



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA VOTES AND PROCEEDINGS

Wednesday, 21 February, 2018

1. The House met at 11.24 a.m. Mr Speaker read the Prayers.
2. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Votes and Proceedings* of Tuesday, 20 February, 2018.
The Votes and Proceedings was adopted by unanimous consent.
3. **Announcement**
Visitors in the Gallery:
Mr Speaker recognised the presence of the following visitors in the Gallery:
 - (i) Staff and Students of *Hopemed International School*, Rafinseyin-Suleja, Niger State;
 - (ii) Staff and Students of *Jewel Model Schools*, Kubwa, Abuja; and
 - (ii) Members of *Enugu State Association of Law School Students, Nigerian Law School*, Bwari, Abuja.
4. **Petition**
A petition from Francis-Amoma Monday and 1 other, on behalf of Shoreline Communities of Nigeria, on the effects of the oil spillage of December 20, 2011 and July 26, 2017, by Shell Nigeria Exploration and Production Company (SNEPCO), Bonga on their communities, was presented and laid by Hon. Brown Randolph Iwo Oruene (*Degema/Bonny Federal Constituency*).
Petition referred to the Committee on Public Petitions.
5. **Matters of Urgent Public Importance (Standing Order Eight, Rule 4)**
 - (i) *Call on the Federal Government to Provide Coordinated and Sustainable Security in Zamfara State:*
Hon. Abubakar Husaini Moriki (*Shinkafi/Zurmi Federal Constituency*) introduced the matter and prayed the House to:
 - (a) consider and approve the matter as one of urgent public importance; and
 - (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

Question that the matter be considered as one of urgent public importance — Agreed to.

Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.

Call on the Federal Government to Provide Coordinated and Sustainable Security in Zamfara State:

The House:

Notes that the indigenes of Zamfara State are facing serious security problems ranging from kidnaping, cattle rustling, attacks on the community and general banditry activities;

Also notes that on Wednesday, 14 February, 2018, between Birane and Mashema districts of Zurmi Emirate in Zurmi Local Government Area, unknown armed bandits ambushed a vehicle conveying people and goods from a market, killed about forty people and burnt their truck;

Aware that similar killings have earlier been reported in this House and resolutions were taken to address the security-challenges;

Worried that implementation of the House resolutions could not be sustained; leaving the State vulnerable to destructive and deadly attacks by the bandits;

Informed that recent attacks in Shinkafi and Zurmi Local Government Areas claimed no fewer than one hundred lives and properties worth millions of Naira, while several citizens were kidnaped with the payment of ransom, amounting to millions of Naira to secure their release;

Concerned that this development has impacted negatively on the economic well-being of the people of the area, due to the collapse of businesses and abandonment of farm lands and homes;

Resolves to:

- (i) urge the Federal Government to pay special security attention to Zamfara State by providing a Coordinated and Sustainable Security Intervention, involving land and air military operations as well as State Security Services and other Security Agencies;
- (ii) send a delegation of the House to visit and condole with the people of Birane and Mashema in Zurmi Local Government Area, the people and Government of Zamfara State in general;
- (iii) urge the National Emergency Management Agency (NEMA) to provide relief materials to the families of the victims of the affected areas; and
- (iv) observe one minute silence in honour of victims of the affected areas (*Hon. Abubakar Husaini Moriki — Shinkafi/Zurmi Federal Constituency*).

Debate.

Amendment Proposed:

Insert a new Prayer (v) as follows:

“Mandate the Committees on Police Affairs, National Security and Intelligence, and Justice to liaise with the relevant investigation and prosecuting agencies and brief the House on cases of those standing trial for violent crimes in Nigeria and report back within two weeks” (Hon. Pwajok Edward Gyang — Jos South/Jos East Federal Constituency).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that the indigenes of Zamfara State are facing serious security problems ranging from kidnaping, cattle rustling, attacks on the community and general banditry activities;

Also noted that on Wednesday, 14 February, 2018, between Birane and Mashema districts of Zurmi Emirate in Zurmi Local Government Area, unknown armed bandits ambushed a vehicle conveying people and goods from a market, killed about forty people and burnt their truck;

Aware that similar killings have earlier been reported in this House and resolutions were taken to address the security challenges;

Worried that implementation of the House resolutions could not be sustained; leaving the State vulnerable to destructive and deadly attacks by the bandits;

Informed that recent attacks in Shinkafi and Zurmi Local Government Areas claimed no fewer than one hundred lives and properties worth millions of Naira, while several citizens were kidnaped with the payment of ransom, amounting to millions of Naira to secure their release;

Concerned that this development has impacted negatively on the economic well-being of the people of the area, due to the collapse of businesses and abandonment of farm lands and homes;

Resolved to:

- (i) urge the Federal Government to pay special security attention to Zamfara State by providing a Coordinated and Sustainable Security Intervention, involving land and air military operations as well as State Security Services and other Security Agencies;
- (ii) send a delegation of the House to visit and condole with the people of Birane and Mashema in Zurmi Local Government Area, the people and Government of Zamfara State in general;
- (iii) urge the National Emergency Management Agency (NEMA) to provide relief materials to the families of the victims of the affected areas;
- (iv) observe one minute silence in honour of victims of the affected areas; and
- (v) mandate the Committees on Police Affairs, National Security and Intelligence, and Justice to liaise with the relevant investigation and prosecuting agencies and brief the House on cases of those standing trial for violent crimes in Nigeria and report back within two weeks (HR. 61/2018).

The House observed a minute silence in honour of the deceased.

(ii) **Call on Security Operatives to Act Swiftly on Social Media Threats:**

Hon. Jimoh Abdulraheem Olajide (Lagos Mainland Federal Constituency and 1 other) introduced the matter and prayed the House to:

- (a) consider and approve the matter as one of urgent public importance; and

- (b) suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

Question that the matter be considered as one of urgent public importance — Agreed to.

Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.

Call on Security Operatives to Act Swiftly on Social Media Threats:

The House:

Notes that in line with the saying that "a stitch in time saves nine", it is important that red alerts on social media are attended to with dispatch by security operatives;

Also notes that the *Punch Newspaper* of Friday, February 16, 2018, alluded to admission by the Federal Bureau of Investigation (FBI), on non-conclusion of investigation to a warning with respect to the Florida shooting in the United States of America (USA), where a suspect reportedly made a comment on YouTube last year that he would be a "professional school shooter". The suspect eventually made good the threat which left 17 school children dead;

Worried that the social media has become a beehive of activities where an avalanche of information passes through per second;

Also worried that social media owners have neither the will nor the inclination to protect the society against the consequences of their actions that turn them into a public menace;

Cognizant that since information emanating from the social media in most cases, remains unverified or unauthenticated, the tendency is that matters arising therefrom are not taken seriously;

Observed that the reason for rise in crime videos and threat posts is to incite violence in our communities, recruit people to their cause and attempt to spread fear in the country;

Concerned that in order to take away fear from the citizenry and instil public safety and trust, the security agencies need to act quickly against social media menace;

Resolves to:

- (i) mandate the Committees on Police Affairs, Information, National Orientation, Ethics and values, National Security and Intelligence, Defence, and Emergency and Disaster Preparedness to organise a Stakeholders Forum on this emerging national threat through social media;
- (ii) urge the security operatives to collaborate in order to immediately put search light on crime videos and threat posts on Social Media and act swiftly on them; and
- (iii) also urge the Federal Ministry of Information and Culture to sensitize the general public on the need to desist from unpatriotic act on the social media (*Hon. Abdul Raheem Olajide Jimoh — Lagos Mainland Federal Constituency and 1 other*).

Debate.

Agreed to.

Call on Security Operatives to Act Swiftly on Social Media Threats:

The House:

Noted that in line with the saying that "a stitch in time saves nine", it is important that red alerts on social media are attended to with dispatch by security operatives;

Also noted that the *Punch Newspaper* of Friday, February 16, 2018, alluded to admission by the Federal Bureau of Investigation (FBI), on non-conclusion of investigation to a warning with respect to the Florida shooting in the United States of America (USA), where a suspect reportedly made a comment on YouTube last year that he would be a "professional school shooter". The suspect eventually made good the threat which left 17 school children dead;

Worried that the social media has become a beehive of activities where an avalanche of information passes through per second;

Also worried that social media owners have neither the will nor the inclination to protect the society against the consequences of their actions that turn them into a public menace;

Cognizant that since information emanating from the social media in most cases, remains unverified or unauthenticated, the tendency is that matters arising therefrom are not taken seriously;

Observed that the reason for rise in crime videos and threat posts is to incite violence in our communities, recruit people to their cause and attempt to spread fear in the country;

Concerned that in order to take away fear from the citizenry and instil public safety and trust, the security agencies need to act quickly against social media menace;

Resolved to:

- (i) mandate the Committees on Police Affairs, Information, National Orientation, Ethics and values, National Security and Intelligence, Defence, and Emergency and Disaster Preparedness to organise a Stakeholders Forum on this emerging national threat through social media;
- (ii) urge the security operatives to collaborate in order to immediately put search light on crime videos and threat posts on Social Media and act swiftly on them; and
- (iii) also urge the Federal Ministry of Information and Culture to sensitize the general public on the need to desist from unpatriotic act on the social media (HR. 62/2018).

6. Presentation of Bills

The following Bills were read the *First Time*:

- (1) Federal University of Agriculture, Dadin Kowa, (Establishment) Bill, 2018 (HB.1327).
- (2) Federal Road Safety Commission Act (Repeal and Re-enactment) Bill, 2018 (HB.1328).
- (3) Prevention of Lifestyle Diseases Bill, 2018 (HB.1329).
- (4) Nigeria Incentive Based Risk Sharing System for Agricultural Lending (NIRSAL) Agency Bill, 2018 (HB.1330).
- (5) Nigerian Merchant Navy Coast Guard Security and Safety Corps Bill, 2018 (HB.1331).
- (6) National Human Rights Commission Act (Amendment) Bill, 2018 (HB.1332).

- (7) Copyright Act (Amendment) Bill, 2018 (HB.1333).
- (8) Federal College of Education, Ikire (Establishment) Bill, 2018 (HB.1334).
- (9) Rural Electrification Agency (Establishment) Bill, 2018 (HB.1335).

7. Consolidation of Bills:

Motion made and Question proposed, "That a Bill for an Act to Amend the Companies and Allied Matters Act, Cap. C20, Laws of the Federation of Nigeria, 2004 to provide for the Payment of all Monies received by the Commission into the Federation Account in Accordance with Section 162 of the Constitution of the Federal Republic of Nigeria, 1999, to Increase the Penalties on Companies which fail to comply with the Provisions of the Act, Repeal and Re-enact the Companies and Allied Matters Bill, 2018 to Provide for the Incorporation of Companies, Registration of Business Names together with Incorporation of Trustees of certain Communities, Bodies and Associations; and for Related Matters (HB. 963, HB. 969 and HB. 1064), be further consolidated with a Bill for an Act to Amend the Companies and Allied Matters Act, Cap. C20, Laws of the Federation of Nigeria, 2004 to provide for e-Registration in the Business of the Commission; and for Related Matters (HB. 1147), and a Bill for an Act to Amend the Companies and Allied Matters Act, Cap. C20, Laws of the Federation of Nigeria, 2004 to make it Mandatory for all Incorporated Companies in Nigeria to engage in and observe Corporate Social Responsibility to their Stakeholders; and for Related Matters (HB. 1275) (Hon. Orker-Jev Emmanuel Yisa — Buruku Federal Constituency).

Agreed to.

- 8. A Bill for an Act to Amend the Nigerian Maritime Administration and Safety Agency Act, No. 17, 2017 to Increase the Functions of the Agency; and for Related Matters (HB. 1131 and HB. 1178) — Third Reading**

Motion made and Question proposed, "That a Bill for an Act to Amend the Nigerian Maritime Administration and Safety Agency Act, No. 17, 2017 to Increase the Functions of the Agency; and for Related Matters (HB. 1131 and HB. 1178) be now read the Third Time" (Hon. Femi Gbajabiamila — House Leader).

Agreed to.

Bill read the Third Time and Passed.

- 9. A Bill for an Act to Amend the Maritime Operations Coordinating Board Act, Cap. M4, Laws of the Federation of Nigeria, 2004; Reconstituting the Maritime Operations Coordinating Board For Effective Control of all Maritime Operations in Nigeria's Territorial Waters and the Exclusive Zone; Create The Maritime Security Fund, Establish Anti-Piracy Offences and for Related Matters (HB.1056) — Third Reading**

Motion made and Question proposed, "That a Bill for an Act to Amend the Maritime Operations Coordinating Board Act, Cap. M4, Laws of the Federation of Nigeria, 2004; Reconstituting the Maritime Operations Coordinating Board For Effective Control of all Maritime Operations in Nigeria's Territorial Waters and the Exclusive Zone; Create The Maritime Security Fund, Establish Anti-Piracy Offences and for Related Matters (HB.1056) be now read the Third Time" (Hon. Femi Gbajabiamila — House Leader).

Agreed to.

Bill read the Third Time, and Passed.

10. **A Bill for an Act to Establish the Chartered Institute of Social Work Practitioners and to make Provisions, among other things, for Membership and Control of the Profession of Social Works; and for Related Matters (HB. 1258) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Establish the Chartered Institute of Social Work Practitioners and to make Provisions, among other things, for Membership and Control of the Profession of Social Works; and for Related Matters (HB. 1258) be now read a Second Time" (Hon. Sylvester Ogbaga — Abakaliki/Izzi Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committees on Women Affairs and Social Development, and Justice.

11. **A Bill for an Act to Establish the Institute of Healthcare Management Practitioners and to make Provisions, amongst Other Things, for the Membership and Control of the Profession of Healthcare Management; and for Other Related Matters (HB. 904) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Establish the Institute of Healthcare Management Practitioners and to make Provisions, amongst Other Things, for the Membership and Control of the Profession of Healthcare Management; and for Other Related Matters (HB. 904) be now read a Second Time" (Hon. Samuel Okon Ikon — Etinan/Nsit Ibom/Nsit Ubium Federal Constituency).

Debate.

Question that the Bill be read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Health Institutions.

12. **Need to Address the Persistent Loss of Lives on the Abandoned Ogbomoso-Oyo Federal Road**
Motion made and Question proposed:

The House:

Notes that Ogbomosho - Oyo road is a major section of the Ilorin - Ibadan Federal Road connecting Kwara and Oyo States in the North - Central and South-West geopolitical zones respectively;

Aware of several appeals to the Federal government to complete this section of the road, and the refusal of government to honour promises made in that regard;

Disturbed of the reoccurring accidents on the road and in recent time the one involving a trailer, which crushed commuter vehicles on two different occasions within seven (7) days that led to the death of about ten (10) persons, including three (3) School Principals (out of whom, one (1) was due for retirement on the day of the accident;

Convinced of the need to revisit the abandoned Ogbomoso - Oyo Federal Road in order to avert further loss of human lives due to frequent accidents on the Road.

Resolves to:

- (i) observe a minute silence in honour of the departed souls; and

- (ii) mandate the Committee on Works to liaise with the Federal Ministry of Power, Works and Housing to ensure speedy completion of the road through adequate funding in the 2018 budget and report back within four (4) weeks for further legislative action (*Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency*).

Agreed to.

(HR. 63/2018).

Motion referred to the Committee on Works, pursuant to Order Eight, Rule 9 (5).

The House observed a minute silence in honour of the deceased.

13. Call on the Nigerian Liquefied Natural Gas (NLNG) to take over the Bodo-Bonny Road Project in Consideration of Tax Rebate

Motion made and Question proposed:

The House:

Notes that Nigeria derives immense benefits from the oil and gas industry that is being exploited by companies which include the Nigeria Liquefied Natural Gas (NLNG) situated on the Bonny Island, in the Bonny Local Government Area of Rivers State;

Also notes that despite the location of a company of such importance to the Nigeria economy on the Bonny Island and the obvious devastating effects of oil and gas exploration on the community, Bonny Island has no road linking it to the outside world;

Aware that at the current time where sea piracy and kidnappings are rife in the country, the indigenes of Bonny Island are linked to the outside world only either through the internet, by sea or by air and the flights, in this case, are only for a select few elite or high ranking officers of the oil and gas industries on the Bonny island;

Also aware that the Federal Government recently, flagged off the construction of the Bodo-Bonny Road which will link Bonny to the outside world by road, a long overdue project which therefore should not be allowed to suffer the same faith as it had been subjected to in the past;

Cognizant that the NLNG has undertaken to bankroll 50% of the project and recalling previous failed attempts at executing the project, there is a need to appeal to the Federal Government to grant a tax incentive to the Company to enable it take over the entire Bodo-Bonny road project;

Recalls that the Minister of Power, Works and Housing, recently signed an agreement to hand over the Apapa area comprising Creek Road, Liverpool Road, Marine Beech, Mile 2 Oshodi, Oworonshoki to the Lagos end of the toll gate on the Ibadan Express way to Dangote Group for construction through tax incentive policy for individuals to benefit from tax remission and to recover investments made on public infrastructure like roads which other members of the public can utilize;

Appreciates Government plan to review the five-year limit on tax to a ten-year period to sustain private investment in road infrastructure being a long term asset;

Acknowledges that tax rebate if granted will not only prompt and encourage the NLNG to take over the portion of the Bodo-Bonny road project but would equally facilitate and ensure a quick completion and delivery of the project;

Resolves to:

- (i) urge the Federal Government to grant tax rebate to NLNG to enable them takeover the portion of the Bodo-Bonny road project to ensure an uninterrupted project delivery; and

- (ii) mandate the Committees on Works and Finance to monitor and ensure compliance (*Hon. Brown Randolph Iwo Oruene — Degema/Bonny Federal Constituency*).

Agreed to.

(HR. 64/2018).

Motion referred to the Committees on Works and Finance, pursuant to Order Eight, Rule 9 (5).

14. Need to Investigate Issues of Modern Slavery, Human Trafficking, Domestic Servitude and Forced Labor of Nigerians at Home and Abroad

Motion made and Question proposed:

The House:

Notes that Modern Slavery, human trafficking, organ trafficking, domestic servitude, forced labor, and several cases of sexual exploitation of Nigerians are on the increase within and outside the country;

Aware of the statistics released by the UN Migration Organization Publication in 2017, which have shown that a great percentage of Nigerian women and girls are trafficked in and out of the country for several reasons with an estimated figure of 20 million persons as victims of modern slavery in 2016;

Also notes that recently, there have been several reports in the media about how Nigerians are faced with severe slavery challenges without the needed intervention from the Federal Government to address the root causes of the problem.

Also aware that the reason for this global embarrassment is that the Government of Nigeria has paid little or no attention to boarder security, and has also failed to educate the public on re-orientation and re-integration programs for victims.

Observes that despite the appropriated budgetary provision yearly to relevant agencies such as NAPTIP, the issues of modern slavery, human trafficking and forced labor still abound in the country.

Resolves to:

Mandate the Committees on Human Rights, and Foreign Affairs to investigate the issues of modern slavery, Human Trafficking, Domestic servitude and Forced Labour and report back within six (6) weeks (*Hon. Samuel Okon Ikon — Etinan/Nsit Ibom/Nsit Ubium Federal Constituency and 2 other*).

Debate.

Agreed to.

The House:

Noted that Modern Slavery, human trafficking, organ trafficking, domestic servitude, forced labor, and several cases of sexual exploitation of Nigerians are on the increase within and outside the country;

Aware of the statistics released by the UN Migration Organization Publication in 2017, which have shown that a great percentage of Nigerian women and girls are trafficked in and out of the country for several reasons with an estimated figure of 20 million persons as victims of modern slavery in 2016;

Also noted that recently, there have been several reports in the media about how Nigerians are faced with severe slavery challenges without the needed intervention from the Federal Government to address the root causes of the problem.

Also aware that the reason for this global embarrassment is that the Government of Nigeria has paid little or no attention to boarder security, and has also failed to educate the public on re-orientation and re-integration programs for victims.

Observed that despite the appropriated budgetary provision yearly to relevant agencies such as NAPTIP, the issues of modern slavery, human trafficking and forced labor still abound in the country.

Resolved to:

Mandate the Committees on Human Rights, and Foreign Affairs to investigate the issues of modern slavery, Human Trafficking, Domestic servitude and Forced Labour and report back within six (6) weeks (**HR. 65/2018**).

15. Need for an Appraisal and Submission of List of Ratified Treaties

Order read; deferred by leave of the House.

16. Consideration of Reports

(i) *Committee on Niger Delta Development Commission:*

Motion made and Question proposed, "That the House do consider the Report of the Committee on Niger Delta Development Commission on the issue from the Statutory Revenue Fund of the Niger Delta Development Commission (NDDC), the Total Sum of ₦364,508,100,000.00 (Three Hundred and Sixty-Four Billion, Five Hundred and Eight Million, One Hundred Thousand Naira) only, of which the Sum of ₦17,797,000,000.00 (Seventeen Billion, Seven Hundred and Ninety-Seven Million Naira) only, is for Personnel Costs, the Sum of ₦12,459,000,000 (Twelve Billion, Four Hundred and Fifty Nine Million Naira) only, is for Overhead Costs, the sum of ₦4,402,000,000 (Four Billion, Four Hundred and Two Million Naira) only, is for Internal Capital Expenditure and the sum of ₦392,850,100,000 (Three Hundred and Ninety-Two Billion, Eight Hundred and Fifty Million, One Hundred Thousand Naira) only is for Development Projects for the Service of the Niger Delta Development Commission(NDDC), for the period ending on 31 May, 2018 and approve the recommendation therein" (*Hon. Nicholas Mutu — Bomadi/Patani Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of Supply to consider the Report — Agreed to.

(HOUSE IN COMMITTEE OF SUPPLY)

(Mr Speaker in the Chair)

PART A — RECURRENT EXPENDITURE (PERSONNEL AND OVERHEAD COSTS)

1.	Chairman's Office	143,207,730
	Personnel Costs	199,031,602
	Overhead Costs	342,239,332
	Sub-Total:	

2.	Managing Director's Office	
	Personnel Costs	279,950,681
	Overhead Costs	514,380,000
	Sub-Total:	794,330,681
3.	Executive Director Finance and Administration' Office	
	Personnel Costs	106,057,348
	Overhead Costs	303,000,000
	Sub-Total:	409,057,348
4.	Executive Director Projects	
	Personnel Costs	143,139,517
	Overhead Costs	380,500,000
	Sub-Total:	523,639,517
5.	Security Department	
	Personnel Costs	425,872,350
	Overhead Costs	353,546,841
	Sub-Total:	779,419,191
6.	Corporate Affairs Department	
	Personnel Costs	345,190,850
	Overhead Costs	1,237,900,000
	Sub-Total:	1,583,090,850
7.	Public Procurement Unit	
	Personnel Costs	158,414,913
	Overhead Costs	80,256,000
	Sub-Total:	238,670,913
8.	Audit Department	
	Personnel Costs	182,892,044
	Overhead Costs	139,967,911
	Sub-Total:	322,859,955
9.	Directorate of Commercial and Industrial Development	
	Personnel Costs	200,202,823
	Overhead Costs	592,500,000
	Sub-Total:	792,702,823
10.	Directorate of Education, Health and Social Services	
	Personnel Costs	398,605,942
	Overhead Costs	610,440,000
	Sub-Total:	1,009,045,942
11.	Directorate of Agric and Fisheries	
	Personnel Costs	214,789,959
	Overhead Costs	102,520,000
	Sub-Total:	317,309,959
12.	Directorate of Environmental Protection and Control	
	Personnel Costs	236,851,868
	Overhead Costs	128,629,504
	Sub-Total:	365,481,372

13.	Directorates of Utilities, Infrastructural Development and Waterways	506,824,125
	Personnel Costs	127,700,000
	Overhead Costs	634,524,125
	Sub-Total:	
14.	Directorate of Youth, Sports, Culture and Women Affairs	185,151,942
	Personnel Costs	113,233,200
	Overhead Costs	298,385,142
	Sub-Total:	
15.	Design Department	0
	Personnel Costs	54,665,200
	Overhead Costs	54,665,200
	Sub-Total:	
16.	Project Management Department	0
	Personnel Costs	81,166,080
	Overhead Costs	81,166,080
	Sub-Total:	
17.	Information Technology Department	0
	Personnel Costs	69,567,836
	Overhead Costs	69,567,836
	Sub-Total:	
18.	Public Private Partnership	0
	Personnel Costs	105,456,120
	Overhead Costs	105,456,120
	Sub-Total:	
19.	SERVICOM	0
	Personnel Costs	41,500,000
	Overhead Costs	41,500,000
	Sub-Total:	
20.	Headquarters	0
	Personnel Costs	3,478,024,589
	Overhead Costs	3,478,024,589
	Sub-Total:	
21.	Directorate of Community and Rural Development	205,196,818
	Personnel Costs	175,554,283
	Overhead Costs	380,751,100
	Sub-Total:	
22.	Directorate of Project Monitoring and Supervision	426,039,119
	Personnel Costs	680,600,000
	Overhead Costs	1,106,639,119
	Sub-Total:	
23.	Directorate of Finance and Supply	557,490,765
	Personnel Costs	215,911,904
	Overhead Costs	773,402,669
	Sub-Total:	

24.	Directorate of Admin and Human Resources	
	Personnel Costs	1,248,272,409
	Overhead Costs	703,429,851
	Sub-Total:	1,951,702,259
25.	Directorate of Planning Research Statistics and Management Information System	
	Personnel Costs	494,807,627
	Overhead Costs	193,000,000
	Sub-Total:	687,807,627
26.	Directorate of Legal Services	
	Personnel Costs	246,981,512
	Overhead Costs	946,000,000
	Sub-Total:	1,192,981,512
27.	Abia State Projects Office	
	Personnel Costs	360,031,869
	Overhead Costs	69,243,200
	Sub-Total:	429,275,069
28.	Akwa Ibom State Office	
	Personnel Costs	576,676,218
	Overhead Costs	78,206,421
	Sub-Total:	654,882,639
29.	Bayelsa State Office	
	Personnel Costs	660,896,082
	Overhead Costs	72,934,600
	Sub-Total:	733,830,682
30.	Cross river State Office	
	Personnel Costs	423,425,403
	Overhead Costs	51,108,519
	Sub-Total:	474,533,922
31.	Delta State Office	
	Personnel Costs	742,084,999
	Overhead Costs	85,124,310
	Sub-Total:	827,209,309
32.	Edo State Office	
	Personnel Costs	368,060,007
	Overhead Costs	66,822,255
	Sub-Total:	434,882,262
33.	Imo State Office	
	Personnel Costs	322,284,449
	Overhead Costs	72,935,775
	Sub-Total:	395,220,224
34.	Ondo State Office	
	Personnel Costs	420,752,231
	Overhead Costs	87,540,000
	Sub-Total:	508,292,231

35.	Rivers State Office	612,397,255
	Personnel Costs	100,392,000
	Overhead Costs	712,789,255
	Sub-Total:	
36.	Abuja Liaison Office	272,705,295
	Personnel Costs	146,212,000
	Overhead Costs	418,917,295
	Sub-Total:	
37.	Provision for Aides to Board Members	451,466,681
	Personnel Costs	0
	Overhead Costs	451,466,681
	Sub-Total:	
38.	Security Personnel yet to be Deployed	0
	Personnel Costs	0
	Overhead Costs	0
	Sub-Total:	
	OTHER PERSONNEL COSTS	
39.	Provision for Employee Compensation Act (NSITF)	119,167,208
40.	22.5% Contributory Pension	2,681,262,187
41.	Pension: Past Service Liabilities	0
42.	Staff Group Assurance Scheme	240,000,000
43.	Combined Workmen Compensation/Group Personal Accident	265,000,000
44.	Staff Welfare	720,000,000
45.	Decentralization (Transfer Entitlements)	186,650,598
46.	Human Resources/Employee Relations	117,100,000
47.	Staff Housing Scheme	244,000,000
48.	Severance Benefits	576,299,175
49.	Medical Insurance	622,800,000
50.	Recruitment Services/Others (Sensitization, Induction, Orientation, etc.)	108,000,000
51.	Actuarial Valuation	0
	Total (Personnel and Overhead Expenses)	30,256,000,000

Question.

That the Expenditure of Thirty Billion, Two Hundred and Fifty-Six Million Naira (₦30,256,000,000.00) for the purposes set out under Part A — Recurrent and Non-Debt Expenditure stand part of the Schedule to the Niger Delta Development Commission Budget 2017 (*Hon. Nicholas Ebomo Mutu — Bomadi/Patani Federal Constituency*) — *Agreed to.*

PART B — INTERNAL CAPITAL EXPENDITURE

1.	Chairman's Office	45,057,065
2.	Managing director's Office	194,137,130
3.	Executive Director Finance and Administration's Office	111,597,065
4.	Executive Director Project's Office	191,947,000
5.	Corporate Affairs Department	94,055,000
6.	Internal Audit Department	46,159,000
7.	Security Department	84,256,065
8.	Public Procurement Unit	51,871,065
9.	Design	55,789,195
10.	Project Management Department	24,927,000
11.	Information Department	48,271,065
12.	Public Private Partnership	47,615,065
13.	SERVICOM	53,263,130

14.	Directorate of Legal Services	21,490,000
15.	Directorate of Projects Monitoring and Supervision	196,868,195
16.	Directorate of Finance and Supply	57,456,130
17.	Directorate of Administration and Human Resources	824,020,325
18.	Directorate of Planning Research and Statistics and MIS	72,493,000
19.	Directorate of Agriculture and Fisheries	51,379,065
20.	Directorate of Environmental Protection and Control	48,917,000
21.	Directorate of Education Health and Social Services	31,898,065
22.	Directorate of Community and Rural Development	55,028,065
23.	Directorate of Utilities Infrastructural Dev. and Waterways	49,354,000
24.	Directorate of Commercial and Industrial Development	30,122,065
25.	Directorate of Youth, Women, Sports and Culture	26,306,065
26.	Headquarters	993,435,000
27.	Abuja Liaison Office	93,310,065
28.	Abia State Office	89,391,130
29.	Akwa Ibom State Office	73,200,130
30.	Bayelsa State Office	67,941,000
31.	Cross River State Office	67,497,130
32.	Delta State Office	129,741,000
33.	Edo State Office	62,035,065
34.	Imo State Office	89,022,065
35.	Ondo State Office	142,805,465
36.	Rivers State Office	79,345,130
	Total:	4,402,000,000

Question,

That the Expenditure of Four Billion, Four Hundred and Two Million Naira (₦4,402,000,000.00) for the purposes set out under Part B — Internal Capital Expenditure stand part of the Schedule to the Niger Delta Development Commission Budget 2017 (*Hon. Nicholas Ebomo Mutu — Bomadi/Patani Federal Constituency*) — *Agreed to.*

PART C — PROJECTS DEVELOPMENT EXPENDITURE

1.	Head Office/Regional	126,838,085,198
2.	Abia	11,362,460,839
3.	Akwa Ibom	45,232,555,212
4.	Bayelsa	29,249,989,113
5.	Cross River	9,754,812,974
6.	Delta	36,330,767,016
7.	Edo	12,818,375,449
8.	Imo	10,664,665,699
9.	Ondo	15,645,002,382
10.	Rivers	31,953,386,118
	Total:	329,850,100,000

Question,

That the Expenditure of Three Hundred and Twenty-Nine Billion, Eight Hundred and Fifty Million, One Hundred Thousand Naira (₦329,850,100,000.00) for the purposes set out under Part C — Projects Development Expenditure stand part of the Schedule to the Niger Delta Development Commission Budget 2017 (*Hon. Nicholas Ebomo Mutu — Bomadi/Patani Federal Constituency*) — *Agreed to.*

General Summary:

1.	Personnel Expenditure	17,797,000,000
2.	Overhead Expenditure	12,459,000,000
3.	Internal Capital Expenditure	4,402,000,000
4.	Development Projects	329,850,100,000
	Grand Total:	364,508,100,000

Main Question,

That the Expenditure of Three Hundred and Sixty-Four Billion, Five Hundred and Eight Million, One Hundred Thousand Naira (₦364,508,100,000.00) only for the purposes set out under Recurrent for the Personnel and Overhead Cost; and Capital Expenditure do stand part of the Schedule to the Niger Delta Development Commission Budget 2017 (*Hon. Nicholas Ebomo Mutu — Bomadi/Patani Federal Constituency*) — **Agreed to.**

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of Supply considered the Report of the Committee on Niger Delta Development Commission on the issue from the Statutory Revenue Fund of the Niger Delta Development Commission (NDDC), the Total Sum of ₦364,508,100,000.00 (Three Hundred and Sixty-Four Billion, Five Hundred and Eight Million, One Hundred Thousand Naira) only, of which the Sum of ₦17,797,000,000.00 (Seventeen Billion, Seven Hundred and Ninety-Seven Million Naira) only, is for Personnel Costs, the Sum of ₦12,459,000,000 (Twelve Billion, Four Hundred and Fifty Nine Million Naira) only, is for Overhead Costs, the sum of ₦4,402,000,000 (Four Billion, Four Hundred and Two Million Naira) only, is for Internal Capital Expenditure and the sum of ₦329,850,100,000 (Three Hundred and Ninety-Two Billion, Eight Hundred and Fifty Million, One Hundred Thousand Naira) only is for Development Projects for the Service of the Niger Delta Development Commission (NDDC), for the period ending on 31 May, 2018 and approved Parts A, B, C of the Report.

Question that the House do adopt the Report of the Committee of Supply — Agreed to.

- (ii) ***A Bill for an Act to Amend the Immigration Act, 2015 to make further Provisions to Restrict and Regulate the Issuance of Work Permit to Foreign Nationals; and for Related Matters (HB. 480) (Committee of the Whole):***

Motion made and Question proposed, “That the House do consider the Report on a Bill for an Act to Amend the Immigration Act, 2015 to make further Provisions to Restrict and Regulate the Issuance of Work Permit to Foreign Nationals; and for Related Matters (HB. 480) and approve the recommendations therein” (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair).

A BILL FOR AN ACT AMEND THE IMMIGRATION ACT, 2015 TO MAKE FURTHER PROVISIONS TO RESTRICT AND REGULATE THE ISSUANCE OF WORK PERMIT TO FOREIGN NATIONALS AND FOR RELATED MATTERS (HB. 480)

Clause 1: Amendment of the Immigration Act, 2015.

The Immigration Act (herein referred to as "the Principal Act" is amended as set out hereunder (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Amendment of Section 36 of the Principal Act.

Subsection (2) of Section 36 of the Principal Act is amended in line 3 by inserting immediately after the "Officer" the phrase " and must undertake in a manner prescribed by the Comptroller-General of Immigration to comply with the provisions of section 38 of this Bill" (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Amendment of Section 38 of the Principal Act.

Section 38 of the Principal of the Principal Act is amended by deleting the existing sub-sections (4) (5) and (6) and creating new sub-sections (4), (5), (6) and (7) to read respectively as follows:

- (4) Notwithstanding any other provision in this section, this Bill or in any other enactment, no foreign national shall be granted a work permit in Nigeria unless the employer(s) has shown to the Comptroller -General of Immigration that he has sought applications from qualified Nigerians in that same position for which the foreign national/expatriate is being employed and no Nigeria possesses the requisite knowledge or is willing to work in that area of specialization or interest
- (5) Any person of foreign national, who immediately before the coming into force of this Bill is working in Nigeria may have his work permit revoked by the Comptroller-General of Immigration and deportation order issued against such person; and any person to whom this section applies, who is employed in Nigeria shall on ceasing for reason to be so employed be deemed to be a prohibited Immigrant as from the date of the expiration of his permit and the person who employed him shall be liable to pay all costs and incidental expenses for repatriation of the prohibited Immigrant and of his dependents:

PROVIDED that any person named as a Director of a company, is exempted from the provisions of this section.

- (6) Any person or officer who either by himself or in collusion with any other person does any action or engage in any activity to breach the provisions this section shall on conviction be liable to a fine not exceeding ₦2,000,000.00 or 5 (five) years imprisonment or both such fine and imprisonment as the Court may deem fit.
- (7) For the purpose of this section, any person being a company or association shall be deemed to be in Nigeria if carrying out work therein (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Clause 4: Citation.

This Bill may be cited as the Immigration Act (Amendment) Bill, 2018 (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Explanatory Notes:

This Bill seeks to amend the Immigration Act to make further provisions restrict and regulate the issuance of work permit foreign nationals and expatriates thereby creating employment for Nigerian youths (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act Amend the Immigration Act, 2015 to Make Further Provisions to Restrict and Regulate the Issuance of Work Permit to Foreign Nationals and for Related Matters (HB. 480) (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered Report on a Bill for an Act to Amend the Immigration Act, 2015 to make further Provisions to Restrict and Regulate the Issuance of Work Permit to Foreign Nationals; and for Related Matters (HB. 480) and approved Clauses 1 - 4, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (iii) ***A Bill for an Act to Establish the Chartered Institute of Entrepreneurs to Regulate; and Control the Practice of Entrepreneurship in Nigeria; and for Related Matters (HB. 1239) (Committee of the Whole):***

Motion made and Question proposed, "That the House do consider the Report on a Bill for an Act to Establish the Chartered Institute of Entrepreneurs to Regulate; and Control the Practice of Entrepreneurship in Nigeria; and for Related Matters (HB. 1239) and approve the recommendations therein" (Hon. Femi Gbajabiamila — Surulere I Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE CHARTERED INSTITUTE OF
ENTREPRENEURS; TO REGULATE AND CONTROL THE PRACTICE OF
ENTREPRENEURSHIP; AND FOR RELATED MATTERS (HB. 1239)

PART I — ESTABLISHMENT OF CHARTERED INSTITUTE OF ENTREPRENEURS**Clause 1: Establishment of the Institute.**

- (1) There is hereby established a body to be known as the Chartered Institute of Entrepreneurs (in this Bill referred to as "the Institute").

- (2) The Institute shall be a body corporate with:
- (i) perpetual succession;
 - (ii) a common seal which shall be kept in such custody as the Council may direct;
 - (iii) may sue and be used in its corporate name; and
 - (iv) may acquire, hold, and dispose of any property, moveable or immovable (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: General duties and functions of the Institute.

Institute shall be charged with the following duties and functions —

- (a) provision of technical and professional skills for both emerging and existing entrepreneurs;
- (b) breeding better educated, more courageous and vibrant entrepreneurs;
- (c) evolving a reliable databank and information service system for resourceful operation of the small scale enterprises;
- (d) breeding knowledge-driven Small and Medium Scale Enterprises (SMEs) start-ups;
- (e) facilitation of stronger cooperation between owner-manager and his stakeholders such as banks, insurance institutions, shippers, government agencies etc;
- (f) facilitation of greater involvement in the promotion of international business with high level of competitiveness at the market level;
- (g) provision of opportunity for students to be active participants in wealth creation through school to work programmes; and
- (h) empowerment and support on continuous basis to teachers and instructors of entrepreneurship education in both senior secondary and tertiary institutions via specially packaged training, meetings, exhibitions, industrial exposures and other platforms (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: General duties and functions of the Institute.

- (1) Subject to the provision of this Bill, a person admitted to membership of the Institute shall be registered as a member and shall be entitled to use the appropriate abbreviation (GCIE/ACIE/MCIE/FCIE) after his name.
- (2) A person shall not be qualified to become a Member of Institute unless he has:
 - (a) obtained an approved Degree or a Higher National Diploma;

- (b) passed the professional examination at the Academy of Entrepreneurs which shall be established and administered by the institute;
 - (c) undergone a two-year supervised experience training programme.
- (3) The Council shall, from time to time, publish the list of Tertiary Institutions whose award of degrees are approved for admission into the Academy of Entrepreneurs. However, a degree obtained from any of the Nigerian Universities and Polytechnics shall be deemed an accepted qualification for membership of the Institute.
- (4) The Council may approve a degree from any overseas universities, if it deems it fit and is satisfied that the course of study and the standard of examination are comparable and equivalent to other professional bodies may be acceptable as qualification for membership of the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

PART II — ELECTION OF PRESIDENT AND VICE PRESIDENTS OF
CHARTERED INSTITUTE OF ENTREPRENEURS

Clause 4: Election of President and Vice Presidents of the Institute.

- (1) There shall be a President and two Vice-Presidents of the Institute who shall be Fellows of the Institute.
- (2) The President and Vice-Presidents shall be elected at the Annual General Meeting of the Institute and shall each hold office for a term of two years from the date of election.
- (3) The President shall be the Chairman of the Governing Council established by section 1 of this Bill and in his absence the First Vice-President, shall be the Chairman of the Governing Council.
- (4) The President shall preside at meetings of the Institute and in the event of his absence, death, permanent incapacity or disability, the First-Vice President or in the absence of the First Vice-President, the second Vice President shall preside.
- (5) The First Vice-President or Second Vice President shall in the event of the death, resignation, removal from office or permanent incapacity of the President or First Vice President in that order act for the unexpired term of his office as the case may be and reference in the Act to the President of First Vice president shall be construed accordingly.
- (6) If the President or any of the Vice-President ceases to be a Member of the Institute, he shall ipso facto cease to hold any of the offices designated under this section (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

PART III — GOVERNING COUNCIL OF THE INSTITUTE, ETC.

Clause 5: Establishment of a Governing Council for the Institute.

- (1) There is hereby established for the Institute a Governing Council (in this Bill referred to as "the Council") which shall be charged with the responsibility for the administration and general management of the Institute.
- (2) The Council consists of the following members:
 - (a) a Chairman who shall be president of the Institute;
 - (b) two Vice-Chairmen who shall be the Vice Presidents of the Institute;
 - (c) a treasurer who shall be elected by the Institute;
 - (d) one representative each of the following:
 - (i) Federal Ministry of Education, and
 - (ii) twelve persons elected by the Institute;
 - (e) all past president of the Institute including the past presidents of the Incorporated Institute of Entrepreneurs existing before the commencement of this Bill;
 - (f) two persons to represent Institutions of higher learning in Nigeria offering courses leading to approved qualifications, to be appointed by the Federal Ministry of Education on rotation, so, however that the two shall not be from the same institution;
 - (g) the Executive Secretary of the Institute.
- (3) The provisions of the First Schedule to this Bill shall have effect with respect to the supplementary provision of the Council and the qualifications and tenure of office of members of the Council and the other matters therein mentioned (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Clause 6: Tenure of office, resignation and cessation of Membership of the Council.

- (1) Subject to the provisions of this Bill, a member of the Council shall hold office for a period of two years, beginning from the date of his election or appointment.
- (2) Any member of the Institute who ceases to be a member thereof shall, if he is also a member of the Council, cease to hold office in the Council.
- (3) Any member of the Council may, by notice in writing under his hand addressed to the President, resign his office.
- (4) A person who retires from or otherwise ceases to be an elected Member of the Council shall be eligible to become a Member of the Council and any appointed member may be reappointed.
- (5) Members of the Council shall at their next meeting before the annual general meeting of the Institute arrange for four members of the Council appointed or elected and longest in office to retire at that general meeting.

- (6) Elections to the Council shall be held in such a manner as may be prescribed by rules made by the Council and until so prescribed, they shall be decided by secret ballot.
- (7) If for any reason a Member of Council vacates office and:
 - (a) such member was appointed by the Council or any other body, the Council or that body may appoint another fit and proper person from the area in respect of which the vacancy occurs;
 - (b) such member was elected, the Council may, if the time between the unexpired portion of the term of office and the next general meeting of the Institute appears to warrant the filling of the vacancy, co-opt a fit and proper person for such time (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Clause 7: Power of the Council.

The Council shall have power to do anything which in its opinion is calculated to facilitate the carrying on of the activities of the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

PART IV — FINANCIAL PROVISIONS

Clause 8: Fund of the Institute.

- (1) There shall be established for the Institute a fund which shall be managed and controlled by the Council.
- (2) There shall be paid into the fund established pursuant to subsection (1) of this section:
 - (a) all fees and other moneys payable to the Institute in pursuance of this Bill; and
 - (b) such other moneys as may be payable to the Institute in the course of its operations or in relation to the exercise of any of its functions under this Bill.
- (3) There shall be paid out of the fund of the Institute:
 - (a) the remuneration and allowances of the Secretary and other employees of the Institute;
 - (b) such reasonable traveling and subsistence allowances of Members as the Council may determine; and
 - (c) any other expense incurred by the Council in the discharge of its functions under this Bill.
- (4) The Council may, from time to time, borrow money for the purposes of the Institute and any interest payable on moneys so borrowed shall be paid out of the fund.

- (5) All the institutional members in Nigeria shall cause to be paid to the fund, an annual subvention as may be determined by the Council from time to time.
- (6) The Council shall on behalf of the Institute keep proper books of accounts in respect of each financial year and proper records in relation to those accounts and the Council shall cause the accounts to be audited by an external auditor and when audited, the accounts shall be presented to the members of the Institute for approval at a general meeting (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

PART V — THE EXECUTIVE SECRETARY AND THE REGISTER

Clause 9: Appointment of the Executive Secretary, Principal Officers and other Staff.

- (1) The Council shall appoint a fit and proper person to be the Executive Secretary for the purpose of this Bill, and such other persons as the Council may from time to time, deem necessary to assist the Executive Secretary in the performance of his functions under this Bill.
- (2) The Executive Secretary, shall in addition to his other functions under this Bill, be the Secretary to the Council and shall keep minutes of the proceedings of all meetings of the Council and committees thereof.
- (3) The Executive Secretary appointed under Subsection (1) of this section shall be the Chief Executive of the Institute and shall report to the Council of the institute.
- (4) The Council shall appoint other principal officers such as:
 - (a) Director of Corporate Affairs;
 - (b) Director Membership and Marketing;
 - (c) Business Development Manager;
 - (d) Membership and Administration;
 - (e) Information technology.
- (5) There shall be for the purpose of this Bill two registers as follows:
 - (a) the Register of Members which shall consist of six parts of which the:
 - (i) first part shall be in respect of Ordinary Members,
 - (ii) second part shall be in respect of Student Members,
 - (iii) third part shall be in respect of Graduate Members,
 - (iv) fourth part shall be in respect of Associate Members,
 - (v) fifth part shall be in respect of Members,
 - (vi) sixth part shall be in respect of fellows.

- (b) the Register of Institutional Members.
- (6) Subject to the provisions of this Bill, the Council shall make rules with respect to the form and keeping of registers and the making of entries therein, and in particular:
- (a) regulate the making of applications for enrolment or registration, as the case may be, and providing for the evidence to be produced in support of the application;
 - (b) provide for the notification to the Registrar, by the person to whom any registered particulars relates or of any change in the particulars;
 - (c) authorize an enrolled or registered person to have any qualification which is in relation to the relevant division of the profession, either an approved qualification or an accepted qualification, for the purposes of this Bill, registered in relation to his name in addition to, or as he may elect, in substitution for any other qualification so registered;
 - (d) specify the fees, including any annual subscription, to be paid to the institute in respect of the entry of names on the Register and authorizing the registrar to refuse to enter a name on the Register until such fees specified for the entry has been paid;
 - (e) specify the standards of conduct required of a member of the institute and actions or omissions that amount to a misconduct; and
 - (f) specify anything failing to be specified under the foregoing provisions of this section; but rules made for the purpose of paragraph (d) of this subsection shall not come into force until they are confirmed at a general meeting of the Institute.
- (7) The Executive Secretary shall:
- (a) correct, in accordance with the Council's directions, any entry in the register which the Council directs him to correct as being in the Council's opinion an entry which was incorrectly made;
 - (b) make, from time to time, any necessary alterations in the registered particulars of registered persons;
 - (c) remove from the register the name of a deceased member or members whose names he is directed to strike off as a result of disciplinary action;
 - (d) record the names of members of the institute who are in the default for more than one year in the payment of annual subscriptions, and to take such action in relation thereto (including removal of the names of defaulters from the register) as the Council may direct and any person whose name is removed from the register for being in default of payment of any year may be re-registered subject to payment of outstanding subscription and re-registration fees as may be approved by the Council.

- (8) The rule made pursuant to subsection (6) of this section shall provide for a procedure for updating members particulars in the register, and conditions under which the registrar may remove the name of a member from the list for failing to update his particulars, and the manner to cause a restoration of such a member in the list (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Clause 10: Publication of Register and List of Corrections, etc.

- (1) The Executive Secretary shall:
- (a) cause the register to be printed, published and put on sale to members of the public not later than two years from the commencement of this Bill;
 - (b) thereafter in each year, cause to be printed, published and put on sale as aforesaid, either a corrected edition of the register or list of corrections made to the register, since it was last printed;
 - (c) cause a print of each edition of the register and of each list of the corrections to be deposited at the principal office of the Institute; and
 - (d) keep the register and list so deposited and make the register and such lists available at all reasonable times for inspection by members of the public, physically and through an internet portal.
- (2) A document purporting to be print of an edition of the Register published, pursuant to this section by authority of the Registrar, or document purporting to be print of an edition so printed, shall (without prejudice to any other mode of proof) be admissible in any proceeding as evidence that any person specified in the document, or the documents read together, as being registered was so registered at the date of the edition or of the list of corrections, as the case may be, and that any person not so specified was not so registered.
- (3) Where in accordance with subsection (2) of this section, a person is, in any proceeding, shown to have been, or not to have been registered at a particular date, he shall, unless the contrary is proven, be taken for the purposes of these proceedings as having at all material times thereafter continued to be, or not to be, so registered (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART VI — REGULATION OF MEMBERS

Clause 11: Categories of Membership.

- (1) Subject to subsection (2) of this section a person, other than one whose membership has been suspended by a directive of the Disciplinary Panel shall be entitled to be registered as member in the following categories:
- (a) Ordinary Member, where the person does not satisfy the conditions for registration as a Student Member, Graduate Member, Associate Member, Member, Fellow specified in paragraphs (b) to (c) of this subsection;

- (b) Student Member, where the person:
- (i) works in an institutional outfit and has a degree or equivalent qualification or the minimum qualification prescribed by the Council;
 - (ii) does not work in any institution, but has the basic qualification approved by the Council from time to time, for registration as a student;
 - (iii) satisfies any other condition which the Council may, from time to time, approve.
- (c) Graduate member, where the person:
- (i) has passed the Associates examination specified by Council, but has not had the on the job practical experience prescribed by Council;
 - (ii) not being a Member of the Institute has passed the qualifying examination of a recognized Institute of Entrepreneurs in any other country acceptable to the Council;
 - (iii) has not been elected a fellow or an Associate by a recognized foreign Institute of Entrepreneurs.
- (d) Associate Member, where the person:
- (i) has passed the Associateship Examination specified by the Council;
 - (ii) not being a member of the Institute at the time of application for membership has passed the qualifying examination of a recognized Institute of Entrepreneurs in any other country acceptable to the Council;
 - (iii) has had a period of on the job practical experience not less than the minimum period prescribed by the Council for the category of membership sought;
 - (iv) has been elected by any recognized related foreign institute to that category of membership.
- (e) Member, where the person:
- (i) has contributed immensely to the growth of Entrepreneurship;
 - (ii) is considered by the Board of Members and the Council as a fit and proper person to be awarded Member of the Institute;

- (f) Fellow, where the person:
 - (i) satisfies the Council that he is a fit and proper person to be so registered and has for a number of years (to be specified by the Council) been an Associate Member or the holder of the approved academic qualifications;
 - (ii) satisfies all other criteria as may be specified by the Council from time to time.
- (2) An applicant for registration shall, in addition to evidence of qualification, satisfy the Council that he:
 - (a) is of good character;
 - (b) has attained the age of 21 years.
 - (c) has not been convicted in Nigeria or elsewhere of an offence involving, Entrepreneurship, fraud or dishonesty or financial benefit to himself or his organization.
- (3) The Council may at its sole discretion provisionally accept a qualification produced in respect of an application for registration under this section or direct that application be renewed within such period as may be specified in the direction.
- (4) Any entry directed to be made in the register under subsection (1) of this section shall show that the registration is provisional and no entry so made shall be converted to full registration without the consent of the Council signified in writing in that behalf.
- (5) The Council shall, from time to time, prescribe and publish in the official newsletter and magazine of the Institute particulars of qualification for the time being accepted as aforesaid (*Hon. Femi Gbajabiamila — Surulere / Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Clause 12: Approval of qualifications, etc.

- (1) The Council may approve any qualification for the purpose of this Bill and may for such purposes approve:
 - (a) any course of training at any approved institution which is intended for persons seeking to become or are already Entrepreneur and which the Council considers is designed to confer on persons having sufficient knowledge and skill for admission to the Institute;
 - (b) any qualification which as a result of the examination taken in conjunction with a course of training approved by the Council under this section is granted to candidates having reached a standard in the examination, indicating in the opinion of the Council, that the candidates have sufficient knowledge and skill to practice as an Entrepreneur.
- (2) The Council may, if it deems fit, withdraw any approval given under this section in respect of any course, qualification or institution, but before withdrawing such an approval, the Council shall:

- (a) give notice that it proposes to do so to each person in Nigeria appearing to the Council to be a person by whom the course is conducted or the qualification is granted or the institution is controlled, as the case may be;
 - (b) afford each person an opportunity of making to the Council representations with regard to the proposal; and
 - (c) take into consideration any representations made in respect of the proposal in pursuance of paragraph (b) of this subsection.
- (3) A course, qualification or institution shall not be treated as approved during any period the approval is withdrawn under subsection (2) of this section.
- (4) Notwithstanding the provisions of subsection (3) of this section, the withdrawal of approval under subsection (2) of this section shall not prejudice the registration or eligibility for registration of any person who, by virtue of the approval, was registered or was eligible for registration (either unconditionally or subject to his obtaining a certificate or experience immediately before the approval was withdrawn).
- (5) The giving or withdrawal of an approval under this section shall have effect from such date, either before or after the execution of the instrument signifying the giving or withdrawal of the approval, as the Council may specify in the instrument, and the Council shall:
 - (a) as soon as may be practicable, publish a copy of every such instrument in the official newsletter and magazine of the Institute;
 - (b) not less than seven days before its publication as aforesaid, send a copy of the instrument to the institution affected (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Clause 13: Supervision of instruction, etc.

- (1) It shall be the duty of this Council to keep itself informed of Supervision of the content and methods of:
 - (a) the instructions given at approved institutions to persons attending approved courses of training;
 - (b) the examinations as a result of which approved qualifications are granted and for the purposes of performing that duty the Council may appoint, its members to visit approved institutions or observe such examinations.
- (2) It shall be the duty of a person appointed under subsection (1) of this section to report to the Council on:
 - (a) the adequacy of the instructions given to persons attending approved courses of training at institutions visited by him;
 - (b) the adequacy of the examinations attended by him;

- (c) any other matter relating to the institutions or examinations on which the Council may, either generally or in particular cases request them to report, but no such person shall interfere with the giving of any instruction or the holding of any examination.
- (3) On receiving a report made pursuant to this section, the Council may, if it deems fit, and shall, if so required by the institution, send a copy of the report to the person appearing to the Council to be in charge of the Institution or responsible for the examinations to which the report relates, requesting that person to make observations on the report to the Council within such period as may be specified in the request, not being less than one month beginning with the date of that request (*Hon. Femi Gbajabiamila — Surulere 1 Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

PART VII — PROFESSIONAL DISCIPLINE

Clause 14:

Establishment of Investigation Panel and Disciplinary Tribunal.

- (1) There shall be constituted a body to be known as the Chartered Institute of Entrepreneurs Investigating Committee (in this Bill referred to as the Investigating Committee") which shall be charged with the duty to:
 - (a) conduct a preliminary investigation into any case where it is alleged that a member of the Institute is involved in misconduct in his capacity as Entrepreneur or shall for any other reason be the subject of proceedings before the Disciplinary Panel;
 - (b) decide whether the case should be referred to the Disciplinary Panel or not.
- (2) The Investigating Committee shall be appointed by the Council and shall consist of five members as follows:
 - (a) two members of the Council, one of whom shall be Chairman of the Committee;
 - (b) three members of the Institute who are not members of the Council.
- (3) The Council may make rules not inconsistent with this Bill as regard acts, which constitute professional misconduct.
- (4) The Investigating Committee shall act independently in receiving and investigating allegations under paragraph (a) of subsection (1) of this section and shall have power to receive complaints directly from any individual or organization.
- (5) There shall be established a Panel to be known as the Chartered Institute of Entrepreneurs Disciplinary Panel (in this Bill referred to as "the Disciplinary Panel") which shall be charged with the duty of considering and determining any case referred to it by the Investigating Committee constituted under Subsection (1) of this section.
- (6) The Disciplinary Panel shall be appointed by the Council and shall consist of two members of the Council, one of whom shall be the Chairman, and three other members of the Institute who are not members of the Council.

- (7) The Council shall have power to confirm, rescind or amend, as the case may be, any directive to be conveyed by the Disciplinary Panel to any person adjudged by the Panel to be guilty of professional misconduct in accordance with the provisions of section 15 of this Bill: Provided that, the Council shall prior to taking any decision on the matter, first give to the person concerned the opportunity of being heard.
- (8) The provisions of Third Schedule to this Bill shall, so far as applicable to the Investigating Committee and Disciplinary Panel respectively, have effect with respect to those bodies (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Clause 15: Penalties for Professional Misconduct.

(1) Where:

- (a) a member is adjudged by the Disciplinary Panel to be guilty of professional misconduct in any professional respect;
- (b) a member is convicted by any court of law having power to award imprisonment for an offence (whether or not punishable with imprisonment), which in the opinion of the Disciplinary Panel is incompatible with the conduct required of a member of the Institute;
- (c) the Disciplinary Panel is satisfied that the name of any person has been fraudulently enrolled or registered; the Disciplinary Panel shall order the Registrar to strike his name off the relevant part of the register.
- (2) A person who is found guilty of misconduct by the decision of the Disciplinary Panel shall have his name struck out from the register of members.
- (3) For the purpose of subsection (1) (b) of this section, a person shall not be treated as guilty as therein mentioned, unless the guilt stands at a time when no appeal or further appeal is pending or may, (without extension of time) be brought in connection with the direction.
- (4) The Disciplinary Panel shall always give its decision and directions promptly, and in all cases within three months of conclusion of proceedings.
- (5) The person to whom such a directive is given under subsection of this section may, at any time within twenty-eight days from the date of service on him of notice of the direction, appeal against the direction to the Federal High Court, and where necessary to the Court of Appeal and the Disciplinary Panel and complainant if any may appear as a respondent to the appeal and for the purpose of enabling directions to be given as to the costs of the appeal and of proceedings before the Federal High Court or Court of Appeal, the Disciplinary Panel and complainant shall be deemed to be a party thereto, whether or not it appears on the hearing of the appeal.
- (6) A direction of the Disciplinary Panel given under subsection (4) of this section shall take effect where:
- (a) no appeal under the section is brought against the direction within the time limit for such an appeal, or on the expiration of that time;

- (b) such an appeal is brought and is withdrawn or struck out for want of prosecution, on the withdrawal or striking out of the appeal;
 - (c) such an appeal is brought and is not withdrawn or struck out as aforesaid, if and when the appeal is dismissed, and shall take no effect except in accordance with the provisions of this subsection.
- (7) A person whose name is struck off the Register in pursuance of a direction of the Disciplinary Panel under this section, shall not be entitled to be enrolled or registered again, except in pursuance of a direction in that behalf and a direction under this section for the striking-off of a person's name from the register may prohibit an application under this subsection by that person until the expiration of such period from the date of the directive (and where he has duly made such an application, from the date of his last application), as may be specified in the direction (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

PART VIII — MISCELLANEOUS

Clause 16: Application of this Bill to unregistered persons.

A person who is not a member of the Incorporated Chartered Institute of Entrepreneurs established before the commencement of this Bill but is qualified to apply for and obtain Membership of the Institute, may apply for membership of the Chartered Institute of Entrepreneurs., established by this Bill, in such a manner as may be prescribed by rules made by the Council and shall be registered in the category of membership appropriate in the current period for holders of the qualification he possesses (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Clause 17: Practice as a Professional Entrepreneur.

- (1) Subject to subsection (2) of this section, a person shall be deemed to practice as a professional Entrepreneurs if in consideration of remuneration received or to be received and whereby himself or in partnership with any other persons he:
- (a) engages himself in the practice of professional Entrepreneurs or holds himself out to the public as professional Entrepreneur;
 - (b) renders professional service or assistance in, or about matters of principles or detail, relating to the practice of Entrepreneurs;
 - (c) renders any other service which may, by regulations made by the Council, be designated as service constituting practice as a professional Entrepreneur.
- (2) Nothing in subsection (1) of this section shall be construed as to apply to persons who, while in the employment of any government, perform the duties or any of the duties of professional Entrepreneurs (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Clause 18: Rules as to practice, etc.

- (1) The Council may make rules to guide training in Professional Entrepreneurship methods and practice.
- (2) The Council may also make rules:
 - (a) prescribing the amount and due date for the payment of the annual subscription and for such purposes, different amounts may be prescribed by rules according to the category of membership;
 - (b) prescribing the form of license to practice to be issued annually, or if the Council thinks fit, by endorsement on an existing license;
 - (c) restricting the right to practice as a professional Entrepreneur in default of the amount of the annual subscription where the default continues for longer than such period as may be prescribed by the rules;
 - (d) restricting the right to practice as a member of the profession if the qualification granted outside Nigeria does not entitle the holder to practice as a member of the profession;
 - (e) prescribing the period of practical training in the office of a profession in practice to be completed before a person qualifies for a license to practice as a member of the profession.
- (3) Rules made under this section shall, be published in the official newsletter, website and magazine of the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Clause 19: Provision of Library Facilities, etc.

The Institute shall:

- (a) provide and maintain a library comprising of books and publications for the advancement of the knowledge of professional Entrepreneurs and such other books, publications and internet communication technology media as may be considered necessary;
- (b) encourage research into Professional Entrepreneurship methods and allied subjects, to the extent that the Council may, from time to time, consider necessary (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Clause 20: Offences and Penalties.

- (1) A person who, for the purpose of procuring the registration of any name, qualification or other matter:
 - (a) makes a statement which he believes to be false in my material particular;
 - (b) recklessly makes a statement which is false in any material particular; commits an offence.

- (2) If on or after the coming into force of this Bill, a person who is not a member of the Institute Practices or holds himself out as a Professional Entrepreneur for, or in expectation of reward or takes or uses any name, title, addition or description, implying that he is in practice as a Professional Entrepreneur, commits an offence.
- (3) In the case of a person falling within section 15 of this Bill:
 - (a) the provision of subsection (2) of this section shall not apply in respect of anything done by him during the period of three months;
 - (b) if within that period he duly applies for membership of the Institute then unless within that period he is notified that his application has not been approved, the provision of subsection (2) of this section shall not apply in respect of anything done by him between the end of that period and the date on which he is enrolled, or registered or notified as aforesaid.
- (4) The Executive Secretary or any other person employed by or on behalf of the Institute, who willfully makes any falsification in any matter relating to the register, commits an offence.
- (5) A person who commits an offence under this section shall be liable on conviction to a minimum fine of One Hundred thousand Naira (₦100,000.00); or imprisonment for a maximum term of two years, or to both such fine and imprisonment.
- (6) Where an offence under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of or is attributable to any neglect on the part of any director, manager, secretary or other similar officer of the body corporate, or any person purporting to act in any such capacity, he, as well as the body corporate shall be deemed to have committed the offence and shall be liable on conviction by a Court of competent jurisdiction -
 - (a) in the case of an individual to the punishment prescribed in subsection (5) of this section; and
 - (b) in the case of a body corporate, to a fine of not less than ₦500,000 (Five Hundred Thousand Naira) and/or a ban on practice of share registration for a specific period of not less than one year (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Clause 21: Regulations.

- (1) Any regulations, made pursuant to this Bill shall be published in the Institute's Journal.
- (2) Rules made for the purpose of this Bill shall be subject to confirmation by the Institute at its next general meeting, and shall not have effect until so confirmed (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Clause 22: Transfer to the Institute of certain properties.

(1) As from the commencement of this Bill:

- (a) all assets and liabilities held or incurred immediately before the commencement date, by or on behalf of the incorporated Institute shall, by virtue of this subsection and without further assurance, vest in the Institute and be held by it for the purpose of the Institute;
- (b) the Incorporated Institute shall cease to exist;
- (c) subject to subsection (2) of this section, any act, matter or thing made or done by the Incorporated Institute shall be deemed to have been done by the Institute.

(2) The provisions of Second Schedule to this Bill shall have effect with respect to matters arising from the transfer of assets and liabilities of the Incorporated institute and with respect to other matters mentioned in that schedule (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Clause 23: Interpretation.

In this Bill, unless the context otherwise requires:

"Council" means the Council established as the Governing Body of the Institute under section 1, of this Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Disciplinary Panel" means Chartered Institute of Entrepreneurs Disciplinary Panel established under subsection (2) of section 11 of this Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the words "Disciplinary Panel" be as defined in the interpretation to this Bill — Agreed to.

"Fees" includes annual subscription, examination, annual conference, and specialized trainings fees (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Fees" be as defined in the interpretation to this Bill — Agreed to.

"Institute" means Chartered Institute of Entrepreneurs established under section 1 of the Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Institute" be as defined in the interpretation to this Bill — Agreed to.

"Investigation Committee" means the Chartered Institute of Entrepreneurs Investigating Committee established under subsection (3) of section 14 of this Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the words "Investigation Committee" be as defined in the interpretation to this Bill — Agreed to.

"Members" means enrolled Fellow, Member, Associate Member, Graduate Member, Student Member or Ordinary Member as the case may be, and "membership of "the Institute" shall be construed accordingly (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Members" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister for Education (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"President" and "Vice-President" respectively means the holder of offices under those names in the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the words "President" and "Vice-President" be as defined in the interpretation to this Bill — Agreed to.

"Professional Entrepreneurs" means any person registered to practice Professional Entrepreneurship under this Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the words "Professional Entrepreneurs" be as defined in the interpretation to this Bill — Agreed to.

"Register" means the register maintained pursuant to section 9 of this Bill (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the meaning of the word "Register" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 23 stands part of the Bill — Agreed to.

Clause 24: Short Title.

This Bill may be cited as the Chartered Institute of Entrepreneurs (Establishment) Bill, 2018 (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

SCHEDULES

FIRST SCHEDULE

[Section 4(3)]

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

1. (1) Subject to the provisions of this Bill, the Council may make Standing Orders, regulating its proceedings or proceedings of any Committee of Councilor, the institute thereof, excepting rules of the Investigation committee of Disciplinary Panel.

- (2) The Standing Orders shall provide for decisions to be taken by a majority of the members and in the event of the equality of votes, the President or the Chairman, as the case may be, shall have a second or casting vote.
 - (3) The Standing Orders made for a Committee of the Council shall provide the committee report back to the Council on any matter referred to it by the Council.
 - (4) The quorum at any meeting of the Council shall be 10 and the quorum of a Committee of the Council shall be determined by the Council General Meeting of the Institute.
2.
 - (1) The Council shall convene the annual general meeting of the Institute once a year at such time and place as may be determined by the Council, but, if the meeting is not held within one year after the previous annual general meeting, not more than fifteen months shall elapse between the respective dates of the two meetings; Provided that, notice of the annual general meeting shall be given to all members of the Institute not later than twenty-one days from the date of the meeting.
 - (2) A special meeting of the Institute may be convened by the Council at anytime if, not less than twenty eight (28) members of the Institute so require, by notice in writing addressed to the President of the Council setting out the objects of the proposed meeting, the President of the Council shall convene a special general meeting of the Institute; Provided that, notice of the annual general.
 - (3) The quorum of any general meeting of the Institute and that of any special meeting of the Institute shall be thirty- five members.

Meeting of the Council

3.
 - (1) Subject to the provisions of any standing orders of the Council, the Council shall meet quarterly in a year.
 - (2) At any meeting of the Council, the President or in his absence, or in the absence of the first Vice-President too, the Second Vice-President shall preside, but if the President, the First Vice-President and the Second Vice-President are absent, the members present at the meeting shall appoint one of their member to preside at the meeting.
 - (3) Where the Council desires to obtain the advice of any person on a particular matter, the Council may co-opt him as a member for such period as the Council thinks fit, but a person who is a member by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Council, and shall not count towards a quorum.
 - (4) Notwithstanding anything in the foregoing provisions of this paragraph, the first meeting of the Council shall be summoned by the President of the Institute.

Committees

4.
 - (1) The Council may appoint one of more Committees to carry out on behalf of the Institute or the Council, such functions as the Council may determine.
 - (2) A Committee appointed under this paragraph shall consist of the number of persons determined by the Council of whom not more than one-third may be persons who are not members of the Council and a person other than a member of the Council shall hold office on the Committee in accordance with the terms of his letter of appointment.

- (3) A decision of a Committee of the Council shall be of no effect until it is confirmed by the Council.

Miscellaneous

5. (1) The fixing of the seal of the Institute shall be authenticated by the signature of the President or of some other members of the Council authorized generally or specifically by the Institute to act for that purpose.
- (2) Any contract or instrument which if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the Institute or the Council, as the case may require by any authorized to act for the purpose by the Council, person generally or specifically authorized to act for the purpose by the Council.
- (3) Any document purporting to be a document duly executed under the seal of the Institute, shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.

Validity of Proceedings

6. The validity of any proceeding of the Institute or the Council, or of a Committee of the Council shall not be affected by any vacancy in the membership or any defect in the appointment of a member of the Institute, or of the Council, or of a person to serve on the Committee, or by reason that a person not entitled to do so took part in the proceedings.
7. Any member of the Institute or the Council, and any person holding office on a Committee of the Council, who has a personal interest in any contract arrangement entered into, or proposed to be considered by the Council on behalf of the Institute or on behalf of the Council or a Committee thereof, shall forthwith disclose his interest to the President or to the Council, as the case may be and he shall not vote on any question relating to that contract or arrangement.
8. A person shall not by reason only of his membership of the Institute be treated as holding an office in the Public Service of the Federation (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the provisions of the First Schedule stands part of the Bill — Agreed to.

SECOND SCHEDULE

Section 22(2)

TRANSITIONAL PROVISIONS AS TO PROPERTIES, ETC.

Transfer of Properties

1. Every agreement to which the Incorporated Institute was a part to before the commencement of this Bill, whether it be in writing or not and whether or not of such nature that the rights, liabilities and obligations there under could be assigned by the Incorporated Institute, shall have effect from the appointed day so far as it relates to property transferred by this Bill to the Institute as if:
- (a) the Institute had been a party to the agreement;

- (b) for any reference (however worded and whether express or implied) to the Incorporated Institute, there were substituted as respects anything failing to be done on or after the commencement of this Bill, a reference to the Institute;
 - (c) for any reference (however worded and whether (express or implied) to a member or members of the Council of the incorporated institute there were substituted, as respects anything failing to be done on or after the commencement of the Act, a reference to a member or members of the Council under this Bill.
- 2. Other documents referring, whether specifically or generally on the Incorporated Institute shall be constructed in accordance with subparagraph of this paragraph so far as applicable.
 - 3. Any legal proceedings or application to any authority pending on the commencement of this Bill by or against the Incorporated Institute may be continued on or after that day by or against the Institute.
 - 4. On the commencement of this Bill, any person holding any paid appointment in the Incorporated Institute shall hold corresponding appointment in the Institute on the same terms and conditions as already exist.
 - 5. Any regulations, rules and similar instruments made for the purpose of the Incorporated Institute and in force immediately before the coming into force of this Bill shall, except in so far as they are subsequently revoked or amended by any authority, having power in that behalf, have effect with any necessary modifications as if daily made for the corresponding purpose of the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the provisions of the Second Schedule stands part of the Bill — Agreed to.

THIRD SCHEDULE

Section 22 (2)

SUPPLEMENTARY PROVISIONS RELATING TO THE DISCIPLINARY TRIBUNAL AND INVESTIGATING PANEL

The Disciplinary Committee

- 1. The quorum of the Disciplinary Panel shall be four members.
- 2. (1) The Attorney-General of the Federation shall make rules as to the selection of members of the Panel for the purpose or any proceedings, the procedure to be followed and the rules of evidence to be observed in the proceedings before the Panel.
- (2) The rules shall in particular provide:
 - (a) for securing that any party to the proceedings shall be entitled to be heard by the Panel;
 - (b) for determining who, in addition to the person aforesaid, shall be a party to the proceedings;
 - (c) for securing that any party to the proceedings shall, if he so requires, be entitled to be heard by the Disciplinary Panel;
 - (d) for securing that any party to the proceedings may be represented by a legal practitioner;

- (e) subject to the provision of section 13 (6) of this Bill, as to the cost of proceedings before the Disciplinary Panel;
 - (f) for requiring, in a case where it is alleged that the person who is the subject of the proceedings is guilty of misconduct in any professional respect, that where the Disciplinary Panel adjudges that the allegation has been proved it shall record a finding that the person is guilty of such misconduct in respect of the matters to which the allegation relates;
 - (g) for requiring that the Executive Secretary shall publish and carry out decisions and directions of the Disciplinary Panel which has taken effect including striking out a person's name off the register.
- (3) For the purposes of any proceeding before the Disciplinary Panel, any member of the Disciplinary Panel may administer Oaths, and any party to the proceedings may issue out of the registry of (the Federal High Court by writs of *subpoena ad testificandum* and *duces tecum* but no person appearing before the Disciplinary Panel shall be compelled:
- (a) to make any statement before the Disciplinary Panel tending to incriminate himself;
 - (b) to produce any document under such a writ which he could not be compelled to produce at the trial of an action.

Assessor

3. (1) For the purpose of advising the Disciplinary Panel on questions of law, arising in proceedings before it, there shall in all such proceedings be an assessor to the Disciplinary Panel who shall be appointed by the Council on the nomination of the Attorney-General of the Federation, and he shall be a legal practitioner of not less than ten years standing.
- (2) The Attorney-General of the Federation shall make rules as to the functions of the assessor appointed under this paragraph and in particular such rules shall contain provisions for securing:
- (a) that where an assessor advises the Disciplinary Panel on any question of law as to evidence, procedure or any other matter specified by the rules, he shall do so in the presence, of every party or a person representing a party to the proceeding, who appear thereat or, if the advice is tendered while the Disciplinary Panel is deliberating in private that every such party or person as aforesaid shall be informed of what advice the assessor has given, with, any opportunity to respond to it;
 - (b) that every such party or person as aforesaid shall be informed if in any case the Disciplinary Panel does not accept the advice of the assessor on such a question as aforesaid.
- (3) An assessor may be appointed under this paragraph whether generally or for any particular proceedings or class of proceedings, and shall hold and vacate office in accordance with the terms of the letter by which he is appointed.

The Investigating Panel

4. (1) The quorum of the Investigation Committee shall be three.

- (2) The Governing Council may, at any of its meetings attended by all members, make Standing Orders with respect to the Investigation Committee.
- (3) Subject to (the provision of any such standing order, the Investigation Committee may regulate its own proceedings.

Miscellaneous

5. (1) A person whose tenure as a member of the Disciplinary Panel, or the Investigation Committee has expired shall be eligible for re-appointment as a member of the Disciplinary Panel or Investigation Committee, as the case may be, however, nobody shall serve in the Investigating Committee for more than two consecutive terms totaling four years.
- (2) A person may, if otherwise eligible, be a member of both the Disciplinary Panel and Investigation Committee, but no person who acted as a member of Investigating Committee with respect to any case shall act as a member of the Disciplinary Panel with respect to that case.
6. The Disciplinary Panel or the Investigation Panel may act notwithstanding any vacancy in its membership and the proceedings of either body shall not be invalidated by any irregularity in the appointment of a member of that body or subject to paragraph 4 (2) of this schedule, by reason of the fact that any person who was not entitled to do so took part in the proceedings of the body.
7. Any document authorized or required by virtue of this Bill to be served on the Disciplinary Panel or the Investigation Committee, shall be served on the Executive Secretary.
8. All expenses of the Disciplinary Panel or the Investigation Committee shall be defrayed by the Institute (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Question that the provisions of the Third Schedule stands part of the Bill — Agreed to.

Explanatory Memorandum:

(This note does not form part of the Bills but is intended to explain its purport).

This Bill seeks to establish Chartered Institute of Entrepreneur charged with the responsibility for among other things, determining the standard of technical and professional skills for both emerging and existing entrepreneur seeking to become professional Entrepreneur (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Chartered Institute of Entrepreneurs: to Regulate and Control the Practice of Entrepreneurship; and for Related Matters (HB. 1239) (*Hon. Femi Gbajabiamila — Surulere I Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Establish the Chartered Institute of Entrepreneurs to Regulate; and Control the Practice of Entrepreneurship in Nigeria; and for Related Matters (HB. 1239) and approved Clauses 1 - 24, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(iv) **Committee on Information, National Orientation, Ethics and Values:**

Motion made and Question proposed, "That the House do consider the Report of the Committee on Information, National Orientation, Ethics and Values on a Bill for an Act to Amend the National Broadcasting Commission Act, Cap. N11, Laws of the Federation of Nigeria, 2004 to Provide for Competition in Nigeria, to Promote Efficiency and Expand Opportunities for Nigerian's Participation in World Markets while at the same time Recognizing the Role of Foreign Competition in Nigeria; and for Related Matters and approve the recommendations therein" (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Deputy Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE NATIONAL BROADCASTING COMMISSION ACT, CAP. N11, LAWS OF THE FEDERATION OF NIGERIA, 2004 TO PROVIDE FOR COMPETITION IN NIGERIA TO PROMOTE EFFICIENCY AND EXPAND OPPORTUNITIES FOR NIGERIAN PARTICIPATION IN WORLD MARKETS WHILE AT THE SAME TIME RECOGNIZING THE ROLE OF FOREIGN COMPETITION IN NIGERIA AND RELATED MATTERS THERETO (HB. 168)

Committee Recommendation:

Clause 1: Amendment of Cap. N11, LFN, 2004.

The National Broadcasting Commission Act (in this Act referred to as "the principal Act") is hereby amended as set out hereunder (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee Recommendation:

Clause 2: Amendment of Section 2 of the Principal Act.

Section 2 subsections (1) of the Principal Act is hereby amended by inserting new paragraphs (u) as follows:

- (u) maintaining and promoting fair and efficient market conduct and effective competition in the broadcast industry in Nigeria or, in the absence of a competitive market, to prevent the misuse of monopoly or market power or anti-competitive and unfair practises by broadcasters or licenses or facilities providers or equipment suppliers in the broadcast industry (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Insertion of New Section.

The Principal Act hereby amended by inserting new section 13A as follows:

“13A. Competition, Monopoly and Wholesale Offer.

- (1) The Commission shall within 90 days of the coming into force of this amendment, by publication in the National Broadcasting Code, issue one or more codes of practice and standards of performance for all or any of the following purposes:
 - (a) to maintain fair market conduct and competition in any media industry in Nigeria;
 - (b) to safeguard the public generally;
 - (c) to provide guidance in relation to the operation of any provision of this Part;
 - (d) for the regulation of activities and conduct in the media industry, and for matters connected therewith;
 - (e) generally for carrying out the purposes and provisions of this Part and for the due administration thereof.
- (2) The code of practice may, in particular specify the duties and obligations of any person, corporate entity or broadcaster in relation to its business operations in any media industry; and provide for such fees or charges as may be payable to the Commission in relation to any application or request made to it.
- (3) The Commission may, at any time, by publication in the National Broadcasting Code, add to, vary or revoke any code of practice.
- (4) A licensee shall immediately after the coming into force of this Amendment be prohibited from entering into any form of agreement contract concerted practices or take any decision which have as their object and intendment the prevention restriction or distortion of competition in or in any part of the broadcast media industry in Nigeria; and for this purpose no broadcaster or licensee shall enter into any form of broadcasting rights acquisition either in Nigeria or anywhere in the world to acquire any broadcasting right(s) in such a manner as to exclude persons broadcasters or licensee in Nigeria from acquiring same.
- (5) Any agreement or a decision which is prohibited by subsection 4 is void.
- (6) The Commission may from time to time publish guidelines or regulations which clarify the meaning of "agreement, decisions or concerted practices, which have as their object or intendment the prevention, restriction or distortion of competition" in the Nigerian broadcast industry and such guidelines or regulations may include but shall not be limited to references to:
 - (a) the relevant economic market;
 - (b) global trends in the relevant market;

- (c) the impact of the conduct on the number of competitors in a market and their market shares;
 - (d) the impact of the conduct on barriers to entry into the market;
 - (e) the impact of the conduct on the range of services in the market;
 - (f) the impact of the conduct on the cost and profit structures in the market; and
 - (g) any other matters which the Commission is satisfied are relevant.
- (7) The Commission shall in a code of practice, publish guidelines and regulations which regulate the conduct of persons, corporate entities, affiliated companies, subsidiaries and/or Broadcaster(s) if the Commission concludes that the prior or proposed action(s) of the foregoing:
- (a) is likely or shall cause substantial restraint of competition or tend to create monopoly in any line of business enterprise;
 - (b) the use of such shares by voting or granting proxies or otherwise shall not cause substantial restraint of competition or tend to create monopoly in any line of business enterprise.
- (8) The Commission shall publish guidelines and regulations which clarify how it shall apply the test of "dominant position" to persons, corporate entities, affiliated companies and/or licensees; and the guidelines and regulations in subsection (6) of this section may specify the matters which the Commission may take into account, including but not limited to:
- (a) the relevant economic market;
 - (b) global technology and commercial trends affecting market power;
 - (c) the market share of the licensee;
 - (d) the licensee's power to make independent rate setting decisions;
 - (e) the degree of product or service differentiation and sales promotion in the market; and
 - (f) any other matter which the commission is satisfied is relevant.

- (9) The Commission shall have the power to direct a licensee or broadcaster in a dominant position in the broadcast industry to cease a conduct in that market which has or may have the effect of substantially preventing, restricting and/or distorting competition in the broadcast industry and to implement appropriate penalties and/or remedies.
- (10) The Commission shall in a code of practice, prohibit any conduct on the part of one or more persons, corporate entities, affiliated companies, subsidiaries and/or Broadcaster(s) which amounts to the abuse of a dominant position in, or in any part of, the broadcast media industry in Nigeria if in its discretion, it may or would adversely hinder the maintenance and preservation of competition in any media industry in Nigeria.
- (11) A person, licensee and/or broadcaster is in a dominant position when, in the opinion of the Commission, that Broadcaster is able to act without significant competitive restraint from its competitors.
- (12) For the purposes of this section, the Commission shall have the obligation, in a code of practice, to specify the Broadcaster(s) whom it considers to have a dominant or non-dominant position in, or in any part of, any media industry in Nigeria.
- (13) For the purpose of ensuring the widest possible distribution and viewership of content considered critical to the success and sustainability of new entrants in the Pay TV industry in Nigeria, the Commission shall ensure access by all Pay TV platforms to premium content in the Sports and News genre to generate effective competition at the wholesale level for such genres.
- (14) In furtherance thereof, a Broadcaster, Owner and/or Exclusive licensee ("Licensee") shall offer the Sports and News programme and/or channels to other broadcasters for retail to residential and commercial subscribers in Nigeria on the following terms:
 - (a) upon reasonable request in writing;
 - (b) within a reasonable time;
 - (c) on a non-exclusive basis;
 - (d) on fair and reasonable terms;
 - (e) without any undue discrimination; and
 - (f) in accordance with the requirements of this section and any direction issued by the Commission.
- (15) In determining the charges offered for supply under this section, consideration should be had to the actual cost of acquisition of the Sports and News programme and/or channels by the Owner or Exclusive Licensee ("Stipulated Prices") and the retailing thereof to each potential subscriber. In no event shall the charges exceed the Stipulated Prices thereof.

- (16) The Licensee shall provide the Broadcaster with standard terms and conditions under which offers shall be made further to this section, which shall include at least the following:
 - (a) charges which do not exceed the Stipulated Prices;
 - (b) the Minimum Qualifying Criteria for potential purchasers;
 - (c) terms of payment and billing procedures;
 - (d) the duration of agreements and notice periods.
- (17) The Licensee shall comply with any direction or request for information issued by the Commission for the purpose of ensuring, monitoring or investigating compliance with this section.
- (18) In the event that a Broadcaster accepts an offer made pursuant to section, the Licensee shall use its best endeavours to enable that the Broadcaster commence retailing of the programme or channel as soon as practicable possible.
- (19) In the event of a dispute as to the Stipulated Prices, the Commission shall have the right to conduct- a review of the Stipulated Prices further to a complaint by any of the parties thereof give directives, which shall be binding on all parties, within 21 days of being notified of such dispute.
- (20) The Commission shall also have the power to compel any licensee or broadcaster in the broadcast industry to license its broadcast and/or signal rights in any genre of programming to another licensee or broadcaster in Nigeria if the following circumstances are present:
 - (a) if the genre of programme(s) enjoys compelling viewership by 50% of Nigerians or more;
 - (b) it relates to a product or service that is objectively necessary to be able to compete effectively on a downstream market;
 - (c) it is likely to lead to the elimination of effective competition on the downstream market; and
 - (d) the refusal is likely to lead to consumer deprivation.
- (21) The Commission in invoking its powers under subsection (20) of this section will make an assessment whether competitors can create an alternative source of efficient supply, which would be capable to be disposed in the downstream market.
- (22) The power of the Commission to compel compliance herein shall be binding on all persons, corporate entities, affiliated companies and/or broadcaster(s) irrespective of contracts executed with right owners to the contrary.
- (23) The Commission shall conduct an investigation if there are reasonable grounds for suspecting that any provision of this Part or of any code of practice has been infringed or upon the petition of a broadcaster or concerned person.

- (24) Where, following an investigation conducted under this section, the Commission considers that any provision of this Part or of any code of practice has been infringed and the Commission proposes to make a direction thereto, the Commission shall:
- (a) give written notice to the persons or corporate entities likely to be affected by such directions
 - (b) give such persons or entities an opportunity to make representatives to the Commission
- (25) without prejudice to the generality of the foregoing provision, if the Commission is satisfied that any person is infringing, likely to infringe or has infringed any provision of this Part or of any code of practice, the Commission may, in writing take one or more of the following actions:
- (a) direct one or more persons, corporate entities, affiliated companies, subsidiaries and/or broadcaster(s) to comply with that provision or cease infringing that provision;
 - (b) specify any procedure or action to be observed or taken by that person;
 - (c) impose such other direction or restriction as the Commission considers appropriate;
 - (d) require that person to modify to terminate any agreement, decision or concerted practice;
 - (e) require that person to modify or cease any conduct in question; and
 - (f) provided that if the infringement related to any act or deed to overtly, purposely and/or covertly prevent or restrict any other person corporate entity, or broadcaster from entering into the media market or from obtaining a broadcasting right thereby preventing competition in Nigeria, any licensee, broadcaster or person found culpable upon investigation shall be liable to a fine not below the sum ₦10,000,000 (Ten Million Naira) in addition or apart from any requirement under Section 25 thereof
- (26) This Part shall apply to all person, corporate entities affiliated companies, subsidiaries and/or broadcaster whether resident in Nigeria or not; provided they are engaged in broadcasting in Nigeria, or the owners/exclusive licensees of channels and/or programmes to be or being broadcast in Nigeria or the operators technical or other services for broadcast in Nigeria.

Committee Recommendation:

Leave out Clause 3 (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency)
— Agreed to.

Clause 4: Definition Section.

For the purposes of this section:

“Minimum Qualifying Criteria” means the minimum requirements that must be satisfied by a potential purchaser requesting supply under this section, which may include requirements relating to: (a) bank Guarantee; (b) technical standards for retail provision of content; (c) technical standards for securing wholesale supply of content; and (d) encryption and security”.

Committee Recommendation:

Leave out Clause 4 (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency) — Agreed to.

Committee Recommendation:**Clause 5: Citation.**

This Bill may be cited as the National Broadcasting Commission Act (Amendment) Bill, 2018 (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Question that Clause 5 stands part of the Bill — Agreed to.

Explanatory Notes:

This Bill seeks to encourage competition in the Nigeria broadcasting industry in order to expand opportunities for Nigerian participation in world markets while at the same time recognizing the role of foreign competition in Nigeria thereby providing consumers with competitive prices and product choices (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Agreed to.

Long Title:

A Bill for an Act to Amend the National Broadcasting Commission Act, Cap. N11, Laws of the Federation of Nigeria, 2004 to Provide for Competition in Nigeria to Promote Efficiency and Expand Opportunities for Nigerian Participation in World Markets While at the Same Time Recognizing the Role of Foreign Competition in Nigeria and Related Matters Thereto (HB. 168) (Hon. Odebunmi Olusegun Dokun — Ogo-Oluwa/Surulere Federal Constituency).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Deputy Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Information, National Orientation, Ethics and Values on a Bill for an Act to Amend the National Broadcasting Commission Act, Cap. N11, Laws of the Federation of Nigeria, 2004 to Provide for Competition in Nigeria, to Promote Efficiency and Expand Opportunities for Nigerian's Participation in World Markets while at the same time Recognizing the Role of Foreign Competition in Nigeria; and for Related Matters and approved Clauses 1 - 2, rejected Clauses 3 - 4, approved Clause 5, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

17. Adjournment

That the House do adjourn till Thursday, 22 February, 2018 at 11.00 a.m. (Hon. Femi Gbajabiamila — House Leader).

The House adjourned accordingly at 3. 28 p.m.

Yakubu Dogara
Speaker