SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Wednesday, 27th January, 2016

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

ORDERS OF THE DAY

CONSIDERATION OF A BILL

1. A Bill for an Act to authorize the issue from the Consolidated Revenue Fund of the Federation the total sum of ₦6,077,680,000,000.00 (Six Trillion, Seventy-Seven Billion, Six Hundred and Eighty Million Naira) only, of which, ₦351,370,000,000.00 (Three Hundred and Fifty-One Billion, Three Hundred and Seventy Million Naira) only is for Statutory Transfers, ₦1,475,320,000,000.00 (One Trillion, Four Hundred and Seventy-Five Billion, Three Hundred and Twenty Million Naira) only is for Debt Service, ₦2,648,600,000.00 (Two Trillion, Six Hundred and Forty-Eight Billion, Six Hundred Million Naira) only is for Recurrent (Non-Debt) Expenditure while the sum of ₦1,845,540,000,000.00 (One Trillion, Eight Hundred and Forty-Five Billion, Five Hundred and Forty Million Naira) only inclusive of ₦157,150,000,000.00 (One Hundred and Fifty-Seven Billion, One Hundred and Fifty Million Naira) Capital Expenditure in Statutory Transfer and ₦86,000,000,000.00 (Eighty-Six Billion Naira) as interest on Capital Loans is for contribution to the Development Fund for Capital Expenditure for the year ending on the 31st day of December, 2016 (SB. 212) – *Second Reading (Fourth Allotted Day).*
Sen. Ali Ndume *(Senate Leader)*

MOTIONS

1. Unwholesome Practices by Manitoba Hydro International Nigeria Ltd. under the direction and control of the Bureau of Public Enterprises.
Sen. Mohammed Hassan *(Yobe South)*

The Senate;

Notes that Transmission Company of Nigeria ("TCN") is saddled with the vital responsibility of providing the critical power transmission services for the power industry and the entire nation.

Notes that TCN is a company owned by the Federal Government of Nigeria ("FGN") supervised by Bureau of Public Enterprises ("BPE") of the Federal Government Nigeria;

Further notes that BPE, in the reform of the power sector in Nigeria, transferred the management of TCN to Hydro International Nigeria Ltd. ("Manitoba") under a management services contract prepared by BPE.

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Further notes that Manitoba is a company incorporated under and subject to the laws of the Federal Republic of Nigeria and carrying on business in Nigeria with FGN and paid in millions of Dollars of scarce public funds.

Observes that it is a criminal offence as stipulated in Section 20(5) of the Central Bank of Nigeria Act, 2007 for any person or body corporate to refuse the acceptance of the Naira as the legal tender currency for payments for goods and services in Nigeria.

Worried that TCN is imposed with this burden, under the management service contract, of paying all taxes for the management contractors, while Manitoba does not pay taxes on the monies it is paid under the Management Services Contract.

Observes that Section 9(2) of the Companies Income Tax Act (CITA) Cap 21 LFN 2004, provides that tax shall be assessed and payable upon the profits of any company accruing in, derived from, brought into, or received in, Nigeria for services rendered.

Convinced that the management services contract prepared by BPE for the management of TCN is fraught with apparent illegalities and total violations of the laws of Nigeria.

Further convinced that these apparent illegalities would inevitably result in corruption, inefficiencies, waste of public resources, lack of transparency and accountability in the management of TCN.

Aware that the Bureau for Public Enterprises (BPE) is a member Board of Directors of all the Distribution Companies(DISCOS) in Nigeria with the Director General as a signatory of the tripartite agreement between BPE, TCN and Manitopa signing on behalf of BPE and TCN and thereby abdicating the supervisory role it ought to play in the whole process;

Persuaded that there is now an urgent need to investigate these grievous matters in the overriding public interest and in accordance with the Constitution of the Federal Republic of Nigeria.

Accordingly resolves to:

i. *Mandate* the Senate Committee on Power to:

(a) Investigate the entire circumstances surrounding the preparation, execution and implementation of the management services for TCN and all other related matters.

(b) Investigate the roles of all persons involved in these matters, and where appropriate, determine the culpability of any person who, whether by commission or omission, has acted against the public interest.

(c) Ascertain the relevance of BPE on the Board of Directors of Distribution Companies in Nigeria

ii. *Further* mandate the Committee on Power to make appropriate recommendations concerning its findings in its report to the Senate.

2. Demise of His Royal Majesty, Orchivirigh, Alfred Akawe Torkula, Tor Tiv IV, the Paramount Ruler of the Tiv Nation.
Sen. George Akume *(Benue North West)* Sen. Barnabas Gemade *(Benue North East)*

The Senate;

Notes with sadness and a great sense of loss, but with total submission to the will of God, the demise of the paramount ruler of the Tiv Nation and a very illustrious son of Nigeria, His Royal Majesty, Orchivirigh (Dr.) Alfred Akawe Torkula, Begha U Tiv (The Lion of the Tiv Nation), Tor Tiv IV, on Saturday November 21, 2015 at the age of 71.

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Notes also that Begha u Tiv, HRM Dr. Alfred Akawe Torkula was born on the 10th of July 1944 at Tse Torkula in Mbadwem District of Guma Local Government Area of Benue State in North-Central Nigeria.

Further Notes that His Royal Majesty Dr. Akawe Torkula attended the then Tiv Native Authority Elementary School, Gboko, from 1953 to 1958 and St. Theresa's Catholic Primary School, Naka, in 1959. On completion of his Secondary education, he proceeded to the Ahmadu Bello University (ABU), Zaria, where he obtained a B.A (Hons), and proceeded to Besancon in France, where he obtained a Masters Degree specializing in French language;

Aware that HRM Orchivirigh (Dr) Alfred Akawe Torkula was a diligent public/civil servant who served his State of Benue and country Nigeria in various capacities and held positions such as Permanent Secretary and Director - General; he was appointed Commissioner for Agriculture and became a member of the Benue State Executive Council. In 1991, he went through the relevant traditional processes and was crowned Tor Tiv the IV on the 21st of April of that year, becoming the fourth paramount ruler of the universal Tiv race and Chairman of the Benue State Council of Traditional rulers till date;

Also aware that HRM Orchivirigh Alfred Akawe Torkula made tremendous and immeasurable contributions to the peace, unity and development of not just the Tiv Nation and Benue State but Nigeria as a whole. He was a Co-Chairman of the Northern Traditional Rulers Peace Committee;

Notes too that his HRM Orchivirigh Alfred Akawe Torkula's fatherly roles, patriotism, wealth of experience, genuine love and concern for humanity would be greatly missed;

Further aware that HRM Dr. Akawe Torkula also expanded the frontiers of knowledge by authoring several books including: Presidential Democracy in Nigeria: Grassroots experience; Death and Burial Customs of the Tiv People of Central Nigeria; The Cosmology of Tiv World View and The Tiv Woman: Challenges & Prospects;

Cognizant too that Dr. Torkula also made immense contributions to Nigeria's educational system having served as the Pro-Chancellor of the University of Ibadan and until his death, the Pro-Chancellor of the University of Agriculture, Umudike;

Accordingly resolves to:

i. *Observe* one minute's silence in honour of the late Tor Tiv, HRM, Orchivirigh Dr. Alfred Akawe Torkula, Begha U Tiv, (The Lion of the Tiv Nation);

ii. *Send* a high powered delegation to condole with the family, the Tiv Nation and the people and Government of Benue State.

iii. *Urge* the Federal Government of Nigeria and Benue State Government to immortalize this great achiever, peace lover and great departed citizen of the world by naming a National and State monument after him as a mark of honour.

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COMMITTEE MEETINGS

Committee	*Date*	*Time*	*Venue*
1. Niger Delta	Wednesday, 27th January, 2016	2.00pm	Committee Room 117 Senate New Building
2. Ethics, Privileges and Public Petitions	Wednesday, 27th January, 2016	2.00pm	Committee Room 120 Senate New Building
3. Special Duties	Wednesday, 27th January, 2016	2.00pm	Committee Room 438 Senate New Building
4. Media and Public Affairs	Wednesday, 27th January, 2016	3.00pm	Committee Room 313 Senate New Building
5. Women Affairs	Wednesday, 27th January, 2016	2.00pm	Committee Room 327 Senate New Building
6 Ecology and Climate Change	Wednesday, 27th January, 2016	2.00pm	Committee Room 204 Senate New Building
7. Establishment & Public Service	Wednesday. 27th January, 2016	2.00pm	Committee Room 323 Senate New Building
8. Aviation	Wednesday. 27th January, 2016	2.00pm	Committee Room 431 Senate New Building
9. Navy	Wednesday. 27th January, 2016	2.00pm	Committee Room 2.11 Senate New Building
10. Petroleum Resources (Downstream)	Wed., 27th & Thurs. 28th January, 2016	2.00pm	Committee Room 221 Senate New Building
11. Banking, Insurance and other Financial Institutions	Thursday 28th January, 2016 *(Interactive Session)*	1.00pm	Committee Room 107 Senate New Building

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