



HOUSE OF REPRESENTATIVES FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 28 September, 2021

1. The House met at 11.30 a.m. Mr Speaker read the Prayers.
2. The House recited the National Pledge.
3. **Votes and Proceedings**
Mr Speaker announced that he had examined and approved the *Votes and Proceedings* of Thursday, 23 September, 2021.

The Votes and Proceedings was adopted by unanimous consent.

4. **Announcement**

(i) **Bereavement:**

Mr Speaker read a communication from Hon. Abdullahi Balarabe Salame (*Illela/Gwadabawa Federal Constituency*), announcing the demise of Hajia Hadiza Shehu Shagari, wife of Late President Shehu Shagari, who died on Thursday, 12 August, 2021 at the age of 80.

A minute silence was observed in honour of the deceased.

Hon. Abdullahi Balarabe Salame prayed for the repose of the soul of the deceased.

(ii) **Notification of Conferment of Fellowship Award:**

Mr Speaker read a communication from Hon. Sulaiman Abubakar Gumi (*Gunmi/Bukkuyum Federal Constituency*), informing the House of his conferment with the Fellowship of the Nigerian Society of Engineers (FNSE) on 19 May, 2021.

(iii) **Defection:**

Mr Speaker read a communication from Hon. Samuel Godday Odagboyi (*Apa/Agatu Federal Constituency*), announcing his defection from the Labour Party (LP), to the All Progressives Congress (APC).

(iv) **Conference Committee on Electoral Act (Amendment) Bill:**

Mr Speaker named Members of the Conference Committee as follows:

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|-----|----------------------------------|---|----------|
| (1) | Hon. Adeyemi Akeem Adeniyi | — | Chairman |
| (2) | Hon. James Abiodun Faleke | — | Member |
| (3) | Hon. Azubogu Chris Emeka Ifeanyi | — | Member |

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| (4) | Hon. Kalambaina Ahmad Abdullahi | — | Member |
| (5) | Hon. Onuh Onyeche Blessing | — | Member |
| (6) | Hon. Idem Unyime Josiah | — | Member |
| (7) | Hon. Aishatu Dukku Jibril | — | Member |

5. Petitions

- (i) A petition from Chief Chukwudi Nwaubrije, on behalf of OB3 Gas Pipeline Landlords Association of Rivers State, ONELGA chapter, on the refusal of Nigeria National Petroleum Corporation (NNPC) to implement the provisions of Freedom to Operate (FTO) Agreement entered by the two parties, was presented and laid by Hon. Nnam-Obi Uchechuku George (*Ahoada West/Ogba/Egbema/Ndoni Federal Constituency*).

Petition referred to the Committee on Host Communities.

- (ii) A petition from Alhaji Mansur Umar, on behalf of Association of Master Bakers & Caterers of Nigeria, seeking for intervention on the dispute between them and Federal Ministry of Trade, was presented and laid by Hon. Ahmed Murktar (*Kaduna South Federal Constituency*); and
- (iii) A petition from Timi Ambaiowei & Associates (Lords Chambers), on behalf of Chief Ebilatei Berepigi and 4 others, on alleged damages and sufferings inflicted on their community through oil spillage by the Nigerian Agip Oil Company (NAOC), was presented and laid by Hon. Preye Osekè (*Southern Ijaw Federal Constituency*).

Petitions referred to the Committee on Public Petitions.

6. Matter of Urgent Public Importance (Standing Order Eight, Rule 4)

Emergency Repairs of Failed Sections of Roads and Bridges Affected by Rainfalls Across the Country:

Hon. Ibrahim Ayokunle Isiaka (*Ifo/Ewekoro Federal Constituency*) introduced the matter and prayed the House to:

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

Question that the matter be considered as one of urgent public importance — Agreed to.

Question that the House do suspend Order Eight, Rule 4 (3) to enable it debate the matter forthwith — Agreed to.

Emergency Repairs of Failed Sections of Roads and Bridges Affected by Rainfalls Across the Country:

The House:

Notes that the recent torrential rainfall in the country in the last 3 Months, has caused severe damages to roads and bridges in different parts of the country, leaving tales of woes, despondency, socio-economic challenges;

Aware that no region in the country is spared from this act of God as bridges and culverts submerged, roads have collapsed, and access to many towns and cities across the nation completely cut off;

Concerned that, based on the conservative assessments carried out across the country, an estimated cumulative length of the damaged roads is above 6,000 kilometres;

Worried that this existential threat poses grave danger to human safety and causing significant disruption to both economic and social activities, while motorists and commuters undergo untold hardship with the security of lives and property of Nigerians threaten;

Resolves to:

- (i) urge the Federal Ministry of Works and Housing:
 - (a) to immediately mop up the necessary resources to commence emergency repairs on all affected roads and bridges across the nation,
 - (b) to liaise with the Committee on Works, to provide an Action Plan framework and as an immediate intervention programme;
- (ii) mandate the Committee on Works to ensure compliance (*Hon. Ibrahim Ayokuale Isiaka Ifo/Ewekoro Federal Constituency*): *Debate.*

Agreed to.

The House:

Noted that the recent torrential rainfall in the country in the last 3 Months, has caused severe damages to roads and bridges in different parts of the country, leaving tales of woes, despondency, socio-economic challenges;

Aware that no region in the country is spared from this act of God as bridges and culverts submerged, roads have collapsed, and access to many towns and cities across the nation completely cut off;

Concerned that, based on the conservative assessments carried out across the country, an estimated cumulative length of the damaged roads is above 6,000 kilometres;

Worried that this existential threat poses grave danger to human safety and causing significant disruption to both economic and social activities, while motorists and commuters undergo untold hardship with the security of lives and property of Nigerians threaten;

Resolved to:

- (i) urge the Federal Ministry of Works and Housing:
 - (a) to immediately mop up the necessary resources to commence emergency repairs on all affected roads and bridges across the nation,
 - (b) to liaise with the Committee on Works, to provide an Action Plan framework and as an immediate intervention programme;
- (ii) mandate the Committee on Works to ensure compliance (**HR. 75/09/2021**).

7. Presentation of Bills

The following Bills were read the *First Time*:

- (1) Federal University of Medical and Environmental Sciences, Iyin Ekiti, Ekiti State (Establishment) Bill, 2021 (HB. 1585).

- (2) University Teaching Hospital, Lafia (Establishment) Bill, 2021 (HB. 1607).
- (3) University Teaching Hospitals (Reconstitution of Boards, etc.) Act (Amendment) Bill, 2021 (HB. 1608).

8. **A Bill for an Act to Establish Nigerian Maritime Security Trust Fund for the Purpose of Training, Provision of Security Equipment, and Related Facilities, enhance the Skills of the Personnel of the Nigerian Navy; and for Related Matters (HB. 1243) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish Nigerian Maritime Security Trust Fund for the Purpose of Training, Provision of Security Equipment, and Related Facilities, enhance the Skills of the Personnel of the Nigerian Navy; and for Related Matters (HB. 1243) be now read the Third Time” (*Hon. Peter Akpatason — Deputy House Leader*).

Agreed to.

Bill read the Third Time and passed.

9. **A Bill for an Act to Establish Nigerian Council for Social Work to Regulate the Practice of Professional Social Work in Nigeria; and for Related Matters (HB. 655) — Third Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish Nigerian Council for Social Work to Regulate the Practice of Professional Social Work in Nigeria; and for Related Matters (HB. 655) be now read the Third Time” (*Hon. Peter Akpatason — Deputy House Leader*).

Agreed to.

Bill read the Third Time and passed.

10. **A Bill for an Act to Establish Chartered Institute of Directors of Nigeria to Provide Professional Training to Directors and Promote Effective Governance, Public Accountability, Professional Efficiency; and for Related Matters (HB. 1571) — Second Reading**
Motion made and Question proposed, “That a Bill for an Act to Establish Chartered Institute of Directors of Nigeria to Provide Professional Training to Directors and Promote Effective Governance, Public Accountability, Professional Efficiency; and for Related Matters (HB. 1571) be read a Second Time” (*Hon. Peter Akpatason — Deputy House Leader*).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee of the Whole.

11. **A Bill for an Act to Provide for Establishment of Federal University of Agriculture and Technology, Aboh; and for Related Matters (HB.1590) — Second Reading**

Order read; deferred by leave of the House.

12. **A Bill for an Act to Establish Nigeria Police College of Information Technology, Abeokuta to Provide Academic and Professional Training in Information Technology; and for Related Matters. (HB.842) — Second Reading**

Motion made and Question proposed, “That a Bill for an Act to Establish Nigeria Police College of Information Technology, Abeokuta to Provide Academic and Professional Training in Information Technology; and for Related Matters. (HB.842) be read a Second Time” (*Hon. Isiaka Ayokunle Ibrahim — Ifo/Ewekoro Federal Constituency*).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committees on Police Affairs, and Information Technology.

13. **A Bill for an Act to Repeal the Public Enterprises (Privatization and Commercialization) Act, Cap. P38, Laws of the Federation of Nigeria, 2004 and Enact the Public Assets Reform Bill, 2021 for Improved Efficiency and Management of Public Assets in Nigeria; and for Related Matters (HB. 1470) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Repeal the Public Enterprises (Privatization and Commercialization) Act, Cap. P38, Laws of the Federation of Nigeria, 2004 and Enact the Public Assets Reform Bill, 2021 for Improved Efficiency and Management of Public Assets in Nigeria; and for Related Matters (HB. 1470) be read a Second Time" (Hon. Ibrahim Makama Misau — Misau/Dambam Federal Constituency and 27 others).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Privatization and Commercialization.

14. **A Bill for an Act to Provide for Establishment of Federal University of Education, Katsina-Ala and for Related Matters (HB. 539) — Second Reading**

Motion made and Question proposed, "That a Bill for an Act to Provide for Establishment of Federal University of Education, Katsina-Ala and for Related Matters (HB. 539) be read a Second Time" (Hon. Richard Gbande — Katsina-Ala/Logo/Ukum Federal Constituency).

Debate.

Question that the Bill be now read a Second Time — Agreed to.

Bill read the Second Time.

Bill referred to the Committee on Tertiary Education and Services.

15. **Need to Investigate the Alleged Insertion of the Advice for Payment of Ransom into the National Youth Service Corps Pamphlets Containing Security Tips**

Motion made and Question proposed:

The House:

Notes that the National Youth Service Corps (NYSC) was created on 22 May, 1973 as an avenue for reconciliation, reconstruction and rebuilding of the nation after the civil war;

Also notes that the programme was set up, primarily for Nigerian graduates below the age of 30 who intend to work in Nigeria to be at the forefront of national developmental efforts as well as a means to impart values of nationalism, patriotism, loyalty and accountable leadership in Nigerian youths;

Aware that the programme requires that participants be posted to States other than their States of origin where they are expected to mix with people from other ethnic groups, social and family backgrounds and learn the culture of the indigenes they are posted to, to bring about unity in the country regardless of cultural diversity;

Also aware that the security challenges in the country affect Corps Members as some of them, on their way to respective places of posting, have fallen victim to kidnap-for-ransom, some have lost their lives to insurgents and other mishaps;

Concerned that in the last few days, reports have surfaced with picture evidence of an embarrassing provision under section 65 (e) of the NYSC security tips pamphlet, advising Corps Members to tell their families to make ransoms available in case they are kidnapped on the road;

Also concerned that the inclusion of the said section shows a complete collapse in the architectural system of the country's security forces and a major worry for friends and family as to why their children should be allowed to participate in this compulsory exercise;

Further concerned that the provision shows a lack of concern for the safety of Corps members as against the provisions of Section 19 of the Public Officers Protection Act which places the welfare and security of Corp members on the Federal Government;

Disturbed that the insertion of such a clause by the NYSC in its security tips manual portrays the inability of the government to provide security on the highways as well as a surrender by the government to kidnappers and bandits;

Resolves to:

Mandate the Committee on Youth Development to investigate the insertion of item 65 (e) in the NYSC Security Awareness and Education Handbook to ensure that adequate measures are put in place for the safety of Corps Members across the country (*Hon. Ndudi Elumelu — Aniocha/Oshimili Federal Constituency*).

Debate.

Agreed to.

The House:

Noted that the National Youth Service Corps (NYSC) was created on 22 May, 1973 as an avenue for reconciliation, reconstruction and rebuilding of the nation after the civil war;

Also noted that the programme was set up, primarily for Nigerian graduates below the age of 30 who intend to work in Nigeria to be at the forefront of national developmental efforts as well as a means to impart values of nationalism, patriotism, loyalty and accountable leadership in Nigerian youths;

Aware that the programme requires that participants be posted to States other than their States of origin where they are expected to mix with people from other ethnic groups, social and family backgrounds and learn the culture of the indigenes they are posted to, to bring about unity in the country regardless of cultural diversity;

Also aware that the security challenges in the country affect Corps Members as some of them, on their way to respective places of posting, have fallen victim to kidnap-for-ransom, some have lost their lives to insurgents and other mishaps;

Concerned that in the last few days, reports have surfaced with picture evidence of an embarrassing provision under section 65 (e) of the NYSC security tips pamphlet, advising Corps Members to tell their families to make ransoms available in case they are kidnapped on the road;

Also concerned that the inclusion of the said section shows a complete collapse in the architectural system of the country's security forces and a major worry for friends and family as to why their children should be allowed to participate in this compulsory exercise;

Further concerned that the provision shows a lack of concern for the safety of Corps members as against the provisions of Section 19 of the Public Officers Protection Act which places the welfare and security of Corp members on the Federal Government;

Disturbed that the insertion of such a clause by the NYSC in its security tips manual portrays the inability of the government to provide security on the highways as well as a surrender by the government to kidnappers and bandits;

Resolved to:

Mandate the Committee on Youth Development to investigate the insertion of item 65 (e) in the NYSC Security Awareness and Education Handbook to ensure that adequate measures are put in place for the safety of Corps Members across the country (HR. 76/09/2021).

16. **Breach of International Laws by the Indonesian Immigration Officials Against a Nigerian Diplomat**

Motion withdrawn by leave of the House.

17. **Need to Proffer Solution to the Persistent Congestion at Nigerian Ports**

Motion made and Question proposed:

The House:

Notes that out of the six (6) Ports in Nigeria, the Apapa and Tin Can Ports jointly handle about 80% of the country's total imports;

Also notes that the other Ports have been operating far below capacity as they jointly handle only 20% of the total cargo volume;

Concerned that the two Lagos Ports have been bedevilled by excruciating congestions which are adversely impacting on the ease of doing business, thus leading to loss of revenues to the country;

Also concerned that obsolete clearing methods, abandonment of containers by importers, lack of automation of clearing, high terminal charges, exorbitant demurrage charges, absence of call-up system, cumbersome and multiple clearing procedures, corrupt and other sharp practices have not helped the present congestions which have so far defied all solutions;

Worried that Apapa Port, Tin Can Island Port, Onne Port and other Ports are presently harbouring nothing less than 8,000 containers which have remained uncleared, including those at Customs Warehouses which are not auctioned;

Also worried that the statutory process of decongestion through auction sales has not helped much due to the slow pace of Nigeria's administration of justice in condemning the seizures presented by the Nigeria Customs Service;

Further worried that the above scenario has caused the diversion of cargoes from Nigeria to her coastal neighbours like the Benin Republic and Togo, thereby leading to loss of huge businesses and revenues running into hundreds of billions of dollars;

Cognizant that unless drastic action is taken to address the situation, the problem may soon become intractable:

Resolves to:

- (i) urge the Nigeria Customs Service to develop a speedy process of auctioning containers that are over 45 days at the Port to make the Ports more competitive with the Ports of neighbouring countries;
- (ii) mandate the Committee on Customs and Excise to carry out a comprehensive investigation into the causes of the persistent congestions in Nigeria's Ports to find short-term, medium-term, and long-term solutions and report back within three (3) weeks (*Hon. Hon. Mukhtar Ahmed — Kaduna South Federal Constituency*).

Debate.

Amendments Proposed:

- (i) *Leave out* Prayer (ii) and *insert* a new Prayer (ii) as follows:
"mandate the Committees on Customs and Excise, and Ports and Harbours to find short-term, medium-term, and long-term solutions to the persistent congestion of the Nigerian Ports and report within three (3) weeks" (*Hon. Ademorin Kuye Aliu — Shomolu Federal Constituency*).

Question that the amendment be made — Agreed to.

- (ii) *Insert* a new Prayer (iii) as follows:
"Urge the Federal Ministry of Works to complete the ongoing road projects into the Ports such as Apapa Tin-Can and Wharf roads" (*Hon. Ganiyu Johnson — Oshodi Isolo II Federal Constituency*).

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that out of the six (6) Ports in Nigeria, the Apapa and Tin Can Ports jointly handle about 80% of the country's total imports;

Also note that the other Ports have been operating far below capacity as they jointly handle only 20% of the total cargo volume;

Concerned that the two Lagos Ports have been bedevilled by excruciating congestions which are adversely impacting on the ease of doing business, thus leading to loss of revenues to the country;

Also concerned that obsolete clearing methods, abandonment of containers by importers, lack of automation of clearing, high terminal charges, exorbitant demurrage charges, absence of call-up system, cumbersome and multiple clearing procedures, corrupt and other sharp practices have not helped the present congestions which have so far defied all solutions;

Worried that Apapa Port, Tin-Can Island Port, Onne Port and other Ports are presently harbouring nothing less than 8,000 containers which have remained uncleared, including those at Customs Warehouses which are not auctioned;

Also worried that the statutory process of decongestion through auction sales has not helped much due to the slow pace of Nigeria's administration of justice in condemning the seizures presented by the Nigeria Customs Service;

Further worried that the above scenario has caused the diversion of cargoes from Nigeria to her coastal neighbours like the Benin Republic and Togo, thereby leading to loss of huge businesses and revenues running into hundreds of billions of dollars;

Cognizant that unless drastic action is taken to address the situation, the problem may soon become intractable;

Resolved to:

- (i) urge the Nigeria Customs Service to develop a speedy process of auctioning containers that are over 45 days at the Port to make the Ports more competitive with the Ports of neighbouring countries;
- (ii) urge the Federal Ministry of Works to complete the ongoing road projects into the Ports such as Apapa Tin-Can and Wharf roads; and
- (iii) mandate the Committees on Customs and Excise, and Ports and Harbours to find short-term, medium-term, and long-term solutions to the persistent congestion of the Nigerian Ports and report within three (3) weeks (HR. 77/09/2021).

18. Need to Rehabilitate the Collapsed Bridge and other Components of the Road linking Umuchima-Obiohia in Ideato South of Imo-State and Uga-Ekwulobia-Nnewi-Awaka in Anambra State

Motion made and Question proposed:

The House

Notes that Owerri-Orlu-Ideato-Uga-Ekwulobia-Nnewi-Awka Federal Road is a major link between Imo and Anambra States;

Also notes that the previous Administration in Imo State undertook major engineering and construction works on the road, and for which the current Administration in the State has renewed through its Ministry of Works;

Concerned that excessive rainfalls in 2021 have created flooding, leading to the collapse of certain sections of the Federal Road from the boundary of the Orlu Local Government Council in Imo State to the Umuchima-Obiohia and other Ideato South sections of the road:

Worried that the damage which resulted from excessive flooding has severed access from the Owerri-Orlu section into the Ideato North/Ideato South Federal Constituency, and from the Nnewi/Awka-Ekwulobia-Uga Section through Ideato-into the Owerri-Orlu sections, as well as the Umuchima - Obioha axis in Ideato North/Ideato South Federal Constituency of Imo State;

Also worried that the situation has caused a displacement of houses and villages, thus resulting in a humanitarian crisis in Ideato North /Ideato South Federal Constituency of Imo State;

Further worried that floods have caused further deterioration of the erosion in Ideato North/Ideato South Federal Constituency, and caused untold hardship for the inhabitants well as commuters;

Resolves to:

- (i) urge the Federal Roads Maintenance Agency (FERMA) to undertake urgent rehabilitation and/or reconstruction of the Roads, especially the Umuchima-Ideato-Orlu axis;
- (ii) mandate the Committee on Federal Roads Maintenance Agency (FERMA) to ensure compliance (*Hon. Pascal Obi — Ideato North/Ideato South Federal Constituency*).

Agreed to.

(HR. 78/09/2021)

Motion referred to the Committee on Federal Roads Maintenance Agency (FERMA), pursuant to Order Eight, Rule 9 (5).

19. Call to Address the Flood Disaster Ravaging Sheyen Community in Baruten Local Government Area of Kwara State

Motion made and Question proposed:

The House:

Notes that Sheyen community is one of the Border Communities in Baruten Local Government Area of Kwara State;

Also notes the heavy rainfall which occurred on the 8 - 10 September, 2021 resulted in a flood that ravaged the entire Community, destroyed properties, farmlands and rendered the people homeless thereby having to seek refuge in neighbouring Communities;

Cognizant that the effects of the flood disaster in Sheyen Community cannot be remedied unless urgent intervention of the Government and its agencies are obtained by the community;

Resolves to:

- (i) urge the National Emergency Management Agency (NEMA) to urgently provide relief materials to victims of the flood disaster in Sheyen Community, Baruten Local Government Area of Kwara State;
- (ii) also urge the Ecological Fund Office to take measures towards finding lasting solutions to forestall future flood occurrence in the Community;
- (iii) mandate the Committees on Emergency and Disaster Preparedness, and Internally Displaced Persons and Refugees to ensure compliance (*Hon. Mohammed Omar Bio — Baruten/Kaima Federal Constituency*).

Debate.

Amendment Proposed:

*In Prayer (i), immediately after the words "Kwara State", insert the words "Ohoame, Itu, Eziudo, Obizi communities in Ezinihitte Local Government Area, and Obohia in Ahiazu Local Government Area of Imo State" (*Hon. Eneka Martins — Ahiazu Mbaise/Ezinihitte Federal Constituency*)*

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that Sheyen community is one of the Border Communities in Baruten Local Government Area of Kwara State;

Also noted the heavy rainfall which occurred on the 8 - 10 September, 2021 resulted in a flood that ravaged the entire Community, destroyed properties, farmlands and rendered the people homeless thereby having to seek refuge in neighbouring Communities;

Cognizant that the effects of the flood disaster in Sheyen Community cannot be remedied unless urgent intervention of the Government and its agencies are obtained by the community;

Resolved to:

- (i) urge the National Emergency Management Agency (NEMA) to urgently provide relief materials to victims of the flood disaster in Sheyen Community, Baruten Local Government Area of Kwara State, Ohoame, Iru, Eziudo, Obizi communities in Ezimhin Local Government Area, and Obohia in Abiazu Local Government Area of Imo State;
- (ii) also urge the Ecological Fund Office to take measures towards finding lasting solutions to forestall future flood occurrence in the affected Communities;
- (iii) mandate the Committees on Emergency and Disaster Preparedness, and Internally Displaced Persons and Refugees to ensure compliance (HR. 79/09/2021).

20. **Need to Investigate the Electricity Distribution Companies (DISCOs) in Nigeria for Overbilling Customers without Adequate Electricity Supply**

Motion made and Question proposed:

The House:

Notes that the Nigerian Electricity Regulatory Commission (NERC), on several occasions, ordered that refunds be made to overbilled customers of Electricity Distribution Companies through energy credit of excess charges to the affected individuals and businesses;

Also notes that the Commission further ordered ailing Electricity Distribution Companies to, within five days notify the affected customers of the overbilling in writing in line with Regulation 9 (7) of the Nigerian Electricity Regulatory Commission's Meter Reading, Billing, Cash Collection and Credit Management for Electricity Suppliers Regulation 2007;

Concerned that the World Bank, in a latest survey, insisted that 78 per cent of power consumers in Nigeria got less than 12 hours of daily supply of electricity which were oftentimes epileptic;

Worried that the increase in tariff does not reflect the number of hours of power supply, yet Nigerians are forced to pay for power they did not consume;

Resolves to:

Set up an *Ad-hoc* Committee to investigate the allegations of overbilling, illegal tariff increase and non-compliance to the directives of the Electricity Regulatory Commission (NERC) by Electricity Distribution Companies (DISCOs) with a view to ensuring that consumers rights are protected, and report back within three (3) weeks (Hon. Bello Mohammed Shamsu — *Shomaila/Takau Federal Constituency*).

Debate.

Amendment Proposed:

Leave out the Prayer and *insert* a new Prayer as follows:

“Mandate the Committee on Power to investigate the allegations of overbilling, illegal tariff increase and non-compliance to the directives of the Electricity Regulatory Commission (NERC) by Electricity Distribution Companies (DISCOs) with a view to ensuring that Consumers Rights are protected, and report within three (3) weeks” (*Hon. Elumelu Ndudi — Aniocha/Oshimili Federal Constituency*)

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that the Nigerian Electricity Regulatory Commission (NERC), on several occasions, ordered that refunds be made to overbilled customers of Electricity Distribution Companies through energy credit of excess charges to the affected individuals and businesses;

Also noted that the Commission further ordered ailing Electricity Distribution Companies to, within five days notify the affected customers of the overbilling in writing in line with Regulation 9 (7) of the Nigerian Electricity Regulatory Commission's Meter Reading, Billing, Cash Collection and Credit Management for Electricity Suppliers Regulation 2007;

Concerned that the World Bank, in a latest survey, insisted that 78 per cent of power consumers in Nigeria got less than 12 hours of daily supply of electricity which were oftentimes epileptic;

Worried that the increase in tariff does not reflect the number of hours of power supply, yet Nigerians are forced to pay for power they did not consume;

Resolved to:

Mandate the Committee on Power to investigate the allegations of overbilling, illegal tariff increase and non-compliance to the directives of the Electricity Regulatory Commission (NERC) by Electricity Distribution Companies (DISCOs) with a view to ensuring that Consumers Rights are protected, and report within three (3) weeks **(HR. 80/09/2021)**

21. **Need to Investigate the Concessioning of Some Airports in Nigeria**

Motion made and Question proposed:

The House:

Notes that the Federal Government embarked on Privatization and Commercialization of Public Enterprises to introduce Private Sector Resources and discipline, create jobs; reduce the burden of funding of the Public Enterprise on the national treasury in line with global best practices;

Also notes that the National Council on Privatization (NCP), in the exercise of the powers conferred on it pursuant to Sections 2 and 3 of the Public Enterprises (Privatization and Commercialization) 1999 Act, approved that the Nnamdi Azikiwe International Airport Abuja, Murtala Mohammed International Airport Lagos, Mallam Aminu Kano International Airport Kano and Port Harcourt International Airport be commercialized by concession;

Further notes that the NCP succeeded in the concession of the Nnamdi Azikiwe International Airport to a core investor in January 2007 but the process was aborted for security reasons and the matter is pending in Court;

Aware that the Federal Ministry of Aviation has commenced the process to concession the aforementioned Airports but without the involvement of NPC and BPE which is in violation of the Public Enterprises (Privatization and Commercialization), 1999 Act;

Concerned that Federal Government may not be able to realize the objectives and aims of the concession to attract credible investors because of potential litigations as a result of the breach of the provisions of the BPE Act and other relevant Acts;

Resolves to:

Mandate the Committee on Privatization and Commercialization to investigate the concession of Nigeria Airports by the Federal Ministry of Aviation and report back within four (4) weeks (Hon. Kolade Victor Akinjo — Ilaje/Esé-Odo Federal Constituency).

Debate.

Amendments Proposed:

(i) Leave out all the words in the Prayer and insert as follows: "Mandate the Committee on Privatization and Commercialization to join the ongoing investigation on the concessioning of Airports in Nigeria by the Committee on Aviation" (Hon. Mzondu Benjamin Ben — Makurdi/Guma Federal Constituency)

Question that the amendment be made — Agreed to.

(ii) Immediately after the word "Commercialization", insert the words "and Special Duties" (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency)

Question that the amendment be made — Agreed to.

Question on the Motion as amended — Agreed to.

The House:

Noted that the Federal Government embarked on Privatization and Commercialization of Public Enterprises to introduce Private Sector Resources and discipline, create jobs, reduce the burden of funding of the Public Enterprise on the national treasury in line with global best practices;

Also noted that the National Council on Privatization (NCP), in the exercise of the powers conferred on it pursuant to Sections 2 and 3 of the Public Enterprises (Privatization and Commercialization) 1999 Act, approved that the Nnamdi Azikiwe International Airport Abuja, Murtala Mohammed International Airport Lagos, Mallam Aminu Kano International Airport Kano and Port Harcourt International Airport be commercialized by concession;

Further noted that the NCP succeeded in the concession of the Nnamdi Azikiwe International Airport to a core investor in January 2007 but the process was aborted for security reasons and the matter is pending in Court;

Aware that the Federal Ministry of Aviation has commenced the process to concession the aforementioned Airports but without the involvement of NPC and BPE which is in violation of the Public Enterprises (Privatization and Commercialization), 1999 Act;

Concerned that Federal Government may not be able to realize the objectives and aims of the concession to attract credible investors because of potential litigations as a result of the breach of the provisions of the BPE Act and other relevant Acts;

Resolved to:

Mandate the Committees on Privatization and Commercialization, and Special Duties to join the ongoing investigation on the concessioning of Airports in Nigeria by the Committee on Aviation and report within four (4) weeks (HR. 81/09/2021).

Motion made and Question proposed, "That the House do suspend Order Seven, Rule 2 (2) to enable the Speaker preside in the Committee of the Whole" — *Agreed to*.

22. **Consideration of Reports**

(i) *A Bill for an Act to Establish the Federal University of Agriculture, Jalingo, to make Comprehensive Provisions for Management and Administration of the University; and for Related Matters (HB. 750) (Committee of the Whole):*

Order read; deferred by leave of the House.

(ii) *A Bill for an Act to Amend the Federal Polytechnics Act; and for Related Matters (HB.711) (Committee of the Whole):*

Motion made and Question proposed, "That the House do consider the Report on a Bill for ~~to Amend the Federal Polytechnics Act~~ for Related Matters (HB.711)" (Hon. Aminu Suleiman — Fagge Federal Constituency)

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO AMEND THE FEDERAL POLYTECHNICS ACT, CAP. F17, LAWS OF THE FEDERATION OF NIGERIA, 2004, TO ESTABLISH FEDERAL POLYTECHNIC FAGGE, KANO STATE, TO PROVIDE OPPORTUNITIES FOR TECHNICAL EDUCATION IN FURTHERANCE OF GOVERNMENT ECONOMIC OBJECTIVE OF ENSURING EFFICIENT, DYNAMIC AND SELF-RELIANT ECONOMY AND FOR RELATED MATTERS (HB. 711)

Clause 1: Amendment of the Principal Act, Cap.17.

The Federal Polytechnics Act, "Laws of the Federation of Nigeria, 2004 (in this Bill referred to as "the Principal Act") is amended as out in this Bill (Hon. Aminu Suleiman — Fagge Federal Constituency).

Question that Clause 1 stands part of the Bill — Agreed to.

Clause 2: Amendment of First Schedule.

The First Schedule to the Principal Act is amended by inserting after paragraph (P), a new paragraph "(q)" —

"(q)" Federal Polytechnic, Fagge, Kano State" (Hon. Aminu Suleiman — Fagge Federal Constituency).

Question that Clause 2 stands part of the Bill — Agreed to.

Clause 3: Citation:

This Bill may be cited as Federal Polytechnics Act (Amendment) Bill, 2021 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to amend the Federal Polytechnics Act, Cap. F17, Laws of the Federation of Nigeria, 2004, to establish Federal Polytechnic, Fagge, Kano State, to provide opportunities for Technical Education in furtherance of government economic objective of ensuring an efficient, dynamic and self-reliant Economy (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Amend the Federal Polytechnics Act, Cap. F17, Laws of the Federation of Nigeria, 2004, to Establish Federal Polytechnic, Fagge, Kano State, to Provide Opportunities for Technical Education in Furtherance of Government Economic Objective of Ensuring Efficient, Dynamic and Self-reliant Economy and for Related Matters (HB. 711) (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report on a Bill for an Act to Amend the Federal Polytechnics Act; and for Related Matters (HB.711) and approved Clause 1, the Schedule as amended, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (iii) ***A Bill for an Act to Establish Chartered Institute of Risk Management of Nigeria to Provide for the Control of its Membership and Promote the Practice of Risk Management in Nigeria; and for Related Matter (HB. 139):***

Order read; deferred by leave of the House.

- (iv) ***Committee on Navy:***

Motion made and Question proposed, "That the House do consider the Report of the Committee on Navy on a Bill for an Act to Establish National Hydrographic Agency to carry out Hydrographic and Oceanographic Surveys, including Ocean Meteorology for National Defence and Civil Requirements; and for Related Matters (HB. 1021)" (Hon. Yusuf Adamu Gagdi — Kanke/Panshin/Kanam Federal Constituency).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE NATIONAL HYDROGRAPHIC AGENCY, TO CARRY OUT HYDROGRAPHIC AND OCEANOGRAPHIC SURVEYS, INCLUDING OCEAN METEOROLOGY FOR NATIONAL DEFENCE AND CIVIL REQUIREMENTS AND FOR RELATED MATTERS (HB: 1021)

PART I — ESTABLISHMENT OF THE AGENCY

Committee's Recommendation:

Clause 1: Establishment of the Agency.

(1) There is established a body to be known as the National Hydrographic Agency (in this Bill referred to as "the Agency").

(2) The Agency

(a) shall be a body corporate with perpetual succession and a common seal; and

(b) may sue or be sued in its corporate name (Hon. Adamu Gadi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 2: The Objectives of the Agency.

(1) The objectives of the Agency are to carry out:

(a) hydrographic and oceanographic surveys, including ocean meteorology for national defence and civil requirements;

(b) fulfill all international hydrographic treaties, conventions and protocols acceded to by Nigeria;

(c) carry out commercial hydrography, seismic and other marine surveys for economic diversification and revenue generation for the FGN;

(d) provide maritime safety information, notices to mariners and nautical publications for the safety of seafarers in line with Joint IHO/IMO/WMO manual on maritime safety information;

(e) represent Nigeria in all international hydrographic matters;

(f) provision of official nautical charts and publications, sailing directions, list of lights, notices to mariners, tide tables and other nautical publications, where applicable, satisfying the needs for safe navigation within Nigerian waters and the sub region in general;

(g) planning, acquisition and maintenance of survey platforms, including surface, sub-surface and air survey platforms that form part of the National Hydrographic Survey Fleet;

- (h) planning acquisition and maintenance of survey and charting equipment, instruments, software and infrastructure for the NHA;
 - (i) conduct training and re-training in hydrographic surveying, nautical cartography and related fields for NHA and NN personnel as well as other interested Nigerians and allied countries, using the medium of the National Hydrographic School;
 - (j) monitor, control, superintend and coordinate all national hydrographic and oceanographic surveys;
 - (k) be the sole authority for nautical charting, tidal matters and other nautical publications in Nigeria;
 - (l) be the depository for all hydrographic, oceanographic and seismic data in Nigeria;
 - (m) collection of hydrographic, oceanographic and other related data from all government and private stakeholders in Nigeria and use same for compilation of nautical charts and publications, including dissemination and updating all nautical information necessary for safe navigation within the Maritime Zones and navigable internal waters of Nigeria";
 - (n) regulation of all hydrographic surveys conducted within Nigerian waters to ensure that they are in accordance with international standards and consistent with the need to ensure/improve safe navigation within Nigerian waters;
 - (o) superintendence of all land survey and dredging matters within the NN and assist in the delimitation and demarcation of maritime boundaries of Nigeria in conjunction with National Boundary Commission;
 - (p) provision, custody and distribution of navigational equipment and publications for the NN, planning and provision of appointments, training and career of personnel (Naval and Civilian) into hydrographic specialization;
 - (q) liaising with other local and international mapping, hydrographic and oceanographic organization for the purpose of maintaining local and international standards and providing accurate and up-to-date hydrographic data including electronic navigational charts, tide/current information, as well as forecasting and shoreline surveys; and
 - (r) supporting emergency response, ecosystem approaches to marine management, and coastal resiliency by providing hydrographic data and services, planning, acquisition and maintenance of hydrographic and oceanographic platforms (ships/aircrafts/boats) and equipment and any other duties as may be assigned from time to time by the NHA Board
- (2) For the purpose of carrying out the objects outlined in section 2 (1) (a)-(r) of this Bill, the Agency shall:

- (a) establish such centres, facilities, departments and other research units within the Agency as may be necessary from time to time or desirable, subject to the approval of the governing council;
- (b) be responsible for the discipline and welfare of personnel of the Agency;
- (c) refer matters relating to the discipline of military personnel in the Agency according to the Armed Forces Act;
- (d) conduct and sponsor studies and researches in hydrography and related fields of learning;
- (e) engage top quality staff of international standards aimed at creating a centre of excellence in mandated fields of study;
- (f) subject to the provisions of the Land Use Act, acquire, hold, grant, charge or otherwise deal with or dispose of moveable and immovable property wherever situate;
- (g) accept gifts, legacies and donations, provided that the terms and conditions attached to such gifts, legacies or donations are not inconsistent with the objects and purpose for the establishment of the Agency;
- (h) erect, provide, equip and maintain libraries, laboratories, lecture halls, and other buildings as are necessary for the carrying out of the objects of the Agency;
- (i) subject to any limitations or conditions imposed by Statute, invest any moneys belonging to the Agency by way of endowment, whether for general or special purposes or such other money as may not be immediately required for current expenditure in any investments or securities in the purchase or improvement of land, with power from time to time to vary any such investments and to deposit any moneys for the time being not invested with any approved bank on deposit or current account;
- (j) borrow, whether on interest or not and if need be upon the security of any of the property, moveable or immovable of the Agency, such moneys as the council may from time to time require or expedient to borrow or to guarantee any loan, advances of credit facilities;
- (k) do such other things as may be required for the effective and smooth running of the Agency; and
- (l) do such acts or things that are incidental to the attainment of the powers listed in this section as are considered necessary to promote the objects of the Agency (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Amendment Proposed:

In Clause 1 (a), line 2, *leave out* the words "civil requirements", and wherever they occur (*Hon. Yusuf Adamu Gagdi — Kanke/Panshin/Kanam Federal Constituency*).

Question that the amendment made — Agreed to.

Question that Clause 2 as amended, stands part of the Bill — Agreed to.

PART II — ESTABLISHMENT AND COMPOSITION OF THE GOVERNING COUNCIL

Committee's Recommendation:

Clause 3: Establishment of the Governing Council.

There is established for the Agency a Council to be known as the Governing Council, National Hydrographic Agency (in this Bill referred to as "the Council") (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 4: Composition of the Council.

The Council shall consist of the:

- (a) Minister responsible for matters relating to Defence as Chairman;
- (b) Minister responsible for matters relating to Transportation;
- (c) Attorney-General of the Federation and Minister responsible for matters relating to Justice;
- (d) Minister responsible for matters relating to Finance;
- (e) Chief of Defence Staff;
- (f) Chief of the Naval Staff;
- (g) Surveyor General of the Federation;
- (h) three *Ex-Officio* members appointed by the President; and
- (i) Hydrographer of the Federation as Secretary (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 5: Functions and Powers of the Council.

The Council:

- (a) shall initiate or approve the policy of the Agency and may give the Agency directions on general or specific matters;
- (b) shall grant approval for the Agency to enter into research and production partnerships with any Company, Non-Governmental Organization, firm or individual;
- (c) may make regulations generally for the purpose of giving effect to the provisions of this Bill, facilitating the discharge of the Agency's functions or pursuing the Agency's objectives;
- (d) may delegate any of its powers or functions to any person or persons, authority or committee except for its powers to approve statutes of the Agency;

- (e) may make regulations generally for the purpose of giving effect to the provisions of this Bill, facilitating the discharge of the Agency's functions or pursuing the Agency's objectives;
- (f) may delegate any of its powers or functions to any person or persons, authority or committee except for its powers to approve statutes of the Agency;
- (g) shall approve the creation of any office, department or committee as may be considered necessary or expedient for the smooth running of the Agency;
- (h) shall recommend the nomination of Hydrographer of the Federation to the President and Commander-in-Chief of the Armed Forces for approval subject to the provisions of the Armed Forces Act;
- (i) shall exercise control and supervise the policy, finances and property of the Agency;
- (j) shall appoint the provost, professors and other academic and administrative staff, stipulate terms and conditions of their appointment, determine the remuneration of the principal officers and other staff of the Agency that are not military personnel and scope of their responsibilities; and
- (k) shall do such other things as are necessary for the successful performance of the functions of the Agency;
- (l) shall approve the organizational structure, committees and definition of duties established by the hydrographer of the Federation (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 6: Tenure of office of members of the Council.

- (1) The office of a member of the Council shall be deemed vacant if within 4 years from the date of first appointment:
 - (a) he dies;
 - (b) he resigns before the expiration of his tenure;
 - (c) he is adjudged to be medically unfit, a lunatic or of unsound mind;
 - (d) a case of gross misconduct is established against him;
 - (e) he is sentenced to death or imprisonment;
 - (f) he is adjudged or declared bankrupt;
 - (g) he is discovered to be a member of any secret society;
 - (h) he is indicted for fraud or embezzlement by a Judicial Commission of Inquiry or indicted for contravention of the Code of Conduct;

- (2) For the Hydrographer of the Federation, whose removal from office shall be in accordance with military posting, on the recommendation of the CNS and Council to the President and Commander-in-Chief of the Armed Forces of Federal Republic of Nigeria for approval, his tenure shall be for a minimum of 4 years (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

PART III — STRUCTURE OF THE HEADQUARTERS,
OFFICES AND DEPARTMENTS OF THE AGENCY

Committee's Recommendation:

Clause 7: Structure of the Headquarters, Offices and Departments of the Agency.

- (1) The Headquarters of the Agency shall be situated in the Federal Capital Territory Abuja.
- (2) There shall be at the headquarters the following offices and Departments:
- (a) Office of the Hydrographer of the Federation and Chief Executive Officer (CEO);
 - (b) Naval Assistant Secretary;
 - (c) Deputy Hydrographer;
 - (d) Director Survey Operations;
 - (e) Director Cartography;
 - (f) Director Aerial Survey;
 - (g) Director Cadastral Survey;
 - (h) Director Legal;
 - (i) Director Finance;
 - (j) Director Photogrammetry and GIS;
 - (k) Director Administration;
 - (l) Director Nautical Publication; and
 - (m) Director Survey Instruments.
- (3) Each Department shall be headed by a Director with an establishment rank of Rear Admiral or its equivalent in other Security Agencies or a Civilian with requisite professional experience, for a minimum duration of 2 years.
- (4) The Agency shall have powers to establish other Departments as the need arises (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

PART IV — PRINCIPAL OFFICERS AND OTHER STAFF OF THE AGENCY

*Committee's Recommendation:***Clause 8: Appointment and Functions of the Hydrographer of the Federation.**

- (1) There shall be appointed for the Agency, a Hydrographer of the Federation drawn from the Nigerian Navy, not below the rank of a serving Rear Admiral or its equivalent whose appointment and removal from office shall be in accordance with military posting, on the nomination of the Chief of Naval Staff (CNS) and Council recommendation to the President and Commander-in-Chief of the Armed Forces of Federal Republic of Nigeria for approval.
- (2) He must have acquired in hydrographic survey experience in Hydrographic Survey Operations and management or Offshore Survey; and shall be responsible to the Council for:
 - (a) giving to the Council such information as to the activities of the Agency as the Chairman of the Council may require;
 - (b) authorizing programmes and plans for giving effect to policy approved by the Council or to any direction of the Council subject to all or any of the powers in this section as may be delegated to him by the Council;
 - (c) carrying out the day-to-day running of the Agency;
 - (d) preparation of programme of work and estimates of the Agency's income and expenditure annually;
 - (e) supervision of the activities of the Directors in the Agency;
 - (f) co-ordinating the activities of the Centres; and
 - (g) establishment of organizational structures, committees and definitions of duties.
- (2) The fact that any power has been delegated to the Hydrographer pursuant to sub-section (1) of this section shall not preclude the Council itself from exercising them in any special case.
- (3) For the Hydrographer of the Federation whose removal from office shall be in accordance with military posting, on the recommendation of the CNS and Council to the President and Commander-in-Chief of the Armed Forces of Federal Republic of Nigeria for approval, his tenure shall be for a minimum of 4 years (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 9: Appointment and Functions of the Deputy Hydrographer of the Federation.**

- (1) There shall be appointed for the Agency, a Deputy Hydrographer, drawn from the Navy, not below the rank of a serving Major-General or its equivalent whose appointment and removal from office shall be in accordance with Military posting, on the recommendation of the Chief of Naval Staff (CNS) and Council approval, must be Knowledgeable in hydrographic survey and have demonstrated experience in hydrographic Survey Operations or Offshore Survey.
- (2) The Deputy Hydrographer shall assist the Hydrographer of the Federation in the day to day Agency of the Agency and in any other responsibility as may be assigned him (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 10: Functions of the Secretary to the Council.**

- (1) The Hydrographer of the Federation shall be the Secretary to the Council and shall be in charge of the Secretariat of the Council.
- (2) The Secretary of the Council shall carry out such functions and duties as the Council may assign including functions specified in Sub-section (3) (a)-(d) of this section.
- (3) The Secretary of the Council shall, in addition to such other functions and duties as the Council may assign to him:
 - (a) prepare the minutes of meetings of the Council and its Committees;
 - (b) keep and secure the records of the Council;
 - (c) issue notices of meetings of the Council and other correspondences as may be directed by the Hon. Minister of Defence; and
 - (d) ensure proper dissemination of the decisions of the Council to the appropriate persons, institutions or authorities (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 11: Posting of Staff to the Agency.**

- (1) The Nigerian Navy shall post Naval Officers from time to time, to fill administrative, command, and other military vacancies in the Agency.
- (2) The Council shall appoint such persons as employable highly skilled Retired Officers from the Armed Forces or other Security Agencies or Civilian Members of staff for the Agency for research and general Administration as it considers necessary and shall approve terms and conditions of service including provision for the payment of pensions.

- (3) Newly appointed members of staff of the Agency shall, unless exempted by the Minister of Defence, take such oaths as to secrecy and other matters as the Minister of Defence may, from time to time, direct (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 12: Tour of duty duration.

For continuation in projects, Personnel who are trained hydrographic specialists posted to the Agency should have a minimum of 3 years tour of duty to enable them acquire requisite training, experience transfer knowledge and in hydrographic survey operations (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

PART V — FINANCIAL PROVISIONS

Committee's Recommendation:

Clause 13: Establishment, etc. of the National Hydrographic Development Fund.

(1) There is established a fund, which shall be known as the National Hydrographic Development Fund (in this Bill referred to as "the Fund").

(2) There shall be paid and credited into the Fund established under sub-section (1) of this section:

- (a) grants-in-aid and assistance from bilateral and multilateral agencies;
- (b) all other sums accruing to the Fund by way of gifts, endowments, bequest or other voluntary contributions by persons and organisations;

Provided that the terms and conditions attached to such gifts, endowments, bequest or contributions will not jeopardize the functions of the Agency;

- (c) such monies as may be appropriated for the Fund by the National Assembly; and
- (d) foreign aids and assistance from bilateral and multilateral agencies (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 14: Expenditures of the Agency.

The Agency shall apply the funds to:

- (a) the training of members of staff of the Agency and provision of scholarships and awards for specialized training of personnel;
- (b) pay the civilian personnel, overhead allowances, benefits and other administrative costs of the Agency; and

- (c) pay all personnel involved in hydrographic survey programmes a special allowance called Hazard Allowance (HA), Special Skill Allowance (SSA), Shift Allowance (SA) and Plain-Clothing Allowance (PCA) (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 15: Exemption from payment of tax.

All incomes derived by the Agency from the sources specified in this Bill and all contributions to the Fund of the Agency shall be exempted from tax (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 16: Audit and Accounts.

- (1) The Accounts of the Agency shall be audited not later than 6 months after the end of the year to which they relate by auditors appointed by the Agency from the list of auditors supplied and in accordance with the guidelines issued by the Auditor-General of the Federation.
- (2) An auditor appointed under subsection (1) of this section shall have access to all accounts and other records relating to such accounts as are kept by the Agency and shall have the power to request from any staff of the Agency such information and explanation as in the Auditor's opinion are necessary for the purpose of the audit (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 17: Annual Report.

The Agency shall prepare and submit to the Council not later than 30th June in each year, a report on the activities of the Agency, the audited accounts of the Agency and the Auditors' Report for each year preceding the report (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 18: Power to borrow.

The Council may, with the consent of or in accordance with the general authority given to it by Government, borrow by way of loan or overdraft from any source or money required by the Agency for meeting its obligations in the discharge of its functions under this Bill (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 19: Power to accept gifts.**

The Agency may accept gift of land, money, property or loan, upon such terms and conditions if any, as may be specified by the person or organization making the gift provided that the conditions attached by the person making the gifts are not inconsistent with the objects of the Agency and the Federal Government policy (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART VI — TRANSFER OF PROPERTY TO THE AGENCY

Committee's Recommendation:**Clause 20: Implementation of Policies.**

- (1) The Agency shall ensure the implementation of all policies in the attainment of its goals and objectives.
- (2) The policies shall be in line with the National Hydrographic Policy and Program as well as Defence Policy of the nation.
- (3) The implementation of such policies shall be under the direct responsibility of the Hydrographer of the Nation NHA (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 21: Restriction on the disposal of landed property.**

All landed property of the Agency shall not be disposed of or charged except with the resolution of the Council (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

PART VII — MISCELLANEOUS

Committee's Recommendation:**Clause 22: Carriage of Nautical Publications.**

All Nigerian flagged ships shall carry nautical charts and publications produced by the Agency while navigating within Nigerian maritime zones and internal waters. Where such publications are not available at the Agency, a producer nation from where such publications can be obtained shall be designated by the Agency (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 23: Copy Right.**

- (1) Copyright shall exist in all official nautical charts, nautical publications or hydrographic data produced by the Agency.
- (2) The Hydrographer of the Federation shall be the sole agent for the application and management of the copyright, under Nigeria's Copyright laws on nautical charts, nautical publications and hydrographic data (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 24: The standards of competence.

The standards of competence of hydrographic surveyors and nautical cartography shall be as promulgated by the HIO/FIG (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 25: National archives.

The Agency shall be responsible for keeping and management of all hydrographic information, source documentation, original surveys, nautical charts and nautical publications in the official hydrographic archives, as part of the National Archives of Nigeria (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 26: Establishment of Committees.

Bodies established under this Bill, shall have power to constitute Committees consisting members of such Bodies and, subject to the provisions of sections 5 and 10 of this Bill, authorize a Committee established by it to exercise on its behalf, such functions as may be delegated to the Committee (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 27: Interpretation.

In this Bill, the following expressions shall have the following meanings:

"AFN" means Armed Forces of Nigeria (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the abbreviation "AFN" be as defined in the interpretation to this Bill — Agreed to.

"CDS" means Chief of Defence Staff (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the abbreviation "CDS" be as defined in the interpretation to this Bill — Agreed to.

"CNS" means Chief of the Naval Staff (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the abbreviation "CNS" be as defined in the interpretation to this Bill — Agreed to.

"HF" means Hydrographer of the Federation (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the abbreviation "HF" be as defined in the interpretation to this Bill — Agreed to.

"CEO" means Chief Executive Officer (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the abbreviation "CEO" be as defined in the interpretation to this Bill — Agreed to.

"DH" means Deputy Hydrographer (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the abbreviation "DH" be as defined in the interpretation to this Bill — Agreed to.

"Facility" means any place, premises, structure or installation designed, adapted or equipped for the performance of any hydrographic Survey or hydrographic-related process or activity (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the word "Facility" be as defined in the interpretation to this Bill — Agreed to.

"Fund" means the Fund of the Agency or National Hydrographic Development Fund established under Section 23 (1) of this Bill (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the word "Fund" be as defined in the interpretation to this Bill — Agreed to.

"Government institutions" means any:

- (a) body or company established by or under any law; or
- (b) other institution or body recognized by the Minister by notice in the Gazette (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the words "Government institutions" be as defined in the interpretation to this Bill — Agreed to.

"Launching" means the placing or attempted placing of any ship into a trajectory or into water, or the testing of a launch vehicle or ship in which it is foreseen that the launch ship will lift from the water surface (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the word "Launching" be as defined in the interpretation to this Bill — Agreed to.

"Launch vehicle" means any device manufactured or adapted to launch a ship (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the words "Launch vehicle" be as defined in the interpretation to this Bill — Agreed to.

"Licence" means a licence issued by the National Hydrographic Agency the regulatory hydrographic Agency or proprietary in Nigeria body (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Licence" be as defined in the interpretation to this Bill — Agreed to.

"Licensee" means any person who is the holder of a licence (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Licensee" be as defined in the interpretation to this Bill — Agreed to.

"Member" means a member of the Council (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Member" be as defined in the interpretation to this Bill — Agreed to.

"Misconduct" means immoral, unethical or unprofessional behaviour (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Misconduct" be as defined in the interpretation to this Bill — Agreed to.

"MOD" means Ministry of Defence (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the abbreviation "MOD" be as defined in the interpretation to this Bill — Agreed to.

"Other Security Agencies" means the Nigeria Police Force, the Department of State Security Services, the National Intelligence Agency, Nigerian Customs Service, Nigerian Immigration Service, Nigeria Security and Civil Defence Corps (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the words "Other Security Agencies" be as defined in the interpretation to this Bill — Agreed to.

"Prescribed" means prescribed by regulation (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Prescribed" be as defined in the interpretation to this Bill — Agreed to.

"Regulation" means any regulation made under this Bill (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Regulation" be as defined in the interpretation to this Bill — Agreed to.

"Secretary" means the Secretary of the Council appointed under Section 10 (1) of this Bill (*Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency*).

Question that the meaning of the word "Secretary" be as defined in the interpretation to this Bill — Agreed to.

"Technical officer" includes scientists, engineers and lawyers working in the Agency; and (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the words "Technical officer" be as defined in the interpretation to this Bill — Agreed to.

"Technological assets" means any capital assets, patents, designs, data, equipment and computer software specifically related to hydrographic survey (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that the meaning of the words "Technological assets" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 27 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 28: Citation.

This Bill may be cited as the National Hydrographic Agency (Establishment) Bill, 2021 (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Question that Clause 28 stands part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the National Hydrographic Agency, and to provide a legal framework to carry out hydrographic and oceanographic surveys, including ocean meteorology for national defence and civil requirements and fulfil all international hydrographic treaties, conventions and protocols acceded to by Nigeria (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Agreed to.

Long Title:

A Bill for an Act to Establish the National Hydrographic Agency, to Carry Out Hydrographic and Oceanographic Surveys, Including Ocean Meteorology for National Defence and Civil Requirements and for Related Matters (HB. 1021) (Hon. Adamu Gagdi Yusuf — Kanke/Paskshin/Kanam Federal Constituency).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Navy on a Bill for an Act to Establish National Hydrographic Agency to carry out Hydrographic and Oceanographic Surveys, including Ocean Meteorology for National Defence and Civil Requirements; and for Related Matters (HB. 1021) and approved Clause 1, approved Clause 2 as amended, approved Clauses 3 - 24, approved the Explanatory Memorandum as amended, and approved the Long Title of the Bill as amended.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

- (v) **Committee on Agricultural Colleges and Institutions:**
Motion made and Question proposed, "That the House do consider the Report of the Committee on Agricultural Colleges and Institutions on a Bill for an Act to Establish Federal University of Agriculture and Entrepreneurship, Saki, Oyo State; and for Related Matters (HB. 548)" (*Hon. Munir Baba Dan Agundi — Kumbotso Federal Constituency*)

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(Mr Speaker in the Chair)

A BILL FOR AN ACT TO ESTABLISH THE FEDERAL UNIVERSITY OF AGRICULTURE AND ENTREPRENEURSHIP, SAKI, OYO STATE, MAKE COMPREHENSIVE PROVISIONS FOR ITS DUE MANAGEMENT AND ADMINISTRATION AND FOR RELATED MATTERS (HB. 548)

PART I — ESTABLISHMENT, CONSTITUTION AND FUNCTIONS OF FEDERAL UNIVERSITY OF AGRICULTURE, SAKI

Committee's Recommendation:

Clause 1: Establishment and Objects of the Federal University of Agriculture and Entrepreneurship, Saki.

- (1) There is establish the Federal University of Agriculture and Entrepreneurship, Saki (in this Bill referred to as "the University").
- (2) The University:
 - (a) shall be a body corporate with perpetual succession and a common seal; and
 - (b) may sue or be sued in its corporate name (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 2: Objects of the University.

The objects of the University shall be to:

- (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction the opportunity of acquiring tertiary education in Agriculture and Entrepreneurship;
- (b) develop and offer academic and professional programmes leading to the award of diplomas, first degrees, post-graduate research and higher degrees with emphasis on Agricultural research, entrepreneurship, planning, adaptive, technical, maintenance, developmental and productive skills in the engineering, scientific, and allied professional disciplines with the aim of producing socially mature men and women with capability not only to understand, use and adapt existing technologies in the Agriculture, but also to improve on them and develop new ones;

- (c) act as agents and catalysts through post-graduate training, research and innovation for the effective and economic utilization, exploitation and conservation of the country's Agriculture resources;
- (d) offer to the general population particularly in the area Agriculture as a form of public service, the results of training and research and to foster the practical applications of these results;
- (e) establish appropriate relationships with other national institutions involved in training, research and development of technologies in the Agriculture sector and Entrepreneurship;
- (f) identify the problems and needs of the Agriculture sector in Nigeria and to find solutions to them within the context of overall national development;
- (g) provide and promote sound basic scientific training as a foundation for the development of Agriculture in Nigeria, taking into account indigenous cultures and the need to enhance national unity;
- (h) encourage and promote scholarship and conduct research in restricted fields of learning: and human endeavor;
- (i) relate its activities to the technological, social, cultural and economic needs of the people of Nigeria; and
- (j) undertake any other activities appropriate for an Agriculture university of the highest standard (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 3: Constitution of the University and its constituent bodies, etc.

(1) The University shall consist of:

- (a) a Chancellor;
- (b) a Pro-Chancellor and a Council;
- (c) a Vice Chancellor and a Senate;
- (d) a Deputy Vice-Chancellor;
- (e) a body to be called Congregation;
- (f) a body to be called Convocation;
- (g) the Campuses and Colleges of the University;
- (h) the Faculties, Schools, Institutes and other teaching and research units of the University;
- (i) the persons holding the offices constituted by the First Schedule to this Bill other than those mentioned in paragraphs (a) to (c) of this subsection;

- (j) all graduates and undergraduates; and
 - (k) all other persons who are members of the University in accordance with provisions made by Statute in that behalf.
- (2) The First Schedule to this Bill shall have effect with respect to the Principal Officers of the University mentioned therein.
- (3) Provision shall be made by Statute with respect to the constitution of the following bodies, namely:
- (a) the Council;
 - (b) the Senate;
 - (c) the Congregation; and
 - (d) the Convocation (*Hon. Munir Babba Dan'Agundi — Kumbakon Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 4: Powers of the University.

- (1) For the carrying out of its objects as specified in Section 2 of this Bill, the University shall have power to:
- (a) establish such Campuses, Colleges, Faculties, Institutes, Schools, Extra-mural Departments and other teaching and research units within the University as may from time to time seem necessary or desirable, subject to the approval of the National Universities Commission;
 - (b) institute professorships, readerships and associate professorships, lectureships and other posts and offices and to make appointments thereto;
 - (c) institute and award fellowships, scholarships, exhibitions, bursaries, medals, prizes and other titles, distinctions, awards and forms of assistance;
 - (d) provide for the residence, discipline and welfare of members of the University;
 - (e) hold examinations and award degrees, diplomas, certificates and other distinctions to persons who have pursued a course of study approved by the University and have satisfied such other requirements as the University may lay down;
 - (f) award honorary degrees, fellowships or academic titles;
 - (g) demand and receive from any student or any other person attending the University for the purpose of instruction such fees as the University may from time to time determine, subject to the overall directives of the appropriate authority;

- (h) subject to section 22 of this Bill, to acquire, hold, grant, charge or otherwise deal with or dispose of movable and immovable property wherever situate;
 - (i) accept gifts, legacies and donations, but without obligation to accept the same for a particular purpose unless it approves the terms and conditions attaching thereto;
 - (j) enter into contracts, establish trusts, act as trustee, solely or jointly with any other person, and employ and act-through agents;
 - (k) erect, provide, equip and maintain libraries, laboratories, 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 University;
 - (l) hold public lectures and undertake printing, publishing and book selling;
 - (m) subject to any limitations or conditions imposed by Statute, to invest any moneys appertaining to the University by law of endorsement, whether for general or special purposes, and such other moneys as may not be 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 and to deposit any moneys for the time being un-invested with any bank on deposit or current account;
 - (n) 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 University, such moneys as the Council may from time to time in its discretion find necessary or expedient to borrow or to guarantee any loan, advances or credit facilities;
 - (o) make gifts for any charitable purpose;
 - (p) do anything which it is authorized or required by this Bill or by any other Statute to do; and
 - (q) do all such acts or things, whether or not incidental to the foregoing powers, as may advance the objects of the University.
- (2) Subject to the provisions of this Bill and of the Statutes made thereunder and without prejudice to Section 9 (2) of this Bill, the powers conferred on the University by subsection (1) of this section shall be exercisable on behalf of the University by the Council or by the Senate or in any other manner which may be authorized by this Bill (*Hon. Muir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 5: Functions of the Chancellor and Pro-Chancellor.

- (1) The Chancellor shall in relation to the University, take precedence before all other members of the University, and when he is present shall preside at all meetings of convocation held for conferring degrees.

- (2) The Pro-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor, and except for the Vice Chancellor when acting as Chairman of Congregation or Convocation, and the Pro-Chancellor shall when he is present, be the Chairman at all meetings of the Council (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 6: Establishment and Composition of Council.

- (1) There shall be a Council for the University consisting of:
- (a) the Pro-Chancellor;
 - (b) the Vice-Chancellor;
 - (c) the Deputy Vice-Chancellor;
 - (d) one person from the Ministry responsible for Education;
 - (e) four persons representing a variety of interest and broadly representative of the whole Federation;
 - (f) four persons appointed by the Senate from among its members;
 - (g) two persons appointed by the congregation from among its members; and
 - (h) one person appointed by Convocation from among its members.
- (2) Persons to be appointed to the Council shall be persons of proven integrity, knowledgeable and familiar with the affairs and tradition of the University (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 7: Functions of 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 University and shall be charged with the general control and superintendence of the policy, finances and property of the University, including its public relations.
- (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 Council as the Council may from time to time delegate to it.
- (3) Provision shall be made by Statute with respect to the constitution of the Finance and General Purposes Committee.
- (4) The Council shall ensure proper accounts of the University are kept and that the accounts of the University are audited annually by auditors appointed by the Council from the list and in accordance with guidelines supplied by the Auditor-General of the Federation, and that an annual report is published by the University together with certified copies of the said accounts as audited.

- (5) Subject to this Bill and the Statutes, 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 subsection (5) of this section by the Finance and General Purposes Committee shall not come into force unless approved by the Council, and where any rule so made by the Committee conflict with any directions given by the Council (whether before or after the coming into force of the rules in question), the direction of the Council shall prevail.
- (7) There shall be paid to the members 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 extant government circulars.
- (8) The Council shall meet as and when necessary for the performance of its functions under this Bill, and shall meet at least four times every year.
- (9) If required 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:

Provided that if after 28 days of the receipt or delivering to him of such request, the chairman fails or neglects to call a meeting, the Registrar shall within 14 days thereof cause a meeting of the Council to be convened for that purpose. The request shall specify the business to be considered at the meeting and no business not so specified shall be transacted at that meeting (*Hon. Munir Babba Dan'Agundi — Kumboiso Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 8: Functions of the Senate.

- (1) Subject to section 5 of this Bill and subsections (3) and (4) of this section and to the provisions of this Bill relating to the Visitor, it shall be the general function of the Senate to organize and control teaching in the University, admission to Postgraduate courses and other admission of students, the discipline of students and to promote research in the University.
- (2) Without prejudice to the generality of the provisions of subsection (1) of this section, it shall in particular be the function of the Senate to make provision for the:
 - (a) establishment, organization and control of campuses, colleges, faculties, departments, schools, institutes and other teaching and research units of the University, and the allocation of responsibility for different branches of learning;
 - (b) organization and control of courses of study in the University and of the examinations held in conjunction with those courses, including the appointment of examiners, both internal and external;
 - (c) award of degrees, and such other qualifications as may be prescribed, in connection with examinations conducted by the University;

- (d) making of recommendations to the Council with respect to the award to any person of an honorary fellowship or honorary degree or the title of professor emeritus;
 - (e) establishment, organization and control of halls of residence and similar institutions in the University;
 - (f) supervision of the welfare of students in the University and the regulation of the conduct;
 - (g) granting of fellowships, scholarships, prizes and similar awards in so far as the awards are within the control of the University; and
 - (h) determination of what description of dress shall be academic dress for the purpose of the University, and regulating the use of academic dress.
- (3) The Senate shall not establish any new campus, college, faculty, department, school, institute or other teaching and research units of the University, or any hall of residence or similar institution at the University without the approval of the Council.
- (4) Subject to this Bill and the Statutes, the Senate shall --
- (a) may make regulations for the purpose of exercising any function conferred on it either by the provisions of this section or for the purpose of providing for any matter for which provision by regulation is authorized or required by this Bill or by Statute;
 - (b) by regulation, provide that at least one of the persons appointed as examiners at each final or professional examination held in conjunction with any course of study in the University is not a teacher at the University but is a teacher at the branch of learning to which the course relates in some other university of high repute.
- (5) Subject to a right of appeal to the Council from a decision of the Senate under this subsection, the Senate may deprive any person of any degree, diploma or other award of the University which has been conferred on him if after due enquiry he is shown to have been guilty of any dishonourable or scandalous conduct in gaining admission into the University or obtaining that award (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 9: Functions of the Vice Chancellor.

- (1) The Vice-Chancellor shall, in relation to the University, take precedence before all other members of the University except the Chancellor and, subject to section 5 of this Bill, the Pro-Chancellor and any other person for the time being acting as Chairman of the Council.
- (2) Subject to the provisions of this Bill, the Vice-Chancellor shall have general function, in addition to any other functions conferred on him by this Bill or

otherwise, of directing the activities of the University, and shall to the exclusion of any other person or authority be the Chief Executive and Academic Officer of the University and *ex-officio* Chairman of the Senate (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to.

PART II — TRANSFER OF PROPERTY

Committee's Recommendation:

Clause 10: Transfer of property to the University.

- (1) All property held by or on behalf of the Provisional Council shall, by virtue of this subsection and without further assurance, vest in the University and be held by it for the purpose of the University.
- (2) The provisions of the Second Schedule to this Bill shall have effect with respect to the transfer of property by this section and to matters arising there from and with respect to other matters mentioned in that Schedule (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to.

PART III — STATUTES OF THE UNIVERSITY

Committee's Recommendation:

Clause 11: Power of the University to make statutes.

- (1) Subject to this Bill, the University may make Statutes for any of the following purposes:
 - (a) making provision with respect to the composition and Constitution of any authority of the University;
 - (b) specifying and regulating the powers and duties of any authority of the University, and regulating any other matter connected with the University or any of its authorities;
 - (c) regulating the admission of students where it is done by the University, and their discipline and welfare;
 - (d) determining whether any particular matter is to be treated as an academic or non-academic matter for the purposes of this Bill and of any Statute, regulation or other instrument made there-under; and
 - (e) making provision for other matters for which provision by Statute is authorized or required by this Bill.
- (2) Subject to section 25 (6) of this Bill, the Interpretation Act shall apply in relation to any Statute made under this section as it applies to a subsidiary instrument within the meaning of section 27 (1) of that Act.
- (3) The Statute contained in the Third Schedule to this Bill shall be deemed to have come into force on the commencement of this Bill and shall be deemed to have been made under this section by the University.

- (4) The power to make Statute conferred by this section shall not be prejudiced or limited in any way by reason of the inclusion or omission of any matter in or from the Statute contained in the Third Schedule to this Bill or any subsequent Statute (*Hon. Muir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 12: Mode of exercising the power to make Statutes.

- (1) The power of the University to make Statutes shall be exercised in accordance with the provisions of this section.
- (2) A proposed Statute shall not have the force of law until it has been approved at a meeting of the:
- (a) Senate, by the votes of not less than two thirds of the members present and voting; and
- (b) Council by the votes of not less than two thirds of the members present and voting.
- (3) A proposed Statute may originate either in the Senate or Council, and may be approved as required by subsection (2) of this section by both bodies in no particular order.
- (4) A Statute which makes provision for or alters the composition or constitution of the Council, the Senate or any other authority of the University; or provides for the establishment of a new campus or college or for the amendment or revocation of any Statute whereby a campus or college is established, shall not come into operation unless it has been approved by the Visitor.
- (5) For the purpose of section 2 (2) of the Interpretation Act, a Statute shall be treated as being made on the date on which it is approved by the Council and the Senate in accordance with subsection (3) of this section or in the case of a Statute falling within subsection (4) of this section, on the date on which it is approved by the President (*Hon. Muir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 13: Proof of Statutes.

A Statute may be proved in any Court by the production of a copy thereof bearing or having affixed to it a certificate signed by the Vice Chancellor or the Registrar to the effect that the copy is a true copy of a Statute of that University (*Hon. Muir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 14: Power to decide the meaning of statute.

- (1) In the event of any doubt or dispute arising at any time as to the meaning of any provision of a Statute, the matter may be referred to the Visitor, who shall take such advice and make such decision thereon as he deems fit.

- (2) The decision of the Visitor on any matter referred to him under this section shall be binding upon the authorities, staff and students of that University and where any question as to the meaning of any provision of a statute has been decided by the Visitor under this section, no question as to the meaning of that provision shall be entertained by any other authority in Nigeria:

Provided that nothing in this subsection shall affect the power of a court of competent jurisdiction to determine whether any provision of a statute is wholly or partly void as being ultra vires or as being inconsistent with the Constitution.

- (3) The foregoing provisions of this section shall apply in relation to any doubt or dispute as to whether any matter is, for the purposes of this Bill, academic or a non-academic matter as they apply in relation to any such doubt or dispute as is mentioned in subsection (1) of this section, and accordingly the reference in subsection (2) of this section to any question as to the meaning of any provision of a statute shall include references to any question as to whether any matter is for the said purposes an academic or non-academic matter (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

PART IV — SUPERVISION AND DISCIPLINE

Committee's Recommendation:

Clause 15: The Visitor.

- (1) The President shall be the Visitor of the University.
- (2) The Visitor shall as often as the circumstances may require, not being less than once every five years, conduct a visitation of the University or direct that such a visitation be conducted by such persons as the Visitor may deem fit and in respect of any of the affairs of the University.
- (3) It shall be the duty of the bodies and persons comprising the University to:
- (a) make available to the Visitor, and to any other persons conducting a visitation in pursuance of this section, such facilities and assistance as he or they may reasonably require for the purpose of the visitation; and
 - (b) give effect to any instructions consistent with the provisions of this Bill which may be given by the Visitor in consequence of the visitation (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 16: Removal of certain members of the Council.

- (1) If it appears to the Council that a member (other than the Pro-Chancellor or the Vice-Chancellor) should be removed from office on grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect through the Minister to the Federal Executive Council and if the Federal Executive Council after making such enquiries (if any) as may be considered necessary, approves the recommendation it may direct the removal of the member from office.

- (2) It shall be the duty of the Minister to use his best endeavours to cause a copy of the instrument embodying a direction under subsection (1) of this section to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 17: Removal and Discipline of Academic, Administrative, and Professional Staff.

- (1) If it appears to the Council that there are reasons for believing that any person employed as a member of the academic, administrative or professional staff of the University, other than the Vice Chancellor, should be removed from office or on grounds of misconduct or inability to perform the functions of his office Council shall:
- (a) give notice of those reasons to the person in question;
 - (b) afford such person an opportunity of making representation in person on the matter to the Council; and
 - (c) take a decision to terminate or not to terminate the appointment.
- (2) If the affected staff or any three members of the Council so request within a period of one month from the date of receipt of the notice of the Council's decision, the Council shall make arrangements for:
- (a) a Joint Committee of the Council and the Senate to review the matter and to report on it to the Council;
 - (b) the person in question to be afforded an opportunity to appear before and be heard by an investigating Committee with respect to the matter; and
 - (c) if the Council after considering the report of the investigating Committee, is satisfied that the person in question should be removed, the Council may so remove him by an instrument in writing signed on the directions of the Council.
- (3) The Vice-Chancellor may, in a case of gross misconduct by a member of staff which in the opinion of the Vice-Chancellor is prejudicial to the interest of the University, suspend such member and any such suspension shall immediately be reported to the Council.
- (4) Any member of staff may be suspended from duty or his appointment may be terminated by Council for a good cause and for the purposes of this subsection "good cause" means:
- (a) conviction for any offence which the Council considers to be such as to render the person concerned unfit for the discharge of the functions of his office;
 - (b) any physical or mental incapacity which the Council, after obtaining medical advice, considers to be such as to render the person concerned unfit to continue to hold office;

- (c) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold office; or
 - (d) conduct which the Council considers to be such as to constitute failure or inability of the person concerned to discharge the functions of his office or to comply with the terms and conditions of his service.
- (5) Any person suspended pursuant to subsection (3) of this section shall be on half pay and the Council shall before the expiration of a period of three months from the date of such suspension consider the case against that person and come to a decision as to whether to:
- (a) continue such person's suspension and if so on what terms (including the proportion of his emoluments to be paid to him);
 - (b) reinstate such person in which case the Council shall restore his full emoluments with effect from the date of suspension;
 - (c) terminate the appointment of the person concerned in which case such a person will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
 - (d) take such lesser disciplinary action against such person (including the restoration of such proportion of his emoluments that might have been withheld) as the Council may determine.
- (6) Where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against the person, the Council shall, before the expiration of three months from such decision come to a final determination in respect of the case concerning such a person.
- (7) It shall be the duty of the person by whom an instrument of removal is signed in pursuance of subsection (1) above to use his best endeavors to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates.
- (8) Nothing in the foregoing provisions of this section shall prevent the Council from making regulations for the discipline of staff and workers of the University as may be appropriate (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 17 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 18: Removal of Examiners.

- (1) If, on the recommendation of the Vice-Chancellor, it appears to the Senate that a person appointed as an examiner for any examination of the University ought to be removed from his office or appointment, then, the Senate may, after affording the examiner an opportunity of making representations in person on the matter, direct the Vice-Chancellor to remove the examiner by an instrument in writing signed by the Registrar.

- (2) Subject to the provisions of any regulation made pursuant to section 8 (4) of this Bill, the Vice-Chancellor may, on the recommendation of Senate, appoint an appropriate person as examiner in the place of the examiner removed.
- (3) It shall be the duty of the Registrar on signing an instrument of removal pursuant to this section, to use his best endeavours to cause a copy of the instrument to be served as soon as reasonably practicable on the person to whom it relates (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 19: Discipline of Students.

- (1) Subject to the provisions of this section, where after due process it appears to the Vice-Chancellor that any student is guilty of misconduct, the Vice-Chancellor may, without prejudice to any other disciplinary powers conferred on him by Statute or regulations, direct that the:
 - (a) student shall not, during such period as may be specified in the direction, participate in such activities of the University or make use of such facilities of the University as may be so specified;
 - (b) activities of the student shall, during such period as may be specified in the direction, be restricted in such manner as may be so specified;
 - (c) student be rusticated for such period as may be specified in the direction.
- (2) Where a direction is given under subsection (1) paragraphs (a) to (d) of this section in respect of any student, the student may, within the prescribed period and in the prescribed manner, appeal against the direction to the Senate.
- (3) Where an appeal is brought pursuant to subsection (2) of this section, the Senate shall, after causing such inquiry to be made in the matter as the Senate considers just, either confirm or set aside the direction or modify it in such manner as the Senate thinks fit.
- (4) The fact that an appeal from a direction is brought pursuant to subsection (3) of this section shall not affect the operation of the direction while the appeal is pending.
- (5) The Vice-Chancellor may delegate his powers under this section to a disciplinary Board consisting of such members of the University as he may nominate.
- (6) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the University for conduct which in the opinion of Senate is prejudicial to the interest of the University or to its corporate objective or image.

- (7) A direction under subsection (1)-(a) of this section may be combined with a direction under subsection (1) (b) of this section (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

PART V — MISCELLANEOUS AND GENERAL PROVISIONS

Committee's Recommendation:

Clause 20: Exclusion or discrimination on account of race, religion, etc.

- (1) No person shall be required to satisfy requirements as to any of the following matters; that is to say, race (including ethnic grouping) sex, place of birth, family origin, religious or political persuasion, as a condition for becoming or continuing to be a student in the University; holder of any degree, appointment or employment in the University; or member of anybody established by virtue of this Bill.
- (2) No person shall be subjected to any disadvantage or accorded any advantage in relation to the University by reference to any of the matters referred to in subsection (1) of this section (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 21: Transfer of land to the University.

- (1) For the purpose of the Land Use Act (which provides for the compulsory acquisition of land for public purposes) any purpose of the University shall be the same as that of the Federation.
- (2) Where an estate or interest in land is acquired by the Government pursuant to this section, the Government may, by a certificate under the hand and seal of the person so authorized or any other person authorized in that behalf transfer it to the University (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 22: Restriction on disposal of land by University.

Without prejudice to the provisions of the Land Use Act, the University shall not dispose of or charge any land or an interest in any land (including any land transferred to the University by this Bill) except with the prior written consent, either general or special, of the Visitor:

Provided that such consent shall not be required in the case of any lease or tenancy at a rack-rent for a term not exceeding twenty-one years of any lease or tenancy to a member of the University for residential purpose (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 23: Quorum and procedure of bodies established by this Bill.**

Except as may be otherwise provided by Statute or by Regulation, the quorum and procedure of any body of persons established by this Bill shall be such as may be determined by that body (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 24: Appointment of Committee, etc.**

- (1) Anybody of persons established by this Bill shall, without prejudice to the generality of the powers of that body, have power to appoint committees, which need not consist exclusively of members of that body and authorize a Committee established by it to:
 - (a) exercise on its behalf, such of its functions as it may determine; and
 - (b) co-opt members and direct whether or not co-opted members shall be entitled to vote in that Committee.
- (2) Any two or more such bodies may arrange for the holding of joint meetings of those bodies or for the appointment of Committees consisting of members of those bodies, for the purpose of considering any matter within the competence of those bodies or any of them and either dealing with it or of reporting on it to those bodies or any of them.
- (3) Except as may be otherwise provided by Statute or Regulations, the quorum and procedure of a Committee established or meeting held pursuant to this section shall be such as may be determined by the body or bodies which have decided to establish the Committee or hold the meeting.
- (4) The Pro-Chancellor and the Vice-Chancellor shall be members of every Committee of which the members are wholly or partly appointed by the Council, (other than a Committee appointed to inquire into the conduct of the officer in question) and the Vice-Chancellor shall be a member of every Committee of which the members are wholly or partly appointed by the Senate.
- (5) Nothing in the foregoing provisions of this section shall be construed as enabling:
 - (a) statutes to be made otherwise than in accordance with section 11 of this Bill; or
 - (b) the Senate to empower any other body to make Regulations or to award degrees or other qualifications (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 24 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 25: Miscellaneous Administrative provisions.**

- (1) The seal of the University shall be such as may be determined by the Council and approved by the Chancellor and the affixing of the seal shall:

- (a) in the case of certificates issued by the University, be authenticated by the Vice-Chancellor and the Registrar; and
 - (b) in the case of any other document, be authenticated by any member of Council, the Vice-Chancellor and the Registrar or any other person authorized by Statute.
- (2) Any document purporting to be a document executed under the seal of the University shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
 - (3) Any contract or instrument which, if made or executed by a person not being a body corporate, would not be required to be under seal, may be made or executed on behalf of the University by any person generally or specially authorized to do so by the Council without seal.
 - (4) The validity of the proceedings of anybody established pursuant to this Bill shall not be affected by.
 - (5) Any member of any such body who has a personal interest in any matter proposed to be considered by that body shall disclose his interest to the body and shall not vote on any question relating to that matter.
 - (6) Nothing in section 12 of the Interpretation Act (which provides for the application, in relation to subordinate legislation, of certain incidental provisions) shall apply to Statutes or Regulations made pursuant to this Bill.
 - (7) The power conferred by this Bill on anybody to make Statute or Regulations shall include power to revoke or vary any:
 - (a) Statute (including the Statute contained in the Third Schedule to this Bill; or
 - (b) regulation by a subsequent Statute or Regulation as the case may be:

Provided that the Statutes and Regulations may have different provisions in relation to different circumstances.
 - (8) No stamp or other duty shall be payable in respect of any transfer of property to the University by virtue of sections 10, 21 and the Second Schedule to this Bill.
 - (9) Any notice or other instrument authorized to be served by virtue of this Bill may, without prejudice to any other mode of service, be served by post (*Hon. Munir Babba Dan Agundi — Kumbotso Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 26: Interpretation.

- (1) In this Bill:

"appropriate authority" means any person, body or authority authorized by law to act in a specific or general capacity in relation to a subject-matter (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the words "appropriate authority" be as defined in the interpretation to this Bill — Agreed to.

"campus" means any campus which may be established by the University (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "campus" be as defined in the interpretation to this Bill — Agreed to.

"college" means any college which may be established by the University (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "college" be as defined in the interpretation to this Bill — Agreed to.

"graduate" means a person on whom a degree (other than an honorary degree) has been conferred by the University (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "graduate" be as defined in the interpretation to this Bill — Agreed to.

"gross misconduct" means any act of misconduct and improper behavior that may be designated as gross misconduct by any Statute or Regulation made, pursuant to this Bill (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the words "gross misconduct" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility for education (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"misconduct" means any conduct which is prejudicial to the good name of the University and or discipline and the proper administration of the business of the University (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "misconduct" be as defined in the interpretation to this Bill — Agreed to.

"notice" means notice in writing (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "notice" be as defined in the interpretation to this Bill — Agreed to.

"officer" does not include the Visitor (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "officer" be as defined in the interpretation to this Bill — Agreed to.

"prescribed" means prescribed by Statute or Regulation made under this Bill (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "prescribed" be as defined in the interpretation to this Bill — Agreed to.

"professor" means a person designated as a professor of the University in accordance with provisions made in that behalf by Statute or by Regulations (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "professor" be as defined in the interpretation to this Bill — Agreed to.

"property" includes rights, liabilities and obligations (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "property" be as defined in the interpretation to this Bill — Agreed to.

"the provisional Council" means the provisional Council appointed for the University by the President at the takeoff of the University (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the words "the provisional Council" be as defined in the interpretation to this Bill — Agreed to.

"regulations" means regulations made by the Senate or Council (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "regulations" be as defined in the interpretation to this Bill — Agreed to.

"Senate" means the Senate of the University established by the Act (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "Senate" be as defined in the interpretation to this Bill — Agreed to.

"Statute" means a Statute made by the University under section 11 of this Bill and in accordance with the provisions of section 12 of this Bill (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the word "Statute" be as defined in the interpretation to this Bill — Agreed to.

"the Statutes" means all such Statutes as are in force from time to time (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that the meaning of the words "the Statutes" be as defined in the interpretation to this Bill — Agreed to.

"teacher" means a person holding a full time appointment as a member of the teaching or research staff of the University (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the word "teacher" be as defined in the interpretation to this Bill — Agreed to.

"President" means the President of the Federal Republic of Nigeria (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the word "President" be as defined in the interpretation to this Bill — Agreed to.

"Constitution" means the Constitution of the Federal Republic of Nigeria (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the word "Constitution" be as defined in the interpretation to this Bill — Agreed to.

"undergraduate" means a person in statu pupillari the University, other than:

- (a) a graduate; and
- (b) a person of such description as may be prescribed for the purposes of this definition (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the word "undergraduate" be as defined in the interpretation to this Bill — Agreed to.

"the University" the Federal University of Agriculture and Entrepreneurship, Saki incorporated and constituted by this Bill; and (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the words "the University" be as defined in the interpretation to this Bill — Agreed to.

"the Act" means the Federal University of Agriculture and Entrepreneurship, Saki Act (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the meaning of the words "the Act" be as defined in the interpretation to this Bill — Agreed to.

- (2) Where in any provision of this Bill, it is laid down that proposals are to be submitted or a recommendation is to be made by one authority to another through one or more intermediate authorities, it shall be the duty of every such intermediate authority to forward any proposals or recommendations received by it pursuant to that provision to the appropriate authority; but any such intermediate authority may, if it thinks fit, forward therewith its own comments thereon (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that Clause 26 stands part of the Bill — Agreed to.

*Committee's Recommendation:***Clause 27: Citation.**

This Bill is cited as the Federal University of Agriculture and Entrepreneurship, Saki (Establishment, etc.) Bill, 2021 (Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency).

Question that Clause 27 stands part of the Bill — Agreed to.

SCHEDULES**FIRST SCHEDULE**

Section 3 (2)

PRINCIPAL OFFICERS OF THE UNIVERSITY*The Chancellor*

1. The Chancellor shall be appointed by and hold office at the pleasure of the President.

The Pro-Chancellor

2. (1) The Pro-Chancellor shall be appointed or removed from office by the President.
- (2) Subject to the provisions of this Bill, the Pro-Chancellor shall hold office for a period of four years from the date of his appointment.

The Vice-Chancellor

3. The procedure for the appointment and removal of the Vice Chancellor shall be in accordance with the provision of the University (Miscellaneous Provisions) Act 1993 as amended.

Deputy Vice-Chancellor

4. (1) There shall be for the University, two Deputy Vice-Chancellors or such number of Deputy Vice Chancellors as the Council may, from time to time, deem necessary for the proper administration of the University.
- (2) The procedure for the appointment and removal of the Deputy Vice Chancellor shall be in accordance with the provisions of the Universities (Miscellaneous Provisions) Act 1993 as amended.
- (3) A Deputy Vice-Chancellor shall:
 - (a) assist the Vice-Chancellor in the performance of his functions;
 - (b) act in place of the Vice-Chancellor when the post of the Vice Chancellor is vacant or if the Vice-Chancellor is, for any reason, absent or unable to perform his functions as Vice-Chancellor; and
 - (c) perform such other functions as the Vice-Chancellor or the Council may, from time to time, assign to him.

Office of the Registrar, Bursar and University Librarian

5. (1) There shall be for the University, a Registrar, who shall be the Chief Administrative Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration of the University except as regards matters for which the Bursar is responsible in accordance with paragraph 6 (2) below.
- (2) The person holding the office of Registrar shall by virtue of that office be Secretary to the Council, the Senate, Congregation and Convocation.
- (3) The Registrar shall hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.
6. (1) There shall be for the University, the following Principal Officers in addition to the Registrar, that is:
 - (a) the Bursar; and
 - (b) the University Librarian.
- (2) The Bursar shall be the Chief Financial Officer of the University and shall be responsible to the Vice-Chancellor for the day-to-day administration and control of the financial affairs of the University.
- (3) The University Librarian shall be responsible to the Vice-Chancellor for the administration of the University Library and the coordination of all library services in the University and its campuses, colleges, faculties, schools, departments and institutes and other teaching or research units.
- (4) The Bursar and the University Librarian:
 - (a) shall each hold office for such period and on such terms and conditions as to emoluments as may be specified in his letter of appointment.

Other Officers of the University

7. There shall be for the University, a Director of Works, who shall be responsible to the Vice-Chancellor for the administration of the Works Department. He shall be responsible for all works, services and maintenance of University facilities.
8. There shall be for the University, a Director of Health Services, who shall be responsible to the Vice-Chancellor for the administration of the Health Centre. He shall be the Chief Medical Officer of the University and shall coordinate all matters relating to the health of all staff and students.

Resignation and Re-appointment

9. (1) Any officer mentioned in the foregoing provisions of this schedule may resign his office in:
 - (a) the case of the Chancellor or Pro-Chancellor, by notice to the Visitor;
 - (b) the case of the Vice-Chancellor by notice to the Council which shall immediately notify the Minister;

- (2) A person who has ceased to hold an office so mentioned otherwise than by removal for misconduct shall be eligible for re-appointment to that office, subject to the limits of tenure of office (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the provisions of the First Schedule stand part of the Bill — Agreed to.

SECOND SCHEDULE

Section 10 (2)

TRANSITIONAL PROVISIONS AS TO PROPERTY; FUNCTIONS, ETC.

Transfer of Property to the University

1. Without prejudice to the generality of Section 10 (1) of this Bill:
 - (a) the reference in the subsection to property held by the provisional Council and the University shall include a reference to the right to receive and give a good discharge for any grants or contributions which may have been voted or promised to the provisional Council and the University; and
 - (b) all outstanding debts and liabilities of the provisional Council shall become debts and liabilities of the University established by this Bill.
2.
 - (1) All agreements, contracts, deeds and other instruments to which the provisional Council was a party shall, so far as possible and subject to any necessary modifications, have effect as if the University established by this Bill had been a party to it in place of the provisional Council.
 - (2) Documents not falling within sub-paragraph (1) above, including enactments, which refer whether specially or generally to the provisional Council shall be construed in accordance with that subparagraph so far as applicable.
 - (3) Any legal proceedings or application to any authority pending by or against the provisional Council may be continued by or against the University established by this Bill.

Registration of Transfers

3.
 - (1) If the law in force at the place where any property transferred by this Bill is situated provides for the registration of transfers of property of the kind in question (whether by reference to an instrument of transfer or otherwise), the law shall, so far as it provides for alterations of a register (but not for avoidance of transfers, the payment of fees of any other matter) apply, with the necessary modifications to the transfer of the property in question.
 - (2) It shall be the duty of the body to which any property is transferred by this Bill to furnish the necessary particulars of the transfer to the proper officer of the registration authority, and of that officer to register the transfer accordingly.
4.
 - (1) The first meeting of the Council shall be convened by the Pro-Chancellor on such date and in such manner as he may determine.

- (2) The persons who were members of the provisional Council shall be deemed to constitute the Council until the date when the Council set up under the Third Schedule to this Bill must have been duly constituted.
 - (3) The first meetings of the Senate as constituted by this Bill shall be convened by the Vice-Chancellor on such date and in such manner as he may determine.
 - (4) The persons who were members of the Senate immediately before the coming into force of this Bill shall be deemed to constitute the Senate of the University until the date when the Senate as set up under the Third Schedule of this Bill must have been duly constituted.
 - (5) Subject to any regulations which may be made by the Senate after the date on which this Bill is made, the faculties, faculty boards and students of the University immediately before the coming into force of this Bill shall on that day become faculties, faculty boards and students of the University as established by this Bill.
 - (6) Persons who were deans or associate deans of faculties or members of faculty boards shall continue to be deans or associate deans or become members of the corresponding faculty boards, until new appointment are made in pursuance of the Statutes under this Bill.
5. Any person who was a member of the staff of the University as established or was otherwise employed by the provisional Council shall be employed at the University on such designation, status and functions which correspond as nearly as possible to those which pertained to him as a member of that staff or as such an employee.
 6. Questions as to the scope of the responsibilities of the aforesaid officers shall be determined by the Vice-Chancellor (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the provisions of the Second Schedule stand part of the Bill — Agreed to.

THIRD SCHEDULE

Section 11 (3)

FEDERAL UNIVERSITY OF AGRICULTURE AND ENTREPRENEURSHIP, SAKI STATUTE NO. 1

Articles:

1. The Council
2. Finance and General Purpose Committee
3. The Senate
4. The Congregation
5. Convocation
6. Organization of Faculties and the Branches thereof
7. Faculty Board
8. The Dean of the Faculty
9. Selection of Certain Principal and other key officers
10. Creation of Academic Post
11. Appointment of Academic Staff
12. Appointment of Administrative and Technical Staff

The Council

1. (1) Any member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill may, by notice to the Council resign his office.
- (2) A member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill shall, unless he previously vacates it, vacate that office on the expiration of a period of four years starting from 1st August in the year in which he was appointed.
- (3) Where a member of Council holding office pursuant to section 6 (e) (f) (g) or (h) of this Bill vacates office before the expiration of his tenure, the body that appointed him may appoint a successor to hold office for the residue of his unexpired term.
- (4) A person ceasing to hold office as a member of Council otherwise than by removal for misconduct shall be eligible for reappointment for only one further period of four years.
- (5) The quorum of the Council shall be five, at least one of whom shall be a member pursuant to Section 6 (d) and (e) of this Bill.
- (6) If the Pro-Chancellor is not present at a meeting of the Council, the members present at the meeting may appoint one of them to be the Chairman at that meeting, and subject to section 5 of this Bill and the provisions of this paragraph the Council may regulate its own procedure.
- (7) Where the Council desires to obtain advice with respect to any particular matter, it may co-opt not more than two persons for that purpose; and the persons co-opted may take part in the deliberations of the Council at any meeting but shall not be entitled to vote.
- (8) The Council constituted by this Bill shall have a four year tenure 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 University.
- (9) The powers of the Council shall be exercised in accordance with the laws and Statutes of the University, and to that extent, establishment circulars that are inconsistent with the laws and Statutes of the University shall not apply to the University.

The Finance and General Purpose Committee

2. (1) The Finance and General Purpose Committee of the Council shall consist of:
 - (a) the Pro-Chancellor, who shall be the Chairman of the committee at any meeting at which he is present;
 - (b) the Vice-Chancellor and a Deputy Vice-Chancellor;
 - (c) six other members of the Council appointed by the Council two of whom shall be selected from among the four members of the Council appointed by the Senate and one of whom shall be selected from among members of the Council appointed by the congregation; and
 - (d) the Permanent Secretary, Federal Ministry of Education or, in his absence, such member of his Ministry as he may designate to represent him.

- (2) The quorum of the Committee shall be six.
- (3) Subject to any directions given by the Council, the committee may regulate its own procedure.

The Senate

3. (1) There shall be a Senate for the University consisting of:
 - (a) the Vice-Chancellor;
 - (b) the Deputy Vice-Chancellor;
 - (c) all Professors of the University;
 - (d) all Deans, Provosts and Directors of Academic units of the University;
 - (e) all Heads of Academic Departments, Units and Research Institutes of the University;
 - (f) the University Librarian; and
 - (g) academic members of the congregation who are not Professors as specified in the Laws of the University.
- (2) The Vice-Chancellor shall be the chairman at all meetings of the Senate when he is present and in his absence, one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of the Senate shall be one-quarter (or the nearest whole number less than one quarter), and subject to paragraph (2) above the Senate may regulate its own procedure.
- (4) If so requested in writing by any ten members of the Senate, the Vice-Chancellor, or in his absence a person duly appointed by him, shall convene a meeting of the Senate to be held not later than the tenth day following that on which the request was received.

Congregation

4. (1) Congregation shall consist of:
 - (a) the Vice-Chancellor and the Deputy Vice-Chancellor;
 - (b) the full time members of the academic staff;
 - (c) the Registrar;
 - (d) the Bursar; and
 - (e) every member of the administrative and technical staff who holds a degree of any University recognized for the purpose of this Statute by the Vice-Chancellor, not being an honorary degree.

- (2) Subject to section 5 of this Bill, the Vice-Chancellor shall be the Chairman at all meetings of congregation when he is present, and in his absence one of the Deputy Vice Chancellors appointed by him shall be the chairman at the meeting.
- (3) The quorum of congregation shall be one-third (or the nearest whole number to one-third) of the total number of members of congregation or fifty, whichever is less.
- (4) A certificate signed by the Vice-Chancellor specifying:
 - (a) the total number of members of Congregation for the purposes of any particular meeting or meetings of Congregation; or
 - (b) the names of the persons who are members of Congregation during a particular period — shall be conclusive evidence of that number or as the case may be of the names of those persons.
- (5) Subject to the provisions of this schedule, congregation may regulate its own procedure.
- (6) Congregation shall be entitled to express by resolution or otherwise its opinion on all matters affecting the interest and welfare of the University and shall have such other functions in addition to the function of electing a member of the Council, as may be provided by Statute or Regulations.

Convocation

5. (1) Convocation shall consist of:
 - (a) the Officers of the University mentioned in Schedule 1 to this Bill;
 - (b) all teachers within the meaning of this Bill; and
 - (c) all other persons whose names are registered in accordance with paragraph (2) below.
- (2) A person shall be entitled to have his name registered as a member of convocation if he:
 - (a) is either a graduate of the University or a person satisfying such requirements as may be prescribed for the purposes of this paragraph; and
 - (b) applies for the registration of his name in the prescribed manner and pays the prescribed fee.
- (3) Regulations shall provide for the establishment and maintenance of a register for the purpose of this paragraph and, subject to paragraph (3) below, may provide for the payment from time to time of further fees by persons whose names are on the register and for the removal from the register of the name of any person who fails to pay those fees.
- (4) The person responsible for maintaining the register shall, without the payment of any fees, ensure that the names of all persons who are for the time being members of convocation by virtue of paragraph (1) (a) or (b) of this paragraph are entered and retained on the register.

- (5) A person who reasonably claims that he is entitled to have his name on the register shall be entitled on demand to inspect the register, or a copy of the register at the principal offices of the University at all reasonable times.
- (6) The register shall, unless the contrary is proved, be sufficient evidence that any person named therein is, and that any person not named therein is not, a member of convocation; but for the purpose of ascertaining whether a particular person was such a member on a particular date, any entries in and deletions from the register made on or after that date shall be disregarded.
- (7) The quorum of convocation shall be fifty or one-third (or the whole number nearest to one-third) of the total number of members of convocation whichever is less.
- (8) Subject to section 5 of this Bill, the Chancellor shall be chairman at all meetings of convocation when he is present, and in his absence the Vice Chancellor shall be the chairman at the meeting.
- (9) Convocation shall have such functions, in addition to the function of appointing a member of the Council, as may be provided by statute.

Organisation of Faculties and Branches thereof

6. Each Faculty shall be divided into such number of branches as may be prescribed.
7. (1) There shall be established in respect of each Faculty, a Faculty Board, which, subject to the provisions of this Bill, and subject to the directions of the Vice-Chancellor, shall:
 - (a) regulate the teaching and study of, and the conduct of examinations connected with the subjects assigned to the faculty;
 - (b) deal with other matters assigned to it by Statute, by the Vice Chancellor or by the Senate; and
 - (c) advise the Vice-Chancellor or Senate on any matter referred to it by the Vice-Chancellor or Senate.
- (2) Each Faculty Board shall consist of:
 - (a) the Vice-Chancellor;
 - (b) the persons severally in charge of the branches of the faculty;
 - (c) such number of the teachers assigned to the faculty and having the prescribed qualifications as the Board may determine; and
 - (d) such persons whether or not members of the University as the Board may determine with the general or special approval of Senate.
- (3) The quorum of the Board shall be eight members or one-quarter of the members of the Board for the time being whichever is greater.
- (4) Subject to the provisions of this statute and to any provision made by regulations in that behalf, the Board may regulate its own procedure.

The Dean of the Faculty

8. (1) The Dean of a faculty shall be a professor elected by the Faculty Board and such Dean shall hold office for a term of two years. He will be eligible for re-election for another term of two years after which he may not be elected again until two years have elapsed.
- (2) If there is no professor in a faculty, the Vice-Chancellor shall appoint an Acting Dean who shall not be below the rank of Senior Lecturer for the faculty, who will act for a period of one year in the first instance, renewable for another one year only.
- (3) In the absence of the Vice-Chancellor, the Dean shall be the chairman at all meetings of the Faculty Board when he is present and he shall be a member of all committees and other boards appointed by the faculty.
- (4) The Dean of a faculty shall exercise general superintendence over the academic and administrative affairs of the faculty and it shall be the function of the Dean to present to the convocation for the conferment of Degrees, persons who have qualified for the Degrees of the University at examinations held in the branches of learning for which responsibility is allocated to that faculty.
- (5) There shall be a committee to be known as the Committee of Deans which shall consist of all the Deans of the several faculties and that committee shall advise the Vice-Chancellor on all academic matters and on particular matters referred to the Committee by the Senate.
- (6) The Dean of a faculty may be removed from office for a good cause by the Faculty Board after a vote would have been taken at a meeting of the Board, and in the event of a vacancy occurring following the removal of the Dean, an Acting Dean may be appointed by the Vice-Chancellor provided that at the next faculty board meeting an election shall be held for a new Dean.
- (7) In this article, "good cause" has the same meaning as in section 17 (4) of this Bill.

Selection of Certain Principal and other key Officers

9. (1) When a vacancy occurs in the Office of the Registrar, Bursar, the University Librarian, Director of Works or Director of Health Services, a Selection Board shall be constituted by the Council and shall consist of:
- (i) the Pro-Chancellor;
 - (ii) the Vice-chancellor;
 - (iii) two members appointed by the Council, not being members of Senate; and
 - (iv) two members appointed by the Senate not being members of Council.
- (2) The Selection Board, after making such inquiries as it thinks fit, shall recommend a candidate to the Council for appointment to the vacant office, and after considering the recommendation of the Board the Council may make an appointment to that office.

- (3) A person appointed to the office of Director of Works or Director of Health Services shall hold office for such period and on such terms and conditions as may be specified in his letter of appointment.

Creation of Academic Post

10. Recommendation for the creation of posts other than those mentioned in paragraph 9 of this Schedule shall be made by the Senate to the Council through the Finance and General Purposes Committee.

Appointment of Academic Staff

11. Subject to this Bill and the Statutes derived from it, the filling of vacancies in academic posts (including newly created ones) shall be as prescribed from time to time by Statutes.

Appointment of Administrative and Technical Staff

12. (1) The administrative and technical staff of the University, other than those mentioned in paragraph 9 of this schedule shall be appointed by the Council on its behalf by the Vice-Chancellor or the Registrar in accordance with any delegation of powers made by the Council in that behalf.
- (2) In the case of administrative or technical staff that has close and important contacts with the academic staff, there shall be Senate participation in the process of selection (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Question that the provisions of the Third Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish the Federal University of Agriculture and Entrepreneurship, Saki to make comprehensive provisions for its due Management and Administration (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish the Federal University of Agriculture and Entrepreneurship, Saki, Oyo State, Make Comprehensive Provisions for its Due Management and Administration and for Related Matters (HB. 548) (*Hon. Munir Babba Dan'Agundi — Kumbotso Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Agricultural Colleges and Institutions on a Bill for an Act to Establish Federal University of Agriculture and Entrepreneurship, Saki, Oyo State; and for Related Matters (HB. 548) and approved Clauses 1 - 27, the Schedules, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(vi) *Committee on Tertiary Education and Services:*

Motion made and Question proposed, "That the House do consider the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Provide for Establishment of Federal College of Education (Technical), Yauri, Kebbi State to Provide Full-Time Courses, Teaching, Instructions and Training in Technology, Applied Science, Arts, Social Sciences, Humanities and Management to carry out Research in the Development and Adaptation of Technologies; and for Related Matters (HB.629)" (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of the Whole to consider the Report — Agreed to.

(HOUSE IN COMMITTEE)

(*Mr Speaker in the Chair*)

A BILL FOR AN ACT TO ESTABLISH FEDERAL COLLEGE OF EDUCATION (TECHNICAL), YAURI, KEBBI STATE TO PROVIDE FULL-TIME COURSES, TEACHING, INSTRUCTIONS AND TRAINING IN TECHNOLOGY, APPLIED SCIENCE, ARTS, SOCIAL SCIENCES, HUMANITIES AND MANAGEMENT AND TO CARRY OUT RESEARCH IN THE DEVELOPMENT AND ADAPTATION OF TECHNIQUES; AND FOR RELATED MATTERS (HB. 629)

PART I — ESTABLISHMENT OF FEDERAL COLLEGE OF EDUCATION (TECHNICAL), YAURI, KEBBI STATE

Committee's Recommendation:

Clause 1: Establishment of Federal College of Education (Technical), Yauri, Kebbi State.

- (1) There is established the Federal College of Education (Technical), Yauri (here in after referred to as " The College").
- (2) The College shall be a body corporate with perpetual succession and a common seal and shall have power to acquire and dispose of interests in movable and immovable properties.
- (3) The College may sue and be sued in its corporate name.
- (4) Objectives of the College shall be to:
 - (a) encourage the advancement of learning and to hold out to all persons without distinction of race, creed, sex or political conviction of the opportunity of acquiring higher and liberal education;
 - (b) provide technical courses of instruction and other facilities for the pursuit of learning in all its branches, and to make those facilities available on proper terms to such persons as are equipped to benefit from them (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 1 stands part of the Bill — Agreed to.

Committee's Recommendation: It is recommended that— (a)

Clause 2: Governing Council of the College.

(1) The governance and direction of the College affairs shall vest in the Governing Council of the College (in this Bill referred to as "the Council").

(2) Without prejudice to the generality of subsection (1) of this section, it shall be the responsibility of the Council to consider and approve the:

- (a) plan of activities of the College;
- (b) programme of studies, courses, and research to be undertaken by the College;

(c) annual estimates of the College; and

(d) investment plans of the College.

(3) The provisions of the Second Schedule to this Bill shall have effect with respect to the Council as specified therein (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 2 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 3: Membership of the Council in the College.

The Council of the College shall consist of:

- (a) a Chairman and other members to be appointed by the President;
- (b) a representative of the Federal Ministry of Education;
- (c) a representative of the University of which the College is affiliated for the purpose of moderation;
- (d) two representatives of the academic board of the College;
- (e) a representative of the National Commission for the Colleges of Education; and
- (f) the Provost of the College (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 3 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 4: Tenure of office of Members of the Council.

(1) A member of the Council (other than the *ex-officio* members) shall hold office for a term of four years and subject to the provision of sub-Section (2) of this section shall be eligible for re-appointment for a further period of four years and no more.

(2) The office of a member appointed under section 3 of this bill shall become vacant if the:

(a) member resigns his office by notice in writing under his hand addressed to the Minister,

- (b) Minister is satisfied that it is not in the interest of the College for the person appointed to continue in office and notifies the member in writing to that effect (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 4 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 5: Functions of the College.

The functions of the College shall be —

- (a) to provide full-time courses in teaching, instruction and training—
- (i) in Technology, Applied Science, Commerce, Arts, Social Science, 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 and workshops relative to the fields of learning specified in paragraph (a) of this section; and
- (d) to perform such other functions as in the opinion of the Council may serve to promote the objectives of the College (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 5 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 6: Powers of the Council.

The Council of the College shall have power to:

- (a) hold examinations and award Degrees, NCE, Diplomas, professional certificates and other distinction to persons who have pursued courses of study approved and accredited by the National Commission for Colleges of Education;
- (b) hold examinations in education for qualified teachers;
- (c) recruit staff and determine structure of such staff;
- (d) demand and receive from any student or any other person attending the College for the purpose of instruction, such fees as the Council may with the prior approval of the Minister, from time to time determine;
- (e) hold public lectures and undertake printing, publishing and bookselling;
- (f) award fellowships, medals, prizes and other titles;
- (g) establish and maintain such schools and other teaching units with the College or extra moral department as the Council may, time to time, determine;

- (h) erect, provide, equip and maintain such educational, recreational and residential facilities as the College may require;
- (i) create lectureships and other academic posts and offices and to make appointments thereof;
- (j) receive grants and give gifts;
- (k) enter into such contracts as may be necessary or expedient for carrying into effect the objectives of the College;
- (l) provide amenities for and make such other provisions for the welfare of the staff and students of the College;
- (m) encourage and make provisions for research in the College;
- (n) do such acts and things whether or not incidental to the foregoing powers as may advance the objects of the College (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 6 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 7: The Visitor.

- (1) The Minister responsible for education shall be the visitor of the College;
- (2) The visitor shall, not less than once 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:
 - (a) for the purpose of evaluating the academic and administrative performance of the College; or
 - (b) for such other purpose as the visitors may deem fit (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 7 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 8: The Academic Board and its Function.

- (1) There shall be established for the College a board to be known as the academic Board which shall consist of the following members:
 - (a) the Provost of the College as the Chairman;
 - (b) all heads of departments;
 - (c) the College librarian; and
 - (d) not more than three members of the Academic staff, other than the heads of departments to be appointed by the Council.

(2) The Academic Board shall be responsible for: (1)

(a) the direction and management of academic and academic matters of the College including the regulation of admission of students, the award of certificates, scholarships, prizes and other academic distinctions;

(b) discharging other functions which the Council may, from time to time, delegate to it (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 8 stands part of the Bill — Agreed to. (1)

Committee's Recommendation:

Clause 9: Power of the Minister to give direction to the Council.

The Minister may give to the Council directions of a general nature or relating generally to matters with regard to the exercise by the Council of its functions and it shall be the duty of the Council to comply with such directions (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 9 stands part of the Bill — Agreed to. (1)

Committee's Recommendation:

Clause 10: The Provost of the College.

(1) There shall be a Provost for the College (herein referred to as "the Provost") who shall be appointed by the President on the recommendation of the Ministers; (2)

(2) Where a vacancy occurs in the post of the Provost, the Council shall:

(a) advertise the vacancy in reputable and widely read newspapers in Nigeria specifying:

(i) the qualities of the person who may apply for the post,

(ii) the terms and conditions of the service applicable to the post and thereafter draw up a short list of suitable candidates for examination of the Minister.

(3) The President shall appoint a Provost from one of the candidates recommended by the Minister.

(4) Subject to 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 and operations of the College.

(5) The Provost shall hold office for a period of five (5) years only and on such terms and conditions as may be specified in his letter of appointment (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 10 stands part of the Bill — Agreed to. (1)

Committee's Recommendation:**Clause 11: Deputy Provosts.**

- (1) There shall be for the College two Deputy Provosts namely:
 - (a) Deputy Provost (Academic); and
 - (b) the Deputy Provost (Administration).
- (2) The Council shall appoint the deputy Provosts from among the chief Lecturers in the College in any of the following way, that is:
 - (a) from a list of five candidates in order of preference, submitted by the Provost;
 - (b) on the recommendation of a selection Board constituted for that purpose; or
 - (c) on the nomination of the Provost.
- (3) The selection Board referred to in subsection (2) (b) of this section shall consist of:
 - (i) the Chairman of the Council;
 - (ii) the Provost of the College;
 - (iii) two members of the Academic Board; and
 - (iv) two members of the Council not being members of the academic board.
- (4)
 - (a) The Deputy Provost (Academic) shall:
 - (i) assist the Provost in the performance of his functions in academic matters of the College;
 - (ii) act as the Provost when the post of the Provost is vacant or if the Provost is for any reason absent or unable to perform his function.
 - (b) The Deputy Provost (Administration) shall:
 - (i) perform such other functions as the Provost or the Council may, from time to time, assign to him.
- (5) each of the deputy Provosts shall hold office for a period of two years and no more (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 11 stands part of the Bill — Agreed to.

Committee's Recommendation:**Clause 12: The Registrar and other Staff of the College.**

- (1) There shall be a Registrar for the College to be appointed by the Council.
- (2) The Registrar shall keep the records and conduct the correspondence of the Council.

- (3) The Registrar shall be the secretary to:
- (a) the Council;
 - (b) the Academic Board of the Council;
 - (c) any committee of the Council.
- (4) The Registrar may perform any duty as may be assigned to him by the Council or the Provost.
- (5) The Registrar shall hold office for a period of five years and no more (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 12 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 13: Other Principal Officers of the College.

- (1) There shall be for the College in addition to the Registrar:
- (a) the Bursar; and
 - (b) the College Librarian who shall be appointed by the Council.
- (2) 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 the financial affairs of the College.
- (3) The College Librarian shall be responsible to the Provost for the administration of the College library and the coordinator of the library services in the teaching units of the College.
- (4) The Bursar and the College librarian shall each hold office for a period of five years and no more (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 13 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 14: Resignation of appointment of Principal Officers.

A principal officer of the College may resign his appointment:

- (a) in case of the Provost, by notice to the visitor; and
- (b) in any other case, by advice to the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 14 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 15: Other employees of the College.

- (1) The Council may appoint other persons to be employees of the College as the Council may deem necessary to assist the Provost and the principal officers in the performance of their functions.

- (2) The remuneration, tenure of office and condition of services of the employees of the College shall be determined by the Council in conjunction with the Federal Civil Service Commission (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 15 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 16: Selection Board for other Principal Officers.

- (1) There shall be a selection Board for the College which consist of:
- (a) the Chairman of the Council;
 - (b) the Provost;
 - (c) four members of the Council not being members of the Academic Board; and
 - (d) two members of the Academic Board.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subsection (1) of this section shall be determined, from time to time, by the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 17: Pensions.

Service in the College shall be approved services for the purpose of the Pension Reform Act and accordingly, officers and other persons employed in the College shall be entitled to pension, gratuity and other retirement benefits as may be prescribed in their respective letters of appointment (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 16 stands part of the Bill — Agreed to.

PART II — FINANCIAL PROVISIONS

Committee's Recommendation:

Clause 18: Establishment of Fund of the College.

- (1) The College shall establish and maintain a Fund which shall be applied towards the promotion of the objectives of this Bill.
- (2) There shall be paid and credited to the Fund established under subsection (1) of this section:
- (a) such sums as may from time to time, be granted by the Federal Government through the National Commission for Colleges of Education;
 - (b) all monies raised by the Council by the way of gifts, grants in aid or testamentary disposition; and

(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, through the National Commission for Colleges of Education not later than three months before the end of each financial year or at such other time as he may direct, an estimate of its revenue and expenditure for the next succeeding financial year (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 18 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 19: Power to accept gifts.

- (1) The College may accept gifts or loans, money or other property upon such terms and conditions, of any as may be specified by the person making the gifts.
- (2) The College shall not accept any gift if the conditions attached to the gift are inconsistent with the functions of the College (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 19 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 20: Account and Audit.

The College shall keep proper accounts of its allocations, payments assets and liabilities and shall, in respect of each year, cause the accounts to be audited (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 20 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 21: Annual Reports.

The Council shall, as soon as may be after the expiration of each Financial year, prepare and submit to the Minister report of its activities 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 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 21 stands part of the Bill — Agreed to.

PART III — MISCELLANEOUS AND SUPPLEMENTARY

Committee's Recommendation:

Clause 22: 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 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 22 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 23: 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 section.
- (3) Subject to the provisions of subsection (1) of this section, where it is proved during the enquiry that any student of the College has been guilty of misconduct, the Provost may, without prejudice to any other disciplinary powers conferred on him by this Bill or any regulations made there under, direct —
- (a) that the activities of the student shall during such period as may be specified in the directions, be restricted in such manner as may be so specified; or
- (b) that the student may be suspended for such period as may be specified in the direction; or
- (c) that the student 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 actions as are specified in subsection (3) of this section to any student of the College who is guilty of misconduct.
- (5) Where a direction is given under subsection (3) (c) or (d) of this section in respect of any student, the student may, within 21 days from the date of the letter communicating the decision to him, appeal from the direction to the Council, and where such an appeal is brought, the Council shall, after causing such inquiry to be made in the matter as the Council considers just, either confirm or set aside the direction or modify it in such manner as the Council may think fit.
- (6) The fact that an appeal from a direction is brought in pursuance of subsection (5) of this section shall not affect the operation of the direction while the appeal is pending.
- (7) The Provost may delegate his powers under this section to a disciplinary committee consisting of such members of the Colleges as he may nominate.
- (8) Nothing in this section shall be construed as preventing the restriction or termination of a student's activities at the College otherwise than on the ground of misconduct.

- (9) It is hereby declared that the direction under subsection (3) (a) of this section may be combined with a direction under subsection (3) (b) of this section.
- (10) In all cases under this section, the decision of the Council shall be final unless reversed by the Minister on appeal by the student (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 23 stands part of the Bill — Agreed to.

Committee's Recommendation:

Clause 24: Interpretation.

In this Bill:

"Chairman" means the chairman of the Council (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Chairman" be as defined in the interpretation to this Bill — Agreed to.

"College" means the Federal College of Education (Technical), Yauri, established under Section (1) of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "College" be as defined in the interpretation to this Bill — Agreed to.

"Council" means the Governing Council of the College established under Section 2 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Council" be as defined in the interpretation to this Bill — Agreed to.

"Function" includes power and duties (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Function" be as defined in the interpretation to this Bill — Agreed to.

"Minister" means the Minister charged with responsibility of education (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Minister" be as defined in the interpretation to this Bill — Agreed to.

"Member" means a member of the Council, including the Chairman (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Member" be as defined in the interpretation to this Bill — Agreed to.

"Provost" means the Provost of the College established under Section 10 of this Bill (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the meaning of the word "Provost" be as defined in the interpretation to this Bill — Agreed to.

Question that Clause 24 stands part of the Bill — Agreed to.

*Committee's Recommendation:***Clause 25: Citation.**

This Bill may be cited as the Federal College of Education (Technical), Yauri, Kebbi State (Establishment) Bill, 2021 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that Clause 25 stands part of the Bill — Agreed to:

SCHEDULE**SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL, ETC.**

[Section 2 (3)]

Terms of service

1. There may be paid to the members of the Council or any Committee, other than *ex-officio* members, such remunerations and allowances as may, from time to time, be determined by the President.
2. Where a vacancy occurs in respect of the membership specified in section 3(1) (d) and (2) (d), it shall be filled by the appointment of a successor to hold office for the remainder of the term of office of his predecessor in office and such successor shall represent the same interest as his predecessor.
3. The Council may act notwithstanding any vacancy in its membership or any defect in the appointment of a member or the absence of a member.

Proceedings

4. (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 every four months.
- (2) The chairman may at any time and shall, at the request in writing of not less than six 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.
- (6) Decisions of the Council shall be made on approval by a simple majority of members.

Miscellaneous

5. (1) The fixing of the seal of the College shall be authenticated by the signature of the chairman, Provost or some other members of the Council authorised generally or specially by the Council to act for that purpose.

- (2) Any contract 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 or executed on behalf of the College by any person generally or specially authorised to act 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 (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Question that the provisions of the Schedule stand part of the Bill — Agreed to.

Explanatory Memorandum:

This Bill seeks to establish Federal College of Education (Technical), Yauri, Kebbi State, to provide Full-time Courses Teaching, instruction and Training in Technology, Applied Science, Arts, Social Sciences, Humanities and Management (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Long Title:

A Bill for an Act to Establish Federal College of Education (Technical), Yauri, Kebbi State to Provide Full-time Courses, Teaching, Instructions and Training in Technology, Applied Science, Arts, Social Sciences, Humanities and Management and to Carry Out Research in the Development and Adaptation of Techniques; and for Related Matters (HB. 629) (*Hon. Aminu Suleiman — Fagge Federal Constituency*).

Agreed to.

Chairman to report Bill.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of the Whole considered the Report of the Committee on Tertiary Education and Services on a Bill for an Act to Provide for Establishment of Federal College of Education (Technical), Yauri, Kebbi State to Provide Full-Time Courses, Teaching, Instructions and Training in Technology, Applied Science, Arts, Social Sciences, Humanities and Management to carry out Research in the Development and Adaptation of Technologies; and for Related Matters (HB.629) and approved Clauses 1 - 25, the Schedule, the Explanatory Memorandum, and the Long Title of the Bill.

Question that the House do adopt the Report of the Committee of the Whole — Agreed to.

(vii) Committee on Finance:

Motion made and Question proposed, "That the House do consider the Report of the Committee on Finance on the 2022-2024 Medium Term Expenditure Frame Work and Fiscal Strategy Paper (MTEF/FSP) and approve the recommendations therein" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Question that the House do resolve into the Committee of Supply to consider the Report — Agreed to.

(HOUSE IN COMMITTEE OF SUPPLY)

(Mr Speaker in the Chair)

Recommendation (i):

"That the daily crude oil production of 1.88mbpd, 2.23mbpd, and 2.22mbpd for 2022, 2023 and 2024 respectively, be approved, in view of average 1.93mbpd over the past 3 years and the fact that a very conservative oil output benchmark has been adopted for the medium term in order to ensure greater budget realism" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (ii):

"That the proposed Benchmark oil price of USD\$57per barrel for 2022 and USD\$55 for 2023 and 2024 be approved based on oil forecast by the World Bank and Consultation with the NNPC" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (iii):

"That the Exchange Rate of ₦410.15/US\$ proposed by the Executive for the 2022-2024 be approved" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (iv):

"That the projected GDP growth rate of 4.20% be approved" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (v):

"That the projected Inflation rate of 13.00% be also approved" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (vi):

"That the Fiscal deficit estimate of ₦5.62 trillion (including GOEs) also be sustained due to the Federal Government's conservative approach to target setting and its determination to improve collection efficiency of major revenue generating agencies while it continues to enforce the implementation of the Performance Management Framework for GOEs by ensuring that they operate in more fiscally responsible manner whilst reviewing their operational efficiencies, and costs-to-income ratios, as declared" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (vii):

"That the projected New Borrowings of ₦4.89 trillion (including Foreign and Domestic Borrowing) be approved, subject to the provision of details of the borrowing plan to the National Assembly" (Hon. James Abiodun Faleke — Ikeja Federal Constituency).

Agreed to.

Recommendation (viii):

"That the following sundry parameters in the 2022-2024 MTEF/FSP Document be also approved:

- (a) Federal Government of Nigeria retained revenue of ₦8.36 trillion; total Federal Government of Nigeria proposed expenditure of ₦13.98 trillion;
- (b) Fiscal deficit of ₦5.62 trillion (including GOEs);
- (c) New Borrowings of ₦4.89 trillion (including Foreign and domestic Borrowing), subject that the provision of the details of the borrowing plan be brought for approval by the National Assembly;
- (d) Statutory transfers, totaling, ₦613.4 billion;
- (e) Debt Service estimate of ₦3.12 trillion;
- (f) Sinking Fund to the tune of ₦292 billion;
- (g) Pension, Gratuities and Retirees Benefits of ₦567 billion; and
- (h) Aggregate FGN Expenditure of ₦13.98 trillion; made up of Total Recurrent (Non-debt) of ₦6.21 trillion; Personnel Costs (MDAs) of ₦3.47 trillion; of Capital expenditure (exclusive of Transfers) ₦3.26 trillion; Special Intervention (Recurrent) amounting to ₦350 billion; and Special intervention (Capital) of ₦10 billion" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (ix):

"That the Salaries and Wages Commission should review the salary structure of all the Ministries Department Agencies, in other to come up with a new salary structure for the Ministries Department Agencies that will reflect the true financial position of the Agencies" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Debate.

Amendment Proposed:

Leave out Recommendation (ix) (Hon. Toby Okechukwu — Aninri/Awgu/Oji River Federal Constituency).

Question that the amendment be made — Agreed to.

Recommendation (x):

"That there should be a continuous review of the Fiscal Responsibility Act to ensure that all revenues are remitted to the Consolidated Revenue Fund (CRF) as at when due, in order to curtail frivolous deductions and diversion of funds by the Ministries Department Agencies" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xi):

"That all laws relating to mining businesses should be reviewed as a matter of urgency to ensure upward review of rates applied to royalties, ground rent and licenses renewal of all mining companies operating in Nigeria to ensure transparency in the collection of revenue by the relevant agencies of the government and also look into the issues of illegal mining activities by recommending stringent sanctions in the proposed new laws" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xii):

"That the Nigeria Custom Service should accelerate the process of installing scanners at all Ports across the country to curb the issue of under payment of custom duties on imported goods which has resulted in huge loss of revenue to the government and to further improve its activities at all borders across the country in order to curb the issues of smuggling across border areas" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xiii):

"The Committee recommends urgent implementation of the Petroleum Industry Act (PIA) recently assented to by the President in order to curtail the problems of smuggling and round-tripping of petroleum products imported into the country to save the under-recovery cost" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xiv):

"That the proposed revenue budget of the Government Owned Enterprises (GOEs) should be reviewed upward to show the reflection of their capabilities to generate more revenue as a result of the findings of the Committee" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xv):

"That the offices of the the Accountant General (AGF), Auditor General of the Federation (AuGF) and Fiscal Responsibility Commission (FRC) be strengthened in the area of staffing and proper funding of its activities to ensure optimal performance of their duties in order to adequately monitor the remittances of all government revenues" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xvi):

"That the Act establishing some MDAs be reviewed and amended as a matter of urgency to evidence a more nationalistic interest, as these amendments will assist to generate more revenue to the coffers of the government" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Recommendation (xvii):

"That the Federal government budget be reviewed and be purged of some agencies that demonstrated capacity to stand on their own without any recourse to Federal Government of Nigeria Budget for example; National Agency for Food and Drug Administration and Control (NAFDAC) and Nigerian College of Aviation Technology, Zaria (NCAT)" (*Hon. James Abiodun Faleke — Ikeja Federal Constituency*).

Agreed to.

Chairman to report proceedings.

(HOUSE IN PLENARY)

Mr Speaker in the Chair, reported that the House in Committee of Supply considered the Report of the Committee on Finance on the 2022–2024 Medium Term Expenditure Frame Work and Fiscal Strategy Paper (MTEF/FSP) and approved Recommendations (i) - (viii), rejected Recommendation (ix) and approved Recommendations (x) - (xvii) of the Report.

Question that the House do adopt the Report of the Committee of Supply — Agreed to.

23. Adjournment

That the House do adjourn till Wednesday, 29 September, 2021 at 11.0 a.m. (Hon. Ademorin Kuye Aliu — Shomolu Federal Constituency).

The House adjourned accordingly at 3.7 p.m.

Femi Hakeem Gbajabamila
Speaker