FOURTH REPUBLIC
7TH NATIONAL ASSEMBLY
THIRD SESSION
NO. 78

HOUSE OF REPRESENTATIVES

FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Tuesday, 17 December, 2013

1. Prayers
2. Approval of the Votes and Proceedings
3. Oaths
4. Message from the President of the Federal Republic of Nigeria (*if any*)
5. Message from the Senate of the Federal Republic of Nigeria (*if any*)
6. Other Announcements (*if any*)
7. Petitions (*if any*)
8. Matter(s) of Urgent Public Importance
9. Personal Explanation

ORDERS OF THE DAY

MOTIONS

1. **Receipt and Adoption of Conference Committee Report on a Bill for an Act to Prohibit Marriage or Civil Union entered into between Persons of Same Sex, Solemnization of Same and for Other Matters Related Therewith (HB. 197);**
Hon. Uzoma Nkem-Abonta:

The House:

*Note*s that the Same Sex Marriage (Prohibition) Bill, 2011, was passed by the House on Tuesday2nd July, 2013 and transmitted to the Senate for concurrence.

The Senate passed the Same Sex Marriage (Prohibition) Bill, 2011 with some differences.

The two Chambers met in Conference on Tuesday, 10 December, 2013 and adopted a harmonised version of the Report;

A clean copy of the Conference Report is ready for presentation and adoption;

And in view of the importance of this Bill to the Development of a Sound and Moral Family System in the country;

Resolves to:

Receive and adopt the Conference Report on the Same Sex Marriage (Prohibition) Bill, 2013;

PRINTED BY NATIONAL ASSEMBLY PRESS, ABUJA

2. Need to Investigate the Alleged Fraudulent award of Pipeline Surveillance Contract of OML. 26/30: Hon. Leo Ogor:

The House:

Notes the desirability of the action of the Federal Government in awarding contracts for the surveillance and protection of the nation's oil pipelines in the Niger-Delta region and other parts of the country;

Further notes that this laudable initiative of the Federal Government through its agency, the Nigeria Petroleum Development Company (NPDC), is intended to ensure that while oil pipelines are protected, the Government obtains value for the huge amount of money being spent on the surveillance contract;

Aware that the NPDC awarded pipeline surveillance contract of OML 26/30 to TEZINO NIG. LTD for the surveillance and protection of oil pipelines in OML 26/30 situated in Isoko ethnic nationalities that run into millions of Naira;

Regrets that the said oil pipeline surveillance contract awarded in the case of OML 26/30 has become a conduit pipe through which millions of Naira of tax payers' money is being siphoned for work not done;

Concerned that the beneficiary company may have acted in connivance with officials of the NPDC to perpetrate this heinous act against the State;

Worried that leaders of the host communities of the OML 26/30 pipelines are disenchanted with officials of NPDC over the shady contract that has left them with no option than to involve local vigilantes to keep surveillance over the pipelines;

Resolves to:

Mandate the Committee on Petroleum Resources (Upstream) to investigate the entire pipelines surveillance contract of OML 26/30 awarded to TEZINO NIG. LTD and make appropriate recommendations to the House within two weeks.

BILLS

3. A Bill for an Act to Establish the Chartered Institute of Public Management of Nigeria to Provide for the Control of its Membership and to Promote the Practice of Public Management in Nigeria; and for Other Purposes Connected Therewith (HB. 422) — *Second Reading*.

4. A Bill for an Act to Provide for the Establishment of the Satellite Towns Development Agency to be charged with the Responsibility for Development and defining the boundaries of the Satellite Towns; and for Other Related Matters (HB. 375) — *Second Reading*.

5. A Bill for an Act to Amend the Limitation Act, Cap. L522 Laws of the Federation of Nigeria, 2004 in Relation to Litigations and Arbitrations that are instituted within the Federal Capital Territory, Abuja; and for Other Matters Connected Therewith (HB. 551) — *Second Reading*.

CONSIDERATION OF REPORTS

6. A Bill for an Act to Establish the Nigerians in Diaspora Commission, Provide for the Engagement of Nigerians in Diaspora in the Policies, Projects and Participation in the Development of Nigeria and for the Purpose of Utilizing the Human, Capital and Material Resources of Nigerians in Diaspora towards the overall Socio-Economic, Cultural and Political Development of Nigeria; and for OtherRelated Matters (HB. 69) (*Committee of the Whole*: *Adjourned Consideration*: 6/12/2011):

other related costs and expenses, based on, arising out of or in connection with" the 'Resolution Agreement' and or the issuance of the Oil Prospecting License in respect of Block 245;

(*ii*) That the Federal Government through the Ministry of Petroleum Resources and the Office of the Attorney-General of the Federation facilitates a new 'Resolution Agreement' in line with the Petroleum Act, and the Indigenous Concession Programme (ICP) of Government that guided the initial allocation of OPL 245 to Malabu Oil & Gas, as a situation where the 'Resolution Agreement' diverted 100% of the beneficial ownership to two foreign based companies is contrary to our national aspirations. Indeed the 'Resolution Agreement' should acknowledge Nigeria's National interest in the huge deposits existing in the Block;

(*iii*) That the House should direct the Committees on Petroleum Resources (Upstream), Petroleum Resources (Downstream), Gas Resources and Local Content to liaise with the Ministry of Petroleum Resources to make available a comprehensive list of similar ventures with Petroleum Sharing Agreement or contract without Nigeria National Petroleum Corporation (NNPC) participation, for necessary remediation;

(*iv*) That the AGIP Nigeria Agip Exploration Ltd (NAE) be formally censured or reprimanded by the House for its role in the 'Resolution Agreement' which lacked transparency and did not meet international best business practises. The 'Resolution Agreement' was meant to resolve existing disputes between the various parties, which even by AGIP's acknowledgment they are not party to the disputes, in the process, they cornered 50% equity in Block 245;

(*v*) That Shell Nigeria Ultra Deeps (SNUD) be censured or reprimanded by the House for its lack of transparency and full disclosure in its bid to acquire OPL 245;

(*vi*) That the ownership structure of Malabu Oil and Gas Ltd flowing from our findings and the Economic and Financial Crimes Commission (EFCC)'s interim report, is as follows:

(*a*) Mohammed Sani (Abacha) (or his Successors in title) — 50%,

(*b*) Kweku Amafegha (Dan Etete) (or his Successors in title) — 30%, and

(*c*) Pecos Energy Ltd — 20%,

Consequently, the Office of the Attorney General of the Federation, the Ministry of Petroleum Resources, and the Ministry of Finance should take this into consideration in any dealings with respect to OPL 245;

(*vii*) That the Nigerian Police Force should take over the on-going investigation on the matter of forgery and alteration of documents indicting some Directors of Malabu Oil & Gas Ltd who resigned their positions or transferred their appointments or shares without their authorisation, and initiate prosecution of any person indicted;

(*viii*) That in line with global best practices, accountability and transparency, individuals and financial institutions linked with and found culpable by the Economic and Financial Crimes Commission (EFCC) of receiving and transferring money unlawfully with respect to or arising out of the 'Resolution Agreement', should be charged to an appropriate court of competent jurisdiction, and any such monies unlawfully transferred should be recovered;

(*ix*) That in the redraft of a new 'Resolution Agreement', Nigeria's tax laws should be respected, and consequently where applicable, the Federal Inland Revenue Service (FIRS) should take all necessary steps to impose Capital Gains Tax on Shell (Shell Nigeria Exploration and Production Company Ltd (SNEPCO) — Shell Nigeria Ultra Deep Limited (SNUD) transaction as the payment or reimbursement of $355,000,000 from Shell Nigeria Exploration and Production Company Ltd (SNEPCO) to Shell Nigeria Ultra Deep Limited (SNUD) contained in the 'Resolution Agreement' is clear evidence of some form of alienation or transfer of interest that satisfies the requirement for tax purposes.

8. **Committees on Justice and Judiciary:**
Hon. Ali Ahmad:
"That this House do consider the Report of the Committees on Justice and Judiciary on the Urgent Need to investigate the activities of the Nigerian Copyright Commission and approve the Recommendations therein" (**HR. 109/2013**) (*Laid*: 11/12/2013):

(*i*) That, given the state of the law and available technology, the Nigerian Copyright Commission (NCC) is not justified in refusing to register the Musical Copyright Society of Nigeria (MCSN), one of the two *de facto*-collecting societies, as another collecting society in the music industry in Nigeria. Thus the Musical Copyright Society of Nigeria (MCSN), having satisfied all the requirements of the law, should be registered by the Nigerian Copyright Commission (NCC) forthwith;

(*ii*) that the continued refusal to register the Musical Copyright Society of Nigeria (MCSN) is casting Nigerian Copyright Commission (NCC), a regulatory agency as having been compromised and pursuing only the interests of a particular section of the industry;

(*iii*) urge the Nigerian Copyright Commission (NCC) to rise above board in order to be seen as fair and just;

(*iv*) that the Nigerian Copyright Commission (NCC) should revisit the application of other organisations, which applied to it for licence as collecting societies for Performing and Mechanical rights in musical works with a view to determining whether or not, based on the provisions of the Copyright Act and its Regulations, they presently qualify for licence as Collecting Societies, regardless of the existence or non-existence of a licensed collecting society for musical works in Nigeria;

(*v*) that in consideration of application for the grant of the licence under the Copyright Act and its Regulations, the Nigerian Copyright Commission (NCC) should desist from giving consideration to extraneous matters;

(*vi*) that the Committees on Justice and Judiciary should liaise with the Hon. Attorney-General of the Federation and the Minister of Justice, the Nigerian Copyright Commission (NCC), the Nigerian Institute of Advanced Legal Studies (NIALS), the Nigerian Law Reform Commission (NLRC) and all stakeholders in the Copyright sector with a view to carrying out a review or reform of the Copyright Act and its Regulations in order to, amongst others:

(*a*) align their provisions with the provisions of the Constitution of the Federal Republic of Nigeria,

(*b*) clear any inconsistencies, ambiguities or vagueness relating to registration and licensing of multiple collecting societies,

(*c*) make operations of the Nigerian Copyright Commission (NCC) transparent and accountable to the citizens "particularly Article 5 of the Berne Convention, the Rome Convention and WIPO Copyright Treaty to which Nigeria is a signatory,

(*e*) make the Act and its Regulations acceptable to stakeholders and Nigerians generally.

9. **Committee on Public Petitions:**
***Report on the Petition by Mr Tamuno Inabiebu Taylor*:**
Hon. Uzo Azubuike:
"That this House do consider the Report of the Committee on Public Petitions on the Petition by Mr Tamuno Inabiebu Taylor (a Distance Learning Student) against the University of Abuja on his Alleged Expulsion by the University of Abuja Authorities and approve the Recommendation therein" (*Laid*: 14/3/2013):

Urge the University of Abuja to absolve the petitioner, Inabiebu Taylor of the alleged offence of examination malpractices and the consequent punishment, and release petitioner's Degree Result and Certificate.

10. **Committee on Public Petitions:**
***Report on the Petition by SPR Tuku Paul*:**
Hon. Uzo Azubuike:
"That this House do consider the Report of the Committee on Public Petitions on the Petition by SPR Tuku Paul against the Nigerian Army on Alleged Non-Reinstatement into the Nigerian Army and approve the Recommendation therein" (*Laid*: 27/3/2013):

The House discountenances the petition for lack of merit, since it was clearly established that the petitioner was on AWOL/desertion from the Army for over three months and other acts of indiscipline while in the service.

COMMITTEE MEETINGS

	Committee	*Date*	*Time*	*Venue*
1.	Rules and Business	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 06 Assembly Complex
2.	Petroleum Resources (Downstream)	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 107 New Building (House) Assembly Complex
3.	Steel (*with Hon. Minister of Steel Development* (*MMSD*), *National Metallurgical Development Cenre* (*NMDC*) *and and Metallurgical Training Institute* (*MTI*)).	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 144 New Building (House) Assembly Complex
4.	*Ad-hoc* Committee on the Review of the Constitution	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 447 New Building (House) Assembly Complex
5.	Gas Resources	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 327 New Building (House) Assembly Complex
6.	Finance (*Revenue Issues*)	Tuesday, 17 December, 2013	2.00 p.m.	Committee Room 460 New Building (House) Assembly Complex