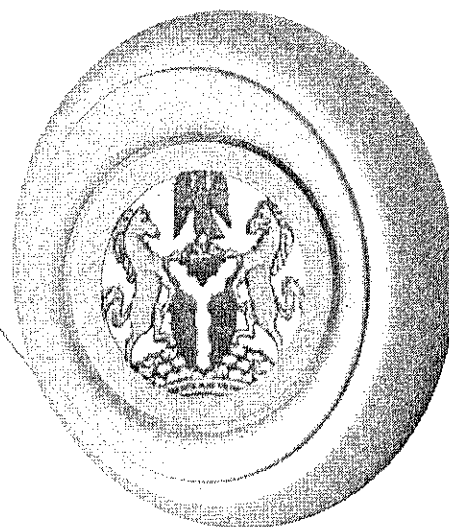
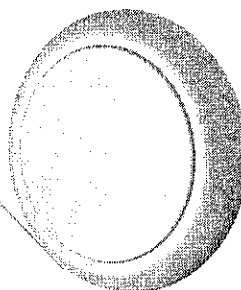




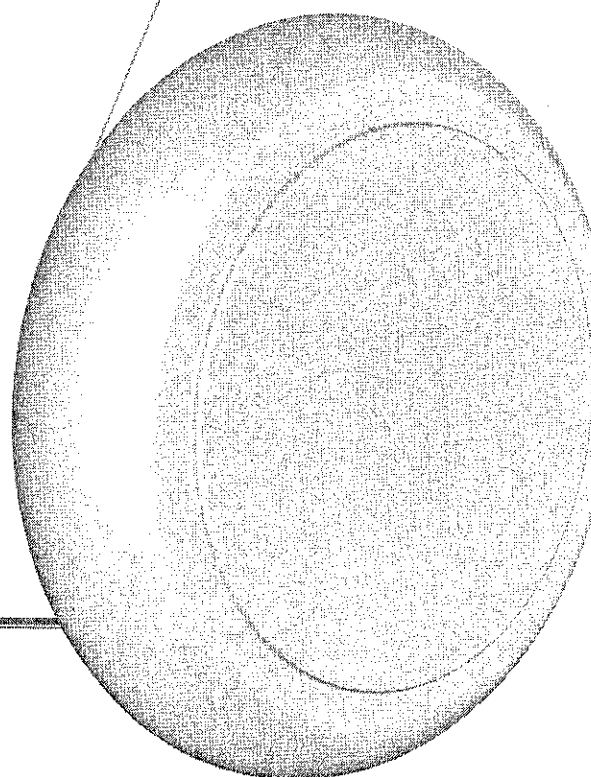
THE SENATE

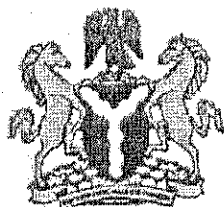
FEDERAL REPUBLIC OF NIGERIA
COMMITTEE ON ETHICS, PRIVILEGES AND
PUBLIC PETITIONS



Report of the Senate Committee on Ethics,
Privileges and Public Petitions in Respect of a
Petition from TRLP LAW on Behalf of Senator
Buruji Kashamu Against the National Drug Law
Enforcement Agency (NDLEA), former
Chairman of NDLEA, Mr. Ahmad Giade and the
Attorney-General of the Federation for Alleged
Intention to Abduct Senator Buruji Kashamu
and Forcibly Transport Him to the United
States Without Recourse to Due Process

Presented by Senator Samuel N. Anyanwu
March, 2016





THE SENATE
FEDERAL REPUBLIC OF NIGERIA
Committee on Ethics, Privileges And Public Petitions

Report of the Senate Committee on Ethics, Privileges and Public Petitions in Respect of a Petition from TRLP LAW on Behalf of Senator Buruji Kashamu Against the National Drug Law Enforcement Agency (NDLEA), former Chairman of NDLEA, Mr. Ahmad Giade and the Attorney-General of the Federation for Alleged Intention to Abduct Senator Kashamu and Forcibly Transport Him to the United States Without Recourse to Due Process

1.0 Background

The Senate would recall that on **Tuesday, 26th January, 2016**, rising on **Order 41**, Senator Obinna J. Ogba (Ebonyi Central) drew the attention of the Senate to a petition from TRLP LAW on behalf of Senator Buruji Kashamu against the National Drug Law Enforcement Agency (NDLEA), former Chairman of NDLEA, Mr. Ahmad Giade and the Attorney-General of the Federation for alleged Intention to abduct Senator Buruji Kashamu and forcibly transport him to the United States without recourse to due process, and urged the Senate to look into the matter.

In line with **Order 41(3)**, the Senate referred the matter to the Committee on Ethics, Privileges and Public Petitions for detailed legislative investigation.

2.0 Membership of the Committee

- | | |
|-------------------------------|---------------|
| 1. Senator Samuel Anyanwu | Chairman |
| 2. Senator Bala Ibn Na' Allah | Vice-chairman |

3. Senator Jeremiah Useni	Member
4. Senator Obinna Ogba	Member
5. Senator Peter Nwaoboshi	Member
6. Senator Binta Garba	Member
7. Senator Mohammed Shittu	Member
8. Senator Omogunwa Yele	Member
9. Senator Omotayo D. Alasoadura	Member
10. Senator Dino Melaye	Member
11. Senator Mathew Urhoghide	Member

2.1 Secretariat

Freedom Osolo

Clerk to the Committee

3.0 Committee Action

Following the Senate resolution and referral, the Committee met and agreed that the following benchmarks should guide it in addressing the matter:

- (a) **The Constitution of the Federal Republic of Nigeria, 1999 (as amended);**
- (b) **Senate Standing Orders 2015 (as amended); and**
- (c) **The principle of equity, fairness and justice.**
- (d) **The Public Service Rules**

The Committee also resolved that the following parties be invited:

- (a) The petitioner, TRLP LAW;
- (b) The respondents: i) National Drug Law Enforcement Agency (NDLEA);
ii) Mr. Ahmad Giade; and
iii) The Attorney-General of the Federation.

4.0 Testimonies/Submissions

The Committee received written submissions and listened to oral testimonies from the following:

4.1 The Petitioner, TRLP LAW

Testifying, TRLP Law, a law firm, represented by Prince Ajibola Oluyede, stated:

1. That he wrote the petition in his capacity as the solicitor to Senator Buruji Kashamu for the intervention of the Senate against the continual breach of the Constitution of the Federal Republic of Nigeria , 1999 by NDLEA, the Attorney-General of the Federation and the former Chairman of NDLEA, Ahmad Giade in collaboration with foreign agents and some politicians to abduct and transport Senator Buruji Kashamu to the United States for prosecution for alleged drug offences while he was in USA;
2. That Senator Buruji Kashamu had no case to answer in the USA or UK, since he was arraigned by these countries in several trials that exonerated him from any involvement with drug matters;
3. That back home, the Nigerian courts have also exonerated him on the basis that the allegations of narcotic offences were false and that the whole thing was a case of mistaken identity; that it was his brother, one Alhaji Adewale Kashamu that was involved in the narcotic matters, not himself;
4. That desperate politicians had been pressuring the Attorney-General of the Federation to resuscitate the US indictment against Senator Kashamu in Nigeria to instigate an extradition process against him on this same baseless accusation ;
5. That to get the process kick-started, NDLEA officials on 23rd May, 2014 invaded Senator Kashamu's house and laid siege for about 6 days while he was locked in the toilet;
6. That recently, it came to their knowledge through a text message from an insider in NDLEA that the agency was making arrangements to arrest/kidnap/abduct Senator Kashamu and extradite him to US, that the AGF had at different times advised NDLEA to stop this action as the matter was in court; and

7. That the Senate should intervene and stop the incessant harassment and breach of Senator Buruji kashamu's fundamental human right and threat to kidnap him in order to transport him to the US for prosecution.

4.2 Respondents: a) NDLEA

- b) Attorney-General of the Federation (AGF); and**
- c) Mr. Giade, former NDLEA Chairman.**

Speaking for **NDLEA**, Mr. Ahmad Giade and himself, the Attorney General of the Federation Abubakar Malami (**SAN**), stated:

1. That he would not be able to make any submissions on the matters raised in the petition because the cases were in various courts in Nigeria;
2. That though he would support the Senate in the course of ensuring that the rule of law prevailed, he was unable to address the issues raised by the petitioner as doing so would amount to a violation of the "subjudice" principle, especially as comments from him on the matter as a party to the proceedings, could potentially have an effect on the hearing of the matters in court; and
3. That the matter should have been channelled through the Judicial Council.

5.0 Observations / Findings

After listening fully to the petitioner and the respondents, and having painstakingly considered their submissions, the Committee observed as follows:

- (1) That the respondents did not fully understand the kernel of the matter, and had to explain again to them, saying that the aspect of Senator Kashamu's matter referred to the Committee for consideration and intervention was the constant threat or effort to get Senator Kashamu abducted by NDLEA , AGF, local and foreign collaborators in order that he might be shipped abroad, not the narcotic cases in various courts;

- (2) This view now understood, the Committee noted that the respondents need to stay action on the arrest /kidnapping/abduction of Senator Buruji Kashamu to allow the legislator concentrate on his duties to the nation;
- (3) That it was only natural for the petitioner to disregard the text message by the so –called insider in NDLEA as it was not admissible anywhere, and also noted that NDLEA need not overlook the question of internal conspiracy within it since the intention, it appears, was how to extort money from Senator Kashamu.

6.0 Recommendations

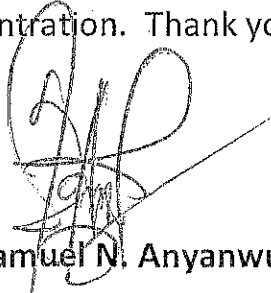
Having exhausted deliberations on the matter, taking into consideration the views of the petitioner and respondents, the Committee hereby recommends as follows;

1. That concerned agencies and authorities be advised to stop threatening or carrying out any activities to extradite Senator Buruji Kashamu to the United States of America for prosecution; and
2. That the courts be allowed to handle the various aspects of the case before them without any interference.

The Senate may wish to consider and adopt the recommendations of the Committee as proposed.

7.0 Conclusion

Mr. President, Distinguished Colleagues, I thank you for your time and concentration. Thank you.

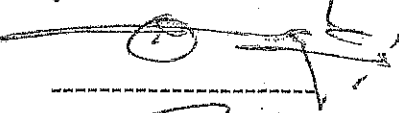
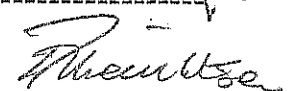
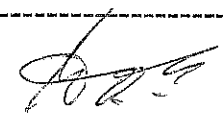
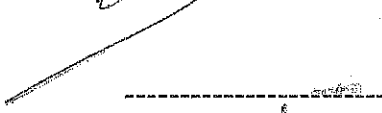


Senator Samuel N. Anyanwu
Chairman



Freedom Osolo
Clerk to the Committee

Endorsement

1. Senator Bala Ibn Na' Allah	Vice Chairman	
2. Senator Obinna Ogba	Member	
3. Senator Jeremiah Useni	Member	
4. Senator Omotayo Alasoadura	Member	
5. Senator Omogunwa Yele	Member	
6. Senator Binta Garba	Member	
7. Senator Muhammed Shitu	Member	
8. Senator Peter Nwaoboshi	Member	
9. Senator Dino Melaye	Member	
10. Senator Matthew Urhoghide	Member	