



SENATE OF THE FEDERAL REPUBLIC OF NIGERIA

VOTES AND PROCEEDINGS

Tuesday, 18th January, 2022

1. The Senate met at 10:45 a.m. The President of the Senate read prayers.
2. **Closed Session:**
Closed Session — 10:46 a.m.
Open Session — 12:01 p.m.

The President of the Senate reported that the Senate in a Closed Session deliberated on issues bordering on the workings of the Senate in particular and the National Assembly in general.

3. **Votes and Proceedings:**
The Senate examined the Votes and Proceedings (2) of Wednesday, 22nd December, 2021.

Question was put and the Votes and Proceedings were approved.

4. **Messages from Mr. President:**
The President of the Senate announced that he had received two (2) letters from Mr. President, Commander-in-Chief of the Armed Forces of the Federation, which he read as follows:

(a) **Confirmation of Appointment:**



**PRESIDENT
FEDERAL REPUBLIC OF NIGERIA**

10th January, 2022

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

Dear Distinguished Senate President,

**REQUEST FOR CONFIRMATION OF TWO MEMBERS OF THE
FEDERAL JUDICIAL SERVICE COMMISSION**

In accordance with the provision of Section 154 of the 1999 Constitution of the Federal Republic of Nigeria (as amended), I hereby present for confirmation by the Senate, the following two (2) names of members of Federal Judicial Service Commission, who have been appointed in consultation with the Council of State. Their CVs are attached herewith.

<u>S/No.</u>	<u>Name</u>	<u>State</u>	<u>Zone</u>
i.	Nnamonso Ekanem, SAN	Akwa-Ibom	South-South
ii.	Mahmud Abubakar Magaji, SAN	Niger	North-Central

2. *It is my hope that the Senate will consider and confirm the nominees in the usual expeditious manner.*

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

*Yours Sincerely,
(Signed)
Muhammadu Buhari*

(b) **Confirmation of Appointment:**



**PRESIDENT
FEDERAL REPUBLIC OF NIGERIA**

10th January, 2022

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

Dear Distinguished Senate President,

**CONFIRMATION OF APPOINTMENT OF PROF. MANSUR AUWALU
BINDAWA AS THE NEW NON-EXECUTIVE COMMISSIONER OF THE
NIGERIAN COMMUNICATIONS COMMISSION**

Pursuant to Section 8(1) of the Nigerian Communications Act, I write to forward, for confirmation by the Senate, the appointment of Prof. Mansur Auwalu Bindawa, as Non-Executive Commissioner of the Nigerian Communications Commission. His CV is attached herewith.

While it is my hope that the Senate will consider and confirm the nominee in the usual expeditious manner, please accept, Distinguished Senate President, the assurances of my highest consideration.

Yours Sincerely,
(Signed)
Muhammadu Buhari

5. Conference Committee Membership:

The President of the Senate named the following Senators as Conferees on Nigerian Maritime Security Trust Fund (Establishment) Bill, 2022:---

(i)	Senator Mohammed D. Goje	—	Chairman
(ii)	Senator Mukhail A. Abiru	—	Member
(iii)	Senator Barinada Mpigi	—	Member
(iv)	Senator Stella A. Oduah	—	Member
(v)	Senator Abdullahi K. Barkiya	—	Member
(vi)	Senator Istifanus D. Gyang	—	Member
(vii)	Senator Dauda H. Jika	—	Member

6. Remarks by President of the Senate:



**President of the Senate
Federal Republic of Nigeria**

SPEECH BY THE PRESIDENT OF THE SENATE, DISTINGUISHED SENATOR AHMAD IBRAHIM LAWAN, CON, PhD, AT SENATE RESUMPTION, SENATE CHAMBER, NATIONAL ASSEMBLY COMPLEX, THREE-ARMS ZONE, ABUJA ON JANUARY 18TH 2022

Protocol

My Distinguished Colleagues, I welcome you back from our Christmas and New Year recess. I believe that the recess gave us the opportunity to celebrate the festivities with our families and loved ones.

My Distinguished Colleagues, before we went on the recess, we considered and passed the 2022 Appropriation Bill on 22nd of December, 2021. That was the third consecutive time to pass the annual appropriation bill before the end of the year.

The Bill was signed into law on 31st of December, 2021 by Mr President, to give the desired effect of starting the implementation of the Budget from January 2022.

Distinguished Colleagues, I once again commend the Senate, indeed the National Assembly and the Executive arm of Government for working tirelessly to maintain the instituted January to December budget cycle.

Distinguished Colleagues, as we all know, the oversight of the implementation of the Budget is a critical function of the National Assembly. We must therefore strategize on effective oversight of the implementation of the 2022 Budget. This is going to be the last budget that would be fully implemented for 12 months in the life of the Ninth Senate. We therefore, need to supervise very closely.

Distinguished Colleagues, funding of the 2022 Budget is predicated on significant borrowing. Our country is caught between the devil and the deep blue sea. We have to construct and provide infrastructure, in all parts of our country because infrastructure is needed for our nation to develop. However, we do not generate enough revenues to fund the provision of such infrastructure. Until more revenues are generated, the country has to borrow and also resort to other sources of funding our infrastructural development. But we cannot continue to borrow endlessly. It is imperative that we need to improve on the revenue to Gross Domestic Product (GDP) ratio. At about 8% Revenue to GDP ratio, our country is basically at 50% of what is required of the revenue to GDP of 15% for it to support any significant economic development.

Distinguished Colleagues, the Senate will develop a strategy of engagement with revenue generating agencies on how to make them achieve their targets and generate more revenues in 2022. The Senate will ensure that we boost their revenue generating drive with a view to reducing borrowing for development of our much needed infrastructure. This is a major challenge for our development and we need to treat it as such.

Distinguished Colleagues, the Petroleum Industry Act (PIA), 2021 was enacted with a view to providing better investments climate for better performance by the Oil and Gas industry. The Senate therefore, need to seriously supervise the implementation of the PIA 2021. We must ensure that our country starts to benefit from the passage of the PIA.

Distinguished Colleagues, the Senate postponed discussions on the consideration of the response of Mr President on the Electoral Act 2010, (Amendment) Bill to enable us consult with our counterparts in the House of Representatives and also our Constituents. Like we all know, the Senate and indeed the National Assembly worked so hard on the Bill. Having consulted, the Senate will expeditiously look into the issue.

Distinguished Colleagues, the Security situation in our country is still dire. We must remain focused and determined to work with the Executive arm of government, and also continue to support our armed forces and security agencies. We must continue to prioritize the Security and welfare of our citizens as enshrined in our Constitution.

I urge us not to be discouraged by the situation. We should make this year as the year finally secure of our nation from the numerous security challenges.

Distinguished Colleagues, the review of the 1999 Constitution is a major plank of our Legislative Agenda. Our Committee on Review of the 1999 Constitution has done so much work so far working with their counterparts in the House of Representatives. The report of the Committee will be presented to the Senate for consideration soon. The Senate will consider the Report and the National Assembly will communicate to the State Houses of Assembly within the first quarter of this year.

Distinguished Colleagues, Political activities leading to 2023 general elections have already started. This Senate should continue to provide the support that Independent National Electoral Commission (INEC) needs for successful elections across the country.

Distinguished Colleagues, most of our colleagues will be running for various political offices in 2023. I wish all our distinguished colleagues easy victories and success at the polls.

In conclusion, I thank all our distinguished colleagues for remaining focused and firm in our determination to deliver service to our country.

Thank you for Listening.

May God bless the Federal Republic of Nigeria. Amen

7. **Announcement:**
Message of Appreciation:

The President of the Senate read a letter from Senator Christopher S. Ekpenyong (Akwa Ibom North-West) as follows:



His Excellency
SENATOR (OBONG) CHRIS EKPENYONG Ph.D, FNSE, FNIM
Akwa Ibom North-West Senatorial District
Vice Chairman, Senate Committee on Water Resources

17th January, 2022

The Senate President
Federal Republic of Nigeria
National Assembly Complex
Three Arms-zone
Abuja

MESSAGE OF APPRECIATION

With great humility and deep sense of respect, I write to express my appreciation to you and all my distinguished colleagues for their thoughts and prayers, goodwill messages, supports, gifts and the physical attendance of some of them during my son's marriage ceremonies that took place December last year in my home town in Akwa Ibom State.

May I also express my special appreciation to Senator Ibrahim Shekarau for his hefty gift, support, prayers and physical presence at the wedding which went a long way to give the ceremony a national aura—

I am also specifically grateful to Senator Ibikunle Amosun and Senator Bassey Albert for their gifts, supports and inspiring goodwill messages which greatly spiced up my mood during the ceremonies.

I wish to also express my profound appreciation to Senator Enyinnaya Abaribe and the entire Senate PDP caucus for their gifts, supports and prayers during the events which went further to give me a sense of belonging within my party.

May I also extend my special appreciation to my younger sister Senator Akon Eyakenyi for her gift, support, wise counsel and her physical presence that helped to add dignity and motherly flavour to the ceremonies.

Since I became a member of this hallowed chambers of the 9th Senate as your distinguished colleague on June, 2019, I have received nothing less than profound show of love from you. You showed great love to me when my dear wife Her Excellency Dr. Mrs Grace Ekpenyong passed away in 2019 shortly after my inauguration into the Senate. You have also demonstrated the same measure of love to me again during this recent marital ceremonies of my son, Mr Emmanuel C. Ekpenyong.

It was William Authur Ward who said "feeling gratitude and not expressing it, is like wrapping a beautiful present and not giving it to the beneficiary".

Distinguished colleagues, my only gift to you is to openly express my gratitude to you for always standing by me and showing love to me and my family when it matters most.

Thank you and God bless you all.

Yours Sincerely,

(Signed)

*His Excellency, Senator Chris Ekpenyong, Ph.D, FNSE, FNIM, FNIEEE
Akwa Ibom North West*

8. Presentation of Bills:

- (i) Harmonized Retirement Age for Teachers in Nigeria Bill, 2022 (HB. 1381) — *Read the First Time.*
- (ii) Association of National Accountants of Nigeria (ANAN) Act Cap A26 LFN 2004 (Amendment) Bill, 2022 (SB. 885) — *Read the First Time.*
- (iii) Fire Service Act No.11 1963 (Repeal & Re-enactment) Bill, 2022 (SB. 888) — *Read the First Time.*
- (iv) Freedom of Information Act, 2010 (Amendment) Bill, 2022 (SB. 892) — *Read the First Time.*
- (v) Advanced Rent (Residential Apartments, Office Spaces, etc) Regulation Bill, 2022 (SB. 893) — *Read the First Time.*

9. Chartered Risk Management Institute of Nigeria (RIMAN) (Establishment) Bill, 2022 (SB. 705):

Motion made: That a Bill for an Act to Establish the Chartered Risk Management Institute of Nigeria (RIMAN) and for Other Related Matters, 2022 be read the Second Time (*Senator Tolulope A. Odebiyi — Ogun West*).

Debate:

Question put and agreed to.

Bill accordingly read the Second Time and referred to the Committee on Establishment and Public Service Matters to report within four (4) weeks.

10. National Research and Innovation Council (Establishment) Bill, 2022 (SB. 758):

Motion made: That a Bill for an Act to Establish the National Research and Innovation Council, National Research and Innovation Foundation and for Other Related Matters, 2022 be read the Second Time (*Senator Frank C. Ibezim — Imo North*).

Debate:

Question put and agreed to.

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

11. Committee on Aviation:

Report on the Nigerian College of Aviation Technology Act CAP N96 LFN 2004 (Repeal & Re-enactment) Bill, 2022 (SB. 193):

Motion made: That the Senate do consider the report of the Committee on Aviation on the Nigerian College of Aviation Technology Act CAP N96 LFN 2004 (Repeal & Re-enactment) Bill, 2022 (SB. 193) (*Senator Smart Adeyemi — Kogi West*).

Question put and agreed to.

Report presented.

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

(SENATE IN COMMITTEE OF THE WHOLE)

CONSIDERATION OF A BILL FOR AN ACT TO REPEAL THE NIGERIAN COLLEGE OF AVIATION TECHNOLOGY ACT, CAP. N96, LAWS OF THE FEDERATION OF NIGERIA, 2004 AND TO RE-ENACT THE NIGERIAN COLLEGE OF AVIATION TECHNOLOGY ACT; PROVIDE FOR ITS ORGANISATION, CONTROL AND OPERATIONS; AND FOR RELATED MATTERS, 2022

PART I — NIGERIAN COLLEGE OF AVIATION TECHNOLOGY TO PROVIDE FOR ITS ORGANISATION, CONTROL, AND OPERATIONS; AND FOR RELATED MATTERS

Clause 1: Establishment of the Nigerian College of Aviation Technology.

- (1) There is established in Zaria, a body to be known as the Nigerian College of Aviation Technology (in this Act referred to as "the College").
- (2) The College -
 - (a) shall be a body corporate with perpetual succession and a common seal;
 - (b) may sue or be sued in its corporate name; and
 - (c) may own, hold or dispose of property whether movable or immovable.

Committee's Recommendation:

That the provision in Clause 1 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 2: Functions of the College

- (1) The College shall -
 - (a) provide full-time and part-time courses of instruction and training
 - (i) in civil aviation, standard or specially designed for use in flight training or in airport operation and management,

- (ii) in the installation, maintenance and operation, as the case may be, of technical equipment the use of which is calculated or likely to increase the margin of operational safety of civil aircraft services,
 - (iii) in aircraft manufacturing and distribution,
 - (iv) in other fields of humanities, science and applied learning relevant to the needs of the development of aviation in Nigeria, or
 - (v) for research in the development and adaptation of techniques as the Council may from time to time determine;
- (b) arrange conferences, seminars and study groups relative to the fields of learning referred to in paragraph (a) of this subsection;
 - (c) acquire necessary equipment and facilities relative to the fields of learning referred to in paragraph (a) of this subsection for the issuance of professional certificates, degrees, diplomas, and other distinctions to persons who have pursued course of study approved by the Council and have satisfied such other requirements as laid down by the Council;
 - (d) establish such campuses, faculties, institutes, schools, extra-mural departments and other teaching and research units within and outside the College as may from time to time be necessary subject to the approval of the Nigerian Civil Aviation Authority, National Board for Technical Education, National Universities Commission, or any approved accreditation body, whether domestic or international;
 - (e) institute professorships, readerships, lectureships, instructorships and other posts and offices and make appointments to it;
 - (f) demand and receive from any student or any other person attending the College for the purpose of instruction, such fees as the College may from time to time determine subject to the overall directives of the Council;
 - (g) cooperate and collaborate with any other institution of higher learning; and
 - (h) perform such other functions as in the opinion of the Council may serve to promote the objectives of the College.
- (2) Courses provided for the purposes of subsection (1) of this section shall include the organisation of incidental study groups and the delivery of necessary series of lectures, and if approved, fees may be calculated and charged at a rate approved by the Council.

- (3) The College may hold or acquire property, movable and immovable, but shall not mortgage, charge or dispose of any property held by it without obtaining the consent in writing of the Minister or approving Authority as specified in the Financial Regulations of the Federal Government.
- (4) The College may enter into such contracts as may be necessary or expedient for carrying into effect the provisions of this Act.

Committee's Recommendation:

That the provision in Clause 2 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 3: Establishment and composition of the Governing Council of the College

- (1) There is established for the College a Governing Council (in this Act referred to as "the Council").
- (2) The Council shall consist of -
 - (a) a part-time Chairman;
 - (b) one representative of the Federal Ministry of Aviation or the Ministry for the time being responsible for Aviation not below the rank of a director;
 - (c) one representative of the Nigerian Civil Aviation Authority not below the rank of a Director;
 - (d) Nigeria's Permanent Representative to International Civil Aviation Organisation (ICAO) Council;
 - (e) one representative of airline operators in Nigeria;
 - (f) The Rector and Deputy Rector(s);
 - (g) one representative of the National Board for Technical Education;
 - (h) one representative of the National Universities Commission;
 - (i) One representative of the Academic Board of the College and one representative of the College elected from the congregation who shall be a non-teaching staff of a rank equivalent to a Principal Instructor or Lecturer;
 - (j) One person of good standing in the Community where the College is situate who shall be a woman and One alumni member elected by the Alumni Association of the College;
 - (k) the Registrar who shall be Secretary to the Council.
- (3) The Governing Structure of the College shall consist of the -
 - (a) Governing Council;

- (b) Academic Board;
 - (c) College Management Board/Committee;
 - (d) School Board; and
 - (e) Departmental Board.
- (4) The composition of the Governing Council shall reflect equity and fairness as enshrined in Section 14(3) of the 1999 Constitution (as amended).
- (5) The composition and functions of the Governing Council, the Academic Board, the College Management Board, the School Board and the Departmental Board are as set out in this Act or the Schedule thereto.

Committee's Recommendation:

That the provision in Clause 3 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 4: Qualification of members of Council

- (1) The Chairman of the Council shall be a renowned professional aviator.
- (2) The Chairman and members of the Council other than ex-officio members shall be appointed by the President.

Committee's Recommendation:

That the provision in Clause 4 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 5: Tenure and removal of members of Council

- (1) A member of the Council other than an ex-officio member shall hold office for a period of 3 years commencing from the date on which he was appointed and shall be eligible for re-appointment for a further term of 3 years and no more.
- (2) Where a vacancy occurs in the membership of the Council, that vacancy shall be filled by the appointment of a successor to hold office for the remainder of the term of his predecessor and the successor shall represent the same interest as his predecessor.
- (3) Any member of the Council who ceases to be a member shall, if he is also a member of a committee, cease to hold office on the committee.
- (4) A member appointed by the President in accordance with section 4(2) of this Act may resign his appointment by, notice in writing under his hand addressed to the President through the Minister and in the case of ex-officio member, when he ceases to hold office on the basis of which he became a member of the Board.

- (5) The Council may act notwithstanding any vacancy in its membership or the absence of any member or that a person not entitled to do so took part in its proceedings.

Committee's Recommendation:

That the provision in Clause 5 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 6: Allowances of members of Council

- (1) A member of Council other than an ex-officio, shall be paid remuneration or allowances in accordance with rates specified from time to time in extant Federal Government Circulars.
- (2) Members of the Council shall be paid travelling and other allowances in accordance with extant rules.

Committee's Recommendation:

That the provision in Clause 6 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 7: Powers of the Council

- (1) The Council shall have power to formulate policies and guidelines which in the opinion of the Council are necessary to ensure the efficient performance of the functions of the College.
- (2) The Council may delegate any of its powers or functions to any person or persons, authority or committee.
- (3) Subject to this Act, the Council may approve the appointment of such other person as members of staff as it considers necessary.
- (4) Subject to the provisions of this Act, the Council shall be the Governing body of the College and shall have general powers over the College property and finances.
- (5) The Council may acquire and hold or dispose of such movable and immovable property as may be expedient for carrying into effect the provisions of this Act.
- (6) The Council may enter into contracts as may be expedient for carrying into effect the functions of the College.

Committee's Recommendation:

That the provision in Clause 7 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 8: Establishment of the Academic Board

- (1) There is established for the College a board to be known as the Academic Board which shall consist of -

- (a) the Rector of the College, as the Chairman;
 - (b) the Deputy Rector of the College as the Vice Chairman;
 - (c) all Deans and Academic Directors; and
 - (d) the College Librarian
 - (e) all Chief Instructors/Lecturers.
 - (f) the Registrar who shall be the secretary to the Board; and
 - (g) the Academic Secretary who shall be the assistant secretary.
 - (h) Not more than two members of the academic staff who are not members of the Academic Board, not below the rank of Principal Instructor/Lecturer elected from among its members, and such members shall serve for a non-renewable term of three years.
 - (i) all Heads of academic Departments and Units;
- (2) The Registrar and Academic Secretary shall attend all meetings of the Board unless excused for good reasons by the Chairman of the Board.
- (3) The Academic Board shall be responsible for -
- (a) the direction and management of academic matters of the College including the regulation of admission of students, the award of certificates, diplomas, degrees, scholarships, prizes and any other academic distinction;
 - (b) making periodic reports to the Council on such academic matters as the Academic Board may think fit or as the Council may, from time to time direct; and
 - (c) the discharge of any other functions which the Council may delegate to it.

Committee's Recommendation:

That the provision in Clause 8 be retained (*Senator Sm. Adedeyemi — Kogi West*).

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

Clause 9: Selection Board for other Principal Officers

- (1) There shall be, for the College, a Selection Board which shall be responsible for the appointment of Principal Officers of the College other than the Rector and Deputy Rectors and which shall consist of -
 - (a) the Chairman of the Council;
 - (b) the Rector;
 - (c) 4 members of the Council not being members of the Academic Board; and

- (d) two members of the Academic Board not being members of the Council and not below the rank of Chief Instructor/Lecturer elected from among its members and;
 - (e) three members elected by the Congregation of the College, one of whom should not be below the rank of Principal Instructor/lecturer, and two of whom shall be non-teaching staff not below a rank equivalent to Principal Instructor/Lecturer.
- (2) The functions, procedure and other matters relating to the Selection Board constituted under subsection (1) of this section shall be as the Council may, from time to time, determine.

Committee's Recommendation:

That the provision in Clause 9 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 10: Joint Council, Academic Board and Congregation Selection Board

- (1) There shall be for the College, a Joint Council, Academic Board and Congregation Selection Board consisting of -
- (a) the Chairman of the Council;
 - (b) 2 members of the Council not being members of the Academic Board; and
 - (c) 2 members of the Academic Board not below the Rank of Chief Instructor/Lecturer, who were not members of the Search Team elected from among its members; and
 - (d) 2 members, one of whom shall be a non-teaching staff elected from the Congregation both of whom shall not be below the Rank of Chief Instructor/Lecturer or equivalent who are not members of the Search Team.
- (2) The Joint Council, Academic Board and Congregation Selection Board established under subsection (1) of this section shall be responsible for recommending candidates for appointment as Rector.

Committee's Recommendation:

That the provision in Clause 10 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 11: Quorum and procedure of bodies established under this Act

The Quorum for meetings of all bodies, boards and committees established under this Act shall be two-thirds of the membership of such bodies, boards and committees.

Committee's Recommendation:

That the provision in Clause 11 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 12: Visitation

- (1) The President of the Federal Republic of Nigerian shall be the Visitor to the College.
- (2) The Visitor shall, not less than once in every 5 years, after the end of the tenure of a Rector, appoint a Visitation Panel, consisting of not less than 5 experts to conduct the visitation for -
 - (a) the purpose of evaluating the academic and administrative performance of the College; or
 - (b) such other purpose or in respect of any other affairs of the College as the Visitor may deem fit.

Committee's Recommendation:

That the provision in Clause 12 be retained (*Senator Smart Adeyemi — Kogi West*).

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

PART II - PRINCIPAL OFFICERS AND OTHER STAFF OF THE COLLEGE

Clause 13: Appointment of the Rector

- (1) There shall be a Rector for the College (in this Act referred to as "the Rector") who shall be appointed by the President in accordance with the provisions of this section.
- (2) Where a vacancy occurs in the post of the Rector, the Council shall -
 - (a) advertise the vacancy, not less than six months to the expiration of the term of the sitting Rector, in a reputable journal and 2 widely read newspapers in Nigeria, specifying in addition to any other qualification, that the person shall as minimum qualification, either -
 - (i) be a pilot of the standing of a captain with a total of 10 years cognate experience as a captain with at least 5 years' experience as a chief flying instructor or training captain, or
 - (ii) be a chief instructor or Lecturer with a professional Aviation licence or equivalent rank in a tertiary institution and possess a minimum of masters degree from a recognised university with at least 5 years' experience as chief instructor or equivalent rank in a tertiary institution,

provided that in each case, the candidate's qualification shall be relevant to any of the schools in the College;
 - (b) specify the terms and conditions of service applicable to the post;
 - (c) thereafter, draw up a short list of suitable candidates for consideration; and

- (d) constitute a search team consisting of -
 - (i) a member of the Council, not being a member of the Academic Board, as Chairman,
 - (ii) 2 members of the Academic Board, not below the rank of chief lecturer or chief instructor, and
 - (iii) 2 members of the Academic staff of the College not below the rank of chief lecturer or chief instructor to be elected from among its members, to identify and draw up a short list of persons who are not likely to apply on their own volition because they feel that it is not proper to do so.
- (3) The Joint Council, Academic Board and Congregation Selection Board established under section 10(1) of this Act shall consider the candidates on the short list drawn up under subsection (2) of this section through an examination of their curriculum vitae and interaction with them and recommend, through the Council, to the President, 3 candidates for his consideration.
- (4) The President shall appoint, as Rector, one of the candidates recommended to him under the provisions of subsection (3) of this section.
- (5) The Rector shall be -
 - (a) the Chief Executive Officer of the College; and
 - (b) subject to this Act and the general control of the Council be charged with the responsibility for matters relating to the day-to-day management of the College.
- (6) The Rector shall -
 - (a) hold office for a single term of 5 years only beginning from the date of his appointment and on such terms and conditions as may be specified in his letter of appointment;
 - (b) where he was appointed to serve for a term of 4 years before the commencement of this Act, shall upon the commencement of this Act have his tenure extended for one year to complete the single term of 5 years in line with paragraph (a) of this subsection;
 - (c) where he is already serving a second term of 4 years, shall at the commencement of this Act, be deemed to be serving his final term of office on completion of his second tenure of 4 years;
 - (d) have power to exercise general authority over staff and be responsible for discipline in the College in line with the provisions of this Act; and

- (e) have his appointment determined by the terms and conditions in his letter of appointment and his remuneration determined by the extant laws and in line with the conditions obtainable in other similar tertiary institutions.
- (7) The Rector may for reason of gross misconduct be suspended from office by the Minister on the recommendation of the Council, or he may be removed from office by the President on the recommendation of the Council, or if he -
- (a) has demonstrated inability to effectively perform the duties of his office;
 - (b) has been absent from five consecutive meetings of the Council without the consent of the Chairman unless he shows good reason for such absence;
 - (c) is guilty of serious misconduct; or
 - (d) is disqualified or suspended from practicing his profession in any part of the world by an order of a competent authority, in the case of a person possessed of professional qualifications.
- (8) The Rector shall not be removed from office except in accordance with the provisions of this Act.

Committee's Recommendation:

That the provision in Clause 13 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 14: Deputy Rector

- (1) There shall be for the College such number of Deputy Rectors as the Council may deem necessary for the proper administrations of the College, consequently, wherever Deputy Rector appears in this Act, it shall be construed to refer to such number of Deputy Rectors.
- (2) Where a vacancy occurs in the post of Deputy Rector, the Rector shall forward to the Academic Board a list of two candidates for each of the post of Deputy Rector that is Vacant.
- (3) The Academic Board shall elect for each vacant post, one candidate from each list forwarded by the Rector and forward same to the Council for confirmation.
- (4) Where the -
 - (a) Academic Board rejects the two candidates for any vacant Post of Deputy Rector, the Rector shall submit another list of two different candidates;
 - (b) Council rejects the name sent by the Academic Board from the list sent by the Rector, the Board shall forward the name of the other candidate on the list for the particular vacant post of Deputy Rector; and

- (c) Council rejects all the two candidates on any list nominated by the Academic Board, the nomination process shall start afresh.
- (d) The Deputy Rector Shall assist the Rector in the Performance of his duties.
- (5) The Deputy Rector shall hold office for a single term of 4 years from date of his appointment and on such terms and conditions as Council may specify in his letter of appointment.

Committee's Recommendation:

That the provision in Clause 14 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 15: Registrar of the College

- (1) There shall be for the College a Registrar who shall be appointed by the Council.
- (2) The Registrar, as minimum qualification, shall in addition to any other qualification that the Council may stipulate -
 - (a) possess a first degree in arts or humanities with at least second class lower division and at least 18 years cognate experience in administration in a tertiary institution and risen up to the rank of deputy registrar; or
 - (b) possess a masters' degree in arts or humanities with 15 years cognate experience in administration in a tertiary institution and risen up to the rank of deputy registrar, possession of a Ph.D. in arts and or humanities will be added advantage; and
 - (c) the candidate shall be a member of a professional body recognised by law relevant to the duties of a Registrar.
- (3) The Registrar shall -
 - (a) be responsible to the Rector for the day-to-day administration of the College;
 - (b) be the Secretary to the Council, the Academic Board and any Committee of the Council and shall attend all the meetings of those bodies unless excused for good reason by the Chairman of the Council; or
 - (c) perform any other duty as the Council, or as the case may be, the Rector may from time to time require him to do.
- (4) In the absence of the Registrar, the Chairman of the Council may, after consultation with the Rector, appoint a suitable person to act as Secretary for any particular meeting of the Council.

- (5) The Secretary to the Council or a person appointed to act under subsection (3) of this section, shall not vote on any matter before the Council or count towards a quorum unless he is so entitled as a member of the Council.
- (6) A Registrar shall hold office -
- (a) for a single term of five years only beginning from the date of appointment and on such terms and conditions as may be determined by his letter of appointment and other extant laws; or
 - (b) where, on the commencement of this Act, he has held office for four years or less from the date of his first appointment, his tenure shall be extended to reach the fifth year and he shall be deemed to be serving his final term; or
 - (c) where, on the commencement of this Act, he is serving a second term of four years or has held office for a cumulative record of more than five years he shall leave office after eight years from the date of his first appointment as Registrar.

Committee's Recommendation:

That the provision in Clause 15 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 16: Other Principal Officers of the College

- (1) There shall be other Principal Officers for the College as follows -
- (a) the Bursar; and
 - (b) the College Librarian,

who shall be appointed by the Council on the recommendation of the Selection Board constituted under section 9 (1) of this Act.

- (2) The Bursar shall be -
- (a) as minimum qualification, a professional accountant possessing an accounting qualification and membership of a professional accounting body recognized by Law in Nigeria with a minimum of 15 years cognate experience in a tertiary institution;
 - (b) the chief financial officer of the College; and
 - (c) responsible to the Rector for the day to day administration and control of the financial affairs of the College.
- (3) The College Librarian shall be responsible to the Rector for the administration of the College library and the co-ordination of the library services in the teaching units of the College.
- (4) The College Librarian shall as minimum qualification, be a professional librarian and attained the rank of Chief Lecturer or equivalent rank in a tertiary institution with a minimum of 15 years cognate experience.

- (5) The Bursar or Librarian shall hold office -
 - (a) for a single term of five years only commencing from the date of his appointment; and
 - (b) on such terms and conditions as may be specified in his letter of appointment.
- (6) Where on the commencement of this section, a Bursar or Librarian has held office -
 - (a) for 4 years or less from the date of his first appointment his tenure shall be extended to reach the fifth year and he shall be deemed to be serving his final term; and
 - (b) where he is serving a second term of four years or has held office for a cumulative record of more than five years, he shall leave office after eight years from the date of his first appointment as either Bursar or College Librarian as the case may be whether in acting or substantive capacity.
- (7) The Principal Officers of the College include the Rector, Deputy Rector(s), Registrar, Bursar and the College Librarian.
- (8) The composition of the Principal Officers of the College shall reflect equity and fairness as enshrined in Section 14(3) of the 1999 Constitution (as amended).

Committee's Recommendation:

That the provision in Clause 16 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 17: Resignation of appointment by Principal Officers

- (1) A principal officer may resign his appointment -
 - (a) in the case of the Rector, by notice to the Visitor through the Governing Council; or
 - (b) in any other case, by notice to the Council.
- (2) The Council shall immediately notify the Minister upon the resignation of a principal officer.

Committee's Recommendation:

That the provision in Clause 17 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 18: Removal from office of members of the Council and the Rector

- (1) Where a member of the Council other than an ex-officio member or the Rector is to be removed from office on the grounds of misconduct or inability to perform the functions of his office, the Council shall make a recommendation to that effect to the President through the Minister, and where the President, after making such inquiries he considers necessary,

approves the recommendation, the Minister, shall, in writing, declare the office of such member vacant.

- (2) The President may remove any member of the Council where he is satisfied that it is not in the public interest or in the interest of the College that such member should continue as a member of the Council.
- (3) In case of a vacancy in the office of the Rector, the Council shall appoint an acting Rector upon the recommendation of the Academic Board who shall not be in office for more than six months.

Committee's Recommendation:

That the provision in Clause 18 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 19: Other employees of the College

- (1) There shall be appointed from time to time by the Council, either directly, by transfer of service, secondment, by Sabbatical leave appointment etc. or such other staff as may be required for the purposes of the efficient performance of the functions conferred on the College under this Act.
- (2) The composition of the Directors and Senior Management staff of the College appointed under sub-section (1) of this Section shall reflect equity and fairness as enshrined in Section 14(3) of the 1999 Constitution (as amended).
- (3) A law or rule requiring a person to retire from public service after serving for 35 years or having attained the age of 60 years in service shall not apply to staff of the College.
- (4) Subject to the provisions of this Act, the remuneration and condition of service of employees of the College shall be as determined by the Council and in consultation with the National Salaries, Income and Wages Commission of the Federation.
- (5) Notwithstanding anything to the contrary contained in the Pension Reform Act or any other enactment, the compulsory retirement age for permanent staff of the College shall be 65 years.

Committee's Recommendation:

That the provision in Clause 19 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 20: Removal and discipline of academic, administrative and technical staff

- (1) Where there is any reason for believing that any person employed as a member of the academic, administrative or technical staff of the College, other than the Rector, is to be removed from office on the ground of misconduct or inability to perform the functions of his office, the Council shall -

- (a) give notice of the reason to the person in question;
- (b) afford him an opportunity of making representations in person on the matter to the Council; and
- (c) where he or any 3 members of the Council so request within the period of 1 month commencing from the date of the notice, make arrangements -
 - (i) if he is an academic staff, for a joint committee of the Council and the Academic Board described in the Schedule to this Act as Senior Staff Disciplinary Committee and the Junior Staff Disciplinary Committee in the case of Senior and Junior Staff respectively to investigate the matter and to report on it to the Council, or
 - (ii) for a committee of the Council to investigate the matter where, it relates to any other member of the staff of the College and to report on it to the Council, and
 - (iii) for the person in question to be afforded an opportunity of appearing before and being heard by the investigating committee with respect to the matter,

and where the Council, after considering the report of the investigating committee, is satisfied that the person in question should be removed as aforesaid, the Council may so remove him by an instrument in writing signed on the directions of the Council.

- (2) The Rector may, in a case of misconduct by a member of the staff which in the opinion of the Rector, based on an investigation report, is prejudicial to the interest of the College, suspend such member for not more than 3 months and the suspension shall be reported to the Council.
- (3) For good cause, any member of staff may be suspended from office or his appointment may be terminated by the Council.
- (4) For the purpose of subsection (3) of this section, "good cause" means -
 - (a) any physical or mental incapacity which the Council, after obtaining medical advice, 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 his office;
 - (c) conduct of a scandalous or disgraceful nature which the Council considers to be capable of rendering the person concerned unfit to continue to hold his 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 (2) or (3) of this section, shall be placed on half pay and the Council shall before the expiration of the period of 3 months after the date of such suspension consider the case against that person and come to a decision as to -
- (a) whether to continue such person's suspension and if so, on what terms including the proportion of his emoluments to be paid to him;
- (b) whether to reinstate such person, in which case the Council shall restore his full emoluments to him with effect from the date of suspension;
- (c) whether to terminate the appointment of the person in question, in which case such a person, will not be entitled to the proportion of his emoluments withheld during the period of suspension; or
- (d) whether to take lesser disciplinary action against the person including the restoration of such proportion of his emoluments that might have been withheld as the Council may determine,
- and in any case where the Council, pursuant to this section, decides to continue a person's suspension or decides to take further disciplinary action against a person, the Council shall before the expiration of a period of three months from such decision come to a final determination in respect of the case concerning such person.
- (6) It shall be the duty of the person by whom an instrument of removal is signed pursuant to subsection (1) of 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 against whom it relates.
- (7) Nothing in the foregoing provisions of this section shall prevent the Council from making such regulations for the appointment, condition and scheme of service, and discipline of all categories of staff and workers of the College as it may think fit.
- (8) Any person aggrieved by the decision may within a period of 15 days from the date of receipt of the letter communicating Council decision, address an appeal to Council to reconsider its decision based on cogent reasons and the Council shall consider the appeal and communicate its decision within 45 days of receipt of the appeal.

Committee's Recommendation:

That the provision in Clause 20 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 21: Discipline of Students

- (1) Subject to the provisions of this section, where it appears to the Rector following an investigation report that any student of the College has been guilty of misconduct, the Rector may, without prejudice to any other disciplinary powers conferred on him by this Act or Regulations made pursuant to this Act direct that the -
 - (a) student shall not during the period specified in the direction, participate in such activities of the College or make use of such facilities of the College, as he may specify;
 - (b) activities of the student shall, during the period specified in the directions, be restricted in such manner as may be so specified;
 - (c) student be suspended for the period specified in the directions; or
 - (d) student be expelled from the College.
- (2) Where there is temporarily no Rector or where the Rector refuses to apply any disciplinary measures, the Council may either directly or through some other staff, apply such disciplinary actions specified in subsection (1) of this section to any student of the College who is guilty of misconduct.
- (3) Where a direction is given under subsection (1)(c) or (d) of this section in respect of any student, the student may, within a period of 21 days from the date of receipt 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, within 3 months cause an 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.
- (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 Rector may delegate his power under this section to a disciplinary committee consisting of such members of the College 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 College otherwise than on the ground of misconduct.
- (7) It is hereby declared that a direction under subsection (1) (a) of this section may be combined with a direction under subsection (1) (b) of this section.
- (8) The decision of the Council shall be final in all cases under this section.

Committee's Recommendation:

That the provision in Clause 21 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 22: Discipline of junior staff

- (1) Where any junior staff is accused of misconduct, gross misconduct or inefficiency, the Rector may suspend him for not more than three months and shall direct the Junior Staff Appointments, Promotions and Disciplinary Committee -
 - (a) to consider the case; and
 - (b) make recommendations as to the appropriate action to be taken by the Rector.
- (2) In all cases under this section, the officer shall be informed of the charge against him and be given reasonable opportunity to defend himself.
- (3) The Rector may, after considering the recommendation made pursuant to subsection (1) (b) of this section, dismiss, terminate, retire or down-grade the officer concerned.
- (4) Any person aggrieved by the Rector's decision under subsection (3) of this section, may within a period of 21 days from the date of the letter communicating the decision to him, address a petition or appeal to the Council to reconsider his case and the Council's decision on the matter shall be final.

Committee's Recommendation:

That the provision in Clause 22 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 23: Application of the Pensions Act

- (1) Service in the employment of the College shall be approved service for the purpose of the Pension Reform Act No. 4 of 2014 and accordingly, officers and other persons employed in the College shall be entitled to in respect of their services to the College pensions and other retirement benefit as is prescribed in the Pensions Reform Act No. 4 of 2014 or any Pension Act succeeding it.
- (2) Nothing in the provisions of subsection (1) of this section shall prevent the appointment of any person to any office on terms which preclude the grant of pension in respect of service in that office.
- (3) For the purpose of the application of the provisions of the Pension Reform Act No. 4 of 2014, any power exercisable by a Minister or other Authority of the Government of the Federation, not being the power to make regulations, is hereby vested in and shall be exercisable by the Council.

Committee's Recommendation:

That the provision in Clause 23 be retained (*Senator Smart Adeyemi — Kogi West*).

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

PART III - FINANCIAL PROVISIONS

Clause 24: Funds of the College

- (1) There is established for the College a fund from which all expenses incurred by the College for the execution of its functions under this Act shall be paid.
- (2) There shall be credited to the fund established pursuant to subsection (1) of this section -
 - (a) grants, subventions and budgetary allocations received from the Government of the Federation including such monies as may be appropriated to the College, from time to time, by the National Assembly;
 - (b) such monies as may from time to time, be lent or granted to the College by the Federal, States or Local Governments;
 - (c) fees for training and allied services received by the College;
 - (d) all sums accruing to the College by way of gifts, endowments, bequests, grants, donations, subsidies or other contributions by persons, organisations and donor agencies;
 - (e) monies from such other sources as may, from time to time, be approved by the Council for the College; and
 - (f) a percentage of ticket, contract, cargo, charter sales or any other charges under the Nigerian Civil Aviation Authority Act or such other percentage as may be stipulated under the Nigerian Civil Aviation Authority Act or by the Minister in charge of Aviation.
- (3) The fund established pursuant to subsection (1) of this section shall be managed in accordance with extant Financial Regulations applicable in the Public Service of the Federation.

Committee's Recommendation:

That the provision in Clause 24 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 25: Income and Expenditure

- (1) The Council shall prepare and submit to the Minister for approval not later than 1st October in each financial year an estimate of its income and expenditure for the following financial year.
- (2) Notwithstanding the provisions of subsection (1) of this section the Council shall where necessary due to unforeseen circumstances, submit supplementary or adjusted statement of estimated income and expenditure to the Minister for approval.

Committee's Recommendation:

That the provision in Clause 25 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 26: Application of Fund

The College may, from time to time, apply the proceeds of the fund established pursuant to section 24 of this Act -

- (a) to pay overhead allowances, benefits and other administrative costs of the College;
- (b) for the reimbursement of members of the Council or any committee set up by the Council or the College for such expenses as may be authorised in accordance with the rates approved by the Government of the Federation;
- (c) for the payment of salaries, fees and other remunerations or allowances, payable to members of the Council, employees, experts or professionals appointed by the College;
- (d) to publicise and promote the activities of the College;
- (e) for the maintenance of any property acquired or vested in the College; and
- (f) to undertake any other activity or matter connected with all or any of the functions of the College under this Act.

Committee's Recommendation:

That the provision in Clause 26 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 27: Account and Audit

- (1) The Council shall keep proper accounts and audit of the College in respect of each financial year.
- (2) The Council shall when the statement of account referred to in subsection (1) of this section is certified by the Rector, submit its account for audit to auditors appointed by the College from among the list of auditors and in accordance with guidelines approved by the Auditor-General of the Federation and shall be published in the annual report of the College.

Committee's Recommendation:

That the provision in Clause 27 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 28: Annual report

- (1) The Council shall in every year furnish half-yearly reports to the Minister on the activities of the College, so however, that the first of such reports shall be furnished not later than 15 July in each year and every report shall be accompanied by a copy of the audited accounts of the College, and of the report (if any) by the auditor on the accounts as audited by him.

- (2) The Council shall on or before 31 December in each year prepare and submit to the President through the Minister, a report of the activities of the College for the preceding financial year and shall include in the report a copy of the audited accounts of the College for that calendar year and the auditors' comments on the account.

Committee's Recommendation:

That the provision in Clause 28 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 29: Travelling allowances etc. to members of the board

Members of the Board shall be paid such travelling and other allowances at such rate as the Minister may, from time to time, approve, after consultation with the Minister of the Government of the Federation charged with the responsibility for finance.

Committee's Recommendation:

That the provision in Clause 29 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 30: Power to accept gifts

- (1) The College may accept gifts of land, aircraft, money or other property on such terms and conditions, if any, as may be specified by the person or organisation making the gift.
- (2) The College shall not accept any gift where the conditions attached by the person or organisation making the gift is inconsistent with the functions of the College under this Act.
- (3) Donations of money to be applied to any particular purpose shall be placed to the credit of a special reserve account approved by the Council until such time as it may be expended in fulfilment of such purpose.

Committee's Recommendation:

That the provision in Clause 30 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 31: Payment into bank

All sums of money received on account of the Council shall be paid into such bank accounts for the credit of the Council as may be approved by the Council in line with prevailing laws, regulations and policies.

Committee's Recommendation:

That the provision in Clause 31 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 32: Power to borrow

- (1) Subject to all applicable laws and regulations, the Council may, from time to time, borrow by overdraft or otherwise, such money as the College may require for the performance of its functions under this Act.
- (2) The Council shall not, without the approval of the President borrow money, which exceeds, at any time, the limit set by the Government of the Federation.
- (3) Notwithstanding subsection (1) of this section, where the sum to be borrowed is in foreign currency, the Council shall not borrow the sum without the prior approval of the President on the recommendation of the Minister.

Committee's Recommendation:

That the provision in Clause 32 be retained (*Senator Smart Adeyemi — Kogi West*).

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

Clause 33: Power to invest funds

- (1) The Council may, subject to the provisions of this Act and the conditions of any trust created in respect of any property, invest funds which is not in immediate use in Government bonds and securities in accordance with any general guidelines approved by the President or other appropriate authorities.
- (2) The College shall strive to recover the whole of its costs and to achieve reasonable returns on capital and investment.

Committee's Recommendation:

That the provision in Clause 33 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 33 do stand part of the Bill, put and agreed to.

PART IV - GENERAL POWERS OF THE COLLEGE**Clause 34: Commissioning of pilots and other professionals**

- (1) Pilots and other professionals shall be commissioned and certified upon the successful completion of their designated courses and professional training by the College.
- (2) Where a trainee is withdrawn before being commissioned on disciplinary grounds or on any other ground, not being medical ground, such trainee shall not be granted the use of the College.

Committee's Recommendation:

That the provision in Clause 34 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 34 do stand part of the Bill, put and agreed to.

- Clause 35: Exclusion of discrimination on account of race, religion, etc.**
- (1) Trainees shall not be required to satisfy requirements as to race, nationality including ethnic grouping, sex, place of birth or family origin, religious or political persuasion, as a condition of becoming or continuing to be a trainee at the College, the holder of any certificate of the College or of any appointment or employment at the College or a member of anybody established pursuant to any of the provisions of this Act.
 - (2) A person shall not be subjected to any disadvantage or accorded any advantage, in the College, by reference to any of the matters specified in subsection (1) of this section.
 - (3) Nothing in this section shall be construed as preventing the College from imposing any disability or restriction on any person where such person wilfully refuses or fails on grounds of religious or cultural belief to undertake any duty generally and uniformly imposed on all persons or any group of person which duty, having regard to the nature and the special circumstances is, in the opinion of the College, reasonably justifiable in the National Interest and for the purpose of the training.

Committee's Recommendation:

That the provision in Clause 35 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 35 do stand part of the Bill, put and agreed to.

- Clause 36: Compulsory acquisition of land**
- For the purposes of the Land Use Act, Cap L4, Laws of the Federation of Nigeria, 2004 which provides for the compulsory acquisition of land for overriding public interest, any requirement of land by the College pursuant to its objectives as set out in this Act shall be deemed to be for overriding public interest.

Committee's Recommendation:

That the provision in Clause 36 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 36 do stand part of the Bill, put and agreed to.

- Clause 37: Restriction on disposal of landed property**
- All landed property of the College shall not be disposed of or charged except with the resolution of the Council.

Committee's Recommendation:

That the provision in Clause 37 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 37 do stand part of the Bill, put and agreed to.

- Clause 38: Establishment of staff housing scheme**
- The College may, with the approval of the Minister engage in the establishment of staff housing scheme.

Committee's Recommendation:

That the provision in Clause 38 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 38 do stand part of the Bill, put and agreed to.

PART V - MISCELLANEOUS

Clause 39: Directives of general character.

The Minister may give to the Council directions of a general nature or relating generally to particular matters and the Council shall comply with any of the directions given by the Minister.

Committee's Recommendation:

That the provision in Clause 39 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 39 do stand part of the Bill, put and agreed to.

Clause 40: Validation of past Acts, etc.

It is declared for the avoidance of doubt that where any person have before the commencement of this Act been appointed or have purported to act under powers, however conferred, incidental to the acquisition of land for, or incidental to the erection, supervision or control of the College hereby established, such persons shall be deemed always to have been lawfully appointed, or to have validly exercised the powers, as the case may be.

Committee's Recommendation:

That the provision in Clause 40 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 40 do stand part of the Bill, put and agreed to.

Clause 41: The Seal of the College

- (1) The seal of the College shall be such as may be administered by the Rector and the fixing of the seal of the College shall be signed by the Rector or the Registrar of the College.
- (2) The seal of the College shall be kept in the custody of the Rector of the College.
- (3) Academic Certificates issued by the College shall have the College seal fixed and signed by the Rector and the Registrar of the College.
- (4) 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 College by any authorised person.

Committee's Recommendation:

That the provision in Clause 41 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 41 do stand part of the Bill, put and agreed to.

Clause 42: Limitation of suit against the College

- (1) Subject to the provisions of this Act, the provisions of the Public Officers Protection Act, Cap P4, Laws of the Federation of Nigeria, 2004 shall apply to any suit instituted against the College, an officer or employee of the College.

- (2) A suit shall not lie or be instituted in any court against the College, a member of the Council or any principal officer or employee of the College for an action carried out in pursuance or execution of this Act or any law, or of any public duty or authority in respect of any alleged neglect or default in the execution of this Act or any other law, duty or authority, unless it is commenced -
 - (a) within 3 months of such act, neglect or default complained of; or
 - (b) in the case of a continuation of damages or injury, within 6 months next after the ceasing of the act, neglect or default.
- (3) A suit shall not be commenced against the College, a member of the Council or any principal officer or employee of the College before the expiration of a period of 1 month after written notice of the intention to commence the suit has been served on the College by the intending plaintiff or his agent.
- (4) The notice referred to in subsection (3) of this section shall clearly and explicitly state the cause of action, the particulars of the claim, the name and place of abode of the intending plaintiff and the relief sought.

Committee's Recommendation:

That the provision in Clause 42 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 42 do stand part of the Bill, put and agreed to.

Clause 43: Indemnity of officers of the College

A member of the Council, Rector, officer or employee of the College shall be indemnified out of the assets of the College against any proceedings brought against him in his capacity as a member of the Council, Rector, officer or employee of the College where the act complained of is not ultra vires his powers.

Committee's Recommendation:

That the provision in Clause 43 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 43 do stand part of the Bill, put and agreed to.

Clause 44: Power to make Rules

- (1) The Council may make rules relating to any matter within its competence under this Act other than matters for which provision is to be made by standing orders pursuant to paragraph 1 of the Schedule to this Act.
- (2) Rules made pursuant to subsection (1) of this section shall be in writing and shall come into force when sealed with the seal of the Council unless some other date for its commencement is prescribed.
- (3) Nothing in subsection (2) of this section shall make it obligatory for the Council to publish any of the rules referred to in this section in the Federal Gazette, however the Council shall bring such rules to the notice of all affected by the notice.

Committee's Recommendation:

That the provision in Clause 44 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 44 do stand part of the Bill, put and agreed to.

Clause 45: Power to issue guidelines

- (1) The College shall, with the approval of the Minister, issue guidelines for the purpose of giving effect to the provisions of this Act.
- (2) Guidelines made under this section shall, when approved by the Minister, be published in the Federal Gazette.

Committee's Recommendation:

That the provision in Clause 45 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 45 do stand part of the Bill, put and agreed to.

Clause 46: Repeal and Savings Provision

- (1) The Nigerian College of Aviation Technology Act, Cap N96 Laws of the Federation of Nigeria, 2004 is hereby repealed.
- (2) Without prejudice to section 6 of the Interpretation Act, Cap I23 Laws of the Federation of Nigeria, 2004, the repeal of the Act specified in subsection (1) of this section, shall not affect anything done pursuant to the Act.
- (3) Every regulation, statute, order, requirement, certificate, notice, direction, decision, authorisation, consent, application, request or thing made, issued, given or done under the repealed Act shall, if in force at the commencement of this Act, continue to be in force and have effect as if made, issued, given or done under the corresponding provisions of this Act.
- (4) All assets, funds, resources and other movable and immovable property which, immediately before the commencement of this Act, vested in the College established under the repealed Act, (hereinafter referred to as "the former College") shall by virtue of this Act and without further assurance be vested in the College established under section 1 of this Act.
- (5) Every reference to the former College, Council, Minister, Rector, Council Chairman or any person under their control or a document issued in the name of the former College, Council, Minister, Rector, Chairman of the former Council or employee of the former College shall be read, unless the context otherwise requires, as a reference to the College, Minister, Council, Rector, Chairman or an employee of the College established under this Act, as the case may be.

Committee's Recommendation:

That the provision in Clause 46 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 46 do stand part of the Bill, put and agreed to.

Clause 47: Transitional Provisions

- (1) Subject to the provisions of this Act, the Rector of the College established under the repealed Act is deemed to have been transferred to the College established under this Act under the same conditions as Rector.
- (2) Any person who immediately before the commencement of this Act was a staff of the College established under the repealed Act shall continue in office and be deemed to have been appointed under this Act for purposes of Pension.
- (3) Properties held immediately before the commencement date of this Act on behalf of the Nigerian College of Aviation Technology, Zaria by any person shall, by virtue of this Act, be vested in the College established under this Act.
- (4) The College established in section 1 of this Act shall be subject to all the obligations and liabilities to which the former Nigerian College of Aviation Technology was subject immediately before the commencement of this Act and all other persons shall have the same rights, powers and remedies against the College established by this Act as they had against the College immediately before the commencement of this Act.
- (5) Any proceeding or cause of action pending or existing immediately before the commencement of this Act by or against the College established under the repealed Act in respect of any right, interest, obligation or liability of the College may be continued or commenced, as the case may be, and any determination of a court of law, tribunal or other Commission or person may be enforced by or against the College established by this Act to the same extent that such proceeding, cause of action or determination might have been continued, commenced or enforced by or against the College as if this Act had not been made.
- (6) As from the commencement of this Act, any disciplinary proceeding pending or existing against any employee of the College shall be continued and completed by the College established under this Act.

Committee's Recommendation:

That the provision in Clause 47 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 47 do stand part of the Bill, put and agreed to.

Clause 48: Interpretation

In this Act, unless the context otherwise requires -

"Academic Board" means the Board established under section 8 of this Act;

"Act" means the Nigerian College of Aviation Technology Act (Repeal and Re-enactment) Act, 2021;

"Approved" means approved by the Minister;

"College" means the Nigerian College of Aviation Technology established under section 1 of this Act;

"Council" means the Governing Council established under section 3 of this Act;

"Minister" means the Minister of the Government of the Federation charged with responsibility for Civil Aviation;

"Prescribed" means prescribed on behalf of the College with the approval of the Minister;

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

"Rector" means the Rector of the College;

Committee's Recommendation:

That the provision in Clause 48 be retained (*Senator Smart Adeyemi — Kogi West*).

Question that Clause 48 do stand part of the Bill, put and agreed to.

Clause 49: Short Title

This Bill may be cited as the Nigerian College of Aviation Technology Act (Repeal and Re-enactment) Bill, 2022.

First SCHEDULE

[Section 3(3)]

SUPPLEMENTARY PROVISIONS RELATING TO THE COUNCIL

Proceedings of the Council

1. (1) The Council may make standing orders with respect to the holding of meetings, the nature of notices to be given, the proceedings, the keeping of minutes of such proceedings and the custody and production for inspection of such minutes.
- (2) At any meeting of the Council, the Chairman shall preside and if he is not present, the members attending may appoint 1 of their members to be chairman of that meeting.
- (3) The Council shall meet for the conduct of business at such times as the Chairman of the Council may appoint but shall meet not less than once in a quarter.
- (4) The Chairman of the Council may at any time and shall at the request in writing of not less than 5 members of the Council summon a meeting of the Council.
- (5) Particulars of the business to be transacted shall be circulated to members with the notice of the meeting at least 2 weeks before the date of the meeting.
- (6) Where the Council desires to obtain the advice of any expert on a particular matter concerning the College, the Council may co-opt him as a member for such period as the Council thinks fit, but a person who is a member by virtue of this sub-paragraph shall not be entitled to vote at any meeting of the Council, and shall not count towards a quorum.
- (7) Every question put before the Council at a meeting shall be decided by a simple majority of the members present and voting.

- (8) Two-thirds of members of Council shall form a quorum at any meeting of the Council.
- (9) The Chairman shall, at any meeting of the Council, have a vote and, in the case of an equality of votes, may exercise a casting vote.
- (10) Subject to the provisions of this Act, the Council may in the name of the College make standing orders regulating the proceedings of the College or of the Council, and in the exercise of its powers under this Act, may set out committees in the general interest of the College, and make standing orders therefor.
- (11) Standing orders shall provide for decisions taken to be unanimous and accordingly the chairman shall not have a second or casting vote.
- (12) Standing orders made for a committee shall provide that the committee is to report back to the Council on any matter not within its competence under this Act to decide.

Committees of the Council

- (1) The Council may appoint one or more committees to carry out on behalf of the Council such functions as the Council may determine.
- (2) A committee appointed under this paragraph shall consist of the number of persons determined by the Council.
- (3) Without prejudice to the provisions of sub-paragraph (1) of this paragraph, the Council shall appoint the following committees:
 - (a) Senior Staff Appointments and Promotions Committee which shall consist of the Rector as Chairman, two members of the Academic Board who are not members of Council and two other members of the Council as members;
 - (b) Junior Staff Appointments and Promotion Committee which shall consist of a Deputy Rector as Chairman, two members of the Academic Board who are not members of the Senior Staff Appointments and Promotions Committee and two other members appointed by the Rector;
 - (c) the Committee on Students' Affairs which shall consist of the following members
 - (i) a Deputy Rector, appointed by the Rector, as Chairman,
 - (ii) one external member of the Council,
 - (iii) Dean of Students Affairs,
 - (iv) two members of the Academic Board who are not members of the Senior or Junior Staff Disciplinary Committee, not below the rank of Senior Lecturer, and
 - (v) four representatives of the Students Union of the College;
 - (d) the Finance and General Purpose Committee ; and

- (e) the Academic Development Committee.
- (4) The Committee on Students Affairs shall be charged with the duty of considering any :
- (a) matters which relates to the welfare of students;
 - (b) other matters referred to it by either the Council or Management of the College; and
 - (c) matters which the Students wish to refer to the Council, which shall be referred to the Management in the first instance and which the Management may have referred to the Committee on students Affairs.
- (5) Any matter which the students wish to refer to the Council shall be referred to the Committee on Students' Affairs in the first instance.
- (6) The decision of a Committee of the Council shall have no effect unless it is confirmed by the Council.
- (7)
- (a) There shall be a Management Committee consisting of all the Principal Officers of the College, Deans and Directors in the College.
 - (b) The Rector shall be the Chairman of the Management Committee.
 - (c) The Management Committee shall meet at least once in a month to discuss and take decisions on matters of general interest to the College.
- (8)
- (a) There shall be a School Board for each School in the College consisting of all the academic staff in that school.
 - (b) The school Board shall deal with academic matters and any other matter of interest to the School or any matter assigned to it by the Council, the Rector or the Academic Board.
 - (c) ~~The Dean shall be the Chairman of the School Board.~~
 - (d) The Dean shall be elected from among the Academic staff, not below the rank of Chief instructor/ Lecturer in that school, for a term of two years and may be elected for another one term of two years.
- (9)
- (a) There shall be a Departmental Board for each Department in the College consisting of all the academic staff in that Department.
 - (b) The Departmental Board shall deal with academic matters and any other matter of interest to the Department.
 - (c) The Head of Department shall be the chairman of the Departmental Board.
 - (d) The Head of Department shall be elected from among the Academic staff not below the rank of Principal Instructor/Lecturer in that Department for a term, of two years and may be elected for another one term of two years.

- (10) (a) Where there is no qualified candidate for the position of Dean or Head of Department, the Rector shall appoint an acting Dean, not below the rank of Principal Instructor/Lecturer or an Acting Head of Department not below the rank of Senior Instructor/Lecturer, for a term of one year in the first instance and renewable only once.
- (b) Where there is still no qualified person, another person shall be appointed to act on the same terms specified above.
- (11) Nothing in this Act shall prevent the Management Committee and Boards from making supplementary rules to guide their proceedings provided such rules are consistent with the provisions of this Act.
- (12) (a) There shall be for the College, a Congregation consisting both Academic and Senior Non-Teaching Staff, who hold at least a first degree or equivalent
- (b) The Rector shall be the Chairman of the Congregation.
- (c) The Congregation shall meet at least once in a semester to conduct its business as prescribed in this Act and to receive report from the Rector on the state of Affairs of the College.
- (13) (a) There shall be for the College a Senior Staff Disciplinary Committee which shall consist of -
- (i) an external member of Council as Chairman;
 - (ii) two members of the Academic Board not below the rank of Chief Instructor/Lecturer;
 - (iii) two members of the Congregation who are not academic staff not below a rank equivalent to Assistant Chief Instructor/Lecturer; and
 - (iv) one member of the Council external to the College.
- (b) The Committee members shall serve for two years and be eligible for reappointment for another two years only.
- (14) There shall be established for the College a Junior Staff Disciplinary Committee consisting of -
- (i) a Deputy Rector as Chairman;
 - (ii) two Academic staff appointed by the Rector who are not members of the Senior Staff Disciplinary Committee;
 - (iii) two non-teaching staff appointed by the Rector equivalent in rank to a Senior Instructor/Lecturer who are not members of the Senior Staff Disciplinary Committee; and
 - (iv) two members of Council external to the College not being members of the Senior Staff Disciplinary Committee.

Conflict of Interest

- (1) Any member of the Council or committee who has a personal interest in any arrangement entered into or proposed to be considered by the Council or any committee shall -
 - (a) disclose his interest to the Council or committee; and
 - (b) not vote on any question relating to the arrangement.

Miscellaneous

- (1) The fixing of the seal of the College shall be authenticated by the signature of the Chairman of the Council or of the Rector where authorised by the Council for that purpose.
- (2) 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 College by any person generally or specially authorised to act for that purpose by the Council.
- (3) Any document purporting to be a document duly executed under the seal of the College shall be received in evidence and shall, unless the contrary is proved, be deemed to be so executed.
- (4) The validity of any proceedings of the Council shall not be affected by any defect in the appointment of a member of the Council or of a person to serve on the Committee, or by reason that a person not entitled to do so took part in the proceedings.
- (5) A person shall not by reason only of his membership of the Council be treated as holding an office of emolument under the Government.
- (6) The common seal of the Council shall not be used or affixed to any document except in pursuance of a resolution duly passed at a properly constituted meeting of the Council and recorded in the minutes of such meeting.

Question that the provision in the First Schedule stand part of the bill — Agreed to.

SECOND SCHEDULE

[Section 10 (3).]

Transitional provisions as to property, etc.

1. (1) Every agreement to which the executing agency or the special fund under this Act was a part immediately before the appointed transfer day, whether in writing or not and whether or not of such a nature that the rights, liabilities and obligations thereunder could be assigned by the said executing agency shall, unless its terms or subject matter make it impossible that it should have effect as modified in the manner provided by this sub-paragraph, have effect from the appointed transfer day, so far as it relates to in property transferred by this Act to the College as if
 - (a) the College had been a party to the agreement on behalf of the government of the Federation; and
 - (b) for any reference (however worded and whether express or implied) to the said executing agency or to the special fund there were substituted, in respect of anything falling to be done on or after the appointed transfer day, a reference to the College.

- (2) Other documents which refer, whether specially or generally, to the executing agency or to the special fund shall be construed in accordance with sub-paragraph (1) of this paragraph so far as applicable.
- (3) Without prejudice to the generality of the foregoing provisions of this Schedule, where, by the operation of any of them or of section 10 of this Act, any right, liability or obligation vests in the College, the College and all other persons shall, as from the appointed transfer day, have the same rights, powers and remedies (and, in particular, the same rights as to the taking or resisting of legal proceedings or the making or resisting of applications to any authority) for ascertaining, perfecting or enforcing that right, liability or obligation as they would have had if it had at all times been a right, liability or obligation of the College.
- (4) Any application to any authority pending on the appointed transfer day by or against the executing agency under this Act and relating to property transferred by this Act to the training centre may be continued on or after that day by or against the College.
- (5) If the law in force at the place where any property transferred by this Act 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 or any other matter), apply with the necessary modifications to the transfer of the property aforesaid; and it shall be the duty of the principal 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, and notwithstanding the disclosure of a trust.

Question that the Provision in the Second Schedule stand part of the bill — Agreed to

Chairman to report Bill.

— (SENATE IN PLENARY)

The President of the Senate reported that the Senate in the Committee of the Whole considered the Report of the Committee on Aviation on the Nigerian College of Aviation Technology Act CAP N96 LFN 2004 (Repeal & Re-enactment) Bill, 2022 and approved as follows:

Clauses 1 - 49 — As Recommended

Schedules 1&2 — As Recommended

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

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

Question put and agreed to.

Bill accordingly Read the Third Time and Passed.

12. Motions:

(a) *Passage of Chief Ernest Shonekan, GCFR, (9th May, 1936 - 11th January, 2022):*

Motion made: The Senate notes with grief, the passage of Chief Ernest Adegunle Oladeinde Shonekan, GCFR, Former Head of the Interim National Government of Nigeria, on Tuesday, 11th January, 2022 at the age of 85 years;

further notes that Chief Ernest Shonekan, an indigene of Ogun State, was a British trained Lawyer, a consummate administrator, a renowned industrialist, a seasoned businessman and politician, who served as the Head of the Interim National Government of Nigeria from 26th August, 1993 to 17th November, 1993;

aware that Chief Ernest Shonekan was born in Lagos, Nigeria, on 9th May, 1936. His father was an Abeokuta-born civil servant and he was one of the six children born into the family;

further aware that Chief Shonekan attended C.M.S Grammar School and Igbobi College, both in Lagos State. He also attended the University of London, where he bagged a Law Degree, after which he was called to Bar;

observes that after being called to Bar, Chief Ernest Shonekan worked at the United African Company of Nigeria (UAC) and rose through the ranks to become the Chairman and Managing Director of the Company;

recalls that on 26th August 1993, Chief Shonekan was appointed as the Head of Interim National Government of Nigeria by General Ibrahim Babangida following his stepping aside from office occasioned by the annulment of the June 12, 1993 election;

further recalls that within three months of his Administration, Chief Shonekan was overthrown in a Palace coup by late General Sani Abacha on 17th November, 1993;

aware that though Chief Shonekan served briefly, his contributions to national development, unity, cohesion and stability are worthy of note in the annals of our nation;

notes that in 1994, he founded the Nigerian Economic Summit Group - an advocacy group and think-tank for private sector-led development of the Nigerian economy;

further notes that Chief Shonekan thereafter featured prominently as a cherished Leader and a respected Elder Statesman who epitomized service to humanity and the nation;

convinced that Chief Ernest Shonekan was a selfless Nigerian who dedicated his life to the growth and stability of Nigeria as evidenced in his public and private life; and

observes that Chief Shonekan was until his passage, married to Chief Mrs. Margaret Shonekan, and they had four children.

The Senate accordingly resolves to:

- (i) observe one minute silence in his honor;
- (ii) urge the Federal Government to immortalize him; and
- (iii) send a delegation to condole with the Shonekan family, the Government and people of Ogun State (*Senator Yahaya A. Abdullahi — Kebbi North*).

Debate:

Proposed Resolution (i):

Question: That the Senate do observe one minute silence in his honor — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do urge the Federal Government to immortalize him — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do send a delegation to condole with the Shonekan family, the Government and people of Ogun State — *Agreed to.*

Resolved:

That the Senate do:

- (i) observe one minute silence in his honor;
- (ii) urge the Federal Government to immortalize him; and
- (iii) send a delegation to condole with the Shonekan family, the Government and people of Ogun State (*S/Res/054/03/22*).

A minute silence accordingly observed in honour of the deceased.

(b) ***Recent Bandit attack in communities in Shiroro and Kaiama Local Government Areas (LGAs) of Niger and Kwara States: A call for action:***

Motion made: The Senate notes that on Tuesday, 11th January, 2022, 13 (Thirteen) persons were confirmed killed in an attack by suspected bandits in Shiroro Local Government Area of Niger State; just as four (4) have been killed in Kaiama, the same week of December, 2021;

notes also that on Friday 14th January, 2022, 5 (Five) vigilante members were killed in an attack on a local market and some communities in Shiroro Local Government Area of Niger State;

aware that during the deadly operation, a lot of destructions ensued and many people who sustained multiple gunshot injuries while many others were kidnapped and taken to unknown destination;

aware also that the assailants attacked villagers who were harvesting crops on their farm in Naundna village in Shiroro council area and Venra village in Kaiama LGA. The inability of farmers to harvest their farm produce may likely trigger food scarcity in the State;

notes that the current sad reality is that there is no longer semblance of security in the whole of Lakpma axis of Shiroro Local Government and the forest reserve area of Kaiama;

regrets that activities of loggers in the Kaiama/Borgu axis of the forest reserve have increased insecurity in the area;

regrets also that these attacks by armed groups have continued in the North-West and North-Central Niger State despite repeated government assurance to address the escalating atrocities;

recalls that over 151,380 people, mostly peasant farmers, were displaced by the activities of bandits in the last two years. The displaced persons were registered in 13 local government areas of the State, with Rafi council area neighbouring Zamfara and Kaduna topping the chart with 28,987 displaced persons;

concludes that in the Shiroro council area, where the latest incident occurred, over 27,678 persons were displaced within the period; and

notes that the ongoing bloodletting and destruction of public and private assets by the bandits cannot be allowed to continue.

The Senate accordingly resolves to:

- (i) commend the President, Commander-in-Chief for ordering air bombardment on their area of operation and need to extend such operation in the forest reserve in Kaiama;
- (ii) urge the Federal Government to declare a full fledged war on these unscrupulous elements since they have been declared as terrorists;
- (iii) urge the Federal Government to establish a military Base at Shiroro and Kaiama to restore confidence in the security and safety of the affected communities and to safeguard the National Asset located within the area, such as the Shiroro Hydro-electric Power Dam; and
- (iv) urge National Emergency Management Agency (NEMA) to provide relief materials and medical team to the victims immediately (*Senator Sadiq S. Umar — Kwara North*).

Debate:

Proposed Resolution (i):

Question: That the Senate do commend the President, Commander-in-Chief for ordering air bombardment on their area of operation and need to extend such operation in the forest reserve in Kaiama — *Agreed to.*

Proposed Resolution (ii):

Question: That the Senate do urge the Federal Government to declare a full fledged war on these unscrupulous elements since they have been declared as terrorists — *Agreed to.*

Proposed Resolution (iii):

Question: That the Senate do urge the Federal Government to establish a military Base at Shiroro and Kaiama to restore confidence in the security and safety of the affected communities and to safeguard the National Asset located within the area, such as the Shiroro Hydro-electric Power Dam — *Agreed to.*

Proposed Resolution (iv):

Question: That the Senate do urge National Emergency Management Agency (NEMA) to provide relief materials and medical team to the victims immediately — *Agreed to.*

Resolved:

That the Senate do:

- (i) commend the President, Commander-in-Chief for ordering air bombardment on their area of operation and need to extend such operation in the forest reserve in Kaiama;
- (ii) urge the Federal Government to declare a full fledge war on these unscrupulous elements since they have been declared as terrorists;
- (iii) urge the Federal Government to establish a military Base at Shiroro and Kaiama to restore confidence in the security and safety of the affected communities and to safeguard the National Asset located within the area, such as the Shiroro Hydro-electric Power Dam; and
- (iv) urge National Emergency Management Agency (NEMA) to provide relief materials and medical team to the victims immediately (S/Res/055/03/22).

13. **Chartered Institute of Forensic and Fraud Examiners of Nigeria (Establishment) Bill, 2022 (HB. 1220) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

14. **National Orientation Agency Act (Amendment) Bill, 2022 (HB. 12) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

15. **National Centre for Ear, Nose and Throat Disease (NACENT) (Establishment) Bill, 2022 (HB. 13) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

16. **Animal Disease Control Act (Repeal & Re-enactment) Bill, 2022 (HB. 423) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

17. **Federal University of Agriculture Dadin Kowa, Gombe State (Establishment) Bill, 2022 (HB. 652) — Concurrence:**

Consideration of Bill deferred to another Legislative Day.

18. **Adjournment:**

Motion made: That the Senate do adjourn till Wednesday, 19th January, 2022 at 10:00 a.m. (*Senate Leader*).

Question put and agreed to.

Senate adjourned accordingly at 1:51 p.m.

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

