



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 21st September, 2021

1. The Senate met at 10:52 a.m. The President of the Senate read prayers.
2. Votes and Proceedings:
The Senate examined the Votes and Proceedings of Wednesday, 15th September, 2021.

Question was put and the Votes and Proceedings were approved.

3. **Messages from Mr. President:**
The President of the Senate announced that he had received four (4) letters from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

(a) **Confirmation of Appointment:**



**PRESIDENT
FEDERAL REPUBLIC OF NIGERIA**

17th September, 2021

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

Dear Distinguished Senate President,

**CONFIRMATION OF APPOINTMENT OF THE SECRETARY AND BOARD
MEMBERS OF THE ECONOMIC AND FINANCIAL CRIMES COMMISSION
(EFCC)**

In accordance with the provision of section 2(1) of the Economic and Financial Crimes Commission (EFCC) (Establishment) Act, 2004, I hereby forward for confirmation by the Senate the underlisted nominees as Board Members of the Economic and Financial Crimes Commission. The nominees' CVs are attached herewith.

S/NO.	NAME	POSITION	STATE OF ORIGIN
1.	George Abang Ekpungu	Secretary of the Commission	Cross River
2.	Luqman Muhammed	Board Member	Edo
3.	Anumba Adaeze	Board Member	Enugu
4.	Alhaji Kola Raheem Adesina	Board Member	Kwara
5.	Alhaji Yahaya Muhammad	Board Member	Yobe

While hoping that the Senate will consider and confirm the nominees in the usual expeditious manner. Please accept, Distinguished Senate President, the assurances of my highest consideration.

Yours sincerely,
(Signed)
Muhammadu Buhari

(b) **Confirmation of Appointment:**



PRESIDENT
FEDERAL REPUBLIC OF NIGERIA

16th September, 2021

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

Dear Distinguished Senate President,

APPOINTMENT OF THE CHAIRMAN, CHIEF EXECUTIVE AND EXECUTIVE DIRECTORS FOR THE BOARD

In accordance with the provision of section 34(3) of the Petroleum Industry Act 2021, I hereby forward for confirmation by the Senate the underlisted nominees as members of the board of the Nigerian Midstream and Downstream Petroleum Regulatory Authority.

S/NO.	NAME	POSITION
1.	Idaere Gogo Ogan	Chairman
2.	Engr. Sarki Auwalu	Chief Executive
3.	Abiodun A. Adeniji	Executive Director, Finance and Accounts
4.	Ogbugo Ukoha	Executive Director, Distributions Systems, Storage and Retail Infrastructure

In order to fast track the process for the establishment of the Commission, the Distinguished Senate is kindly requested to consider and confirm the principal nominees in the usual expeditious manner.

Please accept, Distinguished Senate President, the assurances of my highest consideration.

*Yours sincerely,
(Signed)
Muhammadu Buhari*

(c) *Confirmation of Appointment:*



**PRESIDENT
FEDERAL REPUBLIC OF NIGERIA**

16th September, 2021

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

Dear Distinguished Senate President,

**APPOINTMENT OF THE CHAIRMAN, CHIEF EXECUTIVE AND EXECUTIVE
COMMISSIONERS FOR THE BOARD**

In accordance with the provision of section 11 (3) of the Petroleum Industry Act 2021, I hereby forward for confirmation by the Senate the underlisted nominees as Board Members for the Upstream Regulatory Commission.

S/NO. NAME	POSITION
1. Isa Ibrahim Modibbo	Chairman
2. Engr. Gbenga Komolafe	Chief Executive
3. Hassan Gambo	Executive Commissioner, Finance and Accounts
4. Ms Rose C. Ndong	Executive Commissioner, Exploration and Acreage Management.

In order to fast track the process for the establishment of the Commission, the Distinguished Senate is kindly requested to consider and confirm the principal nominees in the usual expeditious manner.

Please accept, Distinguished Senate President, the assurances of my highest consideration.

*Yours sincerely,
(Signed)
Muhammadu Buhari*

(d) *Amendments to the Petroleum Industry Act, (PIA) 2021:*



**PRESIDENT
FEDERAL REPUBLIC OF NIGERIA**

16th September, 2021

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

Dear Distinguished Senate President,

**FORWARDING ADMINISTRATIVE STRUCTURE AMENDMENTS TO THE
PETROLEUM INDUSTRY ACT (PIA) 2021**

I wish to forward to the Senate, the attached Administrative Structure Amendments of the Petroleum Industry Act (PIA) 2021 for your kind consideration and approval please.

2. Having carefully reviewed the administrative structure of both the Commission and the Authority; I would like to propose the following amendments to the PIA 2021:

a. **APPOINTMENT OF NON-EXECUTIVE BOARD MEMBERS**

The Petroleum Industry Act 2021 provided for the appointment of two non-executive members for the board of the two regulatory institutions. I am of the view that this membership limitation has not addressed the principle of balanced geopolitical representation of the Country. I therefore, pray for the intervention of the 9th Assembly to correct this oversight in the interest of our national unity. Needless to add that this amendment will provide a sense of participation and inclusion to almost every section of the Country in the decision making of strategic institutions such as the oil industry.

If this amendment is approved, it will now increase the number of the non-executive members from two to six that is: one person from each of the six geopolitical zones of the Country.

b. **REMOVAL OF THE MINISTRIES OF PETROLEUM AND FINANCE FROM THE BOARD OF THE TWO INSTITUTIONS**

The proposed amendment will increase the membership of the board from nine (9) to thirteen (13) members that is representing 44% expansion of the board size. This composition would strengthen the institutions and guarantee national spread and also achieve the expected policy contributions. The two ministries already have constitutional responsibilities of either supervision or inter-governmental relations. They can continue to perform such roles without being in the board. It is also important to note that administratively, the representatives of the ministries in the board will be Directors - being the same rank with the Directors in the institution. This may bring some complications in some decision making especially on issues of staff related matters.

c. **APPOINTMENT OF EXECUTIVE DIRECTORS**

The Act has made provision for 7 Departmental Heads in the Authority to be known as Executive Directors. Their appointment will also be subject to Senate confirmation. This category of Officers are civil servants and not political appointees. The Senate is invited to note the need to exempt serving public officers from the established confirmation process for political appointments. This will ensure effective management of the regulatory

institutions through uniform implementation of public service rules for employees of the Authority. In the future, these positions will obviously be filled by the workers in the Authority through career progression in conformity with the rules and regulations of the Federal Civil Service.

3. *The proposed amendments to the Petroleum Industry Act, 2021 which is strictly about the administrative structure of the institutions is aimed at laying sound administrative structures governed by simple operational laws that will ensure smooth take-off and consequent growth of the two institutions. It is also in line with this administration's commitment to carry-out petroleum industry reforms. Find attached Annex "1".*

4. *While I request for your kind consideration and amendment of the Petroleum Industry Act to reflect this important national aspiration. Please accept, Distinguished Senate President, the assurances of my highest consideration.*

Yours sincerely,

(Signed)

Muhammadu Buhari...

4. Petitions:

Rising on Order 41, Senator Patrick A. Akinyelure (*Ondo Central*) drew the attention of the Senate to five (5) petitions received from the Office of the President of the Senate as follows:

- (a) B.S. Akinwunmi & Co., Legal Practitioners on behalf of Bicket Samuel Kolawole and five others, against the Niger Delta Development Commission (NDDC) over an alleged refusal to allow its clients do their documentation and resume duties despite having been issued appointment letters;
- (b) Adebisi Babatunde and Uzuakpundu Ewere Anita, against Dr. Fareeda Muheeba Dankaka, Executive Chairman of the Federal Character Commission over an alleged abuse of office, nepotism and unlawful replacement of thirteen (13) employees;
- (c) Olateju Ebenezer, against the Permanent Secretary of Federal Capital Territory (FCT) over an alleged unlawful termination of his appointment;
- (d) Iheanyi Uzokwu, against the Nigerian Police Force, over an alleged oppression and his unlawful retirement; and
- (e) George O. Nwachukwu, of Freal Law Field & Legal Practitioners on behalf of Comrade Major Jatau, Suleiman Abdulmumin and 120 others against Sheraton Hotel Abuja, over an alleged non-payment of salary arrears and other benefits to his clients after disengagement from the services of the hotel.

He urged the Senate to look into the matters.

Petitions laid and accordingly referred to the Committee on Ethics, Privileges and Public Petitions [Order 41(3)] to report within four (4) weeks.

5. Personal Explanation:

Rising on Order 43, Senator Chukwuka G. Utazi (*Enugu North*) drew the attention of the Senate to the recent recognition of Kogi and Anambra as Oil Producing States by the Revenue Mobilization, Allocation and Fiscal Commission (RMAFC). He stated that RMAFC had declared Kogi and Anambra as Oil Producing States while Enugu State was yet to be given the same status

insisting that OPL-915 and 916 oil wells are located in the State. He called on the RMAFC to recognise Enugu State as an Oil Producing State so as to enjoy from the 13% derivation accruable to the State to ensure that justice and equity prevail.

The Senate noted the Personal Explanation.

6. Personal Explanation:

Rising on Order 43, Senator Istifanus D. Gyang (Plateau North) drew the attention of the Senate to the demise of Senator (Dr.) Ibrahim Nasiru Mantu, CFR, Wazirin Pyem, Former Deputy President of the Senate. He recalled that the Senator Mantu commenced his working career as a Salesman with the United African Company (UAC) Nigeria Limited and rose to become the Divisional Manager of John Holt Nigeria Limited before he joined the Plateau State Service to become the Pioneer Commercial Manager of Plateau State Supplies Company Limited in 1977. Late Senator Mantu was an astute politician who joined politics in 1978 as a member of the National Party of Nigeria (NPN) and later the National Republican Convention (NRC), United National Congress Party (UNCP) and the Peoples' Democratic Party (PDP) on which platform he was elected into the Senate in 1999. He was Deputy Senate President from 2001-2003 and again in 2003-2007. He was a recipient of many causa Doctorate awards locally and internationally as well as traditional titles across the country. Senator Mantu made remarkable contributions and impacted positively on governance and nation building. He will be missed. He urged the Senate to observe a minute silence in his honour.

One minute silence accordingly observed in honour of the deceased.

7. Personal Explanation:

Rising on Order 43, Senator Olalekan R. Mustapha (Ogun East) drew the attention of the Senate to the demise of Senator Olabiyi Durojaiye on Monday, 23rd August, 2021 after a brief illness at the age of 88 years. He stated that Late Senator Durojaiye was elected Senator of the Federal Republic of Nigeria between 1999 and 2003 representing Ogun East Senatorial Zone under the defunct Alliance for Democracy (AD), during which he was the Chairman, Senate Committee on Establishment and Member, Senate Committees on Judiciary and Special Duties. He noted that Senator Durojaiye was a member of Yoruba socio-cultural organization, Afenifere and an astute politician whose collaboration with the All Progressives Congress (APC) in 2015 ended the 16 years rule of the Peoples' Democratic Party (PDP). He said Senator Olabiyi Durojaiye was an eminent and committed leader, a perfect gentleman, a grassroot politician par excellence, a large hearted philanthropist whose contribution to community and national development will be immensely missed. He urged the Senate to observe a minute silence in his honour and also send a condolence letter to the family, the good people of his constituency and the Government of Ogun State.

One minute silence accordingly observed in honour of the deceased.

8. Matter of Urgent Public Importance:

Rising on Orders 42 and 52, Senator Nicolas O. Tofowomo (*Ondo South*) drew the attention of the Senate to the urgent need to restore electricity supply in Okitipupa, Ilaje, Ese-odo, Irele and Odigbo Local Government Areas after 15 years of neglect and blackout in Ondo South Senatorial District. He sought and obtained the leave of the Senate to present the matter forthwith:

The Senate:

notes the unfortunate situation in Ondo South Senatorial District where 90 percent of the people have been deprived of electricity power supply since 2007 which is about 14 years of uninterrupted darkness;

concerned that this situation has grounded many economic activities in the district;

further concerned that the Senatorial District suffering from electricity power supply generates Electricity in Omotosho Power plant in Okitipupa Local Government with a capacity of 512.8MW and 451MW Net since 2005, without the people from the Local Government and a large percentage of people from Ondo South benefiting from the distribution;

further notes that intervention came in 2012, about 9 years ago by Niger Delta Development Commission (NDDC) when a contract of 132KV transmission and 132KV/33KV substation and line were awarded in Okitipupa Local Government where 85 percent of the job has been completed and all the 145 Transmission Line Towers from Omotosho Power Station to the Sub-Station has been completed; and

observes that the Substation outstanding works remain 15 percent which can be accomplished without delay if all the necessary machineries are put in place. The substation can be ready for transmission to the federal feeders in Irele, Odigbo, Ilaje, Ese-Odo and Okitipupa Local Governments.

The Senate accordingly resolves to:

- (i) appreciate the Niger Delta Development Commission (NDDC) for taking up the responsibility of installing a transmission substation in Okitipupa Local Government that would supply the electricity to Ilaje, Ese-Odo, Okitipupa, Irele and Odigbo Local Governments; and
- (ii) urge the Niger Delta Development Commission (NDDC) to complete the remaining 15 percent within the shortest possible time so that electricity power supply would be available before the end of the year.

Debate:

Proposed Resolution (i):

Question: That the Senate do appreciate the Niger Delta Development Commission (NDDC) for taking up the responsibility of installing a transmission substation in Okitipupa Local Government that would supply the electricity to Ilaje, Ese-Odo, Okitipupa, Irele and Odigbo Local Governments — *Agreed to*

Proposed Resolution (ii):

Question: That the Senate do urge the Niger Delta Development Commission (NDDC) to complete the remaining 15 percent within the shortest possible time so that electricity power supply would be available before the end of the year — *Agreed to*

Resolved:

That the Senate do:

- (i) appreciate the Niger Delta Development Commission (NDDC) for taking up the responsibility of installing a transmission substation in Okitipupa Local Government that would supply the electricity to Ilaje, Ese-Odo, Okitipupa, Irele and Odigbo Local Governments; and

- (ii) urge the Niger Delta Development Commission (NDDC) to complete the remaining 15 percent within the shortest possible time so that electricity power supply would be available before the end of the year (*S/Res/015/03/21*).

9. **Presentation of Bills:**

- (i) Federal Road Authority Bill, 2021 (HB. 360) — *Read the Time First.*
- (ii) National Road Fund Bill, 2021 (HB. 367) — *Read the Time First.*
- (iii) Chartered Institute of Forensic and Certified Fraud Analysts Bill, 2021 (SB. 790) — *Read the Time First.*
- (iv) Federal College of Education, Ekiadolor (Establishment) Bill, 2021 (SB. 800) — *Read the Time First.*
- (v) Joint Admissions and Matriculation Board (JAMB) Act Cap J1 LFN 2004 (Amendment) Bill, 2021 (SB. 801) — *Read the Time First.*

10. **Executive Communication:**

Approval of Multilateral Fund Projects under the 2018 - 2021 Federal Government External Borrowing (Rolling) Plan:

Motion made: That the Senate do consider the Request of Mr. President, Commander in Chief of the Armed Forces of the Federation on the Approval of Multilateral Fund Projects under the 2018 - 2021 Federal Government External Borrowing (Rolling) Plan (*Senator Yahaya A. Abdullahi — Kebbi North*).

Question put and agreed to.

Request accordingly referred to the Committee on Local and Foreign Debts to report within one (1) week.

11. **Committee on Tertiary Institutions and TETFUND:**

Report on the Federal College of Education Omuo-Ekiti, Ekiti State (Establishment) Bill, 2021 (SB. 269) :

Motion made: That the Senate do receive and consider the Report of the Committee on Tertiary Institutions and TETFUND on the Federal College of Education Omuo-Ekiti, Ekiti State (Establishment) Bill, 2021 (*Senator Sandy O. Onor — Cross River 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 FEDERAL COLLEGE OF EDUCATION OMUO - EKITI, EKITI STATE AND FOR OTHER MATTERS CONNECTED THEREWITH, 2021

PART I - ESTABLISHMENT OF FEDERAL COLLEGE OF EDUCATION OMUO - EKITI, EKITI STATE

Clause 1: Establishment of Federal College of Education Omuo - Ekiti, Ekiti State.
There is established a body to be known as the Federal College of Education Omuo - Ekiti, Ekiti State:

- [a] which shall have such powers and exercise such functions as is conferred on it by this Bill.
- [b] Which shall be a training institution for the development of teacher Education in the country

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 2: Functions of the College

The functions of the College shall be-

- [a] to provide full-time and part-time courses in teaching, instruction and training to produce middle and high level teachers-
 - [i] in technology, sciences/applied sciences, commerce, arts, social sciences, humanities and management; and
 - [ii] in such other fields of applied learning relevant to the needs of the development of Nigeria in the areas of industrial and agricultural production and distribution and for research in the development and adaptation of techniques as the Council may from time to time determine.
- [b] to conduct courses in education for qualified teachers;
- [c] to arrange conferences, seminars, inaugural lectures and workshops relative to the fields of learning specified in paragraph [a] of this clause; and
- [d] to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 3: Constitution and Principal Officers of the College

- [1] The College shall consist of: -
 - [a] a Provost;
 - [b] Deputy provost

- [c] Academic Board;
 - [d] the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs [a] to [c] of this subclause;
 - [e] all graduates and undergraduates of the College; and
 - [f] all other persons who are members of the College in accordance with provisions made by Regulation in that behalf.
- [2] The First Schedule to this Bill shall have effect with respect to the principal officers of the College.
- [3] Subject to Clause 5 of this Bill provision shall be made by Regulation with respect to the constitution of the Council, the Academic Board.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Sandy O. Onor — Cross River Central*) — *Agreed to.*

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

Clause 4: Powers of the Federal College of Education, Omuo-Ekiti

- [1] For the carrying out of its objects as specified in Clause 2 of this Bill, Federal College of Education, Omou-Ekiti, Ekiti State shall have power:
- [a] to offer courses of instruction, training and research in Education and allied areas for the production of quality and skilled teachers required to teach at lower, middle and higher levels of Education in Nigeria in particular and the world at large.
 - [b] to establish such colleges, campuses, institutes, schools, departments and other teaching and research units within the College as may from time to time be deemed necessary or desirable subject to the approval of National Commission for Colleges of Education
 - [c] to institute and award scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - [d] to provide for the discipline and welfare of members of the College;
 - [e] to hold examinations and grant, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the College and have satisfied such other requirements as the College may lay down;
 - [f] to demand and receive from any student or any other person attending the College for the purposes of instruction, such fees as the College may from time to time determine subject to the

overall directives of the Minister;

- [g] subject to Clause 20 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever it is situated;
 - [h] to accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attached thereto;
 - [i] to enter into contracts, establish trusts, Bill as trustee, solely or jointly with any other person, and employ and Bill through agents;
 - [j] to erect, provide, equip and maintain libraries, laboratories, workshops, lecture halls, halls of residence, refectories, sports grounds, playing fields and other buildings or things necessary, suitable or convenient for any of the objects of the College;
 - [k] to hold public lectures and to undertake printing, publishing and book selling;
 - [l] subject to any limitations or conditions imposed by Regulation, to invest any moneys appertaining to the College by way of endowment it, not being immediately required for current expenditure in any investments or securities or in the purchase or improvement of land, with power from time to time, to vary any such investments to deposit any moneys for the time being not invested with any bank on deposit or current account;
 - [m] to borrow, whether on interest or not and if need be upon the security of any or all of the property, movable or immovable, of the College, such moneys as the Council may from time to time in its discretion find it necessary or expedient to borrow of to guarantee any loan, advances or credit facilities;
 - [n] to make gifts for any charitable purpose;
 - [o] to do anything which it is authorized or required by this Bill or by Regulation to do; and
 - [p] to do all such Bills or things, whether or not incidental to the foregoing powers, as may advance the objects of the College.
- [2] Subject to the provisions of this Bill and of the Regulations and without prejudice to Clause 7[2] of this Bill, the powers conferred on the College by sub clause [1] of this Clause shall be exercisable on behalf of the College by the Council or by the Academic Board or in many other manners which may be authorized by the Regulation.
- [3] The power of the College to establish further campuses and colleges within the College shall be exercisable by Regulation and not otherwise

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 5: Composition, Tenure and Powers of the Council of the College

- [1] The Council of the College shall consist of: -
- [a] the Provost;
 - [c] the Deputy Provost[s];
 - [d] one person from the Ministry responsible for Education;
 - [e] four persons representing a variety of interests and broadly representative of the whole Federation to be appointed from:
 - [i] the Teacher's Registration Council;
 - [ii] Tertiary Education Trust Fund; and
 - [iii] two other persons, one of whom shall be a representative of the College host community.
 - [f] four persons appointed by the Academic Board from among its members;
 - [g] one person appointed by Academic Board from among its members.
 - [h] two persons representing the community appointed by the President.
- [2] Persons to be appointed to the Council shall be of proven integrity, knowledgeable and familiar with the affairs and tradition of the College.
- [3] The Council so constituted shall have a tenure of four years from the date of its inauguration provided that where a Council is found to be incompetent and corrupt, it shall be dissolved by the Visitor and a new Council shall be immediately constituted for the effective functioning of the College.
- [4] The powers of the Council shall be exercised, as in this Bill and to that extent establishment circulars that are inconsistent with this Bill shall not apply to the College.
- [5] The Council shall be free in the discharge of its functions and exercise of its responsibilities for the good management, growth and development of the College.
- [6] The Council in the discharge of its functions shall ensure that disbursement of funds of the College complies with the approved budgetary ratio for -

- [a] personnel cost;
- [b] overhead cost;
- [c] research and development;
- [d] library developments; and
- [e] the balance in expenditure between academic vis-à-vis non-academic Billivities.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 6: Functions of the Council and its Finance and General Purpose Committee

- [1] Subject to the provisions of this Bill relating to the Visitor, the Council shall be the governing body of the College and shall be charged with the general control and superintendence of the policy, finances and property of the College.
- [2] There shall be a committee of the Council, to be known as the Finance, and General Purposes Committee, which shall, subject to the directions of the Council, exercise control over the property and expenditure of the College and perform such other functions of the Council as the Council may from time to time delegate to it.
- [3] Provision shall be made by Regulation with respect to the constitution of the Finance and General Purposes Committee.
- [4] The Council shall ensure that proper accounts of the College are kept and that the accounts of the College are audited annually by an independent firm of auditors approved by the Council and that an annual report is published by the College together with certified copies of the said accounts as audited.
- [5] Subject to this Bill and the Regulations, the Council and the Finance and General Purposes Committee may each make rules for the purpose of exercising any of their respective functions or of regulating their own procedure.
- [6] Rules made under sub-Clause [5] of this Clause by the Finance and General Purposes Committee shall not come into force unless approved by the Council; and in so far and to the extent that any rules so made by that Committee conflict with any direction given by the Council, whether before or after the coming into force of the rules in question, the directions of the Council shall prevail.
- [7] There shall be paid to the members respectively of the Council, the Finance and General Purposes Committee and of any other committee set

up by the Council, allowances in respect of travelling and other reasonable expenses, at such rates as may from time to time be fixed by the Minister.

- [8] The Council shall meet as and when necessary for the performance of its functions under this Bill and shall meet at least three times in every year.
- [9] If requested in writing by any five members of the Council, the chairman shall within 28 days after the receipt of such request call a meeting of the Council.
- [10] Any request made under sub-Clause [9] of this Clause shall specify the business to be considered at the meeting and no business not so specified shall be transBilled at that meeting.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 7: Functions of the Academic Board of the College

- [1] It shall be the general function of the Academic Board to organize and control the teaching by the College, the admission of student where no other enBillment provides to the contrary and the discipline of students; and to promote research at the College.
- [2] Without prejudice to the generality of sub clause [1] of this Clause and subject as therein mentioned, it shall in particular be the function of the Academic Board to make provision for:
 - [a] the establishment, organization and control of campuses, colleges, schools, institutes and other teaching and research units of the College and the allocation of responsibility for different branches of learning;
 - [b] the organization and control of courses of study at the College and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - [c] the award such other qualifications as may be prescribed in connection with examinations held as aforesaid;
 - [d] the establishment, organization and control of halls of residence and similar institutions at the College;
 - [e] the supervision of the welfare of students at the College and the regulation of their conduct;
 - [f] determining what descriptions of dress shall be academic dress for the purposes of the College, and regulating the use of academic dress.

- [3] The Academic Board shall not establish any new campus, college, school, department, institute or other teaching and research units of the College, or any hall of residence or similar institution at the College without the approval of the Council.
- [4] Subject to this Bill and the Regulations, the Academic Board may make regulations for the purpose of exercising any function conferred on it either by the foregoing provisions of this Clause or otherwise or for the purpose of making provision for any matter for which provision by regulations is authorized or required by this Bill or by Regulation.
- [5] Regulations shall provide that at least one of the persons appointed as the examiners at each final or professional examination held in conjunction with any course of study at the College is not a teacher at the College but is a teacher of the branch of learning to which the course relates at some other College of high repute or a person engaged in practicing the profession in a reputable organization or institution.
- [6] Subject to right of appeal to the Council from a decision of the Academic Board under this sub-Clause, the Academic Board may deprive any person of any degree, diploma or other award of the College which has been conferred upon him/her if after due enquiry he is found to have been guilty of dishonourable or scandalous conduct in gaining admission into the College or obtaining that award

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 8: Visitation

- [1] The Minister of Education shall be the Visitor of the College.
- [2] The Visitor shall, not less than one in every five years, conduct a visitation to the college or appoint a visitation panel consisting of not less than five experts to conduct the visitation

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 9: Office of the Provost

- [1] There shall be a Provost of the College [in this Bill referred to as "the Provost] who shall be appointed by the President, Commander-in-Chief of the Armed Forces in accordance with the provisions of this clause.
- [2] Where vacancy occurs in the post of Provost, the Council shall-

- [a] advertise the vacancy in a reputable journal or a widely read newspaper in Nigeria specifying-
 - [i] the qualifications of the person who may apply for the post; and
 - [ii] the terms and conditions of service applicable to the post, and thereafter draw up a short list of suitable candidates for consideration.
- [b] constitute a Search Team consisting of-
 - [i] a member of Council, not being a member of the Academic Board, as Chairman;
 - [ii] two members of the Academic Board not below the rank of Chief Lecturer;
 - [iii] two members of the academic community of the College not below the rank of Principal Lecturer and not members of Academic Board to be selected by the Academic Staff Association to identify and draw up a short list of suitable persons who are not likely to apply for the post for any reason whatsoever.
- [3] A Joint Council and Academic Board Selection Committee shall consist of-
 - [a] the Chairman of the Council;
 - [b] two members of the Council, not being members of the Academic Board; and
 - [c] two members of the Academic Board not below the rank of Chief Lecturer who were not members of the Search Team, shall consider the candidates and persons on the shortlists drawn up under subclause [2] of this clause through an examination of their curriculum vitae and interview with them and recommend, through the Council, to the President, Commander-in-Chief of the Armed Forces, three candidates for his consideration.
- [4] The President, Commander-in-Chief of the Armed Forces shall appoint as Provost one of the candidates recommended to him/her under the provisions of subclause [3] of this clause.
- [5] Subject to this Bill and the general control of the Council, the Provost shall be the Chief Executive of the College and shall be charged with general responsibility for matters relating to the day-to-day management operations of the College.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Sandy O. Onor -- Cross River Central*) —
Agreed to.

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

Clause 10: Tenure and Procedure for the Removal of Provost.

- [1] The Provost shall hold office for a period of 5 years only beginning with the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment.
- [2] Where on the commencement of this Bill a Provost appointed before the commencement of this Bill has held office-
- [a] for less than five years, he/she shall be deemed to be serving his 5 years' single tenure and shall not have right for the renewal of his appointment for a further term of four years;
 - [b] for more than five years and has more than 1 year to complete his second term, the Council may allow him/her to serve as Provost for a further period of one year only and thereafter he shall relinquish his post and be assigned other duties in the College;
 - [c] for more than 5 years and has less than 1 year to complete his second term, the Council may allow him/her to serve as Provost to complete his second term and thereafter he shall relinquish his post and be assigned other duties in the College.
- [3] [a] The Provost may be removed from office by the Visitor on grounds of gross misconduct or inability to discharge the functions of his office as a result of infirmity of the body or mind after due consultation with the Council and the Academic Board Billing through the Minister of Education.
- [b] When the proposal for the removal of the Provost is made, the Council shall constitute a Joint Committee of Council and Academic Board consisting of-
- [i] three members of the Council one of whom shall be the chairman of the Committee; and
 - [ii] two members of Academic Board, provided that where the ground for the removal is infirmity of the body or mind, the Council shall seek appropriate medical opinion.
- [c] The Committee shall conduct investigation into the allegations made against the Provost and shall report its findings to the Council.
- [d] The Council shall where the allegations are proved inform the Visitor who shall remove the Provost.
- [e] There shall be no sole administrator in any Nigerian College of Education.
- [f] In any case of a vacancy in the office of the Provost, the Council shall appoint an Billing Provost on the recommendation of the Academic Board.
- [g] An Billing Provost in all circumstances shall not be in office for more than 6 months.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 11: Office of the Deputy Provost, Functions, Tenure and Procedure of Removal.

- [1] There shall be for the College Deputy Provost.
- [2] The Council shall appoint the Deputy Provost from among the Chief Lecturers in the college in one of the following ways that is-
 - [a] from a list of three candidates, in order of preference, submitted by the Provost; or
 - [b] on the nomination of one candidate by the Academic Board through election.
- [3] The Deputy Provost shall-
 - [a] assist the Provost in the performance of his functions;
 - [b] Bill in the place of the Provost when the post of the Provost is vacant or if the Provost is, for any reason, absent or unable to perform his functions as Provost; and
 - [c] perform such other functions as the Provost or the Council may, from time to time, assign to him/her.
- [4] The Deputy Provost-
 - [a] shall hold office for a period of two years beginning from the effective date of his appointment and on such terms and conditions as may be specified in his letter of appointment; and
 - [b] may be re-appointed for a further period of two years and no more.
- [5] A Deputy Provost may be removed from office for good cause by the Council Billing on the recommendation of the Provost and Academic board.
- [6] "Good cause" for the purpose of this clause means gross misconduct or inability to discharge the functions of his office arising from infirmity of body or mind.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 12: Other Principal Officers

There shall be for the College, the following principal officers, in addition to the Provost and Deputy Provost, that is-

- [a] the Registrar;
- [b]— the Bursar; and
- [c] the College Librarian, who shall be appointed by the Council on the recommendation of the Selection Board constituted under clause 12 [3].

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Sandy O. Onor — Cross River Central*) — *Agreed to.*

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

Clause 13: Functions of Registrar and Tenure

- [1] The Registrar shall keep the records and conduct the correspondence of the Council and shall perform such other duties as the Council subject thereto as the Provost may from time to time direct.
- [2] The Registrar shall, in addition to the other duties conferred on him/her by or under this Bill, be a Secretary to the Council, Secretary to Academic Board and any committee of the Council and in his absence, the Council or any such committee may appoint some other persons to Bill as Secretary. The Registrar shall not vote on any question before the Council or count towards a quorum.
- [3] A Registrar shall
 - [a] hold office for a single term of five years only beginning from the effective date of his appointment and such terms and conditions as may be specified in his letter of appointment.
 - [b] Where on the commencement of this Bill a Registrar appointed before the commencement of this Bill has held office:
 - [i] for less than five years, he shall be allowed to complete the five years specified in his appointment letter and shall not have right for the renewal of his appointment for a further term of five years;
 - [ii] for more than five years and has more than 1 year to complete his second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his post and be assigned other duties in the College;
 - [iii] for more than five years and has less than 1 year to complete his second term, the council may allow him/her to serve as Registrar for a further period of one year only and thereafter he/she shall relinquish his post and be assigned other duties in the College.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 14: Functions of the Bursar and Tenure.

- [1] The Bursar shall be the Chief Financial Officer of the College and be responsible to the Provost for the day-to-day administration and control of financial affairs of the college.
- [2] [a] A Bursar shall hold office for a single term of five years only beginning from the effective date of his appointment and such terms and conditions as may be specified in his letter of appointment.
- [b] Where on the commencement of this Bill a Bursar appointed before the commencement of this Bill has held office-
 - [i] for less than five years, he/she shall be allowed to complete the five years specified in his appointment letter and shall not have right for the renewal of his appointment for a further term of five years;
 - [ii] for more than five years and has more than 1 year to complete his second term, The Council may allow him/her to serve as Bursar for a further period of one year only and thereafter he shall relinquish his post and be assigned other duties in the College;
 - [iii] for more than five years and has less than 1 year to complete his second term, The Council may allow him/her to serve as Bursar for a further period of one year only and thereafter he shall relinquish his post and be assigned other duties in the College.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 15: Functions of the College Librarian and Tenure

- [1] The College Librarian shall be responsible to the Provost for the administration of the College Library and co-ordination of the Library services in the teaching units of the College.
- [2] A College Librarian shall;
 - [a] hold office for a single term of five years only and upon such terms and conditions as may be specified in his letter of appointment.

- [b] Where on the commencement of this Bill a College Librarian appointed before the commencement of this Bill has held office-
- [i] for less than five years, he/she shall be allowed to complete the five years specified in his appointment letter and shall not have right for the renewal of his appointment for a further term of five years;
 - [ii] for more than five years and has more than 1 year to complete his second term, the Council may allow him/her to serve as College Librarian for a further period of one year only and thereafter he shall relinquish his post and be assigned other duties in the College;
 - [iii] for more than 5 years and has less than 1 year to complete his second term, the Council may allow him/her to serve as College Librarian to complete his second term and thereafter he/she shall relinquish his post and be assigned other duties in the College.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 16: Resignation

A Principal Officer may resign his appointment-

- [a] in the case of the Provost, by notice to the Visitor;
- [b] in any other case, by notice to the Council.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 17: Appointment of Registrar, College Librarian and Bursar

- [1] There shall be for the College, a Selection Board which shall consist of
 - [a] the Chairman of the Council;
 - [b] the Provost;
 - [c] four members of the Council not being members of Academic Board; and
 - [d] two members of Academic Board.
- [2] The functions, procedure and other matters relating to the Selection Board constituted under sub clause [i] of this clause shall be as the Council may determine from time to time.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 18: Appointment of Other Staff of the College.

- [1] The Council may appoint such other persons to be employees of the College as the Council may determine to assist the Provost and the Principal Officers of the College in the performance of their functions under this Bill.
- [2] Subject to the provisions of this Bill, the remuneration, tenure of office and conditions of service of the employees of the Council shall be determined by the Council in consultation with appropriate authorities.
- [3] The Council may appoint such other persons to be employees of the College as the Council may determine to assist the Provost in the exercise of his functions under this Bill

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 19: Remuneration of Provost and Other Employees

The remuneration, tenure of office and conditions of service of the Provost and other employees of the Council shall be determined by the Council, in consultation with the Head of the Civil Service of the Federation/Revenue Mobilization, Allocation and Fiscal Commission, National Salaries, Income and Wages Commission.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 20: Pension Bill Provisions

- [1] It is hereby declared that service in the College shall be approved service for the purposes of the Pensions Reform Bill and accordingly, officers and other persons employed in the College, except Principal Officers shall, in respect of their service in the College, be entitled to pensions, gratuities and other retirement benefits as are prescribed thereunder, so however that nothing in this Bill 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.
- [2] For the purposes of the application of the provisions of the Pensions Reform Bill, any power exercisable thereunder by a Minister or other authority of the Government of the Federation [other than the power to

make regulations under clause 23 thereof] shall be exercisable by the College and not by any other person or authority.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

PART II - FINANCIAL PROVISIONS

Clause 21: General Funds of the College

- [1] The Council shall establish and maintain a fund which shall be applied towards the promotion of the objectives specified in this Bill.
- [2] There shall be paid and credited to the fund established under subclause[1]of this clause-
 - [a] such sums as may from time to time be granted to the Council by the Government of the Federation;
 - [b] all monies raised for the purposes of the Council by way of gifts, grants-in-aid or testamentary dispositions;
 - [c] all subscriptions, fees and charges for services rendered by the Council and all other sums that may accrue to the Council from any source.
- [3] The Council shall submit to the Minister, not later than 3 months before the end of each financial year or at least at such other time as he/she may direct, an estimate of its revenue and expenditure for the succeeding financial year.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 22: Accounts and Audits

The Council shall keep proper accounts of its receipts, payments, assets and liabilities and shall in respect of each year cause the accounts to be audited.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Sandy O. Onor — Cross River Central*) — Agreed to.

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

Clause 23: Transfer of Property

- [1] All property held by or on behalf of the Provisional Council of the College shall, by virtue of this sub-Clause and without further assurance, vest in the College and be held by it for the purpose of the College.

- [2] The provisions of the Second Schedule to this Bill shall have effect with respect to, and to matters arising from, the transfer of property by this Clause and with respect to the other matters mentioned in that Schedule.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 24: Annual Reports of Operations, Finance & Audit

The Council shall soon after the expiration of each financial year prepare and submit to the Minister, through NCCE a report of its Billivities during the immediate preceding financial year and shall include in the report a copy of the audited accounts of the College for that year and of the auditor's report on the accounts.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

PART III - MISCELLANEOUS AND SUPPLEMENTARY

Clause 25: Offices and Premises

- [1] For the purpose of providing offices and premises necessary for the performance of its functions, the Council may-
- [a] purchase any interest in or take on lease any land; and
 - [b] build, equip and maintain offices and premises.
- [2] The Council may, with the approval of the Minister, sell any interest in or lease any land, offices or premises held by it and no longer required for the performance of its functions

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 26: Discipline of Students

- [1] The Council may make rules providing for the Provost to conduct enquiries into alleged breaches of discipline [including lack of diligence] by students and such rules may make different provisions for different circumstances.
- [2] The rules shall provide for the procedure and rules of evidence to be followed at enquiries under this clause.

- [3] Subject to the provisions of subclause [1] of this clause, where it is proved during the enquiry that any student of the College has been found guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or any regulations made thereunder, direct-
- [a] that the student shall not, during such period as may be specified in the direction, participate in such Billivities of the College, or make use of such facilities of the College, as he may specify; or
 - [b] that the Billivities of the student shall, during such period as may be specified in the directions, be restricted in such manner as may be so specified; or
 - [c] that the student be suspended for such period as may be specified in the direction; or
 - [d] that the student shall be expelled from the College.
- [4] Where there is temporarily no Provost or where the Provost refuses to apply any disciplinary measures, the Council may, either directly or through some other staff, apply such disciplinary Billions as are specified in subclause [3] of this clause to any student of the College who is guilty of misconduct.
- [5] Where a direction is given under subclause [3] [c] or [d] of this clause in respect of any student, the student may, within 21 days from the date of the letter communicating the decision to him appeal against the decision of the Council, and where such an appeal is, brought, the Council shall, after causing such inquiry to be made in the matter as the Council considers just, either confirm or set aside the decision or modify it in such manner as the Council may think fit.
- [6] The Bill that an appeal from a decision is brought in pursuance of the last foregoing subclause shall not affect the operation of the decision while the appeal is pending, except the Council direct otherwise.
- [7] The Provost may delegate his powers under this clause to a disciplinary committee, consisting of such members of the College as he may nominate.
- [8] Nothing in this clause shall be construed as prevention or restriction or termination of a student's Billivities at the College otherwise than on the ground of misconduct.
- [9] It is hereby declared that a direction under subclause [3] [a] of this clause may be combined with a direction under subclause [3] [b] of this clause.
- [10] In all cases under this clause, the decision of the Council shall be final unless reversed by the Minister on appeal by the student.

Committee's Recommendation:

That the provision in Clause 26 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 27: Interpretation.

[1] In this Bill, unless the context otherwise requires: -

"Campus" means any campus which may be established by the College;

"College" means the College established pursuant to Clause 2 [1] [b] of this Bill for the College;

"Council" means the Governing Council of the College established by Clause 5 of this Bill.

"Functions" includes powers and duties

"Minister" means the Hon. Minister of Education;

"Notice" means notice in writing;

"Officer" does not include the Visiter

"Prescribed" means prescribed by regulations;

"Professor" means a person designated as a Professor of the College in accordance with provisions made in that behalf by regulations;

"Property" includes rights, liabilities and obligations;

"Provisional Council" means the provisional council appointed for the College.

"Regulations" means regulations made by the Academic Board or the Council;

"Academic Board" means the Academic Board of the College established pursuant to Clause 2[1][e] of this Bill;

"School" means a unit of closely related academic programmes;

"Teacher" means a person holding a full-time appointment as a member of the teaching or research staff of the College;

"College" means the Federal College of Education Omuo-Ekiti, Ekiti State established and incorporated by Clause I of this Bill.

Committee's Recommendation:

That the provision in Clause 27 be retained (*Senator Sandy O. Onor — Cross River Central*) —
Agreed to.

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

Clause 28: Short Title

This Bill may be cited as the Federal College of Education Omuo -Ekiti, Ekiti State, 2021.

SCHEDULE

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC

1. Remuneration of Council Members

[1] There may be paid to members of the council, other than ex-officio members, such remuneration and allowances as may from time to time be determined by the president.

2. Vacancy of Council Seat

[1] where a vacancy occurs in respect of the membership specified it shall be filled by the appointment of s successor to hold office for the remainder of the term of office of his predecessor in office shall represent the same interest at his predecessor.

[2] The validity of proceedings of the council shall not be adversely affected, notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

1. Proceedings

[1] The Council shall meet for the conduct of business at such times, places and on such days as the Chairman may appoint but shall meet not less than once in every three months.

[2] The Chairman may at any time and shall, at the request in writing of not less than 6 members, convene a meeting of the Council.

[3] At any meeting of the Council the Chairman shall preside but in his absence, members present shall elect one of their members to preside at the meeting.

[4] Where the Council desires to obtain the advice of any person on any particular matter, the Council may co-opt persons who are not members of the Council but persons co-opted shall not be entitled to vote at a meeting of the Council.

[5] The quorum of the Council shall be one half of the total members of the Council at least one of whom shall be a member appointed by the President, Commander-in-Chief of the Armed Forces.

[6] Decisions of the Council shall be made on approval by a simple majority of members.

2. Miscellaneous

[1] The fixing of the seal of the College shall be authenticated by the signature of the Chairman, Provost and some other members of the Council authorized generally or specially by the Council to Bill for that purpose.

- [2] Any control Bill or instrument which, if made or executed by a person other than a body corporate would not be required to be under seal may be made and executed on behalf of the College by any person generally or specially authorized to Bill for that purpose by the Council.
- [3] Any document purporting to be duly executed under the seal of the College shall be received in evidence and shall, unless the contrary is proved, be presumed to be so executed.

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 Tertiary Institutions and TETFUND on a Bill for an Act to Provide for the Establishment of the Federal College of Education Omuo - Ekiti, Ekiti State and for Other Matters Connected Therewith, 2021 and approved as follows:

Clauses 1-28 — As Recommended

Schedule — 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. Committee on Communications:

Report on the Nationwide Toll-Free Emergency Number (Establishment) Bill, 2021 (SB. 583):

Motion made: That the Senate do receive and consider the Report of the Committee on Communications on the Nationwide Toll-Free Emergency Number (Establishment) Bill, 2021 (*Senator Biodun C. Olujimi — (Ekiti South)*).

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 ESTABLISH A NATIONWIDE EMERGENCY COMMUNICATIONS SERVICE FOR THE REPORTING OF EMERGENCIES THROUGHOUT THE FEDERATION AND FOR OTHER RELATED MATTERS, 2021

Clause 1: Short Title

This Bill may be cited as the National Emergency Number, 2020.

Committee's Recommendation:

Leave out the provision in Clause 1 (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

PART I - PURPOSE OF THE BILL

Clause 2: Purpose of the Bill

The purpose of this Bill is to establish a Nationwide Emergency Communications Service for deployment and coordination throughout Nigeria of a seamless, ubiquitous and reliable end-to-end infrastructure for emergency needs.

Committee's Recommendation:

That the provision in Clause 2 be retained (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

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

PART II - EMERGENCY NUMBER

Clause 3: Designation of an Emergency Number

The Emergency Communication number for the Federal Republic of Nigeria shall be 112 and this number shall be uniform throughout the Federal Republic of Nigeria.

Committee's Recommendation:

That the provision in Clause 3 be retained (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

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

PART III - EMERGENCY SERVICES

Clause 4: Emergency Services

Emergency services provided by this emergency number shall be free for the caller subject to the provisions of this Bill.

Committee's Recommendation:

That the provision in Clause 4 be retained (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

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

PART IV - ADMINISTRATION OF THE BILL

Clause 5: Administration of the Bill

(1) The Nigerian Communications Commission shall formulate policies, regulations and guidelines for the implementation of this Bill.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART V - RESPONSIBILITIES OF THE NIGERIAN COMMUNICATIONS COMMISSION

Clause 6: Responsibilities of the Nigerian Communications Commission

The Nigerian Communications Commission shall be responsible for the development and implementation in a reasonable and timely manner of a Nationwide Emergency Communications System, including:

- (a) the overall management, direction, co-ordination and support for the development and implementation of the system;
- (b) taking all reasonable measures to ensure the participation of emergency service agencies in the system on terms required for the effective implementation and operation of the system;
- (c) entering into agreements with individuals, persons, organizations or governments to carry out the purpose of this Bill;
- (d) developing standards for primary public safety answering points;
- (e) determining the location and coverage areas for primary public safety answering points and secondary public safety answering points after consultation with states and local government and with affected parties;
- (f) preparing a manual that will provide for, and ensure the maintenance, at all times, of a means of uniquely identifying every residence and business location within the Nation;
- (g) the design and the use of an emblem to be associated with the system;
- (h) preparing and administering policies, programmes, standards, guidelines, objectives, codes of practice and directives for the purpose of the administration and enforcement of this Bill.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART VI - PERSONNEL

Clause 7: Personnel

The Commission shall ensure that the Nationwide Emergency Communications Service is staffed with suitably qualified and experienced personnel.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART VII- EXEMPTION FROM LIABILITY

Clause 8: Exemption from Liability

The National Nigerian Communications Commission, and emergency service agencies are not liable, directly, for a claim arising out of, relating to or attributable to personal injury, property damage, death, or economic loss or for any contribution, reimbursement, or indemnification in respect thereof, or a suit, a fine, a demand, an action, a loss, costs or damage of any nature or kind arising out of the operation of, failure to operate the system or any part of it.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART VIII - PROHIBITION RESPECTING AUTOMATIC ALARM

Clause 9: Prohibition Respecting Automatic Alarm

No person shall connect an automatic alarm of any kind to the system

Committee's Recommendation:

Leave out the provision in Clause 9 (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

PART IX - PROHIBITION RESPECTING AUTOMATIC DIALER

Clause 10: Prohibition Respecting Automatic Dialer

Except with the written approval of the Nigeria Communications Commission, no person shall use an automatic dialer to dial the number "112".

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART X - PROHIBITION RESPECTING VEXATIOUS CALLS

Clause 11: Prohibition Respecting Vexatious Calls

No person shall use or permit another person to use the telephone and Mobile Telecommunications Services to place a false, frivolous or vexatious call to the number "112".

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART XI - OFFENCES AND PENALTIES

Clause 12: Offences and Penalties

- (1) A person who violates any of the provisions of this Bill or the regulations is guilty of an offence and is liable on summary conviction to a penalty of not more than Fifty Thousand Naira or in default to a term imprisonment not exceeding six months, and for each subsequent offence is liable on summary conviction to a fine of not more than Fifty Two Hundred and Fifty Thousand Naira or, in default, to a term of imprisonment not exceeding one year.
- (2) a person who violates section 11 shall be issued a recorded voice warning in the first to third instances. Subsequent violations shall attract blacklisting from making 112 CALLS for a period not more than eight weeks.
- (3) any further violation shall attract a summary conviction to penalty of not more than fifty thousand Naira or in default to a term of imprisonment not exceeding six months.
- (4) upon conviction the Court may in addition to the fine or imprisonment, order the blacklisting of an offender.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

Clause 13: Regulations

- (1) The Nigeria Communications Commission shall make regulations:
 - (a) respecting standards, locations and coverage areas for primary public safety answering points and secondary public safety answering points;
 - (b) respecting emergency service agencies to which this Bill applies;
 - (c) requiring the owner or occupier of a residence or business location to post the applicable civic number on the building;
 - (d) respecting the size, location and design of civic numbers to be posted on residences and business locations;
 - (e) prescribing the minimum and maximum fines to be paid for a violation of the regulations;

- (f) respecting any matter necessary or advisable for the establishment of fees to recover costs for any services or materials provided in the course of the administration of this Bill or the regulations;
- (g) defining any word or expression used but not defined in this Bill;
- (h) for any purpose necessary or advisable to carry out the intent and purpose of this Bill.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

PART XIII- CIVIC NUMBER AND STREETS

Clause 14: Civic Number and Streets

The government of a state or a local government council may assign or cause to be assigned civic numbers to buildings and for that purpose may name or rename any public or private street, road or lane

Committee's Recommendation:

Leave out the provision in Clause 14 (Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.

PART XIV - MISCELLANEOUS

Clause 15: Interpretation

In this bill;

- (a) "Commission" means the Nigerian Communications Commission
- (b) "emergency service agencies" means the public service and emergency service agencies operating within the Federal Republic of Nigeria including all Nigeria Police Forces required to be maintained pursuant to the Police Act, including the Federal Road Safety Commission, Nigeria Fire Service, National Emergency Management Agency, Nigeria Security and Civil Defence Corps, all ambulance services operating in Nigeria and such other emergency service agencies as may be approved by the an Act of the National Assembly and or State Houses of Assemblies;
- (c) "emergency service zone" means a geographical area served by a common group of emergency service agencies;
- (d) "information" refers to facts or data a person in distress is required to provide to enable the call takers properly handle his or her case. Such data may include name, age, home address, nature of distress; etc.
- (e) "master street address guide" means a database that correlates civic numbers and street, road or highway names or other identifies with emergency service zones;

- (f) "Nationwide Emergency Number" means the number called by person in any form of distress in Nigeria. The Nationwide Emergency Number in Nigeria is 112".
- (g) "primary public safety answering point" refers to public safety answering point to which 112 calls are first sent to directly for routing to emergency Centre personnel.
- (h) "public safety answering point" (PSAP) is point that has been designated to receive 112 calls and route the calls to applicable emergency centre personnel"
- (i) "secondary public safety answering point" refers to a public safety answering point to which 112 calls are sent from a primary public safety answering point in the event of capacity constraints at the primary public safety answering point.
- (j) "system" is an interconnection of telecommunication network nodes or peripherals to perform or achieve National Telecommunication Emergency Communication.
- (k) "national emergency number" means 112.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

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

Clause 16: Short title

This Bill may be cited as the Nationwide Emergency Communications Service Bill, 2021.

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Biodun C. Olujimi — (Ekiti South) — Agreed to.*

Question that Clause 16 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 Communications on a Bill for an Act to Establish a Nationwide Emergency Communications Service for the Reporting of Emergencies Throughout the Federation and for Other Related Matters, 2021 and approved as follows:

Clauses 1-16 — 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.

13. Committee on Health (Secondary & Tertiary):

Report on the Sickle Cell Anaemia (Prevention, Control and Management) Bill, 2021 (SB. 166):

Motion made: That the Senate do receive and consider the Report of the Committee on Health (Secondary & Tertiary) on the Sickle Cell Anaemia (Prevention, Control and Management) 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 PREVENT, CONTROL AND MANAGEMENT OF SICKLE CELL DISEASE AND FOR OTHER PURPOSES CONNECTED THEREWITH, 2021

PART 1— GOVERNMENT INVOLVEMENT AND PRIVATE PARTICIPATION IN THE PREVENTION, CONTROL AND MANAGEMENT OF SICKLE CELL DISEASE.

Clause 1: Objectives/Obligations

The Government of the Federation of Nigeria shall engage in and encourage the prevention, control and management of the occurrence, spread and effect of Sickle Cell Disease, hereinafter called "the disease", in the manner provided for in this Bill.

Committee's Recommendation:

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

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

Clause 2: Private Participation

- (1) Any person in the federation may, subject to any restriction or requirement under this Act, freely participate in the prevention, control and management of the occurrence, spread and effect of the disease.
- (2) Subject to any law relating to information in the federation any person may give, disseminate or distribute advice, information or literature useful in the prevention, control and management of the disease.

Committee's Recommendation:

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

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

Clause 3: Functions and duties of the Ministry

- (1) The prevention, Control and Management of the disease as provided for under this Act shall be directed, coordinated and supervised by the ministry of the government of the federation in charge of health, hereinafter referred to as "the Ministry".
- (2) The functions and duties of the Ministry in respect of the prevention, control and management of the disease shall include—
 - (a) the collection of data, statistics and information as to the number or quantum of cases of the occurrence of the disease for the purpose of effectively planning and executing its prevention, control and management;
 - (b) to carry out researches, studies and findings as to the immediate, secondary and remote causes and effects of the disease;
 - (c) to statistically evaluate or detect the degree of susceptibility to the disease of various ages, genders or aspects of the community for the purpose of effectively planning and executing special attention and handling for the purpose of preventing, controlling or managing the disease among them;
 - (d) the active prevention, control and management of the occurrence, spread and effects of the disease in the federation directly and through its appropriate agencies;
 - (e) to encourage and co-ordinate participation in the prevention, control and management of the disease in the federation by private persons, organisations and foreign governments;
 - (f) to directly or through its appropriate agencies procure, receive or obtain and distribute, give out or administer drugs for the prevention, control and management of the disease in the federation;
 - (g) to directly or through its appropriate agencies procure, receive or obtain and disseminate, give or distribute advice, information or literature useful in the prevention, control and management of the disease;
 - (h) to carry out awareness education and enlightenment campaigns and other forms of enlightenment activities necessary for the prevention, control and management of the disease either directly or through its appropriate agencies;

- (i) to encourage and impress on members of the public, including but not restricted to intending couples, to undergo blood genotype tests for the purpose of knowing, discovering or ascertaining their blood genotype and for the avoidance of marriages or matrimonial unions that will or are likely to produce children prone or susceptible to the disease; and
 - (j) such other functions and duties that are provided for it under this Act.
- (3) Any of the foregoing functions or duties of the ministry in respect of the prevention, control and management of the disease may be performed or discharged by the ministry directly or through any appropriate agency thereof.
- (4) Nothing precludes the Houses of Assembly of the States of the Federation to make laws in respect of these functions.

Committee's Recommendation:

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

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

PART II — ACCREDITED PARTICIPANTS

Clause 4: Accreditation of Hospitals and Clinics

- (1) In furtherance to Section 3 (2)(e) of this Bill, the Ministry may accredit federal hospitals and clinics to act or function as accredited participants in the prevention, control and management of the disease in the federation, and such accredited hospitals or medical clinics shall —
- (a) i. serve as accredited centres for the provision of medical treatment for the disease,
 - ii. provide advice, guidance and counselling on the causes, effects, prevention, control and management of the disease; and
 - iii. serve as blood genotype testing centres for members of the public free of cost or charge to such members of the public;
- (c) keep and transmit to the Ministry, monthly or periodic records regarding members of the public who have received medical treatment, advice, guidance and counselling and who have undergone blood genotype testing and to whom or on whom drugs have been dispensed or administered at such hospitals or clinics for the prevention, control and management of the disease, which records shall include the names, addresses and ages of such members of the public and —
- (i) the dates of the treatment, advice, guidance or counseling; or

- (ii) the kind and quantity of drugs administered and the results of the blood genotype tests conducted or carried out in the respective cases.
- (2) In accrediting hospitals under this Section, the Ministry shall ensure that
 - (a) adequate number of hospitals are accredited in each state of the federation; and
 - (b) the hospitals accredited in a State are so selected or distributed according to their location in the state as to ensure their proximity to members of the public in that State and to ensure the easy access of people from every part of that State to the services rendered at such hospitals or medical clinics regarding the prevention, control and management of the disease.
- (3) No action or claim shall lie against the ministry for any refusal to accredit any hospital or medical clinic under this Bill.

Committee's Recommendation:

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

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

Clause 5: Accreditation of Organizations, Bodies

- (1) The Ministry may pursuant to section 3 (2)(b) of this Bill accredit local or foreign non-governmental or private organizations or bodies to act or function as accredited participants in the prevention, control and management of the disease.
- (2) The organizations or bodies accredited under this section may be partners with the Ministry in the prevention, control and management of the disease, and may without cost or charge to any member of the public—
 - (a) procure, obtain or acquire and disseminate, give out or distribute information or literature pertaining or relating to the prevention, control and management of the disease;
 - (b) procure or receive and distribute, administer or cause to be administered drugs for the prevention, control or management of the disease;
 - (c) carry out enlightenment campaigns and other forms of enlightenment activities approved by the Ministry for the prevention, control and management of the disease;
 - (d) advocate for and encourage the carrying out of blood genotype tests by members of the public including but not restricted to intending couples;
 - (e) with the approval or upon the request of the Ministry carry out any special function or activity necessary for the prevention,

control or management of the disease.5.-(1) The Ministry may pursuant to section 3 (2)(b) of this Bill accredit local or foreign non-governmental or private organizations or bodies to act or function as accredited participants in the prevention, control and management of the disease.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) — Agreed to.

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

PART III — DONATIONS

Clause 6: Donations

- (1) The Ministry may, subject to Section 7 of this Bill, receive donations of funds, drugs, literature or other materials from persons, organizations, bodies or governments for the prevention, control and management of the disease.
- (2) The Ministry shall, before spending or utilizing any funds, drugs, literature or other materials donated to it under this Bill, make a report of such donation or donations to the National Assembly and obtain approval and directive of same for the spending, or utilization of such funds, drugs, literature, or other materials.
- (3) The reports by the Ministry to the National Assembly mentioned in subsection (2) of this section may be monthly or quarterly and shall include, among other details, —
 - (a) in the case of funds the name and address of the donor or donors, the amount donated and the date and place of such donation ;
 - (b) in the case of drugs, literature or other material, the brand and quantity of the drugs or the kind and quantity of literature or material donated, the name and address of the donor or donors and the date and place of such donation.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) — Agreed to.

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

Clause 7: Restrictions regarding donations

- (1) The Ministry shall, before receiving or accepting any donation of drugs, literature or other material —
 - (a) in the case of drugs, test the drug or drugs in order to prove its or their relevance, genuineness, efficacy or quality; and—
 - (b) in the case of literature or other materials verify their relevance to or efficacy in the prevention, control and management of the disease.

- (2) The Ministry shall not accept any funds donated or intended or sought to be donated to it if it knows or has reason to believe that the funds are illegally or unlawfully acquired.
- (3) The Ministry shall not accept or receive any literature or other material donated or intended or sought to be donated to it if it knows or is of the opinion or has reason to believe that such literature or other material —
 - (a) are illegally or unlawfully acquired or acquired with illegal or ill-gotten funds; or
 - (b) are not relevant or useful in the prevention, control or management of the disease.
- (4) The Ministry shall not accept any drugs donated or intended or sought to be donated to it if —
 - (a) it knows or has reason to believe that the drugs are unlawfully or illegally acquired or acquired with ill-gotten funds; or
 - (b) before or after testing them in accordance with subsection (1) of this section it discovers or is of the opinion that such drugs are expired or irrelevant to or of such low quality or so ineffective that they cannot be useful in the prevention, control or management of the disease.
- (5) Where the Ministry refuses or declines to accept any donation by reason of any of the foregoing provisions it shall in writing inform the donor or donors concerned of the fact of such refusal and the reason or reasons for it.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

Clause 8: Mode of Directive by National Assembly on Donations

- (1) In its directive to the Ministry on or regarding the use, spending or utilization of funds, drugs, literature or other materials donated or available to the Ministry, the National Assembly shall have regard to and apply the principles of fairness and federal character.
- (2) Notwithstanding anything to the contrary that may be inferred from subsection (1) of this section, the National Assembly may by resolution direct that a certain amount or quantity of funds, drugs, literature or other material donated or available to the ministry be spent or utilized in or on the prevention, control or management of the disease in a particular part of the federation due to the observed or discovered peculiar trend or frequency of occurrence, spread or effect of the disease in that particular part of the federation.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

PART IV — OFFENCES**Clause 9: Offence of Diverting or Converting Donated or Available Funds, Drugs, Etc.**

- (1) Any person who diverts to his or another person's private use, sale or appropriation any funds, drugs, literature or material donated, procured or available for the benefit of the public for the prevention, control or management of the disease under this Bill commits an offence.
- (2) Any person who commits an offence under this section shall be liable—
 - (a) on first conviction to a term of imprisonment which may extend to three years or a fine of five hundred thousand Naira (₦500,000); and
 - (b) on subsequent conviction to a term of imprisonment which may extend to six years or a fine of eight hundred thousand Naira (₦800,000).

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

PART V — MISCELLANEOUS PROVISIONS**Clause 10: Special Assignments to Accredited Organizations.**

- (1) The Ministry may, subject to subsection 3 of this section, either upon a directive of the National Assembly under section 8 (2) of this Bill or in its normal course of operation specially assign or request any non-governmental organization or body accredited by it under section 5 of this Bill to carry out awareness and enlightenment education campaigns or other forms of education or advocacy or to perform any specified function or activity permitted by this Bill for the prevention, control or management of the disease in the federation or any part thereof.
- (2) Where the Ministry specially assigns or requests an accredited organization or body to perform or carry out any specified function or activity in accordance with this section, it shall make available to the organization or body the funds and materials or resources which the ministry considers necessary for the performance or the carrying out of that function or activity.
- (3) The Ministry shall, except upon a directive of the National Assembly under section 8 of this Bill, not assign or request any organization or body to specially carry out any function or activity in a specific part of the federation unless—

- (a) there is a report or complaint from that part of the federation of or concerning a peculiar high trend of occurrence, spread or effect of the disease and a demand or request for intervention of the Ministry; and
- (b) following such request for intervention there is a corporate decision of the Ministry to that effect.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

Clause 11: Special Services to Intending Couples

- (1) The hospitals and medical clinics accredited by the Ministry under this Bill shall each maintain a special section for intending couples where persons intending or planning to be married to each other shall —
 - (a) go through or carry out blood genotype tests;
 - (b) receive advice or counselling on the causes, effects and prevention of the disease;
 - (c) in appropriate cases obtain medication or treatment necessary for the prevention, control and management of the disease.
- (2) Where it is learnt either from any party or parties to an intending couple or is realized or discovered through a medical test that the blood genotype composition of any or two of the persons intending to marry each other is such as would render children born in such marriage prone or susceptible to the disease, the hospital or medical clinic or the doctor or medical personnel thereof attending to the intending couple or person or persons concerned shall —
 - (a) advise such intending couple or person or persons concerned not to go into the intended marriage due to the likelihood of occurrence of the disease in children that may be born thereunder;
 - (b) reduce such advice in writing and issue the written advice to the person or persons; and
 - (c) record the full names, addresses, and other particulars and case of such person or persons and the advice given thereto as well as the date of such advice.
- (3) No action or claim for breach of promise to marry shall be brought or maintained against any person withdrawing from an intended, planned or pending wedding or marriage in compliance with or following a written advice of a doctor or appropriate medical personnel under subsection 2 of this Section.

- (4) Nothing in this section or any provision of this Bill shall be construed to warrant, support or justify any divorce or withdrawal by any person from an already subsisting lawful marriage or from any obligation thereunder.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) — Agreed to.

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

Clause 12: Withdrawal or Cancellation of Accreditation

The accreditation by the Ministry of any organization or body under this Bill may be withdrawn or cancelled where such organization or body —

- (a) does not satisfactorily perform its functions or those assigned to it by the Ministry under this Bill; or
- (b) has become affected by any of the disqualifications from accreditation under this Bill or was not qualified for accreditation under this Bill at the time it was accredited; or
- (c) diverts to its private use or is found to be unfair in the dispensation or administration of any drugs or material or any part thereof made available or donated to it for the benefit of the public by the Ministry or donated or available to it; or
- (d) is in breach of or acts contrary to any clear provision of this Bill or the terms or any of the terms of its accreditation under this Bill; or
- (e) is in breach of any of its functions or duties or the terms of any specific or special function or duty assigned to it by the Ministry under this Bill.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) — Agreed to.

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

Clause 13: Ministry to Decide Mode of Utilizing Drugs, Materials Etc.

The Ministry may directly or through any of its agencies make available, administer or distribute all drugs, literature or materials available to it for the prevention, control and management of the disease or make some or any quantity thereof available to the hospitals, clinics, organizations or bodies accredited by it under this Bill to administer, make available or distribute to members of the public.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) — Agreed to.

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

Clause 14: Forfeiture of diverted funds, drugs, etc.

Where an offence is committed under this Bill in respect of any funds, drugs, literature or material, such funds, drugs, literature or material shall be forfeited to the government of the federation which shall remit same to the ministry and the funds, drugs, literature or material shall be deemed and treated as donated to the Ministry.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

Clause 15: Interpretation

(1) In this Bill —

"the disease" means Sickle cell Disease;

"the Ministry" means the Federal Ministry in charge of Health; and

"words imputing the masculine gender" refer to and include both the masculine and feminine gender.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Yahaya I. Oloriegbe — Kwara Central*) —
Agreed to.

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

Clause 16: Citation

This Bill may be cited as Sickle Cell Disease (Prevention, Control and Management) Bill, 2021.

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 Sickle Cell Anaemia (Prevention, Control and Management) Bill, 2021 and approved as follows:

Clauses 1-16 — 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.

14. **Committee on Health (Secondary & Tertiary):**
Report on the Federal Orthopedic Hospital, Dekina (Establishment) Bill, 2021 (SB. 516):
Motion made: That the Senate do receive and consider the Report of the Committee on Health (Secondary & Tertiary) on the Federal Orthopedic Hospital Dekina (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. O10, LAWS OF THE FEDERATION OF NIGERIA, 2004 TO ESTABLISH THE ORTHOPAEDIC HOSPITAL, DEKINA, KOGI STATE AND FOR RELATED MATTERS, 2021 .

Clause 1: Amendment of the Orthopaedic Hospitals Management Board Act, Cap. O10, LFN, 2004.

The Orthopaedic Hospitals Management Board Act, Cap. O10, LFN 2004 (in this Bill 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 (Senator Yahaya I. Oloriegbe — Kwara Central) — Agreed to.

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

Clause 2: Amendment of the Second Schedule.

The Principal Act is amended in the Second Schedule by inserting immediately after the existing number "3", a new number "4" as follows -

"4. The Orthopaedic Hospital, Dekina, Kogi State".

Committee's Recommendation:

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

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

Clause 3: Amendment of the Third Schedule.

The Principal Act is amended in the Third Schedule by inserting immediately after the existing number 3, a new number 4 as follows:

"4. The Orthopaedic Hospital, Dekina Prince Abubakar Audu University Teaching Hospital, Anyigba".

Committee's Recommendation:

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

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 Hospitals Management Board
 (Amendment) Bill, 2021.

Committee's Recommendation:

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

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 to considered the Report of the Committee on Health (Secondary & Tertiary) on the Bill for An Act to Amend the Orthopaedic Hospitals Management Board Act, Cap. O10, Laws of the Federation of Nigeria, 2004 to establish the Orthopaedic Hospital, Dekina, Kogi State and for Related Matters, 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.

15. Committee on Ethics, Privileges and Public Petitions:

Motion made: That the Senate do consider the Reports of the Committee on Ethics, Privileges and Public Petitions in respect of:

- a. Mr. Kingsley Torru on behalf of Riverman Technologies Limited against the Department of Petroleum Resources (DPR) for non-payment of the sum of ₦9,375,616,700 for contract executed (*Senator Patrick A. Akinyelure — Ondo Central*)

Question put and agreed to.

Report Presented.

Debate:

Proposed Resolution (i):

Question: That the Senate do urge Department of Petroleum Resources (DPR) to pay Riverman Technologies Limited the sum of ₦9,375,616,700 only for work done in line with the Resolution of the 8th Senate — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do urge the Department of Petroleum Resources (DPR) to recall Riverman Technologies Limited (RTL) back to site to complete the phases II & III of the project to enhance the real-time capturing of Gas Production Volume by local and foreign oil firms which would significantly improve the revenue of the Federal Government of Nigeria — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do urge the Department of Petroleum Resources (DPR) to pay 10% interest of the outstanding principal (₦9,357,616,700) which translates to ₦937,561,670 for delaying payment of the principal sum since Thursday, 30th May, 2019 when the Senate resolved that Riverman Technologies Limited (RTL) be paid, if the contract of RTL would not be renewed for it to complete Phases II & III of the project in line with terms of the contract executed by RTL.

Proposed Resolution (iii) deferred for further legislative action by the Committee.

Resolved:

- (i) That the Senate do urge Department of Petroleum Resources (DPR) to pay Riverman Technologies Limited the sum of ₦9,375,616,700 only for work done in line with the Resolution of the 8th Senate
- (ii) That the Senate do urge the Department of Petroleum Resources (DPR) to recall Riverman Technologies Limited (RTL) back to site to complete the phases II & III of the project to enhance the real-time capturing of Gas Production Volume by local and foreign oil firms which would significantly improve the revenue of the Federal Government of Nigeria (*S/Res/016/03/21*).

- b. Senator Bode Ola on behalf of Cornerstone Montessori Schools against the Federal Capital Development Authority (FCDA) for the secret and illegal redesign/grabbing of his Plot No. E27/3277 in Apo Resettlement by the Federal Capital Development Authority (FCDA): (*Senator Patrick A. Akinyelure — Ondo Central*)

Question put and agreed to.

Report Presented.

Debate:

Proposed Resolution:

Question: That the Senate do urge the Federal Capital Development Authority (FCDA) to, as matter of urgency, delineate the boundary between Plot No. E27/3277 designated as a Green Area in Apo Resettlement Area allocated to Cornerstone Montessori Schools and the plot allocated to Abuja Municipal Area Council (AMAC) as motor park in the same Green Area to allay the fears of Corner Stone Montessori Schools that plot E27/5277 allocated to it had not been redesigned by FCDA — *Agreed to.*

Resolved:

That the Senate do urge the Federal Capital Development Authority (FCDA) to, as matter of urgency, delineate the boundary between Plot No. E27/3277 designated as a Green Area in Apo Resettlement Area allocated to Cornerstone Montessori Schools and the plot allocated to Abuja Municipal Area Council (AMAC) as motor park in the same Green Area to allay the fears of Corner Stone Montessori Schools that plot E27/5277 allocated to it had not been redesigned by FCDA (*S/Res/017/03/21*).

- c. Jackson Bako, Esq. on Behalf of Akpmajenya Community, Apo Village, Abuja against the Federal Capital Territory Administration for wrongful obstruction of their farmlands and farming activities: (*Senator Patrick A. Akinyelure — Ondo Central*)

Question put and agreed to.

Report Presented.

*Debate:**Proposed Resolution (i):*

Question: That the Senate do urge the Federal Capital Development Authority (FCDA) to immediately engage in wider consultations with Akpmajenya Community in the Federal Capital Territory and agree on modalities for execution of payment of adequate compensation and allocation of plots simultaneously to the affected families at the new sites to permanently settle the issues raised in the petition — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do urge the Akpmajenya Community to embrace peace with FCDA and accept the compensation package for lands taken over by FCDA as soon as modalities for execution are agreed by the parties — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do urge the FCDA to ensure that adequate land area for farming are re-allocated to the Akpmajenya community in full for their farming activities to continue unhindered — *Agreed to.*

Resolved:

- (i) That the Senate do urge the Federal Capital Development Authority (FCDA) to immediately engage in wider consultations with Akpmajenya Community in the Federal Capital Territory and agree on modalities for execution of payment of adequate compensation and allocation of plots simultaneously to the affected families at the new sites to permanently settle the issues raised in the petition;
- (ii) That the Senate do urge the Akpmajenya Community to embrace peace with FCDA and accept the compensation package for lands taken over by FCDA as soon as modalities for execution are agreed by the parties; and
- (iii) That the Senate do urge the FCDA to ensure that adequate land area for farming are re-allocated to the Akpmajenya community in full for their farming activities to continue unhindered (*S/Res/018/03/21*).

16. **Federal Medical Centre Deba, Gombe State (Establishment) Bill, 2021 (SB. 382):**
Motion made: That a Bill for an Act to provide for the Legal Framework to Establish the Federal Medical Centre Deba, Gombe State and for related matters, 2021 be read the Second Time (*Senator Mohammed D. Goje — Gombe Central*).
- Debate:*
- Question put and agreed to.*
- Bill accordingly read the Second Time and referred to the Committee on Health (Secondary and Tertiary) to report within four (4) weeks.*
17. **Abduction, Wrongful Restraints and Confinement for Ransom (Establishment) Bill, 2021 (SB.762):**
Motion made: That a Bill for an Act to Provide for the Punishment of the Offences of Abduction, Wrongful Restraints and Confinement for Ransom, and other matters incidental thereto, 2021 be read the Second Time (*Senator Ibikunle O. Amosun — Ogun Central*).
- Debate:*
- Question put and agreed to.*
- Bill accordingly read the Second Time and referred to the Committee on Judiciary, Human Rights and Legal Matters to report within four (4) weeks.*
18. **Federal College of Education Bassambiri, Bayelsa State (Establishment) Bill, 2021 (SB. 775):**
Motion made: That a Bill for an Act to Establish the Federal College of Education Bassambiri, Bayelsa State and for Other Related Matters, 2021 be read the Second Time (*Senator Degi-Eremienyo, W. Biobarakuma — Bayelsa East*).
- Debate:*
- Question put and agreed to.*
- Bill accordingly read the Second Time and referred to the Committee on Tertiary Institutions and TETFUND to report within four (4) weeks.*
19. **Adjournment:**
Motion made: That the Senate do now adjourn till Wednesday, 22nd September, 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.

