishment, etc.) Bill, 2017 (*Senator David Umaru — Niger East*).

Question put and agreed to.

Report presented.

Recommendation:

Proposed Resolution:

Question: That the Senate do consider the Report of the Conference Committee on the Nigerian Peace Corps (Establishment, Etc.) Bill, 2017, as recommended — *Agreed to.*

Resolved:

That the Senate do consider the Report of the Conference Committee on the Nigerian Peace Corps (Establishment, Etc.) Bill, 2017, as recommended (*S/Res/022/03/17*).

18. Conference Committee:

Report on the Nigerian Peace Corps (NPC) Bill, 2017 (SB.173 & 183):

Motion made: That the Senate do consider the Conference Committee Report on the Nigerian Peace Corps (NPC) (Establishment, etc.) Bill, 2017 (*Senator Bayero U. Nafada — Gombe North*).

Question put and agreed to.

Report presented.

Report accordingly adopted.

19. Committee on Constitution Review:

Report on the Constitution of the Federal Republic of Nigeria 1999 as Amended (Alteration) Bill, 2017:

Motion made: That the Senate do consider the Report of the Committee on Constitution Review on the Constitution of the Federal Republic of Nigeria 1999 as Amended (Alteration) Bill, 2017 (*Senator Ike Ekweremadu — Enugu West*).

Question put and agreed to.

Extension of Time:

Motion made: That the Senate do sit this day beyond the time appointed for the termination of the Sitting of the Senate (Rule 13) (*Senate Leader*).

Question put and agreed to.

Report presented:

Debate:

Further consideration of Report deferred to the next Legislative Day.

20. Adjournment:

And it being 3:48 p.m. the Senate President adjourned the Senate till Wednesday, 26th July, 2017 at 10:00 a.m.

Adjourned accordingly at 3:48 p.m.

Abubakar Olubukola Saraki, CON
President,
Senate of the Federal Republic of Nigeria.