



**SENATE OF THE
FEDERAL REPUBLIC OF NIGERIA
ORDER PAPER**

Wednesday, 15th July, 2020

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

BUSINESS OF THE DAY

PRESENTATION OF BILLS

1. Donkey Export and Killing (Prohibition) Bill, 2020 (HB. 108) - *First Reading*
Sen. Abdullahi, Yahaya Abubakar (*Kebbi North-Senate Leader*)
 2. Nigerian Hunters Group (Establishment) Bill, 2020 (SB. 249)- *First Reading*
Sen. Olujimi, Biodun (*Ekiti South*).
 3. Economic and Financial Crimes Commission Act 2003 (Amendment) Bill, 2020 (SB. 474)
- *First Reading*
Sen. Musa, Mohammed Sani (*Niger East*).
 4. National Agency for Science and Engineering Infrastructure Act CAP N3 LFN 2004 (Amendment) Bill, 2020 (SB. 478) - *First Reading*
Sen. Oduah, Stella Adaeze (*Anambra North*).
 5. 1999 Constitution of the Federal Republic of Nigeria (Alteration) Bill, 2020 (SB. 479) - *First Reading*
Sen. Egwu, Samuel Ominyi (*Ebonyi North*).
-

PRESENTATION OF REPORTS

1. Report of the Committee on Education (Basic and Secondary)
The need to integrate Almajiri Education into Modern System of Education in Nigeria
Sen. Gaidam, Ibrahim Alhaji (*Yobe East*)
-That the Senate do receive the report of the Committee on Education (Basic and Secondary) on the the need to integrate Almajiri Education into Modern System of Education in Nigeria - *To be Laid*.
2. Report of the Committee on Army
Nigerian Army University Biu (Est, etc) Bill, 2020 (SB. 332)
Sen. Ndume, Mohammed Ali (*Borno South*).
-That the Senate do receive the report of the Committee on Army on the Nigerian Army University Biu (Est, etc) Bill, 2020 (SB. 332) - *To be Laid*.

ORDERS OF THE DAY

PRESENTATION AND CONSIDERATION OF REPORTS

1. **Report of the Committee on Finance**
2020 Budget of the Federal Inland Revenue Service (FIRS)
Sen. Adeola, Solomon Olamilekan (*Lagos West*)
-That the Senate do receive and consider the report of the Committee on Finance on the 2020 Budget of the Federal Inland Revenue Service (FIRS).
2. **Report of the Committee on Independent National Electoral Commission (INEC)**
Confirmation of Appointment of Dr. Tella Adeniran Rahmon representing Osun State as Resident Electoral Commissioner (REC)
Sen. Gaya, Kabiru Ibrahim (*Kano South*)
-That the Senate do receive and consider the report of the Committee on Independent National Electoral Commission (INEC) on the Confirmation of Appointment of Dr. Tella Adeniran Rahmon representing Osun State as Resident Electoral Commissioner (REC) of the Independent National Electoral Commission (INEC).
3. **Report of the Committee on National Planning and Economic Affairs**
Confirmation of Engr. Usman Mahmud Hassan for Appointment as Commissioner of the Revenue Mobilization Allocation and Fiscal Commission (RMAFC)
Sen. Adetunmbi, Olubunmi Ayodeji (*Ekiti North*)
-That the Senate do receive and consider the report of the Committee on National Planning and Economic Affairs on the Confirmation of Engr. Usman Mahmud Hassan for Appointment as Commissioner of the Revenue Mobilization Allocation and Fiscal Commission (RMAFC).
4. **Report of the Committee Land Transport**
National Transport Commission (Est, etc) Bill, 2020 (SB. 427)
Sen. Buhari, Abdulfatai (*Oyo North*).
-That the Senate do consider the report of the Committee Land Transport on the National Transport Commission (Est, etc) Bill, 2020 (SB. 427).
5. **Report of the Committee on Tertiary Institutions and TETFUND**
City University of Technology Auchi (Est, etc) Bill, 2020 (SB. 22)
Sen. Ahmad, Babba Kaita (*Katsina North*)
-That the Senate do consider the report of the Committee on Tertiary Institutions and TETFUND on the City University of Technology Auchi (Est, etc) Bill, 2020 (SB. 22)
6. **Reports of the Committee on Tertiary Institutions and TETFUND**
Nigerian Maritime University Okerenkoko (Est, etc) Bill, 2020 (SB. 272)
Sen. Ahmad, Babba Kaita (*Katsina North*)
-That the Senate do consider the report of the Committee on Tertiary Institutions and TETFUND on the Nigerian Maritime University Okerenkoko (Est, etc) Bill, 2020 (SB. 272).
7. **Report of the Committee on Tertiary Institutions and TETFUND**
Federal College of Education Giwa Kaduna State (Est, etc) Bill, 2020 (SB. 121)
Sen. Ahmad, Babba Kaita (*Katsina North*)
-That the Senate do consider the report of the Committee on Tertiary Institutions and TETFUND on the Federal College of Education Giwa Kaduna State (Est, etc) Bill, 2020 (SB. 121).

CONSIDERATION OF BILLS

1. **A Bill for an act to provide for the establishment of the Federal College Of Education Omuo-Ekiti, Ekiti State and for other matters connected therewith, 2020 (SB. 269) - Second reading**
Sen. Olujimi, Biodun (*Ekiti South*).

2. A Bill for an act to abolish and prohibit discrimination between First Degrees and Higher National Diplomas for the purpose of employment and promotions in Nigeria and for related matters, 2020 (SB. 297) - *Second reading*
Sen. Akinyelure, Patrick Ayo (*Ondo Central*).
3. A Bill for an act to provide for the establishment of University of Aerospace and Aeronautics Oka Akoko and for matters of administration and discipline of students connected therewith, 2020 (SB. 409) - *Second reading*
Sen. Boroffice, Robert Ajayi (*Ondo North*).
4. A Bill for an act amend the Federal University, Oye-Ekiti Act No. 2, 2015 to make provision for the change of name of the university to Adeyinka Adebayo University, Oye-Ekiti and for related matters, 2020 (SB. 442) - *Second reading*
Sen. Bamidele, Micheal Opeyemi (*Ekiti Central*).
5. A Bill for an Act to establish the National Border Studies, Imeko Ogun State to provide for teaching, research, instruction and training of students in border management and for other related matters, 2020 (SB. 266) - *Second reading*
Sen. Odebiyi, Tolulope Akinremi (*Ogun West*).

BILLS FOR CONCURRENCE

1. Electric Power Sector Reform Act 2005 (Amendment) Bill, 2020 (HB. 01) - *Concurrence*
Sen. Abdullahi, Yahaya Abubakar (*Kebbi North-Senate Leader*).
2. Environmental Health Officers (Registration, etc) Bill, 2020 (HB. 44) - *Concurrence*
Sen. Abdullahi, Yahaya Abubakar (*Kebbi North-Senate Leader*).
3. Emergency Economic Stimulus Bill, 2020 (HB. 835) - *First Reading*
Sen. Abdullahi, Yahaya Abubakar (*Kebbi North-Senate Leader*).

MOTIONS

1. The need to commemorate the 4th African Anti-Corruption Day.

Sponsor: Sen. Yaroe, Binos Dauda (*Adamawa South*)

Co-Sponsors:

Sen. Kwari, Suleiman Abdu (*Kaduna North*)

Sen. Wamakko, Aliyu Magatakarda (*Sokoto North*)

Sen. Dimka, Hezekiah Ayuba (*Plateau Central*)

Sen. Yusuf, Abubakar Yusuf (*Taraba Central*)

Sen. Umar, Sadiq Suleiman (*Kwara North*)

Sen. Sani, Uba (*Kaduna Central*)

Sen. Balogun, Kola Ademola (*Oyo South*)

Sen. Moro, Patrick Abba (*Benue South*)

Sen. Tanimu, Philip Aduda (*F.C.T*)

The Senate:

Notes that the African Union Convention on Preventing and Combating Corruption (AUCPCC) was adopted in Maputo, Mozambique, on 11th July 2003 and the convention came into force in 2006 with the overall objective of giving prominence to the fight against corruption through the adoption of AUCPCC as a mechanism for fighting corruption in Africa;

Appreciates that the fight against corruption is crucial because corruption has led to the increase of Illicit Financial Flows from Africa, of which an estimate of \$50 billion is lost annually, posing a great challenge as recovery of stolen and illicit assets is a developmental issue impacting the achievement of Agenda 2063 and the sustainable development goals;

Notes further that the negative effect of corruption on Africa is clear for all to see and impacts negatively on the socio-economic capital of Africa;

Understands that the Convention is also intended to solidify the continent's political commitment towards a corrupt free, citizen-driven, democratically governed Africa as envisioned by the African Union Agenda 2063: The Africa We Want - which is the blueprint and master plan for transforming Africa into a global powerhouse of the future;

Recognizes that member states of the African Union, by notifying the AUCPCC, were expected to domesticate their national legislative and policy instruments aimed at combating corruption and at the last count the Convention has been ratified by 44 member states, including Nigeria;

Understands that since the adoption of the Convention, African states have made significant progress in the fight against corruption, including the enactment of national laws and the creation of anti-corruption agencies;

Appreciates that in recognition of the impressive progress that has been made and cognizant of the need to continuously reflect on approaches to ending corruption, the African Union designated 11 JULY of each year as Africa Anti-Corruption Day; the first such Day was marked in 2017 with the theme focusing on the fight against graft. The theme for the 2019 African Anti-Corruption Day was "Towards a Common African Position on Asset Recovery." This year's theme is, "Fighting Corruption through Effective and Judicial Systems;"

Observes that the President and Commander-in-Chief issued a statement in commemoration of the African Anti-Corruption Day expressing his concern on the massive corruption being perpetrated especially in Africa and how this has created a huge government deficit. Mr. President went on to say that such ugly development has created negative consequences that have worsened the socioeconomic and political situation in Africa; and

Cognizant of the fact that Nigeria has led this fight against corruption in Africa through the creation of anti-corruption institutions such as the Independent Corrupt Practices Commission (ICPC) in 2000 and the Economic and Financial Crimes Commission (EFCC) in 2003 to enhance the roles of the Code of Conduct Bureau (CCB) and Code of Conduct Tribunal (CCT) established during the military era.

Accordingly resolves to:

- i. *Commend* Mr. President, C-I-C for acknowledging the importance of the African Anti-Corruption Day;
 - ii. *Commemorate* the 2020 African Anti-Corruption Day by committing itself to be in the vanguard of the fight against corruption by encouraging each Distinguished Senator to maintain an accountable and transparent lifestyle; and
 - iii. *Direct* the National Orientation Agency to step up its awareness campaign on the negative impact of corruption in the nation and promote anti-corruption champions by publicizing stories of success in the fight against corruption.
2. Need to investigate Pre-Shipment Inspection of export activities in Nigeria with respect to Non Repatriation of Crude Oil Export Proceeds in line with pre-shipment inspection of export Act CAP-P26 laws of the federation of Nigeria 2004. Visa-a- vis challenges posed by global Covid-19 Pandemic.

Sponsor: Sen. Yusuf, Abubakar Yusuf (*Taraba Central*)

Co-Sponsors:

Sen. Abdullahi, Yahaya Abubakar (*Kebbi North*)
 Sen. Amosun, Ibikunle Oyelaja (*Ogun Central*)
 Sen. Adamu, Muhammad Aliero (*Kebbi Central*)
 Sen. Bamidele, Micheal Opeyemi (*Ekiti Central*)
 Sen. Suswam, Gabriel Torwua (*Benue North East*)
 Sen. Dahiru, Aishatu Ahmed (*Adamawa Central*)
 Sen. Wamakko, Aliyu Magatakarda (*Sokoto North*)
 Sen. Adeola, Solomon Olamilekan (*Lagos West*)
 Sen. Akinyelure, Patrick Ayo (*Ondo Central*)
 Sen. Basiru, Surajudeen Ajibola (*Osun Central*)

Sen. Abdullahi, Aliyu Sabi (*Niger North*)
 Sen. Kalu, Orji Uzor (*Abia North*)
 Sen. Sani, Uba (*Kaduna Central*)
 Sen. Shettima, Kashim (*Borno Central*)
 Sen. Apiafi, Betty Jocelyn (*Rivers West*)
 Sen. Ahmad, Babba Kaita (*Katsina North*)
 Sen. Ekweremadu, Ike (*Enugu West*)
 Sen. Oduah, Stella Adaeze (*Anambra North*)
 Sen. Urhoghide, M. Aisagbonriodion (*Edo South*)
 Sen. Umar, Sadiq Suleiman (*Kwara North*)

The Senate:

Notes that Pre-shipment Inspection of Export is the inspection of goods (oil and non-oil) in Nigeria prior to the shipment of those goods outside Nigeria as provided under the Pre-shipment Inspection of Export Act, Cap P26 Laws of the Federation of Nigeria 2004;

Aware that period prior to the Pre-shipment Inspection of Export enactment, export of crude oil and Gas was characterized by under valuation, delays in issuance of invoices and payments for goods, sometimes up to 120 days, manipulation of crude oil prices, illegal swaps, deliberate illegal over loadings, topping-up of tanker loads by as much as 1% (against International Standard of 0.1%) and other disturbing leakages and lapses;

Aware also that Federal Government instituted two panels of enquiries which were headed by Generals Abisoye and Olanrewaju in 1994 and 1995 respectively to investigate and determine the truth or otherwise of the sharp practices. The panels discovered serious leakages amounting to a loss of around 150,000 barrels of crude oil exports per day (i.e about 54,750,000 barrels per year);

Further aware that as a result of the recommendations of these panels that led to the enactment of Pre-shipment Inspection Decree No. 10 of 1996 which is now known as Pre-shipment Inspection of Export Act Cap P26 Laws of the Federation of Nigeria 2004;

Aware that the Act mandates Central Bank of Nigeria to establish special account and maintain same for the purpose of payment of levies payable by Exporters of all oil and non-oil exports to meet the statutory requirements of the Nigerian Export Supervision Scheme;

Further aware that from the commencement and implementation of the Act in April 1996 to March 2000 the following successes were recorded. They are:

- Saved Nigeria huge sums of foreign exchange losses;
- Reduction in diversion of crude oil from terminals;
- Reduction of Arbitration on prices, quality and quantity shortfall claims; and
- Provided on-the-job training, local seminars and overseas training of Officers working in designated government relevant agencies;

Worried that the Joint Venture Oil Companies have refused to repatriate their portion of the total crude oil export proceeds of over USD850billion between 1996 to 2016 in total contravention of Section 11 of the Pre-shipment Inspection of Export Act and Article 26 of the Export Policy Guidelines and Procedures for Crude Oil, Gas and Non-oil goods of the Federal Ministry of Finance which mandates Exporters stated as follows:

“An exporter of goods, including petroleum products, shall open, maintain and operate a foreign currency domiciliary account in Nigeria into which shall be paid all exports proceeds corresponding to the entire proceeds of the exports concerned”,

and

Article 26 of the Guidelines provide thus:

“Repatriation of Export proceeds”:

- a) Within 90 days from the date of export, all exporters (whether oil, gas or non-oil) shall ensure that the export proceeds are repatriated and credited to their domiciliary account opened with a bank in Nigeria;*
- b) It is the responsibility of the Central Bank of Nigeria to monitor the repatriation of all export proceeds;*

Also worried that in view of the numerous challenges posed by global Covid-19 pandemic, there is need for Government to exploit all known legal and global oil transaction protocols to block notable loopholes in Oil and Gas business in Nigeria. This would go a long way to increase government revenue, boost foreign

exchange reserves and improve the value of the naira, especially with the reduction in the OPEC production across the member countries; and

Further worried that there is no congruence in the data for Nigeria export earnings published by various relevant Federal Government Agencies namely: Central Bank of Nigeria (CBN), Department of Petroleum Resources (DPR), Nigerian National Petroleum Corporation (NNPC), National Bureau of Statistics (NBS), among themselves on one hand, and with those published by some International Institutions like OPEC.

Accordingly resolves to:

- i. Mandate* the Committee on Banking, Insurance and other Financial Institutions to;
 - Conduct an investigative hearing as a matter of urgency to determine the exact amount of crude oil and gas, and non-oil export proceeds un-repatriated since the inception of the Act in April 1996 to 2019;
 - Ascertain why the relevant Government Agencies keep on having conflicting data of same product value published in Nigeria on one hand while those published by OPEC are different;
 - Engage experts to conduct forensic reconciliation of the Export proceeds of Crude oil, Gas and non-oil Export into the Exporters Domiciliary Accounts since the inception of the Programme in 1996 with a view to ascertain the exact amount due for repatriation;
 - Investigate and engage Experts to conduct forensic reconciliation of the Accounts of Nigerian Export Supervision Scheme and Comprehensive Imports Supervision Scheme domiciled with the Central Bank of Nigeria from inception of the Scheme to 2019;
 - Investigate and ascertain the proper or otherwise of the utilization of the payments into the Nigerian Export Supervision Scheme and Comprehensive Import Supervision Scheme since inception of the programme to 2019; and
 - ii. Direct* the Central Bank of Nigeria which is saddled with the responsibility to administer the Nigerian Export Supervision Scheme (NESS) under the Technical Committees to forthwith comply strictly with the Provision of the Act and the Guidelines for maximum benefit to Nigeria and Nigerians.
3. Urgent need to rescue South East Amalgamated Market Traders Association businesses from total collapse and extinction from shipping lines, most in particular PIL.

Sponsor: Sen. Ubah, Ifeanyi Patrick (*Anambra South*)

The Senate:

Notes that the South East Amalgamated Market Traders Association is an umbrella Union of traders in all the markets in the South East Geo-political Zone and traders of South East extraction doing business across the States of the Federation;

Notes also that some the members in their numbers are suffering excruciating pains and anguish from shipping companies most in particular PIL, a shipping Agency, with their operational base in Nigeria located in Port-Harcourt, Rivers State;

Aware that their members entrusted their cargoes and containers from China to PIL for delivery to Ports in Nigeria, some in December, 2019 while others were in January, 2020. These cargoes were supposed to be delivered at their ports of destinations on or before 15th February, 2020 but up till date (six months after shipment), some of the cargoes were yet to arrive Nigeria Ports;

Concerned that all enquiries and appeals to PIL were greeted with empty and failed promises of new arrival dates;

Further concerned that four vessels, namely KOTA SALAM, KOTA SATRIA, KOTA SURIA and KOTO SINGA, all have their member's cargoes aboard. Out of these four vessels, only KOTA SINGA and KOTA SATRIA arrived some weeks ago after about six and seven months respectively;

Recalls that most of their members' cargoes aboard these vessels were funded with loans and overdrafts from Banks with interests on them growing in geometrical progression. Some banks have placed the homes of some of these importers which they used as collateral for sale; and

Regrets that the consequences of these developments is taking a huge toll on the health of these importers as most them are now battling with severe depression, hypertension and other related sicknesses. In fact, their businesses are dying gradually just like their owners courtesy of PIL and other shipping lines.

Accordingly resolves to:

- i. *Prevail* on the PIL and other shipping companies to deliver their cargoes without delay;
- ii. *Compensate* their members that made losses to the full due to the shipping lines conduct; and
- iii. *Mandate* the Senate Committee on Marine Transport to investigate the activities of the shipping lines in the country mostly PIL and report back in two (2) weeks.

COMMITTEE MEETINGS

| No. | Committee | Date | Time | Venue |
|-----|---|--|-----------|--|
| 1. | Banking, Insurance and Other Financial Institutions | Wednesday 15 th July, 2020 (Public Hearing) | 11:00am | Committee Room 231 Senate New Building |
| 2. | Establishment and Public Service | Wednesday 15 th July, 2020 (Screening Exercise) | 2:00pm | Committee Room 117 Senate New Building |
| 3. | Joint Committee on FERMA, Petroleum (Downstream) & National Planning | Wednesday 15 th July, 2020 | 3:00pm | Committee Room 224 Senate New Building |
| 4. | Communications | Wednesday 15 th July, 2020 (Screening Exercise) | 1:00pm | Committee Room 221 Senate New Building |
| 5. | Science and Technology | Wednesday 15 th July, 2020 | 2:00pm | Committee Room 204 Senate New Building |
| 6. | Public Accounts | Wed. 15 th - Thu. 16 th July, 2020 (Public Hearing) | 11:00am | Hearing Room 4 White House |
| 7. | Foreign Affairs | Wed. 15 th - Tue. 21 st July, 2020 (Screening Exercise) | 11:00am | Committee Room 211 Senate New Building |
| 8. | Joint Committee on Local Content, Downstream Petroleum and Legislative Compliance | Thursday 16 th July, 2020 (Investigative Hearing) | 12:00noon | Conference Room 231 New Senate Building |
| 9. | Privatization | Thursday 16 th July, 2020 | 2:00pm | Committee Room 204 New Senate Building |
| 10. | Ethics, Privileges and Public Petitions | Thursday, 16 th July, 2020 | 2.00pm | Committee Room 120 Senate New Building |
| 11. | Power | Monday 20 th July, 2020 (Oversight visit) | 11:30am | Front of New Senate Building |
| 12. | Joint Senate/House of Reps. | Tuesday, 21 st July, 2020 | 2:00pm | Conference Room 231 |

| | | | | | |
|----------|---|--|--------|--------------------|--------|
| | Committee on Land Transport (Interactive Session) | | | New | Senate |
| Building | | | | | |
| 13. | Information and National Orientation | Tuesday, 21 st July, 2020 (Interactive Meeting) | 1:00pm | Committee Room 327 | |
| Building | | | | New | Senate |

PRINTED BY NATIONAL ASSEMBLY PRESS,
ABUJA