THE SENATE
FEDERAL REPUBLIC OF NIGERIA
ORDER PAPER

Thursday, 31st January, 2013

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

PRESENTATION OF BILLS

1. Joint Admissions and Matriculations Board Act Cap J1 LFN 2011 (Amendment) Bill 2013 (SB. 241)
   First Reading
   Sen. Ibrahim Musa *(Niger North)*

2. Public Officers Protection Act Cap P 41 LFN 2011 (Amendment) Bill 2013 (SB. 242) – *First Reading*
   Sen. Anthony Adeniyi *(Ekiti South)*

3. Public Procurement Act Cap P44 LFN 2011 (Amendment) Bill 2013 (SB. 243) - *First Reading*
   Sen. Danladi A. Sankara *(Jigawa North West)*

4. Environmental Health Officers (Registration, etc) Act 2002 (Amendment) Bill 2013 (SB. 244) – *First Reading*
   Sen. Ben Ayade *(Cross River North)*

PRESENTATION OF A REPORT

1. Report of the Committee on Public Accounts
   Status Inquiry into the Special Fund Account
   Sen. Ahmed I Lawan *(Yobe North)*
   "That the Senate do receive the Report of the Committee on Public Accounts, on the Status Inquiry into the Special Fund Account (Development of Natural Resources Account, Derivation and Ecology Account and Stabilization Account)". – *To be laid*

ORDERS OF THE DAY

MOTIONS

1. Development of Solid Minerals Sector as a Panacea to the Bankruptcy of States of the Federation and Creation of Jobs in Nigeria:
   Senator Abu Ibrahim *(Katsina South).*

Sen.Umaru Dahiru (OON)	Sen. Maccido M. Ahmed	Sen. Gobir Ibrahim Abdullahi
Sen.Gumba Adamu I.	Sen. Ahamed Abdul Ningi	Sen. Garba Gamawa Babayo
Sen. Sani Sale Muhammed	Sen. Sadiq A. Yar' Adua	Sen. Gwarzo Bello Hayatu
Sen. Kabiru Ibrahim Gaya	Sen. Bashir Garba Mohammed	Sen. Paulinus Igwe Nwagu
Sen. Tinibu Oluremi Shade	Sen. Ganiyu Solomon	Sen. Gilbert Nnaji
Sen. Ahmed Rufau Sani	Sen. Sahabi Alh. Yau	Sen. Kabiru Marafa Garba

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Sen. Abdullahi Adamu	Sen. Suleaman Adokwe	Sen. Solomon Ewuga
Sen. B.C Omoworare	Sen. Hosea.A Agbooala	Sen. O. A. Lanlehin
Sen. A.A Adeseun	Sen. V. A. Lar	Sen. J.C. Dariye
Sen. A.A Bagudu	Sen. I.M Galaudu	Sen. M. Magoro
Sen. D. A. Kuta	Sen. Z. A. Kure	Sen. I. Musa
Sen. B. Gamade	Sen. George Akume	Sen. Ita S.J. Ewang
Sen. Danladi A. Sankara	Sen. Abdulaziz Usman	Sen. O. O. Obadara
Sen. A. S. Kaka	Sen. K. A. B. Odunsi	Sen. Tukur Bello Mohammad
Sen. Mohammed Bindowo	Sen. Ahmed Barata Hassan	

THE SENATE

RECALLS its Resolution that new sources of revenue be developed for the states and Federal Government;

NOTES that Nigeria's solid minerals survey indicates the presence of over 32 strategic minerals deposits in commercial quantities spread in all the states of the Federation (see list attached). For example, in Nigeria today, there are 22 coal deposits spread across 13 States with proven reserve of 639 million tonnes and inferred reserve of 2,750 million tonnes. Coal used to be the source of energy requirement for the industrial sector and can generate up to 7,000 magawatts of electricity for the Nation. This is the benefit of one natural resources;

AWARE-that the Ministry of Solid Minerals is undertaking to develop one solid mineral in each Local Government Area of the Federation in order to develop cottage industries based on the Solid Mineral Resources in the Local Government Areas.

NOTES that the exploration and extraction of solid minerals resources will generate revenue to the states and provide jobs.

WORRIED-that overdependence on oil resources in the country has created great want, widespread poverty, unemployment, social decay, infrastructural distortions and general insecurity in many parts of this country.

WORRIED also that the oil reserves in Nigeria may not last more than 40 years.

FURTHER-notes that the diversification of government revenue away from oil is a key focus and that solid minerals sector has the potential to play a major role in providing substantial revenue to government and generally grow the economy.

WORRIED however, that the solid minerals sector is inadequately funded. For example, capital budgetary allocations for the 2011, 2012, and proposed for 2013 are: N2.9b. N3.2b and N1b respectively. These provisions are highly inadequate.

UNHAPPY that the solid minerals sector is not generating revenue to the government resulting in non-attraction of investors coupled with the menace of illegal mining.

FURTHER observes that there is an absence of Solid Minerals Development Fund as provided under Nigeria Minerals and Mining Act, 2007, which stipulates special fund for developing the sector.

FURTHER observes that the Natural Resources fund which is 1.68% of the Federation account which is supposed to fund the solid minerals sector has never been used to fund the sector. It is reported that this year over 250billion of the funds have been withdrawn and utilised elsewhere.

AGGRIEVED that the Solid Mineral Sector has not benefited from the Natural Resources Fund and that the Fund accrued into it is being utilised in secrecy;

NOTES-that the 13% derivation formula as provided by the constitution has never applied to the solid minerals sector.

Accordingly resolved to:

(i). *MANDATE* the Committee on Solid Minerals to:

a) *EMBARK* on holistic assessment of solid minerals development in Nigeria.

b) ***INVESTIGATE*** in collaboration with Public Account Committee the Natural Resources Development Fund since its inception.

(ii). ***URGE*** the President to see to the immediate implementation of 13% derivation formula to solid mineral producing states as it applies to Oil sector.

Annexure I

MINERAL RESOURCES OF THE STATES OF THE FEDERAL REPUBLIC OF NIGERIA

No.	State	Mineral Resources Available in the State
1.	*Abia*	*Clay, Lignite, Limestone*
2.	*Adamawa*	*Baryte, Cassiterite, Clay, Feldspar, Graphite, Limestone, Magnesite, Trona,*
3.	*Akwa Ibom*	*Bentonite, Clay, Limestone, Silica Sand,*
4.	*Anambra*	*Clay*
5.	*Bauchi*	*Amethyst, Beryl, Cassiterite, Clay, Lead/Zinc Ore, Columbite, Feldspar, Graphite, Ilmenite,Topaz, Copper, Corrumdum, Garnet,*
6.	*Bayelsa*	*Kaolin, Zircon*
7.	*Benue*	*Baryte, Bentonite, Brine, Clay, Galena, Gypsum, Kaolin, Limestone, Rock Salt, Coal*
8.	*Borno*	*Bentonite, Clay, Garnet, Gypsum, Kaolin, Sapphire, Zircon*
9.	*Cross River*	*Baryte, Bentonite, Dimension Stone, Kaolin, Limestone, Manganese, Mica, Quartz, Tourmaline, Uranium*
10.	*Delta*	*Clay, Lignite*
11.	*Ebonyi*	*Brine, Coal, Galena, Lead/Zinc Ore, Limestone, Limonite*
12.	*Edo*	*Bentonite, Clay(Bentonitic), Clay(Montmolonite), Dimension Stone, Glass Sand, Gold, Gypsum, Marble, Phosphate, Silica Sand*
13.	*Ekiti*	*Bauxite, Cassiterite, Clay, Columbite, Feldspar, Kaolin, Lepidolite, Marble, Tantalite, Tourmaline*
14.	*Enugu*	*Bitumen, Coal, Glass Sand, Gypsum, Iron Ore, Kaolin, Limestone*
15.	*Gombe*	*Bentonite, Brine, Calcite, Chalcopyrite, Clay, Kaolin, Lignite, Lime Stone, Quartz, Trona*
16.	*Imo*	*Clay, Glass Sand, Kaolin, Lignite, Marcasite*
17.	*Jigawa*	*Cassiterite, Columbite, Dimension Stone, Feldspar, Gemstone, Glass Sand, Graphite, Kaolin, Limestone, Marl, Silica Sand*
18.	*Kaduna*	*Amethyst, Aquamarine, Cassiterite, Clay, Columbite, Diamond, Dimension Stone, Feldspar, Gold, Graphite, Iron Ore, Kyanite, Rutile, Sillimanite, Talc, Tantalite, Wolframite*
19.	*Kano*	*Amethyst, Beryl, Calcite, Cassiterite, Clay, Columbite, Feldspar, Glass Sand, Gold, Kaolin, Lead/Zinc Ore, Marl, Pyrite, Pyrochlore, Quartz, Silica Sand*
20.	*Katsina*	*Cassiterite, Clay, Diamond, Feldspar, Kaolin, Quartz*
21.	*Kebbi*	*Aquamarine, Beryl, Brine, Clay, Gold, Iron Ore, Kaoline, Lime Stone, Manganese, Mica, Quartz, Talc*
22.	*Kogi*	*Beryl, Cassiterite, Clay, Coal, Columbite, Feldspar, Fire Clay, Garnet, Gold, Aaron Ore, Kaolin, Magnetile, Marble, Muscovite, Quartz, Talc, Tourmaline*

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23.	*Kwara*	*Beryl, Clay, Columbite, Dimension Stone, Feldspar, Gold, Kaolin, Marble, Tantalite, Iro Ore, Tourmaline, Wolframite*
24.	*Lagos*	*Clay, Silica Sand,*
25.	*Plateau*	*Clay, Columbite,Feldspar, Garmet, Limelite, Kaolin, Lead/Zinc Ore, Mica, Quartz, Sphalerite, Tin Ore, Topaz, Tourmarine, Zircon*
26.	*Rivers*	*Clay, Glass Sand, Silica Sand*
27.	*Sokoto*	*Gypsum, Limestone, Phosphate, Diamond*
28.	*Taraba*	*Baryte, Beryl, Calcite,, Clay, Graphite, Limelite, Lead/Zinc Ore, Limestone, Rhodolite,Wolframite*
29.	*Nasarawa*	*Aquamarine, Barite, Beryl, Brine, Coal, Columbite, Emerald, Gatena, Silver, Tantalite*
30.	*Niger*	*Gold, Kaolin, Kyanite, Marble, Talc, Tantalite, Tourmarine*
31.	*Ogun*	*Clay, Dimension Stone, Feldspar, Ferruginised, Gold, Gypsum, Kaolin, Limestone, Phosphate, Sillimanite, Tar Sand*
32.	*Oyo*	*Amethyst, Aquarmarine, Clay, Dimension Stone, Garmet, Kaolin, Marble, Sapphire, Sillimanite, Talc, Tantalite, Topaz*
33.	*Ondo*	*Clay, Kaolin, Tar Sand*
34.	*Osun*	*Aquarmarine, Beryl, Columbite, Gold, Talc, Tantalite, Tourmarine*
35.	*Yobe*	*Brine, Clay, Diatomite, Gypsum, Limestone, Trona*
36.	*Zamfara*	*Beryl, Baryte, Chromite, Clay, Columbite, Feldspar, Garnet, Gold, Iron Ore, Lead/Zinc Ore, Marble, Tantalite, Wolframite*
37	*FCT*	*Cassiterite, Clay, Dimension Stone, Feldspar, Galena, Gold, Kyanite, Marble, Muscovite, Quartz, Tantalite, Zircon*

2. **Urgent Funding of the Activities of Nigeria's extended continental Shelf Project:**
Sen. Emmanuel Bwacha (*Taraba South*)

Sen. Ita Enang
Sen. Heineken Lokpobiri
Sen. Ahmed Lawan
Sen. Nenadi Usman
Sen. Sen. Olugbenga Ashafa
Sen. Abdul Ningi
Sen. Emmanuel Paulker
Sen. Clever Ikisikpo
Sen. Sefiayu Kaka
Sen. Sen. Ganiyu O. Solomon
Sen. Smart Adeyemi
Sen. Magnus Abe
Sen. Philip Aduda
Sen. Anthony Adeniyi
Sen. Ayogu Eze

THE SENATE
NOTES **that Articles 76 of the United Nation's Convention of the Law of the Sea (UNCLOS) allows Nigeria to extend its Continental Shelf of a littoral State up to a maximum distance of 350 nautical miles from the traditional 200 Nautical miles if it can prove through scientific data and arguments that the land below the sea at that distance is nautical prolongation of its own land;**

NOTES **also that Nigeria made a submission for an Extension of her continental shelf to the United Nations Commission on the Limits of the Continental Shelf (CLCS) under Article 76 of the UNLCLOS on 7th May, 2009.**

NOTES **further that the submission was aimed at claiming additional maritime territory of up to 140,000sq km for Nigeria which is potentially rich in hydrocarbons, hydrates, ferro-manganese crusts, and other natural resources; and when approved, will make a significant contribution to the development of Nigeria economically, politically and ensure security-wise after which the National Boundary Commission**

approved the posting of two Experts to New York and an Office opened for them as the Project Office to among other things;

(a) facilitate the enhancement of the submission;
(b) liaise with relevant United Nations bodies relating to UNCLOS on matters relating to the submission;
(c) serve as a preparatory ground for the question-and-answer sessions between the Sub-Commission examining the submission and the Nigerian Technical Team;
(d) serve as a venue for the establishment of important knowledge-sharing, as well as the venue for capacity building and support activities during the final preparation, presentation and examination processes.

AWARE that the National Boundary Commission embarked on the project in year 2000 steered by the Nigerian Technical Committee comprising officials from;

(a) Ministry of Foreign Affairs;
(b) Federal Ministry of Justice;
(c) Nigerian Institute of Oceanography and Maritime Research;
(d) Department of Petroleum Resources; and
(e) Nigerian Navy.

OBSERVES that Nigeria has explored for ways and means of enhancing the submission for easy passage and area increase but the enhancement has now become precarious based on the fact that;

(a) Nigeria's submission is based on the premise of "evidence to the contrary" because of the silt deposition in the Niger Delta;
(b) Precedents being set in the examination of other countries' submissions by the Commission on the limits of the Continental Shelf (CLCS) reveal that Nigeria needs to urgently review and, if possible, make adjustment to its submission;
(c) with the advancement or related scientific knowledge, there is a very big possibility that the review will increase Nigeria's area of claim with the use of a different foot of slope points.
(d) the Nigerian Technical Team (which has not had the opportunity to look at eight suitcase submission since 2009) needs to thoroughly familiarize itself with the submission in preparation for the question-and-answer sessions with the Sub-Commission, which will examine the submission;
(e) the above preparations and enhancements may take up to one year to complete; and
(f) Nigeria may be called upon anytime from now to defend its submission and it will be the first country to decline due to lack of readiness;

OBSERVES also that one of the two experts posted to New York has been elected the Chairman of the CLCS (the body responsible for making final recommendations on all applications of countries for extended continental shelves) so it is advantageous to do it now before his tenure expires, and to take every available advantage of current findings, new knowledge and potential for new opportunities to get a larger area and make the approval of the submission easier.

AWARE that the project has been plagued by paucity of funds, the Technical Team has not met since the establishment of the office. The two experts in the New Your Office of the project got their June 2010 foreign Service Allowances just two months ago.

NOTES also that other countries like Ghana, Argentina and China have considered it important enough to establish new and independent organs free from government bureaucracies to handle the extension of their Continental Shelves;

Accordingly resolves to:

i. *URGE* the Federal Government to source for the funding of the project outside the normal budgetary allocation (as is done in many countries)

ii. *URGE* the Federal Government in the alternative, to urgently establish an independent technical body to handle the extension of nation's Continental Shelf.

3. **Immediate Action on the Second Niger Bridge Project**
Sen. Hope Uzodimma *(Imo West)*

Sen. Ike Ikweremadu	Sen. Victor Ndoma-Egba	Sen. Chris Nwankwo	Sen. Andy Uba
Sen. James manager	Sen. Domingo Obende	Sen. Nenadi E.Usman	Sen. Aisha Alhassan
Sen. Paulinus I. Nwagu	Sen. Mohammed Ndume	Sen. Ayo Akinyelure	Sen. Abdulaziz Usman
Sen. Abubakar S. Yar'Adua	Sen. Danladi Sankara	Sen. Abubakar U. Tutare	Sen. Kunlere Boluwaji
Sen. Emmanuel Paulka	Sen. Zaynab A. Kure	Sen. Phillip T. Aduda	Sen. Gibart Nnaji
Sen. Mohammed Mogoro	Sen. Matthew I. Nwagwu	Sen. Sonni Ogbuoji	Sen. Margery C. Okadigbo
Sen. Mohammed S. Lafiaji	Sen. Victor Lar	Sen. Abubakar A. Bagudu	Sen. Hosea Agboola
Sen. Ita Enang	Sen. Magnus Abbe	Sen. Chris Ngige	Sen. Abdulmumini M. Hassan
Sen. Atai Aidoko Ali	Sen. Nkechi Nwaogu	Sen. Uche Chukwumerije	Sen. Enyinnaya Abaribe
Sen. Ayogu Eze	Sen. Chris Anyanwu		

THE SENATE,

NOTES that River Niger Bridge, in Onitsha, Anambra State, the link bridge between the South-East, South-South and some Northern states, is in a horrifying state of decay with eminent threat of collapse sooner than later;

NOTES particularly that because of the aforesaid state of the bridge, commuters have since the Christmas season, been subjected to excruciating ordeals wherein only single lanes are allowed to ply the bridge at a time for fear that the normal double lane carriage could lead to an instant collapse of the bridge. Consequently, endless traffic jams now build up at the bridge keeping travellers on the road for eight or more hours;

AWARE that the poor state of the said bridge has been a subject of concern to relevant authorities resulting in the conception of a second Niger Bridge project as a permanent structure to contain the ever heavy traffic across the bridge from all parts of the country;

WORRIED that the second Niger Bridge Project has remained on the drawing board for too long with no manifest practical step towards its actualization;

CONCERNED that the evidently weak and collapsing River Niger Bridge may cave in suddenly without any further notice which could result to a major National catastrophe and tragedy of unimaginable proportions;

Accordingly resolves to

i. Urge the Federal Ministry of Works to undertake immediate reinforcement, repairs and rehabilitation of the River Niger Bridge to avoid the tragic consequences of its possible collapse;

iii. Enjoin the Federal Ministry of Works to take immediate action to commence work on the second Niger Bridge project before the end of this quarter.

4. **Strange Dead Bodies found in Ezu River of Anambra State**
Sen. Andy Uba *(Anambra South)*

THE SENATE,

***SADDENED* that in the early hours of Saturday, 19 January, 2013, some villagers of Amansea community in Awka North Local Government Area of Anambra State witnessed one of the most horrifying sights in the annals of the history of that community when they found about thirty (30) dead bodies, mostly males, floating on the Ezu River;**

***WORRIED* that between Wednesday, 23 January and Thursday, 24 January, 2013, four more dead bodies were discovered floating on the same Ezu River;**

***APPRECIATES* the efforts of the government of Anambra and Enugu States for the efforts they have expended on the issue;**

***CONCERNED* that even as we speak, no explanation has been proffered as to the possible origin of the dead bodies;**

***WORRIED too* that the autopsy ordered by the governments of Anambra and Enugu States has yielded no report;**

***NOTES* that the river is the present boundary between Anambra and Enugu States;**

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WORRIED also that the Ezu River being the only source of water for domestic and other uses for the people of the five communities of Anambra Sate namely - Amansea, Ebenebe, Ugbenu, Ugbene and Oba-Ofemili as well as other communities in Enugu State has been polluted and that has caused a lot of discomfort and hardship to the people of Anambra State in general and the affected communities in the two States in particular;

CONCERNED further that the river in its polluted state may trigger an epidemic within the adjoining and adjacent communities to the river within the two States;

DISTURBED that the occurrence might be another incident of extra-judicial mass killing capable of giving the country a bad image in the international arena and deterring prospective foreign investors and tourists;

Accordingly resolves to:

i. *COMMEND* the governments of Anambra and Enugu States on the efforts they had expended on the incident;

ii. *DIRECT* the Committee on Police Affairs and the Committee on Security and Intelligence to undertake an in-depth investigation into the incident and report back to the Senate within two weeks; and

iii. *URGE* the President to direct the National Emergency Management Agency (NEMA) as well as the Federal Ministry of Water Resources, as a matter of urgency, to provide alternative sources of water for the affected communities, and the Federal Ministry of Health to do all that is necessary to prevent an outbreak epidemic within the affected areas.

CONSIDERATION OF A BILL

1. **A Bill for an Act to Authorise the issue from the Federal Capital Territory Administration Statutory Revenue Fund of the Federal Capital Territory Administration Account, the Total sum of ₦253.199,752,409 (Two Hundred and Fifty Three Billion, One Hundred and Ninety Nine Million, Seven Hundred and Fifty Two Thousand, Four Hundred and Nine Naira) only of which the sum of ₦48,034,818,410 (forty Eight Billion, and Thirty Four Million, Eight Hundred and Eighteen Thousand, Four Hundred and Ten Naira) Only, is for Personnel Costs and the sum of ₦49,504,534,538 (Forty Nine Billion, Five Hundred and Four Million, Five Hundred and Thirty Four Thousand, Three Hundred and Fifty Eight Naira) only is for Overhead Costs whilst the balance of ₦155,660,399,641 (One Hundred and Fifty Five Billion, Six Hundred and Sixty Million, three Hundred and Ninety Nine Thousand, Six Hundred and Forty One Naira) only is for Capital Projects for the Service of the Federal Capital Territory, Abuja, for the Financial Year Commencing from 1st January and ending on 31st December, 2013 -** *Second Reading*
Sen. Victor Ndoma-Egba, CON, SAN, *(Senate Leader)*

COMMITTEE MEETINGS

	Committee	*Date*	*Time*	*Venue*
1.	Rules & Business	Thursday, 31st January, 2013	2.00pm	Committee Room 107 Senate New Building
2.	Police Affairs	Thursday, 31st January, 2013	2.00pm	Committee Room 328 Senate New Building

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