



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Wednesday, 2nd June, 2021

1. The Senate met at 10:46 a.m. The President of the Senate read prayers.
2. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings of Tuesday, 1st June, 2021.

Question was put and the Votes and Proceedings were approved.

Gyam

3. **Message from Mr. President:**

The President of the Senate announced that he had received a letter from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

Harmonized Retirement of Teachers:



PRESIDENT
FEDERAL REPUBLIC OF NIGERIA

31st May, 2021

*Distinguished Senator Ahmad Ibrahim Lawan
President of the Senate,
Senate Chambers,
National Assembly Complex,
Three Arms Zone,
Abuja.*

Dear Distinguished Senate President,

**TRANSMISSION OF THE HARMONIZED RETIREMENT AGE FOR
TEACHERS IN NIGERIA BILL 2021 TO THE NATIONAL ASSEMBLY
FOR CONSIDERATION**

Pursuant to Sections 58(2) of 1999 Constitution of the Federal Republic of Nigeria (as amended), I forward herewith, the Harmonised Retirement Age for Teachers in Nigeria Bill, 2021 for consideration by the Senate.

The Harmonised Retirement Age of Teachers in Nigeria Bill 2021, seeks to increase the retirement age of teachers from 60 to 65 years and also increase the possible years of service from 35 to 40 years.

While appreciating your usual expeditious consideration of this submission, please accept, Distinguished Senate President, the assurances of my highest consideration.

*Yours sincerely,
(Signed)
Muhammadu Buhari*

4. Personal Explanation:

Rising on Order 43, Senator Istifanus D. Gyang (*Plateau North*) drew the attention of the Senate to the series of sustained attacks and killings in Plateau North Senatorial District. He noted that about twenty (20) persons were killed and many houses set ablaze in Kwi village in Riyom Local Government Area, Dong and Miango in Bassa Local Government Area of Plateau State. He called on Security Agencies to apprehend the culprits and he urged the Senate to observe a minute silence in honour of those killed.

One minute silence accordingly observed in honour of the deceased.

5. Personal Explanation:

Rising on Order 43, Senator Binos D. Yaroe (*Adamawa South*) drew the attention of the Senate to the recent communal clashes between the Waja and Lunguda Communities in Gombe South and Adamawa South Senatorial Districts in Gombe and Adamawa States respectively. He noted that following a motion moved on Wednesday, 21st April, 2021 and the Senate's resolutions, the Governors of Adamawa and Gombe States have visited the communities, accompanied by their Deputies, Senators, Traditional Rulers and Community Leaders where they held a security/peace meeting. He further noted that the communities have resolved to live in peace and will implement the resolution reached and signed by the Governors of the two (2) States.

6. Personal Explanation:

Rising on Order 43, Senator Abba P. Moro (*Benue South*) drew the attention of the Senate to the rising wave of herdsmen attacks in Benue South Senatorial District. He noted that on the 30th May, 2021, Odokem, Ataloga, Ndigwe and Nduobasi communities of Ado Local Government Area in Benue South Senatorial District were invaded by suspected armed herdsmen leaving over one hundred (100) natives gruesomely murdered with several victims critically injured. He called on the establishment of Internally Displaced Persons' Camps at Igumale and Apa-Ugogzu of the Senatorial District. He urged the Senate to observe a minute silence in honour of those killed in the attack and the National Emergency Management Agency (NEMA) to quickly mobilize resources and rehabilitation materials to victims of the attack.

One minute silence accordingly observed in honour of the deceased.

7. Presentation of Bills:

- (i) Nigerian Council for Psychologists (Establishment) Bill, 2021 (HB. 848) — *Read the First Time.*
- (ii) Nigerian Security and Civil Defence Corps Act (Amendment) Bill, 2021 (SB. 695) — *Read the First Time.*
- (iii) Code of Conduct Bureau and Tribunal Act (Amendment) Bill, 2021 (SB. 727) — *Read the First Time.*
- (iv) Public Private Partnership Bill, 2021 (SB. 735) — *Read the First Time.*
- (v) National Wheat Development Council (Establishment) Bill, 2021 (SB. 736) — *Read the First Time.*

8. **Executive Communication:**

Confirmation of the Nomination of Major General Faruk Yahaya for Appointment as Chief of Army Staff of the Armed Forces of the Federal Republic of Nigeria:

Motion made: That the Senate do consider the request of Mr. President, Commander in Chief of the Armed Forces of the Federation on the confirmation of the nomination of Major General Faruk Yahaya for Appointment as Chief of Army Staff of the Armed Forces of the Federal Republic of Nigeria (*Senate Leader*).

Question put and agreed to.

Request accordingly referred to the Committees on Defence; and Army to report within two (2) weeks.

9. **Joint Committee on Establishment and Public Service Matters; and Tertiary Institutions and TETFUND:**

Report on the Prohibition of Discrimination between First Degrees and Higher National Diplomas Bill, 2021 (SB. 297):

Motion made: That the Senate do receive and consider the Report of the Joint Committee on Establishment and Public Service Matters; and Tertiary Institutions and TETFUND on the Prohibition of Discrimination between First Degrees and Higher National Diplomas Bill, 2021 (*Senator Ibrahim Shekarau — Kano Central*).

Question put and agreed to.

Report Laid and Presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO ABOLISH AND PROHIBIT DISCRIMINATION BETWEEN FIRST DEGREE AND HIGHER NATIONAL DIPLOMA [HND] FOR THE PURPOSE OF EMPLOYMENTS AND FOR OTHER MATTERS CONNECTED THEREWITH, 2021.

Clause 1: Equity of First Degree and Higher National Diploma in Nigeria.

- (1) Notwithstanding any provision in any legislation, circular, regulation or policy guideline, First Degree and Higher National Diploma shall be deemed construed and treated as equivalent qualification for the purpose of employment and career progression at work place in the public and private sectors of the Nigeria Economy.
- [2] Any provision in laws, enactments, instruments, circulars, scheme of service, directives, or policies by whatsoever name called; which is inconsistent with the provisions of this Bill shall to the extent of the inconsistency be null and void, and of no effect
- [3] Holders of the First Degree and the Higher National Diploma [HND] shall be given equal treatment and opportunity in career placements, career progression, admission to further studies and privileges whatsoever in consideration of status as graduates of Nigeria Tertiary Institutions of Higher learning.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: Prohibition of Discrimination between First Degree and Higher National Diploma.

- (1) All forms of discriminations and or dichotomy between First Degree and Higher National Diplomas for the purpose of employment, transfer of service, conversion of cadre, career progression, promotion, and other related issues in the public and private sectors of the Nigerian Economy is hereby abolished.
- [2] No person, authority, entity [body or corporate] in whatsoever name call shall discriminate and or undertake any action in any form whatsoever which is construed as and or intended to give any preferential treatment in favour of and/or against holders of the First Degree or the Higher National Diploma [HND].
- [3] [a] Any person or entity in the public or private sectors of the Nigerian Economy who contravenes the provisions of this Bill, commits an offence under this Bill, and shall be liable upon conviction to a term of two years' imprisonment or a fine of ₦1,000,000.00 [One Million Naira] or both;
- [b] Any person or entity in the public or private sectors of the Nigerian Economy who design, prescribe and or specify any guidelines, terms or conditions of employment, career progression, and or any other instrument by whatsoever name called in violation of the provisions of this Bill shall be guilty of an offence under this Bill and liable upon conviction to a term of 1 year imprisonment or a fine of ₦500,000 [Five Hundred Thousand Naira] or both;

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Offences.

Any Person who induces or encourages any other person for the Violation of any of the provisions of this Bill shall be liable upon conviction to —

- [a] A fine of ₦500,000;
- [b] Imprisonment for a term not exceeding 1 year or; to both

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Power to Receive Complaint Duty to Report.

- [1] It shall be the duty of the Chief Executive Officer of any entity private or public to —
- [a] Receive complaints of discrimination on grounds specified in this Bill:

- [b] Investigate all complaints and remedy any such violation within 30 days of receipt of such complaint in writing to the complainant;
 - [c] Report in a presented form on an annual basis but not later than 31st December, each year of full compliance of the provisions of this Bill to the Public Complaint Commission.
 - [d] Enforce the provisions of this Bill;
 - (e) Cause to be compiled and submitted to the appropriate authority for redress within 30 days of the receipt of complaints of discriminations in contravention to the provisions of this Bill;
 - (f) Ensure that the department or organ of any private or public organization charged with the responsibility of Appointment, Promotion and/ or Career Development to give effect to any decision in pursuant to in clause 4 (1) hereof.
- [2] Where an Officer of any entity in the public or private sectors of the Nigerian economy —
Fails to comply with the provisions of this Bill, he shall be guilty of an offence under this Bill and liable upon conviction to an imprisonment term of 6 months or a fine of ₦500, 000.00 or both.
- [3] Where in any proceedings against any person for an offence under this Bill, it is established that any action constituting an offence under this Bill has been committed by an officer, it shall be presumed that the action was done with the motive or intent of committing an offence under this Bill as the case may be, until the contrary is proved.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 4 do stand part of the Bill, put and agreed to.

Clause 5: Presumptions.

Upon the commencement of this Bill, any person who has been discriminated against in any form whatsoever by means of holding Higher National Diploma or First Degree in any field whatsoever shall be placed on the same status in which he ought to have attained (*Senator Ibrahim Shekarau — Kano Central*).

Amendment Proposed:

Leave out the provision in clause 5 and *insert* the following instead thereof:

“Upon the commencement of this Bill, holders of Higher National Diploma (HND) or First Degree in any field whatsoever shall be placed on the same status” (*Senator Yahaya A. Abdullahi — Kebbi North*).

Question that the amendment be made, put and agreed to.

Question that Clause 5 as amended do stand part of the Bill, put and agreed to.

Clause 6: Power to Prosecute.

- [1] Every prosecution for offence under this Bill shall be deemed to be done with the fiat and consent of the Attorney General of the Federation or State Attorney General as applicable.
- (2) The Federal High Court, the State High Court, Magistrate Courts and the National Industrial Court shall have concurrent jurisdiction to hear matters up to the Court of Appeal.
- (3) The appropriate authority may make regulations and guidelines to enforce and to ensure compliance with the provisions of this Bill and failure to comply with such regulations and guidelines shall be deemed an offence under clause 3
- [4] Any person who fails to provide or comply with the request for information or fails to appear upon invitation or fails to cooperate with the appropriate authority during investigation and redress of complaints on violation of the provision of this Bill shall be liable upon conviction to—
- (a) a fine of ₦500,000.00
- (b) imprisonment for a term not exceeding 1 year, or to both

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 6 do stand part of the Bill, put and agreed to.

Clause 7: Interpretation.

- [1] In this Bill, unless the context otherwise requires,
- [a] "Employees" includes the Chief Executive, Permanent or Contract Staff, Casual Agents or Consultants of the organisation
- [b] "Appropriate Authority" shall mean the Public Complaint Commission

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 7 do stand part of the Bill, put and agreed to.

Clause 8: Short Title.

This Bill may be cited as the Prohibition of Discrimination between First Degrees and Higher National Diplomas [HND] Bill, 2021

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Ibrahim Shekarau — Kano Central*).

Question that Clause 8 do stand part of the Bill, put and agreed to.

Chairman to report Bill.

(SENATE IN PLENARY)

The President of the Senate reported that the Senate in the Committee of the Whole considered the Report of the Joint Committee on Establishment and Public Service Matters; and Tertiary Institutions and TETFUND on the Prohibition of Discrimination between First Degree and Higher National Diploma Bill, 2021 and approved as follows:

Clauses 1 - 4	—	As Recommended
Clause 5	—	As Amended
Clauses 6 - 8	—	As Recommended

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Motion made: That the Bill be now Read the Third Time (*Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

**10. Committee on Tertiary Institutions and TETFUND:
Report on the National Institute for Border Studies Imeko (Establishment) Bill, 2021 (SB.266):**

Motion made: That the Senate do receive and consider the Report of the Committee on Tertiary Institutions and TETFUND on the National Institute for Border Studies Imeko (Establishment) Bill, 2021 (*Senator Patrick A. Akinyelure — Ondo Central*).

Question put and agreed to.

Report Laid and Presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NATIONAL INSTITUTE FOR BORDER STUDIES IMEKO, OGUN STATE, TO PROVIDE FOR TEACHING, RESEARCH, INSTRUCTION AND TRAINING OF STUDENTS IN BORDER MANAGEMENT AND FOR OTHER MATTERS CONNECTED THEREWITH, 2021

PART I - ESTABLISHMENT, OBJECTIVES, POWERS AND THE GOVERNING COUNCIL OF THE INSTITUTE

Clause 1: Establishment of the National Institute for Border Studies, Imeko
 [1] There is hereby established a body to be called National Institute for Border Studies, Imeko, Ogun State [herein referred to as "the Institute"].

- [2] The Institute shall be-
- [a] A body corporate with perpetual succession and a common seal and may sue and be sued in its corporate name;
 - [b] shall be capable of-
 - [i] acquiring, holding and disposing of the Institute's property; and
 - [ii] performing such other acts and things as a body corporate may by law and by the provision of this Bill do or perform.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: The Objectives and the Powers of the Institute Vested in the Governing Council

The Institute shall have power to:

- [a] award certificates for courses provided for under this Bill thus;
- [b] enter into such contracts as may be necessary or expedient for carrying into effect the provisions of this Bill;
- [c] acquire, hold, lease, sell, mortgage or otherwise alienate or dispose of any property, movable or immovable;
- [d] invest its funds in such manner and to such extent as it may deem necessary or expedient;
- [e] establish and maintain a library, comprising such books, journals, records, reports and other publications and information systems as may be required for the discharge of the functions conferred on the Institute by this Bill;
- [f] accept gifts of land, money or other property upon such terms and conditions, if any, as may be specified by the person or organisation making the gift; provided that the Institute shall not accept any gift if the terms and conditions attached thereto are inconsistent with its functions under this Bill.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Establishment and Composition of the Governing Council

- [1] There is to be established for the Institute a governing body herein referred to as "the Council" to give effect to the provisions of this Bill.
- [2] Subject to the provisions of subclause [1] of this clause, the Council shall compose of the following members;

- [a] the Chairman and other members who shall be persons with both the requisite knowledge and practical experience to be appointed by the president;
 - [b] the Institute's Officer in charge of policy, planning and strategy;
 - [c] the Provost of the Institute;
 - [d] the Registrar of the Institute who shall be the Secretary of the Council;
 - [e] one representative of the National Universities Commission; and
 - [f] one representative of the Federal Ministry of Education.
- [2] The members of the Council shall receive remuneration and allowances as may be determined by the President from time to time.
- [3] The proceedings of the Council shall be in a manner set out in the schedule to this Bill.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Tenure of the Members of the Council

- [1] The Chairman and other members of the Council shall hold office for a period of four years and may only be reappointed for another term of four years.
- [2] When a member of the Council appointed by the president wishes to resign from his/her membership of the Council, he or she shall do so by a hand-written notice addressed to the President and copied to the Minister and the Council.
- [3] The member stated in subclause [2] above shall cease to be a member of the Council upon the President's acknowledgement of his or her letter of resignation.
- [4] When there is a vacancy in the membership of the Council, the Person representing the same interest as the one whose exit created the vacancy shall be nominated or appointed as circumstances so dictate to fill such position.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 4 do stand part of the Bill, put and agreed to.

Clause 5: Cessation of Membership

A member of the council shall cease to hold office if-

- [a] he or she becomes permanently incapacitated or insane;
- [b] he or she is convicted of any offence by a competent court of superior record that he is dishonest; and
- [c] he/she is found guilty of serious misconduct with regards to his duties.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 1 do stand part of the Bill, put and agreed to.

PART II - FUNCTIONS AND POWERS**Clause 6: Functions of the Institute**

The functions of the Institute shall be:

- [a] to offer courses leading to the award of degrees and diplomas on both full-time and part-time basis to cover, but not limited to, inter alia, the following: migrations, refuge and trans-border management, border security and other areas of governance, Social Sciences, Arts and Humanity.
- [b] to provide facilities and encourage research in all its area of focus to aid the development of Nigeria in the areas of Industry, Commerce, Technology and Engineering etc.
- [c] to provide capacity in form of training to meet manpower needs and requirements in border security and management inter alia the following security outfits —
 - (i) Nigerian Immigration Service;
 - (ii) Military;
 - (iii) Office of the NSA;
 - (iv) Nigerian Customs Service;
 - (v) Nigerian Police; and
 - (vi) Nigerian Security and Civil Defense Corps;
- [d] to arrange conferences, seminars and study groups relevant to the fields of learning specified in this clause;
- [e] to perform such other functions which in the opinion of the Institute, may serve to promote its objectives;
- [f] to provide a well-developed and articulate technical education through consistent research, development and constant contact with renowned institutions and appropriate industries;

- [g] to provide appropriate training and vocational dexterity for a self-reliant and focused Nigerian student, and also to provide industrial skills for those who want to be employers of labour or gainfully employed;
- [h] to perform such other functions as in the opinion of the Council, may serve to promote the objectives of the Institute; and
- [i] to carry out other activities as are necessary and expedient for the full discharge of any of its functions pursuant to this Bill.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 6 do stand part of the Bill, put and agreed to.

Clause 7: **Functions of the Governing Council**

- [1] Subject to the provisions of this Bill, the Council:
 - [a] shall be responsible for the general management of the affairs of the Institute and in particular, the control of the property and finances of the Institute;
 - [b] shall have power to do anything which in its opinion is calculated to facilitate the carrying out of activities of the Institute and promote its best interest;
 - [c] shall set up committees for the purpose of working on specific matters and making recommendations to the Board for necessary action;
 - [d] shall provide pieces of advice as may be necessary, for the interest of the Institute on any matter referred to it;
 - [e] may enter into such contracts as may be necessary or expedient for carrying into effect the provisions of the National Institute Act.
 - [f] shall perform such other functions as in the opinion of the Council may serve to promote the objectives of the Institute.
- [2] The Minister may give to the Institute directives of a general character or relating generally to matters of policy with regard to the exercise by the Institute of its functions under this Bill and it shall be the duty of the Institute to comply with such directives

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 7 do stand part of the Bill, put and agreed to.

PART III - ORGANIZATION OF ACADEMIC AND ADMINISTRATIVE TASKS OF THE INSTITUTE

Clause 8: Establishment, Composition and Functions of the Academic Board

- [1] Subject to the powers and general oversight of the Council, the Institute shall have an Academic Board to-
- [a] set guidelines, organize and monitor lectures of approved academic courses, examinations and research projects;
 - [b] determine passes or failure in all approved academic courses in line with criteria spelt out in the academic policy or any other directives given by the NBCE; and
 - [c] perform such other functions as may be assigned or delegated to it by the Council or the Provost.
- [2] The Academic Board shall compose of the following members-
- [a] the Provost who shall be the Chairman;
 - [b] Deans of Faculties;
 - [c] Heads of Academic Departments;
 - [d] the Registrar who shall be the Secretary;
 - [e] the Institute Librarian; and
 - [f] resource persons that may be appointed by the chairman from within or outside the Institute as consultants.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 8 do stand part of the Bill, put and agreed to.

Clause 9: Establishment and Composition of the Selection Committee for other Principal Officers

- [1] Subject to the general oversight of the governing council, there shall be a selection committee for the Institute which shall composed of the following members-
- [a] the chairman and four other members of the Council;
 - [b] the Provost of the Institute; and
 - [c] two members of the academic Board none of which shall be the Provost or a member of the Council.
- [2] The functions, procedure and other related activities of the selection committee constituted in subclause [1] of this clause shall be in accordance with the standards set out by the Council.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 9 do stand part of the Bill, put and agreed to.

Clause 10: Establishment and Composition of the Institute's Interview Panel

- [1] Subject to the provisions of clause 13 of this Bill, an interview panel shall be constituted to conduct interviews of candidates seeking to occupy non-principal offices of the Institute and it shall consist of-
- [a] the Provost;
 - [b] two representatives of the faculties in which the vacancy is declared;
 - [c] the head of departments concerned; and
 - [d] the Registrar who shall be the secretary of the Panel.
- [2] The functions, procedure, and other matters of the Panel shall be determined from time to time by the Council.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 10 do stand part of the Bill, put and agreed to.

PART IV - PRINCIPAL OFFICERS AND OTHER EMPLOYEES OF THE INSTITUTE

Clause 11: Appointment of the Provost

- [1] There shall be a Provost for the Institute who shall be appointed by the President on the recommendation of the Minister of Education;
- [2] The provost shall be a professor with cognate experience of not less than 10 years in his academic field of competence;
- [3] The Provost shall be a person with the requisite qualifications and practical teaching and research experience;
- [4] Where there is a vacancy for the post of the Provost, the Council shall specify-
- [a] advertise the vacancy in reputable and widely read national newspapers;
 - [b] the requirements from persons seeking to occupy the post;
 - [c] the terms and conditions of service attached to the post and thereafter short list the names of suitable candidates for the consideration of the minister;
- [5] Subject to the provisions of subclause [3] of this clause, the president shall appoint one of the candidates recommended by the minister for the post of the Provost;

- [6] Subject to the general oversight of the Council, the Provost shall be the chief executive of the Institute vested with the responsibility of running all academic and general administration activities of the institute and shall perform such other functions as assigned to him by the Governing Council;
- [7] The Provost shall hold office for a single unrenovable term of five years in accordance with the conditions of service stipulated in his or her appointment letter.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 11 do stand part of the Bill, put and agreed to.

Clause 12: Appointment of Deputy Provosts

- [1] The Council shall appoint for the Institute a Deputy Provost [Academic] and a Deputy Provost [Administration] from a list of five Professors in order of preference submitted by the Provost to assist him in the discharge of his duties.
- [2] The Council shall appoint the Deputy Provost after due consideration of the recommendation of the selection Committee inaugurated for the purpose in clause 7 of this Bill.
- [3] The functions of the Deputy Provost [Academic] shall be to-
- [a] assist the Provost in the handling of academic matters of the Institute;
 - [b] act as the acting Provost in the absence of the Provost or when, for some reasons, the post of the Provost is vacant;
 - [c] perform such other duties as may be assigned to him/her by the Provost or the Council.
- [4] The functions of the Provost [Administration] shall be to-
- [a] assist the Provost in the discharge of administrative duties of the Institute; and
 - [b] perform such other duties assigned to him by the Provost or the Council.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 12 do stand part of the Bill, put and agreed to.

Clause 13: Appointment and functions of the Registrar

- [1] There shall be a Registrar appointed by the Council to serve as the secretary of-
- [a] the Council;
 - [b] the Academic Board; and

[c] such other subcommittee[s] constituted by the Council.

- [2] The registrar shall also handle the records and correspondences of the Institute and perform such other functions as may be assigned to him/her by the Provost or the Council.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 13 do stand part of the Bill, put and agreed to.

Clause 14: Appointment and Functions of other Principal Officers of the Institute

- [1] The Council shall appoint for the Institute—
[a] a Bursar; and
[b] a Librarian.
- [2] The Bursar shall be responsible to the Provost for the administration and general control of financial affairs of the Institute;
- [3] The Librarian shall be responsible to the Provost in administering and coordinating the activities of the central, faculty, departmental and other libraries of the Institute;
- [4] The Bursar and the Librarian of the Institute shall both hold office for a single term of five years only.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 14 do stand part of the Bill, put and agreed to.

Clause 15: Appointment of Other Employees [Staff] of the Institute

- [1] The Governing Council may also appoint other persons into the academic and nonacademic staff of the Institute to assist the Provost and other principal officers in carrying out academic and administrative functions of the Institute;
- [2] The remuneration, allowances, pensions and other conditions of service of the employees of the Institute shall be determined by the Council in consultation with the Federal Civil Service Commission.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 15 do stand part of the Bill, put and agreed to.

Clause 16: Resignation of Principal and Non-Principal Staff of the Institute

- [a] Where the Provost wish to resign, he or she shall do so through a letter addressed to the president and copied to the minister and the Council; and
- [b] Other principal officers and employees who wish to resign shall do so

in a manner prescribed by the Council.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 16 do stand part of the Bill, put and agreed to.

Clause 17: Staff Regulations

- [1] The Council may, subject to the provisions of this Bill, make staff regulations relating generally to the conditions of service of the staff of the Institute and, without prejudice to the generality of the foregoing, such regulations may provide for:
- [a] the appointment, promotion and discipline [including dismissal] of employees of the Institute; and
 - [b] appeals by such employees against dismissal or other disciplinary measures, and until such regulations are made, any instrument relating to the conditions of service of public officers in the institute system shall be applicable with such modifications as may be necessary to employees of the Institute.
- [2] Staff regulations made under subclause [1] of this clause shall not have effect until approved by the President and when so approved, they need not to be published in the Gazette but the Council shall cause them to be brought to the notice of all affected persons in such a manner as it may, from time to time, determine.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 17 do stand part of the Bill, put and agreed to.

Clause 18: Pensions

- [1] Pension service in the Institute shall be approved service for the purposes of the Pensions Reform Act.
- [2] Officers and other persons employed in the Institute shall be entitled to pensions, gratuities and other retirement benefits as prescribed in the Pensions Reform Act, so nothing in this Bill shall prevent the appointment of a person to any office on terms which preclude the grant of a pension, gratuity or other retirement benefit in respect of that office.
- [3] For the purpose of the application of the provisions of the Pensions Reform Act, any power exercisable thereunder by a Minister or other Authority of the Government of the Federation, other than the power to make regulations is vested in and shall be exercisable by the Council and not by any other person or authority.

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 18 do stand part of the Bill, put and agreed to.

Clause 19: Establishment of Academic Board of the Institute

[1] There is established as an integral part of the Institute an Academic Board which shall consist of:

[a] the Provost of the Institute;

[b] the Deputy Provost;

[c] the Registrar as Secretary;

[d] the Librarian;

[e] Deans /Provosts of Schools;

[f] Heads of Academic Departments / Units;

[g] not more than two [2] members of the academic staff other than Heads of Departments/Units, to be appointed by the Academic Board.

[2] The Academic Board shall:

[a] give the direction and management of academic matters of the institute including the regulation of admission of students, the award of certificates and diplomas, school prizes and other academic distinctions;

[b] formulate and continuously evaluate the academic programme of the Institute;

[c] make periodic reports to the Council on such academic matters as the Board may deem fit or as the Council may, from time to time, direct;

[d] the discharge of any other functions which the Council may delegate to it.

[3] The Provost shall be the Chairman at the meeting of the Academic Board and in his absence the Deputy Provost shall preside at such meeting, but in the absence of both, the members present at the meeting shall appoint one of their number to preside at the meeting.

[4] Subject to subclause [3] of this clause, the Academic Board shall have the power to regulate its own procedure.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 19 do stand part of the Bill, put and agreed to.

Clause 20: Funding Account, Audit and Annual Reports

- [1] There is established for the Institute a fund into which shall be paid -
- [a] all monies appropriated through the National Assembly;
 - [b] Annual budgetary allocation by the Federal Government through;
 - [i] Appropriation by the National Assembly; and
 - [ii] Special grants from the office of the National Security Adviser [NSA] to augment subclause 1[b] for managing research on National Boarder Security and emergency;
 - [c] all monies received through donations gifts and grants-in-aid;
 - [d] all subscriptions, fees and charges for services rendered by the Institute; and
 - [e] returns on investments and other monies or assets that may accrue to the Council or the Institute;
- [2] The Institute's Council shall submit to the minister responsible for education, through the National Universities Commission, an estimate of its revenue and expenditure for the succeeding year.
- [3] The estimate stated in subclause [2] above shall be submitted not later than three months before the end of each financial year or at such other times as the minister or the Commission may direct.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 20 do stand part of the Bill, put and agreed to.

Clause 21: Account and Audit

- [1] The Council shall keep proper accounts of its receipts, payments, assets and liabilities with regards to each financial year as well as proper records connected therewith;
- [2] When the accounts, subject to the provisions of subclause [1] above is certified by the Council, the account shall be audited by a firm approved by the Council from the list and in accordance with the guidelines supplied by the office of the Auditor General of the Federation;
- [3] The auditor appointed for the purpose of this clause shall not be a member of the Council;
- [4] Subject to the provisions of this clause the audited accounts shall be published within three months from the end of the financial year to which the accounts relate.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —

Agreed to.

Question that Clause 21 do stand part of the Bill, put and agreed to.

Clause 22: Donations for particular purpose

- [1] Donations of money to be applied for any particular purpose shall be placed to the credit of a special reserve account and may be invested in such securities or other investments as may be approved by the Minister, until such time as they may be expended in fulfilment of such purpose; provided that the Institute shall not accept a donation from a particular purpose, if the terms and conditions attached to such donation are inconsistent with the actions of the Institute under this Bill.
- [2] The interest derived from the investments referred to in sub clause [1] of this clause [unless the terms of the donations otherwise required] shall be deemed to be revenue of the Institute.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 22 do stand part of the Bill, put and agreed to.

Clause 23: Annual Reports

The Council shall notwithstanding the provision of clause 16 of this Bill, submit to the Minister an annual report of its activities and administration of the Institute's fund pursuant to objectives set out in this Bill.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 23 do stand part of the Bill, put and agreed to.

PART VI - DISCIPLINE

Clause 24: Removal of a Member of Council

- [1] The President may, in writing, remove any member of the Council from office if it is established that his contributions run counter to the purpose, interest and objectives of the institute.
- [2] If it appears to the Council that a member of Council [other than an ex-officio member] or the Provost should be removed from office on the ground of misconduct or inability to perform the functions of his/her office, the Council shall make a recommendation to the President and if the President after making such enquiries as he considers necessary, approves the recommendation, the President shall, in writing declare the office of such member vacant.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 24 do stand part of the Bill, put and agreed to.

Clause 25: Removal from Office of a Staff of the Institute

- [1] If there are reasons for believing that any person employed as a member of the academic, administrative or technical staff of the institute, other than the Provost, should be removed from office on the ground of misconduct or inability to perform the functions of his office, the Council shall:
- [a] give notice to the person of the reasons in question;
 - [b] afford him an opportunity to make representations in person on the matter to the Council; and carry out such investigations and actions pursuant to the National Institutes Act.
- [2] The Provost may, in a case of misconduct by a member of staff which in the opinion of the Provost is prejudicial to the interests of the Institute, suspend such member and any such suspension shall forthwith be reported to the Council.
- [3] For good cause, any member of staff may be suspended from office or his/her appointment may be terminated by the Council by virtue of its power pursuant to the National Institute Act.

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 25 do stand part of the Bill, put and agreed to.

Clause 26: Discipline of Students

- [1] Subject to the provisions of this clause, where it appears to the Provost that any student of the Institute has been found guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or regulations made hereunder direct-
- [a] that the student shall not during such period as may be specified in the direction, participate in such activities of the Institute, or make use of such facilities of the Institute, as he may have specified;
 - [b] that the activities of the student shall, during such period as may be specified in the directions, be restricted in such manner as may be so specified;
 - [c] that the student be suspended for such period as may be specified in the directions; or
 - [d] that the student be expelled from the Institute.
- [2] Where there is temporarily no Provost or where the Provost refuse to apply any disciplinary measures, the council, either directly or through some other staff, may apply such disciplinary actions as specified in sub-clause [1] to any student of the Institute who is guilty of misconduct.

- [3] Where a direction is given under subclause [1] [c] or [d] of this clause in respect of any student may, within a period of 21 days from the date of the letter communicating the decision to him, appeal from the direction to the council; and where such an appeal is brought, the council shall, after causing such inquiry to be made in any manner the council deems just, either confirm or set aside the direction or modify it in such manner as the council may think fit.
- [4] The fact that an appeal from a direction is brought in pursuance of sub [3] of this clause shall not affect the operation of the direction while appeal is pending;
- [5] The Provost may delegate his power under this clause to a disciplinary committee consisting of such members of the Institute as he may nominate;
- [6] Nothing in this clause shall be construed as preventing the restriction or termination of a student's activities in the Institute otherwise than on the ground of misconduct;
- [7] The directions as contained in Sub 1[a] and [b] may be combined.
- [8] In all cases under this clause, the decision of the council shall be final.

Committee's Recommendation:

That the provision in Clause 26 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 26 do stand part of the Bill, put and agreed to.

Clause 27: Discipline of Staff

- [1] If any staff is accused and found guilty of any misconduct or inefficiency, the Provost may suspend him for a period not less than three [3] months and direct the Staff Appointment, Promotions and Disciplinary Committee-
- [a] to consider the matter justly; and
- [b] make recommendations as to the appropriate actions to be taken by the Provost;
- [2] In all cases under this clause, the officer shall be informed of the charge against him and shall be given a fair hearing;
- [3] The Provost may, after considering the recommendations made pursuant to Sub [1] of this clause, dismiss, terminate, retire or downgrade the officer concerned;
- [4] Any person aggrieved by the Provost's decision under Sub clause[3] may within a period of 21 days from the receipt of the letter conveying the decision to him, appeal through a petition to the council.
- [5] The decision of the council on that particular matter is final

Committee's Recommendation:

That the provision in Clause 27 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 27 do stand part of the Bill, put and agreed to.

PART VII - MISCELLANEOUS PROVISIONS

Clause 28: Power of the Minister for Directives and Visitation

- [1] The minister shall have the power to give to the Council, such directives which are not inconsistent with the provision of this Bill and it shall be the duty of the Council to comply with such directives;
- [2] The minister responsible for education shall be the visitor of the Institute;
- [3] The visitor shall, not less than one in every five years, conduct a visitation to the Institute or appoint a visitation panel consisting of not less than five experts to conduct the visitation.
- [4] The purpose of the visitation shall be to-
 - [a] assess the academic and administrative performance of the Institute; and
 - [b] for such other purposes the visitor may deem fit.

Committee's Recommendation:

That the provision in Clause 28 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 28 do stand part of the Bill, put and agreed to.

Clause 29: Power to Make Bye-laws

- [1] The Council may, within the scope of its authority under this Bill, make bye-laws relating to any internal domestic matters placed by this Bill under its control and superintendence other than matters for which provision is to be made by standing orders under paragraph 1 [1] of the Schedule to this Bill or in pursuance of paragraph 2 [2] of the said Schedule.
- [2] All such bye-laws shall be in writing and shall come into force when sealed with the seal of the Institute, unless some other date for commencement be therein prescribed.
- [3] Nothing in subclause [2] above shall make it obligatory for the Council to publish any of the said bye-laws in the Gazette.

Committee's Recommendation:

That the provision in Clause 29 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — *Agreed to.*

Question that Clause 29 do stand part of the Bill, put and agreed to.

Clause 30: Regulations

The Council may, with the approval of the Minister, make regulations for giving effect to the provisions of this Bill and without prejudice to the foregoing regulations shall provide:

- [a] the entry into and the type of courses approved for the Institute;

- [b] the duration of the courses and academic standards; and
- [c] the certificates, diplomas or degrees which may be awarded by the Institute.

Committee's Recommendation:

That the provision in Clause 30 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 30 do stand part of the Bill, put and agreed to.

Clause 31: Interpretation

In this Bill, unless the context otherwise requires-

"Institute" means the National Institute for Border Studies, Imeko, Ogun State;

"Council" means the Governing Council of the Institute established in clause 3 of this Bill;

"President" means the President of the Federal Republic of Nigeria;

"Minister" means the Minister responsible for Education;

"Board" means the Academic Board established in clause 6 of this Bill to organize and monitor academic tasks of the Institute;

"Committee" means the selection committee established in clause 7 of this Bill to screen and write recommendations about candidates seeking to occupy principal offices of the Institute;

"Panel" means the interview Panel established in clause 8 of this Bill to screen non-principal officers of the Institute;

"Provost" means the chief executive officer vested with the responsibility of managing the day to day academic and administrative activities of the Institute appointed by the president in clause 9 of this Bill.

"Registrar" means the Chief Registrar of the Institute appointed in clause 11 of this Bill to keep records, handle correspondence, and serve as the Secretary of the Council, Academic Board and other important committees or subcommittees of the Institute;

"Bursar" means an officer appointed in clause 12 of this Bill who is responsible to the provost and handle the financial affairs of the Institute; and

"Librarian" means one of the principal officers appointed in clause 12 of this Bill to organize, coordinate and administer the activities of all the libraries in the Institute; and

"NSA" National Security Adviser.

Committee's Recommendation:

That the provision in Clause 31 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) —
Agreed to.

Question that Clause 31 do stand part of the Bill, put and agreed to.

Clause 32: Short Title

This Bill is cited as the National Institute for Border Studies, Imeko, Establishment Bill, 2021.

Committee's Recommendation:

That the provision in Clause 32 be retained (*Senator Patrick A. Akinyelure — Ondo Central*) — Agreed to.

Question that Clause 32 do stand part of the Bill, put and agreed to.

SCHEDULE

1. Supplementary Provisions Relating to the Governing Council Proceedings
 - [1] The Council may, subject to the provisions of this Bill, make standing orders to regulate its proceedings or those of any of its Boards, Committee or subcommittee[s] for the purpose of giving effect to the objectives set out in this Bill.
 - [2] The quorum of the Council shall be the chairman or the secretary and four other members of the Council.
 - [a] The Council shall meet quarterly and whenever circumstances so dictate, it may organize such other number of meetings provided it is summoned by the chairman or by notice given to him by not less than four other members of the Council.
 - [b] Where the chairman receives such notice he shall summon a meeting of the Council to be held not later than seven [7] days from the date on which the notice is served.
 - [3] The chairman shall preside at all meetings of the Council but if he is absent, other members present at the meeting shall elect one of the members amongst them to preside at such meetings.
 - [4] Whenever the Council requires the advice of any person or institution on any matter related to the objectives set out in this Bill, the Council shall co-opt the said person for a period of time it considers necessary.
 - [5] A person cop-opted for the purpose stated above shall not be entitled to vote at any of the meetings of the Council and shall also not be counted for the purpose of forming a quorum.
2. Committees
 - [1] For the purpose of implementing the objectives set out in this Bill, the Council may appoint such number of subcommittees it considers necessary or expedient to execute on behalf of the Council such other functions as the Council may from time to time delegate;
 - [2] The numbers of persons so appointed in the sub-committee[s] may not necessarily be members of the Council;
 - [3] A person other than a member of the Council shall hold office in the Council, the Academic Board, Committee and such other subcommittee[s] in accordance with the terms of his or her appointment as the Council may from time to time determine;

- [4] Where the subcommittee[s] make a decision, such decision shall become effective only when it is approved by the Council.
3. Miscellaneous
- [1] The seal of the Council shall be authenticated by the signature of the Chairman or any other person[s] authorized by the Council to act for that purpose;
- [2] Any contract, instrument or transaction which if executed by a person who is not a corporate body would not be required to be under the seal of the Council may be carried out or executed on behalf of the Council by the Chairman or a person so authorized generally or specifically as circumstances so dictates to act for that purpose;
- [3] Any document claiming to be a document bearing a task duly executed under the seal of the Council of the Institute shall be recorded as such and unless the contrary is proved, shall be presumed to be so executed.
- [4] The validity of proceedings of the Council, Board or Committee of the Institute shall not be questioned on account of any vacancy in their membership or by any defect in the appointment of their members or by reason that a person not entitled to do so took part in their proceedings.

Chairman to report Bill.

(SENATE IN PLENARY)

The President of the Senate reported that the Senate in the Committee of the Whole considered Report of the Committee on Tertiary Institutions and TETFUND on the National Institute for Border Studies Imeko (Establishment) Bill, 2021 and approved as follows:

Clauses 1 - 32 — As Recommended

Schedule 1 — As Recommended

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Motion made: That the Bill be now Read the Third Time (*Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

11. **Committee on Health (Secondary & Tertiary):**

Report on the Federal Orthopaedic Hospital Kuta (Establishment) Bill, 2021 (SB. 279):

Motion made: That the Senate do receive and consider the Report of the Committee on Health (Secondary & Tertiary) on the Federal Orthopaedic Hospital Kuta (Establishment) Bill, 2021 (*Senator Yahaya I. Oloriegbe — Kwara Central*).

Question put and agreed to.

Report Laid and Presented.

Motion made: That the Senate do resolve into the Committee of the Whole to consider the Report (*Senate Leader*).

Question put and agreed to.

(SENATE IN THE COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO AMEND THE ORTHOPAEDIC HOSPITALS MANAGEMENT BOARD ACT, CAP. 010 LAWS OF THE FEDERATION OF NIGERIA 2004, TO PROVIDE FOR THE ESTABLISHMENT OF THE FEDERAL ORTHOPAEDIC HOSPITAL, KUTA BILL, 2021.

Clause 1: Amendment of the Principal Act

The Orthopaedic Hospitals Management Board Act, Cap 010 Laws of the Federation of Nigeria 2004 (referred to as "the Principal Act") is amended as set out in this Bill.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senate Yahaya I. Oloriegbe — Kwara Central*).

Question that Clause 1 do stand part of the Bill, put and agreed to.

Clause 2: Amendment of the Second Schedule

The Second Schedule to the Principal Act is amended by inserting after the existing paragraph 3 new paragraph "4" as follows -

"4. The Orthopaedic Hospital Kuta, Niger State"

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*).

Question that Clause 2 do stand part of the Bill, put and agreed to.

Clause 3: Amendment of the Third Schedule

The Third Schedule to the Principal Act is amended by inserting after the existing paragraph 3 new paragraph "4" as follows -

"4. The Orthopaedic Hospital Kuta, Niger State".

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*).

Question that Clause 3 do stand part of the Bill, put and agreed to.

Clause 4: Short Title.

This Bill may be cited as the Orthopaedic Hospital Management Act (Amendment), Bill 2021.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*).

Question that Clause 4 do stand part of the Bill, put and agreed to.

Chairman to report Bill.

(SENATE IN PLENARY)

The President of the Senate reported that the Senate in the Committee of the Whole considered the Report of the Committee on Health (Secondary & Tertiary) on the Federal Orthopaedic Hospital Kuta (Establishment) Bill, 2021 and approved as follows:

Clauses 1 - 4 — As Recommended

Question: That the Senate do approve the Report of the Committee of the Whole — *Resolved in the Affirmative.*

Motion made: That the Bill be now Read the Third Time (*Senate Leader*).

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

12. **Governments of the Federation (Establishment) Bill, (SB. 224):**

Motion made: That a Bill for an Act to make comprehensive provisions for each of the Governments of the Federation to establish and maintain project implementation plans for the implementation of projects within their jurisdiction from inception to conclusion and for other matters connected thereto, 2021 be read the Second Time (*Senator Ibrahim J. Barau — Kano North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on National Planning to report within four (4) weeks.

13. **FCT Borderline Community Development Commission (Establishment) Bill, 2021 (SB.584):**

Motion made: That a Bill for An Act to establish the FCT Borderline Community Development Commission to control, regulate and mitigate the problems faced by the communities around FCT as a result of their proximity, 2021 be read the Second Time (*Senator Mohammed S. Musa — Niger East*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on FCT to report within four (4) weeks.

14. **National Examinations Management Commission (Establishment) Bill, 2021 (SB. 656):**

Motion made: That a Bill for an Act to establish the National Examinations Management Commission to be saddled with the responsibility of coordinating and regulating all forms of O-levels examinations being conducted by National Examination Council of Nigeria (NECO), National Business and Technical Examinations Board (NABTEB), National Board for Arabic and Islamic Studies (NBAIS) and any other Agency of government responsible for conducting O-level examinations in Nigeria and for other related matters, 2021 be read the Second Time (*Senator Abdullahi K. Barkiya — Katsina Central*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Education (Basic & Secondary) to report within four (4) weeks.

15. National Food Safety Council and the National Food Safety Management Committee (Establishment) Bill, 2021 (SB. 589):

Motion made: That a Bill for an Act to establish the National Food Safety Council and the National Food Safety Management, Committee for the official control of food and feed safety, the obligations of food and feed business operators and define the functions and powers of institutions of governments with the objective of ensuring that food and feed safety risks are effectively managed, and for related matters, 2021 be read the Second Time (*Senator Abubakar S. Kyari — Borno North*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Agriculture and Rural Development to report within four (4) weeks.

16. Motion:

The senseless and brutal murder of innocent and defenseless indigenes of Izzi Clan in Ado LGA of Benue State by alleged herdsmen: A call for justice.

Motion made: The Senate notes with deep regret and sadness the unabated serial murder of innocent citizens and wanton destruction of property in different parts of the country by alleged herdsmen and devastating communities;

alarmed that on Sunday the 30th day of May, 2021, alleged herdsmen again invaded Nduobashi, Obakotaru, and Odoke villages in Ado LGA of Benue State and gruesomely murdered in cold blood 62 innocent indigenes of Izzi clan of Ado LGA, destroyed about 70 homes, burnt down 2 markets, destroyed with explosive devices the only functional health Centre in the area that was built by Sudan United Mission, and injured about 50 persons who are currently receiving treatment at Federal Teaching Hospital, Abakaliki; and

concerned that despite several Motions raised and adopted on the floor of this Senate, the gruesome murder of innocent citizens by alleged herdsmen has continued unabated and if nothing drastic is done to stop this unfortunate trend, the wicked and senseless killings, kidnapping and destruction of property may continue.

Accordingly resolves to:

- (i) condemn in the strongest terms the gruesome murder of 62 indigenes of Izzi Clan of Ado LGA of Benue State and wanton destruction of homes, markets and hospital by alleged herdsmen;
- (ii) observe a minute silence in honour of the victims of the attack;
- (iii) urge the Nigeria Police and other relevant security agencies to carry out comprehensive investigation of these dastardly acts and promptly arrest and prosecute the perpetrators; and
- (iv) urge the National Emergency Management Agency (NEMA) to immediately intervene through the provision of relief materials to the families of the victims, the displaced persons in the affected communities and the injured persons who are currently receiving treatment at the Federal Teaching Hospital Abakaliki (*Senator Samuel O. Egwu — Ebonyi North*).

Debate:

Proposed Resolution (i):

Question: That the Senate do condemn in the strongest terms the gruesome murder of 62 indigenes of Izzi Clan of Ado LGA of Benue State and wanton destruction of homes, markets and hospital by alleged herdsmen — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do observe a minute silence in honour of the victims of the attack — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do urge the Nigeria Police and other relevant security agencies to carry out comprehensive investigation of these dastardly acts and promptly arrest and prosecute the perpetrators — *Agreed to.*

Proposed Resolution (iv):

Question: That the Senate do urge the National Emergency Management Agency (NEMA) to immediately intervene through the provision of relief materials to the families of the victims, the displaced persons in the affected communities and the injured persons who are currently receiving treatment at the Federal Teaching Hospital Abakaliki — *Agreed to.*

Resolved:

That the Senate do:

- (i) condemn in the strongest terms the gruesome murder of 62 indigenes of Izzi Clan of Ado LGA of Benue State and wanton destruction of homes, markets and hospital by alleged herdsmen;
- (ii) observe a minute silence in honour of the victims of the attack;
- (iii) urge the Nigeria Police and other relevant security agencies to carry out comprehensive investigation of these dastardly acts and promptly arrest and prosecute the perpetrators; and
- (iv) urge the National Emergency Management Agency (NEMA) to immediately intervene through the provision of relief materials to the families of the victims, the displaced persons in the affected communities and the injured persons who are currently receiving treatment at the Federal Teaching Hospital Abakaliki (*S/Res/113/02/21*).

One minute silence accordingly observed in honour of the deceased.

17. **Raw Materials Research and Development Council Act Cap R3 LFN 2004 (Repeal & Re-enactment) Bill, 2021 (HB. 47) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

18. **Chartered Institute of Public Administration of Nigeria (Establishment) Bill, 2021 (HB. 329) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

19. Chartered Institute of Treasury Management (Establishment) Bill, 2021 (HB. 57) —
Concurrence:

Consideration of Bill deferred to another Legislative Day.

20. Federal College of Education (Special) Birnin-kudu (Establishment) Bill, 2021 (HB. 169)
— Concurrence:

Consideration of Bill deferred to another Legislative Day.

21. **Adjournment:**

Motion made: That the Senate do now adjourn till Tuesday, 8th June, 2021 at 10.00 a.m.
(*Senate Leader*).

Question put and agreed to.

Adjourned accordingly at 2:00 p.m.

Ahmad Ibrahim Lawan, Ph.D, CON
President,
Senate of the Federal Republic of Nigeria.