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2020 PLAC LEGISLATIVE INTERNSHIP PROGRAMME

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# MODEL LEGISLATIVE ASSEMBLY









## About PLAC

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Founded in 2009, PLAC is an independent, non-partisan, non-profit capacity building organization that works to strengthen democratic governance and citizens' participation in Nigeria. Through broad-based technical assistance and training, PLAC works to promote citizens' engagement with government institutions, advocate for legal and policy reforms and promote transparency and accountability in policy and decision making processes.

At the core of our programming is a deep commitment to increase legislative advocacy, promote transparency and good governance, support electoral reforms, enhance citizen's access to public policies and advance anti-corruption campaigns. Over its 10 years of history, PLAC has worked and evolved into a foremost leading institution with capacity to deliver cutting-edge research, policy analysis and advocacy.





# Delegation of the European Union to Nigeria and ECOWAS

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The EU Delegation to the Federal Republic of Nigeria and ECOWAS is a full diplomatic mission representing the European Union in Nigeria with concurrent accreditation to the regional economic body, ECOWAS, headquartered in Abuja.

The Delegation of the European Union to Nigeria and to ECOWAS (the Delegation) is part of the European Union External Service and is one of the 140 Delegations throughout the world.

The 2020 PLAC Legislative Internship Programme is one of the programmes supported by the Delegation in its Support to Democratic Governance in Nigeria.



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# Introduction

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Policy and Legal Advocacy Centre commenced its 2020 Legislative Internship Programme in October 2020 with 38 (thirty-eight) young professionals drawn from Nigeria's six geo-political zones and the Federal Capital Territory. The interns were deployed to various Committees in the Senate, House of Representatives and the National Assembly Budget and Research Office (NABRO) to learn legislative practices and procedures to improve their understanding of the National Assembly.

As part of the internship programme, interns are to carry out a re-enactment of a legislative plenary session through the medium of a Mock Legislative Assembly which is patterned after a typical plenary session of the House of Representatives. At the one-day mock plenary session, interns will take on the role of principal officers and Honourable Members to deliberate on topical issues affecting the country.

PLAC's Legislative Internship Programme is supported by the European Union to enhance citizen's understanding and participation in the processes of the National Assembly and also to provide a platform for persons from marginalized groups to realize their leadership ambitions and imagine their future leadership potential.

## Pre-activities

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Sequel to the mock legislative plenary session, interns had practiced their roles at various times at the PLAC office and the National Assembly. Interns had also conducted elections to select principal officers from among themselves for the MLA programme. The following persons emerged as Principal officers of the MLA: -

1. Speaker - Selzing Zingfa
2. Deputy Speaker -Korinjoh Regina Mlumun
3. Majority Leader- Stephen Adavizi Onimisi
4. Deputy Majority leader – Ismail Muhammad Mubashir
5. Minority leader- Gloria Emmanuel
6. Deputy Minority leader- Chigozie Obi
7. Chief Whip- Chisom Ibebunjoh
8. Deputy Chief Whip- Halima Gobir
9. Minority Whip- Ibrahim Shehu
10. Deputy Minority Whip – Mohammed Bello Suleiman
11. Clerk- Najib Isah Bashir
12. Sergeant at arms – Patience Inyang

# Agenda

TIME	Friday, 11th December 2020
9:00am - 10:00am	<b>Registration of Participants</b> <b>Guests, Resource Persons and Participants are seated</b>
10:00am - 10:30am	<b>SESSION ONE</b>  <b>WELCOME AND OPENING CEREMONY –</b> <b>Introduction of guests, resource persons and participants</b>  <b>Welcome Remarks</b> <b>Clement Nwankwo</b> <i>Executive Director, PLAC</i>  <b>Opening Address</b> <b>Ambassador, Ketil Karlsen</b> <i>Head of the Delegation, European Union in Nigeria and ECOWAS</i>  <b>Goodwill Messages</b> <b>Prince Clem Agba</b> <i>Honourable Minister of State, Budget and National Planning</i>  <b>Keynote Address</b> <b>Olatunde Ojo</b> <i>Clerk, National Assembly</i>
10:30am - 10:45am	<b>TEA BREAK</b>
10:45am - 11:45am	<b>SESSION TWO</b>  <b>MOCK LEGISLATIVE SESSION</b> Plenary Session led by elected speaker of the Model Legislative Assembly  <b>Selzing Zingfa (Intern)</b> <i>Speaker of the 2020 Model Legislative Assembly (MLA)</i>



11:45pm - 12:15pm	<p><b>SESSION THREE</b></p> <p><b>OBSERVATIONS AND FEEDBACK FROM PANELISTS</b></p> <p><b>Hon. Peter Akpatason</b> <i>Deputy Majority Leader, House of Representatives of the 9th Assembly</i></p> <p><b>Chinedu Akubueze</b> <i>Clerk of the House of Representatives</i></p> <p><b>Hon. Obinna Chidoka</b> <i>Honourable Member Representing Idemili North/Idemili South Federal Constituency</i></p> <p><b>Dr Rahila Ahmadu</b> <i>Former Director, National Secretariat of Nigerian Legislatures</i></p>
12:15pm - 12:30pm	<p><b>PRESENTATION OF CERTIFICATES AND PHOTO SESSION</b></p> <p><b>Clement Nwankwo</b> <i>Executive Director, Policy and Legal Advocacy Centre (PLAC)</i></p>
12:30pm	<b>WRAP UP &amp; LUNCH</b>

# Votes and Proceedings Produced for the Model Legislative Assembly

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**FOURTH REPUBLIC  
9TH NATIONAL ASSEMBLY  
FIRST SESSION  
No. 76**

**2130**



**HOUSE OF REPRESENTATIVES  
FEDERAL REPUBLIC OF NIGERIA  
VOTES AND PROCEEDINGS**

Thursday, 10<sup>th</sup> December, 2020

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1. The House met at 12:03pm. Mr Speaker read the Prayers.
2. The House recited the National Pledge
3. Votes and Proceedings

Mr Speaker announced that he had examined and approved the Votes and Proceedings of Thursday, 5<sup>th</sup> November, 2020.

The Votes and Proceedings were adopted by unanimous consent.

**4. Announcements**

**a) Visitors in the Gallery:**

Mr Speaker recognised the presence of the following:

- i. 2020 Legislative Interns of Policy and Legal Advocacy Centre, Guzape, Abuja;
- ii. Staff and Students of Danbo International School, Barnawa, Kaduna State;
- iii. Staff and Students of Pearlville School, Owerri, Imo State.

**b) Bereavement:**

Mr. Speaker read a communication from:

Hon. Midah Yohanna (Bogoro/Dass/Tafawa Balewa Constituency), announcing the demise of a former Member, Hon. Abdullahi Gurai (Bogoro/Dass/Tafawa Balewa Constituency, 2015-2019), which occurred on Sunday, 1st November, 2020

**5. Petitions**

- i) A petition from Miss Modupe Odele against The Nigeria Immigration Service (NIS) for allegedly seizing her international passport because of her involvement in the campaign against police brutality was presented and laid by Honourable Simbiat Oladoja (Ilorin East/South Federal constituency)

*Petitions referred to the Committee on Public Petitions.*

**6. Presentation of Bills**

The following Bills were read the First Time:

- (1) Chartered Institute of Forensic and Investigative Professionals of Nigeria (Establishment) Bill, 2020 (HB. 791).
- (2) Gender and Equal Opportunities Bill, 2020 (HB. 792).
- (3) Electoral Act (Amendment) Bill, 2020 (HB. 793).
- (4) Compulsory Universal Basic Education Act (Amendment) Bill, 2020 (HB. 794).
- (5) Women's Representation in Legislative Houses Bill, 2020 (HB. 795).
- (6) Constitution of the Federal Republic of Nigeria, 1999 (Alteration) Bill, 2020 (HB.796).
- (7) Price Control Act (Amendment) Bill, 2020 (HB. 797).
- (8) Federal University of Land and Air Transport Zaria (Establishment) Bill, 2020 (HB. 798).
- (9) National Minimum Standards and Establishment of Educational Institutions (Amendment) Bill, 2020 (HB. 799).
- (10) National Forestry Trust Fund (Establishment) Bill, 2020 (HB. 800).
- (11) Forestry Profession of Nigeria (Establishment) Bill, 2020 (HB. 801).

- 7. Consolidation of Bills and Motions made and Question proposed, "That a Bill for an Act to Amend the Pension Reform Act, 2014; and for Related Matters (HB.208, HB. 386 and HB.392), a Bill for an Act to Amend the Pension Reform Act, 2014; and for Related Matters (HB. 562) , and a Bill for an Act to Repeal the Pension Reform Act, 2014 and Enact the Pension Reform Bill, 2020 to Provide for punctual funding of Employees

Retirement Savings Account as first line charge by Employers in the Federal Republic of Nigeria and grant Employees Unfettered Access to their Retirement Savings Account during and after Service (HB. 620) be further consolidated" (*Hon. Preye Osusu-Yenagoa/Kolokuna/Opokuma Federal Constituency*)

*Agreed to.*

**8. Matter of Urgent Public Importance (Standing order Eight, Rule 4)**

**URGENT NEED TO ADDRESS THE FREQUENT INFILTRATION OF ARMED BANDITS INTO ROGO AND SOME OTHER LOCAL GOVT AREAS OF KANO STATE:**

Hon. Najib Isah (Karaye/Rogo Federal constituency) introduced the matter and prayed the House to:

- a) Consider and approve the matter as one of urgent health and public importance.
- b) Suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith.

*Question that the matter be considered as one of urgent health and public importance- Agreed to.*

*Question the House do suspend Order Eight, Rule 4 (3) to allow debate on the matter forthwith- Agreed to.*

**Need to Address the Frequent Infiltration of Armed Bandits Into Rogo and Some Other Local Govt Areas of Kano State:**

The House:

*Notes* that security and welfare of the people is the primary purpose of government as clearly provided under section 14 (2) (b) of the 1999 constitution as amended;

*Also notes* that Raga and Karaye Local Government Areas, share borders with Katsina State which for quite some time have been bedevilled by the nefarious activities of armed bandits, kidnappers and cattle rustlers;

*Disturbed* that the past few days have witnessed alarming rate of resurgence in the activities of armed bandits in Zamfara and Katsina States with attendant infiltration of the bandits into some Local Government Areas of Kano State;

*Also disturbed* that in the past few weeks armed bandits had attacked communities in Raga LGA leading to loss of lives and kidnapping in four instances. Attack and shooting in Fulatan Town leading to the kidnap of a woman; the attack of Karshi village leading to kidnap of the

village head; attack on Gidan Mari village leading to the killing of a man and kidnap of another and lastly the attack, six days ago of Mato village, a predominantly Christian community leading to the kidnap of the wife of a Bishop and his Secretary;

*Worried that* in the past few weeks, similar attacks were reported in some other Local Government Areas in Kano State;

*Concerned that* if this situation is unchecked, there could be more disastrous infiltration leading to the upsetting of the relative peace enjoyed in Kano State for quite some time now;

*Also concerned* that the gains recorded by the governments of Katsina and Zamfara States through painstaking efforts which saw massive reduction in banditry activities could be frittered away if the security agencies do not step up efforts to consolidate on such gains:

*Resolves to:*

- (i) Urge the Federal Government to set up a well-equipped joint Security Taskforce with the mandate to operate along the border lines between Katsina and Kano States to address the frequent infiltration of armed bandits into Kano State;
- (ii) Also urge the Federal Government to step up efforts to consolidate on the gains recorded by Zamfara and Katsina States in the area of curtailing the activities of armed bandits;
- (iii) Mandate the Committees on National Security and intelligence, Army, and Police Affairs to ensure compliance (HR. 1(7/03/2020).

## **9. Presentation of Bills**

The following Bills were read the First Time:

- i. Federal Medical Centre, Mgbakwu (Establishment) Bill, 2020 (HB.811).
- ii. Federal University of Agriculture, Oba-Ofemili (Establishment) Bill, 2020 (HB.812).
- iii. Nigeria Food Safety and Hygiene Surveillance Corps (Establishment) Bill, 2020 (HB.813).
- iv. Constitution of the Federal Republic of Nigeria, 1999 (Fifth Alteration Bill), 2020 (HB.814)
- v. Federal University of Agriculture, Lalaipido (Establishment) Bill, 2020 (HB.815).
- vi. Federal University of Science and Technology, Kaltungo (Establishment) Bill, 2020 (HB.816).
- vii. National Community Service Scheme (Establishment) Bill, 2020 (HB.817).
- viii. Code of Conduct Bureau and Tribunal Act (Amendment) Bill, 2020 (HB.818).
- ix. Nigeria National Heroes Register (Amendment) Bill, 2020 (HB.819).

**10. Call on Multichoice Digital Satellite Television (DSTV) and Other Service Providers to Introduce the Pay as You Go Tariff (PAYG) Plan**

*Motion made and Question proposed:*

The House:

*Notes* that the National Broadcasting Commission Act empowers the National Broadcasting Commission to regulate the ownerships activities or operations of Radio and Television Stations, as well as Direct Broadcast Satellite Service Providers and currently, there are over 10 Direct -To-Home Service Providers operating in Nigeria and rendering paid services;

*Also notes* that DSTV, one of the leading Direct-To-Home Service Providers in Nigeria, was launched in 1995 and has about 11.9 million subscribers, which is largest market for its operations;

*Concerned* that DSTV and other Direct-To-Home Service Providers have deliberately refused to implement the Pay As You Go Tariff Plan but rather charge users on a fixed monthly tariff plan, unlike what is obtainable outside Nigeria;

*Aware* that Nigeria constitutes 40% of DSTV's global market share, yet over 40% of the citizens do not use a greater part of their paid monthly tariff due to engagements that take them from one location to the other on a daily basis, hence they cannot access the services upon expiration, whether or not they used their previous subscriptions until they renew it for another month;

*Also aware* that DSTV operates a Pay As You Go Tariff Plan in other countries but has chosen to exploit Nigerians through a fixed monthly Tariff Plan;

*Cognizant* that the continuous exploitation by Multichoice, owners of DSTV , constitutes economic sabotage against Nigerians as most of them pay for services they do not consume while the Company, judging from their average monthly tariff of eight thousand naira, if multiplied by 11.9 million subscribers, makes about 100 billion naira monthly at the expense of its subscribers;

*Resolves to:*

- i. urge the Federal Government to direct Multichoice and other direct-to-home broadcast service providers to implement a Pay As You Go Tariff Plan.
- ii. mandate the Committees on Information Technology and Telecommunications to investigate the non- implementation of the Pay As You Go (PAYG) tariff plan by broadcast Satellite Service Providers with a view to ensuring strict compliance with the tariff plan and report back within four (4) weeks

*(Hon. Midah Yohanna- Bauchi Central Federal Constituency).*

*Debate*

**11. Adjournment.**

*That the House do adjourn till Friday, 11<sup>th</sup> of December, 2020 at 11:00am*

*Hon. Halima Gobir (House Deputy Chief Whip).*

*The House adjourned accordingly at 3.57 p.m.*

Selzing Zingfa

Speaker



# Order Paper Produced for the Model Legislative Assembly

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## HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA ORDER PAPER

Friday, 11<sup>th</sup> December 2020

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1. Prayers
  2. National Pledge
  3. Approval of the Votes and Proceedings
  4. Oaths
  5. Messages from the President Federal Republic of Nigeria (*if any*)
  6. Messages from the Senate Federal Republic of Nigeria (*if any*)
  7. Messages from other Parliament(s) (*if any*)
  8. Other Announcements (*if any*)
  9. Petitions (*if any*)
  10. Matters of Urgent Public Importance
  11. Personal Explanation
- 

### PRESENTATION OF BILLS

1. North-Central IDP Camps Vocational Centre (Est, etc) Bill 2020 (HB. 1381) *Hon. Mohammed Bashir Musa (Zamfara State) – First Reading*
2. Establish the North-East Early Warning and Response Centre (Est, etc) Bill, 2020 (HB. 1382)  
*Hon. Rafiu Lawal (Lagos State) - First Reading*
3. Eradication, Prevention and Prohibition of Almajiri System (Est, etc) Bill, 2020 (HB. 1383)  
*Hon. Atiku Abubakar (Kebbi State) - First Reading*



Friday, 11<sup>th</sup> December, 2020

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### PRESENTATION OF REPORTS

1. Committee on Science and Technology

“That the House do receive the Report of the Committee on Science and Technology’s oversight visit to National Biotechnology Development Agency (NABDA) on the need to push for additional funding from the budget office for the production of 1,000 RNA COVID\_19 swift test kits which has been validated by NCDC. The test kits are to be supplied to NCDC and subsequently to other parts of Africa” – *to be laid*

*Hon. Korinjoh Regina (Benue) 22/10/2020*

2. Committee on Housing

Federal Government to begin the Construction of 100 Houses across the 36 states of the Federation

“That the House do receive the Report of Committee on Housing that the Federal Government will begin the Construction of 100 Houses across the 36 states of the Federation” – *to be laid*

*Hon. Chigozie Obi (Anambra State) 12/11/2020*

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### EXECUTIVE COMMUNICATION

1. Executive Communication

*National Institute for Oil Spillage Research and Aquatic Life Preservation. (Est, etc) Bill, 2020*

*Hon. Stephen Onimisi (Kogi State – House Leader)*

- That the House do consider the request of Mr. President on the Establishment of National Institute for Oil Spillage Research and Aquatic Life Preservation and other connected purposes
- 

### CONSIDERATION OF BILLS

1. A Bill for an Act to Establish South-East Development Commission charged with the responsibility to receiving and managing funds allocated by the Federal Government and donors for Infrastructural Development and Maintenance, Socio-Economic Development and addressing Environmental Challenges and any other related matters in the South-East States, 2020 - *Second Reading*

Hon. Favour N. Egwu (Ebonyi State)

Friday, 11<sup>th</sup> December, 2020

### CONSIDERATION OF REPORT

1. A Bill for an Act to amend the Criminal Code Act, Cap. N77, Laws of the Federation of Nigeria, 2004 to make provision for the legalization of unwanted pregnancy as a result of unwanted assault and lack of means to cater for a new born, to put an end to the patronage of quack and unqualified medical practitioners; and for related matters (HB. 911)

*Hon. Dr. Babarinde Abdulraheem Olaide (Ogun State)*

- Committee of the whole

### MOTIONS

#### 1. Urgent Need to Address the Recent Abuja-Kaduna Road Kidnappings

*Sponsors: Hon. Badmus Iswat Taiwo, Hon. Jemiyo Christianah Oyindamola, Hon. Iwuchukwu Uchenna N, Hon. Ibrahim Haruna, Hon. Olaogun Michael S, Hon. Muhammed Bashir Musa and Hon. Jeremiah Dauda Hassan.*

#### ***The House;***

*Notes that the Abuja– Kaduna road is a 211-kilometre Federal Highway that serves as a major link between the FCT and the Northwestern part of the country.*

*Also Notes the strategic importance of the Abuja – Kaduna road to the economy of the country as the road is one of Nigeria’s most important highways which links the Northern and Southern regions. The Abuja-Kaduna-Zaria-Kano Road forms a critical part of this larger highway system, enabling the movement of people and products from the North to the South and vice versa - thereby uniting the Nigerian people and economy, and connecting Nigeria to North Africa via the Lagos-Algiers Trans-African Highway.*

*Aware that despite the previous operations of personnel of the Nigerian Armed and Security Forces, the Abuja - Kaduna highway still remains unsafe for travel.*

*Worried that the lack of insecurity and frequent kidnappings, robberies and killings on the road by armed bandits has resulted to loss of lives and loss of goods and services worth millions of naira.*

*Further worried that the continuance of attacks by armed bandits on the Abuja-Kaduna road will restrict the movement of people and products from the North to the South and vice versa and in turn negatively affect the economy.*

***Cognizant** of the fact that this road forms a critical part of the larger highway system that links the North to the South and when secured will facilitate/enhance the economy of Nigeria.*

*The House of Representatives resolves to:*

- I. Urge the Federal Ministry of Defence to urgently address the insecurity on the Abuja-Kaduna road to prevent the operation of Armed Bandits and Kidnappers.*
- II. Also urge the House of Representatives Committee on Defence to meet with heads of security agencies in the region.*
- III. Invite Regional traditional rulers, politicians, political parties, regional advocacy groups, security experts to a grand security summit to design a realistic and consensus-based strategy of tackling this decimating menace.*
- IV. Design a holistic review of the nation's security framework*

**2. Establish the North-East Early Warning and Response Centre Charged with the Responsibility of Timely Control and Quick Response to Perceived Eruptions of Violence and other Religious Extremism Plaguing the Zone**

*Sponsor: Hon. Rafiu Lawal (Lagos State)*

The house

***Notes*** the devastating issues of insecurity plaguing the North-Eastern region of Nigeria comprising Adamawa, Bauchi, Borno, Gombe, Taraba and Yobe States.

***Also notes*** that insecurity in North-East Nigeria has continued to be precarious, volatile and highly unpredictable. The increased level of criminality in the area over the past few years has created untold hardship on the civilian population; exacerbated the food crisis, sexual molestation/trafficking of persons and increased numbers of Internally Displaced Persons.

***Further Notes*** that government responses to the challenges have generally been ineffectual, un-coordinated and poorly executed.

The House is also aware that the zone is predominantly afflicted by the Boko Haram Terrorist group and that if the situation is not handled effectively, there will be a continued trajectory rise in violent attacks by these terrorist groups which will lead to further destruction of lives and properties within the region.

**Take cognizant** that Section 305 (3) of the 1999 Constitution of the Federal Republic of Nigeria (as amended), empowers the President of the Federal Republic of Nigeria to declare a state of emergency in the country or any part thereof where there is any crisis caused by humans, natural disasters or threat to human life, take put in place the necessary measures to restore normalcy to the affected part or the country as a whole.

**Worried that** if urgent steps are not taken to address this ever-increasing occurrence of violence destroying the region, it will further cripple socio-economic developments in the affected zone and threaten or deter local and foreign direct investments in the region.

The House of Representatives resolves to;

1. Mandate the House of Representatives committee on National Security and Intelligence to convene a joint meeting with relevant government agencies responsible for defence activities to proffer lasting solutions.
2. Mandate the National Orientation Agency to work in educating the masses in Member States about continued propagation of grass-root campaigns against violence.
3. Compel the President to exercise authority in making sister agencies to work alongside the Centre to achieve its goals.
4. Charge the Committee on Legislative Compliance to ensure effective implementation of the resolutions and report back within 21days for further legislative deliberations.

**3. Need to Address Issue of Out of School Children and to Children off the Streets of Kano Urban Area in the Kano Municipal L.G.A of Kano state**

*Sponsor: Hon. AtikuAbubakar (Kebbi State)*

The House takes notice of the alarming rate of out-of-school children in the Kano Urban Area of Kano State

**ALSO NOTES** that according to a report of the United Nations Children's Fund (UNICEF), Kano State has the highest number of out of school children in Nigeria with a total of about 1.4 million children who are not enrolled in a school to receive formal education.

**FURTHER NOTES** that the education of young children is essential to the development of the country as these children would be equipped with the basic skills necessary to fend for



themselves thereby contributing to the improvement of our human capital and also leading to an increase in the level of productivity of Nigeria's economy.

**AWARE** that although the government has done its best to implement the free and compulsory Universal Basic Education across all states of the Federation, parents and guardians still find it difficult to send their wards to school due to lack of resources to provide other necessities such as school books, uniforms and money for feeding.

**WORRIED** that the prevalence of out of school children poses a potential threat to national security as these children would be prime targets for individuals facilitating recruitment into terrorist organizations such as Boko Haram, ISWAP and bandit gangs. If this issue is left unchecked it would lead to loss of lives, destruction of property and disruption of the nation's economy at a greater scale.

**COGNIZANT** of the provisions of Section 18(3) of the Constitution of the Federal Republic of Nigeria 1999(as amended) and Section 15 of the Child's Rights Act 2003 which empowers the Government to eradicate illiteracy amongst the populace and guarantees the right of every child to free basic education.

**The House Resolves to:**

1. **Urge** the President of the Federal Republic of Nigeria and the Kano State Government to mandate that all individuals or groups who have minors in their care or custody to take advantage of the compulsory and free basic education scheme in Nigeria and enroll their wards into schools. The cost of necessities such as books and uniforms should also be covered in the National and State budgets.
2. **Compel** the Kano State Government to mandate that all minors must be off the streets and in school during school hours.
3. **Urge** the Kano State Legislature to facilitate the speedy adoption and domestication of the Child's Rights Act.
4. **Compel** the Kano State Government to mandate that no child should be found engaging in any form of child labour such as hawking, begging etc. during school hours.
5. **Urge** the Nigerian Police to work in concert with the Kano State Government to ensure that no children are on the streets and to also arrest any individuals found to be violating such orders.

**4. Urgent need for the Reconstruction of the Portion of UmuOpara – Mbaise Federal Road in Abia State; Affected by the Reoccurrence of Erosion.**

*Sponsor: Hon. OladujaSimbiat (Kwara State)*

The House takes into cognizance the ravaging effects caused by erosion on the UmuOpara – Mbaise Federal Road.

**Note** that the UmuOpara - Mbaise road in Abia State is a Federal road that transverses the Abia Tower Roundabout which leads to the Amachara General Hospital and extends to the Aba – Port Harcourt Expressway.

**Also Note** that the strategic importance of the UmuOpara - Mbaise road to the economy of the South-East states in particular and the country in general cannot be underestimated as the road enables traders to transport their goods to markets within and to neighboring states, as well as give the rest of the country access to the commercial city.

**Further note** that the adverse effects of erosion on this road have long been ignored and as such it has gone beyond affecting movement of goods and services. It has also brought about increase in loss of lives due to accidents and also emergency responders not being able to travel the road at ease. The continuous erosion has likewise washed away nearby homes and left people homeless.

**Be Aware** that the Federal Ministry of Works and Housing has awarded the reconstruction of UmuOpara – Mbaise road to P.W Construction Co. The construction work however has been halted for reasons unknown.

**Worried** that UmuOpara – Mbaise road have now become death traps resulting to loss of lives, goods and services worth millions of naira on a daily basis as a result of frequent accidents on the bad portions of the road. If not reconstructed would soon be cut off thereby crippling connectivity in the affected Local government area and by extension the neighboring South East states.

**Cognizant** of the provisions of **Section 2 (1) and (2) of the National Environmental (Soil Erosion and Flood Control) Regulations, 2011**, which will help guide the scope for the

urgent measures that need to be taken to curtail the ravaging effects of erosion in this area and further extend to the entire South East region.

***The House resolves to:***

- i. Urge the Federal Ministry of Works and Housing to urgently re-construct the UmuOpara – Mbaise road to prevent it from being completely deteriorated.
- ii. Urge the Nigeria Erosion and Watershed Management Project (NEWMAP) to immediately resume sand filling and creation of better concrete water channels in affected area.
- iii. Urge the House for an amendment to the Ecological Management Fund to accommodate and address the challenges faced due to erosion in the state and entire South East region.
- iv. Mandate the House Committee on Special duties to convene a joint meeting where relevant stakeholders can create a roadmap for an effective response to cushion the effects of erosion in the South-East region.
- v. Mandate the Committee on Legislative Compliance to ensure implementation of the resolution and give a comprehensive feedback for further Legislative action.
- vi. Urge the Federal Ministry of Health to emphasize the importance of this road to the activities of the Amachara General Hospital.
- vii. Seek the South East Development Commission's Intervention

**5. Need for The National Emergency Management Agency to Provide Relief Materials to The People of Ikpokpo, Oto-Gbene, Opuede, Meke-Ama and Opuendezion Communities of Gbaramatu Kingdom, Along Escravos River in Warri South-West LGA of Delta State, Order to Provide Succor to the People**

*Sponsor: Hon. Arch. Mohammed Mohammed (Jigawa State)*

The house may notes the devastating state which the people of Gbaramatu Kingdom were in. ***Also notes*** that over the years, lack of proper and professional drillings carried out by oil companies and the activities of Pipelines and Products Marketing Company (PPMC), the products marketing and distribution subsidiary of theNNPC has continued affect the livelihood and socio-economic activities of these communities.

The house may be aware that the issue of oil spillage affects the livelihood of these communities as the menaces contaminates their source of drinking water, destroys their crops, farmland and also kill aquatic animals.

*Also aware* that the people of these communities are predominantly fishermen and farmers and if nothing is done to salvage the situation, there will be famine and chaos within the affected case and could also lead to revolt by the people.

*Cognizant* that **Section 305 (3) of the 1999 Constitution of the Federal Republic of Nigeria (as amended)**, empowers the President of the Federal Republic of Nigeria to declare a state of emergency in the country or any part thereof where there is any crisis caused by humans, natural disasters or thread to mankind, take put in place the necessary measures to restore normalcy to the affected part or the country as a whole.

*Worried* that if urgent steps are not taken to address this issue causing havoc on the host communities of the major source of generating revenue for the country, it will further stall socio-economic improvement in the affected communities, civil unrest and riots, increase insecurity in the state, loss of more lives and damage of properties.

*The House resolves to;*

- i. Urge the National Emergency Management Agency to immediately commence supply and distribution of relief materials such as clean drinking water, food stuff, to the people of the affected communities so as to provide succor and hope to the people.
- ii. Compel the President to declare a state of emergency on the affected areas until normalcy has returned to the affected communities.
- iii. Mandate the Committee on Special duties to convene a joint meeting of relevant government agencies responsible for drilling and crude oil activities within the affected communities to proffer lasting solutions to the issue of oil spillage.
- iv. Mandate the Committee on Legislative Compliance to ensure effective implementation of the resolutions and report back within two (2) weeks for further legislative action.



# Bills Produced for the Model Legislative Assembly

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1. A Bill For An Act To Establish The North-Central IDP Camps Vocational Centre To Be Responsible For, Amongst Other Things, Making Persons In The IDP Camps Self-Reliant And For Related Matters (HB. 1381)  
*Sponsored by: Hon. Muhammad Bashir Musa, Hon. Badmus Iswat Taiwo, Hon. Jemiyo Christianah Oyindamola, Hon. Iwuchukwu Uchenna N., Hon. Ibrahim Haruna, Hon. Olaogun Michael and Hon. Jeremiah Dauda Hassan*
2. A Bill For An Act To Establish The North-East Early Warning And Response Centre Charged With The Responsibility Of Timely Control And Response Systems To Prevent Violent Conflicts, And Detect Early Warning Signs Of Violence Eruption And Religious Extremism, And Other Related Matters. (HB. 1382)  
*Sponsored by: Hon. Smart Osahenogae Egberanmwon, Hon. Rafiu Lawal, Hon. Midah Yohanna, Hon. Adah Miriam Uben, Hon. Uche George Egbe, Hon. Ibrahim Shehu and Hon. Falowo Moyinoluwa O.*
3. A Bill For An Act For The Eradication, Prevention And Prohibition Of The Almajiri System In Nigeria To Provide A Regulatory Framework To Punish The Propagation Of Almajiri (HB. 1383)  
*Sponsored by: Hon. Atiku Abubakar, Hon. Adamu Nasiru, Hon. Awajiokiroinyem Ngorfah, Hon. Chigozie Obi, Hon. Chimdindu Nwobodo And Hon. Gloria Emmanuel*
4. A Bill for An Act To Establish The South-East Development Commission Charged With The Responsibility Of Receiving And Managing Funds Allocated By The Federal Government And Donors For Infrastructural Development And Maintenance, Socio-Economic Development And Environmental Challenges, And Any Other Matters In The South-East States (HB. 1384)  
*Sponsored by: Hon. Favour N. Egwu , Hon. Ismail Muhammad Mubashir, Hon. Ibebunjoh Chisom , Hon. Korinjoh Regina , Hon. Oladoja Simbiat and Hon. Najib Isah*
5. A Bill for An Act To Provide For The Establishment of The National Institute For Oil Spillage Research And Acquatic Life Preservation and for Other Connected Purposes (HB. 1385)

*Sponsored by: Rt. Hon. Selzing Zingfa, Hon. Stephen A. Onimisi, Hon. Preye Osusu, Hon. Mohammed Mohammed, Hon. Fatima M. Bammami and Hon. Saidu Aminu*

6. A Bill For An Act To Amend The Criminal Code Act, Cap. N77, Laws Of The Federation Of Nigeria, 2004 To Make Provision For The Legalization Of Unwanted Pregnancy As A Result Of Sexual Assault And Lack Of Means To Cater For A New Born, To Put An End To The Patronage Of Quack And Unqualified Medical Practitioners; And For Related Matters (HB. 911)

*Sponsored by: Hon. (Dr) Babarinde Olaide Abdulraheem, Hon. Halima Gobir, Hon. Suleiman Mohammed Bello, Hon. Patience Samuel Inyang, Hon. Bareyei Ruth Izonabodisere and Hon. Daniel Stephen*

# Motions Produced for the Model Legislative Assembly

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- 1. Urgent Need To Address The Recent Abuja-Kaduna Road Kidnappings**  
*Sponsored by: Hon. Badmus Iswat Taiwo, Hon. Jemiyo Christianah Oyindamola, Hon. Iwuchukwu Uchenna N, Hon. Ibrahim Haruna, Hon. Olaogun Michael S, Hon. Muhammed Bashir Musa and Hon. Jeremiah Dauda Hassan*
- 2. Need For The Establishment Of Early Warning And Response Centres In The North-East Geopolitical Zone Charged With The Responsibility Of Timely Control And Quick Response To Percieved Eruptions Of Violence And Other Religious Extremisms Plaguing The Zone**  
*Sponsored by: Hon. Smart Osahenogae Egberanmwun, Hon. Rafiu Lawal, Hon. Midah Yohanna, Hon. Adah Miriam Uben, Hon. Uche George Egbe, Hon. Ibrahim Shehu and Hon. Falowo Moyinoluwa O.*
- 3. Urgent Need To Address The Issue Of Out Of School Children And Take Children Off The Streets In The Kano Municipal L.G.A Of Kano State**  
*Sponsored by: Hon. Gloria Emmanuel, Hon. Atiku Abubakar, Hon. Adamu Nasiru, Hon. Awajikiroinyem Ngorfah, Hon. Chigozie Obi and Hon. Chimdindu Nwobodo*
- 4. Urgent Need For The Reconstruction Of The Portion Of Umu Opara – Mbaise Federal Road In Abia State Affected By The Persistant Erosion Problem**  
*Sponsored by: Hon. Ibebunjoh Chisom, Hon. Korinjoh Regina, Hon. Favour N. Egwu Hon. Ismail Muhammad Mubashir, Hon. Oladoja Simbiat and Hon. Najib Isah*
- 5. Need For The National Emergency Management Agency To Provide Releif Materials To The People Of Ikpokpo, Oto-Gbene, Opuede, Meke-Ama And Opuendezion Communities Of Gbaramatu Kingdom, Along Escravos River In Warri South West Local Government Area Of Delta State, In Order To Provide Succor To The People**  
*Sponsored by: Rt. Hon. Selzing Zingfa, Hon. Stephen A. Onimi, Hon. Preye Osusu, Hon. Mohammed Mohammed, Hon. Fatima M. Bammam and Hon. Saidu Aminu*
- 6. Need For The National Orientation Agency To Create Nation-Wide Awareness On The Need To Stop Patronizing Quack And Non-Medical Experts For Abortion**  
*Sponsored by: Hon. Dr Babarinde Olaide Abdulraheem, Hon. Halima Gobir, Hon. Suleiman Mohammed Bello, Hon. Patience Samuel Inyang, Hon. Bareyei Ruth zonabodisere and Hon. Daniel Stephen*



Bills & Motions Drafted by  
Interns on Issues Affecting the  
Geopolitical Zones

NORTH  
CENTRAL

(HB.1381)

## A BILL

FOR

AN ACT TO ESTABLISH THE NORTH-CENTRAL IDP CAMPS VOCATIONAL CENTRE TO BE RESPONSIBLE FOR, AMONGST OTHER THINGS, MAKING PERSONS IN THE IDP CAMPS SELF-RELIANT AND FOR RELATED MATTERS

*Sponsored by Hon. Muhammad Bashir Musa, Hon. Badmus Iswat Taiwo, Hon. Jemiyo Christianah Oyindamola, Hon. Iwuchukwu Uchenna N., Hon. Ibrahim Haruna, Hon. Olaogun Michael and Hon. Jeremiah Dauda Hassan*

[ ] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria as follows:

1. (1) There is hereby established a centre to be known as the North-Central IDP Camps Vocational Centre (in this Act referred to as “the Centre”) which shall have the functions assigned to it by this Act.

Establishment of the North – Central IDP Camps Vocational Centre

(2) The Centre shall be a body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name.

2. (1) There shall be established for the management of the affairs of the Centre a body to be known as the North-Central IDP Camps Vocational Centre Council (in this Act referred to as “the Council”).

Membership of the Council and Terms of Service

(2) The Council shall consist of the following members, that is —

(a) a Chairman to be appointed by the President;

(b) a representative of the Federal Ministry of Education;

(c) a representative of the Federal Ministry of Humanitarian Affairs, Disaster Management and Social Development (in this Act referred to as “the Ministry”) charged with the responsibility of the affairs of IDP Camps;

(d) six representatives of NGOs and SCOs to be appointed by the Attorney General of the Federation

(e) the Director-General of the Centre;

(f) five persons of whom one shall be a woman to be appointed by the President; and

(3) The council shall provide rules for their day to day proceedings.

(4) The Chairman and other members shall hold office for a term of four years and shall be eligible

for re-appointment for one more tenure.

(5) The office of the Chairman shall become vacant —

- (a) if he resigns his office by notice in writing under his hand addressed to the President; or
- (b) if the President, upon the recommendation of the Council terminates his appointment.

(6) There shall be paid to the members of the Council allowances in respect of travelling and other reasonable expenses at such rates as may, from time to time, be fixed by the President.

3. (1) The Council shall be responsible for the determination of the overall policy of the Centre and in particular for the financial and operational programmes of the Centre and for ensuring implementation of such policies and programmes.

Functions of the  
Council

(2) Without prejudice to the generality of subsection (1) of this section, it shall be the duty of the Council to —

- (a) approve the research and training programmes of the Centre;
- (b) ensure that the IDPs acquire the necessary skills for self-reliance with provisions of funding to the graduates of the Centre.
- (c) promote or undertake any other activity that in the opinion of the Council is calculated to help achieve the purposes of the Centre.

4. (1) The functions of the Centre shall be—

Functions of the  
Centre

- (a) to provide vocational and entrepreneurship skills to the IDPs in the IDP Camps located in the North-Central Zone of Nigeria;
- (b) to provide funding and mentorship to the persons who are graduate of its programmes.
- (c) to collaborate with other business and financial bodies in achieving the objectives of the Centre.
- (d) to, from time to time, organize, host, arrange and conduct national or international seminars, symposia, conferences, workshops, lectures on any branch of vocation and entrepreneurship;
- (e) to prepare and publish books, records, reports, journals as may seem desirable for the dissemination of research findings, seminars, symposia, conferences, findings of workshops and lectures as aforesaid;
- (g) to carry out other activities as are necessary and expedient for the full discharge of any of its functions under this Act.



5. (1) There shall be a Director-General of the Centre who shall be appointed by the President. Director-General of the Centre  
(2) Subject to the general control of the Council, the Director-General shall be the chief executive of the Centre and shall be responsible for the execution of the policy of the Centre and the day-to-day running of the affairs of the Centre.  
(3) The Director-General shall hold office for a term of six years and no more.
6. (1) The other principal officers of the Centre shall be—  
(a) the Librarian who shall be responsible to the Director-General for the administration of the Centre's library;  
(b) the Secretary who shall be responsible to the Director-General for the day-to-day administrative work of the Centre and who shall also be the Secretary to the Council and, where no other person is so designated, act as Secretary to any of its committees;  
(c) the Bursar who shall be responsible to the Director-General for the day-to-day administration and control of the financial affairs of the Centre.
7. (1) The Council may appoint such fit and proper persons on permanent, temporary or contract basis as employees of the Centre as it may consider necessary. Appointment of other Staff  
(2) Without prejudice to the generality of subsection (1) of this section, the Council may appoint persons as employees of the Centre, either by way of transfer or secondment from any of the public services in the Federation or otherwise howsoever, as it considers necessary.
8. (1) The Director-General shall hold office for four years in the first instance renewable for a period of four years at a time thereafter, on such terms as to the emoluments of his office, and otherwise as may be specified in his letter of appointment. Conditions of services and remuneration of the Director-General and other staff of the Centre  
(2) The remuneration, tenure and conditions of service of employees of the Centre (including the Director-General) shall be as those applicable to staff in Nigerian Universities or otherwise as may be determined, from time to time, by the Federal Government.
9. (1) It is hereby declared that service in the Centre shall be approved service for the purposes of the Pensions Act and, accordingly, officers and other persons employed in the Centre shall, in respect of their service in the Centre, be entitled to pensions, gratuities and other retirement benefits as are prescribed thereunder so however that nothing in this Act shall prevent the appointment of a person to any office on terms which preclude the grant of a pension and gratuity in respect of that office. Pensions
10. (1) Subject to subsection (2) of this section, the Council may accept gifts or donations of land, money, books or other property upon such terms and conditions, if any, as may be Power to accept gifts and donations

specified by the person making the gift or donation.

(2) The Council shall not accept any gift or donation if the conditions attached thereto by the person making the gift are inconsistent with the functions of the Council under this Act.

- 11.** (1) For the purposes of providing residential accommodation for its staff, offices and premises as may be considered necessary for the performance of its functions, the Council may—

Residence,  
Offices and  
Premises

(a) purchase or take on lease any interest in land; and

(b) build, furnish, equip and maintain residential quarters, offices and premises.

(2) The Council may, with the approval of the Attorney-General, sell or lease any residential quarters, land, offices or premises held by it and no longer required for the performance of its functions.

- 12.** (1) The Council shall establish and maintain a fund from which there shall be defrayed all expenses incurred by the Council.

(2) There shall be paid and credited to the fund established under subsection (1) of this section—

(a) such sums as may, from time to time, be granted to the Council by the Federal Government;

(b) all monies raised for the purposes of the Centre by way of gifts and donations, grants-in-aid, testamentary dispositions and sales of publications;

- 13.** (1) The Centre may, with the consent of the Attorney-General or in accordance with the general authority given by the Federal Government, borrow by way of loan or overdraft from any source any moneys required by the Centre to meet its obligations and to discharge its functions under this Act so however that no such consent or authority shall be required where the sum or the aggregate of the sums involved at any time does not exceed such amount as is for the time being specified in relation to the Centre by the Federal Government.

Borrowing  
Power

(2) The Centre may, subject to the provisions of this Act and the conditions of any trust created in respect of any property, invest all or any of its funds with the like consent or general authority.

(3) The Council may invest any surplus funds of the Centre in such securities as may be permitted by law.

- 14.** (1) The Council shall cause to be prepared not later than five months before the end of each year an estimate of the expenditure and income of the Centre during the next succeeding

Annual  
estimates,  
accounts and  
audit



financial year and when prepared they shall be submitted to the Minister.

(2) The Council shall cause to be kept proper accounts and proper records in relation thereto and when certified by the Council such accounts shall be audited as provided in subsection (3) of this section.

(3) The accounts of the Centre shall be audited as soon as practicable after the end of each year by auditors appointed from the list of auditors and in accordance with the guidelines supplied by the Auditor-General for the Federation.

- 15.** (1) No suit against the Centre, a member of the Council or any employee of the Centre for any act done in pursuance or execution of any law or of any public duties or in respect of any alleged neglect or default in the execution of such law duties shall lie or be Centre in any court unless it is commenced within twelve months after the act, neglect or default complained of or, in the case of a continuance of damage or injury, within twelve months after the ceasing thereof. Procedure in respect of suit against the Centre
- (2) No suit shall be commenced against the Centre before the expiration of a period of one month after written notice of intention to commence the suit shall have been served upon the Centre by the intending plaintiff or his agent, and the notice shall clearly and explicitly state—
- (a) the cause of action;
  - (b) the particulars of the claim;
  - (c) the name and place of abode of the intending plaintiff; and
  - (d) the relief which he claims.
- 16.** The notice referred to in subsection (2) of section 15 of this Act and any summons, notice or other document required or authorized to be served upon the Centre under the provisions of this Act or any other law may be served by delivering the same to the Chairman or the Director-General, or by sending it by registered post addressed to the Director-General at the principal office of the Centre. Subsidiary legislation
- 17.** The Attorney General of the Federation may make rules to cover those areas not covered by this Bill.
- 18.** (1) In this Bill, unless the context otherwise requires— Interpretation
- “*Attorney-General*” means the Attorney-General of the Federation;
- “*Council*” means the Council of the Centre established pursuant to this Act;
- “*Chairman*” means the Chairman of the Council;

North-Central IDP Camps Vocational Centre (Establishment) Bill, 2020

*“Director-General”* means the Director-General of the Centre;

*“Camp”* means any place abode or residence of IDPs for their welfare;

*“Centre”* means the North-Central IDP Camps Vocational Centre;

*“IDP”* means Internally Displaced Person;

*“Member”* includes the Chairman of the Council.

*“President”* means the President of the Federal Republic of Nigeria.

- 19.** This Bill may be cited as the North-Central IDP Camps Vocational Centre (Establishment) Bill, 2020 Citation

## **URGENT NEED TO ADDRESS THE RECENT ABUJA-KADUNA ROAD KIDNAPPINGS**

**SPONSORS:** Hon. Badmus Iswat Taiwo, Jemiyo Christianah Oyindamola, Iwuchukwu Uchenna N, Ibrahim Haruna, Olaogun Michael S, Muhammed Bashir Musa, Jeremiah Dauda Hassan.

### **THE HOUSE:**

*Notes* that the Abuja– Kaduna road is a 211-kilometre Federal Highway that serves as a major link between the FCT and the Northwestern part of the country.

*Also Notes* the strategic importance of the Abuja – Kaduna road to the economy of the country as the road is one of Nigeria’s most important highways which links the Northern and Southern regions. The Abuja-Kaduna-Zaria-Kano Road forms a critical part of this larger highway system, enabling the movement of people and products from the North to the South and vice versa - thereby uniting the Nigerian people and economy, and connecting Nigeria to North Africa via the Lagos-Algiers Trans-African Highway.


*Aware* that despite the previous operations of personnel of the Nigerian Armed and Security Forces, the Abuja - Kaduna highway still remains unsafe for travel.

*Worried* that the lack of insecurity and frequent kidnappings, robberies and killings on the road by armed bandits has resulted to loss of lives and loss of goods and services worth millions of naira.

*Further worried* that the continuance of attacks by armed bandits on the Abuja-Kaduna road will restrict the movement of people and products from the North to the South and vice versa and in turn negatively affect the economy.

*Cognizant* of the fact that this road forms a critical part of the larger highway system that links the North to the South and when secured will facilitate/enhance the economy of Nigeria.

The House of Representatives resolves to:

- 
- I. Urge the Federal Ministry of Defence to urgently address the insecurity on the Abuja-Kaduna road to prevent the operation of Armed Bandits and Kidnappers.
  - II. Also urge the House of Representatives Committee on Defence to meet with heads of security agencies in the region.
  - III. Invite Regional traditional rulers, politicians, political parties, regional advocacy groups, security experts to a grand security summit to design a realistic and consensus-based strategy of tackling this decimating menace.
  - IV. Design a holistic review of the nation's security framework





# NORTH EAST

[HB. 1382]

**A BILL**

**FOR**

AN ACT TO ESTABLISH THE NORTH-EAST EARLY WARNING AND RESPONSE CENTRE CHARGED WITH THE RESPONSIBILITY OF TIMELY CONTROL AND RESPONSE SYSTEMS TO PREVENT VIOLENT CONFLICTS, AND DETECT EARLY WARNING SIGNS OF VIOLENCE ERUPTION AND RELIGIOUS EXTREMISM, AND OTHER RELATED MATTERS.

Sponsors:

*Smart Osahenogae Egberanmwun, Rafiu Lawal, Midah Yohanna, Adah Miriam Uben, Uche George Egbe, Ibrahim Shehu, Falowo Moyinoluwa O.*

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria- [ ] Commencement

**PART I ESTABLISHMENT OF NORTH EAST EARLY WARNING AND RESPONSE CENTRE.**

1. (1) There is established a Centre to be known as North East Early Warning and Response Centre (in this Bill referred to as "the Centre"). Establishment of North-East Early Warning and Response Centre
- (2) The Centre shall be a body corporate with perpetual succession and a common seal and may sue or be sued in its corporate name.
- 2.(1) There is established for the Centre, a body to be known as the Centre Governing Board (in this Bill referred to as "the Board") which shall be charged with the administration of government policies. Establishment of the Centre's Governing Board
- (2) The Board shall consist of-
  - (a) Chairman;
  - (b) One person each who shall be an indigene to represent the States listed below
    - 
    - (i) Adamawa
    - (ii) Bauchi
    - (iii) Borno

- (iv) Gombe
- (v) Taraba
- (vi) Yobe
- (c) one person to represent the following Security Organisations-
  - (i) the Army who shall not be below the rank of a Colonel; or officers of coordinate ranks from other armed forces
  - (ii) the Police who shall not be below the rank of Commissioner of Police;
  - (iii) the Civil Defence Corps who shall not be below the rank of Deputy Commandant;
  - (iv) the Department of State Services.
- (d) two persons each to represent the -
  - (i) The Ministry of Humanitarian affairs, disaster management and social development
  - (ii) The Federal Ministry of Finance
  - (iii) The Ministry of Defence
  - (iv) National Human Rights Commission (NHRC)
  - (v) Institute for Peace and Conflict Resolution
  - (vi) The Ministry of Interior
  - (vii) A traditional ruler from each Member State
- (3) the Director General of the Centre.
- (4) The Chairman and other members-of the Board shall-
  - (a) be appointed by the President subject to the confirmation of the Senate in consultation with the House of Representatives;

And

- (b) be a person of proven integrity and ability.

The members of the Board referred to in paragraph (a - d) of sub- clause (2) of this Clause shall be part-time members.

- (5) The supplementary provisions set out in the Schedule to this Act shall have effect with respect to the proceedings of the Board and the other matters contained therein.

Members of the board shall otherwise hold office for a term of three years and maybe Tenure of Office



eligible for the appointment for another three years and no more.

5(1) The member of the Board mentioned under Clause 2 (2) (a) and (b) may resign their appointment by notice in writing addressed to the President.

Resignation, cessation or removal from membership of the Board

(2) A member of the Board may cease membership if the member –

(a) becomes of unsound mind;

(b) becomes bankrupt;

(c) is convicted of a felony or of any punishable offence;

And

(d) is guilty of serious misconduct in relation to his duties.

(3) A member of the Board other than ex-officio member may resign his or her appointment by notice in writing to the President, which resignation shall take effect upon receipt and approval by the President.

(4) Where vacancy exists in the membership of the Board, the vacancy shall be filled by appointment of a person representing the area where the vacancy exists, to complete the remainder of the term of office of the predecessor.

6. There shall be paid to every member of the Board such remunerations, allowances and expenses as the Federal Government may, from time to time direct.

Remunerations and Allowances

## **PART II FUNCTIONS AND POWERS OF THE CENTRE**

7 (1) The Centre shall-

Functions and Powers of the Centre

(a) formulate policies and guidelines for violent conflict and other related matters for the development of the North-East zone;

(b) detect early warning signs across the six states of the North-Eastern geo-political zones, and coordinate response efforts alongside NGOs in relevant fields and government MDAs;

(c) implement all the measures approved for the development of member states and respond to warning systems in member states of the centre;

(d) liaise with various conflict management and peace-building organisations on all matters of violent conflict prevention and control;

(e) identify factors inhibiting the development of the North East States, and assist the member States in the formulation and implementation of policies to ensure sound and

efficient management of the resources of the North East States;

(f) assess and report on any project being funded or carried out in the North-East States by organisations including Non-Governmental Organisations in conducting security awareness seminars, conference or retreats, and ensure that funds released for such projects are properly utilized;

(g) execute such other works and perform such other functions which in the opinion of the Centre, are required for the sustainable development of the North East States and its peoples.

(2) In excising its functions and powers under this Clause, the Centre shall have regard to the varied and specific contributions of each Member State of the Centre.

(3) The Centre shall be subject to the direction, control or supervision in the performance of its functions under this Bill by the President of the Federal Republic of Nigeria.

8. The Board shall have power to-

Powers of the Centre

(a) manage and supervise affairs of the Centre;

(b) enter and inspect premises, projects and such places as may be necessary for the purposes of carrying out its functions under this Bill;

(c) make rules and regulations for carrying out the functions of the Centre;

(d) employ either directly or on secondment from any civil or public service in the Federation or a State such number of employees as may in the opinion of the Board, be required to assist the Board in the discharge of any of its functions under this Bill;

(e) pay the staff of the Centre such remuneration and allowances as appropriate;

(f) enter into such contracts as may be necessary or expedient for the discharge of its functions and ensure the efficient performance of the functions of the Centre;

(g) pay to persons so employed such remuneration, including allowances, as the Board may determine; and

(h) do such other things as are necessary and expedient for the efficient performance of the functions of the Commission.

### **PART III- STRUCTURE OF THE COMMISSION**

9.-(1) There shall be established in the head office of the Centre the following Departments-

Structure of the Centre

- (a) Administration and Human Resources;
  - (b) Planning, Research, Statistics and Management Information System;
  - (c) Legal services;
  - (d) Finance;
  - (e) Conflict prevention and Peace-building;
  - (f) Community development.
- (2) There shall be the following Units which shall be under relevant departments:
- (a) Projects Monitoring and Supervision;
  - (b) Education and social services;
  - (c) Conflict Detection and Response unit.
- (3) The Board may increase the number of Departments and Units as it may deem necessary and expedient to facilitate the realisation of the objectives of the Centre.
- 10.-(1) there shall be for the Centre a Management Committee which shall consist of - Management Committee
- (a) a Managing Director; and
  - (b) the Directors responsible for the Department established under Clause 9 of this Bill and such number of other members as may be determined from time to time by the Board.
- (2) The Management Committee shall be responsible to the Board for the general administration of the Centre.
- 11.(1) There is established for the Centre a North-East Early Warning and Response Advisory Committee (in this Act referred to as "the Advisory Committee") which shall consist of - Advisory Committee of the Centre
- (a) the Governors of the member States of the Centre; and
  - (b) two other persons as may be determined, from time to time, by the President of the Federal Republic of Nigeria.
- (2) The Advisory Committee shall be charged with the responsibility of advising the Board and monitoring the activities of the Centre, with a view to achieving the objective of the Centre
- (3) The Advisory Committee may make rules regulating its own affairs.

#### **PART IV- STAFF OF THE CENTRE**

- 12.(1) There shall be for the Centre, a Managing Director who shall be indigenes of Staff of the Centre

North-Eastern States and shall rotate amongst member states in alphabetical order, and who shall -

- (a) have such qualification and experience as are appropriate for a person required to perform the functions of the offices under this Bill; and
- (b) be the chief executive and accounting officer of the Centre;
- (c) be appointed by the President of the Federal Republic of Nigeria and confirmed by the Senate in consultation with the House of Representatives.
- (d) hold office on such terms and conditions as to emolument, conditions of service as may be specified in his letter of appointment and subject to the provision of Clause 3 of this Bill.

(2) The Managing Director shall, subject to the general direction of the Board, be responsible-

- (a) for the day to day administration of the Centre;
- (b) for keeping the books and proper records of the proceedings of the Board, and
- (c) for the-
  - (i) administration of the secretariat of the Board, and
  - (ii) general direction and control of all other employees of the Centre

13.(1) Service in the Centre shall be approved service for the purposes of the Pensions Reform Act.

Pension Reform Act, No. 2 of 2004

(2) Nothing in sub- clause (1) of this Clause shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office.

(3) For the purposes of the application of the provisions of the Pensions Act, any power exercisable there under by the Minister or other authority of the Government of the Federation, other than the power to make regulations under Clause 23 thereof is vested in and shall be exercisable by the Centre, and not by any other person or authority.

#### **PART V- FINANCIAL PROVISIONS**

14. (1) The Centre shall establish and maintain a fund from which shall be defrayed all

Funds of the Centre

expenditure incurred by the Centre.

(2) There shall be paid and credited to the fund established pursuant to sub-clause (1) of this Clause -

- (a) such sums as may be provided by the Federal Government or a State Government for payment into the fund;
- (b) all monies raised for the general purposes of the Centre;
- (c) all monies accruing to the board on behalf of the Centre by any means including grant-in-aid, endowment and donations

15.- (1) The Board shall, not later than 31st October in each year, submit to the National Assembly through the President of the Federal Republic of Nigeria an estimate of the expenditure and income of the Commission during the next succeeding year for approval. Account and Audit

(2) The Board shall cause to be kept proper accounts of the Centre in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than 6 months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General of the Federation. The Centre shall, at the end of every quarter in each year,

16. (1) submit to the President of the Federal Republic of Nigeria, reports on the activities and administration of the Centre. Submission of report

(2) The Board shall prepare and submit to the President of the Federal Republic of Nigeria, not later than 30th June in each year, a report in such form as the President of the Federal Republic of Nigeria may direct on the activities of the Centre during the immediately preceding year, and shall include in the report a copy of the audited accounts of the Centre for that year and the auditor's report thereon.

(3) The President of the Federal Republic of Nigeria shall, upon receipt of the report referred to in sub-clause (1) of this Clause, cause a copy of the report and the audited accounts of the Centre and the auditor's report thereon to be submitted to each House of the National Assembly.

#### **PART VI- MISCELLANEOUS**

17. (1) There is established for the Centre a Monitoring Committee which shall consist Monitoring Committee



of such number of persons as the President of Federal Republic of Nigeria may deem fit to appoint from the public or Civil Service of the Federation.

(2) The Monitoring Committee shall -

(a) monitor the management of the funds of the Centre and the implementation of the projects of the Centre;

and

(b) have access to the books of account and other records of the Centre at all times, and submit periodical reports to the President of the Federal Republic of Nigeria.

18. Subject to the provisions of this Bill, the President of the Federal Republic of Nigeria, may give to the Centre directives of a general nature or relating generally to matters of Policy with regard to the performance by the Centre of its functions and it shall be the duty of the Centre to comply with the directives. Power to give directives

19. The Centre may, with the approval of the President of the Federal Republic of Nigeria, make regulations, generally for the purposes of giving full effect to this Bill. Regulations

20. In this Bill- Interpretations

"Chairman" means the Chairman of the Board;

"Centre" means the North-East Early Warning and Response Centre established by Clause 1 of this Bill

"Board" means the governing Board established for the Commission under Clause 2 (1) of this Act;

"Management Committee" includes the Chairman, Managing Director, Executive Directors and Directors;

"Member States" include Adamawa, Bauchi, Borno, Gombe, Taraba and Yobe.

21. This Bill is cited as the North-East Early Warning and Response Centre, 2020. Citation

## SCHEDULES

Supplementary Provisions Relating to the Board, etc.

1.- (1) Subject to the provisions of this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any of its committees.

(2) The quorum of the Board shall be the Chairman or the person presiding at the meeting, Managing Director or one Executive Director and one third of other members of the Board. The quorum of any Committee of the Centre shall be as determined by the Board.

2.- (1) The Board shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice given to him by not less than 4 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the Notice is given.

(2) At any meeting of the Board, the Chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their members to preside at the meeting.

3. (1) The Board may appoint one or more committees to carry out, on behalf of the Board such functions as the Board may determine.

(2) A committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the committee in accordance with the terms of his appointment.

(3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

4. (1) The fixing of the seal of the Centre shall be authenticated by the signatures of the Chairman or any other member of the Board generally or specifically authorized by the Board to act for that purpose and the Managing Director.

(2) A document purporting to be a document duly executed under the seal of the Centre shall be received in evidence and shall, unless and until the contrary is proved be presumed to be so executed.

5. The validity of any proceedings of the Board or of a committee shall not be adversely affected by-

(a) a vacancy in the membership of the Board or committee;

(b) a defect in the appointment of a member of the Board or committee;


or

(c) reason that a person not entitled to do so took part in the proceedings of the Board or committee.

#### **EXPLANATORY MEMORANDUM**

This Bill seeks to establish North-East Early Warning and Response Centre charged with the responsibility among other things to proactively respond to brewing violent conflicts indicators





and prevent them from escalating, and subsequently impede tranquility and security of lives which will affect socio-economic activities in North-East Nigeria, as well as carry out diligent research, and constantly proffer effective and clairvoyant solutions that will aid the sustainable development of North-East, Nigeria.

**NEED FOR THE ESTABLISHMENT OF EARLY WARNING AND RESPONSE CENTRES IN THE NORTH-EAST GEOPOLITICAL ZONE CHARGED WITH THE RESPONSIBILITY OF TIMELY CONTROL AND QUICK RESPONSE TO PERCEIVED ERUPTIONS OF VIOLENCE AND OTHER RELIGIOUS EXTREMISMS PLAGUING THE ZONE**

**THE HOUSE:**

*Notes* the devastating issues of insecurity plaguing the North-Eastern region of Nigeria comprising Adamawa, Bauchi, Borno, Gombe, Taraba and Yobe States.

*Also notes* that insecurity in North-East Nigeria has continued to be precarious, volatile and highly unpredictable. The increased level of criminality in the area over the past few years has created untold hardship on the civilian population; exacerbated the food crisis, sexual molestation/trafficking of persons and increased numbers of Internally Displaced Persons.

*Further Notes* that government responses to the challenges have generally been ineffectual, un-coordinated and poorly executed.


The House is also aware that the zone is predominantly afflicted by the BokoHaram Terrorist group and that if the situation is not handled effectively, there will be a continued trajectory rise in violent attacks by these terrorist groups which will lead to further destruction of lives and properties within the region.

*Take cognizant* that Section 305 (3) of the 1999 Constitution of the Federal Republic of Nigeria (as amended), empowers the President of the Federal Republic of Nigeria to declare a state of emergency in the country or any part thereof where there is any crisis caused by humans, natural disasters or threat to human life, take put in place the necessary measures to restore normalcy to the affected part or the country as a whole.

*Worried that* if urgent steps are not taken to address these ever-increasing occurrence of violence destroying the region, it will further cripple socio-economic developments in the affected zone, and threaten or deter local and foreign direct investments in the region.

The House of Representatives resolves to;

1. Mandate the House of Representatives committee on National Security and Intelligence to convene a joint meeting with relevant government agencies responsible for defence activities to proffer lasting solutions.

- 
2. Mandate the National Orientation Agency to work in educating the masses in Member States about continued propagation of grass-root campaigns against violence.
  3. Compel the President to exercise authority in making sister agencies to work alongside the Centre to achieve its goals.
  4. Charge the Committee on Legislative Compliance to ensure effective implementation of the resolutions and report back within 21days for further legislative deliberations.





# NORTH WEST

**[HB. 1383]**

## **A BILL**

FOR

AN ACT FOR THE ERADICATION, PREVENTION AND PROHIBITION OF THE ALMAJIRI SYSTEM IN NIGERIA. TO PROVIDE A REGULATORY FRAMEWORK TO PUNISH THE PROPOGATION OF ALMAJIRI.

*Sponsored by* Hon. Atiku Abubakar

Co-Sponsors:

1. Hon. Adamu Nasiru
2. Hon. Awajikiroinyem Ngorfah
3. Hon. Chigozie Obi
4. Hon. Chimdindu Nwobodo
5. Hon. Gloria Emmanuel

[ ] Commencement

BE IT ENACTED by the National Assembly of the Federal Republic of Nigeria:

### **PART I – OBJECTIVES**

Objectives.

**1.** The objectives of this Bill are to –

- (a) provide an effective legal and institutional framework for the prohibition, prevention, prosecution and punishment of the propagation of the Almajiri system in Nigeria;
- (b) protect minors who are victims of the Almajiri system

### **PART II – ESTABLISHMENT OF THE NATIONAL COMMISSION FOR THE ERADICATION OF THE ALMAJIRI SYSTEM**

**2.** (1) There is established a body to be known as the National Commission for the Eradication of the Almajiri System (in this Act referred to as "the Commission").

Establishment  
of the National  
Commission for  
the Eradication  
of the Almajiri  
System

(2) The Commission shall be a body corporate –

- (a) with perpetual succession and a common seal;
- (b) which may sue or be sued in its corporate name; and
- (c) which may acquire, hold, purchase, mortgage and deal howsoever with property, movable or immovable, real or personal.

**3.** (1) There is established for the Commission, a part time Governing Board (in this Act referred to as "the Board").

Establishment  
and  
composition of  
the Governing  
Board

(2) The Board shall consist of –

(a) a Chairman who shall be a person with knowledge and experience in matters related to the Almajiri system of education.

(b) a representative each of the following Institutions or Agencies who shall be within the Directorate cadre –

- i. Federal Ministry of Justice;
- ii. Federal Ministry of Education
- iii. Federal Ministry of Youth and Sports
- iv. National Agency for the Prohibition of Trafficking in Persons
- v. National Human Rights Commission
- vi. Nigeria Police Force

(c) the Director – General and Chief Executive Officer of the Commission who shall be the Secretary to the Board.

(3) The Chairman and other members of the Board shall be appointed by the President on the recommendation of the Minister.

**4.** (1) The Chairman and members of the Board shall hold office for a term of four years and shall be eligible for re-appointment for another term of four years and no more.

Tenure of  
Office of the  
Chairman and  
members of  
the Board

(2) The office of the Chairman or a member of the Board shall become vacant where –

(c) his term of office expires;

(d) he resigns his office by a notice in writing under his hand addressed to the President;

(e) he dies;

(f) the Board by resolution declares the seat vacant because he –



- (i) has been absent from the Board meetings for four consecutive times without the permission of the Board;
  - (ii) becomes a person of unsound mind or incapable of carrying out his duties;
  - (iii) has been declared bankrupt or he makes compromise with his creditors;
  - (iv) is incapacitated by physical or mental illness;
  - (v) has been convicted of a felony or any offence involving dishonesty;
  - (vi) is guilty of gross misconduct relating to his duties; or
- (e) in the case of an *ex-officio* member, he ceases to hold the office on the basis of which he became a member of the Board.

(3) Notwithstanding the provisions of subsection (2) of this section, the President may remove a member from the Board if he is satisfied that it is not in the interest of the Commission or of the public for the person appointed to continue in office.

(4) Where a vacancy occurs in the membership of the Board, it shall be filled by an appointment by the President of a successor to hold office for the remainder of the term of office of his predecessor and the successor shall represent the same interest as that member whose exit created the vacancy.

#### **5. The functions of the Commission shall be to –**

- (a) enforce and administer the provisions of this Bill;
- (b) adopt effective measures for the prevention and eradication of the Almajiri system.
- (c) establish co-ordinated preventive, regulatory and investigatory machinery geared towards the eradication of the Almajiri system;
- (d) enhance the effectiveness of law enforcement agents and other partners in the suppression of the Almajiri system;
- (e) create public enlightenment and awareness through seminars, workshops, publications, radio and television programmes and other means aimed at educating the public on the dangers of the Almajiri system;
- (f) establish and maintain communications to facilitate rapid exchange of information concerning offences under this Bill;

Functions of  
the  
Commission

+

(g) strengthen co-operation and conduct joint operations with relevant law enforcement and security agencies, international authorities and other relevant partners in the eradication of the Almajiri system;

(h) co-ordinate, supervise and control –

(i) the protection, assistance and rehabilitation of victims of the Almajiri system; and

(ii) all functions and activities relating to investigation and prosecution of all offences connected with or relating to the Almajiri system;

(i) initiate, develop and improve special training programmes for personnel of the Commission and relevant law enforcement agents charged with the responsibility of detecting offences created under this Bill; and

(j) carry out such other activities as are necessary for the efficient discharge of the functions conferred on it under this Bill.

**6.** The Commission shall have the power to –

Powers of the Commission.

(a) investigate whether any person, body or entity has committed an offence under this Bill or under any other law;

(b) enter into any premises, property or conveyance without warrant for the purpose of conducting searches in furtherance of its functions under this Bill or under any other law;

(c) arrest, detain and prosecute offenders under this Bill or any other law

(d) trace, seize, detain or retain the custody, for the purpose of investigation and prosecution, of any property which the Commission reasonably believes to have been involved in or used in the commission of offences under this Bill or any other law;

(e) seal up premises upon reasonable suspicion of such premises being involved with or used in connection with offences under this Bill.

### **PART III - PROHIBITION SECTION**

**7.** The following acts are prohibited under this Bill-

Prohibition of the Almajiri system

(a) The establishment of schools, institutes or other places of learning for the purpose of propagating the Almajiri system of education.

(b) Recruitment, transportation, harbouring or receipt of a minor for the purpose of training such minor in an Almajiri school.

(c) Solicitation of alms, food or other items by minors is prohibited

## PART IV - OFFENCES AND PENALTIES

**8.** Any person who -

Offences and  
Penalties

- (a) has a minor(s) under his/her custody or care; and fails or neglects to enroll such individual in a school to receive the compulsory Universal Basic Education is guilty of an offence and is liable upon conviction to a term of imprisonment not exceeding 12 months or a fine of N500,000 or both.
- (b) procures, recruits or induces any individual who has a minor(s) in his care to enroll such minor(s) into an Almajiri school is guilty of an offence and is liable upon conviction to a term of imprisonment not exceeding 2 years or a fine of N1 million or both.
- (c) organizes, promotes or facilitates the establishment or administration of an almajiri school or any related activity is guilty of an offence and is liable upon conviction to a term of imprisonment not exceeding 5 years or a fine of N10 million or both.
- (d) induces a minor to solicit or beg for alms, food or other items is guilty of an offence and is liable upon conviction to a term of imprisonment not exceeding 12 months or a fine of N500,000 or both.

## PART V – JURISDICTION

**9.** (1) The High Court shall have jurisdiction to try offences, hear and determine proceedings arising under this Act.

Jurisdiction to  
try offences

(2) Where any person is convicted of an offence under this Act, the Court in passing sentence shall in addition to any punishment which the Court may impose in respect of the offence, order the forfeiture of any property, asset or fund with accrued interest, article, substance, device, material or conveyance which has been used or facilitated the commission of an offence or the proceeds of any unlawful activity under this Act.

**10.** In this Act-

Interpretation

"Commission" means the National Commission for the Eradication of the Almajiri System established under section 2 of this Act;

"High Court" means Federal High Court, the High Court of a State or the High Court of the Federal Capital Territory.

"Minister" means the Attorney - General of the Federation and Minister of Justice.

"Minor" means a person under the age of eighteen years;

"Person" means a natural person or a legal entity.

"President" means the President and Commander in – Chief of the Armed Forces of the Federal Republic of Nigeria.

11. This Bill may be cited as the Almajiri (Prevention & Prohibition) Bill, 2020.

#### EXPLANATORY MEMORANDUM

This Bill seeks to eradicate and prohibit Almajiri education system in the country, and establish a National Commission with regulatory framework to investigate, punish, and prevent the further propagation of Almajiri, to make provisions for effective law enforcement geared towards redressing the system, increase public awareness and educate the public on dangers of propagating the education system; initiate training programmes for law enforcement agencies tasked with identifying Almajiri system, investigating and prosecuting bodies that are guilty of the offence; penalties for those who promote, procure, and recruit children for Almajiri education system.

## **URGENT NEED TO ADDRESS THE ISSUE OF OUT OF SCHOOL CHILDREN AND TAKE CHILDREN OFF THE STREETS IN THE KANO MUNICIPAL L.G.A OF KANO STATE**

**Sponsor: Hon. Gloria Emmanuel (Taraba State)**

The House takes notice of the alarming rate of out-of-school children in the Kano Urban Area of Kano State

**ALSO NOTES** that according to a report of the United Nations Children’s Fund (UNICEF), Kano State has the highest number of out of school children in Nigeria with a total of about 1.4 million children who are not enrolled in a school to receive formal education.

**FURTHER NOTES** that the education of young children is essential to the development of the country as these children would be equipped with the basic skills necessary to fend for themselves thereby contributing to the improvement of our human capital and also leading to an increase in the level of productivity of Nigeria’s economy.

**AWARE** that although the government has done its best to implement the free and compulsory Universal Basic Education across all states of the Federation, parents and guardians still find it difficult to send their wards to school due to lack of resources to provide other necessities such as school books, uniforms and money for feeding.

**WORRIED** that the prevalence of out of school children poses a potential threat to national security as these children would be prime targets for individuals facilitating recruitment into terrorist organizations such as Boko Haram, ISWAP and bandit gangs. If this issue is left unchecked it would lead to loss of lives, destruction of property and disruption of the nation’s economy at a greater scale.

**COGNIZANT** of the provisions of **Section 18(3) of the Constitution of the Federal Republic of Nigeria 1999(as amended)** and **Section 15 of the Child’s Rights Act 2003** which empowers the Government to eradicate illiteracy amongst the populace and guarantees the right of every child to free basic education.

### **The House Resolves to:**

1. **Urge** the President of the Federal Republic of Nigeria and the Kano State Government to mandate that all individuals or groups who have minors in their care or custody to take advantage

of the compulsory and free basic education scheme in Nigeria and enroll their wards into schools. The cost of necessities such as books and uniforms should also be covered in the National and State budgets.

2. ***Compel*** the Kano State Government to mandate that all minors must be off the streets and in school during school hours.

3. ***Urge*** the Kano State Legislature to facilitate the speedy adoption and domestication of the Child's Rights Act.

4. ***Compel*** the Kano State Government to mandate that no child should be found engaging in any form of child labour such as hawking, begging etc. during school hours.

5. ***Urge*** the Nigerian Police to work in concert with the Kano State Government to ensure that no children are on the streets and to also arrest any individuals found to be violating such orders.







# SOUTH EAST

## FOR

**AN ACT TO ESTABLISH THE SOUTH-EAST DEVELOPMENT COMMISSION CHARGED WITH THE RESPONSIBILITY OF RECEIVING AND MANAGING FUNDS ALLOCATED BY THE FEDERAL GOVERNMENT AND DONORS FOR INFRASTRUCTURAL DEVELOPMENT AND MAINTENANCE, SOCIO-ECONOMIC DEVELOPMENT AND ENVIRONMENTAL CHALLENGES, AND ANY OTHER MATTERS IN THE SOUTH-EAST STATES.**

**Sponsors:** Hon. Favour N. Egwu (Ebonyi State)  
 Hon. Ismail Muhammad Mubashir (Gombe State)  
 Hon. Ibebunjoh Chisom (Abia State)  
 Hon. Korinjoh Regina (Benue State)  
 Hon. Oladoja Simbiat (Kwara State)  
 Hon. Najib Isah (Kano State)

**BE IT ENACTED** by the National Assembly of the Federal Republic of Nigeria-

Commencement

1. This Bill may be cited as the South-East Development Commission Establishment Bill, 2020.

Short Title

2. In this Bill, Unless the context otherwise requires--

Interpretation

**"Chairman"** means the Chairman of the Board;

**"Commission"** means the South East Development Commission established by clause 3(1) of this Bill;

**"Board"** means the governing Board established for the Commission under clause 2 (1) of this Bill;

**"Member"** means a member of the Board and includes the Chairman, Managing Director and Executive Directors;

**"Member states"** include Abia, Anambra, Ebonyi, Enugu and Imo.

**“Advisory Committee”** means the Committee charged with the responsibility of advising, guiding and monitoring the activities of the Commission.

**“Management Committee”** means the Committee which shall be responsible to the Board and Managing Director for the general administration of the Commission.

**PART I - ESTABLISHMENT OF THE SOUTH-EAST DEVELOPMENT COMMISSION AND GOVERNING BOARD**

Establishment of  
the South East  
Development  
Commission

**3.** --(1) There is established a Commission to be known as South East Development Commission (in this Bill referred to as "the Commission").

(2) The Commission-

- (a) shall be a body corporate with perpetual succession and a common seal;
- (b) may sue or be sued in its corporate name.

**4—** (1) There is established for the Commission, a body to be known as the Governing Board (in this Bill referred to as "the Board").

Establishment of  
the Governing  
Board

(2) The Board shall consist of-

- (a) Chairman;
- (b) a Managing Director and Chief Executive
- (c) An indigene to represent the Member states of the South-East geo-political zone. That is;
  - (i) Abia State;
  - (ii) Anambra State;
  - (iii) Ebonyi State;
  - (iv) Enugu State; and
  - (v) Imo State.
- (d) one person to represent the Federal Ministry of –
  - (i) Finance;
  - (ii) Budget and National Planning;
  - (iii) Works and Housing;
  - (v) Trade and Investment;
  - (vi) Transportation and
  - (vii) Environment;

(e) one representative from the following associations;

(i) The Chairperson Manufacturers Association of Nigeria, South-East Zone.

(ii) The Chairperson Transporters Association of Nigeria, South-East Zone.

(iii) NEWMAP, South-East Zone.

(3) The Chairman and other members of the Board shall be-

(a) appointed by the President, subject to the confirmation of the Senate; and

(b) persons of proven integrity.

(4) The members of the Board referred to in paragraph 2 (a-c) of this Bill shall be part-time members.

First Schedule

(5) The supplementary provisions contained in the Schedule to this Act shall have effect with respect to the proceedings of the Board and the other matters contained therein.

5-- Subject to the provisions of clause 4 of this Bill, a member of the Board, other than an ex-officio member, shall hold office for a term of 4 years at the first instance and may be re-appointed for a further term of 4 years and no more.

Tenure of office.

6-- The Commission shall have its head office in Awka, Anambra State and shall establish an office in each Member state of the Commission.

7-- The office of the Chairman shall rotate among the Member States of the Commission in the following alphabetical order-

Rotation of office

(i) Abia;

(ii) Anambra;

(iii) Ebonyi;

(iv) Enugu; and

(v) Imo

8-- The Board shall have powers to-

(a) Manage and supervise the affairs of the Commission;

(b) Make rules and regulations for carrying out the functions of the Commission;

(c) Enter and inspect premises, projects and such places as may be necessary for the purposes of carrying out its functions under this Act.

(d) Pay its staff remuneration and allowances as at when due;

Powers of the Board.

- (e) Enter into such contracts as may be expedient for the performance of its functions and ensure the efficient performance of the functions of the Commission;
- (f) employ either directly or on secondment from any civil or public service in the Federation or a State such number of employees as may in the opinion of the Board, be required to assist the Board in the discharge of any of its functions under this Bill;
- (g) pay to persons so employed such remuneration, including allowances, as the Board may determine; and
- (h) do such other things as are necessary and expedient for the efficient performance of the functions of the Commission.

9— (1) A member of the Board other than ex-officio member, may resign his or her appointment by notice in writing under his hand, addressed to the President and the resignation shall take effect upon receipt and approval by the President.

Resignation,  
Cessation or  
Removal from  
Membership of the  
Board.

(2) A member of the Board shall cease to hold office if—

- (a) he becomes of unsound mind;
- (b) he is convicted of a felony or of any offence involving fraud or dishonesty;
- (c) he is guilty of serious misconduct in relation to his duties; or
- (d) in the case of a person possessed of professional qualifications, he is disqualified or suspended, other than at his own request, from practising his profession in any part of the world by an order of a competent authority made in respect of that member;

(3) A Member of the Board may be removed from office by the President, if, he is satisfied that it is not in the interest of the Board or the interest of the public that the Member should continue in office.

(4) Where a vacancy occurs in the membership of the Board, it shall be filled by the appointment of a person representing the area where the vacancy exists, to hold office for the remainder of the term of office of his predecessor, so however that the successor shall represent the same interest and shall be appointed by the President.

10-- There shall be paid to every member of the Board such remuneration, allowances and expenses as the Federal Government may, from time to time direct.

## PART II - FUNCTIONS OF THE COMMISSION

11--(1) The Commission shall-

Functions of the  
Commission.

- (a) formulate policies and guidelines for the development of the South East States;
- (b) conceive, plan and implement, in accordance with the set rules and regulations, projects and programmes for the sustainable development of the South-East States in the field of manufacturing, trade and investment, housing, agriculture, transportation, health care delivery, employment, rural and urban development and telecommunications;
- (c) cause the South East States to be surveyed in order to ascertain measures which are necessary to promote its physical and socio-economic development; and the survey shall include;
  - (i) detailed account of destruction and valuations of infrastructure and assets destroyed.
  - (ii) requirements for rehabilitation and reconstruction of infrastructure and other social amenities.
- (c) develop master plans, programmes and schemes designed to;
  - (i) promote and facilitate the physical and socio-economic development of the South East States and
  - (ii) make estimates of the costs of implementing such master plans and schemes;
- (d) implement all the measures approved for the development of the South East States by the Federal Government and the member States of the Commission;
- (f) identify factors inhibiting the development of the South East States and assist the member States in the formulation and implementation of policies to ensure sound and efficient management of the resources of the South East States;
- (g) assess and report on any project being funded or carried out in the South East States by mineral extracting and mining companies, oil and gas producing companies, and any other company including non-governmental organisations and ensure that funds released for such projects are properly utilized;

(h) execute such other works and perform such other functions which in the opinion of the Commission are required for the sustainable development of the South-East States and its peoples.

(2) In exercising its functions under this clause, the Commission shall have regard to the varied and specific contributions of each member State of the Commission.

(3) The Commission shall be subject to the direction, control or supervision of its functions under this Bill by the President of the Federal Republic of Nigeria.

(4) The Commission shall embark upon construction of manufacturing industries that will foster the production of agricultural raw materials in the region and beyond.

(5) Tackle ecological and environmental problems that arise as a result of flood or mining of solid mineral in the South-East States and make proper provisions of water control and environmental pollution.

### PART III - STRUCTURE OF THE COMMISSION

**12--(1)** There shall be established in the head office of the Commission, the following Directorates:

Structure of the  
Commission.

(a) the Directorate of Administration and Human Resources;

(b) the Directorate of Community and Rural Development;

(c) the Directorate of Utilities and Infrastructural Development;

(d) the Directorate of Finance and Supply;

(e) the Directorate of Solid Minerals and Agriculture;

(f) the Directorate of Planning, Research and Statistics and Management Information System;

(g) the Directorate of Legal Services;



- (h) the Directorate of Education, Health and Social Services;
- (i) the Directorate of Trade and Industrial Development;
- (j) the Directorate of Projects Monitoring and Supervision;
- (k) the Directorate of Transport;
- (l) the Directorate of Environmental Protection and Control;
- (m) the Directorate of Works and Infrastructural Development.

(2) The Board may increase the number of Directorates as it may deem necessary and expedient to facilitate the realization of the objectives of the Commission.

**13--** There shall be for the Commission, a Management Committee which shall-

- (a) consist of a Chairman who shall be the Managing Director;
- (b) the Directors responsible for the Directorates established under Structure of the Commission Management Committee under Clause 9 of this Bill and such number of other members as may be determined from time to time by the Board;
- (c) be responsible to the Board and the Managing Director for the general administration of the Commission.

Establishment of  
South-East  
Management  
Committee

**14--** (1) There is hereby established for the Commission, a South-East Development Advisory Committee (in this Bill referred to as 'the Advisory Committee') which shall consist of-

- (a) the Governors of the Member States of the Commission; and (b) two persons as may be determined, from time to time, by the President of the Federal Republic of Nigeria.

Establishment of  
the South-East  
Development  
Advisory  
Committee

(2) The Advisory Committee shall be charged with the responsibility of advising the Board and guiding and monitoring the activities of the Commission with a view to achieving the objectives of the Commission.

(3) The Advisory Committee may make rules regulating its own proceedings.

#### PART IV - STAFF OF THE COMMISSION

**15--** (1) There shall be for the Commission, a Managing Director, and two Executive Directors who shall be indigenes of the South East States and the position shall rotate amongst the member States in alphabetical order and who shall-

Staff of the  
Commission

(a) be the Chief executive and accounting officer of the Commission;

(b) have such qualification and experience as are appropriate for a person required to perform the functions of that office under this Bill; and

Second Schedule

(c) be appointed by the President of the Federal Republic of Nigeria and confirmed by the Joint Senate and House of Representatives;

(d) hold office on such terms and conditions' as to emolument, conditions of service as may be specified in his letter of appointment and subject to the provision of clause 3 of this Bill.

(2) The Managing Director shall, subject to the general direction of the Board, be responsible:

(a) for the day-to-day administration of the Commission;

(b) for keeping the books and proper records of the proceedings of the Board; and

(c) For- (i) the administration of the secretariat of the Board; and

(ii) the general direction and control of all other employees of the Commission.

**16--(1)** Service in the Commission shall be approved service for the purposes of the Pensions Reform Act.

Pensions Reform  
Act No. 2. 2004

(2) The officers and other persons employed in the Commission shall be entitled to pensions, gratuities and other retirement benefits as are enjoyed by Persons holding equivalent grades in the civil service of the Federation.

(3) Nothing in subsections (1) and (2) of this clause shall prevent the appointment of a person to any office on terms which preclude the grant of pension and gratuity in respect of that office.

#### **PART V - FINANCIAL PROVISIONS**

**17.-(1)** The Commission shall establish and maintain a fund from which shall be defrayed all expenditure incurred by the Commission.

(2) There shall be paid and credited to the fund established under subclause (1) of this Bill-

Funds of the  
Commission

(a) a sum of at least 50% from the Federal Government Account;

(b) a sum equivalent of 5% of the total monthly statutory allocations due to member States of the Commission from the Federation Account;

(c) a sum equivalent of 5% of the total annual budget of any oil producing company operating, on shore and off shore, in the South East States; including gas processing companies;

(d) a sum equivalent of 5% of the total annual budget of any Solid mineral extracting mining company operating in the South East States;

(e) such monies as may from time to time, be granted or lent to or deposited with the Commission by the Federal or a State Government, any other body or institution whether local or foreign;

(f) all monies raised for the purposes of the Commission by way of gifts, loan, donations, grants-in-aid, testamentary disposition or otherwise; and

(g) proceeds from all other assets that may, from time to time, accrue to the Commission.

(4) The fund shall be managed in accordance with the rules made by the Board, and without prejudice to the generality of the power to make rules under this sub-clause, the rules shall in particular contain provisions-

(a) specifying the manner in which the assets or the fund of the Commission are to be held, and regulating the making of payments into and out of the fund; and

(b) requiring the keeping of proper accounts and records for the purpose of the fund in such form as may be specified in the rules.

**18--.** The Commission shall apply the proceeds of the fund established pursuant to clause 17 of this Bill to-

(a) the cost of administration of the Commission;

(b) the payment of salaries, fees, remuneration, allowances, pensions and gratuities payable to the members of the Board or any committee of the Board and the employees of the Commission;

Application of the  
proceeds of the  
fund.

(c) the payment for all contracts, including mobilization, fluctuations, variations, legal fees and cost on contract administration;

(d) the payment for all purchases; and

(e) Undertaking such other activities as are connected with all or any of the functions of the Commission under this Bill.

**19.-(1)** The Commission may accept gifts of land, money or other property on such terms and conditions, if any, as may be specified by the person or organization making the gift.

(2) The Commission shall not accept any gift if the conditions attached by the person or organization making the gift are inconsistent with the functions of the Commission under this Bill.

Power to accept  
gifts

**20--** The Commission may, with the consent of the President of the Federal Republic of Nigeria, borrow, on such terms and conditions as the Commission may determine, such sums of money as the Commission may require in the exercise of its functions under this Bill.

**21--**(1) The Board shall, not later than 30th September in each year, submit to the President of the Federal Republic of Nigeria, an estimate of the expenditure and income of the Commission during the next succeeding year.

Power to borrow

(2) The Board shall cause to be kept proper accounts of the Commission in respect of each year and proper records in relation thereto and shall cause the accounts to be audited not later than 6 months after the end of each year by auditors appointed from the list and in accordance with the guidelines supplied by the Auditor-General for the Federation.

**22—** (1) The Commission shall, at the end of every quarter in each year, submit a quarterly report to the President of the Federal Republic of Nigeria and a report on the activities and administration of the Commission.

Annual Estimate  
Expenditure.

(2) The Board shall prepare and submit to the President of the Federal Republic of Nigeria, not later than 30th June in each year, a report in such form as the President of the Federal Republic of Nigeria, may direct, on the activities of the Commission during the immediate preceding year, and shall include in the report a copy of the audited accounts of the Commission for that year and the auditor's report thereon

(3) The President of the Federal Republic of Nigeria shall, upon receipt of the report referred to in sub-clause (1) of this clause, cause a copy of the report and the audited accounts of the Commission and the auditor's report there on to be submitted to each House of the National Assembly.

Annual report

## PART VI – MISCELLANEOUS

**23--**(1) There is hereby established for the Commission a Monitoring Committee which shall consist of such number of persons as the President of the Federal Republic of Nigeria, may deem fit to appoint from the public or civil service of the Federation.

(2) The Monitoring Committee shall-

(a) monitor the management of the funds of the Commission and the implementation of the projects of the Commission; and

Monitoring  
Committee

(b) have access to the books of account and other records of the Commission at all times, and submit periodical reports to the President Federal Republic of Nigeria.

**24--**(1) For the purposes of providing offices and premises necessary for the performance of its functions under this Bill, the Commission may, subject to the Land Use Act-

(a) purchase or take on lease on any interest in land, or other property; and

(b) construct offices and premises and equip and maintain same.

Offices and  
Premises of the  
Commission

(2) The Commission may, subject to the Land Use Act, sell or lease out any office or premises held by it, which office or premises is no longer required for the Performance of its functions under this Bill.

**25--** Subject to the provisions of this Bill, the President of the Federal Republic of Nigeria, may give to the Commission directives of a general nature or relating generally to matters of policy with regard to the performance by the Commission of its functions and it shall be the duty of the Commission to comply with the directives.

Cap L5, LFN 2004.

<p><b>26--</b> (1) Subject to the provisions of this Bill, the provisions of the Public Officers Protection Act shall apply in relation to any suit instituted against any officer or employee of the Commission.</p>	<p>President's directives</p>
<p>(2) Notwithstanding anything contained in any other law or enactment, no suit shall lie against any member of the Board, the Managing Director or any other officer or employee of the Commission for any act done in pursuance or execution of this Bill or any other law or enactment, or of any public duty or authority or in respect of any alleged neglect or default in the execution of this Bill or such law or enactment, duty or authority, shall lie or be instituted in any court unless-</p> <p>(a) it is commenced within three months next after the act, neglect or default complained of; or</p> <p>(b) in the case of a continuation of damage or injury, within six months next after the ceasing thereof.</p>	<p>Application of Public officers Protection Act Cap, P41 LFN 2004.</p>
<p><b>27--</b> A notice, summons or other document required or authorized to be served upon the Commission under the provisions of this Bill or any other law or enactment may be served by delivering it to the Managing Director or by sending it by registered post and addressed to the Managing Director at the principal office of the Commission</p>	<p>Service of notice, summons and other documents.</p>
<p><b>28--</b>(1) In any action or suit against the Commission, no execution or attachment of process in the nature thereof shall be issued against the Commission.</p> <p>(2) Any sum of money which may by the judgment of any court may be awarded against the Commission subject to any direction given by the court. Where notice of appeal of the said judgment has been given, it shall be paid from the general reserve fund of the Commission.</p>	<p>Execution or attachment of process and payment of judgement debts.</p>



**29--** A member of the Board, the Managing Director, any other officer or employee of the Commission shall be indemnified out of the assets of the Commission against any proceeding, whether civil or criminal, in which judgment is given in his favour, or in which he is acquitted, if any such proceeding is brought against him in his capacity as a member of the Board, the Managing Director, officer or employee of the Commission.

Indemnity of  
Officers

**30--** The Commission may, with the approval of the President of the Federal Republic of Nigeria, make regulations, generally for the purposes of giving full effect to this Bill.

Regulations

## **FIRST SCHEDULE**

### **SUPPLEMENTARY PROVISIONS RELATING TO THE BOARD**

Section 2(7)

#### **Proceedings of the Board**

1-- (1) Subject to this Bill and section 27 of the Interpretation Act, the Board may make standing orders regulating its proceedings or those of any of its Committee.

(2) The quorum of the Board shall be the Chairman or the person presiding at the meeting and one third of other members of the Board. The quorum of any committee of the Commission shall be as determined by the Board.

2--(1) The Board shall meet whenever it is summoned by the Chairman and if the Chairman is required to do so by notice given to him by not less than 4 other members, he shall summon a meeting of the Board to be held within 14 days from the date on which the notice is given.

(2) At any meeting of the Board, the Chairman shall preside but if he is absent, the members present at the meeting shall appoint one of their members to preside at the meeting.



### **Committees**

3-- (1) The Board may appoint one or more Committees to carry out on behalf of the Board, such functions as the Board may determine.

(2) A Committee appointed under this paragraph shall consist of such number of persons as may be determined by the Board and a person shall hold office on the Committee in accordance with the terms of his appointment.

(3) A decision of a committee of the Board shall be of no effect until it is confirmed by the Board.

### **Miscellaneous**

4— (1) The fixing of the seal of the Commission shall be authenticated by the signatures of the Chairman or any other member of the Board generally or specifically authorized by the Board to act for the purpose and the Managing Director.

(2) A document purporting to be a document duly executed under the seal of the Commission shall be received in evidence and shall, unless and until the contrary is proved, be presumed to be so executed.

5. The validity of any proceedings of the Board or of a committee shall not be adversely affected by-


(a) a vacancy in the membership of the Board or committee;

(b) a defect in the appointment of a member of the Board or committee; or

(c) reason that a person not entitled to do so took part in the proceedings of the Board or committee.

### **EXPLANATORY MEMORANDUM**

This Bill seeks to establish the South-East Development Commission, charged with the responsibility of receiving and managing funds allocated by the federal government and



donors for infrastructural development and maintenance, socio-economic development and environmental challenges, and any other matters in the South-East states.

**URGENT NEED FOR THE RECONSTRUCTION OF THE PORTION OF UMU OPARA – MBAISE FEDERAL ROAD IN ABIA STATE AFFECTED BY THE PERSISTANT EROSION PROBLEM.**

Sponsor: Ibebunjoh Chisom (Abia State)

Co-Sponsor(s): Korinjoh Regina (Benue State)  
Favour N. Egwu (Ebonyi State)  
Ismail Muhammad Mubashir Gombe State)  
Oladoja Simbiat (Kwara State)  
Najib Isah (Kano State)

The House takes into cognizance the ravaging effects caused by erosion on the Umu Opara – Mbaise Federal Road.

*Notes* that the Umu Opara - Mbaise road in Abia State is a Federal road that transverses the Abia Tower Roundabout which leads to the Amachara General Hospital and extends to the Enugu – Port Harcourt Expressway.

*Also Notes* the strategic importance of the Umu Opara - Mbaise road to the economy of the South-East states in particular and the country in general cannot be underestimated as the road enables traders to transport their goods to markets within and outside neighboring states, as well as the rest of the country who have to use that route into Abia State, access to the commercial city of Aba.

*Further notes* that the adverse effects of erosion on this road have been long ignored and as such has gone beyond affecting the movement of goods and services. It has also brought about increase in loss of lives due to accidents and emergency responders not being able to travel the road at ease. The continuous erosion has likewise washed away nearby homes and left people homeless.

*Aware* that the Federal Ministry of Works and Housing has awarded the reconstruction of Umu Opara – Mbaise road to P.W Construction Co. The construction work however has been halted for reasons unknown.

*Worried* that the Umu Opara – Mbaise road has now become a death trap resulting to loss of lives, goods and services worth millions of naira on a daily basis as a result of the frequent accidents on the bad portions of the road. If not reconstructed would soon be cut off thereby crippling connectivity in the affected local government area and by extension the neighboring South East states.

**Cognizant** of the provisions of Section 2 (1) and (2) of the National Environmental (Soil Erosion and Flood Control) Regulations, 2011, that will help guide the scope for the urgent measures that need to be taken to curtail the ravaging effects of erosion in this area and further extend it to the entire South East region.

**Accordingly Resolves to:**

- i. Urge the Federal Ministry of Works and Housing to instruct FERMA to urgently re-construct the Umu Opara – Mbaise road to prevent it from being completely deteriorated.
- ii. Urge the Nigeria Erosion and Watershed Management Project (NEWMAP) to immediately resume sand filling and creation of better concrete water channels in the affected area(s).
- iii. Urge the House for an amendment to the Ecological Management Fund to accommodate and address the challenges faced due to erosion in the state and entire South East region.
- iv. Mandate the House Committee on Special duties to convene a joint meeting where relevant stakeholders can create a roadmap for an effective response to cushion the effects of erosion in the South-East region.
- v. Mandate the Committee on Legislative Compliance to ensure implementation of the said resolution and give a comprehensive feedback for further Legislative action.
- vi. Urge the Federal Ministry of Health to emphasize the importance of this road to the activities of the Amachara General Hospital which is the biggest hospital in Abia State and;
- vii. Seek the South East Development Commission's Intervention.





SOUTH  
SOUTH

**A BILL****FOR**

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF  
THE NATIONAL INSTITUTE FOR OIL SPILLAGE  
RESEARCH AND AQUATIC LIFE PRESERVATION AND  
FOR OTHER CONNECTED PURPOSES

*Sponsored by*

1. Rt. Hon. Selzing Zingfa
2. Hon. Stephen A. Onimisi
3. Hon. Preye Osusu
4. Hon. Mohammed Mohammed
5. Hon. Fatima M. Bammami
6. Hon. Saidu Aminu

[ ] Commencement

BE IT ENACTED by the National Assembly of the  
Federal Republic of Nigeria as follows:

- 1 1. There is hereby established the National Institute  
2 for Oil Spillage Research and Aquatic Life  
3 Preservation (in this Act referred to as "The  
4 Institute").  
Establishment  
Of the National  
Institute for Oil  
Spillage  
Research  
And Aquatic Life  
Preservation.
- 5 2. The objectives of this Bill are to –  
6 (a) provide an effective legal  
7 and institutional framework for  
8 the detection, research,  
9 prevention and treatment of  
10 oil spillage areas;  
Objectives
- 11 (b) preserve aquatic life from the menace of oil  
12 spillage
- 13 3. –(1) The institution shall have the following as  
14 functions;  
15 (a) to provide national leadership in oil spillage  
16 research, control and treatment;  
Functions



- 1 (b) to guide petrochemical and scientific  
2 improvements to oil spillage prevention and  
3 treatment;  
4 (c) to guide scientific and aquatic improvements in  
5 aquatic life preservation and care;  
6 (d) to make recommendation to the Government  
7 about oil spillage and aquatic life policy and  
8 priorities;  
9 (e) to oversee a detected budget for research into  
10 oil spillage and aquatic life preservation;  
11 (f) to assist in the implementation of Government  
12 policies and programs in oil spillage and  
13 aquatic life preservation;  
14 (g) to provide financial assistance, out of money  
15 appropriated by the National Assembly, for  
16 research, treatment and preservation as  
17 mentioned in section 2 paragraph (a) and (b)  
18 and for the implementation of policies and  
19 programs mentioned in paragraph (f).  
20  
21  
22  
23 4. The institute may carry out such other activities as  
24 are necessary or expedient for the full discharge  
25 of any of the function of the institute under this  
26 Act.  
27  
28  
29 5. –(1) There is hereby established a Board to be  
30 known as The National Institute for Oil Spillage  
31 Research and Aquatic life Preservation Advisory  
32 Board (in this Act referred to as the "Board").  
33  
34 (2) The Board shall be a body corporate with  
35 perpetual succession and a common seal and may  
36 sue and be sued in its corporate name.  
37  
38 6. The Board shall consist of:  
39 (a) a Chairman to be appointed by the President;  
40 (b) a Permanent secretary of the Ministry of  
41 Petroleum Resources;  
42 (c) A representative of;  
43 (i) Petrochemical Engineering Council of  
44 Nigeria;  
45 (ii) Ministry of Environment;  
46 (iii) Inland waterways Council of Nigeria;  
47 (iv) Five persons with relevant qualification and  
48 cognate experience who shall represent  
49 public interest.  
50 (d) The Director General of the Institute.  
51  
52

Establishment  
of the Advisory  
Board

Membership of  
the Board

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7. –(1) Subject to the provision of this section, a member of the Board shall hold office for four years and shall be eligible for re-appointment for a further period of four years.  
(2) Notwithstanding the provisions of subsection (1) of this section, the President may at any time remove a member from the Board.  
(3) Any member may, in writing under his hand addressed to the Minister at any time.  
(4) The office of a member of the Board shall become vacant if;  
(a) the period of his appointment has expired;  
(b) if he absences himself from three consecutive meetings of the Board without reasonable excuse for so doing;  
(c) he is guilty of misconduct in his office as a member and the resolution of the Board approves the termination of his membership;  
(d) he dies, resign or is removed from office.
8. The Board shall have power to:  
(a) Erect, equip and maintain research, centres, training schools with state of the art facilities as are necessarily suitable for the or required for any of the objects of the institute;  
(b) encourage and provide for research at the institute;  
(c) accept gifts, legacies and donations which are consistent with the object of this institute;  
(d) enter into contracts  
(e) acquire and hold movable and immoveable property.
9. –(1) There shall be a Director General of the institute who shall be appointed by the President, on the recommendation of the Minister.  
(2) A person shall not be qualified to be appointed a Director General unless he is a petrochemical engineer with at least twenty years' experience in research and administration in a reputable establishment.  
(3) be responsible for the day to day running and management of the institute.
10. There shall be for the institute an administrative secretary who shall be appointed by the board to perform such duties as may be assigned to him by the board.
- Tenure of Office members
- Power of the Board
- Director General and other staff of the Institute
- Appointment of the Secretary and other Staff

53		
1	(2) Subject to section 9 of this Act, the Board may	
2	appoint such other staff for the Institute as it may	
3	determine and pay to its staff such remuneration	
	and allowances as payable to persons equivalent	
	in the civil service of the Federation.	
4		
5	11.(1) Service in the institute shall be approved	Pensions
6	service for the purposes of the Pension Reform Act	
7	2004	
8	(2) Officers and employees of the institute shall be	
9	entitled to pension, gratuities and other retirement	
10	benefits as prescribed in the Pension Reform Act	Pension Reform
11	2004.	Act 2004
12		
13	12. The Board shall establish and maintain a fund from	Financial
14	which it shall be defrayed with the general or	Provision
15	specified approval of the Minister in any case, all	
16	expenditure incurred by the Board.	
17		
18	13. The Board shall keep proper accounts in respect	Account and
19	of each year and proper records in relation to	Audit
20	those and shall cause to be prepared in each year.	
21		
22	14. The Board may, with the approval of the Minister,	Regulation
23	may make regulations generally for carrying into	
24	effect the provisions of this Act and due	
	administration of the institute.	
25		
26	15. In this Act unless the context otherwise requires:	Interpretation
27		
28	"Board" means National Institute for Oil Spillage	
	Research and Aquatic Life Preservation Advisory	
29	Board established under Section 5(1) of this Act;	
30		
31	"Institute" means an organization having a	
	particular purpose, especially one that is involved	
	with science, education, or a specific profession.	
32		
33	"Oil Spillage" means the release of unwanted and	
34	highly contaminated liquid petroleum hydrocarbon	
35	into the environment, especially the marine	
36	ecosystem due to human activity, and is a form of	
	pollution."	
37		
38	"Aquatic life" refers to aquatic animal either	
39	vertebrate or invertebrate, which lives in the water	
	for most or all of its lifetime.	

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## SCHEDULE

### *Proceedings of the Board, etc*

1. Subject to this Act and Section 27 of the Interpretation Act, the Board may make standing orders to regulate the proceedings of the Board or any committee thereof.
2. The Board shall meet not less than two times every year for the exercise of its function under this Act and at such time and place the Chairman may, from time to time appoint.

## EXPLANATORY MEMORANDUM

The Bill seeks to provide for the Establishment of the National Institute for Oil Spillage Research and Aquatic Life Preservation to detect, prevent, treat and protect human lives, their livelihood and aquatic life in Nigeria.

**NEED FOR THE NATIONAL EMERGENCY MANAGEMENT AGENCY TO PROVIDE RELIEF MATERIALS TO THE PEOPLE OF IKPOKPO, OTO-GBENE, OPUEDE, MEKE-AMA AND OPUENDEZION COMMUNITIES OF GBARAMATU KINGDOM, ALONG ESCRAVOS RIVER IN WARRI SOUTH WEST LOCAL GOVERNMENT AREA OF DELTA STATE, IN ORDER TO PROVIDE SUCCOR TO THE PEOPLE**

Sponsor: Rt. Hon. Selzing Zingfa

Co-Sponsor(s): Hon. Stephen A. Onimisi  
Hon. Preye Osusu  
Hon. Mohammed Mohammed  
Hon. Fatima M. Bammami  
Hon. Saidu Aminu

***The House notes*** the devastating state which the people of Gbaramatu Kingdom are in.

***Also notes*** that over the years, lack of proper and professional drillings carried out by oil companies and the activities of Pipelines and Products Marketing Company (PPMC), the products marketing and distribution subsidiary of the NNPC has continued to affect the livelihood and socio-economic activities of these communities.

***The House is aware*** that the issue of oil spillage affects the livelihood of these communities as the menace contaminates their source of drinking water, destroys their crops, farmland and also kills aquatic animals.

***The House is also aware*** that the people of these communities are predominantly fishermen and farmers and if nothing is done to salvage the situation, there will be famine and chaos which could also lead to revolt by the people.

***Cognizant*** that Section 305 (3) of the 1999 Constitution of the Federal Republic of Nigeria (as amended), empowers the President of the Federal Republic of Nigeria to declare a state of emergency in the country or any part thereof where there is any crisis caused by humans, natural disasters or threat to mankind, take or put in place necessary measures to restore normalcy to the affected part or the country as a whole.

***Worried*** that if urgent steps are not taken to address this issue causing havoc on the host communities of the major source of generating revenue for the country, it will further stall socio-economic improvement in the affected communities,

civil unrest and riots, increase insecurity in the state, loss of lives and damage of properties.

#### RESOLVES TO

1. Urge the National Emergency Management Agency to immediately commence supply and distribution of relief materials such as clean drinking water, food stuff to the people of the affected communities so as to provide succour and hope to the people.
2. Compel the President to declare a state of emergency on the affected areas until normalcy has returned to the affected communities.
3. Mandate the Committee on Special duties to convene a joint meeting of relevant government agencies responsible for drilling and crude oil activities within the affected communities to proffer lasting solutions to the issue of oil spillage.
4. Mandate the Committee on Legislative Compliance to ensure effective implementation of the resolutions and report back within two (2) weeks for further legislative action.



# SOUTH WEST



**A Bill for an Act to Amend the Criminal Code Act, Cap. N77, Laws of the Federation of Nigeria, 2004 to make provision for the legalization of unwanted pregnancy as a result of sexual assault and lack of means to cater for a new born, to put an end to the patronage of quack and unqualified medical practitioners; and for Related Matters (HB. 911)**

Sponsored by

1) Hon. Dr Babarinde Olaide Abdulraheem

Co-Sponsors

2) Hon. Halima Gobir

3) Hon. Suleiman Mohammed Bello

4) Hon. Patience Samuel Inyang

5) Hon. Bareyei Ruth Izonabodisere

6) Hon. Daniel Stephen

BE-IT ENACTED by the National Assembly of the Federal Republic of Nigeria Commencement

1        **1. OBJECTIVES**

2        The objectives of this Bill are to:

- 3            a) create a safe environment where life is not at risk due to unsafe  
4            abortion to reduce maternal mortality as the criminalization of  
5            abortion in Nigeria forces people to patronize quacks and this is        Objectives  
6            a leading cause of maternal mortality in Nigeria
- 7            b) to safeguard the health of women
- 8            c) to synchronise Nigerian Laws with internationally acceptable  
9            human rights as International Human rights promotes body

10 autonomy

## 2. AMENDMENT OF THE CRIMINAL CODE ACT

11 The Criminal Code Act Cap. C.38 Laws of the Federation of Amendment of  
12 Nigeria, 2004 (herein referred to as “the Principal Act” is the Criminal  
13 amended as set out hereunder. Code Act, L.F.N  
14 2004

15 (1) An amendment of Section 228 of the Principal Act with a new  
section 228 that states as follows: Amendment of  
16 “Any unauthorized personnel providing abortion to a woman is 228  
17 guilty of a felony up to 14 years of imprisonment.”

18  
19 (2) An amendment of Section 229 of the Principal Act with a new Amendment of  
section 229 to state as follows: 229  
20 “A woman is free to seek safe abortion as long as she is  
21 ascertained to be mentally stable after counselling”.

22  
23 (3) An amendment of Section 230 of the Principal Act with a new Amendment of  
24 section 230 to state as follows: 230  
“Anyone supplying anything intended for safe abortion must be  
authorized and approved by the Ministry of Health or recognised  
physicians by the government”.

25

## 3. RESTRICTIONS

26  
27 (1) A person under the age of 18 should not be allowed to carry out  
28 abortion without parental guidance

29 (2) Consent of a third party should be available for persons of  
30 unsound mind

31 (3) The consent of the spouse of a married woman should be  
32 presented before an abortion can be procured Restrictions

33 (4) There should be counselling for all women willing to procure an

34 abortion and safe sex

35 (5) There should be digitization of records with a limitation of 3  
chances only when it is safe.

36 **4. PENALTY**

37 1. The Principal Act is amended by the insertion of a **new section**  
38 **228A** titled “*Penalties for Procuring an Abortion without the*  
39 *use of Authorised Personnel*”

40 2. The amendment of the Principal Act by providing for a new Penalty  
41 section 228A(i) providing for 14 years imprisonment term for  
42 unauthorized personnel who provide an abortion for a woman.

43 3. The amendment of the Principal Act by providing for a new  
44 section 228A(i) providing for a 3-year imprisonment term for  
any person who supplies anything intended for abortion which is  
45 not authorized by the Ministry of Health, for example,  
performed by a traditional healer, quack physician, a friend or Short Title  
46 the woman herself without an authorized professional’s  
47 assistance.  
48

This Bill may be cited as The Abortion Act

49

Explanatory

50 **EXPLANATORY MEMORANDUM**

Memorandum

51 This Bill seeks to amend Sections 228, 229, and 230 of the Criminal  
52 Code as amended to delete superfluous provisions which currently  
53 criminalise abortion, thereby making it unsafe for women who still  
54 undertake abortion irrespective of the criminalization.

55 Unsafe abortions often put women’s life and health in jeopardy. Most  
56 women use traditional healers, a friend or someone inexperienced to  
57 terminate the pregnancy on their own by taking tablets or obtaining  
58 injections. This leads to complications such as excessive pain and  
59 bleeding, fever, sepsis and instrumental injuries.

60 For abortion to become legal in Nigeria, it is important for medical  
61 students and medical practitioners to be trained to perform safe  
62 pregnancy terminations using manual vacuum aspirations. Such training  
63 would be helpful for doctors and nurses involved in post-abortion care.

64 The legalisation of abortion would also help adolescents who got  
65 pregnant due to unsafe sex or rape to have a choice. The Bill will help  
66 minors who are often not ready to take on the responsibility of another  
67 human being and are yet to begin their lives themselves. This often  
68 leads to babies found and abandoned on the streets due to unfit parents.

#### **Commencement Date**

The Abortion Act comes into effect the day it is assented to by the President of the Federal Republic of Nigeria.

## **NEED FOR THE NATIONAL ORIENTATION AGENCY TO CREATE NATION-WIDE AWARENESS ON THE NEED TO STOP PATRONIZING QUACK AND NON-MEDICAL EXPERTS FOR ABORTION**

Sponsored by

1) Hon. Dr Babarinde Olaide Abdulraheem

Co-Sponsors

2) Hon. Halima Gobir

3) Hon. Suleiman Mohammed Bello

4) Hon. Patience Samuel Inyang

5) Hon. Bareyei Ruth Izonabodisere

6) Hon. Daniel Stephen

***The House notes*** the silent epidemic of high maternity mortality through abortion in Nigeria.

***It further notes that*** although abortion has been termed illegal in Nigeria, it is often carried out underground with hundreds of women becoming pregnant without wanting to and with many women with unwanted pregnancies deciding against keeping the child.

***The House is aware that*** unsafe abortions often put women's life and health in jeopardy. Most women use traditional medicine and herbs gotten from a herbalist, or a friend to terminate the pregnancy on their own. Some even go as far as taking tablets or obtaining injections prescribed by quack doctors and non-medical practitioners. All these lead to complications such as excessive pain and bleeding, fever, sepsis and instrumental injuries. For abortion to become legal in Nigeria, it is important that medical students and medical practitioners are trained to perform safe pregnancy terminations using manual vacuum aspirations. Such training would be helpful for doctors and nurses involved in post-abortion care.

***The House should consider*** that the legalisation of abortion would also help adolescents who get pregnant as a result of rape incidents and unprotected sex to have a choice. Most of these teenagers are not ready to take on the responsibility of another human being as they are yet to begin life themselves. This often leads to babies found and abandoned on the streets due to unfit parents.

***The House is further concerned that*** the maternity mortality rate in Nigeria will continue to increase if steps are not taken to reduce it.


***The House is aware*** that actions need to be taken to reduce the level of unwanted pregnancies in Nigeria, and to improve knowledge on how to access and use effective contraceptives to lower the level of unwanted pregnancies and induced abortion.

***The House is aware that*** information and services are especially needed among women who have no formal education, older and are living in rural areas, to reduce the grave consequences and costs of unsafe abortions. Resources should be made available to improve on the quality of post-abortion care for women.

***The House is equally aware that*** there is need for massive awareness in rural and urban areas on the need to seize from patronizing quack and unprofessional medical experts for abortion through programs on radio, television and flyers made available in the prominent language of a given location.

Resolves as follows:

1. That the Director-General of the National Orientation Agency increase nationwide awareness, particularly within the South-east region to educate the people on the need to stop patronizing quack and non-medical practitioner for abortion.

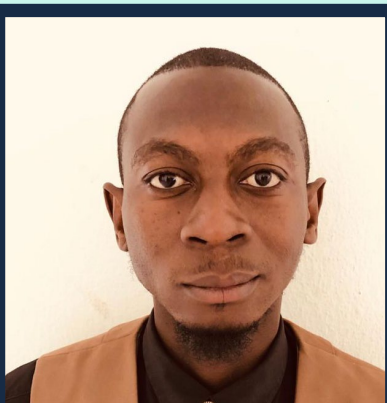
- 
2. The Nigeria Medical and Dental Council should make available a comprehensive list of all its members to the Inspector General of Police to fish out the criminals parading themselves as medical experts.
  3. The Inspector-General of Police should launch a nation-wide search and arrest of all criminals parading themselves as medical practitioners.



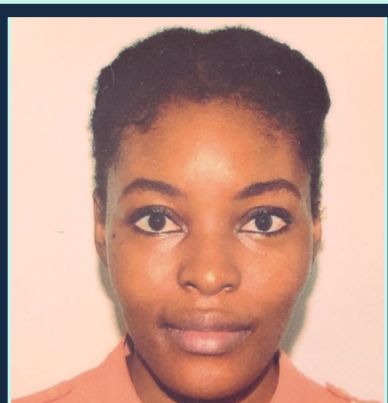
# Photographs of PLAC 2020 Legislative Interns

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## PRINCIPAL OFFICERS



**Selzing Zingfa**  
Plateau  
*Speaker*



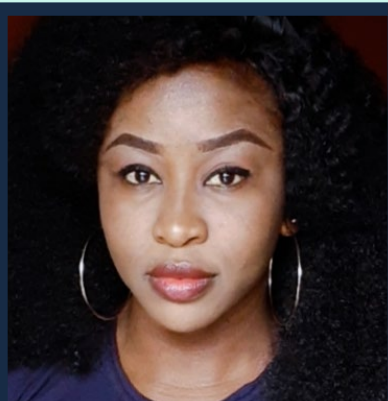
**Korinjoh Regina Mlumun**  
Benue  
*Deputy Speaker*



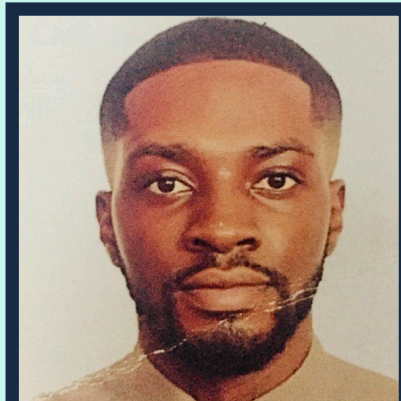
**Stephen Adavize Onimisi**  
Kogi  
*Majority Leader*



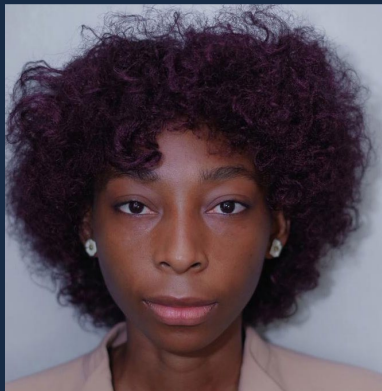
**Ismail Muhammad  
Mubashir**  
Gombe  
*Deputy Majority Leader*



**Gloria Emmanuel**  
Taraba  
*Minority Leader*



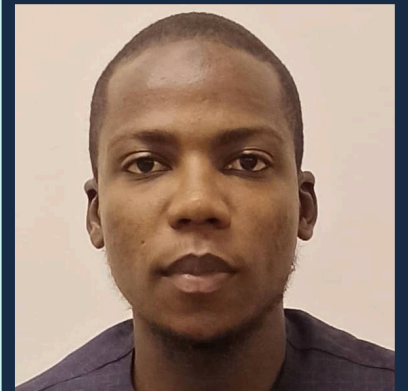
**Chigozie Obi**  
Anambra  
*Deputy Minority Leader*



**Ibebunjoh Chisom  
Obianuju**  
Abia  
*Chief Whip*



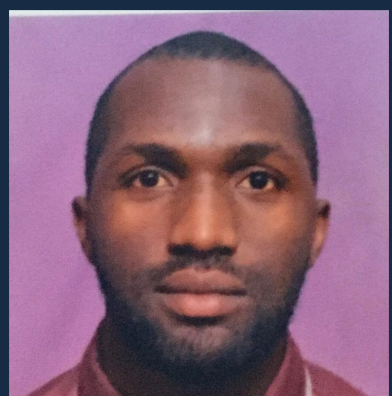
**Halima Gobir**  
Sokoto  
*Deputy Chief Whip*



**Ibrahim Shehu**  
Adamawa  
*Minority Whip*



**Mohammed Bello  
Suleiman**  
Niger  
*Deputy Minority Whip*



**Najib Isah**  
Kano  
*Clerk*



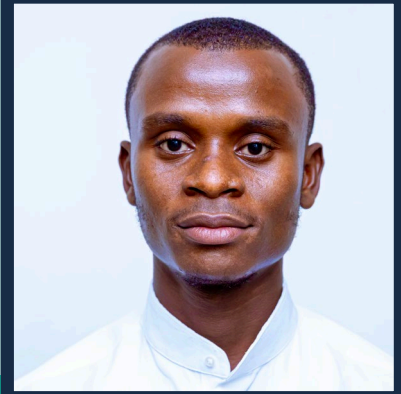
**Patience Samuel  
Inyang**  
Akwa Ibom  
*Sergeant at arms*



**Adah Miriam Uben**  
Cross Rivers



**Adamu Nasiru**  
FCT



**Alyasa'u Atiku Abubakar**  
Kebbi



**Babarinde Abdulraheem  
Olaide**  
Ogun



**Badmus Iswat**  
Oyo



**Bareyei Ruth  
Izonabodiseere**  
Bayelsa



**Chimdindu Nwobodo**  
Enugu



**Daniel Stephen**  
Benue



**Haruna Ibrahim**  
Nassarawa





**Egwu N. Favour**  
Ebonyi



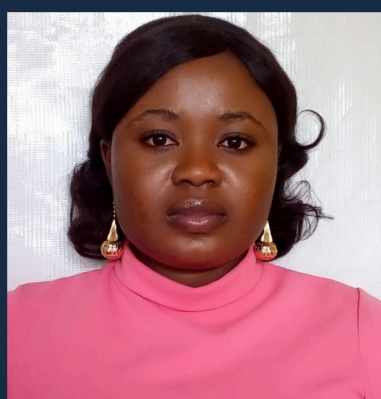
**Falowo Moyinoluwa  
Olubunmi**  
Ondo



**Fatima Muhammad  
Bammami**  
Yobe



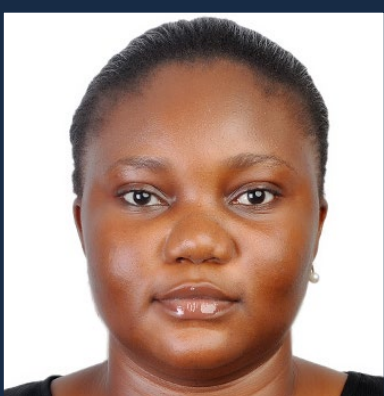
**Iwuchukwu Uchenna  
Ndidiamaka**  
Imo



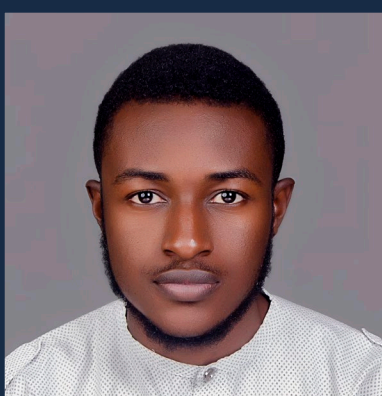
**Jemiyo Christianah  
Oyindamola**  
Osun



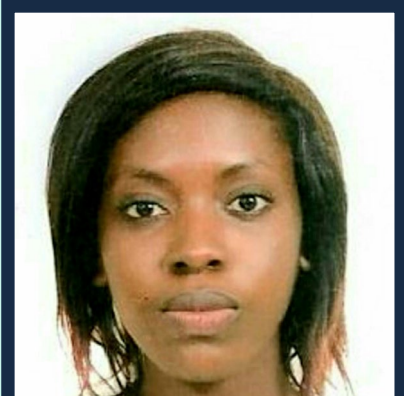
**Jeremiah Dauda Hassan**  
Borno



**Ngorfah Awajiokiroyem  
Christopher**  
Rivers



**Midah Yohanna**  
Bauchi



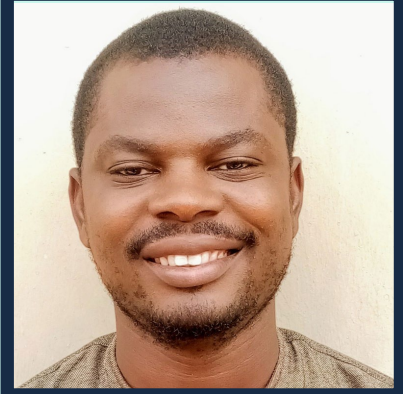
**Oladoja, Simbiat  
Bolajoko**  
Kwara



**Muhammad Bashar Musa**  
Zamfara



**Muhammad Muhammad**  
Jigawa



**Rafiu Adeniran Lawal**  
Lagos



**Saidu Bashir Aminu**  
Kaduna



**Osusu Preye Ufuoma**  
Omotekoro  
Bayelsa



**Olaogun Michael**  
Sunkanmi  
Ekiti



**Smart Osahenogae**  
Egberanmwun  
Edo



**Uche George Egbe**  
Delta

# Deployment List of PLAC 2020 Legislative Interns

S/No	NAME OF INTERN	COMMITTEE
1	Adah Miriam Uben	House Committee on Niger Delta Affairs
2	Adamu Nasiru	House Committee on Works
3	Alyasa'u Atiku Abubakar	House Committee on Inter Parliamentary Relations
4	Babarinde Abdulraheem Olaide	Senate Committee on Primary Healthcare and Communicable Diseases
5	Badmus Iswat Taiwo	House Committee on Hiv/Aids, Tuberculosis and Malarial Control
6	Bareyei Ruth Izonabodiseere	Senate Committee on Public Procurement
7	Chigozie Kenedy Obi	House Committee on Electoral Matters
8	Chimdindu Sandra Nwobodo	Senate Committee on the Judiciary, Human Rights and Legal Matters
9	Daniel Stephen	House Committee on Niger Delta Development Commission
10	Egwu Ngozi Favour	House Committee on Human Rights
11	Falowo Moyinoluwa Olubunmi	Senate Committee on Science and Technology
12	Fatima Muhammad Bammami	Senate Committee on Media and Public Affairs
13	Gloria Emmanuel	House Committee on Youth Development

14	Halima Gobir	Senate Committee on Information and National Orientation
15	Haruna Ibrahim	Senate Committee on Tertiary Institutions and TETFUND
16	Ibebunjoh Chisom Obianuju	House Committee on Diaspora and NGOs
17	Ibrahim Shehu	Senate Committee on Power
18	Ismail Muhammad Mubashir	Senate Committee on Culture & Tourism
19	Iwuchukwu Uchenna Ndidiamaka	House Committee on Justice
20	Jemiyo Christianah Oyindamola	National Assembly Budget and Research Office (NABRO)
21	Jeremiah Dauda Hassan	Senate Committee on Appropriations
22	Korinjoh Regina Mlumun	House Committee on Science and Technology
23	Midah Yohanna	House Committee on ICT
24	Mohammed Bello Suleiman	Senate Committee on Tertiary Institutions and TETFUND
25	Muhammad Bashir Musa	House Committee on FCT Judiciary
26	Muhammad Muhammad	Senate Committee on Works
27	Najib Isah	House Committee on Ports and Harbor
28	Ngorfah Awajiokiroinyem Christopher	Senate Public Accounts Committee
29	Oladoja Simbiat Bolajoko	House Committee on Agric production and Services



30	Olaogun Michael Sunkanmi,	House Committee on Electoral Matters
31	Onimisi Stephen Adavize	House Committee on Appropriations
32	Osusu Preye Ufuoma Omotekoro	Senate Committee on Legislative Compliance
33	Patience Samuel Inyang	House Committee on Anti-Corruption
34	Rafu Adeniran Lawal	House Committee on Cooperation and Integration of Africa
35	Saidu Bashir Aminu	House Committee on Emergency and Disaster Preparedness
36	Selzing Zingfa	Senate Committee on Rules and Business.
37	Smart Osahenogae Egberanmwen	National Assembly Budget and Research Office (NABRO)
38	Uche George Egbe	House Committee on Judiciary





## About PLAC

Policy and Legal Advocacy Centre (PLAC) is a non-governmental organization committed to strengthening democratic governance and citizens' participation in Nigeria. PLAC works to enhance citizens' engagement with state institutions, and to promote transparency and accountability in policy and decision-making processes.

The main focus of PLAC's intervention in the democratic governance process is on building the capacity of the legislature and reforming the electoral process. Since its establishment, PLAC has grown into a leading institution with capacity to deliver cutting-edge research, policy analysis and advocacy. PLAC receives funding support from donors and other philanthropic sources.