



# THE SENATE

## FEDERAL REPUBLIC OF NIGERIA

### VOTES AND PROCEEDINGS

Thursday, 24th May, 2018

1. The Senate met at 10:52 a.m. The Senate President read Prayers.

2. **Votes and Proceedings:**

The Senate examined the Votes and Proceedings of Wednesday, 23rd May, 2018.

*Question was put and the Votes and Proceedings were approved.*

3. **Message from Mr. President:**

The Senate President announced that he had received a letter from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

**Confirmation of Appointment:**



**PRESIDENT,  
FEDERAL REPUBLIC OF NIGERIA**

23<sup>rd</sup> May, 2018

*Distinguished Senator Abubakar Bukola Saraki  
President of the Senate,  
Senate Chambers,  
National Assembly Complex,  
Three Arms Zone,  
Abuja.*

*Dear Distinguished Senate President,*

**REQUEST FOR CONFIRMATION OF APPOINTMENT OF CHAIRMAN  
AND MEMBERS OF THE POLICE SERVICE COMMISSION**

*In compliance with the provision of Sections 153(1)(m) and 154(1) of the 1999 Constitution of the Federal Republic of Nigeria (as amended), I write to forward for confirmation by the Senate, the underlisted names as the Chairman and Members of Police Service Commission (PSC), I attach herewith their CVs:*

| S/N | Name                                               | Position | Zone       |
|-----|----------------------------------------------------|----------|------------|
| 1.  | Musiliu Adeola Kunbi Smith, CFR,<br>M.sc, FNIM,fwc | Chairman | South West |

- |    |                                                      |                        |               |
|----|------------------------------------------------------|------------------------|---------------|
| 2. | Justice Clara Bata Ogunbiyi,<br>(FNICarb), JSC (rtd) | Full time Commissioner | North East    |
| 3. | Lawal Bawa (AIG). Rtd, CON, mni                      | Full time commissioner | North West    |
| 4. | Muhammad H. Najatu                                   | Member                 | North West    |
| 5. | Braimoh Adogame Austin                               | Member                 | South South   |
| 6. | Barr. Rommy Mom                                      | Member                 | North Central |
| 7. | Dr. Nkemka Osimiri Jombo-Ofo                         | Member                 | South East    |

While thanking you immensely in anticipation of the early consideration and confirmation of the above appointments by the Distinguished Senate, Please accept, Mr. Senate President, the assurances of my highest consideration.

Yours Sincerely,  
(Signed)  
Muhammadu Buhari

**4. Announcement:**

**Conference Committee:**

The Senate President named the following Senators as Conferees on Nigerian Inland Waterways Authority Act CAP N47, LFN 2004 (Repeal and Re-enactment) Bill, 2018:

- |       |                             |   |          |
|-------|-----------------------------|---|----------|
| (i)   | Senator Ahmad R. Sani       | — | Chairman |
| (ii)  | Senator Ogembe S. Ahmed     | — | Member   |
| (iii) | Senator Suleiman M. Nazif   | — | Member   |
| (iv)  | Senator Nurudeen A. Adeleke | — | Member   |
| (v)   | Senator Theodore A. Orji    | — | Member   |
| (vi)  | Senator Clifford A. Ordia   | — | Member   |

**5. Matter of Urgent Public Importance:**

Rising on Rule 42, Senator Umar I. Kurfi (*Katsina Central*) drew the attention of the Senate to the need to provide and distribute relief packages to victims of flood/rainstorm in Modobi, Sabon Garin Wayo, Shinkafi, Kukar Geza and Ambasada in Katsina Local Government Area of Katsina State. 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. Presentation of Bills:**

- (i) Theatre Arts Professionals Regulatory Council (Establishment, etc.) Bill, 2018 (SB. 681) — *Read the First Time.*
- (ii) Federal College of Education Ibokun, Osun State (Establishment, etc.) Bill, 2018 (SB. 673) — *Read the First Time.*

**7. Motions:**

- (a) **Rescission of Senate Resolution in respect of a Report on a Petition from Mr. Nnochiri Anosike Igbokaike, against the National Drug Law Enforcement Agency (NDLEA) over his wrongful dismissal From the Service for alleged misconduct (S/Res/233/03/18):**  
*Motion made:* That the Senate recalls that on Thursday, 3rd May, 2018 the report of the Committee on Ethics, Privileges and Public Petitions in respect of a petition from Mr. Nnochiri Anosike Igbokaike against the National Drug Law Enforcement Agency (NDLEA) over his wrongful dismissal from the service for alleged misconduct was considered and adopted by the Senate;

*notes* that the recommendation of the Committee on the report was "that the National Drug Law Enforcement Agency (NDLEA) in addition to issuing a letter of clearance to Mr. Nnochiri Anosike Igbokaike in order not to jeopardize his employability, should pay him the three months' salary in lieu of notice";

*aware* that the resolution of the Senate based on the recommendation was "that the National Drug Law Enforcement Agency (NDLEA) in addition to issuing a letter of clearance to Mr. Nnochiri Anosike Igbokaike in order not to jeopardize his employability, should pay him the three months' salary in lieu of notice" (S/Res/233/03/18);

*observes* that the recommendation did not fully reflect the opinion of the Committee and thus calls for rescission of the Resolution by the Senate and replacement of same; and

*further notes* that the correct recommendation of the Committee on the report should be: "that the National Drug Law Enforcement Agency (NDLEA) should reinstate, promote, retire and pay appropriate benefits to Mr. Nnochiri Anosike Igbokaike since his dismissal was an error and without cause".

*Accordingly resolves to:*

- (i) rescind its resolution "that the National Drug Law Enforcement Agency (NDLEA) in addition to issuing a letter of clearance to Mr. Nnochiri Anosike Igbokaike in order not to jeopardize his employability, should pay him the three months' salary in lieu of notice" (S/Res/233/03/18); and
- (ii) replace same with: "That the National Drug Law Enforcement Agency (NDLEA) to reinstate, promote, retire and pay appropriate benefits to Mr. Nnochiri Anosike Igbokaike since his dismissal was an error and without cause" (*Senator Samuel N. Anyanwu — Imo East*).

*Debate:*

***Proposed Resolution(i):***

*Question:* That the Senate do rescind its resolution "that the National Drug Law Enforcement Agency (NDLEA) in addition to issuing a letter of clearance to Mr. Nnochiri Anosike Igbokaike in order not to jeopardize his employability, should pay him the three months' salary in lieu of notice" (S/Res/233/03/18) — *Agreed to*.

***Proposed Resolution(ii):***

*Question:* That the Senate do replace same with: "That the National Drug Law Enforcement Agency (NDLEA) to reinstate, promote, retire and pay appropriate benefits to Mr. Nnochiri Anosike Igbokaike since his dismissal was an error and without cause" — *Agreed to*.

*Resolved:*

That the Senate do:

- (i) rescind its resolution "that the National Drug Law Enforcement Agency (NDLEA) in addition to issuing a letter of clearance to Mr. Nnochiri Anosike Igbokaike in order not to jeopardize his employability, should pay him the three months' salary in lieu of notice" (S/Res/233/03/18); and
- (ii) replace same with: "That the National Drug Law Enforcement Agency (NDLEA) to reinstate, promote, retire and pay appropriate benefits to Mr. Nnochiri Anosike Igbokaike since his dismissal was an error and without cause" (S/Res/262/03/18).

(b) ***The destruction of Lives and Properties by Rain/Wind Storm in Jalingo Metropolis and the urgent need for Relief Materials to be provided to the victims:***

***Motion made:*** That the Senate notes that on 5th May, 2018 surging rainstorm and strong windstorm caused an unprecedented natural disaster in Jalingo metropolis the capital city of Taraba State that led to loss of lives and destruction of properties. So far, Five (5) people were confirmed dead, many injured and properties worth billions of naira destroyed;

*also aware* that since the occurrence of the disaster (about 3 weeks ago), Jalingo metropolis has been in total darkness as several electricity poles and communication masts have fallen down causing the death of five (5) people as earlier mentioned;

*further notes* that informal preliminary or emergency support services were given to some of the victims by public-spirited individuals by way of temporary shelter/accommodation and treatment; and

*also notes* that those victims are clearly in need of formal and comprehensive support services because they are presently exposed to continuous hardship and prone to infectious diseases as the raining season increasingly gathers steam.

***Accordingly resolves to:***

- (i) observe one minute silence for the repose of the souls of the deceased;
- (ii) urge the National Emergency Management Agency (NEMA) to, as a matter of urgency, provide relief materials to the affected persons;
- (iii) urge the Ministry of Power, Works and Housing to direct the Yola Electricity Distribution Company (DISCO) to facilitate the restoration of power supply to Jalingo and its environs; and
- (iv) urge the Nigerian Communications Commission (NCC) to draw the attention of various service providers on the need to reinforce their masts to withstand rain/windstorm (*Senator Shuaibu I. Lau — Taraba North*).

***Debate:***

***Proposed Resolution(i):***

***Question:*** That the Senate do observe one minute silence for the repose of the souls of the deceased — *Agreed to.*

***Proposed Resolution(ii):***

***Question:*** That the Senate do urge the National Emergency Management Agency (NEMA) to, as a matter of urgency, provide relief materials to the affected persons — *Agreed to.*

***Proposed Resolution(iii):***

***Question:*** That the Senate do urge the Ministry of Power, Works and Housing to direct the Yola Electricity Distribution Company (DISCO) to facilitate the restoration of power supply to Jalingo and its environs — *Agreed to.*

***Proposed Resolution(iv):***

***Question:*** That the Senate do urge the Nigerian Communications Commission (NCC) to draw the attention of various service providers on the need to reinforce their masts to withstand rain/windstorm — *Agreed to.*

***Resolved:***

That the Senate do:

- (i) observe one minute silence for the repose of the souls of the deceased;

- (ii) urge the National Emergency Management Agency (NEMA) to, as a matter of urgency, provide relief materials to the affected persons;
- (iii) urge the Ministry of Power, Works and Housing to direct the Yola Electricity Distribution Company (DISCO) to facilitate the restoration of power supply to Jalingo and its environs; and
- (iv) urge the Nigerian Communications Commission (NCC) to draw the attention of various service providers on the need to reinforce their masts to withstand rain/windstorm (S/Res/263/03/18).

*One minute silence accordingly observed in honour of the deceased.*

**(c) 2018 Children's Day Celebration:**

**Motion made:** That the Senate notes that the 27th of May each year is observed as Children's Day in Nigeria;

*aware* of the significant role of the Nigerian Child in the Nation's development and the need to lay a good foundation for them and secure their future;

*recognizes* the importance of developing the Nigerian Child through the passage of legislations such as:

- The Child Rights Act, 2003, which defines a new child protective system and allows opportunities for the participation of children in matters that concern their rights and welfare which had been adopted and is being implemented in 23 States including the Federal Capital Territory; and
- The Universal Basic Education Act, 2004 which makes the education of the Nigerian Child compulsory, and enforceable rights with penalties for parents and guardians who fail or neglect these obligations;

*knows* that a proper system of education and good healthcare are indispensable towards making the Nigerian Child relevant in the global scheme of things;

*worried* that the infant mortality rate in Nigeria has risen to one million deaths per annum as a result of poor nutrition and poor medical facility;

*further worried* that Nigeria is the second largest contributor to the under-five and maternal mortality rate in the world;

*aware* that under the National Health Act, 2014, all pregnant women, the elderly, the disabled and children are to be exempted from paying for services in public hospitals;

*concerned* that this is not so in practice, as children and pregnant women still pay for medical services in public hospitals contrary to the expressed provisions of the National Health Act, 2014; and

*furthered concerned* that over 70% of the people in Internally Displaced Persons (IDPs) Camps are women and children who have been rendered orphans and widows.

*Accordingly resolves to:*

- (i) congratulate Nigerian Children on the celebration of the 2018 Children's Day;
- (ii) felicitate with the Federal Government and the families of the Dapchi Schoolgirls that have been released; and

- (iii) urge the Federal Government to intensify effort to secure the release of Leah Sharibu, the only Dapchi Schoolgirl that is yet to be released and the remaining Chibok Schoolgirls that are still in the custody of the Boko Haram Insurgents. (Senator Binta Masi Garba — Adamawa North).

*Debate:*

**Proposed Resolution(i):**

*Question:* That the Senate do congratulate Nigerian Children on the celebration of the 2018 Children's Day — *Agreed to.*

**Proposed Resolution(ii):**

*Question:* That the Senate do felicitate with the Federal Government and the families of the Dapchi Schoolgirls that have been released — *Agreed to.*

**Proposed Resolution(iii):**

*Question:* That the Senate do urge the Federal Government to intensify effort to secure the release of Leah Sharibu, the only Dapchi Schoolgirl that is yet to be released and the remaining Chibok Schoolgirls that are still in the custody of the Boko Haram Insurgents — *Agreed to.*

**Additional Proposed Resolutions:**

*Insert Additional Proposed Resolutions as follows:*

- (i) "That the Senate do urge the Federal Government to come up with a dedicated fund to assist State Ministry of Social Welfare in the affected States to create a platform to be used in taking care of orphans" (Senator Bala Ibn Na'Allah — Kebbi South).

*Question put and agreed to.*

- (ii) "That the Senate do urge the Senators to pledge support in cash or kind to vulnerable children or orphans in Zamafara State" (Senator Oluremi S. Tinubu — Lagos Central).

*Question put and agreed to.*

*Resolved:*

That the Senate do:

- (i) congratulate Nigerian Children on the celebration of the 2018 Children's Day;
- (ii) felicitate with the Federal Government and the families of the Dapchi Schoolgirls that have been released;
- (iii) urge the Federal Government to intensify effort to secure the release of Leah Sharibu, the only Dapchi Schoolgirl that is yet to be released and the remaining Chibok Schoolgirls that are still in the custody of the Boko Haram Insurgents;
- (iv) urge the Federal Government to come up with a dedicated fund to assist State Ministry of Social Welfare in the affected States to create a platform to be used in taking care of orphans;
- (v) urge the Senators to pledge support in cash or kind to vulnerable children or orphans in Zamafara State (S/Res/264/03/18).

8. **Conference Committee:**  
**Report on the Maritime University of Nigeria, Okerenkoko (Establishment, etc.) Bill, 2018 (SB.295):**

*Consideration of Report deferred to another Legislative Day.*

9. **Conference Committee:**  
**Report on the Nigeria Financial Intelligence Agency (Establishment, etc.) Bill, 2018 (SB. 535):**

*Consideration of Report deferred to another Legislative Day.*

10. **Committee on Water Resources:**  
**Report on the National Water Resources (Establishment, etc.) Bill, 2018 (SB. 479):**  
**Motion made:** That the Senate do consider the Report of the Committee on Water Resources on the National Water Resources (Establishment, etc.) Bill, 2018 (*Senator Muhammad U. Shitu — Jigawa North-East*).

*Question put and agreed to.*

*Report presented.*

**Motion made:** That the Senate do resolve into the Committee of the Whole to consider the Report (*Senate Leader*)

*Question put and agreed to.*

#### (SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO ESTABLISH A REGULATORY FRAMEWORK FOR THE WATER RESOURCES SECTOR IN NIGERIA, PROVIDE FOR THE EQUITABLE AND SUSTAINABLE DEVELOPMENT, MANAGEMENT, USE AND CONSERVATION OF NIGERIA'S SURFACE WATER AND GROUNDWATER RESOURCES AND FOR RELATED MATTERS, 2018.

*Debate:*

*Consideration of Report deferred for further Legislative Action.*

*Chairman to report progress.*

#### (SENATE IN PLENARY)

The Senate President reported that the Senate in the Committee of the Whole considered the Report of the Committee on Water Resources on the National Water Resources (Establishment, etc.) Bill, 2018. The Report was referred to the Chairmen and Vice Chairmen of Water Resources; Judiciary, Human Rights and Legal Matters; Senator Barnabas A. I. Gemade; and Secretary, Directorate of Legal Services for further legislative action and to report on Wednesday, 30<sup>th</sup> May, 2018.

**Question:** That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

11. **Committee on Establishment and Public Service:**  
**Report on the Chartered Institute of Forensic and Investigative Auditors in Nigeria (Establishment, etc.) Bill, 2018 (SB. 584):**

*Consideration of Report deferred to another Legislative Day.*

12. **Committee on Tertiary Institutions and TETFUND:**  
*Report on the Federal University of Education, Zaria (Establishment, etc.) Bill, 2018 (SB. 400):*

*Consideration of Report deferred to another Legislative Day.*

13. **Committee on Tertiary Institutions and TETFUND:**  
*Report on the Alvan Ikoku Federal University of Education, Owerri (Establishment, etc.) Bill, 2018 (SB. 398):*

*Consideration of Report deferred to another Legislative Day.*

14. **Committee on Tertiary Institutions and TETFUND:**  
*Report on the Federal University of Education, Kano (Establishment, etc.) Bill, 2018 (SB. 397):*

*Consideration of Report deferred to another Legislative Day.*

15. **Committee on Tertiary Institutions and TETFUND:**  
*Report on the Adeyemi Federal University of Education, Ondo (Establishment, etc.) Bill, 2018 (SB.399):*

*Consideration of Report deferred to another Legislative Day.*

16. **Adjournment:**  
*Motion made:* That the Senate do now adjourn till Wednesday, 30th May, 2017 at 10:00 a.m.  
*(Senate Leader).*

*Adjourned accordingly at 1:24 p.m.*

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