FOURTH REPUBLIC
8TH NATIONAL ASSEMBLY
SECOND SESSION
NO. 65

HOUSE OF REPRESENTATIVES
FEDERAL REPUBLIC OF NIGERIA

ORDER PAPER

Tuesday, 22 November, 2016

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

PRESENTATION OF REPORTS

1. **Committee on Capital Market and Institutions:**
   Hon. Yusuf Ayo Tajudeen:
   "That the House do receive the Report of the Committee on Capital Market and Institutions on the Urgent Need to Address the Vexed Issue of Unclaimed Dividend Funds and its Effects on the Capital Markets (**HR. 10/2016**)" (*Referred*: 19/1/2016).

2. **Committee on Capital Market and Institutions:**
   Hon. Yusuf Ayo Tajudeen:
   "That the House do receive the Report of the Committee on Capital Market and Institutions on the Downward Trend of the Nigerian Stock Market (**HR. 269/2015**)" (*Referred*: 9/12/2015).

ORDERS OF THE DAY

BILLS

1. **Consolidation of Bills:**
   (*a*) A Bill for an Act to Amend the Tertiary Education Trust Fund and Education Tax Act, Cap. E4, Laws of the Federation of Nigeria, 2004, and the Education Tax Fund Amendment No. 17 of 2004, and Establish the Tertiary Education Trust Fund Charged with the Responsibility

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for Imposing, Managing and Disbursing the Education Tax Fund to Public Tertiary Institutions in Nigeria, Including Private Universities and for Other Related Matters (HB. 531) (*Hon. Oghene Emma Egoh*);

(*b*) A Bill for an Act to Amend the Tertiary Education Trust Fund and Education Tax Act, Cap. E4, Laws of the Federation of Nigeria, 2004, to Include Colleges of Agriculture and Increase some Penalties and for Other Related Matters (HB. 620) (*Hon. Ahmed Abu*).

2. (*a*) A Bill for an Act to Amend the Federal Roads Maintenance Agency Act, Cap. F38, Laws of the Federation of Nigeria, 2004, to among Other Things, Re-Structure the Agency, and Increase its Funding and for Other Related Matters (HB. 627) (*Hon. Ibrahim Isiaka*);

(*b*) A Bill for an Act to Amend the Federal Roads Maintenance Agency Act, Cap. F38, Laws of the Federation of Nigeria, 2004, to Harmonize the Provisions of the Act with that of the Federal Highways Act with Respect to the Powers of the Minister to Grant Road Concessions Contract and for Other Related Matters (HB. 685) (*Hon. Taiwo Michael Akintola*).

3. A Bill for an Act to Amend the Banks and Other Financial Institutions Act, Cap. B3, Laws of Federation of Nigeria, 2004, to Among Other Things, Establish a Deposit Fund at the Central Bank for Standardization and Management of Dormant Accounts in accordance with International Best Practices and for Other Related Matters (HB.698) (*Hon. Garba Ibrahim Muhammed*) — *Second Reading*.

4. A Bill for an Act to Further Amend the Acts Authentication Act, Cap. A21, Laws of the Federation of Nigeria, 2004, to Provide for the Attorney General of the Federation to have all Copies of the Acts Passed by the National Assembly Deposited in the Federal Ministry of Justice and for Other Related Matters (HB. 646) (*Hon. Abubakar Lawal*) — *Second Reading*.

5. A Bill for an Act to Establish the Chartered Institute of Contract Projects and Facilities Management to be charged with Responsibility for Registration and Disciplining of its Members, to Regulate and Control the Practice of Contract Projects and Facilities Profession and for Other Related Matters (HB. 719) (*Hon. Segun Alexandar Adekola*) — *Second Reading*.

6. A Bill for an Act to Provide for the Federal Agencies Civil Penalties Inflation Adjustment Aimed to Adjust Civil Monetary Penalties of Federal Legislations so as to Maintain Deterrent Effects of Civil Monetary Penalties and for Other Related Matters (HB. 550) (*Hon. Igariwey Iduma Enwo*) — *Second Reading*.

7. A Bill for an Act to Regulate the Profession of Forestry and to Provide for an Institute to be charged with the Responsibility for the Registration, Regulation and Disciplining of Members of the Profession and for Other Related Matters (HB. 594) (*Hon. Adeyinka Ajayi*) — *Second Reading*.

8. A Bill for an Act to Make Provisions for a System of Standard Scale of Fines and Financial Penalties Imposed by Courts , Tribunals and Other Statutory Instruments and for Other Matters Connected Thereto (HB. 642) (*Hon. Rasak Atunwa*) — *Second Reading*.

MOTIONS

9. **Urgent Need to Reconstruct the Ahoada-Omoku-Egbema Road in Ogba/Egbema/Ndoni LGA, Rivers State:**
Hon. Uchechuku Nnam-Obi:

The House:

Notes that the Ahoada-Omoku-Egbema Road, a 15km federal road constructed over three decades ago links the East-West Road to over 80 Communities of Ahoada West and Ogba/Egbema/Ndoni Local Government Areas of Rivers State and several other communities in Imo State;

Also notes that since its construction, the road has boosted economic activities in the communities while also easing the pressure on the East-West Road;

Concerned that the road, which used to be delightful for motorists who ply it has now deteriorated so much that it has become a death-trap and providing a safe haven for kidnappers and other criminals;

Worried that if the road is not reconstructed, the lives of persons who either ply or depend on it will remain in grave danger;

Resolves to:

(*i*) urge the Federal Road Maintenance Agency (FERMA) to urgently carry out rehabilitation work on the road as an interim measure pending when the Federal Ministry of Works, Power and Housing will undertake a reconstruction of the road; and

(*ii*) mandate Committees on FERMA, and Works to ensure adherence and report back to the House within six (6) weeks for further legislative action.

10. Call for Control of Gully Erosion in Parts of Kaduna North Federal Constituency: Hon. Samaila Suleiman:

The House:

Notes the devastating effects of gully erosion that is threatening significant parts of Kaduna North Federal Constituency;

Also notes that the gully erosion is adversely affecting the social and economic activities of residents of the areas and also the environmental stability of the fertile land needed for agriculture, housing and other human activities;

Concerned that land degradation within the areas is increasing at a fast rate as it is washing away chunks of access roads, drainage systems and other infrastructure that may drive some of the areas into extinction;

Observes that the communities and areas most adversely affected by this environmental problem include:

(*a*) Unguwan Shanu and Abakpa around old Nigeria Defence Academy (NDA),

(*b*) Unguwan Kanawa and Hayin Banki areas,

(*c*) Kawo area, and

(*d*) Ogbomosho West of Unguwan Liman and Maiburji area;

Resolves to:

(*i*) urge the Federal Ministry of Environment and the Ecological Fund Office to mobilize to the areas, conduct survey and quantification of the degree of damages caused by the gully erosion over time and take immediate remedial actions; and

(*ii*) mandate the Committees on Environment and Habitat, and Appropriations to include funds in the 2017 budget proposal to undertake erosion control projects in Kaduna North Federal Constituency.

11. Urgent Need to Include the Youths of Isoko Ethnic Nationality in the Amnesty Programme: Hon. Leo Ogor:

The House:

Notes that the Isoko people are a peace-loving people whose soil produces the highest quantity of onshore crude oil, with oil facilities and a long stretch of pipelines criss-crossing the length and breadth of Isoko land;

Also notes that these many flow stations, oil facilities and long stretch of pipelines have been protected by the youths of Isoko land over the years, thus preventing vandalization of oil pipelines in the area;

Aware that the Federal Government initiated the Amnesty Programme in 2008 when restive youths of agitating oil producing communities involved in vandalization of oil facilities and pipelines across the Niger-Delta region were granted amnesty;

Concerned that the Amnesty Programme as envisaged at inception did not include youths from areas in the Niger-Delta region who were not restive and destructive but peaceful, law abiding and protective of oil pipelines in their area;

Convinced that the non-inclusion of the peaceful, law abiding, non-restive and protective youths of the Isoko Ethnic nationality in the Amnesty Programme was a major error that sent a strong signal and acted as an invitation for the peaceful youths to join their colleagues to carry out vandalisation of oil facilities;

Also aware that Isoko youths were not included in the Amnesty Programme for the simple reason that they are peaceful, law abiding, non-restive, non-destructive but protective;

Resolves to:

Mandate the Committee on Governmental Affairs to liaise with the Presidential Adviser on the Amnesty Programme with a view to including Isoko Youths in the Programme, and report back to the House within four (4) weeks for further legislative action.

12. Call on the Federal Government to Constitute the Administration of Justice Monitoring Committee:
Hon. Albert Abiodun Adeogun:

The House:

Notes that the Administration of Criminal Justice Act was enacted in 2015, with Section 469 providing for constitution of Administration of Criminal Justice Monitoring Committee;

Aware that Section 470 of the Act, among other things, provides for speedy trial of criminal matters, decongestion of prisons, co-ordination of different organs of criminal administration, analysing, collating and publishing information regarding the administration of Justice sector throughout the country and keeping the Chief Justice of Nigeria abreast of developments meant to enhance criminal justice delivery in the country;

Concerned that despite the advantages derivable from the constitution of the Administration of Criminal Justice Monitoring Committee enumerated above and enjoined by section 470 of the Act, the Federal Government has failed to constitute the Monitoring Committee;

Worried that the failure to constitute the Monitoring Committee has led to laxity in dispensation of justice, abuse of some provisions of the Act and lack of direction by Judicial officers in dispensing justice;

Resolves to:

(*i*) urge the Federal Government to constitute the Administration of Criminal Justice Monitoring Committee without further delay; and

(*ii*) mandate the Committee on Justice to ensure adherence, and report back to the House within four (4) weeks for further legislative action.

13. **Urgent Need to Investigate the Subversion of Due Process in the Award of Contracts for Oil Pipelines Protection and Maintenance by the Nigerian National Petroleum Corporation (NNPC): Hon. Chime Oji:**

The House:

Notes that there have been incessant vandalization of pipelines which has led to the depletion of revenues to the Federation Account;

Also notes that the Management of the NNPC had contracted some companies allegedly owned by top management staff of the NNPC to maintain and protect the pipelines without going through due process and by so doing, engaged companies without the requisite expertise which has led to abysmal failure to deliver on the job because the companies are incompetent, thereby compromising standards and resulting in continued vandalization of oil pipelines at great cost to the nation;

Aware that one of the Companies, is claiming above Four Billion Naira (₦4,000,000,000.00) as monthly payment for its Services;

Concerned that at this present time, Government officials are still getting involved in nepotism and outright subversion of due process and due diligence in carrying out their official functions;

Resolves to:

Mandate the Committee on Petroleum Resources (Downstream) to investigate the award of contracts for the protection and maintenance of oil pipelines by the Nigerian National Petroleum Corporation (NNPC) and report back to the House within four (4) weeks for further legislative action.

CONSIDERATION OF REPORTS

14. **Committee on Telecommunications:**
Hon. Saheed Akinade Fijabi:
"That the House do re-consider the Report of the Committee on Telecommunications on a Bill for an Act to Authorize the issue from the Statutory Revenue Fund of the Nigerian Communications Commission the Total Sum of (₦70,672,492,000.00) Seventy Billion, Six Hundred and Seventy-Two Million, Four Hundred and Ninety-Two Thousand Naira only, out of which the sum of (₦22,211,186,000.00) Twenty-Two Billion, Two Hundred and Eleven Million, One Hundred and Eighty-Six Thousand Naira only, is for Recurrent Expenditure, the sum of (₦15,651,475,000.00) Fifteen Billion, Six Hundred and Fifty-One Million, Four Hundred and Seventy-Five Thousand Naira only, is for Capital Expenditure, the sum of (₦6,557,708,000.00) Six Billion, Five Hundred and Fifty-Seven Million, Seven Hundred and Eight Thousand Naira only, is for Special Projects while the sum of (₦8,584,000,000.00) Eight Billion, Five Hundred and Eighty-Four Million Naira only, and (₦17,668,123,000.00) Seventeen Billion, Six Hundred and Sixty-Eight Million, One Hundred and Twenty-Three Thousand Naira only, will be transferred to the Universal Service Provision Fund

(USPF) and the Federal Government of Nigeria, respectively and from the Universal Service Provision Fund (USPF) the Sum of (₦16,325,268,000.00) Sixteen Billion, Three Hundred and Twenty-Five Million , Two Hundred and Sixty-Eight Thousand Naira only, for the Year Ending on 31 December, 2016 (HB. 740) and approve the recommendations therein" (*Laid*: 1/11/2016):

A BILL FOR AN ACT TO AUTHORIZE THE ISSUE FROM THE STATUTORY REVENUE FUND OF THE NIGERIAN COMMUNICATIONS COMMISSION THE TOTAL SUM OF (₦70,672,492,000.00) SEVENTY BILLION, SIX HUNDRED AND SEVENTY-TWO MILLION, FOUR HUNDRED AND NINETY-TWO THOUSAND NAIRA ONLY, OUT OF WHICH THE SUM OF (₦22,211,186,000.00) TWENTY-TWO BILLION, TWO HUNDRED AND ELEVEN MILLION, ONE HUNDRED AND EIGHTY-SIX THOUSAND NAIRA ONLY, IS FOR RECURRENT EXPENDITURE, THE SUM OF (₦15,651,475,000.00) FIFTEEN BILLION, SIX HUNDRED AND FIFTY-ONE MILLION, FOUR HUNDRED AND SEVENTY-FIVE THOUSAND NAIRA ONLY, IS FOR CAPITAL EXPENDITURE, THE SUM OF (₦6,557,708,000.00) SIX BILLION, FIVE HUNDRED AND FIFTY-SEVEN MILLION, SEVEN HUNDRED AND EIGHT THOUSAND NAIRA ONLY, IS FOR SPECIAL PROJECTS WHILE THE SUM OF (₦8,584,000,000.00) EIGHT BILLION, FIVE HUNDRED AND EIGHTY-FOUR MILLION NAIRA ONLY, AND (₦17,668,123,000.00) SEVENTEEN BILLION, SIX HUNDRED AND SIXTY-EIGHT MILLION, ONE HUNDRED AND TWENTY-THREE THOUSAND NAIRA ONLY, WILL BE TRANSFERRED TO THE UNIVERSAL SERVICE PROVISION FUND (USPF) AND THE FEDERAL GOVERNMENT OF NIGERIA, RESPECTIVELY AND FROM THE UNIVERSAL SERVICE PROVISION FUND (USPF) THE SUM OF (₦16,325,268,000.00) SIXTEEN BILLION, THREE HUNDRED AND TWENTY-FIVE MILLION , TWO HUNDRED AND SIXTY-EIGHT THOUSAND NAIRA ONLY, FOR THE YEAR ENDING ON 31 DECEMBER, 2016:

Clause 1: **Issue and appropriation of (₦70,672,492,000.00) Seventy Billion, Six Hundred and Seventy-Two Million, Four Hundred and Ninety-Two Thousand Naira only from the Statutory Revenue Fund of NCC for 2016.**

(*i*) The Executive Director responsible for Finance shall when authorized to do so by warrants signed by the Executive Vice Chairman of the Nigerian Communications Commission, payout of the Statutory Revenue Fund of the Commission during the year ending on the 31st day of December, 2016, the sums specified by the warrants not exceeding in the aggregate (₦70,672,492,000.00) Seventy Billion, Six Hundred and Seventy-Two Million, Four Hundred and Ninety-Two Thousand Naira only.

(*ii*) The amount mentioned in subsection (*i*) of this section shall be appropriated to heads of expenditure as indicated in the schedule to this Bill.

(*iii*) No part of the amount above mentioned shall be released from the Statutory Revenue Fund of the Nigerian Commissions Commission (NCC) after the end of the year mentioned in the Schedule to this Bill.

Clause 2: **Release of Fund from the Statutory Revenue Fund of NCC.**

All amounts appropriated under this Bill shall be released from the Statutory Revenue Fund of the Nigerian Communications Commission (NCC) only for the purposes specified in the Schedule to this Bill.

Clause 3: **Virement.**

In the event that the implementation of any of the projects intended to be undertaken under this Bill cannot be completed without virement, such virement shall only be effected with the prior approval of the National Assembly.

Clause 4: **Release of Funds for implementation.**

The Executive Vice Chairman/Chief Executive of the Commission shall ensure that Funds appropriated under this Bill are released as and when due, provided that no funds for any Quarter of the Fiscal year shall be deferred without prior waiver from the National Assembly.

Clause 5: **Quarterly Report.**
The Executive Vice Chairman/Chief Executive of the Nigerian Communications Commission and the Directorate of Treasury, Nigerian Communications Commission shall, immediately upon the coming into force of this Bill, furnish that the National Assembly, on a Quarterly basis the status of the records of the Nigerian Communications Commission and statutory account.

Clause 6: **Waiver not to incur expenditure.**
Where due to revenue short-fall, amount appropriated under this Bill cannot be funded, the Nigerian Communications Commission shall seek from the National Assembly a waiver not to incur such.

Clause 7: **Due Process Certification.**
The Department of Government charged with the responsibility of certifying that due processes have been complied with in the processing and implementation of projects shall ensure that the processes of approval are completed within the specified period as provided for in the Public Procurement Act.

Clause 8: **Interpretation.**
For the Purpose of this Bill, the term —

"Schedule" includes the detailed estimates of expenditure attached hereto

"Commission" means the Nigerian Communications Commission.

Clause 9: **Short Title.**
This Bill may be cited as the Nigerian Communications Commission Appropriation Bill, 2016.

SUMMARY OF NCC BUDGET 2016

		₦'000
A.	**Revenue Profile**	
	Annual Operating Levy	29,000,000
	Licensing Fees	1,195,137
	Spectrum Fees	35,799,972
	Numbering Plan	4,480,538
	Admin Charges	1,500
	Type Approval Fees	165,000
	Sundry Income	30,345
	Total Revenue	**70,672,492**
B.	**Expenditures**	
	Recurrent Expenditure	
	Establishment Costs	280,000
	Staff and Other Costs	13,950,362
	Travel Costs	1,982,722
	Operational Costs	4,511,485
	Administration Costs	1,471,617
	Bank Charges	15,000
	Total Recurrent Expenditure	**22,211,186**
	Capital Expenditure	
	Internal Projects	4,550,913
	School Support Programme	8,967,562
	Digital Bridge Institute	930,000
	Consultancies	1,203,000
	Total Capital Expenditure	**15,651,475**

Special Projects	
Emergency Communications Centres	3,071,328
State Accelerated Broadband Initiative	2,236,380
GSM & CDMA Networks	—
Subscribers Data Base Management	250,000
ICT Training Programme by DB	1,000,000
Total Special Projects	**6,557,708**
Transfer to USP	8,584,000
Transfer to Fed. Govt.	17,668,123
Total Budgeted Expenditure	**70,672,492.00**

SUMMARY OF UNIVERSAL SERVICE PROVISION FUND (USPF) 2016 BUDGET

A.	**Revenue Profile**	**₦'000**
	Income from AOL Contribution	8,700,000
	Other Incomes	7,605,268
	Tender Fee	20,000
	Total Revenue	**16,325,268**
B.	**Expenditures**	
	Total Recurrent Expenditure	**1,433,553.05**
	Total Capital Expenditure	**92,050.0**
	Projects Expenditure	**14,799,664.95**
C.	**Total Budgeted Expenditure**	**16,325,268**

The Total Budgeted Expenditure for the year 2016 is ₦16,325,268 (Sixteen Billion, Three Hundred and Twenty-Five Million, Two Hundred and Sixty-Eight Thousand Naira only)

15. **Committee on Aviation:**
Hon. Nkeiruka Onyejeocha:
"That the House do consider the Report of the Committee on Aviation on the Investigation of the Need to Rescue the Airline Industry from Imminent Collapse and approve the Recommendations therein (**HR. 84/2016**)" (*Laid*: 17/11/2016):

(*i*) That the House do urge the Hon. Minister of State, Aviation to stay action on the proposed concessioning of airports until the Minister has been able to brief the House and Nigerians on how the proposed concessioning will remedy the challenges facing the sector and benefit consumers;

(*ii*) That the House do invite the Hon. Minister of State, Aviation to appear and brief the House on his plans and programmes for the aviation sector, including the current status of the on-going remodeling of international airports, the reasons behind the scope and design of the remodeling and to provide detailed drawings and specifications of the current design in order to enable the ascertainment of the actual cost of ongoing remodeling, compared to the loan received;

(*iii*) That the House do refrain from taking any action on the concessioning agreement between the FAAN and Bi-Courtney till the case is determined by the Supreme Court;

(*iv*) That the House do invite the Governor of Central Bank of Nigeria and airline operators (Domestic and International) to deliberate on the possibilities of CBN's intervention in the crisis of foreign exchange for the airline industry;

(*v*) That the House do call on the Economic and Financial Crimes Commission (EFCC) to investigate the diversion the ₦120 billion aviation intervention fund provided by the CBN in 2012;

(*vi*) That the House do meet with Management of aviation regulatory agencies (FAAN, NCAA, NAMA, AIB, etc.) to deliberate on the possibilities of denominating the aviation sector in local currency (Naira);

(*vii*) That the House do urge the FAAN, NAMA and NCAA to restrict foreign airlines to, at most, two international airports in Nigeria in order to save domestic airlines from aggressive competitions by foreign airlines

(*viii*) That the House do also urge the Management of Arik Air to reconcile its accounts with FAAN with a view to paying off its debts;

(*ix*) That the House do further urge the Management of FAAN to employ all legal and legitimate means to recover the money being owed by Arik Air;

On the case between AMCON and Aero Contractors:

(*i*) That the House do invite the AMCON to appear and brief the House on its plan of action to resuscitate Aero Contractors;

(*ii*) That the House do invite AMCON, Management of Aero Contractors and leaders of Labour Unions in the airline industry to discuss the continuation of the redundancy negotiations between the Management of Aero Contractors and labour union leaders, which was suspended as a result of AMCON's refusal to finance the outcome of the negotiation; and

(*iii*) That the House do investigate the status of payment to Aero Contractors by Chevron and discover the date and where the funds are currently domiciled.

COMMITTEE MEETINGS

	Committee	*Date*	*Time*	*Venue*
1.	Rules and Business	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 06 (White House) Assembly Complex
2.	Urban Development and Regional Planning	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 305 New Building (House) Assembly Complex
3.	*Ad-hoc* Committee on the Alleged Non-Transparent and Fraudulent Sale of Power Assets	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 244 New Building (House) Assembly Complex
4.	Public Petitions (*Investigative Hearing*)	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 429 New Building (House) Assembly Complex
5.	Foreign Affairs (*with the Chairman, Ad-hoc Committee on Nigeria Parliamentary Friendship Groups*)	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 349 New Building (House) Assembly Complex

6.	Federal Character (*with National Industrial Court, Bank of Industry, Nigerian Immigration Services, and Federal Polytechnic, Offa*)	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 247 New Building (House) Assembly Complex
7.	Healthcare Services (*Public Hearing on Financing Primary Healthcare*)	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 0.28 New Building (House) Assembly Complex
8.	Public Accounts	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 446 New Building (House) Assembly Complex
9.	*Ad-hoc* Committee to Investigate DSS on Invasion of Property and Arrest of Persons	Tuesday, 22 November, 2016	3.00 p.m.	Committee Room 348 New Building (House) Assembly Complex