



# SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

## VOTES AND PROCEEDINGS

Tuesday, 21st May, 2013

1. The Senate met at 11:16 a.m. The Senate President read prayers.

2. **Votes and Proceedings:**

The Senate examined the Votes and Proceedings of Thursday, 16th May, 2013.

*Question was put and the Votes and Proceedings were approved by unanimous consent.*

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:

*Proclamation of State of Emergency.*



**PRESIDENT,  
FEDERAL REPUBLIC OF NIGERIA**

May 20, 2013

*Distinguished Senator David B. Mark, GCON  
Senate President,  
National Assembly Complex,  
Three Arms Zone,  
Abuja.*

*Your Excellency,*

**GAZETTE COPY OF THE STATE OF  
EMERGENCY PROCLAMATION, 2013**

*In accordance with the provisions of Section 305 (2) of the Constitution of the Federal Republic of Nigeria, 1999, I wish to forward herewith copies of the Official Gazette of the State of Emergency Proclamation, 2013 for necessary action by the Senate.*

*I wish to particularly commend this Gazette; containing the Proclamation to the Distinguished Senators for consideration and passage by the Senate as required under the Constitution.*

*The main features of the Proclamation are as follows:*

- a) *a declaration of a State of Emergency in three States of the Federation, namely: Adamawa, Borno, and Yobe;*
- b) *the continuation of the administrative structures in the affected States to administer the respective States subject to any order, instruction or regulations as may, from time to time, be issued by me.*

*I look forward, Distinguished Senate President to the usual kind expeditious consideration of the above request by the Senate of the Federal Republic of Nigeria.*

*Please accept, as always, the assurances of my highest consideration and esteem.*

*Yours Sincerely,*

*(Signed)*

**GOODLUCK EBELE JONATHAN**

**4. Announcement:**

***Acknowledgment:***

The Senate President acknowledged the presence of the Staff and Students of Federal Government Girls' College, Bwari, Abuja who were in the gallery to observe Senate Proceedings.

**5. Closed Session:**

*Motion made:* Pursuant to Rule 136, that the Senate do resolve into a Closed Session to enable the Senate President brief the Senate on the circumstances of the Proclamation of State of Emergency (*Senate Leader*).

*Question put and agreed to.*

**Closed Session — 11:30 a.m.**

**Open Session — 12:30 p.m.**

The Senate President reported that the Senate in a Closed Session deliberated on the Proclamation of State of Emergency and noted as follows:

that all democratic structures should be left in place and be allowed to operate fully, and actively be involved in all efforts the Federal Government was putting up to bring this ugly situation to an end;

that the Armed Forces are issued a proper code of conduct, humane, benevolent and treat citizens with utmost respect;

that the Federal Government be encouraged to also urge the Committee on Amnesty to work alongside the current structures that were put in place to bring the situation to an end;

that the lawlessness, anarchy and mayhem in most of the places that were involved in the declaration of State of Emergency were uncalled for and appreciate the fact that Government should take every possible step to bring this to end as quickly as possible with minimal loss of lives, property and materials;

that the Federal Government should fund the operation properly and adequately;

that relief materials and all medical services should be provided as quickly as possible to the affected areas;

that Boko Haram insurgence and terrorists should co-operate with the Armed Forces in the three affected States for quick and logical conclusion of the exercise;

that Federal Government should ensure that development gets to these areas as quickly as possible; and

that the declaration of State of Emergency in the three States of Adamawa, Borno and Yobe should be supported and urged other States that were not directly involved to also co-operate with the Federal Government to avoid further occurrence.

*Motion made:* Pursuant to Rule 137, that the Senate do resolve into the Committee of the Whole to consider the request of Mr. President, Commander-in-Chief of the Armed Forces of the Federation, for approval of Proclamation of State of Emergency in Adamawa, Borno and Yobe States (*Senate Leader*).

*Question put and agreed to.*

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

CONSIDERATION OF PROCLAMATION OF STATE OF EMERGENCY;

*Debate:*

Chairman to report progress.

**(SENATE IN PLENARY)**

The Senate President reported that the Senate in the Committee of the Whole considered the request of Mr President, Commander-in-Chief of the Armed Forces of the Federation, on the Proclamation of State of Emergency in Adamawa, Borno and Yobe States and approved the request:

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

*Question:* That the Senate do invoke the powers conferred on it by Sections 305(2) and 6(b) of the Constitution of the Federal Republic of Nigeria 1999, as amended, and approve the Proclamation of State of Emergency in Adamawa, Borno and Yobe States and the continuation of the administrative structures in the affected States to administer the respective States subject to any order, instruction or regulations as may, from time to time, be issued by Mr. President, Commander-in-Chief of the Armed Forces of the Federation.

*Question put and agreed to, nemine contradicente (unanimous).*

**SENATORS PRESENT**

1. Senator Abaribe, Enyinnaya Harcourt
2. Senator Abatemi-Usman, Nurudeen
3. Senator Abe, Magnus Ngei
4. Senator Abu, Ibrahim
5. Senator Adamu, Abdullahi

10. Senator Adokwe, Suleiman A.
11. Senator Agboola, Hosea Ayoola
12. Senator Ahmed, Barata Hassan
13. Senator Ahmed, Mohammed Makarfi
14. Senator Ahmed, Ningi Abdul
15. Senator Ajibola, Simeon S.
16. Senator Ake, Wilson Asinobi
17. Senator Akinyelure, Ayo P.
18. Senator Akume, George
19. Senator Alhassan, Aisha Jummai
20. Senator Ali, Aidoko Atai
21. Senator Alkali, Saidu Ahmed
22. Senator Anyanwu, Chris N. D.
23. Senator Ayade, Benedict B.
24. Senator Ashafa, Bareehu Olugbenga
25. Senator Bagudu, Abubakar Atiku
26. Senator Boroffice, Robert A.
27. Senator Bwacha, Emmanuel G.
28. Senator Chuba-Okadigbo Margery
29. Senator Chukwumerije, Uche
30. Senator Dahiru, Umaru
31. Senator Dariye, Joshua Chibi
32. Senator Ekweremadu, Ike
33. Senator Emmanuel, Paulker I.
34. Senator Enang, Ita Solomon J.
35. Senator Esuene, Helen U.
36. Senator Etok, Aloysius Akpan
37. Senator Ewherido, Akpor Pius
38. Senator Ewuga, S. A. Solomon
39. Senator Eze, Ayogu
40. Senator Galaudu, Isa Mohammed
41. Senator Garba, Gamawa Babayo
42. Senator Gaya, Kabiru
43. Senator Gemade, Barnabas A. I.
44. Senator Gumba, Adamu I.
45. Senator Gwarzo, Bello Hayatu
46. Senator Hassan, Abdulmumini M.
47. Senator Husain, Mudashiru Oyetunde
48. Senator Ibrahim, Bukar Abba
49. Senator Igwe, Nwagu P.
50. Senator Ikisikpo, Clever
51. Senator Jajere, Alkali Abdulkadir
52. Senator Jibrilla, Mohammed Bindowo
53. Senator Kaka, Adegbenga Sefiu
54. Senator Kunlere, Boluwaji
55. Senator Kure, Zaynab Abdulkadir
56. Senator Kuta, Dahiru Awaisu

57. Senator Lafiagi, Mohammed Shaaba
58. Senator Lanlehin, Olufemi Akinola
59. Senator Lar, Victor
60. Senator Lidani, Joshua M.
61. Senator Lokpobiri, Heineken
62. Senator Maccido, Muhammad Ahmad
63. Senator Magoro, Mohammed
64. Senator Manager, James Ebiowou
65. Senator Marafa, Kabir Garba
66. Senator Mohammed, Basheer Garba
67. Senator Ndoma-Egba, Victor
68. Senator Ndume, Mohammed Ali
69. Senator Ngige, Chris N.
70. Senator Nnaji, Gilbert
71. Senator Nwagwu, Matthew Ifeanyi
72. Senator Nwankwo, Christopher C.
73. Senator Nwaogu, Nkechi J.
74. Senator Obadara, Olugbenga Onaolapo
75. Senator Obende, Domingo A.
76. Senator Odunsi, Kamar Akin Babalola
77. Senator Ogbuoji, Sunny O.
78. Senator Okowa, Ifeanyi Arthur
79. Senator Omoworare, Babajide C.
80. Senator Otu, Basseyy Edet
81. Senator Pwajok, Gyang Nyam Shom
82. Senator Saleh, Mohammed Sani
83. Senator Sani, Ahmad Rufa'i
84. Senator Sankara, Danladi Abdullahi
85. Senator Saraki, Abubakar O.
86. Senator Sekibo, George Thompson
87. Senator Sirika, Hadi Abubakar
88. Senator Solomon, Ganiyu Olanrewaju
89. Senator Tanimu, Philip Aduda
90. Senator Tukur, Bello Mohammad
91. Senator Uba, Andy E.
92. Senator Ugbesia, Odion M.
93. Senator Umar, Abubakar Tutare
94. Senator Usman, Abdul'aziz
95. Senator Usman, Nenadi Esther
96. Senator Uzamere, Ehigie E.
97. Senator Uzodimma, Hope O.
98. Senator Yar'adua A. Sadiq
99. Senator Ya'u, Sahabi Alhaji
100. Senator Zanna, Ahmed

**ABSENT**

1. Senator Lawan, Maina Ma'aji
2. Senator Tinubu, Oluremi
3. Senator Adeyeye, Olusola
4. Senator Goje, Mohammed D.

5. Senator Gobir, Ibrahim Abdullahi
6. Senator Lawan, Ahmad Ibrahim
7. Senator Musa, Ibrahim .
8. Senator Ojudu, Babafemi

<b>Present</b>	—	<b>100</b>
<b>Absent</b>	—	<b>8</b>
<b>Total</b>	—	<b>108</b>

*Resolved:*

That the Senate do invoke the powers conferred on it by Sections 305(2) and 6(b) of the Constitution of the Federal Republic of Nigeria 1999, as amended, and approve the Proclamation of State of Emergency in Adamawa, Borno and Yobe States and the continuation of the administrative structures in the affected States to administer the respective States subject to any order, instruction or regulations as may, from time to time, be issued by Mr. President, Commander-in-Chief of the Armed Forces of the Federation (*S/Res/044/02/13*).

**6. Committee on Finance:**

*Report on the Customs and Excise Management Act CAP C45, LFN 2004, (Repeal and Re-enactment) Bill 2013 (HB.238 and SB.148):*

*Consideration of Report deferred to another Legislative Day.*

**7. Adjournment:**

*Motion made:* That the Senate do now adjourn till Wednesday 22nd May, 2013 at 10.00 a.m. (*Senate Leader*).

*Adjourned accordingly at 12:56 p.m.*

**Dr. David A. B. Mark, GCON, fnim**  
*President,*  
*Senate of the Federal Republic of Nigeria.*