

**HOUSE OF REPRESENTATIVES
FEDERAL REPUBLIC OF NIGERIA**

Wednesday, 23rd March, 2016

The House met at 11.29 a.m.

PRAYERS

(The Speaker in the Chair)

VOTES AND PROCEEDINGS

The Speaker: Hon. Members, I have examined and approved the Votes and Proceedings of Tuesday, 22nd March, 2016.

ANNOUNCEMENTS

VISITORS IN THE GALLERY

Students of Baptist New Way Academy School

The Speaker: Hon. Colleagues, we have in the Gallery students from Baptist New Way Academy.

Students rose for recognition.

You may please take your seats.

Students of Chrisland School, Abuja

We have also in the Gallery Students from Chrisland School from Wunbadi Street off Apo Mechanic Village, Abuja.

Students rose for recognition.

You may please take your seats.

Students of Metro International School, Kubwa

Also in the Gallery are the Students of Metro International School, Kubwa, Abuja.

Students rose for recognition.

You may please take your seats.

The Speaker: Hon. Colleagues, we have an invitation from our former Colleague, Hon. Razaq Tunde Ademola Adewusi, and it read:

23rd March, 2016

Rt. Hon. Yakubu Dogara,
Speaker of House of Representatives,
National Assembly,
Three Arms Zone,
Abuja.

Your Excellency,

**Coronation/Presentation of Instrument of Office as
the New Royal Majesty of Ijehun Land**

I like to formally inform your Excellency, Rt. Hon. Yakubu Dogara, Speaker House of Representatives, the Leadership of the House, the entire Members of the House of Representatives of the Eighth Legislative House that my Coronation/Presentation of Instrument of Office by His Excellency, Senator Ibikunle Amosun, the Executive Governor of Ogun State as the New Royal Majesty of Ijehun Land, coming up on Saturday, 26th of March, 2016 by 10.00 a.m. at Ijehun Yewa North Local Government Area.

I represented the good people of Yewa North, Imeko/Afon Federal Constituency, the Fifth, Sixth and Seventh Assembly, where I also served in the following capacities: Deputy Chairman, House Committee on Customs, Chairman PENCOM Pension Committee, Chairman States and Local Governments Respectively.

I hereby deem it fit to inform the House and request the pleasure of your presence to grace the event; while thanking you in anticipation of your positive response.

Accept the assurances of my highest regards.

Yours sincerely,

**His Royal Majesty, Oba (Hon.) Razaq Tunde
Ademola Adewusi, Onijehun of Ijehun Land**

The Speaker: Dear Colleagues, we have another announcement. It reads thus:

23rd March, 2016

Rt. Hon. Yakubu Dogara,
Speaker of House of Representatives,
National Assembly,
Three Arms Zone,
Abuja.

Your Excellency.

**Fourth Convocation Lecture of Achievers
University, Owo**

I most humbly write to announce to this Hon. House that the Rt. Hon. Speaker would deliver the 4th Convocation Lecture of the Achievers University Owo, on Saturday 9th April 2016 at Owo. Also the Leader of the House, Hon. Femi Gbajabiamila would be honoured with an Honorary Doctorate Degree Honoris Causa. All House Leaders and Members are cordially invited to this event.

As I look forward to receiving you at the land of honour, Owo. Please accept assurances of my warmest regards.

Yours sincerely,

Hon. Dr Bode Ayorinde
Founder and Pro Chancellor Achievers University,
Owo

PRESENTATION OF PUBLIC PETITIONS

The Speaker: Any Member who has a petition to present may please rise to do so. But I am afraid we are not going to take many petitions.

Wrongful Dismissal

Hon. Rotimi Agunsoye (Kosofe): The petition before us is from Mrs. Fausat Azeez Oduwale who was dismissed from Nigerian Police. The petition is against the Inspector-General of Police, Mr. Solomon Arase for Criminal Contempt of Court, flagrant disobedient to Court Order, high handedness and outer disregard to judgement of court and insubordination to the Police Service Commission for immediate reinstatement of Assistant Commissioner of Police, Fausat Azeez Oduwale.

The Police Officer was wrongfully dismissed from service in April, 2013 and she went to Court, and brought judgment on the 14th of October, 2014. The Police Service Commission wrote to reinstate her on the 19th of September, 2015 but till we speak, the Inspector-General of Police has not recognised the letter from the Police Service Commission.

With your kind permission, I seek to lay the petition before the House.

The Speaker: Please go ahead and lay the petition.

(Petition laid)

Non-Payment of Gratuities to Pensioners

Hon. Ezenwa Francis Onyewuchi (Owerri Municipal North/West): I have a petition from a group of constituents known as Alvan Ikoku Federal College of Education Pensioners Association. They alleged that they are owed gratuities by the Alvan Ikoku Federal College of Education, Owerri. They further alleged that the policy of the school entitles them to their Staff Quarters until the full payment of their gratuities and entitlements. They are alleging that the sum of ₦2,000 is being deducted from their pension per night, which is passed on as accommodation fee by the school. They consider this as illegal and they have approached this honourable House so that this illegality will stop and their gratuities paid to them.

With your kind permission, I like to lay the Petition.

(Petition laid)

Wrongfully dismissal

Hon. Ali Isa J.C. (Balanga/Biliri): I have a Petition signed by Ladan Baba Kodan & Co. Law Chambers on behalf of Mr. Benson Latubai who hails from my Constituency. He complained that he had been wrongfully dismissed from the Service by the Nigerian Prisons Service.

I hereby present this petition for this noble and just House to act on it by causing the relevant Committee to investigate the relevant circumstances surrounded the purported dismissal of the gentleman.

(Petition laid)

**Non-Payment to Contractor by Nigerian
Embassy in Guinea Bissau**

Hon. Emmanuel Ekon (Abak/Etim Ekpo/Ika): I have a petition by a constituent of mine. He is alleging that he went into a construction business for the Nigerian Embassy in Guinea Bissau. The construction work was done in 2005 and they have finished the work but up till now they are having difficulties in accessing their payment from the Nigerian Embassy in Guinea Bissau. This constituent of mine has approached this responsive Nigerian court so that they can come to their aid in settlement of this issue.

With your kind permission, I like to lay the Petition on the Table.

(Petition laid)

Non-Payment of Severance Benefit of Disengaged Staff of Habib Bank Limited

Hon. Yusuf Buba Yakubu (Gombi/Hong): I have a petition from one Lot M. Yadoma and six others concerning the disengaged staff from Habib Bank Limited, now known as Keystone Bank, at the instance of Central Bank of Nigeria during the merger acquisition policy in 2006. They are seeking that their severance benefit and accrued emolument be paid to them.

With your kind permission, I like to lay the Petition.

(Petition laid)

(All Petitions referred to the Committee on Public Petitions)

Appreciation of Benue People to the National Assembly

Hon. Orker-Jev Emmanuel Yisa (Buruku): You would have noticed that quite a few Members are dressed in peculiar attire on the Floor of the House. These are not members of a newly formed society in the House of Representatives.

Sometime ago, the House by Resolution on the Benue killings, mandated its House Committee oversighting NEMA to go to Benue and sympathise with the people of Benue State over the killings there, and also deliver relief materials. That assignment was carried out on Monday 21st of March 2016, when the Delegation arrived Benue together with NEMA people to deliver the materials. As customary with Benue hospitality, the Governor on behalf of people of Benue State received them, treated them well and clothed them in this attire that you see on the Floor of the House of Representatives today. I extend the wishes and deep gratitude of people and government of Benue State.

We want to report that the House Committee on NEMA which was led by the able Deputy, Hon. Ali J.C., did their job very well and we are very happy with them. While we show our gratitude, the people of Benue State would not be satisfied until the fundamental problem is resolved, that is to stop the killing of the people of Benue State.

When the Committee went there, they discovered that apart from the mass massacre of people in Agatu, several other local governments, including Buruku, where I represent have been affected by this crisis and host of IDPs are staying there. We therefore urge the House to continue to identify with Benue people in

this hour of grief. We deeply appreciate the gesture of the House. Hon. Ali J.C. may like to conclude it because he was the one that led the team.

The Speaker: You have said it all and if there is anything he is going to formally report to the House. Having done that, you are obligated to write the report to the House. Since the report is not ready for presentation, we await your report Hon. Ali J.C.

STANDING ORDERS/RULES OF THE HOUSE

Special Commendation for Mr. Ayodele Dada

The Speaker: Hon. Colleagues, before we continue, there is a young man who has achieved nearly the impossible; he shattered and broken records. We want to do the unusual, because he has achieved the unusual by recognising him in the Chamber. I hope that this culture would be sustained where Nigerians at home and in Diaspora who have broken records and set new standards, are celebrated, so that others who are aspiring and coming behind them can aspire to attain such records; knowing fully well that if they do, Parliament would celebrate them. We do not have money to give him but at least what we are going to do would not only encourage him but also inspire others behind him to attempt to attain that height. I recognise the Leader to move that we admit him.

Hon. Femi Hakeem Gbajabiamila (Surulere I): I move under Order XIX, Rule 214 to admit this remarkable young man Ayodele Dada into the Floor of the Chamber for special commendation and recognition by the House of Representatives. I so move.

Hon. Jibril Umar Buba (Lokoja/Kogi (KK)): I second the Motion ably moved by the Leader of the House.

Question put and agreed to.

Resolved: That that the House do admit Mr. Ayodele Dada into the Floor of the Chamber for special commendation and recognition pursuant to Order XIX, Rule 214 of the Standing Orders.

Mr. Ayodele led into the Chamber by the Whip of the House.

The Speaker: I would just recognise three Members to celebrate the young man and then we would proceed. I call on the young man to remain standing while the Leader leads the chat.

Hon. Femi Hakeem Gbajabiamila: Firstly, I thank the Leadership and our esteemed Members who have agreed to allow Mr. Ayodele Dada onto the Floor. I thank them because it is a rare privilege. We only allow onto this Floor Presidents and visiting Presidents even only after suspending our Rules. We agreed to allow Mr. Ayodele Dada because this House recognises the unparalleled achievement of Mr. Dada, and because this House believes that we need to begin to inspire not just him but others who are out there. We have suspended our Rules and we have done what is not normally done in Parliament.

Mr. Ayodele Dada is a 29-year old from a very humble beginnings. He has been celebrated throughout the length and breadth of Nigeria in the last few weeks. I took interest when I read his story because indeed it is a compelling story. I have never met him but I sent my aides out there to go and look for who this young man was.

The Dean of Student Affairs, University of Lagos, eventually called me with his name and his number. Last week I reached out to him; introduced myself, commended him and congratulated him. I then asked him over the phone; *where are you from and where do you live*. He said he lives in Surulere. I was shocked that it is my Constituency. Probing further, I was really amazed, I said: *You are from Surulere, are you serious? Where in Surulere?* He said: *I live at Adisa Bashua*.

Mr. Speaker, Adisa Bashua is a next door to my Street. He is my neighbour. On a serious note, I believe in life there are no happenstances (coincidences) when he told that and I said: *do you know me?* He said: *Yes, Sir. I have seen you drive a couple of times down the road*. Like I said, he from a humble beginning, when I met him in Surulere few days ago after that telephone conversation, I began to understand his life. He paid his way through school sometimes doing two three jobs, for me that is inspirational, it is time we started to celebrate our successes in this country and not just emphasising on the failures.

Mr. Ayodele Dada for those of us who do not know and I was not too sure what he meant to have a 5.0 point but apparently 5.0 point means that from the time you got to school till the time you graduated, you did not score anything less than an A (*Applause*). We will begin to see Colleges and Universities reaching out to him, he may eventually and hopefully end up in Yale and Harvard and the rest of it which is what he rightly told me his aspirations were. I can tell you that there are many of those in Diaspora that immediately he gets there, the authorities, those who appreciate and understand and see the potential will begin to lay claim and ownership to this young man.

It is time for us to claim ownership of those who make us proud.

Mr. Speaker, hon. Members, like the American like to talk about the American Dream, he is indeed the Nigerian Dream and it is a dream that we must celebrate; it is a dream that we must encourage; and it is a dream that we must show to others to inspire them. I do not want to say much but I commend him to this House to commend him. I commend him, quote and unquote our National Honours because it is well deserved. I wish him greater height because this is just the beginning of his life. I believe he will attain greater height as he goes forth; he will be a torch bearer to his generation, and a pacesetter to those who will come behind him. I have spoken with him at length.

Like I said his story is indeed compelling, it is a story that must be told over and over again, it is a story that should reverberate around Nigeria and around the world, even in the United States, Germany, England and the rest of it. Hardly and I doubt if you will find students with 5.0. I remember when I was in school, I came very close to it 4.9 point (*Laughter*).

Mr Speaker, I need protection because I do not know why my Colleagues are laughing, it was just a slip of tongue, I meant 2.9 (*Laughter*) and I am sure I do not know how many of us can boast of 2.9 let alone 5.0.

I thank you very much for this rare opportunity for this young man. We do not realise what we have done in the Chamber today, I will do my best to even support him financially and I hope many members will (*Applause*). I believe beyond finances, when this man carries this recommendation on his resume throughout his life, that the highest law-making body of this country actually commended him. I do not believe there is any employer in the world or any University in the world that will turn down that resume or that application, that is what we have done today - it is more than an award, it is a serious recognition of excellence.

To whom much is given, much is expected and on that note I admonish the young man to keep on doing what he is doing, no matter the odds and difficulties, because there are greater days ahead and the sky is the limit for him.

Thank you Mr. Speaker and Hon. Colleagues. (*Applause*).

Hon. Elendu-Ukeje Nnenna Ijeoma (Bende): When I heard the conversation with the Leader of the House about this very inspirational young man and he

said to me that he had a 5.0 and I asked him if he had brain tumour because it is something that just never happens because people do not just have 5.0.

I look at him and I realise that the educational sector in Nigeria has been a subject of debate, editorials, Motions; indeed on the Floor of Parliament we have declared a state of emergency on that sector. In the desert of so much mediocrity why we complain about people who are demotivated: demotivated teachers, demotivated students, lack of infrastructure, we find a man, who through that means excelled. It means he worked twice as hard as any student anywhere in the world where they have an educational sector that is up to par.

This man is testament to the fact that there is no progress without a definite resolve to do the right thing. We speak about natural resources but the greatest resource that any great country can have is to human mind and this mind is the mind of excellence. It is my honour and pleasure to stand here today and celebrate this young man because what we see is someone who took hard-strong choices to do the right thing where there was the opportunity to do many wrong things.

We see a Nigerian that we must own, a Nigerian that Parliament is taking a step to own because he is home-grown, educated in Nigeria and one hundred per cent Nigerian and we will lay claim to all the achievements that he would make, because for him he has set the bar so high that only him can supersede.

Let me say, that quality as they say is never an accident, it represents the choices that this man has made and in the words of JFK where he says, *I too I am a brelina*. Let me be one of the first people to lay claim to this young man because I can see into the future that the sky is his limit. I can see into the future that wherever he goes, success and excellence shall follow him. I can see into the future that even tomorrow, that people are already laying claim to him. I put my name down first as one of the people that have laid claim to the fact that this is one man that the world must celebrate (*Applause*).

Hon. Igbokwe Raphael N. (Ahiazu Mbaise/Ezinhitte): I start by thanking you and the Parliament for once again setting the base in the global initiative by one common body we belong to, which is Inter-Parliamentary Union, by creating opportunity or supporting and encouraging young people of excellence.

This you have done today; you have come to really present us as a Parliament that is youth friendly; that supports initiatives of developing young people. The young man here - as you can see is a

young man - and I am tendering this appreciation on behalf of the Young Parliamentarian Forum who have been charged by you to come up with initiatives of encouraging young people to be responsible, productive and to be supportive to the society.

We stand to share in the joy of the moment that today in the history of this country; we have set the pace of acknowledging and appreciating excellence, believing that this will spur this young man and other young men to attain the height of excellence in whatever endeavour they are doing. Yes, he has attained this height in academic pursuit, we have other young people, no matter what they are doing putting in their best, being committed like our young man here today is; their resolve for excellence can really take them to the height of anything they are pursuing.

We congratulate you. You are now a role model for a lot of young people and you have to realise from today that a lot of Nigerians and a lot of people; your friends will be following your record henceforth. You have a duty to protect this respect accorded you and make sure you improve on it each day because whatever you do will be reckoned with in the future.

We wish you the best, and once again I congratulate you on behalf of the Young Parliamentarians Forum. I assure you that in the next meeting of the IPU, this laudable legislative initiative, which have continuously placed us and given us a pride of place in the comity of Parliamentary nations will be reported.

Hon. Alabi Mojeed Olujinmi A. (Ede North/ Ede South/Egbedore/Ejigbo): I am a University man, and in my 25 years of teaching and nurturing the young ones across universities both here in Nigeria and outside, I am seeing something unique, unprecedented and new.

Mr. Speaker, before I go to the young man, I thank the House Leader because when I read the story, I was wondering how I would ever have the opportunity of meeting the guy to relate with him and you have done that for me. I also thank the Hon. Speaker and the House for laying this legacy of seeing something good because on the Floor of this House we have spent time condemning what is bad in Nigeria. Today we are seeing something that is good and we are happy that we are celebrating it.

Also, before we celebrate the young man, we have to celebrate the university that produced him, the teachers that taught him and now we come to this young man. I congratulate you, your parents and I thank God for you. As for me, we are celebrating three things - Talent, God given, and appropriately

used. I have got students who are talented but waste their time away. I have seen students who have this God given talents but never had either the time or the opportunity to exhibit it. I thank God for you.

We are celebrating hard work. I know what it takes and when I read it I said, in Psychology? We know how difficult it could be to make a Distinction in sciences but this guy made it and that is why we have to celebrate that hard work.

Lastly, we celebrate the humanism in him, the character; otherwise if he had not been the dutiful student that he is, he could see a sadist of a teacher who will find a way of giving him a 'D' in a Course and the whole of 5.0 will come down. I celebrate the totality of you and I wish that this is the beginning for you. By the grace of God, you will reach higher than this.

The Speaker: As for young students who are in the Gallery, I want you honestly to confer with yourselves and tell us if you find what we have done today inspiring to you and you hope that you will be celebrated the way we have celebrated this gentleman.

I want anyone there, the students that have come visiting, who is inspired by today's event to please stand up in the Gallery.

Students stood up accordingly.

This is to tell you really that the gentleman you see here, Mr. Dada, is not a ghost but he has made this possible. It therefore means that you can make it possible but the only way you can do that is by self-denial and discipline. If he attained it; it means that you can also attain it, and it is hoped that this Parliament will sustain this tradition wherein any of our students wherever he is on this planet, if he excels in this manner, he should be celebrated at the national level. So kindly take your seats. No one can stop you but only you can stop yourself (*Applause*).

As for the gentleman that is here, Hon. Nnana said that you are a role model. There are certain things that destroy role models that I want you to be very careful of. This is because people are looking up to you, they see you as a model; chances are that you may come across things that you may think that they are very cheap, and those things may cheaply come to you, these are money, women and alcohol. I am very being honest but they will be the most expensive mistake of your life. If you allow them to get into you, all the things we are celebrating today may not benefit this nation.

My charge to you therefore is that you have started very well, but in life, it is not good to start very well only, you must end very well. At the end of the day if your end is not celebrated the way we are celebrating you today, it is better you have not even made us celebrate you today. The end of the matter as they say is better than the beginning thereof. You have begun very well, you must end very well. Now, go and conquer your world and continue to make this country proud. Thank you.

Standing ovation as Mr. Ayodele Dada withdraws.

PRESENTATION OF BILLS

The Speaker: Hon. Colleagues, the first Business of the Day is presentation of 26 Bills. I now invite the Clerk to read their short titles.

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of Sweden) Bill, 2016

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of Sweden) Bill, 2016 (HB. 443) (*Executive*) - *read the First Time.*

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of Spain) Bill, 2016

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of Spain) Bill, 2016 (HB. 444) (*Executive*) - *read the First Time.*

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of South Korea) Bill, 2016

Avoidance of Double Taxation (Between the Federal Republic of Nigeria and the Kingdom of South Korea) Bill, 2016 (HB. 445) (*Executive*) - *read the First Time.*

Federal Capital Territory Hospitals Management Board (Establishment, etc.) Bill, 2016

Federal Capital Territory Hospitals Management Board (Establishment, etc.) Bill, 2016 (HB. 441) - presented by Hon. Uzoma Nkem-Abonta (Ukwa East/West) - *read the First Time.*

Office of the Financial Ombudsman Bill, 2016

Office of the Financial Ombudsman Bill, 2016 (HB. 442) - presented by Hon. Uzoma Nkem-Abonta (Ukwa East/West) - *read the First Time.*

Energy Commission of Nigeria Act (Amendment) Bill, 2016

Energy Commission of Nigeria Act (Amendment) Bill, 2016 (HB. 446) - presented by Hon. Ossai Nicholas Ossai (Ndokwa East/Ndokwa West/Ukwuani) - *read the First Time.*

Terrorism Act (Amendment) Bill, 2016

Terrorism Act (Amendment) Bill, 2016 (HB. 447) - presented by Hon. Ahmed Babba Kaita (Kankia/Ingawa/Kusada) - *read the First Time.*

National Grazing Reserve (Establishment, etc.) Bill, 2016

National Grazing Reserve (Establishment, etc.) Bill, 2016 (HB. 448) - presented by Hon. Sadiq Ibrahim (Fufure/Song) - *read the First Time.*

National Commission for Peace, Reconciliation and Mediation (Establishment, etc.) Bill, 2016

National Commission for Peace, Reconciliation and Mediation (Establishment, etc.) Bill, 2016 (HB. 449) - presented by Hon. Umar Buba Jibril (Lokoja/Kogi (KK)) - *read the First Time.*

Nigerian International Financial Centre Bill, 2016

Nigerian International Financial Centre Bill, 2016 (HB. 450) presented by Hon. Uzoma Nkem -Abonta (Ukwa East/West) - *read the First Time.*

Improved Aid Effectiveness, Accountability and Co-operation for Donor, Recipient Bill, 2016

Improved Aid Effectiveness, Accountability and Co-operation for Donor, Recipient Bill, 2016 (HB. 451) - presented by Hon. Ochiglegor Idagho (Obanliku/Obudu/Bakwarra) - *read the First Time.*

Correction and Rehabilitation Centre (Establishment) Bill, 2016

Correction and Rehabilitation Centre (Establishment) Bill, 2016 (HB. 452) - presented by Hon. Ochiglegor Idagho (Obanliku/Obudu/Bakwarra) - *read the First Time.*

Criminal Justice (Release from Custody) Bill, 2016

Criminal Justice (Release from Custody) Bill, 2016 (HB. 453) - presented by Hon. (Ochiglegor Idagho (Obanliku/Obudu/Bakwarra) - *read the First Time.*

Nigerian Coast Guard Service (Establishment, etc.) Bill, 2016

Nigerian Coast Guard Service (Establishment, etc.) Bill, 2016 (HB. 454) - presented by Hon. Joan Onyemaechi Mrakpor (Aniocha North/Aniocha South/Oshimili North/Oshimili South) - *read the First Time.*

Nigerian Children Trust Fund Act (Amendment) Bill, 2016

Nigerian Children Trust Fund Act (Amendment) Bill, 2016 (HB. 455) - presented by Hon. Joan Onyemaechi Mrakpor (Aniocha North/Aniocha South/Oshimili North/Oshimili South) - *read the First Time.*

Child's Rights Act (Amendment) Bill, 2016

Child's Rights Act (Amendment) Bill, 2016 (HB. 456) - presented by Hon. Joan Onyemaechi Mrakpor (Aniocha North/Aniocha South/Oshimili North/Oshimili South) - *read the First Time.*

High Court of the Federal Capital Territory, Abuja Act (Amendment) Bill, 2016

High Court of the Federal Capital Territory, Abuja Act (Amendment) Bill, 2016 (HB. 457) - presented by Hon. Uzoma Nkem-Abonta (Ukwa East/West) - *read the First Time.*

National Agricultural Land Development Authority Act (Amendment) Bill, 2016

National Agricultural Land Development Authority Act (Amendment) Bill, 2016 (HB. 458) - presented by Hon. Evelyn O. Oboro (Okpe/Sapele/Uvwie) - *read the First Time.*

Trade Malpractices Act (Amendment) Bill, 2016

Trade Malpractices Act (Amendment) Bill, 2016 (HB. 459) - presented by Hon. Evelyn O. Oboro (Okpe/Sapele/Uvwie) - *read the First Time.*

**Nigerian Law Reform Commission Act
(Amendment) Bill, 2015**

Nigerian Law Reform Commission Act (Amendment) Bill, 2015 (HB. 460) - presented by Hon. Evelyn O. Oboro (*Okpe/Sapele/Uvwie*) - *read the First Time*.

**Nigerian Council for Management Development
Act (Amendment) Bill, 2016**

Nigerian Council for Management Development Act (Amendment) Bill, 2016 (HB. 461) - presented by Hon. Ossai Nicholas Ossai (*Ndokwa East/Ndokwa West/Ukwuani*) - *read the First Time*.

Cancer Control and Prevention Bill, 2016

Cancer Control and Prevention Bill, 2016 (HB. 462) - presented by Hon. Karimi Steve Sunday (*Yagba East/Yagba West/Mopamuro*) - *read the First Time*.

National Cancer Institute Bill, 2016

National Cancer Institute Bill, 2016 (HB. 463) - presented by Hon. Gideon Gwani (*Kaura*) - *read the First Time*.

**National Centre for Cancer Research and
Treatment Bill, 2016**

National Centre for Cancer Research and Treatment Bill, 2016 (HB. 464) - presented by Hon. Ehiozuwa J. Agbonayinma (*Egor Ikpoba Okha*) - *read the First Time*.

**Institute of Mortgage Brokers and Lenders
Bill, 2016**

Institute of Mortgage Brokers and Lenders Bill, 2016 (HB. 465) - presented by Hon. Timothy Golu (*Paskhin/Kanke/Kanam*) and One Other - *read the First Time*.

**States, Tax and Duty Net Proceeds
(Distribution) Bill, 2016**

States, Tax and Duty Net Proceeds (Distribution) Bill, 2016 (HB. 466) - presented by Hon. Hazeer B. Akinloye (*Eti-Osa*) - *read the First Time*.

PRESENTATION OF REPORT

**Report on Further Amendment of the Standing
Orders**

The Speaker: The second Business of the day is Presentation of Report of the Committee on Rules and Business on further amendment of the Standing Orders, and a copy of the Standing Orders of the House of Representatives (as amended) standing in the name of Hon. E. Y. Orker-Jev. He is now invited to make the presentation.

Hon. Orker-Jev Emmanuel Yisa: I move that the House do receive the Report of the Committee on Rules and Business on further amendment of the Standing Orders, and a copy of the Standing Orders of the House of Representatives (as amended).

Hon. Iorwase Herman C. Hembe (*Konshisha/Vandekiya*): I second the Motion ably moved by the Chairman, Rules and Business.

Question put and agreed to.

Report laid on the Table.

ORDERS OF THE DAY

MOTION

**Receipt and Adoption of Conference Report on the
2016-2018 Medium Term Expenditure Framework
(MTEF) and Fiscal Strategy Paper (FSP) of the
Federal Government of Nigeria**

The Speaker: Hon. Colleagues, the first Order of the day is a Motion to receive and adopt the Conference Report on the 2016-2018 Medium Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP) of the Federal Government of Nigeria, standing in the name of Hon. Babangida Ibrahim. He is now invited to move the Motion.

Hon. Babangida Ibrahim (*Kafur/Malumfashi*): I move that this House do receive and adopt the National Assembly Conference Committee Report on the 2016-2018 Medium Term Expenditure Framework (MTEF) and Fiscal Strategy Paper (FSP) of the Federal Government of Nigeria.

Hon. Saleh Hassan Anthony (*Ado/ Ogbadibo/ Okpokwu*): I second the Motion ably moved by Hon. Babangida.

Question put and agreed to.

Report laid on the Table.

**MATTER OF URGENT PUBLIC
IMPORTANCE**

**Need to investigate the payment made by MTN on
the fine levied by the Nigerian Communications
Commissions (NCC)**

The Speaker: Hon. Agbonayinma, let us hear your Point of Order.

Hon. Agbonayinma Johnson Ehiozwa (Igor Ikpoba Okha): My Point of Order is taken from Order VIII, Rule 46 - Matter of Urgent Public Importance.

I humbly ask this honourable House to set aside all relevant rules to enable me move this Motion that borders on the affairs of our dear nation. Of course, a lot of us have heard what is going on about MTN and our government. I beg that I be given the opportunity to move this Motion at this particular time.

Hon. Nkem-Abonta Uzoma (Ukwa East/ West): I second the Motion ably moved by Hon. Agbonayinma considering the content that we consider it as urgent.

Question put and agreed to.

Hon. Jisalo Bitrus Zaphaniah (Abuja Municipal/Bwari): I second the Motion that we set aside our relevant Rules to enable us take it immediately.

Question put and agreed to.

Resolved: That Order VIII Rule 46 (3) be suspended to enable the House consider the Matter immediately.

Hon. Agbonayinma Johnson Ehiozwa: I move a Motion on the Need to investigate the payment made by MTN on the fine levied by the Nigerian Communications Commissions (NCC).

The House:

Notes the Federal Republic of Nigeria Official Gazette No. 101 Government Notice No. 229 – Nigerian Communications Commission (Registration of Telephone Subscribers Registration, 2011, B1125-1134;

Further notes that the Nigerian Communications Commission in October 2015 fined the MTN for

violation of Sections 19 and 20 of the Registration of Telephone Subscribers Regulations, 2011. That Part IV, section 19 (1), which carries Penalty, reads thus:

Any licensee who fails to capture, register, deregister or transmit the details of any individual or corporate subscribers to the Central Database as specified in these Regulations or as may be stipulated from time to time by the Commission is liable to a penalty of ₦200,00.00 for each subscription medium;

Section 19 (2):

A Licensee who activates any subscription Medium without capturing registering and transmitting the personal information to the Central Database commits an offence and shall, on conviction, be liable to a fine of ₦200,000.00 for each unregistered activated subscription medium;

Section 20 (1):

Any licensee who activates or fails to deactivate a subscription medium in violation of any provision of this Registration is liable to a penalty of ₦200,000.00 for each unregistered but activated subscription medium;

Section 20 (2):

Where the Commission is satisfied that a corporate body is culpable, the Director, Chief Executive Officer, Manager or Secretary shall also be liable to fine of ₦200,000.00 unless, having regard to the nature of his function in that capacity and to all the surrounding circumstances, he proves beyond reasonable doubt that:

(i) *The offence was committed without his knowledge, consent or connivance; and*

(ii) *He took all reasonable precautions and exercise due diligence to prevent the commission of the breach.*

Aware that MTN specifically violated Section 19 (1) and (2) and Section 20 (1) and (2) of the Nigerian

Communications Commission (NCC) Act cited above;

Further aware that MTN ought to have been fined under both Sections 19 and 20 respectively with cumulative penalty of ~~₦~~3,120,000,200,000.00 Trillion and not the fine of ~~₦~~1,040,000,000.00, which is a gross violation of the combined reading of both Sections 19 and 20 of the Nigerian Communications Commission (NCC) Act.

Observed that MTN pays ~~₦~~50 Billion into the Recovery Account in violation of extant laws;

Dismayed that the Nigerian Communications Commission the Regulatory body was not part of the negotiation process with the MTN, this action is not in the best interest of our dear nation Nigeria.

Resolves to:

- (i) Urge the House to refer the matter to the Committee on Telecommunications for further investigation, pursuant to Section 88 of the Constitution of the Federal Republic of Nigeria as amended which gives this House the power to investigate to do our oversight function.
- (ii) That the Committee on Telecommunications investigates the extent to which the non-compliance of MTN to the provision of the law allegedly led to the death of over 10,000 Nigerians; and whether MTN can escape criminal liability under the law merely paying fines no matter how punitive the fine may appear.

Mr. Speaker, hon. Colleagues. I so moved.

Hon. Karimi Sunday Steve (Yagba East/West/Mopamuro): I second the Motion ably moved by Hon. Agbonayinman.

Hon. Agbonayinman Johnson Ehiozwa: Mr. Speaker, and my dear Colleagues, this is a very important issue and I am happy that you are very much concerned. The Eight Assembly of the House of Representatives is the last hope of the ordinary Nigerians and this House is committed to do the just, putting Nigerians first. You have heard the Motion read by your humble Colleague. Does MTN, through all this, have more power than the Federal Republic of Nigeria? Does MTN have more power than this Hon House? I am saying this because at home that have lost their families and loved ones will probably be crying now. This is very pathetic situation that the

negligence of MTN has led to the death of many Nigerians.

I heard Mr. President in his Press Briefing that it is not about the fine; it is about those officers combating the menace of Boko Haram insurgency, those that had been kidnapped, this insurgency that has taken place for too long, while the law enforcement agencies are not able to identify or track those who have MTN lines because they were not captured in the data base.

Now the Nigeria Communications Commission (NCC), the regulatory body, that fined them, gave them a sound warning for the violation of the provision of the Act they have committed; and the MTN admitted the guilt. When this House through, the House Committee on Telecommunication, wrote MTN, MTN wrote back that the House should go and ask the Chief of Staff, the Attorney-General and the Federal Ministry of Justice that they would not discuss anything with the Committee.

Now, they ran to the court just to defy justice, immediately they got the letter. Now they are back negotiating without NCC, which is the regulator. They have refused to come to our Committee; they say they are bigger than the law of Federal Government of Nigeria. Can they do this in their own country South Africa? Is Nigeria a dumping ground for God's sake? There is a law and we must obey it. As much as we want investors to come to this country and do business, which they are here they must follow the rules of law.

My honourable Colleagues, you all know what is happening, what MTN owes; a total fine of ~~₦~~3.1 trillion. In violation of sections 19 and 20 of the Act, this fine came to ~~₦~~3.1 trillion. Dear Colleagues, let us save Nigeria, many souls have been lost. It is not about the money but the law must be followed to a logical conclusion in this country. Nobody is above the law in this country; I am not above the law, the President is not above the law and MTN cannot dictate to Nigeria.

Thank you for giving me the opportunity to speak on this very pathetic, disheartening and appalling issue.

Hon. Olabode O. Ayorinde (Owo/Ose): I support this Motion. I have gone through the paper circulated this morning by Hon. E. J. Agbonayinma, and I commend him for bringing this Motion to this honourable House. When laws are made, it is expected that the laws would be respected. It is this House in conjunction with the Senate that the law regulating MTN and other of its allies are made and the laws are meant to be respected.

We have heard that the Commission, regulating MTN has fined the organization ~~N~~1.4 trillion, we have also heard as a rumour that ~~N~~50 billion had been paid into a Recovery Account. It is right that a Committee of this House saddled with the responsibility of supervising and having oversight function on that Commission should find out why this penalty is being negotiated without the Commission; why this penalty, a fraction of it, is paid into an account called: *Recovering Account*.

Who is taking the interest on this fraction? Who decided on this fraction? Why this fraction? All these have to be ventilated. This is why I am supporting this Motion; that it should be referred to the appropriate Committee to investigate. Why the fractional payment, what is the interest on the fractional payment? I support this Motion and urge our Colleagues to support it.

The Speaker: This is an investigative Motion and I listened to Hon. E. J. Agbonayinma very well, his contention is that the MTN violated both sections 19 and 20 of the Act. Sections 19 and 20 carry the same penalty; if they were to be fined, they should be fined under both sections 19 and 20 and that means you will have to double the penalty because you are fining them on both sections 19 and 20.

I am recounting my own understanding of the argument. Then section 20(2) talks about Directors, Secretaries or one of the acting Executive of the Company to be fined the sum of ~~N~~200,000, which was not done by NCC. The Motion is investigative except if a Member has information different from what has been presented.

Hon. Femi Hakeem Gbajabiamila: Mr. Speaker, plethora of issues was raised by the Mover of the Motion, so I just want to point out two issues. The first one is actually the issue of recovery account and its legality or constitutionality. Section 80 says:

All revenues and other moneys raised or received by the federation, not being revenues or other moneys payable under this Constitution, any Act of the National Assembly into any other public fund of the federation established for a specific purpose shall be paid into and form one Consolidated Revenue Fund of the Federation.

In other words, this Recovery Account, I believe it is foreign and alien to our Constitution. Any revenue raised because it is revenue by the Federation must be paid into Consolidated Revenue that is what Section 80 says.

Beyond that, I want us to pay particular attention to a letter that was attached by the Mover of the Motion. A letter from MTN written to the Committee, and I find this letter very distasteful to the extent that it begins to disrespect the Committee and therefore by extension the House. I believe the Committee had written to MTN with the title: *Amicable Settlement with the Federal Government* Two paragraphs stand out here in their reply to the Committee:

We note your reference to the above mentioned subject matter, in this regard we wish to refer you to the appropriate government agency, specifically the Nigeria Communications Commission, Office of the Honourable Minister of Communication and Justice, as well as the Central Bank of Nigeria (CBN) which agencies are in a position to furnish your Committee with relevant information on the issue.

The second paragraph says:

As you know, MTN is pursuing amicable settlement negotiation with the Federal Government. We believe you will understand that process of this kind requires sensitivity and confidentiality on all sides. Accordingly we are unable to make any further comment about the process at this stage.

In other words, MTN has basically pooh-poohed the letter of the Committee by telling them:

Go and meet those agencies, do not come and talk to us and this is a sensitive and secretive affair, so they are keeping that secret from the House.

We should look very seriously at the content and the language of this letter, reprimand them and actually pursue this particular invitation by the Committee and have them come back. Whatever they want to say even if it is the same content, let them obey the summons of the Committee and by extension - the House. They should come back and discuss these issues, not by way of letter referring the House to other agencies.

I do not think that MTN, which is South African base, would ever write such a letter to its own Parliament in South Africa, asking them to go and talk to other people. I find that very strong issue that we need to deal with in this House.

Hon. Igbokwe Raphael Nnanna: Mr. Speaker, apart from the issues raised by the Mover of the Motion, we are practicing a constitutional democracy

that hinges on the observance and respect of the Rule of Law. It is important that three issues are answered from this Motion presented. Section 19 was very clear on the fines to be imposed. The fine of ₦200,000 has a direct correlation with the number of lines that MTN refuses to get engaged in the system for identification. What it means and from the record, about 5.2 million lines were not registered or captured by MTN. That will give us a specific figure.

The issue for determination here is, let it not be that this Motion is just targeted at MTN. Does Nigerian Communications Commission have the right to even reduce the fine as specified by the law? Will that not amount to NCC amending the law? Does the Attorney-General have the right to go and negotiate or reduce a fine that is specified by law? Will that not amount to the Executive coming to usurp the legislative powers of the House? These are important questions that deserve answers and which we believe this investigation will reveal to us to enable us strengthen our laws.

Secondly, is MTN registered in Nigeria? If the answer is yes, that means it has a legal identity. Then the Attorney-General needs to justify the grounds for his intervention because this is not an issue between a government and a government. It is an issue between a company legally registered in Nigeria and operating in Nigeria and that is bound to operate within the confines of the law so that we do not get it wrong. The earlier we start to take steps to check the influences and the excesses of multinational companies the better for this economy.

As we speak, even where MTN originated from South-Africa, we have just returned from there; they are facing a serious political issue with the interference of a multinational group owned by the Shadrack Gutto family in deciding what happens in government. So we must be clear. There are issues which this investigation will have to reveal; does NCC even has the right under this law - the law specified the amount which is related to the number of SIM Cards that are not registered - to even negotiate the fine? Does the Attorney-General even have such right? Are we going to allow this to continue?

If NCC is an independent Commission, that has a power to issue fine, it is only natural by this law that such fines be paid to NCC and that is where oversight function comes in and not the recovery account. It is not a lost fund or a recovered fund from any loot or fraud. It is a fine that is legitimately imposed by an authority legally empowered to do so and it is that authority that will be held accountable. We can only hold NCC accountable in our oversight function; we cannot hold a Recovery Account. Apart from these

issues, the three questions above deserve answers so that it will help us develop our laws.

The Speaker: One other issue that I want to address before I put the question is: *Is negotiating that fine amount to amending the law because the law has fixed it?* To me, it tells that before you can even adjust the fine, you need to amend that law. That is where I sincerely have some difficulties. If any Member is willing to address that, Hon. Kayode, with your legal gymnastics, let us hear you.

Hon. Kayode Oladele (Egbado North/ Imeko Afon): This is a very fundamental question and before we can resolve it, we have to go into the power of the Attorney-General. We are here now talking about the audacity of the Attorney-General to wade into the matter and whether it is legal for him without the involvement of NCC to participate in the matter. The Section that gives the power to the Attorney-General can be seen in Section 150 (1) of the Constitution and it says:

There shall be an Attorney-General of the Federation who shall be the Chief Law Officer of the Federation and a Minister of the Government of the Federation.

The power of the Attorney-General is very vast. He can initiate an action on behalf of any arms of government and he can as well resolve and settle any matter at his own discretion, and even discontinue an action. He has the power of *Nolle*. This is a legal matter. The power of *Nolle* is there for the Attorney-General. He can enter a *Nolle* in a case even if he is not the one prosecuting the matter; he can go there, he can enter a *Nolle* and he can discontinue a matter. That is the law and if there is anything to the contrary, let that person cite the Constitution. He does not have to give an excuse. It might not be what we want but unfortunately, that is what the law provides.

The Speaker: Hon. Kayode, *Nolle* relates to criminal cases, the man is not being prosecuted, so how do you enter into a *Nolle*?

Hon. Kayode Oladele: I am only talking about the diverse powers of the Attorney-General, I am not talking about the power of *Nolle* now. I am saying the Constitutional power of the Attorney-General. But on this matter, the Attorney-General can negotiate on behalf of the government

The Speaker: Hon. Kayode, thank you for your perspective. What I want to address is that where you have a penalty fixed by law, can any authority in Nigeria modify that penalty? Majority and the Minority Leaders, I want that aspect addressed.

Hon. Femi Hakeem Gbajabiamila: Like you have said, this was legal gymnastic but let me now try and state the real legal position. The authority you are looking for is actually found in the Constitution under Separation of Powers. When a law has been made by Parliament, the only body that is authorised to amend that law is the Parliament. That is why you have Separation of Powers. The Executive cannot amend our law, and the Attorney-General cannot amend our law. When you talk about *Nolle-Proceui*, you are talking about somebody who has the right to initiate proceedings also has the right to withdraw it. That is totally different from what we are talking about now. If the law gave discretionary powers in terms of fines that anything below ₦200,000 or anything, that is where the discretion of negotiation comes in. Where the law has actually been specific, as in this case, then the only way that you can reduce that fine is to come here to amend that law. It is very clear and anything outside that is *ultra vires*.

Hon. Leonard Okuweh Ogor (Isoko North/Isoko South): I agree for the first time with the Majority Leader with a very heavy heart. Under the provision of Section 4 of the Constitution, there is the clear principle of Separations of Powers. Let me refer you to Section 5, which stipulates very clearly that subject to the provisions of the Constitution, it therefore brings some level of superiority in line with the responsibility of making laws. Where a law has been fixed, and I appreciate the word used by the Majority Leader, where the law has been fixed there is no way you can reduce that fine neither can you cancel it, except probably you can come back to Parliament and reduce it.

I want to appeal to the Committee that will handle this job, that please find out precisely where did the authority comes from, how were these people able to achieve the authority to go and negotiate this whole exercise; who actually authorised? Who is usurping the responsibility of an agency? Why I am saying this? It is that the hour and time has come for us to strengthen our agencies, where they would be able to act independently so that their powers and responsibilities are not utilised. On this I am with Leader hook line and sinker and I am supporting his position.

Hon. Muhammad Sani Abdu (Alkalari/Kirfi): Mr. Speaker, I have a Point of Order.

The Speaker: What is your Point of Order?

Hon. Muhammad Sani Abdu: It is constitution Point of Order and it is predicated on the letter which the MTN has written and it was highlighted by the Leader of the House. I would read that paragraph again and I quote my Point of Order so that you

would see the foundation of democracy and indeed the National Assembly being questioned by MTN. I think this Committee must be so empowered to protect the foundation of democracy and supreme laws of Nigeria, which is the Constitution. The paragraph says:

As you know MTN is pursuing amicable settlement negotiation with Federal Government. We believe you would understand that processes of this kind require sensitivity and confidentiality on all sides. Accordingly we are unable to make any further comment about the process of this at this stage.

Section 89 of the Constitution of the Federal Republic of Nigeria says:

For the purpose of any investigation under Section 88 of this Constitution and subject to the provisions thereof, the Senate or the House of Representatives or a Committee appointed in accordance with Section 65 of this Constitution shall have power

a. To procure all such evidence, written, oral, direct or circumstantial as it may think necessary or desirable and to examine all persons as witnesses whose evidence maybe material or relevant to the subject matter;

b. To require such evidence to be given under oath or on oath.

Who is MTN to defy this sacred provision of the Constitution? When Section 88 has clearly said:

Subject to the provision of the Constitution each House of the National Assembly shall have power by resolution passed in its journal and in the gazette of the Government of the Federation to direct or cause to be directed an investigation into any matter.

This is what I think is very fundamental and germane to this very important pursuit of democracy and to our supreme law that we need to support this Motion and give all the necessary powers to subpoena MTN to subject itself to this investigation.

The Speaker: I will now take an amendment. Let us not be under any illusion; the law created a strict liability kind of punishment. The fine there is a strict

liability set up by law, there is no discretion anywhere to be exercised by any authority other than amending the law. The only notice of amendment I have here is from Hon. Abonta.

Hon. Nkem-Abonta Uzoma: I have listened to the Motion and the issues raised, affecting the Attorney-General, NCC, Chief of Staff, House of Representatives, National Assembly and the rest. I deem it fit that to do a thorough investigation and work, since it touches on all sections of communications, government and inter-governmental and the rest, I propose:

A very powerful Ad-hoc Committee should be set up to look at these issues critically because it involves our law, AGF, our democracy and the rest. They should also be given a time frame within which to submit their report.

Hon. Ali Isa J.C.: I second the amendment proposed by Hon. Abonta.

The Speaker: Chairman Rules, we have an amendment being proposed and seconded and there is point of order, which one do we take first? Is it the point of order or we should proceed to put the question on the amendment that has been seconded?

Hon. Orker-Jev Emmanuel Yisa: Anytime a Motion has been moved and seconded the next thing is to rule on it. That is the position of our Rule.

Amendment put and agreed to.

Hon. Leonard Okuweh Ogor: I wanted to raise a point of order that was germane and it was clearly anchored on the latter vis-à-vis the provision of the House Rules. The Chairman Business and Rules did not even cite any section of the House Rules to buttress his argument. Nevertheless, since you have ruled I would let it go.

The Speaker: We have taken a ruling on this. If you want to challenge the ruling, you can do so by way of substantive Motion on notice.

Hon. Muhammad Sani Abdu: My second amendment is to introduce another prayer that MTN should be subpoenaed to come before the Committee for the investigation. In view of the letter they have written that they are not ready to come to us, I think they should be subpoenaed and I have cited the relevant section of the Constitution. That is my amendment.

The Speaker: I guess that is taken care of if we pass this Motion, because the Motion would come

under Section 88 of the Constitution, and therefore it means the Committee can summon any authority, person and require that person to be examined or not as they deem fit. That would be covered by passing this Motion. Section 88 of the Constitution protects the Ad-hoc Committee that will conduct the investigation.

Main Question as amendment put and agreed to.

Resolved to:

- (i) Urge the House to refer the matter to the Committee on Telecommunications for further investigation, pursuant to Section 88 of the Constitution of the Federal Republic of Nigeria as amended which gives this House the power to investigate to do our oversight function.
- (ii) Mandate the Committee on Telecommunications to investigate the extent to which the non-compliance of MTN to the provision of the law allegedly led to the death of over 10,000 Nigerians; and whether MTN can escape criminal liability under the law merely paying fines no matter how punitive the fine may appear;
- (iii) Set up a very powerful Ad-hoc Committee should be set up to look at these issues critically because it involves our law, AGF, our democracy and the rest. They should also be given a time frame within which to submit their report.

CONSIDERATION OF REPORTS

Report of the Committee on Appropriations on Appropriation Bill, 2016

The Speaker: The second Order of the day is the consideration of the Report of the Committee on Appropriations on a Bill for an Act to authorize the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only.

Hon. Members would recall that the Report was laid on Tuesday 22nd March, 2016. I now invite Hon. Abdulmumin Jibrin to move for the consideration of the Report.

Hon. Abdulmumin Jibrin (Bebeji/Kiru): Mr Speaker, I move that this House do consider the Bill

for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only, of which ₦351,370,000,000 (Three Hundred and Fifty-One Billion, Three Hundred and Seventy Million Naira) only is for Statutory Transfers, ₦1,475,320,000,000 (One Trillion, Four Hundred and Seventy-Five Billion, Three Hundred and Twenty Million Naira) only is for Debt Service, ₦2,646,389,236,196 (Two Trillion, Six Hundred and Forty-Six Billion, Three Hundred and Eighty-Nine Million, Two Hundred and Thirty-Six Thousand, One Hundred and Ninety-Six Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of ₦1,587,598,122,031 (One Trillion, Five Hundred and Eighty-Seven Billion, Five Hundred and Ninety-Eight Million, One Hundred and Twenty-Two Thousand, Thirty-One Naira) is for contribution to the Development Fund for Capital Expenditure for the year ending on the 31st day of December, (HB. 337) 2016.

I so move.

Hon. Onyejeocha Nkeiruka (Isuikwuato/Umunneochi): I second the Motion ably moved by Hon. Abdulmunin Jibrin, Chairman Committee on Appropriation.

Question put and agreed to.

Report laid on the Table.

Hon. Femi Hakeem Gbajabiamila: I move that this House do resolve into the Committee of Supply for the consideration of 2016 Appropriation Bill.

Hon. Jibril Umar Buba: I second the Motion ably moved by the House Leader.

Question put and agreed to.

(The Chairman in the Chair)

Report of the Committee on Appropriations on a Bill for an Act to authorize the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only - CONSIDERED IN THE COMMITTEE OF SUPPLY.

The Chairman: Hon. Colleagues, before we proceed, I recognise the Chairman, House Committee

on Appropriation to give us the synopsis of the Report.

Hon. Abdulmumin Jibrin: Mr. Speaker, with your permission I hereby present this very brief Report of the Committee on Appropriation for the 2016 Appropriation Bill.

You may recall that on Tuesday 22nd December, 2015, the President and Commander in Chief of the Arm Forces Federal Republic of Nigeria laid before a Joint Sitting of the National Assembly the 2016 Appropriation Bill. The House debated the general principle of the Bill on Wednesday 20th January – Thursday 21st January and Tuesday 26th January, 2016 respectively.

The Bill was read the second time on 26th January, 2016 and consequently referred to the Committee on Appropriation for further Legislative actions. Thereafter the Committee developed a work plan in consultation with the House Leadership and the Leadership of the Standing Committees to advance work on the Bill.

Subsequently, work at the level of the various Sub-Committees and the Committees on Appropriations held between 28th January 2016 and 26th February, 2016. In the course of the work of the Committee, a joint meeting of the House and Senate Committees on Appropriation was held in interactive session with the Hon. Minister of Budget and National Planning, Hon. Minister of Finance, Governor of Central Bank, Accountant General of the Federation, and the Director-General, Budget Office of the Federation. The meeting helped in clarifying grey areas of the budget.

Revenue Assumptions for the 2016 Budget:

In preparing details of the 2016 Bill, the Committee adopted a benchmark price of \$38 per barrel on crude oil, based on the recommendation of the House on the Medium Term Expenditure Framework/Fiscal Strategy Paper (MTEF/FSP). The Executive proposals of crude oil production of 2.2 million barrels per day (mbpd) and an exchange rate of ₦197 to \$1 were adopted.

Highlights

After due consideration of the submission by sub-committees and interaction with relevant stakeholders, the highlights of the Bill as recommended by this Committee, are as follows:

Aggregate Expenditure - ₦6,060,677,358,227

Statutory Transfers	- ₦351,370,000,000
Debt Service	- ₦1,475,320,000,000
Recurrent Expenditure	- ₦2,646,389,236,196
Capital Expenditure	- ₦1,587,598,122,031
Nominal Deficit	- ₦2,204,936,925,711.16
Deficit to GDP (Real GDP)	- 2.14 per cent

Observations

The Committee observed as follows:

- i. The 2016 Appropriation Bill, which is the first by President Muhammadu Buhari's administration, was not presented on time to the National Assembly. This subsequently affected the timely passage of the Bill.
- ii. The 2016 Appropriation Bill, after its presentation to the National Assembly, was seen to be fraught with some inconsistencies from MDAs; given the subsequent reference by them to different versions of the Budget. This was also noticed at the level of sub-committees. This is strange and goes against proper budgetary procedures and processes; with attendant implications.
- iii. The available revenue for appropriation is grossly inadequate to meet the huge demand of MDAs to prosecute needed programmes for national development across all spheres in the economy.
- iv. The 2016 Bill seeks to stimulate the economy but the recurrent expenditure as compared to the capital component at a ratio of 70:30 per cent is still very high. This takes away from the infrastructure-stimulus funding that the country so desperately needs for development.
- v. The 2016 Appropriation Bill contained a number of omissions, including the area of personnel cost. Though the Appropriations Committee has filled some of the gaps, there are many outstanding cases which could raise serious concern in the course of the year.

Recommendations

- i. Subsequent Budgets should be submitted in strict compliance with the provision of the Fiscal Responsibility Act to enable the National

Assembly conduct proper engagement to conclude the budget processes in good time.

- ii. There should be proper engagement in future between the Budget Office of the Federation and the MDAs on budget contents in order to avoid what appears to be a disconnect between them in the processing of budget proposals. This will also ensure that the Budget proposal between the two parties is in harmony.
- iii. Government must endeavour to increase and diversify its revenue generation streams; given the yawning gap between collectible revenue and actual collections.
- iv. Recurrent expenditure, relative to capital expenditure should be driven down in such a ratio in favour of an increased capital expenditure profile will ensure that the capital thrust of the budget is delivered to the Nigerian people.
- v. From the 2017 fiscal year, government should endeavour to shore up capital expenditure by substantially reducing recurrent expenditure. This is the only way to free up resources for critical infrastructure towards economic growth and development.

Prayer:

As due consideration has been given to the preparation of the 2016 Appropriation Bill, the Committee hereby recommends that the House should consider and approve the Bill for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only, of which, ₦351,370,000,000 (Three Hundred and Fifty-One Billion, Three Hundred and Seventy Million Naira) only is for Statutory Transfers, ₦1,475,320,000,000 (One Trillion, Four Hundred and Seventy-Five Billion, Three Hundred and Twenty Million Naira) only is for Debt Service, ₦2,646,389,236,196 (Two Trillion, Six Hundred and Forty-Six Billion, Three Hundred and Eighty-Nine Million, Two Hundred and Thirty-Six Thousand, One Hundred and Ninety-Six Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of ₦1,587,598,122,031 (One Trillion, Five Hundred and Eighty-Seven Billion, Five Hundred and Ninety-Eight Million, One Hundred and Twenty-Two Thousand, Thirty-One Naira) is for contribution to the Development Fund for Capital Expenditure for the 2016 Fiscal year.

Conclusion

In view of the revenue and general economic challenges confronting the nation, the Committee, has in a landmark decision, not witnessed since the advent of the present democratic dispensation in 1999, reduced the size of the aggregate expenditure and consequently reduced the total recurrent, deficit and borrowing plan.

The Committee wishes to thank the Leadership and hon. Members of the House for the support given to it in the course of this work. We also thank the Appropriations Sub-Committees for their cooperation in bringing this assignment to a successful end.

Mr. Speaker, thank you for this opportunity. I hereby submit.

The Chairman: We will make haste slowly. In line with the provision of Order XII, Rule 97 (8) of the Standing Orders, we go to Statutory Transfers directly. So we take the matters in the Schedules.

SCHEDULE

PART A — STATUTORY TRANSFERS

~~₦~~70,000,000,000 – (NATIONAL JUDICIAL COUNCIL) – *ordered to stand part of the Schedule.*

~~₦~~41,050,000,000 – (NIGER-DELTA DEVELOPMENT COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~77,110,000,000 – (UNIVERSAL BASIC EDUCATION) – *ordered to stand part of the Schedule.*

~~₦~~115,000,000,000 – (NATIONAL ASSEMBLY) – *ordered to stand part of the Schedule.*

~~₦~~2,000,000,000 – (PUBLIC COMPLAINTS COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~45,000,000,000 – (INEC) – *ordered to stand part of the Schedule.*

~~₦~~1,210,000,000 – (NATIONAL HUMAN RIGHT COMMISSION) – *ordered to stand part of the Schedule.*

TOTAL – STATUTORY TRANSFERS – ₦351,370,000,000

PART B — DEBT SERVICE

~~₦~~1,307,400,000,000 – (DOMESTIC DEBTS) – *ordered to stand part of the Schedule.*

~~₦~~54,480,000,000 – (FOREIGN DEBTS) – *ordered to stand part of the Schedule.*

SUB-TOTAL DEBT SERVICE – ₦1,361,880,000,000

~~₦~~113,440,000,000 – (SINKING FUND TO RETIRE MATURING LOANS) – *ordered to stand part of the Schedule.*

SUB-TOTAL SINKING FUND: ₦113,440,000,000

TOTAL DEBT SERVICE: ₦1,475,320,000,000

PART C – RECURRENT (NON-DEBT) EXPENDITURE

MINISTRY/DEPARTMENT/AGENCY

~~₦~~2,480,584,709 – (AUDITOR GENERAL FOR THE FEDERATION) – *ordered to stand part of the Schedule.*

~~₦~~ 7,737,100,536 – (BUDGET AND NATIONAL PLANNING) – *ordered to stand part of the Schedule.*

~~₦~~29,632,584,416 – (FEDERAL MINISTRY OF AGRICULTURE) – *ordered to stand part of the Schedule.*

~~₦~~312,213,355,618 – (FEDERAL MINISTRY OF DEFENCE) – *ordered to stand part of the Schedule.*

~~₦~~367,734,727,223 – (FEDERAL MINISTRY OF EDUCATION) – *ordered to stand part of the Schedule.*

~~₦~~14,515,408,468 – (FEDERAL MINISTRY OF ENVIRONMENT) – *ordered to stand part of the Schedule.*

~~₦~~9,994,990,976 – (FEDERAL MINISTRY OF FINANCE) – *ordered to stand part of the Schedule.*

~~₦~~39,440,096,249 – (FEDERAL MINISTRY OF FOREIGN AFFAIRS) – *ordered to stand part of the Schedule.*

~~₦~~221,412,548,087 – (FEDERAL MINISTRY OF HEALTH) – *ordered to stand part of the Schedule.*

~~₦~~10,410,294,458 - (FEDERAL MINISTRY OF INDUSTRY, TRADE AND INVESTMENT) - ordered to stand part of the Schedule.

~~₦~~38,729,446,483 - (FEDERAL MINISTRY OF INFORMATION AND CULTURE) - ordered to stand part of the Schedule.

~~₦~~451,942,552,070 - (FEDERAL MINISTRY OF INTERIOR) - ordered to stand part of the Schedule.

~~₦~~17,389,782,636 - (FEDERAL MINISTRY OF JUSTICE) - ordered to stand part of the Schedule.

~~₦~~7,735,604,366 - (FEDERAL MINISTRY OF LABOUR AND EMPLOYMENT) - ordered to stand part of the Schedule.

~~₦~~9,402,106,704 - (FEDERAL MINISTRY OF SOLID MINERALS DEVELOPMENT) - ordered to stand part of the Schedule.

~~₦~~1,970,127,331 - (FEDERAL MINISTRY OF NIGER DELTA) - ordered to stand part of the Schedule.

~~₦~~54,336,926,923 - (FEDERAL MINISTRY OF PETROLEUM RESOURCES) - ordered to stand part of the Schedule.

~~₦~~25,554,038,310 - (FEDERAL MINISTRY OF SCIENCE AND TECHNOLOGY) - ordered to stand part of the Schedule.

~~₦~~65,604,713 - (FEDERAL MINISTRY OF SPECIAL DUTIES SGF) - ordered to stand part of the Schedule.

~~₦~~13,667,122,591 - (FEDERAL MINISTRY OF TRANSPORTATION) - ordered to stand part of the Schedule.

~~₦~~7,219,056,441 - (FEDERAL MINISTRY OF WATER RESOURCES) - ordered to stand part of the Schedule.

~~₦~~1,261,723,837 - (FEDERAL MINISTRY OF WOMEN AFFAIRS) - ordered to stand part of the Schedule.

~~₦~~33,971,882,707 - (FEDERAL MINISTRY OF WORKS, POWER AND HOUSING) - ordered to stand part of the Schedule.

~~₦~~72,297,326,595 - (FEDERAL MINISTRY OF YOUTH AND SPORTS DEVELOPMENT) - ordered to stand part of the Schedule.

~~₦~~320,198,366 - (FISCAL RESPONSIBILITY COMMISSION) - ordered to stand part of the Schedule.

~~₦~~5,029,989,359 - (INDEPENDENT CORRUPT PRACTICES AND RELATED OFFENCES COMMISSION) - ordered to stand part of the Schedule.

~~₦~~838,569,623 - (INFRASTRUCTURE CONCESSIONARY REGULATORY COMMISSION) - ordered to stand part of the Schedule.

~~₦~~9,885,909,120 - (MINISTRY OF COMMUNICATION TECHNOLOGY) - ordered to stand part of the Schedule.

~~₦~~625,819,413 - (NATIONAL SALARIES, INCOMES AND WAGES COMMISSION) - ordered to stand part of the Schedule.

~~₦~~56,791,291,063 - (NATIONAL SECURITY ADVISER) - ordered to stand part of the Schedule.

~~₦~~6,270,657,023 - (OFFICE OF THE HEAD OF THE CIVIL SERVICE OF THE FEDERATION) - ordered to stand part of the Schedule.

~~₦~~21,676,277,888 - (PRESIDENCY) - ordered to stand part of the Schedule.

~~₦~~45,890,745,817 - (SECRETARY TO THE GOVERNMENT OF THE FEDERATION) - ordered to stand part of the Schedule.

SUB-TOTAL (EXECUTIVE):
~~₦~~1,898,444,450,116

FEDERAL EXECUTIVE BODIES

~~₦~~2,036,983,075 - (CODE OF CONDUCT BUREAU) - ordered to stand part of the Schedule.

~~₦~~551,873,810 - (CODE OF CONDUCT TRIBUNAL) - ordered to stand part of the Schedule.

~~₦~~2,064,672,500 - (FEDERAL CHARACTER COMMISSION) - ordered to stand part of the Schedule.

~~₦~~992,548,019 - (FEDERAL CIVIL SERVICE COMMISSION) - ordered to stand part of the Schedule.

~~₦~~4,911,777,812 - (NATIONAL POPULATION COMMISSION) - *ordered to stand part of the Schedule.*

~~₦~~676,965,000 - (POLICE SERVICE COMMISSION) - *ordered to stand part of the Schedule.*

~~₦~~2,044,284,71 - (REVENUE MOBILISATION, ALLOCATION AND FISCAL COMMISSION) - *ordered to stand part of the Schedule.*

SUB-TOTAL: FEDERAL EXECUTIVE BODIES: - ₦13,279,104,928

SERVICE-WIDE VOTES AND PENSIONS

~~₦~~188,105,681,152 - (EXPENDITURE ITEMS, PENSIONS AND GRATUITIES) - *ordered to stand part of the Schedule.*

Amendment proposed

Hon Femi Hakeem Gbajabiamila: Yes, on the issue of Pensions, I believe we have discussed this couple of times at the leadership meeting and I brought to the attention of the Appropriations Committee. We should treat pension matters very carefully. What was sent in was far below the amount required to pay pensions. At the end of the day, every single Member here is going to be bugged down with phone calls from their constituents that their pensions be paid and we do not know when that would end.

Pension is like salary to those who have retired. I believe the total amount for Personnel in Pension came to about ~~₦~~91 billion but what we have in the details is about ~~₦~~50 Billion. There is a big shortfall and we have to be very careful how we treat our retirees, pensioners and those who depend on us for their salaries and livelihood. Pension is very important and I do not think we should short-change those people.

The Speaker: Your point is well noted but that point was succinctly made to the Executive and they decided that what they have here is enough. I do not know whether there was any other representation, other than what we have here from the Executive. That point was made in course of our discussion. Chairman Appropriations; let us hear your view.

Hon. Abdulmumin Jibrin: Like you have mentioned, we raised that issue with the Executive and it is important to put it on record that they said they did not have money to fund it. In any case just a point of correction, it is not the Head of Service Pension that he is talking about, it is the payment into

Redemption Fund where you see ~~₦~~50 Billion. The total, which was completely checked by the Executive is ~~₦~~90,195,880,918 (Ninety Billion, One Hundred and Ninety-five Million, Eight Hundred and Eighty Thousand and Nine hundred and Eighteen naira). They took off ~~₦~~40 billion. Maybe during the course of the year they will find a way to resolve that issue. It is important that we put it on record there is a shortfall of ~~₦~~40 billion, which we presented and drew their attention to it; they said they did not have money.

The Speaker: All Right. That is the explanation; we move on.

TOTAL ALLOCATION - ~~₦~~188, 105,681,152

SERVICE-WIDE VOTES AND PENSIONS

EXPENDITURE ITEMS PENSIONS AND

GRATUITIES:

~~₦~~33, 290,715,716 - (OFFICE OF THE HEAD OF THE CIVIL SERVICE (CIVILIAN PENSION) – *ordered to stand part of the schedule.*

~~₦~~28,391,013,524 – (PENSIONS) – *ordered to stand part of the Schedule.*

~~₦~~2,300,000,000 – (GRATUITIES) – *ordered to stand part of the Schedule.*

~~₦~~2,599,702,192 - (BENEFITS OF RETIRED HEADS OF THE CIVIL SERVICE OF THE FEDERATION AND FEDERAL PERMANENT SECRETARIES – *ordered to stand part of the Schedule.*

~~₦~~67,629,949,771 – (MILITARY PENSIONS AND GRATUITIES (DMP) – *ordered to stand part of the Schedule.*

~~₦~~59,803,309,186 - (PENSIONS) – *ordered to stand part of the Schedule.*

~~₦~~3,523,892,396 - (2016 EXPECTED RETIREES) – *ordered to stand part of the Schedule.*

~~₦~~4,302,748,189 - (DEATH BENEFITS) – *ordered to stand part of the Schedule.*

~~₦~~7,412,463,652 – (POLICE PENSIONS AND GRATUITIES) – *ordered to stand part of the Schedule.*

₦7,412,463,652 - (PENSIONS) – ordered to stand part of the Schedule

₦8,420,000,000 (CUSTOMS, IMMIGRATION AND PRISONS PENSION OFFICE) – ordered to stand part of the Schedule.

₦8,420,000,000 (PENSIONS) – ordered to stand part of the Schedule.

₦14,343,326,479 - (UNIVERSITIES' PENSIONS INCLUDING ARREARS) – ordered to stand part of the Schedule.

₦14,343,326,479 (PENSIONS) – ordered to stand part of the Schedule.

₦26,756,754,031 - (PARASTATALS' PENSION AND RAILWAY PENSIONS) – ordered to stand part of the Schedule.

₦26,756,754,031 - (PENSION) – Ordered to stand part of the Schedule.

₦2,257,298,262 - (PRE-1996 NIGERIA RAILWAY CORPORATION PENSION) – ordered to stand part of the Schedule.

₦2,257,298,262 - (PENSION) – ordered to stand part of the Schedule.

₦7,643,405,446 - (DEPARTMENT OF STATE SECURITY) – ordered to stand part of the Schedule.

₦7,643,405,446 - (PENSIONS (INCLUDING ARREARS) – ordered to stand part of the Schedule.

₦3,709,146,567 - (NIGERIA INTELLIGENCE AGENCY) – ordered to stand part of the Schedule.

₦3,709,146,567 - (PENSIONS/DEPENDANTS BENEFITS) – ordered to stand part of the Schedule.

₦16,642,621,229 - (NELMCO) – ordered to stand part of the Schedule.

₦16,642,621,229 - (NELMCO PENSION/ARREARS) – ordered to stand part of the Schedule.

SERVICE WIDE VOTES

TOTAL ALLOCATION: ₦546,560,000,000

₦110,000,000,000 - (SERVICE-WIDE VOTES PENSIONS) – ordered to stand part of the Schedule.

₦3,000,000,000 - (ARREARS OF PAYG PENSION INCLUDING DPR) – ordered to stand part of the Schedule.

₦27,489,043,755 - (ARREARS OF 33% INCREASE IN PENSION RATES) – ordered to stand part of the Schedule.

₦500,000,000 - (PAYMENT OF OUTSTANDING DEATH BENEFIT TO CIVIL SERVANTS) – ordered to stand part of the Schedule.

₦50,195,808,918 - (PAYMENT INTO THE REDEMPTION FUND (5% OF TOTAL PERSONNEL COST INCLUDING ARREARS OF 2014 AND 2015) – ordered to stand part of the Schedule.

₦3,750,000,000 - (ARREARS OF POLICE DEATH BENEFITS (2004 - 2010) – ordered to stand part of the Schedule.

₦14,690,036,516 - (GROUP LIFE INSURANCE FOR ALL MDAS INCLUDING DSS/INSURANCE OF SENSITIVE ASSETS/CORPERS) – ordered to stand part of the Schedule.

₦1,000,000,000 - (ARMED FORCES ENHANCED RETIREMENT BENEFITS OF COMMODORES) AND ABOVE, ETC. – ordered to stand part of the Schedule.

₦2,795,000,000 - (SEVERANCE BENEFITS OF THE DELTA STEEL COMPANY/PENSION PAY-OFF) – ordered to stand part of the Schedule.

₦2,544,110,811 - (NHIS (MILITARY RETIREES) – ordered to stand part of the Schedule.

₦36,000,000 - (ADMINISTRATION AND MONITORING OF (OHCSF) GROUP LIFE) – ordered to stand part of the Schedule.

₦200,000,000 - (PENSION VERIFICATION AND ADMINISTRATION) – ordered to stand part of the Schedule.

₦2,300,000,000 - (ENTITLEMENTS OF FORMER PRESIDENTS/HEADS OF STATE AND VICE- PRESIDENTS/CHIEFS OF GENERAL STAFF) – ordered to stand part of the Schedule.

₦1,500,000,000 - (PUBLIC SERVICE REFORMS (INCLUDING PAYMENT OF

SEVERANCE BENEFITS OF CIVIL SERVANTS)
– ordered to stand part of the Schedule.

OTHER SERVICE WIDE VOTES:

~~₦~~436, 560,000,000 -

Amendment proposed

Hon. Karimi Sunday Steve: What amounts to this other service wide-votes of ~~₦~~436,560,000,000,? If it is under, then it should be bold or highlighted under accounting system.

Hon. Abdulmumin Jibrin: The House Leader has just mentioned that. If you just look down the Report, you will see the total sum including the recurrent component of ~~₦~~500,000,000,000 intervention fund. If you add the difference it will give you ~~₦~~436,000,000,000. The only difference is that the total is not at the bottom but at the top.

~~₦~~436,560,000,000 – (OTHER SERVICE-WIDE VOTES) – ordered to stand part of the Schedule

~~₦~~10,255,000,000 – (IMPROVED REMUNERATION PACKAGE FOR THE NIGERIAN POLICE INCLUDING 2014 AND 2015 SHORTFALLS) – ordered to stand part of the Schedule

~~₦~~400,000,000 (35TH ANNUAL GENERAL MEETING AND SYMPOSIUM OF SHELTER-AFRIQUE IN NIGERIA IN JUNE 2016) – ordered to stand part of the Schedule

~~₦~~33,597,400,000 – (PUBLIC SERVICE WAGE ADJUSTMENT FOR MDAs (INCLUDING ARREARS OF PROMOTION AND SALARY INCREASES) – ordered to stand part of the Schedule

~~₦~~3,000,000,000 – (OUSTANDING PAYMENTS TO HEALTH PROFESSIONALS) – ordered to stand part of the Schedule

~~₦~~13,000,000,000 – (OPERATIONS – INTERNAL FOR THE ARMED FORCES) – ordered to stand part of the Schedule

~~₦~~6,000,000,000 – (CONTRIBUTION TO INTERNATIONAL ORGANISATIONS INCLUDING WAEC INTERNATIONAL) – ordered to stand part of the Schedule

~~₦~~208,000,000 – (PAYMENT OF COUNTRY CONTRIBUTIONS TO PAN-AFRICAN WRITERS

ASSOCIATION (PAWA) – ordered to stand part of the Schedule

~~₦~~3,500,000,000–(ASSESSED CONTRIBUTION TO AFRICAN UNION AND OTHERS) – ordered to stand part of the Schedule

~~₦~~8,500,000,000 – (EXTERNAL FINANCIAL OBLIGATIONS) –ordered to stand part of the Schedule

~~₦~~3,599,600,000 – (MARGIN FOR INCREASES IN COSTS AND RECURRENT ADJUSTMENT COSTS) – ordered to stand part of the Schedule

~~₦~~12,000,000,000 – (CONTINGENCY) – ordered to stand part of the Schedule

~~₦~~500,000,000 – (PILGRIMS SUPPORT SERVICES) – ordered to stand part of the Schedule

~~₦~~500, 000,000 – (ELECTION LOGISTICS SUPPORT) – ordered to stand part of the Schedule

~~₦~~4,000,000,000 – (EMPLOYEES COMPENSATION ACT – EMPLOYEES’ COMPENSATION FUND) – ordered to stand part of the Schedule

~~₦~~2,500,000,000 – (PROVISION OF SECURITY EQUIPMENT FOR SELECTED PUBLIC BUILDINGS) – ordered to stand part of the Schedule

~~₦~~2,000,000,000 – (PAYMENT FOR OUTSOURCED SERVICES) – ordered to stand part of the Schedule

~~₦~~1,000,000,000 – (SERVICE-WIDE TRAINING OF BUDGET/PLANNING OFFICERS ON GIFMIS BUDGET PREPARATION SYSTEM (BPS) AS WELL AS MONITORING AND EVALUATION OF ALL PROJECTS NATIONWIDE) – ordered to stand part of the Schedule.

~~₦~~8,000,000,000 – (OPERATION LAFIYA DOLE) - - ordered to stand part of the Schedule.

~~₦~~4,000,000,000 (IPPIS CAPTURING) – ordered to stand part of the Schedule.

~~₦~~300,000,000,000 – (SPECIAL INTERVENTION (RECURRENT) – ordered to stand part of the Schedule.

~~₦~~20,000,000,000 – (PRESIDENTIAL AMNESTY PROGRAMME) – ordered to stand part of the Schedule.

~~₦~~7,875,000,000 – (PRESIDENTIAL AMNESTY PROGRAMME: STIPENDS AND ALLOWANCES OF 30,000 NIGER DELTA EX-MILITANTS) – ordered to stand part of the Schedule

~~₦~~1,834,149,261 – (PRESIDENTIAL AMNESTY PROGRAMME: OPERATIONAL COST) – ordered to stand part of the Schedule

~~₦~~10,290,850,739 – (PRESIDENTIAL AMNESTY PROGRAMME: INTEGRATION OF TRANSFORMED EX-MILITANTS) – ordered to stand part of the Schedule

~~₦~~734,665,681,152 – (TOTAL CFR CHARGES) – ordered to stand part of the Schedule

~~₦~~2,646,389,236,196 – (TOTAL RECURRENT NON-DEBT) – ordered to stand part of the Schedule

PART D — CAPITAL EXPENDITURE

HEAD: Ministry/Department/Agency

~~₦~~317, 509,819 – (ADITOR-GENERAL FOR THE FEDERATION) – ordered to stand part of the Schedule.

~~₦~~2,322,144,778 – (BUDGET AND NATIONAL PLANNING) – ordered to stand part of the Schedule.

~~₦~~46,173,963,959 – (FEDERAL MINISTRY OF AGRICULTURE) – ordered to stand part of the Schedule.

~~₦~~130,864,439,542 – (FEDERAL MINISTRY OF DEFENCE) – ordered to stand part of the Schedule.

~~₦~~35,433,487,466 – (FEDERA MINISTRY OF EDUCATION) – ordered to stand part of the Schedule.

~~₦~~4,957,964,638 – (FEDERAL MINISTRY OF ENVIRONMENT) – ordered to stand part of the Schedule.

~~₦~~667,842,500 – (FEDERAL MINISRY OF FINANCE) – ordered to stand part of the Schedule.

~~₦~~7,076,226,760 – (FEDERAL MINISTRY OF FOREIGN AFFAIRS) – ordered to stand part of the Schedule.

~~₦~~28, 650,342,987 – (FEDERAL MINISTRY OF HEALTH) – ordered to stand part of the Schedule.

~~₦~~5,886,327,845 – (FEDERAL MINISTRY OF INDUSTRY, TRADE AND INVESTMENT) – ordered to stand part of the Schedule.

~~₦~~6,071,503,956 – (FEDERAL MINISTRY OF INFORMATION AND CULTURE) – ordered to stand part of the Schedule.

~~₦~~61,713,279,496 – (FEDERAL MINISTRY OF INTERIOR) – ordered to stand part of the Schedule

~~₦~~879,736,744 – (FEDERAL MINISTRY OF JUSTICE) – ordered to stand part of the Schedule

~~₦~~5,542,655,626 – (FEDERAL MINISTRY OF LABOUR AND EMPLOYMENT) – ordered to stand part of the Schedule

~~₦~~7,332,623,257 – (FEDERA MINISTRY OF SOLID MINERALS DEVELOPMENT) – ordered to stand part of the Schedule

~~₦~~29,297,122,872 – (FEDERAL CAPITAL TERRITORY ADMINISTRATION) –

Amendment proposed

Hon. Iorwase Herman C. Hembe: This is to bring to the notice of the House that the budget as was presented by Mr. President carried the total sum for the FCT as ~~₦~~37,756,697,983; what is reflected here is ~~₦~~29,297,122,872 this is a shortfall of nearly ~~₦~~9 billion from Mr. President's proposal - eight billion seven hundred and something million naira which is quite large.

I interacted first of all with the Chairman Senate Committee on FCT who came and see me and also raised the same issue. I have also taken out time to discuss it with the Chairman on Appropriation who assured me that there was an error and he was looking into it and he would resolve it somehow. Ordinarily, if there was going to be any shortfall in the budget of FCT, given my cordial relationship with the Chairman on Appropriation and the House, I ordinarily ought to know and not to be taken by surprise with a cut of almost ~~₦~~9 billion. The reason for me not to make an amendment here is because the Senate has also passed this version of the budget. Of course, knowing that we do not have time to conference, I would expect that the Chairman Appropriation and the Appropriation Committee will look into this matter and ensure that the ~~₦~~9 billion naira is reinstated or something close to it because it is not just right.

A shortfall of ~~₦~~8 billion from the Budget proposal is simply unheard of, especially when the total sum

still remains at more than ~~₦~~6 trillion as proposed by the President. Therefore, where is ~~₦~~9 billion all of a sudden gone through. I expect that we will have time after this period because the total sum of the budget has not changed as far as I know but ~~₦~~9 billion is absent from the FCT budget, this gives cause for concern. I really want us to look at this issue.

The Speaker: Chairman FCT, a point of correction; there was really a cut in the Budget from ~~₦~~6.077 to ~~₦~~6.060 trillion, and that is what we are considering now. However we have considered the fact that the Senate has passed this particular line and we do not want to pass anything that will contradict the position of the Senate in view of the fact that we do not have time to confer. I guess that point was made because we attempted to see that we could resolve this, unfortunately we were unable to do that. I appreciate the fact that you raised this point and the Chairman Appropriations Committee should duly note it. Maybe it can be provided for in their Statutory Budget or we will see what we can do going forward with regards to that.

~~₦~~29,297,122,872 – (FEDERAL CAPITAL TERRITORY ADMINISTRATION) – *ordered to stand part of the Schedule.*

~~₦~~19,440,328,551 – (FEDERAL MINISTRY OF NIGER DELTA) – *ordered to stand part of the Schedule.*

~~₦~~6,304,900,570 – (FEDERAL MINISTRY OF PETROLEUM RESOURCES) – *ordered to stand part of the Schedule.*

~~₦~~27,006,179,073 – (FEDERAL MINISTRY OF SCIENCE AND TECHNOLOGY) – *ordered to stand part of the Schedule.*

~~₦~~188,674,679,674 – (FEDERAL MINISTRY OF TRANSPORTATION) – *ordered to stand part of the Schedule.*

~~₦~~46,081,121,423 – (FEDERAL MINISTRY OF WATER RESOURCES) – *ordered to stand part of the Schedule.*

~~₦~~2,293,528,977 – (FEDERAL MINISTRY OF WOMEN AFFAIRS) – *ordered to stand part of the Schedule.*

~~₦~~422,964,928,495 – (FEDERAL MINISTRY OF WORKS, POWER AND HOUSING) – *ordered to stand part of the Schedule.*

~~₦~~3,497,043,000 – (FEDERAL MINISTRY OF YOUTH AND SPORTS DEVELOPMENT) – *ordered to stand part of the Schedule.*

~~₦~~123,044,650 – (FISCAL RESPONSIBILITY COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~799,680,570 – (INDEPENDENT CORRUPT PRACTICES AND RELATED OFFENCES COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~35,730,000 – (INFRASTRUCTURE CONCESSIONARY REGULATORY COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~5,992,735,230 – (MINISTRY OF COMMUNICATION TECHNOLOGY) – *ordered to stand part of the Schedule.*

~~₦~~169,871,885 – (NATIONAL SALARIES, INCOMES AND WAGES COMMISSION) – *ordered to stand part of the Schedule.*

~~₦~~32,084,085,624 – (NATIONAL SECURITY ADVISER) – *ordered to stand part of the Schedule.*

~~₦~~1,429,176,735 – (OFFICE OF THE HEAD OF THE CIVIL SERVICE OF THE FEDERATION) – *ordered to stand part of the Schedule.*

~~₦~~23,004,199,702 – (PRESIDENCY) – *ordered to stand part of the Schedule.*

~~₦~~20,319,288,049 – (SECRETARY TO THE GOVERNMENT OF THE FEDERATION) – *ordered to stand part of the Schedule.*

SUB-TOTAL – EXECUTIVE –
~~₦~~1,173,407,694,354

The Speaker: Chairman Appropriation, I have a Point of Order. On this issue of Capital, I guess something was provided for the completion of the Office of the Economic and Financial Crime Commission (EFCC). I saw Independent Corrupt Practices but I have not seen the Office of the EFCC, where is it provided for?

Hon. Jibrin Abdulmumin: It is captured under the Presidency; all the agencies that cannot stand on their own are either under the Head - Secretary to the Government of the Federation or the President. That of the EFCC is under the Capital of the Presidency.

The Speaker: Why I am raising this is that it is very important for us to show the seriousness of the Fight against Corruption. Now if anybody visits the Office of the EFCC and you go to the National Headquarters, it does not give you the impression that we are serious. This is because of this government commitment to combating financial economic crimes which has been the cancer that prevented development in Nigeria. We need to show this seriousness and ensure that that fund is there because anybody who comes, the first impression is that this country is serious about this fight and that is what we want to achieve.

Hon. Jibrin Abdulmumin: Just to also put on record to show how serious the National Assembly is taking that issue, the Executive did not include the fund for the completion of the headquarters but the National Assembly, even though the budget was so tight, we even cut the aggregate size of the expenditure, we were able to provide funds to complete the headquarters of the EFCC.

The Speaker: We proceed with that assurance.

FEDERAL EXECUTIVE BODIES

₦4,889,127,358 – (CODE OF CONDUCT BUREAU) - *ordered to stand part of the Schedule.*

₦1,055,560,066 – (CODE OF CONDUCT TRIBUNAL) - *ordered to stand part of the Schedule.*

₦984,780,230 – (FEDERAL CHARACTER COMMISSION) - *ordered to stand part of the Schedule.*

₦16,841,017 – (FEDERAL CIVIL SERVICE COMMISSION) –

Amendment proposed

Hon. Obinna Chidoka (Idemili North/Idemili South): Please on the Federal Executive Bodies we should all look at the Federal Civil Service Commission, you will find the anomaly of just ₦16 million, it speaks volume. I had interaction with them yesterday and we are wondering how come they only have ₦16 million for them.

Hon. Obinna Chidoka: How come they only have ₦16 for them? They are supposed to recruit, train, discipline and do others things.

The Chairman: This is Capital.

Hon. Obinna Chidoka: Yes for their capital. If you look what they are supposed to do, what will the

capital do for them in terms of their offices and running those issues, is very paltry.

The Chairman: What we are considering here is Capital. It has nothing to do with the issues you have raised. Are they building new offices?

₦16,841,017 – (FEDERAL CIVIL SERVICE COMMISSION) – *ordered to stand part of the Schedule.*

₦4,411,606,590 – (NATIONAL POPULATION COMMISSION) – *ordered to stand part of the Schedule.*

₦269,629,000 – (POLICE SERVICE COMMISSION) – *ordered to stand part of the Schedule.*

₦19,883,417 – (REVENUE MOBILISATION, ALLOCATION AND FISCAL COMMISSION) – *ordered to stand part of the Schedule.*

SUB-TOTAL: FEDERAL EXECUTIVE BODIES - ₦11,647,427,678.

CAPITAL SUPPLEMENTATION

TOTAL ALLOCATION: ₦ 402,542,999,999

₦2,000,000,000 – (NATIONAL JOB CREATION SCHEME/GRADUATE INTERNSHIP SCHEME) – *ordered to stand part of the Schedule.*

₦527,259,306 – (QUICK WINS - COMPLETION OF 2008 AND 2009 PROJECTS) – *ordered to stand part of the Schedule.*

₦3,000,000,000 – (NELMCO (OUTSTANDING LIABILITIES) – *ordered to stand part of the Schedule.*

₦3,432,000,000 – (BULK TRADER) – *ordered to stand part of the Schedule.*

₦10,000,000,000 – (SINKING FUND FOR INFRASTRUCTURAL DEVELOPMENT) – *ordered to stand part of the Schedule.*

₦1,500,000,000 – (SPECIAL INITIATIVE FOR WOMEN PARTICIPATION IN AGRICULTURE, WATER, SPORT, COMMUNICATION TECHNOLOGY AND PARTNERSHIP WITH STATES AND LOCAL GOVT. WOMEN DEVELOPMENT CENTRES) – *ordered to stand part of the Schedule.*

~~₦~~1,000,000,000 – (GIFMIS CAPITAL) – ordered to stand part of the Schedule.

~~₦~~2,500,000,000 – (2011 ELECTION VIOLENCE AND CIVIL DISTURBANCES (DAMAGE DONE TO PUBLIC PROPERTIES AND PLACES OF WORSHIPS)) – ordered to stand part of the Schedule.

~~₦~~1,000,000,000 – (SPORTS DEVELOPMENT) – ordered to stand part of the Schedule.

~~₦~~8,267,215 – (SPECIAL INTERVENTION MDGS (VERIFICATION OF ASSETS AND LIABILITIES)) –

Amendment proposed.

Hon. Tijjani Jobe Abdulkadir (Dawakin Tofa/Tofa/Rimin Gado): I know initially in the submission by the Federal Government, it was not ~~₦~~8 million but I do not know what happened. Maybe we can get explanation from the Chairman Appropriation. Ordinarily there is nothing we can do with ~~₦~~8 million, and I know that was not the provision in the submission.

The Chairman: We are talking about Capital supplementation (understanding Master Plan) – ordered to stand part of the Schedule.

Hon. Abdulmumin Jibrin: Mr Chairman, if you look at the items you will see special intervention: MDGs, verification of assets is just a supplementation. These provisions are all right and enough to take care of this.

Hon. Ashiru Aminu Mani (Bindawa/Mani): You made two controversial issues. Is it MDGs or SDGs, you need to correct it.

The Speaker: Hon. Aminu. We are talking about transition from MDGs to SDGs. That is why the word MDGs is there. There is nothing like MDGs anymore.

~~₦~~8,267,215 – (SPECIAL INTERVENTION MDGS (VERIFICATION OF ASSETS AND LIABILITIES)) – ordered to stand part of the Schedule.

~~₦~~609,037,225 – (TRANSITION TO SUSTAINABLE DEVELOPMENT GOALS) – ordered to stand part of the Schedule.

~~₦~~3,378,044,922 – (PROVISION FOR SDG PROGRAMMES) – ordered to stand part of the Schedule.

~~₦~~581,777,918 – (SDG MONITORING AND EVALUATION) – ordered to stand part of the Schedule.

~~₦~~474,533,376 – (CONSULTANCY, FEES, SURVEY AND SHORT TERM AND LONG TERM STUDIES) – ordered to stand part of the Schedule.

~~₦~~427,080,038 – (COMMUNICATION AND ADVOCACY (SDG)) – ordered to stand part of the Schedule.

~~₦~~500,000,000 – (FEDERAL MINISTRY OF FINANCE: SPECIAL PROGRAMME FOR IMPROVING EFFICIENCY) – ordered to stand part of the Schedule.

~~₦~~5,500,000,000 – (CAPITAL EXIGENCIES/ADJUSTMENT TO CAPITAL COST) – ordered to stand part of the Schedule.

4,000,000,000 – (CAPITAL DEVELOPMENT OF NATIONAL INSTITUTE FOR LEGISLATIVE STUDIES) – ordered to stand part of the Schedule.

~~₦~~1,000,000,000 – (NATIONAL ASSEMBLY CLINIC) – ordered to stand part of the Schedule.

~~₦~~500,000,000 – (MINISTRY OF BUDGET AND NATIONAL PLANNING (GENERAL STRUCTURE MASTER PLAN)) – ordered to stand part of the Schedule.

~~₦~~2,000,000,000 – (NIGERIA MORTGAGE REFINANCING COMPANY (NMRC)) – ordered to stand part of the Schedule.

~~₦~~1,000,000,000 – (HEAD OF SERVICE (FEDERAL GOVERNMENT STAFF HOUSING LOANS BOARD)) – ordered to stand part of the Schedule.

~~₦~~100,000,000,000 – (SPECIAL INTERVENTION/CONSTITUENCY PROJECTS) – ordered to stand part of the Schedule.

~~₦~~12,000,000,000 – (FEDERAL INITIATIVE FOR NORTH EAST (PILOT COUNTERPART FUNDING CONTRIBUTION)) – ordered to stand part of the Schedule.

~~₦~~3,500,000,000 – (COUNTERPART FUNDING INCLUDING GLOBAL FUND/HEALTH) – ordered to stand part of the Schedule.

~~₦~~500,000,000 – (SUPPORT TO UNDP MILLENNIUM CAMPAIGN PROGRAMME NIGERIA IN AFRICA/AFRICAN PARLIAMENTARIAN PROGRAMME) – ordered to stand part of the Schedule.

₦25,500,000,000 – (PAYMENT OF LOCAL CONTRACTORS' DEBTS/OTHER LIABILITIES) – *ordered to stand part of the Schedule.*

₦3,100,000,000 – (GALAXY BACKBONE) – *ordered to stand part of the Schedule.*

₦5,005,000,000 – (REFUNDS TO STATES FOR FEDERAL ROADS PROJECTS) – *ordered to stand part of the schedule.*

₦2,000,000,000 – (FINANCING OF THE IMPLEMENTATION OF THE NIGERIA'S NUCLEAR POWER PROGRAMME (THE SEED MONEY)) – *ordered to stand part of the Schedule.*

₦1,000,000,000 – (MATCHING GRANT FOR THE “SAFE SCHOOL INITIATIVE” PROGRAMME) - *ordered to stand part of the Schedule.*

₦500,000,000 – (REHABILITATION OF EXISTING 23 NOS FEDERAL SECRETARIATS IN THE STATES OF THE FEDERATION) - *ordered to stand part of the Schedule.*

₦500,000,000 – (CONSTRUCTION OF FEDERAL SECRETARIAT IN EKITI STATE) - *ordered to stand part of the Schedule.*

₦4,000,000,000 – (DEVELOPMENT FINANCE INSTITUTION (DFI) – *ordered to stand part of the Schedule.*

₦200,000,000,000 – (CAPITAL IN FGN SPECIAL INTERVENTION PROGRAMME) – *ordered to stand part of the Schedule.*

TOTAL - CAPITAL SUPPLEMENTATION: - ₦402,542,999,999.

CAPITAL DEVELOPMENT FUND - ₦1,587,598,122,031.

TOTAL CAPITAL EXPENDITURE - ₦1,587,598,122,031.

AGGREGATE EXPENDITURE - ₦6,060,677,358,227.

Clause 1 – (ISSUE AND APPROPRIATION OF ₦6,060,677,358,227 FROM THE CONSOLIDATED REVENUE FUND FOR 2016) - ordered to stand part of the Bill.

Clause 2 – (RELEASE OF FUNDS FROM THE CONSOLIDATED REVENUE FUND) - ordered to stand part of the Bill.

Clause 3 – (VIREMENT) -

Amendment proposed

The Chairman: I remember we have issues in Clause 3.

Hon. Abdulmumin Jibrin: If you look at Clause 3 it is a bit contradiction where we said: *Year Ending 31st December, 2016.* I rushed to the Senate and we agreed with the Senate and made a little amendment here to read:

No part of the amount aforesaid shall be released from the Consolidated Revenue Fund of the Federation after the end of the year mentioned in subsection (1) of this section without prejudice to Section 11 of this Bill.

Now Section 11 will read thus:

In line with the provisions of Section 318 of the Constitution of the Federal Republic of Nigeria 1999 as amended, this Bill will run for a course of 12 months starting from the date it is assented into law.

All we need to add here is *without prejudice to Section 11 of this Bill* and that takes care of the problem .

The Chairman: I guess that amendment meets with what we have agreed?

Clause 3 – (VIREMENT) – as amended ordered to stand part of the Bill.

Clause 4 – (EXCESS REVENUE) –

Amendment proposed.

Hon. Femi Hakeem Gbajabiamila: On Clause 4 - Excess Revenue, I believe this is an opportunity for the House to clarify what we have always said over the years was an illegal account and unconstitutional, that is, the Excess Crude Account, and we can make that very clearly in the language of Clause 4. Clause right now says:

The Accountant-General of the Federation shall immediately upon the coming into force of this Act maintains a separate record for the documentation of Revenue accruing to the Consolidated Revenue Fund

in excess of oil price benchmark adopted in this Budget.

This section is already recognising that any excess must go to the Consolidated Revenue Fund as supposed to an Excess Crude Account. For emphasis we need to make it clear that account over the years, which we have no jurisdiction over, is illegal and everything must go to the Consolidated Revenue Fund. I do not know if that is the purpose, that is what is there, but we just want to make it clear that they are still running an Excess Crude Account which is illegal. It is this implication that has been abrogated, if it is the implication that the Account has been abrogated, which is what we all want; then let us make it very abundantly clear.

Hon. Abdulmumin Jibrin: The way we captured Clause 4; it is so captured carefully that it is implicit that when we pass this Clause it makes automatically the Excess Crude Account an illegality. Excess Crude Account or any other Accounts that will be run because there are other Accounts apart from the Excess Crude Account, it takes care of everything.

In any case, the Senate has already passed this the way it is and so let us try to avoid anything that will take us to a Conference. This Clause 4, the way it is captured, will serve hundred per cent the purpose that you are raising.

Clause 4 – (EXCESS REVENUE) – ordered to stand part of the Bill.

(i) The Accountant-General of the Federation shall immediately upon the coming into force of this Act maintains a separate record for the documentation of Revenue accruing to the Consolidated Revenue Fund in excess of oil price benchmark adopted in this Budget – *agreed to.*

(ii) Such revenues as specified in sub-section (1) of this section refers to Revenues accruing from sales of government crude oil in excess of \$38 per barrel, the Petroleum Profit Tax and Royalty on Oil and Gas) - *agreed to.*

Clause 5 – (AUTHORIZATION) – ordered to stand part of the Bill.

(i) (No funds shall be paid out of the monies arising from the record specified in Section (4) except by an Act of the National Assembly) – *agreed to.*

(ii) The Accountant-General of the Federation shall forward to the National Assembly full details of funds released to the government Agencies immediately such funds are released – *agreed to.*

Clause 6 - (RELEASE OF FUNDS FOR IMPLEMENTATION) - ordered to stand part of the Bill.

Clause 7- (DUE PROCESS CERTIFICATION) - ordered to stand part of the Bill.

Clause 8 - (INFORMATION ON INTERNALLY GENERATED REVENUE) - ordered to stand part of the Bill.

Clause 9 - (INFORMATION ON EXTRA BUDGETARY /FOREIGN ASSISTANCE) - ordered to stand part of the Bill.

Clause 10 - (INTERPRETATION) - ordered to stand part of the Bill.

Clause 11 - (COMMENCEMENT) - ordered to stand part of the Bill.

Clause 12 - (SHORT TITLE- THIS BILL MAY BE CITED AS THE APPROPRIATION BILL, 2016) - ordered to stand part of the Bill.

EXPLANATORY MEMORANDUM - agreed to.

Long Title – a Bill for an Act to authorize the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only, of which, ₦351,370,000,000 (Three Hundred and Fifty-One Billion, Three Hundred and Seventy Million Naira) only is for Statutory Transfers, ₦1,475,320,000,000 (One Trillion, Four Hundred and Seventy-Five Billion, Three Hundred and Twenty Million Naira) only is for Debt Service, ₦2,646,389,236,196 (Two Trillion, Six Hundred and Forty-Six Billion, Three Hundred and Eighty-Nine Million, Two Hundred and Thirty-Six Thousand, One Hundred and Ninety-Six Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of ₦1,587,598,122,031 (One Trillion, Five Hundred and Eighty-Seven Billion, Five Hundred and Ninety-Eight Million, One Hundred and Twenty-Two Thousand, Thirty-One Naira) only is for contribution to the Development Fund for Capital Expenditure for the year ending on the 31st day of December, (HB. 337) 2016.

Hon. Femi Hakeem Gbajabiamila: I move that the House do revert to Plenary.

Hon. Jibril Umar Buba: I second the Motion ably moved by the House Leader.

Question put and agreed to

(The Speaker resumed the Chair)

Report and Adoption

The Speaker: Hon. Colleagues, the House in the Committee of Supply considered the Report of the Committee on Appropriations on a Bill for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only and:

Approved Clauses 1 and 2;

Amended Clause 3;

Approved Clauses 4 to 12;

Approved the Schedules;

Approved Explanatory Memorandum,

Long Title of the Bill - agreed to;

Short Title of the Bill – agreed to.

Hon. Femi Hakeem Gbajabiamila: I move for the Adoption of the recommendations of the Committee on Supply on the Appropriation Bill, 2016.

Hon. Jibril Umar Buba: I second the Motion ably moved by the Leader of the House.

Question put and agreed to.

Resolved: That the House do adopt the Report of the Committee on Supply.

CONSIDERATION OF BILL

Appropriation Bill, 2016

A Bill for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty

Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only –

Order for Third Reading.

The Speaker: Leader, move for the suspension of our Rules so that we can conduct the Third Reading right away.

Hon. Femi Hakeem Gbajabiamila: I move that we suspend our Rules to enable the House reads the Appropriation Bill, 2016 for the Third Time.

Hon. Jibril Umar Buba: I second the Motion ably moved by the Leader.

Question put and agreed to.

The Speaker: Hon. Colleagues, we are considering the Third Reading of a Bill for an Act to authorise the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,060,677,358,227 (Six Trillion, Sixty Billion, Six Hundred and Seventy-Seven Million, Three Hundred and Fifty-Eight Thousand, Two Hundred and Twenty-Seven Naira) only, of which, ₦351,370,000,000 (Three Hundred and Fifty-One Billion, Three Hundred and Seventy Million Naira) only is for Statutory Transfers, ₦1,475,320,000,000 (One Trillion, Four Hundred and Seventy-Five Billion, Three Hundred and Twenty Million Naira) only is for Debt Service, ₦2,646,389,236,196 (Two Trillion, Six Hundred and Forty-Six Billion, Three Hundred and Eighty-Nine Million, Two Hundred and Thirty-Six Thousand, One Hundred and Ninety-Six Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of ₦1,587,598,122,031 (One Trillion, Five Hundred and Eighty-Seven Billion, Five Hundred and Ninety-Eight Million, One Hundred and Twenty-Two Thousand, Thirty-One Naira) is for contribution to the Development Fund for Capital Expenditure for the year ending on the 31st day of December, (HB. 337) 2016.

Leader is invited to move for the Third Reading of the Bill.

Hon. Femi Hakeem Gbajabiamila: I move that Appropriation Bill, 2016 be read the Third Time.

Hon. Jibril Umar Buba: I second the Motion ably moved by the Leader that the Bill be read the Third Time.

Question put and agreed to:

The Appropriation Bill read the Third Time and passed

Report on Further Amendments of the Standing Orders of the House

The Speaker: Hon. Colleagues, the third Order of the Day is commencement of consideration of Report of the Committee on Rules and Business on further amendments of the Standing Orders of the House of Representatives.

Hon. Members will recall that the Report was laid on Wednesday, 23rd March, 2016. Hon. E. Y. Orker-Jev will now move for the consideration of the Report.

Hon. Orker-Jev Emmanuel Yisa: Mr. Speaker, I move that the House do consider the Report of the Committee on Rules and Business on further amendments of the Standing Orders of the House of Representatives and approve the recommendations therein.

Hon. Yakubu Umar Barde (Kajuru/Chikun): I second the Motion ably moved by Hon. Orker-Jev.

Question put and agreed to.

Hon. Femi Hakeem Gbajabiamila: I move that the House do resolve into Committee of Whole to consider the Report.

Hon. Iorwase Herman C. Hembe: I second the Motion ably moved by the Leader.

Question put and agreed to.

(The Chairman in the Chair)

Report on Further Amendments of the Standing Orders of the House

Report of the Committee on Rules and Business on further amendments of the Standing Orders of the House of Representatives and approve the recommendations therein - CONSIDERED IN THE COMMITTEE OF WHOLE.

The Chairman: The Report that is about to be considered are some amendments that have just been made to our Rules and Standing Orders of the House. I now invite the Chairman of Rules and Business to give an insight so that we can consider the Report.

Hon. Orker-Jev Emmanuel Yisa: Personally and for the House, this is another milestone in the life

of this Assembly, because we are about to embark on another bid to bequeath to the House a near perfect Standing Orders as human capability can provide.

You may recall that at the inauguration of the Eighth Assembly in June, 2015 the Speaker inaugurated several *Ad Hoc* Committees, one of which was the Committee to Review the House Rules. The result was presented before the Committee of the Whole on the 8th of October, 2015 and adopted. The result was that several Committees were split leading to the emergence of new ones. As a result, several complaints arose of to clash in jurisdiction. The Speaker mandated the further review of the entire Orders in a bid to attain completeness in the review of the exercise.

The outcome is hereby presented to you; 35 Clauses ranging from effort to introduce more appropriate terms to eliminating superfluity and generally cleaning up the entire Standing Orders. Clause 1 to 6 deals with the cleaning up process, while clause 7 deals with the crucial issue of the Powers of the Hon. Speaker to interpret the Rules that was erroneously misplaced in the left column in the last exercise.

Clauses 8 and 9 deal with cleaning up the Rules, for instance, Clause 10 says *the maximum* number of Committees rather than *minimum number*. Clause 11 shifts the time of commencement of Committee meetings to 3 p.m. instead of 1 p.m. that we have in the extant Rules. Clauses 13 to 33 deal essentially with slight changes in names of Committees, eliminating conflicts in Committees' mandates by moving some parastatals from one Committee to the other in order to achieve harmony.

Finally, Clauses 34 to 35 determine the proper use of the term Executive Session and Closed Session and defines the term Speaker, President of Nigeria, in order to avoid continuous repetition of the term Speaker of the House of Representatives and President of the Federal Republic of Nigeria.

Mr. Chairman, I present to you the Report of the Committee on Rules and Business on: *Further Amendments of the Standing Orders of the House of Representatives* for approval.

The Chairman: Now, let us take it Clause by Clause.

Clause 1 - (ORDER II, RULE 3 - ELECTION OF PRESIDING OFFICERS) – as amended ordered to stand part of the Standing Order.

Clause 2 - (ORDER II, RULE 4 (a) – as amended ordered to stand part of the Standing Order.

Clause 3 - (ORDER II, RULE 4(k)) – as amended ordered to stand part of the Standing Orders.

Clause 4 - (ORDER II, RULE 9 - MARGINAL NOTE – VACANCY IN OFFICE OF THE SPEAKER OR DEPUTY SPEAKER) – as amended ordered to stand part of the Standing Orders.

Clause 5 - (ORDER II, RULE 7- SPEAKER TAKES CHAIR AND MACE LAID UPON THE TABLE) – as amended ordered to stand part of the Standing Orders.

Clause 6 (as amended) - (ORDER V, RULE 17(3)) - as amended ordered to stand part of the Standing Orders.

Clause 7 - (ORDER VII, RULE 24 (7) (2) DUTIES AND FUNCTIONS OF OFFICERS OF THE HOUSE) – as amended ordered to stand part of the Standing Orders.

Clause 8 - (ORDER VII, RULE 26 (g) (ii) - METHOD OF VOTING) – as amended ordered to stand part of the Standing Orders.

Clause 9 - (ORDER VII, RULE 26 (h) - PROCEDURE IF MORE THAN TWO MEMBERS ARE NOMINATED) – as amended ordered to stand part of the Standing Orders.

Clause 10 - (ORDER XVII, RULE 107 (2) MEMBERSHIP APPOINTMENT) – as amended ordered to stand part of the Standing Orders.

Clause 11 - (ORDER XVII, RULE 112 (5)- COMMITTEE MEETINGS) – as amended ordered to stand part of the Standing Orders.

Clause 12 - (ORDER XVIII - COMMITTEES OF THE HOUSE) – as amended ordered to stand part of the Standing Orders.

Clause 13 - (ORDER XVIII - STANDING COMMITTEES) – as amended ordered to stand part of the Standing Order.

Clause 14 - (ORDER XVIII - COMMITTEE ON AGRICULTURAL PRODUCTION AND SERVICES) – as amended ordered to stand part of the Standing Orders.

Clause 15 - (ORDER XVIII - BANKING AND CURRENCY) - ordered to stand part of the Bill.

Clause 16 - (ORDER XVIII - COMMITTEE ON BASIC EDUCATION AND SERVICES) – as amended ordered to stand part of the Standing Orders.

Amendment proposed.

The Chairman: Hon. Aminu, why are you complaining, when the Chairman of Rules and Business was giving the synopsis to the amendments, you people were not listening. If you have any grouse with the amendments, address the Chair.

Hon. Zakari, let us hear you because you are the Chairman of one of the affected Committees.

Hon. Zakari Mohammed (Baruten/Kaima): This is to draw the attention of the House to certain developments in both Committees after splitting. There is Mathematical Centre and there is Curriculum Development Centre. These two Committees are supposed to be under Basic because what you do in Curriculum Development are basically those of Primary and Secondary School. You only offer Mathematics in both Primary and Secondary Schools; but those things have not been reflected in black and white and that is exactly why the Committee on Tertiary is assuming oversight of those institutions. If we want to do things right, I have drawn attention of your humble self-attention to it. I have told the Chairman, Business and Rules, but it is not reflected here.

Since this will guide our functions for the next three years, we need to be guided rightly. We should not ridicule this institution before MDAs. If one Committee writes and the other also writes, then we are appearing like a laughing stock before the MDAs.

Hon. Orker-Jev Emmanuel Yisa: The Chairman Basic Education's letter was written to the leadership rather than me; most of the complaint letters pass through my office and we took note of them. This was one of those that skipped me and we do not avert our minds from the complaint that he has just brought to my attention here but I leave it to the House to do the right thing.

The Chairman: Since you have accepted that the letter was not treated, what is your opinion, as the Chairman of Rules and Business, on this particular matter?

Hon. Orker-Jev Emmanuel Yisa: I agree from the explanation he has given that the matter should properly belong to Basic Education. Really if my attention was drawn to it before we did this; that will be the right thing to do. Somehow I agree to

oversight because even without a letter of complaint we should have done that. Since we do not do it, it is the responsibility of Committee of Whole to do it now. I have no objection to that unless those who are well equipped with matters like Hon. Dukku who is putting up her hand; if anybody has superior argument otherwise I go along with Chairman Basic Education.

The Chairman: It is because of the nature of the matter under discussion, that I will give Hon. Dukku just a minute to speak on it because we have to get it done very quickly.

Hon. Aishatu Jibril Dukku (Dukku/Nafada): I seriously concur with what the Chairman of Basic Education said. I was the Minister for State and that Institute was under my supervision, so it is supposed to be under the Committee on Basic Education.

The Chairman: All-right. Chairman Rules and Business you are invited to propose an amendment.

Hon. Orker-Jev Emmanuel Yisa: I move that the National Mathematical Centre and National Curriculum Development Centre be moved to Committee on Basic Education.

Hon. Onyejeocha Nkeiruka: I second the amendment proposed by Chairman Rules and Business.

Amendment put and agreed to.

Clause 16 - (ORDER XVIII - COMMITTEE ON BASIC EDUCATION AND SERVICES) - as amended ordered to stand part of the Standing Orders.

Clause 17 - (ORDER XVIII - COMMITTEE ON DIASPORA) - as amended ordered to stand part of the Standing Orders.

Clause 18 - (ORDER XVIII - COMMITTEE ON DRUGS AND NARCOTICS) -

Question proposed

Hon. Azodo Eucharia (Aguata): On Drugs and Narcotics, we are removing drugs but there are some other drugs psychotropic substances that are under drugs, and they are prohibited drugs under the purview of the National Drug Law Enforcement Agency. How do we do it if we remove drugs from the Committee? Even if you are removing NAFDAC, it is not the reason you should remove the drugs. There are some other drugs that are under the purview of NDLEA.

The Chairman: Hon. Eucharia, if you read that Clause very well, it says: *Committee on NARCOTIC Drug.*, change the name to Committee on NARCOTIC drugs and that answers your question.

Hon. Orker-Jev Emmanuel Yisa: The name was Committee on Drugs and Narcotic. It was said that if you allow the name to remain that way, NAFDAC which is not under this Committee but under Health Care Services, will appear to be a conflict of interest. So the name was changed to Committee on Narcotic drugs, which take it out of the purview of NAFDAC. That is the understanding behind this change of name.

The Chairman: Hon Eucharia, did you get the explanation?

Hon. Azodo Eucharia: Yes. I did.

Clause 18 - (ORDER XVIII - COMMITTEE ON DRUGS AND NARCOTICS) - as amended ordered to stand part of the Standing Orders.

Clause 19 - (ORDER XVIII - COMMITTEE ON ENVIRONMENT AND HABITAT) - as amended ordered to stand part of the Standing Orders.

Clause 20 - (ORDER XVIII - COMMITTEE ON FINANCE) - as amended ordered to stand part of the Standing Orders.

Clause 21- (ORDER XVIII - COMMITTEE ON FOREIGN AFFAIRS) - as amended ordered to stand part of the Standing Orders.

Clause 22 (ORDER XVIII - COMMITTEE ON FEDERAL JUDICIARY) - as amended ordered to stand part of the Standing Orders.

Clause 23 - (ORDER XVIII - COMMITTEE ON FCT) - as amended ordered to stand part of the Standing Orders.

Clause 24 - (ORDER XVIII - COMMITTEE ON GOVERNMENTAL AFFAIRS) - as amended ordered to stand part of the Standing Orders.

Clause 25 - (ORDER XVIII - COMMITTEE ON MARITIME SAFETY, EDUCATION AND ADMINISTRATION) - as amended ordered to stand part of the Standing Orders.

Clause 26 - (ORDER XVIII - COMMITTEE ON NATIONAL PLANNING AND ECONOMIC DEVELOPMENT) - as amended ordered to stand part of the Standing Orders.

Clause 27 - (ORDER XVIII - COMMITTEE ON PORTS, HARBOUR AND WATERWAYS) - *as amended ordered to stand part of the Standing Orders.*

Clause 28 - (ORDER XVIII - COMMITTEE ON RURAL DEVELOPMENT) - *as amended ordered to stand part of the Standing Orders.*

Clause 29 - (ORDER XVIII - COMMITTEE ON SPECIAL DUTIES) - *as amended ordered to stand part of the Standing Orders.*

Clause 30 - (ORDER XVIII - COMMITTEE ON TERTIARY EDUCATION AND SERVICES) - *as amended ordered to stand part of the Standing Orders.*

Clause 31 (ORDER XVIII - COMMITTEE ON PETROLEUM RESOURCES (UPSTREAM)) - *as amended ordered to stand part of the Standing Orders.*

Clause 32 (ORDER XVIII - COMMITTEE ON POVERTY ALLEVIATION) - *as amended ordered to stand part of the Standing Orders.*

Clause 33 – (ORDER XVIII – COMMITTEE ON SPORTS) –

Question proposed

Hon. Goni Bukar Lawan (Bursari/ Geidam/ Yunusari): My observation is that since 1999 the coming of Democracy and National Assembly, the Lottery and Gambling were domiciled under Sports, even before the establishment of this agency there is a lot of crisis with both Christians and Muslims that they would not recognise Gambling and Lottery as part of the agencies of government. Due to this, government set up a Committee and make them part of Sports. They now said it was under the SGF and nothing wrong if it is under Sports because everybody knows that this agency is part of Sports. This is my submission.

The Chairman: Hon. Goni, your observation is noted but the mere fact that this particular item has been moved to the office Secretary to the Federal Government and there is a Committee specifically meant to oversight it, there is no way you will now be Chairman of Committee on Sports and begin to oversight Secretary to the Federal government.

Hon. Orker-Jev Emmanuel Yisa: I cannot put it better than you have already put it. That was the reasoning of the Committee, there was a heated argument over this issue but they said now this is

under the office of the Secretary to the Government of the Federation which is supervised by Special Duties Committee. There will be a clash if it done otherwise.

The Chairman: I will let Hon. Goni note that one of the reasons why we are doing what we are doing today is because of the fusion and the overlaps amongst all our Committees, and since this particular item has been moved to the Office of the Secretary to the Federal Government of Nigeria, then we have no option than to put it the way it is.

Clause 33 – (ORDER XVIII – COMMITTEE ON SPORTS) - *as amended ordered to stand part of the Standing Orders.*

Clause 34 - (ORDER XVIII – EXECUTIVE SESSION) – *as amended ordered to stand part of the Standing Orders.*

Clause 35 – (ORDER XVIII – THE TERMS PRESIDENT AND SPEAKER) – *as amended ordered to stand part of the Standing Orders.*

Hon. Jibril Umar Buba: I move that the House do revert to Plenary.

Hon. Iriase Pally Isumafe Obokhuame (Owan East/West): I second the Motion ably moved by the Deputy Leader of the House.

Question put and agreed to.

(The Deputy Speaker in the Chair)

Report and Adoption

The Deputy Speaker: The House in the Committee of Whole considered the Report of the Committee on Rules and Business on further amendments on the Standing Orders of the House of Representatives and:

Approved Clauses 1 to 15 as amended;

Approved Clause 16 (as amended);

Approved Clauses 17 to 35 (as amended) of the Report.

Hon. Jibril Umar Buba: I move that the House do adopt the report of the Committee of Whole as read out by the Speaker.

Hon. Iriase Pally Isumafe Obokhuiame: I second the Motion ably moved by the Deputy Leader of the House.

Question put and agreed to.

Resolved: That the House do adopt the Report of the Committee of Whole

VOTES AND PROCEEDINGS

Hon. Jibril Umar Buba: I move that we adopt the Votes and Proceedings of today Wednesday 23rd of March, 2016.

Hon. Iriase Pally Isumafe Obokhuiame: I second the Motion ably moved by the Deputy Leader of the House.

Question put and agreed to.

ADJOURNMENT

Hon. Jibril Umar Buba: I have the privilege to move that, in view of Easter Celebration around the corner, the House do adjourn till 12th of April, 2016, at 11.00 am.

Hon. Iriase Pally Isumafe Obokhuiame: In view of the fact that this is an honour for those of us who will be celebrating a very important Christian Ceremony, I hereby second the Motion ably moved by the Deputy Leader.

Question put and agreed to.

Resolved: That the House stands adjourned till 12th of April, 2016 at 11.00 am.

The House accordingly adjourned at 3.00 pm.