



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 15 March, 2017

1. The House met at 11.10 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, 14 March, 2017.

The Votes and Proceedings was adopted by unanimous consent.
3. **Announcement**
Visitors in the Gallery:
Mr Speaker recognized the presence of the following visitors:
 - (i) Staff and Students of *Val De Mauris Academy*, Life Camp, Abuja; and
 - (ii) Staff and Students of *Divine Destiny Heroes Academy*, Karu, Nasarawa State.
4. **Petition**
A petition from Consecrated Law Firm (Solicitors), on behalf of Andromedia Integrated Services Limited, on the non-payment of contract sum of ₦30 million by the National Population Commission (NPC), was presented and laid by Hon. Chukwuka Onyema (*Ogbaru Federal Constituency*).

Petition referred to the Committee on Public Petitions.
5. **Presentation and First Reading of Bills**
The following Bills were read the *First Time*:
 - (1) Federal Polytechnic, Dukku (Establishment) Bill, 2017 (HB. 947).
 - (2) National Poverty Eradication Commission (Establishment) Bill, 2017 (HB. 965).
 - (3) Electoral Act (Amendment) Bill, 2017 (HB. 966).
6. A Bill for an Act to Make Provisions for the Prohibition and Punishment of Sexual Harassment of Students in Educational Institutions and for Other Related Matters (HB. 843) — *Second Reading*

Order read; deferred by leave of the House.

7. **A Bill for an Act to Amend the Counterfeit Currency (Special Provisions) Act, Cap. C35, Laws of the Federation of Nigeria, 2004 to Provide for Mental Element to be introduced and for Other Related Matters (HB. 291) — *Second Reading***

Order read; deferred by leave of the House.

8. **A Bill for an Act to Amend the Economic and Financial Crimes Commission Act, Cap. E1, Laws of the Federation of Nigeria, 2004 to Provide for Quick Recovery Procedures for Stolen Assets, Implement Active Pursuit of Cases, Build Capacity and Improve Trust and Co-operation with Foreign Counterparts, Ensure Adequate Funding of the Commission, Establish the Economic and Financial Crimes Court, a Bill for an Act to Amend the Economic and Financial Crimes Commission Act to make the Commission more Independent and Effective in the Enforcement of Economic and Financial Crimes, a Bill for an Act to Amend the Economic and Financial Crimes Commission Act and a Bill for an Act to Amend the Economic and Financial Crimes Commission Act, Cap. E1, Laws of the Federation of Nigeria, 2004 to Enhance Effectiveness of the Act and for Other Related Matters (HBs 393, 326, 617 and 871) — *Second Reading***

Motion made and Question proposed, "That a Bill for an Act to Amend the Economic and Financial Crimes Commission Act, Cap. E1, Laws of the Federation of Nigeria, 2004 to Provide for Quick Recovery Procedures for Stolen Assets, Implement Active Pursuit of Cases, Build Capacity and Improve Trust and Co-operation with Foreign Counterparts, Ensure Adequate Funding of the Commission, Establish the Economic and Financial Crimes Court, a Bill for an Act to Amend the Economic and Financial Crimes Commission Act to make the Commission more Independent and Effective in the Enforcement of Economic and Financial Crimes, a Bill for an Act to Amend the Economic and Financial Crimes Commission Act and a Bill for an Act to Amend the Economic and Financial Crimes Commission Act, Cap. E1, Laws of the Federation of Nigeria, 2004 to Enhance Effectiveness of the Act and for Other Related Matters (HBs 393, 326, 617 and 871) be now read a Second Time" (*Hon. Ewa Bassey Eko — Yakurr/Abi Federal Constituency and 3 others*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Financial Crimes.

9. **Reconsideration of Outstanding Bills from the Preceding Assembly
Nigerian Automotive Industry Development Plan (Fiscal Incentives and Assurances) Bill, 2017 (HB. 896):**

Order read; deferred by leave of the House.

10. **Need to Complete the Rehabilitation of Mubi-Maiha-Sorau Road with Spur from Mubi-Bukula in Adamawa State**

Motion made and Question proposed;

The House:

Notes that the Federal Government, sometime in 2014, awarded the contract for the Rehabilitation of Mubi-Maiha-Sorau road with spur from Mubi-Bukula to Messrs De-Pacific Investment Ltd at the cost of ₦2,997,940,010.26 (Two Billion, Nine Hundred and Ninety-Seven Million, Nine Hundred and Forty Thousand and Ten Naira, Twenty-Six Kobo) and an advance payment of ₦449,691,001.50 (Four Hundred and Forty-Nine Million, Six Hundred and Ninety-One Thousand and One Naira, Fifty

Kobo) was made to the contractor who mobilized to site but abandoned it when the Boko Haram insurgents were approaching the area;

Concerned that the contractor failed to move back to site even though the area has been cleared of Boko Haram insurgents since January 2015, but the Federal Ministry of Power, Works and Housing in December 2016 intervened and the contractor signed an undertaking to go back to site but has failed to do so;

Worried that the deplorable state of the road is causing untold hardships to commuters and inhabitants of the communities along the routes who are predominantly farmers and are now finding it difficult to transport agricultural produce and other goods to the markets, thereby reducing economic activities and development in those areas.

Resolves to:

- (i) urge the Federal Ministry of Power, Works and Housing to direct the contractor to go back to site to continue the work or refund the advance payment of ₦449,691,001.50 (Four Hundred and Forty-Nine Million, Six Hundred and Ninety-One Thousand and One Naira, Fifty Kobo) already paid to it;
- (ii) mandate the Committees on Works, and Appropriations to make allocation for the project in the 2017 budget; and
- (iii) also mandate the Committee on Legislative Compliance to ensure compliance with the resolution (*Hon. Abdulrahman Shuaibu Abubakar — Miah/Mubi North/Mubi South Federal Constituency*).

Agreed to.

(HR. 89/2017).

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

11. Call for Assistance to the Victims of the 2016 Flooding at Bile Kingdom

Motion made and Question proposed;

The House:

Notes with concern the devastation caused at Bile Kingdom in Degema Local Government Area of Rivers State by flooding in 2016;

Also notes that the flooding has become a re-occurring incidence in the last five years between the months of January/February, May/June, and then October/November;

Further notes that it is the Akpority, Bebe, Nengi, Jacob-Sanipe, Soso, Krikama, Tunmbo-ama and Dike-ama Rivers which often flood simultaneously and leave, in their wake, devastation beyond comprehension;

Aware that after each flooding, lives are lost and the people lose their livestock, properties, homes, places of worship and business, schools, etc. and the survivors are left homeless and have to move to make-shift tents, while school children remain out of schools;

Concerned that since the 2016 flooding, no organized camp facility has been provided for the internally displaced persons (IDPs) who have also not had any reliable means of supporting themselves, thus creating the likelihood of their posing a security threat to the society;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to liaise with the State Emergency Management Agency (SEMA) to provide relief materials to cushion the sufferings of the victims of this incident and also provide badges and giant boats to enable the people move their property to safer places;
- (ii) mandate the Committees on Emergency and Disaster Preparedness, and Legislative Compliance to ensure implementation and report back within three (3) weeks for further legislative action (*Hon. Randolph Iwo Oruene Brown — Degema/Bonny Federal Constituency*).

Agreed to.

(HR. 90/2017).

Motion referred to the Committees on Emergency and Disaster Preparedness, and Legislative Compliance; pursuant to Order Eight, Rule 9 (5).

12. Need to Connect Every Local Government Headquarter to the National Grid

Motion made and Question proposed;

The House:

Notes that only about 26% of rural households have access to electricity, leaving the mass population of rural dwellers to rely on wood, kerosene, fuel and other expensive, unhealthy, environmentally unfriendly and unsustainable sources of energy, with their attendant hazards and inefficiencies;

Aware that electric power, being the critical factor that engenders growth and development of society, civilization, industrialization and modern economies is a top priority issue and an imperative amongst the responsibilities of Government to her citizens;

Observes the wide scope of the impact of electricity on Agricultural-irrigation, crop processing and preservation, electric oven, fish drying and cold room storage for fish and aqua-culture harvests; Trade, commerce and industry-artisans, micro, cottage and small scale enterprises; Health-sterilization and preservation of medical supplies, maternity services, surgical and other medical interventions at the rural health centres, reduction of indoor pollution and the attendant incidents of respiratory diseases; Security - lighting of public space; Social - educational, leisure, entertainment and communication activities among others;

Also observes that communities without access to electric power have their productivity and developmental capacities severely hampered, resulting in perennial poverty, heightened insecurity, wasted potentials and general backwardness;

Further observes, as a classic example, that Ngo and Opobo, which are the headquarters of Andoni and Opobo/Nkoro Local Government Areas respectively which make up the Andoni-Opobo/Nkoro Federal Constituency, have never been connected to the national grid to enjoy this basic infrastructure;

Concerned that the poverty alleviation and economic diversification policies and efforts of Government may fail to achieve the desired results if this enabling factor is not given renewed and increased attention;

Resolves to:

- (i) urge the Federal Government to declare a state of emergency in the power sector as the fulcrum of our economic recovery;

- (ii) mandate the Committee on Power to interface with the Federal Ministry of Power, Works and Housing, the Rural Electrification Agency of Nigeria and other relevant agencies to facilitate, as a matter of urgency, the connection of all Local Government Headquarters in Nigeria to the National Grid, in the first instance;
- (iii) develop, in consonance with the same agencies, a strategic road map for the acceleration of rural electrification and report back within eight (8) weeks for further legislative action (*Hon. Awaji-Inombek D. Abiante — Andoni-Opobo/Nkoro Federal Constituency and 15 others*).

Agreed to.

(HR. 91/2017).

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

13. The Ban Clamped on the Use of 200 Horse Power Outboard Engines in the Niger Delta Area
Motion made and Question proposed;

The House:

Notes the recent ban imposed by the Nigerian Navy and the Nigerian Maritime Administration and Safety Agency on the use of 200 Horse Power outboard engines in the riverine areas of Niger Delta without due consideration of the fact that some areas like Burutu Federal Constituency, for example, are completely surrounded by water and the use of speed boats is the only means of transportation from and to, and within communities;

Observes that since the ban was announced, numerous operators and other stakeholders in the marine transport sub-sector have come out with strident outcries that the policy has deprived thousands of people in the sub-sector and their dependents of their means of livelihood;

Concerned that a downside of the ban is that while it seeks to curtail insecurity, it is also laden with other variants of insecurity because when people are now made to travel in sluggish moving boats, they become vulnerable to robberies and kidnaping by sea pirates;

Also concerned that the claim that the 200-Horse Power outboard engine is difficult to track down is not founded on any empirical or altruistic reasons other than a clear demonstration of vindictiveness and high-handedness by some state actors who want to shield what seems to be a state of helplessness in charting a better and more humane policy options with minimal adverse consequences on the people;

Resolves to:

- (i) call on the Federal Government to halt forthwith the continued implementation of the ban and initiate the process of registration of all 200 Horse Power outboard engines and carry out proper documentation and profiling and monitoring of the owners and operators of such speed boats;
- (ii) mandate the Committee on Maritime Safety, Education and Administration to ensure implementation and report back within four (4) weeks for further legislative action (*Hon. Julius G. Pondi — Burutu Federal Constituency*).

Debate.

Agreed to.

The House:

Noted the recent ban imposed by the Nigerian Navy and the Nigerian Maritime Administration and Safety Agency on the use of 200 Horse Power outboard engines in the riverine areas of Niger Delta without due consideration of the fact that some areas like Burutu Federal Constituency, for example, are completely surrounded by water and the use of speed boats is the only means of transportation from and to, and within communities;

Observed that since the ban was announced, numerous operators and other stakeholders in the marine transport sub-sector have come out with strident outcries that the policy has deprived thousands of people in the sub-sector and their dependents of their means of livelihood;

Concerned that a downside of the ban is that while it seeks to curtail insecurity, it is also laden with other variants of insecurity because when people are now made to travel in sluggish moving boats, they become vulnerable to robberies and kidnapping by sea pirates;

Also concerned that the claim that the 200-Horse Power outboard engine is difficult to track down is not founded on any empirical or altruistic reasons other than a clear demonstration of vindictiveness and high-handedness by some state actors who want to shield what seems to be a state of helplessness in charting a better and more humane policy options with minimal adverse consequences on the people;

Resolved to:

- (i) call on the Federal Government to halt forthwith the continued implementation of the ban and initiate the process of registration of all 200 Horse Power outboard engines and carry out proper documentation and profiling and monitoring of the owners and operators of such speed boats;
- (ii) mandate the Committee on Maritime Safety, Education and Administration to ensure implementation and report back within four (4) weeks for further legislative action (**HR. 92/2017**).

14. Need for Immediate Reconstitution of the Investment and Securities Tribunal (IST)

Motion made and Question proposed;

The House:

Observes that following the dissolution of Boards of Ministries, Departments and Agencies by the Federal Government on 16 July, 2015 through a circular from the Office of the Secretary to the Government of the Federation, the Investment and Securities Tribunal has not been able to sit to adjudicate on issues that bother on the Capital Market;

Also observes that concerted efforts to make the Federal Government realize the strategic importance of the tribunal to the national economy, and therefore the need for reconstitution of its membership and reiterate its status as a civil court and not a board, has yielded no positive results;

Worried that in the last eighteen months of the non-reconstitution of the Tribunal, the case docket has grown with about 51 pending cases;

Also worried that prior to the dissolution of the Tribunal, it had from inception in 2007 adjudicated on matters with a cumulative monetary value of about ₦400 billion, which has gone a long way in stabilizing the market and the economy;

Disturbed that the continued non-reconstitution of Membership of the Tribunal is grossly affecting its role as the "Capital Market Adjudicator" through which disputes are resolved;

Also disturbed that this has impugned on the credibility and integrity of the IST as Capital Market Stakeholders now doubt its relevance and investors' confidence is gradually being eroded;

Alarmed that due to the unfortunate situation, while many litigants are getting restive and frustrated as they cannot find any lawful avenue to ventilate their grievances, some others are mootting the idea of self-help, which is inimical to the health of the Capital Market and national economy;

Concerned that the Federal Government does not realize that for the Capital Market to play its role as an alternative source for long term capital amidst dwindling oil revenue and economic recession, there is urgent need to strengthen the IST;

Aware that some countries in Europe, America, Asia and Africa have better developed markets because they have developed adjudicatory systems that are independent and operate with a measure of predictability and certainty;

Resolves to:

- (i) call on the Federal Government to expedite action on the re-constitution of the membership of Investment and Securities Tribunal (IST);
- (ii) mandate the Committee on Capital Market and Institutions to liaise with the Federal Ministry of Finance and other relevant MDAs with a view to working out short term solutions that would enable the Investment and Securities Tribunal (IST) function before the re-constitution of its Membership (*Hon. Yusuf Tajudeen — Kabba/Bunu/Ijumu Federal Constituency*).

Debate.

Agreed to.

The House:

Observed that following the dissolution of Boards of Ministries, Departments and Agencies by the Federal Government on 16 July, 2015 through a circular from the Office of the Secretary to the Government of the Federation, the Investment and Securities Tribunal has not been able to sit to adjudicate on issues that bother on the Capital Market;

Also observed that concerted efforts to make the Federal Government realize the strategic importance of the tribunal to the national economy, and therefore the need for reconstitution of its membership and reiterate its status as a civil court and not a board, has yielded no positive results;

Worried that in the last eighteen months of the non-reconstitution of the Tribunal, the case docket has grown with about 51 pending cases;

Also worried that prior to the dissolution of the Tribunal, it had from inception in 2007 adjudicated on matters with a cumulative monetary value of about ₦400 billion, which has gone a long way in stabilizing the market and the economy;

Disturbed that the continued non-reconstitution of Membership of the Tribunal is grossly affecting its role as the "Capital Market Adjudicator" through which disputes are resolved;

Also disturbed that this has impugned on the credibility and integrity of the IST as Capital Market Stakeholders now doubt its relevance and investors' confidence is gradually being eroded;

Alarmed that due to the unfortunate situation, while many litigants are getting restive and frustrated as they cannot find any lawful avenue to ventilate their grievances, some others are mootting the idea of self-help, which is inimical to the health of the Capital Market and national economy;

Concerned that the Federal Government does not realize that for the Capital Market to play its role as an alternative source for long term capital amidst dwindling oil revenue and economic recession, there is urgent need to strengthen the IST;

Aware that some countries in Europe, America, Asia and Africa have better developed markets because they have developed adjudicatory systems that are independent and operate with a measure of predictability and certainty;

Resolved to:

- (i) call on the Federal Government to expedite action on the re-constitution of the member of Investment and Securities Tribunal (IST);
- (ii) mandate the Committee on Capital Market and Institutions to liaise with the Federal Ministry of Finance and other relevant MDAs with a view to working out short term solutions that would enable the Investment and Securities Tribunal (IST) function before the re-constitution of its Membership (HR. 93/2017).

15. Need to Intervene in the Payment of Local Vendors in the Oil and Gas Industry with a View to Saving the Local Contractors in Line with the Local Content Act

Order read; deferred by leave of the House.

11. Need to Arrest the Resurgence of Kerosene Explosions with Attendant Fatalities

Motion made and Question proposed;

The House:

Notes the current high incidence of kerosene explosions in various parts of the country which have resulted in loss of several lives and destruction of properties;

Also notes the prevailing high cost of Dual Purpose Kerosene (DPK) which presently sells at about ₦260 per liter, making kerosene more expensive than Fuel (PMS);

Further notes that kerosene is the fuel used by most average and rural Nigerians for cooking and lighting.

Worried that Dual Purpose Kerosene (DPK) and Aviation Fuel (ATK) have similar properties and composition, further suggesting that high cost of kerosene and its consequent adulteration could result in very unsafe situation for the aviation industry and the entire nation;

Aware that kerosene is sold/dispensed by unregistered vendors out of surface tanks at unregulated locations that are highly prone to sharp practices;

Also worried that there is always a nexus between the high cost of kerosene, kerosene adulteration with cheaper fuel and the attendant fatalities from kerosene explosions as kerosene gets adulterated with cheaper and highly inflammable fuel with low flash point;

Concerned that hapless Nigerians enduring the hardships of the time are now confronted with a new double tragedy of high cost of an essential domestic consumable and a present danger of tragedy from product adulteration;

Resolves to:

- (i) mandate the Committee on Petroleum Resources (Downstream) to, as a matter of urgency, liaise with relevant agencies to inquire about the high cost of kerosene with a view to unraveling the root causes;

- (ii) urge the Nigerian National Petroleum Corporation (NNPC) and other relevant agencies to urgently regularize the supply of kerosene across the country and normalize its pump head price;
- (iii) also mandate the Committee on Legislative Compliance to ensure implementation and report back in four (4) weeks for further legislative action (*Hon. Agbo Dennis Nnamdi — Igbo-Eze North/Udenu Federal Constituency*).

Debate.

Agreed to.

The House:

Noted the current high incidence of kerosene explosions in various parts of the country which have resulted in loss of several lives and destruction of properties;

Also noted the prevailing high cost of Dual Purpose Kerosene (DPK) which presently sells at about ₦260 per liter, making kerosene more expensive than Fuel (PMS);

Further noted that kerosene is the fuel used by most average and rural Nigerians for cooking and lighting.

Worried that Dual Purpose Kerosene (DPK) and Aviation Fuel (ATK) have similar properties and composition, further suggesting that high cost of kerosene and its consequent adulteration could result in very unsafe situation for the aviation industry and the entire nation;

Aware that kerosene is sold/dispensed by unregistered vendors out of surface tanks at unregulated locations that are highly prone to sharp practices;

Also worried that there is always a nexus between the high cost of kerosene, kerosene adulteration with cheaper fuel and the attendant fatalities from kerosene explosions as kerosene gets adulterated with cheaper and highly inflammable fuel with low flash point;

Concerned that hapless Nigerians enduring the hardships of the time are now confronted with a new double tragedy of high cost of an essential domestic consumable and a present danger of tragedy from product adulteration;

Resolved to:

- (i) mandate the Committee on Petroleum Resources (Downstream) to, as a matter of urgency, liaise with relevant agencies to inquire about the high cost of kerosene with a view to unraveling the root causes;
- (ii) urge the Nigerian National Petroleum Corporation (NNPC) and other relevant agencies to urgently regularize the supply of kerosene across the country and normalize its pump head price;
- (iii) also mandate the Committee on Legislative Compliance to ensure implementation and report back in four (4) weeks for further legislative action (**HIR. 94/2017**).

16. **Need to Address the Menace of Hazardous Black Soot Causing Panic in Port Harcourt, Rivers State and its Environs**

Motion made and Question proposed;

The House:

Notes that black soot are fine particles composed mainly of carbon produced by incomplete combustion of oil, wood or fuel and consists of acid rain, metals, soils and dust and is causing serious panic among residents of Ikwerre and other parts of Port Harcourt as it makes people to sneeze and cough out a black substance after inhaling the soot;

Also notes that the presence of the black soot is noticeable on spread cloths, parked cars, water stored in drums, and when a white handkerchief is used to clean one's face or to sneeze;

Concerned that once the soot enters the bloodstream, it can cause a wide array of serious respiratory and other health issues, including shortness of breath, bronchitis, asthma, stroke, heart attack, cancer and ultimately, premature death, especially among children who are more at risk;

Also concerned that if the sources of the emission of the black soot into the air are not identified and addressed urgently, there would be more fatalities in the oil rich city of Port Harcourt;

Resolves to:

- (i) urge the Federal Ministries of Environment and Health to, as a matter of urgency, constitute an emergency team of experts to identify the sources of the black soot and propose how to remedy the situation to avert a potential catastrophe in the city;
- (ii) also urge the Federal Ministries to create awareness on the effects of the black soot and further urge the National Emergency Management Agency (NEMA) to offer first aid measures to the people; and
- (iii) mandate the Committees on Environment and Habitat, and Healthcare Services to ensure implementation and report back within four (4) weeks for further legislative action (*Hon. Chidi Frank Wihioke — Ikwerre/Emoha Federal Constituency*).

Debate.

Amendment Proposed:

Insert a new Prayer (iv) as follows:

"Urge the Armed Forces to desist from setting ablaze the illegal refineries and adopt a more civilized and internationally acceptable method of curbing the illegal refineries" (*Hon. Chinda Kingsley — Obio/Akpor Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that black soot are fine particles composed mainly of carbon produced by incomplete combustion of oil, wood or fuel and consists of acid rain, metals, soils and dust and is causing serious panic among residents of Ikwerre and other parts of Port Harcourt as it makes people to sneeze and cough out a black substance after inhaling the soot;

Also noted that the presence of the black soot is noticeable on spread cloths, parked cars, water stored in drums, and when a white handkerchief is used to clean one's face or to sneeze;

Concerned that once the soot enters the bloodstream, it can cause a wide array of serious respiratory and other health issues, including shortness of breath, bronchitis, asthma, stroke, heart attack, cancer and ultimately, premature death, especially among children who are more at risk;

Also concerned that if the sources of the emission of the black soot into the air are not identified and addressed urgently, there would be more fatalities in the oil rich city of Port Harcourt;

Resolved to:

- (i) urge the Federal Ministries of Environment and Health to, as a matter of urgency, constitute an emergency team of experts to identify the sources of the black soot and propose how to remedy the situation to avert a potential catastrophe in the city;
- (ii) also urge the Federal Ministries to create awareness on the effects of the black soot and further urge the National Emergency Management Agency (NEMA) to offer first aid measures to the people;
- (iii) mandate the Committees on Environment and Habitat, and Healthcare Services to ensure implementation and report back within four (4) weeks for further legislative action; and
- (iv) further urge the Armed Forces to desist from setting ablaze the illegal refineries and adopt a more civilized and internationally acceptable method of curbing the illegal refineries (HR. 95/2017).

17. **Call for Upgrade of Medical Facilities at Michika/Madagali Federal Constituency for Treatment of Victims of the Insurgency and the Returning Internally Displaced Persons (IDPs):**
Motion made and Question proposed;

The House:

Notes the recent attacks at market squares, military check-points, worship places etc in Madagali Local Government Area of Adamawa State by suicide bombers which killed many innocent people and several others sustaining various degrees of injuries;

Aware that Michika/Madagali federal constituency has one burnt cottage hospital at Gulak and a dilapidated general hospital at Michika which serve as centers for treatment of victims of the insurgency whenever an attack occurs;

Observes that those two health facilities lack the resources and equipment to treat the large number of casualties from the attacks, given for instance, that the foundation of Michika general hospital was laid in 1984 by President Muhammadu Buhari when he was the Military Head of State and the hospital was constructed with pre-fabricated fibers which have maximum life span of 20 years, unlike the concrete buildings that last longer;

Worried that with the spate of casualties and the high number of patients seeking health services, especially the returning IDPs, the two hospitals lack the required standard to meet up with the demands;

Cognizant that the Federal Government has set up a Presidential Committee on Northeast Initiative (PCNI) to intervene in the face of wholesale destruction of infrastructure in the zone;

Resolves to:

- (i) urge the Presidential Committee on Northeast Initiatives (PCNI) to, as a matter of urgency rehabilitate and equip the cottage hospital, Gulak, the general hospital, Michika and their access roads to sustain the high number of patients, victims of insurgency and returning IDPs seeking medical care at the hospitals;

- (ii) mandate the Committees on Health Institutions, and Healthcare Services to ensure implementation and report back within six (6) weeks for further report.
- Adamu Dali Usman Kamale — Mainland, Federal Constituency*

Agreed to.

(HR. 96/2017).

Motion referred to the Committees on Health Institutions, and Healthcare Services, pursuant to Order Eight, Rule 9 (5).

18. Consideration of Reports

(i) Committee on Local Content:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Local Content on the Investigation into the Provision of Indigenous Support Vessel Total Upstream Nigeria Limited: Total Nigeria Plc Tender for provision of PVC and Terminal Support Ref: NTD 00001632 and approve the recommendation therein (Arising from the Oversight Activity of the Committee pursuant to Order Eighteen, Rule 65 (2) of the Standing Orders of the House)" (Hon. Emmanuel Ekon — Abak/Etim Ekpo/Ika 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:

"That the whole bidding process be cancelled and fresh bidding process be introduced in line with the provisions of NOGICD and the Public Procurement Acts" (Hon. Emmanuel Ekon — Abak/Etim Ekpo/Ika Federal Constituency).

Amendment Proposed:

Leave out the Recommendation and insert a new Recommendation as follows:

"That the whole bidding process be cancelled and a fresh bidding process initiated and completed within six months in line with the provisions of NOGICD and the Public Procurement Acts" (Hon. Emmanuel Ekon — Abak/Etim Ekpo/Ika Federal Constituency).

Question that the amendment be made — Agreed to.

Question that the Recommendation as amended, stand part of the Report — 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 Local Content on the Investigation into the Provision of Indigenous Support Vessel Total Upstream Nigeria Limited: Total Nigeria Plc Tender for provision of PVC and Terminal Support Ref: NTD 00001632 and approved the Recommendation as amended.

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

- (ii) *A Bill for an Act to Establish the Chartered Institute of Management Accountants of Nigeria to Provide for the Control of its Membership and to Promote and Foster the Practice of the Arts and Science of Management Accountancy in the Federation and for Other Connected Purposes (HB. 375) (Committee of the Whole)*

Order read; deferred by leave of the House.

- (iii) *A Bill for an Act to Establish the Chartered Institute of Financial and Investment Analysts of Nigeria to Regulate and Control the Practice of Financial and Investment Analysis in Nigeria; and for Other Matters Connected Therewith (HB. 98) (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 Financial and Investment Analysts of Nigeria to Regulate and Control the Practice of Financial and Investment Analysis in Nigeria; and for Other Matters Connected Therewith (HB. 98) 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 FINANCIAL AND INVESTMENT ANALYSIS OF NIGERIA, TO REGULATE AND CONTROL PRACTICE OF FINANCIAL AND INVESTMENT ANALYSIS IN NIGERIA AND FOR OTHER MATTERS CONNECTED THEREWITH

PART I — ESTABLISHMENT OF THE CHARTERED INSTITUTE OF FINANCIAL AND INVESTMENT ANALYSTS OF NIGERIA AND ITS FUNCTIONS, ETC.

Clause 1: Establishment of the Institute.

- (1) There is hereby established a body to be known as the Chartered Institute of Financial and Investment Analysts of Nigeria (in this Bill referred to as "the Institute").
- (2) The Institute —
 - (a) shall be a body corporate with perpetual succession and a common seal to be kept in such custody as provided for under this Bill;
 - (b) may sue or be sued in its corporate name; and
 - (c) may, subject to the provisions of the Land Use Act, hold or dispose of property whether moveable or immovable (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 2: Responsibilities of the Institute.

- (1) The Institute shall have the responsibilities of —
 - (a) instilling professionalism in financial and investment analyses and practices through the holding of conferences, workshops and seminars and symposia;

- (b) publishing, from time to time, rules and regulations to be known as "Financial Investment Guidelines and Directives" for the guidance of the conduct and practices of its members;
- (c) engaging members in interactive fora on Financial and Investment analyses and delivering papers, literature, and books to members;
- (d) providing a forum for ensuring best practices amongst members of the Institute;
- (e) harmonising and unifying the disparity in practices among stakeholders within the industrial, commercial, private and public establishments throughout the Federation;
- (f) ensuring the professional status necessary for promoting and encouraging the study and development of the art and science of financial and investment analyses in private practice, industry commerce and the public sector;
- (g) developing from time to time standards applicable in finance and investment sector of the economy in line with local and international practices;
- (h) conducting professional examinations, establishment of college known as "College of Financial and Investment Analysts", setting of standard from time to time for financial and investment analysts with a view to upholding the standards of the profession;
- (i) awarding certificates to deserving members in line with the regulations set up by the Institute;
- (j) regulating professionalism and ensuring discipline and good professional conduct of members, give price and to do alone or in conjunction with others such other acts and things, as may be requisite for the purpose of furthering the objects of the Institute;
- (k) releasing analytical newsletters, journals or other publications on movements of investments and earnings in the nation as promptly monitored, and forecasting details of such movements as it affects the economy of the nation;
- (l) advising investors and potential investors, serve as consultant to foreign or local investors on every issue relating to finances and investments;
- (m) maintaining a detailed register of its members comprising student members, affiliate members, graduate members, associate members, corporate members, honorary fellows and fellows of the Institute, and from time to time comprehensively maintaining a data base of same, and other related matters;
- (n) partnering and affiliating with anybody, real or corporate, local or foreign institutions and or registering the Institute internationally; and

- (o) receiving, retaining, accepting grants or contributions from both individual, corporate or government both local or foreign, for research or for consultation with a view to promoting the object of the Institute.
- (2) The Institute shall at a general meeting convened for that purpose adopt Regulations that are in consonance with the provisions of this Bill to govern its operations, administration and management (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

PART II — ESTABLISHMENT AND MEMBERSHIP OF THE
GOVERNING COUNCIL OF THE INSTITUTE, ETC.

Clause 3: Establishment of Governing Council of the Institute.

There is hereby established for the Institute a Governing Council (in this Bill referred to as "the Council") which shall be responsible for the general administration and management of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 4: Membership of Council.

- (1) The Council shall consist of the following members —
 - (a) the President of the Institute who shall be the Chairman of the Council;
 - (b) the Vice President of the Institute;
 - (c) one representative from each of the geopolitical zones of the Federation;
 - (d) immediate past President of the Institute;
 - (e) one representative of each of the Federal Ministries responsible for Finance, Trade and Education; and
 - (f) the Registrar of the Institute, who shall be the Secretary of the Council.
- (2) The President and other members of the Council other than the *ex-officio* members shall —
 - (a) be elected at the annual general meeting of the Institute; and
 - (b) hold office for a term of two years and may be eligible for re-election for another two years and no more.

First Schedule.

- (3) The provisions set out in the First Schedule to this Bill shall have full effect with respect to the qualifications for elections into the Council and the tenure of office of members of the Councils and other matters relating thereto (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 5: Power and functions of the Council.

Subject to the provisions of this Bill, the Council shall have power to do such things which in its opinion is to facilitate the carrying on of the activities of the Institute and shall perform the following functions of —

- (a) representing the Institute locally and internationally in all matters concerning the Institute;
- (b) acting in the best interest of the Institute at all times;
- (c) ensuring the products offered by the Institute are of good quality and of high professional standards;
- (d) admitting and keeping a comprehensive data base of new and existing members of the Institute;
- (e) purchasing, selling, building, leasing, mortgaging or exchanging of any property or land on behalf of the Institute;
- (f) issuing of awards, certificates, recognition in whatever form or method to deserving members of the Institute;
- (g) convening annual general meetings and all such other meeting as the Council may deem fit;
- (h) determining the policy thrust and functions to be carried out by the Institute from time to time;
- (i) considering the audited statement of accounts of the Institute and the auditors comments thereon;
- (j) conducting elections into the membership of the Council, appointing and re-appointing such officers as are stipulated in this Bill and employing the staff of the Council as necessary to assist the Registrar in the exercise of his functions under this Bill;
- (k) removal of members of the Council, other than *ex-officio* members, and other officers of the Institute in accordance with the provisions of this Bill and the Regulations of the Institute;
- (l) determining the remunerations and conditions of service of employees of the Institute;
- (m) appointing external auditors for the purpose of carrying out annual comprehensive audit of the financial records of the Institute as at when due; and
- (n) constituting committees to carry out stipulated functions for the Council as the Council may deem fit (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 6: Office of the President of the Institute.

- (1) (a) The Council shall cause to be elected into the Office of the President of the Institute an eligible person whenever the office becomes vacant.

- (b) The duties and functions of the President shall be as set out in the Regulations of the Institute.
- (2) Any member of the Institute is eligible for election into the Office of the President if he —
- (a) is a holder of at least a university degree or its equivalent;
- (b) is a fellow of the Institute; and
- (c) has duly complied with the guidelines stipulated in the Regulations of the Institute regarding elections into the Office of the President of the Institute.
- (3) The Governing Council shall declare the Office of the President of the Institute vacant —
- (a) three months before the expiration of the tenure of office of the incumbent; or
- (b) if the incumbent President dies; or
- (c) if the incumbent President in the opinion of the Governing Council becomes inactive, unavailable or difficult to reach for a period of not less than two months; or
- (d) if the incumbent President resigns from office in a letter signed under his hand and addressed to the Registrar of the Institute; or
- (e) where the incumbent President has been declared bankrupt or convicted of a criminal offence by a court of competent jurisdiction, whether before or after assumption of the office of the President of the Institute.
- (4) Where the incumbent President is declared medically unfit by reason of insanity or mental or physical incapacitation, the President shall be examined by a qualified medical practitioner appointed by the Institute for that or any other purpose but where the President refuses such a medical examination by the medical practitioner appointed by the Institute, he shall be deemed to have waived the privilege of such an examination and the Governing Council shall declare the office vacant.
- (5) The President of the Institute shall be elected at the Annual General Meeting of the Institute and he shall hold office for a term of two year from the date of the election and no more (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 7: Office of the Vice President of the Institute.

- (1) (a) The Council shall cause to be elected into the Office of the Vice President of the Institute an eligible person whenever the office becomes vacant.
- (b) The duties and functions of the Vice President shall be as assigned to him by the President of the Institute and as set out in the Regulations of the Institute.

- (2) Any member of the Institute is eligible for election into the Office of the Vice President if he —
- (a) is a holder of at least a university degree or its equivalent;
 - (b) is a fellow of the Institute; and
 - (c) has duly complied with the guidelines stipulated in the Regulations of the Institute regarding elections into the Office of the Vice President of the Institute.
- (3) The Governing Council shall declare the Office of the Vice President of the Institute vacant —
- (a) if the incumbent Vice President dies; or
 - (b) if the incumbent Vice President in the opinion of the Governing Council becomes inactive, unavailable or difficult to reach for a period of not less than two months; or
 - (c) if the incumbent Vice President resigns from office in a letter signed under his hand and addressed to the Registrar of the Institute; or
 - (d) where the incumbent Vice President has been declared bankrupt or convicted of a criminal offence by a court of competent jurisdiction, whether before or after assumption of the office of the Vice President of the Institute.
- (4) Where the incumbent Vice President is declared medically unfit by reason of insanity or mental or physical incapacitation, the Vice President shall be examined by a qualified medical practitioner appointed by the Institute for that or any other purpose but where the Vice President refuses such a medical examination by the medical practitioner appointed by the Institute, he shall be deemed to have waived the privilege of such an examination and the Governing Council shall declare the office vacant.
- (5) When the office of the Vice President becomes vacant by reason of any cause other than the expiration of tenure of office, the Governing Council shall convene an extra-ordinary general meeting with a view to electing a new Vice President.
- (6) The Vice President of the Institute shall be elected at the Annual General Meeting of the Institute and he shall hold office for a term of two year from the date of the election and no more (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 8: Board of Trustees of the Institute.

- (1) There is hereby established for the Institute a Board of Trustees which shall from time to time advice the Council.
- (2) The Board which shall have members in the category of Fellow, shall comprise of —
- (a) a Chairman;

- (b) a Vice Chairman;
 - (c) a Secretary;
 - (d) other Trustee Members.
- (3) The Board shall hold its meeting, from time to time as may be scheduled by the Board.
- (4) Functions, powers and other matters relating to the Board of Trustees shall be as set out in a Regulation made pursuant to this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 9: Office of the Registrar of the Institute.

- (1) (a) The Council shall cause to be appointed into the Office of the Registrar of the Institute an eligible person whenever the office becomes vacant.
- (b) The duties and functions of the Registrar shall be as set out in the Regulations of the Institute.
- (2) Any member of the Institute is eligible for appointment into the Office of the Registrar if he —
- (a) is a holder of at least a university degree or its equivalent;
- (b) is a fellow of the Institute; and
- (c) has duly complied with the guidelines stipulated in the Regulations of the Institute regarding elections into the Office of the Registrar of the Institute.
- (3) Changes in the office of the Registrar shall only be made in accordance with the provisions of the Bye-laws of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 10: Removal of members of Governing Council.

- (1) Without prejudice to the already stated manners of removing members of the Governing Council other than the person holding the office of the Registrar and *ex-officio* members, a member of the Council shall cease to hold office if he —
- (a) ceases to be a member of the Institute; or
- (b) acts in a manner prejudicial to the interest of the Institute or engages in any activity that is capable of maligning the reputation and credibility of the Institute.
- (2) A member of the Council may also be removed in accordance with the provisions of the Regulations of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

PART III — POWERS AND DUTIES OF THE GOVERNING COUNCIL

Clause 11: Powers of the Governing Council.

The Council shall have the responsibility for policy and general administration of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 12: Duties of the President.

The President of the Institute shall carry out such functions and duties as contained in the Regulations of the Institute and as may be assigned to him from time to time by the Council, and generally he shall —

- (a) preside over all meetings of the Council and the Institute;
- (b) represents the official position of the Institute in all cases except as may be otherwise indicated; and
- (c) ensure proper management and proficiency of the Institute and guarding of the reputation of the Institute at all times (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 13: Duties of the Vice President.

The Vice President shall carry out such functions as may be assigned to him by the President, the Council and the Regulations of the Institute and shall be the Acting President in the absence of the President (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 14: Duties of the Registrar of the Institute.

- (1) The duties of the Registrar who is the Chief Executive of the Institute shall be as contained in the Regulations of the Institute, and specifically the Registrar is the Secretary-General of the Institute and the Secretary of the Council and shall —
 - (a) the Secretary-General of the Institute and the Secretary of the Council in which capacity he is to —
 - (b) record the minutes of all meetings;
 - (c) prepare and lay before the general meeting the records of the income and expenditure of the Institute, the audited accounts of the Institute, and the budget of the Institute for the year next following the general meeting;
 - (c) ensure that proper records are kept of all the books and registers of the Institute;

- (d) summon all meetings of the Institute whether general or extra-ordinary whenever necessary and as may be directed by the Council;
 - (e) ensure proper and timely implementation of the policies and strategies of the Institute and enforce strict adherence to the rules and regulations and the Bye-laws of the Institute;
 - (f) administrative head of the Institute at all times;
 - (g) manage the day to day affairs of the Institute; and
 - (h) perform all other functions as may be assigned to him from time to time by the Council.
- (2) The Registrar shall be responsible for the recruitment of the staff of the Institute.
 - (3) He shall be responsible for the composition of committees constituted by the Council and as directed by the Council.
 - (4) When the need arises, he shall be responsible for the appointment of examiners, moderators, invigilators, members of subject panels, committees and other persons connected with professional examinations and any other matter incidental thereto or connected therewith.
 - (5) The Registrar is hereby vested with a veto power which he may exercise in the Council or in a general meeting when the need arises.
 - (6) He shall be the custodian of the official seal of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

PART IV — FINANCIAL PROVISIONS

Clause 15: Fund of the Institute.

- (1) (a) There shall be established for the Institute a fund which shall be managed and controlled by the Council.
- (b) The fund may be held in the form of a reserve fund, an annuity fund, development fund, educational propaganda fund or any other fund approved by the Council.
- (2) There shall be paid into the fund established pursuant to subsection (1) of this section —
 - (a) all fees, charges and moneys payable to the Institute in pursuance of this Bill;
 - (b) such other monies as may be received by the Institute in the course of its operations or in relation to the exercise of any of its functions under this Bill; and
 - (c) loans, grants and gifts to the Institute.

- (3) There shall be paid out of the fund of the Institute —
- (a) the remuneration and allowances of the Registrar and other employees of the Institute;
 - (b) such reasonable traveling and subsistence allowances of members of the Council and members of committees set up by the Council in respect of the time spent on the business of the Council as the Council may determine;
 - (c) any other expenses incurred by the Council in the discharge of its functions under this Bill; and
 - (d) loans to deserving members who have met the requirements for such loans as stipulated in the Regulations of the Institute.
- (4) The Institute may maintain current and savings accounts in any bank approved by the Council but not more than four accounts can be maintained at any given time.
- (5) The Registrar and one other person designated by the Council shall be signatories to the Institute's bank accounts.
- (6) The Council may invest moneys from the fund in any securities created or issued by or on behalf of the Federal Republic of Nigeria or in any other securities in Nigeria approved by the Council.
- (7) The Council may from time to time borrow money for the purposes of the Institute and any interest payable on the moneys borrowed shall be paid out of the fund.
- (8) At the close of each financial year, the surplus of the Institute's income over its expenditure shall subject to the Council's approval be appropriated to the following funds maintained by the institute —
- (a) Reserve Fund;
 - (b) Research and Development Fund;
 - (c) Honoraria and Donations Fund;
 - (d) Members' Loan Facilities Fund;
 - (e) Debt Services Fund; and
 - (f) Assets Acquisition Fund.
- (9) The operations and utilization of the funds stated in subsection (8) of this section shall be as provided for in the Regulations of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 16: Transfer to the Institute certain properties, etc.

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

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

PART V — MEMBERSHIP OF THE INSTITUTE

Clause 17: Registration of members.

- (1) Subject to the provisions of this Bill, a person shall be entitled to be registered as a member of the Institute if he satisfied the Council that —
 - (a) immediately before the commencement of this Bill, he holds a qualification approved for members of the Institute and has the prescribed post qualification experience;
 - (b) he is by law entitled to practice for all purposes as a financial and investment analyst in the country in which the qualification was granted; and
 - (c) he holds at least one of the qualifications prescribed for the purpose of registration on the register and has complied with the other requirements prescribed under this Bill.
- (2) A person shall be entitled to be registered under this Bill if he holds any of such certificates approved by the Council.
- (3) A person shall be entitled to be accredited as a member of the Institute if he produces sufficient evidence to the Council that prior to the commencement of this Bill he has been in active practice continuously for a period of five years as a financial and investment analyst provided that his application is sponsored by two members of the Institute who shall have been members for a minimum of five years and the application made within the period prescribed by this Bill.
- (4) An applicant for registration under this Bill shall in addition to evidence of qualification satisfy the Council that —
 - (a) he is of good character;
 - (b) he has attained the specified age for registration into the class of membership he is applying for; and

- (c) he has not been convicted by a court or tribunal in Nigeria or elsewhere for an offence involving fraud or dishonesty.
- (5) The Council may, at its discretion, provisionally accept a qualification produced in respect of an application for registration under this section or direct that the application be renewed within such a period as may be specified.
- (6) Any entry directed to be made in the register under subsection (5) 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.
- (7) The Council shall from time to time publish in the Federal Government Gazette and on its website particulars of qualifications for the time being accepted for registration under this Bill.
- (8) The Financial and Investment Analysts from outside the country who reside in Nigeria and wish to become members of profession shall within 12 months after the commencement of this Bill seek registration with the Institute to become members (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 18: Maintenance of Register of Members.

- (1) The Registrar shall prepare and maintain in accordance with the rules made by the Council or the Regulations of the Institute a register of names, addresses and approved qualifications and such particulars as may be specified, of all persons who are entitled, in accordance with the provisions of this Bill, to be registered as members of the Institute in the categories of Affiliate Members, Associate Members, Full Members, Fellows, Honorary Fellows or Corporate Members and who in the manner prescribed by applicable rules have applied to be so registered.
- (2) The register shall consist of five parts one for each class of membership namely —
 - (a) Affiliate Members;
 - (b) Associate Members;
 - (c) Full Members;
 - (d) Fellows;
 - (e) Honorary Fellows; and
 - (f) Corporate Members.
- (3) Subject to this section, the Council shall make rules with respect to the form and keeping of the register and the making of entries therein, and in particular —

- (a) regulating the making of applications for enrolment or registration, as the case may be, and providing for the nature of evidence to be produced in support of application;
 - (b) providing for the notification to the Registrar by the person to whom any registered particulars concern, of any change in those particulars;
 - (c) authorizing a registered person to have any qualification which is in relation to the relevant class of membership, either an approved qualification or an accepted qualification for the purposes of this Bill, entered to his name in addition to or, as he may elect, in substitution for any other qualifications so registered;
 - (d) specifying the fees, including annual subscriptions, to be paid in the Institute; and
 - (e) specifying anything failing to be specified under this section.
- (4) Any rules for the purpose of subsection (3) (d) of this section shall not come into force until they are confirmed at a special meeting of the Institute convened for the purpose or at the next annual general meeting of the Institute as the case may be.
- (5) The Registrar shall —
 - (a) correct, in accordance with the directions of the Council, any entry in the register which the Council directs him to correct as being in the opinion of the Council an entry which was incorrectly made;
 - (b) make from time to time any necessary alteration to the registered particulars of registered persons;
 - (c) delete from the register the name of any registered member who died or ceased to be a member or any member convicted of professional misconduct; and
 - (d) record names of members of the Institute who are in default for more than six months in the payment of annual subscriptions and take such action in relation thereto as the Council may direct or require.
- (6) If the Registrar —
 - (a) sends by post, e-mail, telephone or e-fax to any registered person a registered letter endorsed to him at his address on the register inquiring whether the registered particulars relating to him are correct and receives no reply to the letter within a period of six months from the date of dispatch; and
 - (b) upon the expiration of that period, sends in like manner to the person in question a second similar letter and receives no reply to that letter within three months from the date of dispatch, the Registrar may remove the particulars relating to the person in question from the register, but the Council may for a reason which

seems to it to be sufficient, direct the Registrar to restore to the appropriate register any particulars deleted therefrom under this subsection (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 19: Publication of Register of Fellows and Affiliate Members.

- (1) The Registrar shall —
 - (a) cause the first edition of the register to be printed, published and put on sale to members of the public within two years from the date of the commencement of this Bill;
 - (b) cause the first edition and subsequent editions of the register to be distributed to members of the Institute and members of the public on such terms as the Council may from time to time decide; and
 - (c) cause a print of each edition of the register and each list of corrections to be deposited at the principal office of the Institute and the Registrar shall make the register and lists so deposited available at all reasonable times for inspection by members of the public.
- (2) A document purporting to be a print of an edition of the register published under this section by authority of the Registrar or an edition of a register so published and of the list of corrections to that edition so published shall, without prejudice to any other mode of proof, be documents read together to prove that a member of the Institute was so registered at the date of the edition or the list of corrections, as the case may be, and that any person not so named was not so registered.
- (3) Where in accordance with subsection (2) of this section, a person is in any proceedings shown to have been, or not have been, registered at a particular date, he shall, unless the contrary is proved, be taken for the purposes of the proceedings as having at all material times thereafter continued to be or not to be so registered (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 20: Approval of qualifications.

- (1) The Council may approve any qualification for the purposes of this Bill and may for that purpose approve —
 - (a) any course of training of any approved institution which is intended for persons who are seeking to become or are already financial and investment analysts and which the Council considers relevant to confer on persons completing it sufficient knowledge and skill for admission into the Institute; and
 - (b) any qualification which as a result of an examination taken in conjunction with a course of training approved by the Council under this section is granted to candidates having reached a standard at the examination indicating the opinion of the Council that the candidates have sufficient knowledge and skill to be registered with the Institute.

- (2) The Council may if it deems 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 persons in Nigeria appearing to the Council to be persons by whom the course is conducted or the qualification is granted or the institution is controlled as the case may be;
 - (b) afford such persons or institutions an opportunity to make to the Council representations with regards to the proposal; and
 - (c) take into consideration any representation made in relation to the proposal in pursuance of paragraph (b) of this subsection.
- (3) During the period in which the approval of the Council under this section for a course, qualification or institution is withdrawn, the course, qualification or institution shall be treated as haven been withdrawn under this section, but the withdrawal of such an approval shall be without prejudice to the registration or eligibility for registration immediately before the approval was withdrawn.
- (4) The giving or withdrawal of an approval under this section shall have effect from such a date as 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 possible publish a copy of every such instrument so executed in the Federal Government Gazette and the Institute's website; and
 - (b) not later than seven days before its publication send a copy of the institution affected to the Ministers responsible for Finance, Education and Trade (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 21: Supervision of instructions and examinations leading to approved qualification.

- (1) The Council shall keep itself informed of the nature of —
- (a) the nature of instruction given at approved institutions to persons attending approved courses of training; and
 - (b) the examinations as a result of which approved qualifications are obtained, and for the purposes of performing that duty, the Council may appoint either from among its members or otherwise persons to visit the approved institutions to observe such examinations.
- (2) A person appointed under the provisions of subsection (1) of this section shall report to the Council on —
- (a) the adequacy of the instructions given to persons attending approved courses of training at the 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 a particular case, request him 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 in pursuance of 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 a period as may be specified in the request, not being less than one month beginning with the date of the request (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Clause 22: Obligations of Members of the Institute.

- (1) The obligations of members of the Institute shall include, but not limited to, the following —
 - (a) prompt payment of dues and all other financial obligations to the Institute;
 - (b) participation in all programmes, seminars, workshops and all events relating to continuing professional education as may directed by the Council from time to time; and
 - (c) as worthy ambassadors of the Institute, projection of the good image of the Institute.
- (2) The Regulations of the Institute shall specify sanctions for defaulting in these obligations (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

PART VI — PROFESSIONAL DISCIPLINE

Clause 23: Establishment of Investigating Panel and Disciplinary Tribunal.

- (1) There shall be constituted by the Council a body to be known as the Chartered Institute of Financial and Investment Analysts of Nigeria Investigating Panel (in this Bill referred to as the "Investigating Panel") which shall be charged with the responsibility of —
 - (a) conducting preliminary investigations into any case where it is alleged that a member of the Institute has violated the provisions of the Institute's Code of Conduct, or shall, for any other reason, be the subject of proceedings before the Disciplinary Tribunal;
 - (b) deciding whether the case should be referred to the Disciplinary Tribunal or not; and
 - (c) making its recommendations to the Council.
- (2) The Investigating Panel shall consist of three members as follows —

- (a) a member of the Council, other than an *ex-officio* member, who shall be the Chairman of the Investigating Panel; and
 - (b) two members of the Institute who are not members of the Council.
- (3) The tenure of any member of the Investigating Panel shall be two years renewable for a further term of two years.
- (4) The Council may from time to time make rules consistent with the provisions of this Bill and the Regulations of the Institute as to acts, conducts or omissions which constitute professional misconduct.
- (5) The Investigating Panel shall act independently in receiving and investigation of allegations under paragraph (a) of subsection (1) of this section and shall have power to receive complaints directly from any individual or organisation but such complaints must be brought to the attention of the Council.
- (6) There shall be established a Tribunal to be known as the Chartered Institute of Financial and Investment Analysts of Nigeria Disciplinary Tribunal (in this Bill referred to as "the Disciplinary Tribunal") which shall be charged with the duty of considering and determining any case referred to it by the Investigating Panel constituted under subsection (1) of this section.
- (7) The Disciplinary Tribunal shall be appointed by the Council and shall consist of the Vice President of the Institute who shall be the Chairman, two other members of the Council including *ex-officio* members and three members of the Institute who are not members of the Council or the Investigating Panel.

Third Schedule.

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

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

Clause 24: Penalties for unprofessional conduct.

(1) Where —

- (a) a person is adjudged by the Disciplinary Tribunal to be guilty of unprofessional conduct in any professional respect; or
- (b) a person is convicted by a court or tribunal in Nigeria or elsewhere having power to award imprisonment for an offence (whether or not punishable with imprisonment) which in the opinion of the Disciplinary Tribunal is incompatible with the conduct required of a member of the Institute; or
- (c) the Disciplinary Tribunal is satisfied that the name of the person has been fraudulently registered;

the Disciplinary Tribunal shall after receiving the confirmation of its decision from the Council, convey a direction to the person concerned reprimanding that person or ordering the Registrar to strike out the name off the relevant part of the register.

- (2) A person who commits an offence and is found guilty by the decision of the Disciplinary Tribunal shall be liable to the maximum sanction of having his name struck off the register of members.
- (3) The Disciplinary Tribunal may, if it thinks fit, defer or further defer its decision as to the giving of a direction under subsection (1) of this section until a subsequent meeting of the Disciplinary Tribunal, but —
 - (a) no decision shall be deferred under this subsection for periods exceeding three months in aggregate from the conclusion of proceedings on the case; and
 - (b) no person shall be a member of the Disciplinary Tribunal for the purpose of reaching a decision which had been deferred or further deferred unless he was present as a member of the Disciplinary Tribunal when the decision was deferred.
- (4) For the purposes of paragraph (b) of 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) When the Disciplinary Tribunal gives the direction under subsection (1) of this section, the Disciplinary Tribunal shall cause notice of the direction to be served on the person to whom it relates.
- (6) The person to whom such a direction relates may at any time within twenty eight days from the date of service on him of the notice of direction appeal against the direction to the Federal High Court and where necessary to the Court of Appeal and the Disciplinary Tribunal shall appear as a respondent to the appeal and, for the purposes of enabling directions to be given as to the costs of the appeal and of the proceedings before the Federal High Court or Court of Appeal, the Disciplinary Tribunal shall be deemed to be a party thereto whether or not it appears at the hearing of the appeal.
- (7) A direction of the Disciplinary Tribunal given under subsection (1) of this section shall take effect where —
 - (a) no appeal under this section is brought against the direction within the time limit for such an appeal or on the expiration of that time; or
 - (b) such an appeal is brought and is withdrawn or struck out for want of prosecution on the withdrawal or striking out of the appeal; or
 - (c) such an appeal is brought and is not withdrawn or struck out as aforesaid, if and when the appeal is dismissed and shall not take effect except in accordance with the foregoing provisions of this subsection.
- (8) A person whose name is struck off the register in pursuance of a directive of the Disciplinary Tribunal under this section shall not be entitled to be registered again except in pursuance of a direction on that behalf given by the Federal High Court on the application of that person.

- (9) A directive under this section for the striking off of a person's name from the register may prohibit him from making an application for membership or restoration of his membership until after the expiration of the period specified in the direction that his name should remain struck, and if he make an application during the currency of the prohibition, such an application shall be invalid (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

PART VII — MISCELLANEOUS

Clause 25: Application of Act to unregistered person.
A person who is not a member of the Incorporated Institute established before the commencement of this Bill who but for this Bill is qualified to apply for and obtain membership of the Incorporated Institute may apply for membership of the Institute established by this Bill in such manner as may be prescribed by the 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 25 stand part of the Bill — Agreed to.

Clause 26: Offences.

- (1) If a person for the purpose of procuring the registration of any name, qualification or other matter recklessly makes a statement which is false in a material particular, such a person is guilty of an offence.
- (2) If, on or after the commencement date of this Bill, a person who is not a member of the Institute practices or holds himself as a member in expectation of a reward or takes or uses any name, title, addition or description implying that he is a member of the Institute, he is guilty of an offence.
- (3) If the Registrar or any other person employed by or on behalf of the Institute willfully makes any falsification in any matter relating to the register, he is guilty of an offence.
- (4) A person guilty of an offence under this section is liable —
 - (a) on summary conviction to a fine not exceeding ₦50,000.00;
 - (b) on conviction on indictment, to a fine not exceeding ₦100,000.00 or to imprisonment for a term not exceeding two years, or both such fine and imprisonment.
- (5) 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 attributable to any neglect on the part of any Director, Manager, Secretary or other similar Officer of the corporate body or any person purporting to act in such capacity, he as well as the body corporate shall be deemed to have committed the offence and shall be liable to be prosecuted and punished accordingly (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 26 stand part of the Bill — Agreed to.

Clause 27: Committees.

- (1) There is hereby created for effective and effectual running of the Institute, the following standing committees and such other committees of the Institute as the Regulations may from time to time prescribe or authorize —
- (a) Finance Committee;
 - (b) Membership Affairs Committee;
 - (c) Welfare Committee;
 - (d) Ethics and Privileges Committee;
 - (e) Education and Examinations Committee;
 - (f) Projects Committee;
 - (g) Research and Publications Committee; and
 - (h) Disciplinary Committee;
- (2) The Registrar of the Institute shall, subject to the approval of the Council and without prejudice to the duties of the foregoing Committees as stipulated in the Regulations of the Institute —
- (a) determine further functions to be undertaken by the committees; and
 - (b) nominate eligible members of the Institute with reputable character to head such committees.
- (3) The committees shall have such powers, duties and functions and periods of the office and shall be appointed in such as may be prescribed by or in accordance with the Regulations (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 27 stand part of the Bill — Agreed to.

Clause 28: Practicing licence.

- (1) Any member of the Institute who is desirous of having a practicing license and signifies such interest shall be given a five-year renewable license to practice as a Financial and Investment Analysts in Nigeria.
- (2) Six months from the date of the commence of this Bill, no one is to practice as a Financial and Investment Analysts in Nigeria without having been registered in any of the classes of Membership of the Institute and without having been granted a practicing licence.
- (3) Any violation of subsection (2) of this section shall be prosecuted in any court of competent jurisdiction in accordance with the applicable federal laws (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 28 stand part of the Bill — Agreed to.

Clause 29: Regulations.

- (1) Any Regulation made under this Bill shall be published in the Federal Government Gazette and the website of the Institute as soon as they are made and a copy of the regulations shall be forwarded to the Ministers responsible for Finance and Trade not less than seven days before they are published.
- (2) The rules proposed for the purposes of this Bill shall be subject to confirmation by the Institute at its next general meeting or at any special meeting of the Institute convened for that purpose, and if then annulled shall cease to have effect on that day after the date of annulment but without prejudice to anything done in pursuance or intended pursuance of any such rule (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 29 stand part of the Bill — Agreed to.

Clause 30: Procedure for suit against the Institute.

- (1) No suit against the Institute, a member of the Governing Council or any officer or employee of the Institute for any act done or omitted to be done or any alleged neglect or default in pursuance or execution of the functions of the Institute or in exercise of any powers pursuant to this Bill or any other enactment or law, or of any public duty or authority shall lie or be instituted unless it is commenced within 12 months next after the act, omission, neglect or default complained of, or in the case of continuation of damage or injury, within six months next after the ceasing thereof.
- (2) No suit shall be commenced against the Institute or any member of the Governing Council, any officer or employee of the Institute before the expiration of a period of 30 days after written notice of intention to commence the suit shall have been served on the Institute by the intending plaintiff or his agent and the notice shall clearly and explicitly state —
 - (a) the cause of action;
 - (b) the particulars of claim;
 - (c) the name, place of abode of the intending plaintiff; and
 - (d) the relief sought.
- (3) A summons, notice or other document required or authorised to be served on the Institute under the provisions of this Bill or any other enactment or law may be served by —
 - (a) delivering it to the President or Registrar of the Institute; or
 - (b) by sending it by registered post addressed to the Registrar at the principal office of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 30 stand part of the Bill — Agreed to.

Clause 31: **Provision of library facilities, etc.**
The Institute shall —

- (a) provide and maintain a library comprising books and publications for the advancement of knowledge in financial and investment analysis and such other books and publications as the Council may think necessary for that purpose; and
- (b) encourage research into financial and investment analysis and such allied subjects to the extent the Council may from time to time consider necessary (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 31 stand part of the Bill — Agreed to.

Clause 32: **Winding up.**

In the event of this Bill being repealed without re-enactment and the need for winding up arises for the winding up of the Institute, the provisions of the Companies and Allied Matters Act shall apply mutatis mutandis to the winding up of the Institute (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 32 stand part of the Bill — Agreed to.

Clause 33: **Interpretation.**

In this Bill, unless the context otherwise requires —

"Corporate member" means an employer of labour that provides the services of financial and investment analysts (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

"Council" means the Governing Council of the Chartered Institute of Financial and Investment Analysts of Nigeria established under section 3 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.

"Financial year" means the period of twelve months beginning from 1st January and ending on the 31st December of the same year (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

"Institute" means the Chartered Institute of Financial and Investment Analysts of Nigeria established under section 1 of this 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 Panel" means the Chartered Institute of Financial and Investment Analysts of Nigeria Investigating Panel established under section 24 (1) of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

"Member" means a chartered member of the Institute registered in any of the classes of membership (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

"President" means the President of the Chartered Institute of Financial and investment Analysts of Nigeria and Chairman of the Governing Council; and (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

"Tribunal" means the Chartered Institute of Financial and Investment Analysts of Nigeria Disciplinary Tribunal established under section 24 (6) of this Bill (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

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

Question that Clause 33 stand part of the Bill, put and agreed to.

Clause 34: Citation.

This Bill may be cited as the Chartered Institute of Financial and Investment Analysts of Nigeria (Establishment, etc.) Bill, 2017 (*Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency*).

Question that Clause 34 stand part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

Section 4 (2)

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Qualification and Tenure of Office of Members of the Council

1. (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 appointment or election.
- (2) A member of the Institute who ceases to be a member thereof shall, if he is member of the Council cease to hold office in the Council.
- (3) A member of the Council may, by notice in writing under his hand addressed to the Registrar, resign his office.
- (4) If for any reason there is a vacation of office by a member of the Council, and —
 - (a) such a member was appointed by the by a Minister, the Minister shall appoint another fit and proper person to replace such a member; or

- (b) if such a member was elected, the Council may, if the time between the unexpired 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 as aforesaid.

Power of the Council

2. The Council shall have power to do anything in accordance with the provisions of this Bill which in its opinion is calculated to facilitate the carrying out of the activities of the Institute.
3. (1) Subject to the provisions of this Bill, the Council may in the name of the Institute make Standing Orders regulating the proceedings of the Institute, the Council and the committees of the Council.
- (2) The Standing Orders shall provide for decisions to be taken by a majority of the members and in the event of equality of votes, the Registrar of the Institute or the Chairman of the Council, as the case may be, shall have a second or casting vote.
- (3) Standing orders shall provide for the committees to report back to the Council on any matter referred to it by the Council.
- (4) The quorum of the Council shall be five and the quorum of a committee of the Council shall be fixed by the Council.

General Meeting of the Institute

4. (1) The Council shall convene the annual general meeting of the Institute on 30th April in every year or on such other day as the Council may from time to time appoint so however that if the meeting is not held within one year after the previous meeting not more than fifteen months shall elapse between the respective dates of the two meetings.
- (2) A special general meeting of the Institute may be convened by the Council at any time; and if not less than twenty members of the Institute so require by notice to the Chairman of the Council or the Registrar of the Institute setting out the objects of the proposed meeting, the Chairman of the Council shall convene a special general meeting of the Institute.
- (3) Notice of the annual general meeting or a special general meeting shall be given to all members of the Institute not later than twenty-one days before the date of the meeting.
- (4) The quorum of any annual or special general meeting of the Institute shall be twenty members.

Meetings of the Council

5. (1) Subject to the provisions of any Standing Orders of the Council, the Council shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice in writing given to him by not less than five other members, he shall summon a meeting of the Council to be held within fourteen days from the date on which the notice is given.

- (2) At the meeting of the Council, the Chairman or in his absence the Vice Chairman shall preside, but if the Chairman and the Vice Chairman are absent, the members present at the meeting of the Council 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 count towards a quorum and shall not be entitled to vote.
- (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

6. (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 half may be persons who are not members of the Council and a person other than a member of the Council shall hold office in the Committee in accordance with the terms of the letter by which he is appointed.
- (3) A decision of a committee of the Council shall be of no effect until it is confirmed by the Council.

Miscellaneous

7. (1) The fixing of the common seal of the Institute shall be authenticated by the signature of the Chairman or some other member of the Council authorised 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 of the Council, as the case may require, by any person generally or specifically authorised to act for that purpose by the Council.
 - (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.
8. The validity of any proceedings of the Institute or the Council or of a committee of the Council shall not be adversely affected by any vacancy in membership or by 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.
 9. Any member of the Institute or of the Council or any person holding office on a committee of the Council who has a personal interest in any contract or arrangement entered into or proposed to be considered by the Council on behalf of the Institute or by a committee of the Council on behalf of the Council shall forthwith disclose his interest to the committee or the Council, as the case may be, and shall not vote on any question relating to the contract or arrangement (*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 17 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY, ETC.

Transfer to the Institute of Certain Assets and Liabilities

1. (1) Every agreement to which the Incorporated Institute was a party immediately before the commencement of this Bill, whether in writing or not and whether or not of such a nature that rights, liabilities and obligations thereunder could be assigned by the Incorporated Institute, shall unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by these sub-paragraphs have effect from the commencement of this Bill so far as it relates to property transferred by this Bill to the Institute —
 - (a) as if the Institute had been a party to the agreement;
 - (b) for any reference (however worded whether expressed or implied) to the Incorporated Institute shall be substituted with the Institute established under this Bill; and
 - (c) for any reference (however worded whether expressed or implied) to a member or members of the Council of the Incorporated Institute shall be substituted with a member or members of the Institute and for any officer of the Incorporated Institute shall be substituted with an officer of equivalent standing, as far as possible, in the Institute.
- (2) Other documents which refer, whether specifically or generally, to the Incorporated Institute shall be considered in accordance with sub-paragraph (1) of this paragraph as far as applicable.
- (3) Without prejudice to the generality of the foregoing provisions of this Schedule, where by the operation of this Bill, any right, liability or obligation vests in the Institute, the Institute and all other persons shall, as from the commencement of this Bill, have the same rights, powers and remedies (and in particular the same rights as to taking or resisting of legal proceedings or the making or resisting of applications to any authority) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the Institute.
- (4) Any legal proceedings or application to any authority pending on the date of the commencement of this Bill against the Incorporated Institute and relating to assets and liabilities transferred by this Bill to the Institute may be continued on or after that day or against the Institute.
- (5) If the law in force at the place where any property transferred by this Bill is situate provides for the registration or transfers of property of the kind in question (whether by reference to instrument of transfer or otherwise) the law shall so far as it provided for alteration of a register (but not for avoidance to transfers, the payment of fees or any other matter) apply with the necessary modifications to the transfer of the property aforesaid, and it shall be the duty of the Institute to furnish the necessary particulars of the transfer to the officer of the registration authority and for that officer to register the transfer accordingly.

Transfer of Functions, etc.

2. On the commencement of this Bill, any person holding any paid appointment in the Incorporated Institute shall hold a corresponding appointment in the Institute on the same terms as to tenure, remuneration and conditions of service but shall not be entitled to receive payment from both the Incorporated Institute and the Chartered Institute in respect of the same period of service (*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 24 (8)

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL
AND INVESTIGATING PANEL*The Disciplinary Tribunal*

1. The quorum of the Disciplinary Tribunal shall be four members.
2.
 - (1) The Council may make rules as to the selection of members of the Disciplinary Tribunal for the purposes of any proceedings and as to the procedure to be followed and the rules of evidence to be observed in proceedings before the Disciplinary Tribunal.
 - (2) The rules shall in particular provide for -
 - (a) ensuring that notice of the proceedings shall be given, at such time and in such manner, as may be specified by the rules, to the person who is the subject of the proceedings;
 - (b) determining who in addition to the person aforesaid shall be party to the proceedings;
 - (c) ensuring that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Tribunal; and
 - (d) publishing in the Federal Government Gazette and the website of the Institute notice of any directive of the Disciplinary Tribunal which has taken effect providing that a person's name shall be struck off the register.
3. For the purpose of any proceedings before the Disciplinary Tribunal, any member of the Disciplinary Tribunal may administer oaths and any party to the proceedings may issue out of the Registry of the Federal High Court writs of subpoena ad testificandum and duces tecum, but no person appearing before the Disciplinary Tribunal shall be compelled to —
 - (a) make any statement before the Disciplinary Tribunal tending to incriminate himself;
or
 - (b) produce any document under such a writ which he could not be compelled to produce at the trial of an act.

4. (1) For the purposes of advising the Disciplinary Tribunal on questions of law arising in the proceedings before it, there shall in all such proceedings be an assessor to the Disciplinary Tribunal who shall be appointed by the Council and shall be a legal practitioner of not less than seven years standing.
- (2) The Council shall make rules as to the functions of the Assessor appointed under this paragraph, and in particular such rules shall contain provisions for securing that —
- (a) ensuring that notice of the proceedings shall be given, at such time and in such manner, as may be specified by the rules, to the person who is the subject of the proceedings;
- (b) every such party or persons as aforesaid shall be informed if in any case the Disciplinary Tribunal does not accept the advice of the assessor on such a question as aforesaid.
- (3) An assessor may be appointed under this paragraph either generally or for any particular proceedings or class of proceedings and shall hold and vacate office in accordance with the terms of the instrument by which he was appointed.

The Investigation Panel

5. The quorum of the Investigation Panel shall be three.
6. (1) The Investigation Panel may at any of its meetings attended by all the members of the Panel make standing orders with respect to the Panel.
- (2) Subject to the provisions of any such standing orders, the Investigation Panel may regulate its own proceedings.

Miscellaneous

7. (1) A Person ceasing to be a member of the of the Investigating Panel or the Disciplinary Tribunal shall be eligible for re-appointment as a member of the Investigating Panel or Disciplinary Tribunal as the case may be, however, nobody shall serve in the Investigating Panel for more than two consecutive terms totalling four years.
- (2) A person may, if otherwise eligible, be a member of both the Disciplinary Tribunal and the Investigating Panel, but no person who acted as a member of the Investigating Panel with respect to any case shall act as a member of the Disciplinary Tribunal with respect to that case.
8. The Investigating Panel and the Disciplinary Tribunal 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.
9. Any document authorised or required by virtue of this Bill to be served on the Disciplinary Tribunal or the Investigating Panel shall be served on the Registrar.
10. Any expenses of the Disciplinary Tribunal or the Investigating Panel 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 — Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Financial and Investment Analysis of Nigeria, to Regulate and Control Practice of Financial and Investment Analysis in Nigeria and for Other Matters Connected Therewith (*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 Financial and Investment Analysts of Nigeria to Regulate and Control the Practice of Financial and Investment Analysis in Nigeria; and for Other Matters Connected Therewith (HB. 98) and approved Clauses 1 - 34, 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.

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

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Procurement on a Bill for an Act to Amend the Public Procurement Act, 2007 by adding a new member to the Council, amending the procedure for appointing the Director General of the Bureau and extending the application of the act to defence procurement and for Other Matters Connected Therewith (HB. 475) and approve the recommendations therein" (*Hon. Busayo Oluwole Oke — Obokun/Oriade 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 AMEND THE PUBLIC PROCUREMENT ACT, 2007
BY ADDING A NEW MEMBER TO THE COUNCIL, AMENDING THE PROCEDURE
FOR APPOINTING THE DIRECTOR GENERAL OF THE BUREAU AND EXTENDING THE
APPLICATION OF THE ACT TO DEFENCE PROCUREMENT AND
FOR OTHER MATTERS CONNECTED THEREWITH (HB. 475)

Committee Recommendation:

Clause 1: Amendment of Clause 1: Establishment of the National Council on Public Procurement and its membership.

- (1) There is established the National Council on Public Procurement (in this Bill referred to as "the Council").
- (2) The Council shall consist of:
 - (a) the Chairman to be appointed by the President;
 - (b) the Attorney-General and Minister of Justice of the Federation;
 - (c) the Honourable Minister responsible for Finance;

- (d) the Honourable Minister responsible for Budget and National Planning;
 - (e) the Secretary to the Government of the Federation;
 - (f) the Head of Service of the Federation;
 - (g) eight part-time members to represent:
 - (i) the Chattered Institute of Purchasing and Supply Management of Nigeria;
 - (ii) Nigeria Bar Association;
 - (iii) Nigeria Association of Chambers of Commerce, Industry, Mines and Agriculture;
 - (iv) Nigeria Society of Engineers;
 - (v) Nigerian Institute of Quantity Surveyors;
 - (vi) Civil Society;
 - (vii) the Media; and
 - (h) the Director-General of the Bureau who shall be the Secretary of the Council.
- (3) Notwithstanding the provisions of Section (2), the Council may co-opt any person to attend its meeting but the person so co-opted shall not have a casting vote or be counted towards quorum.
- (4) The Chairman and other members of the Council shall be appointed by the President.
- (5) Subject to subsection (2) of this section, a member of the Council being:
- (a) the holder of an elective or appointive Public office under the Constitution of Nigeria, shall hold office for a period he remains so elected or appointed and no more; and
 - (b) the Director-General of the Bureau, shall hold office on such terms and conditions as may be specified in his letter of appointment (*Hon. Busayo Oluwale Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 2: Amendment of section 2 (f).

Replace paragraph 2 (f) with the following:

2 (f) give such other directives and perform such other functions as contained in this Bill or may be necessary to achieve the objectives of this Bill (*Hon. Busayo Oluwale Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:**Clause 3: Amendment of Section 4: Objectives of the Bureau.**

Amend Section 4 by inserting a new Clause (e) to read:

The objectives of the Bureau are:

- (e) promotion of local content and industry in the execution of any project in Nigeria (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:**Clause 4: Amendment of Section 5: Functions of the Bureau.**

The Bureau shall :

- (f) publish the details of all contracts in the procurement journal, any other national newspapers and in their official website;
- (h) maintain a national database of the particulars, classification, and categorization of federal contractors, suppliers, consultants and service providers;
- (p) perform procurement audits and reviews and after approval of the Council, submit such report to the President and the National Assembly bi-annually.
- (t) introduce a credit scoring system for federal contractors and services providers
- (u) perform procurement project monitoring and evaluation after the issuance of a Certificate of No Objection for contracts awarded by a procuring entity
- (v) the Bureau shall develop and update the special guidelines and regulations applicable to Defence Procurement (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:**Clause 5: Amendment of Section 6 (1): Powers of the Bureau.**

- (i) recommend to the Council, where there are persistent or serious breaches of this Bill or regulations or guidelines made under this Bill for:
 - (i) the suspension by the appropriate authority of officers concerned with the procurement or disposal proceeding in issue;
 - (ii) the replacement by the appropriate authority of the head or any of the members of the procuring or disposal unit of any entity or the Chairperson of the Tenders Board as the case may be;
 - (iii) the discipline by the appropriate authority of the Accounting Officer of any procuring entity (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:**Clause 6: Amendment of Section 7: Director-General and staff of the Bureau.**

- (1) There shall be for the Bureau, a Director-General who shall be appointed by the President, on the recommendation of the Council after competitive selections and confirmation by the Senate.

Insertion of New Clause (5):

- (5) The Director-General shall be removed from office by the President acting on an address supported by two-thirds majority of the Senate praying that he be so removed for inability to discharge the functions of the office (whether arising from infirmity of mind or body or for any other cause) or for misconduct (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:**Clause 7: Amendment of Section 15: Scope of application.**

Section 15 (1) of the Principal Act is amended by substituting for subsection (1) thereof a new subsection, that is:

Subject to the provisions of the infrastructure Concession Regulatory Commission (ICRC) Act, the provisions of this Bill shall apply to all procurement of goods, works and services carried out by:

- (a) the Federal Government of Nigeria and all procurement entities in the Executive Branch
- (b) all entities outside the foregoing description which derive at least thirty-five per cent of the funds appropriated or proposed to be appropriated for any type of procurement described in this Bill from the Federation share of Consolidated Revenue Fund.
- (c) without limiting subsections (a) and (b) above, the Act applies to:
 - (i) Federal Government Ministries, Departments and Agencies in the Executive Branch;
 - (ii) Federal Government Institutions;
 - (iii) Federal Government owned enterprises, corporations, councils, authorities and commissions provided that they utilize public funds;
 - (iv) Tertiary and non-Tertiary Educational Institutions;
 - (v) Hospitals and other Health Institutions;
 - (vi) the Central Bank of Nigeria and other Federal Government owned Financial Institutions;
 - (vii) the National Defence and National Security Agencies;
- (d) procurement with grants, loans taken or guaranteed by the Federal Government and foreign aid funds except where the applicable loan agreement, guarantee contract or foreign agreement specifically provides the procedure for the use of the funds.

- (e) disposal of public properties including stores, plants and equipment.
- (f) (i) The National Assembly and the Judiciary shall set up appropriate procurement systems consistent with their systems and services, and as far as practicable, in accordance with the fundamental procurement principles, procedures and processes in this Bill.
- (ii) The procurement systems made pursuant to (ii) above shall, in the case of National Assembly, be laid before both Houses of the Assembly for approval; and in the case of the judiciary, be laid before the National Judicial Council for approval.
- (2) (a) Procurements involving National security or national defense shall be conducted in line with the provisions of this Bill but its supervision shall be handled by a Special Committee appointed by the Council and the Council shall be entitled to grant waiver or exemption from the application of specific provisions of this Bill.
- (b) The Council shall be entitled to issue special guidelines and regulations applicable to Defence Procurement by Defence and Security Agencies"
- (c) The national defence and national security agencies shall include the Armed Forces, the Nigeria Police Force, Agencies under the National Security Agencies Act and any other Security agency as may be approved by the President (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 8: Amendment of Clause 16: Credit Scoring System.

- (1) The Bureau shall establish a credit scoring system for federal contractors and services providers, which shall be administered by the Bureau or may be outsourced to a competent and authorized local credit rating agency.
- (2) The Bureau shall be entitled to impose a charge on any person, individual, association, business, organization, firm, company or corporation desirous of obtaining a credit scoring as a federal contractor or service provider.
- (3) Any proceed accruing from the charge imposed pursuant to Section 16 (2) shall be remitted to the Consolidated Revenue Account, but the Bureau shall be entitled to utilize 75% of the total revenue generated for improvement of staff capacity and other improvements (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 9: Amendment of Clause 17: Approving Authority.

Subject to the monetary and prior review thresholds for procurements in this Bill as may from time to time be determined by the Council, the following shall be the approving authority for the conduct of public procurement:

- (a) in the case of :

- (i) a government agency, parastatal, or corporation, a Parastatals Tenders Board ; and
- (ii) a ministry or extra-ministerial entity, the Ministerial Tender Board.
- (b) in the case of any other public procurement the value of which exceeds the Ministerial Tenders Board threshold or any other thresholds set by the Council:
 - (i) the Federal Tenders Board which is the Federal Executive Council for the Executive Arm of Government;
 - (c) the Chief Executive Officer of the procuring agency shall chair the Parastatal Tenders Board, while the Permanent Secretary shall chair the Ministerial Tenders Board.
 - (d) the respective Heads of the Procurement Unit/Department of the procuring entity shall be the Secretary of the Parastatal Tenders Board, Ministerial Tenders Board.
 - (e) the Secretary to the Government of the Federation shall be the Secretary of the Federal Tenders Board (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 10:

Amendment of Clause 21: Procurement Planning Committee.

- (1) For each financial year each procuring entity shall establish a Procurement Planning Committee.
- (2) The Procurement Planning Committee shall consist of:
 - (a) the accounting officer of the procuring entity or his representative who shall chair the Committee;
 - (b) a representative of:
 - (i) the procurement unit of the procuring entity who shall be the Secretary,
 - (ii) the unit directly in requirement of the procurement (the user department/unit),
 - (iii) the financial unit of the procuring entity,
 - (iv) the planning, research and statistics unit of the procuring entity,
 - (v) technical personnel of the procuring entity with expertise in the subject matter for each particular procurement, and
 - (vi) the legal unit of the procuring entity.

- (3) The Procurement Planning Committee shall carry out the functions of the procuring entity as spelt out in Section 18 of this Bill and shall issue the Certificate of No Objection for contracts within the prior review thresholds set by the Council.
- (4) The procurement unit or department of the procuring entity shall undertake independent mandatory regular monitoring of all projects and render returns to the relevant Tenders Board and directly to the Bureau on monthly basis.
- (5) The user department/unit shall be responsible for initiating procurement or disposal, proposing technical specifications for the goods, works and services to be procured and work directly with consultants, contractors/suppliers to ensure that the items are delivered as signed in the contract agreement (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 11: Amendment of Clause 22: Tenders Board.

- (1) There is hereby established by this Bill the Parastatal Tenders Board in each procuring entity, procuring entity the Ministerial Tenders Board in each Ministry and Extra-Ministerial Department, the Federal Tenders Board for the Executive arm of Government (in this Bill each referred to as “the Tenders Board”).
- (2) Subject to the approval of the Council, the Bureau shall:
 - (a) from time to time prescribe guidelines for the membership of the Tenders Boards for:
 - (i) Ministries, Departments and Agencies;
 - (ii) Government owned enterprises, corporations, councils, authorities and commissions;
 - (iii) Tertiary and Non-Tertiary Educational Institutions;
 - (iv) Hospitals and other Health Institutions;
 - (v) the Central Bank of Nigeria and other Financial Institutions;
 - (vi) the National Defence and National Security Agencies;
 - (b) Set the thresholds for the various accounting officers of all procuring entities below which they are empowered to make purchase or approve contracts (low-value procurement) without open competitive tendering;
 - (c) Set the thresholds below which the Procurement Planning Committee and above which the Council shall issue the Certificates of No Objection to contracts awards;
 - (d) Set the Parastatals Tenders Boards thresholds as the approving authority limit for the Parastatal Tenders Boards;

- (e) Set the Ministerial Tenders Board thresholds as the approving authority limit for the Ministerial Tenders Boards;
 - (f) Set special thresholds as the approving authority limits for some selected procuring entities and Tenders Boards identified in (a) above;
 - (g) Set the thresholds as the approving authority limits for the Federal Tenders Board;
 - (h) Set thresholds for all procuring entities, above which no bank shall make any disbursement from the account of any procuring entity unless the request for such payment is accompanied with the issued Certificate of No Objection to contract award; and
 - (i) Set thresholds for and procurement methods and procedures to be used by all procuring entities.
- (3) Each Tenders Board shall be responsible for the approval of the award of procurements goods, works and services within the thresholds set in the regulations.
- (4)
- (a) The Procurement Planning Committee of the procuring entity shall appoint Tenders Opening Committee of at least three members and at least one of the members shall not be directly involved in the processing or evaluation of the tenders. The Legal Officer of the procuring entity shall be the secretary of the Tenders Opening Committee. The Tenders Opening Committee shall submit tenders opening report to the Technical Evaluation Sub-committee;
 - (b) In all cases where there is a need for pre-qualification and tenders evaluation, the Chairman of the each Tenders Board shall constitute a technical evaluation sub-committee of the Tenders Board charged with the responsibility for the evaluation of bids which shall be made up of some members of the Board, professional staff of the procuring entity, some selected other professionals and the Secretary of the Tenders Board who shall also be the Chair of the Technical Evaluation Sub-Committee.
 - (c) For the Federal Tenders Board, the Minister in charge of the procuring entity shall chair the Technical Evaluation Sub-committee as representative of the Secretary of the Federal Tenders Board.
 - (d) All members of the Technical Evaluation Sub-Committee shall sign the Code of Ethics designed by the Council declaring that they do not have a conflict of interest in any of the procurement under consideration.
 - (e) After completing the evaluation exercise, the Technical Evaluation Sub-Committee shall obtain the "Certificate of No Objection" to award contract.
 - (f) Each Tenders Board shall review the evaluation and recommendation made by the Technical Evaluation Sub-committee of its Tenders Board and may either:

- (i) Approve the recommendation to award the contract or part thereof; or
 - (ii) Refuse to accept the recommendation or part thereof and refer the evaluation back to the Technical Evaluation Sub-committee with an instruction to re-evaluate the tenders or a recommendation for re-tendering or other action.
- (5) The decision of the Parastatal Tenders Board shall be communicated to and confirmed by the Minister for implementation. Chairman of the Governing Board of the procuring entity as the confirmation authority, while the decision of the Ministerial Tenders Board shall be confirmed by the Minister as the confirmation authority.
- (6) In the absence of the Chairman of the Governing Board or the Minister, the Procurement Planning Committee of the procuring entity shall confirm the approvals of the Parastatal Tenders Board and the Ministerial Tenders Board respectively (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

PART VI — PROCUREMENT METHODS (WORKS, GOODS AND SERVICES)

Committee Recommendation:

Clause 12: Amendment of Clause 25: Invitations to bid.

- (1) Invitations to bid may be either by way of National Competitive Bidding or International Competitive Bidding and the Bureau shall from time to time set the monetary thresholds for which procurements shall fall under either system.
- (2) Every invitation to an open competitive bid shall :
 - (i) in the case of goods and works under International Competitive Bidding, the invitation for bids shall be advertised in at least two national newspapers and one relevant internationally recognised publication, any official websites of the procuring entity and the Bureau as well as the procurement journal not less than four weeks before the deadline for submission of the bids for the goods and works,
 - (ii) in the case of goods and works valued under National Competitive Bidding, the invitation for bids shall be advertised on the notice board of the procuring entity, any official web sites of the procuring entity, at least two national newspapers, and in the procurement journal less than three weeks before the deadline for submission of the bids for the goods and works.

Insert a new Section 25 (3):

- (3) (i) The Bureau or Procuring Entities shall where necessary and appropriate, shorten the time provided in this Bill or Regulations issued pursuant to this Bill for any emergency procurement activity to ensure timely execution.

- (ii) A Procuring Entity acting with respect to paragraph (i) of this section shall notify the Bureau within 7 days of such action (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 13: Amendment of Section 35.

Section 35 of the principal Act is amended by substituting for subsection (1) thereof a new subsection, that is —

- "(1) In addition to any other regulations as may be prescribed by the Bureau, a mobilization fee of not more than 30% to be paid to a supplier or contractor supported by the following:
- (a) in the case of National Competitive Bidding - an irrevocable advance payment guarantee or insurance bond issued by a reputable bank or insurance company; and
 - (b) in the case of International Competitive Bidding, an irrevocable bank guarantee issued by a banking institution.
- (2) Once a mobilization fee has been paid to any supplier or contractor, no further payment shall be made to the supplier or contractor without an interim performance certificate issued in accordance with the contract agreement.
- (3) Any person or authority who accesses mobilization fee and absconds or does not carry out the services or works commensurate to the fee paid shall be guilty of an offence and punishable with 2 years imprisonment or a fine equivalent to the fee paid or both (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Committee Recommendation:

Clause 14: Amendment of Section 60: Interpretation.

In this Bill:

"Procuring entity" means any public body or Government organ engaged in procurement and includes a Ministry, Extra-Ministerial office, government agency, parastatal, corporation, Commission, Institution (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

"Defence Procurement" means the procurement of Special Purpose Goods, Works and Services involving National Defence or National Security (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

"Emergency" means an unexpected and sudden event that must be dealt with urgently (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

"Security" means people or an organization entrusted with the job of protecting somebody or something, especially a building or institution, against crime (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

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

Committee Recommendation:

Clause 15: Citation.

This Bill may be cited as the Public Procurement (Amendment) Bill, 2017 (*Hon. Busayo Oluwole Oke — Obokun/Oriade Federal Constituency*).

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

Long Title:

A Bill for an Act to Amend the Public Procurement Act, 2007 by Adding a New Member to the Council. Amending the Procedure for Appointing the Director General of the Bureau and Extending the Application of the Act to Defence Procurement and for Other Matters Connected Therewith (*Hon. Busayo Oluwole Oke — Obokun/Oriade 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 of the Committee on Public Procurement on a Bill for an Act to Amend the Public Procurement Act, 2007 by adding a new member to the Council, amending the procedure for appointing the Director General of the Bureau and extending the application of the act to defence procurement and for Other Matters Connected Therewith (HB. 475) and approved Clauses 1 - 15 and the Long Title of the Bill.

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 Elias Okorie Chidi:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Elias Okorie Chidi, against the Nigerian Social Insurance Trust Fund on wrongful termination of appointment 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 Director General/Chief Executive of the Nigerian Social Insurance Trust Fund (NSITF) to reinstate the petitioner and pay him all the arrears of his entitlements and benefits with effect from 28 August, 2015 when his appointment was terminated" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Elias Okorie Chidi, against the Nigerian Social Insurance Trust Fund on wrongful termination of appointment and approved the 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 on the Petition by Akipelai Community:

Motion made and Question proposed, "That the House do consider 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 non-compliance with their terms of agreement 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:

"That despite Shell's approval for Akipelai Community to remove the collapsed Bridge that was causing obstruction in their environment, they should assist the Akipelai Community both financially and otherwise to reconstruct the collapsed Bridge at the Kolo Creek River in Ogbia Federal Constituency of Bayelsa State" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Akpela Community in Ogbia Local Government Area, Bayelsa State, against Shell Petroleum Development Company on non-compliance with the terms of agreement and approved the Recommendation of the Report.

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

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

Report on the Petition by Mohammed M. Yahaya:

Motion made and Question proposed, "That the House do consider 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 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 Chairman/Chief Executive of the National Drug Law Enforcement Agency to reinstate Mr Mohammed M. Yahaya to the services of NDLEA with full payment of all outstanding salary arrears and entitlements, be promoted and placed on the level with his mates in the service" (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Chairman to report progress.

(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 Mohammed M. Yahaya, against the National Drug Law Enforcement Agency (NDLEA) on alleged unlawful termination of appointment and approved the Recommendation of the Report.

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

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

Report on the Petition by Enoch O. Oyeniyi:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Enoch O. Oyeniyi, against the Centre for Management Development on alleged wrongful and compulsory retirement from service 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 Respondent to reinstate Enoch O. Oyeniyi and Others with immediate effect, in line with the Industrial Arbitration Panel award and pay them all their outstanding salaries” (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Enoch O. Oyeniyi, against the Centre for Management Development on alleged wrongful and compulsory retirement from service and approved the Recommendation of the Report.

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

(ix) Committee on Public Petitions:

Report on the Petition by Olarenwaju Aderemi Obafemi:

Motion made and Question proposed, “That the House do consider 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 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 Institute for peace and Conflict Resolution to reinstate the petitioner with immediate effect and pay all his salaries” (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Olarenwaju Aderemi Obafemi, against the Institute for Peace and Conflict Resolution on alleged dismissal from service and approved the Recommendation of the Report.

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

(x) Committee on Public Petitions:

Report on the Petition by Hauwa Ahmed Pategi:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Hauwa Ahmed Pategi, against the First Bank of Nigeria Plc on unlawful termination of appointment 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 House to discountenance the petition for lack of merit" (Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency).

Agreed to.

Chairman to report progress.

(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 Hauwa Ahmed Pategi, against the First Bank of Nigeria Plc on unlawful termination of appointment and approved the Recommendation of the Report.

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

(xi) Committee on Public Petitions:

Report on the Petition by Chinda Chidum:

Motion made and Question proposed, "That the House do consider 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 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):

"Urge the Sterling Oil to pay the Petitioner all his salary arrears and other allowances including his gratuity and disengage him appropriately in line with the practice in the oil industry" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Recommendation (ii):

"Also urge that his salary for the year he was disengaged from work which amounts to Sixteen Million, Two Hundred and Sixty-Six Thousand, Three Hundred and Twenty-Four Naira, Twenty-Five Kobo (₦16,266,324.25) be paid to him" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Amendment Proposed:

In Recommendation (ii), *leave out* the amount, and *insert* a new amount as follows:

"Twenty- Six Million, Two Hundred and Sixty-Six Thousand, Three Hundred and Twenty-Four Naira, Twenty-Five Kobo (₦26,266,324.25)" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Question that the amendment be made — Agreed to.

Question that Recommendation (ii) as amended, stand part of the Report — Agreed to.

Chairman to report progress.

(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 Chinda Chidum, against Sterling Oil Exploration and Energy Production Company on wrongful termination of employment and approved Recommendation (i), and approved Recommendation (ii) as amended.

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

(xii) Committee on Public Petitions:

Report on the Petition by Odoh Jude Ifeanyi:

Motion made and Question proposed, "That the House do consider 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 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):

"That since the Committee cannot force Rutotech to take him back as its employee, it should pay him off, thereby following the laid down rules as stipulated in the labour laws, if it thinks his services are no longer needed" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Recommendation (ii):

"Urge Rutotech to pay him one year salary at ₦158,000 per month being his salary" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Recommendation (iii):

"Commend Hauwei Technologies Limited on her local content efforts and corporate social responsibilities" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 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 and approved Recommendations (i) - (iii) of the Report.

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

(xiii) Committee on Public Petitions:**Report on the Petition by Richard TermoughYough:**

Motion made and Question proposed, "That the House do consider the Report of the Committee on Public Petitions on the petition by Richard TermoughYough, against the Council of Legal Education for wrongful termination of appointment 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 Council to commit the dismissal of the petitioner to retirement, considering the fact that he had worked hard for 15 years and did not get any query, had surpassed the mandatory terms of retirement and more or less being a first time offender” (*Hon. Uzoma Nkem-Abonta — Ukwá East/Ukwá West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Richard Termough Yough, against the Council of Legal Education for wrongful termination of appointment and approved the only Recommendation of the Report.

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

(xiv) Committee on Public Petitions:

Report on the Petition by Mr Ije Ikenna Okemini Ije:

Motion made and Question proposed, “That the House do consider 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 and approve the recommendations therein” (*Hon. Uzoma Nkem-Abonta — Ukwá East/Ukwá 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 Independent National Electoral Commission (INEC) to reinstate Mr Ije Okemini Ije and retire him appropriately, since by his age he is already overdue for retirement” (*Hon. Uzoma Nkem-Abonta — Ukwá East/Ukwá West Federal Constituency*).

Agreed to.

Recommendation (ii):

“Also urge INEC to pay him all his salary arrears and other allowances, including his pension and gratuity” (*Hon. Uzoma Nkem-Abonta — Ukwá East/Ukwá West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Mr Ije Ikenna Okemini Ije, against the Independent National Electoral Commission (INEC) on wrongful 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.

(xv) Committee on Public Petitions:

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

Motion made and Question proposed, "That the House do consider 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 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 that since budgetary allocation has been made in respect of procuring the needed equipment for the Mechatronic and Facility Management Department, the Management of the ITF should facilitate the speedy procurement to ensure that these trainees are graduated on time and issued with Certificates of Competency as soon as possible" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Recommendation (ii):

"That the trainees were not properly informed of the shortfall in training equipment before they sought admission into the Institution, therefore the Management of the ITF, Model Skills Training Centre (MSTC) should bear the cost of delay in graduating the trainees within the specified period" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Recommendation (iii):

"That the Federal Ministry of Education and the Federal Ministry of Trade and Investment should collaborate with the Management of the Institution in ensuring that the National Board for Technical Education do accredit the Institution after the procurement of the necessary equipment" (*Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 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 and approved Recommendations (i) - (iii) of the Report.

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

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

Report on the Petition by Akinyemi Olusegun Abimbola:

Motion made and Question proposed, "That the House do consider 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 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 National Drug Law enforcement Agency (NDLEA) to reinstate Mrs Akinyemi Olusegun Abimbola to service and to place her on the position which her counterparts are recently occupying" (*Hon. Uzoma Nkem-Abonta — Ukwu East/Ukwu West Federal Constituency*).

Agreed to.

Chairman to report progress.

(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 Akinyemi Olusegun Abimbola, against the National Drug Law Enforcement Agency (NDLEA) on alleged unlawful termination of appointment and approved the only Recommendation of the Report.

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

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

Report on the Petition by Mr Emmanuel Ajayi and Others:

Motion made and Question proposed, "That the House do consider 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 (NASRDA), 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 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):

“Urge the Director-General of the National Space Research and Development Agency to:

- (a) reinstate the Petitioners and pay all the financial benefits accrued to them from the date of the termination of their appointments till date (including the arrears of entitlements based on the new salary scale from July 2010 when COPINE was taken over by NASRDA with immediate effect;*
- (b) regularize and confirm their appointments and effect their promotion up to date” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).*

Agreed to.

Recommendation (ii):

“Investigate further or cause the relevant Departments(s) of Government to investigate the allegations of names of petitioners reflecting on the nominal roll and the allegation of salaries, in order to ascertain the correct position of the matters” (Hon. Uzoma Nkem-Abonta — Ukwa East/Ukwa West Federal Constituency).

Agreed to.

Chairman to report progress.

(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 Mr. Emmanuel Ajayi and others, against the Director General of National Space Research and Development Agency (NASRDA), Dr S. O. Monammed 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 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.

19. Adjournment

That the House do adjourn till Thursday, 16 March, 2017 at 11.00 a.m. (Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency).

The House adjourned accordingly at 3.33 p.m.

Yakubu Dogara
Speaker