



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 8 May, 2018

1. The House met at 11.17 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, 3 May, 2018.

The Votes and Proceedings was adopted by unanimous consent.

3. **Announcements**
 - (a) **Visitors in the Gallery:**
Mr Speaker recognised the presence of the following:
 - (i) Staff and Students of *Amazing Kids Academy*, Kubwa, Abuja;
 - (ii) Special Adviser to *Lagos State Government* on Civic Engagement and his entourage, Lagos State; and
 - (iii) Staff and Students of *I-Scholars International Academy*, Gwarimpa Estate, Abuja.
 - (b) **Bereavement:**
Mr Speaker read a communication from Hon. Adeyinka Ajayi (*Odo-Otin/Ifelodun/Boripe Federal Constituency*), announcing the death of his father, Prince James Ayandele Ajayi, who passed away on Monday, 30 April, 2018, at the age of 78.

A minute silence was observed in honour of the deceased.

4. **A Bill for an Act to Establish the Nigerian Council for Social Works to Regulate the Practice of Professional Social Work in Nigeria; and for Related Matters (HB. 161) — Second Reading**
Order read; deferred by leave of the House.

5. **A Bill for an Act to Repeal the Terrorism (Prevention) Act, 2011 and Enact the Terrorism (Prevention and Prohibition) Bill to Provide Measures for the Prohibition, Prevention and Combating of Terrorist activities in Nigeria; and for Related Matters (HIB.1296) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Repeal the Terrorism (Prevention) Act, 2011 and Enact the Terrorism (Prevention and Prohibition) Bill to Provide Measures for the Prohibition, Prevention and Combating of Terrorist activities in Nigeria; and for Related Matters (HB.1296) be now read a Second Time" (*Hon. Kayode Oladele — Egbado North/Imeko Afon 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 National Security and Intelligence.

6. **Privilege (Order Six, Rule 2)**

Hon. Aliyu Sani Madaki (*Dala Federal Constituency*), invited the attention of the House to a statement allegedly credited to the President of United States of America, Donald Trump, during the recent visit of the President of the Federal Republic of Nigeria, Muhammadu Buhari, insinuating that only Christians were being killed in Nigeria. He noted that victims of the spate of killings in Nigeria cut across the country without any religious consideration. He regretted that the statement was purportedly made in the presence of Mr President. He therefore described the utterances as misleading and a breach of his privilege.

Mr Speaker noted the matter.

7. **A Bill for an Act to Amend the Provisions of the Electoral Act, No. 6, 2010 to further Improve the Electoral Process, Restrict the Qualification for Elective Offices to Relevant Provisions of the Constitution of the Federal Republic of Nigeria, 1999, Recognize the use of Smart Card Readers and Other Technological Device in Elections, further Regulate Political Party Primaries, a Time Line for Submission of List of Candidates, criteria for substitution of Candidates, Limit of Campaign Expenses and Address the Omission of Names of Candidates or Logo of Political Party; and for Related Matters (HB. 1425) — Second Reading**

Order read; deferred by leave of the House.

8. **Alleged Mismanagement of the Save Schools Initiative (SSI) Funds in the North-East Zone**

Order read; deferred by leave of the House.

9. **Need to Curb Infant Mortality Rate in Nigeria**

Order read; deferred by leave of the House.

10. **Consideration of Report**

Committee on Federal Capital Territory:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Federal Capital Territory on a Bill for an Act to provide for Establishment of the Federal Capital Territory Emergency Management Agency (HB. 1087) and approve the recommendations therein" (*Hon. Sergius Oseasochie Ogun — Esan North East/Esan South East 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 PROVIDE FOR ESTABLISHMENT OF THE FEDERAL
CAPITAL TERRITORY EMERGENCY MANAGEMENT AGENCY (HB. 1087)**

Committee Recommendation:

Clause 1: Establishment of the FCT Emergency Management Agency.

- (1) There is established a body to be known as the FCT of Emergency Management Agency, FEMA (referred to in this Bill as "the Agency").
- (2) The Agency shall be a body corporate:
 - (a) with perpetual succession, a common seal
 - (b) and shall have powers to sue and be sued in its corporate name (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 2: Composition of the Agency.

- (1) The Agency shall have:
 - (a) an Advisory Council (referred to in this Bill as "the Council"); and
 - (b) a Management Committee (referred to in this Law as "the Committee") which shall be responsible to the Council for the administration of the affairs of the Agency.
- (2) The Council shall consist of:
 - (a) the Minister FCT who shall be the Chairman;
 - (b) the Secretaries or persons responsible for FCT Mandate Secretariats
 - (c) Coordinator, Abuja Metropolitan Management Council (AMMC);
 - (d) Executive Secretary, Federal Capital Development Authority (FCDA).
 - (e) one representative of the following organizations/bodies:
 - (i) National Emergency Management Agency,
 - (ii) Nigerian Medical Association,
 - (iii) the Nigeria Police,
 - (iv) the Nigerian Air Force,

- (v) National Association of Nurses and Midwives,
 - (vi) the Nigerian Army,
 - (vii) the Nigerian Navy,
 - (viii) the Nigeria Security and Civil Defense Corps,
 - (ix) Red Cross Society of Nigeria,
 - (x) Nigeria Airspace Management Agency,
 - (xi) Nigeria Meteorological Management Agency,
 - (xii) each of the licensed Telecommunication Network Providers operating in the FCT,
 - (xiii) Nigeria Bar Association,
 - (xiv) Federal Road Safety Commission,
 - (xv) National Institute of Town Planners;
 - (f) Director General, FCT Emergency Management.
- (3) The Chairman and other members of the Council other than ex-officio members shall be appointed by the Minister and shall be persons of proven integrity and ability.
- (4) The supplementary provisions set out in the First Schedule to this law shall have effect with respect to the proceedings of the Council and other matters contained therein (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 3: Functions of the Council.

Functions of the Council shall be to:

- (a) formulate policies and guidelines relating to the Management of disasters in the FCT;
- (b) advise the Minister on matters concerning disaster management in the FCT;
- (c) advise and recommend on the sustainability of the Agency;
- (d) assist in the mobilization of relevant resources (human and material) under each member Agency/ Organization towards the optimal discharge of the roles and responsibilities of the Agency; and
- (e) any other function(s) or assignment(s) as may be given by the FCT Administration from time to time (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:**Clause 4: Cessation of Membership.**

- (1) The office of a member of the council shall become vacant if he/she:
 - (a) dies;
 - (b) resigns his appointment of the Council or Committee;
 - (c) is removed from office by the Minister for any act of misconduct;
 - (d) is convicted for any criminal offence;
 - (e) is unable to discharge the functions of his office.
- (2) Where any member of the Council or Committee is temporarily incapacitated by illness or temporarily absent from Nigeria, the Minister may appoint any other person to hold temporarily, the office of such person (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:**Clause 5: Composition of the Committee.**

- (1) The Committee shall comprise of the Director General / Chief Executive Officer and all Departmental Heads.
- (2) The Director General shall be the Chairman of the Committee while the Director of Administration and Finance shall serve as the Secretary (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:**Clause 6: Functions of the Committee.**

The functions of the Committee shall be to:

- (a) implement all policies and guidelines issued by the council;
- (b) oversee the day to day administration of the agency;
- (c) prepare budgetary allocation for identified disaster areas in the FCT;
- (d) administer and maintain emergency relief appeal fund for the FCT;
- (e) receive financial and technical aid from International Organizations and private corporate organizations;
- (f) recommend appropriate relief assistance to identified victims of disasters;
- (g) co-ordinate the activities of all voluntary organizations and other stakeholders engaged in emergency rescue in the FCT;
- (h) recommend the deployment/discipline of any official of the agency who in the opinion of the council is unproductive and incapable of assisting the Agency's overall effectiveness;

- (i) prepare and consider the annual budget of the Agency; and any other functions as may be assigned by the FCT Administration from time to time (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 7: Functions of the Agency.

The Agency shall:

- (1) notify the FCT Administration of any natural or human induced disasters occurring in the FCT;
- (2) be the umbrella body to co-ordinate the activities of relevant agencies, departments and other stakeholders in prevention and management of disasters in the FCT;
- (3) have responsibility for the development of loss prevention programmes and procure necessary technology to mitigate identified emergency situations;
- (4) formulate policy in relation to emergency research and technology, planning, design and construction of emergency management facilities;
- (5) respond to any disaster within the FCT and may seek assistance from individuals, organizations and governments both Local and International if it deem fit in each circumstances;
- (6) carry out disaster Management activities in the FCT as may from time to time, be recommended by the council;
- (7) distribute relief materials to needy persons and communities affected by a disaster;
- (8) determine the ways and means of collection of relief materials;
- (9) advise the FCT Administration on how to arrest an impending disaster;
- (10) determine the priority of all emergency relief operations in the FCT;
- (11) coordinate the efforts and activities of voluntary organizations and all other stake holders in emergency relief operations in the FCT.
- (12) to liaise with relevant Secretariats, Departments or Agencies of the FCTA to plan and implement relocation/resettlement of inhabitants of disaster prone or affected areas (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 8: Power to Establish and Maintain Departments.

- (1) The Agency shall have power to establish and maintain such major departments, subsidiary divisions, sections, and make all other administrative arrangements, welfare packages as may in its opinion be necessary and expedient for the performance of its functions.

- (2) There shall be established, the following departments of the Agency:
 - (a) Administration and Finance;
 - (b) Relief and Rehabilitation;
 - (c) Forecasting, Response and Mitigation;
 - (d) Disaster Risk Reduction;
 - (e) Search and Rescue;
 - (f) Fire service.
- (3) Each of the above listed departments is to be headed by a Director.
- (4) Additional Departments shall be created when the need arises to align with global standards (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 9: Chief Executive of the Agency.

- (1) The Director General who shall be the Chief Executive Officer of the Agency shall be appointed by the FCT Minister from either the Civil Service or outside the service, provided that the person shall have experience and knowledge in Disaster Management.
- (2) The Director General shall be charged with the responsibility of the day to day running of the business of the Agency, its administration, organization and control (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 10: Powers of the Agency.

The Agency shall be empowered to:

- (1) make grants to suitable authorities and bodies with similar functions for execution and for such other purpose as may be determined appropriate to further the purposes and provisions of this Law;
- (2) collect and make available, through publications and other appropriate means and in cooperation with public or private organizations, basic data and other information for emergency preparedness and response;
- (3) enter into contracts with public or private organizations and individuals for the purpose of executing and fulfilling its functions and responsibilities pursuant to this Law;
- (4) establish, encourage and promote training programmes for its staff and other appropriate individuals from public or private organizations;

- (5) enter into agreements with public or private organizations and individuals to develop, utilize, Coordinate and share emergency preparedness and response programme;
- (6) maintain a programme or technical assistance to bodies (public or private) concerning implementation of emergency criteria, guidelines, regulations and standards and monitoring enforcement of the regulations and standards thereof;
- (7) develop and promote such processes, methods, devices and materials as may be useful or incidental to carrying out the purposes and provisions of this Law; and
- (8) prepare such master plans as may be necessary for the development and maintenance of its undertakings.
- (9) engage in emergency call time functions as follows:
 - (a) publication of journal wherein identified disaster areas are made public and request for urgent repairs by the causative agencies (public or private) are made by the agency;
 - (b) Hazard Identifications and Risk Assessment (HIRA);
 - (c) development /formulation of Emergency Response Plan (ERP) training;
 - (d) develop training materials and conduct Emergency Response Plan (ERP) training;
 - (e) set up Zonal Emergency Response teams by grouping the six (6) Area Councils into zones for rapid response;
 - (f) set up Zonal Volunteer Organisations;
 - (g) conduct Emergency Response (ER) drills to test the Emergency Response Plan (ERP)
 - (h) conduct incident investigation;
 - (i) acquire/maintain and disburse Emergency Response capability in terms of equipment and expertise;
 - (j) make provisions for search and rescue equipment;
 - (k) make provision for firefighting equipment (co-ordinate with the Fire department) and build capacity/competence of fire fighters;
 - (l) design and install fire hydrants around the FCC;
 - (m) source for water for the hydrants and ensure operational readiness at all times;
 - (n) inform the public promptly of what has happened and ensure them of immediate response

- (o) set up HOTLINES to disseminate information and assist affected persons;
- (p) activate the appropriate Zonal Emergency Response Plan (ERP);
- (q) continually evaluate levels of response required and if necessary activate the appropriate zonal volunteer response team(s);
- (r) respond promptly to the emergency at hand, which includes but is not limited to the following:
 - (i) firefighting;
 - (ii) flood control;
 - (iii) evacuation;
 - (iv) search and rescue;
 - (v) crowd control/cordon off affected area;
 - (vi) perform general life saving activities including provision of relief materials;
 - (vii) clear and remove objects that constitute the carcass or remains of incidents (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 11: Other staff of the Agency.

- (1) The Council shall appoint or request the FCT Administration to deploy to the Agency such number of employees as shall in the opinion of the Council be expedient and necessary for the proper and efficient performance of the functions of the Agency.
- (2) The terms and conditions of service (including remuneration, allowances, benefits and pensions) of the employees of the Agency shall be determined by the Council after consultation with the Establishment and Training Department and any other relevant organ of the FCT Administration (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 12: Pensionable Service.

- (1) The officers and other persons employed in the Agency shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by persons holding equivalent grades in the service of the FCT.
- (2) Nothing in this Section shall prevent the appointment of a person to any office on terms, which preclude the grant of pension and gratuity in respect of that office (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 13: Funds and Resources of the Agency.

- (1) The Agency shall establish and maintain a fund (Emergency Management Fund) from which shall be defrayed all the expenditure incurred by the Agency.
- (2) There shall be paid and credited to the fund established pursuant to subsection (1) of this Section:
 - (a) any allocation to the Agency from the FCT Administration and 5% percent of the FCT's share of Ecological Fund;
 - (b) such funds or other property whatsoever as may from time to time be advanced by way of loans or grant in-aid to the Agency by the FCT Administration, statutory corporations (e.g. FCT Board of Internal Revenue, Abuja Geographic Information System-AGIS), the Government of the federation or of another State, any local Government or Area Council, any international organization, any private foundation or any person whatsoever within and outside Nigeria, testamentary dispositions and sales of publications;
 - (c) money earned or arising from investments or other property whatsoever acquired by or vested in the Agency;
 - (d) such money as may, from time to time be granted or received from:
 - (i) the organized private sector;
 - (ii) international donor organizations and non-governmental organizations;
 - (e) approved levies from identified Departments and Agencies of Government as contained in the Second Schedule to this Law which includes but not limited to:
 - (i) that the Department of Development Control shall remit annually 5% of assessment levy on any building above three floors, once and for all time, to be known as Disaster Management Levy payable to the agency;
 - (ii) the Transportation Secretariat through the FCT Road Traffic Service (RTS) shall remit 5% of service charge on newly registered vehicles and licenses of existing old vehicles to be known as Accident Disaster Levy payable to the Agency;
 - (iii) all other sums (subscriptions, fees, charges for services rendered by the Agency) or other property whatsoever.
- (3) The fund shall be managed in accordance with the rules made by the FCT Administration or Council and without prejudice to the generality of the power to make rules under this subsection; the rules shall in particular contain provision:

- (a) specifying the manner in which the assets or the fund of the Agency are to be held, regulation of payments into and out of the fund;
- (b) requiring the keeping of proper accounts and records for the purpose of the Fund in such form as may be specified in the rules; and
- (c) the agency shall manage and apply its finances strictly in compliance with the budgetary provision approved for the Agency (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 14: Gifts to the Agency.

- (1) The Agency shall be empowered to accept gifts of land, money, books or other property upon such terms and conditions, if any, as may be specified by the person making the gift.
- (2) The Agency shall not accept any gift if the conditions attached by the person making the gift are inconsistent with the functions of the Agency (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 15: Power to Borrow Money.

- (1) The Agency shall be empowered to borrow money by way of loan or overdraft from any source as it may require for the exercise of its functions.
- (2) The Agency, from time to time may borrow money with the approval of the FCT Minister by issuing debentures, stocks, or other securities in connection with the exercise of its functions under this Law.
- (3) An approval given for the purpose of this Section may be either general or limited to a particular borrowing or otherwise shall be subject to conditions (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 16: Offences and Penalties.

Any person or organization who:

- (a) fails to act on a prior warning by the Agency on the incidence that may cause havoc, emergency and/or Willfully obstructs or impedes the Agency or any person acting under the Authority of the Agency in the exercise of its power under this Law; or
- (b) without reasonable excuse fails to:
 - (i) render assistance or release any available equipment, facility or personnel required for a search and rescue operation or other disaster curtailment activities; or

- (ii) comply with a directive of the Agency, is guilty of an offence and liable on conviction to a fine not exceeding ₦100,000.00 or imprisonment for a term of six months or to both (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 17: Annual Estimates and Expenditure.

The Council shall not later than 30th September in each year, estimate and submit to the Minister an estimate of the expenditure and income of the agency for the following year (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 18: Audit.

The Council shall cause to be kept proper accounts of FEMA in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than 6 months after the end of the year by auditors appointed from the list and in accordance with the guidelines supplied by the Audit Department of the FCTA (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 19: Annual Report.

The Council shall prepare and submit to the Minister, not later than 30th June in each year, a report in such form as the Minister may direct on the activities of the Agency during the immediate preceding year, and shall include in the report, a copy of the audited accounts of the Agency for that year and the auditor's report (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 20: Establishment of Area Council Emergency Management Committee.

- (1) There shall be established for each of the Area Councils in the FCT, Local Emergency Management Committees.
- (2) The Committee in each Area Council shall consist of:
 - (a) the Chairman of the Area Council who shall be the Chairman;
 - (b) the Directors for:
 - (i) Agriculture;
 - (ii) Health;
 - (iii) Works and Transport;
 - (iv) Education;

- (v) Social Welfare;
- (vi) Information officer of the Local Government; and
- (c) two representatives from the traditional Council of the Area Council who shall be appointed by the Chairman of the Area Council (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 21: Functions of Area Council Emergency Management Committee.

- (1) The function of the Area Council Emergency Management Committee shall be:
 - (i) to notify the Agency of any disaster occurring in the area including its extent; and
 - (ii) to carry out any relief/rescue work in the Area Council.
- (2) It is the duty of the Area Council Committee to place at the disposal of the Agency, all necessary assistance that will enhance relief operations generally and the Agency shall provide the Committee with transport facilities, field staff and adequate location for relief materials.
- (3) Each Area Council Emergency Management Committee shall be accountable or responsible to the Agency for the discharge of its functions under this law (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 22: Powers of the Governing Council.

The Governing Council shall have powers to:

- (i) manage and supervise the affairs of the Agency;
- (ii) regulate rules for carrying out the functions of the Agency subject to the provisions of this law; and
- (iii) the terms and conditions of service including the remuneration of the employees of the agency after consultation with the Federal Capital Territory Administration (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 23: Requisition.

- (1) In the exercise of its function under this Law, the Agency may demand by requisition from any organization, any available equipment, facilities or personnel which may assist in a speedy and effective search and rescue operation or other disaster curtailment operation during a period of employment.

- (2) The Agency shall provide compensation for loss or damage arising from the use of any equipment, facility or personnel required under the provisions of this Section (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 24: Offices and Premises.

- (1) For the purpose of providing offices and premises necessary for the premises performance of its functions under this Law, The Agency may, subject to the Agency the Land use Act, Cap. 202, LFN:
- (a) purchase or take on lease any interest in land, or other property;
 - (b) construct, equip and maintain premises for the purpose of providing offices for the Agency.
- (2) The Agency may subject to the Land Use Act, sell or lease out any office or premises owned by it, which office or premises is no longer required for the performance of its functions (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:

Clause 25: Directives by the Minister.

- (1) The Minister may give to the Agency, general and specific directives as the policy to be followed in the exercise of or performance of its functions and the Agency shall comply with and give effect to all such directives.
- (2) The Agency shall furnish the Minister with:
- (a) annual reports incorporating information relating to the assets and liabilities and functions of the Agency;
 - (b) returns, accounts, minutes of meeting and other information relating thereto; and
 - (c) facilities for the information furnished, in such manner and at such time as he may require (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 26: Regulations.

The Agency may with the approval of the Minister, make regulations, generally for the purposes of giving effect to the provisions of this Law (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

Committee Recommendation:**Clause 27: Interpretation.**

In this Law, unless the context otherwise requires;

"Agency" means the FCT Emergency Management Agency established under section 1 of this law (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

"Disaster" means an occurrence of severity and magnitude that normally results in death, injuries and property damage that cannot be managed through the routine procedures and resources of Government. It usually occurs suddenly and unexpectedly and requires immediate, coordinated and effective responses by multiple Government and private sector organizations to meet human needs and speedy recovery (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

"Chairman" means the Chairman of the Council (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

"Council" means the Advisory Council established for the Agency under this Law (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

"Management Committee" means the Management Committee established for the Agency under this Law (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

"members" means a member of the Council and includes the Chairman (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

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

Committee Recommendation:**Clause 28: Short Title.**

This Bill may be cited as the FCT Emergency Management Agency (Establishment) Bill, 2018 (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

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

SCHEDULE

PROCEEDINGS OF THE COUNCIL

1.
 - (1) Subject to the provisions of this law, the Council may make Standing Orders regulating its proceedings or House of its Committees.
 - (2) The quorum of the Council shall be the Chairman or the person presiding at the meeting and six (6) other members of the Council, any Committee of the Council shall be as determined by the Council.
2.
 - (1) The council shall meet whenever it is summoned by the Chairman and if the chairman is required to do so by notice given to him by not less than (6) other members, he shall summon a meeting of the Council to be held within 14 days from the date on which the notice is given.
 - (2) At any meeting of the Council, the Chairman shall preside but if he is absent, the members present at the meeting shall appoint one of the members to preside at the meeting.
3. Where the Agency desires to obtain the advice of any person on any particular matter, the Agency may co-opt that person to be a member for as many meetings as may be necessary, and that person while so co-opted, shall have all the rights and privileges of a member except the right to vote.
4. Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him/her for such period as it deems fit, but any person who is in attendance by virtue of this paragraph shall not count towards a quorum.
5.
 - (1) The fixing of the seal of the Agency shall be authenticated by the signatures of the Chairman, the Director-General or any person generally or specifically authorized by the Council to act for that purpose.
 - (2) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal may be made or executed on behalf of the Agency by the Director General or any person generally or specifically authorized by the Council to act for that purpose
 - (3) A document purporting to be a document duly executed under the seal of the Agency shall be received in evidence and shall unless and until the contrary is proved is presumed to be executed.
6. The validity of any proceedings of the Council or of any of its Committee shall not be adversely affected by:
 - (a) a vacancy in the membership of the Council or Committee;
 - (b) a defect in appointment of a member of the Council or Committee;
 - (c) reason that a person not entitled to do so took part in the proceedings of the Council or Committee.

Technical Committees

7. (i) The Council may appoint a Technical Committee to advise it on Committee specific matters and to carry out on behalf of the Council such of its functions as the Council may determine;
- (ii) A Technical Committee appointed under subsection (1) of this Section shall consist of such number of persons as may be approved by the Council, and the Committee may co-opt persons of high technical competence who are not members of the Council;
- (iii) A person other than an employee of the Council co-opted by the Council shall hold office on the Committee in accordance with the terms of the letter by which he is appointed.

Standing Ad-hoc Committee

8. (1) The Agency may appoint such number of standing *Ad-hoc* Committees as it thinks fit and the Committees shall report on any matter Committee with which the Agency is concerned.
- (2) Every Committee appointed under the foregoing provision shall be presided over by a member of the Agency and shall be made up of other persons, who may not be officers of the Agency.
- (3) The quorum of any Committee set up by the Agency shall be as may be determined by the Agency.
- (4) Where standing orders provide for a Committee of the Agency which consist of co-opted persons who are not officers of the Agency, the Committee shall advise the Agency on any matter referred to it by the Agency and the members may attend any meeting of the Agency for that purpose (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

Question that the provisions of the Schedule stands part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to provide for the Establishment of FCT Emergency Management Agency (FEMA) and to formulate policies and guidelines relating to the Management of disasters in the FCT (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to provide for Establishment of the Federal Capital Territory Emergency Management Agency (HB. 1087) (*Hon. Sergius Oseasochie Ogun — Esan North East/South East Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Federal Capital Territory on a Bill for an Act to provide for Establishment of the Federal Capital Territory Emergency Management Agency (HB. 1087) and approved Clauses 1 - 28, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

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

11. Adjournment

That the House do adjourn till Wednesday, 9 May, 2018 at 11.00 a.m. (Hon. Femi Gbajabiamila — House Leader).

The House adjourned accordingly at 12.33 p.m.

Yakubu Dogara
Speaker