



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

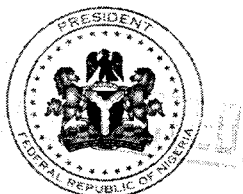
VOTES AND PROCEEDINGS

Tuesday, 6 February, 2018

1. The House met at 11.21 a.m. Mr Speaker read the Prayers.
2. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Votes and Proceedings* of Thursday, 1 February, 2018.

The Votes and Proceedings was adopted by unanimous consent.

3. **Message**
Mr Speaker read the following message from the President of the Federal Republic of Nigeria:



**PRESIDENT,
FEDERAL REPUBLIC OF NIGERIA**

25th January, 2018

PRESIDENTIAL DECISION TO DECLINE ASSENT TO 3 (THREE) BILLS RECENTLY PASSED BY THE NATIONAL ASSEMBLY IN DECEMBER 2017

Pursuant to Section 58 (4) of Constitution of the Federal Republic of Nigeria, 1999 (as amended), I hereby convey to the House of Representatives, my decision, on (25th January, 2018) to decline Presidential Assent to 3 (three) Bills recently passed by the National Assembly, namely:

- (a) **Police Procurement Fund (Establishment) Bill, 2017** — *due to lack of clarity regarding the manner of disbursement of funds, as well as Constitutional issues regarding the powers of the National Assembly to appropriate funds allocated to the 36 State Governments and 774 Local Governments, which conflict with Sections 80 - 82, and 120 - 122 of the 1999 Constitution (as amended);*

- (b) *Chartered Institute of Public Management of Nigeria Bill, 2017* — due to lack of clarity over the scope of the profession of “public management” that this Bill prohibits all persons who are not members of the Institute from practicing; and
- (c) *Nigerian Council for Social Work (Establishment) Bill, 2017* — due to lack of clarity over the scope of the profession of “social work” that this Bill prohibits all persons who are not members of the Institute from practicing.
2. Please accept, Right Honourable Speaker, the assurances of my highest consideration.

Yours Sincerely,

(Signed)

Muhammadu Buhari

4. Announcement

Visitors in the Gallery:

Mr Speaker recognised the presence of the following visitors in the Gallery:

- (i) Staff and Students of *Starville School*, Jahi, Abuja; and
- (ii) Staff and Students of *Lead International School*, Gwarimpa, Abuja.

5. Petition

A petition from Sopan Management Consultant Limited, on the termination of their contract agreement by Shell Petroleum Development Company (SPDC), was presented and laid by Hon. Randolph Brown Iwo Oruene (*Degema/Bonny Federal Constituency*).

Petition referred to the Committee on Public Petitions.

6. Matter of Urgent Public Importance (Standing Order Eight, Rule 4)

Need to Save the Life of Chief Olisa Metuh:

Hon. Chris Azubogu (*Nnewi North/Nnewi South/Ekwusigbo Federal Constituency*) introduced the matter and prayed the House to:

- (a) consider and approve the matter as one of urgent public importance; and
- (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

Question that the matter be considered as one of urgent public importance — Agreed to.

Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.

Need to Save the Life of Chief Olisa Metuh:

The House:

Notes that Chapter IV, Section 33 (1) of the 1999 Constitution of the Federal Republic of Nigeria (as amended) states that “Every person has a right to life, and no one shall be deprived intentionally of his life, save in the execution of the sentence of a court in respect of a Criminal offence of which he has been found guilty in Nigeria”;

Also notes that the life of Olisa Metuh who happens to be my constituent is under grave danger but presently he is facing trial on charges of money laundering, an offence if convicted does not prescribe death penalty;

Concerned that Olisa Metuh whose health condition started deteriorating in the hands of EFCC which led to his collapse in court some time ago he was rushed to the National Hospital;

Also concerned that Olisa Metuh traveled to Nnewi some weeks back to attend to some family issues and was rushed to the Nnamdi Azikiwe Teaching Hospital, Nnewi on Emergency due to complications on the Spinal Cord injury. While on admission, the Court refused the medical report requesting to be given enough time to the hospital to complete their investigation on him, which prompted his transfer to University of Nigeria Teaching Hospital, Enugu and later the National Hospital, Abuja in Ambulance to enable him appear before the Court;

Worried that he is on trial but not yet convicted and his health is deteriorating and further denial to receive appropriate medical attention overseas could cause him his life or permanent paralysis;

Also worried that on Monday, 5 February, 2018 he appeared in court on a stretcher from the National Hospital on the Order of the Court against medical recommendation;

Aware that it is only the living that can answer to charges of criminal offence and Olisa Metuh, a Lawyer, could not become a fugitive because of the charges he is facing if granted a leave to obtain treatment for a given period of time to come back to continue with his trial since he is already on bail;

Also aware that the same Court has granted leave to other persons with similar charges to travel overseas for medical attention but has consistently denied the request by Olisa Metuh.

Resolves to:

- (i) urge the Attorney General of the Federation and Federal High Court, Abuja to grant Olisa Metuh access to medical attention overseas until he is fit to continue with his trials; and
- (ii) mandate the Committees on Justice, and Human Right to follow up and report back within two (2) weeks for further legislative action (*Hon. Chris Azubogu — Nnewi North/Nnewi South/Ekwusigo Federal Constituency*).

Debate.

Amendment Proposed:

Leave out all the words in Prayer (i) and *insert* as follows:

“Urge the Attorney General of the Federation to look into the matter of the health of the accused person, Mr Olisah Metuh, and the desirability of treating the accused person so that he can properly stand his trial” (*Hon. Pwajok Edward Gyang — Jos South/Jos East Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that Chapter IV, Section 33 (1) of the 1999 Constitution of the Federal Republic of Nigeria (as amended) states that “Every person has a right to life, and no one shall be deprived intentionally of his life, save in the execution of the sentence of a court in respect of a Criminal offence of which he has been found guilty in Nigeria”;

Also noted that the life of Olisa Metuh who happens to be my constituent is under grave danger but presently he is facing trial on charges of money laundering, an offence if convicted does not prescribe death penalty;

Concerned that Olisa Metuh whose health condition started deteriorating in the hands of EFCC which led to his collapse in court some time ago he was rushed to the National Hospital;

Also concerned that Olisa Metuh traveled to Nnewi some weeks back to attend to some family issues and was rushed to the Nnamdi Azikiwe Teaching Hospital, Nnewi on Emergency due to complications on the Spinal Cord injury. While on admission, the Court refused the medical report requesting to be given enough time to the hospital to complete their investigation on him, which prompted his transfer to University of Nigeria Teaching Hospital, Enugu and later the National Hospital, Abuja in Ambulance to enable him appear before the Court;

Worried that he is on trial but not yet convicted and his health is deteriorating and further denial to receive appropriate medical attention overseas could cause him his life or permanent paralysis;

Also worried that on Monday, 5 February, 2018 he appeared in court on a stretcher from the National Hospital on the Order of the Court against medical recommendation;

Aware that it is only the living that can answer to charges of criminal offence and Olisa Metuh, a Lawyer, could not become a fugitive because of the charges he is facing if granted a leave to obtain treatment for a given period of time to come back to continue with his trial since he is already on bail;

Also aware that the same Court has granted leave to other persons with similar charges to travel overseas for medical attention but has consistently denied the request by Olisa Metuh.

Resolved to:

- (i) urge the Attorney General of the Federation to look into the matter of the health of the accused person, Mr Olisah Metuh, and the desirability of treating the accused person so that he can properly stand his trial; and
- (ii) mandate the Committees on Justice, and Human Right to follow up and report back within two (2) weeks for further legislative action (**HR. 29/2018**).

7. A Bill for an Act to Provide for Establishment of the Institute of Environmental Practitioners of Nigeria; and for Related Matters, (HB.1022) — Third Reading

Motion made and Question proposed, "That a Bill for an Act to Provide for Establishment of the Institute of Environmental Practitioners of Nigeria; and for Related Matters, (HB.1022) be now read the Third Time" (*Hon. Mohammed Tahir Monguno — Monguno/Marte/Nganzai Federal Constituency*).

Agreed to.

Bill read the Third time and Passed.

8. A Bill for an Act to Establish National Biotechnology Development Agency; and for Related Matters, (HB. 33) — Third Reading

Motion made and Question proposed, "That a Bill for an Act to Establish National Biotechnology Development Agency; and for Related Matters, (HB. 33) be now read the Third Time" (*Hon. Mohammed Tahir Monguno — Monguno/Marte/Nganzai Federal Constituency*).

Agreed to.

Bill read the Third time and Passed.

9. **A Bill for an Act to Establish Federal University of Technology, Enugu and to make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.1054) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Establish Federal University of Technology, Enugu and to make Comprehensive Provisions for its Due Management and Administration; and for Related Matters (HB.1054) be now read a Second Time" (*Hon. Patrick Asadu — Nsukka/Igboeze South Federal Constituency*).

Debate.

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

Bill read the Second Time.

Bill referred to the Committee on Tertiary Education and Services.

10. **Call for Investigation of the Activities of Total E&P Nigeria Limited on the Deliberate Neglect, Underdevelopment and Abandonment of its Corporate Legal Responsibilities under the Nigerian Oil and Gas Industry Content Development Act (NOGICD), 2010**

Motion made and Question proposed:

The House:

Notes that Andoni Local Government Area of Rivers State is one of the Oil Producing areas in the country;

Recalls that Total Exploration and Production Limited, formerly known as Elf Petroleum Nigeria Limited established the Amenan/Kpono oil platform as far back as 1990 in the community and the adjoining territorial waters as well as drilled several inherent and associated oil wells in the area including Usan, Asobo etc;

Aware that the Amenan/Kpono fields established upon Oil Mining Lease (OML) 99 and 70 is one of the largest conventional offshore developments in West Africa and from official records, from 2003 till date and at a rate of 125,000 bpd, Total has produced over 500 million barrels of crude oil from the said facility as well as a larger quantity of gas from the field;

Also notes that out of over fifty (50) contractors and sub-contractors that worked for Total in establishing the platform and are still working for it in its operations, not one was or is of Andoni extraction contrary to the provisions of Section 3 (2), 25, 26, 27, and 28 of the Nigerian Oil and Gas Industry Content Development (NOGICD) Act, 2010;

Observes that official government records confirm that from 1990 when it established the Amenam/Kpono platform till date, spanning over 27 years of continuous oil and gas extraction and operation, Total E&P Ltd. has not executed cumulative developmental projects worth up to Two Hundred Million Naira in towns of the host communities, despite the profit of billions of dollars from its operations in the communities;

Also observes that the Local Government is the host of the proposed Egina Field and same situation that applied to the establishment of Akpo field and all the previous fields by Total has also applied and is being implemented in respect of the Akpo, Egina and Ofon 2 fields situated within the waters of Andoni environment in terms of naming of the facilities, contracts, capacity building, employment and development projects;

Also aware that whereas Phase 1 of the Akpo oil field which produces 145,000 bpd of crude oil is situated off Andoni Coastal waters, Total elected not to inform or consult with the communities of the commencement of either phase of the development and operations of the fields, thus keeping the people out of the environmental impact assessment studies and issues and local content components of the projects as the host communities by way of capacity building, employment, contracts, developmental projects and every other benefits as provided for in the laws;

Concerned that Total has not maintained a good relationship with the host communities and by the current estimates, the projects are estimated to be worth over \$3.5 billion and projected to create over 50,000 jobs, but currently, Total E&P and its Joint Venture partners Free Zone Enterprises have commenced staff recruitment without employing a single Andoni indigene;

Also concerned that Andoni Local Government Area has lately been beset by uncontrolled cult activities, unprecedented armed robbery, kidnappings, reprisal killings, mayhem and destruction engendered by joblessness and lack of meaningful means of livelihood for the teeming youth population and also Total's failure to award contracts to them, build their capacities and provide the needed community development and opportunities is a direct invitation for youth restiveness which is imminent if the issues are not quickly addressed;

Resolves to:

Mandate the Committees on Local Content, and Legislative Compliance to investigate the allegations and the local content components of the projects in the area with a view to ensuring that Total E&P Nigeria Limited do include the youth of Andoni in its recruitment process of both graduate and non-graduate staff, award contracts to Andoni indigenes, embark upon capacity building and community development projects and report back within six (6) weeks for further legislative action (*Hon. Awaji-Inombek Abiante — Andoni-Opobo/Nkoro Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that Andoni Local Government Area of Rivers State is one of the Oil Producing areas in the country;

Recalled that Total Exploration and Production Limited, formerly known as Elf Petroleum Nigeria Limited established the Amenan/Kpono oil platform as far back as 1990 in the community and the adjoining territorial waters as well as drilled several inherent and associated oil wells in the area including Usan, Asobo etc;

Aware that the Amenan/Kpono fields established upon Oil Mining Lease (OML) 99 and 70 is one of the largest conventional offshore developments in West Africa and from official records, from 2003 till date and at a rate of 125,000 bpd, Total has produced over 500 million barrels of crude oil from the said facility as well as a larger quantity of gas from the field;

Also noted that out of over fifty (50) contractors and sub-contractors that worked for Total in establishing the platform and are still working for it in its operations, not one was or is of Andoni extraction contrary to the provisions of Section 3 (2), 25, 26, 27, and 28 of the Nigerian Oil and Gas Industry Content Development (NOGICD) Act, 2010;

Observed that official government records confirm that from 1990 when it established the Amenan/Kpono platform till date, spanning over 27 years of continuous oil and gas extraction and operation, Total E&P Ltd. has not executed cumulative developmental projects worth up to Two Hundred Million Naira in towns of the host communities, despite the profit of billions of dollars from its operations in the communities;

Also observed that the Local Government is the host of the proposed Egina Field and same situation that applied to the establishment of Akpo field and all the previous fields by Total has also applied and is being implemented in respect of the Akpo, Egina and Ofon 2 fields situated within the waters of Andoni environment in terms of naming of the facilities, contracts, capacity building, employment and development projects;

Also aware that whereas Phase 1 of the Akpo oil field which produces 145,000 bpd of crude oil is situated off Andoni Coastal waters, Total elected not to inform or consult with the communities of the commencement of either phase of the development and operations of the fields, thus keeping the people out of the environmental impact assessment studies and issues and local content components of the projects as the host communities by way of capacity building, employment, contracts, developmental projects and every other benefits as provided for in the laws;

Concerned that Total has not maintained a good relationship with the host communities and by the current estimates, the projects are estimated to be worth over \$3.5 billion and projected to create over 50,000 jobs, but currently, Total E&P and its Joint Venture partners Free Zone Enterprises have commenced staff recruitment without employing a single Andoni indigene;

Also concerned that Andoni Local Government Area has lately been beset by uncontrolled cult activities, unprecedented armed robbery, kidnappings, reprisal killings, mayhem and destruction engendered by joblessness and lack of meaningful means of livelihood for the teeming youth population and also Total's failure to award contracts to them, build their capacities and provide the needed community development and opportunities is a direct invitation for youth restiveness which is imminent if the issues are not quickly addressed.

Resolved to:

Mandate the Committees on Local Content, and Legislative Compliance to investigate the allegations and the local content components of the projects in the area with a view to ensuring that Total E&P Nigeria Limited do include the youth of Andoni in its recruitment process of both graduate and non-graduate staff, award contracts to Andoni indigenes, embark upon capacity building and community development projects and report back within six (6) weeks for further legislative action (HR. 30/2018).

11. **Need for Implementation of the National Broadband Plan**

Motion made and Question proposed:

The House:

Notes that in 2012, the Federal Ministry of Communications Technology set up a Presidential Committee on National Broadband Plan, whose report presented a five year broadband plan (2013-2018) to make broadband available to all Nigerians;

Also notes that the nation's Submarine Cable System is still hampered by gross underutilization resulting from the poor implementation of the National Broadband Plan even after a \$1 billion investment;

Aware of investments of several billions of dollars by government and private operators, including the Nigerian Telecommunications Limited (now Ntel), South Atlantic 3(SAT3), Fibre optic cable of over \$600 million, MTN's West African Cable System's (WACS) worth \$ 650 million, ACE Cable by Dolphin Telecoms worth \$ 700 million, \$300m by MainOne and Globacom's Glo cable, also worth \$ 800 million;

Observes that the capacity of those systems can trigger similar revolution witnessed in the mobile phone segment and can be replicated in e-governance, e-health, e- education, e-security etc;

Informed that if the target of a five-fold increase in broadband penetration by 2017 is achieved as proposed by the National Broadband Plan, the Information and Communications Technology (ICT) sector has the potentials to contribute over 30% to the nation's Gross Domestic Product (GDP) within four years;

Also informed that broadband penetration is an essential driver of economic growth and according to the World Bank, 10 per cent surge in broadband penetration in developing countries will result in a corresponding increase of 1.4 per cent in GDP;

Cognizant of the urgent need for the country to diversify from oil resources to knowledge and ICT driven economy to drive development;

Resolves to:

- (i) urge the Federal Government to timeously implement the National Broadband Plan (2013-2018); and
- (ii) mandate the Committee on Telecommunications to ensure implementation and report back within 8 weeks for further legislative action (*Hon. Sergius Ose Ogun — Esan Northeast/Esan Southeast Federal Constituency*).

Debate:

Amendment Proposed:

Leave out all the words in Prayer (ii) and *insert* as follows:

“mandate the Committees on Information Technology (ICT), and Telecommunications to ensure implementation and report back within 8 weeks for further legislative action” (*Hon. Abdulrahman Shuaibu — Mubi North/Mubi South/Maiha Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that in 2012, the Federal Ministry of Communications Technology set up a Presidential Committee on National Broadband Plan, whose report presented a five year broadband plan (2013-2018) to make broadband available to all Nigerians;

Also noted that the nation's Submarine Cable System is still hampered by gross underutilization resulting from the poor implementation of the National Broadband Plan even after a \$1 billion investment;

Aware of investments of several billions of dollars by government and private operators, including the Nigerian Telecommunications Limited (now Ntel), South Atlantic 3(SAT3), Fibre optic cable of over \$600 million, MTN's West African Cable System's (WACS) worth \$ 650 million, ACE Cable by Dolphin Telecoms worth \$ 700 million, \$300m by MainOne and Globacom's Glo cable, also worth \$ 800 million;

Observed that the capacity of those systems can trigger similar revolution witnessed in the mobile phone segment and can be replicated in e-governance, e-health, e- education, e-security etc;

Informed that if the target of a five-fold increase in broadband penetration by 2017 is achieved as proposed by the National Broadband Plan, the Information and Communications Technology (ICT) sector has the potentials to contribute over 30% to the nation's Gross Domestic Product (GDP) within four years;

Also informed that broadband penetration is an essential driver of economic growth and according to the World Bank, 10 per cent surge in broadband penetration in developing countries will result in a corresponding increase of 1.4 per cent in GDP;

Cognizant of the urgent need for the country to diversify from oil resources to knowledge and ICT driven economy to drive development.

Resolved to:

- (i) urge the Federal Government to timeously implement the National Broadband Plan (2013-2018); and
- (ii) mandate the Committees on Information Technology (ICT), and Telecommunications to ensure implementation and report back within eight (8) weeks for further legislative action (HR. 31/2018).

12. Call on the Federal Government to Conduct a Survey on Moribund Industries with a view to Creating a Databank towards Salvaging/Resuscitating the Industries

Motion made and Question proposed:

The House:

Notes that from the early 1960s to the late 1980s, the Nigerian economy was booming, due mainly to the Government industrialization policies such as the Indigenization exercise and import substitution policy etc, which then encouraged the establishment of public and private industries and as a result, a lot of Nigerians were gainfully employed and their standard of living was relatively high;

Also notes that from the early 1990s, a downward trend began to manifest as a result of a combination of several factors that included economic down turn that was both global and national in nature, resulting in the closing down of many industries and companies with its attendant economic consequences such as growing unemployment and social discontent which was hitherto never experienced;

Further notes that the closure of the industries that had been employing hundreds, if not thousands of people resulted in increased unemployment, especially graduates and the youth, thereby accentuating criminality, youth restiveness, reduction in the standard of living in the country and mounting pressure on the scarce foreign exchange due to a resort to importation of goods that were hitherto being produced locally;

Observes that efforts made by successive Administrations to address the situation through various policy initiatives like privatization of government owned companies, grant of waivers and tax incentives to both local and foreign investors have not yielded the desired results;

Realizes that lack of industrialization of the Nigerian economy made the recent economic recession experienced by the country more acute and therefore brought to the fore the dire need for diversification of the economy by reviving the moribund industries and focusing attention to the non - oil sector which remains one of the surest ways to reposition the country on the path of sustainable growth and development;

Resolves to:

- (i) call on the Federal Government to carry out a survey of moribund industries/companies across the country with a view to creating a databank on moribund industries/companies (both publicly and privately owned), and proffer mechanism for resuscitating them; and

- (ii) mandate the Committees on Industry, and Legislative Compliance to liaise with the Federal Ministry of Industry, Trade and Investment to ensure compliance and report back in six weeks for further legislative action (*Hon. Abubakar Husaini Moriki — Shinkafi/Zurmi Federal Constituency*).

Debate.

Amendments Proposed:

- (i) *Insert a new Prayer (iii) as follows:*
“Urge the Federal Government to collaborate and support the Universities and Research Institutes in the country to enhance technological growth” (*Hon. Diri Douye — Yenagoa/Kolokuma/Opokuma Federal Constituency*).

Question that the amendment be made — Agreed to.

- (ii) *Insert a new Prayer (iv) as follows:*
“Mandate the Committee on Appropriations to provide funds in the 2018 appropriation for the conduct of the proposed National Survey on Moribund Industries” (*Hon. Zakariya’u Galadima — Bade/Jakusko Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that from the early 1960s to the late 1980s, the Nigerian economy was booming, due mainly to the Government industrialization policies such as the Indigenization exercise and import substitution policy etc, which then encouraged the establishment of public and private industries and as a result, a lot of Nigerians were gainfully employed and their standard of living was relatively high;

Also noted that from the early 1990s, a downward trend began to manifest as a result of a combination of several factors that included economic down turn that was both global and national in nature, resulting in the closing down of many industries and companies with its attendant economic consequences such as growing unemployment and social discontent which was hitherto never experienced;

Further noted that the closure of the industries that had been employing hundreds, if not thousands of people resulted in increased unemployment, especially graduates and the youth, thereby accentuating criminality, youth restiveness, reduction in the standard of living in the country and mounting pressure on the scarce foreign exchange due to a resort to importation of goods that were hitherto being produced locally;

Observed that efforts made by successive Administrations to address the situation through various policy initiatives like privatization of government owned companies, grant of waivers and tax incentives to both local and foreign investors have not yielded the desired results;

Realized that lack of industrialization of the Nigerian economy made the recent economic recession experienced by the country more acute and therefore brought to the fore the dire need for diversification of the economy by reviving the moribund industries and focusing attention to the non - oil sector which remains one of the surest ways to reposition the country on the path of sustainable growth and development.

Resolved to:

- (i) call on the Federal Government to carry out a survey of moribund industries/companies across the country with a view to creating a databank on moribund industries/companies (both publicly and privately owned), and proffer mechanism for resuscitating them;
- (ii) mandate the Committees on Industry, and Legislative Compliance to liaise with the Federal Ministry of Industry, Trade and Investment to ensure compliance and report back in six weeks for further legislative action;
- (iii) urge the Federal Government to collaborate and support the Universities and Research Institutes in the country to enhance technological growth; and
- (iv) mandate the Committee on Appropriations to provide funds in the 2018 appropriation for the conduct of the proposed National Survey on Moribund Industries (**HR. 32/2018**).

13. Consideration of Reports

(i) Committee on Police Affairs:

Motion made and Question proposed, "That the House do resume consideration of the Report of the Committee on Police Affairs on a Bill for an Act to Establish the Nigeria Police Trust Fund; and for Related Matters, 2017 (HB.894) and approve the recommendations therein" (*Hon. Udende Emmanuel Memga — Katsina Ala/Logo/Ukum Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

**A BILL FOR AN ACT TO ESTABLISH THE NIGERIA POLICE
TRUST FUND; AND FOR RELATED MATTERS (HB. 894)**

Committee Recommendation:

Clause 4: Sources of the Trust Fund.

- (1) The Trust Fund shall comprise of:
 - (a) an amount constituting half percentage (0.5%) of the total revenue accruing to the Federation Account;
 - (b) a levy of 0.005% of the net profit of companies operating business in Nigeria;
 - (c) any take-off grant and special intervention funds as may be provided by the Federal, State and Local Government of the Federation;
 - (d) such moneys as may be appropriated to meet the objective of this Bill by the National Assembly in the Federal budget;
 - (e) aids, grants and assistance from international bilateral; and multilateral agencies, non-Governmental organizations and the private sector;
 - (f) grants, donations, endowments, bequests and gifts, whether of money; land or any other property whatsoever, from any source;

- (g) monies derived from investment made by the Trust Fund; and
- (2) The sources of monies referred to in the paragraphs (e) and (f) of subsection (1) of this section shall be acceptable to the Trust Fund except where the terms and conditions attached to an aid, grant, donation or gift are inconsistent with the objective of the Trust Fund and the provisions of this Bill (*Hon. Halliru Dauda Jika — Darazo/Ganjuwa Federal Constituency*).

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

PART IV — FINANCIAL PROVISIONS

Committee Recommendation:

Clause 18: Trust Financial Provisions for the Management of the Fund.

There is established under this Bill a general fund for the day to day administration of the Trust Fund comprising of:

- (a) annual budgetary allocation appropriated by National Assembly for the management of the Trust Fund;
- (b) take-off grants such other monies as may from time to time be made available to the Trust Fund to meet the cost of administration; and
- (c) all other monies which may from time to time to be made available for the running of the Trust Fund (*Hon. Halliru Dauda Jika — Darazo/Ganjuwa Federal Constituency*).

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

Committee Recommendation:

Clause 19: Accounts of the Trust Fund.

- (1) There shall be maintained for the Trust Fund an account into which shall be paid all monies accruing to the Trust Fund by virtue of the provision of section 4 of this Bill.
- (2) The Board shall also open and maintain an account into which shall be paid monies received for management of the Trust Fund by virtue of the provision of section 22 of this Bill.
- (3) The accounts referred to in subsections (1) and (2) of this section shall be managed in accordance with the extant financial regulations.
- (4) The Board shall from time to time:
- (a) apply the proceeds of the Trust Fund established under section 3 of this Bill for the purposes set out in section 5 of the Act; and
- (b) apply the proceeds of the monies referred to in subsection (2) of this section to meet the cost of administration, including payment of salaries, fees and other remunerations and allowances payable to members of the Board and employees of the Trust Fund, and for Payment of experts, professionals and consultants engaged by the Board for Trust Fund (*Hon. Halliru Dauda Jika — Darazo/Ganjuwa Federal Constituency*).

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

Long Title:

A Bill for an Act to Establish the Nigeria Police Trust Fund; and for Related Matters (HB.894) (*Hon. Halliru Dauda Jika — Darazo/Ganjuwa Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole do resumed consideration of the Report of the Committee on Police Affairs on a Bill for an Act to Establish the Nigeria Police Trust Fund; and for Related Matters, 2017 (HB.894) and approved Clauses 4, 18 and 19, and the Long Title of the Bill.

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

(ii) *Ad-hoc Committee to Investigate the Health Implications of Mounting Telecommunications Masts close to Buildings:*

Motion made and Question proposed, "That the House do consider the Report of the Ad-hoc Committee to Investigate the Health Implications of Mounting Telecommunications Masts close to Buildings and approve the recommendations therein" (Hon. Ibora Ekanem — Ini/Ikono Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

Recommendation (i):

"That the Nigerian Communications Commission (NCC) should:

- (a) carry out regular research locally in collaboration with Nigerian Society of Engineers, Nigerian Medical Association, Universities and other Research Institutes to determine the radiation level of Base Transceiver Stations to ascertain the safety levels and other factors affecting residents' health and other land use environmental health hazards;
- (b) conduct regular public enlightenment to inform, educate and empower Nigerian consumers on the best practices and uses of Telecommunications gadgets;
- (c) ensure safety and operational efficiency of all Telecommunications equipment and gadgets deployed in the country in accordance with international best practices;
- (d) regularly monitor and enforce compliance with established standards for Telecommunications services by all Network Operators and other Service Providers in the country;
- (e) continue to develop the capacity of Engineers and other staff of the Commission to adequately equip them to face the challenges of regulating the rapidly changing Telecommunications environment;
- (f) cause the dismantling/remediation of any masts that falls short of the 10m setback standards" (*Hon. Ibora Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (ii):

“That the National Environmental Standard and Regulations Enforcement Agency (NESREA) should:

- (a) ensure strict environmental safety standard by all the network/service providers and should sanction any Telecoms operator for failure to comply with environmental and regulatory requirements on conduct of Environmental Impact Assessment (EIA);
- (b) carry out public awareness on the health and environmental impacts of siting BTS in residential areas;
- (c) carry out epidemiological studies and monitoring of the health and environmental impacts of BTS radiations in Nigeria” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (iii):

“That the Nigeria Electricity Management Service Agency (NEMSA), in accordance with its establishment Act which the Committee discovered is grossly under-utilized, should furthermore be involved in the testing and certification of all electrical installations in the Base Transceiver Stations (BTS) to ascertain the safety standard compliance before such installations are connected” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (iv):

“That further research should be carried out to determine the appropriate distance to buildings for establishing base stations to avoid arbitrary establishment of minimum set back to buildings” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (v):

“That all installed masts should be maintained regularly by carrying out integrity tests, painting of towers, reconstruction of bent towers and other maintenance works to ensure safety of lives” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (vi):

“That due to uncertainty of health issues as a result of electromagnetic radiation from GSM Telecommunication Installations that may come up on long term bases, radiation levels should be monitored regularly by both the Regulators and Network Service Providers to prevent excess emission” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (vii):

“That the setback distance to high tension lines should be taken as the falling distance of the masts to avoid electrocution in event of a mast collapse” (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (viii):

"That the Ministry or Agency of Government should ensure that building approvals are not given to a person intending to carry out development close to a telecommunication mast" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (ix):

"That installation of masts within the hospital environment should be discouraged as this affects the proper functioning of some sensitive medical equipment due to electromagnetic interference from telecommunication radiations resulting in wrong diagnoses and treatment" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (x):

"That Telecommunications operators should collaborate among themselves in installing their network service on a single mast instead of proliferation of different masts that deface the urban built environment, provided the soil tests are carried out to determine the soil condition to avoid overloading and wind" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (xi):

"That de-commissioned masts all over the Country should be dismantled to avoid any accidental/health hazards as they may pose dangers to the environment" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (xii):

"That the Physical Development Control Agencies, Ministry of Physical Planning, Urban and Regional Planning Departments and other Local Planning Authorities of each State and relevant Federal Agencies should incorporate siting of BTS-Masts in the physical development plans to prevent indiscriminate springing up of telecommunication masts and ease the maintenance of such infrastructure for the safety of the residents in such locations" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Recommendation (xiii):

"That Nigerian Communications Commission (NCC) and the National Environmental Standard and Regulations Enforcement Agency (NESREA) should monitor and regulate the installation of privately owned Telecommunications Mast/equipment Nationwide to ascertain the level of compliance with Regulatory Standards" (*Hon. Iboru Ekanem — Ini/Ikono Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the *Ad-hoc* Committee to Investigate the Health Implications of Mounting Telecommunications Masts close to Buildings and approved Recommendations (†) - (xiii) of the Report.

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

14. Adjournment

That the House do adjourn till Wednesday, 7 February, 2018 at 11.00 a.m. (Hon. Shehu Shagari — Yabo/Shagari Federal Constituency).

The House adjourned accordingly at 2.39 p.m.

Yakubu Dogara
Speaker

CORRIGENDA

In the *Votes and Proceedings* of Wednesday, 31 January, 2018, pages 1,726, 1,727, and 1,728:

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|-------|--|---|---------------|
| (i) | item 4 (ii) (c), include the name Hon. Babatunde Kolawole | — | <i>Member</i> |
| (ii) | item 4 (ii) (e), include the name Hon. Abubakar Lado Suleja | — | <i>Member</i> |
| (iii) | item 4 (ii) (h), include the name Hon. Agbonayinma J. Ehiozuwa | — | <i>Member</i> |