



THE SENATE
FEDERAL REPUBLIC OF NIGERIA
VOTES AND PROCEEDINGS

Tuesday, 23rd January, 2018

1. The Senate met at 10:50 a.m. The Senate President read Prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Thursday, 18th January, 2018.
Question was put and the Votes and Proceedings were approved.
3. **Announcements:**
 - (a) **Notice of Public Hearing:**
The Senate President read a letter from Senator Aliyu M. Wamakko (Sokoto North) as follows:



THE SENATE
FEDERAL REPUBLIC OF NIGERIA
JOINT COMMITTEE ON EDUCATION (BASIC & SECONDARY), TERTIARY
INSTITUTIONS & TETFUND, AND COMMUNICATIONS

Senator (Dr) Abubakar Olubukola Saraki, CON
The President
Senate of the Federal Republic of Nigeria
National Assembly
Abuja

23rd January, 2018

Mr. President,

NOTICE OF PUBLIC HEARING

Your Excellency will recall that the Senate of the Federal Republic of Nigeria at its Plenary Session on Tuesday, 26th September, 2017 mandated its Committees on Education (Basic & Secondary); Tertiary Institutions & TETFUND; and Communications, to conduct a public hearing on Innovative Education Technology: e-Learning and Blended Learning in the Education Sector in Nigeria, with a view to enriching such a policy and report within four (4) weeks.

Pursuant to this mandate, the Joint Committee invites the Senate and stakeholders to 1-day public hearing scheduled for today, Tuesday, 23rd January, 2018 in Senate Conference Room 231, 2nd Floor, New Building, National Assembly, Abuja by 12 Noon.

Please accept the assurances of my kind regards.

(Signed)

Senator Aliyu M. Wamakko

Chairman

(b) Conference Committee:

The Senate President named the following Senators as Conferees on Petroleum Industry Governance Bill, 2018:

(i)	Senator Donald O. Alasoadura	—	Chairman
(ii)	Senator Kabiru G. Marafa	—	Member
(iii)	Senator Albert B. Akpan	—	Member
(iv)	Senator Philip T. Aduda	—	Member
(v)	Senator Ahmad M. Abubakar	—	Member
(vi)	Senator Gershon O.H. Bassey	—	Member
(vii)	Senator Baba Kaka B. Garbai	—	Member

(c) Acknowledgment:

The Senate President acknowledged the presence of Staff and Students of BJ Schools, Karu, Abuja who were at the gallery to observe Senate Proceedings.

4. Petitions:

- (a) Rising on Rule 41, Senator Robert A. Boroffice (*Ondo North*) drew the attention of the Senate to a petition from his constituent, Dr. George A. Omoogun, against the Federal Ministry of Science and Technology/Nigeria Institute for Trypanosomiasis Research, Kaduna, over non payment of emoluments. He urged the Senate to look into the matter.

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

- (b) Rising on Rule 41, Senator Jeremiah T. Useni (*Plateau South*) drew the attention of the Senate to a petition from his constituent, Yakubu Sodo on behalf of Grand Progressive Association of Contributory Pensioners of Union Bank of Nigeria, against the Union Bank Plc, over mismanagement of retirement benefits. He urged the Senate to look into the matter.

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

- (c) Rising on Rule 41, Senator Theodore A. Orji (*Abia Central*) drew the attention of the Senate to a petition from his constituent, Onyemachi C. Christian, against the Nigeria Police, Lagos Command, over non-release of his Toyota Highlander Jeep. He urged the Senate to look into the matter.

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

5. Matter of Urgent Public Importance:

Rising on Rule 42, Senator Dino Melaye (*Kogi West*) drew the attention of the Senate to the suspected monumental corruption in the Nigerian National Petroleum Corporation (NNPC) through Brass LNG Limited, a company in which Nigerian Government has 50% share of a Joint Venture Agreement with some Frenchmen and Italians. He informed the Senate that accounts of such Ventures are maintained with the Central Bank of Nigeria (CBN), but in this case, the account is operated by Keystone Bank Plc without Bank Verification Number (BVN) which engage in transfer of funds in United States Dollars outside Nigeria. He sought and obtained the leave of the Senate to present the matter.

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

6. Committee on Ethics, Privileges and Public Petitions:

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

- (1) Engr. Y.Y. Sani, against the Federal Ministry of Industry, Trade and Investment for Non-payment of outstanding monitoring fees of USD1,776,873.84 and ₦276,158.92 paid by International Oil and Gas Companies Exporting Crude Oil and Gas from Nigeria (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution(i):

Question: That the Senate do urge the Minister of Industry, Trade and Investment to capture the sum of USD1,776,873.84 (its Naira equivalent) and the sum of ₦276,158.92 the Ministry is owing Nigerco Industries Nigeria Limited (NNL) (being the outstanding monitoring fees for services rendered) in its 2018 Budget for the Ministry in order to pay NNL — *Agreed to.*

Proposed Resolution(ii):

Question: That the Senate do urge the Federal Government to resume the operations of the Legal Metrology System in all sectors of the economy, especially, the Oil and Gas sector as this would not only be available on-line but would make certain the exact amount of crude oil the nation sells out per day — *Agreed to.*

Resolved:

- (i) That the Senate do urge the Minister of Industry, Trade and Investment to capture the sum of USD1,776,873.84 (its Naira equivalent) and the sum of ₦276,158.92 the Ministry is owing Nigerco Industries Nigeria Limited (NNL) (being the outstanding monitoring fees for services rendered) in its 2018 Budget for the Ministry in order to pay NNL; and
- (i) That the Senate do urge the Federal Government to resume the operations of the Legal Metrology System in all sectors of the economy, especially, the Oil and Gas sector as this would not only be available on-line but would make certain the exact amount of crude oil the nation sells out per day (S/Res/153/03/18).

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

- (2) Mr. Atiku Saleh and three others, against the Pension Transition Arrangement Directorate (PTAD) for unfair termination of appointment by the Directorate (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That in view of the fact that the nation is battling to have its citizens actively engaged in gainful employment, the four Directors (Atiku Saleh and three others) appointments be regularized by converting them to contract staff, especially as their conversion would not be a breach to the Public Service Rules — *Agreed to.*

Resolved:

That in view of the fact that the nation is battling to have its citizens actively engaged in gainful employment, the four Directors (Atiku Saleh and three others) appointments be regularized by converting them to contract staff, especially as their conversion would not be a breach to the Public Service Rules (S/Res/154/03/18).

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

- (3) TMDK Oil Traders Limited, against Flour Mills of Nigeria Plc (FMN) for non-payment of ₦2,500,000,000 for contract executed (*Senator Samuel N. Anyanwu — Imo East*).

*Report presented.**Question put and agreed to.**Debate:**Proposed Resolution (i):*

Question: That the Senate do appreciate the TMDK Oil Traders Limited and Flour Mills of Nigeria Plc for agreeing to settle the issues raised therein amicably between them — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do step down the petition written by TMDK Oil Traders Limited against Flour Mills of Nigeria Plc since the two (2) parties have amicably agreed to withdraw it and bring the matter to a close — *Agreed to.*

Resolved:

- (i) That the Senate appreciate TMDK Oil Traders Limited and Flour Mills of Nigeria Plc for agreeing to settle the issues raised therein amicably between them; and
- (ii) That the Senate step down the petition written by TMDK Oil Traders Limited against Flour Mills of Nigeria Plc since the two (2) parties have amicably agreed to withdraw it and bring the matter to a close (S/Res/155/03/18).

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

- (4) ACP Joseph I. Ogbeide, against the Nigeria Police for not allowing him to resume duty after being reinstated by the Police Service Commission (PSC) (*Senator Samuel N. Anyanwu — Imo East*).

*Report presented.**Question put and agreed to.**Debate:**Proposed Resolution:*

Question: That the Senate do commend the Nigeria Police for reinstating ACP Joseph I. Ogbeide even before the completion of investigations by the Committee — *Agreed to.*

Resolved:

That the Senate commend the Nigeria Police for reinstating ACP Joseph I. Ogbeide even before the completion of investigations by the Committee (S/Res/156/03/18).

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

- (5) Cpl. Ogunbuyide Adewale, against the Nigerian Army, for wrongful dismissal from the Army (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That the Senate should dismiss this case and advise the petitioner to look elsewhere for livelihood as the Senate could not help a man who abscond from his job — *Agreed to.*

Resolved:

That the Senate dismiss this case and advise the petitioner to look elsewhere for livelihood as the Senate could not help a man who abscond from his job (S/Res/157/03/18).

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

- (6) Lt. Solomon Damina and Twelve (12) others, against the Nigerian Army for alleged unjust retirement from the Army (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution (i):

Question: That Lieutenant Solomon Damina and Twelve (12) Others be immediately reinstated, promoted to the rank of Captain and be retired with effect from 2nd January, 2008 with all their entitlements fully paid to them — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate Committee on Army be mandated to ensure compliance — *Agreed to.*

Resolved:

- (i) That Lieutenant Solomon Damina and Twelve (12) Others be immediately reinstated, promoted to the rank of Captain and be retired with effect from 2nd January, 2008 with all their entitlements fully paid to them; and
- (ii) That the Senate Committee on Army is mandated to ensure compliance (S/Res/158/03/18).

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

- (7) Major Kenneth David Chioma Obimuonso (rtd), against the Nigerian Army for his wrongful retirement from the Army on medical ground (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution (i):

Question: That the Senate do urge the Nigerian Army to constitute another Medical Board in collaboration with the family of the officer to re-examine the mental state of Major Kenneth David Chioma Obimuonso (rtd) to clear his doubts concerning his retirement on medical ground.

Amendment Proposed.

Immediately after the word “another” in line 1, *insert* the word “new” (*Senator Bareehu O. Ashafa — Lagos East*).

Question that the amendment be made, put and agreed to.

Proposed Resolution (ii):

Question: That the Senate do urge the Nigerian Army to reinstate, promote and pay benefits due the officer accordingly if the report of the Medical Board clears him of any mental issues. But if the outcome is negative, status quo be maintained — *Agreed to.*

Resolved:

- (i) That the Senate urge the Nigerian Army to constitute another new Medical Board in collaboration with the family of the officer to re-examine the mental state of Major Kenneth David Chioma Obimuonso (rtd) to clear his doubts concerning his retirement on medical ground; and
- (ii) That the Senate urge the Nigerian Army to reinstate, promote and pay benefits due the officer accordingly if the report of the Medical Board clears him of any mental issues. But if the outcome is negative, status quo be maintained (S/Res/159/03/18).

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

- (8) Okoro Felicia, against the Federal Road Safety Corps (FRSC) for alleged wrongful dismissal from the Corps (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:**Proposed Resolution:**

Question: That Okoro Felicia be reinstated to the service of the Federal Road Safety Corps with all her entitlements fully paid because her dismissal did not follow due process — *Agreed to.*

Resolved:

That Okoro Felicia be reinstated to the service of the Federal Road Safety Corps with all her entitlements fully paid because her dismissal did not follow due process (S/Res/160/03/18).

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

- (9) Mr. Chidi Nwoha, against the Nigeria Police for alleged unlawful dismissal from the Service (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That the Senate do sustain the decision of the court, and urge the Nigeria Police to reinstate Mr. Chidi Nwoha without any loss in seniority, salaries, position and other emoluments as the officer had been discharged and acquitted by the High Court of Ebonyi State, Abakaliki Division — *Agreed to.*

Resolved:

That the Senate do sustain the decision of the court, and urge the Nigeria Police to reinstate Mr. Chidi Nwoha without any loss in seniority, salaries, position and other emoluments as the officer had been discharged and acquitted by the High Court of Ebonyi State, Abakaliki Division (S/Res/161/03/18).

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

- (10) Mr. Esenwa Chukwuemeka Leonard and three others, against the Nigerian National Petroleum Corporation (NNPC) for alleged wrongful termination of his appointment by the Corporation (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That since the retirement of the petitioner, Mr. Esenwa Chukwuemeka Leonard and Three Others was based on Nigerian National Petroleum Corporation (NNPC) rationalization exercise as approved by the Federal Government and they have been paid all their retirement benefits which they accepted, the decision of the Management of Nigerian National Petroleum Corporation to retire them is sustained — *Agreed to.*

Resolved:

That since the retirement of the petitioner, Mr. Esenwa Chukwuemeka Leonard and Three Others was based on Nigerian National Petroleum Corporation (NNPC) rationalization exercise as approved by the Federal Government and they have been paid all their retirement benefits which they accepted, the decision of the Management of Nigerian National Petroleum Corporation to retire them is sustained (S/Res/162/03/18).

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

- (11) Onwuka Egwu & Co. on behalf of Chief Victor Amadi and Three (3) Others, against the Lagos International Trade Fair Complex Management Board, and the Executives of the Auto Spare Parts and Machinery Dealers Association (ASPMDA) for the Illegal sale of spaces and erection of structures within the ASPMDA section in the Trade Fair Complex (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That the Senate do strike out the petition submitted by Onwuka Egwu & Co. on behalf of Chief Victor Amadi and Three (3) Others in respect of the sales and erection of structures within the Auto Spare Parts and Machinery Dealers Association (ASPMDA) section of the Lagos International Trade Fair Complex as the matter was pending before High Courts of Lagos State — *Agreed to.*

Resolved:

That the Senate strike out the petition submitted by Onwuka Egwu & Co. on behalf of Chief Victor Amadi and Three (3) Others in respect of the sales and erection of structures within the Auto Spare Parts and Machinery Dealers Association (ASPAMDA) section of the Lagos International Trade Fair Complex as the matter was pending before High Courts of Lagos State (S/Res/163/03/18).

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

- (12) Christopher A. Eichie Esq. on behalf of Major Ali Abdullahi (rtd), against the Chief of Army Staff and the Minister of Defence for refusing to pay him a judgment sum of ₦25.3M awarded in his favour (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That the Nigerian Army should immediately pay Major Ali Abdullahi the judgement sum of ₦25.3million awarded by an FCT High Court as compensation for the illegal detention and inhuman treatment meted out to him in 2012 by the Army — *Agreed to.*

Resolved:

That the Nigerian Army should immediately pay Major Ali Abdullahi the judgement sum of ₦25.3million awarded by an FCT High Court as compensation for the illegal detention and inhuman treatment meted out to him in 2012 by the Army (S/Res/164/03/18).

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

- (13) Mr. Elomeme Austine and Seventy (70) Other Staff of the National Drug Law Enforcement Agency (NDLEA), against the National Drug Law Enforcement Agency (NDLEA) for alleged wrongful retirement from the Agency (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution(i):

Question: That due process had been followed in the retirement of the Seventy One (71) officers of the National Drug Law Enforcement Agency (NDLEA) — *Agreed to.*

Proposed Resolution(ii):

Question: That the Senate do urge the National Drug Law Enforcement Agency (NDLEA) to process and pay the entitlements of the retirees (if any) who had not received his/her retirement benefits — *Agreed to.*

Resolved:

- (i) That due process had been followed in the retirement of the Seventy One (71) officers of the National Drug Law Enforcement Agency (NDLEA); and
- (ii) That the Senate urge the National Drug Law Enforcement Agency (NDLEA) to process and pay the entitlements of the retirees (if any) who had not received his/her retirement benefits (S/Res/165/03/18).

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

- (14) Cpl. Obinna Ogbu, against the Nigeria Police for alleged wrongful dismissal from the Service (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That the Senate do sustain the decision of the Nigeria Police to dismiss Cpl. Obinna Ogbu since evidence clearly showed that he deserted the Service — *Agreed to.*

Resolved:

That the Senate sustain the decision of the Nigeria Police to dismiss Cpl. Obinna Ogbu since evidence clearly showed that he deserted the Service (S/Res/166/03/18).

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

- (15) Dr. Adedapo D. Aladesanmi, against the Police Service Commission (PSC) for refusing to issue him a letter of appointment after completing police training (*Senator Samuel N. Anyanwu — Imo East*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution:

Question: That Dr. Adedapo D. Aladesanmi be issued his letter of appointment by the Police Service Commission (PSC) since he has officially satisfied all conditions needed as a Police Veterinary Doctor — *Agreed to.*

Resolved:

That Dr. Adedapo D. Aladesanmi be issued his letter of appointment by the Police Service Commission (PSC) since he has officially satisfied all conditions needed as a Police Veterinary Doctor (S/Res/167/03/18).

7. Conference Committee:

Report on the Nigerian Financial Intelligence Agency (Establishment, etc.) Bill, 2018 (SB. 535):

Consideration of Report deferred to another Legislative Day.

8. Committee on Tertiary Institutions and TETFUND:

Report on the Modalities of Establishing Federal Polytechnics, Federal Colleges of Education and Universities across Nigeria:

Motion made: That the Senate do consider the Report of the Committee on Tertiary Institutions and TETFUND on the Modalities of Establishing Federal Polytechnics, Federal Colleges of Education and Universities across Nigeria (*Senator Barau I. Jibrin — Kano North*).

Report presented.

Question put and agreed to.

Debate:

Proposed Resolution (i):

Question: That the suspended 6 specialized Universities should be enabled to commence operation as soon as possible as this will create additional public University spaces which will provide succor to qualified applicants left at home due to limited space in the public institutions — *Agreed to.*

Proposed Resolution (ii):

Question: That any State without Federal Polytechnic and Federal College of Education deserves to have one established, in line with equity and the Federal Government policy — *Agreed to.*

Proposed Resolution (iii):

Question: That the establishment policy should tilt towards upgrading or building on existing tertiary educational structures or building new ones that shall address our societal needs — *Agreed to.*

Additional Proposed Resolutions:

Insert Additional Proposed Resolutions as follows:

“(i) That the Senate do urge the Federal Government to provide special funding for the successful take off of the newly created thirteen (13) Universities (*Senator Mohammed D. Goje — Gombe Central*).

Question that the amendment be made, put and agreed to.

“(ii) That the Senate and the Executive Arm should ensure equity and fairness in the creation and distribution of Federal Institutions within the States (*Senator Philip T. Aduda — FCT*).

Question that the amendment be made, put and agreed to.

Resolved:

- (i) That the suspended 6 specialized Universities should be enabled to commence operation as soon as possible as this will create additional public University spaces which will provide succor to qualified applicants left at home due to limited space in the public institutions;
- (ii) That any State without Federal Polytechnic and Federal College of Education deserves to have one established, in line with equity and the Federal Government policy;
- (iii) That the establishment policy should tilt towards upgrading or building on existing tertiary educational structures or building new ones that shall address our societal needs;
- (iv) That the Senate do urge the Federal Government to provide special funding for the successful take off of the newly created thirteen (13) Universities; and
- (v) That the Senate and the Executive Arm should ensure equity and fairness in the creation and distribution of Federal Institutions within the States (*S/Res/168/03/18*).

9. Committee on Trade and Investment:

Report on the Oil and Gas Export Free Zone Act CAP D5 LFN 2011 (Amendment) Bill 2018 (SB.06):

Motion made: That the Senate do consider the Report of the Committee on Trade and Investment on Oil and Gas Export Free Zone Act CAP D5 LFN 2011 (Amendment) Bill 2018 (*Senator Fatimat O. Raji-Rasaki — Ekiti Central*).

Question put and agreed to.

Report presented.

Consideration of Report deferred to another Legislative Day.

10. Adjournment:

Motion made: That the Senate do now adjourn till Wednesday, 24th January, 2018 at 10:00 a.m.
(*Deputy Senate Leader*).

Adjourned accordingly at 1:33 p.m.

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