



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

Wednesday, 29th November, 2017

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

ORDERS OF THE DAY

PRESENTATION AND CONSIDERATION OF A REPORT

1. Report of the Committee on Niger Delta
Niger Delta Development Commission (NDDC) Act 2000 Bill, 2017 (SB. 578)
Sen. Peter Nwaoboshi (*Delta North*).
-That the Senate do receive and consider the report of the Committee on Niger Delta on the Niger Delta Development Commission (NDDC) Act 2000 Bill, 2017 (SB. 578).

MOTIONS

1. The worrisome state of security in Adamawa, Borno and Yobe States.

Sponsor: Sen. Mohammed Ali Ndume (*Borno South*)

The Senate:

Notes and commend the commitment of the President and Commander-In-Chief on the fight Against Insurgency in the north-East by the relocation of the Armed Forces Command to Borno on assumption of office in 2015 that led to degrading of Boko Haram;

Concerned that in this year (2017) the level of attack by the Insurgents have escalated to worrisome level;

Worried that in the year 2017 – more than 357 civilian were killed during 55 attacks in the North-East. The deadliest month was in August when the militant group killed 100 people, followed by November with 76 people killed already. Recently 3 Soldiers and a child were killed in Magumeri in Borno, several civilians were killed in Madagali in Adamawa, and eight Soldiers were killed in Sasawa in Yobe State;

Observed that up till date 103 Chibok Girls, 10 women from Askira/Uba and lately 3 staff of University of Maiduguri remain in captivity;

Also worried that cases of Suicide Bombing in Borno and recently Mubi in Adamawa that killed 50 people and wounded several others continues to escalate. At least 220 people were killed since June as result of suicide bombing. Over 83 Child Suicide Bombers were used in 2017. This is four times as many Child Suicide Bombers used in all of 2016. The UN agency said out of the 83 Children deployed by the atrocious insurgents, 55 were girls, mostly under 15 years old and 27 were boys. One was a baby strapped to a girl. Nineteen children were used last years (2016) UNICEF said;

Recalls that 14.8 million people are affected by the crisis; the estimated cost of destruction is put at over \$9 billion (about ₦2.75 trillion) 85% of the destruction is in Borno; up to 1.8 million people are IDPs out of which more than 80% are living in host Communities. In Borno North, Central and some part of Borno South farmers have not been able to go to their farms for more than four years;

Also worried that about 1.0 million returning IDPs without anything to start life are now scared of going back to their various town and villages and therefore forced to remain in Maiduguri Camps that are already crowded and over stretched,

Accordingly resolves to:

Invite the Service Chiefs to brief the Senate on the worrisome state of security in a closed Session.

2. Rescission of the Senate Resolution on the Confirmation of the Nomination of Ahmad Bello Mahmud Representing Zamfara State as Nominee for Resident Electoral Commissioner (REC).

Sponsor: Sen. Kabir Garba Marafa (*Zamfara Central*)

The Senate:

Recalls that the Senate of the Federal Republic of Nigeria, at its sitting of Thursday, 23rd November, 2017, rejected the nomination of Ahmad Bello Mahmud, representing Zamfara State as Resident Electoral Commissioner (REC), of the Independent National Electoral Commission (INEC);

Recalls that the decision of the Senate was based on the recommendation contained in the Report of the Committee for the Screening of Nominees for Confirmation of Appointment as Resident Electoral Commissioners (REC) for the Independent National Electoral Commission (INEC), dated November, 2017;

Recalls that the recommendation of the Committee's Report, as it claims, was based on "...careful deliberations and consultations..." as contained in item 6.0 page 8 of the report;

Aware that as a serving senator as well as the senator representing the nominee and therefore, a critical stake holder from Zamfara State, I was at no point in time ever consulted on the confirmation of the said nominee;

Aware that item 4.1.2 on page 6 of the Screening Committee's Report has confirmed that the nominee was born in Gusau, Gusau Local Government Area of Zamfara State;

Aware that the Report has confirmed that the nominee had both his primary and secondary education in Gusau and Anka Local Government Areas of Zamfara State respectively;

Aware that the nominee was a one-time Attorney General and Commissioner of Justice of Zamfara State and the Chairman, Zamfara State Anti-Corruption Commission, amongst others;

Aware also that the methodology adopted by the Committee as contained in item 3.0 on page 3 of the report made no reference whatsoever to indigeneship as a basis for consideration and for clearing any nominee;

Further aware that the assertion by the Senator representing Zamfara North Senatorial District that the nominee is from Kebbi State and not from Zamfara State is therefore false,

Accordingly resolves to:

Rescind its earlier decision and approve the confirmation of the nomination of Ahmad Bello Mahmud, to represent Zamfara State as Resident Electoral Commissioner (REC) in Independent National Electoral Commission (INEC).

3. Urgent need to protect Nigerian Citizens from the Libya Slavery Auctions.

Sponsor: Sen. Baba Kaka Bashir Garbai (*Borno Central*)

The Senate:

Notes with dismay the latest report being aired on CNN of slave markets at various locations across Libya, where Africans and mostly Nigerians are auctioned as slaves, priced as merchandise and sold off like animals;

Sickened to note that the CNN video available on YouTube which had brought about a global outrage witnessed the sale of 12 Nigerians for prices as ridiculous as \$400 to \$800;

Notes with utmost concern and grief that this completely stone-age, inhuman and barbaric act is going on today, within the 21st century civilization;

Acknowledges that there is an on-going global outcry against this sickening crime against humanity, several protests in mostly European countries such as Paris and Brussels whilst we who are the most affected as these are our children, our brothers and sisters, our youths, are indifferent;

Notes the report of a survivor that they are being kept in unsanitary conditions, made to endure regular beatings, forced into labour in the fields with little or no food and some are killed in the process. As described by a survivor "It was total hell in Libya. For the Arabs (Libyan jailers), black-skinned men are nothing but animals - animals were treated better. People who want slaves come to buy us and if you resist, they shoot at you";

Observes that this is a humiliation not just to Nigeria and Africa as a whole but also to human civilization and the fundamental principles of human rights under the United Nations Charter;

Notes further that these are our people who are just trying to flee from poverty and deprivation;

Observes that just this year, no fewer than 10,000 Nigerians have died while trying to illegally migrate through the Mediterranean Sea and the deserts. Just recently we mourned the death of some Nigerians among the 26 young girls who died in the Mediterranean Sea;

Notes that not long ago, about 4,000 Nigerians were intercepted when they were about to enter the Mediterranean Sea and deported from Libya. The Libyan immigration authority informed the CNN that of an estimated 25,500 migrants, 4,000 are from Nigeria, and are being held at various detention centres in the country;

Notes the report by Libyan officials that its detention centres are full and they have only deported 5% of the 20,000 in the detention centres because of lack of response from the home governments of the migrants;

Worried that the Libyan government does not have the means nor the commitment to crack down on the perpetrators as their hands are full. Hence these smuggling networks are killing, torturing, extorting and detaining migrants at will;

Aware that other African Countries such as Ivory Coast have taken active steps to protect their people from these despicable acts and bring them back to their home countries;

Observes that our constitution makes the welfare and protection of citizens as the reason for government and we will be failing in our duty if we sit idle and watch any Nigerian being put into slavery. Every Nigerian's life matter,

Accordingly resolves to:

- i. *Condemn in totality the current depravity and sheer animalism being exhibited by these Libyans selling fellow Africans as slaves;*
- ii. *Urge the Federal Government to urgently investigate how many of our people are affected;*
- iii. *Urge the Federal Government to urgently commence the process of repatriation and rehabilitation of Nigerian citizens caught up in these despicable treatment and human rights abuses; and*
- iv. *Urge the Federal Government to take all diplomatic steps to ensure that everyone involved is held accountable to face the full weight of international law and justice.*

4. Need to enforce the terms of 1993 PSC Agreement between IOCs and the Federal Government.

Sponsor: Sen. Donald O. Alasoadura (*Ondo Central*)
 Co-Sponsors: Sen. Ahmadu Abubakar (*Adamawa South*)
 Sen. Baba Kaka Bashir Garbai (*Borno Central*)
 Sen. Ali Wakili (*Bauchi South*)

The Senate:

Notes with shock that Nigeria lost close to \$60 billion to the non-enforcement of the terms of production sharing contracts (PSCs) signed between the Federal Government and the International Oil Companies (IOCs) in 1993 through Nigeria National Petroleum Corporation (NNPC);

Notes further that the 1993 PSCs provides that royalties paid by the IOCs, on oil blocks located in deep water should be reviewed upward when crude oil price exceeds \$20 per barrel;

Notes also that PSC also provided for fiscal terms that were different from the Petroleum Profit Tax Act (PPTA), for instance, the tax rate for the PSCs is 50%, compared to 65.75% and 85% rate in the PPTA;

Notes also that PSCs also provided for the investment tax credit (ITC) of 50% against the rate of between 5% and 20% provided in the PPTA;

Concerned that these provisions were later backed by the deep offshore and inland basin production sharing contracts ACT (No 09) of 1999 significantly, section 16 (1 & 2) of the Act provides that if the price of crude oil at any time exceeds \$20 per barrel the share of government shall be renegotiated to such extent that the production sharing contracts shall be economically beneficial to the government of the Federation;

Aware that in addition, the decree is subject to review after a period of 15 years from the date of its commencement (January 01, 1993) and every 5 years thereafter;

Worried that oil price crossed the \$20 mark (in real time) in May 2004 and yet the Royalties were not reviewed upwards as provided by the terms and conditions of the PSCs (15 years from 1993) as provided by the terms of the contract leading to monumental loss of revenue to the Federation,

Accordingly resolves to:

- i. *Mandate the Committee on Petroleum Resources (Upstream) to investigate the implementation of Production Sharing Contracts (PSC) Agreements of 1993 and determine the extent of revenue losses and proffer lasting solution to the problems of implementing the agreement; and*
- Urge the executive arm of government to direct the authorities of government saddled with the responsibility to collect all the revenues on behalf of government and the people of Nigeria, in order to mitigate against the colossal losses that must have occurred due to the lapses stated above.*

CONSIDERATION OF BILLS

1. A Bill for an Act to authorize the issue from the Consolidated Revenue Fund of the Federation the total sum of =N=8,612,236,953,214 (Eight Trillion, Six Hundred and Twelve Billion, Two Hundred and Thirty - Six Million, Nine Hundred and Fifty - Three Thousand, Two Hundred and Fourteen Naira) only, of which, =N=456,458,654,074 (Four Hundred and Fifty - Six Billion, Four Hundred and Fifty - Eight Million, Six Hundred and Fifty - Four Thousand, Seventy - Four Naira) only is for Statutory Transfers, =N=2,233,835,365,699 (Two Trillion, Two Hundred and Thirty - Three Billion, Eight Hundred and Thirty - Five Million, Three Hundred and Sixty - Five Thousand, Six Hundred and Ninety - Nine Naira) only is for Debt Service, =N=3,494,277,820,219 (Three Trillion, Four Hundred Ninety - Four Billion, Two Hundred and Seventy - Seven Million, Eight Hundred and Twenty - Thousand, Two Hundred and Nineteen Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of =N=2,427,665,113,222 (Two Trillion, Four Hundred and Twenty - Seven Billion, Six Hundred and Sixty - Five Million, One Hundred and Thirteen Thousand, Two Hundred and Twenty - Two Naira) is for contribution to the Development Fund for Capital Expenditure for the year ending on the 31st day of December, 2018 (SB. 575) - *Second Reading - 2nd Allotted Day*
 Senate Leader.

2. A Bill for an Act to amend the Nigerian National Petroleum Corporation (NNPC) Act CAP N123 LFN 2004 and for other connected matters therewith, 2017 (SB. 572) - *Second Reading*
Sen. Ahmadu Abubakar (*Adamawa South*) and others.

COMMITTEE MEETINGS

No.	Committee	Date	Time	Venue
1.	Marine Transport	Wed. 29 th - Thur. 30 th November, 2017 (Budget Meeting)	2.00pm	Committee Room 221 Senate New Building
2.	Local Content	Wed. 29 th & Thur. 30 th November, 2017	2.00pm	Committee Room 224 Senate New Building
3.	Banking, Insurance and other Financial Institutions	Wednesday 29 th November, 2017 (Courtesy Visit)	1.00pm	Committee Room 107 Senate New Building
4.	Niger Delta	Wednesday, 29 th November, 2017	2.00pm	Conference Room 022 Senate New Building
5.	FCT	Thursday, 30 th November, 2017	2.00pm	Committee Room 117 Senate New Building
6.	Cooperation and Integration in Africa/NEPAD	Tuesday, 5 th December, 2017	2.00pm	Committee Room 305 Senate New Building
7.	Agriculture and Rural Development	Tuesday, 5 th December, 2017	12.00noon	Committee Room 117 Senate New Building
8.	Water Resources	Tue. 5 th & Wed. 6 th December, 2017 (Public Hearing)	10.00am	Conference Room 022 Senate New Building
9.	Agriculture and Rural Development	Thursday, 7 th December, 2017 (Investigative Hearing)	12.00noon	Conference Room 022 Senate New Building